

Red Cliff Band of Lake Superior Chippewas

SPECIAL COUNCIL MEETING

June 19, 2012

4:30 p.m. Legendary Waters

Meeting called to order at 4:30 p.m. by Rose Soulier, Tribal Chairperson.

ROLL CALL:

Rose Soulier, Present

Marvin Defoe, Present @4:49 p.m.

Laura J. Gordon, Present

Dennis Soulier, Present

Jeanne Gordon, Present

Mike Gurnoe, Present

Joanne Peterson, Present

Bryan Bainbridge, Present @ 4:35 p.m.

Robert Bear, Present

Quorum

In attendance: Mark Montano, Director Tribal Operations, David Ujke, Tribal Attorney, Robert Pokorney, General Manager, and community members.

OPENING CEREMONY

Opening ceremony performed by Frank Montano.

AGENDA

Move #9 Approval of Signature of MOU/Work Plan for Tribal AmeriCorps up after Approval of Agenda, Delete #10 Approval of Amendment #1 for the North Pump house MOA, under # 17 add two more Business Licenses and under Other add Amendment to Credit Agreement Approving Resolution, Jeanne Gordon moved to approve the amended agenda. Seconded by Joanne Peterson. Motion carried.

APPROVAL FOR SIGNATURE OF MOU/WORK PLAN FOR TRIBAL AMERICORPS

Jeanne Gordon moved to approve and authorize the Tribal Chair to sign the MOU workplan for the Tribal AmeriCorps. Seconded by Bryan Bainbridge. Motion carried.

COMMUNITY COMMENTS/ANNOUNCEMENTS

Daniel Duffy thanked everybody for the opportunity for the silent auction that was held by the Decommissioning committee and Alan Morris. Dan had purchased a lot of equipment for his own business.

Frank Montano had heard a rumor about removing beavers. Bryan Bainbridge gave an update of the process that had taken place with getting rid of the beavers. There were 13 beavers in all that were removed. This process had taken place during the trapping season. Frank Montano stated that we should think about these kinds of situations in the future.

Alan Morris mentioned that he and put in a bid for the steel on the old Isle Vista Casino and is asking for about 80 sheets this would be the west wall and back wall. Alan mentioned that he and his wife had put in 14 straight days helping out with the auction.

Dennis Soulier moved to give Alan Morris 80 sheets of metal. Seconded by Joanne Peterson. Motion carried.

The next auction will be on June 30, 2012 with a viewing from 9-11 a.m. and the auction will be from 1-3 p.m. Tribal Members Only.

Patsy Ruth DePerry had concerns of an issue at the Red Cliff Housing Authority. Patsy Ruth had documents from the HUD office. Where are we at in this situation? What action is going to be taken? And how long is it going to be paid back? Tribal Chair responded that a payment has already been made and we have two (2) years to pay it back.

Larry Balber followed up on comments about the individuals that were involved in the payroll advances.

Grace Livingston still has concerns about the vehicles that are racing up and down Daley road; she is worried about the children's safety now that school is out. Grace had touched base with Chief Mertig. Tribal Chair will touch base with Chief Mertig again.

CASINO REPORT

Dennis Soulier moved to go into Executive Session. Seconded by Mike Gurnoe. Motion carried.

Marvin Defoe moved to return to Regular Sessions. Seconded by Dennis Soulier. Motion carried.

Dennis Soulier moved to approve Legendary Waters Resort and Casino Financials for the month of May 2012. Seconded by Marvin Defoe. Motion carried.

Marvin Defoe moved to approve the Legendary Waters Resort and Casino Cash Flow Budget for July 2012. Seconded by Dennis Soulier. Motion carried.

COMPLIANCE REPORT

Tom Jeffords and Jim Hurley presented the Compliance report. Jim went through his report and touched on a few items – went over to the old Isle Vista Casino collected all old tokens and brought them over to Chicago iron to be destroyed. Started chip testing on 30 new Aristocrat games and installed 10 new IGT games. Jim also attended a Title 31 meeting with Mystic Lake auditors.

Tom went through his report and touched on a few items, Tom had finished the Gaming Commission Policies and Procedures will send them up to Legal to review and then to Council for approval. Tom moved into a new office down at Legendary Waters Resort and Casino. Tom

meets with Tribal Administration on Mondays. Tom also attended a Title 31 meeting with Mystic Lake auditors. Sent out an e-mail to management reminding them of the Payment Audit Management Responses and the Quarterly fee statement, this has been done and paid on time.

Bryan Bainbridge moved to approve the May – June 2012 Compliance Report. Seconded by Joanne Peterson. Motion carried.

GAMING COMMISSION REPORT

Larry Deragon presented a verbal report and mentioned to the Council that there were no meetings, but had one on Monday June 18, 2012. Larry told the Council they are still short members on the Gaming Commission. This will be reposted.

Marvin Defoe moved to approve the May 2012 Gaming Commission Report as presented. Seconded by Bryan Bainbridge. Motion carried.

OLD BUSINESS

PROPERTY AND PROCUREMENT MANUAL PROVISION REVISIONS

Jeanne Gordon moved to approve the Property and Procurement Manual Provisions revisions with corrections. Seconded by Mike Gurnoe. Motion carried.

APPROVAL OF RESOLUTION PERTAINING TO SUPPORTING TRIBE/STATE HWY 13 SCENIC BYWAYS DESIGNATION

Laura J. Gordon moved to approve Resolution **6/19/12A** pertaining to Supporting Tribe/State Highway 13 Scenic Byways Designation. Seconded by Jeanne Gordon. Motion carried.

NEW BUSINESS

LEASES

Bryan Bainbridge moved to approve Resolution **6/19/12B** requesting a lease for Vincent L. Gordon located on Youth Center Drive. Seconded by Jeanne Gordon. Motion carried.

Dennis Soulier moved to approve Resolution **6/19/12C** a modification request from Kathryn Roberts a non-tribal member to remove Edward Boyd Sr.'s name and to add Edward Boyd Jr.'s name to the lease located on Pike Road. Seconded by Bryan Bainbridge. Motion carried.

APPROVAL OF THE ADDENDUM TO THE EMR CONTRACT

Dennis Soulier moved to approve the Addendum to the EMR contract allowing the request to be added as a no-cost change to the latest contract. Seconded by Marvin Defoe. Motion carried.

APPROVAL OF RESOLUTION PERTAINING TO CONTINUED CONTRACTING I.H.S. 2013

Dennis Soulier moved to approve Resolution **6/19/12D** pertaining to the Continued Contracting for Health Services for Fiscal year 2013 through the Bemidji Area office. Seconded by Bryan Bainbridge. Motion carried.

APPROVAL OF RESOLUTION PERTAINING TO JOINT DETERMINATION FOR I.H.S. CONTRACT

Mike Gurnoe moved to approve Resolution **6/19/12E** pertaining to approval for participation in Section 813, of the Indian Health Care Improvement Act, through the Indian Health Services. Seconded by Marvin Defoe. Motion carried.

APPROVAL OF RESOLUTION PERTAINING TO CONTINUED CONTRACTING WITH WI DHS 2013

Dennis Soulier moved to approve Resolution **6/19/12F** pertaining to authorizing continued contracting for Health Services for Fiscal year 2013 through the Wisconsin Department of Health and Family Services. Seconded by Jeanne Gordon. Motion carried.

APPROVAL OF RESOLUTION PERTAINING TO 2012-2015 TEMPORARY ASSISTANCE TO NEEDY FAMILIES (TANF) PLAN

Bryan Bainbridge moved to approve Resolution **6/19/12G** pertaining to the 2012-2015 Temporary Assistance to needy Families Plan with corrections, and subject to the approval of the Executive Council committee. Seconded by Marvin Defoe. Motion carried.

APPROVAL TO REVISE THE TRIBAL TRANSPORTATION IMPROVEMENT PLAN (TTIP)

Joanne Peterson moved to approve the revised Tribal Transportation Improvement Plan (TTIP). The BIA has made recommendations to revise the TTIP based on their review and available funding through 2015. Seconded by Bryan Bainbridge. Motion carried.

APPROVAL OF BUSINESS LICENSES:

Mike Gurnoe moved to approve the Business License for Carol Issac for "Peterson's Foods and Smokeshop". Seconded by Marvin Defoe (1 abstention Joanne Peterson). Motion carried.

Dennis Soulier moved to approve the Business License for Nathan Morris for "Red Fin Charters". Seconded by Bryan Bainbridge. Discussion: that Nathan work with the General Manager of Legendary Waters Resort and Casino. Motion carried.

Jeanne Gordon moved to approve the Business License for George P. Newago for "GT Fireworks". Seconded by Joanne Peterson. Motion carried.

APPROVAL OF MEMBERSHIP BALLOT FOR GENERAL ELECTION

Dennis Soulier moved to approve numbers 1 through 92 on the Ballot for the 2012 General Election. Seconded by Jeanne Gordon. Discussion: that numbers 93-96 be added to the list of applicants that has been tabled by the Membership committee for further review. Motion carried.

APPROVAL TO CERTIFY AT-LARGE CANDIDATES

Mike Gurnoe moved to approve the Certifications of Candidates provided all qualifications are met. Seconded by Joanne Peterson. (3 abstentions Jeanne Gordon, Marvin Defoe and Bob Bear). Motion carried.

APPROVAL OF GENERAL ELECTION BALLOT

Jeanne Gordon moved to approve the 2012 General Election Ballot with corrections provided all qualification is met as candidates. Seconded by Laura J. Gordon. (4 abstentions Bob Bear, Joanne Peterson, Marvin Defoe and Dennis Soulier). Motion carried.

TENANT ASOCIATION

Linda Lamoreaux mentioned to the Council that the Tenant Association is working on getting a newsletter out.

CONSTITUTION COMMITTEE UPDATE

Dave Wagman gave the Council an update of what is going on at this time acknowledging how great it is to have Rob Goslin and Leo LaFernier on the committee with their knowledge. The committee doesn't want to get political and wants to put on a Tribal feast for the community to get Tribal Community input.

OTHER

AMENDMENT TO CREDIT AGREEMENT APPROVING RESOLUTION

Joanne Peterson moved to approve the Resolution **6/19/12H** pertaining to approving the Second Amendment to Construction and Credit Term Agreement with Shakopee Mdewakanton Sioux Community to the Red Cliff Band of Lake Superior Chippewa. Seconded by Bryan Bainbridge. Motion carried.

Bryan Bainbridge moved to go into Executive Session. Seconded by Jeanne Gordon. Motion carried.

Dennis Soulier moved to return to Regular Session. Seconded by Joanne Peterson. Motion carried.

Dennis Soulier moved to hire Jennifer Bresette as the Head Start Family Service Worker with Ashly Gurnoe as the alternate. Seconded by Marvin Defoe. (1 Abstention Mike Gurnoe). Motion carried.

Joanne Peterson moved to hire Justin Gilbertson, Chris Benton, Kyle Mabie, Dan Brown, John Huettl, and Hayley Nye as the part time Law Enforcement Officers. Seconded by Dennis Soulier. Motion carried.

Laura J. Gordon moved to re-post the Residential Treatment Coordinator (Evening) to include having the Division Administrator be involved with the hiring/interview process. Seconded by Joanne Peterson. Motion carried.

Bryan Bainbridge moved to report the Residential Treatment Assistant P/T days, to include having the Division Administrator be involved with the hiring/interview process. Seconded by Laura J. Gordon. Motion carried.

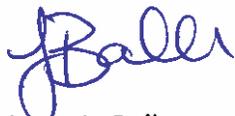
Laura J. Gordon moved to have the Chair sign an offer on the Davidson land parcel as discussed with Tribal Attorney in Executive Session. Seconded by Dennis Soulier. Motion carried.

Dennis Soulier moved to approve a Conforming Resolution **6/19/12** to have Tribal Attorney draft one up authorizing the Chair to sign BIA funds and other funds that the Tribe is able to secure for the purpose of purchasing this parcel. Seconded by Marvin Defoe. Motion carried.

Joanne Peterson moved to adjourn. Seconded by Marvin Defoe. Motion carried.

Adjourned: 9:40 p.m.

Respectfully Submitted:



Jeannie Balber
Recording Secretary

ATTEST:



Laura J. Gordon, Secretary
Red Cliff Tribal Council