

ROLL CALL MATRIX

Meeting Date: 7-12-11

P	A	Res. Number	158	159	160	161	162	163	164	165	166	167	168
		2011											
		Unanimous			U	U	U	U	U	U	U	U	U
✓		Cathy Abramson	<i>Chaired meeting</i>										
✓		Joe Eitrem	1Y	Y					2		1		
✓		Bernard Bouschor	Y	Y				2	1				
✓		DJ Malloy	N	2Y		1							2
✓		Deb Pine	Y	Y									
✓		Cath Hollowell	Y	N									
✓		Keith Massaway	Y	1Y	2		2			2		2	
	✓	Pat Rickley	<hr/>										
✓		Denise Chase	N	N									
✓		Tom Miller	2Y	Y	1	2	1	1		1	2	1	1
✓		Joan Anderson	Y	Y									
	✓	Lana Causley	<hr/>										

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

ROLL CALL MATRIX

Meeting Date: 7-12-11

P	A	Res. Number	169	170								
		2011										
		Unanimous	U									
✓		Cathy Abramson			<i>Chaired meeting</i>							
✓		Joe Eitrem		Y								
✓		Bernard Bouschor		Y								
✓		DJ Malloy		Y								
✓		Deb Pine		Y								
✓		Cath Hollowell		N								
✓		Keith Massaway	2	1Y								
✓	✓	Pat Rickley	_____									
✓		Denise Chase		Y								
✓		Tom Miller	1	2Y								
✓		Joan Anderson		Y								
	✓	Lana Causley	_____									

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



RESOLUTION NO: 2011-158

**WAIVER OF SOVEREIGN IMMUNITY AND CONSENT TO WAIVER
OF TRIBAL COURT JURISDICTION
RENEWAL OF CREDIT AGREEMENT WITH HUNTINGTON BANK**

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

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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 currently has a "Line of Credit" with Huntington Bank ("Bank") which was authorized by Resolution 2008-184, and re-authorized for six months by resolution 2010-37, and re-authorized for twelve months by resolution 2010-149; and

1.3 The Tribe wishes to amend this Line of Credit to extend the interest only period until January 2012 at which time monthly principal payments of \$83,333.33 plus interest will commence for an additional forty-eight (48) months until December 2015; and

1.3 Bank has refused to consent to such amendment without a waiver of sovereign immunity or Tribal Court jurisdiction.

1.4 In order to induce Bank to enter into the amended Line of Credit, the Tribe is required to confirm that the Tribe and all other entities claiming by, through or under the Tribe will not claim tribal immunity or exclusive Tribal Court jurisdiction with respect to any disputes or causes of action between the Tribe and Bank that might arise from, or relate to, in any respect, the Line of Credit. All of the foregoing are referred to herein as the "Waiver and Consent Obligations."

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 Bank only should an action be commenced under the Bank contract referenced above.

This waiver:

i) shall terminate upon performance by the Tribe of all of its obligations under the Line of Credit or any subsequent extensions of the Line of Credit

ii) is granted solely to Bank;

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 Bank 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 Line of Credit.

iv) shall be enforceable only in a court of competent jurisdiction, including courts of the State of Michigan the Tribal Court and federal courts in Michigan (including the United States Bankruptcy Court) or any arbitrator or arbitration panel; and

v) shall be enforceable against the assets of the Tribe to the extent necessary to satisfy the Tribe's obligation under the line of credit, note and other finance documents, including but not limited to any Tribal property or assets pledged under those finance documents; and

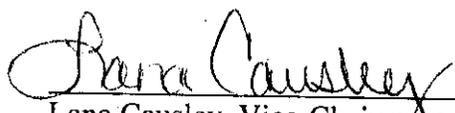
vi) the Note, line of credit, and other associated finance documents shall be construed in accordance with and governed by the internal laws of the State of Michigan, as set forth in such documents. The Board authorizes the Tribe to consent to the jurisdiction of the courts of the State of Michigan and the federal courts in Michigan, 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 line of credit.

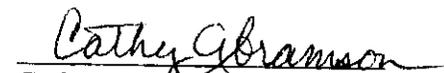
Section 4 WAIVER OF TRIBAL COURT JURISDICTION

4.1 The Board of Directors waives the exclusive jurisdiction of the Tribal Court over any action arising under the Line of Credit.

CERTIFICATION

We, the undersigned, as Vice-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 10 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 12 day of July 2011; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 7 members for, 2 members against, 0 members abstaining, and that said resolution has not been rescinded or amended in any way.


Lana Causley, Vice-Chairperson
Sault Ste. Marie Tribe of
Chippewa Indians


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



RESOLUTION NO: 2011-159

**AMENDING CHAPTER 30: CHILD WELFARE CODE:
DECREASING THE NUMBER OF CHILD WELFARE COMMITTEE
MEMBERS REQUIRED TO REACH A QUORUM**

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 ("Tribe"); and

WHEREAS, an elected Board of Directors ("BOD") makes up the governing body of the Tribe; and

WHEREAS, Chapter 30 of the Tribal Code, Child Welfare Code, sets forth the organization of the Child Welfare Committee ("Committee"), including how many members are to be on the Committee and how many members are required to reach a quorum; and

WHEREAS, currently, the Committee is made up of nine (9) members and a quorum consists of five (5) members of the Committee; and

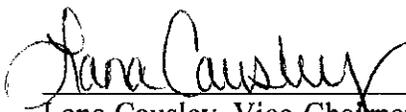
WHEREAS, recently, the Committee is having difficulty obtaining a quorum for its monthly scheduled meetings; and

WHEREAS, the Committee and the BOD find that, due to the reason set forth above, it is in the Committee's best interest to decrease the number of Committee members required to reach a quorum to four (4) members.

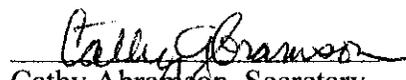
NOW, THEREFORE, BE IT RESOLVED, that the BOD hereby approves that the language of Sections 30.1204 (Meetings) and 30.1208 (Voting) of the Child Welfare Code shall be amended to change the number of Committee members required to reach a quorum from five (5) to four (4).

CERTIFICATION

We, the undersigned, as Vice-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 10 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 12 day of July 2011; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 7 members for, 0 members against, 2 members abstaining, and that said resolution has not been rescinded or amended in any way.



Lana Causley, Vice-Chairperson
Sault Ste. Marie Tribe of
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Cathy Abramson, Secretary
Sault Ste. Marie Tribe of
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RESOLUTION NO: 2011-160

**SYEP AND SYEP ADMINISTRATION
FY 2012 BUDGET MODIFICATIONS**

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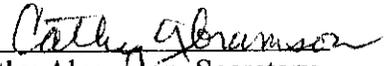
BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians here by approves the FY 2012 budget modifications to SYEP and SYEP Administration to change the personnel sheet, reallocate expenses, and reduce Federal Department of Labor monies \$1,980.91. No effect on Tribal Support.

CERTIFICATION

We, the undersigned, as Vice-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 10 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 12 day of July 2011; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 9 members for, 0 members against, 0 members abstaining, and that said resolution has not been rescinded or amended in any way.



Lana Causley, Vice-Chairperson
Sault Ste. Marie Tribe of
Chippewa Indians



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



RESOLUTION NO: 2011-161

**EMERALD ASH BORER
FY 2011 BUDGET MODIFICATION**

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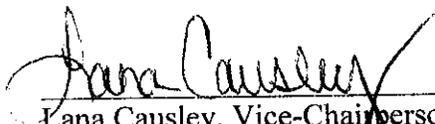
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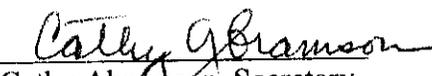
BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians here by approves the FY 2011 budget modification to establish a budget for Emerald Ash Borer with Federal BIA monies of \$6,978.56. No effect on Tribal Support.

CERTIFICATION

We, the undersigned, as Vice-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 10 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 12 day of July 2011; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 9 members for, 0 members against, 0 members abstaining, and that said resolution has not been rescinded or amended in any way.



Lana Causley, Vice-Chairperson
Sault Ste. Marie Tribe of
Chippewa Indians



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



RESOLUTION NO: 2011-162

**EPA WATER QUALITY
FY 2011 BUDGET MODIFICATION**

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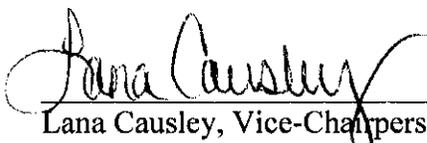
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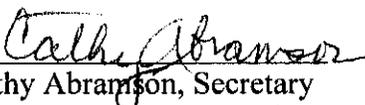
BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians here by approves the FY 2011 budget modification for EPA Water Quality for an increase in Federal EPA monies of \$30,000 and an increase in Tribal Support of \$1,500. This budget modification reflects changes in the personnel sheet and expenses.

CERTIFICATION

We, the undersigned, as Vice-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 10 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 12 day of July 2011; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 9 members for, 0 members against, 0 members abstaining, and that said resolution has not been rescinded or amended in any way.



Lana Causley, Vice-Chairperson
Sault Ste. Marie Tribe of
Chippewa Indians



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



RESOLUTION NO: 2011-163

**EPA GAP
FY 2011 BUDGET MODIFICATION**

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BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians here by approves the FY 2011 budget modification for EPA GAP to increase Federal EPA monies \$28,172.65. This budget modification reflects changes in the personnel sheet and expenses. No effect on Tribal Support.

CERTIFICATION

We, the undersigned, as Vice-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 10 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 12 day of July 2011; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 9 members for, 0 members against, 0 members abstaining, and that said resolution has not been rescinded or amended in any way.

Lana Causley, Vice-Chairperson
Sault Ste. Marie Tribe of
Chippewa Indians

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



RESOLUTION NO: 2011-164

**COMMUNITY CARE CLINIC AND HEALTH CENTER
MEDICAL NURSING
FY 2011 BUDGET MODIFICATIONS**

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BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians here by approves the FY 2011 budget modifications to Community Care Clinic and Health Center Medical Nursing to change the personnel sheets, reallocate expenses, reduce Federal IHS monies \$27,270.71 and increase Other Revenue monies \$23,592.52. No effect on Tribal Support.

CERTIFICATION

We, the undersigned, as Vice-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 10 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 12 day of July 2011; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 9 members for, 0 members against, 0 members abstaining, and that said resolution has not been rescinded or amended in any way.

Lana Causley, Vice-Chairperson
Sault Ste. Marie Tribe of
Chippewa Indians

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



RESOLUTION NO: 2011-145

**EMERGENCY PREPAREDNESS
FY 2011 BUDGET MODIFICATION**

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BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians here by approves the FY 2011 budget modification to Emergency Preparedness to change the personnel sheet, reallocate expenses, and increase State of Michigan monies \$4,457.83.

CERTIFICATION

We, the undersigned, as Vice-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 10 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 12 day of July 2011; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 9 members for, 0 members against, 0 members abstaining, and that said resolution has not been rescinded or amended in any way.

Lana Causley, Vice-Chairperson
Sault Ste. Marie Tribe of
Chippewa Indians

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



RESOLUTION NO: 2011-166

**MANISTIQUE HEALTH CENTER
FY 2011 BUDGET MODIFICATION**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians here by approves the FY 2011 budget modification to Manistique Health Center to change the personnel sheet, reallocate expenses, increase IHS monies \$27,270.71, and decrease Tribal Support monies \$27,270.71.

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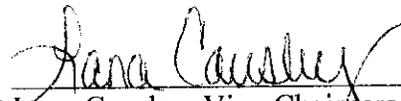
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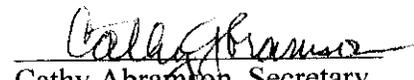
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CERTIFICATION

We, the undersigned, as Vice-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 10 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 12 day of July 2011; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 9 members for, 0 members against, 0 members abstaining, and that said resolution has not been rescinded or amended in any way.



Lana Causley, Vice-Chairperson
Sault Ste. Marie Tribe of
Chippewa Indians



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



RESOLUTION NO: 2011-167

**EDUCATION – STAY PROJECT
FY 2011 BUDGET MODIFICATION**

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BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians here by approves the FY 2011 budget modification to STAY Project for an increase in Federal HHS monies of \$107,073.10. This budget modification reflects carry over funds, actual expenditures and changes to the personnel sheet. No effect on Tribal Support.

CERTIFICATION

We, the undersigned, as Vice-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 10 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 12 day of July 2011; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 9 members for, 0 members against, 0 members abstaining, and that said resolution has not been rescinded or amended in any way.



Lana Causley, Vice-Chairperson
Sault Ste. Marie Tribe of
Chippewa Indians



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



RESOLUTION NO: 2011 - 168

**LAW ENFORCEMENT – JUVENILE DETENTION OPS
FY 2011 BUDGET MODIFICATION**

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BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians here by approves the FY 2011 budget modification to Juvenile Detention Ops for an increase in Federal BIA monies of \$23,913.29. This budget modification reflects actual expenditures and changes to the personnel sheet retroactive to March 13, 2011.

CERTIFICATION

We, the undersigned, as Vice-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 10 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 12 day of July 2011; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 9 members for, 0 members against, 0 members abstaining, and that said resolution has not been rescinded or amended in any way.



Lana Causley, Vice-Chairperson
Sault Ste. Marie Tribe of
Chippewa Indians



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



RESOLUTION NO: 2011-169

**AMENDING TRIBAL CODE: CHAPTER 21
BAITING REGULATIONS**

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors hereby amends Tribal Code Chapter 21: Hunting and Inland Fishing as follows:

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21.519 Baiting.

(1) The use of salt and/or bait to hunt for game is permitted, unless specifically disallowed elsewhere in this Chapter or in an administrative regulation.

(2) All containers used to carry bait to the baiting site must be removed.

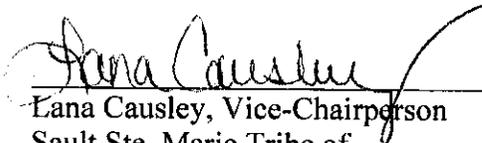
(3) No drugs or poisons shall be used.

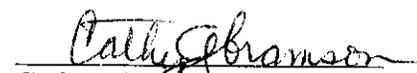
(4) No Tribal member shall use material grains, fruits, vegetables, salts or any other minerals as bait for elk and deer in any area designated by the State of Michigan as a TB designated zones.

~~(5) Notwithstanding subsection (1) above the baiting of deer in any manner whatsoever in the Lower Peninsula is prohibited.~~

CERTIFICATION

We, the undersigned, as Vice-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 10 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 12 day of July 2011; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 9 members for, 0 members against, 0 members abstaining, and that said resolution has not been rescinded or amended in any way.


Lana Causley, Vice-Chairperson
Sault Ste. Marie Tribe of
Chippewa Indians


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



RESOLUTION NO: 2011-170

**AMENDMENT OF THE SAULT STE. MARIE TRIBE OF CHIPPEWA INDIANS SEX
OFFENDER REGISTRATION AND NOTIFICATION CODE
TRIBAL CODE: CHAPTER 72**

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians ("Tribe" or "Sault Tribe") is a federally recognized Indian Tribe organized under a constitution adopted pursuant to the Indian Reorganization Act of 1934, 25 U.S.C. 467 et seq; and

WHEREAS, an elected Board of Directors ("BOD") makes up the governing body of the Tribe; and

WHEREAS, the Federal Government has implemented Title 1 of Public Law 109-248, Sex Offender Registration and Notification Act ("SORNA") for purposes of identifying and monitoring individuals who have been criminally convicted of sex offenses defined under SORNA as a method of protecting the general public from these sexual predators; and

WHEREAS, the Tribe has elected through passage of Tribal Resolution Number 2007-108 to participate as a registration jurisdiction in the National Sex Offender Registry system as outlined in Section 127 of the United States Public Law 109-248; and

WHEREAS, as a necessity to participate as a registration jurisdiction, the BOD, via Resolution No. 2011-58, approved and enacted the Sault Ste. Marie Tribe of Chippewa Indians' Sex Offender Registration and Notification Code, Tribal Code Chapter 72 ("Code"); and

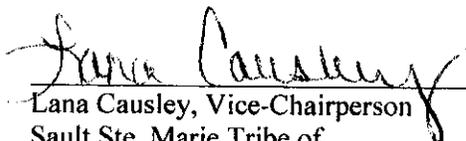
WHEREAS, recently it was discovered that certain provisions of the Code needed to be amended in order to be in compliance with the SORNA and said amendments to the Code are set forth in the pages attached hereto (specifically, the changes include modifications to the table of contents and section 72.516(1)(c); and the addition of section 72.519); and

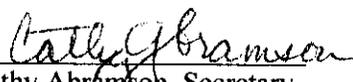
WHEREAS, the BOD desires to amend the current Code as set forth in the attached revised pages of said Code.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors hereby approves the amendment to Chapter 72: the Sault Ste. Marie Tribe of Chippewa Indian's Sex Offender Registration and Notification Code, as attached, to be effective immediately.

CERTIFICATION

We, the undersigned, as Vice-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 10 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 12 day of July 2011; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 8 members for, 1 members against, 0 members abstaining, and that said resolution has not been rescinded or amended in any way.


Lana Causley, Vice-Chairperson
Sault Ste. Marie Tribe of
Chippewa Indians


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

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