

# Red Cliff Band of Lake Superior Chippewas

## SPECIAL COUNCIL MEETING

March 22, 2011  
4:30 p.m. Bingo Hall

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

### ROLL CALL:

Rose Soulier, Present

Marvin Defoe, Absent until 5:25 p.m.

Laura J. Gordon, Present

Dennis Soulier, Present

Mike Gurnoe, Present

Larry Deragon, Present

Jeanne Gordon, Present

Ray DePerry, Present

Jim Pete, Present

Quorum

Also in attendance: Mark Montano Director of Tribal Operations, Dave Ujke Tribal Attorney and community members.

### Opening Ceremony

Opening ceremony performed by Frank Montano.

### AGENDA

Rose added the discussion on the appeal for Executive session. Dennis Soulier motioned to approve the agenda with this addition. Seconded by Laura Gordon. Motion carried.

### AUDITED FINANCIAL STATEMENTS – KURT TUCKER

Also present: Finance office staff, Dennis Soulier, Diane Erickson, Lisa Bissell-Farrell, Karen Wszalek, Laura Bresette, Dawn Bresette, Desiree Livingston and Leanne Charette. Kurt Tucker states that this finance report has been the finest Red Cliff has had and acknowledged the finance staff. There were no audit adjustments. Kurt touched on the highlights of the report and commented that these financials are also reflected upon the department heads as well.

Items reviewed:

- Independent auditors report,
- Financial statements,
- Balance sheet of major governmental funds,
- Indirect cost, revenue, and expenditures, RCCHC 3<sup>rd</sup> party equity (FQHC reimbursements). The RCCHC 3<sup>rd</sup> party revenue was a little over 2 million dollars,
- Internal service funds – i.e., Tribal administration, facilities maintenance, fringe costs, etc. This year the deficit was reduced 465K as of 9/30/10 which is reflected on Pg. 13 of the audit,
- IDC resources – there is more revenue than expenses due to good budget control. Administration costs are down. Kurt stated that Red Cliff (RC) will be close to self-governance if RC can have at least 2 more years of surplus and clean audit reports,
- Internal services funds deficits – “management plans to reduce deficit include: 1.) negotiation of more favorable IDC rates which will yield higher cost recoveries, 2.) development of

efficient cost allocations plan structuring tribal-wide, and 3.) strict adherence to established budgetary controls.”

- Audit findings – Cash management in 2009 the internal service funds were 1,314,946 million and in 2010 there were 465,000 (progress!!), when the deferred revenues (federal grants) are down to 0.00 this finding can be resolved. Budget controls are important!
- Page 25 – Investments – it states that the Tribe did not have any investments as of September 30, 2009. This is a typo.

Ray DePerry motioned to approve the FY10 Audit report. Seconded by Larry Deragon. Discussion: motion to approve with the corrections. Motion carried.

#### **TOWN OF RUSSELL CANDIDATES**

Nancy Trapp (candidate) is a 7 year resident of the Town of Russell. She operated the fish market in Bayfield for 3 years and Wild by Nature for 14 seasons. Her major qualities include being a good listener by listening to the people and concerns for environmental issues.

Fred Booney (candidate) taught sculpture and drawing for 20+ years at a community college in Chicago. He grew up in Ohio. He feels his major qualities would be the desire for a transparent government. The current Town of Russell board consists of Don Sullivan, Larry Meierotto, George Newago and Leon Basina.

#### **ART BEISANG – DOCK PROJECT**

Art gave some history about himself and family. He has been vacationing in the area for 15 years, building a cabin for the past 5 years in the area and he is currently a Pediatrician in St. Paul. Art stated he had applied for the dock in 2008 and was approved with limitations to address concerns surrounding erosion. Marvin Defoe asked Art to reconsider moving forward w/the dock. Art said he doesn't feel reconsidering the dock in its entirety is an option. He is looking at hiring a contractor to cut the slope back.

#### **COMMUNITY INPUT/ANNOUNCEMENTS**

Rose stated that Red Cliff was just awarded 14 FEMA trailers. They need to be picked up by April 26, 2011. The process that was used to select occupants for the last FEMA trailers will be used again with these FEMA trailers. The particulars still need to be figured out regarding costs.

#### **CASINO REPORT**

- 1.) Isle Vista Casino has hired Bill DePerry as the new Legendary Waters Hotel Manager along with Susie Peacock as the Assistant Manager. Bill has extensive hotel/restaurant experience working in Phoenix and Florida supervising staff and has been at the Rittenhouse Inn in Bayfield for many years. Susie Peacock has been a crew manager at the Winfield Inn for 7 years.
- 2.) Deep Lake Lodge in Iron River would like to cross advertise w/Legendary Waters through radio.
- 3.) The marketing team presented the new logo for Legendary Waters. This logo has a picture of Chief Buffalo, the Apostle Islands and a Migizi (eagle). It was explained that the photo of Chief Buffalo was used because of the major influence he has had on the Red Cliff reservation, the Migizi was used because it is a sacred symbol of the Native Americans and the picture of the Apostle Islands was used because they are a part of this area. Henry Buffalo supplied the picture of Chief Buffalo. It was decided that the font on the logo could be a little bigger.

Larry Deragon motioned to approve the logo with revisions to the font. Seconded by Mike Gurnoe. Motion carried.

Larry Deragon motioned to go into Executive Session w/Tribal members. Seconded by Mike Gurnoe. Motion carried.

Dennis Soulier motioned to go back into Regular Session. Seconded by Larry Deragon. Motion carried.

Larry Deragon motioned to approve the Casino Report Financials. Seconded by Laura Gordon. Motion carried.

#### **COMPLIANCE REPORT**

Carol Gardner reports a jackpot in February of \$10,276.75. Installation of the new Bally SDS system started in week 3 of February. Carol personally thanked a few IVC employees for the time and dedication they put forth with this project. Some machines needed to be pulled off of the floor due to non-compliance. They will be replaced with machines that were received from Oneida. Carol also reported she will be at training in Danbury March 24-25, 2011.

Mike Gurnoe motioned to approve the compliance report. Seconded by Marvin Defoe. Motion carried.

#### **GAMING COMMISSION REPORT**

Marvin Defoe motioned to approve the Gaming Commission report. Seconded by Ray DePerry. Motion carried.

#### **CASINO/HOTEL/EVENT CENTER UPDATE – Ron Jack & Doug Niesen from Taylor Woodstone**

On Friday, March 25, 2011, the low voltage (cameras, sound, and data) contracts will be in. Furniture and fixtures will be approved by the end of the month. The Casino project will absorb the cost for the shower/locker room – the 153k for the Arts & Crafts center will be used for this. In late June they will start putting slots in. Taylor Woodstone is looking for HBAC workers. This could possibly make these apprenticeship jobs. Ron Jack reports the schedule is in good shape and employment has been great.

#### **OLD BUSINESS**

- A.) Gaming Commission report – Jim Pete motioned to approve the Gaming Commission report. Seconded by Larry Deragon. Motion carried.
- B.) Compliance Budget Request – Jim Pete motioned to approve the budget request with corrections to the job description. Seconded by Larry Deragon. Motion carried.
- C.) Donna & David Galazen Clarification Request – Jim Pete motioned for Tribal administration and legal staff to meet with the Galazens. Seconded by Jeanne Gordon. Motion carried.
- D.) Tabled Lease for Elizabeth Albert & Thomas Peacock – Jim Pete motioned to approve the lease. Seconded by Dennis Soulier. Motion carried.

#### **NEW BUSINESS**

##### **LEASE – SUSIE BEAR**

Larry Deragon motioned to approve the cancellation of Marlene Bolderoff Lease located on Blueberry Road. Seconded by Dennis Soulier. Motion carried. 3/22/11 A

##### **APPROVAL OF RED CLIFF FOOD CODE FOR POSTING**

Jeanne Gordon motioned to approve the Red Cliff Food Code for posting. Seconded by Mike Gurnoe. Motion carried.

#### **WI LAKES/MN MILLE LACS SPEARING LIST**

Dennis Soulier motioned to approve the WI Lakes/MN Mille Lacs Spearing list. Seconded by Ray DePerry. Discussion: 5 nets per Tribal members to be set in singles and not in gangs. Motion carried.

#### **RESOLUTION FOR NIGA RENEWAL**

Jim Pete motioned to approve the NIGA renewal with Jeff Gordon as an alternate. Seconded by Ray DePerry. Motion carried.

#### **HANDBOOK CHANGES – RICK WYGONIK**

Dennis Soulier motioned to eliminate emergency leave from the employee handbook. Seconded by Jim Pete. Motion carried.

#### **TENANT ASSOCIATION – Pauline Gordon**

Pauline states the tenant association is still active and meeting every other Sunday. They have submitted their by-laws to Dave Ujke.

#### **OTHER**

Nothing in other

#### **EXECUTIVE SESSION**

Dennis Soulier motioned to go into executive session. Seconded by Larry Deragon. Motion carried.

Larry Deragon motioned to return to regular session. Seconded by Ray DePerry, motion carried.

Marvin Defoe motioned to not fine the employees and to allow management to handle the discipline. Seconded by Jeanne. Mike, Jeanne and Marvin in favor, Laura, Jim, Ray, and Larry opposed the motion. Dennis Soulier abstained. Motion Defeated.

Ray DePerry motioned to impose fines for \$200, \$100 and \$50 and motioned for the employees involved to bear the costs of the investigation. Seconded by Laura J. Gordon. Discussion: What about the person that falsified the signature? Ray stated if a recommendation is made he might consider revising the motion. Jeanne Gordon, Mike Gurnoe, Larry Deragon and Marvin Defoe opposed the motion. Jim Pete, Laura J. Gordon and Ray DePerry voted in favor of the motion. Dennis Soulier obtained. Motion defeated.

Jim Pete motioned to go with the recommendation of the Gaming Commission to impose the employee fines of \$100, \$50, and \$25. Seconded by Mike Gurnoe, Jim Pete, Larry Deragon, Mike Gurnoe and Laura J. Gordon in Favor of the motion, Ray DePerry, Jeanne Gordon and Marvin Defoe opposed, Dennis Soulier abstained. Motion carried.

Dennis Soulier motioned to hire Chase Meierotto for the Assistant Biologist position with Katie Lancaster as the alternate. Seconded by Mike Gurnoe. Motion carried.

Marvin Defoe motioned to hire Jennifer Bouley as the Community Based Doula Administrator. Seconded by Jim Pete. Motion carried.

Dennis Soulier motioned to approve Joe Bresette as the ECC mediator with Ray DePerry, Jim Pete and Larry Deragon as the Council Representatives. Seconded by Laura Gordon. Motion carried.

Larry Deragon motioned to approve the CFO contract as negotiated and to include the moving costs considering the 6 month probationary period. Seconded by Marvin Defoe. Motion carried.

Marvin Defoe motioned to appeal the permit on the dock project. Seconded by Laura Gordon. Marvin, Laura, Mike and Jim. Ray, Jeanne, Larry and Dennis, opposed. Chairperson, Rose broke the tie to appeal the permit. Motion carried.

Jim Pete motioned to adjourn. Seconded by Larry Deragon. Motion carried.

Adjourned: 9:59 p.m.

Respectfully Submitted:



Edwina Buffalo-Reyes  
Recording Secretary

ATTEST:



Laura Gordon  
Red Cliff Tribal Council Secretary