# BOARD OF DIRECTORS REGULAR MEETING KEWADIN CASINO AND CONVENTION CENTER SAULT STE. MARIE, MICHIGAN MINUTES January 22, 2019

The meeting was opened at 5:27 p.m. by Chairperson Payment.

Present: Kim Gravelle, DJ Hoffman, Michael McKerchie, Dennis McKelvie, Jennifer McLeod, Lana Causley, Catherine Hollowell, Bridgett Sorenson, Keith Massaway, Denise Chase, Darcy Morrow, Charles Matson, and Aaron Payment. Absent:

Moved by Director McLeod, supported by Director Massaway, to approve the agenda as read.

Motion carried unanimously.

Moved by Director Massaway, supported by Director McLeod, to approve the Minutes of 12-8-2018 as written.

Motion carried unanimously.

Moved by Director Massaway, supported by Director Sorenson, to approve Res. 2019-01, 2019 BIA Great Lakes Restoration Initiative Lake Whitefish Recruitment Bottleneck.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby authorizes Aaron Payment, Tribal Chairperson, or his duly authorized representative to sign, negotiate, amend and execute any agreements thereof for the 2019 Great Lakes Restoration Initiative – Tribal Initiative, administered by the Bureau of Indian Affairs.

Roll Call Vote: Motion carried unanimously.

Moved by Director Hollowell, supported by Director Causley, to approve Res. 2019-02, 2019 BIA Great Lakes Restoration Initiative Lake Whitefish Experimental Rearing.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby authorizes Aaron Payment, Tribal Chairperson, or his duly authorized representative to sign, negotiate, amend and execute any agreements thereof for the 2019 Great Lakes Restoration Initiative administered by the Bureau of Indian Affairs.

Roll Call Vote: Motion carried unanimously.

Moved by Director Hollowell, supported by Director McLeod, to approve Res. 2019-03, 2019 BIA Hatchery Maintenance and Rehab.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby authorizes Aaron Payment, Tribal Chairperson, or his duly authorized representative to sign, negotiate, amend and execute any agreements thereof for the 2019 Hatchery Maintenance and Rehab funding administered by the Bureau of Indian Affairs.

Roll Call Vote: Motion carried unanimously.

Moved by Director Hoffman, supported by Director McKerchie, to approve Res. 2019-04, Support for Creation of Collaborative Wildlife and Natural Resources Research Program with Michigan State University.

NOW, THEREFORE, BE IT RESOLVED, that the Sault Ste. Marie Tribe of Chippewa Indians hereby endorses and supports the establishment of a collaborative wildlife and natural resources research program between the Sault Ste. Marie Tribe of Chippewa Indians and Michigan State University and, further, hereby authorizes the Tribal Chairperson or his designee to negotiate and execute an appropriate agreement between the Tribe and the University setting forth the terms and conditions of this cooperative effort.

Moved by Director Gravelle, supported by Director Morrow, to approve Res. 2019-05, 2019 BIA Endangered Species Bizhiw (Canada Lynx) Habitat Assessment on St. Mary's River Islands.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby authorizes Aaron Payment, Tribal Chairperson, or his duly authorized representative to sign, negotiate, amend and execute any agreements thereof for the 2019 Endangered Species Grant administered by the Bureau of Indian Affairs.

Roll Call Vote: Motion carried unanimously.

Moved by Director Sorenson, supported by Director McLeod, to approve Res. 2019-06, 2019 BIA Invasive Species Program.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby authorizes Aaron Payment, Tribal Chairperson, or his duly authorized representative to sign, negotiate, amend and execute any agreements thereof for the 2019 Invasive Species Program administered by the Bureau of Indian Affairs.

Roll Call Vote: Motion carried unanimously.

Moved by Director Gravelle, supported by Director Massaway, to approve Res. 2019-07, 2019 GLRI Invasive Species.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby authorizes Aaron Payment, Tribal Chairperson, or his duly authorized representative to sign, negotiate, amend and execute any agreements thereof for the 2019 Great Lakes Restoration Initiative administered by the Bureau of Indian Affairs, for Invasive Species Management.

Roll Call Vote: Motion carried with Directors Hoffman, Sorenson, Matson, McKerchie, Causley, Gravelle, Massaway, McLeod, Morrow, Chase, McKelvie approving; Director Hollowell abstaining.

Moved by Director McLeod, supported by Director Massaway, to approve Res. 2019-08, 2019 GLRI – Implementing Adaptive Fire Management Plan in the Eastern Upper Peninsula.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby authorizes Aaron Payment, Tribal Chairperson, or his duly authorized representative to sign, negotiate, amend and execute any agreements thereof for the Great Lakes Restoration Initiative administered by the Bureau of Indian Affairs, for the Adaptive Fire Management Plan.

Roll Call Vote: Motion carried unanimously.

Moved by Director Causley, supported by Director McLeod, to approve Res. 2019-09, 2019 BIA Circle of Flight Manoomin Restoration in Great Lakes Coastal Wetlands.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby authorizes Aaron Payment, Tribal Chairperson, or his duly authorized representative to sign, negotiate, amend and execute any agreements thereof for the 2019 Circle of Flight Program administered by the Bureau of Indian Affairs.

Motion carried with Director Hollowell abstaining.

Moved by Director Chase, supported by Director Hollowell, to approve Res. 2019-10, EPA Water Quality FY 2019 Budget Modification.

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2019 budget modification to EPA Water Quality for an increase in Federal EPA Revenue monies of \$5,729.13 and Tribal Support monies of \$364.66.

Moved by Director Sorenson, supported by Director Massaway, to approve Res. 2019-11, DeMawating Development 2019 Budget Modifications.

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2019 budget modification to DeMawating Development Property Management and DeMawating Development Maintenance to change the personnel sheets, increase expenses and increase Other Revenue.

Roll Call Vote: Motion carried unanimously.

Moved by Director Morrow, supported by Director McLeod, to approve Res. 2019-12, Tamarack Business Center.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors hereby directs that the space formerly designated as the American Café, located on the first floor of the Tribal Administration Building at 531 Ashmun Street, Sault Ste. Marie, Michigan, shall hereafter be designated as the Tamarack Business Center.

Motion carried unanimously.

Moved by Director McLeod, supported by Director Causley, to approve Res. 2019-13, Authority and Approval Site Selection – Kewadin Casinos SSM Srinergy Solar Project.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors approves and commits the site selections for the ground needed to construct the solar panels.

BE IT FURTHER RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians ("Tribe") hereby authorizes the Srinergy Company, at Srinergy's cost, to perform any necessary permitting and due diligence items to facilitate the project and ready the site(s), including tree removal, with any ancillary economic benefit of the activity belonging to the Tribe; and mitigation as needed to accommodate the solar project. Upon completion of the above, Srinergy will provide the Sault Tribe's EDC, a certified land survey describing the land to be leased under CFR 162 Subpart D - Business Leases on Trust Land.

Motion carried with Director McKelvie opposing.

Moved by Director Hollowell, supported by Director Massaway, to approve Res. 2019-14, Authority and Approval Site Selection – Chi Mukwa Srinergy Solar Project.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors approves and commits the site selections for the ground needed to construct the solar panels.

BE IT FURTHER RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians ("Tribe") hereby authorizes the Srinergy Company, at Srinergy's cost, to perform any necessary permitting and due diligence items to facilitate the project and ready the site(s), including tree removal, with any ancillary economic benefit of the activity belonging to the Tribe; and mitigation as needed to accommodate the solar project. Upon completion of the above, Srinergy will provide the Sault Tribe's EDC, a certified land survey describing the land to be leased under CFR 162 Subpart D - Business Leases on Trust Land.

Motion carried with Director McKelvie opposing.

Moved by Director McLeod, supported by Director Massaway, to approve Res. 2019-15, Authority and Approval Site Selection – Kewadin Shores Casino Srinergy Solar Project.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors approves and commits the site selections for the ground needed to construct the solar panels.

BE IT FURTHER RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians ("Tribe") hereby authorizes the Srinergy Company, at Srinergy's cost, to perform any necessary permitting and due diligence items to facilitate the project and ready the site(s), including tree removal, with any ancillary economic benefit of the activity belonging to the Tribe; and mitigation as needed to accommodate the solar project. Upon completion of the above, Srinergy will provide the Sault Tribe's EDC a certified land survey describing the land to be leased under CFR 162 Subpart D - Business Leases on Trust Land.

Motion carried with Directors McKelvie, Sorenson opposing.

Moved by Director Hoffman, supported by Director Sorenson, to approve Res. 2019-16, Tribal Liquor License Kewadin Casino Hotel and Convention Center.

NOW THEREFORE, BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby issues a CLASS A: Retailer License and CLASS B: Retail Intoxicating Liquor License to the Kewadin Casino Hotel and Convention Center.

BE IT FURTHER RESOLVED, that this license shall be posted and kept in a conspicuous place on the premises.

BE IT STILL FURTHER RESOLVED, this license shall expire on December 31, 2019.

## Motion carried unanimously.

Moved by Director Hoffman, supported by Director Sorenson, to approve Res. 2019-17, Tribal Liquor License Kewadin Casino Hessel.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby issues a CLASS A: Retailer License and CLASS B: Retail Intoxicating Liquor License to the Kewadin Casino Hessel.

BE IT FURTHER RESOLVED, that this license shall be posted and kept in a conspicuous place on the premises.

BE IT STILL FURTHER RESOLVED, this license shall expire on December 31, 2019.

## Motion carried unanimously.

Moved by Director Hoffman, supported by Director Sorenson, to approve Res. 2019-18, Tribal Liquor License Kewadin Shores Casino.

NOW THEREFORE, BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby issues a CLASS A: Retailer License and CLASS B: Retail Intoxicating Liquor License to the Kewadin Shores Casino.

BE IT FURTHER RESOLVED, that this license shall be posted and kept in a conspicuous place on the premises.

BE IT STILL FURTHER RESOLVED, this license shall expire on December 31, 2019.

### Motion carried unanimously.

Moved by Director Hoffman, supported by Director Sorenson, to approve Res. 2019-19, Tribal Liquor License Kewadin Casino Manistique.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby issues a CLASS A: Retailer License and CLASS B: Retail Intoxicating Liquor License to the Kewadin Casino Manistique.

BE IT FURTHER RESOLVED, that this license shall be posted and kept in a conspicuous place on the premises.

BE IT STILL FURTHER RESOLVED, this license shall expire on December 31, 2019.

Motion carried unanimously.

Moved by Director Hoffman, supported by Director Sorenson, to approve Res. 2019-20, Tribal Liquor License Kewadin Casino Christmas.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby issues a CLASS A: Retailer License and CLASS B: Retail Intoxicating Liquor License to the Kewadin Casino Christmas.

BE IT FURTHER RESOLVED, that this license shall be posted and kept in a conspicuous place on the premises.

BE IT STILL FURTHER RESOLVED, this license shall expire on December 31, 2019.

Moved by Director Hoffman, supported by Director Sorenson, to approve Res. 2019-21, Tribal Liquor License Midjim Convenience Store Sault Ste. Marie.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby issues a CLASS B: Retailer License and CLASS A: Retail Intoxicating Liquor License to the Midjim Convenience Store, Sault Ste. Marie.

BE IT FURTHER RESOLVED, that this license shall be posted and kept in a conspicuous place on the premises. BE IT STILL FURTHER RESOLVED, this license shall expire on December 31, 2019.

#### Motion carried unanimously.

Moved by Director Hoffman, supported by Director Sorenson, to approve Res. 2019-22, Tribal Liquor License Midjim Convenience Store St. Ignace.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby issues a CLASS B: Retailer License and CLASS A: Retail Intoxicating Liquor License to the Midjim Convenience Store, St. Ignace.

BE IT FURTHER RESOLVED, that this license shall be posted and kept in a conspicuous place on the premises.

BE IT STILL FURTHER RESOLVED, this license shall expire on December 31, 2019.

## Motion carried unanimously.

Moved by Director Hoffman, supported by Director Gravelle, to approve Res. 2019-23, Trust Land Status Fornalski Parcel Chippewa County Michigan.

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 25 and 26, Block B, Everett and Eveland's Subdivision, according to the plat recorded in Liber 1 of Plats, page 31, Chippewa County Records.

BE IT FURTHER RESOLVED, that the parcel to be acquired is to be used to accommodate school grounds expansion and is not intended for gaming purposes.

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.

### Motion carried unanimously.

Moved by Director Hoffman, supported by Director Gravelle, to approve Res. 2019-24, Trust Land Status Walker Parcel Chippewa County Michigan.

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 16, Block B, Everett and Eveland's Subdivision, according to the plat recorded in Liber 1 of Plats, page 31,

Chippewa County Records.

BE IT FURTHER RESOLVED, that the parcel to be acquired is to be used to accommodate school grounds expansion and is not intended for gaming purposes.

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.

## Motion carried unanimously.

Moved by Director Hoffman, supported by Director Gravelle, to approve Res. 2019-25, Trust Land Status Lot 17, Block B, Everett and Eveland's Subdivision Chippewa County Michigan.

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 17, Block B, Everett and Eveland's Subdivision, according to the plat recorded in Liber 1 of Plats, page 31, Chippewa County Records.

BE IT FURTHER RESOLVED, that the parcel to be acquired is to be used to accommodate school grounds expansion and is not intended for gaming purposes.

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.

## Motion carried unanimously.

Moved by Director Chase, supported by Director Morrow, to approve Res. 2019-26, Trust Land Status City of Escanaba Delta County, Michigan.

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:

PARCEL A:

Section 36, Township 39 North, Range 23 West, Michigan Meridian.

Land situated in the City of Escanaba, County of Delta, State of Michigan

S 10 FT OF E 25 A OF W 30 A OF SW ¼ OF NW ¼ EXC ROAD R/W ACREAGE

PARCEL B;

That part of the Southwest ¼ of the Northwest ¼ of Section 36, Township 39 North, Range 23 West, described as follows: Beginning 33 feet South and 169 feet East of the Northwest corner of the Southwest ¼ of the

Northwest 1/4 Section 36, Township 39 North, Range 23 West; thence East 266.86 feet; thence

South 150 feet; thence East 200 feet; thence South 350 feet; thence East 163.4 feet; thence South 777.45 feet, more or less to a point which is 10 feet North of the South line of the said Southwest 1/4 of the Northwest 1/4; thence West 643.22 feet; thence North 1287.85 feet, more or less, to the Point of Beginning.

BE IT FURTHER RESOLVED, that the parcel to be acquired is to be used to increase the tribal land base and to provide future essential governmental services in Delta County and is not intended for gaming purposes.

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.

Moved by Director Sorenson, supported by Director Massaway, to approve Res. 2019-27, Appointment of Alfred Edward ("Fred") Feleppa as an Appellate Judge.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors hereby appoints Alfred Edward Feleppa to serve as an Attorney Judge for the Sault Ste. Marie Tribe of Chippewa Indians Court of Appeals, for a four (4) year term ending on January 22, 2023, and authorizes the Chairperson or his designee, to contract with him for that position.

Motion carried with Director Hoffman opposing, Directors Causley, Gravelle abstaining.

Moved by Director Massaway, supported by Director McLeod, to approve Res. 2019-28, Appointment of Jay S. Finch Reserve Appellate Judge.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors hereby appoints Jay S. Finch, to serve as a Reserve Attorney Judge for the Sault Ste. Marie Tribe of Chippewa Indians Court of Appeals, for a four (4) year term ending on January 22, 2023, and authorizes the Chairperson or his designee, to contract with him for that position.

Motion carried unanimously.

Moved by Director Sorenson, supported by Director Massaway, to approve Res. 2019-29, Appointment of John Michael Causley, Jr. as a Reserve Elder Appellate Judge.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors hereby appoints John Michael Causley, Jr., to serve as a Reserve Elder Appellate Judge for the Sault Ste. Marie Tribe of Chippewa Indians Court of Appeals, for a four (4) year term beginning January 22, 2019.

Motion carried with Director Causley abstaining.

Moved by Director Hollowell, supported by Director Causley, to approve Res. 2019-30, Supporting Uniting Three Fires Against Violence 2019 Membership Dues.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby expresses its support of the mission of Uniting Three Fires Against Violence.

BE IT FURTHER RESOLVED, the Board of Directors authorizes the expenditure of funds in the amount of \$100 for the Tribe's 2019 annual dues.

Motion carried unanimously.

Moved by Director McLeod, supported by Director Sorenson, to reappoint Latisha Willette to the Child Welfare Committee, for a four year term, expiring January 2023.

Motion carried unanimously.

Moved by Director Massaway, supported by Director Sorenson, to reappoint Brenda Garries, to the Unit 3 St. Ignace Elder Advisory Subcommittee, for a four year term, expiring January 2023, Regular Member.

Motion carried unanimously.

Moved by Director Massaway, supported by Director Sorenson, to reappoint Brenda Garries, to the Unit 3 St. Ignace Elder Advisory Committee, for a four year term, expiring January 2023, Regular Member.

Moved by Director McKerchie, supported by Director Hollowell, to appoint Lisa Kurtz-Tollenaar, to the Child Welfare Committee, for a four year term, expiring January 2023.

Motion carried unanimously.

Moved by Director Chase, supported by Director Morrow, to approve the License Transfer of Robert Jensen, #SSM 123 to his son Joseph Jensen.

Motion carried unanimously.

#### **Board Concerns:**

Director Morrow: Negotiations – Copies; Housing. Closed Issue. Director Matson: Bag Limits; Decision Makers; Policy Makers.

Director McKerchie: Recording the Meetings. Director Gravelle: Elder Meal Ticket Policy.

Director Sorenson: Certain Positions - Questions; Community Health Questions; Residence Services - Questions;

**Board Packets.** 

Director Hoffman: Closed Issue.

Meeting adjourned: 7:12 p.m.

Date: 3-4-19 Secretary: Bright Secretary

Others present: Christine McPherson, Jessica Dumback, John Wernet, Robert Schulte, Joel Schultz, Jen Clerc, Rick Smith, Leo Chugunov, Eric Clark, Brad Silet, Kathie Brosemer, Kristyn Libby, Chief Marchand, Sheila Berger, Joanne Carr.