# BOARD OF DIRECTORS REGULAR MEETING KEWADIN CASINO AND CONVENTION CENTER SAULT STE. MARIE, MICHIGAN

April 2, 2024 5:00 P.M.

I. CALL TO ORDER

II. ROLL CALL

III. INVOCATION: Prayer, Smudging

IV. MEMBERSHIP PARTICIPATION

V. PRESENTATION:

VI. MINUTES: 3/19/24

VII. RESOLUTIONS: FY25 Budget Document 001

Shipping & Receiving FY24 Budget Modification

USDA FDPIR Nutrition Education Establish FY24 Budget Big Bear Building Operations – FY24 Budget Modification Eldercare Services FY24 Budget Modification and Establish

FY24 Budget for Expanding Public Health Workforce Governmental Admin Staff & Indirect Costs FY24 Budget

Modifications

Utility Authority – Hessel, Manistique, Wetmore FY24 Budget

Modifications

Odenaang Homes Lease to Purchase Establish FY24 Budget Award Agreement to UP Engineers – Big Bear Arena Amending Tribal Code Chapter 30: Child Welfare Code

Funding the Lodge of Hope

Eighth Amendment to List of Key Employees (V.1) Eighth Amendment to List of Key Employees (V.2)

Authorizing Complaint Under Section 6.7(b) of Sault Tribe Inc.

Charter

VIII. NEW BUSINESS: Committee Appointment/Resignation

Small Mesh Permit Request

**Board Concerns** 

IX. ADJOURN TO EXECUTIVE SESSION

X. RECONVENE AND REAFFIRM

XI. ADJOURN

<b>RESOLUTION NO:</b> _	
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# FY 2025 - BUDGET DOCUMENT 001

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2025 Budget Document 001 totaling \$19,790,996, of which \$195,609 comes from Tribal Support.

We, the undersigned, as Chairman and Secretippewa Indians, hereby certify that the I members, of whom members consequence thereof duly called, noticed, convergence 2024; that the foregoing	Board of Directors is composed of 13 tituting a quorum were present at a
meeting by an affirmative vote of n members abstaining, and that said amended in any way.	nembers for, members against, resolution has not been rescinded or
Austin Lowes, Chairman Sault Ste. Marie Tribe of Chippewa Indians	Kimberly Hampton, Secretary Sault Ste. Marie Tribe of Chippewa Indians

<b>RESOLUTION NO:</b>	
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# INTERNAL SERVICES – SHIPPING & RECEIVING FY 2024 BUDGET MODIFICATION

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2024 budget modification to Shipping & Receiving to decrease Tribal Support \$14,233.76. This budget modification reflects changes to the personnel sheet.

Chippewa Indians, hereby certify that members, of whom member meeting thereof duly called, noticed	nd Secretary of the Sault Ste. Marie Tribe of at the Board of Directors is composed of 13 s constituting a quorum were present at a l, convened, and held on the day of egoing resolution was duly adopted at said
meeting by an affirmative vote of members abstaining, and that	members for, members against, t said resolution has not been rescinded or
amended in any way.	
Austin Lowes, Chairman	Kimberly Hampton, Secretary
Sault Ste. Marie Tribe of	Sault Ste. Marie Tribe of
Chippewa Indians	Chippewa Indians

<b>RESOLUTION NO:</b>	
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# ACFS – USDA FDPIR NUTRITION EDUCATION ESTABLISHMENT OF FY 2024 BUDGET

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the establishment of a FY 2024 budget for USDA FDPIR Nutrition Education with Federal USDA Revenue monies of \$173,618.48. No effect on Tribal Support.

Chippewa Indians, hereby certify that members, of whom members meeting thereof duly called, noticed	nd Secretary of the Sault Ste. Marie Tribe of at the Board of Directors is composed of 13 s constituting a quorum were present at a l, convened, and held on the day of egoing resolution was duly adopted at said
meeting by an affirmative vote of _	members for, members against, t said resolution has not been rescinded or
Austin Lowes, Chairman Sault Ste. Marie Tribe of Chippewa Indians	Kimberly Hampton, Secretary Sault Ste. Marie Tribe of Chippewa Indians

RESOLUTION NO: _	
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# BIG BEAR – BUILDING OPERATIONS FY 2024 BUDGET MODIFICATION

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2024 budget modification to Big Bear Building Operations for a decrease in Tribal Support of \$4,118.04. This budget modification will make changes to the personnel sheet.

Chippewa Indians, hereby certify to members, of whom members meeting thereof duly called, notice	and Secretary of the Sault Ste. Marie Tribe of hat the Board of Directors is composed of 13 ers constituting a quorum were present at a ed, convened, and held on the day of pregoing resolution was duly adopted at said
meeting by an affirmative vote of	members for, members against, at said resolution has not been rescinded or
Austin Lowes, Chairman	Kimberly Hampton, Secretary
Sault Ste. Marie Tribe of	Sault Ste. Marie Tribe of
Chippewa Indians	Chippewa Indians

<b>RESOLUTION NO:</b>	
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# ELDER DIVISION FY 2024 BUDGET MODIFICATION TO ELDERCARE SERVICES AND ESTABLISHMENT OF FY 2024 BUDGET FOR EXPANDING PUBLIC HEALTH WORKFORCE

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2024 budget modification to Eldercare Services to decrease Tribal Support monies of \$71,307.60 This budget modification will make changes to the personnel sheet and reallocate expenses.

BE IT FINALLY RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the establishment of a FY 2024 budget for Expanding Public Health Workforce with HHS Revenue monies of \$80,000.00. No effect on Tribal Support.

Chippewa Indians, hereby certify that members, of whom members meeting thereof duly called, noticed,	d Secretary of the Sault Ste. Marie Tribe of t the Board of Directors is composed of 13 constituting a quorum were present at a convened, and held on the day of egoing resolution was duly adopted at said
meeting by an affirmative vote of	members for, members against, said resolution has not been rescinded or
Austin Lowes, Chairman Sault Ste. Marie Tribe of Chippewa Indians	Kimberly Hampton, Secretary Sault Ste. Marie Tribe of Chippewa Indians

<b>RESOLUTION NO: _</b>	
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# GOVERNMENTAL ADMIN STAFF AND INDIRECT COSTS FY 2024 BUDGET MODIFICATIONS

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2024 budget modification to Governmental Admin Staff to increase Indirect Cost Revenue \$19,690.00 and Tribal Support \$19,690.00. This budget modification reflects an increase for consulting/contracting.

BE IT FURTHER RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of the Chippewa Indians hereby approves the FY 2024 budget modification to Indirect Costs to increase the expenses \$19,690.00 and decrease Fund Balance \$19,690.00.

We, the undersigned, as Chairman	and Secretary of the Sault Ste. Marie Tribe of
,	hat the Board of Directors is composed of 13
members, of whom members	ers constituting a quorum were present at a
meeting thereof duly called, notice	ed, convened, and held on the day of
2024; that the fo	pregoing resolution was duly adopted at said
	members for, members against,
	nat said resolution has not been rescinded or
amended in any way.	
Austin Lowes, Chairman	Kimberly Hampton, Secretary
Sault Ste. Marie Tribe of	Sault Ste. Marie Tribe of
Chippewa Indians	Chippewa Indians

## UTILITY AUTHORITY – HESSEL, MANISTIQUE, AND WETMORE FY 2024 BUDGET MODIFICATIONS

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2024 budget modification for Utility Authority Hessel to increase Other Revenue monies of \$5,714.44 and to decrease the use of Fund Balance monies of \$5,714.44. No effect on Tribal Support.

BE IT FURTHER RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves FY 2024 budget modification for Utility Authority Manistique to increase Other Revenue monies of \$6,764.49 and to decrease the use of Fund Balance monies of \$10,222.03. This budget modification is requesting the use of Tribal Support monies of \$3,457.54.

BE IT FINALLY RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves FY 2024 budget modification for Utility Authority Wetmore to increase Other Revenue monies of \$3,788.00 and to decrease the use of Fund Balance monies of \$21,634.00. This budget modification is requesting the use of Tribal Support monies of \$17,846.00.

We, the undersigned, as Chairman	and Secretary of the Sault Ste. Marie Tribe of
Chippewa Indians, hereby certify	that the Board of Directors is composed of 13
members, of whom memb	pers constituting a quorum were present at a
meeting thereof duly called, notic	ed, convened, and held on the day of
2024; that the f	oregoing resolution was duly adopted at said
meeting by an affirmative vote of	members for, members against,
members abstaining, and the	hat said resolution has not been rescinded or
amended in any way.	
Austin Lowes, Chairman	Kimberly Hampton, Secretary
Sault Ste. Marie Tribe of	Sault Ste. Marie Tribe of
Chippewa Indians	Chippewa Indians

RESOLUTION NO: _	
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# ENTERPRISES – ODENAANG HOMES LEASE TO PURCHASE ESTABLISHMENT OF FY 2024 BUDGET

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the establishment of a FY 2024 budget for Odenaang Homes – Lease to Purchase with Other Revenue monies of \$38,500.00 and Tribal Support monies of \$60,174.10.

Chippewa Indians, hereby certify the members, of whom member meeting thereof duly called, noticed	nd Secretary of the Sault Ste. Marie Tribe of at the Board of Directors is composed of 13 rs constituting a quorum were present at a d, convened, and held on the day of regoing resolution was duly adopted at said
•	members for, members against, t said resolution has not been rescinded or
Austin Lowes, Chairman Sault Ste. Marie Tribe of Chippewa Indians	Kimberly Hampton, Secretary Sault Ste. Marie Tribe of Chippewa Indians

RESOLUTION NO:	
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# AWARD AGREEMENT TO U.P. ENGINEERS & ARCHITECTS FOR PROFESSIONAL SERVICES FOR UNIT 1 BIG BEAR ARENA

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians is a federally recognized Indian Tribe organized under the Indian Reorganization Act of 1934, as amended.

NOW, THEREFORE, BE IT RESOLVED, that the Sault Ste. Marie Tribe of Chippewa Indians Board of Directors hereby approves Task Order No. 14 Agreement with U.P. Engineers & Architects for Professional Services related to the Unit 1 Big Bear Arena HVAC replacement project.

BE IT FURTHER RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the Task Order amount of \$64,650.00 for design work.

BE IT FURTHER RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the use of any available ARPA funds for Unit 1.

BE IT FINALLY RESOLVED, that the Board of Directors hereby authorizes and approves the Tribal Chairman, or his designee, to execute any and all documents, including ancillary or supplemental documents, including appropriate internal budget modifications or forms that do not change the substantive terms of the agreements and project, as may be necessary and appropriate to carry out the terms, conditions, and intent of this Resolution.

Chippewa Indians, hereby certify that members, of whom members meeting thereof duly called, noticed, 2024; that the foreg	Secretary of the Sault Ste. Marie Tribe of the Board of Directors is composed of 13 constituting a quorum were present at a convened, and held on the day of oing resolution was duly adopted at said
•	members for, members against, said resolution has not been rescinded or
amended in any way.	
Austin Lowes, Chairman	Kimberly Hampton, Secretary
Sault Ste. Marie Tribe of	Sault Ste. Marie Tribe of
Chippewa Indians	Chippewa Indians

# AMENDING TRIBAL CODE CHAPTER 30: CHILD WELFARE CODE

NOW THEREFORE BE IT RESOLVED, that the Board of Directors hereby adopts the proposed amendments to Chapter 30: Child Welfare Code attached and incorporated herein.

Chippewa Indians, hereby certify the members, of whom members meeting thereof duly called, notice	and Secretary of the Sault Ste. Marie Tribe of hat the Board of Directors is composed of 13 ers constituting a quorum were present at a ed, convened, and held on the day of pregoing resolution was duly adopted at said
meeting by an affirmative vote of	members for, members against, at said resolution has not been rescinded or
Austin Lowes, Chairman Sault Ste. Marie Tribe of Chippewa Indians	Kimberly Hampton, Secretary Sault Ste. Marie Tribe of Chippewa Indians

<b>RESOLUTION NO:</b> _	
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#### FUNDING THE LODGE OF HOPE

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians ("Tribe") is a federally recognized Indian Tribe organized under the Indian Reorganization Act of 1934, as amended; and

WHEREAS, the Tribe opened the Lodge of Hope to provide transitional housing for homeless and displaced Tribal Members; and

WHEREAS, since the Lodge of Hope opened it has been operating at full capacity; and

WHEREAS, the Lodge of Hope is currently funded by Tribal Support; and

WHEREAS, the Tribe would like to ensure the Lodge of Hope can operate and provide transitional housing to Tribal Members not dependent on the availability of Tribal Support; and

WHEREAS, the Tribe is seeking to have the Housing Authority fund the yearly operations of the Lodge of Hope.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors for the Sault Ste. Marie Tribe of Chippewa Indians hereby directs the Housing Authority to commit to funding the yearly operations of the Lodge of Hope.

We, the undersigned, as Chairman	and Secretary of the Sault Ste. Marie Tribe of
Chippewa Indians, hereby certify	that the Board of Directors is composed of 13
members, of whom memb	pers constituting a quorum were present at a
meeting thereof duly called, notice	eed, convened, and held on the day of
2024; that the f	oregoing resolution was duly adopted at said
meeting by an affirmative vote of	members for, members against,
members abstaining, and t	hat said resolution has not been rescinded or
amended in any way.	
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Austin Lowes, Chairman	Kimberly Hampton, Secretary
Sault Ste. Marie Tribe of	Sault Ste. Marie Tribe of
Chippewa Indians	Chippewa Indians

<b>RESOLUTION NO:</b>	
RESULUTION NO:	

#### EIGHTH AMENDMENT TO LIST OF KEY EMPLOYEES

WHEREAS on July 6, 2004 the Board of Directors adopted Resolution 2004-71 Approval of Key Employees designating certain employment positions as "key employees" and specifying that these positions may be only hired or terminated by an affirmative vote of seven members of the Board of Directors; and

WHEREAS the employment positions deemed to be key employees has been modified multiple times by subsequent resolutions; and

WHEREAS the Board of Directors has determined to again modify what employment positions are deemed to be key employees by removing from the current list, as codified in Resolution 2002-227 Rescinding All Prior Key Employee Resolutions Replacing with this Key Employee List.

NOW, THEREFORE, BE IT RESOLVED, that the employment positions deemed to be key employees, effective upon enactment, shall be:

Chief Executive Officer, Kewadin Casino Gaming Authority
Chief Financial Officer, Kewadin Casino Gaming Authority
Executive Director of Gaming Commission
Executive Director of Enterprise Operations
Chief Executive Officer, Sault Ste. Marie Tribe
Chief Financial Officer, Sault Ste. Marie Tribe
Board Administrator
Chief Judge
Chief Legal Counsel
Chief Information Officer, MIS
Chief Executive Officer. Health Services

BE IT FURTHER RESOLVED, that the Kewadin Casino Gaming Authority shall be invited to codify by resolution a matching key employee status for its Chief Executive Officer and Chief Financial Officer.

BE IT FURTHER RESOLVED, that this revised list and correct titles shall be effective immediately upon the enactment of this resolution.

We, the undersigned, as Chairman and Secretary of the Sault Ste. Marie Tribe of
Chippewa Indians, hereby certify that the Board of Directors is composed of 13
members, of whom members constituting a quorum were present at a
meeting thereof duly called, noticed, convened, and held on the day of
2024; that the foregoing resolution was duly adopted at said

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	members for, members against, nat said resolution has not been rescinded or
Austin Lowes, Chairman	Kimberly Hampton, Secretary
Sault Ste. Marie Tribe of	Sault Ste. Marie Tribe of
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<b>RESOLUTION NO:</b>
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#### EIGHTH AMENDMENT TO LIST OF KEY EMPLOYEES

WHEREAS on July 6, 2004 the Board of Directors adopted Resolution 2004-71 Approval of Key Employees designating certain employment positions as "key employees" and specifying that these positions may be only hired or terminated by an affirmative vote of seven members of the Board of Directors; and

WHEREAS the employment positions deemed to be key employees has been modified multiple times by subsequent resolutions; and

WHEREAS the Board of Directors has determined to again modify what employment positions are deemed to be key employees by adding two key employees and removing one from the current list, as codified in Resolution 2022-227.

NOW, THEREFORE, BE IT RESOLVED, that the additional employment positions deemed to be key employees, effective upon enactment, shall be:

Chief Information Officer, MIS Chief Executive Officer, Health Services

BE IT FURTHER RESOLVED, that the title of Director of Health Division will be removed as a Key employee.

BE IT FURTHER RESOLVED, that this revised list and correct titles shall be effective immediately upon the enactment of this resolution.

Chippewa Indians, hereby certify the members, of whom members meeting thereof duly called, notice 2024; that the formeeting by an affirmative vote of _	and Secretary of the Sault Ste. Marie Tribe of that the Board of Directors is composed of 13 rs constituting a quorum were present at a d, convened, and held on the day of regoing resolution was duly adopted at said members for, members against, at said resolution has not been rescinded or
Austin Lowes, Chairman Sault Ste. Marie Tribe of	Kimberly Hampton, Secretary Sault Ste. Marie Tribe of
Chippewa Indians	Chippewa Indians

<b>RESOLUTION NO: _</b>	
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# AUTHORIZING COMPLAINT UNDER SECTION 6.7(b) OF SAULT TRIBE INC. CHARTER

WHEREAS, the Sault Tribe of Chippewa Indians ("Tribe") is a federally recognized Indian Tribe organized under the Indian Reorganization Act of 1934, as amended; and

WHEREAS, the Tribe wholly owns Sault Tribe Inc. ("STI"), a Federally Charted Section 17 Corporation; and

WHEREAS, the STI Board has failed to adequately respond to repeated attempts from the Tribe to properly explain its finances; and

WHEREAS, the STI Board has provided the Tribe financial statements that are erroneous, misleading, and subject to a variety of interpretations; and

WHEREAS, the STI Board has presented its business operations, contracts, and partnerships in such a convoluted manner that it is impossible to ascertain within certainty the material realities of such business operations, contracts, and partnerships; and

WHEREAS, the STI Board has failed to abide by the Charter's mandate that all employees be at will; and

WHEREAS, the STI Board has failed in its obligations to oversee STI in a manner consistent with the fiduciary duties placed upon each of STI's board members; and

WHEREAS, the Tribe is electing to enforce its rights under the STI Charter to remove the STI Board of Directors and take any further legal action necessary to effectuate the same.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors for the Sault Ste. Marie Tribe of Chippewa Indians hereby authorizes the Legal Department to prepare and issue the complaint required under the Sault Tribe Inc. Charter Section 6.7(b) to initiate the process of removal of STI Board of Directors Alan Barr, Mike Griggs, Roderick Blanchard, Steve Johnson, and Madan Saluja for their clear breaches of the fiduciary duties placed upon them.

We, the undersigned, as Chairman and Secretary of the Sault Ste. M	Iarie Tribe of
Chippewa Indians, hereby certify that the Board of Directors is con	mposed of 13
members, of whom members constituting a quorum were	present at a
meeting thereof duly called, noticed, convened, and held on the	day of

Resolution No:	
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meeting by an affirmative vote of	Foregoing resolution was duly adopted at said members for, members against, hat said resolution has not been rescinded or
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Austin Lowes, Chairman	Kimberly Hampton, Secretary
Sault Ste. Marie Tribe of	Sault Ste. Marie Tribe of
Chippewa Indians	Chippewa Indians

# BOARD OF DIRECTORS REGULAR MEETING

# April 2, 2024 Sponsor's List

#### **RESOLUTIONS:**

FY 2025 – Budget Document 001 – Budget Department

Internal Services – Shipping & Receiving FY 2024 Budget Modification – Brent Vallier USDA – USDA FDPIR Nutrition Educatoin Establishment of FY 2024 Budget – Sheryl McKerchie

Big Bear – Building Operations FY 2024 Budget Modification – Tammy Graham Elder Division FY 2024 Budget Modification to Eldercare Services and Establishment of FY 2024 Budget for Expanding Public Health Workforce – Holly Kibble

Governmental Admin Staff and Indirect Costs FY 2024 Budget Modifications – Jessica Dumback

Utility Authority – Hessel, Manistique, and Wetmore FY 2024 Budget Modifications – Joni Talentino

Enterprises – Odenaang Homes Lease to Purchase Establishment of FY 2024 Budget – Joni Talentino

Award Agreement to U.P. Engineers & Architects for Professional Services for Unit 1 Big Bear Arena – Tammy Graham/Andrew Lane

Amending Tribal Code Chapter 30: Child Welfare Code – Latisha Willette

Funding the Lodge of Hope – Chairman Lowes

Eighth Amendment to List of Key Employees (V.1) – Directors' LaPlaunt, Freiheit

Eighth Amendment to List of Key Employees (V.2) – Directors' LaPlaunt, Freiheit

Authorizing Complaint Under Section 6.7(b) of Sault Tribe Inc. Charter – Directors' McRorie,

McKechnie, Freiheit, Hampton, Lee, LaPlaunt, Borowicz, Chairman Lowes

#### **NEW BUSINESS:**

Committee Appointment/Resignation Small Mesh Permit Request Board Concerns

# **MEMORANDUM**

**TO:** Board of Directors

FROM: Lona Stewart, Board Administrator

**DATE:** March 28, 2024

RE: Workshop Agenda for April 2, 2024

# **AGENDA**

# **Closed Session**

10:00 Health Report

10:30

Executive Reports - Governmental

12:00 – 1:00 Lunch Break

1:00

Sault Tribe Youth Facility (CLOSED)

1:30

Year-Round Greenhouse Growing

2:30

Pow Wow Committee Requests

3:30

Tribal History Renovation Photos of Kewadin Casinos EUPTA – Neebish Island Ferry

4:00

Agenda Review

5:00

Board of Directors Regular Meeting