



# COLVILLE CONFEDERATED TRIBES COLVILLE BUSINESS COUNCIL

February 26<sup>th</sup>, 2009

## Resolution Index

Condensed by, Ciciley M. Yellowwolf, CBC Recording Secretary

Council Members Present: Karen Condon, Michael Finley, Jeanne Jerred, Gene Joseph, Deb Louie, Carleen Anderson, Susie Allen, Cherie Moomaw, Harvey Moses Jr., Juanita Warren, John Stensgar.

Delegation/Absent: Ernie Williams (del), Andy Joseph Jr. (del), Virgil Seymour (del)

Resolution No.	Condensed Recommendation Information	Colville Business Council Vote Tally
<b>10-Signature 2009-100.nat</b>	Approve \$70,000.00 for the 2009 Big Game Aerial Flights and capture of thirty (30) Big Horn Sheep contract with Leading Edge Aviation. Funding identified per resolution 2009-067 and 2009-068. Chairperson or designee has authority to sign all pertinent documents.	<b>10 FOR (MF,VS,GJ,SA,JW,JJ,CA,KC,CM,DL) 0 AGAINST 0 ABSTAIN</b>
<b>10-Signature 2009-101.l&amp;j</b>	Approve the Bureau of Justice grant application of the Colville Tribal Court for a Category II: Enhancement Grant, in the amount of \$175,000.00 and authorize the Chair or designee to sign all pertinent documents.	<b>10 FOR (SA,JJ,CM,JW,HM,MF,DL,EW,CA,VS) 0 AGAINST 0 ABSTAIN</b>
<b>10-Signature 2009-102.nat/gov</b>	In an effort to right the wrongs brought down on tribes by the dishonorable taking of Indian lands and equally, the unfair compensation given to tribes for those lands, the CBC, Brian Gunn, and ORA will lobby pertinent law and policy makers, whether Federal or State, to seek a congressional act that would give Indian tribes "right of first refusal" to acquire or purchase lands that are to be excessed, disposed, surplusd or sold that are located within each tribe's respective traditional territories and/or usual and accustom areas, at a recommended rate equal to compensation given to tribes at the time of "taking." This also authorizes that the aforementioned be brought before Affiliated Tribes of Northwest Indians (ATNI) and the National Congress of American Indians (NCAI) for their support in this endeavor.	<b>11 FOR (GJ,DL,JJ,AJ,JW,HM,JS,VS,SA,EW,CA) 0 AGAINST 0 ABSTAIN</b>
<b>10-Signature 2009-103.cul/gov</b>	Approve Research Permit Application 2008-14, Karen Ripley of the Washington Department of Natural Resources, Project entitled "Northwest Washington Cooperative LIDAR Inventory." Ms. Karen Ripley will adhere to the Research Ordinance and all recommendations on the permit. The Colville Tribes	<b>10 FOR (DL,MF,JJ,AJ,JW,HM,JS,VS,SA,EW) 1 AGAINST (CA) 0 ABSTAIN</b>

	will retain copy right to all materials during this project. The information collected will not be used for any other purpose unless written approval has been obtained. Ms. Ripley is required to provide a final copy of her project to the Archives & Records Center. Ms. Ripley has until December 31, 2009 to complete her project. Failure to comply with the Research Ordinance and deadline will result in possible legal action in Colville Tribal Court.	
<b>10-Signature 2009-104.cul</b>	To approve Research Permit Application 2008-013, Wally Caviness, 2241 Mt. Baker Hwy 1, Bellingham, WA 98226 and individual doing an article for the Star Newspaper entitled "Our lives before the Dam". Mr. Caviness will adhere to the Research Ordinance and all recommendations on the permit. The Colville Tribes will retain copy rights to all materials during this project. The information collected will not be used for any other purpose unless written approval has been obtained. Mr. Caviness is required to provide a final copy of his project to the Archives & Records Center. Mr. Caviness has until February 28, 2011 to complete his project. Failure to comply with the Research Ordinance and deadline will result in possible legal action in Colville Tribal Court.	<b>10 FOR (DL,MF,JW,HM,JS,SA,CM,EW,CA,GJ)</b> <b>0 AGAINST</b> <b>0 ABSTAIN</b>
<b>10-Signature 2009-105.cul/gov</b>	Approve the attached Memorandum of Agreement between the City of Omak, the Omak Stampede, Inc., and the Colville Confederated Tribes, and to authorize the Colville Business Council Chair or her designee to sign.	<b>10 FOR (DL,CA,MF,GJ,EW,SA,JS,JW,VS,AJ)</b> <b>0 AGAINST</b> <b>0 ABSTAIN</b>
2009-106.gov	Adopt: Dillan Adam Yazzie	10 FOR (KC,MF,GJ,DL,CA,SA,CM,HM,JW,JS) 0 AGAINST 0 ABSTAIN
2009-107.gov	Relinquishment: Jason Owen Paul	10 FOR (KC,MF,GJ,DL,CA,SA,CM,HM,JW,JS) 0 AGAINST 0 ABSTAIN
2009-108.gov	Relinquishment: Sidney Jay Hunt	10 FOR (KC,MF,GJ,DL,CA,SA,CM,HM,JW,JS) 0 AGAINST 0 ABSTAIN
2009-109.gov	Relinquishment: Fleuretta Chrystal Allen	10 FOR (KC,MF,GJ,DL,CA,SA,CM,HM,JW,JS) 0 AGAINST 0 ABSTAIN
2009-110.gov	Relinquishment: Blu Ann Andrews	10 FOR (KC,MF,GJ,DL,CA,SA,CM,HM,JW,JS) 0 AGAINST 0 ABSTAIN
2009-111.gov	Relinquishment: Jennifer Rose George	10 FOR (KC,MF,GJ,DL,CA,SA,CM,HM,JW,JS) 0 AGAINST 0 ABSTAIN
2009-112.gov	Relinquishment: Eugene LaSarte Jr.	10 FOR (KC,MF,GJ,DL,CA,SA,CM,HM,JW,JS) 0 AGAINST 0 ABSTAIN
2009-113.gov	Relinquishment: Jackson Howard Louie	9 FOR (KC,MF,GJ,CA,SA,CM,HM,JW,JS) 0 AGAINST 1 ABSTAIN (DL)
2009-114.gov	Relinquishment: Joseph Little Man Lowley	10 FOR (KC,MF,GJ,DL,CA,SA,CM,HM,JW,JS) 0 AGAINST 0 ABSTAIN
2009-115.gov	Relinquishment: Antoine Russell George	10 FOR (KC,MF,GJ,DL,CA,SA,CM,HM,JW,JS) 0 AGAINST 0 ABSTAIN
2009-116.gov	Relinquishment: Patrick George George Sr.	10 FOR (KC,MF,GJ,DL,CA,SA,CM,HM,JW,JS) 0 AGAINST

2009-117.gov	Relinquishment: Laurie Eloise (George) Joe	0 ABSTAIN 10 FOR (KC,MF,GJ,DL,CA,SA,CM,HM,JW,JS) 0 AGAINST 0 ABSTAIN
2009-118.gov	Adopt the attached recommendations as Colville Tribal Legislative priorities for the 111 <sup>th</sup> Congress.	10 FOR (KC,MF,GJ,DL,CA,SA,CM,HM,JW,JS) 0 AGAINST 0 ABSTAIN
2009-119.gov	Dismiss an ethics complaint against Council Member Virgil Seymour, which after the Rules Committee's review and discussion of the findings of independent, outside investigation, is determined to be unfounded.	10 FOR (KC,MF,GJ,DL,CA,SA,CM,HM,JW,JS) 0 AGAINST 0 ABSTAIN
2009-120.gov	Dismiss an ethics complaint against Council Member Elizabeth Mason Allen, which after the Rules Committee's review and discussion of the findings of an independent, outside investigation, is determined to be unfounded.	9 FOR (KC,MF,GJ,DL,CA,CM,HM,JW,JS) 0 AGAINST 1 ABSTAIN (SA)
2009-121.hhs/e&e	Appoint Martha Holliday to the Services Director position. The Office of Reservation Attorney Office and Executive Director will begin contract negotiations for this position and the contract will be brought back to the Health & Human Services/Education and Employment Committees and Colville Business Council for final approval.	9 FOR (MF,GJ,DL,CA,SA,CM,HM,JW,JS) 1 AGAINST (KC) 0 ABSTAIN
2009-122.hhs/e&e	Approve Ricard Tupling as the Alternate for the Services Department Director position. This is effective for a period of no more than 6 months from the date of approval.	10 FOR (KC,MF,GJ,DL,CA,SA,CM,HM,JW,JS) 0 AGAINST 0 ABSTAIN
2009-123.cul/l&j	Approve Research Permit Application 2008-18, Jeff Richardson of LIDAR, University of Washington Box 352100 Seattle, WA 98195 "Colville LIDAR Plots." Mr. Richardson will adhere to the Research Ordinance and all recommendations on the permit. The Colville Tribes will retain copy rights to all materials during this project. The information collected will not be used for any other purpose unless written approval has been obtained. Mr. Richardson is required to provide a final copy of his project to the Archives & Records Center. Mr. Richardson has until December 31, 2009 to complete his project. Failure to comply with the Research Ordinance and deadline will result in possible legal action in Colville Tribal Court. This is a trailer to Permit 2008-14.	8 FOR (KC,MF,DL,SA,CM,HM,JW,JS) 2 AGAINST (GJ,CA) 0 ABSTAIN
2009-124.com	ORA prosecute the notices of infraction for solid waste violations against U.S. Bureau of Reclamation contractor Pacific Tech Construction, subcontractor Specialty Environmental, and tribal member William J. Bessette.	10 FOR (KC,MF,GJ,DL,CA,SA,CM,HM,JW,JS) 0 AGAINST 0 ABSTAIN
2009-125.com/m&b	Modify the FY09 Recycling Program Budget and approve a line item budget modification in the amount of \$15,832 allocated for warehouse construction/modular needs. No additional funding required.	10 FOR (KC,MF,GJ,DL,CA,SA,CM,HM,JW,JS) 0 AGAINST 0 ABSTAIN
2009-126.com	Appoint Danny Joe Stensgar, Solid Waste Manager to the State Solid Waste Advisory Committee.	10 FOR (KC,MF,GJ,DL,CA,SA,CM,HM,JW,JS) 0 AGAINST 0 ABSTAIN

2009-127.com	Reaffirm resolution 2008-902 and the Land Use Review Board decision to revoke the special use permit #03.025 which authorized Clint Nicholson to operate a wrecking yard commonly known as Rez A Rex in Omak Washington following public hearing on January 22, 2009 for the revocation.	10 FOR (KC,MF,GJ,DL,CA,SA,CM,HM,JW,JS) 0 AGAINST 0 ABSTAIN
2009-128.hhs	Affirm the Colville Confederated Tribes interest in ownership of Indian Health Services buildings #20 (Tribal Health & Human Services), #21 (Old Indian Health Clinic), # 22 (Indian Health Services Administration); and this resolution notifies Indian Health Services to begin the transfer of real property process with the Tribe; authorizes the Tribal Health Program Manager to be the point of contact for this project; and also authorizes the Chairperson and/or her designee to sign all pertinent documents.	9 FOR (KC,MF,GJ,DL,SA,CM,HM,JW,JS) 1 AGAINST (CA) 0 ABSTAIN
2009-129.hhs	Contract for services Rhonda Friedlander to the Speech Language/Pathologist position. The Office of Reservation Attorney Office and Tribal Health Program Manager will begin contract negotiations for this position and the contract will be brought back to the Human Services Committee for approval.	10 FOR (KC,MF,GJ,DL,CA,SA,CM,HM,JW,JS) 0 AGAINST 0 ABSTAIN
2009-130.hhs	Approve the Homeless Grant in the amount of \$10,000 which was approved for CIHA to contribute funds to the Colville Tribal Social Services for hotel/motel for the homeless. Approval requested to transfer \$10,000 to the Colville Tribal Social Services Homeless account; a year end report will be required detailing expenditures for hotel/motel funds. You will not be eligible if you have been evicted from your homes for drug related issues. No tribal dollars. Chairperson or designee is authorized to sign pertinent documents.	10 FOR (KC,MF,GJ,DL,CA,SA,CM,HM,JW,JS) 0 AGAINST 0 ABSTAIN
2009-131.hhs	Modify Resolution #2005-293 as follows: 1. Under "Amount of Financial Assistance" add "Social Services staff may also only authorize \$75.00 for "one day" appointments. Emergency Loan will take into account fuel, food, costs, and hotel/motel rates." 2. Under item "E" add "with the next available per capita payment, as determined by the Colville Business Council." 3. Under item "F" add "(based upon 2008 Low Income Standards.)" Add item "K. Individual who become victims due to house fire. This will also include assistance for children under the age of 18 and/or other individuals that reside within the same dwelling. Police/Fire report and Landlord resident verification required, which should include individual named as "head of household". Add item "L. Assist under age enrolled members who reside with non-tribal parent(s) or guardians to be able to attend immediate family	10 FOR (KC,MF,GJ,DL,CA,SA,CM,HM,JW,JS) 0 AGAINST 0 ABSTAIN

	member funeral or family member in critical condition in the hospital.	
2009-132.hhs	Approve the research permit for the Prevention of Toddler Overweight and Tooth Decay (PTOTS) effective August 1, 2008 to July 31, 2010; a copy of the report to be submitted to Archives and Records and Tribal Health & Human Services Program; CCT will retain the copy right to all information generated from this research permit and permission to use the information will be brought before the Council; and authorize the Chairperson and/or designee to sign all pertinent documents.	10 FOR (KC,MF,GJ,DL,CA,SA,CM,HM,JW,JS) 0 AGAINST 0 ABSTAIN
2009-133.hhs	Approve the Fiscal Year 2009 contract for the Northwest Portland Area Indian Health with Tribal Health Program to continue with the Prevention of Toddler Obesity and Tooth Decay Study (PTOTS) from August 1, 2008 to July 31, 2009 in the amount of \$38,685 and authorize the Chairperson or her designee to sign all pertinent documents. No tribal monies are required.	10 FOR (KC,MF,GJ,DL,CA,SA,CM,HM,JW,JS) 0 AGAINST 0 ABSTAIN
2009-134.hhs	Approve Deb VB Orerio's Open purchase order amount of \$220,970. Mental Health counseling services will be provided to American Indians/Alaskan Natives and their clinical family members in need of said services pursuant to the contract. February 23, 2009 to September 30, 2009. New contract P.O. 10/1/09 needed this P.O.	10 FOR (KC,MF,GJ,DL,CA,SA,CM,HM,JW,JS) 0 AGAINST 0 ABSTAIN
2009-135.hhs	Acceptance carry over funds awarded to the Diabetes Prevention Program in the amount of \$458,775. This amount is in addition to current year funding of \$324,300. The total award for FY09 is \$738,075. The Chairman or designee is authorized to sign all documents. No tribal dollars are required.	10 FOR (KC,MF,GJ,DL,CA,SA,CM,HM,JW,JS) 0 AGAINST 0 ABSTAIN
2009-136.l&j/com	Hire SparrowHawk Consulting to write the FY09 State Homeland Security Grant. Cost not to exceed \$6000.00. Authorize Chair or designee to sign all pertinent documents	10 FOR (KC,MF,GJ,DL,CA,SA,CM,HM,JW,JS) 0 AGAINST 0 ABSTAIN
2009-137.l&j	Approve to submit the Grants to Indian Tribal Governments and Sexual Assault Services Program grant application in the amount of \$450,000 for 36 months and authorize the Chair or designee to sign all pertinent documents. (see attachment)	10 FOR (KC,MF,GJ,DL,CA,SA,CM,HM,JW,JS) 0 AGAINST 0 ABSTAIN
2009-138.l&j/m&b	Approve the attached FY2009 contract with the attorney firm Sonosky, Chambers, Endreson, Perry for work related to Wenatchi fishing and hunting rights whether through litigation, or negotiation, such other matters as may be assigned. Contract to be signed by Chair or designee. Contract amount of \$100,000 budgeted for in approved FY2009 budget.	6 FOR (KC,GJ,DL,SA,CM,JW) 4 AGAINST (MF,CA,HM,JS) 0 ABSTAIN

2009-139.l&j/m&b	Approve the attached Fy2009 contract with attorney firm of Juliana C. Repp for work related to Administrative Law Judge. Contract to be signed by Chair or designee. Contract amount of \$20,000.00 budgeted for approval FY2009 Budget.	7 FOR (KC,GJ,CA,SA,CM,HM,JW) 0 AGAINST 0 ABSTAIN **MF OUT OF ROOM** **DL OUT OF ROOM** **JS OUT OF ROOM**
2009-140.l&j/m&b	Approve the attached FY2009 contract with attorney firm of Juliana C. Repp for work related to Enrollment Issues. Contract to be signed by Chair or designee. Contract amount of \$65,000.00 budgeted for in approved FY2009 Budget.	7 FOR (KC,GJ,CA,SA,CM,HM,JW) 0 AGAINST 0 ABSTAIN **MF OUT OF ROOM** **DL OUT OF ROOM** **JS OUT OF ROOM**