

MEMORANDUM

TO: Board of Directors
FROM: Joanne Carr, Board Secretary
DATE: December 8, 2016
RE: Workshop agenda for December 13, 2016

AGENDA

9:00 a.m. – EDC

9:30 a.m. - Legal

10:30 a.m. - Gaming Authority

Lunch

1:15 p.m. – Enrollment Committee

1:30 p.m. – VAWA

2:30 p.m. - Agenda Review

4:00 p.m. – Matters Raised by the Membership

6:00 p.m. Regular Meeting of the Board of Directors

**BOARD OF DIRECTORS REGULAR MEETING
KEWADIN CASINO AND CONVENTION CENTER
SAULT STE. MARIE, MICHIGAN
DECEMBER 13, 2016
6:00 P.M.**

- I. CALL TO ORDER
- II. INVOCATION: Prayer, Smudging, Presentation of Grandfathers
- III. ROLL CALL
- IV. PRESENTATION:
- V. MINUTES:
- VI. RESOLUTIONS: Easement Co of Mackinac
Am. Ch. 42: Gaming Ordinance
Am. Ch. 43: Distribution of Tax Proceeds
Budget:
COPS-TRGP
Sugar Island Roads
Health Ed. – Community Health
Cultural – Ojibwe Language
2017 Budget Doc 003 (2 options)
Selection of Outside Counsel – Great Lakes
Selection of Outside Counsel – Great Lakes
2016 All Team Member Bonus
2017 Elder Check Increase
Audit of Chairperson's Tax Exemption
Rescinding Res. 2012-146
Executive Director
Develop/Implement TAP
- VII. NEW BUSINESS: Committee Request
Relinquishment/Disenrollment
2017 Board Calendar
Board Concerns
- VIII. ADJOURN TO EXECUTIVE SESSION:
- IX. RECONVENE AND REAFFIRM
- X. ADJOURN

BOARD OF DIRECTORS REGULAR MEETING
DECEMBER 13, 2016
Sponsor's List

RESOLUTIONS:

Easement Co of Mackinac – Housing/Joni Talentino/Bill Connolly
Am. Ch. 42: Gaming Ordinance – Legal – John Wernet
Am. Ch. 43: Distribution of Tax Proceeds – Legal-John Wernet
Budget:
COPS-TRGP -Bob Marchand
Sugar Island Roads-Wendy Hoffman
Health Ed. – Community Health-
Cultural – Ojibwe Language- Colleen Medicine
2017 Budget Doc 003 (2 options)-Budgets
Selection of Outside Counsel – Great Lakes –Directors Morrow/Chase
Selection of Outside Counsel – Great Lakes-Chairperson Payment
2016 All Team Member Bonus-Chairperson Payment
2017 Elder Check Increase-Chairperson Payment
Audit of Chairperson's Tax Exemption-Chairperson Payment
Rescinding Res. 2012-146-tabled from 11-28-16 meeting
Executive Director-Variou Directors
Develop/Implement TAP – Chairperson Payment

NEW BUSINESS:

Committee Request-Variou Committees
Relinquishment/Disenrollment-Enrollment
2017 Board Calendar
Board Concerns-Director Causley

RESOLUTION NO: _____

**AUTHORIZATION OF EASEMENT
LAND SITUATED IN THE COUNTY OF MACKINAC, STATE OF MICHIGAN**

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians (Tribe) is a federally recognized Indian Tribe organized under the Indian Reorganization Act of 1934, 25 USC 467, et. seq; and

WHEREAS, the United States of America holds land located in the County of Mackinac in trust for the Sault Ste. Marie Tribe of Chippewa Indians; and

WHEREAS, utility companies, Cloverland Electric Company, City of St. Ignace, Semco Energy, AT & T, and Charter Communications have requested a perpetual easement for the purpose of providing utility services for the Elderly Housing Complex.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the granting of a perpetual easement for no monetary consideration due to the overall benefits to the Tribe and its members derived from the Elderly Housing Complex being constructed on the following described property:

Land situated in the, County of Mackinac, State of Michigan, and more particularly described as follows:

Part of the Southwest ¼, Section 19, Town 41 North, Range 3 West, described as BEGINNING at the intersection of West line of Said Section 19 with the Northeasterly right-of-way line of former Highway US-2 (a.k.a. Mackinac Trail) and assuming said West-line as bearing S00°09'33"W; thence Southeasterly 343.16 feet along a curve to the right in said Northeasterly right-of-way line, having a radius of 1117.14 feet, a central angle of 17°36'00" and a long chord bearing S32°50'06"E 341.82 feet; thence N58°13'57"E 637.81 feet; thence N31°46'03"W 201.58 feet; thence N89°50'27"W 620.86 feet to said West line of Section 19; thence S00°09'33"W 221.69 feet along said West line to the POINT OF BEGINNING.

BE IT FURTHER RESOLVED, that the Board of Directors authorizes its Chairperson, Aaron A. Payment and Treasurer, Dennis McKelvie to execute any documentation required concerning the grant of a perpetual easement, for no monetary consideration, consistent with this resolution for and on behalf of the Tribe.

CERTIFICATION

We, the undersigned, as Chairperson 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 _____ 2016; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, and that said resolution has not been rescinded or amended in any way.

Aaron A. Payment, Chairperson
Sault Ste. Marie Tribe of
Chippewa Indians

Bridgett Sorenson, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians

RESOLUTION NO: _____

**AMENDING TRIBAL CODE CHAPTER 42: GAMING ORDINANCE
SUBJECT TO NIGC REVIEW AND APPROVAL**

WHEREAS, the Tribe has adopted Resolution 2016-247 making minor technical corrections to Tribal Code Chapter 42: Gaming Ordinance to assure that it continues to be in full compliance with all currently applicable NIGC regulations; and

WHEREAS, the NIGC has recommended one additional minor amendment to clarify the right of licensees to a hearing in cases involving potential revocation of gaming licenses under that Code.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors hereby adopts and approves the following additional amendment to section 42.515 Suspension or Revocation of License, subsection (5) which, subject to the review and approval of the NIGC under 25 CFR §522.3, shall read as follows:

(5) If the Director determines that a license revocation is warranted or required under this section, the Director shall notify the licensee of a proposed revocation of the license. The notice shall include the time and place for a hearing on the proposed revocation before the Commission.

C E R T I F I C A T I O N

We, the undersigned, as Chairperson 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 _____ 2016; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, and that said resolution has not been rescinded or amended in any way.

Aaron A. Payment, Chairperson
Sault Ste. Marie Tribe of
Chippewa Indians

Bridgett Sorenson, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians

RESOLUTION NO: _____

**AMENDING TRIBAL TAX CODE SECTION 43.504:
DISTRIBUTION OF TAX PROCEEDS**

BE IT RESOLVED, that the Tribal Tax Code, Section 43.504: Distribution of Tax Proceeds, is hereby amended to read as follows:

43.504 Distribution of Tax Proceeds.

(1) The Tax Commission shall remit all cigarette tax proceeds to the Tribe, and the Tribe shall transfer the tax proceeds into the general fund.

(2) The Midjim Stores and the Licensed Gaming Establishment shall retain the cigarette administrative tax proceeds equivalent to 12.5% of the state tax exemption for cigarettes provided by the Tax Agreement as non-operating income. The Tax Commission shall remit the remaining balance of the cigarette administrative tax proceeds to the Tribe, and the Tribe shall transfer the tax proceeds into the general fund.

C E R T I F I C A T I O N

We, the undersigned, as Chairperson 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 _____ 2016; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, and that said resolution has not been rescinded or amended in any way.

Aaron A. Payment, Chairperson
Sault Ste. Marie Tribe of
Chippewa Indians

Bridgett Sorenson, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians

RESOLUTION NO: _____

**COPS TRGP 2014
FY 2017 BUDGET MODIFICATION**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2017 budget modification to COPS TRGP 2014 for an increase in Federal DOJ monies of \$26,071.19. No effect on Tribal Support.

C E R T I F I C A T I O N

We, the undersigned, as Chairperson 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 _____ 2016; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, and that said resolution has not been rescinded or amended in any way.

Aaron A. Payment, Chairperson
Sault Ste. Marie Tribe of
Chippewa Indians

Bridgett Sorenson, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians

RESOLUTION NO: _____

**SUGAR ISLAND ROADS
ESTABLISHMENT OF FY 2016 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 2016 budget for Sugar Island Roads with Federal BIA monies \$27,801.00. No effect on Tribal Support.

C E R T I F I C A T I O N

We, the undersigned, as Chairperson 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 _____ 2016; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, and that said resolution has not been rescinded or amended in any way.

Aaron A. Payment, Chairperson
Sault Ste. Marie Tribe of
Chippewa Indians

Bridgett Sorenson, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians

RESOLUTION NO: _____

**HEALTH EDUCATION – COMMUNITY HEALTH
AND THIRD PARTY REVENUE
FY 2017 BUDGET MODIFICATIONS**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2017 budget modifications to Health Education – Community Health and Third Party Revenue for changes in revenue sources only. No effect on Tribal Support.

C E R T I F I C A T I O N

We, the undersigned, as Chairperson 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 _____ 2016; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, and that said resolution has not been rescinded or amended in any way.

Aaron A. Payment, Chairperson
Sault Ste. Marie Tribe of
Chippewa Indians

Bridgett Sorenson, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians

RESOLUTION NO: _____

**CULTURAL – OJIBWE LANGUAGE
FY 2016 BUDGET MODIFICATION**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2016 budget modification to Ojibwe Language to reallocate expenses. No effect on Tribal Support.

C E R T I F I C A T I O N

We, the undersigned, as Chairperson 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 _____ 2016; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, and that said resolution has not been rescinded or amended in any way.

Aaron A. Payment, Chairperson
Sault Ste. Marie Tribe of
Chippewa Indians

Bridgett Sorenson, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians

RESOLUTION NO: _____

FY 2017 BUDGET DOCUMENT 003

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2017 Budget Document 003 totaling \$56,698,847 of which \$17,000,561 comes from Tribal Support.

C E R T I F I C A T I O N

We, the undersigned, as Chairperson 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 _____ 2016; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, and that said resolution has not been rescinded or amended in any way.

Aaron A. Payment, Chairperson
Sault Ste. Marie Tribe of
Chippewa Indians

Bridgett Sorenson, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians

RESOLUTION NO: _____

FY 2017 BUDGET DOCUMENT 003

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2017 Budget Document 003 totaling \$56,683,676 of which \$16,985,390 comes from Tribal Support.

C E R T I F I C A T I O N

We, the undersigned, as Chairperson 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 _____ 2016; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, and that said resolution has not been rescinded or amended in any way.

Aaron A. Payment, Chairperson
Sault Ste. Marie Tribe of
Chippewa Indians

Bridgett Sorenson, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians

RESOLUTION NO: _____

**SELECTION OF OUTSIDE COUNSEL
FOR 2020 GREAT LAKES TREATY RIGHTS NEGOTIATIONS**

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians enjoys a court-affirmed treaty right to fish upon the ceded waters of the Great Lakes; and

WHEREAS, the exercise of that right by the Tribe and by its members is governed by a 2000 Consent Decree that allocates the rights and duties of various parties within the Great Lakes fishery including the Sault Tribe, four sister tribes, the federal government, and the state of Michigan; and

WHEREAS, that 2000 Consent Decree is set to expire in 2020 and it is anticipated that a new consent decree will be negotiated and/or litigated prior to that expiration date and that these negotiations will have a significant impact on the rights and obligations of the Sault Tribe and its members in the ceded waters of the Great Lakes; and

WHEREAS, the Board of Directors has conducted a nationwide search to identify interested and well-qualified attorneys or law firms willing and able to represent the Sault Tribe in any such proceedings; and

WHEREAS, the Board has concluded that search and wishes to select the attorney or firm that it believes can best represent the interests of the Tribe and its members in these vital proceedings.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby selects the law firm of Morisset, Schlosser, Jozwiak & Somerville of Seattle, Washington, to serve as outside legal counsel to the Tribe for purposes of negotiating a successor compact to the 2000 Consent Decree and in any litigation or related legal proceedings that may be necessary to successfully conclude that process.

BE IT FURTHER RESOLVED, that the Tribal Chairperson is hereby authorized and directed to enter into negotiations with the firm of Morisset, Schlosser, Jozwiak & Somerville, on the terms of a contract and shall present that proposed contract to the Board for its review and approval.

C E R T I F I C A T I O N

We, the undersigned, as Chairperson 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 _____ 2016; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, and that said resolution has not been rescinded or amended in any way.

Aaron A. Payment, Chairperson
Sault Ste. Marie Tribe of
Chippewa Indians

Bridgett Sorenson, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians

RESOLUTION NO: _____

**SELECTION OF BRUCE GREENE AS OUTSIDE COUNSEL
FOR 2020 GREAT LAKES TREATY RIGHTS NEGOTIATIONS**

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians enjoys a court-affirmed treaty right to fish upon the ceded waters of the Great Lakes; and

WHEREAS, the exercise of that right by the Tribe and by its members is governed by a 2000 Consent Decree that allocates the rights and duties of various parties within the Great Lakes fishery including the Sault Tribe, four sister tribes, the federal government, and the state of Michigan; and

WHEREAS, that 2000 Consent Decree is set to expire in 2020 and it is anticipated that a new consent decree will be negotiated and/or litigated prior to that expiration date and that these negotiations will have a significant impact on the rights and obligations of the Sault Tribe and its members in the ceded waters of the Great Lakes; and

WHEREAS, the Board of Directors has conducted a nationwide search to identify interested and well-qualified attorneys or law firms willing and able to represent the Sault Tribe in any such proceedings; and

WHEREAS, the Natural Resources Team participated in the search and interview process and provided their recommendation, with some recommending Mr. Morisset and some, including the Tribal Legal Team, recommending Mr. Greene; and

WHEREAS, the experience of both attorneys is exceptional, with Morisset having relevant experience with Northwest Tribal Treaty Rights and Greene being one of the top experts in Great Lakes Treaty Rights who was directly involved in all aspects of the Great Lakes treaty fishing rights case dating back to the original litigation in front of Judge Noel Fox and who was a key participant in both the 1985 Decree and the 2000 Consent Decree as well as the 2007 Inland Consent Decree; and

WHEREAS, Bruce Greene's experience with the 1836 Treaty of Washington (Chippewa Ottawa Treaty) and all subset Consent Decrees, stipulations, and negotiations makes his firm the most qualified firm; and

WHEREAS, the Tribal Chairperson, who is identified as in the 2000 Consent Decree as the Principal representative for the Tribe, recommends Bruce Greene to be the chief external legal negotiator.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby selects Bruce Greene of Boulder, Colorado, to serve as outside legal counsel to the Tribe for purposes of negotiating a successor compact to the 2000 Consent Decree and in any litigation or related legal proceedings that may be necessary to successfully conclude that process.

BE IT FURTHER RESOLVED, that the Tribal Chairperson is hereby authorized and directed to enter into negotiations with Mr. Greene on the terms of a contract and shall present that proposed contract to the Board for its review and approval.

C E R T I F I C A T I O N

We, the undersigned, as Chairperson 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 _____ 2016; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, and that said resolution has not been rescinded or amended in any way.

Aaron A. Payment, Chairperson
Sault Ste. Marie Tribe of
Chippewa Indians

Bridgett Sorenson, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians

RESOLUTION NO: _____

2016 ALL TEAM MEMBER BONUSES

WHEREAS, the Payment Administration has ensured a balanced budget every single year that Chairperson Payment has served as Tribal Chairperson; and

WHEREAS, Chairperson Payment serves on the National IHS Contract Support Costs (CSC) Workgroup and upon returning to office in 2014, brought to the attention of the Tribal Board of Directors and subsequently directed the recovery of unpaid Contract Support Costs Settlement dollars for which the Tribe has in its possession over an obligated \$5.5 million windfall as a result of these efforts; and

WHEREAS, in 2008 (after Chairperson Payment left office) annual raises for Kewadin and Sault Tribe Government and Enterprise Team Members was halted with only a .25 cent adjustment occurring in 2010 and raises brought back in 2016 through a commitment of the Tribal Board of Directors to ensure an annual COLA of no less than CPI using the Bureau of Labor Statistics data; and

WHEREAS, the cost of fixing the “pay compression” issue at a minimum of \$1.5million is cost prohibitive at this time thus warranting a bonus.

NOW THEREFORE BE IT RESOLVED, that the Tribal Board of Directors authorizes bonuses to all team members to be \$50 for Seasonal Team Members, \$100 for Part Time Team Members, and \$200 for Full Time Team Members.

BE IT FURTHER RESOLVED, that the revenues from existing program funds, tribal support, third party revenues, and CSC settlement funds (in that order) shall be used to award bonuses.

BE IT FURTHER RESOLVED, that in accordance with the 2015 Team Member bonuses, “all” shall mean ALL team members.

C E R T I F I C A T I O N

We, the undersigned, as Chairperson 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 _____ 2016; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, and that said resolution has not been rescinded or amended in any way.

Aaron A. Payment, Chairperson
Sault Ste. Marie Tribe of
Chippewa Indians

Bridgett Sorenson, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians

RESOLUTION NO: _____

2017 ELDER CHECK INCREASE TO \$1,000

WHEREAS, the Payment Administration has ensured a balanced budget every year that Chairperson Payment has served as Tribal Chairperson; and

WHEREAS, Chairperson Payment serves on the National IHS Contract Support Costs (CSC) Workgroup and upon returning to office in 2014, brought to the attention of the Tribal Board of Directors and subsequently directed the recovery of unpaid Contract Support Costs Settlement dollars for which the Tribe has in its possession over an obligated \$5.5 million windfall as a result of these efforts; and

WHEREAS, the Board of Directors in 2008 (after Chairperson Payment left office) directed that only the interest from the Land Claims Fund (also referred to as the Elder Fund) be used to provide an annual check to our Elders thereby reducing the Elder checks from \$1,600 to around \$600 annually.

NOW THEREFORE BE IT RESOLVED, that the Board of Directors hereby authorizes the use of the CSC funds to raise the Elder checks from the interest earned to \$1,000 for the checks cut in January 2017.

BE IT FURTHER REAFFIRMED, that pursuant to the Referendum circulated by Aaron Payment in 2012 as a private tribal citizen, the Board of Directors fully intends follow through on its commitment to increase the annual Elder checks from proceeds from the down state casino operations once net revenues is achieved to include a percentage of net revenues which in turn will automatically raise Elder checks annually thereafter.

C E R T I F I C A T I O N

We, the undersigned, as Chairperson 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 _____ 2016; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, and that said resolution has not been rescinded or amended in any way.

Aaron A. Payment, Chairperson
Sault Ste. Marie Tribe of
Chippewa Indians

Bridgett Sorenson, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians

RESOLUTION NO: _____

AUDIT OF CHAIRPERSON'S TAX EXEMPTION

WHEREAS, in 2000 during a Consent Decree negotiation years, a time study was performed of the Chairperson and Tribal Board of Directors tax exemption related activity effort to justify the appropriate Tax Exemption which resulted in an identified 17.5% federal tax exemption for the Tribal Board of Directors and a 25% federal tax exemption for the Tribal Chairperson; and

WHEREAS, the volume of activity during a negotiation is unlikely to match the volume of activity during non-negotiation years such that a current time study is warranted; and

WHEREAS, the Executive Director Tax Exemption was set at 35% in 2000 but subsequently the supervision of the activity to justify this exemption has been assumed by the current Tribal Chairperson under the delegation of authority; and

WHEREAS, in 2008 (after Chairperson Payment left office) despite any known time study, the Board of Directors directed their Tax Exemption to be raised to 20%.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors authorizes the Audit Committee and Tax Commission to jointly engage an outside independent auditor to perform a time study of the Chairperson's activity to determine the appropriate level of tax exemption with a delineation of activity as a Member of the Board of Directors; as an Administrator; and as Chairperson and Executive Council and CORA Representative.

BE IT FINALLY RESOLVED, that the result of said audit be made public and appropriate tax exemptions be adjusted to reflect actual justified tax exemption activity.

C E R T I F I C A T I O N

We, the undersigned, as Chairperson 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 _____ 2016; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, and that said resolution has not been rescinded or amended in any way.

Aaron A. Payment, Chairperson
Sault Ste. Marie Tribe of
Chippewa Indians

Bridgett Sorenson, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians



RESOLUTION NO: 2012-146

LIMITED DELEGATION OF AUTHORITY TO THE CHAIRPERSON

WHEREAS, on March 20, 2010, the Tribe held a Secretarial election to amend its Constitution and Bylaws; and

WHEREAS, pursuant to that election, the members of the Tribe amended Article II, Section 1 of the Bylaws entitled Duties of Officers by deleting language that had directed the Chairperson to “perform all duties consistent with the office as chief executive officer of the tribe;” and

WHEREAS, as so amended, Article II, Section 1 of the Bylaws now provides that the duties of the chairperson are to “preside over all meetings of the board of directors and exercise any other lawful authority delegated the chairperson by the board of directors” and to “vote only in the case of a tie unless otherwise provided by the tribe’s constitution and bylaws”; and

WHEREAS, Article IV of the Constitution provides that “[t]he governing body of the Sault Ste. Marie Tribe of Chippewa Indians shall consist of a board of directors”; and

WHEREAS, the effect of the amendment approved by the Secretarial election is to confirm that the authority to direct the operations of the Tribe is not vested independently in the office of the Chairperson but, rather, in the Board of Directors as provided in Article VII of the Constitution; and

WHEREAS, Article VII, Section 1 of the Constitution assigns specific authority to the Board of Directors including the authority to “negotiate and consult with the Federal, State, and local governments”; “expend funds for the public purposes of the tribe”; “adopt resolutions, ordinances and a code” on various subjects within the jurisdiction of the tribe; “manage, lease, sell, acquire or otherwise deal with tribal lands ... or other tribal assets”; and to “manage any and all economic affairs and enterprises of the tribe”; and

WHEREAS, Article VII, Section 1(n) of the Constitution expressly authorizes the Board of Directors to delegate powers and authority to a subordinate tribal officer, board, committee, or group, “reserving the right to review any action taken by virtue of such delegated power or to cancel any delegation;” and

WHEREAS, it is necessary to the efficient operation of the Tribe’s governmental and business operations that a single person be delegated the authority to serve as the policy representative of the Board and to manage the day to day operations of the Tribe, subject to the authority of the Board of Directors to review and approve, modify, or rescind any such action; and

Min Waban Dan

**Administrative
Office**

523 Ashmun Street

Sault Ste. Marie

Michigan

49783

Phone

906.635.6050

Fax

906.635.4969

**Government
Services**

**Membership
Services**

**Economic
Development
Commission**

Res. No: 2013-146

WHEREAS, Article II, Section 1 of the Bylaws, as amended, provides that the Chairperson shall “exercise any other lawful authority delegated to the Chairperson by the Board of Directors;”

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors hereby declares that:

1. Subject to the provisions of paragraphs 2 and 3 below, the Tribal Chairperson is authorized and directed to manage and direct the day to day operations of the Tribe including but not limited to the following:

(a) Serving as the ceremonial figure head of the Tribe for public events and visiting dignitaries;

(b) Serving as the spokesperson for the Tribe on issues requiring a singular voice; of the Tribal Board’s official position;

(c) Guiding and directing tribal governmental and business operations to ensure operational efficiency, quality, service, and cost-effective management of resources;

(d) Performing any and all duties delegated to, authorized to be performed, or directed to be performed by the Chairperson in any previously adopted motion, resolution, or ordinance;

(e) Performing any and all duties delegated to, authorized to be performed, or directed to be performed by the Chairperson in the various Team Member Manuals;

(f) Performing all administrative and management functions required to be performed pursuant to the current organizational chart.

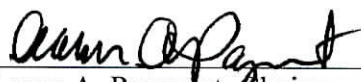
2. In the exercise of the authority delegated to the Chairperson by the Board of Directors in paragraph 1, the Chairperson shall consult with and shall be subject to the direction and review of the Board of Directors consistent with Article VII, Section 1(n) of the Constitution. All actions taken by the Chairperson pursuant to this delegated authority shall be subject to the authority of the Board of Directors and the Board may review, approve, modify, or rescind any such action. The Chairperson shall report to the Board of Directors at each regularly scheduled board workshop and shall provide an update of any activities, issues, decisions, or other matters requiring the attention of the board. In the event that the Chairperson is unable to attend any such workshop, the Chairperson shall assign the Vice-Chairperson to provide that report.

Res. No: 2012-146

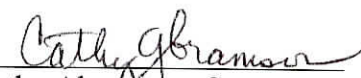
3. The authority delegated to the Chairperson by this resolution shall continue until modified, rescinded, or extended by a subsequent resolution of the Board of Directors.

CERTIFICATION

We, the undersigned, as Chairperson 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 13 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 30 day of July 2012; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 12 members for, 0 members against, 0 members abstaining, and that said resolution has not been rescinded or amended in any way.



Aaron A. Payment, Chairperson
Sault Ste. Marie Tribe of
Chippewa Indians



Cathy Abramson, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians

RESOLUTION NO: _____

EXECUTIVE DIRECTOR

WHEREAS, on March 20, 2010, the Tribe held a Secretarial election to amend its Constitution and Bylaws; and

WHEREAS, pursuant to that election, the members of the Tribe amended Article II, Section 1 of the Bylaws entitled Duties of Officers by deleting language that had directed the Chairperson to “perform all duties consistent with the office as chief executive officer of the tribe;” and

WHEREAS, as so amended, Article II, Section 1 of the Bylaws now provides that the duties of the chairperson are to “preside over all meetings of the board of directors and exercise any other lawful authority delegated the chairperson by the board of directors” and to “vote only in the case of a tie unless otherwise provided by the tribe’s constitution and bylaws”; and

WHEREAS, Article IV of the Constitution provides that “[t]he governing body of the Sault Ste. Marie Tribe of Chippewa Indians shall consist of a board of directors”; and

WHEREAS, the effect of the amendment approved by the Secretarial election is to confirm that the authority to direct the operations of the Tribe is not vested independently in the office of the Chairperson but, rather, in the Board of Directors as provided in Article VII of the Constitution; and

WHEREAS, Article VII, Section 1 of the Constitution assigns specific authority to the Board of Directors including the authority to “negotiate and consult with the Federal, State, and local governments”; “expend funds for the public purposes of the tribe”; “adopt resolutions, ordinances and a code” on various subjects within the jurisdiction of the tribe; “manage, lease, sell, acquire or otherwise deal with tribal lands ... or other tribal assets”; and to “manage any and all economic affairs and enterprises of the tribe”; and

WHEREAS, the Board of Directors has determined that it is required to honor the March 20, 2010, amendment to the Constitution and Bylaws and finds it is necessary to the efficient operation of the Tribe’s governmental and business operations that a single person be delegated the authority to manage the day to day Governmental operations of the Tribe.

BE IT RESOLVED that the Board of Directors declares that until ordered otherwise by the Board of Directors, the Executive Director shall perform the following duties:

1. Subject to the provisions of paragraphs 2 below, the Executive Director is authorized and directed to manage and direct the day to day operations of the Tribe including but not limited to the following; guiding and directing tribal governmental operations to ensure operational efficiency, quality, service, and cost-effective management of resources and performing all administrative and management functions required to be performed pursuant to the current organizational chart; and

2. In the exercise of the authority delegated to the Executive Director by the Board of Directors in paragraph 1, the Executive Director shall consult with and shall be subject to the direction and review of the Board of Directors consistent with Article VII, Section 1(n) of the Constitution. All actions taken by the Executive Director pursuant to this delegated authority shall be subject to the authority of the Board of Directors and the Board may

review, approve, modify, or rescind any such action. The Executive Director shall report to the Board of Directors at each regularly scheduled board workshop and shall provide an update of any activities, issues, decisions, or other matters requiring the attention of the board. In the event that the Executive Director is unable to attend any such workshop, the Executive Director of Internal Services shall assign a designee to provide that report.

3. All organizational charts shall be amended to reflect the reassignment of duties herein. In addition The Tribes Budget Department shall fall under the Tribal Board Office for day to day operations and report to the Tribal Board as a whole.

BE IT FURTHER RESOLVED, that this Resolution amends any previously adopted Resolution regarding this matter.

BE IT FINALLY RESOLVED, that the Tribe's Governmental Personnel Policies shall be amended replacing Chairman/CEO with Executive Director.

CERTIFICATION

We, the undersigned, as Chairperson 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 _____ 2016; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, and that said resolution has not been rescinded or amended in any way.

Aaron A. Payment, Chairperson
Sault Ste. Marie Tribe of
Chippewa Indians

Bridgett Sorenson, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians

RESOLUTION NO: _____

**TO DEVELOP AND IMPLEMENT A TRIBAL ACTION PLAN FOR A
COMPREHENSIVE PREVENTION AND TREATMENT PROGRAM FOR
ALCOHOLISM AND OTHER SUBSTANCE ABUSE.**

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians is a federally recognized Indian Tribe organized under the Indian Reorganization Act of 1934, a25 U.S.C. 467 et seq; and

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians is a federally recognized Indian Tribe exercising full powers of self-government; and

WHEREAS, the Indian Alcohol and Substance Abuse Treatment Act of 1986, as amended by the Tribal Law and Order Act of 2010, proclaims alcoholism, addiction, and alcohol and substance abuse are among the most severe public health and safety problems facing American Indian and Alaska Native individuals, families, and communities, resulting in devastating social, economic, physical, mental and spiritual consequences, and

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians recognizes that alcohol and substance abuse among our people is the most serious health, criminal justice, and social problem facing our communities, and

WHEREAS, the Tribe finds that alcoholism and other substance abuse affects the physical, mental, social, spiritual, and economic wellbeing of Tribal members and other Indians living within the Tribal jurisdiction, and

WHEREAS, alcoholism and other substance abuse wreak havoc in families while contributing to high rates of child abuse and neglect, high rates of crime, and threatening the overall health, safety and well-being of individuals within our Tribal communities; and

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians has the primary responsibility for protecting and ensuring the well-being of its members and its communities;

WHEREAS, the Tribal Action Plan Advisory Board, working with tribal officials, team members, and community members, has completed a comprehensive Tribal Action Plan – a long term strategic plan to combat substance abuse in our communities, and has presented the same to the Board of Directors; and

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians Board of Directors deems the Tribal Action Plan to be comprehensive, appropriate, and strategically

sound to address the needs of Tribal members and other Indians living within the Tribal jurisdiction.

NOW, THEREFORE, BE IT RESOLVED, that the Tribe hereby accepts and adopts the Tribal Action Plan as submitted by the Tribal Action Plan Advisory Board in the best interests of the next Seven Generations.

C E R T I F I C A T I O N

We, the undersigned, as Vice-Chairperson 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 _____ 2016; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, and that said resolution has not been rescinded or amended in any way.

Aaron Payment, Chairperson
Sault Ste. Marie Tribe of
Chippewa Indians

Bridgett Sorenson, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians

**SAULT STE. MARIE TRIBE OF CHIPPEWA INDIANS
BOARD OF DIRECTORS 2017 CALENDAR**

January 3	Sault Ste. Marie	January 17	Sault Ste. Marie
February 7	Sault Ste. Marie	February 21	Sault Ste. Marie
March 7	Sault Ste. Marie	March 21	Sault Ste. Marie
April 4	Sault Ste. Marie	April 18	Sault Ste. Marie
May 2	Sault Ste. Marie	May 16	Sault Ste. Marie
June 6	Sault Ste. Marie	June 20	Hessel
July 11**	Sault Ste. Marie	July 18	St. Ignace
August 1	Sault Ste. Marie	August 15	Manistique
September 5	Sault Ste. Marie	September 19	Munising
October 3	Sault Ste. Marie	October 24**	Sault Ste. Marie
November 7	Sault Ste. Marie	November 21	Sault Ste. Marie
December 5	Sault Ste. Marie		

Per the Constitution and Bylaws, Article 1 – Meetings of the Board of Directors, Section 1:provided that at least one meeting per year shall be held in each of the five election units established pursuant to Article V, Section 1 of the tribal constitution.

General meetings of the Board of Directors are held the 1st and 3rd Tuesdays of the month
All general meetings start at 6:00 p.m. All Sault meetings will be held at the Kewadin Casino and Convention Center, other locations to be announced. Meetings with ** are changed to accommodate the Chair/Board attendance at MAST, NCAI, United Tribes, various Wash. D.C. meetings or holidays.

All special meetings will be announced.

For further information please call Joanne Carr (ext. 26337) or Linda Grossett (ext. 26338) at the Administration Office, 800-793-0660, 906-635-6050.