

**BOARD OF DIRECTORS REGULAR MEETING  
KEWADIN CASINO AND CONVENTION CENTER  
SAULT STE. MARIE, MICHIGAN  
MINUTES  
May 1, 2018**

The meeting was opened at 5:05 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 Hoffman, supported by Director Causley, to recess to hear the four membership issues, for five minutes each.**

**Motion carried. Recessed at 5:07 p.m. Reconvened: 5:15 p.m.**

**Moved by Director McLeod, supported by Director Causley, to approve the agenda as read.**

**Motion carried unanimously.**

**Moved by Director Causley, supported by Director Sorenson, to suspend the rules and add issuing a small mesh permit to the agenda.**

**Motion carried unanimously.**

**Moved by Director Sorenson, supported by Director McLeod, to approve the Minutes of 4-3-2018 as written.**

**Motion carried unanimously.**

**Moved by Director Causley, supported by Director Massaway, to approve Res. 2018-82, Tribal Gaming Commission 2018 Budget Modification.**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2018 budget modification to Tribal Gaming Commission for an increase in Tribal Support monies of \$16,810.11.

**Motion carried unanimously.**

**Moved by Director Causley, supported by Director Massaway, to approve Res. 2018-83, Establishing Budget for FY 2018 Prosecutor's Office and Tribal Attorney 2018 Budget Modification.**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the establishment of the FY 2018 budget for the Prosecutor's Office with Federal BIA monies of \$278,507.73.

BE IT FURTHER RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians approves the FY 2018 budget modification to Tribal Attorney for the reduction of Tribal Support monies of \$278,507.73.

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

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**Moved by Director McLeod, supported by Director Massaway, to approve Res. 2018-84, Natural Resources – Ruffed Grouse Project Establishment of FY 2019 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 2019 budget for Ruffed Grouse Project with Federal US Fish and Wildlife Service monies of \$137,036.91. No effect on Tribal Support.

**Roll Call Vote: Motion carried unanimously.**

**Moved by Director Causley, supported by Director Sorenson, to approve Res. 2018-85, Natural Resources – Circle of Flight Establishment of FY 2018 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 2018 budget for Circle of Flight with Federal BIA carry-over monies of \$18,270.95. No effect on Tribal Support.

**Motion carried unanimously.**

**Moved by Director Hoffman, supported by Director Massaway, to approve Res. 2018-86, Management Information Systems Space Cost 2018 Budget Modification.**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2018 budget modification to Management Information Systems for an increase in Tribal Support monies of \$14,656.00.

**Motion carried unanimously.**

**Moved by Director Massaway, supported by Director McLeod, to approve Res. 2018-87, Management Information Systems 2018 Budget Modification.**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2018 budget modification to Management Information Systems for a change to the Personnel Sheet and reallocation of expenses. No effect on Tribal Support.

**Motion carried unanimously.**

**Moved by Director Gravelle, supported by Director Chase, to approve Res. 2018-88, Youth Education & Activities and Big Bear 2018 Budget Modifications.**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2018 budget modification to Youth Education & Activities for an increase in Federal BIA monies of \$6,180.31. No effect on Tribal Support.

BE IT FURTHER RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians approves the FY 2018 budget modifications to Big Bear Administration, Building Operations, Pro Shop and Concessions for an increase in Tribal Support monies of \$10,170.38 and an increase in Other Revenue monies of \$9,154.53.

**Motion carried with Directors Sorenson, Hollowell, McKelvie, Causley opposing.**

**Moved by Director McLeod, supported by Director Gravelle, to approve Res. 2018-89, Telecommunication 2018 Budget Modification.**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2018 budget modification to Telecommunication for a change to the Personnel Sheet. No effect on Tribal Support.

**Motion carried unanimously.**

**Moved by Director Massaway, supported by Director Sorenson, to approved Res. 2018-90, Health Center Pharmacy and St. Ignace Clinic 2018 Budget Modifications.**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2018 budget modifications to Health Center Pharmacy and St. Ignace Clinic for changes to the Personnel Sheets. No effect on Tribal Support.

**Motion carried unanimously.**

**Moved by Director Sorenson, supported by Director Hoffman, to table the resolution regarding Foster Care.**

**Motion carried with Directors Gravelle, McKerchie, McLeod, Massaway opposing.**

**Moved by Director Massaway, supported by Director McLeod, to approve Res. 2018-91, Transportation Roads FY 2018 Budget Modification.**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2018 budget modification to Transportation IRR Roads CC#2932 for an increase in Federal BIA Revenue monies of \$400,000.00. No effect on Tribal Support.

**Roll Call Vote: Motion carried unanimously.**

**Moved by Director Sorenson, supported by Director Massaway, to approve Res. 2018-92, Approving Health Division Professional Staff Organization Benefit Eligibility & Summary.**

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the Benefit Eligibility & Summary and the 2018 Addendum thereto, to be in place until modified or amended by further action of the Board of Directors.

**Motion carried unanimously.**

**Moved by Director Massaway, supported by Director Chase, to approve Res. 2018-93, Trust Land Status Brown Parcel St. Ignace Township Mackinac County, Michigan.**

NOW, THEREFORE, BE IT RESOLVED, that the Sault Ste. Marie Tribe of Chippewa Indians' Board of Directors hereby request that the Secretary of Interior accept title of the following parcel of land in trust for the benefit of the Sault Ste. Marie Tribe of Chippewa Indians on behalf of the Tribe: Section 30, Township 41 North, Range 3 West, Michigan Meridian Land situated in the State of Michigan, County of Mackinac, Township of St. Ignace. The Northwest ¼ of the Northwest ¼.

BE IT FURTHER RESOLVED, that the parcel to be acquired is to increase the Tribe's land base and is not intended for gaming purposes.

BE IT FURTHER RESOLVED, that the Secretary of the Interior is hereby requested to declared said lands to be part of the Reservation of the "Sault Ste. Marie Tribe of Chippewa Indians" under 25 U.S. C. Section 5110.

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BE IT FURTHER RESOLVED, that the Board of Directors authorizes its Chairperson and Treasurer to execute any documents and take any further action on behalf of the Tribe as maybe be necessary to complete such conveyance.

**Motion carried unanimously.**

**Moved by Director Massaway, supported by Director Chase, to approve Res. 2018-94, Trust Land Status State Land Auction Parcel St. Ignace Township Mackinac County, Michigan.**

NOW, THEREFORE, BE IT RESOLVED, that the Sault Ste. Marie Tribe of Chippewa Indians' Board of Directors hereby request that the Secretary of Interior accept title of the following parcel of land in trust for the benefit of the Sault Ste. Marie Tribe of Chippewa Indians on behalf of the Tribe: Section 30, Township 41 North, Range 3 West, Michigan Meridian Land situated in the State of Michigan, County of Mackinac, Township of St. Ignace, the E ½ NE ¼ NW ¼.

BE IT FURTHER RESOLVED, that the parcel to be acquired is to increase the Tribe's land base and is not intended for gaming purposes.

BE IT FURTHER RESOLVED, that the Secretary of the Interior is hereby requested to declared said lands to be part of the Reservation of the "Sault Ste. Marie Tribe of Chippewa Indians" under 25 U.S. C. Section 5110.

BE IT FURTHER RESOLVED, that the Board of Directors authorizes its Chairperson and Treasurer to execute any documents and take any further action on behalf of the Tribe as maybe be necessary to complete such conveyance.

**Motion carried unanimously.**

**Moved by Director Massaway, supported by Director Chase, to approve Res. 2018-95, Trust Land Status Seaman Property Township of Fairbanks County of Delta, Mi.**

NOW, THEREFORE, BE IT RESOLVED, that the Sault Ste. Marie Tribe of Chippewa Indians Board of Directors hereby requests that the Secretary of Interior accept title to the following parcel of land in trust for the benefit of Sault Ste. Marie Tribe of Chippewa Indians on behalf of the Tribe: *See attached description*

BE IT FURTHER RESOLVED, that the parcel to be acquired is to be used for a Treaty Fishing access site on Lake Michigan and is not intended for gaming purposes.

FURTHER RESOLVED, that the Secretary of the Interior is hereby requested to declare said lands to be part of the Reservation of the "Sault Ste. Marie Tribe of Chippewa Indians" under 25 U.S.C. Section 5110.

BE IT FURTHER RESOLVED, that the Board of Directors authorizes its Chairperson and Treasurer to execute any documents and take any further action on behalf of the Tribe as maybe necessary to complete such conveyance.

**Motion carried unanimously.**

**Moved by Director Causley, supported by Director Sorenson, to approve Res. 2018-96, Gitchi Enterprises Corporate Charter.**

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors hereby approves and adopts the attached Corporate Charter establishing Gitchi Enterprises as an autonomous corporate entity of the Sault Ste. Marie Tribe of Chippewa Indians, subordinate to the Board of Directors, possessing the powers described and subject to the limitations set forth therein.

**Motion carried unanimously.**

**Moved by Director Sorenson, supported by Director Massaway, to approve Res. 2018-97, Finance Gitchi Enterprises Floor Plan.**

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors hereby authorize its Chief Financial Officer and its Director of Economic Development to (1) utilize up to \$1,000,000 of the cash reserves accumulated from the operation of Sawyer Village to purchase a Certificate of Deposit from Central Savings Bank of Sault Ste. Marie for a 12 month term at

an APR of at least 1.15% and (2) to enter into a floor plan loan with Central Savings Bank at an APR of 3.7% utilizing that Certificate of Deposit as collateral.

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

**Moved by Director McLeod, supported by Director Massaway, to approve Res. 2018-98, Proclamation in Support of National Drug Court Month.**

NOW, THEREFORE, BE IT RESOLVED, that the Sault Ste. Marie Tribe of Chippewa Indians declares that Drug Court Month is hereby established during the month of May 2018.

**Motion carried unanimously.**

**Moved by Director McLeod, supported by Director Gravelle, to approve Res. 2018-99, Tribal Transportation Award Contract to Team Elmers for Joseph K. Lumsden Way Project.**

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby authorize Aaron Payment, Tribal Chairperson or his designee, to negotiate, execute and amend any documents resulting therefrom on the Tribe's behalf on a contract between the Sault Ste. Marie Tribe of Chippewa Indians and Team Elmer's, for General Contracting Services for Joseph K. Lumsden Way Project, and authorizes expenditures from Transportation Department funds, cost center 2932.

**Roll Call Vote: Motion carried with Directors Hoffman, Chase, McLeod, Sorenson, Gravelle, Massaway, Nelson, McKerchie, Hollowell, Morrow approving; Director Causley abstaining. Director McKelvie was out of the room.**

**Moved by Director Hoffman, supported by Director Gravelle, to approve Res. 2018-100, Directing the Legal Department to Review and Propose Appropriate Revisions to Background Check Policies.**

NOW, THEREFORE, BE IT RESOLVED, the Sault Tribe Board of Directors directs the Tribe's legal department to review the existing Background Investigation Policy and to draft an amended version of the policy to more accurately reflect the needs of the Tribe while remaining in full compliance draft and amended version of the Tribe's Background Investigations Policy and Procedures and to present that proposed amended policy to the Board of Directors within 45 days for consideration and/or approval.

**Motion carried unanimously.**

**Moved by Director Hoffman, supported by Director Morrow, to approve Res. 2018-101, Amending Purchasing Policy to Protect Authentic Indian Arts & Crafts.**

NOW, THEREFORE, BE IT RESOLVED, that the Tribal Purchasing Policy is hereby amended to add the following new Section IX:SECTION IX: NATIVE AMERICAN ARTS & CRAFTS

9.1 Statement of Policy. No items represented as or intended to be resold as Native American arts or crafts shall be purchased from any vendor unless the vendor and the item are in full compliance with the provisions of the Indian Arts and Crafts Act of 1990, PL 101-644, as amended.

9.2 Proof of compliance. Any vendor offering to sell or provide any items represented as or intended to be resold as Native American arts or crafts shall provide proof of compliance with the Indian Arts and Crafts Act of 1990. In the case of purchases from individual artists, the artist shall be required to provide a copy of an identification card or other official documentation establishing that the vendor is an enrolled member of a state or federally recognized tribe, a Canadian First Nation, or possesses a Certificate of Degree of Indian Blood from the Bureau of Indian Affairs.

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9.3 Penalty. Any vendor claiming to produce work or products later determined to be in violation of the Indian Arts and Crafts Act of 1990 shall be prohibited from providing products to the Tribe for no less than 1 calendar year from the date of that determination.

**Motion carried unanimously.**

**Moved by Director Causley, supported by Director Morrow, to approve Res. 2018-102, Setting Aside Land for Recovery Hospital.**

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors hereby sets aside a portion of its unimproved 160 acres in Dafter, MI, for the purpose of the construction and operation of a recovery hospital, otherwise known as parcels 17-004-119-003-00 and 17-004-119-005-00.

**Motion carried unanimously.**

**Without objection, will take a recess. No objections.**

**Moved by Director Sorenson, supported by Director Causley, to approve Res. 2018-103, Opposition to Expanded Groundwater Withdrawal Permit for Nestle Waters of North America, Inc.**

NOW, THEREFORE, BE IT RESOLVED, that the Sault Ste. Marie Tribe of Chippewa Indians expresses its strong disagreement with and opposition to the decision of the MDEQ to approve the expanded groundwater withdrawal permit for Nestlé and urges the MDEQ to reconsider and to rescind that approval.

BE IT FURTHER RESOLVED, the Sault Ste. Marie Tribe of Chippewa Indians declares a moratorium on the purchase and sale of Nestlé bottled water products at any tribally owned and operated facility and, further, urges its tribal members and any other concerned Michigan residents to similarly boycott and refuse to purchase any such products.

**Motion carried unanimously.**

**Moved by Director Morrow, supported by Director Chase, to refer the resolution regarding the co-captains to the Conservation Committee.**

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

**Moved by Director Morrow, supported by Director Chase, to approve Res. 2018-104, Amending Tribal Code 11.111 (4) Member-Veteran Identification Cards.**

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors hereby amends the Tribal Code, section 11.111 to add subsection 11.111(4) to read as hereafter listed:

(4) Any member, who has served in and who has been honorably discharged from any branch of the Armed Forces of the United States shall be entitled to a designation of their status as a Military Veteran on the face of their membership card. In order to establish eligibility for this designation, the member shall present appropriate documentation such as a copy of their Form DD-214, DD-215, DD-256, NGB-22, or NGB-22-a. Any Honorably Discharged Tribal Member shall be entitled to receive their first issuance of a Member – Veteran identification card free of charge following their honorable discharge or the enactment of this subsection.

**Motion carried unanimously.**

**Without objections, will recess and listen to a membership issue. No objections. Reconvened.**

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**Moved by Director Hoffman, supported by Director Morrow, to refer the resolution regarding Amending Ch. 11 to the Special Needs Enrollment Committee.**

**Roll Call Vote: Motion denied with Directors Hoffman, Chase, Gravelle, Nelson, McKerchie, Morrow approving; Directors McLeod, McKelvie, Sorenson, Causley, Massaway, Hollowell opposing; Chairperson Payment opposing, breaking the tie vote.**

**Moved by Director Hoffman, supported by Director Gravelle, to table the resolution regarding Amending Ch. 11.**

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

**Moved by Director Sorenson, supported by Director Causley, to accept the recommendation of the Special Needs Enrollment Committee and relinquish Sierra R Anthony from the Tribe.**

**Motion carried unanimously.**

**Moved by Director Sorenson, supported by Director Hollowell, to approve a Small Mesh Permit for Dean Hyslop for the 2018 Fishing Season.**

**Motion carried unanimously.**

**Moved by Director Hoffman, supported by Director Hollowell, to appoint Lou Anne Bush, to the Unit One Elder Subcommittee, as a Regular Member, for a 4 year term, expiring April 2022.**

**Motion carried unanimously.**

**Moved by Director Chase, supported by Director Morrow, to appoint Tim Derwin to the Unit Four, Manistique, Elder Subcommittee as a Regular Member, for a 4 year term, expiring April 2022.**

**Motion carried unanimously.**

**Moved by Director Nelson, supported by Director Morrow, to appoint Becky Kolbus to the Unit Five, Munising Elder Subcommittee, as a Regular Member, for 4 year term, expiring April 2022.**

**Motion carried unanimously.**

**Moved by Director Causley, supported by Director McKerchie, to appoint Kristyn Libby, to the Election Committee, for a 4 year term, expiring April 2022.**

**Motion carried unanimously.**

**Moved by Director Causley, supported by Director McLeod, to appoint Justin Burton to the Cultural Committee, for a 4 year term, expiring April 2022.**

**Motion carried unanimously.**

**Without objection, will refer the issuing of a cellphone for the Conservation Chair to the Executive Director. No objections.**

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**Moved by Director Causley, supported by Director Hollowell, to table the issue of the \$20,000 for the Conservation Committee members attending meetings until the Board can meet with the Committee.**

**Motion carried with Directors Chase, Morrow, Nelson, Hollowell opposing.**

**Moved by Director Nelson, supported by Director Chase, to move the May 15, 2018 meeting location to Munising, MI.**

**Motion carried unanimously.**

**Board Concerns:**

Director Morrow: Morisset Meeting; Vote at CORA; Air Exchange at Health Center.

Director Chase: Dental Implants; 5 year report on what the cost was for Elders before the mandate to use the tribal centers; secretary at outlying L.E. for permits.

Director Nelson: Food coupon at casinos; MIEA.

Director Sorenson: Cost of renovating kitchen at McCann; treatment of team members when resigning – parties v. guard; whistleblower policy; Update on HR.

Director Causley: Morisset update.

Director Hollowell: Legal tracker; Conservation retainer.

Director Hoffman: Sault Health Center changes; HIPPA; comfort.

Director Gravelle: Removing the (bathroom) doors at Health Center.

Director McLeod: Events at Mary Murray Cultural Camp.

**Meeting adjourned: 8:01 p.m.**

Date: 5-15-18

Secretary: Bridgett Sorenson

Others present: John Wernet, Jessica Dumback, Bob Schulte, Sheila Berger, Alan TenEyck, Jamie Moran, Julie Salo, Juanita Bye, Jocelyn Fabry, Wendy Hoffman, Eric Clark, Joel Schultz, Russ McKerchie, Joanne Carr.