

# Red Cliff Band of Lake Superior Chippewas

## SPECIAL COUNCIL MEETING

March 3, 2010

3:00 p.m.

Fire Hall

Meeting called to order at 3:00 p.m. by Rose Soulier, Chairperson.

### Request from Jeanne Gordon:

First of all we have to appoint a acting Tribal Council Secretary; Jeanne recommend that Laura Gordon be acting Tribal Council Secretary. Mike Gurnoe made a motion to put Laura Gordon as Acting Tribal Council Secretary. Seconded by Larry Deragon. Motion Carried.

Dennis Soulier made a motion to put Laura Gordon as the designated person to accept names submitted for Vice Chair and Secretary for Primary Election. Seconded by Larry Deragon. Motion Carried

### ROLL CALL:

Rose Soulier – Present	Charlie Bresette - Absent
Marvin Defoe – Present	Laura Gordon - Present
Jeanne Gordon – Absent	Larry Deragon - Present
Dennis Soulier – Present	Ray DePerry - Present
Mike Gurnoe – Present	Quorum

**Present:** Red Cliff Housing Board, Tim Funk RCHA Planner.

### AGENDA:

Dennis Soulier moved to approve the agenda. Seconded by Marvin Defoe. Motion Carried

### Casario Property/Plan B – RCHA:

Tim Funk explained to the council that in the last Housing Board meeting there would be a change for their mobilization building. The new strategy will call for a minimum to change the location of the Phase II mobilization building, and possibly the construction of two simpler buildings; one which would go to the Tribe and one to the Housing.

### The BIA Trust Application:

The NEPA had been performed on the Casario Property as part of the application but by the end of January BIA was 10% to 20% completed with the trust application and as of today it is at 25% or 30% completed. The trust application went in over two (2) years ago.

Mark Duffy said he recommends putting Building #1 up in the Bradum Development on the site marked Area 2. It would be a good site for the building because the Maintenance would be right there.

If we don't start spending the ARRA money within 30 days we could lose it.

If the Tribe decides to put the Roads Program building on Hwy 13, the idea was floated that we take the monies available for a mobilization building and build two simpler, more affordable buildings for the price of one.

**RESOLUTION FOR BUILDING TO GO UP IN AREA #2 ON BRADUM DEVELOPMENT:**

Dennis Soulier made a motion to put building #1 up in Bradum Development on Acorn Road (Area 2). Seconded by Ray DePerry. Motion Carried. Resolution 3-3-10A.

The 2<sup>nd</sup> building will be used as a transportation building. Maybe see if Jeff can put some Roads funds into the 2<sup>nd</sup> building; he won't get his monies until the end of next year, but a shell could still be put up. In area 2 it has been discussed as a potential site for some type of community building; before and across the road to the west of it is the "stump dump" which could be re-shaped into hills – open space.

Red Cliff Housing Board took action to turn the Casario Property back to the Tribe.

Marvin Defoe makes a motion to put the second building on County Highway K as the site. Seconded by Mike Gurnoe. Motion Carried.

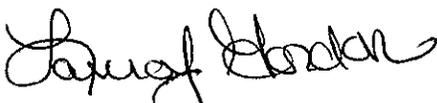
**OTHER:**

If the Council is going to leave what was already approved for Old Housing that is fine but if Council is going to change anything Council would have to let Housing know soon, because Housing would have to submit a whole new application by March 31, 2010; that is the deadline for this Tax Credit round.

Dennis Soulier makes a motion to adjourn the meeting. Seconded by Marvin Defoe. Motion Carried.

Meeting adjourned at 4:52 p.m.

Respectfully Submitted:



Laura Gordon  
Acting Tribal Council Secretary

# Red Cliff Band of Lake Superior Chippewas

## SPECIAL COUNCIL MEETING

March 23, 2010

4:30 p.m. Bingo Hall

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

### ROLL CALL:

Rose Soulier, Present

Marvin Defoe, Present

Jeanne Gordon, Present

Dennis Soulier, Present

Mike Gurnoe, Present

Charles Bresette, Absent

Laura Gordon, Present

Larry Deragon, Present

Ray DePerry, Present

Quorum

In attendance: Mark Montano, Director of Tribal Operations, Jean Behr, Chief of Financial Operations, David Ujke, Tribal Attorney and community members.

### AGENDA

Dennis Soulier moved to approve agenda. Seconded by Mike Gurnoe. Motion carried.

### OPENING CEREMONY

Opening ceremony performed by Frank Montano.

### CITIZEN OF MONTH

March citizen of the month was Vicky Leask; she received a plaque, certificate and a gift.

### WI. NATIVE TOBACCO SURVEY

Presentation given by Teresa K. Barber, Program Director from GLITC. A list of questions was given to 167 students at Bayfield school from 6<sup>th</sup> to 12<sup>th</sup> grades regarding tobacco use. Part of the process is a report back to the Council. With the report are some recommendations for the tribes: #1) Make all Tribal government buildings smoke free other than ceremonial and sacred tobacco use. #2) Make all workshops including food and entertainment facilities smoke free. #3) Make hotel and conference centers smoke free with exception for ceremonial, sacred tobacco use and 25% of lodging rooms. #4) Strengthen smoke free policies where children are present including grounds. #5) Make smoke free policies written to ensure their continuity for future generations. Teresa can be contacted at the GLITC office.

### COMMUNITY INPUT/ANNOUNCEMENTS

Tribal Chairperson Rose stated the Business Board will bring back recommendations after the meeting this week.

Joe Gordon along with the Tenant Association has an update on what is going on. They are requesting the moratorium be extended 90 to 180 days to review all notices the Association has received. Tribal Chairperson Rose stated a meeting is scheduled March 30<sup>th</sup> as a listening session at the bingo hall at 6 p.m. The Tribal Attorney has to finish his investigation and gather more information. From 5 to 6 p.m. will be a report on Calleo.

Grace Livingston stated there is still speeding on Daley Road and no one seems to stop at the stop sign including the busses. The speed sign should be put on the road again and bring this to the attention of the school.

Free breakfast on April 2, 2010 at the bingo hall from 8 to 10 am for all area service providers that work with children to recognize the service and work you provide for all children. Speaker will be Candi Gil Aubid, Therapist MSW, LIC SW Family Prevention Therapist.

Internet Safety Presentation, by CESA 12 at the Elderly Center, on Wednesday April 7, 2010, from 6 to 7:30 p.m. Both presentations are provided by the Red Cliff Family Violence Program, ICW, Police Dept., TINA program and Family Services Division.

#### **CASINO REPORT/JEFF GORDON**

A budget has been done through September 30<sup>th</sup> and next years budget will be broken down into departments. Slot revenue, October-February with actual expenses, numbers on Calleo are not in this budget. February balance sheet revenue vs. expenses \$54,000 profit with net profit of \$200,000. There will be an improvement in the audit next year. Question asked about the money market account, it has approximately \$74,000 in it. The casino has made it through the winter. Next months report will have a profit/loss per department. Discussed ways to make a profit and bring in people by marketing. Question asked if casino could do away with the Styrofoam cups used for coffee and if a small kiosk could be set up where people could have a good cup of specialty coffee. Also they use Styrofoam trays. Jeff will check into this right away regarding the dinners and look at a kiosk. Questions asked about the campground and marina and on Point Detour which will be cleaned up and ready for anyone to camp. The stairs going down to the lake will be fixed. Discussed Calleo; Calleo was paid out of casino revenues. A report will be coming out on this at a meeting.

Tribal Chairperson Rose Gurnoe stated they have been working with Shakopee and there will be a community meeting the third week in April to discuss a comprehensive plan. They have had three meetings so far. KKE was also involved as Shakopee has worked with them before. Question asked if casino employees will have first placement and the required training needed. This will not change. It was brought up that there were two referendums on this before and Council's didn't listen to the people. If there is another one do they plan to listen this time? Chairperson responded that we intend to move forward.

Dennis Soulier moved to approve the Casino report and budget for 2010. Seconded by Marvin Defoe. Motion carried.

## **COMPLIANCE/CAROL CAMERON**

February worked on the pull tabs to ensure we were in compliance to have them at facility. Worked with Larry Gordon, Carol Gordon, Bev Defoe, Chris Livingston, and Chris B.; all worked well together as a team. The Surveillance equipment we will be receiving is worth over four million; made an offer to Bad River and they will split the cost of shipping it here.

Questions asked about machines not being fixed like keno. They are obsolete and you can not get parts for them anymore. Also the hoppers will soon be obsolete as everyone is going to digital ticket in and out. Question asked why Compliance Officer is not on property. It does not matter where her office is located, spends time at Isle Vista. It would be more convenient if she was at Isle Vista.

Dennis Soulier moved to approve the Compliance Report. Seconded by Jeanne Gordon. Motion carried.

Carol attends the Manager's meeting, Gaming Committee and Compliance has to step up duties. She would like to train department by department so staff understands the internal controls. She is proposing this to management.

## **GAMING COMMISSON**

Carol stated NIGC has been asked for help in the investigation and they need a synopsis with evidence of wrong doing here before they will assist. Councilman Ray DePerry stated this year the casino is in the black, with Calleo team it dropped. Is that reason enough for them to come in? Yes.

Marvin Defoe moved to approve the Gaming Report. Seconded by Ray DePerry. Motion carried.

## *Old Business*

## **PETITION**

Bobbi Rose Basina read a letter her mother wrote regarding housing and not wanting to move. Her family has lived there all their lives. Discussed the various options available. If this does not go through, housing will have to submit for 2011. Tim Funk was asked about housing managing homes on Daley Road for an outside agency, if this was true. Yes. He explained the projects and the tax credit application and the rule changes approved by HUD. Tim is willing to work with the Tenant Association and Housing Board on future tax credit projects. Discussion on new homes, and members owing them after a specific time frame and paying for those years.

Marvin Defoe moved to not destroy all buildings in Old housing units and pull back application that addresses it. Seconded by Dennis Soulier. Discussed options. Roll call vote: Ray DePerry – no, Laura Gordon – yes, Jeanne Gordon – yes, Marvin Defoe – yes, Dennis Soulier – yes, Mike Gurnoe – abstain, Larry Deragon – no; 4 for, 2 opposed, 1 abstention. Motion carried.

Marvin Defoe moved to consider 2011 application for Old Housing and to engage in discussion with the tenants and community. Seconded by Dennis Soulier. Motion carried.

### *New Business*

#### **AIKEN FARM/VISTA**

Request approval of two grants from Friends of the Dirt: 1) \$10,000 to access training for the Committee and do strategic planning with workshops; 2) \$16,000 to get the community involved with the garden project. The Committee is writing by laws etc. and moving forward.

Dennis Soulier moved to approve the two applications. Seconded by Jeanne Gordon. Motion carried.

#### **LEASES**

Dennis Soulier moved to approve Resolution 3/24/2010A for voluntary cancellation of Denise Jolly and Ricky Joe Fleischmann residential lease on Blueberry Road. Seconded by Jeanne Gordon. Motion carried.

Jeanne Gordon moved to approve Resolution 3/24/2010B for Michelle J. and Alexander J. Westlund for recreational lease in Raspberry Bay subdivision. Seconded by Larry Deragon. Motion carried.

Marvin Defoe moved to approve Resolution 3/24/2010C for Dean W. Cadotte for residential lease on N. Bradum Road. Seconded by Mike Gurnoe. Motion carried.

Dennis Soulier moved to approve Resolution 3/24/2010D for David F. Andrews and Janice M. Cadotte residential lease on W. Bresette Hill. Seconded by Jeanne Gordon. Motion carried.

Larry Deragon moved to approve Resolution 3/24/2010E for Timothy C. Gordon residential lease on Bishop Loop. Seconded by Mike Gurnoe. Motion carried.

Dennis Soulier moved to approve Resolution 3/24/2010F for Barbara Johnson and Wayne King residential lease on Blueberry Road. Seconded by Marvin Defoe. Motion carried.

Dennis Soulier moved to approve Resolution 3/24/2010G for modification of residential lease on Bishop Lane by Wendy Fletcher and Carol Cameron to remove Carol from said lease. Seconded by Marvin Defoe. Motion carried.

Letter from Gregory Gordon requesting a waiver to maintain his home on Blueberry Road. He is incarcerated at this time and not on the premises. Discussed. Ray DePerry moved to grant the waiver for one year. Seconded by Marvin Defoe. Motion carried. Also make sure the lease is paid.

#### **ASIAN CARP/MATT**

Dennis Soulier moved to approve Resolution 3/24/2010H as corrected. Seconded by Larry Deragon. Motion carried. We are the first Lake Superior Tribe to support the closing of the Sault Canal due to the Carp so it does not get into our lake.

#### **AUDIT/KURT TUCKER**

Kurt went through section of the financial audit and explained them to the Council. Staff from the financial office was also in attendance and are to be commended for doing a great job and working as a team. Adjustments have been 100 or more in the past and are now down to 11 due to the work by the staff. Findings are down to 2, the deficit which improves with diligence and Indirect Cost which will be approved shortly.

Ray DePerry moved to approve the audit with minimum changes. Seconded by Laura Gordon. Motion carried.

#### **TRANSFER PETTY CASH/JEAN BEHR**

The transfer station uses \$20 for change and Tracey recommends this be changed to \$40 making it easier to handle at the station. Larry Deragon approved the change in petty cash for the Transfer Station. Seconded by Mike Gurnoe. Motion carried.

#### **RASPBERRY WALKWAY BUDGET MODIFICATION**

Dennis Soulier moved to approve budget modification of \$47,321.25. Seconded by Mike Gurnoe. Motion carried.

#### **VETERANS GRANT**

Jeanne Gordon moved to approve Resolution 3/24/2010I pertaining to the Veteran's Outreach grant for \$8500. Seconded by Marvin Defoe. Motion carried.

#### **CHILD ABUSE & NEGLECT AWARENESS MONTH**

Jeanne Gordon moved to approve Resolution 3/24/2010J for A Proclamation to Observe Child Abuse and Neglect Awareness Month. Seconded by Dennis Soulier. Motion carried.

#### **POW-WOW COMMITTEE RESIGNATIONS**

Marvin Defoe moved to accept the resignations of Matthew Montano and Sierra Christenson from the Pow-wow Committee. Seconded by Dennis Soulier. Motion carried.

### **EDUCATION COMMITTEE APPOINTMENT**

Marvin Defoe moved to appoint Beth Paap to the Education Committee. Seconded by Dennis Soulier. Motion carried.

### **BUSINESS PERMIT**

Request from Daniel Gordon for a Business Permit for the Dawayne Soulier Memorial FW Post #8239. Discussed concerns on hours open and having a bar. Mike stated they haven't determined the hours yet but it will not be open until 2 a.m. It can be rented out for weddings, family events etc. Larry Deragon moved to approve the business permit. Seconded by Ray DePerry. 1 abstention (Marvin Defoe). Motion carried.

### **CODE LAW CHANGE CHAPTER 18**

Dennis Soulier moved to approve the change to Chapter 18 regarding Land Lease Regulations Section 5 Business Leases. Seconded by Mike Gurnoe. Motion carried.

### **RATIFICATION OF FLAG LOGO REQUEST**

Marvin Defoe moved to ratify Council Poll for use of the flag logo. Seconded by Jeanne Gordon. Motion carried.

### **OTHER**

Council member Laura Gordon would like something done on various positions and sitting on the Council. It was suggested the Employee policies be looked at for this. Marvin Defoe moved to have Personnel and Legal draft language for the Council to look at regarding this issue. Seconded by Ray DePerry. Motion carried.

Ray DePerry moved to go into Executive Session. Seconded by Jeanne Gordon. Motion carried.

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

Dennis Soulier moved to approve of Tribal Attorney contract. Seconded by Mike Gurnoe. As discussed per Executive Session, policies and procedures are to be looked at for other contracts that come in the future. 1 opposed (Ray DePerry). Motion carried.

Dennis Soulier moved to go with Mike Parent as Head Start Bus Driver. Seconded by Laura Gordon. Motion carried.

Marvin Defoe moved to hire Mike Defoe with Jason Meacham as alternate for the Assistant Fisheries Biologist. Seconded by Dennis Soulier. 1 opposed (Larry Deragon). Motion carried.

Dennis Soulier moved to approve recommendation for Travis Meyers with Carol Basina as alternate for the position of Community Nutrition Educator. Seconded by Laura Gordon. Motion carried.

Marvin Defoe moved to direct the Housing Board to take immediate action to place Executive Director on Administrative leave and further action may result pending Tenants and housing investigation. Seconded by Dennis Soulier. Roll call vote: Larry Deragon – no, Mike Gurnoe – no, Dennis Soulier – yes, Marvin Defoe – yes, Jeanne Gordon – abstain, Laura Gordon – yes, Ray DePerry – no. 3 for, 3 opposed, 1 abstention Chair votes yes. Motion carried.

Jeanne Gordon moved to go with moratorium extension until legal gives the report on the issues. Seconded by Marvin Defoe. 2 opposed (Ray DePerry, Larry Deragon). Motion carried.

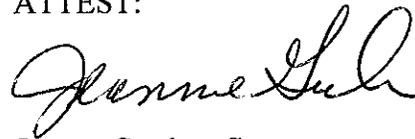
Dennis Soulier moved to adjourn. Seconded by Mike Gurnoe. Motion carried.  
Adjourned: 10:35 p.m.

Respectfully Submitted:



Kathy Hanson  
Recording Secretary

ATTEST:



Jeanne Gordon, Secretary  
Red Cliff Tribal Council

# Regular Monthly Council Meeting

April 5<sup>th</sup>, 2010  
6:00 p.m. Bingo Hall

Meeting called to order at 6:00 p.m. by Rose Soulier, Tribal Chairperson.

## ROLL CALL:

Rose Soulier, Present  
Marvin Defoe, Present  
Jeanne Gordon, Present  
Dennis Soulier, Present  
Mike Gurnoe, Present

Charles Bresette, Absent  
Laura Gordon, Present  
Larry Deragon, Present  
Ray DePerry, Absent  
Quorum

Present: Randy Hella, Tribal Planner, Mark Montano, Director Tribal Operations, Jean Behr, Financial Manager, David Ujke, Tribal Attorney and community members.

## AGENDA

Remove number 15, Aiken Farm/Vista program grants. Larry Deragon moved to approve agenda with correction. Seconded by Marvin Defoe. Motion carried.

## OPENING CEREMONY

Mark Gokee was to perform the opening ceremony but today is his birthday and he has plans. Marvin asked for everyone to pray in his or her own way.

## CITIZEN OF MONTH

The citizen of the month of April was Carol "Bruzzer" Gordon. She received a plaque and gift certificates.

## BAYFIELD COUNTY CANDIDATE

Beth Meyers is running for the Bayfield County Board and is seeking support from Red Cliff members to vote on Tuesday, April 6<sup>th</sup>. The polls are open from 8:00 a.m. till 8:00 p.m. at the Town of Russell garage.

## MINUTES

Marvin Defoe moved to approve the minutes of March 1<sup>st</sup>, 2010 with corrections. Seconded by Dennis Soulier. Motion carried.

Dennis Soulier moved to approve the minutes of March 3<sup>rd</sup>, 2010 with corrections. Seconded by Mike Gurnoe. Motion carried.

Dennis Soulier moved to approve the minutes of March 23<sup>rd</sup>, 2010 with corrections. Seconded by Jeanne Gordon. Motion carried.

## COMMUNITY COMMENTS/ANNOUNCEMENTS

Community member Richard Bear had a concern on a Council member being absent from Council meetings. When you are on Board's and Committee's there are policies

that you can be removed after so many unexcused absences. In the Constitution, there are no restrictions or rules on this matter. Tribal Chairperson, Rose Soulier will follow up with Council member Charlie Bresette and see what his intentions are.

Community member William Basina stated that back in the 60's if you missed two meetings you were replaced, check the minutes on this. Did the Council approve the Tenant Association? Yes they did. There are a lot of dogs running again, also four wheelers on dirt roads with more than 2 kids on them. Do we need two Wardens on at the same time? This is a management decision. Tribal Chair Rose Soulier and Council member Larry Deragon both stated it's the owner's responsibility to take care of their dogs. Comment on the action taken by Housing and Council on the evictions regarding the status of the person that is a registered sex offender. Housing should not have put him in housing according to the regulations.

A Thank you card was received from Lorine Spinner thanking everyone for the fund raiser that was held for her.

There is an Education meeting on April 7<sup>th</sup>, at 4:30 p.m. at the fire hall. The Committee is having a cash raffle for \$250, \$100 and \$50 to be raffled at the Honor Banquet on May 28<sup>th</sup>. Tickets are \$1.00 each or 6 for \$5. Tickets can be purchased from an Education Committee member or at the Education office.

The Chequamegon Humane Association is having a Turkey dinner with all the fixings on April 18<sup>th</sup>, 2010, 4 p.m. till 6 p.m. at the Bayfield Inn. The tickets are \$10 and kids under 8 are \$6. If you would like you dog or cat neutered/spayed, Call Sue DePerry at 779-9771 for more information.

The Volunteer Mission group will be here in June and they are looking for projects to help with in the community. The deadline is April 23<sup>rd</sup> and if you have a project for the group, contacts Ole Basina at 779-5364.

The Deadline to submit your name for Vice Chairman or Secretary is April 7<sup>th</sup> at midnight.

#### **TREASURER MONTHLY REPORT**

The Council would like the third party accounts in a written form per department with their breakdowns for the next report. Jeanne Gordon moved to approve Treasurer's report. Seconded by Laura Gordon. Motion carried.

#### **QUARTERLY REPORTS**

*Tribal Chairperson, Rose Soulier*

Meetings attended:

- Tribal Consultation Process workgroup along with Derek Bailey, Grand Traverse Chairman. The IHS Director Lynette Rabideaux wants the workgroup to take on additional functions.

- GLITC meetings one in Lac du Flambeau and one in Madison, We have new leadership at GLITC, Arlyn Ackley (Mole Lake) is the President, and Louis Taylor (St. Croix) is the Vice Chairman with Louis Taylor (LCO) serving as Secretary/Treasurer.
- National Park Service regarding NOAA's nomination.
- Listening Sessions were held with the Junior Tribal Council on youth issues.
- Planning meetings with Tom Ranfranz, Shakopee on the new proposed casino/hotel.
- Met with Kevin Chesnik and staff of DOT regarding a religious freedom issue involving one of our Tribal members who works for DOT.
- Had a conference call with Louise Robbins and students from UW Madison regarding getting the library up and running.

The Prescription Drug Monitoring bill was introduced by Rep. Gary Sherman; he didn't see any problems getting it approved.

We received \$750,000 for the Health Clinic under Obey's appropriations. Randy is working on the grant application to secure the funding. We receive approval on the litigation and support request regarding our fee land tax issue.

We will be back on track with the Collaboration Steering Committee meetings. Larry Deragon asked Brian Goodwin, School Board member and Linda Kunelius, Superintendent, Bayfield School; how to meet special needs of kids at school. No information on it was being addressed. Rose will have an update for the next meeting.

Marvin Defoe moved to approve the Chairperson's Report. Seconded by Dennis Soulier. Motion carried.

***Vice Chairman, Marvin Defoe***

Meetings attended:

- Regional Conservancy, to develop a proposal to purchase 80 acres to create Frog Bay National Tribal Park.
- New Health Center Task Force meeting on the proposed new clinic.
- Listening Sessions with the community and one joint session with the Jr. Tribal Council.
- Zero Tolerance Bayfield County and Red Cliff Tribe. These meetings involve law enforcement personal, commission members and court judges of Bayfield County and Red Cliff.
- Education Collaboration Steering Committee meetings
- Housing Issue Meetings with staff and the Tenant Association.
- Meeting the Pow-Wow Committee on budget issues.
- Business Board meeting on the development of By-Laws.
- New Hotel/Casino planning meetings
- Red Cliff Library meeting to identify a strategy of how we are able to have a library in the community.

- Bayfield County Tribal Study Committee meeting on a variety of issues revolving Tribal and County issues.
- GLFWC Meeting at Lac Vieux Desert updates were given from a variety of departments at this time.
- Larry Deragon moved to approve Vice Chairman's Report. Seconded by Mike Gurnoe. Motion carried.

***Financial Manager, Jean Behr***

Jean presented the Council with an outline of procedures she has working on. Also, been reviewing aged payables, sorting, prioritizing and approving them. February bank accounts are reconciled and complete. She presented a snapshot budget review and deferred revenues/receivables to Council. Cash Flow review is still in process. The Indirect Cost Proposal options for 2011 will be worked on and reviewed. Larry Deragon moved to approve the Financial Report. Seconded by Marvin Defoe. Motion carried.

***Planner, Randy Hella***

Randy has been working with Rachelle Ashly and Mark Mark Montano to consolidate all justice funds into one application. We received \$750,000, for the proposed new clinic and we are currently working on the financial projections, marketing plan and conducting assessments of staff and community for the design development phases of the project.

This project has acquired some energy and traction. Contact was made by Tom Ranfranz who represents Chairman Stanley Crooks of the Shakopee Mdewakanton Sioux Tribe. Visits have been made during this quarter to confer with Tribe and to gather information in order to determine the exact nature of the project and what specifically SMSC will provide to support the project. That process will continue for some time. The process does and its outcomes do have limitations based upon financial considerations and limitations defined by SMSC and for that matter Red Cliff.

During the last quarter we resubmitted our application to IHS for two ambulances and have been told that we are on top of the list for both units. Jeff was informed that official notification would come in April, 2010.

The Health Center Project is now estimated to be at \$5 million to \$6 million. We have selected and retained an A&E firm, DSGW, Inc., Duluth. DSGW will start with the design development phase in April. Planning is currently working on financial projections, a marketing plan and conducting assessments of staff and community for the design development phases of the project. Rural Development (USDA) Requires P&L, balance sheet and cash flow for 5 years along with other data. We have asked our contact at SMSC, Tom Ranfranz to look into the status of our request to SMSC.

Marvin Defoe moved to approve Planner's Report. Seconded by Dennis Soulier. Motion carried.

***Director Tribal Operations, Mark Montano***

Indirect Cost negotiations have been completed for 2008-2010 and we will start working on 2011 proposal for May. The Facilities Management budget has been forwarded to the Council.

Mark is Co-Chair of the BIA Tribal Budget Council (TBAC). This has given him an opportunity to have face to face meetings with key decision makers with BIA and the Office of budget and Management (OMB). Currently formulating the 2012 budget and working on the first draft. Priority developments have been identified as: 1) JOM and Higher Education Scholarships, 2) Law Enforcement and Tribal Courts, 3) Water Resources and 4) Rights Protection Implementation.

BIA Office of Justice Service: We requested their assistance for our law enforcement department and they will be doing a comprehensive review of the department for justification of increased base line funding and an action plan to correct any deficiencies. They will also provide onsite assistance during the corrective stages.

Mark gave an update on Facilities Management Department: All Tribal buildings have been inspected. The staff has been trained in HIPPA and training in other areas for cross utilization. Areas for improvement are: Hiring additional staff including a fulltime Manager and one custodian.

Divisional Update: Quarterly reports are attached for packets. Good reports from each Division Administrator. The Website is being revamped to depict the Tribes current structure and terminology along with creating a Tribal staff directory. Newsletters from each division will be posted on this site.

Concerns have been expressed regarding the Medical transportation elimination. Paula Bonney stated Hayward will be our dispatch for this area for a ride to a medical appointment. Letters with listed concerns has been sent to the State. It starts January 1<sup>st</sup>. 2011 and this should be addressed by GLTC as it affects all Tribes.

Matt Symbal stated there is a public hearing regarding a DNR permit for a pier south of Schooner Bay. This hearing is at the bingo hall on April 19<sup>th</sup> 4 p.m. The community needs to be heard and go on record opposing this it affects the beauty of our unique shoreline.

Dennis Soulier moved to approve DTO Report. Seconded by Jeanne Gordon. Motion carried.

### ***Indirect Cost Approval***

Larry Deragon moved to except and approve the 2009-2010 Indirect Cost Proposals. Seconded by Jeanne Gordon. Motion carried.

### ***Housing Report***

Tim Funk suggested a format for divisional reports. He presented an outline to the Council with the following: 1) Tenant relations, 2) Collections by development type, 3) Maintenance division activity by development type, 4) Fund status/grant utilization, 5) Utilization/development of other programs, 6) Tax Credit construction status, 7) Tax

credit compliance status, 8) Summary of housing Board activity, 9) Organizational issues, 10) Summary of police calls and 11) Regional/national housing news.

Housing is having a 3 day retreat May 5<sup>th</sup> – 7<sup>th</sup> to work on housing policies. This is an opportunity for the Tenant Association to work with them. Question was asked why Housing Board meetings are held during the day and not in the evenings. This issue needs to be discussed by the Housing Board. Dennis Soulier moved to approve Housing Report. Seconded by Laura Gordon. Motion carried.

### ***Police Commission Report***

The Commission read the Proclamation on Zero Tolerance and will stand behind it. Meetings have been held with officials from the County and Red Cliff regarding this issue. A draft Zero Tolerance sign was shown to the Council, once approved it will be posted on the reservation.

Acting Chief Mark Pope is doing a great job and showed Joe Gustafson several things at the office. A quarterly report will come from Mark once he gets back from his meeting.

Dennis Soulier moved to approve the Police Commission Report. Seconded by Jeanne Gordon. Motion carried.

### **OLD BUSINESS**

#### ***Business Board Update***

The Board has a draft of the By-Laws for the Board to review before bringing it to the Council for approval. The Council will also receive a copy for review and comment.

### **NEW BUSINESS**

#### ***Resolution - ANA Language Grant***

Marvin Defoe moved to approve Resolution 4/5/2010A pertaining to ANA Language Revitalization Grant. Seconded by Jeanne Gordon. Motion carried.

#### ***Resolution - Family Violence Prevention State Grant***

Dennis Soulier moved to approve Resolution 4/5/2010B Family Violence Prevention Program State Grant. Seconded by Mike Gurnoe. Motion carried.

#### ***Lake Superior Barrel Investigation***

Tracey gave a brief background regarding the barrels. There are 3 issues on this project: 1) Signature issues, 2) interim contract with EMR, and 3) acceptance of the updated Strategic Implementation Plan (SPIP).

1. The signature issue; is what entity will sign as the responsible party for the barrels and contents during transportation and disposal. This is an issue of potential future liability and the Tribe does not hold insurance for this type of activity (Long term Liability non-Hazardous Waste). A letter was sent to Department of Defense on this issue. Consensus of the Council is to wait for the response from Department of Defense.

2. Interim Contract with EMR, Larry Deragon moved to approve Resolution 4/5/2010C pertaining to Professional Services Agreement between Red Cliff and EMR. Seconded by Marvin Defoe. Motion carried.
3. Marvin Defoe moved to approve Resolution 4/5/2010D pertaining to accepting the 2010 update of the Lake Superior Barrels Investigation Strategic Project Implementation Plan. Seconded by Jeanne Gordon. Motion carried.

### ***USEPA Program Agreement***

The Environmental General Assistance Program (GAP) is used to identify each Tribe's environmental priorities and funding needs. Larry Deragon moved to approve Tracey's recommendations (attached in Council packet 5/5/2010) and approve Resolution 4/5/2010E pertaining to the Red Cliff and USEPA Region 5 Agreement. Seconded by Marvin Defoe. Motion carried.

### ***Housing Investigation Report***

Dave Ujke was asked to check the housing policies and submit a report to the Council on Housing issues and complaints submitted by the Tenants Association. He made recommendations on the various points that were discussed in previous meetings.

1. Notices. 2. Appeals to Court on Restraining Orders for Evictions. 3. Letters to tenants on removal of persons on lease by Law enforcement and 4. Occupancy policy. Discussed. Laura Gordon moved to release the report to the Housing Board. Seconded by Marvin Defoe. Amend motion to include a summarize report to the Tenant Association on the recommendations. Second concurs. Motion carried.

Jeanne Gordon moved to lift the Moratorium on Evictions from the Red Cliff Housing Authority. Seconded by Laura Gordon. Motion carried.

### ***Tenant Association Request***

The Tenant Association is requesting to be a standing agenda item at the Council and Housing Board meetings. The Tenant Association report would be at the second Council meeting of the month. Marvin Defoe moved to approve request. Seconded by Dennis Soulier. Motion carried.

### ***Election Board Selection***

9 names were submitted for the Election Board. The Board requires seven members. The Council did a secret ballot vote. Myrtle Gordon, received seven (7), Kathy Hanson, seven (7), Cindy Garrity, seven (7), Richard Bear, five (5), Marlene Paap seven (7), Jacklyn Gordon, one (1), Clarissa Gokee, five (5), Estelle Vinzant, seven (7) and, Shenna Poch, two (2).

Dennis Soulier moved to appoint Myrtle Gordon, Kathy Hanson as Chair, Cindy Garrity, Marlene Paap, and Estelle Vinzant, alternates Richard Bear and Clarissa Gokee to the Election Board. Seconded by Larry Deragon. Motion carried.

Dennis Soulier moved to destroy ballots. Seconded by Marvin Defoe. Motion carried.

**Automatic Enrollment**

Brooke Zen and Lilly Lucelia Dorman DeFoe, Father: Philip J. DeFoe  
Oliver William Sitter, Father: Benjamin W. Sitter  
Casen Coy and Carter Thomas Vinzant, Father: Dusty K. Vinzant  
Ella Yvonne Goodwin, Mother: Michelle L. Charette  
Carder Anthony Newago, Father: Keith E. Newago  
Evelyn Marie Mulka, Mother: Diane L. Johnson

Dennis Soulier moved to approve the names submitted for automatic enrollment.  
Seconded by Jeanne Gordon. Motion carried.

**Chapter 51 for 30 day posting**

Jeanne Gordon moved to post Chapter 51 Child Custody & Placement for 30 days.  
Seconded by Dennis Soulier. Motion carried.

**Chapter 15 for 30 day posting**

Jeanne Gordon moved to post Chapter 15 Animal Control Regulations for 30 days.  
Seconded by Dennis Soulier. Motion carried.

**Attorney Litigation Fees**

Mike Gurnoe moved to approve Resolution 4/5/2010F for Attorney Fees/Litigation Support. Seconded by Larry Deragon. Motion carried.

**RATIFY POLL**

Dennis Soulier moved to ratify Council poll pertaining to NALEMP Extension FY 08 Cooperative Agreement. Seconded by Jeanne Gordon. Motion carried.

**OTHER**

No issues

**EXECUTIVE SESSION**

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

Larry Deragon moved to return to Regular Session. Seconded by Mike Gurnoe. Motion carried.

Dennis Soulier moved to go with the recommendation by the Personnel Committee to hire Carol Basina with Nancy Newago as the alternate for the USDA Food Educator position. Seconded by Laura Gordon. Motion carried.

Marvin Defoe moved to hire Nancy Newago and Britney Bonney with Grace Lawver as alternate for the Assistant Child Care Teachers. Seconded by Laura Gordon. Motion carried.

Marvin Defoe moved to adjourn. Seconded by Jeanne Gordon. Motion carried.  
Adjourned: 11:15 p.m.

Respectfully Submitted:

*Kathy Hanson*

Kathy Hanson  
Recording Secretary

ATTEST:

*Jeanne Gordon*

Jeanne Gordon, Secretary  
Red Cliff Tribal Council

# Special Council Meeting

April 21, 2010  
4:30 p.m. Bingo Hall

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

## ROLL CALL:

Rose Soulier, Present	Charles Bresette, Absent
Marvin Defoe, Present	Laura Gordon, Absent
Jeanne Gordon, Present	Larry Deragon, Present
Dennis Soulier, Present	Ray DePerry, Present
Mike Gurnoe, Present	Quorum

Present: David Ujke, Tribal Attorney and community members.

## AGENDA

Move #8, Tenant Associations down before other. Add Gypsy Moth under New Business before Housing Development. Delete #10, the Sealed Bid Waiver on Dental Software. Under Executive add request from Food Distribution Program. Dennis Soulier moved to approve the agenda with corrections. Seconded by Mike Gurnoe. Motion carried.

## OPENING CEREMONY

Opening ceremony performed by Frank Montano.

## COMMUNITY INPUT/ANNOUNCEMENTS

Mary Defoe presented a letter regarding their concern with the Council approving a business permit for the VFW and having a bar open to the public next door. They do support veterans but feel the bar is not appropriate due to safety concerns for their grandchildren. They were very disappointed with the Council approving this. Ken Defoe recommended that the Council in the future think of their responsibility as a Council member and when making decisions that the Council give thought to the Tribes Mission Statement.

Kurt Basina/Joe Gustafson, Police Commission: Apologized for not getting on the agenda. After their meeting last Friday, a memo was sent to Jean Behr and Marvin Defoe regarding stipends for additional meetings. This is a decision of the Police Commission and the Finance department.

Mark Pope, Acting Chief of Police submitted a request to waive the procurement policies for purchases from the Cops Grant for equipment. The request needs to be submitted to the Procurement Department with a recommendation to the Council. The Commission hired Raymond Defoe Jr. as an Officer to be hired as an LTE (limited term employment).

The Police Commission is looking at two metal signs for each side of the Reservation regarding Zero Tolerance for Crime. These signs will cost approximately \$450 and they are looking for donations. They have received \$100 from the VFW.

The Police Commission would like to address the policies regarding comp time. They will sit with the accounting staff on this issue. It was suggested this be discussed with our Attorney.

Tribal Chairperson, Rose Soulier thanked Ken and Mary Defoe for their comments. She discussed this situation with the VFW Commander and the bar will have limited hours. However nothing is set in stone at this time and they want to be a good neighbor. A suggestion was to put up a privacy fence, this could be costly.

Bob Bear informed the Council and the community he will be a reporter for the news. If anyone has anything of interest, contact him at 209-8418.

There is a scheduled Community meeting on April 22, 2010 at 6:00 p.m. in the bingo hall for the proposed new casino. No media will be allowed. Tom Ranfranz, from Shakopee, Ron Valentine from CCS (Consolidated Casino Systems) and Ron Erickson from KKE Architects will be available at this meeting for designs, questions and discussions.

Spring Clean-up is scheduled May 11 – 16<sup>th</sup>, and flyers will be posted in the community. Question was asked if there will be roadside pickup. We will have this clarified.

Staff, community workshop on “Land Use Project” by Larry Balber at the Fire Hall on April 27<sup>th</sup> – 29<sup>th</sup>, 9 am to 3:30 pm. This will be a developing process for our needs on the Reservation.

#### **CASINO REPORT/JEFF GORDON & NATHAN GORDON**

New computer software for reservations at the campground is now being used. Regarding boats, Nathan explained there is a seasonal pass for Tribal members at 50% off. Nathan is working with Isle Vista marketing for promoting Red Cliff and Point Detour campgrounds. An update on upcoming promotions and bussing was given by the General Manager. The overall profit for the casino was \$60,000.

Dennis Soulier moved to approve the Casino Report. Seconded by Ray DePerry. Motion carried.

#### **COMPLIANCE REPORT/CAROL CAMERON**

Inspections were done by Dick Reese and Theresa Black from the State office on the Casino. The report had seven (7) finding. None of the issues were major. A vent system is needed in surveillance; exit light should be removed from the kitchen etc. The findings will be addressed and taken care of.

Each time there is an update on the floor changing machines around or whenever a map is re-done it will be placed in a file if it requested by an auditor. Larry Gordon, Interim Security Manager and team will be meeting Tuesday to revise the emergency policies. An Evacuation plan will also be developed.

A thank you letter was sent to the Potawatomi's for their donation of surveillance equipment. There are over 600 digital items that will be given to the Tribe. Bob Bear volunteered his truck to assist with the hauling of the equipment. Question was asked if this equipment can be used in the new proposed casino and the response was positive.

Mike Gurnoe moved to approve the Compliance Report. Seconded by Dennis Soulier. Motion carried.

### **GAMING COMMISSION REPORT**

Tom Jeffords couldn't be here. His report indicates that has been working on the Calleo investigation. Carol explained they are compiling all the information and it will take a while. Ben Buck of the NIGC will not investigate unless there is evidence and they don't have the manpower either at this time

Larry Deragon moved to approve Gaming Report. Seconded by Marvin Defoe. Motion carried.

### **OLD BUSINESS**

#### *CONFLICT KEY POSITIONS*

Dennis Soulier moved to table. Seconded by Ray DePerry. Motion carried.

### **NEW BUSINESS**

#### *GYPSY MOTH*

Memo from Matt Symbal regarding the recommendation of the Treaty/Natural Resources Division is to permit the treatment to part of the Reservation to slow the spread of this invasive species by aerial application. Marvin Defoe moved to approve recommendation. Seconded by Jeanne Gordon. Motion carried.

#### *HOUSING DEVELOPMENT UPDATE/TIM FUNK*

Tim explained what is happening with Phase II and III projects with the tax credits turned back for the Old Housing project per previous Council action. Verbal commitment from HUD was received that allows Red Cliff Housing Authority to retain the \$2 million stimulus funds but have to be expended according to their procurement regulations with \$466,000 being expended by the end of the month.

James Horvick of Raymond James, the tax credit syndicator chosen by RCHA to recruit investors for the Phase III tax credit developments, met with representatives of Red Cliff Housing and Dimension Development on 4/14/10. He toured some units in New Housing and in Phase I, then met with Larry Deragon, Tim Funk, and Dimension staff about the requirements for obtaining Phase III financing.

Mr. Horvick indicated that the only investor available, Wells Fargo, had established threshold requirements for the \$25M in tax credit equity they would be making available to Tribes across the Midwest. Housing Entities with less than \$5M in net liquid assets would require a guarantor, preferably the Tribal Government itself. The Tribe would have to produce a balance sheet showing at least \$1 to \$2M available and would have to sign legal agreements otherwise guaranteeing the investment.

Given recent Tribal concerns over the administration of Phase II and general concerns about risks and administrative burdens posed by tax credit development, and also given the strapped financial condition of the Tribe, it was clear to all that Tribal guaranties were not practical at this time

The recommendation is to remain in compliance to meet timeline involving McGann with immediate assistance in Owner-direct purchasing and amending McGann's contract to reduce their scope of work to fall within the unobligated Exchange grant amounts. Dennis Soulier moved to go with recommendation presented. Seconded by Jeanne Gordon. To guarantee being in compliance with all applicable procurement. Motion carried.

#### **BUSINESS PERMIT**

Mike Gurnoe moved to approve Business Permit for Buffalo Bay Store, (Lavern Basina). Seconded by Larry Deragon. Motion carried.

#### **RESOLUTION SAND RIVER PROPERTY**

Jeanne Gordon moved to approve Resolution 4/21/2010A putting Sand River property in trust. Seconded by Ray DePerry. Motion carried.

#### **RESOLUTION SHODEEN PROPERTY**

Jeanne Gordon moved to approve Resolution 4/21/2010B putting Shodeen property in trust. Seconded by Dennis Soulier. Motion carried.

#### **RESOLUTION HEADSTART/ECC**

Marvin Defoe moved to approve Resolution 4/21/2010C Head Start, ECC Cola application. Seconded by Jeanne Gordon. Motion carried.

#### **RESOLUTION RIDE SAFE GRANT**

Larry Deragon moved to approve Resolution 4/21/2010D pertaining to the Ride Safe grant to purchase car seats. Seconded by Ray DePerry. Motion carried.

#### **RESOLUTION ARMY CORP**

Dennis Soulier moved to approve Resolution 4/21/2010E pertaining to accepting the Army Corp design for the Phase II Bradum Sanitary Sewer Project. Seconded by Marvin Defoe. Motion carried.

**CERTIFY CANIDATES**

Ray DePerry moved to certify candidates for Vice Chairman: Marvin Defoe and Ray DePerry, Secretary: Laura Gordon and Grace Livingston. Seconded by Larry Deragon. 1 abstention (Marvin Defoe). Motion carried.

**TENANT ASSOCIATION**

Update on Association, email address is being set up at the Tribal office; they are in the process of developing by-laws for the Committee. Selection of Officers will be in their by-laws. Who do they contact for housing? Pam Ratliff is the Interim Acting Director; Tim Funk fills in when she is not present. They asked to be moved down the agenda for the second meeting of the month.

**OTHER**

No Other

Larry Deragon moved to go into Executive Session. Seconded by Ray DePerry. Motion carried.

Larry Deragon moved to return to Regular Session. Seconded by Marvin Defoe. Motion carried.

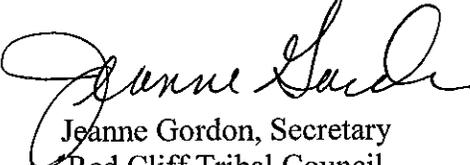
Larry Deragon moved to go with selection of Melonee Montano with Peter Newago as alternate for the position of Ed. Outreach Coordinator/Water Resource Assistant. Seconded by Ray DePerry. Motion carried.

Larry Deragon moved to adjourn. Seconded by Ray DePerry. Motion carried.  
Adjourned: 7:40 p.m.

Respectfully Submitted:

*Kathy Hanson*  
Kathy Hanson  
Recording Secretary

ATTEST:

  
Jeanne Gordon, Secretary  
Red Cliff Tribal Council

# Regular Monthly Tribal Council Meeting

May 3, 2010

6:00 p.m. Bingo Hall

Meeting called to order at 6:00 p.m. by Rose Soulier, Tribal Chairperson.

## ROLL CALL:

Rose Soulier, Present

Marvin Defoe, Present

Jeanne Gordon, Present

Dennis Soulier, Present

Mike Gurnoe, Present

Charles Bresette, Absent

Laura Gordon, Present

Larry Deragon, Present

Ray DePerry, Absent

Quorum

Present: Mark Montano, Director Tribal Operations, David Ujke, Tribal Attorney and community members.

## AGENDA

Add Officer William Wellens under #8, Oath of Office. Delete #12, Business Permit. Under other add Law Enforcement Code Change and Credit Card request. Dennis Soulier moved to approve amended agenda. Seconded by Marvin Defoe. Motion carried.

## OPENING CEREMONY

Opening ceremony performed by Frank Montano. Vice Chair Marvin Defoe offered condolences to the relatives of Marie (VanderVenter) Topping and Mark Gokee.

## CITIZEN OF MONTH

Citizen of the month is Steven Boyd. He received a plaque and certificates.

## MINUTES

Jeanne Gordon, Council Secretary is requesting to table the April 5<sup>th</sup>, 21<sup>st</sup> and 26<sup>th</sup>, 2010 Council minutes. Larry Deragon moved to table the minutes. Seconded by Laura Gordon. Motion carried.

## COMMUNITY COMMENTS/ANNOUNCEMENTS

Tribal Chairperson Rose Soulier gave an update on the status of the proposed new casino/hotel. Tom Ranfranz will be meeting with Joe Dean, from Shakopee on the feasibility study and budget. Jeff Gordon and Randy Hella will be working on the feasibility analysis.

May 13<sup>th</sup> There will be a Celebration of the 2<sup>nd</sup> Annual School Pow-wow with a feast at 5:00 p.m. and the grand entry at 6:00 p.m. Everyone is invited to attend.

May 11<sup>th</sup> – 16<sup>th</sup> is Spring Clean Up week. Bring your waste to the recycling center; the open top will be free of charge. There will be a charge on some appliances, hauling will

be done for elders if needed, for arrangements call 779-3650. Looking for volunteers to help clean road sides etc. All staff must check with their Supervisors first before assisting. There will be a meal for the volunteers on May 14<sup>th</sup>, at the housing at noon.

All Men Gathering starting April 22<sup>nd</sup>, May 6<sup>th</sup> and May 20<sup>th</sup> at the Elderly Center.

Friday, May 7<sup>th</sup> is the Primary at the bingo hall from 8:00 am to 8:00 p.m. Candidates for Vice Chairman are Marvin F. Defoe Jr., and Raymond DePerry. Secretary is Laura J. Gordon and Grace Livingston.

May 11<sup>th</sup> there will be a community meeting for an update and status on the proposed new health clinic, 6:00 p.m. at the bingo hall. Notices will be posted.

### **TREASURER'S MONTHLY REPORT**

Bank balance in checking is 4.8 million. Marvin Defoe moved to approve the Treasurer's Report. Seconded by Mike Gurnoe. Motion carried. The next report will be done by Jean Behr and may be in a different format.

### **OLD BUSINESS**

#### *CONFLICTS WITH KEY POSITIONS*

David Ujke and Rick Wygonik responded to a request by the Tribal Council on conflicts with key positions. Listed are the Casino General Manager, Director Tribal Operations, Tribal Attorney, CFO, Division Administrators and Chief Judge.

Marvin Defoe moved to table for review and bring back to the next meeting. Seconded by Laura Gordon. Motion carried.

### **NEW BUSINESS**

#### *OATH OF OFFICE/JOE GUSTAFON*

Oath of Office was administered by Joe Gustafson, Chairman of the Law Enforcement Commission to Officers Raymond Defoe Jr. and William Wellens.

#### *RESOLUTION HEALTH CENTER/PATTI NAVARRO*

Larry Deragon moved to approve Resolution 5/3/2010A pertaining to authorizing the Health Center to submit a proposal for a pilot project through the Medical College of Wisconsin. Seconded by Marvin Defoe. Motion carried.

#### *RESOLUTION PROCLAMATION/PATTI NAVARRO*

Dennis Soulier moved to approve Resolution 5/3/2010B for National Women's Health week May 9<sup>th</sup> -15<sup>th</sup>. Seconded by Jeanne Gordon. Motion carried.

*LEASES/SUSIE BERGER LAND SPECIALIST*

Marvin Defoe moved to approve Resolution 5/3/2010C for involuntary cancellation of Kenneth J. and Cordula A. Andrews short term residential lease on Community Road, both are deceased. Lease is in Amaris Andrews name by previous action. Seconded by Laura Gordon. Motion carried.

Mike Gurnoe moved to approve Resolution 5/3/2010D for voluntary cancellation of Cheryl Basina short term residential lease on New Housing Road. Seconded by Larry Deragon. Motion carried.

Dennis Soulier moved to approve Resolution 5/3/2010E application for short term residential lease on New Housing Road by Craig Basina. Seconded by Laura Gordon. Motion carried.

Dennis Soulier moved to approve Resolution 5/3/2010F application for short term residential lease on Blueberry Road for Steven Basley. Seconded by Jeanne Gordon. Motion carried.

Marvin Defoe moved to approve Resolution 5/3/2010G for residential lease on W. Bresette Hill Road by Lawrence C. Charette, Sr. Seconded by Dennis Soulier. Motion carried.

*CASINO MACHINE CONTRACTS/CHRIS LIVINGSOTON*

There is no cost to Isle Vista and all machines are 80/20 split.

1<sup>st</sup> Agreement on four Konami machines to switch the games and convert to video games. Larry Deragon moved to approve. Seconded by Mike Gurnoe. Motion carried.

2<sup>nd</sup> Agreement on four new Konami machines. Dennis Soulier moved to approve. Seconded by Marvin Defoe.

3<sup>rd</sup> Agreement on six new Aristocrat dollar games. Jeanne Gordon moved to approve. Seconded by Laura Gordon. Motion carried.

*VACANCIES & REMOVAL REQUEST/RON DEPERRY*

Request by Ron DePerry for the Council to consider removing Council member Charles Bresette for neglect of duties as stated under the Constitution. Jeanne Gordon moved to ask Charles Bresette to resign or come to the meetings and to receive a response by the May 18<sup>th</sup> meeting. Seconded by Marvin Defoe. 1 opposed (Larry Deragon). Motion carried.

*TAX DISCUSSION/RON DEPERRY*

Ron DePerry informed the Council he would like their support in setting up a community forum to discuss the tax issues for a possible future referendum on it. Marvin Defoe moved to support the community forum on tax issues. Seconded by Larry Deragon. Motion carried.

*MOA WITH BAYFIELD REGIONAL CONSERVANCY/DAVE UJKE*

This is in regards to the Johnson property at Frog Bay. Larry Deragon moved to approve. Seconded by Jeanne Gordon. Motion carried.

*KKE ARCITECTS CONTRACT/DAVE UJKE*

This is payment for services by the Great Horse Group for \$18,000 and if not funded for \$12,000 to be paid by the casino. Dennis Soulier moved to approve. Seconded by Mike Gurnoe. Motion carried.

*PROPERTY DISPOSAL*

Memo by Property and Procurement to dispose of non working equipment and the rest will be on a first come basis per policy. Dennis Soulier moved to approve Seconded by Larry Deragon. Motion carried.

**AUTOMATIC ENROLLMENT**

Dennis Soulier moved to approve automatic enrollments. Seconded by Jeanne Gordon. Motion carried.

Callan James Rabideaux, Father: Jay P. Rabideaux, Victoria Jules Ulanowski, Father: Michael J. Ulanowski, Blake James Linehan, Mother: Larissa J. Bratti, Micah Alan Gitlewski, Father: Mark L. Gitlewski, Brooklyn June Ziebarth, Father: William M. Ziebarth, Isobel Ann Bressette, Father: Charles A. Bressette, Solomon Joseph Floyd Basina, Mother: Debra A. Basina.

**PRIMARY BALLOT**

Dennis Soulier moved to approve the Primary Ballot. Seconded by Mike Gurnoe. Motion carried. Candidates: Vice Chairman: Marvin F. Defoe Jr. and Raymond DePerry, Secretary: Laura J. Gordon and Grace Livingston.

**RATIFY COUNCIL POLL**

Dennis Soulier moved to ratify the Council poll regarding Children's Justice Act (CJA) Grant. Seconded by Marvin Defoe. Motion carried.

**OTHER**

*Law Enforcement Code Change Chapter 42*

Dennis Soulier moved to approve Resolution 5/3/2010H pertaining to Chapter 42 Code Change and Waive posting requirements, to be effective immediately. Seconded by Marvin Defoe. Motion carried.

**CREDIT CARD REQUEST**

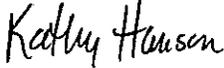
Mark Montano, Director of Tribal Operations submitted a request for a Tribal credit card and all Tribal policies will be followed. Larry Deragon moved to approve request. Seconded by Dennis Soulier. Motion carried.

**EXECUTIVE SESSION**

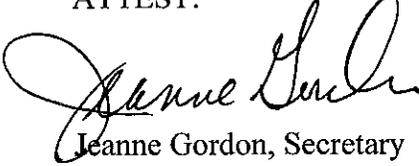
None.

Larry Deragon moved to adjourn. Seconded by Laura Gordon. Motion carried.  
Adjourned: 7:40 p.m.

Respectfully Submitted:

  
Kathy Hanson  
Recording Secretary

ATTEST:

  
Jeanne Gordon, Secretary  
Red Cliff Tribal Council

# Special Council Meeting

May 18, 2010  
4:30 p.m. Bingo Hall

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

## ROLL CALL:

Rose Soulier, Present	Charles Bresette, Absent
Marvin Defoe, Present	Laura Gordon, Present
Jeanne Gordon, Present	Larry Deragon, Present
Dennis Soulier, Present	Ray DePerry, Present
Mike Gurnoe, Present	Quorum

Present: David Ujke, Tribal Attorney and community members.

## AGENDA

Add under Other: Annual meeting request by Larry Deragon. Under Executive add: Early Head Start Infant/Toddler Teacher, Residential Treatment Assistant Day Coordinator, Summer Feeding Supervisor, Summer Feeding Assistants, and Warden discussion.

Dennis Soulier moved to approve the agenda with the changes. Seconded by Larry Deragon. Motion carried.

## OPENING CEREMONY

Opening ceremony performed by Frank Montano.

## COMMUNITY INPUT/ANNOUNCEMENTS

Honor Banquet Friday, May 28<sup>th</sup>, 2010 from 5 to 7 p.m. in the bingo hall. Menu is spaghetti, salad, garlic bread and lasagna. Everyone is invited to attend.

Listening Sessions with the Chairman and Vice Chairman are from 5 to 7 p.m. on May 26<sup>th</sup> at the Tribal office.

Vice Chairman Marvin Defoe informed the community that there are some activities that maybe gang related in the Bayfield School and community. If you suspect any type of gang related activity call the Police Department.

BJ Basina expressed a concern with the bears in the housing problem and the safety with kids playing etc. Another concern of his is that four wheelers are going to fast throughout the community. Report this type of activity to the Game Wardens and Law Enforcement.

### **CASINO REPORT/JIM FARRELL**

General Manager Jeff Gordon is out of town at a meeting in Shakopee. The casino had a net profit of \$62,828.00 with a year to date profit of \$254,159.11. The Slots machines contributed significantly to this profit. Question was asked regarding the progressive monies that were removed and is this included with the profit. The progressive monies are included in the financials.

Marvin Defoe moved to approve the Casino Report. Seconded by Laura Gordon. Motion carried.

### **COMPLIANCE REPORT**

Dennis Soulier moved to table the Compliance Report. Seconded by Jeanne Gordon. Motion carried.

### **GAMING COMMISSION**

Written report from Tom Jeffords who is out of town at a conference in Mystic Lake. Question was asked where we are on the Calleo investigation. Council would like an update on the investigation. Ray DePerry moved not to approve the Gaming Report. Seconded by Jeanne Gordon. Motion carried. Larry Deragon moved the administration meet with Tom Jeffords and get clarification on this matter at the next meeting. Seconded by Jeanne Gordon. Motion carried.

### ***OLD BUSINESS***

#### ***MINUTES***

Larry Deragon moved to table April 21<sup>st</sup>, 2010 until the next Council meeting. Seconded by Ray DePerry. Motion carried.

Dennis Soulier moved to approve the April 26<sup>th</sup>, 2010 minutes. Seconded by Jeanne Gordon. Motion carried.

### **CONFLICT KEY POSITIONS**

This was tabled at the last meeting for review by Council. Larry Deragon moved to deny the Conflict of Interest Policy and have a non binding referendum at the July election Seconded by Ray DePerry. Motion carried. Legal will put together a draft of the referendum question for review at the next meeting.

### **CHAPTER 51 CHILD CUSTODY CODE**

Larry Deragon moved to approve Indian Child Custody Chapter 51 effective this evening. Seconded by Ray DePerry. 2 for, 5 opposed. Motion denied. Marvin Defoe moved to put the packet together and bring back to the council with a recommendation to implement the Child Custody Code. Seconded by Dennis Soulier. Amend motion that an update be brought back to Council in 30 days. Second concurs. Motion carried.

### **CHAPTER 15 ANIMAL CONTROL REGULATIONS**

Jeanne Gordon moved to approve Chapter 15. Seconded by Laura Gordon. Motion carried.

**BUSINESS BOARD OPERATING POLICIES**

Under Section 3.4 add in the absence of the Chair or vice Chair. Removals Board authorized to remove a member, recommendation to Council for removal. Additional duties Article 3 Section 3.4d office should state by Council Resolution. Jeanne Gordon moved to approve policies with corrections. Seconded by Mike Gurnoe. Motion carried.

**COUNCIL MEMBER REMOVAL**

Rose Soulier, Chair, received an email from Charles Bresette that he is resigning as a member of the Tribal Council. It was verified by Marvin Defoe. Mike Gurnoe moved to accept the resignation. Seconded by Dennis Soulier. 2 abstentions (Ray DePerry and Larry Deragon). Motion carried. We will move forward and fill this vacancy.

***NEW BUSINESS***

***RESOLUTION HEALTH CARE SITE***

There was a Public hearing on the proposed new Health Clinic site with eight locations discussed and prioritized. Ray DePerry moved to approve Resolution 5/18/2010A recommending site number 1. Seconded by Larry Deragon. Motion carried.

**EDUCATION COMMITTEE REQUEST/CARMEN**

The Education Committee removed Charles Bresette, from the Education meeting due to excessive absences. Larry Deragon moved to post for one member. Seconded by Marvin Defoe. Motion carried.

**EDUCATION DEPT. POLICIES AND REQUIREMENTS/CARMEN**

The Council received Policies and Requirements from the Education Dept. for Higher education and Adult vocational training programs. Dennis Soulier moved to approve the Policies and Requirement as presented. Seconded by Laura Gordon. Motion carried.

Ben Gordon apologized for interrupting the meeting. He was at the cemetery and it was a mess and needs to be cleaned up. Tribal Chairperson Rose stated it will be taken care of.

**NALEMP BARRELS INVESTIGATION AGREEMENT/TRACEY LEDDER**

Larry Deragon moved to approve Resolution 5/18/2010B Agreement between Red Cliff and the Department of Defense. Seconded by Marvin Defoe. Motion carried.

**GLNPO WORK PLAN/TRACEY LEDDER**

Marvin Defoe moved to approve Resolution 5/18/2010C and approve the GLNPO Work Plan. Seconded by Jeanne Gordon. Motion carried.

**UTILITIES COMMISSON UPDATE/BOB BEAR**

The Commission has met four times and discussed the problems. A recommendation is to consolidate the Roads Crew with the Waste Water Treatment program to share the cost of the building. They are looking at installing an alternate fuel system utilizing methane gas to produce electricity at the facility. They will also be sharing the utility payments. The Red Cliff Code

spells it out that if you do not pay your bill you get shut off and it's not turned back on until all arrears are paid. Meetings are held the second Wednesday of the month at 9 a.m. at the Waster Water Treatment facility. There was a suggestion that bills be sent in an envelope for privacy. The Commission will look at this.

#### **TAXATION UDATE/RON DEPERRY**

Ron DePerry submitted a Petition for Circulation for a referendum vote of the people at the July 6<sup>th</sup> Tribal Election. Statement on the referendum reads: As an enrolled member of the Red Cliff Band of Lake Superior Ojibwe, the Hub of the Ojibwe Nation, we request the Tribal government to take the necessary action to support and uphold this tax exempt declaration. Lengthy discussion held on this issue.

Marvin Defoe moved to support the wording of the petition. Seconded by Larry Deragon. Motion carried.

#### **ATTORNEY FEE'S AND LITIGATION**

Mark Montano Submitted a request on attorney fees and litigation in the amount of \$325,000. Larry Deragon moved to approve. Seconded by Dennis Soulier. Motion carried.

#### **TENANT ASSOCIATION**

Question was asked; who is the Director of Housing and were policies followed filling this position. Larry Deragon, Chair of Housing Board stated the Director is Tim Funk and a lateral transfer was done by the Board per policies and procedures. The Association also requested the meeting times be changed to 6;00 p.m. Larry explained the meetings have been changed to 3:00 p.m, so the staff can do reports and the reason is the staff does not receive comp time. The meetings are on the third Thursday of each month. The retreat will still take place with the Housing and the Association. Larry will make sure the Association receives the information they requested.

#### **EMERGENCY REQUEST WAIVER OF PROCUREMENT**

Request to waive procurement policy by Matt Symbal to pay the invoice from McCarthy Well Co in the amount of \$28,304.72.

Dennis Soulier moved to approve request. Seconded by Mike Gurnoe. Motion carried.

#### **RATIFY POLL**

Dennis Soulier moved to ratify Council poll on the Brazelton Touch Point contracts. Seconded by Ray DePerry. Motion carried.

#### **OTHER**

##### *ANNUAL SCHOOL/COUNCIL MEETING*

Larry Deragon requested that a meeting with the Bayfield School be set up to discuss community concerns and issues. Larry Deragon moved to set up a meeting with the Bayfield School Board. Seconded by Marvin Defoe. Motion carried.

Joanne Peterson stated there was no need for a Calleo investigation. She said to look at the Balance Sheet and the financials that have been audited and approved, the information is there, it has the numbers that can back them. Also Calleo has never touched the money market account, it is still there. She recommended the Council or Gaming Commission get copies of the Balance Sheet on audit and look at them.

Marvin Defoe moved to go into Executive Session. Seconded by Jeanne Gordon. Motion carried.

Larry Deragon moved to go back into Regular Session. Seconded by Mike Gurnoe. Motion carried.

Marvin Defoe moved to hire Katy Butterfield with Jessie Gurnoe as alternate for the position of Early Head Start Infant/Toddler Teacher. Seconded by Dennis Soulier. Motion carried. (1 abstention Mike Gurnoe).

Larry Deragon moved to hire Chris Boyd and Joe LaFernier for Residential Treatment Assistant Day Coordinators. Seconded by Mike Gurnoe. Motion carried.

Dennis Soulier moved to hire Barb Schmitz as Summer Feeding Supervisor. Seconded by Jeanne Gordon. Motion carried.

Mike Gurnoe moved to hire Malinda Bressette and David Defoe with Rachel Henri and Rebecca Boyd as alternates for the Summer Feeding Assistants. Seconded by Jeanne Gordon. Motion carried.

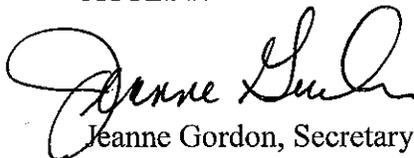
Dennis Soulier moved to repost the Warden position for 15 days. Seconded by Larry Deragon. Motion carried.

Jeanne Gordon moved to adjourn. Seconded by Ray DePerry. Motion carried. Adjourned: 9:15 p.m.

Respectfully Submitted:

  
Kathy Hanson  
Recording Secretary

ATTEST:

  
Jeanne Gordon, Secretary  
Red Cliff Tribal Council

# Regular Tribal Council Meeting

June 7, 2010

6:00 p.m. Bingo Hall

Meeting called to order at 6:00 p.m. by Rose Soulier, Tribal Chairperson.

## ROLL CALL:

Rose Soulier, Present  
Marvin Defoe, Present  
Jeanne Gordon, Absent  
Dennis Soulier, Absent  
Mike Gurnoe, Present

Laura Gordon, Present  
Larry Deragon, Present  
Ray DePerry, Absent  
Priscilla Williamson, Present  
Quorum

Present: Jean Behr, CFO, David Ujke, Tribal Attorney and community members.

The Tribal Council welcomed new member Priscilla Williamson as a Council member. Dennis Soulier and Jeanne Gordon are both on funeral leave.

Larry Deragon moved to appoint Laura Gordon as Acting Secretary. Seconded by Mike Gurnoe. Motion carried.

## AGENDA

Delete #13, 14 and 16, add Property disposal 1985 Chevy pickup as #18. Under other add Voigt Stipulation request. Larry Deragon moved to approve amended agenda. Seconded by Laura Gordon. Motion carried.

## OPENING CEREMONY

Opening ceremony performed by Tony DePerry.

Marvin Defoe: Condolences to the families of Jeanne and Larry Gordon, and also to Joe and Pauline Gordon for the loss of their son Joseph C. Peacock. A moment of silence was observed.

## CITIZEN OF MONTH

Citizen of the month for June was Cheryl Basina. She received a plaque and gift certificates.

## MINUTES

Marvin Defoe moved to approve the minutes of April 5<sup>th</sup>, 2010. Seconded by Mike Gurnoe. Amend with corrections, second concurs. Motion carried.

Larry Deragon moved to approve the minutes of April 21<sup>st</sup>, 2010. Seconded by Laura Gordon. Motion carried.

Mike Gurnoe moved to approve the minutes of May 3<sup>rd</sup>, 2010 as corrected. Seconded by Larry Deragon. Motion carried.

Larry Deragon moved to approve the minutes of May 18<sup>th</sup>, 2010. Seconded by Laura Gordon. Clarification on last page, add market after money. Motion carried.

### **COMMUNITY COMMENTS/ANOUNCEMENTS**

David Ujke introduced Matt Austin interim at the legal office until the first week of August 2010.

Larry Deragon stated some school kids built a well house with beautiful artwork out in Raspberry.

### **TREASURER REPORT**

Jean Behr, CFO gave the Treasurers report with a new format, which she explained to the Council. Accounting is looking at budgets for all programs.

Marvin Defoe moved to approve Treasurer Report. Seconded by Mike Gurnoe. Motion carried.

### ***IDC Proposal***

FY 2011 proposed rate computation; it is close to last year's rate. She submitted a revised sheet to align with auditing statement. The accounting office is looking at how best to meet the needs of programs and still fund IDC.

Larry Deragon moved to approve. Seconded by Mike Gurnoe. Motion carried.

### ***Banking Needs***

Jean introduced Nancy Smith from the Chippewa Valley bank on the way they structure accounts with creative ideas and they are willing to work with the Tribe. There are a large number of bank accounts; Jean would like to consolidate some of them into the operating account. Jean would also like to give the Fire Department back their account as it has nothing to do with the Tribal accounts. In transferring accounts the Tribe can capture more interest at a higher rate and still segregate accounts. One account will stay at Bremer bank.

Larry Deragon moved to approve resolution 6/7/2010A pertaining to the banking needs of the Tribe. Seconded by Laura Gordon. Discussed the history of the fire department, elderly steering having their own accounts. Motion carried.

### **OLD BUSINESS**

#### ***Conflicts with Key Positions***

Recommended changes were made to the document and brought back as requested. Discussed the draft referendum question and what the constitution says on Council seats. This draft is for the Employee Handbook. Consensus was to go with the positions listed. David is to amend the Tribal Handbook not restricting people from Tribal seats and bring it back to the next meeting.

### ***Taxation – Referendum Petition***

On May 18<sup>th</sup> Tribal Secretary Jeanne Gordon received the petition, presented 25% of the 470 voters. The petition had 161 signatures with 5 being questionable. The petition meets the requirements to place the referendum on the ballot. The question reads:

“As enrolled members of the Red Cliff Band of Lake Superior Ojibwe, the Hub Of the Ojibwe Nation, we hereby approve the declaration that all Tribal members on and off the reservation be tax exempt regarding all taxable items, services and income. Furthermore, we request our elected Tribal government to immediately take all necessary actions to support and uphold this tax exempt declaration.”

Discussed, Mike LaGrew withdraws his name from the petition.

Larry Deragon moved to rule on sufficiency of petition and certifies for referendum. Seconded by Priscilla Williamson. Motion carried. There will be additional education sessions before the election regarding this issue.

### ***Gaming Commission Update***

Marvin did discuss this with Thomas Jeffords, they are bringing it to the Gaming Commission at their next meeting before bringing to the Council. Thomas and Carol are at the Wisconsin Gaming Regulators Association meeting in Green Bay, WI.

Larry Deragon moved to table both reports. Seconded by Marvin Defoe. Motion carried.

### ***Pow-Wow Committee Budget/Gretchen Morris***

Present Committee members are: Chairman is Gretchen Morris, Vice Chairman Demetri Morris, Secretary-Treasurer Sandra LaGrew, Marketing Advisor Lorna Day, and Elder Marvin Morris... They have asked Tony DePerry to be the Cultural Advisor. These are the active members of the Committee and Gretchen asked that those names at the Tribal office be dismissed, no one else has showed up at the meetings.

Presented a calendar of events for this year. They plan to have different people for each session, Princess and Brave contest, honoring Elders and few other things. Buttons have been approved and posters are already out.

Budget beginning balance is \$5,875.66 with projected total revenue being \$26,576.00.

The projected total expenditures are \$35,710.00. Total Tribal Program contributions received are \$2,600 and other contributions \$6,100 bringing this year total so far to \$14,575.00. Letters for donations have been submitted to other Tribes in Wisconsin and Minnesota and nothing has come back yet. Grand portage has no funds, last year Shakopee gave \$1500. Last year they had approximately a dozen volunteers and would like the Tribe to give Tribal employees 8 hours if they worked the 4 hours of time for volunteering at the Pow-wow.

Larry Deragon moved to approve the budget and Committee to work within revenues received. Seconded by Marvin Defoe. Motion carried.

Gretchen stated funding is a big issue as a lot of the programs said they can't donate. One idea they are pursuing is to be a non-profit organization. Ron DePerry offered the services of FAPC to assist with finding funds. The Committee is looking for any ideas or recommendations Council may have.

Future plans are to start working on moving of the Pow-wow grounds to the Casoria property. One hold up has been putting the land in trust, Susie Berger will check on the status of that. Ideas they are looking at for the new Pow-wow grounds they would like to see a campground with showers and play area, teaching lodge, traditional burial, maiden ceremonies, cultural center for preservation and programs housed there. Also need to look for funding and funds to keep it going. It was suggested after the Pow-wow to get the community actively involved, the Tribe plans to hire another Planner in November. They want to mow the grass and cut under the tree's to see what they have to work with on the grounds.

They need a laptop with Microsoft excel, Administration will check to see if anything is available.

#### ***Raffle Drawing***

Raffle was held to help Tyler Gordon with traveling expenses he is going over seas for professional basketball.

3rd Prize: 3 Eagles – Camille Boyd.

2<sup>nd</sup> Prize: 20" Boys Bike – Audrey Gordon.

1<sup>st</sup> Prize: \$100 – Patty Brian.

Thanked everyone for participating, Council wished Tyler good luck in his travels.

#### ***NEW BUSINESS***

##### **OATH OF OFFICE**

Oath of Office was administered by Joe Gustafson, Chairman of the Police Commission to Officer Matt Leino.

##### **LEASES/SUSIE BERGER**

Mike Gurnoe moved to approve Resolution **6/7/2010B** for voluntary cancellation for Leonard Peterson residential lease on Ridge Road. Seconded by Larry Deragon. Motion carried.

Larry Deragon moved to approve Resolution **6/7/2010C** for involuntary cancellation for Jody Barningham residential lease on Blueberry Road. Seconded by Laura Gordon. Motion carried.

Marvin Defoe moved to approve Resolution **6/7/2010D** for voluntary cancellation of Francis Deragon, deceased and Gertrude Deragon for residential lease on Blueberry road for 184 program. Seconded by Mike Gurnoe. 1 abstention. (Larry Deragon). Motion carried.

Larry Deragon moved to approve Resolution **6/7/2010E** for residential lease for Joanne Gordon on Beneshii Lane. Previous approved lease had Robert Gordon as co applicant he is no longer on lease. Seconded by Marvin Defoe. Motion carried.

Marvin Defoe moved to approve Resolution **6/7/2010F** residential lease for Rick Bressler and Melissa Defoe on Bishop Lane. Seconded by Mike Gurnoe. Motion carried.

Larry Deragon moved to approve Resolution **6/7/2010G** residential lease for Carol Cameron on Ridge Road. Seconded by Laura Gordon. Motion carried.

Marvin Defoe moved to approve Resolution **6/7/2010H** residential lease for Gertrude Deragon and Crystal Newago on Blueberry Road for 184 program. Seconded by Mike Gurnoe. Motion carried.

Larry Deragon moved to approve Resolution **6/7/2010I** residential lease for John A. LaGrew Sr. on Blueberry road. Seconded by Laura Gordon. Motion carried.

Mike Gurnoe moved to approve Resolution **6/7/2010J** residential lease for Lawrence E. Gordon on Allen road. Seconded by Laura Gordon. Motion carried.

Larry Deragon moved to approve Resolution **6/7/2010K** modification of residential lease of Susan L. and Adam F. Leask on Blueberry road to add son Adam F.C. Leask Jr. to their lease. Seconded by Mike Gurnoe. Motion carried.

#### **2010 LANGUAGE CAMP REQUEST**

- 1) Request by Andy Gokee for use of Raspberry for the language camp from July 6<sup>th</sup> through July 9<sup>th</sup>. Request permission for the following items:
- 2) Request use of the Tribe's outdoor cooking equipment (Wolf Camp gear).
- 3) Request use of the 6/7 folding tables and 50/60 chairs from Pow-wow equipment.

Also need assistance with transportation of item to raspberry and returned to designated storage area. Andy will coordinate with appropriate personnel on this.

- 4) Assistance with transport of large army tent from Pow-wow grounds and its return to storage area at conclusion of camp.
- 5) To include the camp program in the Tribe's existing liability/event insurance policy. Andy will follow up with appropriate personnel.
- 6) Request daily garbage pick up and disposal.
- 7) Request potable emergency radio unit, Wardens were helpful in the past.
- 8) If any summer youth employment programs are operational during the week their help would be appreciated to clean up grounds prior to camp.

- 9) Request release time for any Tribal employees who would like to participate.  
10) Request a representative from the Tribe for a short welcome for participants for open ceremony on Tuesday July 6<sup>th</sup> at 11:30 a.m.  
11) In past food distribution program provided sack lunches for participants, similar request again this year.  
The program continues with no fee or cost to it. Andy can be contacted at 715-346-4147.

Marvin Defoe moved to approve requests. Seconded by Larry Deragon. Motion carried.

#### **RESOLUTION HEALTH SERVICES**

Mike Gurnoe moved to approve Resolution 6/7/2010L authorizing continued contracting for Health Services for FY 2011 through Wisconsin Department of Health and Human Services. Seconded by Larry Deragon. Motion carried.

#### **RESOLUTION HEALTH SERVICES FY 2011**

Marvin Defoe moved to approve Resolution 6/7/2010M continued contracting for Health Services for FY 2011 through Bemidji Area Office. Seconded by Laura Gordon. Motion carried.

#### **TRIBAL TRANSPORTATION IMPROVEMENT PROGRAM/JEFF BENTON**

Public meeting was held last Friday identifying priorities. No comments were received. Priorities are Pageant road, ECC, Rally Road for culvert replacement, mutli – State Hwy.13, Youth Center and Community Drive tying Hwy. 13 to Community Drive. Daley, Water and Tower Roads up to JD Driver New Housing, Buffalo Campground and possibility of Casino parking lot, finish Blueberry Road, possibly cooperative agreement on County C Road. The project is for three years and is a working document. Looking at re-doing the policies and making it for the general public on the Committee.

Larry Deragon moved to approve Resolution 6/7/2010N for the 2010-2013 TTIP Plan. Seconded by Mike Gurnoe. Motion carried.

#### **PROPERTY DISPOSAL**

Larry Deragon moved to approve sealed bids with a minimum of \$4000 for the disposal of the Bluebird bus. Seconded by Laura Gordon. Motion carried.

Marvin Defoe moved to approve sealed bids with a minimum of \$250 for the disposal of the 1985 Chevy Pickup. Seconded by Mike Gurnoe. Motion carried.

#### **WAIVE PROCUREMENT POLICY**

Larry Deragon moved to waive the procurement policy for the Law Enforcement program. Seconded by Marvin Defoe. Motion carried. Quotes will be received from Chevy dealers for a vehicle.

#### **BUSINESS PERMIT**

Larry Deragon moved to approve Business permit for George P. Newago - "Newago Fireworks". Seconded by Laura Gordon. Motion carried.

**AUTOMATIC ENROLLEMNT**

Steven Jimmy Kangas, Father: Alvin "AJ" J. Kangas, G/G/G/Grandmother: Margaret Baker Bresette.

Aura Jade Kella Stecker, Father Joseph E. Lamoreaux, G/Grandfather Kenneth Lamoreax.

Alyssa Mary Westlund, Father: Paul Nils Westlund, G/G/G/Grandfather: William Gordon Jr.

Angellyne Dawn Westlund, Father: Andrew D. Westlund G/G/G/Grandfather. William Gordon Jr.

Rokell Marie Peterson, Father: Kelly Andeg Peterson, G/G/Grandmother: Margaret Baker Bresette.

Logan John Charles Charette, Father: Jason P. Charette, G/Grandfather: Robert J. (Bob) Charette.

William Jeffrey Engelsman, Father: Jason S. Engelsman, G/G/Grandmother: Susan Clara Gordon-Young.

Jada Ann Sabin, Father: Jacob J. Sabin, G/G/Grandmother: Marie Jesse Gordon.

Rayne Marie Marcella Fleishhacker, Mother: Tina M. M. LaPointe, G/Grandmother: Marcella M. Basina-LaPointe.

Ruby May LaPointe, Father: Lance E. LaPointe, G/Grandmother: Marcella M. Basina-LaPointe.

Marvin Defoe moved to approve automatic enrollment. Seconded by Mike Gurnoe. Motion carried.

**OTHER**

*Voigt Stipulation input/David Ujke*

Milt has represented Red Cliff at Madison and will again in July. There was a State Tribal meeting in LCO on May 13<sup>th</sup> and 14<sup>th</sup>. Items of interest are 1) Three year deer unit goals. 2) Lake specific management. 3) Pulse Fishing 3 bag limits which is a hot topic and 4) Gathering on State lands. The following issues will be discussed at the meeting

are: Elk Season, consensus of Council was agree to all provisions except season time. Should be a clearer statement. Musky Regs: Do nothing and compel the state to go to court to mandate regulations. Tribal Gathering on state lands: **Option A** institute a prosecutorial deferral provision etc. Deer unit goal: Defer to Rose and John on this. Baiting deer: Consensus is to take off the table.

Larry Deragon moved to adjourn. Seconded by Mike Gurnoe. Motion carried. Adjourned: 9:05 p.m.

Respectfully Submitted:

*Kathy Hanson*  
Kathy Hanson  
Recording Secretary

ATTEST:

*Laura Gordon*  
Laura Gordon, Acting Secretary  
Red Cliff Tribal Council

# Special Council Meeting

June 22, 2010  
4:30 p.m. Bingo Hall

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

## **ROLL CALL;**

Rose Soulier, Present  
Marin Defoe, Present (4:40)  
Jeanne Gordon, Present  
Dennis Soulier, Present  
Mike Gurnoe, Present

Laura Gordon Present  
Larry Deragon, Present  
Ray DePerry, Absent  
Priscilla Williamson, Present  
Quorum.

Present: Mark Montano, Director Tribal Operations, David Ujke, Tribal Attorney and community members.

## **AGENDA**

Larry Deragon moved to approve agenda. Seconded by Dennis Soulier, Motion carried.

## **OPENING CEREMONY**

Opening ceremony performed by Frank Montano.

## **COMMUNITY INPUT/ANNOUNCEMENTS**

Bob Bear had a concern regarding elderly people and prescriptions. One elder forgot to renew their prescription and was out on Saturday. He suggested maybe a Pharmacist be on call and a driver could get the prescription from Washburn or Ashland.

Bob was also at the Raspberry campground and there is no space to park larger campers. He suggested taking some trees down using them for a log building for a picnic area. The other concern he expressed at the last meeting regarding the end of the driveway at the casino this has been resolved.

Transfer station has the open dumpster until July 2<sup>nd</sup>, a pickup load is \$20, they do not take everything for a list of materials you can contact them. They will be closed July 4<sup>th</sup>.

Memo from Rick Wygonik if you have not been counted for the census call the Tribal Office leave your name and phone number.

Tribal Chairperson Rose Soulier stated there is a meeting 1:00 p.m. on Thursday with Shakopee if that goes well the next meeting is with the general membership on July 13<sup>th</sup>, 2010.

## **CASINO REPORT**

Chris and Paulette gave a presentation on the \$29,000 Progressive that was taken off the floor. Snapshot of financials in the packets with breakdown per department:

	<u>REVENUE</u>	<u>EXPENSE</u>	<u>GAIN/LOSS</u>
BAR	23,643	16,553	7,090
BINGO	13,610	26,972	(12,463)
BUS	3,885	3,223	662
CAMPGROUND	15,860	11,220	4,640
RESTAURANT	28,633	25,332	3,300
SLOTS	180,176	29,203	150,973
TABLE GAMES	16,896	14,208	2,688
	282,701	125,811	156,890
CASINO OPERATIONS			172,358
NET PROFIT			(15,468)

Casino Operations is Administration, Accounting, Surveillance, Cashier, Personnel, Housekeeping, Maintenance and Facilities. Bingo was down due to the progressive paid out over \$8,000 to a local member.

Bob Bear suggested advertise the breakfast special with large signage. It was excellent and the price is low compared to other restaurants.

Marketing, the \$29,000 is broken down into 4 sessions the first will be Labor Day weekend and they are giving away a riding lawnmower on Saturday and other prizes on Sunday. People can sign up every day for one entry win extra entries on the machines, table games, bingo etc. It is being promoted through radio, TV ads and so forth.

Marvin Defoe moved to approve Casino Report. Seconded by Jeanne Gordon. Motion carried.

#### **COMPLIANCE/GAMING REPORTS**

NIGC sent a letter to Isle Vista Casino it is in full compliance. Acknowledge efforts on regulating and casino departments for being in compliance. July 7<sup>th</sup> will be the final compliance meeting at 3:00 p.m.

The Gaming Commission met on two sealed bids for auditing and recommends Roe & Meyer at \$13,920, all inclusive. The other bid was from Mid West for \$20,000 plus expenses.

Dennis Soulier moved to approve the Compliance Report. Seconded by Jeanne Gordon. Motion carried.

Mike Gurnoe moved to approve recommendation of Roe & Meyer for external audit at \$13,920 all inclusive. Seconded by Laura Gordon. Motion carried.

Dennis Soulier moved External Audit proposal be reviewed by legal. Seconded by Marvin Defoe. Motion carried.

### **Gaming Report**

Tom will make sure that the minutes get sent to Jeanne Gordon. Report is for the months of April and May. Questions asked about Chapter 17. It was put on a back burner until the investigation was completed.

Jeanne Gordon moved to approve Gaming Report. Seconded by Laura Gordon. Motion carried.

### **Calleo Update**

Tom or Carol has not found any receipts or invoices for some of the monies. Its bad record keeping. Question was asked how it got through audit if no receipts etc. Records may have been mis-placed or in another file.

Carol stated procedures are not being followed. Update on Gaming and Internal Control.

Joanne Peterson stated she supports internal controls. Her integrity was on line with all the rumors floating in the community that were not true.

Larry Deragon moved to stop the investigation and get a final report on Calleo. Seconded by Jeanne Gordon. Motion carried.

Mike Gurnoe moved to approve May Compliance report. Seconded by Marvin Defoe. Motion carried.

### ***OLD BUSINESS***

#### **CHAPTER 51/RACHELLE ASHLEY**

Meeting was held June 8<sup>th</sup> and there were a couple of people at the meeting. She recommends inviting Lisa Schwartz, Director of Oneida Tribal Support Agency to do a presentation on the project to the staff and then meet with the community and Council in the evening for some time in July. Jeanne Gordon will coordinate this.

#### **CONFLICTS KEY POSITIONS/DAVE UJKE**

Advisory Referendum has an introduction to explain what the Council is doing and the question for the referendum reads as follows: "Should the Tribe prohibit Tribal Council members from holding key positions as Tribal employees?" Vote yes or no. This has nothing to do with the constitution only the policy of the Tribal Employee Handbook. Marvin Defoe moved to approve for the referendum as presented. Seconded by Jeanne Gordon. 1 opposed (Larry Deragon). Motion carried.

### **TAXATION REFERENDUM RESOLUTION/DAVE UJKE**

Resolution pertaining to the referendum election and referendum which reads as follows:  
“As enrolled members of the Red Cliff Band of Lake Superior Ojibwe the Hub of the Ojibwe Nation, whereby approve the declaration that all Tribal members on and off the reservation be tax exempt regarding all taxable items services and income. Furthermore, we request our elected Tribal government to immediately take all necessary actions to support and uphold this tax exempt declaration. Vote yes or not.

Larry Deragon moved to approve the referendum for ballot and Resolution **6/22/2010A**.  
Seconded by Jeanne Gordon. 1 opposed (Mike Gurnoe). Motion carried.

### ***NEW BUSINESS***

#### **FY 2011 AUDIT SERVICES/JEAN BEHR**

Larry Deragon moved to approve Resolution **6/22/2010B** and Mid West Professionals for audit services not to exceed \$32,500 plus expenses. Seconded by Mike Gurnoe. Motion carried.

#### **LOAN RENEWAL/JEAN BEHR**

Mike Gurnoe moved to approve Resolution **6/22/2010C** pertaining to banking needs of the Tribe in the amount of \$408,395.04 (loan renewal). Seconded by Marvin Defoe. Motion carried. Jean will get a breakdown for the Council on the loan amount.

#### **EXTENSION OF CONTRACT DATE/JEFF BENTON**

Larry Deragon moved to approve contract extension with Krech Ojard for Community Drive and Bradum Development. Seconded by Jeanne Gordon. Motion carried.

#### **IHS WATER & SEWER ADDENDUMS FOR SCATTERED SITES/DON CORBINE**

Don discussed attachment A1, A and B with listed names. Leave Sandra LaGrew on as she has a trailer. Take off Bev Peacock and Keith Morris from the lists. Dana Cadotte is also ready put on the list. Don received an additional \$100,000 from IHS so all of them can be serviced.

Larry Deragon moved to extend both contracts for Nehl's Webster Drilling and Tribovich Construction. Seconded by Marvin Defoe. Motion carried. Marvin Defoe moved Don to proceed. Seconded by Mike Gurnoe. Motion carried.

#### **EMERGENCY FISHING CLOSURE/MATT SYMBAL**

Fishing Committee met on this and made a motion to continue the season changes for one more fishing year. Dennis Soulier moved to approve Resolution **6/22/2010D** adopting Emergency Rules Governing Commercial Fishing in Management Unit MI-2. Seconded by Laura Gordon. Motion carried.

**BID WAIVER GRADER FOR ROADS DEPT/JEFF BENTON**

Bid waiver requested for a 1991 motor grader in the amount of \$35,000. Roads department will try it out to see if works good etc. Larry Deragon moved to approve bid waiver for grader. Seconded by Marvin Defoe. Motion carried.

**INDIAN HOUSING PLAN (IHP)/TIM FUNK**

Tim discussed the IHP plan and amounts identified for each emergency service. Mike Gurnoe moved to approve IHP plan as presented. Seconded by Jeanne Gordon. Motion carried.

**SUMMER YOUTH FOOD PROGRAM**

Laura Gordon moved to approve Resolution 6/22/2010G pertaining to the Summer Youth Program for children and youth of Red Cliff. Seconded by Jeanne Gordon. Motion carried.

**CERTIFY AT LARGE CANDIDATES**

Candidates at large: Mercie A. Gordon, Raymond H. Defoe, Jr., Jean M. Gordon, Marcella M. LaPointe, Alana M. Babineau, Ruby Ann M. Basina, Steven L. Boyd, Michael J. LaGrew, Jeffrey A. Benton, William J. Basina, Robert M. Bear, Carol L. Gordon, Bruce F Topping, Naomi L. Bressler, Leon F. Basina Sr., Michael A. Balber, James E. Pete, Priscilla L. LaPointe-Williamson and Joanne M. Peterson.

Dennis Soulier moved to certify candidates. Seconded by Mike Gurnoe. 1 abstained (Jeanne Gordon). Motion carried.

**APPROVAL GENERAL BALLOT**

Larry Deragon moved to approve the General Ballot. Seconded by Dennis Soulier. Motion carried.

**APPROVAL ADOPTION LIST**

Mike Gurnoe moved to approve the 164 names listed on the adoption list. Seconded by Larry Deragon. 1 abstention (Priscilla LaPointe-Williamson). Motion carried.

**AMICUS REQUEST/DAVE UJKE**

Red Cliff will be signing on as an amicus brief being written by St. Croix for the Lac Du Flambeau Corporation. Dennis Soulier moved to approve. Seconded by Larry Deragon. Motion carried.

**OTHER**

Bob Bear expressed a concern that there is no speeding sign posted on West Bresette Hill. Refer this to Jeff Benton.

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

Larry Deragon moved to return to Regular Session. Seconded by Mike Gurnoe. Motion carried.

Mike Gurnoe moved to approve Steven Boyd and Alan Kraus for Road Maintenance with Larry Barningham and Charles Bresette as alternates. Seconded by Larry Deragon. Motion carried.

Jeanne Gordon moved to approve Sarah Quale as Tribal Aging and Disability Resource Specialist. Seconded by Laura Gordon. Motion carried.

Dennis Soulier moved to go with recommendation of Lynna Gurnoe with James Mattson as alternate for the Conservation Warden position. Seconded by Priscilla LaPointe-Williamson. Motion carried.

Dennis Soulier moved to go with Andrea Bresette as ECC Family Service Worker. Seconded by Jeanne Gordon. Motion carried.

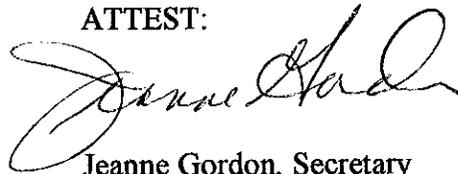
Larry Deragon moved to adjourn. Seconded by Jeanne Gordon. Motion carried.  
Adjourned: 8:05 p.m.

Respectfully Submitted:



Kathy Hanson  
Recording Secretary

ATTEST:



Jeanne Gordon, Secretary  
Red Cliff Tribal Council

# Regular Monthly Council Meeting

July 5, 2010

6:00 p.m. Bingo Hall

Meeting called to order at 6:00 p.m. by Rose Soulier, Tribal Chairperson.

## **ROLL CALL:**

Rose Soulier, Present

Marvin Defoe, Present

Jeanne Gordon, Present

Dennis Soulier, Present

Mike Gurnoe, Present

Laura Gordon, Present

Larry Deragon, Present

Ray DePerry, Present

Priscilla Williamson, Present

Quorum

Also Present: Mark Montano, Director of Tribal Operations, Jean Behr, CFO, David Ujke, Tribal Attorney and community members.

## **AGENDA**

Marvin Defoe moved to approve the agenda. Seconded by Larry Deragon. Motion carried.

## **OPENING CEREMONY**

Opening ceremony was performed by Robby Goslin.

## **CITIZEN OF MONTH**

Citizen of the month is Genny Goslin; she received a plaque and certificates.

## **MINUTES**

Marvin Defoe moved to approve the minutes of June 7<sup>th</sup>, 2010 with corrections. Seconded by Dennis Soulier. Motion carried.

Ray DePerry moved to approve the minutes of June 22<sup>nd</sup>, 2010 with corrections. Seconded by Mike Gurnoe. Motion carried.

## **COMMUNITY COMMENTS/ANNOUNCEMENTS**

Richard Bear had a concern on Calleo. He is requesting that a balance sheet from when they started with the Tribe and a balance sheet when they were done. He would like to see these for himself and also the public would like to know before this is put to rest. Tribal Chairperson Rose Soulier will get the information that is requested.

Jim Pete had a question; if felons are allowed to vote at Tribal Elections. Yes they are allowed to vote.

The Healing Run has been set for July 13<sup>th</sup> and they are looking for runners and walkers from the tee in Ashland to Red Cliff and from Red Cliff to Cornucopia. Contact Jeanne Gordon at the Tribal Office for more information. Jeanne Gordon thanked Pat Kenote DePerry, Family Services for setting this up each year and appreciates their efforts.

Diane Bear invited everyone to the (Surprise) Birthday party for her mother Genny Goslin on Sunday from 11:30 to 4:00 at the Bayfield Inn. Her birthday is on Monday.

### **TREASURERS RPORT**

Marvin Defoe moved to approve the Treasurers Report. Seconded by Laura Gordon. Motion carried.

### **QUARTERLY REPORTS**

Jeanne Gordon moved to table the quarterly reports until the next monthly meeting. Seonded by Ray DePerry. Motion carried.

### **OLD BUSINESS**

#### *Adoption Referendum*

Memo from legal regarding subject requirements Article 7 and it's a vote of the people.

### **NEW BUSINESS**

#### *Project Launch/Rob Goslin*

They are planning to have a family week for K – 3<sup>rd</sup> grade with activities during the week of July 26<sup>th</sup>. They are requesting permission for use of the pow-wow grounds on the south side for vendors to sell produce. Ray DePerry moved to approve the request and waive business permit for vendors. Seconded by Larry Deragon. They should also meet with the Parrish Council to ask to use the north side if needed. Parrish Council meets Tuesday at 6:00 p.m. Motion carried.

#### *IHS Mound/Don Corbine*

Don is requesting the Council to waive the Procurement Policy and hire Brown's Plumbing & Heating for the 2010 construction season for (7) IHS mound systems . Larry Deragon moved to approve the request. Seconded by Mike Gurnoe. Motion carried.

#### *GAP/Tracey Ledder*

Dennis Soulier moved to approve Resolution 7/6/2010A pertaining to Application for Environmental Program Funding. Seconded by Ray DePerry. Motion carried.

#### *EMR/Tracey Ledder*

Request from Tracey to contract with EMR as sole source and if everything is in place we are ready go. Larry Dragon moved to approve the request. Seconded by Marvin Defoe. Motion carried.

Larry Deragon moved to approve Resolution 7/6/2010B pertaining to Professional Services Agreement between the Red Cliff Tribe and EMR. Seconded by Marvin Defoe. Motion carried.

*Wisconsin Tribal Conservation Advisory Council (WTCAC)*

Dennis Soulier moved to approve Resolution **7/6/2010C** pertaining to WTCAC and appoint Melonee Montano to the Advisory Council. Seconded by Mike Gurnoe. Motion carried.

*Leases/Susie Berger*

Marvin Defoe moved to approve Resolution **7/6/2010D** residential lease of Mark J. and Desiree B. Livingston on Bishop Loop. Seconded by Ray DePerry. Motion carried.

Marvin Defoe moved to approve Resolution **7/6/2010E** residential lease of Michael L. Gokee be modified to a business lease. Seconded by Larry Deragon. Motion carried.

Larry Deragon moved to approve Resolution **7/6/2010F** request for Rezoning approval. Seconded by Jeanne Gordon. Motion carried.

Dennis Soulier moved to approve Resolution **7/6/2010G** residential lease for Michael L. Gokee in Frog Bay. Seconded by Ray DePerry. Motion carried.

*Business Permit*

Dennis Soulier moved to approve Business Permit for Michael L. Gokee for Uncle Mike's Bait & Tackle. Seconded by Larry Deragon. Motion carried.

*Resolution MOU-IHS*

Ray DePerry moved to approve Resolution **7/6/2010H** to amend IHS MOU for Forcemain Replacement from Lift Stations #1 to Treatment Facility. Seconded by Mike Gurnoe. Motion carried.

*Property Disposal/ECC*

Dawn Bresette, Property & Procurement, is requesting the disposal of old playground equipment at ECC. This is being offered to the community and they will be responsible for its removal. Jeanne Gordon moved to approve. Seconded by Laura Gordon. Motion carried.

*Property Disposal/Elderly*

Larry Deragon moved to approve Elderly Program request to transfer walk-in-freezer to the Red Cliff Housing. Seconded by Marvin Defoe. Motion carried.

*Property Disposal*

Marvin Defoe moved to approve Elderly Program disposing of the old dishwasher and offering stove to the community. Seconded by Jeanne Gordon. Motion carried.

*Friends of the Dirt Committee*

Operational procedures were approved by the Council at the June 22<sup>nd</sup> meeting. The procedures states that the Committee shall consist of nine (9) members.

Recommendation for appointment: Carolyn Maunu, Francis Montano, Janet Hillert, Leon "Olie" Basina, Doris Jensen, Jennifer Bouley, Kenneth "Chuck" Basina Jr., Jean buffalo and Rose Gordon. Doris Jensen will take a temporary leave from the Committee while serving as a VISTA Associate. Dennis Soulier moved to approve appointment of names submitted. Seconded b Larry Deragon. Motion carried.

*Ratify Poll*

Ray DePerry moved to approve the poll of **6/30/2010** on Tribal insurance in the amount of \$50,842 with Tribal First. Seconded by Dennis Soulier. Motion carried.

Marvin Defoe moved to go into Executive Session. Seconded by Larry Deragon. Motion carried.

Larry Deragon moved to return to Regular Session. Seconded by Ray DePerry. Motion carried.

Dennis Soulier moved to table the Indoor Air Technician position. Seconded by Ray DePerry. Motion carried.

Larry Deragon moved to approve Cory Gordon as Tobacco Prevention Advocate. Seconded by Priscilla Williamson. Motion carried.

Dennis Soulier moved to approve recommendation of Allison Lind as Family Nurse Practitioner. Seconded by Ray DePerry. Motion carried.

Ray DePerry moved to table the Personnel Issue. Seconded by Larry Deragon. Motion carried.

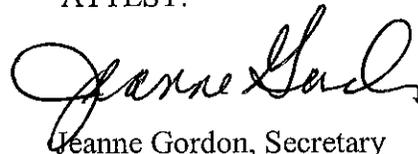
Dennis Soulier moved to adjourn. Seconded by Larry Deragon. Motion carried.  
Adjourned: 7:05 p.m.

Respectfully Submitted:



Kathy Hanson  
Recording Secretary

ATTEST:



Jeanne Gordon, Secretary  
Red Cliff Tribal Council

# Red Cliff Band of Lake Superior Chippewas

## SPECIAL COUNCIL MEETING

July 20, 2010

4:30 p.m. Bingo Hall

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

### ROLL CALL:

Rose Soulier, Present  
Marvin Defoe, Present  
Laura Gordon, Present  
Dennis Soulier, Present  
Mike Gurnoe, Present

Larry Deragon, Present  
Jeanne Gordon, Present  
Ray DePerry, Present (4:35)  
Jim Pete, Present  
Quorum

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

### AGENDA

Add #17) Business Board Appointment, #18) Contract with Buffalo, Anderson, Jacobson Magnuson and Hogan, #19) Disposal Aiken House. Under Executive Session add Summer Youth Positions. Marvin Defoe moved to approve amended agenda. Seconded by Dennis Soulier. Motion carried

### OPENING CEREMONY

Opening ceremony performed by Frank Montano.

### COMMUNITY INPUT/ANNOUNCEMENTS

Patricia DePerry addressed the Council regarding the taxation referendum at the Annual Election. She sent in a complaint along with her \$25 to the Election Board regarding this matter and received a letter back signed by Kathy Hanson, Cindy Garrity and Myrtle Gordon. The complaint was denied and was written by a white guy not the Board. The referendum was found not valid due to the number of voters, 356 said no to taxation. Quoted the constitution on page 8 regarding 30% of eligible voters. This was at the Annual election not a Special election. She is requesting her representatives to deliberate on this serious matter. Discussed. Jim Pete moved as a result of the referendum the Council look at results, to further explain taxation and develop a plan by August 31<sup>st</sup> to address this. Seconded by Ray DePerry. Motion carried.

Richard Bear as asked about Calleo and the Balance Sheets, numbers were given by Jim for this. Jeanne has a copy of the balance sheet for you.

Alicia DePerry announced a multi garage sale at the Head Start on Saturday, July 24<sup>th</sup> from 9 am to noon. Flyers are up on this in the area, also gave a copy to Jonathon for Channel 7, the proceeds from the donations will go to the ECC Family Emergency Fund.

There will be a Special meeting, July 29<sup>th</sup> 5:00 p.m. at the Elderly Center regarding KKE and others to discuss the process with Shakopee.

### **CASINO REPORT**

Financial report was given by Jim Farrell for Revenue – Expenses on the bar, bus, bingo, restaurant, slots, table games, casino operations. Up to date amounts are \$368,000.

Jeff explained that bingo is recovering and the restaurant is down due to the road construction. Breakfast is no longer available Monday through Thursday; it will be open on Friday, Saturday and Sunday. No one was coming in for it and it saves o labor costs. The casino purchased van for \$7,750 to be used as a shuttle for hotel guests to come to the casino. The casino hired a full time cashier at the campground and a security guard for the marina. Casino also purchased a golf cart for the security guards to make their rounds in the campground. Question asked about law enforcement during Pow- wow weekend. The response was very slow. Next year the casino plans to hire a part time Security guard with law enforcement experience for the campground/marina.

Jim gave numbers on when Calleo was here and when they exited from April 2008 and September 2009. April 30<sup>th</sup> was \$1,089,200, \$883,974 on 9/30/09 for a loss of \$205,226 with cash on hand Sept. 2008 was \$288,549, September 30<sup>th</sup> \$156,103 a loss of \$132,000. Jeff reported to the Council in January on this issue and stands by the numbers, the company did not fulfill its contract and are not with us any longer. We are looking forward to the new casino.

Bob Bear stated with the new casino coming that training should be done before hand on positions.

Ray DePerry moved to approve Casino Report. Seconded by Larry Deragon. Motion carried.

Jim Pete moved that monthly revenue and expenses starting with end of June 30<sup>th</sup>, 2010 be provided to the community on a monthly basis. Seconded by Jeanne Gordon. Motion carried.

### **COMPLIANCE REPORT**

Carol Cameron has been working on Chapter 17, with the news of the new casino, new procedures and TICs will be needed. We have always focused on Tier A, the net tier is B at \$5 million and she wants to be proactive with Chapter 17. She is not redoing the entire document and is working with the managers so they are aware of what is coming. Legal will review the document when it is complete. Internal audits will have to be done by the departments but not in their own department. At the exit conference they were pleased we will be getting a new system, a lot of findings will be cleared up.

Dennis Soulier moved to approve Compliance Report. Seconded by Marvin Defoe. Motion carried.

## **GAMING COMMISSION REPORT**

Tom will have Kathy send him the minutes so they can be attached to his report. He has been busy and spending time at the police department. The final report has been done on Calleo the only thing found is misplaced documents, this did not show up in the audit so they were probably not put back where they are suppose to go. NIGC would not come in because they wanted proof that something was wrong, if there had been a management contract we could have showed them.

Marvin Defoe moved to approve Gaming Report. Seconded b Jim Pete. Motion carried.

## **LAW ENFORCEMENT REPORT**

Tom Jeffords stated they have a couple of applicants to interview for the Chief position o July 30<sup>th</sup>. Tom oversees the day to day operations at the department. One person has 18 years experience and the other has 10 years. Both are local, one is a member and the other is married to one and they want to move back home.

Joe Gustafson stated we could use both, one as Chief and the other as a Sergeant. Bob Follis is doing the background checks on them for us.

The Law Enforcement Commission met with BIA, Sheriff, and DA and there is a lot of work to be done. Tom Jeffords is rewriting the policies for the police department. BIA was here because they were in jeopardy of losing their funding. They received additional monies of \$90,000 which totals \$154,000 from BIA. To have a full police department it was recommended they have two part time and four full time officers. Right now we have one part time and one full time officer, one part time is working full time in Bayfield. The County will assist us if needed, also the Border Patrol who assisted us over the Pow wow weekend.

Bob Bear restated his concern with speeding on West Bresette Hill Road. Also discussed of using the equipment so people will slow down when they see it. It does belong to Red Cliff, Tom will talk to Will and Ray and have them set it up.

Larry Deragon moved to approve Resolution 7/20/2010A pertaining to suspending certain provisions of Chapter 42, Law Enforcement an amending employment handbook relative to Law Enforcement personnel until the police department stabilizes. Seconded by Laura Gordon. Motion carried. A recommendation on the Chief position will come to the Council.

## **RESCIND RESOLUTION 6/7/2010A**

Ray DePerry moved to table. Seconded by Jeanne Gordon. The intent of transferring fund was for more interest for the Tribe. Motion carried.

## **BANK LOAN RENEWAL**

Larry Deragon moved to approve Resolution 7/20/2010B pertaining to Chippewa Valley Bank loan renewal for six months. Seconded by Laura Gordon. Motion carried.

**OLD BUSINESS**

**NEW BUSINESS**

**RESOLUTION**

Ray DePerry moved to approve Resolution 7/20/2010C rescinding the Resolution of 6/21/05A which states the Council must retreat in July. Seconded by Jeanne Gordon. Motion carried.

**BID OPENING**

Memo from Desiree no bids were received on the 1985 Chevy Truck, did receive a bid on 7/16 from Steven Boyd for \$100. Jim Pete moved to approve. Seconded by Larry Deragon. Two opposed (Marvin Defoe and Dennis Soulier). Motion carried.

**FORCE MAIN REPLACEMENT CHANGE ORDER**

Marvin Defoe moved to approve the change order. Seconded by Jeanne Gordon. Motion carried.

**EMPLOYEE HANBOOK CHANGE**

Ray restated his concerns and that any member can run for Council. Discussed. Added under conflict of Interest is "Because of the conflict of interest that could arise Tribal Council members are prohibited from holding the following key positions within the Tribal organization." Those positions are Division Administrator, Director of Tribal Operations, Chief Financial Officer, Tribal Attorney, Chief Judge Associate Judge or Magistrate, Casino General Manager and Chief of police.

Jim Pete moved to accept the positions. Seconded by Dennis Soulier. Roll call vote: Ray DePerry – No, Jim Pete – Yes, Jeanne Gordon – Yes, Laura Gordon – Yes, Marvin Defoe – Yes, Dennis Soulier – Yes, Mike Gurnoe – Yes and Larry Deragon – No, 6 for, 2 opposed. Motion carried.

**TENANT ASSOCIATION**

Steven Boyd and Pauline Gordon were present. They are recruiting members as to the members have dwindled and they are working on the policies and procedures. The Committee has adopted the 7 elements as their objectives to follow; a copy was given to the Housing office. Asked about the Housing Board opening. Jeanne Gordon stated there are 4 positions posted and they will be appointed in October. The Committee recommends that someone who lives in the Housing be on the Board.

There are issues with other committees; Council will be addressing this by Resolution in future meeting.

Steven invited the Council to attend their meetings which are held every other Sunday, 6 pm at the Waste Water Treatment center, next meeting is July 25<sup>th</sup>.

**RATIFY COUNCIL POLL**

Dennis Soulier moved to ratify Council poll of 7/6/2010 Genevieve Goslin Day. Seconded by Mike Gurnoe. Motion carried.

**BUSINESS BOARD**

Appointed Board members are: T.J. Gordon, Mark Bugher, Myron Schuster, Jeff Gordon, Gary Gerber, Gerald DePerry, Brian Pierson Ray DePerry and Marvin Defoe. Dennis Soulier moved to appoint Marvin Defoe as Chairman of the Business Board. Seconded by Jeanne Gordon. 1 abstention (Marvin Defoe). Motion carried.

**CONTRACT**

The Contract is with Buffalo, Jacobson, Magnuson, Anderson and Hogan working for Red Cliff with Shakopee. Dennis Soulier moved to approve the Contract. Seconded by Larry Deragon. Motion carried.

**AIKEN HOUSE**

Dennis Soulier moved to approve demolishing the Aiken House. Seconded by Jeanne Gordon. Discussed, the building is hazardous to anyone; this will come back to the Council with three (3) quotes for disposal. 2 opposed (Larry Deragon, Jim Pete). Motion carried.

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

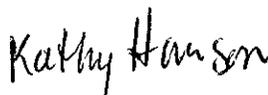
Dennis Soulier moved to return to Regular Session. Seconded by Mike Gurnoe. Motion carried.

Larry Deragon moved to approve recommendation of Personnel Board for Mike Balber with David Andrews as alternate for the position of Indoor Air Tech. Seconded by Jim Pete. 1 abstention (Marvin Defoe), 1 opposed (Dennis Soulier). Motion carried.

Dennis Soulier moved to go with recommendations for Summer Youth: Korin Schmitz, Shayla Basina, Charles Gordon, Kenneth Jeffrey, Delisa LaPointe and Jessie Andrews with Noah Schmitz as alternate. Seconded by Marvin Defoe. Motion carried.

Jeanne Gordon moved to adjourn. Seconded by Laura Gordon. Motion carried. Adjourned: 8:10 p.m.

Respectfully Submitted:



Kathy Hanson  
Recording Secretary

ATTEST:



Laura J. Gordon, Secretary  
Red Cliff Tribal Council