

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

**May 2, 2023**

**5:00 P.M.**

- I. CALL TO ORDER
- II. ROLL CALL
- III. INVOCATION: Prayer, Smudging, Presentation of Grandfathers
- IV. MEMBERSHIP PARTICIPATION
- V. PRESENTATION:
- VI. MINUTES:
- VII. RESOLUTIONS:
  - LE Operation Stonegarden
  - ACFS-Culturally Specific Underserved
  - ACFS-Transitional Housing
  - JKL Fiduciary Committee
  - FY 2023 Budget Document 003 (Schedule C)
  - FY 2023 Governmental Cap Ex
  - FY 2024 Budget Document 001 (Schedule A)
  - SSBCI Capital and Equity Fund
  - GRIP Solar Energy Storage Project
  - Appointments to Tax Commission
  - Appointment of J. Hautamaki Reserve Appellate Judge
  - Eighth Amendment to approval of Key Employees
- VIII. NEW BUSINESS
  - Committee Appointments
  - Approve Small Mesh Permit R. Peterson
  - Swearing in of Unit One Top Vote Getter
  - Board Concerns
- IX. ADJOURN TO EXECUTIVE SESSION
- X. RECONVENE AND REAFFIRM
- XI. ADJOURN

**RESOLUTION NO: \_\_\_\_\_**

**OPERATION STONEGARDEN  
ACCEPTANCE OF GRANT AND  
ESTABLISHMENT OF FY 2023 BUDGET**

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; and

WHEREAS, the State of Michigan Department of State Police has awarded the Sault Ste. Marie Tribe of Chippewa Indians with the Homeland Security Grant Program Operation Stonegarden.

BE IT RESOLVED, the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby accepts the Homeland Security Grant Program Operation Stonegarden for year one in the amount of \$72,000.00, with \$1,800.00 withheld by the State of Michigan for M&A.

BE IT FURTHER RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the establishment of a FY 2023 budget for Operation Stonegarden with Other Revenue \$33,811.75. No effect on Tribal Support.

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

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 \_\_\_\_\_ 2023; 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.

\_\_\_\_\_  
Austin Lowes, Chairman  
Sault Ste. Marie Tribe of  
Chippewa Indians

\_\_\_\_\_  
Kimberly Hampton, Secretary  
Sault Ste. Marie Tribe of  
Chippewa Indians

**RESOLUTION NO:** \_\_\_\_\_

**ACFS – CULTURALLY SPECIFIC UNDERSERVED  
FY 2023 BUDGET MODIFICATIONS**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2023 budget modifications to Culturally Specific Underserved to reallocate expenses and change the personnel sheet. No effect on Tribal Support.

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

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 \_\_\_\_\_ 2023; 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.

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Austin Lowes, Chairman  
Sault Ste. Marie Tribe of  
Chippewa Indians

\_\_\_\_\_  
Kimberly Hampton, Secretary  
Sault Ste. Marie Tribe of  
Chippewa Indians

**RESOLUTION NO:** \_\_\_\_\_

**ACFS DIVISION – TRANSITIONAL HOUSING  
FY 2023 BUDGET MODIFICATION**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2023 budget modification to Transitional Housing for a decrease in Tribal Support monies of \$40,000.55, Federal HHS Revenue monies of \$18,192.00, and Other Revenue monies of \$6,072.81. This budget modification will change the personnel sheet and reallocate expenses.

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

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 \_\_\_\_\_ 2023; 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.

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Austin Lowes  
Chairman  
Sault Ste. Marie Tribe of  
Chippewa Indians

\_\_\_\_\_  
Kimberly Hampton  
Secretary  
Sault Ste. Marie Tribe of  
Chippewa Indians

**RESOLUTION NO:** \_\_\_\_\_

**JKL – FIDUCIARY COMMITTEE  
FY 2023 BUDGET MODIFICATION**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2023 budget modification to JKL Fiduciary Committee to increase in Federal BIA Revenue monies \$236,303.80. No effect on Tribal Support.

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

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 \_\_\_\_\_ 2023; 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.

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Austin Lowes, Chairman  
Sault Ste. Marie Tribe of  
Chippewa Indians

\_\_\_\_\_  
Kimberly Hampton, Secretary  
Sault Ste. Marie Tribe of  
Chippewa Indians

**RESOLUTION NO:** \_\_\_\_\_

**FY 2023 BUDGET DOCUMENT 003**

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2023 Budget Document 003 totaling \$111,397,033, of which \$21,257,193 comes from Tribal Support.

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

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 \_\_\_\_\_ 2023; 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.

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Austin Lowes, Chairman  
Sault Ste. Marie Tribe of  
Chippewa Indians

\_\_\_\_\_  
Kimberly Hampton, Secretary  
Sault Ste. Marie Tribe of  
Chippewa Indians

**RESOLUTION NO:** \_\_\_\_\_

**FY 2023 GOVERNMENTAL  
CAPITAL PURCHASES BUDGET**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby appropriates a total of \$1,271,500 for the FY 2023 Governmental Capital Purchases Budget, of which \$905,500 will come from Other Revenue/Fund Balance and \$366,000 from Tribal Support.

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

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 \_\_\_\_\_ 2023; 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.

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Austin Lowes, Chairman  
Sault Ste. Marie Tribe of  
Chippewa Indians

\_\_\_\_\_  
Kimberly Hampton, Secretary  
Sault Ste. Marie Tribe of  
Chippewa Indians

**RESOLUTION NO:** \_\_\_\_\_

**FY 2024 - BUDGET DOCUMENT 001**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2024 Budget Document 001 totaling \$16,932,078 of which \$166,392 comes from Tribal Support.

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

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 \_\_\_\_\_ 2023; 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.

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Austin Lowes, Chairman  
Sault Ste. Marie Tribe of  
Chippewa Indians

\_\_\_\_\_  
Kimberly Hampton, Secretary  
Sault Ste. Marie Tribe of  
Chippewa Indians



**RESOLUTION NO:** \_\_\_\_\_

**CONTRACTS FOR THE MANAGEMENT OF SAULT TRIBE'S SSBCI  
CAPITAL AND EQUITY FUNDS**

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; and

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians desires to utilize the allowable SSBCI funds to provide operational funding for the program once available; and

WHEREAS, Resolution 2022-202 approved and authorize the development of an SSBCI application and authorized the negotiation of a Services Agreement with Development Capital Networks to assist in the development of the application and to assist in the implementation and management of the associated programs as a contracted entity; and

WHEREAS, Resolution 2022-234 approved and authorizes the Memorandum of Understanding for the SSBCI Program Management between the Tribe and Development Capital Networks, LLC; and

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians on 09/26/2022 provided a letter designating Development Capital Networks, LLC as the entity to provide management service of the funds; and

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians has drafted operating agreements, governing documents, and service agreements for both SSBCI Capital and Equity funds; and

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the contract with Development Capital Networks for the Management of the Capital Fund, and the affiliated Cimarron Capital Associates II, LLC to manage the Equity Fund pending legal review and the release of funds; and

BE IT FURTHER RESOLVED, that the Board of Directors authorizes and approves the Tribal Chairperson, or his designee, to negotiate, execute and amend any documents resulting therefrom on a contract between the Sault Ste. Marie Tribe of Chippewa Indians and Development Capital Networks and Cimarron Capital Associates II, LLC.

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

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 \_\_\_\_\_ 2023; 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.

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Austin Lowes, Chairman  
Sault Ste. Marie Tribe of  
Chippewa Indians

\_\_\_\_\_  
Kimberly Hampton, Secretary  
Sault Ste. Marie Tribe of  
Chippewa Indians

**RESOLUTION NO: \_\_\_\_\_**

**SUPPORTING THE US DEPARTMENT OF ENERGY GRIP APPLICATION  
FOR THE SAULT-CLOVERLAND SOLAR ENERGY STORAGE PROJECT**

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; and

WHEREAS, the Tribe intends to apply for United States Department of Energy funds through the BIL Grid Resilience and Innovation Partnerships (GRIP) (DE-FOA-0002740) program, Topic Area 3, and partner with Cloverland Electric Cooperative to implement the project, “Sault-Cloverland Solar Energy Storage Project;” and

WHEREAS, the Tribe finds that it is in the Tribe’s best interest to apply for these funds and implement said Sault-Cloverland Solar Energy Storage Project; and

WHEREAS, the Tribe believes that the Sault-Cloverland Solar Energy Storage Project will aid in lowering Tribal members’ costs of electricity, decrease the frequency and duration of power outages, and increase the Tribe’s use of renewable solar energy; and

NOW, THEREFORE BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby authorizes the Tribal Chairman, or his designee, to sign, amend, and submit the application for United States Department of Energy funds through the BIL Grid Resilience and Innovation Partnerships (GRIP) (DE-FOA-0002740) program, Topic Area 3; and

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 or forms as may be necessary and appropriate to carry out the terms, conditions, and intent of this Resolution.

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

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 \_\_\_\_\_ 2023; 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.

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Austin Lowes, Chairman  
Sault Ste. Marie Tribe of  
Chippewa Indians

\_\_\_\_\_  
Kimberly Hampton, Secretary  
Sault Ste. Marie Tribe of  
Chippewa Indians

**RESOLUTION NO:** \_\_\_\_\_

**APPOINTMENTS TO TAX COMMISSION**

WHEREAS, pursuant to Subchapter X, Section 43.1001(1) of the Tribal Code, the Sault Ste. Marie Tribe of Chippewa Indians (“Tribe”) Board of Directors has established a Tax Commission with the granted powers and duties as listed in Section 43.1002 of the Tribal Code; and

WHEREAS, pursuant to Section 43.1001 of the Tribal Code, the Tax Commission shall consist of three (3) commissioners appointed by a majority vote of the Board of Directors, of which at least one (1) commissioner shall also be a member of the Board of Directors.

NOW, THEREFORE, BE IT RESOLVED, that the Sault Ste. Marie Tribe of Chippewa Indians Board of Directors hereby appoints the following directors to the Tribe’s Tax Commission:

Tyler LaPlaunt-Vice-Chairman (two-year term effective 5/2/23)

Isaac McKechnie-Treasurer (three-year term effective 5/2/23)

BE IT FINALLY RESOLVED, that the Board of Directors hereby authorizes and approves the Tribal Chairman, or designee, to execute any and all documents as may be necessary and appropriate to carry out the terms, conditions, and intent of this Resolution.

**CERTIFICATION**

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 \_\_\_\_\_ 2023; 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.

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Austin Lowes, Chairman  
Sault Ste. Marie Tribe of  
Chippewa Indians

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Kimberly Hampton, Secretary  
Sault Ste. Marie Tribe of  
Chippewa Indians

**RESOLUTION NO:** \_\_\_\_\_

**APPOINTMENT OF JARED HAUTAMAKI AS A  
RESERVE ATTORNEY APPELLATE JUDGE**

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 enacted Tribe Code Chapter 82, Appeals, which states in Section 82.103 Judges of Court of Appeals, “[a]ny number of judges may be appointed as reserve judges, who shall be available to serve on the Court of Appeals to hear a particular appeal for which an appellate judge is disqualified or otherwise unable to sit;”

WHEREAS, Jared Hautamaki applied for the Appellate Judge attorney position and the selection committee interviewed and determined he has the qualifications and experience necessary to serve as an appellate judge;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors hereby appoints Jared Hautamaki to serve as a Reserve Appellate Judge (attorney position) for the Sault Ste. Marie Tribe of Chippewa Indians Court of Appeals, for a four (4) year term beginning May 2, 2023.

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

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 \_\_\_\_\_ 2023; 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.

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Austin Lowes, Chairman  
Sault Ste. Marie Tribe of  
Chippewa Indians

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Kimberly Hampton, Secretary  
Sault Ste. Marie Tribe of  
Chippewa Indians

RESOLUTION NO: \_\_\_\_\_

**EIGHTH AMENDMENT TO APPROVAL OF KEY EMPLOYEES  
ELIMINATING BOARD SECRETARY**

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 Key Employee List*, the position of Board Administrator, and properly identifying the remaining employment positions.

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

- a. Chief Executive Officer, Kewadin Casino Gaming Authority
- b. Chief Financial Officer, Kewadin Casino Gaming Authority
- c. Chief Financial Officer, Sault Ste. Marie Tribe of Chippewa Indians
- d. Director, Gaming Commission
- e. Chief Judge, Sault Ste. Marie Tribe of Chippewa Indians
- f. Director, Health Division, Sault Ste. Marie Tribe of Chippewa Indians
- g. Executive Director, Sault Ste. Marie Tribe of Chippewa Indians
- h. Director, Economic Development Commission
- i. General Counsel

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.

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

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 \_\_\_\_\_ 2023; 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.

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Austin Lowes, Chairman  
Sault Ste. Marie Tribe of  
Chippewa Indians

\_\_\_\_\_  
Kimberly Hampton, Secretary  
Sault Ste. Marie Tribe of  
Chippewa Indians

# **BOARD OF DIRECTORS REGULAR MEETING**

**May 2, 2023**  
**Sponsor's List**

## **RESOLUTIONS:**

LE Operation Stonegarden – Robert Marchand  
ACFS-Culturally Specific Underserved – Jami Moran  
ACFS-Transitional Housing-Juanita Bye  
JKL Fiduciary Committee – Jessica Dumback  
FY 2023 Budget Document 003 (Schedule C) – Jennifer Clerc  
FY 2023 Governmental Cap Ex – Jennifer Clerc  
FY 2024 Budget Document 001 (Schedule A) – Jennifer Clerc  
SSBCI Capital and Equity Fund – Larry Jacques  
GRIP Solar Energy Storage Project – Larry Jacques  
Appointments to Tax Commission – Robert Schulte  
Appointment of J. Hautamaki Reserve Appellate Judge – Chairman Lowes  
Eighth Amendment to approval of Key Employees – Director Hampton

## **NEW BUSINESS:**

Committee Appointments  
Approve Small Mesh Permit R. Peterson  
Swearing in of Unit One Top Vote Getter – Director Sorenson  
Board Concerns

# ***MEMORANDUM***

**TO:** Board of Directors  
**FROM:** Elaine Clement, Executive Assistant to the Chairman  
**DATE:** April 27, 2023  
**RE:** Workshop Agenda for May 2, 2023

## **AGENDA** **Closed Session**

10:00  
Kewadin Gaming Authority Meeting

10:15  
ARPA/Building Projects

10:30  
Litigation

11:00  
Health Report

11:30  
Budget Modifications

12:00  
Executive Reports

### **Working Lunch**

1:00  
Budget Dept Policies

2:00  
Constitutional Amendments

3:00  
Agenda Review

5:00  
Membership Issues