

MENOMINEE TRIBAL LEGISLATURE – REGULAR
FEBRUARY 21, 2013
TRIBAL OFFICE BOARDROOM
KESHENA, WI 54135
5:00 P.M.

MEMBERS PRESENT:

Craig Corn, Tribal Chairman
Lisa S. Waukau
Crystal Chapman-Chevalier
Randolph Reiter
Joan Delabreau
Myrna Warrington
Gary Besaw
Ruth H. Waupoose
Orman Waukau Jr.

MEMBERS ABSENT:

None

1. Call to Order – Roll Call.

Chairman Corn called the meeting to order at 5:00 p.m. Roll call was taken with a quorum present.

2. Menominee Prayer.

Tribal Elder Dennis Kenote said a short prayer in the Menominee language.

3. Public Comment Period.

There were no public comments.

4. Menominee Tribal Clinic Expansion – Tax Credit Proposal.

David Waupoose – Menominee Tribal Clinic; Ms. Arianna Miller from Travois and John Wilhelmi introduced the new tax credit project funds will assist the Clinic which allow investors to gain tax credits for their dollars while the Clinic will be able to continue the expansion project. The Menominee Tribe will participate in the new tax credit project to save money

MOTION MADE BY MYRNA WARRINGTON TO AUTHORIZE THE MENOMINEE TRIBAL CLINIC TO MOVE FORWARD WITH THE CLINIC EXPANSION WITH TRAVOIS AS TAX CREDIT PROPOSAL. SECOND WAS BY LISA WAUKAU. ALL THOSE IN FAVOR OF THE MOTION SIGNIFY BY SAYING AYE. OPPOSED. THE MOTION IS CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

5. Memorandum of Understanding between partners of the Timberland Invasives Partnership (TIP).

Douglas Cox informed the Legislature that the Enforcement and Resource Protection Committee has reviewed the comments. The Legislature reviewed the MOU and it was noted that MTE is not listed anywhere in the document and MTE is doing most of the work against invasive species. Mr. Cox stated that he is working on getting MTE approval so that they can become a signatory and not involved with the Partnership.

MOTION MADE BY MYRNA WARRINGTON TO TABLE THE MEMORANDUM OF UNDERSTANDING BETWEEN PARTNERS OF THE TIMBERLAND INVASIVES PARTNERSHIP (TIP) UNTIL MTE HAS REVIEWED AND APPROVED THE MOU. SECOND WAS BY RANDOLPH REITER. ALL THOSE IN FAVOR OF THE MOTION SIGNIFY BY SAYING AYE. OPPOSED. THE MOTION IS CARRIED: 7 FOR, 0 OPPOSED, 1 ABSTENTION (L. WAUKAU), AND 0 ABSENT.

Please note Legislator L. Waukau did not qualify her abstention.

6. Appointment to the American Indians against Abuse Board.

The Legislature would like to post this position to give other tribal members a chance to apply.

MOTION MADE BY LISA WAUKAU TO APPOINT MARK K. WAUKAU SR. FOR THE MITW REPRESENTATIVE SEAT ON THE AMERICAN INDIANS AGAINST ABUSE (AIAA) BOARD OF DIRECTORS. SECOND WAS BY RANDOLPH REITER. ALL THOSE IN FAVOR OF THE MOTION SIGNIFY BY SAYING AYE. OPPOSED. THE MOTION IS DEFEATED: 4 FOR, 5 OPPOSED (WARRINGTON, DELBREAU, BESAW, WAUPOOSE AND CORN), 0 ABSTENTIONS, AND 0 ABSENT.

Please note Chairman Corn voted in opposition to defeat the motion.

7. Appointment to Wisconsin Tribal Community Reintegration Program.

Bruce Pecore represented the Menominee Tribe as a Legislator and representative from the Enforcement and Resource Protection Committee.

MOTION MADE BY MYRNA WARRINGTON TO APPOINT THE CHAIRMAN OF THE ENFORCEMENT AND RESOURCE PROTECTION COMMITTEE TO THE WISCONSIN TRIBAL COMMUNITY REINTEGRATION PROGRAM BOARD (WTCRP). SECOND WAS BY LISA WAUKAU. CHAIRMAN: ALL THOSE IN FAVOR OF THE MOTION SIGNIFY BY SAYING AYE. OPPOSED. THE MOTION IS CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

8. Appointments to Legislative Committees (March 1, 2013 – February 28, 2014).

The Menominee Tribal Legislature voted by ballot for all the Committees.

MOTION MADE BY LISA WAUKAU TO APPOINT MICHAEL CHAPMAN TO THE BUDGET AND FINANCE COMMITTEE (MARCH 1, 2013 – FEBRUARY 28, 2014). SECOND WAS RANDOLPH REITER. ALL THOSE IN FAVOR OF THE MOTION SIGNIFY BY SAYING AYE. OPPOSED. THE MOTION IS CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

MOTION MADE BY LISA WAUKAU TO APPOINT LINDA PETERS TO THE COMMUNITY DEVELOPMENT COMMITTEE (MARCH 1, 2013 – FEBRUARY 28, 2014). SECOND WAS BY CRYSTAL CHAPMAN-CHEVALIER. ALL THOSE IN FAVOR OF THE MOTION SIGNIFY BY SAYING AYE. OPPOSED. THE MOTION IS CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

MOTION MADE BY LISA WAKAU TO APPOINT MICHAEL CHAPMAN TO THE GOVERNMENTAL AFFAIRS COMMITTEE FOR THE UPCOMING LEGISLATIVE YEAR (MARCH 1, 2013 – FEBRUARY 28, 2014). SECOND WAS BY RUTH WAUPOOSE. ALL THOSE IN FAVOR OF THE MOTION SIGNIFY BY SAYING AYE. OPPOSED. THE MOTION IS CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

MOTION MADE BY LISA WAUKAU TO APPOINT DOUG COX TO THE ENFORCEMENT AND RESOURCE PROTECTION COMMITTEE FOR THE UPCOMING LEGISLATIVE YEAR (MARCH 1, 2013 – FEBRUARY 28, 2014). SECOND WAS BY GARY BESAW. ALL THOSE IN FAVOR OF THE MOTION SIGNIFY BY SAYING AYE. OPPOSED. THE MOTION IS CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

MOTION MADE BY LISA WAUKAU TO APPOINT GERADETTE RICHMOND TO THE HEALTH AND FAMILY COMMITTEE FOR THE LEGISLATIVE YEAR (MARCH 1, 2013 – FEBRUARY 28, 2014). SECOND WAS BY GARY BESAW. ALL THOSE IN FAVOR OF THE MOTION SIGNIFY BY SAYING AYE. OPPOSED. THE MOTION IS CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

MOTION MADE BY LISA WAUKAU TO APPOINT ALAN J. CALDWELL TO THE LABOR, EDUCATION AND TRAINING COMMITTEE FOR THE UPCOMING LEGISLATIVE YEAR (MARCH 1, 2013 – FEBRUARY 28, 2014). SECOND WAS BY CRYSTAL CHAPMAN-CHEVALIER. ALL THOSE IN FAVOR OF THE MOTION SIGNIFY BY SAYING AYE. OPPOSED. THE MOTION IS CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

MOTION MADE BY CRYSTAL CHAPMAN-CHEVALIER TO APPOINT LLOYD J. PECORE AND GUNNAR M. PETERS TO THE HOUSING COMMITTEE (MARCH 1, 2013 – FEBRUARY 28, 2014). SECOND WAS BY GARY BESAW. ALL THOSE IN FAVOR OF THE MOTION SIGNIFY BY SAYING AYE. OPPOSED. THE MOTION IS CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

9. Appointments to Powwow Board (March 1, 2013 – February 28, 2015).

MOTION MADE BY MYRNA WARRINGTON TO APPOINT NATASHA MILLER, MONTY BEAUPREY SR., JAMIE AWONOHOPAY, AND GUNNAR M. PETERS TO THE MENOMINEE NATION CONTEST POWWOW BOARD FOR A TWO-YEAR TERM. (MARCH 1, 2013 – FEBRUARY 28, 2015). SECOND WAS BY GARY BESAW. ALL THOSE IN FAVOR OF THE MOTION SIGNIFY BY SAYING AYE. OPPOSED. THE MOTION IS CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

10. Resolution No. 13-01 Authorizing Signatories.

MOTION MADE BY MYRNA WARRINGTON TO APPROVE MENOMINEE NATION MENOMINEE TRIBAL LEGISLATURE RESOLUTION 13-01 AUTHORIZED SIGNATORIES FOR OFFICIAL DOCUMENTS REQUIRED TO CARRY-OUT THE DAILY BUSINESS OF THE MENOMINEE INDIAN TRIBE OF WISCONSIN, WAIVE THE READING AND AUTHORIZE THE SIGNATORIES. SECOND WAS BY RUTH WAUPOOSE. ALL THOSE IN FAVOR OF THE MOTION SIGNIFY BY SAYING AYE. OPPOSED. THE MOTION IS CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

11. Resolution No. 13-02 Saint Joseph of the Lake Church and Cemetery Restoration Project.

Margaret Snow addressed the Legislature to inform them that on behalf of the South Branch Community they would like to say thank you for looking for grants to restore the Church and Cemetery.

MOTION MADE BY JOAN DELABREAU TO APPROVE MENOMINEE INDIAN TRIBE OF WISCONSIN RESOLUTION 13-02 SAINT JOSEPH OF THE LAKE CHURCH AND CEMETERY RESTORATION PROJECT, AND AMEND THE FIFTH WHEREAS, WHERE IT SAYS THE “COMMUNITY DEVELOPMENT DEPARTMENT AND WITH THE TECHNICAL ASSISTANCE OF THE HISTORICAL PRESERVATION, ENVIRONMENTAL SERVICES; STRIKE AND MAINTENANCE DEPARTMENTS AND INCLUDE “THE SOUTH BRANCH COMMUNITY CENTER SO THAT THEY ARE INVOLVED WITH THE PROJECT.”, THAT THE FUNDS ARE A CASH MATCH, WAIVE THE READING, AND AUTHORIZE THE SIGNATORIES. SECOND WAS BY GARY BESAW. ALL THOSE IN FAVOR OF THE MOTION SIGNIFY BY SAYING AYE. OPPOSED. THE MOTION IS CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

12. Other Business: Matters of an Immediate Nature that Cannot Wait Until the Next Meeting.

MOTION MADE BY GARY BESAW TO ENTERTAIN UNDER OTHER BUSINESS: MATTERS OF AN IMMEDIATE NATURE THAT CANNOT WAIT UNTIL THE NEXT MEETING: 1) MANDATORY TRAINING FOR ALL TRIBAL DEPARTMENTS AND EMPLOYEES INCLUDING HOUSING TENANTS FOR SYNTHETIC DRUGS OUTREACH AND EDUCATION. SECOND WAS BY LISA WAUKAU. ALL THOSE IN FAVOR OF THE MOTION SIGNIFY BY SAYING AYE. OPPOSED. THE MOTION IS CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

1. Mandatory Training for All Tribal Department and Employees including Housing Tenants for Synthetic Drugs, Outreach and Education.

Legislator Gary Besaw updated the Legislature on the workshop that was on synthetic drugs. The Enforcement and Resource Committee stated that the current Drug Ordinance does cover these synthetic drugs, but an amendment is forthcoming that strengthens it. There are many tribal members that think that this drug is harmless. Bernard Kaquatosh – Human Resources Director informed the Legislature that the Tribe is testing for synthetic drug use as part of the screens. The screening does cost more, but it is being done. The coalition recommended hosting a training session for community outreach. This training is part of the grant, so there would not be a charge.

Legislator Delabreau questioned if the Tribe can mandate training for Housing tenants. Betty Jo Wozniak – Housing Director stated that her department has funding available to host workshops and can encourage tenants to attend, but cannot mandate them to attend. The Legislature would like to encourage all community members to attend whether they live in public housing or private housing. The Legislature will change “Housing Tenants” to “community members.”

MOTION MADE BY GARY BESAW FOR MANDATORY SYNTHETIC DRUGS, OUTREACH AND EDUCATION TRAINING FOR ALL TRIBAL DEPARTMENTS AND EMPLOYEES AND TO REACH OUT TO INCLUDE COMMUNITY MEMBERS. SECOND WAS BY RUTH WAUPOOSE. ALL THOSE IN FAVOR OF THE MOTION SIGNIFY BY SAYING AYE. OPPOSED. THE MOTION IS CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

Legislator Warrington stressed the need for community awareness and that the Tribe needs to develop a structured workshop.

MOTION MADE BY MYRNA WARRINGTON TO HAVE THE HEALTH AND FAMILY COMMITTEE SCHEDULE A CONFERENCE TO PROVIDE EDUCATION ON PRESCRIPTION DRUGS, SYNTHETIC MARIJUANA, CATHINONES AND THEIR ANALOGS, PRESCRIPTION DRUG ABUSE FOR THE COMMUNITY, AND THAT THE CONFERENCES HELD WITHIN THE NEXT 45 DAYS, AND TRY AND INCLUDE OTHER TRIBAL ENTITIES. SECOND WAS BY RUTH WAUPOOSE. ALL THOSE IN FAVOR OF THE MOTION SIGNIFY BY SAYING AYE. OPPOSED. THE MOTION IS CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

13. 10-Day Waiver Request(s).

There was no action required on this agenda item.

14. Management team report.

Tribal Administration

Legislator Delabreau updated the Legislature on the Midwest Regional Budget hearings conducted in Welch, MN. Betty Jo Wozniak updated the Legislature on the Head Start Corrective Action Plan and MTL noted that the supervision of the Head Start Director is by the Tribal Administrator to assist with the levels of work and the newly adopted curriculum.

MOTION MADE BY MYRNA WARRINGTON THAT THE SUPERVISION OF THE HEAD START DIRECTOR GOES BACK TO THE TRIBAL ADMINISTRATOR. SECOND WAS BY GARY BESAW. ALL THOSE IN FAVOR OF THE MOTION SIGNIFY BY SAYING AYE. OPPOSED. THE MOTION IS CARRIED: 7 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 1 ABSENT (CORN).

The Legislature discussed Davis-Bacon wages and how the Tribe needs to monitor this mandate. This discussion will go to the Governmental Affairs Committee for further action.

Human Resources

Bernard Kaquatosh-Human Resources Director informed the Legislature that the Tribe does a 5 – panel test that includes synthetic testing. There was no action required on this item.

Finance

Kathy Kaquatosh-Financial Manager updated the Legislature on the Casino transfers. Mrs. Kaquatosh explained to the Legislature how payroll is processed. There was confusion with the last payroll and time cards. The Tribe discussed a mandatory direct deposit that would alleviate this confusion.

MOTION MADE BY MYRNA WARRINGTON THAT ALL TRIBAL EMPLOYEES BE REQUIRED TO HAVE A BANK ACCOUNT BY MAY 24, 2013 FOR DIRECT DEPOSIT. SECOND WAS BY LISA WAUKAU. ALL THOSE IN FAVOR OF THE MOTION SIGNIFY BY SAYING AYE. OPPOSED. THE MOTION IS CARRIED: 5 FOR, 3 OPPOSED (BESAW, REITER AND DELABREAU), 0 ABSTENTIONS, AND 0 ABSENT.

Please note that Legislators Besaw, Reiter and Delabreau did not qualify their oppositions.

MOTION MADE BY MYRNA WARRINGTON TO APPROVE THE MANAGEMENT TEAM REPORTS FOR JANUARY 2013. SECOND WAS BY JOAN DELABREAU. ALL THOSE IN FAVOR OF THE MOTION SIGNIFY BY SAYING AYE. OPPOSED. THE MOTION IS CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

- 15. 1st consideration amendment to Ordinance 83-25, 06-10 and 09-24 cancelling recreational leases.

MOTION MADE BY LISA WAUKAU TO APPROVE 1ST CONSIDERATION AMENDMENT TO ORDINANCE 83-25, 06-10, AND 09-24 CANCELING RECREATIONAL LEASE REQUESTS AND SEND TO PUBLIC HEARING ON MARCH 7, 2013 AT 4:30 P.M. SECOND WAS BY MYRNA WARRINGTON. ALL THOSE IN FAVOR OF THE MOTION SIGNIFY BY SAYING AYE. OPPOSED. THE MOTION IS CARRIED: 8 FOR, 0 OPPOSED, 1 ABSTENTION (CHAPMAN-CHEVALIER), AND 0 ABSENT.

Please note Legislator Chapman-Chevalier qualified her abstention as follows: *“Personal.”*

- 16. 1st consideration amendment to Ordinance 08-05 cancelling seasonal permit.

Douglas Cox questioned the validity on the following: 1-Leasing land in sustainable forest area which is not permitted in the zoning ordinance; 2- You are allowing concession and sales to non-tribal members; and 3-There are no maps or plats available to show what these Permittee(s) are going to lease. Legislator Reiter stated that there are some buildings that sit on the land that doesn't have a description, and who determines who owns the building; are we going to permit someone to lease a building with or without a lease. There are questions that the Legal Department will provide answers to when the new seasonal Permittee(s) are under 1st consideration. The Legal Department will need to look at the legality of the Constitution, the process and look at the historical aspects as these sites were developed by families and were there prior to the Constitution.

MOTION MADE BY MYRNA WARRINGTON TO APPROVE 1ST CONSIDERATION AMENDMENT TO ORDINANCE 08-05 CANCELING SEASONAL PERMIT REQUEST AND SEND TO PUBLIC HEARING ON MARCH 7, 2013 AT 4:30 P.M. SECOND WAS BY LISA WAUKAU. ALL THOSE IN FAVOR OF THE MOTION SIGNIFY BY SAYING AYE. OPPOSED. THE MOTION IS CARRIED: 8 FOR, 1 OPPOSED (REITER), 0 ABSTENTIONS, AND 0 ABSENT.

Please note Legislator Reiter qualified his opposition as follows: *“I oppose as what I stated previously: Legalties of the Constitution and the lease process.”*

17. 1st consideration Ordinance 13-01 Residential lease request.

MOTION MADE LISA WAUKAU FOR 1ST CONSIDERATION ORDINANCE 13-01 RESIDENTIAL LEASE REQUEST AND SEND TO PUBLIC HEARING ON MARCH 7, 2013 AT 4:30 P.M. SECOND WAS BY MYRNA WARRINGTON. ALL THOSE IN FAVOR OF THE MOTION SIGNIFY BY SAYING AYE. OPPOSED. THE MOTION IS CARRIED: 9 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

18. 1st consideration Ordinance 13-02 Recreational lease request.

MOTION MADE BY MYRNA WARRINGTON FOR 1ST CONSIDERATION ORDINANCE 13-02 RECREATIONAL LEASE REQUESTS AND SEND TO PUBLIC HEARING ON MARCH 7, 2013 AT 4:30 P.M. SECOND WAS BY LISA WAUKAU. ALL THOSE IN FAVOR OF THE MOTION SIGNIFY BY SAYING AYE. OPPOSED. THE MOTION IS CARRIED: 9 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

19. 1st consideration Ordinance 13-03 amendment to Chapter 287 (Conservation Code).

MOTION MADE BY LISA WAUKAU FOR 1ST CONSIDERATION ORDINANCE 13-03 AMENDMENT TO CHAPTER 287 (CONSERVATION CODE OF THE MENOMINEE INDIAN TRIBE OF WISCONSIN) AND SEND TO PUBLIC HEARING ON MARCH 7, 2013 AT 4:30 P.M. SECOND WAS BY JOAN DELABREAU. ALL THOSE IN FAVOR OF THE MOTION SIGNIFY BY SAYING AYE. OPPOSED. THE MOTION IS CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

20. 1st consideration Ordinance 13-04 amendment to FY 2013 Clinic Third Party Construction Budget.

MOTION MADE BY LISA WAUKAU FOR 1ST CONSIDERATION ORDINANCE 13-04 FY 2013 CLINIC THIRD-PARTY CONSTRUCTION BUDGET AND SEND TO PUBLIC HEARING ON MARCH 7, 2013 AT 4:30 P.M. SECOND WAS BY MYRNA WARRINGTON. ALL THOSE IN FAVOR OF THE MOTION SIGNIFY BY SAYING AYE. OPPOSED. THE MOTION IS CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

21. Travel Authorization Requests.

The Legislature discussed that a workshop should be set up here specific to our Constitution so that all the MTL members can become informed our public, our directors, we all need to become educated on our own Constitution. One of the points made was Community Development needs to study that Restoration Act. The issue of putting land into trust is a big issue. The Tribe needs to revisit and study our documents and use them to our advantage. There needs to a mechanism in place that can equate to all interpretations and determine which one the Tribe would use. CMN might be able to assist the Legislature with setting up this workshop.

MOTION MADE BY MYRNA WARRINGTON THAT THE CHAIRMAN SET UP TRAINING FOR THE LEGISLATURE ON THE TRIBAL CONSTITUTION, RESTORATION AND TERMINATION ACT. SECOND WAS BY RUTH WAUPOOSE. ALL THOSE IN FAVOR OF THE MOTION SIGNIFY BY SAYING AYE. OPPOSED. THE MOTION IS CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

22. Approval of MTL meeting minutes: 1) MTL special meeting with MIEDA – January 8, 2013; 2) MTL Annual General Council – January 19, 2013; and 3) MTL special meeting with MIGA – January 31, 2013.

MTL special meeting minutes with MIEDA dated January 8, 2013

MOTION MADE BY MYRNA WARRINGTON TO APPROVE MTL SPECIAL MEETING MINUTES DATED JANUARY 8, 2013 WITH ANY AND ALL CORRECTIONS. SECOND WAS BY LISA WAUKAU. ALL THOSE IN FAVOR OF THE MOTION SIGNIFY BY SAYING AYE. OPPOSED. THE MOTION IS CARRIED: 5 FOR, 0 OPPOSED, 3 ABSTENTIONS (CHAPMAN-CHEVALIER, WARRINGTON AND WAUPOOSE), AND 0 ABSENT.

MTL Annual General Council minutes dated January 19, 2013

MOTION MADE BY LISA WAUKAU TO APPROVE MTL ANNUAL GENERAL COUNCIL MINUTES DATED JANUARY 19, 2013 WITH ANY AND ALL CORRECTIONS. SECOND WAS BY MYRNA WARRINGTON. ALL THOSE IN FAVOR OF THE MOTION SIGNIFY BY SAYING AYE. OPPOSED. THE MOTION IS CARRIED: 6 FOR, 0 OPPOSED, 2 ABSTENTIONS (CHAPMAN-CHEVALIER AND WAUPOOSE), AND 0 ABSENT.

MTL special meeting minutes with MIGA dated January 31, 2013

MOTION MADE BY LISA WAUKAU TO APPROVE MTL SPECIAL MEETING MINUTES WITH MIGA DATED JANUARY 31, 2013 WITH ANY AND ALL CORRECTIONS. SECOND WAS BY JOAN DELABREAU. ALL THOSE IN FAVOR OF THE MOTION SIGNIFY BY SAYING AYE. OPPOSED. THE MOTION IS CARRIED: 4 FOR, 0 OPPOSED, 4 ABSTENTIONS (CHAPMAN-CHEVALIER, WARRINGTON, BESAW AND WAUPOOSE), AND 0 ABSENT.

23. Committee recommendations:

- a) MTL- Menominee County Task Force recommendation dated February 4, 2013:
i. Request to have the Legal Department and Joe Strohl address the Middle Village annexation issue.

MOTION MADE BY MYRNA WARRINGTON TO CONCUR WITH THE MENOMINEE TRIBAL LEGISLATURE AND MENOMINEE COUNTY BOARD JOINT TASK FORCE RECOMMENDATION DATED FEBRUARY 04, 2013 AND FORWARD THE MIDDLE VILLAGE ANNEXATION ISSUE TO TRIBAL LEGAL SERVICES AND TO INCLUDE JOE STROHL TO WORK AT THE STATE LEVEL TO ADDRESS THIS ISSUE. NO SECOND NECESSARY ALL THOSE IN FAVOR OF THE MOTION SIGNIFY BY SAYING AYE. OPPOSED. THE MOTION IS CARRIED: 6 FOR, 0 OPPOSED, 2 ABSTENTION (WAUPOOSE AND CHAPMAN-CHEVALIER), AND 0 ABSENT.

24. *As per LRP 5.03 – EXECUTIVE SESSION:* (A) Legal – 1) Balsam Row update; 2) Request to extend McGladrey and Pullen contract; & 2) MIEDA Updates. (B) Personnel. (C) Gaming – 1) MIGA updates; & 2) Kenosha Project

MOTION MADE BY LISA WAUKAU TO GO INTO EXECUTIVE SESSION. SECOND WAS BY JOAN DELABREAU. ALL THOSE IN FAVOR OF THE MOTION SIGNIFY BY SAYING AYE. OPPOSED. THE MOTION IS CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

***** EXECUTIVE SESSION NOT RECORDED *****

MOTION MADE BY LISA WAUKAU TO COME OUT OF EXECUTIVE SESSION. SECOND WAS BY MYRNA WARRINGTON. ALL THOSE IN FAVOR OF THE MOTION SIGNIFY BY SAYING AYE. OPPOSED. THE MOTION IS CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

MOTION MADE BY MYRNA WARRINGTON THAT WE SEND AMENDMENT TO CHAPTER 347 (ORDINANCE 93-30) FOR 1ST CONSIDERATION TO MTL. SECOND WAS BY LISA WAUKAU. ALL THOSE IN FAVOR OF THE MOTION SIGNIFY BY SAYING AYE. OPPOSED. THE MOTION IS CARRIED: 7 FOR, 1 OPPOSED (DELABREAU), 0 ABSTENTIONS, AND 0 ABSENT.

Please note Legislator Delabreau qualified her opposition as follows: *“I just got the information in front of me and I didn’t have to time to review it and I still have the issues that were not addressed to satisfy me.”*

MOTION MADE BY LISA WAUKAU TO CONTINUE WITH MCGLADREY AND PULLEN (AUDITING FIRM) FOR AN ADDITIONAL THREE YEARS. SECOND WAS BY RANDY REITER. ALL THOSE IN FAVOR OF THE MOTION SIGNIFY BY SAYING AYE. OPPOSED. THE MOTION IS CARRIED: 5 FOR, 3 OPPOSED (BESAW, WARRINGTON AND DELABREAU), 0 ABSTENTIONS, AND 0 ABSENT.

Please note Legislator Delabreau qualified her opposition as follows: *“I have a problem with that. We have adopted the accounting manual by ordinance. If we are not going to follow the law that we created, then what’s the point? You heard the comment we are trying to get around it from internal audit. I think that if they were intent to have this firm, they could still have done the RFP, and they can make this a single source or specialized something. They could have done that, but they chose not to. I will not vote to break Menominee law.”*

25. Adjournment.

MOTION MADE BY RUTH WAUPOOSE TO ADJOURN. SECOND WAS BY LISA WAUKAU. CHAIRMAN: ALL THOSE IN FAVOR OF THE MOTION SIGNIFY BY SAYING AYE. OPPOSED. THE MOTION IS CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

Meeting adjourned at 9:50 p.m.

Respectfully submitted by,

Linda Peters, Recorder/Transcriber
Chairman’s Office