

**BOARD OF DIRECTORS REGULAR MEETING
KEWADIN CASINO AND CONVENTION CENTER
SAULT STE. MARIE, MICHIGAN
JANUARY 28, 2014
6:00 P.M.**

- I. CALL TO ORDER
- II. INVOCATION: Prayer, Smudging, Presentation of Grandfathers
- III. ROLL CALL
- IV. PRESENTATION:
- V. MINUTES:
- VI. RESOLUTIONS: Contract with Corradino Group
 ITC /MCDH Memo of Agreement
 Budget Mod:
 ACFS-Access to Safe Shelter
 ACFS-2011 Tribal Governments
 ACFS – Tribal Foster Care
 Health Center X-Rays
 Budget Mod: Legal Depart – Investigate, Report, and
 Recover Over \$300,00.
 Constitutional Amendments:
 Add Election Unit-At Large Board Member
 Three Branch Separation of Powers
 Adding Mackinac Band to Sault Tribe Const.
- VII. NEW BUSINESS: Committee Appointment
 Great Lakes Conservation Request
 Amend Publish Board Attendance at Regularly
 Scheduled Meetings and Tuesday’s Workshops
 Approval of Two “Reasonable Request” for
 Information” Pursuant to Members Right.
 Publish all Documents Related to Director’s Pay
 Adjustment Supplement
- VIII. ADJOURN TO EXECUTIVE SESSION:
- IX. RECONVENE AND REAFFIRM
- X. ADJOURN

RESOLUTION NO: _____

**AUTHORIZE THE CHAIRPERSON TO ENTER INTO CONTRACT WITH
CORRADINO GROUP OF MICHIGAN, INC.
FOR PROFESSIONAL CONSULTING SERVICES TO DEVELOP
TRANSIT IMPLEMENTATION PLAN**

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

WHEREAS, the Board of Directors has identified Transit as a priority service; and the above mentioned project is approved by resolution by the Sault Tribe Board of Directors in the Transportation Improvement Plan (TIP); and

WHEREAS, the Sault Tribe has Tribal Transportation Program funding available for the above project; and

WHEREAS, bids were solicited for this work and Corradino Group has been determined to be the most qualified company.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby authorize the Chairperson, of the Tribe to negotiate and execute a contract between the Sault Ste. Marie Tribe of Chippewa Indians and Corradino Group of Michigan, Inc., for Professional Consulting Services to create a Tribal Transit Implementation Plan, and authorizes expenditures up to \$52,267 from the Transportation Fund, cost center 2933.

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 _____ 2013; 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

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

RESOLUTION NO: _____

**ITC AND MDCH 4X4 FUNDING
APPROVE MEMORANDUM OF AGREEMENT**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the attached Memorandum of Agreement with the Inter-Tribal Council of Michigan, under the MDCH Cardiovascular Health, Nutrition and Physical Activity Section Contract #475 for FY 2014 funding of \$10,000 with an In-Kind match of 25%.

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 _____ 2014; 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

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

RESOLUTION NO: _____

**ACFS – ACCESS TO SAFE SHELTER
FY 2014 BUDGET MODIFICATION**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians here by approves the FY 2014 budget modification to Access to Safe Shelter for an increase in Department of Justice Revenue of \$29,407.67. 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 _____ 2014; 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

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

RESOLUTION NO: _____

**ACFS – 2011 TRIBAL GOVERNMENTS
FY 2014 BUDGET MODIFICATION**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians here by approves the FY 2014 budget modification to 2011 Tribal Governments for an increase in Department of Justice Revenue of \$22,630.86. 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 _____ 2014; 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

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

RESOLUTION NO: _____

**ACFS – TRIBAL FOSTER CARE
FY 2014 BUDGET MODIFICATION**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians here by approves the FY 2014 budget modification to Tribal Foster Care for an increase in State of Michigan Revenue of \$82,392.00 and Other Revenue of \$9,040.80 and a decrease in Net Income of \$20,470.84. 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 _____ 2014; 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

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

RESOLUTION NO: _____

**HEALTH CENTER X-RAY
FY 2014 BUDGET MODIFICATION**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians here by approves the FY 2014 budget modification to Health Center X-Ray for an increase in IHS monies \$16,363.69.

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 _____ 2014; 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

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

RESOLUTION NO: _____

[Discussion Draft]

**SUBMISSION TO SECRETARIAL ELECTION
A CONSTITUTIONAL AMENDMENT
TO AMEND ARTICLES IV AND V
ESTABLISHING AN ADDITIONAL ELECTION UNIT**

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians is a federally recognized Indian Tribe organized under the Indian Reorganization Act of 1934, 25 USC 461 et seq.; and

WHEREAS, the Constitution of the Sault Ste. Marie Tribe of Chippewa Indians, Article X, states: "This constitution and bylaws may be amended by a majority vote of the eligible voters of the Tribe voting at an election called for that purpose by the Secretary of the Interior, provided that at least thirty (30) percent of those entitled to vote shall vote in such election, but no amendment shall become effective until it shall have been approved by the Secretary of the Interior. It shall be the duty of the Secretary of the Interior to call an election on any proposed amendment upon the receipt of a resolution passed by a majority of the board of directors, the chairperson having the right to vote thereon;" and

WHEREAS, it is the desire and intent of the Board of Directors that a Secretarial Election be held for the purpose of amending Articles IV and V so as to add a new election unit for the northern Lower Peninsula and to clarify the redistricting and reapportionment principles that shall apply to those election units located in the Upper Peninsula;

NOW THEREFORE BE IT RESOLVED that Pursuant to Article X of the Tribe's Constitution, the Board of Directors hereby submits the following proposed Constitutional Amendment to the Secretary of Interior for purposes of holding a Secretarial Election with all due haste:

Shall Articles IV and V of the Constitution of the Sault Ste. Marie Tribe of Chippewa Indians be amended to read as follows:

ARTICLE IV - GOVERNING BODY

Section 1. The governing body of the Sault Ste. Marie Tribe of Chippewa Indians shall consist of a board of directors.

Sec. 2. A chairperson shall be elected at large by the voters of the tribe and shall serve as a member of the board of directors. **A TOTAL OF TWELVE BOARD MEMBERS SHALL BE APPORTIONED AMONG THE FIVE UPPER PENINSULA ELECTION**

UNITS IN THE MANNER DESCRIBED IN ARTICLE V, SECTION 1. The voters of each of the five (5) election units shall elect from within their qualified membership one member to the board to represent each five hundred (500) members or fraction thereof EACH OF THE BOARD SEATS APPORTIONED TO THAT UNIT. IN ADDITION, THE VOTERS OF UNIT SIX, DESCRIBED IN ARTICLE V, SECTION 2, SHALL ELECT *[ONE] [TWO]* BOARD MEMBER*[S]* FROM WITHIN THE QUALIFIED MEMBERSHIP OF THAT UNIT. Following each election, the board of directors shall select from within its membership a vice-chairperson, a treasurer and a secretary.

Sec. 3. The members of the board shall be qualified voters of the Tribe, eighteen (18) years of age or over. Any Person elected or appointed to a position on the board who is either an employee or independent contractor of the Tribe shall voluntarily resign his or her employment position and/or surrender any rights under any contract with the Tribe prior to assuming the duties of office or taking the oath of office. Failure to voluntarily resign and/or terminate the contractual relationship with the Tribe shall bar the elected or appointed individual from assuming the duties of office or taking the oath of office.

Sec. 4. ~~For the purpose of the first election held after adoption of this constitution, the chairperson and other members of the board of directors comprising fifty percent of those elected who have received the highest number of votes shall serve for a term of four years, or until their successors are duly installed in office. All other members shall serve a term of two years, or until their successors are duly installed in office. Thereafter, the~~ EXCEPT AS PROVIDED HEREIN, THE term of office of the chairperson and directors shall be four years, or until their successors are duly installed in office. ***[IN THE 2014 ELECTION CYCLE, THE UNIT SIX BOARD MEMBER CANDIDATE RECEIVING THE LARGEST NUMBER OF VOTES SHALL SERVE A FOUR YEAR TERM AND THE BOARD MEMBER CANDIDATE RECEIVING THE SECOND LARGEST NUMBER OF VOTES SHALL SERVE A TWO YEAR TERM. THEREAFTER, EACH UNIT SIX BOARD MEMBER SHALL SERVE A FOUR YEAR TERM AS PROVIDED IN ARTICLE IV, SECTION 4.]*** THE TERMS OF OFFICE FOR *[OTHER]* BOARD MEMBERS SHALL CONTINUE TO BE STAGGERED SUCH THAT HALF OF THE AVAILABLE SEATS SHALL EXPIRE EVERY TWO YEARS.

ARTICLE V - NOMINATIONS AND ELECTIONS

Section 1. ~~Within ninety (90) days after the approval of this constitution, the~~ THE board of directors shall cause to be made a division of the eastern portion of the Upper Peninsula of the State of Michigan into five (5) election districts known as units, and shall conduct a census to determine the number of tribal members in each such unit. The boundaries shall be located with due regard to the historical location of each of the historical bands of the Sault Ste. Marie Chippewa Indians. At ~~four~~ TEN year intervals beginning ~~four years from the year of adoption of this constitution~~ IN THE YEAR 2015, the board of directors shall cause to be made a census and voter registration of the membership within each unit and shall publish no less than three (3) months in advance

of the next general election the results thereof. THE RESULTS OF THIS CENSUS SHALL BE USED BY THE BOARD OF DIRECTORS TO REDISTRICT THE FIVE ELECTION UNITS OR TO REAPPORTION THE TWELVE BOARD SEATS AMONG THE FIVE ELECTION UNITS SO AS TO ACHIEVE A REASONABLY PROPORTIONAL DISTRIBUTION OF REPRESENTATION AMONG THE FIVE UNITS PROVIDED THAT EACH OF THE FIVE UNITS SHALL HAVE AT LEAST ONE REPRESENTATIVE.

SEC. 2. BEGINNING WITH THE 2014 ELECTION CYCLE, THERE IS ESTABLISHED AN ADDITIONAL ELECTION UNIT TO BE KNOWN AS UNIT SIX WHICH SHALL BE COMPRISED OF THAT PORTION OF THE LOWER PENINSULA OF MICHIGAN THAT IS NORTH OF THE 45TH PARALLEL.

~~Sec. 2. The first election of the chairperson and the board of directors shall be held within ninety (90) days after the creation of the election units under the arrangements and supervision of the present board of directors and the local Superintendent of the Bureau of Indian Affairs. [OBSOLETE]~~

~~Sec. 3. The officers and members of the board of directors of the organization known as the Original Bands of Sault Ste. Marie Chippewa Indians holding office at the time of the adoption of this constitution shall continue in office and carry out the functions of the officers and board of directors of the tribe as prescribed by this constitution until the chairperson and board of directors are elected and duly installed in office pursuant to this article. [OBSOLETE]~~

Sec. 4 3. Any person eighteen (18) years of age or over who is a member of the tribe shall be eligible to vote in tribal elections.

Sec. 5 4. In any general election called pursuant to this constitution, each eligible voter shall vote within his unit of residence. Voters residing outside of any unit shall register not less than three months prior to any election and MAY REGISTER AND vote in the ELECTION unit of their choice.

Sec. 6 5. The board of directors shall enact appropriate ordinances to implement nominations and the holding of elections.

_____ Approve _____ Disapprove

BE IT FURTHER RESOLVED, that the results of such Secretarial Election shall be conclusive and binding upon 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 _____ 2013; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, with the Chairperson having the opportunity to vote thereon, and that said resolution has not been rescinded or amended in any way.

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

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

RESOLUTION NO: _____

**SUBMISSION TO SECRETARIAL ELECTION
A CONSTITUTIONAL AMENDMENT
TO CLARIFY THE STATUS OF THE MACKINAC BANDS**

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians is a federally recognized Indian Tribe organized under the Indian Reorganization Act of 1934, 25 USC 461 et seq.; and

WHEREAS, the Constitution of the Sault Ste. Marie Tribe of Chippewa Indians, Article X, states: "This constitution and bylaws may be amended by a majority vote of the eligible voters of the Tribe voting at an election called for that purpose by the Secretary of the Interior, provided that at least thirty (30) percent of those entitled to vote shall vote in such election, but no amendment shall become effective until it shall have been approved by the Secretary of the Interior. It shall be the duty of the Secretary of the Interior to call an election on any proposed amendment upon the receipt of a resolution passed by a majority of the board of directors, the chairperson having the right to vote thereon;" and

WHEREAS, it is the desire and intent of the Board of Directors that a Secretarial Election be held for the purpose of amending and revising Articles I and III to clarify the eligibility of persons descended from the Mackinac Bands to participate as members of the Tribe;

NOW THEREFORE BE IT RESOLVED that Pursuant to Article X of the Tribe's Constitution, the Board of Directors hereby submits the following proposed Constitutional Amendment to the Secretary of Interior for purposes of holding a Secretarial Election with all due haste:

Shall Articles I and III of the Constitution of the Sault Ste. Marie Tribe of Chippewa Indians be amended to read as follows:

ARTICLE I - NAME

The name of this organization shall be the Sault Ste. Marie Tribe of Chippewa Indians. Its members trace their ancestry to the ~~six~~ historical bands of the Sault Ste. Marie Chippewa Indians.

ARTICLE III – MEMBERSHIP

Section 1. The following persons shall be entitled to membership in the Sault Ste. Marie Tribe of Chippewa Indians, provided that such persons possess Indian blood and are not currently enrolled with any other tribe or band of North American Indians, and provided

further that such persons are citizens of the United States of America:

(a) All persons descended from the ~~six~~ historical bands (Grand Island, Point Iroquois, Sault Ste. Marie, Garden River, Sugar Island, MACKINAC, and Drummond Island Bands) of the Sault Ste. Marie Chippewa Indians whose names appear on any historical roll, census or record made by officials of the Department of the Interior or Bureau of Indian Affairs.

(b) All persons enrolled on the membership roll of the organization, known as the Original Bands of the Sault Ste. Marie Chippewa Indians who are alive on the date of approval of this constitution and who are descendants of the original bands.

(c) All persons who may hereafter be adopted into the tribe in accordance with any ordinance enacted for that purpose by the board of directors;

(d) All lineal descendants of such persons as are described in (a), (b) or (c) above.

Sec. 2. The board of directors shall have the power to enact ordinances consistent with this article to govern future membership, loss of membership and adoption.

_____ Approve

_____ Disapprove

BE IT FURTHER RESOLVED, that the results of such Secretarial Election shall be conclusive and binding upon the Tribe.

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 _____ 2014; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, with the Chairperson having the opportunity to vote thereon, and that said resolution has not been rescinded or amended in any way.

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

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

**BOARD OF DIRECTORS REGULAR MEETING
JANUARY 28, 2014**

Sponsor's List

I.

RESOLUTIONS:

Contract with Corradino Group –Wendy Hoffman

ITC /MCDH Memo of Agreement – Lisa Myers

Budget Mod:

ACFS-Access to Safe Shelter – Jami Moran

ACFS-2011 Tribal Governments – Jami Moran

ACFS – Tribal Foster Care – Juanita Bye

Health Center X-Rays – Tony Abramson

Budget Mod: Legal Depart – Investigate, Report, and Recover Over \$300,00.- Chairperson Payment

Constitutional Amendments:

Additional Election Unit- Chairperson Payment

Three Branch Separation of Powers – Chairperson Payment

Adding Mackinac Band to Sault Tribe Const.-Chairperson Payment

NEW BUSINESS:

Committee Appointment - Various

Great Lakes Conservation Request

Amend. Publish Board Attendance at Regularly Scheduled Meetings and Tuesday's Workshops-
Director Chase

Approval of Two "Reasonable Request" for Info." Pursuant to Members Right-Chairperson Payment

Publish all Documents Related to Director's Pay Adjustment Supplement-Chairperson Payment