



COLVILLE CONFEDERATED TRIBES COLVILLE BUSINESS COUNCIL



Special Session March 23, 2022 Resolution Index

Condensed by, Kelli Tonasket, Executive Office Assistant

Present: Andy Joseph Jr., Jack Ferguson, Karen Condon, Richard Swan Sr., Norma Sanchez, Dustin Best, Shar Zacherle, Roger Finley, Alison Boyd-Ball, Marvin Kheel, Jarred-Michael Erickson, Tyler Zacherle-Boyd

Delegation/Leave: Joseph Somday, Virgil "Smoker" Marchand

Resolution No.	Condensed Recommendation Information	Colville Business Council Vote Tally
<i>2022-161.fish 10-Signature</i>	To authorize Chair or designee's signature on the Infrastructure Investment and Jobs Act Funding for Fish Passage and Pacific Salmon letter to NOAA Fisheries Administrator Dr. Rick Spinrad dated March 8, 2022, no Tribal dollars associated.	10 FOR (JME, DB, AJ, NS, SZ, JF, JS, RF, VSM, TZB) 0 AGAINST 0 ABSTAINED Rationale: Comment submission deadline to NOAA Fisheries is March 22, 2022.
<i>2022-162.m&b.cdc.tg 10-Signature</i>	To approve the contract proposal for Amherst Wilder in the amount of \$125,000.00 to conduct a long-term reservation population study. Chairman or designee to sign all pertinent documents.	10 FOR (NS, AB, KC, DB, AJ, JME, JS, VSM, TZB, RF) 0 AGAINST 0 ABSTAINED Rationale: Timelines.
<i>2022-163.hhs 10-Signature</i>	To approve the Greenway settlement agreement in the amount of \$333,269.70. Chairman or designee is authorized to sign all pertinent documents.	10 FOR (NS, AJ, SZ, JF, MK, JME, VSM, TZB, RF, JS) 2 AGAINST (AB, DB) 0 ABSTAINED Rationale: Timelines.
<i>2022-164.hhs</i>	Following a review of the Revised Draft Cost-Based Rate (CBR) Proposal for the San Poil Treatment Center (SPTC) that the rate of \$995.73 for FY 2021 with a proposed annual growth rate of 6.34% be approved and submitted to the State of Washington and the Centers for Medicare and Medicaid	11 FOR (JF, KC, RS, NS, DB, SZ, RF, AB, MK, JME, TZB) 0 AGAINST 0 ABSTAINED

	Services (CMS) for review and consideration. Chairman or designee authorized to sign all pertinent documents.	
2022-165.hhs	To approve the Data Share Agreement with Department of Social and Health Services (DSHS) and Colville Confederated Tribes Area Agency on Aging. Agreement will be January 1, 2022 to December 31, 2023. Chair or designee authorized to sign all pertinent documents.	11 FOR (JF, KC, RS, NS, DB, SZ, RF, AB, MK, JME, TZB) 0 AGAINST 0 ABSTAINED
2022-166.m&b.cdc	To initiate a resolution to PO-21-N24 between I.H.S. and the Colville Confederated Tribes. The memorandum of agreement will provide I.H.S. funding provided by the Environmental Protection Agency (EPA) for \$40,000.00 for Keller, Seaton Grove, Malott, Omak HUD, and Rocky River Road community water systems for the Colville Confederated Tribes. The Chairman of the Colville Business Council or authorized designee shall sign all related documents.	11 FOR (JF, KC, RS, NS, DB, SZ, RF, AB, MK, JME, TZB) 0 AGAINST 0 ABSTAINED
2022-167.m&b.cdc	To initiate a resolution to PO-21-N31 between I.H.S. and the Colville Confederated Tribes. The memorandum of agreement will provide I.H.S. funding for \$297,018.00 and the Colville Confederated Tribe to provide \$118,482.00 to provide the installation of a reliable back up power source to ensure water pumps and operable during power outages. The total estimated cost of the proposed facilities is \$415,500.00 for the Colville Confederated Tribes. The Chairman of the Colville Business Council or authorized designee shall sign all related documents.	11 FOR (JF, KC, RS, NS, DB, SZ, RF, AB, MK, JME, TZB) 0 AGAINST 0 ABSTAINED
2022-168.m&b.cdc	To approve Actual Cash Value (ACV) on Insurance Claim #2021365369-3881341 on Fish & Wildlife 2914 Columbia River Road, Okanogan and 2977 Columbia River Road, Okanogan in the amount of \$765,394.64. To authorize Chairman and/or designee to sign all pertinent documents.	11 FOR (JF, KC, RS, NS, DB, SZ, RF, AB, MK, JME, TZB) 0 AGAINST 0 ABSTAINED
2022-169.m&b.cdc	To amend the donation amount to \$3,000.00 for the Nespelem Mother's Day Celebration. Funds to be distributed from the Donations account and added to the annual Tribal Gathering budget. To come from the current budgeted amount.	11 FOR (JF, KC, RS, NS, DB, SZ, RF, AB, MK, JME, TZB) 0 AGAINST 0 ABSTAINED
2022-170.m&b.cdc	CONFIDENTIAL	11 FOR (JF, KC, RS, NS, DB, SZ, RF, AB, MK, JME, TZB) 0 AGAINST 0 ABSTAINED
2022-171.m&b.cdc.	To approve support to some time-sensitive tasks related to implementing Phase 2 work of the salmon reintroduction upstream of Chief Joseph Dam and Grand Coulee Dam. The funding will go towards purchasing and installing 3 net pens to rear Chinook salmon in the blocked area, labor costs	11 FOR (JF, KC, RS, NS, DB, SZ, RF, AB, MK, JME, TZB) 0 AGAINST 0 ABSTAINED

	for the contractor (Biomark) to install up to 30,000 PIT tags, and a contract for a firm to develop a site assessment and alternatives for a rearing facility on the Louie Creek property in the San Poil which the Tribes recently purchased for that purpose. Chairperson or designee to approve all pertinent documents.	
2022-172.m&b.cdc	To approve the Fiscal Year 2022 Accounting Budget increase in the amount of \$67,500.00 for the reclassification of positions. Chair or designee authorized to sign all relevant documents.	11 FOR (JF, KC, RS, NS, DB, SZ, RF, AB, MK, JME, TZB) 0 AGAINST 0 ABSTAINED
2022-173.m&b.cdc	To approve \$76,962.00 for nfp Accounting Technologies to provide new MIP Accounting software, training, and annual support and maintenance to support eh Confederated Tribes of the Colville Reservation Government from an approved tribal budget. Chair or designee authorized to sign all relevant documents.	11 FOR (JF, KC, RS, NS, DB, SZ, RF, AB, MK, JME, TZB) 0 AGAINST 0 ABSTAINED
2022-174.m&b.cdc	To approve a rebate equal to 75% of the State Fuel Tax at all tribally licensed fueling stations. Chair or designee to sign all pertinent documents.	11 FOR (JF, KC, RS, NS, DB, SZ, RF, AB, MK, JME, TZB) 0 AGAINST 0 ABSTAINED
2022-175.m&b.cdc	To approve the Environmental Review for 2022 Modular Office Purchase and Installation project. This categorically excluded activity/project cannot convert to Exempt because there are circumstances which require compliance with one or more federal laws and authorities cited at §58.5. CIHA will complete consultation/mitigation protocol requirements, publish NOI/RROF and obtain "Authority to Use Grant Funds" (HUD 7015.16) per Section 58.70 and 58.71 before committing or drawing down any funds. Chairman or designee is authorized to sign pertinent documents. No Tribal dollars.	11 FOR (JF, KC, RS, NS, DB, SZ, RF, AB, MK, JME, TZB) 0 AGAINST 0 ABSTAINED
2022-176.tg.l&j	To recommend Council Members Karen Condon, Jack Ferguson, and Norma Sanchez for participation in the marijuana compact negotiations. Chairman or designee to sign all pertinent documents.	8 FOR (RS, DB, SZ, RF, AB, MK, JME, TZB) 0 AGAINST 3 ABSTAINED (KC, NS, JF)
2022-177.tg	To make Jarred-Michael Erickson the Nespelem Representative alternate for the 2022 Elections Committee.	10 FOR (JF, KC, RS, NS, DB, SZ, RF, AB, MK, TZB) 0 AGAINST 1 ABSTAINED (JME)
2022-178.tg	To appoint Mari St. Pierre as the Omak Representative alternate for the 2022 Elections Committee	11 FOR (JF, KC, RS, NS, DB, SZ, RF, AB, MK, JME, TZB)

		0 AGAINST 0 ABSTAINED
2022-179.tg	To follow CBC Procedural Rules 3 (a), (b), (e), (f) & (g) for amendments to Chapter 8-1, Membership. The proposed amendments allow the Chief Enrollment Officer to pursue blood corrections with the Enrollment Committee, by presenting clear and convincing evidence, that a blood degree other than that which is listed on the roll is the correct blood degree and what the precise blood degree to be listed on the roll should be. A vote by a majority of the Enrollment Committee in favor of the Chief Enrollment Officer's recommendation will cause the recommendation to become final. It is the additional recommendation of the Tribal Government Committee to set a 45-day comment period, bringing the matter back to Committee on June 9, 2022.	9 FOR (JF, RS, DB, SZ, RF, AB, MK, JME, TZB) 2 AGAINST (NS, KC) 0 ABSTAINED
2022-180.tg	To approve the 2022 May Elder Quarterly Stipend, from account PL75747012, in the amount of \$350.00 to each eligible tribal member age 55 and older of the Confederated Tribes of the Colville Reservation. Elder Stipend shall be distributed on or before May 2, 2022. Eligibility for the Elder Stipend shall be: age 55, enrolled and living as of midnight of March 31, 2022. The following shall not apply to the 2022 May Elder Stipend: Debt Set-Off Ordinance and Retro Active Payments. Department hold list is due April 4, 2022. The following departmental holds shall be approved for deposit into the tribal members IIM account: 1. Social Services (Regular) Court Order/Voluntary consent for adults. 2. Enrollment Checks past 90 days Deceased Elders/Unclaimed	11 FOR (JF, KC, RS, NS, DB, SZ, RF, AB, MK, JME, TZB) 0 AGAINST 0 ABSTAINED
2022-181.tg	CONFIDENTIAL	11 FOR (JF, KC, RS, NS, DB, SZ, RF, AB, MK, JME, TZB) 0 AGAINST 0 ABSTAINED
2022-182.ele	To appoint Roger Finley as the Inchelium District alternate of the 2022 Elections Committee.	8 FOR (JF, KC, NS, DB, SZ, AB, JME, TZB) 0 AGAINST 3 ABSTAINED (RF, MK, RS)
2022-183.ele	To appoint Storey Jackson as the Keller District alternate of the 2022 Elections Committee.	8 FOR (JF, KC, NS, SZ, RF, AB, JME, TZB) 0 AGAINST

		3 ABSTAINED (MK, RS, DB)
2022-184.nrc	To delegate Jarred Erickson to apply to become a member of the Wildfire Commission. The delegate is authorized to complete and submit the attached application online on or before March 25, 2022.	10 FOR (KC, RS, NS, DB, SZ, RF, AB, MK, TZB) 0 AGAINST 1 ABSTAINED (JME)
2022-185.nrc	To approve the consultant contract with Cougar Environmental, Inc. for the 2022 Stand Exam Contract. Contract price will not exceed \$216,055.00. This project is a large scaled stand exam contract designed to sample a variety of forest timber types across the commercial forest. Data will be used to develop timber sale plans and maintain a forest wide inventory. The project is funded with Federal Funding. Chairperson or designee has the authority to sign all pertinent documents.	11 FOR (JF, KC, RS, NS, DB, SZ, RF, AB, MK, JME, TZB) 0 AGAINST 0 ABSTAINED
2022-186.fish	To approve change order #3 312421 USGS C19-228 adding an additional \$73,859.00 bringing the total contract value to \$281,792.00, extending the date to May 31, 2023, and adding fund 312422. Chairman or his/her designee to sign all pertinent documents.	11 FOR (JF, KC, RS, NS, DB, SZ, RF, AB, MK, JME, TZB) 0 AGAINST 0 ABSTAINED
2022-187.fish	To approve Sub-Contract Trout Unlimited Washington Water Project in the amount of \$413,000.00 dates are from when signed, to June 30, 2023. Chairman or his/her designee to sign all pertinent documents.	11 FOR (JF, KC, RS, NS, DB, SZ, RF, AB, MK, JME, TZB) 0 AGAINST 0 ABSTAINED
2022-188.fish	To approve the new award for 911822 Colville Regional Coordination in the amount of \$69,673.00 and contract dates are from April 1, 2022 to March 31, 2023. Chairman or his/her designee to sign all pertinent documents	11 FOR (JF, KC, RS, NS, DB, SZ, RF, AB, MK, JME, TZB) 0 AGAINST 0 ABSTAINED
2022-189.fish	To approve Cates & Erb sub-contract to complete the Fish & Wildlife gravel road reparation project at Riverside Pond Access Road, Brooks Tract Access Road, Fish Weir Access and Gravel Road Encircling Acclimation Pond off Brooks Tract. Chairman or his/her designee to sign all pertinent documents.	11 FOR (JF, KC, RS, NS, DB, SZ, RF, AB, MK, JME, TZB) 0 AGAINST 0 ABSTAINED
2022-190.fish	To approve the new award for 752622 Department of Natural Resources in the amount of \$99,000.00 and date dates are from when signed to June 30, 2022. "CCT provides the following irrevocable limited waiver of sovereign immunity from suit or legal process with respect to this agreement. CCT consents to suit by state, acting through Washington Department of Natural Resources, in the Superior Court of Washington State for Thurston County (including all courts of the State to which decisions of such court may be appealed) if, and only if the claims in the suit relate to the making, formation of validity of, or obligations	11 FOR (JF, KC, RS, NS, DB, SZ, RF, AB, MK, JME, TZB) 0 AGAINST 0 ABSTAINED

	under this agreement. CCT hereby expressly and irrevocably waives any application of the exhaustion of Tribal remedies or abstention doctrine and any other law, rule, regulation or interpretation that might otherwise require, as a matter of law or comity, that resolutions of any of the following matters to which this limited waiver of sovereign immunity applies be heard first in tribal court or any other dispute resolution process of CCT." Chairman or his/her designee to sign all pertinent documents.	
2022-191.fish	To approve the 2022 Colville Okanogan and Columbia River Mainstem Sockeye Fishery Regulations. Chairman or his/her designee to sign all pertinent documents.	11 FOR (JF, KC, RS, NS, DB, SZ, RF, AB, MK, JME, TZB) 0 AGAINST 0 ABSTAINED
2022-192.fish	To approve the 2022 Chief Joseph Dam Tailrace - Summer/Fall Chinook Fishery Regulations. Chairman or his/her designee to sign all pertinent documents.	11 FOR (JF, KC, RS, NS, DB, SZ, RF, AB, MK, JME, TZB) 0 AGAINST 0 ABSTAINED
2022-193.fish	To approve the 2022 Colville Spring Chinook Chief Joseph Dam Tailrace and Columbia River Mainstem Fishery Regulations. Chairman or his/her designee to sign all pertinent documents	10 FOR (JF, KC, RS, NS, DB, SZ, RF, MK, JME, TZB) 0 AGAINST 0 ABSTAINED *Out of the room (AB)
2022-194.fish	To approve the 2022 Okanogan & Columbia River Summer/Fall Mainstem Chinook Fishery Regulations. Chairman or his/her designee to sign all pertinent documents.	10 FOR (JF, KC, RS, NS, DB, SZ, RF, MK, JME, TZB) 0 AGAINST 0 ABSTAINED *Out of the room (AB)
2022-195.fish	To approve the 2022 Upper Columbia & Okanogan River Steelhead Fishery Regulations. Chairman or his/her designee to sign all pertinent documents.	10 FOR (JF, KC, RS, NS, DB, SZ, RF, MK, JME, TZB) 0 AGAINST 0 ABSTAINED *Out of the room (AB)
2022-196.fish	To approve the 2022 Colville Ps'Quosa Icicle Creek Spring Chinook Fishery Regulations. Chairman or his/her designee to sign all pertinent documents.	10 FOR (JF, KC, RS, NS, DB, SZ, RF, MK, JME, TZB) 0 AGAINST 0 ABSTAINED *Out of the room (AB)

2022-197.fish	To approve the 2022 Colville Ps'Quosa Coho Fishery Regulations. Chairman or his/her designee to sign all pertinent documents.	10 FOR (JF, KC, RS, NS, DB, SZ, RF, MK, JME, TZB) 0 AGAINST 0 ABSTAINED *Out of the room (AB)
2022-198.fish	To approve the 2022-2024 Non-Member Fishing Regulations. Chairman or his/her designee to sign all pertinent documents	10 FOR (JF, KC, RS, NS, DB, SZ, RF, MK, JME, TZB) 0 AGAINST 0 ABSTAINED *Out of the room (AB)
2022-199.cul	That John Sirois, Traditional Territory Advisor, be approved to sit on the University of Washington Native American Advisory Board. Alternate will be Karen Condon. As this Board extends the relationships the CCT has with organizations in the CCT Traditional Territories, it will serve as a key relationship for Mr. Sirois to carry out his program responsibilities. Chairman or designee to sign all pertinent documents.	10 FOR (JF, RS, NS, DB, SZ, RF, AB, MK, JME, TZB) 0 AGAINST 1 ABSTAINED (KC)
2022-200.cul	That John Sirois, Traditional Territory Advisor, be approved to sit on the Methow Valley Citizens Council. Alternate will be Dustin Best. As this Board extends the relationships the CCT has with organizations in the CCT Traditional Territories, it will serve as a key relationship for Mr. Sirois to carry out his program responsibilities. Chairman or designee to sign all pertinent documents	10 FOR (JF, KC, RS, NS, SZ, RF, AB, MK, JME, TZB) 0 AGAINST 1 ABSTAINED (DB)
2022-201.cul	That John Sirois, Traditional Territory Advisor, be approved to sit on the WA State Heritage Board. As this Board extends the relationships the CCT has with organizations in the CCT Traditional Territories, it will serve as a key relationship for Mr. Sirois to carry out his program responsibilities. Chairman or designee to sign all pertinent documents	11 FOR (JF, KC, RS, NS, DB, SZ, RF, AB, MK, JME, TZB) 0 AGAINST 0 ABSTAINED
2022-202.cul	That John Sirois, Traditional Territory Advisor, be approved to sit on the Native American Agricultural Fund Board. Alternate will be Norma Sanchez. As this Board extends the relationships the CCT has with organizations in the CCT Traditional Territories, it will serve as a key relationship for Mr. Sirois to carry out his program responsibilities. Chairman or designee to sign all pertinent documents.	10 FOR (JF, KC, RS, DB, SZ, RF, AB, MK, JME, TZB) 0 AGAINST 1 ABSTAINED (NS)
2022-203.cul	That John Sirois, Traditional Territory Advisor, be approved to sit on the Chelan Douglas Land Trust Board. As this Board extends the relationships the CCT has with organizations in the CCT Traditional Territories, it will serve as a key relationship for Mr. Sirois to carry out his	11 FOR (JF, KC, RS, NS, DB, SZ, RF, AB, MK, JME, TZB) 0 AGAINST 0 ABSTAINED

	program responsibilities. Chairman or designee to sign all pertinent documents.	
2022-204.cul	That Chuck Brushwood, be approved to sit on the Icicle Working Group. Alternate will be John Sirois. As this Board extends the relationships the CCT has with organizations in the CCT Traditional Territories, it will serve as a key relationship for Mr. Sirois to carry out his program responsibilities. Chairman or designee to sign all pertinent documents.	11 FOR (JF, KC, RS, NS, DB, SZ, RF, AB, MK, JME, TZB) 0 AGAINST 0 ABSTAINED
2022-205.l&j.m&b.cdc	To approve the attached Attorney Salary Scale for the Office of Reservation Attorney. This scale will become effective on the first day of the next pay period following approval by the Colville Business Council, will apply to current and future attorneys employed with the Office of Reservation Attorney, and will supersede all previous salary scales for attorneys. The Chairman or his designee is authorized to sign all pertinent documents.	11 FOR (JF, KC, RS, NS, DB, SZ, RF, AB, MK, JME, TZB) 0 AGAINST 0 ABSTAINED
2022-206.l&j	CONFIDENTIAL	8 FOR (JF, RS, NS, DB, RF, MK, JME, TZB) 2 AGAINST (AB, SZ) 1 ABSTAINED (KC)
2022-207.l&j	To approve the MOU BETWEEN THE CONFEDERATED TRIBES OF THE COLVILLE RESERVATION AND THE STATE OF WASHINGTON REGARDING SPORTS WAGERING SERVERS OPERATED BY THE TRIBES, in accordance with Colville Tribes/Washington State Appendix S-Sports Wagering; and the Chairman or designee shall have authority to sign any and all necessary documents.	11 FOR (JF, KC, RS, NS, DB, SZ, RF, AB, MK, JME, TZB) 0 AGAINST 0 ABSTAINED
2022-208.l&j	To authorize the Chairman to sign the FEMA-Tribe Agreement for the major disaster, designated FEMA 4631-DR under the Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 U.S.C. 5121-5207 (Stafford Act), in accordance with 44 CFR 206.44. This Agreement between the United States through the Regional Administrator, Federal Emergency Management Agency (FEMA), Department of Homeland Security (DHS) or his/her delegate, and the Confederated Tribes of the Colville Reservation (Tribes) governs all federal assistance FEMA provides the Tribe for this declaration. Pursuant to Resolution 2019-387, Sabrina Desautel has been previously identified as the Tribal Authorized Representative (TAR) and the Tribal Coordinating Officer (TCO) has been identified as Jim Nanamkin; therefore, each are empowered to execute on behalf of the Tribes all necessary documents for federal assistance, including approval of subawards and certifications of claims for Public Assistance.	11 FOR (JF, KC, RS, NS, DB, SZ, RF, AB, MK, JME, TZB) 0 AGAINST 0 ABSTAINED