

MINUTES
EXECUTIVE COMMITTEE

JUNE 21, 2011

Members Present: Supervisors Molinaro, Clark, Michel, Elverman, Ekornaas and Noble
Excused: Supervisor Breunig and YIG Jekot and Rende

1. The meeting was called to order by Chairman Molinaro at 6:30 pm in the second floor committee conference room at the Administration Building.
2. Citizen Comments: None
3. Chair, Supervisor and YIG comments:
Chairman Molinaro said there has been no resolution regarding the money owed to the county from the city regarding the safety building rent. The Common Council met last night regarding the makeup payment for rent. They denied the allocation. Molinaro requested corporation counsel to start the dispute resolution process under the terms of the IGA.
4. Communications: None
5. Discussion and possible action on resolution and extension agreement regarding Menominee Casino:
Frank Volpintesta handed out a revised resolution as well as two extension agreements for the committee's review. He said one of the extension agreements is a 30-day extension and would mirror what the Common Council did last night. The other is a longer extension. Volpintesta said last Tuesday, the BIA changed their position with respect to off-reservation casinos. The next morning he made suggested revisions and sent them to the City Attorney. We had conversations and things were moving fast. He e-mailed Attorney Wilhelmi, the attorney for the Tribe, and he said he was out of the country and said it would be difficult to get him and suggested Volpintesta e-mail the Tribe. E-mail addresses provided did not go through. Last night the Common Council was upset that they were getting a draft so late in the game. One or two provisions in the agreement were objected to by the City and possibly the Tribe. Volpintesta drafted this resolution today. It's generic and can be used with either of the extension agreements. You should do something tonight because the current extension expires on June 30. He recommended going with the 30-day extension. Late this afternoon he received information from our counsel in Washington DC and he has not been able to go through the entire e-mail yet and wants to review it further. Volpintesta's concern is that it's been five years and many things have changed. It is his opinion more time is needed to bring the city and county up to speed.

Supervisor Elverman said his biggest concern with a 30-day extension is we will be back here in another month looking for another extension. We have difficulty negotiating anything with the city right now.

Supervisor Clark's concern is if the Tribe decides to build something different, would they be required to bring that back to the parties to approve. Volpintesta said that is his understanding but he has not gone back and looked at the IGA from five years ago. Clark said he is not ready to approve the long version. The Tribe just got the document and they don't know what's in it. When we do get to this agreement, I hope we go through it section by section and ask questions like we did previously. This is a lifetime agreement. Let's take the time to address our concerns.

Eric Olson said he can hand carry documents to the Tribe if the county has trouble reaching them. He said everything goes back to December, 2008. There is a provision that addresses if anything changes. We have not changed anything. He introduced Laurie Boivin from the Tribe.

Boivin said she agrees with the frustration in this room. We had a document in May and asked in June if there was any concern by the city or county. What happened last week is good for the project but is not a game changer. There are things in the agreement that we have never talked about that are of concern to the Tribe. We asked the City last night and your committee tonight for a 30-day extension so that we can get on board with what this document will look like. Olson said he will contact the city and county representatives and ask for a meeting.

Molinaro said he asked that the initial draft for any long-term extension come from the Tribe. He is not convinced that what came forth from the Tribe was their best effort. He thinks a six month extension makes sense. It is clear that the agreements we execute with the City of Kenosha are constantly open for interpretation. I trust you are committed to doing what you said you would but something has to have changed from that proposal eight years ago. We still have not addressed who is paying for this re-opening. He indicated he received a letter from Supervisor Rose requesting the Tribe pay \$100,000 when signing this agreement. I want it specified in any extension who is paying for what.

Supervisor Clark made a motion to approve the 30-day extension agreement. Seconded by Supervisor Michel.

Elverman said he doesn't see how a 30-day extension is going to resolve anything. We will be back here in 27 days to do the same thing. Can you see anything accomplished within 30 days? Volpintesta said the most you would get done is meet with the City and Tribe and go over a draft of an extension agreement.

Supervisor Ekornaas said he doesn't think 30 days is enough and proposed amending the motion to 90 days. There was no objection by Clark or Michel. The Chairman said the motion on the floor is 90 days.

Supervisor Noble said giving 90 days does not mean we wait 60 days before we meet with everyone. Michel said 90 days is appropriate and asked the Chairman to send a letter to the Mayor and the President of the Common Council to get this going. Molinaro said he will contact the county executive to get that going. Volpintesta said we have a resolution and a 30-day extension agreement. We can inform the Board the 30 days was amended to 90 days by this committee.

On the motion for a 90-day extension, all aye. Motion carried.

6. Discussion and possible action on ordinance regarding committee meeting minutes:
The Chairman deferred this to our next meeting.
7. Any other business: None
8. **Supervisor Clark made a motion to adjourn. Seconded by Supervisor Michel. All aye. Motion carried.**

Meeting adjourned at 7:25 pm.

Respectfully submitted,

Linda Haney
Legal Assistant