

**White Earth Reservation Tribal Council
Special Meeting
October 31, 2016 – 9:00 a.m.
White Earth, MN**

Vice-Chairman Steven "Punky" Clark called the meeting to order at 9:07 a.m., roll call was taken with a quorum present.

Present: Steven "Punky" Clark, District I Representative (Vice-Chairman)
Tara Mason, Secretary/Treasurer
Kathy Goodwin, District II Representative
Eugene "Umsy" Tibbetts, District III Representative

Absent: Terrence "Terry" Tibbetts, Chairman

Others Present: Ken Fox, Executive Director
Mike Fairbanks, Deputy Director
Desirae Stalberger, Recorder

Agenda Approval

Motion made by Tara Mason to approve agenda with changes/deletion, Seconded by Kathy Goodwin. Motion carried, 2 for, 1 silent.

RTC Meeting Minutes (10/24/16)

Motion made by Tara Mason to approved with change, Seconded by Kathy Goodwin. Motion carried, 3 for, 0 against.

Calendar Review

Driveway Work Policy

Jeff Vivier and Mike Bowman were present. Questions was asked about joint projects and work needed for ceremonial grounds by Strawberry Lake. Mike stated that the road needs to be added to the IRR inventory for work or maintenance to be allowed. Roads being added to the inventory will have to be maintained by the roads department. Addition of full time permanent residency needs to be added. Remove names and add departments for contact information. Existing driveways for non-elders would be responsible for maintenance costs. The \$5,000 being allowed is for new construction only; not maintenance. Jeff stated there is funding to allow for training of equipment operation. There is funding set aside for elder maintenance. Existing driveways for non-elders needs to state they are responsible for all maintenance of personal driveways. Changes should be made and brought back for Tribal Council review and approval.

Kathy Goodwin left meeting at 10:09 a.m.
Kathy Goodwin re-entered meeting at 10:11 a.m.

Jeff asked if funding that is set aside for driveway construction be split between districts. Umsy stated that if the list is looked at District III has most requests in place, funding cannot be split evenly. Punky suggested splitting the funding evenly, if funding is not utilized it could be used for other districts; Umsy disagreed. A request was made for modification to the list that was provided; break down for new construction list, elder list, repair/maintenance list. More information needs to be provided as to maintaining a list of applicants, etc.

Motion made by Tara Mason to approve \$10,000 for elder driveway budget, Seconded by Kathy Goodwin. Motion carried, 3 for, 0 against.

Legal Counsel

Joe Plumer/Michael Neusser were present to review/discuss the Industrial Hemp Code. The Tribal College, Natural Resources, and Economic Development have been involved in the process of establishing the code. The code will be the ground rules for the Tribe to license band members to grow industrial hemp on the reservation; to be monitored by the Tribal College. Industrial hemp is illegal under federal control substance abuse act. Congress at federal level passed an amendment to the federal control substance abuse act that industrial hemp could be grown on a research basis project; Federal/State laws have been passed to allow industrial hemp. This code would allow for industrial hemp to be grown on any lands within the exterior boundaries of the reservation. Code allows the Tribe to have sole authority over industrial hemp and licensing standards. The code should allow for an effective date/review date; this would be a pilot project. There needs to be demonstration of best practices of growing and value added products for growing of industrial hemp.

Motion made by Kathy Goodwin to approve Resolution #001-17-002, Public Comment of Industrial Hemp Code, Seconded by Tara Mason. Motion carried, 3 for, 0 against.



Michael provided recommendations from the WEDO in regards to the Naytahwaush Sports Complex and a potential insurance claim for Efis damage. There needs to be a master plan for all Tribal buildings. Tara would also like WEDO to discuss the cafeteria area and office expansion.

Tara raised a question as to quorum to hold meetings.

Umsy Tibbetts left meeting at 11:34 a.m.

Resolution - Lessard Sams Land Purchase

Joe Plumer reviewed the resolution and reversionary interest and notice of restrictions. Question was asked if the land could be put into trust; Joe stated the restrictions would need to be eliminated for it to be allowed. Could the land be made into WE Reservation Reserve, no hunting gathering. Joe stated that once the land is in the Tribe's name changes can be made.

Motion made by Tara Mason to approve Resolution #001-17-001, Seconded by Kathy Goodwin. Motion carried, 1 for, 1 silent.

Regional Native Public Defense Funding

Consensus was to allow payment, with increase.

10:30 a.m. Break

Head Start Service Plan Change/Off Reservation Enrollment

Angela Soyring and Joan LaVoy were present. Changes to the ERSEA service plan were reviewed. Goal is to serve families off reservation on a case by case basis.

Motion made by Kathy Goodwin to approve Resolution #038-17-001, Seconded by Tara Mason. Motion carried, 2 for, 0 against.

Brief discussion was held regarding the 3 year old headstart classroom; capacity was discussed. Question was asked as to whether or not the Tribal Council would allow this classroom to be changed to a 3 year old only classroom. Joan's recommendation would be to review the classroom age on year by year basis; change could be made to age capacity. Consensus was to allow change.

Meeting recessed at 12:06 p.m.

Meeting reconvened at

Funding Request/Theatre Event

Tom Ferrarello provided information on the New Native Theatre event being held November 5. Tom is requesting funding. Consensus of Tribal Council was to approve 5 hotel rooms from RTC joint account. Cultural program agreed to donate \$1,000 to the event; COLA and Boys & Girls Club will also match funds.

Merlin Deegan was present; would like to hold a Cedar Healing Ceremony November 15th at SSC. Would like to offer morning session for employees, afternoon session for community members and program clientele.

Rolland Hill

Removed from agenda.

Other

Employee Health Insurance Update

Question was asked if there was a signed contract with Marsh/McClennan; RFP was awarded per Tribal Council vote. RaeAnn provided a review of changes and letters needed to proceed. Tara requested that Ken provide the Brown & Brown information as well as Dawn Sherk's Building assessments, as well as non-profit 501(c)3 buildings. RaeAnn stated the RFP included everything, if there are changes or things that should not be included she needs to know. Tara stated that the vote was made at last week's meeting. RaeAnn's recommendation was to move forward with the renewal of employee benefits side. The RFP included everything under it. Consensus of Tribal Council was to continue with vote from last week.

Child Care Licensing (Variance – [REDACTED])

Motion made by Tara Mason to approve, Seconded by Kathy Goodwin. Motion carried, 2 for, 0 against.

OJJDP Grant

Motion made by Tara Mason to allow Vice-Chair to sign OJJDP grant award today, Seconded by Kathy Goodwin. Motion carried, 2 for, 0 against.

Wood Donation (DAPL)

Motion made by Kathy Goodwin to approve load of wood to DAPL, Seconded by Tara Mason. Motion carried, 2 for, 0 against.

Motion made by Tara Mason to submit letter of civil rights violations to Department of Justice, Seconded by Kathy Goodwin. Motion carried, 2 for, 0 against. Joe Plumer is drafting the letter.

MCT Agenda

Resolution of Women's Services is being drafted for upcoming MCT Education/Human Services subcommittee meeting.

Consensus of Tribal Council was to approve \$10 free play and buffet to Tribal Council members at Thursday's TEC meeting.

[REDACTED]

Meeting recessed at 1:40 p.m.

Meeting reconvened at 1:47 p.m.

Strategic Plan/Strategic Affairs

Further discussion is needed with full council.

[REDACTED]

IMD's

Need to know if this made Terry's legislative list. Language needs to be changed or waiver is needed to change billing insurance for so many beds; all beds under one umbrella are being included - same is not being done for State.

[REDACTED] is looking for a dumpster. Tara is willing to assist with gas money for hauling.

[REDACTED]

[REDACTED] is in need of roof repair; there is HIP carryover funds - can it be utilized for off reservation. Kathy suggested a cost estimate.

Adjourn

Motion made by Kathy Goodwin to adjourn meeting at 2:10 p.m., Seconded by Tara Mason. Motion carried, 2 for, 0 against.

Tara Mason, Secretary/Treasurer