

**BOARD OF DIRECTORS REGULAR MEETING
KEWADIN CASINO AND CONVENTION CENTER
SAULT STE. MARIE, MICHIGAN
MINUTES
December 13, 2016**

The meeting was opened at 6:01 p.m. by Chairperson Payment.

Present: Dennis McKelvie, Kim Gravelle, DJ Hoffman, Jennifer McLeod, Michael McKerchie, Lana Causley, Catherine Hollowell, Bridgett Sorenson, Keith Massaway, Denise Chase, Darcy Morrow, Anita Nelson, and Aaron Payment.

Absent:

Moved by Director Morrow, supported by Director Hoffman, approve the agenda with the following taken off: Chapter 43: Budget Mod for Community Health; 2017 Budget Doc 003 (2); 2016 All Team Member Bonus; 2017 Elder Check Increase; Audit of Chair's Tax Exemption; and Disenrollment.

Motion carried with Director McKelvie opposing.

Moved by Director Causley, supported by Director McLeod, to suspend the rules and add the following resolutions: Amending Chapter 70 and Purchase of Property – JKL.

Motion carried unanimously.

Moved by Director Causley, supported by Director McLeod, to approve Res. 2016-283, Amending Tribal Code Chapter 70 Criminal Procedure to Expand Protection of Tribal Women.

NOW, THEREFORE, BE IT RESOLVED, Chapter 70 of the Tribal Code: Criminal Procedure is hereby amended as provided in the attached document.

Motion carried unanimously.

Moved by Director Morrow, supported by Director Massaway, to approve Res. 2016-284, Amending Tribal Code Chapter 42: Gaming Ordinance Subject to NIGC Review and Approval.

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.

Motion carried unanimously.

Moved by Director Hoffman, supported by Director McLeod, to approve Res. 2016-285, Authorization to Purchase a Real Estate Vacant Lot Parcel Across from the JKL School (Vacant Lot/Parking Lot).

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby authorizes its Chairperson, Aaron A. Payment and its Treasurer, Dennis McKelvie or their designee, to negotiate and execute any documents necessary to effectuate the purchase of the following vacant parcel of land across from the JKL Bahweting Anishnabe PSA at a price not to exceed the appraised value, any legal fees, plus any closing costs for the following parcel, contingent upon the appraisal supporting the purchase price.

Land situated in the city of Sault Ste. Marie, County of Chippewa, State of Michigan:

E ½ of N ½ of E ½ of NW ¼ of SW ¼ of SE ¼, Sec 8, T47N, R1E

More commonly referred to as 1360 Marquette Ave., Sault Ste. Marie, MI 49783

Funds utilized for the purchase shall be from the Building Fund.

Motion carried unanimously.

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Moved by Director Causley, supported by Director Massaway, to approve Res. 2016-286, COPS TRGP 2104 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.

Motion carried unanimously.

Moved by Director Gravelle, supported by Director Massaway, to approve Res. 2016-287, 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.

Motion carried unanimously.

Moved by Director Gravelle, supported by Director Massaway, to approve Res. 2016-288, 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.

Motion carried unanimously.

Moved by Director Hollowell, supported by Director Morrow, to approve Res. 2016-287-289, Selection of Outside Counsel for 2020 Great Lakes Treaty Rights Negotiations.

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.

Roll Call Vote: Motion carried with Directors Hoffman, Chase, McLeod, Sorenson, Causley, Nelson, McKerchie, Hollowell, Morrow approving, Directors McKelvie, Gravelle, Massaway opposing.

Moved by Director Morrow, supported by Director Sorenson, to Rescind Resolution 2012-146, Limited Delegation of Authority to the Chairperson.

Roll Call Vote: Motion carried with Directors Hollowell, Nelson, Chase, Hoffman, Sorenson, Gravelle, McLeod, Morrow, McKerchie, Causley approving; Directors Massaway, McKelvie opposing.

Moved by Director Morrow, supported by Director Sorenson, to approve Res. 2016-290, Executive Director.

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 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.

Roll Call Vote: Motion carried with Directors Massaway, Causley, Gravelle, Nelson, Hoffman, Morrow, Sorenson, McLeod, Chase, Hollowell approving; Directors McKerchie, McKelvie opposing.

Moved by Director Causley, supported by Director Sorenson, to approve Res. 2016-291, To Develop and Implement a Tribal Action Plan for a Comprehensive Prevention and Treatment Program for Alcoholism and Other Substance Abuse.

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.

Roll Call Vote: Motion carried unanimously.

Moved by Director Nelson, supported by Director Morrow, to accept the resignation of Boyd Snyder, Linda Snyder, and James Alderson from the Unit 5 Munising Elder Subcommittee, effective immediately.

Motion carried unanimously.

Moved by Director Morrow, supported by Director McKelvie, to accept the resignation of Helen Wilkins from the Child Welfare Committee, effective immediately.

Motion carried with Director Hollowell opposing.

Moved by Director Morrow, supported by Director Massaway, to accept the recommendation of the Enrollment Special Needs Committee and relinquish Regina M. Ward and Mona L. Vertz-Hugo from the Tribe.

Motion carried unanimously.

Moved by Director Hoffman, supported by Director Causley, to table the 2017 Board Calendar until the January 3, 2017 Board Meeting, which will be held in Sault Ste. Marie.

Motion carried unanimously.

Board Concerns:

Director McKelvie: Fish Market – have EDD check into.

Director Sorenson: St. Ignace Health Center – needs a new tribal flag.

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Director Morrow: Counseling for Health – why do they have to drive to the Sault?; why aren't counselors making the route; Anymore more donations for the Children's Christmas parties? About another \$900 to split among the 5 units.

Director Nelson: Winter hours – could we put the time back to 10 am for the start time for workshops? She has impairment, she cannot drive during the dark hours.

Director Hollowell: Section 8 Housing issue.

Moved by Director Chase, supported by Director Morrow, to suspend the rules and add to the agenda the item of: setting the workshop/meeting dates to start at 10 am for the winter months

Roll Call Vote: Motion carried unanimously.

Moved by Director Chase, supported by Director Morrow to set the start time for all workshops/meeting dates at 10 am.

Motion carried with Directors Hoffman, McKelvie, Massaway opposing.

Meeting adjourned: 7:30 p.m.

Date: 1-3-17

Secretary: Bridgett Serenson

Others present: John Wernet, Christine McPherson, Bill Connolly, Jessica Dumback, Sheila Berger, Bob Marchand, Julie Salo, Melissa Morehouse, Dave Kucharczyk, Dan Doyle, Joel Lumsden, Joanne Carr.