

# Red Cliff Band of Lake Superior Chippewas

## REGULAR COUNCIL MEETING

May 7, 2012

Legendary Waters Buffalo Bay Grand Ballroom

3:20 p.m.

Meeting called to order at 3:20 p.m. by Rose Soulier, Tribal Chairperson.

### ROLL CALL:

Rose Soulier, Present

Marvin Defoe, Present

Laura J. Gordon, Present

Dennis Soulier, Present

Jeanne Gordon, Present

Mike Gurnoe, Present

Joanne Peterson, Present

Bryan Bainbridge, Present

Robert Bear, Present

Quorum

In attendance: Mark Montano, Director Tribal Operations, David Ujke, Tribal Attorney and Community members.

### OPENING CEREMONY

Opening ceremony performed by Frank Montano.

### AGENDA

Dennis Soulier moved to approve the agenda to add approval of Resolution pertaining to Public Services Commission of WI grant application to number 15. Seconded by Jeanne Gordon. Motion carried.

Marvin Defoe moved to go into Executive Session. Seconded by Dennis Soulier. Motion carried.

Dennis Soulier moved to return to Regular Session. Seconded by Jeanne Gordon. Motion carried.

Marvin Defoe moved to approve Resolution **5/7/12A** pertaining to supporting the Menominee Indian Tribe's Off Reservation Gaming Project. Seconded by Dennis Soulier. Motion carried.

### APPROVAL OF MINUTES

Dennis Soulier moved to approve the minutes of March 8, 2012 with corrections. Seconded by Joanne Peterson. Motion carried.

Laura J. Gordon moved to approve the minutes of March 20, 2012 with corrections. Seconded by Jeanne Gordon. Motion carried.

Marvin Defoe moved to approve the minutes of April 2, 2012 with corrections. Seconded by Mike Gurnoe. Motion carried.

Jeanne Gordon moved to approve the minutes of April 11, 2012 with corrections. Seconded by Joanne Peterson. Motion carried.

Jeanne Gordon moved to approve the minutes of April 17, 2012 with corrections. Seconded by Bryan Bainbridge. Motion carried.

### **COMMUNITY COMMENTS/ANNOUNCEMENTS**

Ron DePerry presented the history of the First American Prevention Center, program goals of the Vocational Rehabilitation for Native Americans (VRNA), VRNA budget and grantees, and how the VRNA program has affected high school students that are Red Cliff Tribal members with Learning Disabilities grasp employment.

### **TREASURERS MONTHLY REPORT**

Jeanne Gordon moved to approve the Treasurers Report for February 2012. Seconded by Joanne Peterson. Dennis Soulier explained the report was produced in a new format as discussed at Tribal Council's mini retreat. Motion carried.

### **OLD BUSINESS**

#### **PROPOSAL HIRING CHANGES**

Rick Wygonik and Mark Montano mentioned that during the Council's mini retreat a point to point based screening and interviewing process was requested. They are proposing that the new Hiring Process have a three month trial period and during this three month period they would be making selections through the normal discussion process on each position and also doing a point system on the questions asked and compare the results of the selection between the two processes. They will also be refining the point system for both the screening and interview processes during this period. They will provide the Tribal Council with the results of hiring at the end of the three month period. Suggestion was made to eliminating the 90 days for LTE positions.

Joanne Peterson moved to have Rick Wygonik come back within three months with updated revised changes. Seconded by Marvin Defoe. Motion carried.

### **NEW BUSINESS**

#### **WHITE PINE RELEASE**

Chad Abel gave an overview of the project. The Red Cliff Tribe was awarded \$2,000 by the BIA in 2009 for the "White Pine Release" Project. Hundreds of white pine saplings were planted in this three acre stretch after an illegal harvested happened on these lands years ago. This project was visited by BIA and Red Cliff staff. BIA marked brush and small trees less than 5" in diameter that are competing with and shading out the planted white pine. Natural Resources Division will hike into this site as time allows this summer and cut down the stems that BIA has

marked. This aim is to allow the white pine that was planted to become dominate on the three acre parcel.

Jeanne Gordon moved to approve to cut and limb orange-painted trees to lie within one foot of ground and off any pine. Leaving no "hangers". Cut completing brush within four feet of white pine. Cut small trees within four feet of pine that threatens to overtop them. Seconded by Joanne Peterson. Motion carried.

#### **INTERNET GAMING RESOLUTION**

Bryan Bainbridge moved to approve Resolution **5/7/12B** approving the concept of working with other Wisconsin Tribes to pursue Internet Gaming Opportunities. Seconded by Laura J. Gordon. Motion carried.

#### **SMSC GRANT & HEALTH CENTER UPDATE**

Marvin Defoe gave an update on the two (2) SMSC grants. Red Cliff has two grants one from 2011 and one from 2012. The 2011 grant is designated for two areas, namely the marina at the casino and the pow-wow grounds (old and new grounds). The 2012 grant plans are to move ahead on all projects addressed by this grant and it includes the youth center, ECC, fisherman's dock, casino marina, casino slots and the new community center/library.

The new Health Center is also in the planning and development stages. The Clinic construction committee has met on three different occasions to begin the process of retaining the architect, DSGW, to begin phase II of the development. The new Health Center project received a Loan through SMSC.

#### **PAC DISCUSSION**

Dennis Soulier moved to have legal review the PAC regulations and policies. Seconded by Bryan Bainbridge. Discussion: Bring back to next Council meeting which will be on May 22, 2012. Motion carried.

#### **LEASES**

Jeanne Gordon moved to approve Resolution **5/7/12C** requesting the modification of residential lease site of Dawn Peterson located on Blueberry Road. Seconded by Bryan Bainbridge. (One abstention Joanne Peterson) Motion carried.

Dennis Soulier moved to approve Resolution **5/7/12D** a residential lease located on Blueberry Road for Edward Basina. Seconded by Marvin Defoe. Motion carried.

Dennis Soulier moved to approve Resolution **5/7/12E** a residential lease located on North Bradum Road for Dawn Peterson. Seconded by Jeanne Gordon. (One abstention Joanne Peterson). Motion carried.

Joanne Peterson moved to approve Resolution **5/7/12F** a residential lease located on Blueberry Road for Zachery P. Van Vlack. Seconded by Jeanne Gordon. Motion carried.

Dennis Soulier moved to approve Resolution **5/7/12G** a renewal lease for Lee Gary to add Alaina Gordon to lease, both are Tribal members, located on Bineshii Drive. Seconded by Jeanne Gordon. Motion carried.

Marvin Defoe moved to approve Resolution **5/7/12H** a renewal lease for Ray Defoe Jr. to add Nelson Venter to lease, both are Tribal members, located on Watertower Road. Seconded by Bryan Bainbridge. Motion carried.

**APPROVAL OF PAYMENT OF INVOICE AND WAIVER OF 3 BID PROCESS FOR TRIBOVICH CO.**

Mike Gurnoe moved to approve the approval request of the invoice presented by Ed Sindelar for the amount of \$16,047.50 from Tribovich Construction for earth work and grading at the Red Cliff Wastewater Treatment Facility to manage storm water run-off. Seconded by Robert Bear. Motion carried.

**APPROVAL OF RESOLUTION PERTAINING TO PARTICIPATION IN THE IHS SERVICE PROGRAM**

Diane Erickson talked about the Red Cliff Health Clinic has completed its participation in the twelve month "Improving Patient Care" (IPC3) learning collaborative. Also that the Red Cliff Health Clinic has been successful in attaining the goals set forth in the IPC3 program and recommended moving forward to the next level of participation.

Jeanne Gordon moved to approve the Resolution **5/7/12I** pertaining to participation in the Indian Health service program "Quality Improvement Learning Network" (QILN). Seconded by Laura J. Gordon. Motion carried.

**APPROVAL OF RESOLUTION PERTAINING TO THE SUBMISSION OF THE PUBLIC SERVICE COMMISSION OF WISCONSIN**

Joanne Peterson moved to approve the Resolution **5/7/12J** pertaining to the submission of the Public Service Commission of Wisconsin grants application, in support of the Telemedicine Equipment project for the Red Cliff Health Center. The amount applied for is \$49,049. Seconded by Jeanne Gordon. Motion carried.

**CEP (CONCENTRATED EMPLOYMENT PROGRAM) APPOINTMENT**

Dennis Soulier moved to re-appoint Dee Gokee-Rindal to the Northwest Wisconsin Concentrated Employment Program, Inc. Seconded by Laura J. Gordon. Discussion: Dee is okay with this. Motion carried.

**APPROVAL OF RESOLUTION PERTAINING TO THE VETERANS OUTREACH GRANT**

Joanne Peterson moved to approve the Resolution **5/7/12K** pertaining to the Veterans Outreach Grant. Seconded by Laura J. Gordon. Motion carried.

**APPROVAL OF RESIGNATION FROM THE RED CLIFF BOARD OF COMMISSIONERS BRUCE F. TOPPING**

Jeanne Gordon moved to accept the resignation of Bruce F. Topping from the Red Cliff Board of Commissioners effective immediately and to have this position be posted out to the community. Seconded by Marvin Defoe. Motion carried.

**LISTENING SESSION DISCUSSION**

Mark Montano will discuss some options at the next Division Administrators meeting and will bring suggestions back at the next Special Council meeting that is on Tuesday May 22, 2012.

**AUTOMATIC ENROLLMENTS**

Dennis Soulier moved to approve all 18 applications for Automatic Enrollment. All applicants were approved by the Red Cliff Membership Committee. Seconded by Laura J. Gordon. Motion carried.

**RELINQUISHMENT**

Joanne Peterson moved to approve the Resolution **5/7/12L** pertaining to a Tribal members request for Relinquishment for Andrew Tyler Sath. Seconded by Mike Gurnoe. Motion carried.

**RATIFY COUNCIL POLL APPROVING THE OFFICIAL 2012 RED CLIFF PRIMARY ELECTION BALLOT**

Dennis Soulier moved to ratify Council poll pertaining to approval of the 2012 Red Cliff Primary Election Ballot. Seconded by Laura J. Gordon. (One abstention Marvin Defoe). Motion carried.

**RATIFY COUNCIL POLL PERTAINING TO THE FROG BAY NATIONAL PARK DEVELOPMENT**

Mike Gurnoe moved to ratify Council poll pertaining to the Frog Bay National Park Development. Seconded by Dennis Soulier. (One abstention Bryan Bainbridge). Motion carried.

**RATIFY COUNCIL POLL PERTAINING TO HWY 13 CORRIDOR BEAUTIFICATION**

Marvin Defoe moved to ratify Council poll for approval of Resolution pertaining to Hwy 13 Corridor Beautification. Seconded by Joanne Peterson. Motion carried.

**OTHER**

Cindy Garrity, Election Board Chair person read to the community the results of the re-count on the Primary Elections and they were for Vice Chair - Larry Deragon 96, Steven Boyd 78, Marvin Defoe 95, Nathan Gordon 158, for Secretary - Laura J. Gordon 399, for Treasurer - Dennis Soulier 205, and Joanne Peterson 215.

George Newago was asked to speak to the Council on behalf of Brian and Michelle Goodwin Property issues that they are having.

Dennis Soulier moved to go into Executive Session. Seconded by Jeanne Gordon. Motion carried.

Dennis Soulier moved to return to Regular Session. Seconded by Laura J. Gordon. Motion carried.

Marvin Defoe moved to support the Jurisdiction issue of the Michelle Goodwin property. Seconded by Bryan Bainbridge. Motion carried.

Marvin Defoe moved to hire Steve Basley, as the Residential Treatment Coordinator (evening). Seconded by Jeanne Gordon. Motion carried.

Joanne Peterson moved to hire Ed Boyd Jr. and William "Billy" Gordon as the Field Technician. Seconded by Jeanne Gordon. Motion carried.

Joanne Peterson moved to hire Diane Peterson as the Senior Accountant. Seconded by Laura J. Gordon. Motion carried.

Jeanne Gordon moved to adjourn. Seconded by Dennis Soulier. Motion carried.

Adjourned: 9:55 p.m.

Respectfully Submitted:

  
Jeannie Balber  
Recording Secretary

ATTEST:

  
Laura J. Gordon, Secretary  
Red Cliff Tribal Council