

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

**June 1, 2021  
5:00 P.M.**

- I. CALL TO ORDER
- II. INVOCATION: Prayer, Smudging, Presentation of Grandfathers
- III. ROLL CALL
- IV. PRESENTATION:
- V. MINUTES: 5-18-2021
- VI. RESOLUTIONS: Bud Mod:
  - Elder Care Services
  - Manistique Dental
  - Health Sault Laboratory
  - Gov't Purchases Shipping/Receiving
  - DeMawating Enterprises Capital Outlays
  - Trust Land Lease – Clement
  - U.S. Dept of Treasurer – Homeowner Assistance Fund
  - Contract – Edwards
  - Tribal Community Response Plan
  - Child Protection Background Check Exception
- VII. NEW BUSINESS: Key Employee
  - Tribal Community Pool Development Committee
  - Board Concerns
- VIII. ADJOURN TO EXECUTIVE SESSION:
- IX. RECONVENE AND REAFFIRM
- X. ADJOURN

## ***MEMORANDUM***

**TO: Board of Directors**  
**FROM: Joanne Carr, Board Secretary**  
**DATE: May 27, 2021**  
**RE: Workshop Agenda for June 1, 2021**

### **AGENDA**

**10:00 A.M.**

Negotiations

Budgets

**Working Lunch**

Gaming Authority Meeting

Executive Reports

3:30 p.m. - Agenda Review

4:00 p.m.

Membership /Board Concerns

5:00 p.m.

Regular Meeting of the Board of Directors

# **BOARD OF DIRECTORS REGULAR MEETING**

**June 1, 2021**

## **Sponsor's List**

### **RESOLUTIONS:**

Bud Mod:

Elder Care Services – Holly Kibble

Manistique Dental – Leo Chugunov

Health Sault Laboratory – Leo Chugunov

Gov't Purchases Shipping/Receiving – Bob Schulte

DeMawating Enterprises Capital Outlays – Joel Schultz

Trust Land Lease – Clement – Joel Schultz

U.S. Dept of Treasurer – Homeowner Assistance Fund – Joni Talentino

Contract – Edwards – Christine McPherson

Tribal Community Response Plan – Christine McPherson

Child Protection Background Check Exception – Christine McPherson

### **NEW BUSINESS:**

Key Employee – Christine McPherson

Tribal Community Pool Development Committee – Unit One Directors – Hoffman, McKerchie, Freiheit, Gravelle, Lowes

Board Concerns – Director Causley

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

**ELDERCARE SERVICES  
FY 2021 BUDGET MODIFICATIONS**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2021 budget modification for Eldercare Services to decrease Tribal Support monies \$13,097.02. This modification is for changes to the personnel sheet.

**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 \_\_\_\_\_ 2021; 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:** \_\_\_\_\_

**MANISTIQUE DENTAL  
FY 2021 BUDGET MODIFICATION**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2021 budget modification to Manistique Dental to change the personnel sheet and reallocate expenses. No effect on Tribal Support.

**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 \_\_\_\_\_ 2021; 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:** \_\_\_\_\_

**HEALTH SAULT LABORATORY  
FY 2021 BUDGET MODIFICATION**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2021 budget modification to Health Sault Laboratory to change the personnel sheet and reallocate expenses. No effect on Tribal Support.

**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 \_\_\_\_\_ 2021; 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: \_\_\_\_\_**

**FY 2021 GOVERNMENTAL  
CAPITAL PURCHASES MODIFICATION  
SHIPPING & RECEIVING**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2021 Governmental Capital Purchases modification to Shipping & Receiving to reduce the amount of funds needed from \$30,000 to \$25,000, and to change the funding source from the Fund Balance to Tribal Support.

**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 \_\_\_\_\_ 2021; 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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Sault Ste. Marie Tribe of  
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Bridgett Sorenson, Secretary  
Sault Ste. Marie Tribe of  
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**RESOLUTION NO:** \_\_\_\_\_

**DEMAWATING DEVELOPMENT  
FY 2021 ENTERPRISE CAPITAL OUTLAYS  
BUDGET MODIFICATION**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the modification to the FY 2021 Enterprise Capital Outlay Budget to increase the expenses for DeMawating Development of \$275,000.00 from fund balance. No Tribal Support.

**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 \_\_\_\_\_ 2021; 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: \_\_\_\_\_**

**TRUST LAND LEASE - PARCEL 46  
CLEMENT  
SAULT STE. MARIE, MI**

RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby authorized its Tribal Chairperson and Treasurer, to execute a lease to the land located in Sault Ste. Marie, Michigan, to: Gabryelle G. Clement and land being described as follows:

A parcel of land located in the North  $\frac{1}{2}$  of the Southeast  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$  of Section 29, Town 47 North, Range 1 East, Soo Township, Chippewa County, Michigan being more particularly described as follows:

Commencing at the East  $\frac{1}{4}$  corner of Section 29, Town 47 North, Range 1 East; thence North  $1^{\circ} 39' 16''$  East, along the East line of the Northeast  $\frac{1}{4}$  of said Section 29, a distance of 660.75 feet to the Southeast corner of the North  $\frac{1}{2}$  of the Southeast  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$  of said Section 29; thence North  $87^{\circ} 39' 02''$  West, along the South line of said North  $\frac{1}{2}$  of the Southeast  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$ , 50.00 feet to the Westerly right-of-way of Shunk Road; thence North  $1^{\circ} 39' 16''$  East, along said Westerly right-of-way, 262.48 feet; thence South  $61^{\circ} 06' 31''$  West, 442.44 feet; thence North  $87^{\circ} 39' 02''$  West, along a line parallel to the South line of said North  $\frac{1}{2}$  of the Southeast  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$ , 315.52 feet to the Point of Beginning of the herein described parcel; thence North  $87^{\circ} 39' 02''$  West, continuing along a line parallel to the South line of said North  $\frac{1}{2}$  of the Southeast  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$ , 150.00 feet; thence North  $2^{\circ} 20' 58''$  East, 345.79 feet to the Southerly right-of-way of Timberwolf Drive; thence 55.86 feet, along the said Southerly right-of-way, and along a curve with its center to the South having a radius of 242.00 feet, a chord of 55.74 feet, and a chord bearing of North  $88^{\circ} 07' 06''$  East; thence South  $85^{\circ} 16' 07''$  East, continuing along said Southerly right-of-way, 94.49 feet; thence South  $2^{\circ} 20' 58''$  West, 345.97 feet to the Point of Beginning.

Containing 1.20 acres of land more or less.

RESOLVED, the lease is in furtherance of a housing program operated in the promotion of the public purposes 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.

**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 \_\_\_\_\_ 2021; 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: \_\_\_\_\_**

**U. S. DEPARTMENT OF THE TREASURY  
FY 2021 HOMEOWNER ASSISTANCE FUND**

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians is a duly organized Indian Tribe under the Indian Reorganization Act of June 15, 1934 (P. L. 73-383, 48 Stat. 984); and

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians Housing Authority (“STHA”), is organized by Tribal Ordinance, pursuant to the authority of the Sault Ste. Marie Tribe of Chippewa Indians; and

WHEREAS, the Sault Tribe Housing Authority (STHA), is organized by Tribal Ordinance, Chapter 90 and formally designated by the Sault Ste. Marie Tribe of Chippewa Indians Board of Directors as the Tribally Designated Housing Entity (TDHE) by Resolution No 98-66; and

WHEREAS, under section 3206 of the American Rescue Plan Act of 2021 (the ARP) the Homeownership Assistance Fund (HAF) is established under the U. S. Department of Treasury (Treasury) and notes the Tribally Designated Housing Entity of an Indian Tribe as an eligible entity to apply for funding, funding authorized by this bill is available until September 30, 2025; and

WHEREAS, the purpose of the HAF was established to mitigate financial hardships associated with the coronavirus pandemic by providing funds to eligible entities for the purpose of preventing homeowner mortgage delinquencies, defaults, foreclosures, loss of utilities or home energy services, and displacements of homeowners experiencing financial hardship, after January 21, 2020, through qualified expenses related to mortgages and housing; and

WHEREAS, the Treasury requires the applicant TDHE to create a certified digital identity in the Treasury State, Local and Tribal Portal (SLT Portal) to submit the Treasury Notice of Funds Request, once approved the Financial Assistance Agreement must be submitted to the Treasury; and

WHEREAS, by June 30, 2021 the TDHE must submit to Treasury, a completed HAF plan or a date by which a HAF plan will be submitted; and

WHEREAS, the Sault Tribe Housing Authority Board of Commission authorized the Housing Director or designee, to create a certified digital identity in the Treasury State, Local and Tribal Portal (SLT Portal), to submit the Treasury Notice of Funds Request, and the Financial Assistance Agreement, as described above, and hereby requests concurrence from the Tribal Board of Directors.

NOW, THEREFORE, BE IT RESOLVED, the Sault Tribe Board of Directors hereby provides concurrence and authorization to the Sault Tribe Housing Authority Director, or its duly authorized representative, to complete the on-line submission, as noted above, to secure U.S. Treasury Homeowner Assistance funding.

BE IT FINALLY RESOLVED, that the Sault Tribe of Chippewa Indians Board of Directors hereby authorizes and directs the Chairperson of the Tribe, to accept the FY 2021 Homeowner Assistance Funding and execute such documents and agreements as may be necessary to further this purpose.

**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 \_\_\_\_\_ 2021; 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  
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Bridgett Sorenson, Secretary  
Sault Ste. Marie Tribe of  
Chippewa Indians

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

**APPROVING CONTRACT  
MICHAEL T. EDWARDS**

RESOLVED, that the Board of Directors hereby approves the contract between the Sault Ste. Marie Tribe of Chippewa Indians and Michael T. Edwards, ending December 31, 2022, for the purpose of providing legal services to the Tribe.

**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 \_\_\_\_\_ 2021; 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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Bridgett Sorenson, Secretary  
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**RESOLUTION NO:** \_\_\_\_\_

**APPROVE TRIBAL COMMUNITY RESPONSE PLAN**

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians is a federally recognized Indian Tribe organized under the Indian Reorganization Act of 1934, as amended; and

WHEREAS, the Board of Directors acknowledges that indigenous people suffer from disproportionately high rates of violence, going missing, and being murdered; and

WHEREAS, the issue is known collectively across Native communities as "Missing and Murdered Indigenous Persons", MMIP; and

WHEREAS, a community response plan that includes Victim Services, Media and Public Communication, Law Enforcement, and Community Outreach Partnership, will greatly enhance our preparation and response to missing persons reports; and

WHEREAS, the Missing and Murdered Indigenous Persons Coordinator, in the United States Attorney's Office, Western District, has worked with the Tribal Chairperson, the Executive Director, Representatives from Law Enforcement, Anishnaabek Community and Family Services, Advocacy Resource Center, Communications, Prosecutors Office, Culture and Language Department, Planning and Development, our partners at Uniting Three Fires Against Violence, and together have developed a Missing and Murdered Tribal Community Response Plan.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the Tribal Community Response Plan and intends for this plan to be continuously updated and reauthorized.

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

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

**CHILD PROTECTION BACKGROUND CHECK INVESTIGATION  
PEER RECOVERY COACH EXCEPTION**

WHEREAS, 25 USC 3201 requires the Tribe to conduct background checks of all employees and volunteers whose positions involve regular contact with or control over children; and

WHEREAS, the Board of Directors per Resolution 2018-293 adopted an updated version of the policy entitled “Child Protection Background Investigation for Team Members Having Regular Contact with or Control over Children” (“Policy”); and

WHEREAS, the Board of Directors per Resolution 2018-293 further resolved that the Human Resources Department is directed to work with program directors, managers, and supervisors to review all existing job descriptions to ensure that they are in compliance with the revised Policy; and

WHEREAS, currently, with minimal exception, any position within Health Services shall require a Child Background Investigation under the Policy; and

WHEREAS, the position of Peer Recovery Coach is under the Health Services umbrella; and

WHEREAS, the Policy allows an avenue for Departments to have certain positions excluded from requiring a background investigation if the Department can ensure that employees in that position will have no unsupervised contact with children; and

WHEREAS, the Health Department has invoked the option to have the Peer Recovery position excluded from the Policy because the position has no contact or interaction with children and further, the Health Department can ensure that the Peer Recovery Coach position will have no unsupervised contact with children.

NOW, THEREFORE, BE IT RESOLVED, the Sault Tribe Board of Directors hereby grants an exemption for the Peer Recovery Coach position from the Policy; thereby the Peer Recovery Coach position shall not require a background investigation under the Policy.

BE IT FURTHER RESOLVED, the Human Resource Department is directed to make any and all necessary changes to the Policy to exclude the Peer Recovery Coach position from requiring a background check under the Policy.

**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 \_\_\_\_\_ 2021; 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  
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