



# COLVILLE CONFEDERATED TRIBES COLVILLE BUSINESS COUNCIL

## Special Session May 6<sup>th</sup>, 2020 Resolution Index

Condensed by, Naomi Yazzie, Executive Office Assistant

**Present:** Rodney Cawston, Jack Ferguson, Joel Boyd, Karen Condon, Norma Sanchez, Margie Hutchinson, Roger Finley, Joseph Somday, Richard Swan Sr., Jarred-Michael Erickson, Darnell Sam

**Delegation/Leave:** Janet Nicholson, Richard Moses, Marvin Kheel

Resolution No.	Condensed Recommendation Information	Colville Business Council Vote Tally
<i>2020-205.m&amp;b.cdc</i> <i>10-Signature</i>	To accept and approve change order #1 for the Inchelium Wellness Center A/E Contract for an additional 214 days (September 30, 2020) so completion date matches with project timeline. Original completion date 02/28/2020. Chair or designee to sign all pertinent documents.	10 FOR (JF, MK, RF, KC, RS, DS, RC, MH, JB, RM)  0 AGAINST  0 ABSTAINED  <b>Rationale: Timelines</b>
<i>2020-206.hhs</i> <i>10-Signature</i>	That resolution #2020-126 be amended in part to replace the name “Dr. Alison Ball” with the name “Laketha Jordan”, and the words “Dr. Ball” with “Mrs. Jordan”. All other language of resolution #2020-126 remains in full force and effect. The Chairman or his designee is authorized to sign letters notifying cooperating agencies of this change.	10 FOR (RF, RC, JF, KC, RS, JME, DS, NS, RM, MK)  0 AGAINST  0 ABSTAINED  <b>Rationale: The change in personnel needs to communicate to outside agencies as soon as possible.</b>
<i>2020-207.hhs.l&amp;j</i> <i>10-Signature</i>	That the attached Cooperative Agreement be approved with the Chairman or his designee authorized to sign as necessary.	12 FOR (RF, MH, NS, RM, JS, JF, RC, KC, JB, MK, JME, DS)  0 AGAINST  0 ABSTAINED  <b>Rationale: Timelines, COVID-19 Preparedness</b>
<i>2020-208.hhs.l&amp;j</i> <i>10-Signature</i>	To approve the implementation of the Tribal health Officer to Isolate. The Tribal Health Office Order is authorized and in compliance with the Isolation and Quarantine Plan, duly authorized by Resolution #2020-168. Whereas, it is the additional joint recommendation of the Health & Human	12 FOR (RF, MH, NS, RM, JS, JF, RC, KC, JB, MK, JME, DS)  0 AGAINST

	<p>Services and Law &amp; Justice Committees to approve the plan and steps the Tribal Health Officer and those involved with the issuance of the Tribal Health Officer's Order to Isolate will follow when issuing the Order. Both documents attached.</p>	<p>0 ABSTAINED</p> <p>Rationale: Timelines</p>
<p><i>2020-209.tg</i> <i>10-Signature</i></p>	<p>That the terms and measures set forth in Emergency Resolution 2020-156 to protect public health safety during the COVID-19 pandemic are hereby extended to midnight on May 29, 2020; whereas, most terms set forth in Emergency Resolution 2020-156 are set to expire at midnight on April 30, 2020. These public safety measures include:</p> <p>The State of Emergency first described in Resolution 2020-126 and extended in Emergency Resolution 2020-156 is hereby extended.</p> <p>The partial shutdown of tribal government shall continue on the same terms as currently exist, including the terms of the Emergency Action Plan, subject to future modifying Resolutions as circumstances develop and change.</p> <p>The prohibition of public gatherings of ten or more people and public congregations for purposes of public entertainment, recreation, food or beverage service, and similar activities is extended unless permitted by a separate and distinct Resolution.</p> <p>The prohibition on camping by non-tribal members, and of all camping in groups numbering ten or more people, is extended. Fishing and hunting by non-tribal members within the exterior boundaries of the Colville Reservation is also hereby prohibited until midnight on May 29, 2020.</p> <p>The order requiring residents of the Colville Reservation to remain at home except for essential activities is extended, except as amended by separate and distinct Resolution.</p> <p>The order prohibiting non-essential business activity on the Colville Reservation is extended.</p> <p>The closure of the Colville Reservation to visitors is extended, except as amended by separate and distinct Resolution.</p> <p>All relevant terms and descriptions in Emergency Resolution 2020-156 applicable to these extensions continue to apply. The Chairman or designee is hereby authorized to sign any such documents as necessary to effectuate this Emergency Resolution.</p>	<p>10 FOR (MK, DS, JME, RC, JF, JS, JB, RM, RF, RS)</p> <p>3 AGAINST (KC, NS, MH)</p> <p>0 ABSTAINED</p> <p>Rationale: Timelines</p>
<p><i>2020-210.m&amp;b.cdc</i> <i>10-Signature</i></p>	<p>That all tribal casinos are authorized to re-open on May 5, 2020; whereas, the extensive public safety measure implemented by the Confederated Tribes of the Colville Reservation have shown success in slowing the spread of COVID-19 to date. The re-opening of all casino facilities shall be contingent upon full and complete implementation of the health and safety plan and procedures developed by casino management, and casino management is expected to continually evaluate and improve their measures to guarantee public health and safety as consistent with the highest and best standards of public health.</p>	<p>11 FOR (JF, DS, JME, MK, JB, KC, RC, JS, RF, MH, NS)</p> <p>1 AGAINST (RM)</p> <p>0 ABSTAINED</p> <p>Rationale: Timelines</p>

	Casino management must immediately report any significant concerns about public safety to the Colville Business Council for their consideration of any potential response. This Resolution is separate and distinct from Resolution 2020-209, and the terms of Emergency Resolution 2020-209 do not apply to the extent they would prohibit people from patronizing the re-opened tribal casinos authorized by this Resolution. The Chairman or designee is authorized to sign any such documents as necessary to effectuate this Resolution.	
<b>2020-211.m&amp;b.cdc 10-Signature</b>	To amend Resolution 2020-210 to authorize the reopening of Tribal Casinos on Tuesday May 19, 2020. All other terms and conditions set forth by Resolution 2020-210 shall remain in full force and effect. Chairman or designee to sign all pertinent documents.	11 FOR (RC, DS, JF, JME, JB, MH, MK, NS, RM, RF, KC)  0 AGAINST  0 ABSTAINED  Rationale: Timelines
<b>2020-212.hhs.l&amp;j</b>	To sign on in support of a brief being filed by Hobbs Strauss to defend the Indian health-specific portion of the Affordable Care Act. The Chair or designee is to send an appropriate e-mail of support and sign all pertinent documents.	10 FOR (RF, DS, JME, MK, RS, KC, JF, MH, NS, JS)  0 AGAINST  0 ABSTAINED  Rationale: Timelines
<b>2020-213.hhs.m&amp;b.cdc</b>	To approve the contract proposal for Omni Staffing in the amount of \$242,849.00, to provide Nursing Assistant Certified and Nursing staffing when all other options are unsuccessful in providing the required staffing levels to care for the Colville Tribal Convalescent Center residents in accordance with all State and Federal regulations and guidelines. Chairman or designee to sign all pertinent documents.	10 FOR (JF, JB, KC, NS, MH, RF, JS, RS, JME, DS)  0 AGAINST  0 ABSTAINED
<b>2020-214.hhs</b>	To amend 2019-334 Resolution to 2.2019-334 to add Emergency Monies in the amount of \$12,197.06 to assist with Tribal low income families in need due to the COVID-19 Pandemic. And to authorize the Tribal Chairman or his/her designee to sign the USDA Food Assistance Program Tribal Contract amendment (see attached).	10 FOR (JF, JB, KC, NS, MH, RF, JS, RS, JME, DS)  0 AGAINST  0 ABSTAINED
<b>2020-215.m&amp;b.cdc</b>	To rescind resolution 2019-396, and authorize the following Tribal Officials of the Confederated Tribes of the Colville Reservation to act as Authorized Officials on the Key Bank investment and bank accounts: Chairman Rodney Cawston, Vice-Chairman Jack Ferguson, Secretary Joel Boyd, Executive Committee Member Karen Condon, Executive Director Francis Somday, Centralized Service Director Patrick Tonasket, Chief Financial Officer William Nicholson II, GL Accounting Manager Cheryl Barnaby, and Budget & Decision Support Manager Jolene Francis. The Chair or designee is authorized to sign all pertinent documents.	6 FOR (NS, MH, RF, JS, RS, DS)  0 AGAINST  4 ABSTAINED (JF, JB, KC, JME)
<b>2020-216.m&amp;b.cdc</b>	To rescind resolution 2019-397, and authorize the following	6 FOR (NS, MH, RF, JS,

	Tribal Officials to communicate investment and disbursement instructions to the Office of Special Trustee for American Indians (OST): Chairman Rodney Cawston, Vice-Chairman Jack Ferguson, Secretary Joel Boyd, Executive Committee Member Karen Condon, Executive Director Francis Somday, Centralized Service Director Patrick Tonasket, Chief Financial Officer William Nicholson II, Budget & Finance Officer Jolene Francis and Accounting Manager Cheryl Barnaby. The Chair or designee to sign all pertinent documents.	RS, DS)  0 AGAINST  4 ABSTAINED (JF, JB, KC, JME)
2020-217.m&b.cdc	To support the request of the Colville Indian Housing Authority (CIHA) to submit the attached Merchant Processing Application and Agreement to establish a Merchant Commercial Account with Key Bank. The Tribes expressly and irrevocably grants Key Bank an express limited waiver of sovereign immunity with respect to any suit, action, claims, disputes, or proceedings, or from any legal process in any forum; including arbitration, relating to or arising out of the Agreement Addendum, the transactions contemplated by either. Approval of this request allows CIHA to implement an electronic payment system including online and debit card payments for tenants receivables.	10 FOR (JF, JB, KC, NS, MH, RF, JS, RS, JME, DS)  0 AGAINST  0 ABSTAINED
2020-218.m&b.cdc	To approve Non-Disclosure (NDA) and Mutual Agreement between the Confederated Tribes of the Colville Reservation and Coulee Internet Services. Mutual agreement will allow for sharing of fiber infrastructure information to Coulee Internet to plan broadband (internet) deployment into communities. Chair or designee to approve all pertinent documents.	10 FOR (JF, JB, KC, NS, MH, RF, JS, RS, JME, DS)  0 AGAINST  0 ABSTAINED
2020-219.m&b.cdc	To approve the use of the attached Service Level Agreement (SLA). Agreement will be utilized between the Colville Tribes Information Technology Department and internet providers proposing to build infrastructure into the communities of Keller, Inchelium, Nespelem, and Omak. Chair or designee to sign all pertinent documents.	10 FOR (JF, JB, KC, NS, MH, RF, JS, RS, JME, DS)  0 AGAINST  0 ABSTAINED
2020-220.m&b.cdc	To amend resolution 2016-289. Amendments are changes to the approved CCT IT rate schedule. New rates will allow for vendors to build out infrastructure to the home and/or businesses located on the Colville Reservation. Chair or designee to approve all pertinent documents.	9 FOR (JF, JB, KC, MH, RF, JS, RS, JME, DS)  1 AGAINST (NS)  0 ABSTAINED
2020-221.m&b.cdc	To terminate the attached contract which appoints Bernadine Phillips to serve as Wenatchi Aboriginal Rights Coordinator on the basis that the availability of funds in the Tribal Treasury has been reduced or eliminated due to circumstances beyond the Tribes' control. The Chairman or designee is to sign all pertinent documents.	6 FOR (JF, NS, MH, RF, JS, RS)  4 AGAINST (JB, KC, JME, DS)  0 ABSTAINED
2020-222.m&b.cdc	To terminate the attached contract which appoints Veronica Redstar to serve as Sahaptin (Nez Perce) Aboriginal Rights Coordinator on the basis that the availability of funds in the Tribal Treasury has been reduced or eliminated due to	6 FOR (JF, NS, MH, RF, JS, RS)  4 AGAINST (JB, KC, JME, DS)

	circumstances beyond the Tribes' control. The Chairman or designee is to sign all pertinent documents.	0 ABSTAINED
<b>2020-223.m&amp;b.cdc</b>	To terminate the attached contract which appoints Shelly Boyd to serve as Sinixt (Arrow Lakes) Aboriginal Rights Coordinator on the basis that the availability of funds in the Tribal Treasury has been reduced or eliminated due to circumstances beyond the Tribes' control. The Chairman or designee is to sign all pertinent documents.	6 FOR (JF, NS, MH, RF, JS, RS) 3 AGAINST (KC, JME, DS) 1 ABSTAINED (JB)
<b>2020-224.e&amp;e</b>	To approve the 5 year grant application from the Department of Education for \$2,741,907.00. Tribal share is 10% in-kind, no tribal dollars. Proposal will serve 400+ applicants. Chairman or designee authorized to sign all pertinent grant documentation.	10 FOR (JF, JB, KC, NS, MH, RF, JS, RS, JME, DS) 0 AGAINST 0 ABSTAINED
<b>2020-225.fish</b>	To approve budget modification #2 for 337019 Pacific States Marine Fisheries Commission extending the date to June 30, 2021 and authorize the Chairman or designee to sign all pertinent documents. Attached is the budget mod #2. No Tribal dollars associated.	10 FOR (JF, JB, KC, NS, MH, RF, JS, RS, JME, DS) 0 AGAINST 0 ABSTAINED
<b>2020-226.fish</b>	To approve the new sub contract for 316619 Inter-Fluve, Inc. in the amount of \$96,091, and authorize the Chairman or his/her designee to sign all pertinent documents. Attached is sub-contract and SOW. No Tribal dollars associated.	10 FOR (JF, JB, KC, NS, MH, RF, JS, RS, JME, DS) 0 AGAINST 0 ABSTAINED
<b>2020-227.cul</b>	To extend the term of the 2019-2020 Miss Colville Confederated Tribes Miah Bearcub to July 2021. Chairman or designee authorized to sign pertinent documents.	10 FOR (JF, JB, KC, NS, MH, RF, JS, RS, JME, DS) 0 AGAINST 0 ABSTAINED
<b>2020-228.l&amp;j</b>	To authorize the Office of Reservation Attorney to begin Compact negotiations for the inclusion of Sports Betting, as authorized by Engrossed Substitute House Bill 2638, "Sports Wagering - Tribal State Gaming Compacts," signed by Governor Jay Inslee on March 25, 2020.	10 FOR (JF, JB, KC, NS, MH, RF, JS, RS, JME, DS) 0 AGAINST 0 ABSTAINED
<b>2020-229.l&amp;j</b>	To authorize the Office of Reservation Attorney to work with the Stars Group/Fox Bet on the development of a Non-Disclosure Agreement. Whereas, it is the additional recommendation of the Law and Justice Committee to modify the current contract with Alice Koskela to include research and vetting of Stars Group/Fox Bet. It is further recommended that the Chairman or designee be authorized to sign said modification.	10 FOR (JF, JB, KC, NS, MH, RF, JS, RS, JME, DS) 0 AGAINST 0 ABSTAINED