

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

**December 1, 2020**

**5:00 P.M.**

- I. CALL TO ORDER
- II. INVOCATION: Prayer, Smudging, Presentation of Grandfathers
- III. ROLL CALL
- IV. PRESENTATION:
- V. MINUTES:                   9-1- 2020  
                                      9-15-2020  
                                      10-27-2020  
                                      11-17-2020
- VI. RESOLUTIONS:       Bud Mod:  
                                      Judicial Services  
                                      Continuing Funding  
                                      Partial Waivers (3)  
                                      American Legion
- VII. NEW BUSINESS:       Committee Request  
                                      2021 Board Calendar  
                                      Board Concerns
- VIII. ADJOURN TO EXECUTIVE SESSION:
- IX. RECONVENE AND REAFFIRM
- X. ADJOURN

## ***MEMORANDUM***

**TO: Board of Directors**  
**FROM: Joanne Carr, Board Secretary**  
**DATE: November 24, 2020**  
**RE: Workshop Agenda for December 1, 2020**

### **AGENDA**

10:00 a.m. – Negotiations

Gaming Authority Meeting

Executive Reports

#### **Lunch**

1:15 p.m. – Partial Waivers

1:45 p.m. – Grants Management

2:15 p.m. – American Legion

2:30 p.m. – Agenda Review

5:00 p.m. – Regular meeting of the Board

# **BOARD OF DIRECTORS REGULAR MEETING**

**December 1, 2020**

## **Sponsor's List**

### **RESOLUTIONS:**

Bud Mod:

Judicial Services – Jocelyn Fabry

Continuing Funding - Budgets

Partial Waivers (3)- Mark Esqueda, Asst. Prosecutor

American Legion – Joel Lumsden, Leo Chugunov

### **NEW BUSINESS:**

Committee Request - Enrollment Special Needs Committee

2021 Board Calendar – Joanne Carr

Board Concerns – Director Causley

**RESOLUTION NO:** \_\_\_\_\_

**JUDICIAL SERVICES  
FY 2020 BUDGET MODIFICATION**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2020 budget modification to Judicial Services to change the personnel sheet, increase expenses, increase Federal BIA monies \$61,405.00, increase Other Transfer in monies \$2,324.91, and reduce Tribal Support \$48,849.80.

**C E R T I F I C A T I O N**

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 \_\_\_\_\_ members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the \_\_\_\_\_ day of \_\_\_\_\_ 2020; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of \_\_\_\_\_ members for, \_\_\_\_\_ members against, \_\_\_\_\_ 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

**RESOLUTION NO:** \_\_\_\_\_

**CONTINUING FUNDING AUTHORITY  
FOR FISCAL YEAR 2021 JANUARY TO DECEMBER**

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 U.S.C. 467 et seq; and

WHEREAS, the Board of Directors and tribal staff have not completed the process of reviewing budgets for their respective budget year 2021; and

WHEREAS, the attached cost center list, with fiscal year of January to December, for budget year 2021 is still under review and will not be completed until after the fiscal year start date of January; and

WHEREAS, the Board of Directors wants to ensure that services are not left unfunded for a period between expiration of the fiscal year 2020 budgets and approval of the fiscal year 2021 budgets.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors approves continuing funding for the attached cost centers for fiscal year 2021, at their 2020 spending levels, for a period not to exceed March 31, 2021:

**C E R T I F I C A T I O N**

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

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

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

**RESOLUTION NO: \_\_\_\_\_**

**PARTIAL WAIVER OF CONVICTIONS FOR  
MS. MARISSA MACDONALD**

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, the Board of Directors has enacted Tribal Code Chapter 76: Partial Waiver of Conviction for Gaming License Purpose that allows for a partial waiver of conviction be issued to tribal members who have been convicted of a crime and would be denied a license for employment in a gaming operation pursuant to Chapter 42; and

WHEREAS, Ms. Marissa MacDonald, a tribal member who was convicted of:

1. Felony – Assaulting/Resisting/Obstructing Police Officer 2/13/2020

WHEREAS, Ms. Marissa MacDonald, would be denied a license for employment as a key employee or primary management official because of the criminal conviction; and

WHEREAS, the Board of Directors has determined that Ms. Marissa MacDonald is not likely to engage in any offensive or criminal course of conduct and the public good does not require that he be denied a license as a key employee or primary management official.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors, pursuant to Tribal Code Chapter 76 grants a partial waiver to Ms. Marissa MacDonald for the convictions of:

1. Felony – Assaulting/Resisting/Obstructing Police Officer 2/13/2020

**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 \_\_\_\_\_ members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the \_\_\_\_\_ day of \_\_\_\_\_ 2020; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of \_\_\_\_\_ members for, \_\_\_\_\_ members against, \_\_\_\_\_ members abstaining, and that said resolution has not been rescinded or amended in any way.

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

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

**RESOLUTION NO: \_\_\_\_\_**

**PARTIAL WAIVER OF CONVICTIONS FOR  
MR. JUSTIN DAVENPORT**

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, the Board of Directors has enacted Tribal Code Chapter 76: Partial Waiver of Conviction for Gaming License Purpose that allows for a partial waiver of conviction be issued to tribal members who have been convicted of a crime and would be denied a license for employment in a gaming operation pursuant to Chapter 42; and

WHEREAS, Mr. Justin Davenport, a tribal member who was convicted of:

1. Felony – Criminal Sexual Conduct – 3<sup>rd</sup> Degree (person 13-15) 4/15/2019

WHEREAS, Mr. Justin Davenport, would be denied a license for employment as a key employee or primary management official because of the criminal conviction; and

WHEREAS, the Board of Directors has determined that Mr. Justin Davenport is not likely to engage in any offensive or criminal course of conduct and the public good does not require that he be denied a license as a key employee or primary management official.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors, pursuant to Tribal Code Chapter 76 grants a partial waiver to Mr. Justin Davenport for the convictions of:

1. Felony – Criminal Sexual Conduct – 3<sup>rd</sup> Degree (person 13-15) 4/15/2019

**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 \_\_\_\_\_ members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the \_\_\_\_\_ day of \_\_\_\_\_ 2020; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of \_\_\_\_\_ members for, \_\_\_\_\_ members against, \_\_\_\_\_ members abstaining, and that said resolution has not been rescinded or amended in any way.

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

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

**RESOLUTION NO: \_\_\_\_\_**

**PARTIAL WAIVER OF CONVICTIONS FOR  
MR. JEREMY THEUT**

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, the Board of Directors has enacted Tribal Code Chapter 76: Partial Waiver of Conviction for Gaming License Purpose that allows for a partial waiver of conviction be issued to tribal members who have been convicted of a crime and would be denied a license for employment in a gaming operation pursuant to Chapter 42; and

WHEREAS, Mr. Jeremy Theut, a tribal member who was convicted of:

1. Misdemeanor – Child Abuse, 4<sup>th</sup> Degree 7/17/2019
2. Misdemeanor – Domestic Violence 10/16/2019

WHEREAS, Mr. Jeremy Theut, would be denied a license for employment as a key employee or primary management official because of the criminal conviction; and

WHEREAS, the Board of Directors has determined that Mr. Jeremy Theut is not likely to engage in any offensive or criminal course of conduct and the public good does not require that he be denied a license as a key employee or primary management official.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors, pursuant to Tribal Code Chapter 76 grants a partial waiver to Mr. Jeremy Theut for the convictions of:

1. Misdemeanor – Child Abuse, 4<sup>th</sup> Degree 7/17/2019
2. Misdemeanor – Domestic Violence 10/16/2019

**C E R T I F I C A T I O N**

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

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

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



**RESOLUTION NO:** \_\_\_\_\_

**AMERICAN LEGION  
TRIBAL VETERANS SERVICE OFFICER AGREEMENT**

WHEREAS, the American Legion Department of Michigan has hired a Tribal Veterans Service Officer(s) for the purpose of facilitating additional assistance, including health and welfare assistance, for the veterans in the area of the Upper Peninsula; and

WHEREAS, the Board wishes to provide the funding for this position for fiscal year 2021, Beginning October 1, 2020 and ending in September 30, 2021 , and is subject to review and extension at that time; and

WHEREAS, there exists sufficient third party revenue available to support this expenditure in fiscal year 2021.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby authorizes and directs the Tribal Chairperson of the Tribe to renew the existing approved terms of the contract with the American Legion Department of Michigan, pursuant to which the Tribe will provide a grant not to exceed \$103,000.00 annually, and the American Legion will hire and supervise this staff and will provide, at a minimum, monthly reports detailing all activities of the staff to support the expenditure together with such other reporting as may be required by the Department for oversight purposes.

BE IT FURTHER RESOLVED, that the Health Division and Executive Director shall ensure that oversight is provided to ensure that health services are made available and to assist in identifying any necessary services that may be added to the Tribe's Health Division internally.

**C E R T I F I C A T I O N**

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

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

**SAULT STE. MARIE TRIBE OF CHIPPEWA INDIANS  
BOARD OF DIRECTORS 2021 CALENDAR**

<b>January 5</b>	Sault Ste. Marie	<b>January 19</b>	Sault Ste. Marie
<b>February 2</b>	Sault Ste. Marie	<b>February 16</b>	Sault Ste. Marie
<b>March 2</b>	Sault Ste. Marie	<b>March 16</b>	Manistique
<b>April 6</b>	Sault Ste. Marie	<b>April 20</b>	Munising
<b>May 4</b>	Sault Ste. Marie	<b>May 18</b>	Sault Ste. Marie
<b>June 1</b>	Sault Ste. Marie	<b>June 15</b>	St. Ignace
<b>July 6</b>	Sault Ste. Marie	<b>July 20</b>	Escanaba
<b>August 3</b>	Sault Ste. Marie	<b>August 17</b>	Sault Ste. Marie
<b>September 7</b>	Sault Ste. Marie	<b>September 21</b>	Sault Ste. Marie
<b>October 5</b>	Sault Ste. Marie	<b>October 19</b>	Sault Ste. Marie
<b>November 2</b>	Sault Ste. Marie	<b>November 16 (23)</b>	Hessel
<b>December 7</b>	Sault Ste. Marie		

Per the Constitution and Bylaws, Article 1 – Meetings of the Board of Directors, Section 1: .....provided that at least one meeting per year shall be held in each of the five election units established pursuant to Article V, Section 1 of the tribal constitution.

General meetings of the Board of Directors are held the 1st and 3rd Tuesdays of the month. All general meetings start at 5:00 p.m. All Sault meetings will be held at the Kewadin Casino and Convention Center, other locations to be announced. Meetings with \*\* are changed to accommodate the Chair/Board attendance at MAST, NCAI, United Tribes, various Wash. D.C. meetings or holidays.

All special meetings will be announced.

For further information please call Joanne Carr (ext. 26337) or Linda Grossett (ext. 26338) at the Administration Office, 800-793-0660, 906-635-6050.