

ROLL CALL MATRIX

Meeting Date: 9-3-2019

P	A	Res. Number 2019	237	238	239	240	241	242	243	244	245	246	247
		Unanimous	U	U	U	U	U	U	U			U	U
X		Michael McKerchie	Y	Y	Y	Y				Y	Y	Y	Y
X		Kim Gravelle	1Y	Y	Y	Y				Y	N	Y	Y
X		DJ Hoffman	Y	2Y	Y	1Y	1	1	1	Y	N	Y	Y
X		Jennifer McLeod	2Y	Y	1Y	Y				1Y	1Y	1Y	Y
X		Lana Causley	Y	Y	Y	Y				Y	Y	Y	2Y
X		Cath Hollowell	Y	Y	2Y	Y				2Y	Y	Y	Y
X		Bridgett Sorenson	Y	1Y	Y	2Y		2		N	Y	Y	1Y
X		Keith Massaway	Y	Y	Y	Y	2		2	Y	2Y	Y	Y
X		Denise Chase	Y	Y	Y	Y				N	Y	Y	Y
X		Darcy Morrow	Y	Y	Y	Y				N	Y	2Y	Y
X		Charles Matson	Y	Y	Y	Y				Y	Y	Y	Y
X		Aaron Payment											

- 1 = Made Motion
- Y = Voted Yes
- A = Abstained
- 2 = Second/Support Motion
- N = Voted No
- U = Unanimous

ROLL CALL MATRIX

Meeting Date: 9-3-2019

P	A	Res. Number 2019	248	249	250	251	252	253	254				
		Unanimous		U	U		U		U				
X		Michael McKerchie	2	Y	Y		Y	Y	Y				
X		Kim Gravelle		Y	Y		2Y	N	Y				
X		DJ Hoffman	1	Y	Y	1	Y	N	1Y				
X		Jennifer McLeod	N	2Y	Y	N	1Y	Y	Y				
X		Lana Causley		1Y	1Y		Y	Y	Y				
X		Cath Hollowell		Y	2Y		Y	Y	Y				
X		Bridgett Sorenson		Y	Y		Y	Y	Y				
X		Keith Massaway		Y	Y	2	Y	Y	Y				
X		Denise Chase		Y	Y		Y	1Y	Y				
X		Darcy Morrow		Y	Y		Y	2Y	2Y				
X		Charles Matson		Y	Y		Y	Y	Y				
X		Aaron Payment											

- 1 = Made Motion
- Y = Voted Yes
- A = Abstained
- 2 = Second/Support Motion
- N = Voted No
- U = Unanimous



RESOLUTION NO: 2019-237

**ACFS – OVC TRIBAL SET ASIDE
ESTABLISHMENT OF FY 2020 BUDGET**

Min Waban Dan

**Administrative
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**Government
Services**

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**Economic
Development
Commission**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the establishment of a FY 2020 budget for OVC Tribal Set Aside with DOJ Federal Revenue monies of \$417,827.27. No effect on Tribal Support.

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 3 day of September 2019; 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an affirmative vote of 11 members for, 0 members against, 0 members abstaining, and that said resolution has not been rescinded or amended in any way.

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

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



RESOLUTION NO: 2019-238

**LAW ENFORCEMENT – COPS TRGP 2015
ESTABLISHMENT OF FY 2020 BUDGET**

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BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the establishment of a FY 2020 budget for COPS TRGP 2015 with DOJ Federal Revenue monies of \$233,320.43. These funds are carryover. No effect on Tribal Support.

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 3 day of September 2019; 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.

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

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



RESOLUTION NO: 2019-239

**NATURAL RESOURCES – LAKE WHITEFISH REARING PROJECT
ESTABLISHMENT OF FY 2020 BUDGET**

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Development
Commission**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the establishment of a FY 2020 budget for Lake Whitefish Rearing Project BIA Federal Revenue monies of \$53,857.22. No effect on Tribal Support.

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 3 day of September 2019; 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.

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

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



RESOLUTION NO: 2019-240

**SAULT TRIBE EDC
COMMERCIAL DEVELOPMENT POSITION**

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**Government
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**Membership
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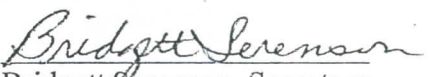
**Economic
Development
Commission**

RESOLVED, that the Sault Ste. Marie Tribe of Chippewa Indians Board of Directors authorizes the EDC Executive Director to establish a position to oversee retail and commercial development efforts of the Sault Tribe EDC and to fund the position from a Corporate Tax Fund balance.

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 3 day of September 2019; 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.


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


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



RESOLUTION NO: 2019-241

**DEMAWATING DEVELOPMENT
PROPERTY MANAGEMENT AND MAINTENANCE
2019 BUDGET MODIFICATIONS**

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BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2019 budget modifications to DeMawating Development Property Management and to DeMawating Development Maintenance to change the Personnel Sheets and increase expenses \$3,400.19.

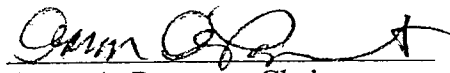
CERTIFICATION

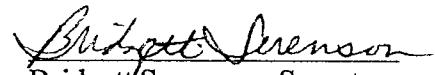
We, the undersigned, as Chairperson and Secretary of the Sault Ste. Marie Tribe of Chippewa Indians, hereby certify that the Board of Directors is composed of 13 members, of whom 12 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 3 day of September 2019; 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.

**Government
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**Economic
Development
Commission**


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


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



RESOLUTION NO: 2019-242

**BUSINESS SOLUTIONS
ESTABLISHMENT OF FY 2019 BUDGET
AND
EAGLE LENDING
FY 2019 BUDGET MODIFICATION**

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BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the establishment of a FY 2019 budget for Business Solutions with Other Revenue – Wage Reimbursement \$36,058.75 and Loan Proceeds - Eagle Lending monies \$8,700.00

BE IT FURTHER RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2019 budget modification to Eagle Lending to increase Other Revenue – Loan Interest \$121.80 and approve the lending to Business Solutions monies \$8,700.00

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 3 day of September 2019; 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.

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

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

**Government
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Commission**



RESOLUTION NO: 2019-243

**TRUST LAND STATUS
WHITE PINE LODGE
E7889 W. STATE HIGHWAY M-28, CHRISTMAS MI 49862**

WHEREAS, the Tribe lacks an adequate land base within its reservation to provide for economic development or self-determination; and

WHEREAS, the Secretary of Interior has the authority under the provision of 25 U.S.C. Section 5108 to accept title to lands in trust for the Tribe; and

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians Board of Directors has the authority, under Article VII, Section 1 (k) of the Tribal Constitution to manage, lease, sell acquire, or otherwise deal with the tribal land; and

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians Board of Directors wishes to authorize its Chairperson, and Treasurer, to obtain conveyance of lands to the Secretary of Interior on the Tribe's behalf, to execute any documents, and to take any further action on behalf of the Tribe as maybe necessary to accomplish such conveyance.

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:

See Attached Legal Description

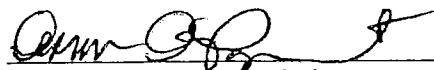
BE IT FURTHER RESOLVED, that the parcel to be acquired is to be used for economic development and is not intended for gaming purposes.

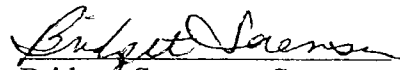
BE IT FURTHER RESOLVED, that the Secretary of the Interior is hereby requested to declare said lands to be part of the Reservation of the "Sault Ste. Marie Tribe of Chippewa Indians" under 25 U.S.C. Section 5110.

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

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 3 day of September 2019; 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.


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


Bridget Sorenson, Secretary
Sault Ste. Marie Tribe of
Chippewa Indians

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**Government
Services**

**Membership
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**Economic
Development
Commission**

RES 2019-243

Land situated in the Township of AuTrain, County of Alger, Michigan

Parcel 1:

A parcel of land located in Section 29, Town 47 North, Range 19 West, Beginning at the Southwest corner of Lot 26 of Bay Furnace Plat; thence North $1^{\circ}03'$ West 207.71 feet; thence North $75^{\circ}23'$ West along the South line of Highway M-28 a distance of 121.47 feet; thence South $17^{\circ}23'$ East 235.81 feet along the East line of Evergreen-Drive; thence South $75^{\circ}23'$ East 52.62 feet to the Point of Beginning.

Parcel 2:

Lots 23, 24, 25, and 26 of the Plat of Bay Furnace, according to the recorded plat thereof recorded at the Alger County Register of Deeds Office in Liber 1 of Plats, Page 42.



RESOLUTION NO: 2019 - 244

**HEALTH CENTER – MENTAL HEALTH
FY 2019 BUDGET MODIFICATION**

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**Government
Services**

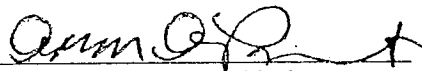
**Membership
Services**

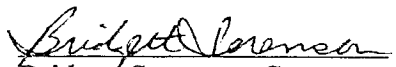
**Economic
Development
Commission**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2019 budget modification to Mental Health to change the personnel sheet and reallocate expenses. No effect on Tribal Support.

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 3 day of September 2019; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 8 members for, 3 members against, 0 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: 2019-245

**HEALTH CENTER – PURCHASED REFERRED CARE, SAULT
ADMINISTRATION, SAULT PHARMACY, ST. IGNACE
MEDICAL/NURSING, ST. IGNACE PHARMACY,
AND RECOVERY HOSPITAL
FY 2019 BUDGET MODIFICATIONS**

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**Government
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**Membership
Services**

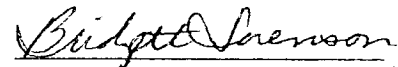
**Economic
Development
Commission**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2019 budget modifications to the Purchased Referred Care, Sault Administration, Sault Pharmacy, St. Ignace Medical/Nursing, St. Ignace Pharmacy, and Recovery Hospital, to change personnel sheets, reallocate revenue and expenses. No effect on Tribal Support.

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 3 day of September 2019; 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.


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


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



RESOLUTION NO: 2019-246

**HEALTH CENTER – WALK IN CLINIC
AND THIRD PARTY REVENUE
FY 2019 BUDGET MODIFICATIONS**

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**Government
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**Economic
Development
Commission**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2019 budget modifications to the Walk in Clinic for Consulting and Third Party Revenue for the additional monies of \$280,000.00. No effect on Tribal Support.

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 3 day of September 2019; 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.

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

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



RESOLUTION NO: 2019-247

2019 HEAD START AND EARLY HEAD START ONE-TIME FUNDING

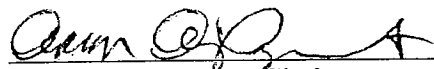
WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians is a federally recognized Indian Tribe organized under the Indian Reorganization Act of 1934, 25 U.S.C. 467 et seq; and

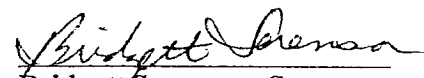
WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians' mission is to improve the health, welfare, and education of its members and their families.

NOW, THEREFORE, BE IT RESOLVED, the Board of Directors hereby supports and recommends the submission of a grant to the Office of Head Start, American Indian and Alaskan Natives Program Branch, for the One-Time Funding to support the construction of the new Early Childhood Education Facility.

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 3 day of September 2019; 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.


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


Bridgett Sorenson, Secretary
Sault Ste. Marie Tribe of
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RESOLUTION NO: 2019-248

**LIMITED WAIVER OF SOVEREIGN IMMUNITY AND CONSENT TO
WAIVER OF TRIBAL COURT JURISDICTION
EMPOWERDB**

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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 would like to enter into a User Agreement with EmpowerDB, for the purposes of providing case management services to the Advocacy Resource Center of the Tribe.

1.3 EmpowerDB has refused to consent to such User Agreement without a limited waiver of sovereign immunity or Tribal Court jurisdiction.

1.4 In order to induce EmpowerDB to enter into the User Agreement, the Tribe is required to confirm that the Tribe and all other entities claiming by, through or under the Tribe will not claim tribal immunity or exclusive Tribal Court jurisdiction with respect to any disputes or causes of action between the Tribe and EmpowerDB that might arise from, or relate to, in any respect, the User Agreement. All of the foregoing are referred to herein as the "Waiver and Consent Obligations."

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

Section 2 LIMITED WAIVER OF SOVEREIGN IMMUNITY; CONSENT TO JURISDICTION; GOVERNING LAW

2.1 The Tribe hereby waives its sovereign immunity from suit in favor of EmpowerDB only should an action be commenced under the User Agreement referenced above.

This waiver:

i) shall terminate upon performance by the Tribe of all of its obligations under the User Agreement or any subsequent extensions of the User Agreement; and

ii) is granted solely to EmpowerDB; and

iii) shall extend to inter alia, any judicial or non judicial action, including, but not limited to, any lawsuit, arbitration, and judicial or non judicial action to resolve disputes between the Tribe and EmpowerDB and the assertion of any claim in a court of competent jurisdiction or with any arbitrator or arbitration panel to enforce the obligations under the User Agreement.

iv) shall be enforceable only in a court of competent jurisdiction, including courts of the State of Michigan the Tribal Court and federal courts in Michigan and the state of Massachusetts, (including the United States Bankruptcy Courts) or any arbitrator or arbitration panel; and

v) shall be enforceable against the assets of the Tribe to the extent necessary to satisfy the Tribe's obligation under the User Agreement; and


vi) the User Agreement, and other associated finance documents shall be construed in accordance with and governed by the internal laws of the State of Massachusetts, as set forth in such documents. The Board authorizes the Tribe to consent to the jurisdiction of the courts of the State of Michigan and the federal courts in Michigan and Massachusetts, including any courts to which decisions may be appealed, with respect to any controversies arising from this resolution or the User Agreement of extensions thereof.


Section 3 LIMITED WAIVER OF TRIBAL COURT JURISDICTION

3.1 The Board of Directors waives the exclusive jurisdiction of the Tribal Court over any action arising under the User Agreement.

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 3 day of September 2019; 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.


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


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



RESOLUTION NO: 2019-249

**HEALTH CENTER
J.L. ASSOCIATES CONTRACT
2019 APPROVE TO PURCHASE SERVICES**

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Development
Commission**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the purchase of the services of J.L. Morgan & Associates, Inc., for the term of the approved contract. The total agreement is \$147,656.40 over three years.

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 3 day of September 2019; 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.

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

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



RESOLUTION NO: 2019-250

**AUTHORIZE SUBMISSION OF 2020 INDIAN HEALTH (I.H.S.) SERVICES
JOINT VENTURE CONSTRUCTION PROGRAM (JVCP)**

Min Waban Dan

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

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WHEREAS, the Indian Alcohol and Substance Abuse Treatment Act of 1986, as amended by the Tribal Law and Order Act of 2010, proclaims alcoholism, addiction, and alcohol and substance abuse are among the most severe public health and safety problems facing American Indian and Alaska Native individuals, families, and communities, resulting in devastating social, economic, physical, mental and spiritual consequences; and

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WHEREAS, the Tribal Law and Order Act of 2010, produced an Indian Alcohol and Substance Abuse Memorandum of Agreement between U.S. Department of Health and Human Services, U.S. Department of the Interior, and U.S. Department of Justice to align, leverage and coordinate federal efforts and resources at multiple levels within each department to effectuate comprehensive alcohol and substance abuse services and programs for American Indian and Alaska Native individuals, families, and communities; and

**Government
Services**

WHEREAS, the 2011 MOA directs the coordination of resources and programs of Department of Health and Human Services (DHHS') Substance Abuse and Mental Health Services Administration (SAMHSA) and Indian Health Services (I.H.S.), Department of Interior (DOI), Bureau of Indian Education (BIE), and Department of Justice (DOJ) to assist tribes with achieving their goals in the prevention, intervention and treatment of alcohol and substance abuse; and

**Membership
Services**

**Economic
Development
Commission**

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians approved Resolution 2012-246 to Develop and Implement a Tribal Action Plan for a Comprehensive Prevention and Treatment Program for Alcoholism and other Substance Abuse to approve a Tribal Action Plan Advisory Board and begin the needs assessment to formulate a Tribal Action Plan; and

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians approved Resolution 2016-291 adopted the 2016 Tribal Action Plan, which included Building and Developing a Recovery Hospital and Campus model of care; and

WHEREAS, the Sault Ste. Marie Tribe of Chippewa Indians approved Resolution 2018-102 Setting Aside 160 acres of Land for Recovery Hospital; and

WHEREAS, Indian Health Services has released the 2020 Joint Venture Construction Program Pre-Application Kit; and

WHEREAS, Indian Health Services has not previously embarked on a Recovery Hospital and Campus project nor inpatient treatment facilities; and

Res. No: 2019-250

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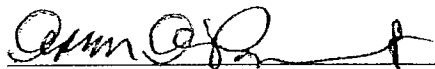
WHEREAS, there is a need to submit a letter of support to pursue a Joint Venture with I.H.S., in compliance with the Tribal Law and Order Act of 2010 and the 2011 MOU between the Department of Health and Human Services (DHHS') Substance Abuse and Mental Health Services Administration (SAMHSA) and Indian Health Services (I.H.S.), Department of Interior (DOI), Bureau of Indian Education (BIE), and Department of Justice (DOJ).

NOW THEREFORE, BE IT RESOLVED, the Board of Directors hereby directs the Health Division to submit the JVCP Pre-Application.

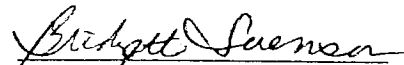
BE IT FURTHER RESOLVED, the Board of Directors directs the Chairperson to sign the letter of support, to follow up with Rear Admiral Michael D. Weahkee, and to pursue submitting the JVCP Application.

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 3 day of September 2019; 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.



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



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



RESOLUTION NO: 2019-251

**LIMITED WAIVER OF SOVEREIGN IMMUNITY
AND CONSENT TO WAIVER
OF TRIBAL COURT JURISDICTION
IN RE GREEKTOWN HOLDINGS LLC**

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**Government
Services**

**Membership
Services**

**Economic
Development
Commission**

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 Kewadin Casinos Gaming Authority (the "Authority") is an autonomous instrumentality of the Tribe.

1.3 On May 29, 2008, each of the Debtors filed a voluntary petition for relief under chapter 11 of the Bankruptcy Code in the United States Bankruptcy Court for the Eastern District of Michigan (the "Bankruptcy Court").

1.4 On January 22, 2010, the Bankruptcy Court entered the Order Confirming Second Amended Joint Plans of Reorganization for the Debtors Proposed by the Noteholder Plan Proponents Including the Official Committee of Unsecured Creditors and Indenture Trustee (the "Plan Confirmation Order"). The Plan went effective on or about June 30, 2010 (the "Effective Date"). Pursuant to the terms of the Plan, a Litigation Trust was created and Buchwald Capital Advisors LLC was designated the Litigation Trustee for the Greektown Litigation Trust. Pursuant to Section 4.19.1 of the Plan, on the Effective Date, the claims asserted against the Tribe Defendants in the Adversary Proceedings (hereinafter defined) were transferred from the Debtors to the Litigation Trustee. Pursuant to Section 4.12.9 of the Plan, the Litigation Trustee has the sole power and authority to resolve the Adversary Proceedings, subject to approval by the Bankruptcy Court.

1.5 On or about May 28, 2010, the Official Committee of Unsecured Creditors of Greektown Holdings, LLC, *et al.*, filed a Complaint against the Tribe Defendants and others, which was assigned Adversary Proceeding Number 10-05712 (the "MUFTA Adversary Proceeding"). The MUFTA Adversary Proceeding Complaint alleges, among other things, that the Tribe Defendants received transfers from the Debtor Greektown Holdings, LLC for which the Tribe Defendants provided no or inadequate consideration and which may be set aside and avoided pursuant to Section 544 of the United States Bankruptcy Code, 11 USC § 101, et. seq. (the "Bankruptcy Code") and the Michigan Uniform Fraudulent Transfer Act.

1.6 On June 25, 2010, the Tribe Defendants filed a motion to dismiss the MUFTA Adversary Proceeding Complaint on the basis that sovereign immunity bars the claims asserted therein (the "Motion to Dismiss"). On December 23, 2010, the Bankruptcy Court entered a Stipulated Order bifurcating the Motion to Dismiss. Pursuant to the Stipulated Order, the Bankruptcy Court agreed to: (1) first consider and rule upon the legal issue of whether Congress abrogated the Tribe's sovereign immunity by enacting Section 106 of the Bankruptcy Code; and (2) the Bankruptcy Court held in abeyance the issue of whether the Tribe Defendants consensually waived their sovereign immunity.

1.7 By Stipulation dated August 9, 2010 (and approved by a Consent Order dated August 14, 2010), the Litigation Trustee was substituted as Plaintiff in the MUFTA Adversary Proceeding.

1.8 On March 22, 2011, the Bankruptcy Court entered the Order Approving Joint Motion to Approve (i) the Designation of the General Unsecured Creditors Distribution Fund Trust (the "Greektown Distribution Trust") as Disbursing Agent Under Plan, (ii) the Appointment of Buchwald Capital Advisors LLC as Trustee of the General Unsecured Creditors Distribution Fund Trust, and (iii) the Terms of the General Unsecured Creditors Distribution Fund Trust Agreement (the "Distribution Trust Order"). Pursuant to the terms of the Distribution Trust Order, the Greektown Distribution Trust was created and Buchwald Capital Advisors LLC was designated the Distribution Trustee. Also pursuant to the Distribution Trust Order, the Litigation Trustee delegated its responsibility for administering, disputing, objecting to, compromising or otherwise resolving all proofs of claims in each of the General Unsecured Classes to the Greektown Distribution Trust.

1.9 On August 13, 2014, the Bankruptcy Court denied the Motion to Dismiss on the basis that Congress abrogated sovereign immunity by enacting Section 106 of the Bankruptcy Code. The Tribe Defendants appealed that denial to the United States District Court for the Eastern District of Michigan (the "District Court"). On June 9, 2015, the District Court reversed and remanded the MUFTA Adversary Proceeding to the Bankruptcy Court for determination of whether the Tribe Defendants waived their sovereign immunity. On September 4, 2015, the Tribe Defendants filed a motion to dismiss in the Bankruptcy Court on the basis that they had not waived their sovereign immunity (the "Sovereign Immunity Limited Waiver Motion to Dismiss"). On September 29, 2016, the Bankruptcy Court granted the Sovereign Immunity Limited Waiver Motion to Dismiss and dismissed the MUFTA Adversary Proceeding. The Litigation Trustee appealed the dismissal to the District Court and, on January 23, 2018, the District Court affirmed. On February 13, 2018, the Litigation Trustee appealed the orders dismissing the MUFTA Adversary Proceeding to the Sixth Circuit. On February 26, 2019, the Sixth Circuit entered an Opinion and Judgment affirming the dismissal of the MUFTA Adversary Proceeding. *See In re Greektown Holdings, LLC*, 917 F.3d 451 (6th Cir. 2019). On March 18, 2019, the Litigation Trustee filed a Petition for a Writ of Certiorari the Supreme Court of the United States, assigned Case No. 18-1218 (the "Supreme Court Case".)

1.10 On April 16, 2019, by Resolution 2019-107, the Board of Directors of the Tribe authorized settlement of the Supreme Court Case, and all claims remaining against the Tribe and Gaming Authority related to the Greektown Casino.

1.11 On May 7, 2019, by Resolution 2019-142, the Tribe confirmed its limited waiver of sovereign immunity under the Settlement Agreement and waived its sovereign immunity from suit in favor of the Litigation Trustee and Distribution Trustee only should an action be commenced to enforce the Tribe's obligations under the Settlement Agreement.

1.12 On June 6, 2019, the Litigation Trustee filed a motion to approve the Settlement Agreement with the Bankruptcy Court. On June 27, 2019, Dimitrios Papas, Viola Papas, Ted Gatzaros (now deceased) and Maria Gatzaros (jointly, the "Papas/Gatzaros Defendants") filed an Objection to the Settlement Agreement with the Bankruptcy Court (the "Papas/Gatzaros Settlement Objection").

1.13 The Papas/Gatzaros Defendants have agreed to withdraw the Papas/Gatzaros Settlement Objection if the Tribe Defendants agree, among other things, to cooperate with the Papas and Gatzaros Defendants' reasonable discovery requests made in connection with the MUFTA Adversary Proceeding in a manner equivalent to that which the Tribe Defendants have agree to

provide the Litigation Trustee as set forth in Paragraph 5 of the Settlement Agreement (the "Litigation Cooperation Provision").

1.14 It is a necessary that the Tribe and the Authority each provide a limited waiver of sovereign immunity and the jurisdiction of the Tribal Court in connection with the resolution of the Papas/Gatzaros Settlement Objection, and the Board of Directors has determined that it is in the best interests of the Tribe grant a limited waiver the sovereign immunity and the jurisdiction of the Tribal Court for the limited purpose of allowing the Papas/Gatzaros Defendants to enforce the Litigation Cooperation Provision.

Section 2 APPROVALS AND AUTHORIZATION

2.1 The Board of Directors authorizes and directs the Tribe, through its Chairperson and attorneys, on such conditions and terms as they deem fit, to resolve the Papas/Gatzaros Objection to the Settlement Agreement by agreeing to the Litigation Cooperation Provision on such terms as they may agree upon.

2.2 The Chairperson and attorneys are authorized and directed to execute and deliver such other certificates, documents, or instruments, as may be required or to take any and all such action which may be necessary or convenient to effectuate the resolution of the Papas/Gatzaros Objection consistent with this Resolution.

Section 3 LIMITED WAIVER OF SOVEREIGN IMMUNITY AND CONSENT TO JURISDICTION.

3.1 The Tribe hereby grants a limited waiver of sovereign immunity from suit in favor of the Papas/Gatzaros Defendants only should an action be commenced to enforce the Litigation Cooperation Provision under the Settlement Agreement.

This waiver:

- i) shall terminate upon performance by the Tribe of all of its obligations under the Litigation Cooperation Provision,
- ii) is granted solely to the Papas/Gatzaros Defendants;
- iii) shall extend to inter alia, any judicial or non judicial action, including, but not limited to, any lawsuit, arbitration, and judicial or non judicial action to resolve disputes between the Tribe and the Papas/Gatzaros Defendants to enforce the obligations under Litigation Cooperation Provision;
- iv) shall be enforceable only in a court of competent jurisdiction including the United States Bankruptcy Court or any arbitrator or arbitration panel; and
- v) shall be enforceable against all assets of the Tribe to the extent necessary to satisfy the Tribe's obligation under the Litigation Cooperation Provision.

3.2 The Litigation Cooperation Provision shall be construed in accordance with and governed by the internal laws of the State of Michigan, as set forth in the Settlement Agreement. The Tribe expressly consents to the jurisdiction of the federal courts and Bankruptcy courts in Michigan, including any courts to which decisions may be appealed, with respect to any controversies arising from this resolution.

Section 4 LIMITED WAIVER OF TRIBAL COURT JURISDICTION


The Board of Directors expressly grants a limited waiver of jurisdiction of the Tribal Court over any action arising related to enforcement by the Papas/Gatzaros Defendants of the Litigation Cooperation Provision in the Settlement Agreement pursuant to the provisions of Section 44.108 of the Tribal Code.

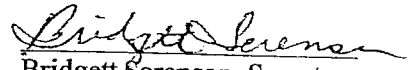
Section 5 TIME LIMITATION

This Resolution shall become automatically void, without further action of the Board, should the settlement between the Tribe and the Litigation Trustee not be approved following the hearing before the Bankruptcy Court scheduled for September 26, 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 12 members constituting a quorum were present at a meeting thereof duly called, noticed, convened, and held on the 3 day of September 2019; 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.


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


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



RESOLUTION NO: 2019-252

**SUPPORT FOR ASSISTANCE IN SECURING RELIABLE PASSAGE
FOR THE
USERS OF THE ST. MARY'S RIVER FERRY SYSTEM**

Min Waban Dan

WHEREAS, the Sault Ste Marie Tribe of Chippewa Indians is a Federally recognized Indian Tribe with a Constitution enacted pursuant to the Indian Reorganization Act of 1934, 25 USC Sec 461 et seq.; and

**Administrative
Office**

WHEREAS, the population of Sugar and Neebish Islands include a significant portion of Indians and Tribal members who rely on the St. Mary's River ferry transportation system for essential travel in the Eastern Upper Peninsula of Michigan and to meet daily needs such as employment, education, food, health care services, and fuel; and

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WHEREAS, the ferry crossing to Sugar and Neebish Islands is naturally ice free due to current and water speed; and

WHEREAS, until 2003 the Federal government undertook to provide preventative ice breaking, an icebreaking asset in Sault Ste. Marie, MI., meetings with stakeholders, and the closing of the West Neebish Channel to Winter Navigation to ensure the integrity of the ferry transportation system to Sugar and Neebish Islands; and

**Government
Services**

WHEREAS, this level of service is based on the Winter Navigation Demonstration Program, undertaken in the 1970's that satisfied Congress that essential island transportation would not be infringed upon or disrupted by federally directed, controlled and funded Winter Navigation; and

**Membership
Services**

WHEREAS, the level of service to Sugar and Neebish Island after 2003 has gone from the obligation of "all possible assistance" to the offer of "immediate need of food, fuel or medical assistance" while Federal government activity has increasingly caused disruption to ferry services by allowing the accumulation of brash ice caused by Winter Navigation to fill the ferry crossings and ferry docking slips; and

**Economic
Development
Commission**

WHEREAS, a Request for Assistance (RFA) was signed and sent to the United States Coast Guard Commandant by Bay Mills Indian Community, the Sault Ste Marie Tribe of Chippewa Indians, and Sugar Island Township, MI., on March 21, 2018 and supported by Resolutions of Chippewa County, City of Sault Ste Marie, MI., and the Eastern Upper Peninsula Transportation Authority requesting increased resources to ensure maximum reliable ferry service; and

WHEREAS, on March 23, 2018 the USCG Ninth District Commander offered to work with the Tribes and Sugar Island on a Memorandum that clearly identifies roles and responsibility regarding our shared objectives; and

WHEREAS, a Memorandum of Agreement was submitted by Chippewa County on October 1, 2018 and also on November 29, 2018 in cooperation with the Tribes and Sugar and Neebish Islands; and


WHEREAS, after rejecting the Memorandum without comment or explanation, the USCG has since proposed its own Memorandum of Understanding dated November 2018 that is contrary to its own self defined mandates as provided in 14 USC 2, 88 and 141, and other Federal law, as well as USCG safety regulations; and

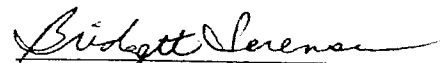
WHEREAS, there has been and continues to be a breakdown of communication and effort by the USCG to assist the residents of Sugar and Neebish Island in their effort to assure that basic living necessities, equal opportunity and travel are available to them as it is to the private and corporate interests that the Federal government is prioritizing over the general public in this segment of the Marine Transportation System.

NOW, THEREFORE, BE IT RESOLVED, that the Tribe hereby requests assistance from its Federal representatives and State Representatives to assist the Tribe in securing written assurances that the United States Coast Guard will meet its obligation to its Tribal members residing on Sugar and Neebish Islands as well as the island's other residents to have access to essential goods and services, to live peaceably and safely in their island community by confirming the inadequacy of the Federal ice breaking in the Lower St. Mary's River and obtaining relief from the US Government to ensure ice breaking levels of service for the naturally ice-free ferry crossings to Sugar and Neebish Islands are instituted and implemented to meet this critical need arising from Federal funding of Winter Navigation.

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 3 day of September 2019; 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.


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


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



RESOLUTION NO: 2019-253

**SAULT TRIBE HEALTH BILLING TEMPORARY OUTSOURCING & AUDIT
OF BILLING DEPARTMENT PROJECT #19-046
CONTRACT AWARD & BUDGET AUTHORIZATION**

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 Sault Ste. Marie Tribe of Chippewa Indians Board of Directors has determined that it is in the best interest of the Tribe to temporarily outsource medical billing services to catch up on the Tribal Health billing backlog and to perform an audit of the Sault Tribe Health Billing Department, concurrent with performance of the above medical billing services, to determine and address the causes of the delay in medical claims billing; and


WHEREAS, the Sault Tribe Executive Director directed the Purchasing Department to conduct procurement for a contracted service provider to temporarily outsource medical billing services and to concurrently perform an audit of the Tribal Health Division's Billing Department; and


WHEREAS, Sault Tribe received two bid proposals, which were analyzed by a review team, and the Purchasing Department has prepared the attached Bid Recommendation.

NOW, THEREFORE, BE IT RESOLVED, that the Sault Ste. Marie Tribe of Chippewa Indians Board of Directors hereby authorizes the selection and contracting with ClaimCare, Inc. to provide temporary outsource medical billing services and to concurrently perform an audit of the Tribal Health Division's Billing Department, as outline in the Request for Proposal (RFP) for the Sault Tribe Health Billing Temporary Outsourcing and Audit of Billing Department Project #19-046, dated 7-15-19, and authorizes the Chairperson to sign and execute all documentation to facilitate this agreement.

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 3 day of September 2019; that the foregoing resolution was duly adopted at said meeting by an affirmative vote of 9 members for, 2 members against, 2 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
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Government Services

Membership Services

Economic Development Commission



RESOLUTION NO: 2019-254

**FISHERMAN'S FUND
FY 2019 BUDGET MODIFICATION**

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**Government
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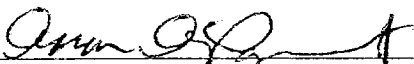
**Membership
Services**


**Economic
Development
Commission**

BE IT RESOLVED, that the Board of Directors of the Sault Ste. Marie Tribe of Chippewa Indians hereby approves the FY 2019 budget modification to the Fisherman's Fund Cost Center (changed from COTFMA Cost Center) to fund public relations with Tribal Support monies of \$100,000.

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 3 day of September 2019; 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.


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


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