

ROLL CALL MATRIX

Meeting Date: 5-19-09

P	A	Res. Number	100	101	102	103	104	105	106			
		2009										
		Unanimous	U	U	U	U	U		U			
✓		Cathy Abramson						N				
✓		Joe Eitrem				1		Y				
		✓ Bernard Bouschor	<hr style="border: 1px solid black;"/>									
✓		DJ Hoffman					2	1Y	1			
✓		Dennis McKelvie						Y				
✓		Lana Causley	2	2				Y	2			
✓		Bob LaPoint						Y				
✓		Keith Massaway	1	1	1	2	1	N				
✓		Pat Rickley						N				
✓		Denise Chase			2			Y				
✓		Tom Miller						2Y				
✓		Shirley Petosky						Y				
✓		Joe McCoy						Y				

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



RESOLUTION NO: 2009-100

FY 2009 NUNN'S CREEK REHAB HATCHERY
BUDGET MODIFICATION
MAY 2009

Min Waban Dan
Administrative
Office

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians here by approves the FY 2009 Budget Modification to establish a budget for Nunn's Creek Rehab Hatchery, with Federal BIA monies of \$23,934.00.

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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 12 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 19 day of May 2009; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 11 members for, 0 members against, 0 members abstaining, and that said resolution has not been rescinded or amended in any way.

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Darwin "Joe" McCoy, Chairman
Sault Ste. Marie Tribe of
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DJ Hoffman, Secretary
Sault Ste. Marie Tribe of
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RESOLUTION NO: 2009-101

FY 2009 JUVENILE DETENTION OPERATIONS
BUDGET MODIFICATION
MAY 2009

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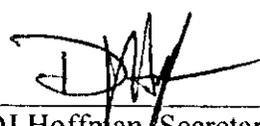
BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians here by approves the FY 2009 budget modification to Juvenile Detention Operations for the adjustment of wages for two certified detention officers and the reallocation of funds.

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 12 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 19 day of May 2009; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 11 members for, 0 members against, 0 members abstaining, and that said resolution has not been rescinded or amended in any way.



Darwin "Joe" McCoy, Chairman
Sault Ste. Marie Tribe of
Chippewa Indians



DJ Hoffman, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians



RESOLUTION NO: 2009-102

**FY 2009 AND FY 2010 ACFS
BUDGET MODIFICATIONS
MAY 2009**

**Min Waban Dan
Administrative
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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 attached FY 2009 and FY 2010 Budget Modifications for ACFS to correct employee allocations and revenues. There is no effect on Tribal Support.

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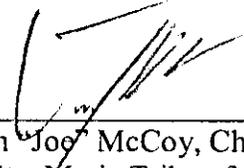
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CERTIFICATION

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 12 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 19 day of May 2009; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 11 members for, 0 members against, 0 members abstaining, and that said resolution has not been rescinded or amended in any way.

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Darwin Joe McCoy, Chairman
Sault Ste. Marie Tribe of
Chippewa Indians



DJ Hoffman, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians



RESOLUTION NO: 2009-103

OJJDP FY 09 TRIBAL YOUTH PROGRAM GRANT

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, part of the Indian Country Law Enforcement Initiative, a joint initiative of the United States Department of Justice and the United States Department of the Interior to improve law enforcement and the administration of criminal and juvenile justice in Indian country, the Office of Juvenile Justice and Delinquency Prevention's Tribal Youth Program Grant supports and enhances tribal efforts to prevent and control delinquency and strengthen the juvenile justice system for American Indian Youth; and

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians is eligible to apply for a FY 2009 Tribal Youth Program Grant; and

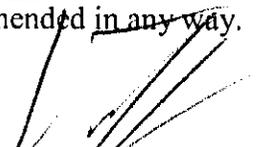
WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians proposes to improve the tribal juvenile justice system by better tracking cases and statistics through a improved case management system, by developing and implementing a tribal youth court, and by enhancing our probation services through the creation of an intensive probation program.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby authorizes application to the Office of Juvenile Justice and Delinquency Prevention for funding of a Tribal Youth Program Grant.

BE IT FURTHER RESOLVED, that Darwin J. McCoy, Tribal Chairman, is hereby authorized to submit said proposal to the Office of Juvenile Justice and Delinquency Prevention, and amend any documents resulting therefrom on the Tribe's behalf.

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 12 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 19 day of May 2009; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 11 members for, 0 members against, 0 members abstaining, and that said resolution has not been rescinded or amended in any way.



Darwin "Joe" McCoy, Chairman
Sault Ste. Marie Tribe of
Chippewa Indians



DJ Hoffman, Secretary
Sault Ste. Marie Tribe of
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RESOLUTION NO: 2009-104
**U. S. DEPARTMENT OF HOUSING
AND URBAN DEVELOPMENT (HUD)**
**FY 2009 RURAL HOUSING & ECONOMIC DEVELOPMENT
(RHED) GRANT**

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

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WHEREAS, the Department of Housing and Urban Development (HUD) has solicited a funding opportunity (FR-5300-N-04) for the Rural Housing & Economic Development (RHED) Grant; and

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WHEREAS, the purpose of the Rural Housing & Economic Development (RHED) Grant is to provide support for innovative housing and economic development activities in rural areas with activities including providing new construction utilizing innovative and energy efficient techniques; acquisition of land and demolition of buildings; and the purchase of construction materials; and

WHEREAS, the Housing Authority is seeking to create affordable housing solutions; and

WHEREAS, the Housing Authority requires additional funding to complete the vinyl siding project at the Sault Ste. Marie housing site; it is recommended that a grant be submitted by the Housing Authority to procure \$284,145 to better serve Tribal members.

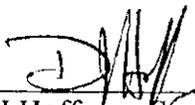
NOW, THEREFORE, BE IT RESOLVED, that the Sault Ste. Marie Tribe of Chippewa Indians hereby authorizes the Sault Tribe Housing Authority or its duly authorized representative, to submit an application requesting \$284,145 for the FY 2009 Rural Housing & Economic Development Grant (RHED), administered by the Department of Housing & Urban Development (HUD) to provide vinyl siding and affordable housing for Tribal families.

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 12 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 19 day of May 2009; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 11 members for, 0 members against, 0 members abstaining, and that said resolution has not been rescinded or amended in any way.



Darwin "Joe" McCoy, Chairman
Sault Ste. Marie Tribe of
Chippewa Indians



DJ Hoffman, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians



RESOLUTION NO: 2009-105

**SUBMITTING TO SECRETARIAL ELECTION
A CONSTITUTIONAL AMENDMENT SEPARATING
THE CHAIRMAN AND CHIEF EXECUTIVE OFFICER POSITIONS**

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians ("Tribe") is a federally recognized Indian Tribe organized under the Indian Reorganization Act of 1934, 25 USC 461 et seq.; and

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WHEREAS, an election on a constitution supervised by the Secretary of the Interior pursuant to the Indian Reorganization Act of 1934, 25 USC 476 was ordered on May 30, 1975; and

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WHEREAS, the Tribe submitted its present constitution and bylaws for approval by Secretarial election by Resolution No.6-27-75A on June 18, 1975; and

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WHEREAS, the Constitution and Bylaws of the Sault Ste. Marie Tribe of Chippewa Indians was adopted by the membership at an election conducted on October 9, 1975; and

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WHEREAS, the Constitution of the Sault Ste. Marie Tribe of Chippewa Indians, Article X-Amendments 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 the Interior, provided that at least thirty (30) percent of those entitled to vote shall vote in such election, but no amendment shall become effective until it shall have been approved by the Secretary of the 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

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WHEREAS, the Bylaws of the Sault Ste. Marie Tribe of Chippewa Indians, Article II-Duties of Officers, Section 1, states: "The Chairperson shall preside over all meetings of the board of directors, perform all duties consistent with the office as chief executive officer of the tribe, and exercise any other lawful authority delegated the chairperson by the board of directors. The chairperson shall vote only in case of a tie unless otherwise provided in the tribe's constitution and bylaws."

WHEREAS, it is the desire and intent of the Board of Directors that a Secretarial election be held for the purpose of amending the Bylaws of the Sault Ste Marie Tribe of Chippewa Indians, Article II, Duties of Officers, Section 1, to Separate the Chief Executive Officer position from the Chairmanship by removing the language "... perform all duties consistent with the office as chief executive officer of the tribe..."

WHEREAS, the Tribal Board believes that the separation of the CEO/Chairman duties is in the best interest of the Tribe and its Membership and is essential to ensure the long term economic profitability of the Tribe's Businesses.

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the Constitution of the Sault Ste. Marie Tribe of Chippewa Indians, Article X-Amendments, the Board of Directors hereby submits the following constitutional amendment to the Secretary of the Interior for purposes of holding a Secretarial election on August 5, 2009:

"Do you approve to separate the Chairman and Chief Executive Officer by amending the Constitution and Bylaws of the Sault Ste. Marie Tribe of Chippewa Indians at Bylaws, Article II-Duties of Officers, Section 1, to state:

Section 1. The Chairperson shall preside over all meetings of the board of directors and exercise any lawful authority delegated the chairperson by the board of directors. The chairperson shall vote only in case of a tie unless otherwise provided in the tribe's constitution and bylaws.

_____ Approve _____ Disapprove

BE IT FURTHER RESOLVED, that the results of such Secretarial election shall be conclusive and binding upon the Tribe, and upon certification of the results of the election by the Secretary of Interior shall be deemed served and completed.

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 12 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 19 day of May 2009; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 9 members for, 3 members against, 0 members abstaining, and that said resolution has not been rescinded or amended in any way.

Darwin "Joe" McCoy, Chairman
Sault Ste. Marie Tribe of
Chippewa Indians

DJ Hoffman, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians



RESOLUTION NO: 2009-106

**SUPPORT FOR PRESIDENTIAL APPOINTMENT OF
KENNETH J. ERMATINGER
TO THE POSITION OF CHAIRMAN, NATIONAL INDIAN GAMING COMMISSION**

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, Indian Tribes are sovereigns that pre-date the United States, with prior and treaty protected rights to self-government and to our Indian lands, and

WHEREAS, the Constitution of the United States, through the Treaty, Commerce, and Apportionment Clauses and the 14th Amendment, recognizes the sovereign status of Indian Tribes as Native nations established prior to the United States; and

WHEREAS, the Indian Gaming Regulatory Act (the "IGRA") acknowledged and confirmed the inherent sovereign powers of Tribal Governments; and

WHEREAS, the National Indian Gaming Commission (NIGC) is established by IGRA as a Commission "within the Department of the Interior," 25 U.S.C. § 2704, but NIGC is not designated by statute as an *independent* Federal regulatory agency or commission (although the Commission possesses certain independent decision-making authority in regard to Indian gaming pursuant to 25 U.S.C. sec. 2709); and

WHEREAS, the Chairman of the NIGC is serving under an expired term and one of the two NIGC Associate Commissioner positions is vacant; and

WHEREAS, Kenneth J. Ermatinger has served as Executive Director of the Sault Ste. Marie Tribe of Chippewa Indians Gaming Commission for 13 years; and

WHEREAS, Kenneth J. Ermatinger has served in Inter-Tribal leadership positions at the national level, including on the National Tribal Advisory Committee as Technical Advisor to the National Indian Gaming Commission for Class II Technical Standards; as the Midwest Area Representative of the National Tribal Gaming Commissioners and Regulators; the Chairman of the Michigan Indian Gaming Communication Network; Alternate for the National Indian Gaming Association; and as Tribal Representative on the National Indian Gaming Association/National Congress of American Indians Task Force on Land into Trust; and

WHEREAS, Kenneth J. Ermatinger has received the 2008 Bruce Longhorn Award for Excellence in Tribal Gaming Regulation in recognition of his outstanding performance.

THEREFORE, BE IT RESOLVED, that the Sault Ste. Marie Tribe of Chippewa Indians hereby advocates the nomination of Kenneth J. Ermatinger for the Position of Chairman, National Indian Gaming Commission.

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 12 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 19 day of May 2009; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 11 members for, 0 members against, 0 members abstaining, and that said resolution has not been rescinded or amended in any way.

Darwin "Jog" McCoy, Chairman
Sault Ste. Marie Tribe of
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DJ Hoffman, Secretary
Sault Ste. Marie Tribe of
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