

## ROLL CALL MATRIX

Meeting Date:     5-19-2020    

P	A	Res. Number 2020	104	105									
		Unanimous	U	U									
X		Michael McKerchie		Y									
X		Kim Gravelle		Y									
X		Betty Freiheit		Y									
X		DJ Hoffman	1	Y									
X		Jennifer McLeod		2Y									
X		Lana Causley		Y									
	X	Cath Hollowell	---	---									
X		Bridgett Sorenson		1Y									
X		Keith Massaway		Y									
X		Denise Chase		Y									
X		Darcy Morrow	2	Y									
X		Charles Matson		Y									
X		Aaron Payment											

- 1 = Made Motion
- 2 = Second/Support Motion
- Y = Voted Yes
- N = Voted No
- A = Abstained
- U = Unanimous



RESOLUTION NO: 2020-104

**TRUST LAND STATUS  
1000 PORTAGE AVE. SAULT STE. MARIE  
CHIPPEWA COUNTY MICHIGAN**

WHEREAS, the Tribe lacks an adequate land base within its reservation to provide for economic development or self-determination; and

WHEREAS, the Secretary of Interior has the authority under the provision of 25 U.S.C. Section 5108 to accept title to lands in trust for the Tribe; and

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians Board of Directors has the authority, under Article VII, Section 1 (k) of the Tribal Constitution to manage, lease, sell acquire, or otherwise deal with the tribal land; and

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians Board of Directors wishes to authorize its Chairperson, and Treasurer, to obtain conveyance of lands to the Secretary of Interior on the Tribe's behalf, necessary to accomplish such conveyance.

NOW, THEREFORE, BE IT RESOLVED, that the Sault Ste. Marie Tribe of Chippewa Indians Board of Directors hereby requests that the Secretary of Interior accept title to the following parcel of land in trust for the benefit of Sault Ste. Marie Tribe of Chippewa Indians on behalf of the Tribe:

Section 8, Township 47 North, Range 1 East, Michigan Meridian. Land situated in the City of Sault Ste. Marie, County of Chippewa, State of Michigan Lots 2, 3, and 4, excepting the South 53 feet of Lots 3 and 4, all in Block 1, William Greenough's Addition to the City of Sault Ste. Marie, according to the plat recorded in Liber 1 of Plats, page 28, Chippewa County Records.

BE IT FURTHER RESOLVED, that the Secretary of the Interior is hereby requested to declare said lands to be part of the Reservation of the "Sault Ste. Marie Tribe of Chippewa Indians" under 25 U.S.C. Section 5110.

BE IT FURTHER RESOLVED, that the Board of Directors authorizes its Chairperson and Treasurer to execute any documents and take any further action on behalf of the Tribe as maybe necessary to complete such conveyance.

**CERTIFICATION**

We, the undersigned, as 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 12 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 19 day of May 2020; 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.

  
Aaron A. Payment, Chairperson  
Sault Ste. Marie Tribe of  
Chippewa Indians

  
Bridgett Sorenson, Secretary  
Sault Ste. Marie Tribe of  
Chippewa Indians

**Min Waban Dan**

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**Government  
Services**

**Membership  
Services**

**Economic  
Development  
Commission**



RESOLUTION NO: 2020-105

**RESOLUTION OF THE SAULT STE. MARIE TRIBE OF CHIPPEWA INDIANS BOARD OF DIRECTORS AUTHORIZING SUBMISSION OF REQUEST FOR FY 2020 ATTORNEY FEES AND LITIGATION SUPPORT FUNDS**

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians enjoys the right to harvest fish from the ceded waters of the upper Great Lakes as reserved in the Treaty of March 28, 1836 (7 Stat. 491); and

WHEREAS, the nature, scope and extent of the Tribe's right have been the subject of litigation in *United States, et al, v. State of Michigan*, Case No. 2:73-CV-26 (W.D. Mich.), and resulted in a 15-year management and allocation order of the court entered in 1985 and a 20-year management and allocation order entered in 2000; and

WHEREAS, the conduct of the treaty fishery and its exclusive regulation by the tribes after expiration of the current allocation order are issues to be resolved by future court action and or negotiated settlement, causing the Tribe substantial costs; and

WHEREAS, it is determined to be in the best interests of the Tribe to protect and defend the treaty right to fish in the Great Lakes, in coordination with the other federally recognized 1836 treaty tribes, by negotiating a new Decree and/or other management agreements and pursuing a litigation strategy in the likely event of related litigation, necessitating engagement of attorneys, development of evidence, engagement of research services, and procuring the services of expert witnesses to support the Tribe's position; and

WHEREAS, the Bureau of Indian Affairs is accepting applications for funding from FY 2020 appropriations for attorney fees and legal support services; and

WHEREAS, the BIA attorney fee funds are for legal fees (but not expenses) of private legal counsel to be retained by a tribe to represent them in litigation, negotiations, or administrative proceedings that involve the protection of tribal trust resources or tribal treaty rights; and

WHEREAS, the BIA legal support services funds are available for tribes who are involved in litigation, negotiation or administrative proceedings to protect tribal trust resources or tribal treaty rights ( except for tribal water rights) and need funds to cover costs associated with developing evidence, for research services, or to procure the services of expert witnesses to support the tribe's position.

NOW, THEREFORE, BE IT RESOLVED, that the Sault Ste. Marie Tribe of Chippewa Indians through its Board of Directors, hereby approves and supports submission of the request for FY 2020 Attorney Fee and Litigation Support funds to the Bureau of Indian Affairs and said body is herein authorized to take and all action necessary to obtain approval of the forgoing.

**CERTIFICATION**

We, the undersigned, as 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 12 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 19 day of May 2020; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 11 members for, 0 members against, 2 members abstaining, and that said resolution has not been rescinded or amended in any way.

  
Aaron A. Payment, Chairperson  
Sault Ste. Marie Tribe of  
Chippewa Indians

  
Bridgett Sorenson, Secretary  
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