



COLVILLE CONFEDERATED TRIBES COLVILLE BUSINESS COUNCIL

Special Session February 4th, 2021 Resolution Index

Condensed by, Naomi Yazzie, Executive Office Assistant

Present: Rodney Cawston, Joel Boyd, Karen Condon, Jack Ferguson, Norma Sanchez, Dustin Best, Shar Zacherle, Roger Finley, Andy Joseph Jr., Joe Somday, Virgil (Smoker) Marchand, Marvin Kheel, Jarred Erickson

Absent: Richard Swan Sr.

Resolution No.	Condensed Recommendation Information	Colville Business Council Vote Tally
2021-49.m&b.cdc <i>10-Signature</i>	To prioritize the following transportation projects for the Confederated Tribes of the Colville Reservation for House Bill 1135 "Relating to Transportation Funding and Appropriations" in the Washington State Legislature: 1) Omak Bridge Replacement, Approximate Amount = \$25,000,000. 2) Silver Creek paving (50 miles), Approximate Amount = \$100,000,000. 3) State Highway 21 widening and bank stabilization (10 miles south of Keller), and sidewalk (1/4 mile), Approximate Amount = \$50,000,000. 4) Peter Dan county road repaving (10 miles Ferry County portion), Approximate Amount = \$12,000,000	10 FOR (JF, JS, RF, SZ, NS, JME, VSM, KC, JB, AJ) 0 AGAINST 0 ABSTAINED
2021-50.l&j <i>10-Signature</i>	To strongly oppose Senate Bill 5212 "Authorizing sports wagering at cardrooms and racetracks" and authorize all 14 members of Colville Business Council to sign in opposition to Senate Bill 5212 at any public hearings called by committees of the Washington State Legislature.	10 FOR (SZ, NS, DB, RF, JF, RC, KC, SM, JS, JB) 0 AGAINST 0 ABSTAINED
2021-51.nrc <i>10-Signature</i>	To amend the funding for the flowering rush BIA grant. Funding was originally allocated to include funding for survey. 110 river miles were surveyed for flowering rush in fall of 2020, this survey found significantly more flowering rush than originally anticipated. Therefore it is proposed that the grant dollars be utilized for treatments of flowering rush and education and outreach.	11 FOR (JME, NS, JS, SZ, KC, VSM, AJ, JB, RF, JF, DB) 0 AGAINST 0 ABSTAINED
2021-52.m&b.cdc	To approve the attached purchase from Nespelem Valley Electric, Co-op. in the amount of \$5,484.00. Purchase will be to place one 50 foot utility pole in Nespelem area to support wireless broadband deployment. The Colville Business Council has determined that this expenditure is necessary to respond to current COVID-19 public health emergency and appropriate under the	12 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, MK, JME) 0 AGAINST 0 ABSTAINED

	Treasury Department guidance and FAQs in effect as of the date of the recommendation. The Chairman or his designee shall sign and approve all relevant documents.	
2021-53.m&b.cdc	To approve the Environmental Review for the Malott Fire Rebuild Project, Malott, WA. This categorically excluded activity/project converts to Exempt, per §58.34(a)(12) because there are no circumstances which require compliance with and of the federal laws and authorities cited at 58.5. Funds may be committed and drawn down after certification of this part for this (now) EXEMPT project. Chairman or designee is authorized to sign pertinent documents. No Tribal dollars.	12 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, MK, JME) 0 AGAINST 0 ABSTAINED
2021-54.m&b.cdc	To approve the contract for Lori Falcon as Superintendent of Pascal Sherman Indian School, in the amount of \$58.94 an hour. Chairman or designee to sign all pertinent documents.	12 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, MK, JME) 0 AGAINST 0 ABSTAINED
2021-55.m&b.cdc	To approve the posting of the RFQQ – Colville Indian Reservation Master Site Development Planning Document with supporting funds to come from the Washington State Commerce COVID response funding from Resolution 2020-244, Resolution 2020-49, and Resolution 2020-631 to support economic recovery planning. Chair or designee is authorized to sign all pertinent documents.	12 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, MK, JME) 0 AGAINST 0 ABSTAINED
2021-56.m&b.cdc	The Nespelem-Coulee Dam-Grand Coulee Dam areas face a housing crisis, with little to no housing inventory, including rental properties, for working professionals in our area. When housing becomes available, there is a rush by interested individuals. To aid in the onboarding of professional staff for the San Poil treatment facility, there is a need for temporary housing until the professional housing units are completed. As such, it is the recommendation of the Management and Budget Committee to waive the Tribes "Purchasing Policies and Guidelines," as authorized by 7.0 "Waiver of Purchasing and Contract Requirements." Specifically, waiving section 6.2 of the Policy requiring all contracts to be reviewed and approved by the Contracting Officer, ORA, Comptroller (AKA CFO), TERO and Executive Director. In this capacity, Dr. Dan Barbara is authorized to enter into rental/lease agreements, without following section 6.2 and instead, will work with the Office of Reservation Attorney on the review and negotiation of any rental/lease agreements.	12 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, MK, JME) 0 AGAINST 0 ABSTAINED
2021-57.m&b.cdc	To approve the Request for Qualifications and Quotations (RFQQ) for the Nespelem Community Longhouse and renovations of the Nespelem Community Center and Celebration Grounds, as described in the attached document. This RFQQ advertisement period shall open February 12, 2021 and close March 5, 2021. Chairman or designee shall sign and approve all	12 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, MK, JME) 0 AGAINST 0 ABSTAINED

	relevant documents.	
2021-58.m&b.cdc	<p>The Colville Business Council has determined that the Colville Reservation has numerous multi-generational households and homeless people and that these multi-generational households have a higher risk of transmitting the COVID-19 virus due to the inability to socially distance or isolate from one another in the event one household member contracts the COVID-19 virus, and Whereas, the Colville Business Council has determined that the current general public housing and public health infrastructure is inadequate to support isolation and quarantine areas for COVID-19 positive patients, and</p> <p>Whereas, the Colville Tribal Drug and Alcohol Treatment Facility has been funded by the Tribes and under construction during the COVID-19 pandemic to combat drug and alcohol addiction among tribal communities, and the COVID-19 pandemic has increased the need for such services due to the correlation of increased drug and alcohol abuse associated with the stress of government-mandated quarantines and "stay home, stay safe" campaigns across the country, and</p> <p>Whereas, the Colville Business Council has determined to change the scope of the Keller Treatment Facility from a pure drug and alcohol treatment facility, to add an isolation and quarantine center for positive COVID-19 cases and designate a portion of the facility for this use, therefore, it is the recommendation of the Management and Budget/Community Development Committee to approve the use of CARES Act funding for the Keller Treatment Facility expenditures incurred from March 1, 2020 to December 31, 2020 in the amount of \$10,961,090.79. The Colville Business Council has determined that this expenditure to change the scope of the Colville Tribal Treatment Facility to include an isolation and quarantine center and designate a portion of the facility to this purpose is necessary to respond to the current COVID-19 public health emergency and is appropriate under this Treasury Department guidance and FAQs in effect as of the date of the recommendation. The Chairman or his designee shall sign and approve all relevant documents.</p>	<p>11 FOR (JB, JF, NS, DB, SZ, RF, AJ, JS, VSM, MK, JME)</p> <p>0 AGAINST</p> <p>1 ABSTAINED (KC)</p>
2021-59.m&b.cdc	<p>To approve the Keller Treatment Facility's Water Main Project in the amount of \$459,132. The Tribe has determined that this upgrade to its public health infrastructure is necessary to provide individuals and families and the ability to maintain proper hygiene and defend themselves against the virus. The Colville Business Council has determined that these expenditures are necessary to respond to the COVID-19 public health emergency and appropriate under the Treasury Department guidance and FAQ's in effect as of the date of this recommendation. The Chairman or designee shall sign any relevant documents.</p>	<p>12 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, MK, JME)</p> <p>0 AGAINST</p> <p>0 ABSTAINED</p>
2021-60.m&b.cdc	<p>To approve the allocation of fifty percent (50%) of Business Council expenditures recorded to the General fund for the period</p>	<p>11 FOR (JB, JF, NS, DB, SZ, RF, AJ, JS, VSM, MK, JME)</p>

	of March 01, 2020 - December 31, 2020 to CARES Act funding in the amount of \$917,906.68, as the focus and meeting agenda topics of the Business Council have been substantially dedicated to mitigating and responding to the COVID-19 pandemic within the Tribal Community. The Colville Business Council has determined that these expenditures are necessary to respond to the COVID-19 public health emergency and appropriate under the Treasury Department guidance and FAQ's in effect as of the date of this recommendation. The Chairman or designee shall sign any relevant documents.	0 AGAINST 1 ABSTAINED (KC)
2021-61.m&b.cdc	To approve the allocation of expenditures recorded to the Tribe's Meal Program, Food Pantry and Low Income Energy Assistance Program for the period of March 01, 2020 - December 31, 2020 to CARES Act funding in the amount of \$1,387,290.29. The Colville Business Council has determined that these expenditures are necessary to respond to the COVID-19 public health emergency and appropriate under the Treasury Department guidance and FAQ's in effect as of the date of this recommendation. The Chairman or designee shall sign any relevant documents.	12 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, MK, JME) 0 AGAINST 0 ABSTAINED
2021-62.m&b.cdc	To approve the allocation of expenditures recorded to the Tribe's Unemployment Program for the period of March 01, 2020 - December 31, 2020 to CARES Act funding in the amount of \$1,818,619.67. The Colville Business Council has determined that these expenditures are necessary to respond to the COVID-19 public health emergency and appropriate under the Treasury Department guidance and FAQ's in effect as of the date of this recommendation. The Chairman or designee shall sign any relevant documents.	12 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, MK, JME) 0 AGAINST 0 ABSTAINED
2021-63.m&b.cdc	To approve the payment of deferred interest on behalf of all Tribal Members whose interest payments were deferred to Tribal Credit in the amount of \$730,357.00 to provide individuals and families the ability to remain in their homes and prevent homelessness. Tribal Credit will allocate the payment to each individual account and waive any late fees or additional accrued interest calculated on the deferred interest payments. The Colville Business Council has determined that these expenditures are necessary to respond to the COVID-19 public health emergency and appropriate under the Treasury Department guidance and FAQ's in effect as of the date of this recommendation. The Chairman or designee shall sign any relevant documents.	12 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, MK, JME) 0 AGAINST 0 ABSTAINED
2021-64.m&b.cdc	To approve the allocation of expenditures recorded to the Tribe's Children and Family Services Program for the period of March 01, 2020 - December 31, 2020 to CARES Act funding in the amount of \$91,433.32, as the services provided under the program have been substantially dedicated to mitigating and responding to the COVID-19 pandemic within the Tribal Community. The	12 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, MK, JME) 0 AGAINST 0 ABSTAINED

	Colville Business Council has determined that these expenditures are necessary to respond to the COVID-19 public health emergency and appropriate under the Treasury Department guidance and FAQ's in effect as of the date of this recommendation. The Chairman or designee shall sign any relevant documents.	
2021-65.m&b.cdc	To pay the attached invoice from Colville Gaming, LLC in the amount of \$994,028.76. This purchase will utilize CARES Act funding to purchase equipment and cover costs directly incurred as a result of necessary COVID-19 safety protocols. The Colville Business Council has determined that these expenditures are necessary to respond to the COVID-19 public health emergency and appropriate under the Treasury Department guidance and FAQ's in effect as of the date of this recommendation. The Chairman or designee shall sign any relevant documents.	12 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, MK, JME) 0 AGAINST 0 ABSTAINED
2021-66.tg.l&j.m&b.cdc	To approve the employment contract with Marty Raap as Managing Attorney for the Office of Reservation Attorney. The Employment contract and all accompanying documents are deemed confidential employee records. Chairman or designee to sign all pertinent documents.	11 FOR (JB, JF, NS, DB, SZ, RF, AJ, JS, VSM, MK, JME) 0 AGAINST 1 ABSTAINED (KC)
2021-67.tg.hhs	To allow the Colville Indian Health Clinic to use the Omak Community Centers as a Vaccine site location with Phase II implementation. The intent is to have a vaccine clinic in the Omak area. The Chairman has the authority to sign all pertinent documents.	12 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, MK, JME) 0 AGAINST 0 ABSTAINED
2021-68.tg	To adopt Daniel Joseph Polinsky as applicant meets requirements of Section 8-1-160 Enrollment Ordinance and Constitution of the Confederated Tribes of the Colville Reservation.	12 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, MK, JME) 0 AGAINST 0 ABSTAINED
2021-69.e&e	To approve 2021-2022 Colville Confederated Tribes Head Start Priority Points System. Tribal Chairman or designee to sign all pertinent documents.	12 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, MK, JME) 0 AGAINST 0 ABSTAINED
2021-70.nrc	To approve the attached Non-Disclosure Agreement (NDA) with the Oregon Climate Trust. This NDA will allow evaluation of post fire reforestation carbon projects. Chairperson or designee has the authority to sign all pertinent documents.	12 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, MK, JME) 0 AGAINST 0 ABSTAINED
2021-71.nrc	To approve the attached Memorandum of Understanding (MOU) with the BIA Department of Transportation. The MOU will define coordination of BIA funding and staff, with DOT maintenance funding and staff. Chairperson or designee has the authority to sign all pertinent	12 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, MK, JME) 0 AGAINST 0 ABSTAINED

	documents.	
2021-72.nrc	To approve the Agricultural Lease No. 20-024 for a term of ten (10) years on Colville Public Domain Tract No. 151 H 64 for 80.0 acres, m/l in the name of Howard B. Gilmore. The E½NW¼ of Section 23, Township 38 North, Range 37 East, Willamette Meridian, Stevens County, Washington, containing 80.00 acres, more or less. Containing 80 acres, more or less. Purpose: Agricultural Lease Term: Ten (10) year lease. Compensation: \$1,500, Appraisal Valuation Services Office appraisal Review Dated 10/07/2020. Bond: \$Required. Insurance: \$Required. Entire term of lease will be subject to Fair Market Rental Value. Lease subject to conditions cited in IRMP Coordinator's review. Chairman or designee to sign all pertinent documents.	12 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, MK, JME) 0 AGAINST 0 ABSTAINED
2021-73.fish	To share the programming script for the Upper Columbia White Sturgeon Population Model with Chelan, Douglas, and Grant public utilities districts (PUD) so that it can be modified to inform White Sturgeon hatchery stocking and future harvest management in their property reservoirs. The Chairman or his/her designee is authorized to sign all pertinent documents.	11 FOR (JB, KC, JF, NS, DB, SZ, RF, JS, VSM, MK, JME) 0 AGAINST 1 ABSTAINED (AJ)
2021-74.fish	To negotiate costs and contract with Chelan PUD to collect larval sturgeon and test for autoployploid in each fish. Additional permission granted to negotiate Resident Fish Hatchery infrastructure improvements for rearing larval/juvenile sturgeon and training for tribal staff with Chelan PUD. The Chairman or his/her designee is authorized to sign all pertinent documents. No Tribal dollars associated.	12 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, MK, JME) 0 AGAINST 0 ABSTAINED
2021-75.fish	To share CCT Mountain Whitefish DNA results with regional partners to be incorporated into a combined regional report developed by WDFW Genomics Laboratory. The goal of the basin wide DNA project is to understand the genetic differences between these different populations and their evolutionary history as each population is separated by waterfalls and/or other barriers. The Chairman or his/her designee is authorized to sign all pertinent documents.	12 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, MK, JME) 0 AGAINST 0 ABSTAINED
2021-76.fish	To approve change order #6 for Leading Edge Aviation LLC C17-140 adding an additional \$166,230 bringing the total contract value to \$501,727 adding the fund number 341 F&W \$80,000, 176120 Big Game BIA \$30,000, 1751.63410.20190106 Baer William Lake Account \$46,480, 313520 Wildlife Mitigation \$9,750, and the Chair or designee is authorized to sign all pertinent documents. Attached is change order #6.	12 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, MK, JME) 0 AGAINST 0 ABSTAINED
2021-77.fish	To approve the new award for 312021 Colville Hatchery O&M in the amount of \$1,053,471 and the dates are from February 1, 2021 to November 30, 2021 and authorize the Chairman or his/her designee to sign all pertinent documents. Attached is the new award. No Tribal dollars associated.	12 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, MK, JME) 0 AGAINST 0 ABSTAINED

2021-78.1&j	To offer Marty Raap the Managing Attorney ORA position pending a successful clearance of all applicable pre-employment requirements (e.g. background check, financial inquiry, etc.). This authorizes the Chairman or designee to sign all documents related to this matter.	11 FOR (JB, JF, NS, DB, SZ, RF, AJ, JS, VSM, MK, JME) 0 AGAINST 1 ABSTAINED (KC)
2021-79.1&j	To approve the attached contract with Arvay Finlay, LLP for services related to the Tribes legal interest in Canada. Funds appropriated in the FY 2021 ORA/Outside Litigation Budget 587 line. Chairman or designee to sign all pertinent documents.	12 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, MK, JME) 0 AGAINST 0 ABSTAINED
2021-80.1&j	To appoint Karen Condon as the primary delegate advocating on behalf of the Confederated Tribes of the Colville Reservation in regards to the Missing & Murdered Indigenous Women's Human Rights Crisis.	11 FOR (JB, JF, NS, DB, SZ, RF, AJ, JS, VSM, MK, JME) 0 AGAINST 1 ABSTAINED (KC)
2021-81.1&j	To appoint Sharlene Zacherle as the alternate delegate advocating on behalf of the Confederated Tribes of the Colville Reservation in regards to the Missing & Murdered Indigenous Women's Human Rights Crisis.	11 FOR (JB, KC, JF, NS, DB, RF, AJ, JS, VSM, MK, JME) 0 AGAINST 1 ABSTAINED (SZ)