

**BOARD OF DIRECTORS REGULAR MEETING
KEWADIN CASINO AND CONVENTION CENTER
SAULT STE. MARIE, MICHIGAN
MINUTES
September 6, 2022**

The meeting was opened at 5:0 p.m. by Chairman Hoffman.

Present: Michael McKerchie, Austin Lowes, Betty Freiheit, Isaac McKechnie, Rob McRorie, Lana Causley, Kimberly Lee, Bridgett Sorenson, Shawn Borowicz, Darcy Morrow, Kimberly Hampton, Tyler LaPlaunt, and DJ Hoffman.

Absent:

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

Roll Call Vote: Motion carried with Directors LaPlaunt, McKechnie, Morrow, McKerchie, Causley, Borowicz, Hampton, Sorenson, Lowes, Lee, McRorie approving; Director Freiheit opposing.

Moved by Director Sorenson, supported by Director Causley, to approve the Minutes of 4-26-2022; 5-3-2022; 6-14-2022; 6-20-2022; 6-27-2022; 7-5-2022; 7-12-2022; 7-19-2022; 7-26-2022; 8-9-2022 as written.

Roll Call Vote: Motion denied, with Directors Causley, McKerchie, Morrow, Sorenson approving; Directors Lee, Freiheit, Lowes, LaPlaunt, McKechnie, Borowicz, McRorie, Hampton opposing.

Moved by Director Morrow, supported by Director Sorenson, to approve Res. 2022-231, Manistique Medical Nursing 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 Manistique Medical Nursing to change the personnel sheet and reallocate expenses.

Roll Call Vote: Motion carried unanimously.

Moved by Director Morrow, supported by Director Causley, to approve Res. 2022-232, ACFS Division – Tribal Emergency Assistance Program 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 the Tribal Emergency Assistance Program for an increase in available /allowable ARPA funding or Tribal Support monies of \$42,842.05. This budget modification reflects actual expenditures and reallocation of expenses.

Roll Call Vote: Motion carried unanimously.

Moved by Director Freiheit, supported by Director Lowes, to approve Res. 2022-233, Trust Land Lease Captain, Louis J. and Jodie E., 2300 Shawano Drive – Sault Ste. Marie, Michigan.

RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby authorized its Tribal Chairman, and Treasurer to execute a lease to the land located at 2300 Shawano Drive, Sault Ste. Marie, MI to Louis J. Captain and Jodie E. Captain, and land being described as:

A parcel of land located in the Fractional Northwest 1/4, Section 16, Township 47 North, Range 1 East, City of Sault Ste. Marie, Chippewa County, Michigan more particularly described as commencing at the Northwest corner of said Section 16; thence S02°07'34"W along the West line of said Fractional Northwest 1/4 a distance of 425.00 feet; thence S87°52'26"E a distance of 33.00 feet to a point on the Easterly right of way line of Shunk Road, said point is also on the Southerly right of way line of Shawano Drive; thence continuing S87°52'26"E along said Southerly right of way line a distance of 100.00 feet; thence Easterly 276.54 feet along said Southerly right of way line and also along a curve to the right, said curve has a delta angle of 20°34'39", a radius of 770.00 feet and is subtended by a chord that bears S77°35'06"E a distance of 275.06 feet; thence Southeasterly along said Southerly (and Westerly) right of way line and also along a curve to the right, a distance of 281.28 feet. said curve has a delta angle of 70°04'17", a radius of 230.00 feet and is subtended by a chord that bears

S32°15'40"E a distance of 264.08 feet; thence S02°46'26"W along said Westerly right of way line a distance of 100.00 feet; thence Southerly a distance of 308.08 feet along said Westerly right of way line and also along a curve to the right, said curve has a delta angle of 19°48'21", a radius of 891.23 feet and is subtended by a chord that bears S12°40'33"W a distance of 306.55 feet, said point is the POINT OF BEGINNING:

Thence continuing Southerly along a curve to the right and also along said Westerly right of way line a distance of 94.29 feet, said curve has a delta angle of 06°03'43", a radius of 891.23 feet and is subtended by a chord that bears S25°36'34"W a distance of 94.25 feet; Thence N61°21'34"W a distance of 125.68 feet; Thence N09°33'44"E a distance of 82.98 feet; Thence S67°25'16"E a distance of 148.65 feet to the POINT OF BEGINNING. Containing 0.28 acres more or less. Subject to all easements, conditions, reservations, exceptions and restrictions contained in prior conveyances of record.

BE IT FURTHER RESOLVED, the lease is in furtherance of a Housing program operated in the promotion of the public purpose and the negotiated rental amount has been determined to be in the best interest of the Tribe and its people, and valuation in accordance with 25 CFR 162.320 is hereby waived.

Motion carried unanimously.

Moved by Director Morrow, supported by Director LaPlaunt, to approve Res. 2022-234, Authorizing the Submission of an SSBCI Program Application.

NOW, THEREFORE, BE IT RESOLVED, that the Sault Ste. Marie Tribe of Chippewa Indians Board of Directors hereby authorizes and approves the Memorandum of Understanding – SSBCI Program Management between the Tribe and Development Capital Networks, LLC.

BE IT FURTHER RESOLVED, that the Board of Directors hereby authorizes and approves the submission of an SSBCI Capital Program Application, and all related materials and documents required for the SSBCI Capital Program Application, on behalf of the Tribe.

BE IT FINALLY RESOLVED, that the Board of Directors hereby authorizes and approves the Tribal Vice-Chairman, or 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 LaPlaunt, supported by Director Freiheit, to approve Res. 2022-235, Unlawful Interference with Sault Tribe Governmental Operations.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors actions in this matter were conducted in the Board of Directors official capacity and in its role as the governing body of the Tribe, for the interests of the Sault Tribe.

BE IT FURTHER RESOLVED, that the Board of Directors hereby finds and determines that the cease and desist letters issued by DJ Hoffman's privately retained attorney constitute unlawful interference with the governmental operations of the Tribe and with the duly authorized investigation into these matters, pursuant to Res. 2022-204, which is both necessary and in the best interests of the Tribe.

BE IT FURTHER RESOLVED, that the Board of Directors hereby directs the Tribe's Legal Department to prepare a letter in response to the cease and desist letters from DJ Hoffman's privately retained attorney, to inform him that this type of unlawful interference and conduct will not be tolerated by the Tribe and any such further actions that interfere with the duly authorized governmental operations of the Tribe shall be subject to legal action taken against DJ Hoffman's privately retained attorney.

BE IT FINALLY RESOLVED, that the Board of Directors hereby authorizes and approves the Tribal Vice-Chairman, 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 LaPlaunt, McKechnie, Freiheit, Hampton, Lowes, Lee, McRorie approving; Directors Morrow, McKerchie, Causley, Sorenson opposing; Director Borowicz abstaining.

Moved by Director LaPlaunt, supported by Director Lowes, to approve Res. 2022-236, Approving and Adopting Amended General Counsel Strategic Plan.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves and adopts the amended General Counsel Strategic Plan.

Roll Call Vote: Motion carried with Directors McRorie, LaPlaunt, McKechnie, Borowicz, Freiheit, Lee, Hampton, Lowes approving; Directors Sorenson, McKerchie, Causley, Morrow opposing.

Moved by Director Freiheit, supported by Director McKechnie, to table the resolution Ch. 71.

Roll Call Vote: Motion carried with Directors Lee, Freiheit, Borowicz, McRorie, Lowes, Hampton, LaPlaunt, McKechnie approving; Directors Morrow, Causley, McKerchie, Sorenson opposing.

Moved by Director LaPlaunt, supported by Director McRorie, to table the resolution regarding Investigating Accusations Against Elected Officials.

Roll Call Vote: Motion carried with Directors LaPlaunt, McKechnie, Borowicz, Lee, Hampton, McRorie, Lowes, Freiheit approving; Directors Sorenson, Morrow, McKerchie, Causley opposing.

Moved by Director Sorenson, supported by Director Causley, to appoint Kim Gravelle as the Chair of the Enrollment Committee and reappoint Boyd Snider and Darcy Morrow to a two year term, expiring Sept 2024.

Roll Call Vote: Motion denied with Directors Causley, McKerchie, Sorenson, McKechnie approving; Directors Lee, Freiheit, Lowes, LaPlaunt, Borowicz, McRorie, Hampton opposing, Director Morrow abstaining.

Moved by Director Sorenson, supported by Director Causley, to appoint Cheyenne Holappa to the Higher Ed Committee, for a four year term, expiring September 2026.

Roll Call Vote: Motion carried unanimously.

Moved by Director Sorenson, supported by Director Morrow, to accept the resignation of Pamela Lang, from the Unit 4 Manistique Elder Committee, effective immediately.

Motion carried unanimously.

Moved by Director Causley, supported by Director Sorenson, to reappoint to the Unit 2 – Newberry Elder Committee Charles Derusha – Regular Member, 4 year term, expiring September 2026 and reappoint Robert Derusha – Regular Member, 4 year term, expiring September 2026.

Motion carried unanimously.

Moved by Director LaPlaunt, supported by Director Lowes, to reappoint to the Elder Advisory Boyd Snyder, Regular Member, 4 year term, expiring September 2026.

Motion carried unanimously.

Adjourned: 5:26 p.m.

Date: 12/20/22 Secretary: 

Others present: Christine McPherson, Jessica Dumback, Bob Schulte, JR Loera, Susan Soltys, Leo Chugunov, Juanita Bye, Larry Jacques, Clarence Hudak, Katelynn Griffin, Joanne Carr.