



# COLVILLE CONFEDERATED TRIBES

## COLVILLE BUSINESS COUNCIL

### Special Session

### Thursday, February 18<sup>th</sup> 2016

### Resolution Index

Condensed by, Naomi Yazzie, Executive Office Assistant

**Present:** Jim Boyd, Bessie Simpson, Susie Allen (*present at 9:12 am*), Richard Tonasket, Edwin Marchand, Ricky Gabriel, William Nicholson II, Jack Ferguson, Joseph Somday

**Absent:** Marvin Kheel, Mel Tonasket, Michael Marchand, Andy Joseph Jr., Nancy Johnson

Resolution No.	Condensed Recommendation Information	Colville Business Council Vote Tally
<b>10-signature</b> <b>2016-42.e&amp;e/m&amp;b</b>	To approve the Memorandum of Agreement to coordinate Diabetes Prevention staff and TANF Summer Youth Coordinators in development of a focused approach through Physical Activities & Nutrition Education for tribal youth in all districts.	<b>10 FOR (JF, MM, EM, RT, MK, BS, JS, NJ, RG, SA)</b>  <b>0 AGAINST</b>  <b>0 ABSTAINED</b>  <b>Rationale: Timelines</b>
<b>2016-43.hhs</b>	To approve and accept Amendment Number Twenty-One (21) to decrease the contract in the amount of \$2,763.00 with non-recurring Fiscal Year 2015 funds for the Office of Environmental Health & Engineering shares for Title I agreements. Chair or designee authorized to sign pertinent documents.	<b>7 FOR (JB, BS, EM, RG, WN, JF, JS)</b>  <b>0 AGAINST</b>  <b>0 ABSTAINED</b>
<b>2016-44.hhs/m&amp;b</b>	To accept the Annual Funding Agreement and scope of work between the Confederated Tribes of the Colville Reservation and the Secretary of the U.S. Department of Health & Human Services for Fiscal Year 2016, effective October 1, 2015 to September 30, 2016 in the amount of \$4,555,274.00. Chair or designee to sign all pertinent documents.	<b>7 FOR (JB, BS, EM, RG, WN, JF, JS)</b>  <b>0 AGAINST</b>  <b>0 ABSTAINED</b>
<b>2016-45.hhs/m&amp;b</b>	To approve to move \$62,111.08 from the Qwam Qwmpt' monies to fund the following Convalescent Center needs. The Convalescent Center is needing replace window coverings, bedside chairs, bedside stands, cubicle curtains, bedspreads, dining room chairs, bed mattresses, activity room table and chairs and the Apollo Jacuzzi bathtub as soon possible. Chair or designee to sign all pertinent documents.	<b>7 FOR (JB, BS, EM, RG, WN, JF, JS)</b>  <b>0 AGAINST</b>  <b>0 ABSTAINED</b>
<b>2016-46.hhs</b>	To approve the following: This modification to Contract No. N20779/540016 which is an interagency agreement between the State of Washington (DOH) and the Colville Confederated Tribes. This budget modification #4 increases the allocation for	<b>7 FOR (JB, BS, EM, RG, WN, JF, JS)</b>  <b>0 AGAINST</b>  <b>0 ABSTAINED</b>

	WIC Breastfeeding Peer Counselor for October 1 <sup>st</sup> , 2015 through September 30 <sup>th</sup> , 2016 for the total of \$49,163.00. Chairman or designee authorized to sign all pertinent documents.	
<b>2016-47.hhs</b>	Health & Human Services Committee to approve the following: This modification to Contract No. N20779/540015 which is an interagency agreement between the State of Washington (DOH) and the Colville Confederated Tribes. This budget modification #4 increases all allocation for WIC base for October 1st, 2015 through September 30th, 2016 for the total of \$172,100.00. Chairman or designee authorized to sign all pertinent documents.	7 FOR (JB, BS, EM, RG, WN, JF, JS)  0 AGAINST  0 ABSTAINED
<b>2016-48.m&amp;b</b>	To approve the attached contract with Symetra Life Insurance Company to provide life insurance for each enrolled tribal member. The life insurance benefit will be used for Wake and Burial budgets to provide better service to our tribal members. Chair or designee authorized to sign all pertinent documents.	7 FOR (JB, BS, EM, RG, WN, JF, JS)  0 AGAINST  0 ABSTAINED
<b>2016-49.m&amp;b/hhs</b>	To approve that the Colville Tribes and Finley & Cook, PLLC (F&C) enter into a one year Maintenance and Enhancement agreement for \$57,062.46 plus any fees. This is an annual maintenance and enhancement agreement that will allow for F&C to provide necessary updates and enhancements to the Serenic Navigator Accounting System from October 1, 2015 through September 30, 2016. Funds to come from the BIA 638 Administration Contract. Chair or designee is authorized to sign all relevant documents.	7 FOR (JB, BS, EM, RG, WN, JF, JS)  0 AGAINST  0 ABSTAINED
<b>2016-50.m&amp;b</b>	To approve the Ribail Advisory Services PLLC consulting services contract in an amount not to exceed \$50,000.00. Specifically, the engagement will result in the following: to develop an optimal indirect cost rate for FY17, a proposed rate for FY18, reconcile fixed carry forward for prior years, and to provide technical services for the Accounting and Administration Departments. Funding is committed and provided in the FY16 budget. Chairman or designee to sign all pertinent documents.	8 FOR (JB, BS, SA, EM, RG, WN, JF, JS)  0 AGAINST  0 ABSTAINED
<b>2016-51.m&amp;b</b>	To approve the attached contract with Arrow Creek Law for FY2016. Chair or his designee authorized to sign all necessary documents.	8 FOR (JB, BS, SA, EM, RG, WN, JF, JS)  0 AGAINST  0 ABSTAINED
<b>2016-52.m&amp;b/hhs</b>	To approve the attached NARCH Budget Modification #1 for the referenced funding #U261IHS0086-2-02 in the amount of \$508,230.00 with the attached budget modification, the total budget award will be \$1,101,357.00. These are carry-over funds. Money is already there, I.H.S. approve carry-over request. All funding is federal dollars. Chairman or designee authorized to sign all pertinent documents.	8 FOR (JB, BS, SA, EM, RG, WN, JF, JS)  0 AGAINST  0 ABSTAINED
<b>2016-53.m&amp;b</b>	To approve the 2016 181-D (Grand Coulee Dam) Annual BPA Settlement disbursement from account PL7219709 in	8 FOR (JB, BS, SA, EM, RG, WN, JF, JS)

	the amount of \$1,836.00 to each eligible tribal member of the Confederated Tribes of the Colville Reservation. Checks will be mailed on or before March 28, 2016. Eligibility requirements, deadlines and hold are approved and shall be applied as outlined in Resolution 2015-724. Debt Set-Off Ordinance and Retro Active payments shall not apply.	0 AGAINST 0 ABSTAINED
2016-54.nrc	To initiate a rest period for Elk, Deer, and Moose from January 1st to May 31st/annually. This rest period will allow the animals to be free from being hunted. It is recognized that the winter time is a critical time for the survival of these species. In order to continue to provide adequate subsistence hunting opportunities for tribal members it is critical to give these animals a rest during the winter and birthing months. A ceremonial tag maybe issued by the Fish and Wildlife Program for the North Half at any time. However, in the event of a funeral a tag maybe be issued at any time for the North Half or South Half. The ceremonial locker should be utilized first when applicable. This resolution supersedes previous resolutions pertaining to out of season hunting. Chair or designee is authorized to sign all pertinent documents.	8 FOR (JB, BS, SA, EM, RG, WN, JF, JS) 0 AGAINST 0 ABSTAINED
2016-55.nrc	To approve and accept (consent) Okanogan County Public Works Department for the realignment of OCR 3058; Snyder Flats Cutoff Road will result in a safer road and improved sight distance. The easement will be portion SESW section corner of said section; will be 1320.88 ft. in length and 60 ft. in width (containing 0.91 acre). Going through mentioned Tribal Tracts describes as: Tribal Tract No. 101-T3097: THE SOUTH-HALF SOUTHWEST-QUARTER SOUTHEAST QUARTER OF SECTION 11, TOWNSHIP 30 NORTH, RANGE 25 EAST, WILLAMETTE MERIDIAN, OKANOGAN COUNTY, WASHINGTON, CONTAINING 20.00 ACRES, MORE OR LESS. Compensation: appraised value of Right of Way \$100.00. Term: PERPETUAL. Lease subject to conditions cited in IRMP Coordinator's review. Chairman or designee has authority to sign all pertinent documents.	8 FOR (JB, BS, SA, EM, RG, WN, JF, JS) 0 AGAINST 0 ABSTAINED
2016-56.nrc	To approve new full award for Lake Roosevelt Burbot Population Assessment Project in the amount of \$491,817.00 and the dates are from March 1, 2016 to February 28, 2017 and authorize the Chairman or his/her designee to sign all pertinent documents. Attached is new full award. No Tribal dollars associated.	8 FOR (JB, BS, SA, EM, RG, WN, JF, JS) 0 AGAINST 0 ABSTAINED
2016-57.nrc	To approve change order #2 for 7703 Flowers & Sons C16-045 adding an additional \$8,503.67 bringing the total contract value to \$121,479.67 and authorize the Chairman or his/her designee to sign all pertinent documents . Attached is change order #2. No Tribal dollars associated.	8 FOR (JB, BS, SA, EM, RG, WN, JF, JS) 0 AGAINST 0 ABSTAINED
2016-58.nrc	To approve Change Order #1 for 310016 WDFW C15-282 adding \$79,331.00 bringing total contract value to \$117,032.00 and extend the date to April 30, 2017 and the	8 FOR (JB, BS, SA, EM, RG, WN, JF, JS) 0 AGAINST

	Chairman or his/her designee is authorized to sign all pertinent documents. Attached is the CO#1. No Tribal dollars associated.	0 ABSTAINED
2016-59.nrc	To approve the new full award for 321016 Joint Stock Assessment in the amount of \$76,000.00, and the dates are from March 1, 2016 to February 28, 2017 and authorize the Chairman or his/her designee to sign all pertinent documents. Attached is the new full award. No Tribal dollars associated.	8 FOR (JB, BS, SA, EM, RG, WN, JF, JS)  0 AGAINST  0 ABSTAINED
2016-60.nrc	To approve Change Order #1 for 316615 Okanogan Nation Alliance C15-419 adding \$17,555.31 bringing total contract value to \$92,518.06 and the chairman or his/her designee is authorized to sign all pertinent documents. Attached is the CO#1. No Tribal dollars associated.	8 FOR (JB, BS, SA, EM, RG, WN, JF, JS)  0 AGAINST  0 ABSTAINED
2016-61.nrc	To approve change order #1 for Cardno Entrix C16-091 adding an additional \$97,554.00 bringing the total amount to \$187,171.00 and a date extension to January 31, 2017 and adding fund number 317516 Lake Roosevelt Rainbow Trout Habitat/Passage Project and authorizes the Chairman or his/her designee to sign all pertinent documents. Attached is the Change Order #1. No Tribal dollars associated.	8 FOR (JB, BS, SA, EM, RG, WN, JF, JS)  0 AGAINST  0 ABSTAINED
2016-62.nrc	To approve the new full award for 317516 Lake Roosevelt Rainbow Trout Habitat/Passage Improvement in the amount of \$1,358,374.00 and date are from February 1, 2016 through January 31, 2017 and authorize the Chairman or his/her designee is authorized to sign all pertinent documents. Attached is the full contract award. No Tribal dollars associated.	8 FOR (JB, BS, SA, EM, RG, WN, JF, JS)  0 AGAINST  0 ABSTAINED
2016-63.nrc	To approve John Rohrback for a Board of Directors position on the Okanogan Land Trust and authorize the Chairman or His/Her designee to sign all pertinent documents. Attached is the Service on Committee Request Form.	8 FOR (JB, BS, SA, EM, RG, WN, JF, JS)  0 AGAINST  0 ABSTAINED
2016-64.nrc	To approve amendment #1 for 317015 Battelle Memorial C16-0009 adding an additional \$21,960.00 bringing the total contract value to \$97,794.00 and a date extension to June 30, 2016 and add fund number 317016 Lake Roosevelt Burbot Population and authorize the Chairman or His/Her designee to sign all pertinent documents. Attached is Amendment #1. No Tribal dollars associated.	8 FOR (JB, BS, SA, EM, RG, WN, JF, JS)  0 AGAINST  0 ABSTAINED
2016-65.nrc	To approve the new full award for 315816 Okanogan Basin Monitoring & Evaluation Project in the amount of \$2,825,166.00 and contract dates are from March 1, 2016 to February 28, 2018, and authorizes the Chairman or his/her designee to sign all pertinent documents. New full award is attached. No Tribal dollars associated.	8 FOR (JB, BS, SA, EM, RG, WN, JF, JS)  0 AGAINST  0 ABSTAINED
2016-66.nrc	To authorize the F&W Director to enter into agreement on behalf of the Chief Joseph Hatchery Fish manager the authority to submit Discharge Monitoring Reports and other Clean Water Act National Pollutant Discharge Elimination Systems permit-required reports electronically to EPA for Chief Joseph Hatchery (Bridgeport) WAG130025 and Chief Joseph Hatchery (Omak) WAG130024 and authorize the	8 FOR (JB, BS, SA, EM, RG, WN, JF, JS)  0 AGAINST  0 ABSTAINED

	Chairman or His/Her designee to sign all pertinent documents. Attached are the NetDMR Subscriber Agreements. Chairman or designee is authorized to sign all pertinent documents.	
<b>2016-67.nrc</b>	To approve the 2016-2018 Non-member Fishing Regulations, and the Chairman and/or his/her designee to sign all pertinent documents.	<b>8 FOR (JB, BS, SA, EM, RG, WN, JF, JS)</b> <b>0 AGAINST</b> <b>0 ABSTAINED</b>
<b>2016-68.nrc</b>	<p>Viola Schflitt has made application for the issuance of a patent in fee covering 2.50 acres, more or less within Colville Allotment No. 101-3185-E per the attached map. Whereas, the Colville Tribe is reluctant to let trust lands go out of trust, however, the Business Council recognizes the individual's rights for such actions and it is the recommendation of the Natural Resource Committee the the Colville Tribe reluctantly has no objections to its alienation of fee status.</p> <p>A BLM Supplemental plat will be required and will be at the landowner's expense.</p> <p>Chairman or designee has authority to sign all pertinent documents.</p>	<b>7 FOR (JB, BS, EM, RG, WN, JF, JS)</b> <b>0 AGAINST</b> <b>1 ABSTAINED (SA)</b>
<b>2016-69.nrc</b>	<p>Joanne Leith has made application for the issuance of a patent in fee covering 0.63 acres, more or less within Colville Allotment No. 101-49-2 and 0.40 acres, more or less with Colville Allotment 101-49-G per the attached map. Whereas, the Colville Tribe is reluctant to let trust lands go out of trust, however, the Business Council recognizes the individual's rights for such actions and it is the recommendation of the Natural Resource Committee the the Colville Tribe reluctantly has no objections to its alienation of fee status.</p> <p>A BLM Supplemental plat will be required and will be at the landowner's expense.</p> <p>Chairman or designee has authority to sign all pertinent documents.</p>	<b>8 FOR (JB, BS, SA, EM, RG, WN, JF, JS)</b> <b>0 AGAINST</b> <b>0 ABSTAINED</b>
<b>2016-70.nrc</b>	<p>Mark Hoffman applied for a Land Exchange of Equal value on the following described tracts of land:</p> <p>101-1323-A: An undivided 1/8 interest in THE SOUTHWEST-QUARTER SOUTHEAST-QUARTER AND ALL THAT PART OF THE SOUTHEAST-QUARTER SOUTHEAST-QUARTER LYING AND BEING WEST OF THE FERRY COUNTY ROAD, INCHELIUM TO KETTLE FALLS (SOUTH TO STRANGER CREEK) IN SECTION 25, TOWNSHIP 33 NORTH, RANGE 36 EAST AND ALL THAT PART OF THE WEST-HALF SOUTHWEST-QUARTER SOUTHWEST-QUARTER LYING AND BEING WEST OF SAID FERRY COUNTY ROAD IN SECTION 30, TOWNSHIP 33 NORTH, RANGE 37 EAST, WILLAMETTE MERIDIAN, FERRY COUNTY, WASHINGTON, CONTAINING 77.15 ACRES, MORE OR LESS.</p>	<b>8 FOR (JB, BS, SA, EM, RG, WN, JF, JS)</b> <b>0 AGAINST</b> <b>0 ABSTAINED</b>



	<p>FOR: 101-T1520-A: A PORTION OF THE WEST-HALF WEST-HALF NORTHWEST-QUARTER SOUTHWEST-QUARTER NORTHWEST-QUARTER FO SECTION 16, AND A PORTION OF THE NORTHEAST-QUARTER SOUTHEAST-QUARTER NORTHEAST-QUARTER, SECTION 17, ALL TOWNSHIP 32 NORTH, RANGE 37 EAST, LYING ON THE NORTH SIDE OF THE INCHELIUM/GIFFORD FERRY ROAD, CONTAINING APPROXIMATELY 6.00 ACRES, MORE OR LESS.</p> <p>It is the recommendation of the Natural Resource Committee to instruct BIA Realty to request timber cruises and/or appraisals on both tracts of land to determine the Fair Market Value for this land exchange request. Chairman or designee has authority to sign all pertinent documents.</p>	
2016-71.nrc	<p>To amend Resolution 2013-129 to include the Caulette Williams Allotment, 151-H88 (Pia Mission) for purchase to the appraised value of \$57,500.00 in which the Tribe will own the allotment 100% as all Elder landowner have signed their deeds and ready for payment.</p> <p>Also to revise that funds will be dispersed through the Qwam Qwmpt' Plan Land Purchase Account #19302. Additional Elder purchases upon review and/or as signed deeds are received will be authorized per the amended Elder list of Allotments. Chairman or designee has authority to sign all pertinent documents.</p>	<p>8 FOR (JB, BS, SA, EM, RG, WN, JF, JS)</p> <p>0 AGAINST</p> <p>0 ABSTAINED</p>
2016-72.nrc	<p>To approve the request of current range units permittees David McClure-nonmember, Carl Stacy-nonmember and David Schilling nonmember to move their grazing operation from their currently permitted range units that have been damaged by the 2015 Northstar Wildfire to Range Unit 30 for the remainder of the 5 year permit cycle which will end December 1, 2017. The grazing fees (\$10.00/AUM for both Tribal Trust and Allotment) are established by resolution 2012-40. The Permittees shall remain in compliance with Best Management Practices (BMPs) set forth in the permit document. Permittee's failure to adhere to BMPs may be result in permit cancellation. Chair or designee is authorized to sign all pertinent documents.</p>	<p>7 FOR (JB, BS, SA, EM, RG, WN, JF, JS)</p> <p>1 AGAINST (RG)</p> <p>0 ABSTAINED</p>
2016-73.nrc	<p>That the Tribe's representatives on the Upper Columbia River Trustee Council ("Representatives") be authorized to sign a funding and participation agreement. Provided, that nothing in this agreement shall authorize the Representatives to waive the sovereign immunity of the Confederated Tribes of the Colville Reservation. Chairman or his designee authorized to sign all necessary documents.</p>	<p>8 FOR (JB, BS, SA, EM, RG, WN, JF, JS)</p> <p>0 AGAINST</p> <p>0 ABSTAINED</p>
2016-74.tg/cul	<p>To appoint Susie Allen as the delegate to the Okanogan Nation Alliance (ONA). Chairman or designee to sign all pertinent documents.</p>	<p>7 FOR (JB, BS, SA, EM, RG, WN, JF, JS)</p> <p>0 AGAINST</p> <p>1 ABSTAINED (SA)</p>
2016-75.cul	<p>To approve that the Chairman sign the attached letter to Secretary of the Interior Sally Jewell requesting a</p>	<p>8 FOR (JB, BS, SA, EM, RG, WN, JF, JS)</p>

	Government-to-Government consultation concerning proposed improvements to Bear Paw National Battlefield. We have been in discussions surrounding this issue since 2005 and it is time restate our opposition at the policy level.	0 AGAINST 0 ABSTAINED
2016-76.cdc	To approve Womer & Associates change order #2 in the amount of \$8,780.00 to engineer the offsite water and sewer for the new Nespelem Longhouse with the funding coming from the Nespelem District Qwam Qwmp't account 193053.63210 as approved by a vote at the Nespelem District Meeting. Chairman or designee to sign all pertinent documents.	8 FOR (JB, BS, SA, EM, RG, WN, JF, JS) 0 AGAINST 0 ABSTAINED
2016-77.1&j	To approve FY 2016 Public Safety Director Contract for Larry Robinette.	8 FOR (JB, BS, SA, EM, RG, WN, JF, JS) 0 AGAINST 0 ABSTAINED
2016-78.1&j	To authorize submission of an application, including Tribal Programs and the Inchelium Boys & Girls Club, to the FY16 Coordinated Tribal Assistance Solicitation (CTAS) Grant, facilitated by the US Department of Justice. No tribal dollars. Chair or designee authorized to sign all documents.	8 FOR (JB, BS, SA, EM, RG, WN, JF, JS) 0 AGAINST 0 ABSTAINED
2016-79.1&j/m&b	To approve Amendment/Modification #2 to decrease the overall obligation. Total amount for this modification: - \$231,784.88. Total amount changed from \$275,000.00 to \$43,215.12 for August 1, 2014 to January 31, 2015. The new total obligated amount for this award: \$163,215.12 (One Hundred Sixty-Three Thousand, Two Hundred Fifteen and .12 cents). Delivery Date: 09/30/2015. Period of Performance: 08/01/2014 to 09/30/2015. All other terms and conditions remain unchanged and are in full force and effect for this BIA Contract No. A14PX01615. Also to authorize the Chairperson or designee to sign all pertaining documents. No Tribal dollars.	8 FOR (JB, BS, SA, EM, RG, WN, JF, JS) 0 AGAINST 0 ABSTAINED
2016-80.1&j/m&b	To approve Amendment/Modification No. 3 to BIA Contract No. A14PX01615. This modification incorporates the following changes to the requirement: Change Period of Performance End Date from September 30, 2015 to March 31, 2016. No change in dollar amount. New Delivery Date: 03/31/2016. The total obligated amount for this award: \$163,215.12. Period of Performance: 08/01/2014 to 03/31/2016. All other terms and conditions remain unchanged and are in full force and effect. Also, to authorize the Chairperson or designee to sign all pertinent documents. No Tribal Dollars.	8 FOR (JB, BS, SA, EM, RG, WN, JF, JS) 0 AGAINST 0 ABSTAINED
2016-81.1&j/m&b	To approve the Employment Agreement with John R. Dick as the Cultural Program Coordinator for FY2016 & 2017. Total cost is \$126,168.00 (One Hundred Twenty-Six Thousand, One Hundred Sixty Eight Dollars). Chair or designee to sign all pertinent documents. No Tribal dollars required.	8 FOR (JB, BS, SA, EM, RG, WN, JF, JS) 0 AGAINST 0 ABSTAINED