

COLVILLE CONFEDERATED TRIBES

COLVILLE BUSINESS COUNCIL

December 18th, 2008

Resolution Index

Condensed by, Ciciley M. Yellowwolf, CBC Recording Secretary

Council Members Present: Ernie Williams, Karen Condon, Michael Condon, Jeanne Jerred, Andy Joseph Jr., Gene Joseph, Carleen Anderson, Susie Allen, Cherie Moomaw, Harvey Moses Jr., Juanita Warren, Virgil Seymour, John Stensgar.

Delegation/Absent: Deb Louie

*****Note: The 10-Signatures in bold, were inadvertently left out of the previous index.*****

Resolution No.	Condensed Recommendation Information	Colville Business Council Vote Tally
10-Signature 2008-783.com	Approve this Consulting Contract with GeoEngineers, Inc., to conduct cleanup of hazardous and/or contaminated materials at the Johnny George Lookout Communications Site in an amount not to exceed \$42,000.00. Sole Source justification is attached. No Tribal dollars are required. The Chairman or designee is authorized to sign all documents.	11 FOR (VS,AJ,DL,CM,SA,JW,EW,MF,JJ,KC,HM) 0 AGAINST 0 ABSTAIN
10-Signature 2008-784.cul	Approve the subcontract for Matilda George to provide traditional cultural property, language and lexicographical services to the History/Archeology Program in partial fulfillment of contract deliverables. Authorizes the CBC Chairman or designee to sign all related documents. No Tribal dollars required.	
10-Signature 2008-785.m&b	Approve a \$300.00 December Per Capita Payment to be issued on/or before December 8, 2008.	10 FOR (HM,JJ,AJ,JW,CM,JS,SA,KC,CA,EW) 0 AGAINST 0 ABSTAIN
10-Signature 2008-786.nat	Approve Tyler Peasley's, tribal member, offer for a home site lease on the former Widdifield Property, Tribal Tract No. 101-T866. Mr. Peasley has requested to match the next highest bidder, a non-member, his offer is \$650.00 per month rental for a 5-Year home site lease, beginning January 01, 2008 (to be prorated beginning November 01, 2008) ending December 31, 2012. The rent will be subject to the Fair Market Rental Value.	
10-Signature 2008-876.nat/com	Approve an EPA 319 grant application for \$50,000.00.	11 FOR (EW,CM,AJ,JW,VS,GJ,CA,JJ,HM,SA,KC) 0 AGAINST 0 ABSTAIN
	It fund 1 FTE for implementation projects and	
	monitoring. Matching in-kind is all from the Tribes 638	
	water management contract account # 1881. The Chairperson or her designee is authorized to sign all	

	relevant documents. No Tribal money is required.	
10-Signature 2008-877.nat/com	Approve an EPA 319 grant application for \$150,000.00. It funds 1/2 FTE for implementation projects (logging road improvements) and monitoring. Matching in-kind is all from the Tribes 638 water management contract account #1881. The chairperson or her designee is authorized to sign all relevant documents. No Tribal money is required	11 FOR (EW,CM,AJ,JW,VS,GJ,CA,JJ,HM,SA,KC) 0 AGAINST 0 ABSTAIN
10-Signature 2008-878.com	Enter into an agreement with Bonneville Power Administration to provide cultural resource services for transmission and Fish & Wildlife projects. History/Archaeology may also negotiate any future cultural resource services requested by BPA. The agreement will be implemented by task orders and individual budgets will be routed through the administrative review process before funding is accepted for each task. This authorizes the Chairperson or designee to sign all documents related to this project.	10 FOR (AJ,JJ,CM,GJ,EW,CA,JW,VS,HM,MF) 0 AGAINST 0 ABSTAIN
10-Signature 2008-846.m&b	Continue to partner with the Okanogan County Transportation and Nutrition in FY 09 - FY 11 and agree to contribute 15% grant annual matching requirements totaling \$26,710.00 for the Colville Tribal Access Commuter Project. Chairperson or designee has authority to sign all necessary documents. Funds to be disbursed annually from the 1/3 Wells Dam Economic Development Monies.	10 FOR (HM,MF,CM,DL,EW,GJ,SA,JW,VS,JS) 0 AGAINST 0 ABSTAIN
2008-879.e&e	Approve the appointment of Shirley K. Charley as the Omak TERO Commissioner for a term of 3 years, beginning December 2008 and ending December 2011. This recommendation supersedes all previous resolutions pertaining to this matter	10 FOR (KC,MF,AJ,GJ,CA,SA,CM,VS,JS) 0 AGAINST 2 ABSTAIN (EW,HM)
2008-880.nat	Approve by resolution of the Organizational Chart for the Parks & Recreation Program.	11 FOR (EW,KC,MF,AJ,GJ,CA,SA,SM,HM,VS,JS) 0 AGAINST 0 ABSTAIN
2008-881.nat	Approve the final BAER report for Second Hud Fire and the return of \$4,874.03 of remaining funds to the Bureau of Indian Affairs.	11 FOR (EW,KC,MF,AJ,GJ,CA,SA,SM,HM,VS,JS) 0 AGAINST 0 ABSTAIN
2008-882.nat	Approve the final BAER Report for the West Omak Lake Fire and the return of \$25,289.33 of remaining funds to the Bureau of Indian Affairs.	11 FOR (EW,KC,MF,AJ,GJ,CA,SA,SM,HM,VS,JS) 0 AGAINST 0 ABSTAIN
2008-883.nat	Request BIA Realty to develop contract agreements with the residents for Tribal Tract No. 101-T5660,	9 FOR (EW,KC,MF,AJ,GJ,SA,CM,HM,VS,JS) 1 AGAINST (CA) 1 ABSTAIN (JW)

	<p>McGinnis Lake Property. The contract term will be for a 5-Year period, with an option to renew for an additional five years, beginning, January 1, 2008. Compensation will be \$125.00 per month for each site. The Tribal Public Works Department will be responsible for the upkeep, repairs and maintenance of the property. Rent compensation may be adjusted when</p> <p>the Fair Market Rental value is received for the OST's appraisal office. This resolution supersedes all previous resolutions.</p>	
2008-884.nat/cul	<p>Approve the request by Don Simon and Harry Sachse of Sonosky/Chambers to agree to participate in the Ninth Circuit Court of Appeals mediation program regarding the Wenatchi case appeal.</p>	<p>8 FOR (EW,AJ,GJ,CA,SA,CM,HM,VS) 2 NAY (MF,JS) 1 ABSTAIN (KC)</p>
2008-885.gov	<p>Authorize the Colville Confederated Tribes Enrollment Department to work with the Shadow Project regarding American Indian Youth intervention to help prevent alcohol and drug use among youth. No confidential information will be released outside of the Colville Confederated Tribes and the Community Development Shadow Project program.</p>	<p>11 FOR (EW,KC,MF,AJ,GJ,CA,SA,SM,HM,VS,JS) 0 AGAINST 0 ABSTAIN</p>
2008-886.gov	<p>Adopt: Jeremy Red Bear Todd</p>	<p>11 FOR (EW,KC,MF,AJ,GJ,CA,SA,SM,HM,VS,JS) 0 AGAINST 0 ABSTAIN</p>
2008-887.gov	<p>Adopt: Damuari Kevin-Virgil Marquez</p>	<p>11 FOR (EW,KC,MF,AJ,GJ,CA,SA,SM,HM,VS,JS) 0 AGAINST 0 ABSTAIN</p>
2008-888.gov	<p>Relinquishment: Rashawn Howard Johnson</p>	<p>11 FOR (EW,KC,MF,AJ,GJ,CA,SA,SM,HM,VS,JS) 0 AGAINST 0 ABSTAIN</p>
2008-889.m&b	<p>Continue and provide for the funding of Colville Tribal Government Operations during the current and fiscal year 2009. The final budget for Fiscal Year 2009 has not been approved, the Colville Business Council hereby approves, for a period of one month, January 01, 2009 to January 31, 2009, that an amount equal to one-twelfth of the operating budget as approved by resolution 2008-659 for the 2008 Fiscal Year be appropriated and distributed in a manner consistent with the 2008 budget to programs operated by the Colville Tribal Government. All salaries, requests for increases, other pay increases will be frozen at the FY 2008 level. Exceptions to these restrictions are:</p> <p>1.) Higher Education-2nd Quarter Tuition.</p> <p>2.) Forest Management Deductions-continuation of projects currently underway.</p> <p>3.) Land Purchase-January fee transactions</p>	<p>11 FOR (EW,KC,MF,AJ,GJ,CA,SA,SM,HM,VS,JS) 0 AGAINST 0 ABSTAIN</p>

	closing in January.	
	4.) Budget projects currently underway.	
	Whereas, all funds so approved are to be taken from the	
	Tribal General Fund, and the Chair or designee is	
	authorized to sign all necessary documentation to carry	
	out the intent of this recommendation.	
2008-890.m&b	Facilitate the development of a new SBA 8a business, the Colville Business Council shall issue a Charter and approve the attached Articles of Incorporation for Colville Electrical Contractors as a wholly owned subsidiary of CTEC.	11 FOR (EW,KC,MF,AJ,GJ,CA,SA,SM,HM,VS,JS) 0 AGAINST 0 ABSTAIN
2008-891.m&b	Approve the recommendation by medical broker, Maloney & O'Neill to increase medical premiums for spouse, dependent and family coverage 18% effective January 1, 2009. Chair or designee is authorized to sign.	11 FOR (EW,KC,MF,AJ,GJ,CA,SA,SM,HM,VS,JS) 0 AGAINST 0 ABSTAIN
2008-892.m&b	Approve the recommendation from the Retirement Committee to adopt the final code 415 Amendment to the Confederated Tribes of the Colville Reservation Retirement Plan as prepared by K & L Gates, the Retirements Plan's ERISA attorney. The Chair or designee is authorized to sign.	11 FOR (EW,KC,MF,AH,GJ,CA,SA,CM,HM,VS,JS) 0 AGAINST 0 ABSTAIN
2008-893.m&b	Approve the recommendation from the Retirement Committee to adopt Amendment Seven to the Confederated Tribes of the Colville Reservation Retirement Plan which excludes participation by Title V employees for Area Agency, TANF summer youth employees, WEX training employees, and Emergency Fire Fighters. Chair or designee authorized to sign.	10 FOR (EW,KC,MF,AJ,GJ,CA,SA,CM,HM,VS) 0 AGAINST 0 ABSTAIN JS Out of room
2008-894.m&b	Authorize \$57,429.00 to be transferred from the 1/3 Wells Dam Economic Development account into the Mountain Top Communications Facilities budget 636. Funds to be utilized by the Department for the purchase of Security Systems for the Mountain Top Communications Facilities, this ensuring the security of these facilities.	10 FOR (EW,KC,MF,AJ,SJ,SA,CM,HM,VS,JS) 1 AGAINST (CA) 0 ABSTAIN
2008-895.m&b	Approve the Mountain Top Communications Facilities program to immediately purchase the Service Vehicle from Wendell Ford for \$37,685.00, funds are available from the Approved FY 08 Budget and are available in the current operating budget. Vehicle pricing expires December 31, midnight. Executive Director is authorized to sign requisition and all documents associated with vehicle purchase.	11 FOR (EW,KC,MF,AJ,GJ,CA,SA,CM,HM,VS,JS) 1 AGAINST (JW) 0 ABSTAIN
2008-896.com/m&b	Approve the attached contract with Sparrow Hawk Consulting in the amount not to exceed \$98,200.00 with funds to come from the 1/3 Wells Dam Economic Development Funds. The Chair or designee is authorized to sign all pertinent documents. Sparrow Hawk Consulting reports to the Community	8 FOR (MF,KC,EW,GJ,SA,JW,VS,CM) 3 AGAINST (AJ,JS,CA) 0 ABSTAIN

	Development Committee for direction by majority of the committee.	
2008-897.com	Appoint Ellen Moses to the at Large Member position on the Colville Tribes Land Use Review Board as called for under Tribal Code Law & Justice Committee, Chapter 4.3 Land Use and Development. Ms. Moses will serve a 3-year term that will end December 11, 2011.	10 FOR (EW,KC,MF,AJ,GJ,CA,SA,CM,VS,JS) 0 AGAINST 0 ABSTAIN HM-On leave
2008-898.com	Appoint Nate Krohn to the Okanogan County Non Member position on the Colville Tribes Land Use Review Board as called for under Tribal Code Law & Justice Committee, Chapter 4.3 Land Use & Development. Mr. Krohn will serve a 3-year term that will end December 11, 2011	10 FOR (EW,KC,MF,AJ,GJ,CA,SA,CM,VS,JS) 0 AGAINST 0 ABSTAIN HM-On leave
2008-899.com	Place the following on the Colville Tribes Solid Waste Advisory Committee: The Chair of the Community Development Committee or designee; Solid Waste Manager; Land Use Shoreline Administrator; Environmental Trust; Solid Waste Attorney, O.R.A; Land Use Attorney, O.R.A; Public Works Manager: SAFETY/TOSHA Environmental Health & Human Services; Solid Waste Enforcement Officer; Recycling Program Manager; Land & Property Director. Furthermore, this recommendation supersedes any and all resolutions.	10 FOR (EW,KC,MF,AJ,GJ,CA,SA,CM,VS,JS) 0 AGAINST 0 ABSTAIN HM-On leave
2008-900.com	Approve Consulting Contract in the amount of \$150,000.00 to Womer & Associates to complete the Inchelium Bridge Feasibility Study; all funds are federal dollars received from Federal Highways Grant and the BIA Highway Trust Fund. Chairman or designee shall be authorized to sign all pertinent documents.	9 FOR (EW,KC,MF,AJ,GJ,SA,CM,VS,JS) 1 AGAINST (CA) 0 ABSTAIN
2008-901.com	Appoint Ernie Williams to the Okanogan Public Transportation Improvement Board with Cherie Moomaw as alternate to represent the Colville Confederated Tribes.	8 FOR (KC,MF,AJ,GJ,SA,JW,VS,JS) 1 AGAINST (CA) 2 ABSTAIN (EW,CM)
2008-902.com	Uphold the decision of the Land Use Review Board to 1) rescind resolution # 2003-329 and revoke the 2003 special use permit for Rez A Rex; and 2) to deny the 2008 special use amendment permit submitted by Rez A Rex based on the attached finding of the Environmental Trust Staff and Planning Department Staff.	6 FOR (GJ,SA,CM,JW,VS,JS) 2 AGAINST (KC,CA) 1 ABSTAIN (AJ) MF Out of Room EW Out of Room
2008-903.l&j	Approve the attached updated Organizational Chart for EMS, Fire & Rescue. Authorize the Chairperson or her	9 FOR (EW,KC,MF,AJ,GJ,SA,CM,JW,JS) 1 AGAINST (CA) 0 ABSTAIN

	designee to sign all related documents.	
2008-904.1&j	Approve the attached recommendation of support by	10 FOR (EW,KC,MF,AJ,GJ,CA,SA,CM,JW,JS) 0 AGAINST 0 ABSTAIN
	submitted by the Women Spirit Coalition.	