

**BOARD OF DIRECTORS REGULAR MEETING  
KEWADIN CASINO AND CONVENTION CENTER  
SAULT STE. MARIE, MICHIGAN  
MINUTES  
October 2, 2018**

The meeting was opened at 5:04 p.m. by Chairperson Payment.

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

**Moved by Director Sorenson, supported by Director McKerchie, to excuse Director McKelvie.**

**Motion carried unanimously.**

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

**Motion carried unanimously.**

**Without Objection, will recess for one membership issue. No objections.**

**Moved by Director McLeod, supported by Director Massaway, to approve the Minutes of 9-18-2018 as written.**

**Motion carried with Director Causley abstaining.**

**Moved by Director McLeod, supported by Director Massaway, to approve Res. 2018-220, Public Safety and Juvenile Detention R&M 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 Public Safety and Juvenile Detention R&M for a change in the personnel sheet and an increase in the use of Fund Balance Reserves monies of \$4,784.82. No effect on Tribal Support.

**Motion carried unanimously.**

**Moved by Director Gravelle, supported by Director McLeod, to approve Res. 2018-221, Environmental – GLRI Capacity 2019 Budget Modification.**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2019 budget modification to Environmental – GLRI Capacity for an increase in Federal EPA monies of \$7,801.61. No effect on Tribal Support.

**Motion carried unanimously.**

**Moved by Director Sorenson, supported by Director McLeod, to approve Res. 2018-222, Education – Child Care Center 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 the Child Care Center to change the personnel sheet and reallocate expenses. No effect on Tribal Support.

BE IT FURTHER RESOLVED, that if this resolution is approved, a Continuing Funding Resolution for FY 2019 budgets shall not impair or delay the implementation of the proposed changes to Head Start and Early Head Start Cook positions.

**Motion carried unanimously.**

**Moved by Director Hoffman, supported by Director Morrow, to approve Res. 2018-223, Elderly – Title VI FY 2019 Budget Modifications.**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians approves the FY 2019 budget modification to the Title VI for a change to the personnel sheet and an increase in Federal HHS monies of \$3,101.08. No effect on Tribal Support.

BE IT FURTHER RESOLVED, that if this resolution is approved, a Continuing Funding Resolution for the FY 2019 budgets shall not impair or delay the implementation of the proposed changes to Hessel, Manistique, or St. Ignace Elderly Meal Program positions.

**Motion carried unanimously.**

**Moved by Director Sorenson, supported by Director Massaway, to approve Res. 2018-224, DeMawating Development 2018 Capital Expenditures Modification.**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians approves the FY 2018 budget modification to DeMawating Development Capital Expenditures budget with Fund Balance monies of \$44,000.00.

**Motion carried unanimously.**

**Moved by Director Hollowell, supported by Director McLeod, to approve Res. 2018-225, MEDC Grant – American Café Renovations Establishment of 2019 Budget.**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians approves the establishment of a FY 2019 budget for MEDC American Café Renovations with State of Michigan monies of \$250,000.00. No effect on Tribal Support.

**Motion carried unanimously.**

**Moved by Director Hoffman, supported by Director Massaway, to approve Res. 2018-226, Acceptance of Governmental Audit Proposal.**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby appoints Dennis, Gartland, and Niergarth to perform the Governmental Audit, for the Sault Ste. Marie Tribe of Chippewa Indians, for the years ending December 31, 2018, 2019 & 2020, for an amount not to exceed a total of \$186,000.

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

**Moved by Director Morrow, supported by Director Hoffman, to approve Res. 2018-227, Authorization to Transfer MBank Common Stock to the Land Claims Self Sufficiency Fund.**

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby authorizes the Tribal CFO to immediately transfer the 12,923 shares of MBank Common Stock currently owned by the Tribe to the principal of the Self-Sufficiency Fund established pursuant to the Michigan Indian Land Claims Settlement Act, PL 105-143, 111 Stat 2652 (Dec 15, 1997).

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

**Moved by Director Morrow, supported by Director Causley, to table the resolution regarding NCAI.**

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

**Moved by Director Massaway, supported by Director Gravelle, to approve Res. 2018-228, Trust Land Status Huyck Parcel Chippewa County Michigan.**

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:

Section 8, Township 47 North, Range 1 East, Michigan Meridian. Land situated in the City of Sault Ste. Marie, County of Chippewa, State of Michigan. The East  $\frac{1}{3}$  of the East  $\frac{1}{2}$  of the Southeast  $\frac{1}{4}$  of the Northwest  $\frac{1}{4}$  of the Southeast  $\frac{1}{4}$ .

BE IT FURTHER RESOLVED, that the parcel to be acquired is to be used to accommodate school grounds expansion and is not intended for gaming purposes.

BE IT 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 with Director Causley abstaining.**

**Moved by Director Massaway, supported by Director McLeod, to approve Res. 2018-229, Trust Land Status Knowles Parcel Chippewa County Michigan.**

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:

Section 8, Township 47 North, Range 1 East, Michigan Meridian. Land situated in the City of Sault Ste. Marie, County of Chippewa, State of Michigan. Lot 8, Block 3, W. C. Teter's Addition, according to the plat recorded in Liber 1 of Plats, page 30, Chippewa County Records.

BE IT FURTHER RESOLVED, that the parcel to be acquired is to be used to accommodate school grounds expansion and is not intended for gaming purposes.

BE IT 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 Massaway, supported by Director McLeod, to approve Res. 2018-230, Trust Land Status, 916 Ashmun, Sault Ste. Marie, MI Chippewa County Michigan.**

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:

Section 6, Township 47 North, Range 1 East, Michigan Meridian. Land situated in the City of Sault Ste. Marie, County of Chippewa, State of Michigan. Lots 20, 21, 22, 23, and 24, Block 3, George Leroy Brown's Addition, according to the plat. Recorded in Liber 1 of Plats, page 15, Chippewa County Records.

BE IT FURTHER RESOLVED, that the parcel to be acquired is being used for governmental services and is not intended for gaming purposes.

BE IT 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 Sorenson, supported by Director Massaway, to approve Res. 2018-231, Trust Land Lease to the Lamar Companies (3 Mile Road).**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians (“Tribe”) hereby authorizes the Tribal Chairperson and Treasurer to execute a lease of Tribal Trust lands as they deem to be in the best interest of the tribe and land being described as follows:

A Parcel of land located in the Southwest 1/4 of the Southwest 1/4, Section 18, Township 47 North, Range 1 East, City of Sault Ste. Marie, Chippewa County, Michigan more particularly described as commencing at the Southwest corner of said Section 18; thence a record bearing N88°52’59” E along the South line of said Section a distance of 581.36 feet; thence N03°12’56”W a distance of 63.53 feet to the Southwest corner of a leased billboard space being the POINT OF BEGINNING of this leased billboard area:

thence continuing N03°12’56” W a distance of 28 feet to the Northwest corner of the occupied billboard space;

thence N86°47’04”E a distance of 10 feet to the Northeast corner of occupied billboard space;

thence S03°12’56” E a distance of 28 feet to the Southeast corner of occupied billboard space;

thence S86°47’04” W a distance of 10 feet to the Southwest corner of occupied billboard space and

POINT OF BEGINNING.

Containing 280 square feet, more or less. Subject to all easements, conditions, reservations, exceptions and restrictions contained in prior conveyances of record.

to the Lamar Companies, upon such terms and conditions as they may set out, and to execute such further documents, and certificates as may be necessary to complete the lease transaction.

**Motion carried unanimously.**

**Moved by Director Sorenson, supported by Director Hollowell, to approve Res. 2018-232, Trust Land Lease to the Lamar Companies M-129.**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians (“Tribe”) hereby authorizes the Tribal Chairman and Treasurer to execute a lease of Tribal Trust lands, and land being described as follows: the premises are a portion of the property located in the County of Chippewa, Township of Dafer and State of Michigan, more particularly described as: 2864 Ashmun Street (M-129) Sault Saint Marie.

A Parcel of land located in the North 1/2 of the North 1/2, of the Southeast 1/4 of the Southwest 1/4 Lying West of M-129 (Ashmun Street.) in Section 18, Township 47 North, Range 1 East, City of Sault Ste. Marie, Chippewa County, Michigan more particularly described as commencing at the South 1/4 corner of said Section 18; thence a record bearing N01°27’30” W along the North-South center line of said Section a distance of 1216.87 feet; thence S88°28’05”W a distance of 135.29 feet to the Southeast corner of a leased billboard space being the POINT OF BEGINNING of a leased billboard area: thence continuing S88°28’05” W a distance of 28 feet to the Southwest corner of the occupied billboard space; thence N01°31’41”W a distance of 10 feet to the Northwest corner of occupied billboard space; thence N88°28’05” E a distance of 28 feet to the Northeast corner of occupied billboard space; thence S01°31’41” E a distance of 10 feet to the Southeast corner of occupied billboard space and POINT OF BEGINNING.

Containing 280 square feet, more or less. Subject to all easements, conditions, reservations, exceptions and restrictions contained in prior conveyances of record.

To the Lamar Companies, upon such terms and conditions as they may set out, and to execute such further documents, and certificates as may be necessary to complete the lease transaction.

**Motion carried with Director Massaway opposing; Director Morrow abstaining.**

**Moved by Director Sorenson, supported by Director Causley, to approve Res. 2018-233, Judicial Services 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 Judicial Services for a change in the personnel sheet, the reallocation of expenses and a decrease in Federal BIA monies \$59,711.99. No effect on Tribal Support.

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

**Moved by Director Morrow, supported by Director Chase, to approve Res. 2018-234, Maintaining Team Member Expertise and Promoting Retention Grant Personnel.**

NOW, THEREFORE, BE IT RESOLVED, that this Board of Directors does hereby mandate that, for any grant funded position that experiences a delay in grant funding, renewal, or disbursement, but for which the grant funding has been applied for and is reasonably expected to be approved within three months or less, all affected Team Members shall be held over as employees, and the positions shall remain filled until such time as the funding source disburses funding.

BE IT FURTHER RESOLVED, that during periods between spending out one grant source, and receiving in the next grant funding source, the Team Members shall be allowed to maintain their positions, seniority, and benefit accruals, and affected managers shall submit necessary budget changes for approval to cover expenses and wages to the extent possible.

BE IT FURTHER RESOLVED, that in the event that alternate funding is not available from any source, then Team Members shall be placed out of service, pending funding, but they shall remain in-position and placed on lay-off.

**Motion carried unanimously.**

**Moved by Director Hoffman, supported by Director Hollowell, to accept the recommendation of the Conservation Committee and approve the transfer of the Bay de Noc Permit from Todd Preseau to Paul Barbeaux for the remainder of the 2018 fishing season.**

**Motion carried with Director Morrow abstaining.**

**Board Concerns:**

Director McLeod: Mashpee Tribe.

Director Causley: NCAI

**Without Objection, will put the NCAI resolution back on the table. No objections.**

**Moved by Director Massaway, supported by Director Causley, to approve a letter being sent to the NCAI from the Board of Director, regarding the former General Counsel of the NCAI, with the final draft by 5 pm on Thursday, and then to the Board on Friday.**

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

**Moved by Director Gravelle, supported by Director McKerchie, to approve Res. 2018-235, Amending Resolution 2018-179 National Congress of American Indians 2018 Annual Convention Delegates and 2019 Dues.**

NOW, THEREFORE, BE IT RESOLVED, pursuant to Article III, Section 2 of the NCAI Constitution the Sault Ste. Marie Tribe of Chippewa Indians designates the following individuals as Delegates and Alternate Delegate and instructs them to become Individual Members in good standing in the NCAI in order to fulfill their responsibilities:

Delegate: Aaron A. Payment, Chairperson

Alternate: DJ Hoffman, Director, Vice Chair

Alternate: Dennis McKelvie, Director      Alternate: Michael McKerchie, Director

Alternate: Jennifer McLeod, Director      Alternate: Kimberle Gravelle, Director

Alternate: Charles Matson, Director      Alternate: Michael McCoy, Legislative Director

Alternate: Kenneth Ermatinger, Gaming Commission Director

BE IT FURTHER RESOLVED, this resolution rescinds Resolution 2018-179 and authorizes the expenditure of funds for the 2019 Annual Dues in the amount of \$12,000.

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

**Meeting adjourned: 7:02 p.m.**

Date: 10-16-18

Secretary: Bridgett Seaman

Others present: Christine McPherson, John Wernet, Jessica Dumback, Robert Schulte, Joel Schultz, Sheila Berger, Anne Suggitt, Latisha Willette, Kathie Brosemer, Officer Mac Arthur, Russ McKerchie, Joanne Carr.