

ROLL CALL MATRIX

Meeting Date: 5-3-2016

P	A	Res. Number 2016	102	103	104	105	106	107	108	109	110		
		Unanimous	U	U	U		U	U					
X		Cathy Abramson	2		Y		Y	Y	Y	Y	Y		
X		Kim Gravelle			Y		1Y	Y	2Y	Y	Y		
X		Denny McKelvie			2Y		Y	Y	Y	Y	Y		
X		DJ Hoffman			1Y	A	Y	1Y	1Y	1Y	N		
X		Jennifer McLeod			Y		Y	2Y	Y	2Y	Y		
X		Lana Causley			Y		Y	Y	Y	N	Y		
X		Cath Hollowell			Y		Y	Y	N	N	2Y		
X		Bridgett Sorenson	1		Y	2	Y	Y	Y	N	1Y		
X		Keith Massaway		2	Y	1	2Y	Y	Y	Y	Y		
X		Denise Chase		1	Y		Y	Y	N	N	Y		
X		Darcy Morrow	---	---	---	---	---	---	---	---	---		
		Aaron Payment											

- 1 = Made Motion
- Y = Voted Yes
- A = Abstained
- S = Sponsored by Board Member
- 2 = Second/Support Motion
- N = Voted No
- U = Unanimous



RESOLUTION NO: 2016-102

2016 HEAD START AND EARLY HEAD START GRANT

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 Sault Ste. Marie Tribe of Chippewa Indians' mission is to improve the health, welfare, and education of its members and their families.

NOW, THEREFORE, BE IT RESOLVED the Board of Directors hereby supports and recommends the submission of a grant to the Office of Head Start, American Indian and Alaskan Natives Program Branch for the annual grant application to provide Head Start and Early Head Start Services.

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 11 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 3 day of May 2016; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 10 members for, 0 members against, 0 members abstaining, and that said resolution has not been rescinded or amended in any way.

Min Waban Dan

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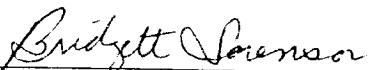
906.635.4969

Government Services

Membership Services

Economic Development Commission


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


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



RESOLUTION NO: 2016-103

**MICHIGAN INDIAN ELDERS ASSOCIATION
TRIBAL ELDER DELEGATES APPOINTMENT**

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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 ("Tribe"); and


WHEREAS, the Michigan Indian Elders Association (MIEA) was established to aid and assist in the improvements of the economic, social, healthful, and spiritual well-being of the American Indian Elders of Michigan. They provide a forum in which the American Indian Elders may speak, learn, grow, and exercise control over their environment.

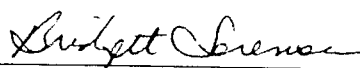
NOW, THEREFORE, BE IT RESOLVED, the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians appoints Gary (Tom) Derwin, for a two year period, expiring May 2018, as a delegate representing the Elders of the Sault Ste. Marie Tribe of Chippewa Indians. He will exercise the duties of the delegate as outlined in the MIEA by-laws.

BE IT FURTHER RESOLVED, that Aaron Payment, Tribal Chairperson or his duly authorized designees, is authorized to sign, negotiate, amend, and/or rescind any agreement thereto.

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 11 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 3 day of May 2016; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 10 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
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Bridgett Sorenson, Secretary
Sault Ste. Marie Tribe of
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RESOLUTION NO: 2016-104

**OSCAR W. LARSON CONTRACT
CONSENT TO INDEMNIFY**

WHEREAS, the Tribe seeks to retain the services of Oscar W. Larson Company for services in relation to the repairs and replacement of equipment at the Sault Ste. Marie and St. Ignace Midjim locations; and

WHEREAS, Oscar W. Larson Company, has refused to contract with the Tribe for these services without having in the contract a waiver of immunity and a waiver of Tribal Court jurisdiction; and

WHEREAS, Oscar W. Larson Company has insisted upon the inclusion of Section 8. within the contracts, which states:

Client shall indemnify and hold harmless and defend the Oscar W. Larson Company and its shareholders, directors, officers, employees and agents from and against any and all losses, damages, claims, liabilities, costs and incidental expenses, including actual attorney's fees , which any or all of them may incur, be responsible for , or payout as a result of bodily injury (including death) to any person, damage (including loss of use) to any property, contamination or adverse effects on the environmental arising out of or which are connected with: (1) a release of Waste Materials not due to the negligent omission, conduct, and/ or willful misconduct of the Oscar W. Larson Company; (2) any negligent omission, conduct, and/ or willful misconduct of Client or Client's employees, agents, or subcontractors; or (3) Client's breach of this Agreement.

BE IT RESOLVED, by the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians, as follows:

Section 1 FINDINGS AND DETERMINATIONS: The Board of Directors finds and determines that:

1.1 The Sault Ste. Marie Tribe of Chippewa Indians (the "Tribe") is a federally recognized Indian Tribal Government organized under the provisions of the Indian Reorganization Act of 1934.

1.2 The Tribe has negotiated a contract with Oscar W. Larson Company, for services which will be used for the purpose of repairs and replacements at the Sault Ste. Marie and St. Ignace Midjim locations, and for no other purpose.

1.3 Oscar W. Larson Company has refused to consent to a modification of its contract in a manner that would permit the Tribe to contract without an agreement to indemnify the Company for losses.

1.4 In order to induce Oscar W. Larson Company to enter into the contracts, the Tribe is required to confirm that the Tribe and all other entities claiming by, through or under the Tribe will indemnify Oscar W. Larson Company in the manner set forth above.

1.5 It is in the best interests of the Tribe to consent to the Oscar W. Larson Company contract and to enter into the Waiver and Consent Obligations.

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Section 2 APPROVALS AND AUTHORIZATION

2.1 The Board of Directors authorizes and directs the Tribe, through its Chairperson, for and on behalf of the Tribe to enter into such agreements with Oscar W. Larson Company on such terms and conditions as he deems necessary for the completion of the Sault Ste. Marie and St. Ignace Midjim projects.

2.2 The Board of Directors authorizes and directs the Tribe to give its express consent to the terms and provisions of the Oscar W. Larson Company contracts.

2.3 The Chairperson is authorized and directed to execute and deliver such other agreements, certificates, documents, or instruments, as may be required or to take any and all such action which may be necessary or convenient to effectuate the foregoing.

Section 3 CONSENT TO INDEMNIFY

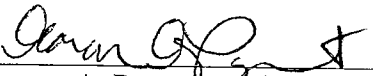
3.1 The Tribe hereby consents to indemnify Oscar W. Larson Company should an action be commenced against the Company implicating the indemnification provisions of the contracts.

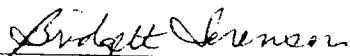
This consent:

- i) shall terminate upon performance by the Tribe of all of its obligations under the Oscar W. Larson Company contracts;
- ii) is granted solely to Oscar W. Larson Company and its successors and assigns;
- iii) shall extend to inter alia, any judicial or non judicial action, including, but not limited to, any lawsuit, arbitration, and judicial or non judicial action to enforce the rights of Oscar W. Larson Company and the assertion of any claim in a court of competent jurisdiction or with any arbitrator or arbitration panel to enforce the obligations of Oscar W. Larson Company under the Oscar W. Larson Company contract;
- iv) shall be enforceable only in a court of competent jurisdiction; and;
- vi) the Oscar W. Larson Company contracts shall be construed in accordance with and governed by the internal laws of the State of Michigan.

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 11 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 3 day of May 2016; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 10 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


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



RESOLUTION NO: 2016-105

**GLRI AMERICAN MARTEN
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 GLRI American Marten with Federal BIA monies of \$63,413.09. No effect on Tribal Support.

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 11 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 3 day of May 2016; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 9 members for, 0 members against, 1 members abstaining, and that said resolution has not been rescinded or amended in any way.

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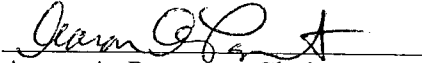
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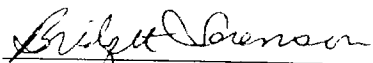
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Aaron A. Payment, Chairperson
Sault Ste. Marie Tribe of
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Bridgett Sorenson, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians



RESOLUTION NO: 2016-106

**TRANSPORTATION PLANNING, IRR ROAD
MAINTENANCE AND IRR ROADS
FY 2016 BUDGET MODIFICATIONS**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2016 budget modifications to Transportation Planning, IRR Road Maintenance, and IRR Roads for an increase of Federal BIA monies of \$669,100.46. No effect on Tribal Support.

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Aaron A. Payment
Aaron A. Payment, Chairperson
Sault Ste. Marie Tribe of
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Bridgett Sorenson
Bridgett Sorenson, Secretary
Sault Ste. Marie Tribe of
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RESOLUTION NO: 2016-107

**GOVERNMENTAL CAPITAL PURCHASES
BUILDINGS – MOTORIZED DOOR OPENING DEVICES
FY 2016 BUDGET MODIFICATION**

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WHEREAS, the Tribe has a number of buildings which do not have installed motorized swing door openers at the primary access points; and

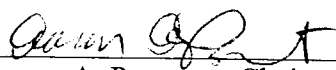
WHEREAS, it is desired at this point to install such access devices as are needed and to allocate the funds for these upgrades from the building budgets.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby directs that the repairs to the Fred Hatch, Mary Murray, Shedawin, Lambert Center, Administration, Pow Wow Showers, George K. Nolan Judicial, Eavou Group Home, Inland Fish, Enrollment, Niigaanagiizhik Cultural Bldg., Mary Murray Culture Camp, Northern Hospitality, McCann, Newberry Health Center, ARC, and Chi Mukwa all be undertaken.

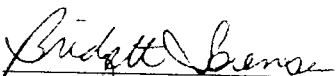
BE IT FURTHER RESOLVED, that this FY 2016 budget modification to the Governmental Capital Purchases Budget, not to exceed \$100,000.00, to be covered by Other Revenue/Fund Balance is approved. No effect on Tribal Support.

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 11 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 3 day of May 2016; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 10 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



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



RESOLUTION NO: 2016-108

UNIT FIVE SEAT

WHEREAS, the Unit 5 Director's seat is currently vacant and pursuant to the Constitution at Article VI the Board of Directors is charged with appointing an individual to fill an empty Director's seat; and

WHEREAS, Code Chapter 10: Election Ordinance allows for the conduct of a special advisory election to assist the Board of Directors in fulfilling their charge; and

WHEREAS, a special advisory election for the vacant Unit 5 seat is being conducted concurrent with this 2016 general election; and

WHEREAS, it is anticipated that the Board of Directors will appoint the candidate from the special advisory election for the vacant Unit 5 director's seat who receives the most votes; and

WHEREAS, because this appointment process will take place concurrent with the sitting of new or incumbent elected tribal officials, the possibility of unintended or unforeseen consequences or complications exist and the Board of Director's desires to address that possibility by resolving now to appoint to the vacant Unit 5 Director's seat the top candidate from the ongoing special advisory election.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors hereby directs the Election Committee to swear into the vacant Unit 5 Directors seat, the candidate from the special advisory election who receives the most votes subject to the provisions of Tribal Code Chapter 10: Election Ordinance, dealing with contest, complaints, recounts, ties or any other matter addressed therein.

BE IT FURTHER RESOLVED, that this resolution shall formally serve as the Board of Directors', fulfilling their charge under Article VI of the Constitution.

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 11 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 3 day of May 2016; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 8 members for, 2 members against, 0 members abstaining, and that said resolution has not been rescinded or amended in any way.

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

Bridgett Sorenson
Bridgett Sorenson, Secretary
Sault Ste. Marie Tribe of
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RESOLUTION NO: 2016-109

**TWO PERCENT AGREEMENT
SAULT SCHOOLS**

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians re-negotiated the manner by which it pays to lodge inmates the Chippewa County jail; and

Min Waban Dan

WHEREAS, as a result \$50,000 in long term 2% funds is available for re-obligation; and

**Administrative
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WHEREAS, the Sault Ste. Marie Schools have submitted the attached request for 2% funding; and

523 Ashmun Street

WHEREAS, the Board of Directors believes that using 2% funds for educational purposes is a prudent and wise use and wishes to grant Sault Ste. Marie Schools' request for funding.

Sault Ste. Marie

Michigan

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NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors hereby obligates \$50,000 to the Sault Ste. Marie Schools for a term of five years for the purposes described in the attachment.

906.635.6050

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BE IT FURTHER RESOLVED, that the Administration is directed to draft a 2% agreement to effectuate this resolution.

906.635.4969

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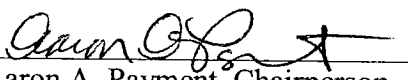
BE IT FINALLY, resolved that the Chairperson is hereby authorized and directed to execute said agreement.

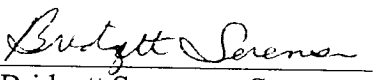
**Membership
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CERTIFICATION

**Economic
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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 11 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 3 day of May 2016; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 6 members for, 4 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


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



RESOLUTION NO: 2016-110

**ACFS - USDA
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 USDA to reallocate expenses for consulting. No effect on Tribal Support.

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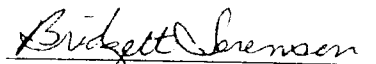
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Aaron A. Payment, Chairperson
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Bridgett Sorenson, Secretary
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