



COLVILLE CONFEDERATED TRIBES COLVILLE BUSINESS COUNCIL

Special Session March 4th, 2021 Resolution Index

Condensed by, Dominique Pleasants, 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, Richard Swan Sr.

Delegation/Leave: Marvin Kheel, Jarred Erickson

Resolution No.	Condensed Recommendation Information	Colville Business Council Vote Tally
2021-116.e&e <i>10-Signature</i>	To approve the PSIS Re-Open in-person instruction date of March 1, 2021 as described in the Re-Open Plan, which was approved by PSIS School Board on February 9, 2021. Chair or designee authorized to sign all pertinent documents	10 FOR (JB, RS, JME, NS, SZ, DB, VSM, RF, KC, JF) 0 AGAINST 0 ABSTAINED
2021-117.hhs <i>10-Signature</i>	To accept Amendment #6 increasing total contract amount from \$766,586.30 to \$774,586.30 to add to the Crisis Counseling Program ISP grant through SAMHSA/FEMA to the INA SOW for August 30, 2020 to October 4, 2020. Funding will cover \$8K over expenditure due to program lasting more than 60 days. Fringe benefits were not accounted for during the budgeting process. All pertinent documents to be signed by CBC Chairman or authorized designee.	11 FOR (NS, DB, SZ, RF, AJ, JF, RC, KC, VSM, JME, JB) 0 AGAINST 0 ABSTAINED
2021-118.l&j <i>10-Signature</i>	CONFIDENTIAL	10 FOR (DB, SZ, RF, AJ, JS, RC, RS, JME, JB, MK) 2 AGAINST (KC, VSM) 0 ABSTAINED
2021-119.hhs	To authorize the Office of Reservation Attorney to work with Hobbs Strauss on the submission of 1051 lease proposals with Indian Health Services. This includes the authorization to secure an appraiser to determine "fair market rental" in order to yield the largest compensation. The Chairman or designee to sign all documents.	11 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, RS) 0 AGAINST 0 ABSTAINED
2021-120.hhs.m&b.cdc	To adopt the change in the Legal Description for portions of land commonly known as the 'The Old Mill Site.' Whereas, on November 18, 2020, the Colville Tribal Federal Corporation filed a boundary line adjustment application with the Okanogan County Office of Planning & Development. The boundary line adjustment resulted in a change in the legal description of the	11 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, RS) 0 AGAINST 0 ABSTAINED

	land, including the portion of land designated for the development of the Omak Clinic. The new legal description shall be as described by the attached document. Whereas, it is the additional recommendations of the Health and Human Services and Community Development Committees, due to the change in the legal description, to modify Resolution 2019-106. Whereas it is the additional recommendation to authorize the Office of Reservation Attorney to work with the Colville Tribal Federal Corporation to transfer legal ownership of the property into the name of the Colville Confederated Tribes and pursue tax exempt status. Chairman or designee to sign all pertinent documents.	
2021-121.hhs	To respond to the Administration for Children & Families Office of Community Services' immediate action request to identify a responsible governmental official who will be empowered to submit a tribal plan and to sign any required certifications or assurances. The Colville Tribes designate the Director of the HHS department, Dr. Daniel Barbara. Chairman or designee is authorized to sign all pertinent documents.	11 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, RS) 0 AGAINST 0 ABSTAINED
2021-122.m&b.cdc.nrc	To accept the annual funding from Bonneville Power Administration in the amount of \$162,839.00 for FY 2020-2021, Contract #00073548. Indirect \$27,011.00. No additional dollars. Chairman or designee authorized to sign documents pertaining to this Contract.	10 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM) 0 AGAINST 1 ABSTAINED (RS)
2021-123.m&b.cdc	To approve the attached contract. The Contract includes a limited waiver of sovereign immunity for CRMS, LLC. Solely for the purpose of adjudicating any dispute, claim, or controversy arising out of or relating to this Agreement, the Confederated Tribes of the Colville Reservation agrees to an express limited waiver of sovereign immunity for Colville Marijuana Retail Sales, LLC. only and only as to the subject matter of the Agreement and only as to Bio-Tech Medical Software, Inc. d/b/a BioTrackTHC. CEO of CRMS LLC is authorized to sign the Agreement.	10 FOR (JB, JF, NS, DB, SZ, RF, AJ, JS, VSM, RS) 1 AGAINST (KC) 0 ABSTAINED
2021-124.m&b.cdc.nrc	To approve budget modification for tribal budget #781. \$50,000 will be added to the subcontracts line item to continue the wild horse bounty. Chairperson or designee has the authority to sign all pertinent documents.	11 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, RS) 0 AGAINST 0 ABSTAINED
2021-125.m&b.cdc	To approve the attached proposal for engineering services for the San Poil Boat Launch water and electrical improvements project. Total project cost will be \$32,320, and subject to administrative review and contract approval. Chairperson or designee has the authority to sign all pertinent documents.	11 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, RS) 0 AGAINST 0 ABSTAINED
2021-126.m&b.cdc.hhs	A comprehensive procurement process, including the review of submissions resulting from a Request for Proposals as well as IT and TERO reviews, has been completed for the procurement	11 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, RS)

	of a new Electronic Health Records system for the HHS Division has been completed and a recommendation for the purchase of the NextGen HER solution has been provided by the review team, and whereas, the term of the contract is for four years with the setup and first year's costs borne by a grant from the Accountable Communities of Health, the purchase of the NextGen HER and related contract is approved. The Chairman or designee are authorized to sign said contract and any additional required documents.	0 AGAINST 0 ABSTAINED
2021-127.m&b.cdc	To approve the attached Non-Disclosure Agreement (NDA) between the Confederated Tribes of the Colville Reservation and EverGem. Agreement will be used to provide mutual information sharing on fiber and wireless infrastructure for future broadband deployment. The Chairman or his designee shall sign and approve all relevant documents.	11 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, RS) 0 AGAINST 0 ABSTAINED
2021-128.tg	To approve the 2021 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 3, 2021. Eligibility for the Elder Stipend shall be: age 55, enrolled and living as of midnight of March 29, 2021. The following shall not apply to the 2021 May Elder Stipend: Debt Set-Off Ordinance and Retro Active Payments. Department hold list is due March 29, 2021. 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 Deceased Elders/Unclaimed Checks past 90 days.	11 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, RS) 0 AGAINST 0 ABSTAINED
2021-129.tg	To approve the following amount for the 2021 181-D (Grand Coulee Dam) Annual BPA Settlement disbursement from account PL7219709 to be distributed on or before March 29, 2021. The amount for the 2021 181-D disbursement is \$2,055.00 and the half share amount is \$1,027.50 to each eligible enrolled member of the Confederated Tribes of the Colville Reservation. Resolution 2020-765 stating the deadlines shall remain in effect.	11 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, RS) 0 AGAINST 0 ABSTAINED
2021-130.tg	To approve amendments for Chapter 1-8 Council's Code of Professional Responsibility, clarifying the process and roles as well as increasing the specificity and transparency of the process. Further, it is the recommendation of the Tribal Government Committee to declare an emergency pursuant to CBC Procedural Rule 3 (c) for updates to section 1-8-32 (b) to clarify the process when a criminal investigation is also ongoing and Section 1-8-40 clarifying ORA's role. A copy shall be forwarded to the Code Reviser for certification and distribution.	6 FOR (RF, AJ, JS, JF, JB, RS) 5 AGAINST (NS, DB, SZ, KC, VSM) 0 ABSTAINED
2021-131.tg	To adopt Charlie Lula Ragan as applicant meets requirements of	11 FOR (JB, KC, JF, NS,

	Section 8-1-160 Enrollment Ordinance and Constitution of the Confederated Tribes of the Colville Reservation.	DB, SZ, RF, AJ, JS, VSM, RS) 0 AGAINST 0 ABSTAINED
2021-132.nrc	To approve Damon Monaghan application for a Land Exchange of Equal value on the following described tracts of land: Legal attached For: 101-T570(por) that portion North of Omak Lake Road within the E½ NW¼ SE¼ of Section 34, all in township 32 North range 28 East, Willamette Meridian, Okanogan County, Washington, containing 20.00 acres, more or less. It is the recommendation of the Natural Resource committee to instruct Real Estate Services 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.	10 FOR (JB, JF, NS, DB, SZ, RF, AJ, JS, VSM, RS) 0 AGAINST 1 ABSTAINED (KC)
2021-133.nrc	That the Confederated Tribes of the Colville Reservation (CTCR) partner with The Soap Lake Conservancy and propose to Washington State Department of Ecology that Soap Lake, located in the traditional territory of the Moses-Columbia Tribe, be designated as an Outstanding Resource Water of Washington State. Soap Lake is an ecologically unique and culturally significant surface water to the CTCR and other Tribes in the Columbia Plateau. Designation of Soap Lake as a Tier III (B) water is the second highest protection and may minimize degradation of water quality and halt dilution of the lake by prohibiting non-precipitation freshwater additions. No Tribal dollars necessary.	11 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, RS) 0 AGAINST 0 ABSTAINED
2021-134.fish	To approve the new sub contract for 912020 Methow Salmon Recovery Foundation in the amount of \$79,000, and the chairman or his/her designee is authorized to sign all pertinent documents. Attached is the new sub contract & SOW.	11 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, RS) 0 AGAINST 0 ABSTAINED
2021-135.fish	To approve the new full award for 315821 Okanogan Basin Monitoring & Evaluation Project in the amount of \$1,366,608 and contract dates are from March 1, 2021 to February 28, 2022, and authorizes the Chairman or his/her designee to sign all pertinent documents. Attached is the new award	11 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, RS) 0 AGAINST 0 ABSTAINED
2021-136.fish	To approve the New-Award for 313521 Hellsgate Winter Range Project in the amount of \$1,692,376 and the dates are from March 1, 2021 to February 28, 2022 and authorize the Chairman or his/her designee to sign all pertinent documents. Attached is New Award & budget.	11 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, RS) 0 AGAINST 0 ABSTAINED
2021-137.fish	To approve new sub contract for 315821 Okanogan Nation Alliance in the amount of \$215,507.70 and the dates are from	11 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM,

	signed document to February 28, 2022 and authorize the Chairman or his/her designee to sign all pertinent documents. Attached is the sub contract and SOW.	RS) 0 AGAINST 0 ABSTAINED
2021-138.fish	To approve the new sub contract for 315821 Sitka Technical Group in the amount of \$76,788.31 and the dates are from signed document to February 28, 2022 and authorize the Chairman or his/her designee to sign all pertinent documents. Attached is the sub-contract and SOW.	11 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, RS) 0 AGAINST 0 ABSTAINED
2021-139.fish	To approve the grant proposal with Trout Unlimited for Chris Fisher Principle Biologist in the amount of \$34,997 for wages, fringe and indirect cost on the Enloe Dam Removal project, and authorizes the Chairman or his/her designee to sign all pertinent documents. Attached is the budget and grant proposal	11 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, RS) 0 AGAINST 0 ABSTAINED
2021-140.fish	To approve the new sub contract for 7703 Avista Electrical Service Agreement in the amount of \$25,108.45 and include the following language "The attached Electric Service Agreement with Avista Corp. It includes a limited waiver of sovereign immunity. The Confederated Tribes of the Colville Reservation, for the sole and limited purpose of enforcement of the terms of this Agreement and solely as to Avista Corp. hereby expressly waives its inherent sovereign immunity. This waiver is additionally limited to the recovery of actual damages and reasonable attorney's fees." and authorize the Chairman or his/her designee to sign all pertinent documents. Attached is Electrical Service Agreement.	11 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, RS) 0 AGAINST 0 ABSTAINED
2021-141.fish	To give the Fish and Wildlife Program permission to work with CTCR's attorney-lobbyist in Washington D.C. to complete the attached "Infrastructure Priority Solicitation Form" from U.S. Senator Patty Murray's Office for the Chief Joseph Hatchery Relief Tunnel Water Supply. If appropriate and once completed, it is the recommendation of the Fisheries Committee to direct Fish and Wildlife Program staff to submit the form to Senator Murray's Office for consideration. Chair or designee authorized to sign all pertinent documents. No Tribal dollars attached	11 FOR (JB, KC, JF, NS, DB, SZ, RF, AJ, JS, VSM, RS) 0 AGAINST 0 ABSTAINED
2021-142.l&j	CONFIDENTIAL - LITIGATION	9 FOR (NS, DB, SZ, RF, AJ, JF, RC, KC, VSM, JME, JB) 0 AGAINST 2 ABSTAINED (NS, KC)