



Quil Ceda Village

Regular Council Meeting

August 21, 2024

Meeting Minutes

Call Meeting to Order 10:03AM

President, Glen Gobin – Absent

Council member, Debra Posey – Present (Acting President Pro Tempore)

Council member, Marlin Fryberg Jr. – Present

Acting President Pro Tempore Posey would like the record to reflect President Gobin is absent because he is representing us (Tulalip) at the Democratic National Convention in Chicago.

1) Motion made by Council member Fryberg, to adopt the agenda for the regular Quil Ceda Village Council meeting for August 21, 2024 as presented.

Seconded

Questions: none

Ayes 2, Nays 0

Motion carried

2) Motion made by Council member Fryberg, to adopt the meeting minutes for the regular Quil Ceda Village Council meeting held July 17, 2024 as presented and corrected.

Seconded

Questions: none

Ayes 2, Nays 0

Motion carried

Administration

3) Food Inspector Report:

Discussion: Food Inspector – Karin Knopp, Acting President – Debra Posey, Director Teresa Meece.

Acting President Posey asked Karin if she is contracted and works for Quil Ceda Village? Where does she work out of and how often does she conduct inspections? In response Karin Contracted Food Inspector gives a brief

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description of her work history to the council members. Starting in 2014, I worked with Indian Health Services, then retired. From 2016 to present, I have worked on roughly 60 Quil Ceda Village food venue contracts, most have been from the Outlet Mall. Currently, I work as an Independent Contractor. I try to get here (Tulalip) once or twice a month to conduct inspections, and I work out of my home office. I come to the Village to conduct inspections, then I go home to write up reports. She informs the council she also has contracts with three other tribes. The Spring and Summer were busy months. There have been quite a few temporary events. Karin will make up for that by starting with the casinos, then heading to the outlet mall in the Fall months. Karin mentions she would like to focus most of the discussion on documented food borne illness complaints. Although documented food borne illness complaints dropped from 24 to 22. Most of the complaints are regarding the casinos. The complaints come from calls through Snohomish County or people making complaint calls directly to the casinos. Washington State just started a new Food Borne Illness complaint system called FINS. This common system makes it easier for customers to file grievances. Two Tulalip food facilities outside of the Village have already received complaints in the past few weeks on the FINS system. Acting President Posey asks Teresa Meece if she is responsible for vendors having food handler cards for outdoor events and if she conducts the inspections. In response Director Meece informs the council no, that is the responsibility of the tribes Tax and Licensing Department, they are responsible for vendor events. Acting President Posey expresses concern about the rise in number of vendor events. She wants to ensure everyone is following a process. Karin mentions the rise in the numbers of vendor events is becoming problematic. We have been having issues with some of the vendors. When we arrive at the food events and start inspections, there are a lot of issues that are difficult to solve at that time. These issues could be resolved if the event organizers got involved ahead of time and they hosted meetings and discussions to make sure the food vendors knew all the requirements. These issues are simple things such as not having food thermometers, vendors do not have the permits required, they have food in refrigerators at 60 degrees. Acting President Posey suggests to Karin to work with Teresa Meece and the tribes Tax and Licensing Department prior to next year's events, develop check lists of requirements. Director Meece would like to state when vendors go to the Tribes Licensing Department, they are given fact sheets and check lists with details and photo descriptions showing what sinks and water supplies should look like. All vendors get that ahead of time and I do not allow anybody to serve at Quil Ceda Village events that have not followed the requirements. Karin expresses her concern that none of the forms are the same and she doesn't get to see the forms prior to the events. Tax and Licensing, QCV, the Casinos and I have different forms. Another problem is vendors do not even sign up until the day prior to the event and there is not enough time to get the paperwork through. Temporary food is different from permanent food facilities. Temporary vendors do not know the rules and have no specialized training. Vendors are usually amateurs and have not worked at food establishments; they are not trained with food codes. Karin suggests creating training opportunities for future temporary vendors. Preferably starting in January or February for that Spring and Summer season. Acting President Posey agreed that will be helpful and to establish time frames, where vendors must submit applications ahead of time to make sure they understand rules clearly. She also suggests all entities reviewing forms together to have a centralized process and the same forms. Karin would love to get together with the entities to come up with one form that everyone likes and understands that way the food vendors are not repeatedly completing different forms. Karin asks Teresa Meece if she is involved with the Lights and Ice event. Then mentioned the vendors were good last year. Karin moves on to discuss how there is never the same involvement from each department. She states for instance, the new up and coming Remedy 4/20 celebration. Remedy decided to start inviting food trucks to the event and a week prior I started receiving calls from food trucks saying they need a license. Remedy did not prepare for the event in advance. Karin would like to have an event organizer to communicate with about Food Safety prior to the event. Moving forward Karin discusses how Boom City has been the most difficult. It would help her to have someone from the Boom City Committee on site to speak with when she has an issue with the food vendors. She requested that in the future she have a representative from the Boom City committee available to discuss questionable temperatures. Karin shifts to the issues with the Hidden Gems Market. Food vendors are bringing too many

appliances and equipment which cause chronic electrical issues. All electrical equipment has an amp rating. Food vendors are putting more amp wattage than allowed per site by bringing 4 or 5 refrigerators or freezers, adding additional demand. There needs to be a policy limiting how many pieces of equipment are allowed per site and how much electricity can be used prior to being issued a permit. In addition, there is a host of things each site is required to provide such as water and sewer demands. A lot of vendors bring deep fryers; they need to know where to drain and dispose of oils properly. Karin would like to work with Tulalip on the site plans. Before she goes Karin would like to mention a food ordinance passed by the tribe in 2003. The ordinance needs revisions, line 7 Indian Health Services has changed, the program needs removal. The Environmental Health Program put their shares in the Indian Health Board. Indian Health Services is nonexistent for this area. The Tulalip Tribe has quite a bit of money wrapped up in the Health Board; we need to work with a Tribal attorney to create a tribal wide ordinance.

4) Amendment to General Manager's Signing Authority

Motion made by Council member Fryberg to adopt Resolution 2024 – 37 ratifying the amendment to the Quil Ceda Village General Managers Signing Authority from \$100,000 to \$250,000, effective through December 31, 2024.

Seconded

Questions: none

Ayes 2, Nays 0

Motion carried

Public Safety & Justice

5) Tulalip Bay Fire Dept. Monthly Report:

Discussion: Fire Marshall – Ryan White, Acting President – Debra Posey, Fire Chief – Ryan Schaughnessy, General Manager – Kevin Jones.

Fire Marshall White is present and states there is nothing exciting to report this month. The call volumes have been steady, the same as they have been the past few months. August has been more of the same, we have not complied those numbers yet. The new building project is out at TERO, waiting for bids to pour the concrete foundation, and then we will be done. Acting President Posey asks if the Fire Department experienced any problems with access during the Boom City season. In response Chief Schaughnessy replied no that it went very well, they did not have any big issues. General Manager Jones inquired into how we are doing with the new facility purchase located by Bingo. Chief Schaughnessy states as mentioned the permits are with the review committee at the Planning Department. The permits are getting reapproved since last time. The goal is to get this out to TERO for bids, hoping to be done preferably by September or before November at the latest.

JULY SHIFT BRIEFINGS:

Discussion: Acting Police Chief – Christopher Gobin, Acting President – Debra Posey, General Manager – Kevin Jones.

6) REPORT: JULY SHIFT BRIEFINGS

Acting Chief Gobin informs the council he does not have a lot of statistics. The trends we are noticing are from shoplifters in the outlet mall. Tulalip Police Department (TPD) has not been receiving calls right away. When

going through the report you will notice calls usually come 2-3 hours after an incident has occurred. Stores have not been calling the cops until suspects have already left the area, this makes it difficult to catch the criminals and stores do not want to prosecute. Acting President Posey replies we have had a lot of discussion on the topic of shoplifting. We are adamant that stores will start reporting the crimes. TPD will respond to the incident(s), otherwise it invites criminals to become repeat offenders. We want our customers to feel safe in Quil Ceda Village and while shopping at the outlet mall. We need to communicate this with The Simon Group. Acting Chief Gobin explains there are certain stores that are good at reporting. Others like Sun Glass Hut leave sunglasses laying out and people go in and grab them. Nike is hit a lot; we only receive calls after the fact so they can file the insurance reports. Acting President Posey states, we really should have an officer on site, someone they can report thefts to right away, this officer can go back through the appropriate channels. We need to let the stores know it is not acceptable to not report shoplifters. We are not going to have a place that does not report, and shoplifters run rampant. We need to address the issue and be consistent. Acting Chief Gobin we have an update, TPD started our new shifts. We moved people around to 12-hour shifts for Patrol, Specialty Units, Drug Task Force, and K9 Officers. Detectives are all on 10-hour shifts, right now they have two swing shift cars added and designated to work in QCV. They currently have a Day shift and Night shift patrol. Saturday and Sunday evenings while driving past Home Depot and Walmart, there are a lot more officers in patrol cars, I believe that will help. Having more officers on the roads, we will see a jump with stats, it is not a bad thing, officers are just catching more stuff. The new chief starts on September 3; we are working to get his access and equipment and hopefully on his first day he will be up and running. He is scheduled to meet with Marci up at the Tulalip Casino; he will make his rounds to get to know everybody. Acting President Posey thanks Christopher Gobin for the great job he has done stepping up for us (Tulalip) as Acting Chief and lets him know he has done a great job, and we appreciate you. General Manager Kevin Jones asks Acting Chief Gobin, if that group that arrived in the Village over the weekend, gave him and his team any trouble. Acting Chief mentioned that on the first approach the group kind of moved and listened. On the second approach the group packed up and left the vicinity. Initially, he received a call about a Trump Rally, because there were some flags. Thankfully, it was not anything like that. Once they were contacted the second time, they packed up and left.

7) First Amendment to Tulalip Tribal Court Contract

Motion made by Council member Fryberg, to adopt Resolution 2024 – 38 approving the First Amendment of the one (1) year service agreement with Tulalip Tribal Court and the Consolidated Borough of Quil Ceda Village amending the contract amount from \$319,278 to \$605,330, with funding to come from the 2024 Public Safety Budget.

Seconded

Questions: none

Ayes 2, Nays 0

Motion carried

8) Second Amendment to Fire & EMS Service Agreement

Motion made by Council member Fryberg, to adopt Resolution 2024 – 39 approving the Second Amendment of the Tulalip Bay Fire Service Agreement to provide that: (i) the Startup Costs of \$2,204,000 shall increase to \$2,422,834 for the startup salaries and benefits expenses; and (ii) that the increase of \$218,834.50 for the increase in Startup Costs shall come from the Fuel Tax Account.

Seconded

Questions: none

Ayes 2, Nays 0

Motion carried

Finance

Discussion: Acting CFO – Chris Schmidt, Operations Director – Teresa Meece.

9) Monthly Finance Report:

Acting CFO Schmidt, the story is like the last time we were here, fuel is the shining star. Fuel tax continues to rise. We are about a million dollars ahead in income. I think we will come out about \$1,500,000.00 ahead at end of year with tax and revenue generation. Cigarette tax is a reoccurring story, cigarette sales are not as high as we thought they were going to be. The good news is its flat year after year, and we are in the same spot. The good news is there is a bit of a cushion, we are losing money from people smoking less and we are not experiencing a decline as you might see elsewhere. Another decline in budgets to actuals is stemming from the TGO side. It has not been meeting and we are seeing it trickle over to our area. Overall, we are trending where we should be with taxes. On the expenditure side, we are well under budget in every department, except for Public Safety. On the Public Safety side, it is all about the timing of when we are paying those expenditures. We are starting to get into a monthly cycle of committing funds for Public Safety and we are catching up. Then there is the cost of the ORA from other sources that will contribute to the additional amount of \$500,000.00 overall, we are trending on budget for the past few months. We need Property tax and occupancy agreement on what QCV tax share is, historically we always focused \$400,000.00 but there was never a real calculation for support. QCV needs more money; I would like to get us to a calculation and justification. Director Meece asks if people are not smoking as much is vaping taxed. The acting CFO replied, vaping is different, we are still looking into that taxation. He does not believe it is the same. Currently he does not have the details. It is an ongoing conversation.

10) TDSRF Project Closure

Motion made by Council member Fryberg, to adopt Resolution 2024 – 40 approving the closure of the TDS Roof Replacement Project and the transfer of unspent funds in the amount of \$510,338.13 to the new Quil Ceda Village Administration Building Project.

Seconded

Questions: none

Ayes 2, Nays 0

Motion carried

11) QCV Fuel Tax Transfer Reimbursement

Motion made by Council member Fryberg, to adopt Resolution 2024 – 41 approving the transfer of funds in the amount of \$1,513,065.50 from the QCV US Bank Fuel Tax Account to reimburse the QCV Wells Fargo Main Operating Account

Seconded

Questions: none

Ayes 2, Nays 0

Motion carried

12) Collateralization of Public Funds Deposits

Motion made by Council member Fryberg, to adopt Resolution 2024 – 42 approving the adoption of the depository pledge agreement with Wells Fargo Bank

Seconded

Questions: none

Ayes 2, Nays 0

Motion carried

13) Fisherman's Memorial Funding Approval

Motion made by Council member Fryberg, to adopt Resolution 2024 – 43 approving the transfer of \$1,000,000 from the QCV Cannabis Sales Tax Account to cover the pre-planning costs of the Fisherman's Memorial Park and feasibility study to the Tulalip Cannabis Tax Account at Salal Credit Union

Seconded

Questions: none

Ayes 2, Nays 0

Motion carried

Marketing & Events

Discussion: Operations Director – Teresa Meece, Acting President – Debra Posey, General Manager – Kevin Jones, Council member – Marlin Fryberg, Jr.

14) Discussion Tulalip Lights & Ice Bids –

Director Meece informed the council if we keep everything for the Lights and Ice Event the same as last year, it will cost us \$1,400,000.00 and if we add everyone's wish list items, to the expansion it could cost \$2,700,000.00 approximately. Acting President Posey wonders if we will be removing some of the areas and expanding into new ones. She would like to see a map and layout for the new additions and options to grow for the approximate amount. General Manager Jones informs the council we can grow 40% we need to discuss the ROI at some point and capping the expenses. Council member Fryberg wonders if there has been a discussion on traffic revision and traffic safety plans yet. Director Meece replies with yes, our team has met with Happy Longfellow, there has been a meeting with Wendy Fryberg and Mike Contraro from the Tulalip Resort with discussions on special traffic, safety and road provisions for the holiday events.

15) Add on:

Motion made by Councilman Fryberg, to adopt Resolution 2024 – 44 authorizing the execution and delivery by the QCV General Manager of the Agreement between Tulalip Data Services (TDS) and Incident IQ LLC ("Incident IQ") with the applicable law and venue in the State of Georgia for the Cloud Service Management Agreement in the amount not to exceed \$10,025.00 with funding to come from the 2024 TDS Budget.

Seconded

Question:

According to Acting IT Director Setterberg, this resolution is for the new TDS software system. We need to have it approved by the council per the QCV Charter. Reservation Attorney Shannon explains normally, this would be coming to you for the dollar amounts; this is coming to you to waive sovereign immunity.

Basically, you can interpret all sentences in the contract are the law and critical to sovereign immunity for all entities. This resolution goes to the TTFC Board and/or the Village Council. Council member Fryberg thanks legal for the explanation. Then explains in the past our council members would not have budged on our sovereign immunity. He thanks legal for the clarification and understanding.

Ayes 2, Nays 0

Motion: carried

Motion made by Council member Fryberg to adjourn the regular Quil Ceda Village Council Meeting at 10:37AM

Seconded

Questions: none

Ayes 2, Nays 0

Motion carried

Visitors:

Jennifer Flores – City Administrator

Teresa Meece – Operations Director

Christopher Gobin – Interim Chief (Tulalip Police)

Chris Schmidt – Acting QCV CFO

Jereme Gobin – Public Works Director

Ryan White – Fire Marshall (Tulalip Bay)

Vanessa Flores – Operations Manager

Karin Knopp – Food Inspector

Kevin Jones – General Manager

Jacob Setterberg – Interim IT Director

Lee Shannon – Reservation Attorney

Chief Ryan Shaughnessy – Tulalip Bay Fire Department

Minutes approved during the regular Quil Ceda Village Council meeting held on November 18, 2024.



Vanessa Flores, Recording Secretary