

ROLL CALL MATRIX

Meeting Date: 11-20-2012

P	A	Res. Number	246	247	248	249	250	251	252	253			
		Unanimous	U	U	U	U							
X		Cathy Abramson					Y	2Y	Y	1Y			
X		Deb Pine					Y	Y	Y	Y			
X		Denny McKelvie		2			Y	Y	Y	Y			
X		DJ Malloy			1		Y	N	N	Y			
X		Jennifer McLeod	2				Y	Y	Y	Y			
X		Lana Causley					N	Y	N	N			
X		Cath Hollowell					N	Y	N	N			
X		Bridgett Sorenson			2		2Y	Y	Y	Y			
X		Keith Massaway	1	1			1Y	1Y	1Y	Y			
X		Denise Chase				1	Y	Y	Y	Y			
X		Darcy Morrow				2	Y	Y	2Y	2Y			
X		Joan Anderson					Y	Y	Y	Y			
X		Aaron Payment											

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



RESOLUTION NO: 2012-246

**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, 25 U.S.C. 467 et seq; and

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WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians is a federally recognized Indian Tribe exercising full powers of self government, including comprehensive law enforcement and judicial services program; 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 Indian Health Service and Bureau of Indian Affairs officials publicly acknowledge that alcohol and substance abuse among Indians is the most serious health and social problem facing Indian people, and

WHEREAS, Congress declared that the Federal government has a historical relationship and unique legal and moral responsibilities which include the treaty, statutory, and historical obligation to assist Indian Tribes to meet the health and social needs of their members, and

WHEREAS, Congress declared that Indian Tribes have the primary responsibility for protecting and ensuring the well-being of their members and are providing resources to assist Indian Tribes in meeting that responsibility, and

WHEREAS, the Tribe finds that alcoholism and other substance abuse is a threat to our Tribe, affecting the physical, mental, social spiritual, and economic wellbeing of Tribal members and other Indians living within the Tribal jurisdiction, and

WHEREAS, the Tribe elects to join the Federal government to combat the damaging effects of alcoholism and other substance abuse, and to recognize the intent of the Memorandum of Agreement, and

WHEREAS, the purpose of the Tribal Action Plan shall be to coordinate a comprehensive prevention and treatment program for alcoholism and other substance abuse and will include not only existing resources, but will identify the additional resources necessary to combat these problems, and

Res. No: 2012-346

WHEREAS, the Indian Health Service and the Bureau of Indian Affairs have identified major areas of common interest in health promotion and disease prevention as youth alcohol and drug abuse, nutrition, curricula development for health promotion and disease prevention, training for community health representatives, health aides, Tribal judges, law enforcement personnel, education and social service personnel, youth suicide, child abuse and neglect, teen pregnancy, fetal alcohol spectrum disorder.

NOW, THEREFORE, BE IT RESOLVED, the Tribe endorses the establishment of a Tribal Action Plan Advisory Board and designates the following positions on the Advisory Board: the Tribal Chairperson, five (5) members of the Board of Directors, Jennifer McLeod, Lana Causley, Bridgett Sorenson, Denise Chase, and Joan Carr-Anderson, the Chief Judge, the Chief of Police, the Director of Sault Tribe Behavioral Health, the ACFS Division Director, the Housing Director, the Tribal Prosecutor, the Court Administrator/Magistrate, the Specialty Court Coordinator, the Health Division Director, a community representative, a representative from the Cultural Department, the Assistant Membership/Internal Services Executive Director, a Human Resources Manager, the Elder Services Division Director, a representative from Youth Education and Activities; a representative from Planning and Development; and at least one youth representative from each of the five units; and

BE IT FURTHER RESOLVED, the Tribal Action Plan Advisory Board is provided full Board of Directors' support to work with the assistance of the Bureau of Indian Affairs Agency and Bureau of Indian Education where appropriate, and the Indian Health Service, the Office of Justice Programs, and the Substance Abuse and Mental Health Services Administration, as those agencies are mandated by the Tribal Law and Order Act in fulfilling the Advisory Board's mission; and

BE IT FURTHER RESOLVED, the Tribe recognizes the importance of an active Board in developing and implementing the Tribal Action Plan and requires that all members of the Board prioritize their role on the Advisory Board and make every effort to attend all scheduled meetings and trainings, and only in the event that they cannot attend, send a designee on behalf of their department/agency; and

BE IT FURTHER RESOLVED, the Tribal Action Plan Advisory Board is provided full Board of Directors support with the authority to develop and implement a Tribal Action Plan; have the responsibility for on-going review and evaluation of, and making recommendations to the Tribe relating to the Tribal Action Plan; have the responsibility for scheduling Federal, Tribal, or other personnel for training in the prevention and treatment of alcohol and substance abuse among Indians; to identify and address problems that arise concerning service coordination; and incorporate minimum standards for this program and services which it encompasses, and


BE IT FURTHER RESOLVED, the Tribe charges the Tribal Action Plan Advisory Board to prioritize services to Indian youth in the development of the Tribal Action Plan; and

Res. No: 2012-246


BE IT FURTHER RESOLVED, the Tribe has prioritized alcoholism and substance abuse prevention and treatment as a primary issue to deal with, and has directed that a comprehensive program in compliance with the Anti-Drug Abuse Act of 1986, P.L. 99-570, be developed to address the needs of Tribal members and other Indians living within the Tribal jurisdiction.

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 20 day of November 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: 2012 - 247

**GRANTING LICENSE
TRIBAL LOGO**

WHEREAS, the intellectual property of the Tribe includes the Tribal logos, trademarks and service marks; and

WHEREAS, the Tribe has created the Tribe's logo, and holds the copyright to it, and no person or company may use the logo without the express written permission of the Tribe as expressed in a resolution of this Board of Directors; and

WHEREAS, Travis Hamilton has created a movie, which the Tribe has supported, called "More than Frybread; It was only Supposed to be a Contest . . ."; and

WHEREAS, Mr. Hamilton is desirous of using the Tribe's logo on the boxes for this movie, as a means of showing the various tribes that have supported the development of this movie.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians does hereby grant a limited, non-exclusive, world-wide, royalty-free, transferable license to Travis Hamilton for the Tribal Logo, in the form set forth below, for the limited purpose of printing on the cover and jacket of the movie "More than Frybread; It was only Supposed to be a Contest . . ." in a size not to exceed one-inch squared, and in a non-disparaging manner;

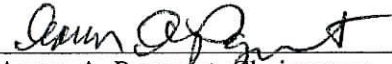
BE IT FURTHER RESOLVED, that the this license shall expire on the date which is ten years from the date of the passage of this Resolution understanding that Travis Hamilton may request extension of this deadline in the future if he desires.

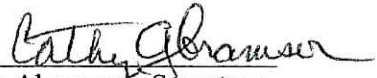
EXEMPLAR OF LOGO:



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 20 day of November 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
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RESOLUTION NO: 2012-248

IHS MULTI YEAR FUNDING AGREEMENT

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians ("Tribe") is a federally recognized Indian Tribe organized under the Indian Reorganization Act of 1934, as amended; and

WHEREAS, the Tribe has for many years contracted for the delivery of comprehensive health care services and desires to continue to do so; and

WHEREAS, Title V of the Indian Self Determination and Education Assistance Act, as amended, authorizes the Tribe to enter, and the Tribe did enter, into a Compact of Self Governance with the United States Department of Health and Human Services ("Compact") governing federal health services provided to the Tribe; and

WHEREAS, every three years the Tribe and Indian Health Service ("IHS") enter into a Multi-Year Funding Agreement ("Funding Agreement") as part of funding the Compact pursuant to the authority in Title V of the Indian Self Determination and Education Assistance Act; and

WHEREAS, funding provided under the Funding Agreement is based, among other factors, on the Tribe's active user population as defined by IHS which, as of September 30, 2010, is 10,964 with the active patient count for 2010 ending December 31, 2010 is 16,484; and


WHEREAS, the Funding Agreement currently in effect was approved by Resolution 2010-189; and

WHEREAS, the Tribe and IHS recently discussed the budgeted amounts under the Funding Agreement for the third year of the multi-year funding agreement from Oct. 1, 2012 - September 30, 2013 and such provisions and amounts were reviewed and approved by the Tribe.

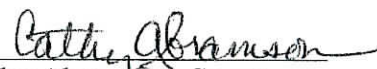
NOW, THEREFORE, BE IT RESOLVED, that the proposed modification to the funding agreement for FY 2013 is hereby approved, and the Chairperson is authorized to execute such Agreement on behalf of the Tribe.

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 13 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 20 day of November 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
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Cathy Abramson, Secretary
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RESOLUTION NO: 2012-249

ESTABLISH ADHOC HEALTH ACCESS EXPLORATORY GROUP

WHEREAS, health access for Tribal Members is of critical importance and has been consistently rated as one of the top three priorities for the Tribe; and

WHEREAS, the health division team has been phenomenally successful in virtually eliminating the need for "tribal support" revenues by accessing grants and increasing "third party" revenues, thereby demonstrating the self-sufficiency of operations; and

WHEREAS, the *United States Affordable Care Act of 2010*, provides many new opportunities for Tribes to expand health access through innovative and entrepreneurial efforts.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors hereby directs the creation of an *Adhoc Health Access Exploratory Group* to analyze, determine feasibility, and recommend opportunities for health access revitalization and/or expansion in the geographic areas of: Escanaba, Marquette, Kinross, Detour, Drummond Island, Newberry, and after hour clinic access in partnerships in St. Ignace, Marquette, and additional areas to be identified.

BE IT FURTHER RESOLVED, that the following individuals from the Tribe's governing board are hereby appointed to the Adhoc Health Access Exploratory Group:

Tribal Chairperson: Aaron A. Payment
Unit 1: Cathy Abramson
Unit 1: Debra Pine
Unit 2: Lana Causley, Catherine Hollowell
Unit 3: Keith Massaway
Unit 4: Denise Chase
Unit 5: Joan Carr-Anderson

...and the following health division team members are also appointed: Bonnie Culfa, Health Division Director; Rebecca Werner MD, Medical Director; Krysta Hinman OD, Director of Optometry; Tony Abramson, STHC Clinic Manager; Marlene Glaesmann, Rural Health Clinic Manager; Bruce Anderson, DDS; and Jackie McLean, Health Care Administrator/Business Office Manager; Joel Lumsden, Operations Manager; and Dan Frye, Health Division Data Analyst.

BE IT FURTHER RESOLVED, the *Adhoc Health Access Exploratory Group* is hereby directed to report back to the Tribal Board of Directors preliminary findings by April 30, 2013 and with final recommendations made by May 30, 2013.

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Res. No: 2012-249

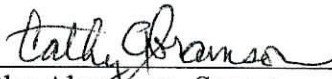
BE IT FINALLY RESOLVED, the *Adhoc Health Access Exploratory Group* shall also evaluate and bring back a recommendation for the creation of an autonomous *Tribally Designated Health Entity* patterned after the Tribal Housing Commission.

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 20 day of November 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: 2012-250

**APPROVAL OF ASSIGNMENT OF PURCHASE AGREEMENT
FROM SIBLEY INVESTORS, LLC**

**AUTHORIZATION TO PURCHASE LAND IN HURON TOWNSHIP,
MICHIGAN USING INCOME FROM THE SELF-SUFFICIENCY FUND**

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WHEREAS, the Sault Tribe Ste. Marie Tribe of Chippewa Indians settled certain land claims against the United States as evidenced and implemented by the Michigan Indian Land Claims Settlement Act (the "Act"), PL 105-143, 111 Stat 2652 (Dec 15, 1997); and

WHEREAS, in section 108 of that Act, Congress mandated that settlement funds provided to the Tribe under the Act were to be deposited into a trust fund created by the Act for the benefit of the Tribe, to be known as the "Self-Sufficiency Fund," and further provided that the Board of Directors of the Tribe shall be the trustee of and shall administer that Fund in accordance with the provisions of the Act; and

WHEREAS, section 108, subsection (c) of the Act specifies the purposes for which interest and income of the Fund and expressly includes, among those authorized purposes, the acquisition of land to consolidate or enhance tribal lands; and

WHEREAS, section 108, subsection (f) expressly provides that any lands acquired using interest or other income of the Fund "shall be held in trust" by the Secretary of the Interior for the benefit of the Tribe; and

WHEREAS, these provisions of the Act create a valuable and unique opportunity for the Tribe to engage in economic development opportunities that will be of substantial benefit to the Tribe and to the tribal community; and

WHEREAS, the Board of Directors is authorized by Article VII, section 1(d) of the Tribe's Constitution and Bylaws to expend funds for public purposes of the Tribe and to regulate the conduct of trade and the acquisition, use, and disposition of property, and is further authorized by Article VII, section 1(k) to manage, lease, sell, acquire, or otherwise deal with tribal lands, interest in lands and water or other tribal assets; and

WHEREAS, the Sault Tribe has negotiated a proposed arrangement whereby it shall receive an assignment of a Purchase Agreement dated August 15, 2012, from Sibley Investors, LLC (the "Purchase Agreement") under which the Tribe would acquire lands described on Exhibit A located in Huron Township, totaling approximately 71 acres immediately adjacent to I-275, for \$900,000 using interest or income from the Self-Sufficiency Fund, seek to have those lands placed into mandatory trust pursuant to section 108 (c) and (f) of the Act, and establish its legal right to construct and operate a casino gaming enterprise on those lands; and

Res. No: 2012-250

WHEREAS, the Board of Directors has examined the legal theories supporting this project and is persuaded that, under section 108 of the Act, 'the Tribe has a substantial and unique legal claim and a valuable opportunity that it can and should pursue in good faith and, further, is satisfied that this project has been structured so as to substantially minimize and limit the expenses and risks to the Tribe; and

WHEREAS, the Board of Directors has determined that, while this project necessarily requires the purchase of lands using interest or income from the Self-Sufficiency Fund, steps should be taken to ensure that this expenditure will not adversely affect the annual distribution to the Tribe's elders and, further, that a portion of the future proceeds from this project will be returned to the Self-Sufficiency Fund as additional principal under section 108(a)(1)(C) of the Act.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors hereby approves the proposed Purchase Agreement and authorizes the Tribal Chairman to take an assignment of, and assume, that agreement in consideration of reimbursement of a \$25,000 deposit paid by Sibley Investors, LLC under the Purchase Agreement and to subsequently acquire the parcels of land described in that agreement, subject to the terms and conditions set forth in the agreement, and further authorizes the Chairman or his designee to sign, amend, and execute any documents necessary to effectuate the purposes of this resolution.

BE IT FURTHER RESOLVED, that the Board of Directors hereby determines that the purchase of the lands described in the Purchase Agreement and on Exhibit A attached hereto will consolidate or enhance tribal lands, will generate an economic development opportunity beneficial to the Tribe and its members, and that, accordingly, the Tribal Chairman is authorized and directed to accomplish that purchase using interest and/or income from the Self-Sufficiency fund, notwithstanding the provisions of Resolution 98-47, which shall otherwise remain in force and effect.

BE IT FURTHER RESOLVED, that prior to the closing date on each of the four parcels of land described in the Purchase Agreement, the Tribe's Chief Financial Officer is directed to identify alternative tribal funds that shall be used to supplement the next subsequent annual distribution to the tribal elders under Resolution 98-47 in an amount sufficient to avoid any reduction in the amount of that distribution that would otherwise result from the acquisition of that parcel as authorized by this resolution.

Res. No: 2012-250

BE IT FINALLY RESOLVED, that at such time as the enterprise contemplated by this resolution begins to generate income from the Gaming Authority to the Tribe, after the payment of all necessary costs and expenses:


1. Ten percent (10%) of the annual income to the Tribe from this project shall be deposited in the Self-Sufficiency Fund as an addition to principal as authorized by section 108(1)(C) of the Act;

2. Three percent (3%) of the annual income to the Tribe from this project shall be distributed among and deposited in the following funds: the Elder Health Self-Sufficiency Fund, the Elder Employment Self-Sufficiency Fund, the Funeral Assistance Self-Sufficiency fund, and the Education Assistance Self-Sufficiency Fund; and

3. Two percent (2%) of the annual income to the Tribe from this project shall be deposited into a fund to establish a college scholarship program for tribal members irrespective of blood quantum.

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 20 day of November 2012; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 10 members for, 2 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

EXHIBIT A

NEW BOSTON SITE LEGAL DESCRIPTIONS:

SIDWELL # 75 032 99 006 000:

THAT PART OF THE S E FRACL $\frac{1}{4}$ OF FRACL SEC 8 DESCRIBED AS BEG AT A POINT ON THE E AND W $\frac{1}{4}$ LINE OF SAID SEC DISTANT S 88D 15M 46SEC E 339.03 FT FROM THE CENTER $\frac{1}{4}$ COR OF SEC 8 AND PROCEEDING TH S 88D 15M 46SEC E ALONG SAID LINE 408.30 FT TH S 38D 4M 14SEC W 601.64 FT TO THE CENTER OF HURON RIVER DRIVE TH N WLY ALONG SAID CENTER LINE ON A CURVE CONCAVE TO THE S W RADIUS 884.58 FT A DISTANCE OF 124.27 FT AND N 70D 03M 10SEC W 22.29 FT TH N 13D 06M 01SEC E 438.07 FT TO THE POB.

SIDWELL # 75 032 99 007 000:

THAT PART OF THE S E FRACL $\frac{1}{4}$ OF FRACL SEC 8 DESCRIBED AS BEG AT A POINT ON THE E AND W $\frac{1}{4}$ LINE OF SAID SEC DISTANT S 88D 15M 46SEC E 747.33 FT FROM THE CENTER $\frac{1}{4}$ COR OF SEC 8 AND PROCEEDING TH S 88D 15M 46SEC E ALONG SAID LINE 708.84 FT TH S 49D 7M 35SEC W 1052.56 FT TO THE CEN LINE OF HURON RIVER DR TH N 40D 42M 25SEC W ALONG SAID CEN LINE 35.04 FT AND ON A TANGENT CURVE TO THE LEFT RAD 884.58 FT A DISTANCE OF 328.80 FT TH N 38D 14M 14 SEC E 601.64 FT TO THE POB.

SIDWELL # 75 029 99 0014 000:

THAT PART OF THE N W $\frac{1}{4}$ OF THE N E $\frac{1}{4}$ OF SEC 8 T4S R9E DESCRIBED AS BEG AT A POINT ON THE S LINE OF SIBLEY RD DISTANT N 88D 48M E 45.70 FT AND S 1D 11M E 60 FT FROM THE N $\frac{1}{4}$ COR OF SEC 8 AND PROCEEDING TH N 88D 48M E ALONG SAID S LINE 757.78 FT TH S 1D 1M E 1237.69 FT TH S 89D 34M W 802.49 FT TO THE N & S $\frac{1}{4}$ LINE OF SEC 8; TH N 1D 14M 30SEC W ALONG SAID LINE, 423.10 FT; TH N 35D 44M E 75.00 FT; TH N 1D 11M W 743.80 FT TO THE POB EXC THE NELY 3.60 AC THEREOF ACQUIRED BY MICHIGAN STATE HWY DEPT.

SIDWELL # 75 029 99 0023 000:

THE S W $\frac{1}{4}$ OF THE N E $\frac{1}{4}$ OF SEC 8 T4S EXCEPT THE N ELY PART THEREOF DEEDED TO THE STATE HIGHWAY COMMISSION AND RECORDED IN LIBER 16480 OF DEEDS PAGE 792 ALSO THAT PART OF SEC 8 DESCRIBED AS BEG AT THE CENTER $\frac{1}{4}$ COR OF SEC 8 AND PROCEEDING TH N 0D 11M 30 SEC E ALONG THE N AND S $\frac{1}{4}$ LINE OF SAID SEC 1285.38 FT TH N 89D 00M W 25.50 FT TO THE E LINE OF THE PERE MARQUETTE R R RIGHT OF WAY TH S 0D 11M 29SEC W ALONG SAID E LINE 1626.21 FT TO THE CENTER LINE OF HURON RIVER DR TH S 70D 03M 10SEC E ALONG SAID CENTER LINE 283.06 FT N 13D 06M 01SEC E 438.07 FT TO THE E AND W $\frac{1}{4}$ LINE OF SEC 8 TH N 88D 15M 46SEC W 339.03 FT POB.



RESOLUTION NO: 2012-251

**APPROVAL OF PUT OPTION
FOR CERTAIN LANDS IN HURON TOWNSHIP, MICHIGAN**

WHEREAS, pursuant to Resolution 2009-262, the Sault Ste. Marie Tribe of Chippewa Indians purchased two parcels of land in Huron Township using principal from the Self-Sufficiency Fund established by the Michigan Indian Land Claims Settlement Act (the "Act"), PL 105-143, 111 Stat 2652 (Dec 15, 1997); and

WHEREAS, section 108(b)(4) of the Act provides that land so acquired by the Tribe using the principal of the Self-Sufficiency Fund shall be "held as Indian lands are held"; and

WHEREAS, the Tribe, working with its development partner, JLLJ Corporation, is now considering the purchase of alternative lands that may be better suited to the Tribe's economic development interests; and

WHEREAS, JLLJ has agreed to enter into a "put option" under which the Tribe, at its sole option, will have the right to sell these parcels to JLLJ, for a credit in the amount of the purchase price originally paid by the Tribe; and


WHEREAS, by means of section 203 of PL 110-453 (Dec. 2, 2008), Congress has specifically authorized the Sault Ste. Marie Tribe of Chippewa Indians to "convey, without further authorization or approval, all or any part of the Tribe's interest in any real property that is not held in trust by the United States for the benefit of the Tribe;" and


WHEREAS, the Board of Directors has determined that it is in the best interests of the Tribe to accept the proposed put option.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors hereby approves the proposed put option with JLLJ Corporation and authorizes the Tribal Chairperson to execute that agreement and to subsequently exercise the option if the Chairperson determines that the subject property is no longer needed by the Tribe and that the interests of the Tribe would be best served by exercising the option to sell the property.

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 20 day of November 2012; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 11 members for, 1 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
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**APPROVAL OF INTERGOVERNMENTAL AGREEMENT
WITH HURON TOWNSHIP**



WHEREAS, section 108 of the Michigan Indian Land Claims Settlement Act (MILCSA), PL 105-143, 111 Stat 2652 (Dec 15, 1997) established a Self-Sufficiency Fund for the Sault Tribe Ste. Marie Tribe of Chippewa Indians and authorized the Tribe to use that Fund to acquire land and further provided that (1) land acquired by the Tribe using the principal of the Self-Sufficiency Fund shall be "held as Indian lands are held"(MILCSA, §108(b)(4)) and that (2) land acquired by the Tribe using interest earned by the Self-Sufficiency Fund "shall be held in trust" (MILCSA § 108(f)); and

WHEREAS, lands so purchased with principal and "held as Indian lands are held" become "reservation" lands (*see, e.g., Menominee Tribe of Indians v US*, 391 US 404 (1968)); and

WHEREAS, all reservation and trust lands of the Tribe are "Indian lands" subject to the jurisdiction of the Tribe; and

WHEREAS, the Tribe has acquired certain lands in Huron Township, Wayne County, Michigan, using funds from the principal of the Self-Sufficiency Fund and may, in the future, acquire additional lands using either interest or principal from the Self-Sufficiency Fund; and

WHEREAS, the Tribe and Township desire to express their mutual understanding that such lands acquired by the Tribe under the provisions of the MILCSA constitute "Indian country" lands subject to the sovereign authority and jurisdiction of the Tribe under federal law; and

WHEREAS, the Tribe wishes to develop economic enterprises on its lands within the Township in a manner that will bring benefits to the Township in the form of new jobs and spin-off business opportunities and, in particular, seeks to establish that at least one such parcel is eligible for casino gaming under the Indian Gaming Regulatory Act (IGRA), 25 U.S.C. 2701 et seq and, if so established, to thereafter develop, establish, and operate a casino gaming facility on that parcel; and

WHEREAS, the Tribe and the Township desire to provide for long-term cooperation between the governments of the Tribe and the Township, to facilitate the delivery of public services to the Tribe's "Indian lands" located in the Township, and to provide for appropriate payments by the Tribe to the Township for services provided by the Township for the benefit of the Tribe and its economic activities; and

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors hereby approves the proposed INTERGOVERNMENTAL AGREEMENT By and Between the Sault Ste. Marie Tribe of Chippewa Indians and Huron Township, Michigan and authorizes the Tribal Chairperson to execute that agreement and to carry out the commitments contained therein.

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BE IT FURTHER RESOLVED, that the Board of Directors hereby expressly approves and authorizes the specific limited waiver of sovereign immunity and of tribal court jurisdiction set forth in Article VII of the Agreement provided that, as is set forth more fully in that Agreement, this waiver:


1. is granted solely for the limited purpose of enforcement of the Agreement within which it is contained;
2. extends only to claims that are (a) brought by the Huron Township on its own behalf, (b) allege a breach by the Tribe of one or more specific obligations or duties under the applicable agreement, (c) seeks specific performance and/or injunctive relief; and (d) prior to filing the claim, the Township has made a good faith effort to utilize the dispute resolution provisions contained in the Agreement;
3. shall continue for the longer of one (1) year following the termination of the agreement or two (2) years after the claim accrues or is discovered upon the exercise of due diligence; and
4. is enforceable in the United States District Court for the Eastern District of Michigan or any federal court having appellate jurisdiction over that court.

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 20 day of November 2012; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 9 members for, 3 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: 2012-253

**APPROVAL OF LAW ENFORCEMENT AGREEMENT
WITH HURON TOWNSHIP**

WHEREAS, section 108 of the Michigan Indian Land Claims Settlement Act (MILCSA), PL 105-143, 111 Stat 2652 (Dec 15, 1997) established a Self-Sufficiency Fund for the Sault Tribe Ste. Marie Tribe of Chippewa Indians and authorized the Tribe to use that Fund to acquire land and further provided that (1) land acquired by the Tribe using the principal of the Self-Sufficiency Fund shall be "held as Indian lands are held"(MILCSA, §108(b)(4)) and that (2) land acquired by the Tribe using interest earned by the Self-Sufficiency Fund "shall be held in trust" (MILCSA § 108(f)); and

WHEREAS, lands so purchased with interest and "held as Indian lands are held" become "reservation" lands (*see, e.g., Menominee Tribe of Indians v US, 391 US 404 (1968)*); and

WHEREAS, all reservation and trust lands of the Tribe are "Indian lands" subject to the jurisdiction of the Tribe; and

WHEREAS, the Tribe has acquired certain lands located in Huron Township in Wayne County, Michigan, using funds from the principal of the Self-Sufficiency Fund may, in the future, acquire additional lands using either interest or principal from the Self-Sufficiency Fund; and

WHEREAS, the Tribe and Township desire to provide for effective law enforcement on all such lands by deputizing members of each other's law enforcement officers to assure that both sets of officers will have full authority to take appropriate law enforcement action when the need arises, leaving it to the Parties' respective prosecuting attorneys to determine the proper jurisdiction within which to file any charges that may be warranted.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors hereby approves the proposed LAW ENFORCEMENT AGREEMENT BETWEEN THE SAULT STE. MARIE TRIBE OF CHIPPEWA INDIANS AND HURON TOWNSHIP, MICHIGAN and authorizes the Tribal Chairperson and the Tribal Chief of Police to execute that agreement and to carry out the commitments contained therein.

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 20 day of November 2012; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 10 members for, 2 members against, 0 members abstaining, and that said resolution has not been rescinded or amended in any way.

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**Administrative
Office**

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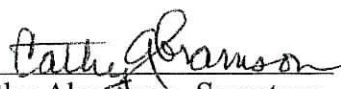
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Aaron A. Payment, Chairperson
Sault Ste. Marie Tribe of
Chippewa Indians



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