

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

October 1, 2024

5:00 P.M.

- I. CALL TO ORDER
- II. ROLL CALL
- III. INVOCATION: Prayer, Smudging
- IV. MEMBERSHIP PARTICIPATION
- V. PRESENTATION:
- VI. MINUTES: 9/17/24 Regular Meeting
- VII. RESOLUTIONS: Cultural – IMLS Anishinaabe Art Establish FY25 Budget
Education – TED Grant FY25 Budget Mod
NRD – Ishkode Project Establish FY24 Budget
NRD – PFAS Establish FY24 and FY25 Budgets
NRD – Water Establish FY25 Budget
NRD – EPA GAP Establish FY25 Budget
NRD – Brownfields Establish FY25 Budget
Legal – Prosecutor FY24 Budget Mod
Govt – Transportation Planning FY24 Budget Mod
Apply for Nature Conservancy Whitefish Rehab Grant
Partial Waiver of Convictions – Nertoli
Appointment of DeMoore – Appellate Judge (Attorney)
Award Contract – Nomad – Administration Renovations
Acceptance – 2025 Indian Housing Plan
Approve Housing Authority Retention Incentives
Approve Amended Agreement – Huntington – Reconnect 3
Approving Intellectual Property Use Manual
Waiver of Sovereign Immunity – Transunion LLC
Benefit Package – Key, Executive, & Attorney Positions
Separation of Powers – Request for Secretarial Election
Authorization to Apply Non-Partisan Native GOTV Mini Grant
Allocate ARPA Funds Marquette Comm. Center Renovations
- VIII. NEW BUSINESS Conservation Committee Requests
Committee Appointments/Resignations
Membership Adoption
Board Concerns
- IX. ADJOURN TO EXECUTIVE SESSION
- X. RECONVENE AND REAFFIRM
- XI. ADJOURN

RESOLUTION NO: _____

**CULTURAL – IMLS ANISHINAABE ART
ESTABLISHMENT OF FY 2025 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 2025 budget for IMLS Anishinaabe Art with Federal Department of Education Library Services monies of \$41,806.13. No effect on Tribal Support.

C E R T I F I C A T I O N

We, the undersigned, as Chairman 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 _____ members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the _____ day of _____ 2024; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, and that said resolution has not been rescinded or amended in any way.

Austin Lowes, Chairman
Sault Ste. Marie Tribe of
Chippewa Indians

Kimberly Hampton, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians

RESOLUTION NO: _____

**EDUCATION – TED GRANT
FY 2025 BUDGET MODIFICATION**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2025 budget modification to the TED Grant for an increase in BIA Revenue monies of \$328,720.56. No effect on Tribal Support.

CERTIFICATION

We, the undersigned, as Chairman 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 _____ members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the _____ day of _____ 2024; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, and that said resolution has not been rescinded or amended in any way.

Austin Lowes, Chairman
Sault Ste. Marie Tribe of
Chippewa Indians

Kimberly Hampton, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians

RESOLUTION NO: _____

**NATURAL RESOURCES DIVISION – ISHKODE PROJECT
ESTABLISHMENT OF FY 2024 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 2024 budget for Ishkode Project with Federal Department of Agriculture USDA Revenue monies of \$68,750.00. No effect on Tribal Support.

C E R T I F I C A T I O N

We, the undersigned, as Chairman 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 _____ members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the _____ day of _____ 2024; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, and that said resolution has not been rescinded or amended in any way.

Austin Lowes, Chairman
Sault Ste. Marie Tribe of
Chippewa Indians

Kimberly Hampton, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians

RESOLUTION NO: _____

**NATURAL RESOURCES DIVISION – PFAS
ESTABLISHMENT OF FY 2024 AND 2025 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 2024 budget for PFAS with Federal EPA Revenue monies of \$5,625.00. No effect on Tribal Support.

BE IT FURTHER RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the establishment of a FY 2025 budget for PFAS with Federal EPA Revenue monies of \$22,500.00. No effect on Tribal Support.

C E R T I F I C A T I O N

We, the undersigned, as Chairman 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 _____ members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the _____ day of _____ 2024; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, and that said resolution has not been rescinded or amended in any way.

Austin Lowes, Chairman
Sault Ste. Marie Tribe of
Chippewa Indians

Kimberly Hampton, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians

RESOLUTION NO: _____

**NATURAL RESOURCES DIVISION – WATER
ESTABLISHMENT OF FY 2025 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 2025 budget for Water with Federal EPA Revenue monies of \$96,693.01. No effect on Tribal Support.

CERTIFICATION

We, the undersigned, as Chairman 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 _____ members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the _____ day of _____ 2024; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, and that said resolution has not been rescinded or amended in any way.

Austin Lowes, Chairman
Sault Ste. Marie Tribe of
Chippewa Indians

Kimberly Hampton, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians

RESOLUTION NO: _____

**NATURAL RESOURCES DIVISION – EPA GAP
ESTABLISHMENT OF FY 2025 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 2025 budget for EPA GAP with Federal EPA Revenue monies of \$126,125.00. No effect on Tribal Support.

C E R T I F I C A T I O N

We, the undersigned, as Chairman 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 _____ members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the _____ day of _____ 2024; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, and that said resolution has not been rescinded or amended in any way.

Austin Lowes, Chairman
Sault Ste. Marie Tribe of
Chippewa Indians

Kimberly Hampton, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians

RESOLUTION NO: _____

**NATURAL RESOURCES DIVISION – BROWNFIELDS
ESTABLISHMENT OF FY 2025 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 2025 budget for Brownfields with Federal EPA Revenue monies of \$117,258.00. No effect on Tribal Support.

CERTIFICATION

We, the undersigned, as Chairman 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 _____ members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the _____ day of _____ 2024; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, and that said resolution has not been rescinded or amended in any way.

Austin Lowes, Chairman
Sault Ste. Marie Tribe of
Chippewa Indians

Kimberly Hampton, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians

RESOLUTION NO: _____

**LEGAL - PROSECUTOR
FY 2024 BUDGET MODIFICATION**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2024 budget modification to the Prosecutor budget for a decrease in Tribal Support of \$98,897.58. This modification reflects changes to the personnel sheet.

CERTIFICATION

We, the undersigned, as Chairman 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 _____ members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the _____ day of _____ 2024; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, and that said resolution has not been rescinded or amended in any way.

Austin Lowes, Chairman
Sault Ste. Marie Tribe of
Chippewa Indians

Kimberly Hampton, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians

RESOLUTION NO: _____

**GOVERNMENTAL – TRANSPORTATION PLANNING
FY 2024 BUDGET MODIFICATION**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2024 budget modification to Transportation Planning for a decrease in Federal BIA Revenue monies of \$99,326.93 and changes to the personnel page. No effect on Tribal Support.

CERTIFICATION

We, the undersigned, as Chairman 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 _____ members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the _____ day of _____ 2024; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, and that said resolution has not been rescinded or amended in any way.

Austin Lowes, Chairman
Sault Ste. Marie Tribe of
Chippewa Indians

Kimberly Hampton, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians

RESOLUTION NO: _____

**APPLY FOR THE NATURE CONSERVANCY WHITEFISH
REHABILITATION GRANT**

WHEREAS, the Sault Tribe of Chippewa Indians is a federally recognized Indian Tribe organized under the Indian Reorganization Act of 1934, as amended; and

WHEREAS, the mission of the Sault Ste. Marie Tribe of Chippewa Indians is to provide for the perpetuation of our way of life and the welfare and prosperity of our people, to preserve our right to self-government, and protect our property and resources as ordained by the establishment of our constitution and bylaws; and

WHEREAS, the Sault Tribe seeks to restore our ability and authority to steward the lands and waters of the 1836 Treaty Ceded Territory for the long-term benefit of our human and ecological communities; and

WHEREAS, the Sault Tribe Natural Resources Division, Gidayaangwaami'idimin Ezhi-inawendiyang, is responsible for supporting and enacting Sault Tribe stewardship of 1836 Treaty Ceded Territory lands, waters, and non-human relatives; and

WHEREAS, the Nature Conservancy offers to provide funding for 0.58 FTE of a Fisheries Aide and other costs for supporting whitefish rehabilitation totaling less than \$75,000; and

WHEREAS, the Sault Tribe Natural Resources Division, Gidayaangwaami'idimin Ezhi-inawendiyang, seeks this funding to support and further ongoing lake whitefish rehabilitation.

NOW, THEREFORE, BE IT RESOLVED, the Sault Tribe Board of Directors authorizes the Division's application for the Nature Conservancy Whitefish Rehabilitation Grant funding.

BE IT FURTHER RESOLVED, that the Board of Directors hereby authorizes and approves the Chairman of the Tribe, or their designee, to execute any and all documents as may be necessary and appropriate to carry out the terms, conditions, and intent of this resolution.

C E R T I F I C A T I O N

We, the undersigned, as Chairman 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 _____ members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the _____ day of _____ 2024; that the foregoing resolution was duly adopted at said

Resolution No: _____
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meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, and that said resolution has not been rescinded or amended in any way.

Austin Lowes, Chairman
Sault Ste. Marie Tribe of
Chippewa Indians

Kimberly Hampton, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians

RESOLUTION NO: _____

**PARTIAL WAIVER OF CONVICTIONS FOR
MR. BRANDON NERTOLI**

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

WHEREAS, the Board of Directors has enacted Tribal Code Chapter 76: Partial Waiver of Conviction for Gaming License Purpose that allows for a partial waiver of conviction be issued to tribal members who have been convicted of a crime and would be denied a license for employment in a gaming operation pursuant to Chapter 42; and

WHEREAS, Mr. Brandon Nertoli, a tribal member who was convicted of:

1. Misdemeanor-Abusing Property
2. Misdemeanor-Valid Operator's License Required
3. Felony-Delivery and/or Manufacturing

WHEREAS, Mr. Brandon Nertoli would be denied a license for employment as a key employee or primary management official because of the criminal conviction; and

WHEREAS, the Board of Directors has determined that Mr. Brandon Nertoli is not likely to engage in any offensive or criminal course of conduct and the public good does not require that he be denied a license as a key employee or primary management official.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors, pursuant to Tribal Code Chapter 76, grants a partial waiver to Mr. Brandon Nertoli.

C E R T I F I C A T I O N

We, the undersigned, as Chairman 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 _____ members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the _____ day of _____ 2024; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, and that said resolution has not been rescinded or amended in any way.

Austin Lowes, Chairperson
Sault Ste. Marie Tribe of
Chippewa Indians

Kimberly Hampton, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians

RESOLUTION NO: _____

**APPOINTMENT OF CHRISTINA DEMOORE AS A
APPELLATE JUDGE (Attorney Position)**

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians enacted Tribe Code Chapter 82, Appeals, which states in Section 82.103 Judges of Court of Appeals, “Five (5) judges, appointed by the Board of Directors, shall sit as the Court of Appeals...”; and

WHEREAS, Resolution 2024-246 authorizes three (3) law-trained judges to serve on the Court of Appeals and the current composition has one vacancy as Resolution 2024-269 rescinded the appointment of Andrew DeGuglielmo; and

WHEREAS, Christina DeMoore is currently a Reserve Judge, had applied for the regular seated attorney position and now wishes to fill that vacancy on the Court of Appeals.

NOW, THEREFORE BE IT RESOLVED, that the Board of Directors hereby appoints Christina DeMoore to serve as a regular seated Appellate Judge (attorney position) for the Sault Ste. Marie Tribe of Chippewa Indians Court of Appeals, for a four (4) year term beginning October 2, 2024 and authorizes the Chairman or his designee to contract with her for said position.

C E R T I F I C A T I O N

We, the undersigned, as Chairman 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 _____ members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the _____ day of _____ 2024; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, and that said resolution has not been rescinded or amended in any way.

Austin Lowes, Chairman
Sault Ste. Marie Tribe of
Chippewa Indians

Kimberly Hampton, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians

RESOLUTION NO: _____

**AWARD CONTRACT TO NOMAD CONSTRUCTION FOR
RENOVATIONS AT THE TRIBAL ADMINISTRATION BUILDING**

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians (“Tribe”) is organized pursuant to the constitution of the Sault Ste. Marie Tribe of Chippewa Indians.

NOW, THEREFORE, BE IT RESOLVED, that the Sault Ste. Marie Tribe of Chippewa Indians Board of Directors hereby approves the construction contract with Nomad Construction for the Tribal Administration Building lower-level Finance area remodel.

BE IT FURTHER RESOLVED, that the Board of Directors hereby authorizes and approves the Tribal Chairman, or his designee, to execute any and all documents including as may be necessary and appropriate to carry out the terms, conditions and intent of this resolution.

BE IT FINALLY RESOLVED, that the Board of Directors hereby authorizes the Chief Financial Officer to allocate the necessary funding source and create any and all necessary internal budget documents related to the terms, conditions and intent of this resolution.

C E R T I F I C A T I O N

We, the undersigned, as Chairman 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 _____ members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the _____ day of _____ 2024; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, and that said resolution has not been rescinded or amended in any way.

Austin Lowes, Chairman
Sault Ste. Marie Tribe of
Chippewa Indians

Kimberly Hampton, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians

RESOLUTION NO: _____

ACCEPTANCE - 2025 INDIAN HOUSING PLAN

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians is a duly organized Indian Tribe under the Indian Reorganization Act of June 15, 1934 (48 stat. 37); and

WHEREAS, the Sault Tribe Housing Authority (STHA), is organized by Tribal Ordinance, Chapter 90 and formally designated by the Sault Ste. Marie Tribe of Chippewa Indians Board of Directors as the Tribally Designated Housing Entity by Resolution No 98-66; and

WHEREAS, Section 102 of the Native American Housing Assistance and Self-Determination Act (NAHASDA) requires the submission of an Indian Housing Plan (IHP) for guiding and accomplishing housing activities to meet tribal membership housing needs; and

WHEREAS, there are funds made available through the U.S. Department of Housing and Urban Development (HUD) Office of Native American Programs (ONAP) to meet the needs according to the IHP.

NOW, THEREFORE BE IT RESOLVED, the Sault Tribe Board of Directors approves the 2025 Indian Housing Plan, Grant No. 55-IH-26-5480, as presented and does hereby request funding from the U. S. Department of Housing and Urban Development.

BE IT FURTHER RESOLVED, the Sault Ste. Marie Tribe of Chippewa Indians Board of Directors and Sault Tribe Housing Commission does agree to follow the HUD approved Indian Housing Plan in order to provide housing opportunities.

BE IT FURTHER RESOLVED, the Sault Tribe Housing Authority Director is authorized to submit the 2025 IHP in the HUD online GEMS System.

BE IT FINALLY RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby authorize the Tribal Chairman or his designee, to negotiate, execute and amend any and all documents resulting therefrom on the Tribe's behalf on a contract between the Sault Ste. Marie Tribe of Chippewa Indians and U.S. Department of Housing and Urban Development (HUD) Office of Native American Programs (ONAP).

C E R T I F I C A T I O N

We, the undersigned, as Chairman 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 _____ members constituting a quorum were present at a

Resolution No: _____
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meeting thereof duly called, noticed, convened, and held on the ____ day of _____ 2024; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of ____ members for, ____ members against, ____ members abstaining, and that said resolution has not been rescinded or amended in any way.

Austin Lowes, Chairman
Sault Ste. Marie Tribe of
Chippewa Indians

Kimberly Hampton, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians

RESOLUTION NO: _____

APPROVE HOUSING AUTHORITY RETENTION INCENTIVES

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, Sault Tribe Housing Board of Commission and Sault Tribe Housing Authority administration hired Blue Stone Strategy Group to conduct a review of STHA current job descriptions and compensation structure for these positions, and to develop a new compensation structure that will help STHA be a competitive employer in the area; and

WHEREAS, the review concluded some positions are at or above the current market rate. Housing administration wishes to reward those team members, who are at or above market rate pay, with A retention incentive for their service, contributions and loyalty to the Sault Tribe Housing Authority.

NOW, THEREFORE, BE IT RESOLVED, the retention incentive will be \$1,000 per team member and is a net amount to be grossed up to include 401K benefits, payroll tax deductions and any other required payroll withholdings.

BE IT FURTHER RESOLVED, that the Sault Tribe Housing Commission approved the recommended retention incentives as presented today and requests concurrence from the Sault Ste. Marie Tribe of Chippewa Indians Board of Directors.

BE IT FINALLY RESOLVED, the Sault Tribe Board of Directors approves the payment of retention incentives to those team members who are at or above market rate in their position.

C E R T I F I C A T I O N

We, the undersigned, as Chairman 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 _____ members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the _____ day of _____ 2024; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, and that said resolution has not been rescinded or amended in any way.

Austin Lowes, Chairman
Sault Ste. Marie Tribe of
Chippewa Indians

Kimberly Hampton, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians

RESOLUTION NO: _____

**APPROVING AMENDED AGREEMENT WITH HUNTINGTON BANK
FOR RECONNECT 3 GRANT PLEDGED DEPOSIT ACCOUNT**

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, Resolution 2024-130 granted a waiver of sovereign immunity and consent to waiver of tribal court jurisdiction to establish a pledged deposit account at Huntington Bank for the Reconnect 3 Grant; and

WHEREAS, USDA reviewed that agreement and is requiring additional terms be added to the agreement, that will substantially modify the terms of the agreement approved in Resolution 2024-130.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby authorizes the Tribal Chairman or his designee to execute all amended documents needed to establish the Pledged Deposit Account with Huntington Bank.

BE IT FURTHER RESOLVED, the Board of Directors hereby incorporates this resolution into Resolution 2024-130.

C E R T I F I C A T I O N

We, the undersigned, as Chairman 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 _____ members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the _____ day of _____ 2024; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, and that said resolution has not been rescinded or amended in any way.

Austin Lowes, Chairman
Sault Ste. Marie Tribe of
Chippewa Indians

Kimberly Hampton, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians

RESOLUTION NO: _____

APPROVING INTELLECTUAL PROPERTY USE MANUAL

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

WHEREAS, the Tribe has an interest in protecting the use of its intellectual property both internally and externally.

NOW, THEREFORE BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians does hereby approves the Intellectual Property Use Manual.

C E R T I F I C A T I O N

We, the undersigned, as Chairman 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 _____ members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the _____ day of _____ 2024; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, and that said resolution has not been rescinded or amended in any way.

Austin Lowes, Chairman
Sault Ste. Marie Tribe of
Chippewa Indians

Kimberly Hampton, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians

RESOLUTION NO: _____

**WAIVER OF SOVEREIGN IMMUNITY AND CONSENT TO
WAIVER OF TRIBAL COURT JURISDICTION
TRANS UNION, LLC**

BE IT RESOLVED, by the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians, as follows:

Section 1 FINDINGS AND DETERMINATIONS:

The Board of Directors finds and determines that:

1.1 The Sault Ste. Marie Tribe of Chippewa Indians (“Tribe”) is a federally recognized Indian Tribal Government organized under the provisions of the Indian Reorganization Act of 1934.

1.2 The Tribe wishes to enter into Master Agreement (“Agreement”) with Trans Union, LLC (“Trans Union”) as negotiated by Executive Director of the Gaming Commission; and

1.3 Trans Union will not consent to such Agreement without a waiver of sovereign immunity or Tribal Court jurisdiction; and

1.4 In order to induce Trans Union to enter into an Agreement, the Tribe is required to confirm that the Tribe and all other entities claiming by, through or under the Tribe will not claim sovereign immunity or exclusive Tribal Court jurisdiction with respect to any disputes or causes of action between the Tribe and Trans Union that might arise from, or relate to, in any respect, the Agreement, or object to the venue clauses found in the Agreement. All the foregoing are referred to herein as the “Waiver and Consent Obligations”; and

1.5 It is in the Tribe's interest to resolve as stated herein.

**Section 2 WAIVER OF SOVEREIGN IMMUNITY; CONSENT TO JURISDICTION;
GOVERNING LAW**

2.1 The Tribe hereby waives its sovereign immunity from suit in favor of Trans Union only should an action be commenced under the Agreement referenced above.

This waiver:

- i) Shall terminate upon performance by the Tribe of all of its obligations under the Agreement; and
- ii) Is granted solely to Trans Union; and
- iii) Shall extend to inter alia, any judicial or non-judicial action, including, but not limited to, any lawsuit, arbitration, and judicial or non-judicial action to resolve disputes between the Tribe and Trans Union and the assertion of any claim in a court of competent jurisdiction or with any arbitrator or arbitration panel to enforce the obligations under the Agreement; and
- iv) Shall be enforceable only in a court of competent jurisdiction, for the sole purpose of a binding arbitration agreement; and

- v) Shall be enforceable against the assets of the Tribe to the extent necessary to satisfy the Tribe's obligation in the Agreement; and
- vi) The Agreement, and other associated documents shall be construed in accordance with and governed by all applicable laws and regulations of governmental bodies with competent jurisdiction, as set forth in such documents.

Section 3. WAIVER OF TRIBAL COURT JURISDICTION

3.1 The Board of Directors waives the exclusive jurisdiction of the Tribal Court over any action arising under the Agreement. The Board authorized the Tribe to consent to the jurisdiction in the state and federal courts of Illinois, including any courts to which decisions may be appealed, with respect to any controversies arising from this resolution or any of the finance documents, note or Agreement.

Section 4. EFFECTIVE DATE

4.1 This waiver shall become effective upon the final execution of the Agreement executed by the Executive Director of the Gaming Commission or his designee. Failure or refusal of any individual to execute the Agreement shall render the waivers and consents granted in this resolution to become void immediately. Failure or refusal to execute the Agreement prior to the close of business on December 31, 2024, shall render the waivers and consents granted in this resolution to become void immediately.

Section 5. AUTHORIZATION

5.1 T The Executive Director of the Gaming Commission is authorized to execute any and all documents to effectuate the forgoing.

C E R T I F I C A T I O N

We, the undersigned, as Chairman 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 _____ members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the _____ day of _____ 2024; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, and that said resolution has not been rescinded or amended in any way.

Austin Lowes, Chairman
Sault Ste. Marie Tribe of
Chippewa Indians

Kimberly Hampton, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians

RESOLUTION NO: _____

BENEFIT PACKAGE FOR KEY EMPLOYEES, EXECUTIVES, AND ATTORNEY POSITIONS WITHIN THE TRIBAL ORGANIZATION

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

WHEREAS, the Sault Tribe is one of the largest tribes and recognizes the need for a specific set of benefits to be offered upon hire for Key Employees, Executives, and Attorneys.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors hereby authorizes the attached benefit and eligibility sheet for stated positions.

BE IT FURTHER RESOLVED, that the Executive Director is authorized to update this sheet to remain competitive with recruitment and retention as necessary.

BE IT FURTHER RESOLVED, that the Tribe's Governmental Budgets, benefits and payroll should be administratively amended to reflect said changes.

C E R T I F I C A T I O N

We, the undersigned, as Chairman 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 _____ members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the _____ day of _____ 2024; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, and that said resolution has not been rescinded or amended in any way.

Austin Lowes, Chairman
Sault Ste. Marie Tribe of
Chippewa Indians

Kimberly Hampton, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians

RESOLUTION NO: _____

**SEPARATION OF POWERS AMENDMENT
REQUEST FOR SECRETARIAL ELECTION**

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians is a federally recognized Indian Tribe organized under the Indian Reorganization Act of 1934, and

WHEREAS, the Board of Directors decided to convene a constitutional convention and adopted a formal plan of action for the purpose of considering amendments to the Tribe's Constitution; and

WHEREAS, according to the Project Plan adopted by the Board of Directors, a committee comprised of members from all election units was selected to develop proposed amendments to the Tribe's constitution to improve and strengthen the Sault Ste. Marie Tribe's government and sovereignty; and

WHEREAS, the Board of Directors accepted the installation of members to the Constitutional Convention Committee on January 31, 2006; and

WHEREAS, in accordance with the Project Plan, the constitutional convention committee met with the membership over the course of twenty-four (24) months, received membership input and direction, and submitted a comprehensive Constitutional Amendment to the Board of Directors to submit to the voters of the Tribe; and

WHEREAS, the Constitution of the Sault Ste. Marie Tribe of Chippewa Indians, Government Article X, states: "This constitution and bylaws may be amended by a majority vote of the eligible voters of the Tribe voting at an election called for that purpose by the Secretary of Interior, provided that at least thirty (30) percent of the entitled to vote shall vote in such election, but no amendment shall become effective until it shall have been approved by the Secretary of Interior. It shall be the duty of the Secretary of the Interior to call an election on any proposed amendment upon the receipt of a resolution passed by a majority of the board of directors, the chairperson having the right to vote thereon;" and

WHEREAS, it is the desire and intent of the Board of Directors that a Secretarial Election be held for the purpose of amending the Constitution of the Tribe.

NOW, THEREFORE, BE IT RESOLVED, pursuant to Article X of the Tribe's Constitution, the Board of Directors hereby submits the following Constitutional Amendment, attached hereto as Attachment A, to the Secretary of Interior and hereby requests a Secretarial election in accordance with requirements under federal law.

BE IT FURTHER RESOLVED, that the Board of Directors shall repopulate and appoint Members to the Constitutional Convention Committee of the Sault Ste. Marie Tribe of Chippewa Indians within sixty (60) days of the approval of this resolution.

Resolution No: _____

Page 2

BE IT FURTHER RESOLVED, that the Constitutional Convention Committee is hereby authorized to address any questions, concerns or objections to the proposed Amendment to the Constitution by the Secretary of Interior and respond thereto on behalf of the Tribe.

BE IT FURTHER RESOLVED, that the Constitutional Convention Committee shall only exercise the authority to address questions, concerns or objections to the proposed Amendment to the Constitution by the Secretary of Interior and shall not deviate from the scope of issues raised by the Secretary of Interior through technical review.

BE IT FURTHER RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby appoints the Members of the Constitutional Convention Committee to serve as the Election Board under 25 CFR § 81.8(a), to exercise their independent judgment in conformance with Federal law, and to exercise the full and unfettered authority of the Tribe in all of their decisions, with no future need for authorization or approval from this Board on this matter, but with the requirement that they make such reports to this Board of Directors as may be required by the Secretary of Interior to achieve the desired intent of this resolution

BE IT FINALLY RESOLVED, that within thirty (30) days of receiving a technical review, the Constitutional Convention Committee shall make the required changes and shall submit a final document to the Secretary of Interior for the purpose of Amending the Constitution of the Sault Ste. Marie Tribe of Chippewa Indians

CERTIFICATION

We, the undersigned, as Chairman 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 _____ members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the _____ day of _____ 2024; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, and that said resolution has not been rescinded or amended in any way.

Austin Lowes, Chairman
Sault Ste. Marie Tribe of
Chippewa Indians

Kimberly Hampton, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians

RESOLUTION NO: _____

**AUTHORIZATION TO APPLY FOR
NON-PARTISAN NATIVE GOTV MINI GRANT**

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians is the largest Tribe east of the Mississippi at over 55,000 enrolled Tribal citizens; and

WHEREAS, the Sault Tribe recognizes it must remain non-partisan and not endorse any particular candidate for elective federal office as we have to work with whomever is in the House, Senate, and Presidency; and

WHEREAS, it is not partisan for the Tribe to push for a “Tribal Sovereignty Ticket” to support candidates who support our Tribe and other Tribal Nations by supporting full and mandatory treaty and trust obligations funding which will exempt tribes from the impact of sequestration, and to expand the Affordable Care Act Medicaid to all Sault Tribe Citizens regardless of income creating the IHS Portability insurance card which can be used anywhere, and other issues of importance to tribes.

NOW, THEREFORE BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby authorizes Tribal Chairman Austin Lowes to collaborate with the Tribe’s Legislative Director to draft an application for a Non-Partisan NCAI Mini Grant in the amount of up to \$30,000 at no cost to the Tribe.

BE IT FURTHER RESOLVED, that said content in any mailer therein will remain non-partisan and shall not endorse any individual candidate but to encourage Sault Tribe voters to get out to vote (GOTV) and provide a general statement of candidates who support our tribal issues.

C E R T I F I C A T I O N

We, the undersigned, as Chairman 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 _____ members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the _____ day of _____ 2024; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, and that said resolution has not been rescinded or amended in any way.

Austin Lowes, Chairman
Sault Ste. Marie Tribe of
Chippewa Indians

Kimberly Hampton, Secretary
Sault Ste. Marie of
Chippewa Indians

RESOLUTION NO: _____

**ALLOCATING ARPA FUNDS FOR MARQUETTE COMMUNITY
CENTER RENOVATIONS**

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 utilized ARPA funding to purchase the Marquette Community Center as an investment to promote improved health outcomes; and

WHEREAS, the Marquette Community Center has on going renovations to become fully operational that requires additional funding be allocated; and

WHEREAS, the Tribe would like to utilize unobligated ARPA funding for the renovations at the Marquette Community Center.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby allocated \$800,000 of unobligated ARPA funding for the renovations at the Marquette Community Center.

BE IT FURTHER RESOLVED, that the Board of Directors hereby authorizes the CFO to make an internal budget modification utilizing ARPA funding to carry out the intent of this resolution.

C E R T I F I C A T I O N

We, the undersigned, as Chairman 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 _____ members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the _____ day of _____ 2024; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of _____ members for, _____ members against, _____ members abstaining, and that said resolution has not been rescinded or amended in any way.

Austin Lowes, Chairman
Sault Ste. Marie Tribe of
Chippewa Indians

Kimberly Hampton, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians

BOARD OF DIRECTORS REGULAR MEETING

October 1, 2024

Sponsor's List

RESOLUTIONS:

Cultural – IMLS Anishinaabe Art Establishment of FY 2025 Budget – Emma Donmyer

Education – TED Grant FY 2025 Budget Modification – Stephanie Sprecker

Natural Resources Division – Ishkode Project Establishment of FY 2024 Budget – Robin Clark

Natural Resources Division – PFAS Establishment of FY 2024 and 2025 Budget – Robin Bouschor / Robin Clark

Natural Resources Division – Water Establishment of FY 2025 Budget – Robin Bouschor / Robin Clark

Natural Resources Division – EPA GAP Establishment of FY 2025 Budget – Robin Bouschor / Robin Clark

Natural Resources Division – Brownfields Establishment of FY 2025 Budget – Robin Bouschor / Robin Clark

Legal – Prosecutor FY 2024 Budget Modification – Aaron Schlehuder

Governmental – Transportation Planning FY 2024 Budget Modification – Robert Schulte

Apply for the Nature Conservancy Whitefish Rehabilitation Project Grant – Jack Tuomikoski

Partial Waiver of Convictions for Mr. Brandon Nertoli – Dennis McShane/Cassandra Ivonon

Appointment of Christina DeMoore as a Appellate Judge (Attorney Position) – Traci Swan

Award Contract to Nomad Construction for Renovations at the Tribal Administration Building – Andrew Lane

Acceptance – 2025 Indian Housing Plan – Joni Talentino

Approve Housing Authority Retention Incentives – Joni Talentino

Approving Amended Agreement with Huntington Bank for Reconnect 3 Grant Pledged Deposit Account – Robert Schulte

Approving Intellectual Property Use Manual – Josh Elliot

Waiver of Sovereign Immunity and Consent to Waiver of Tribal Court Jurisdiction Trans Union, LLC – Mike Pins/Josh Elliot

Benefit Package for Key Employees, Executives, and Attorney Positions within the Tribal Organization – Christine McPherson

Separation of Powers Request for Secretarial Election – Director McRorie

Authorization to Apply for Non-Partisan Native GOTV Mini Grant – Director Payment

Allocating ARPA Funds for Marquette Community Center Renovations – Director LaPlaunt

NEW BUSINESS:

Conservation Committee Requests – Clarence Hudak/Ryan Mills

Committee Appointments/Resignations – Election Commission, Various Elder Committees, Food Sovereignty Committee

Membership Adoption – Julie Salo/Ryan Mills

Board Concerns

MEMORANDUM

TO: Board of Directors
FROM: Lona Stewart, Board Administrator
DATE: September 26, 2024
RE: Workshop Agenda for October 1, 2024

AGENDA **Closed Session**

10:00
Picture This Photography
Will be Set Up in Separate Room

10:00
Health Report

10:30
Executive Reports - Governmental

12:00 – 1:00
Lunch Break

1:00
STI – Q3 Update (CLOSED)

2:00
ARPA Funds Update (CLOSED)

3:00
HR Orientation Process

3:45
Agenda Review

5:00
Board of Directors Regular Meeting