

**BOARD OF DIRECTORS REGULAR MEETING
KEWADIN CASINO AND CONVENTION CENTER
SAULT STE. MARIE, MICHIGAN
MINUTES
JUNE 28, 2011**

The meeting was opened at 6:04 p.m. by Vice-Chair Causley.

Present: Cathy Abramson, Joe Eitrem, Debra Pine, Bernard Bouschor, DJ Malloy, Catherine Hollowell, Pat Rickley, Keith Massaway, Denise Chase, Tom Miller, Lana Causley.

Absent: Joan Anderson.

Moved by Director Miller, supported by Director Malloy, to excuse Director Anderson.

Motion carried unanimously.

Moved by Director Massaway, supported by Director Rickley, to approve the agenda as written.

Motion carried unanimously.

Moved by Director Miller, supported by Director Hollowell, to suspend the rules and add the resolutions appointing Appellate Judges and an appointment to the Community Care Clinic.

Motion carried unanimously.

Moved by Director Rickley, supported by Director Eitrem, to approve Res. 2011-136, Grant Application Approval Competitive Grant U.S. Department of Health and Human Services Federal Centers for Disease Control and Prevention Community Transformation Grants.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby authorizes Lana Causley, Vice-Chairperson, to sign, negotiate, amend, and execute any agreements thereof for the Public Prevention Health Fund: Community Transformation Grant administered by the U.S. Department of Health and Human Services.

Motion carried unanimously.

Moved by Director Rickley, supported by Director Bouschor, to approve Res. 2011-137, Funding to the National Indian Health Board.

NOW, THEREFORE, BE IT RESOLVED, the Tribal Board of Directors recognizes the value and commitment of the National Indian Health Board to all Tribes and hereby approves funding in the amount of \$20,000. Of which \$10,000 paid out in 2011 and \$10,000 to be paid out in 2012. The funding will be paid out of the Lansing office and this resolution modifies the budget accordingly.

Motion carried with Directors Hollowell, Pine, Abramson, Malloy, Bouschor, Chase, Massaway, Miller, Rickley approving, Director Eitrem opposing.

Moved by Director Rickley, supported by Director Hollowell, to approve Res. 2011-138, Amending Tribal Code Chapter 70: Criminal Procedure.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors hereby amends Tribal Code Chapter 70: Criminal Procedure by amending Section 70.126(6) to read:

“Each juror shall be paid out of Tribal funds a stipend for each day of service at a rate set by the Chief Judge on an annual basis, not to exceed \$25 per day, and shall be reimbursed for mileage from the juror’s residence to and from the court at the current government rate, and for ferry expenses actually incurred.”

Motion carried unanimously.

Moved by Director Rickley, supported by Director Bouschor, to approve Res. 2011-139, Trust Land Lease Shagen – 2290 Shawano Drive, Sault Ste. Marie, Michigan.

RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby authorized its Tribal Vice-Chairperson and Treasurer to execute a lease to the land located at Sault Ste. Marie, Michigan to, Delmar W. Shagen and Sherry L. Shagen, husband and wife, land being described as follows:

Part of Section 16, Town 47 North, Range 1 East, City of Sault Ste. Marie, Chippewa County, Michigan, more particularly described as commencing at the Northwest corner of said Section 16; thence S02°07'00"W 425.00 feet along the West line of said Section 16; thence S87°53'00"E 33.00 feet to the East right-of-way line of Shunk Road; thence S87°53'00"E 100.00 feet along the Southerly right-of-way line of Shawano Drive; thence Easterly 276.54 feet along a curve to the right in said right-of-way line, having a radius of 770.00 feet, a central angle of 20°34'39" and a long chord bearing S77°35'40" E 275.06 feet; thence Southeasterly 281.28 feet along a curve to the right in the Southerly and Westerly right-of-way line of Shawano Drive, having a radius of 230.00 feet, a central angle of 70°04'13" and a long chord bearing S32°16'14"E 264.08 feet; thence S02°45'52"W 100.00 feet along said Westerly right-of-way line; thence Southerly 195.78 feet along a curve to the right in said right-of-way line, having a radius of 891.23 feet, a central angle of 12°35'12" and a long chord bearing S09°03'25"W 195.39 feet to the POINT OF BEGINNING; thence Southerly 112.29 feet along a curve to the right in said right-of-way line, having a radius of 891.23 feet, a central angle of 07°13'18" and a long chord bearing S18°57'36" W 112.22 feet; thence N67°25'50"W 148.65 feet; thence N09°33'10" E 93.79 feet; thence S74°38'58"E 164.01 feet to the POINT OF BEGINNING.

Motion carried unanimously.

Moved by Director Rickley, supported by Director Pine, to approve Res. 2011-140, Trust Land Lease Alstrom/Libby Lot(s) 916 and 917, Kinross, Michigan.

RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby authorized its Tribal Vice-Chairperson and Treasurer, to execute a lease to the land located at Kinross, Michigan to Heather Alstrom and Joshua Libby, land being described as follows: Lots 916 and 917, Cedar Grove Estates III.

Motion carried unanimously.

Moved by Director Massaway, supported by Director Rickley, to approve Res. 2011-141, Trust Land Lease Sorenson – 2334 Shore Drive, St. Ignace, Michigan.

RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby authorized its Tribal Vice-Chairperson, and Treasurer, to execute a lease to the land located at St. Ignace, Michigan to, Bridgett A. Sorenson, a single woman, and land being described as follows:

Parcel located in St. Ignace Township, Mackinac County, Michigan.

PARCEL 2: The North 10 feet of Lots 241, 242, 243, and 244 and all of Lots 252, 253 and 254, Plat of Evergreen Shores No. 1, as recorded in Liber 2 of Plats, page 33, Mackinac County Records, EXCEPT any part thereof lying in the I-75 Business Spur.

BE IT FURTHER RESOLVED, that the Tribal staff is directed to prepare the appropriate lease cancellation documents to cancel the Residential land Lease of Tribal Owned Land Transaction No. 469-23-00030-11.

Resolution 2011-91 is hereby rescinded.

Motion carried unanimously.

Moved by Director Massaway, supported by Director Rickley, to approve Res. 2011-142, Trust Land Lease Werkheiser – 2372 Shore Drive, St. Ignace, Michigan.

RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby authorized its Tribal Vice-Chairperson and Treasurer, to execute a lease to the land located at St. Ignace, Michigan to, Jeremy B. and Leslie A. Werkheiser, husband and wife, and land being described as follows:

Parcel located in St. Ignace Township, Mackinac County, Michigan.

PARCEL 1: Lots 264, 265, 266, 269, 270, and 271, Plat of Evergreen Shores No. 1, as recorded in Liber 2 of Plats, page 33, Mackinac County Records, EXCEPT any part thereof lying in the I-75 Business Spur AND EXCEPT any part thereof lying in the relocated Mackinac Trail, as described in a document recorded in Liber 478, pages 477-479, Mackinac County Records.

BE IT FURTHER RESOLVED, that the Tribal staff is directed to prepare the appropriate lease cancellation documents to cancel the Residential land Lease of Tribal Owned Land Transaction No. 469-23-00029-11.

Resolution 2011-92 is hereby rescinded.

Motion carried unanimously.

Moved by Director Miller, supported by Director Massaway, to approve Res. 2011-143, Trust Land Lease Mahmud 1829 JK Lumsden Way, Sault Ste. Marie, Michigan.

RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby authorizes its Tribal Vice-Chairperson and Treasurer, to execute a lease to the land located at Sault Ste. Marie, Michigan to Janice Mahmud, a single woman, land being described as follows:

Part of the Southwest ¼ of Section 16, Town 47 North, Range 1 East, City of Sault Ste. Marie, Chippewa County, Michigan, more particularly described as commencing at the Southwest corner of said Section 16; thence N02°15'24"E 1317.05 feet along the West line of said Section 16; thence S88°33'19" E 151.25 feet to the POINT OF BEGINNING; thence continuing S88°33'19"E 118.25 feet; thence S02°15'24"W 131.63 feet to the North of right-of-way line of J.K. Lumsden Way; thence N88°33'19"W 118.25 feet along said right-of-way line; thence N02°15'24"E 131.63 feet to the POINT OF BEGINNING. Containing 0.36 acres. Also known as Lot 87 of H.U.D. Project No. MI 149-010 of the Sault Ste. Marie Tribe of Chippewa Indians Housing Authority.

Minutes
6-28-2011

Resolution 2010-171 is hereby rescinded.

Motion carried unanimously.

Moved by Director Massaway, supported by Director Rickley, to approve Res. 2011-144, Lease Cancellation to Dawn L. Vizinau-Moser BIA Lease No: DD-0061(03) and Execute New Lease to Michael A. Roja.

NOW, THEREFORE, BE IT RESOLVED, the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby requests the Bureau of Indian Affairs to cancel Lease(s) DD-0061(03) pursuant to applicable law and regulations.

BE IT FURTHER RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby authorizes its Tribal Vice-Chairman and Treasurer, to execute a new lease to Michael A. Roja, the lands located in Kincheloe and land being described as follows: Township of Kinross, County of Chippewa, State of Michigan, Lots 524, Cedar Grove Estates III.

Motion carried unanimously.

Moved by Director Massaway, supported by Director Abramson, to approve Res. 2011-145, Lease Cancellation to Dawn L. Vizinau-Moser BIA Lease No: DD-0062(03) and Execute New Lease to Greg Bennett.

NOW, THEREFORE, BE IT RESOLVED, the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby requests the Bureau of Indian Affairs to cancel Lease(s) DD-0062(03) and any modification on record, pursuant to applicable law and regulations.

BE IT FURTHER RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby authorizes its Tribal Vice-Chairperson and Treasurer, to execute a new lease to Greg Bennett, the lands located in Kincheloe and land being described as follows: Township of Kinross, County of Chippewa, State of Michigan, Lots 523, Cedar Grove Estates III.

Motion carried unanimously.

Moved by Director Massaway, supported by Director Rickley, to approve the resolution titled Amending Appeal Policies and Processes.

Roll Call Vote: Motion denied with Directors Rickley, Abramson, Pine, Hollowell, Massaway, Bouschor approving, Directors Malloy, Eitrem, Chase, Miller opposing. Note: the voted needed to be approved by a majority vote.

Moved by Director Massaway, supported by Director Miller, to approve Res. 2011-146, Child Care Center FY 2011 Budget Modification.

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians here by approves the FY 2011 budget modification to Child Care Center to change the personnel sheet, reallocate expenses, increase Other Revenue (Child Care Fees) \$165.84, and increase Tribal Support monies \$6,174.47.

Motion carried unanimously.

Moved by Director Rickley, supported by Director Bouschor, to approve Res. 2011-147, Tribal Court – Judicial Services FY 2011 Budget Modification.

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians here by approves the FY 2011 budget modification to Judicial Services for a decrease in Tribal Support monies of \$20,755.73. This budget modification reflects actual expenditures and changes to the personnel sheet.

Motion carried unanimously.

Moved by Director Chase, supported by Director Massaway, to approve Res. 2011-148, ACFS-LIHEAP FY 2011 Budget Modification.

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians here by approves the FY 2011 budget modification to LIHEAP for a decrease in Federal HHS monies of \$81,759.00. This budget modification will reflect the actual grant award amount. No effect on Tribal Support.

Motion carried unanimously.

Moved by Director Massaway, supported by Director Miller, to approve Res. 2011-149, ACFS – LIHEAP Contingency FY 2011 Budget Modification.

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians here by approves the FY 2011 budget modification to establish a budget for LIHEAP Contingency, with Federal HHS monies of \$29,654.00 for direct services. No effect on Tribal Support.

Motion carried unanimously.

Moved by Director Massaway, supported by Director Rickley, to approve Res. 2011-150, Fisheries – Great Lakes Restoration Initiative FY 2011 Budget Modification.

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians here by approves the FY 2011 budget modification to establish a budget for Great Lakes Restoration Initiative, with Federal BIA monies of \$17,472.43 for equipment. No effect on Tribal Support.

Motion carried unanimously.

Moved by Director Massaway, supported by Director Pine, to approve Res. 2011-151, Fisheries – USFWS GLRI FY 2012 Budget Modification.

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians here by approves the FY 2012 budget modification to establish a budget for USFWS – Great Lakes Restoration Initiative, with Federal monies of \$53,983.00 for supplies and contracting. No effect on Tribal Support.

Motion carried unanimously.

Moved by Director Miller, supported by Director Massaway, to approve Res. 2011-152, ARRA JKL Title I FY 2011 Budget Modification.

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians here by approves the FY 2011 budget modification to establish a budget for ARRA Grants JKL Title I, with Federal BIA monies of \$232,281.81 for school library updates and other expenses. No effect on Tribal Support.

Motion carried unanimously.

Moved by Director Rickley, supported by Director Massaway, to approve Res. 2011-153, Healthy People 2010 Action Project FY 2012 Budget Modification.

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians here by approves the FY 2012 budget modification to establish a budget for Healthy People 2020 Action Project with Federal Health and Human Services monies of \$35,000.00. No effect on Tribal Support.

Motion carried unanimously.

Moved by Director Rickley, supported by Director Massaway, to approve Res. 2011-154, COPS TRGP 2009 FY 2012 Budget Modification.

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians here by approves the FY 2012 budget modification for COPS TRGP 2009 to establish a budget with Federal Department of Justice monies \$87,706.71. No effect on Tribal Support.

Motion carried unanimously.

Moved by Director Miller, supported by Director Massaway, to approve Res. 2011-155, Adult Corrections Planning FY 2012 Budget Modification.

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians here by approves the FY 2012 budget modification for Adult Corrections Planning to establish a budget with Federal Department of Justice monies \$150,000. No effect on Tribal Support.

Motion carried unanimously.

Moved by Director Rickley, supported by Director Miller, to approve Res. 2011-156, Re-Appointment of Appellate Court Judge: Lori Jump.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors hereby re-appoints Lori Jump to act as an Appellate Judge for the Sault Ste. Marie Tribe of Chippewa Indian Appellate Court, for a subsequent term of four (4) years from the date hereof.

Motion carried with Directors Rickley, Malloy, Pine, Hollowell, Massaway, Anderson, Chase, Bouschor, Miller approving, Director Eitrem opposing, Director Abramson abstaining.

Minutes -
6-28-2011

Moved by Director Rickley, supported by Director Massaway, to approve Res. 2011-157, Re-Appointment of Alternate Appellate Court Judge Anita McKerchie.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors hereby re-appoints Anita McKerchie to act as an Alternate Appellate Judge for the Sault Ste. Marie Tribe of Chippewa Indian Appellate Court, for a subsequent term of four (4) years from the date hereof.

Motion carried unanimously.

Moved by Director Miller, supported by Director Abramson, to appoint Director Bouschor to the Community Care Clinic Committee to replace Director Eitrem.

Motion carried unanimously.

Moved by Director Abramson, supported by Director Pine, to appoint Monica Marsh to the Unit One Elder Sub-Committee.

Motion carried unanimously.

Moved by Director Pine, supported by Director Malloy, to table the Chairman's seat vacancy until the full board is present.

Roll Call Vote: Motion carried unanimously.

Moved by Director Eitrem, supported by Director Massaway, to adjourn the meeting.

Roll Call Vote: Motion carried unanimously.

Meeting adjourned: 7:26 p.m.

Date: 11-8-11 Secretary: Cathy Abramson

Others present: Bill Connolly, Kristi Harwood, Tony Goetz, Rich Rand, Michael McKerchie, John Wernet, Marilyn Hillman, Betty Smith, Bob Marchand, Sheri Wallis, Tara Benoit, Joanne Carr.