

ROLL CALL MATRIX

Meeting Date: 9-1-09

P	A	Res. Number	183	184	185	186	187	188	189	190
		2009								
		Unanimous	U		U		U	U	U	
✓		Cathy Abramson	2	Y		2Y	1		2	A
✓		Joe Eitrem		Y		Y				
	✓	Bernard Bouschor	<i>Recovering from surgery.</i>							
✓		DJ Hoffman	1	Y		1Y		1	1	1
✓		Dennis McKelvie		Y		N				
✓		Lana Causley		2Y	1	Y	2			
✓		Bob LaPoint		Y		Y				
✓		Keith Massaway		1Y	2	Y		2		
✓		Pat Rickley		Y		Y				
✓		Denise Chase		N		N				
✓		Tom Miller		Y		Y				
✓		Shirley Petosky		Y		Y				2
✓		Joe McCoy								

- 1 = Made Motion
- Y = Voted Yes
- A = Abstained
- S = Sponsored by Board Member
- 2 = Second/Support Motion
- N = Voted No
- U = Unanimous



RESOLUTION NO: 2009-183

**FY 2010 HEAD START ARRA FUNDING
BUDGET MODIFICATION
SEPTEMBER 2009**

Min Waban Dan

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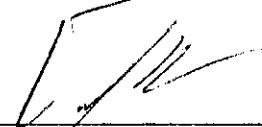
**Government
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BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians here by approves the FY 2010 budget modification to establish a budget for Head Start ARRA Funding with Federal – Health and Human Services monies \$75,766 and an In-Kind match of \$2,132.

CERTIFICATION

We, the undersigned, as Chairman 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 12 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 1 day of September 2009; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 11 members for, 0 members against, 0 members abstaining, and that said resolution has not been rescinded or amended in any way.



Darwin "Joe" McCoy, Chairman
Sault Ste. Marie Tribe of
Chippewa Indians



DJ Hoffman, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians



RESOLUTION NO: 2009-184

**FY 2009 CRC FITNESS CENTER
BUDGET MODIFICATIONS
SEPTEMBER 2009**

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BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians here by approves the FY 2009 budget modifications to the Community Recreation Center – Fitness Center, to decrease Other Revenues \$34,017.4, decrease Expenses \$6,825.73, increase Tribal Support \$27,191.67, and expand the hours of operation during the weekdays.

CERTIFICATION

We, the undersigned, as Chairman 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 12 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 1 day of September 2009; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 10 members for, 1 members against, 0 members abstaining, and that said resolution has not been rescinded or amended in any way.

Darwin "Joe" McCoy, Chairman
Sault Ste. Marie Tribe of
Chippewa Indians

DJ Hoffman, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians



RESOLUTION NO: 2009-185

**AUTHORIZATION OF RIGHT-OF-WAY ACROSS TRIBAL TRUST LAND
CULTURE CAMP ROAD PROJECT**

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 USC 467, et. Seq; and

WHEREAS, the United States of America holds land located in the City of Sault Ste. Marie in trust for the Sault Ste. Marie Tribe of Chippewa Indians; and

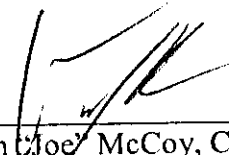
WHEREAS, the Sault Tribe Tribal Transportation Program has requested an easement, without tenure, for the purpose of completing the Bureau of Indians Affair (BIA) Road Project #F60-46905 Anishinaabe Miikans Trail Parking/Culture Camp Access Road.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the granting of a Right-of-Way for no monetary consideration due to the overall benefits to the Tribe and its members derived from the road project; across the following described property: see attachment.


BE IT FURTHER RESOLVED, that the Board of Directors authorizes its Chairman and Treasurer to execute any documentation required concerning the grant of easement, without tenure, and for no monetary consideration, consistent with this resolution for and on behalf of the Tribe.

CERTIFICATION

We, the undersigned, as Chairman 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 12 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 1 day of September 2009; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 11 members for, 0 members against, 0 members abstaining, and that said resolution has not been rescinded or amended in any way.



Darwin Joe McCoy, Chairman
Sault Ste. Marie Tribe of
Chippewa Indians



DJ Hoffman, Secretary
Sault Ste. Marie Tribe of
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ATTACHMENT

CULTURE CAMP ROAD PROJECT

The following described property:

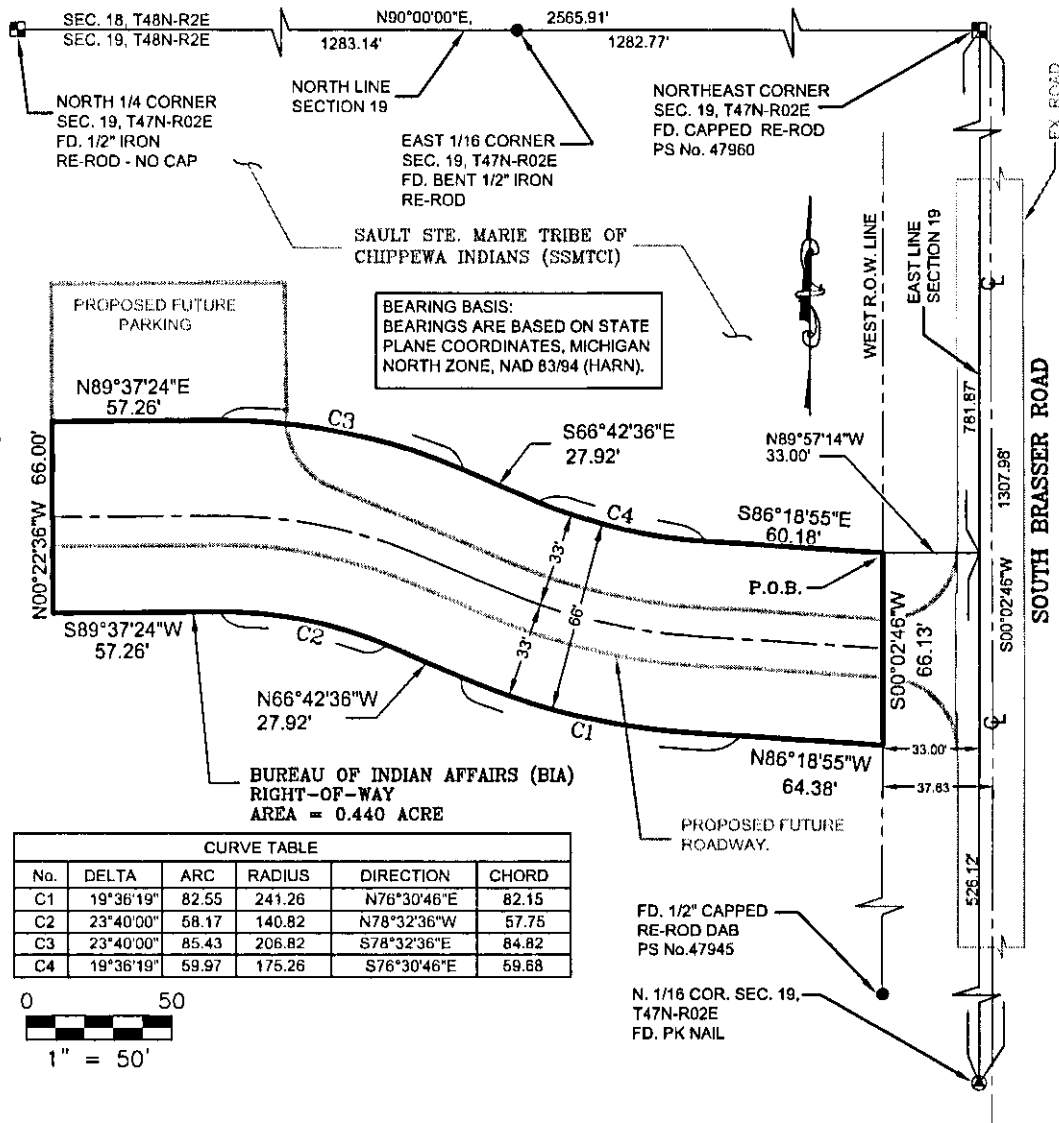
A 66' wide Right-of-Way Description for the Bureau of Indian Affairs (BIA) across part of the Northeast ¼ of the Northeast ¼ of Section 19, T47N-RO2E, Sugar Island Township, Chippewa County, Michigan, describes as:

Commencing at the Northeast corner of Section 19; thence S00°02'46"W, 781.87' along the East line of Section 19; thence N89°57'14"W, 33.00' to a point on the West Right-of-Way line of South Brassler Road and the Point-of-Beginning; thence S00°02'46"W, 66.13' along the West Right-of-Way line of South Brassler Road; thence N86°18'55"W, 64.38' to a point on a curve; thence 82.55' along a curve to the right having a delta angle of 19°36'19" a Radius of 241.26 and a long chord bearing N76°30'46"W, 82.15'; thence N66°42'36"W, 27.92' to a point on a curve; thence 58.17' along a curve to the left having a delta angle of 23°40'00", a radius of 140.82' and a long chord bearing N78°32'36"W, 57.75'; thence S89°37'24"W 57.26'; thence N00°22'36"W, 66.00'; thence N89°37'24"E, 57.26' to a point on a curve; thence 85.43' along a curve to the right having a delta angle of 23°40'00", a radius of 206.82' and a long chord bearing S78°32'36"E, 84.82'; thence S66°42'36"E, 27.92' to a point on a curve; thence 59.97' along a curve to the left having a delta angle of 19°36'19", a radius of 175.26' and a long chord bearing S79°30'46"E, 59.68'; thence S86°18'55"E, 60.18' to the Point-of-Beginning containing 0.440 Acre and subject to all restrictions, reservations, rights of way and easements of record.

DESCRIPTION MAP

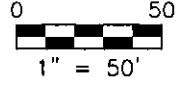
A 66' wide Right-of-Way Description for the Bureau of Indian Affairs (BIA) across part of the Northeast 1/4 of the Northeast 1/4 of Section 19, T47N-R02E, Sugar Island Township, Chippewa County, Michigan, described as:

Commencing at the Northeast corner of Section 19; thence S00°02'46"W, 781.87' along the East line of Section 19; thence N89°57'14"W, 33.00' to a point on the West Right-of-Way line of South Brassier Road and the Point-of-Beginning; thence S00°02'46"W, 66.13' along the West Right-of-Way line of South Brassier Road; thence N86°18'55"W, 64.38' to a point on a curve; thence 82.55' along a curve to the right having a delta angle of 19°36'19", a Radius of 241.26' and a long chord bearing N76°30'46"W, 82.15'; thence N66°42'36"W, 27.92' to a point on a curve; thence 58.17' along a curve to the left having a delta angle of 23°40'00", a radius of 140.82' and a long chord bearing N78°32'36"W, 57.75'; thence S89°37'24"W, 57.26'; thence N00°22'36"W, 66.00'; thence N89°37'24"E, 57.26' to a point on a curve; thence 85.43' along a curve to the right having a delta angle of 23°40'00", a radius of 206.82' and a long chord bearing S78°32'36"E, 84.82'; thence S66°42'36"E, 27.92' to a point on a curve; thence 59.97' along a curve to the left having a delta angle of 19°36'19", a radius of 175.26' and a long chord bearing S76°30'46"E, 59.68'; thence S86°18'55"E, 60.18' to the Point-of-Beginning containing 0.440 Acre and subject to all restrictions, reservations, rights of way and easements of record.



BEARING BASIS:
BEARINGS ARE BASED ON STATE PLANE COORDINATES, MICHIGAN NORTH ZONE, NAD 83/94 (HARN).

CURVE TABLE					
No.	DELTA	ARC	RADIUS	DIRECTION	CHORD
C1	19°36'19"	82.55	241.26	N76°30'46"E	82.15
C2	23°40'00"	58.17	140.82	N78°32'36"W	57.75
C3	23°40'00"	85.43	206.82	S78°32'36"E	84.82
C4	19°36'19"	59.97	175.26	S76°30'46"E	59.68



K:\projects\60096147_Super\mxd\LD_Super\mxd\60096147_Super.mxd; 8/31/2009 9:57:32 AM; PDMALA, WHITE

	ORDERED BY:	SAULT STE. MARIE TRIBE OF CHIPPEWA INDIANS (SSMTCI) 523 Ashmun Street Sault Ste. Marie, MI 49873	LEGEND	Drawn: DLF
			<ul style="list-style-type: none"> ● - Found Iron ○ - Set 6" Iron W/P.S. Cap #: XXXXXX ■ - Found Concrete Monument □ - Set Concrete Monument R - RECORDED M - MEASURED 	Date: 08/12/2009
				Scale: 1" = 50'
				PROJECT NUMBER: 60096147
	REVISIONS			SHEET NUMBER: 1 OF 1

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RESOLUTION NO: 2009-186

AMENDING CHAPTER 10: ELECTION ORDINANCE

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the attached amendment to Chapter 10: Election Ordinance.

Min Waban Dan

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CERTIFICATION

We, the undersigned, as Chairman 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 12 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 1 day of September 2009; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 9 members for, 2 members against, 0 members abstaining, and that said resolution has not been rescinded or amended in any way.



Darwin "Joe" McCoy, Chairman
Sault Ste. Marie Tribe of
Chippewa Indians



DJ Hoffman, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians



RESOLUTION NO: 2009-187

**MOA APPROVAL
INDIAN HEALTH SERVICE
DEVELOPMENT OF AN
INTEGRATED SOLID WASTE MANAGEMENT PLAN**

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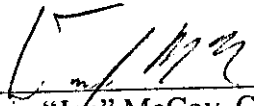
WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians is a federally recognized Indian Tribe organized under the Indian Reorganization Act of 1934; and

WHEREAS, the Environmental Health program, together with the Indian Health Service, has negotiated a Memorandum of Agreement outlining the respective cooperation that each will give the others related to the development of an integrated solid waste management plan.

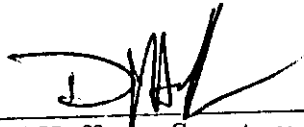
NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby authorizes the Chairman of the Tribe, or his designee, to execute this Memorandum of Agreement with the Indian Health Service, and to further take such actions as may be required or needed pursuant to the terms of this agreement.

CERTIFICATION

We, the undersigned, as Chairman 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 12 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 1 day of September 2009; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 11 members for, 0 members against, 0 members abstaining, and that said resolution has not been rescinded or amended in any way.



Darwin "Joe" McCoy, Chairman
Sault Ste. Marie Tribe of
Chippewa Indians



DJ Hoffman, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians



RESOLUTION NO: 2009-188

CONTRACTING WITH CHARLES E. CLELAND, PH.D.

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians here by approves the attached contract with Charles E. Cleland, PH.D., regarding the Carcieri Report.

Min Waban Dan

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Office**

BE IT FURTHER RESOLVED, the cost of the project will not exceed \$60,000, which will be paid out of the Legal Budget.

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CERTIFICATION

We, the undersigned, as Chairman 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 12 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 1 day of September 2009; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 11 members for, 0 members against, 0 members abstaining, and that said resolution has not been rescinded or amended in any way.

Darwin "Joe" McCoy, Chairman
Sault Ste. Marie Tribe of
Chippewa Indians

DJ Hoffman, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians



RESOLUTION NO: 2009 - 189

**FY 2009 BOARD OF DIRECTORS
BUDGET MODIFICATION
SEPTEMBER 2009**

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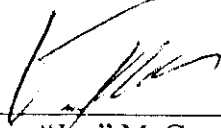
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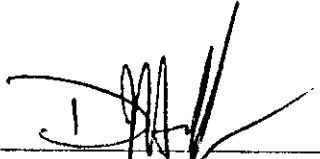
BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians here by approves the FY 2009 budget modification to the Board of Directors cost center, to add one additional position.

CERTIFICATION

We, the undersigned, as Chairman 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 12 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 1 day of September 2009; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 11 members for, 0 members against, 0 members abstaining, and that said resolution has not been rescinded or amended in any way.



Darwin "Joe" McCoy, Chairman
Sault Ste. Marie Tribe of
Chippewa Indians



DJ Hoffman, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians



RESOLUTION NO: 2009-190

VOIDING EVERGREEN CONTRACTS

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians' Legislative Director, Executive Director for the Gaming Commission, Chief Financial Officer for Gaming, Comptroller, Chief Financial Officer, Vice President of Hotel Operations, Chief Operating Officer, Casino General Manager for Kewadin Shores, Vice President of Marketing and Sales and Casino Manager IV for Hessel have employment contracts that are referred to as Evergreen Contracts; and

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WHEREAS, the Evergreen Contracts are unfavorable to the Tribe, unconscionable in their terms and conditions and not in the Tribe's best interest; and

WHEREAS, the existence of these contracts has caused the Tribe to suffer undo harm and expense; and

WHEREAS, the Board of Directors desires to protect the Tribe from continued harm and expense by taking the following action.

NOW THEREFORE BE IT RESOLVED that in furtherance of and pursuant to Resolution No: 2008-155 the Board of Directors hereby offers each of the above employees the opportunity to select one of two employment contract options that shall be communicated to them forthwith.

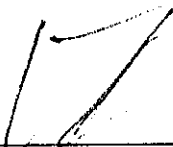
BE IT FURTHER RESOLVED that the employees shall make their selection by fully executing with the Chairman one of the two employment contract options by five o'clock p.m. September 4, 2009.

BE IT FURTHER RESOVLED that the Tribe shall recognize as void any employee's current employment agreement who has not made a selection as identified above.


BE IT FINALLY RESOVED that the action taken herein does not affect the employee's status under Resolution No: 2005-199, as may be applicable.

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 12 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 1 day of September 2009; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 10 members for, 0 members against, 1 members abstaining, and that said resolution has not been rescinded or amended in any way.



Darwin "Joe" McCoy, Chairman
Sault Ste. Marie Tribe of
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DJ Hoffman, Secretary
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