



COLVILLE CONFEDERATED TRIBES COLVILLE BUSINESS COUNCIL

November 19th, 2012

Resolution Index

Condensed by, Trisha Jack, CBC Recording Secretary

Council Members Present: John E. Sirois, Benny Marchand Jr. (*present at 9:06 a.m.*), Michael O. Finley, Joseph Somday, Andy Joseph Jr., William "Billy" Nicholson II, Brian Nissen, Ernest "Sneena" Brooks III (*present at 9:12 a.m.*), Nancy Johnson, Jim Boyd, Richard Swan Sr. and N. "Lynn" Palmanteer-Holder

Delegation/Absent: Luana Boyd-Rowley and Darlene Zacherle

Resolution No.	Condensed Recommendation Information	Colville Business Council Vote Tally
10-Signature 2012- 747.l&j/m&b/cdc	To award the construction contract for the Corrections Expansion project to ERLK in the amount \$3,139,236.00 with an additional amount of \$100,800.00 for alternate #2 court millwork for a grand total of \$3,240,036.00. No tribal dollars will be expended. Funds will come from the Corrections 638 contract carry over approved for expansion of the Corrections Facility by CBC resolution 2011-613 and the courts grant. Also, to authorize the Chairperson or designee to sign all pertaining documents.	10 FOR (BM, WBN, NJ, LPH, BN, AJ, EB, JB, RS, JOSEPH S.) 0 AGAINST 0 ABSTAINED *Rationale: Missed Special Session Timelines.
10-Signature 2012-748.m&b	To modify FY13 budget for Tribal Court and Parole & Probation pursuant to Resolution 2012-629, so that Administrative function of the Parole & Probation office falls under Tribal Court Administration and Tribal Court budget absorbs P&P Administrative wage items from P&P approved FY13 budget totaling \$107,060.00. Also to move funds internally from Conflict Counsel expense to wages to cover 1 existing Court Personnel position, removing those wages from Tribal Court BIA budget in an effort to free up BIA dollars to offer competitive wages for an Associate Judge and to cover 1 position that needs to be reinstated; and also move funds from Conflict Counsel expense to vehicle R & M and vehicle fuel for a vehicle for Tribal Court business use. NO ADDITIONAL DOLLARS REQUESTED.	10 FOR (WBN, EB, JOSEPH S., BM, BN, LBR, JOHN S., JB, NJ, LPH) 0 AGAINST 0 ABSTAINED *Rationale: Timelines
10-Signature 2012-749.m&b/l&j	To accept BJA FY 12 CTAS Purpose Area 3: Justice Systems and Alcohol and Substance Abuse Program grant award in the amount of \$147,108.00 from the Office of Justice Programs/ Bureau of Justice Assistance. NO TRIBAL DOLLARS REQUIRED. Authorize the Chairman and/or designee to sign all pertinent documents.	10 FOR (WBN, EB, JOSEPH S., BM, BN, LBR, JOHN S., JB, NJ, LPH) 0 AGAINST 0 ABSTAINED *Rationale: Timelines
10-Signature 2012-750.cdc	To waive the 40lb Roof Load of the FEMA Homes and approve the #30lb Roof Load which meets the minimum requirements of our Zoned Area. The approved FEMA homes will be distributed to two (2) Tribal families who	10 FOR (NJ, NLPH, MF, WBN, AJ, BM, JOHN S., JOSEPH S., DZ, BN) 0 AGAINST 0 ABSTAINED

Special Session

November 19th, 2012

Trisha Jack, CBC Recording Secretary

	meet the conditions of Health, Safety and Need from the Keller Disaster area and FEMA will cover all expenses to provide necessary infrastructure which will include moving, set up, skirting and hook up to water, sewer and power on the recipients approved site. Chairman or designee has the authority to sign all pertinent documents.	*Rationale: None listed
2012-751.m&b	To enter into a contract agreement with NativeLink, LLC in the amount of \$32,998.28 for the installation of a communications building and tower to industry standards on Keller Butte mountain top for security and enclosure purposes of the tribal and federal communications and network equipment.	9 FOR (MF, WBN, AJ, JOSEPH S., BN, JB, NJ, RS, LPH) 0 AGAINST 0 ABSTAINED
2012-752.m&b	To approve Appendix 1 of the Statement of Investment Policy and Guidelines that lists the members of the investment committee as Chairman of the Colville Business Council, Chairman of the Management & Budget Committee, Executive Director, Reservation Attorney, Department of Commerce Manager, Comptroller and Budget Officer. Chair or designee is authorized to sign all relevant documents.	8 FOR (MF, AJ, JOSEPH S., BN, JB, NJ, RS, LPH) 0 AGAINST 1 ABSTAINED (WBN)
2012-753.e&e/nrc	To approve the Fish and Wildlife Department's Organizational Charts to the Colville Business Council. These charts were developed by Fish and Wildlife Staff to reflect current as well as future staffing needs for the department. The Chair or designee is authorized to sign all pertinent documents. No Tribal dollars attached.	9 FOR (MF, WBN, AJ, JOSEPH S., BN, JB, NJ, RS, LPH) 0 AGAINST 0 ABSTAINED
TABLED 2012-754.e&e	To appoint John Stensgar to serve a four year term as the Keller District TERO Commissioner. The appointment is effective the day the resolution is approved. This authorizes the Chairman or designee to sign all pertinent documents.	*TABLED VOTE* 9 FOR (MF, WBN, AJ, JOSEPH S., BN, JB, NJ, RS, LPH) 0 AGAINST 0 ABSTAINED
2012-755.nrc	To approve the Fair Market Rate (FMR) for Range Units as \$10.00/Animal Unit Month (AUM) and to set the grazing fees for 2013 through 2017 as follows: Allotted Land within Range Units for Tribal Members is set at \$10.00/AUM. Tribal Land within Range Units for Tribal Members is set at \$1.20/AUM per Resolution 1992-067.	9 FOR (MF, WBN, AJ, JOSEPH S., BN, JB, NJ, RS, LPH) 0 AGAINST 0 ABSTAINED
2012-756.nrc	To authorize CCT Fish & Wildlife engage with the Bureau of Reclamation with the goal of confirming CCT's jurisdiction to enforce CCT fishing regulations against non-member anglers fishing within the Colville Reservation on Reclamation lands immediately above and below Grand Coulee Dam. The Chair or designee is authorized to sign all pertinent documents. No Tribal dollars attached.	9 FOR (MF, WBN, AJ, JOSEPH S., BN, JB, NJ, RS, LPH) 0 AGAINST 0 ABSTAINED
2012-757.nrc	To approve continuation of Memorandum of Agreement between Washington State University and Colville Confederated Tribes, for funding of \$80,102.00 as outlined in Amendment 20 to Appendix A of MOA (attached). Dollars already budgeted, no new dollars requested. Chairperson or designee authorized to sign Amendment 20 to Appendix A of existing MOA and all pertinent	9 FOR (MF, WBN, AJ, JOSEPH S., BN, JB, NJ, RS, LPH) 0 AGAINST 0 ABSTAINED

	documents.	
2012-758.nrc/m&b	To approve the attached FY 2013 Forest Management Deductions (FMD) Expenditure Plan lists the expenditures that will be taken from the Forest Management Deduction account. These expenditures are included as part of the Tribe's FY 2013 budget. Whereas, it is the recommendation of the Natural Resource Committee to approve the FY 2013 Forest Management Deduction Expenditure Plan as presented. The Colville Business Council Chairperson or his designee has the authority to sign all pertinent documents.	9 FOR (MF, WBN, AJ, JOSEPH S., BN, JB, NJ, RS, LPH) 0 AGAINST 0 ABSTAINED
2012-759.nrc	To approve Budget Modification #1 to 7703 Columbia River Water Management Project a line item transfer for \$62,000.00 for the period of July 1, 2012 thru June 30, 2013 and authorize the Chairman or his/her designee to sign contracts and all or any related documents. No Tribal dollars associated. This is the full contract award.	9 FOR (MF, WBN, AJ, JOSEPH S., BN, JB, NJ, RS, LPH) 0 AGAINST 0 ABSTAINED
2012-760.nrc	To approve 911011 Washington State University sub contract in the amount of \$199,793.00 and authorize the Chairman or his/her designee to sign all or any related documents. No Tribal dollars associated. SOW is attached.	9 FOR (MF, WBN, AJ, JOSEPH S., BN, JB, NJ, RS, LPH) 0 AGAINST 0 ABSTAINED
2012-761.nrc	To approve 910412 Cates & Erb sub-contract in the amount of \$259,000.00 and authorize the Chairman or his/her designee to sign all or any related documents. No Tribal dollars associated. SOW is attached.	8 FOR (MF, WBN, JOSEPH S., BN, JB, NJ, RS, LPH) 1 AGAINST (AJ) 0 ABSTAINED
2012-762.nrc	To approve Douglas County PUD #1 White Sturgeon Project in the amount of \$347,136.00 and dates are from January 1, 2013 to August 31, 2016 and authorize the Chairman or his/her designee to sign all or any related documents. No Tribal dollars associated. SOW is attached	9 FOR (MF, WBN, AJ, JOSEPH S., BN, JB, NJ, RS, LPH) 0 AGAINST 0 ABSTAINED
2012-763.nrc	To approve 321513 White Sturgeon Project in the amount of \$776,436.00 and authorize the Chairman or his/her designee to sign all or any related documents. No Tribal dollars associated.	9 FOR (MF, WBN, AJ, JOSEPH S., BN, JB, NJ, RS, LPH) 0 AGAINST 0 ABSTAINED
2012-764.nrc	To approve 313512 Ford Motor Credit Company in the amount of \$72,726.30 and authorize the Chairman or his/her designee to sign all or any related documents. No Tribal dollars associated.	9 FOR (MF, WBN, AJ, JOSEPH S., BN, JB, NJ, RS, LPH) 0 AGAINST 0 ABSTAINED
2012-765.nrc	To approve 910412 Cardno Entrix sub-contract in the amount of \$89,924.00 and authorize the Chairman or his/her designee to sign all or any related documents. No Tribal dollars associated. SOW is attached.	9 FOR (MF, WBN, AJ, JOSEPH S., BN, JB, NJ, RS, LPH) 0 AGAINST 0 ABSTAINED
2012-766.nrc	To appoint Richard Swan, Sr. as the Colville Confederated Tribes delegate to the Intertribal Timber Council. Chair or designee authorized to sign all pertinent documents. To supersede all previous delegations.	8 FOR (MF, WBN, AJ, JOSEPH S., BN, JB, NJ, LPH) 0 AGAINST 1 ABSTAINED (RS)
2012-767.nrc	To appoint William Nicholson, II, as the Colville Confederated Tribes alternate delegate to the Intertribal Timber Council. Chair or designee authorized to sign all pertinent documents. To supersede all previous delegations.	8 FOR (MF, AJ, JOSEPH S., BN, JB, NJ, RS, LPH) 0 AGAINST 1 ABSTAINED (WBN)

2012-768.nrc	To adopt the amendments to the 2012 Tribal Member Hunting Regulations to include the attached South Half wolf seasons and map. Whereas, it is the goal of the Fish & Wildlife to protect/promote ungulate populations for the subsistence and ceremonial needs of the Tribes, and whereas an unmanaged wolf population on the Reservation will reduce the number of ungulates available for tribal harvest.	6 FOR (MF, WBN, JOSEPH S., BN, NJ, RS) 3 AGAINST (AJ, JB, LPH) 0 ABSTAINED
2012-769.nrc	To approve the development of a Land Purchase Sub-Committee that will make recommendations to the Natural Resource Committee for land purchases. This committee will develop the priority list for Land Purchase. This Sub-Committee will consist of interested Council, Executive Director and Comptroller	9 FOR (MF, WBN, AJ, JOSEPH S., BN, JB, NJ, RS, LPH) 0 AGAINST 0 ABSTAINED
2012-770.nrc/m&b	To approve the contract renewal for Environmental International, Ltd. providing technical assistance to the CCT on the Upper Columbia River contaminant issues for the Remedial Investigation, Natural Resources Damage Assessment, and Midnite Mine in the amount of \$527,031.00. Funding is from various federal sources (BIA and EPA). No Tribal dollars requested. Chairman or designee authorized to sign all relevant documents.	9 FOR (MF, WBN, AJ, JOSEPH S., BN, JB, NJ, RS, LPH) 0 AGAINST 0 ABSTAINED
2012-771.nrc	To approve the attached agreement, which will extend the Lake Rufus Woods fishery management agreement between CCT and the Washington Department of Fish and Wildlife on an interim basis until March 31, 2013, thereby maintaining the status quo management arrangement on Lake Rufus Woods while CCT representatives attempt to negotiate renewal of the agreement with possible modifications. The Chair or designee is authorized to sign all pertinent documents. No Tribal dollars are attached	8 FOR (WBN, AJ, JOSEPH S., BN, JB, NJ, RS, LPH) 1 AGAINST (MF) 0 ABSTAINED
2012-772.nrc	To approve the agreement between Bonneville Power Administration and Colville Tribes Parks and Recreation for Archaeological Resource Protection (ARPA) on Lake Roosevelt. The agreement is a re-occurring agreement for FY October 1, 2012 through September 30, 2013 for period of patrolling on land and water April through June 2013 and August through September 2013 in the amount of \$50,009.00. No matching dollars. Indirect \$5,823.00. Chairperson or designee to sign all documents pertaining to this agreement	9 FOR (MF, WBN, AJ, JOSEPH S., BN, JB, NJ, RS, LPH) 0 AGAINST 0 ABSTAINED
2012-773.nrc	To approve the budget modification to increase funding from Bonneville Power Administration in the amount of \$32,538.00 to cover the cost of expenses not covered in the initial budget. Addition funds will be taken from prior year contract funding. Additional Indirect \$882.00.	9 FOR (MF, WBN, AJ, JOSEPH S., BN, JB, NJ, RS, LPH) 0 AGAINST 0 ABSTAINED
2012-774.nrc	To approve a lease agreement to Darnell and Carol Sam of the property located at 410 Pharr Road, Riverside, legally described as Tax 1, Lot 12 Pharr Orchard Tracts, Okanogan County, Washington. Lease terms to commence November 15, 2012 at the monthly rental rate of \$1,000.00, per lease agreement. Chairman or designee to sign all pertinent documents and legal instruments.	9 FOR (MF, WBN, AJ, JOSEPH S., BN, JB, NJ, RS, LPH) 0 AGAINST 0 ABSTAINED

FAILED 2012-775.nrc	To approve a lease agreement to Amanda Chavez of the property located at 315 Edmonds Street, Omak, legally described as Lot 4, Block 99 Government Townsite of Omak, Okanogan County, Washington. Lease terms to commence November 15, 2012 at the monthly rental rate of \$300.00, per lease agreement. Chairman or designee to sign all pertinent documents and legal instruments.	3 FOR (JOSEPH S., JB, BN) 6 AGAINST (MF, WBN, AJ, NJ, RS, LPH) 0 ABSTAINED
TABLED 2012-776.nrc	To approve a lease agreement to Patricia Reardan of the property located at 41 Crowder Road, Okanogan legally described as Tax 7, Lot 8 (W ½ NE SE NW), between River/RR, Okanogan County, Washington. Lease terms to commence November 15, 2012 at the monthly rate of \$700.00, per lease agreement. Chairman or designee to sign all pertinent documents and legal instruments.	*TABLED VOTE* 8 FOR (MF, WBN, AJ, JOSEPH S., JB, NJ, RS, LPH) 1 AGAINST (BN) 0 ABSTAINED
2012-777.cdc	To approve the attached MOU with the Colville Tribal Federal Corporation (CTFC) not exceed \$150,000.00 for reimbursement of expenditures for the Barney's Junction (Noisy Waters) Intersection Improvements. All funding is federal dollars. Chairman or designee authorized to sign all pertinent documents.	10 FOR (MF, WBN, AJ, JOSEPH S., BM, BN, NJ, RS, LPH) 0 AGAINST 0 ABSTAINED
2012-778.cdc	To rescind Resolution 2010-416 in its entirety due to being unable to meet deliverables.	10 FOR (MF, WBN, AJ, JOSEPH S., BM, BN, NJ, RS, LPH) 0 AGAINST 0 ABSTAINED
2012-779.cdc	To approve the attached contract with Frank Gurney in the amount of \$59,850.00 for the emergency guard rail repairs on IRR Route #0140 Columbia River Road. All funding is federal dollars. Chairman or designee authorized to sign all pertinent documents	10 FOR (MF, WBN, AJ, JOSEPH S., BM, BN, NJ, RS, LPH) 0 AGAINST 0 ABSTAINED
2012-780.tg	To adopt Michael James Shipman, as applicant meets requirements of Section 8-1-160 of Enrollment Ordinance and Constitution of the Confederated Tribes of the Colville Reservation.	10 FOR (MF, WBN, AJ, JOSEPH S., BM, BN, NJ, RS, LPH) 0 AGAINST 0 ABSTAINED
2012-781.tg	To adopt Roman Aaron Fisher-Williams, as applicant meets requirements of Section 8-1-160 of Enrollment Ordinance and Constitution of the Confederated Tribes of the Colville Reservation.	10 FOR (MF, WBN, AJ, JOSEPH S., BM, BN, NJ, RS, LPH) 0 AGAINST 0 ABSTAINED
2012-782.e&e/m&b	To approve funding to support Salish School of Spokane (SSOS) in the amount of \$55,000.00. Funds will go toward matching funds for the SSOS ANA Grant. This grant program will 1) provide year round nsxlcin immersion school for 12 Colville children, 2) will train 5 new fluent Colville early childhood education teachers, and 3) create 180 nsxlcin children's books to be shared with CCT programs and other community organizations. Chairman or his delegate is authorized to sign all pertinent documents. Fund 193.19304 Language Endowment.	11 FOR (MF, EB, WBN, AJ, JOSEPH S., BM, BN, JB, NJ, RS, LPH) 0 AGAINST 0 ABSTAINED