

**BOARD OF DIRECTORS SPECIAL MEETING
KEWADIN CASINOS CONVENTION CENTER
SAULT STE. MARIE, MICHIGAN
MINUTES
May 31, 2023**

This meeting was opened at 5:02 p.m. by Chairman Austin Lowes.

Present: Robert McRorie (Z), Bridgett Sorenson, Tyler LaPlaunt (Z), Lana Causley-Smith, Isaac McKechnie (Z), Betty Freiheit (Z), Darcy Morrow, Kimberly Lee (Z), Kimberly Hampton (Z), Shawn Borowicz (Z), Michael McKerchie, and Austin Lowes (Z)

Absent: None

Moved by Director Freiheit, supported by Director McRorie to approve the agenda as read. Motion carries with Directors' McKerchie, Morrow, Sorenson, Causley-Smith opposing.

Moved by Director Morrow, supported by Director Sorenson, to Conflict Out Chairman Lowes, Directors' Freiheit, Hampton, McRorie, McKechnie.

Roll Call Vote: Motion fails with Directors' Sorenson, Morrow, McKerchie, Causley-Smith supporting; Directors' LaPlaunt, McKechnie, Borowicz, Lee, Hampton opposing.

Chairman Lowes made a ruling that the agenda has been adopted and that any conflicts can be addressed Resolution by Resolution.

Moved by Director McRorie, supported by Director Freiheit, to take a 5-minute recess. Motion carries with Directors' Morrow, Sorenson, Causley-Smith opposing.

Moved by Director Freiheit, supported by Director Hampton, to approve Resolution 2023-189, Remove Requirement for Positive Majority.

Moved by Director Lee, supported by Director Freiheit, to censure Director Sorenson \$1,000.

Motion to Censure fails with Directors' LaPlaunt, McKechnie, Lee, Hampton, McRorie, Freiheit supporting; Directors' Morrow, Borowicz, McKerchie, Causley-Smith opposing.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors amends Tribal Code Chapter 14 Rules of Parliamentary Procedure at Section 14.118 as follows:

14.118 Recall Motions.

(3)(a) The motions to rescind or amend something previously adopted allow the Board of Directors to change a previous action of the Board. These motions can be made if written notice of intent to make the motion which details the complete substance of the proposed motion to rescind or amend something previously adopted, including a copy of any proposed resolution, is provided to all Board members at least five (5) days in advance of the meeting. These motions require a second. Except as may be otherwise required in the Tribal Constitution and By-Laws, a **Simple Majority** vote is required for passage. The motions are debatable, but not amendable, and a negative vote on these motions can be reconsidered, but an affirmative vote cannot be reconsidered.

Roll Call Vote: Motion carries with Directors' Lee, Freiheit, McKechnie, Borowicz, McRorie, Hampton, LaPlaunt approving; Directors' Causley-Smith, McKerchie, Morrow, Sorenson opposing.

Moved by Director Freiheit, supported by Director McRorie, to approve Resolution 2023-190, Voiding Special Election.

Moved by Director Causley-Smith, supported by Director Sorenson, that this is dilatory.

Roll Call Vote: Motion to call Dilatory fails with Directors' Sorenson, McKerchie, Causley-Smith, Borowicz, Morrow supporting; Directors' McRorie, McKechnie, Freiheit, Lee, Hampton, LaPlaunt opposing.

Moved by Director Morrow, supported by Director Sorenson, to Table.

Roll Call Vote: Motion to Table fails with Directors' Morrow, McKerchie, Causley-Smith, Borowicz, Sorenson supporting; Directors' LaPlaunt, Freiheit, Hampton, Lee, McRorie opposing; Director McKechnie abstaining; Tie Vote – Chairman Lowes opposing.

Moved by Director McRorie, supported by Director Hampton, to Call the Question.

Roll Call Vote: Motion to Call the Question fails with Directors' McRorie, Hampton supporting; Directors' Causley-Smith, McKerchie, Lee, Freiheit, Morrow, LaPlaunt, Sorenson, McKechnie, Borowicz opposing.

Moved by Director Causley-Smith, supported by Director McKerchie, to Table.

Roll Call Vote: Motion to Table fails with Directors' Sorenson, Morrow, Borowicz, McKerchie, Causley-Smith supporting; Directors' LaPlaunt, McKechnie, Lee, Hampton, McRorie, Freiheit opposing.

Moved by Director Causley-Smith, supported by Director to Conflict anyone with an election violation from 2022 election, specifically Directors' Freiheit, McKechnie, Hampton, McRorie, Chairman Lowes.

Roll Call Vote: Motion to Conflict fails with Directors' Sorenson, McKerchie, Causley-Smith, Morrow supporting; Directors' LaPlaunt, Borowicz, Lee opposing.

Moved by Director Freiheit, supported by Director McRorie, to Amend to Strike Out all from this Resolution Except Void the 2023 Special Advisory Election.

No objections to Director Freiheit withdrawing this Amendment.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors amends Tribal Code Chapter 10 Election Ordinance at Section 10.108(1) as follows:

10.108 Tribal Election Committee.

(1) All elections held pursuant to this Chapter shall be administered by the Election Committee **subject to review of the Board of Directors.** The Board of Directors shall appoint each member of the Election Committee. The Election Committee shall consist of thirteen (13) members. The Board of Directors shall appoint a chairperson of the Election Committee from the Committee's own membership. No person shall be appointed who is currently holding elective office. Any member of the Election Committee shall be ineligible for tribal elective office unless he resigns from the Election Committee at least six (6) months before the election deadline. The Election Committee shall establish its own administrative procedures subject to the approval of the Board of Directors and may not delegate its authority. The Committee may assign specific tasks or duties as necessary to carry out ministerial tasks or duties, consistent with the Constitution and this Chapter.

BE IT FURTHER RESOLVED, that the Board of Directors hereby declares the ongoing 2023 Special Election to be void and orders the Election Committee to within thirty days post a Notice of Election for a subsequent Special Election to fill the current vacant Unit 1 Board of Directors seat.

BE IT FURTHER RESOLVED, that the above amendment to Chapter 10 shall expire immediately after its enactment.

BE IT FINALLY RESOLVED, that all candidates that participated in the ongoing 2023 Special Election shall be reimbursed for expenses incurred based upon their submitted receipts.

Roll Call Vote: Motion carries with Directors' Lee, Freiheit, Borowicz, McRorie, Hampton, LaPlaunt approving; Directors' Morrow, Causley-Smith, McKerchie, Sorenson opposing; Director McKechnie abstaining.

Adjourned at 7:00 p.m.

Date: 12/15/23

Secretary: 
Kimberly Hampton

Others Present: Robert Schulte, Aaron Schlehuber, Elaine Clement, Michelle Moore, Bob Marchand