

**BOARD OF DIRECTORS REGULAR MEETING  
KEWADIN CASINO AND CONVENTION CENTER  
SAULT STE. MARIE, MICHIGAN  
MINUTES  
April 26, 2022**

The meeting was opened at 5:08 p.m. by Chairperson Payment.

Present: Kim Gravelle, Austin Lowes, Betty Freiheit, Michael McKerchie, DJ Hoffman, Lana Causley, Catherine Hollowell, Bridgett Sorenson, Keith Massaway, Darcy Morrow, Denise Chase, Charles Matson, and Aaron Payment.

Absent:

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

**Motion carried unanimously.**

**Moved by Director Causley, supported by Director Massaway, to approve the Minutes of 4-5-2022.**

**Motion carried unanimously.**

**Moved by Director Hoffman, supported by Director Chase, to approve Res. 2022-105, FY 2023 Budget Document ))1.**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2023 Budget Document 001, totaling \$19,208,070, of which \$141,944 comes from Tribal Support.

**Roll Call Vote: Motion carried unanimously.**

**Moved by Director Hoffman, supported by Director Freiheit, to approve Res. 2022-106, Partial Waiver of Convictions for Ms. Chelsie Monck.**

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors, pursuant to Tribal Code Chapter 76 grants a partial waiver to Ms. Chelsie Monck for the convictions of: Misdemeanor – Stalking 2/10/202; Misdemeanor – Stalking 2/22/2021.

**Motion carried with Director Sorenson opposing.**

Moved by Director Hoffman, supported by Director Massaway, to approve Res. 2022-107, Tribal Practices for Wellness in Indian Country Establishment of FY 2023 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 2023 budget for Tribal Practices for Wellness in Indian Country with Federal Department of Center for Disease Control monies of \$43,000.00. No effect on Tribal Support.

**Motion carried unanimously.**

**Moved by Director Massaway, supported by Director Hoffman, to approve Res. 2022-108, Healthy Start Grant and Third Party Revenue FY 2022 and FY 2023 Budget Modifications.**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2023 budget modification to the Healthy Start Grant to decrease Other Revenue - ITC of \$40,877.00 and increase use of Third Party Revenue of \$40,877.00. 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 FY 2022 budget modification to Third Party Revenue, increasing the transfer out of \$23,437.11. No effect on Tribal Support.

**Motion carried unanimously.**

**Moved by Director Freiheit, supported by Director Hoffman, to approve Res. 2022-109, Family Spirit Grant and Third Party Revenue FY 2022 Budget Modifications.**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2022 budget modification to the Family Spirit Grant to increase expenses with Third Party Revenue \$11,742.25. 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 FY 2022 budget modification to Third Party Revenue, increasing the transfer out of \$11,742.25. No effect on Tribal Support.

**Motion carried unanimously.**

**Moved by Director Hoffman, supported by Director Lowes, to approve Res. 2022-110, Cultural – Administration FY 2022 Budget Modification.**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2022 budget modification to Cultural Administration for an increase in Tribal Support of \$22,235.00.

**Motion carried unanimously.**

**Moved by Director Chase, supported by Director Freiheit, to approve Res. 2022-111, Native Employment Works Program.**

NOW, THEREFORE, BE IT RESOLVED, the Sault Ste. Marie Tribe of Chippewa Indians designates Anishnaabek Community and Family Services as the tribal lead agency to receive and administer the Native Employment Works program through the period of FY 2022-2025.

BE IT FURTHER RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby authorizes the Chairperson, Aaron A. Payment, or his designee to sign, negotiate, and execute documents on behalf of the Tribe, to obtain continued Native Employment Works grant funding

**Roll Call Vote: Motion carried unanimously.**

**Moved by Director Freiheit, supported by Director Hoffman, to approve Res. 2022-112, Acceptance of the 2022 Kewadin Casinos Audit.**

BE IT RESOLVED, that the Sault Ste. Marie Tribe of Chippewa Indians Board of Directors hereby accepts and approves the 2021 Northern Kewadin Casinos Audit, as approved by the Audit Committee, on April 21, 2022.

**Motion carried unanimously.**

**Moved by Director Massaway, supported by Director Hoffman, to approve Res. 2022-113, Acceptance of the 2021 Kewadin Casinos Gaming Authority Audit.**

BE IT RESOLVED, that the Sault Ste. Marie Tribe of Chippewa Indians Board of Directors, hereby accepts and approves the 2021 Kewadin Casinos Audit, which includes the Downstate Developments, as approved by the Audit Committee, on April 21, 2022.

**Motion carried unanimously.**



**Moved by Director Causley, supported by Director Hollowell, to approve Res. 2022-114, Trust Land Status 200 St. Mary's Village of Detour Chippewa County, MI.**

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:

Land situated in the Village of DeTour, County of Chippewa, Michigan.

Lot 12, Block 30, Dawson Subdivision, according to the plat recorded in Liber 3 of Plats, page 22, Chippewa County Records, Section 35, Town 42 North, Range 4 East, Michigan Meridian.

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 Causley, supported by Director Hollowell, to approve Res. 2022-115, Trust Land Status Lots 11 thru 15, Block 16 A.B. Wilgus Addition Sault Ste. Marie Chippewa County, MI.**

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:

Land situated in the City of Sault Ste. Marie, County of Chippewa, Michigan.

Lots 11 thru 15, inclusive, Block 16, A. B. Wilgus, Addition according to the Plat recorded in Liber 2, Page 9, Chippewa County Records, Section 8, Town 47 North, Range 1 East, Michigan Meridian. AND

Lot 1, Block 15, A. B. Wilgus Addition, according to the Plat recorded in Liber 2, page 9, Chippewa County Records, Section 8, Town 47 North, Range 1 East, Michigan Meridian.

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 Causley, supported by Director Hollowell, to approve Res. 2022-116, Trust Land Status Everett and Evelands Sub Lots 12-24, Incl Block A Sault Ste. Marie, Chippewa County, MI.**

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:

Land situated in the City of Sault Ste. Marie, County of Chippewa, Michigan.

Lots 12-24 Inclusive, Block A, Everett and Eveland's Subdivision, according to the plat recorded in Liber 1 of Plats, page 31, Chippewa County Records, Section 8, Town 47 North, Range 1 East, Michigan Meridian.

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 Causley, to approve Res. 2022-117, Authorization to Convey Property 916 Ashmun St. Sault Ste. Marie, MI.**

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby authorizes the Chairperson and Treasurer, or their designees, to negotiate and enter into agreements to convey to the City of Sault Ste. Marie, the following strip of land located in Sault Ste. Marie, MI, for no payment, the purpose being solely to clear up title on the property and convey the portions already underneath the City sidewalk:

The Easterly 7.00 feet of Lots 20, 21, 23, and 24, Block 3, George Leroy Brown's Addition, according to the plat recorded in Liber 1 of Plats, Page 15, Chippewa County Records,

BE IT FURTHER RESOLVED, that upon successful completion of those negotiations, the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby authorizes its Chairperson and its Treasurer, or their respective designees, to execute any documents necessary to effectuate the conveyance of those parcels of land from the Tribe to the City.

**Motion carried unanimously.**

**Moved by Director Causley, supported by Director Hoffman, to approve Res. 2022-118, Tribal Transportation Program Award and Approve Indefinite Delivery Indefinite Quantity Contract with Coleman Engineering for Architecture/Engineering/Consulting Services.**

NOW, THEREFORE, BE IT RESOLVED, the performance period will begin the date contract is signed, by Tribal Chairperson and continue for two years with an option to extend for an additional year, not to exceed three years. Extensions will be based on a review of satisfactory performance. Tribal Transportation has funding available for the above contract.

BE IT FURTHER RESOLVED, the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby authorizes and approves the Tribal Chairperson or his designee, to negotiate, execute, and amend any documents therefrom, on the Tribe's behalf resulting in an Indefinite Delivery Indefinite Quantity contract between the Sault Ste. Marie Tribe of Chippewa Indians and Coleman Engineering.

BE IT FURTHER RESOLVED, the Board of Directors authorizes the Chairperson or his designee, to take such other actions as they deem appropriate, to implement the purposes of this resolution and authorizes expenditures from the Tribal Transportation Fund: cost center 2932, 2931 and 2930.

**Motion carried unanimously.**

**Moved by Director Hoffman, supported by Director Chase, to approve Res. 2022-119, Consent to Waiver of Tribal Court Jurisdiction and Approval of Salesforce Master Subscription Agreement.**

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 a Master Subscription Agreement with Salesforce ("SFDC") as negotiated by Sault Thrive; and

1.3 SFDC will not consent to such agreement without a waiver of Tribal Court jurisdiction and an agreement to consent to the jurisdiction of certain courts in the state of California; and

1.4 In order to induce SFDC to enter into an agreement for the Master Subscription Agreement ("Agreement"), the Tribe is required to confirm that the Tribe and all other entities claiming by, through or under the Tribe will not claim exclusive Tribal Court jurisdiction with respect to any disputes or causes of action between the Tribe and SFDC that might arise from, or relate to, in any respect, the Agreement, or object to the venue clauses found in the Agreement; and

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

Section 2 CONSENT TO JURISDICTION; GOVERNING LAW, VENUE

2.1 The Tribe hereby consents to the governing law and venue clause found in Sections 12.9 and 12.11 of the Agreement, which requires the Tribe to consent to the governing law and jurisdiction of the courts in San Francisco, California; and

2.2 The Board of Directors approves the agreement, and waives the exclusive jurisdiction of the Tribal Court over any action arising under the Agreement and consents to the jurisdiction of the courts, as set forth in the Agreement, including any courts to which decisions of these courts may be appealed.

**Roll Call Vote: Motion carried unanimously.**



**Moved by Director Hoffman, supported by Director Massaway, to approve Res. 2022-120, Authorizing a Limited Waiver of Sovereign Immunity as Required to Obtain a Liquor License from the Michigan Liquor Control Commission.**

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby authorizes and approves the Michigan Liquor License Waiver and Consent Agreement – Tanglewood Marsh Golf Course, incorporated herein by reference, entering the Tribe into a limited waiver and consent agreement for Tanglewood Marsh Golf Course with the Michigan Liquor Control Commission.

BE IT FURTHER RESOLVED, that the Board of Directors hereby issues a limited waiver of the Tribe's sovereign immunity, granted solely to the Michigan Liquor Control Commission, pursuant to the terms of the Michigan Liquor License Waiver and Consent Agreement-Tanglewood Marsh Golf Course.

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

**Motion carried unanimously.**

**Moved by Director Sorenson, supported by Director Hoffman, to approve Res. 2022-121, Amending Tribal Code Chapter 71: Criminal Offenses.**

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors hereby adopts the amended Tribal Code Chapter 71: Criminal Offenses, attached hereto and incorporated within.

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

**Motion carried unanimously.**

**Moved by Director Hoffman, supported by Director McKerchie, to approve Res. 2022-122, ARPA Fund Appropriation – Unit 1 Cultural Community Center Open Air Pavilion.**

NOW, THEREFORE, BE IT RESOLVED, the Sault Tribe Board of Directors has appropriated \$1,250,000.00 of Unit 1 approved ARPA funds to accomplish Unit 1 Cultural Community Center Open Air Pavilion.

BE IT FURTHER RESOLVED, the Unit 1 Culture Community center enhancements shall consist of (but not limited to) an open air pavilion at least 60 x 100 in size with an ADA compliant men's and women's restroom at one end and covered ADA compliant connecting ramp to the Niigaaniigiizhic (open side wall with decorative steel guard/handrails both sides).

BE IT FURTHER RESOLVED, the Unit 1 Culture Community Center shall also include (but not limited to): commercial grade (Glass/Clear) overhead doors on three sides, Cedar style ceiling boards, wood burning fireplace on Southern Side, Heating and Cooling, Stamped Colored Concrete patio on exterior of Pavilion, Complete Mechanical, Heating, Cooling, and Electric Systems.

BE IT FURTHER RESOLVED, that any remaining funding earmarked for the Unit 1 Culture Community Center shall be utilized to update and enhance Niigaaniigiizhic Building and its surrounding buildings and grounds.

BE IT FURTHER RESOLVED, that the Sault Tribe Board of Directors authorizes the Tribe's Purchasing Department to create and execute a bidding process for the hiring of an external contractor to construct and facilitate the Unit 1 Cultural Community Center Open Air Pavilion.

BE IT FURTHER RESOLVED, that the Board of Directors authorizes the construction and facilitation of the Unit 1 Cultural Community Center Open Air Pavilion to include all necessary and appropriate actions, including budgeting allocations for external construction management and design services as authorized by the Chief Financial Officer, for completion of the project.

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

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

**Moved by Director Hoffman, supported by Director McKerchie, to approve Res. 2022-123, ARPA Fund Appropriation – Unit 1 Big Bear Community Center.**

NOW, THEREFORE, BE IT RESOLVED, the Sault Tribe Board of Directors has appropriated \$1,250,000.00 of Unit 1 approved ARPA funds to accomplish Unit 1 Big Bear Community Center enhancement(s) construction.

BE IT FURTHER RESOLVED, the Unit 1 Big Bear Community center enhancements shall consist of (but not limited to) new flooring in the gymnasiums, FFE for gymnasiums, external basketball courts, outdoor audio visual equipment (Theater and PA), outdoor fitness equipment, as well as an external hockey rink.

BE IT FURTHER RESOLVED, that the Sault Tribe Board of Directors authorizes the Tribe's Purchasing Department to create and execute a bidding process for the hiring of an external contractor to construct and facilitate the Unit 1 Big Bear Community Center enhancements.

BE IT FURTHER RESOLVED, that the Board of Directors authorizes the construction and facilitation of the Unit 1 Big Bear Community Center enhancements to include all necessary and appropriate actions, including budgeting allocations for external construction management and design services as authorized by the Chief Financial Officer, for completion of the project.

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

**Roll Call Vote: Motion carried unanimously.**

**Moved by Director Causley, supported by Director Hoffman, to relinquish Melissa J. Johnson from the Tribe.**

**Motion carried unanimously.**

**Moved by Director Gravelle, supported by Director Causley, to reappoint Helen Wilkins to the Child Welfare Committee, for a four year term, expiring April 2026.**

**Motion carried unanimously.**

**Moved by Director Causley, supported by Director Gravelle, to appoint Patty Jurczenko to the Child Welfare Committee, for a four term, expiring April 2026.**

**Motion carried with Director Freiheit opposing.**

**Moved by Director Causley, supported by Director Massaway, to reappoint James McKerchie, to the Election Committee, for a four year term, expiring April 20226.**

**Moved by Director Causley, supported by Director Massaway, to reappoint Jeremiah Shields to the Election Committee, for a four year term, expiring April 2026.**

**Motion carried unanimously.**

**Moved by Director Hoffman, supported by Director Hollowell, to negotiate up to the amount discussed in the workshop, for the Key Employee Position.**

**Roll Call Vote: Motion carried with Directors Matson, Hoffman, McKerchie, Causley, Massaway, Sorenson, Hollowell, Gravelle approving; Directors Morrow, Freiheit, Chase, Lowes opposing.**




Minutes 4-26-2022

Moved by Director Sorenson, supported by Director Hollowell, to refer to the Election Committee and to Legal for review, 2022-90, Authorizing Construction Management Services Agreement, for a referendum.

Motion carried with Director Freiheit opposing.

Adjourned: 6:38 p.m.

Date: 10-4-2022

Secretary: 

Others present: Christine McPherson, Robert Schulte, Jen Clerc, Katelynn Griffin, Joanne Carr.