



# COLVILLE CONFEDERATED TRIBES COLVILLE BUSINESS COUNCIL

## Special Session June 4<sup>th</sup>, 2015 Resolution Index

Condensed by, Trisha Jack, Administrative Assistant II

Council Members Present: Jim Boyd, Mel Tonasket, William Nicholson II, Jack Ferguson, Edwin Marchand, Marvin Kheel, Andy Joseph Jr., Ricky Gabriel, Michael Marchand, Allen Hammond, Joe Somday, Nancy Johnson, Stevey Seymour, Richard Tonasket

Delegation/Absent:

| Resolution No.                                   | Condensed Recommendation Information   | Colville Business Council Vote Tally   |
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| <b>10-Signature<br/>2015-351.l&amp;j/m&amp;b</b> | To approve Modification #1 to Contract C14-494 to extend the contract end date to September 30, 2015 and to increase the funds by \$120,000.00 (One Hundred Twenty Thousand Dollars). All other terms and conditions remain unchanged and are in full force and effect. The total of this contract after the increase of funds is \$395,000.00 (Three Hundred Ninety-Five Thousand Dollars) for an Adult Inmate Housing Contract with BIA RMRO 0004. Chairman or designee to sign all pertinent documents.   | <b>10 FOR</b> (MK, SS, JF, WN, JB, NJ, RG, JS, AJ, RT)<br><b>0 AGAINST</b><br><b>0 ABSTAINED</b><br><b>Rationale: Timelines</b>  |
| <b>10-Signature<br/>2015-352.nrc/cdc</b>         | To approve reimbursement to the Colville Tribe's Environmental Trust Department from the Federal On-Scene Coordinator (FOSC) Oil Spill Liability Trust Fund not to exceed \$50,000.00 for the tanker truck accident that occurred on Highway 21. Reimbursements will be credited to the account from which the expense was taken. Chair or designee has authority to sign all related paperwork.   | <b>10 FOR</b> (WN, MT, RT, MM, RG, AJ, JB, SS, AH, NJ)<br><b>0 AGAINST</b><br><b>0 ABSTAINED</b><br><b>*Rationale: Cody Desautel signature</b>   |
| <b>10-Signature<br/>2015-353.m&amp;b</b>         | To approve the proposed insurance renewal from Conover Insurance. The renewal amount for the 2015-2016 year is Eight Hundred Sixty-Four Thousand One Hundred and two dollars (\$864,102.00). These are tribal dollars with partial reimbursement through 638 contracts and grant dollars. In addition the insurance premium for Colville Indian Precision Pine (CIPP) is Forty Seven Thousand Four Hundred Seventy-six dollars and Fifty cents (\$47,476.50). Also, to authorize the Chairperson or designee the authority to sign all pertaining documents and approve monthly payments to Conover Insurance. | <b>10 FOR</b> (JB, JS, AJ, MM, EM, JF, RT, MT, NJ, AH)<br><b>0 AGAINST</b><br><b>0 ABSTAINED</b><br><b>Rationale: Renewal is June 5<sup>th</sup> so time is the reason for 10 signatures</b> |
| <b>2015-354.tg</b>                               | To adopt, Isabelle Hope Larue, as applicant meets the requirements of Section 8-1-160 of Enrollment Ordinance and Constitution of the Confederated Tribes of the Colville  | <b>13 FOR</b> (MT, BN, JG, EM, MK, AJ, RG, MM, AH, JS, NJ, SS, RT)<br><b>0 AGAINST</b>   |

Special Session

June 5<sup>th</sup> 2015

Trisha Jack, Administrative Assistant II

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|                         | Reservation.  | <b>0 ABSTAINED</b>   |
| <b>2015-355.tg</b>      | To adopt, Ryder Jacob Alan Valde-Wapato, as applicant meets the requirements of Section 8-1-160 of Enrollment Ordinance and Constitution of the Confederated Tribes of the Colville Reservation.  | <b>13 FOR (MT, BN, JG, EM, MK, AJ, RG, MM, AH, JS, NJ, SS, RT)</b><br><b>0 AGAINST</b><br><b>0 ABSTAINED</b>                             |
| <b>2015-356.e&amp;e</b> | To approve the annual 7.01 plan between the state DVR and CCT/TVR. Chair or designee to sign all relevant documents.  | <b>12 FOR (MT, BN, JG, EM, MK, AJ, MM, AH, JS, NJ, SS, RT)</b><br><b>0 AGAINST</b><br><b>0 ABSTAINED</b><br><b>*Out of the Room (RG)</b> |
| <b>2015-357.nrc</b>     | To approve new sub-contract 3175515 ICF Jones & Stokes in the amount of \$80,325.00 and the dates are from signed document to January 31, 2016 and authorize the Chairman or his/her designee to sign all pertinent documents. Attached is sub contract and SOW. No tribal dollars associated.  | <b>12 FOR (MT, BN, JG, EM, MK, AJ, MM, AH, JS, NJ, SS, RT)</b><br><b>0 AGAINST</b><br><b>0 ABSTAINED</b><br><b>*Out of the Room (RG)</b> |
| <b>2015-358.nrc</b>     | To amend resolution 2015-296 adding fund 1762-\$80,267.00 and 312014-\$115,348.00 for Shannon Industrial for a total amount of \$195,615.00 and authorize the Chairman or his/her designee to sign all pertinent documents. Attached resolution 2015-296 and sub contract. No Tribal dollars associated.                                      | <b>12 FOR (MT, BN, JG, EM, MK, AJ, MM, AH, JS, NJ, SS, RT)</b><br><b>0 AGAINST</b><br><b>0 ABSTAINED</b><br><b>*Out of the Room (RG)</b> |
| <b>2015-359.nrc</b>     | To approve MOA and budget for Trout Unlimited/Orvis 1000 in the amount of \$5,000.00 for the period of May 5, 2015 thru December 31, 2015 and authorize the Chairman or his/her designee to sign all pertinent documents. Attached is MOA & budget. No Tribal dollars associated.   | <b>12 FOR (MT, BN, JG, EM, MK, AJ, MM, AH, JS, NJ, SS, RT)</b><br><b>0 AGAINST</b><br><b>0 ABSTAINED</b><br><b>*Out of the Room (RG)</b> |
| <b>2015-360.nrc</b>     | To approve the new full award for 316715 Okanogan sub Basin Implementation & habitat Project CAP in the amount of \$425,970.00 and the dates are from July 1, 2015 to June 30, 2016 and the chairman or his/her designee is authorized to sign all pertinent documents. Attached is the full contract award. No Tribal dollars associated.    | <b>13 FOR (MT, BN, JG, EM, MK, AJ, RG, MM, AH, JS, NJ, SS, RT)</b><br><b>0 AGAINST</b><br><b>0 ABSTAINED</b>                             |
| <b>2015-361.nrc</b>     | To approve the new full award for 316615 Okanogan Sub Basin Implementation & Habitat Project EXP in the amount of \$1,592,894.00 and that dates are from July 1, 2015 to June 30, 2016 and the Chairman or his/her designee is authorized to sign all pertinent documents. Attached is the full contract award. No Tribal dollars associated. | <b>13 FOR (MT, BN, JG, EM, MK, AJ, RG, MM, AH, JS, NJ, SS, RT)</b><br><b>0 AGAINST</b><br><b>0 ABSTAINED</b>                             |
| <b>2015-362.nrc</b>     | To approve new full award for Methow Habitat Restoration in the amount of \$417,703.00 and the dates are from July 1, 2015 to June 30, 2016 and authorizes the Chairman or his/her designee authorized to sign all pertinent documents. Attached is new contract and budget. No Tribal dollars associated.                                    | <b>13 FOR (MT, BN, JG, EM, MK, AJ, RG, MM, AH, JS, NJ, SS, RT)</b><br><b>0 AGAINST</b><br><b>0 ABSTAINED</b>                             |
| <b>2015-363.nrc</b>     | To approve new full award for United States Fish & Wildlife Service in the amount of \$10,000.00 and the dates are from signed document to September 30, 2015 and authorizes the Chairman or his/her designee authorized to sign all pertinent  | <b>13 FOR (MT, BN, JG, EM, MK, AJ, RG, MM, AH, JS, NJ, SS, RT)</b><br><b>0 AGAINST</b>   |

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|                     | documents. Attached is new contract and budget. No Tribal dollars associated.  | <b>0 ABSTAINED</b>   |
| <b>2015-364.nrc</b> | To approve new full award for 911615 Resident Fish RM&E in the amount of \$282,233.00 for the period of May 1, 2015 thru April 30, 2016 and authorize the Chairman or his/her designee to sign all pertinent documents. Attached is new full award. No Tribal dollars associated.  | <b>13 FOR (MT, BN, JG, EM, MK, AJ, RG, MM, AH, JS, NJ, SS, RT)</b><br><br><b>0 AGAINST</b><br><br><b>0 ABSTAINED</b>                                 |
| <b>2015-365.nrc</b> | To approve new grant award for Climate Change BIA Grant in the amount of \$287,028.00 for the period of April 30, 2015 thru March 31, 2016 and authorize the Chairman or his/her designee to sign all pertinent documents. Attached is new grant award. No Tribal dollars associated.  | <b>13 FOR (MT, BN, JG, EM, MK, AJ, RG, MM, AH, JS, NJ, SS, RT)</b><br><br><b>0 AGAINST</b><br><br><b>0 ABSTAINED</b>                                 |
| <b>2015-366.nrc</b> | To approve the new full award for 320815 Upper Columbia United Tribes (UCUT) in the amount of \$167,800.00 dates are from April 18, 2015 to March 31, 2016 and authorize the Chairman or his/her designee to sign all pertinent documents. Attached is full contract award. No Tribal dollars associated.  | <b>13 FOR (MT, BN, JG, EM, MK, AJ, RG, MM, AH, JS, NJ, SS, RT)</b><br><br><b>0 AGAINST</b><br><br><b>0 ABSTAINED</b>                                 |
| <b>2015-367.nrc</b> | To approve bid item No. O-1, Pasture Lease No. 15-038 to T3 Ranch LLC, Nonmember, for Colville Tribal Tract No. 101-T853 described as:<br>101-T853: The SW $\frac{1}{4}$ SE $\frac{1}{4}$ and the S $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 13 and the N $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 24, Township 33 North, Range 26 East, Willamette Meridian, Okanogan County, Washington, containing 140.00 acres, more or less.<br>TERM: 5 years, from January 1, 2015 to December 31, 2019. Compensation: \$550.00 per annum, subject to Fair Market Rental Value. Bond: \$550.00 (Equivalent to one year rent). Lease Fee: \$16.50 (One-time fee).<br>Lease subject to conditions cited in IRMP Coordinator's review. Chairman or designee has authority to sign all pertinent documents. | <b>13 FOR (MT, BN, JG, EM, MK, AJ, RG, MM, AH, JS, NJ, SS, RT)</b><br><br><b>0 AGAINST</b><br><br><b>0 ABSTAINED</b>                                 |
| <b>2015-368.nrc</b> | To approve Bid Item No. N-7, Pasture Lease No. 13-121 to Gordon Dick, Tribal Member, for Colville Tribal Tract No. 101-T2121 (por) described as:<br>101-T2121 (por): The NW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 19, township 31 North, Range 31 East, Willamette Meridian, Okanogan County, Washington, containing 10.00 acres, more or less.<br>TERM: 5 years, from July 1, 2015 to June 30, 2020. Compensation: \$100.00 per annum, subject to Fair Market Rental Value. Bond: \$100.00 (Equivalent to one year rent). Lease Fee: \$15.00 (One-time fee).<br>Lease subject to conditions cited in IRMP Coordinator's review. Chairman or designee has authority to sign all pertinent documents.  | <b>11 FOR (MT, BN, JG, EM, MK, AJ, MM, AH, JS, SS, RT)</b><br><br><b>0 AGAINST</b><br><br><b>0 ABSTAINED</b><br><br><b>*Out of the Room (RG, NJ)</b> |
| <b>2015-369.nrc</b> | To approve bid item No. O-3, Pasture Lease No. 15-89 to Ryan Desautel, Tribal Member, for Colville Tribal Tract No. 101-T581-A (por) described as:<br>101-T581-A (por): That part of the S $\frac{1}{2}$ NE $\frac{1}{4}$ lying north and east of state Highway 10-A in Section 18, T.33N., R. 29 E., WM, EXCEPT that parcel described as: Commencing at the   | <b>12 FOR (MT, BN, JG, EM, MK, AJ, MM, AH, JS, NJ, SS, RT)</b><br><br><b>0 AGAINST</b><br><br><b>0 ABSTAINED</b><br><br><b>*Out of the Room (RG)</b> |

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|                     | <p>SE corner of the SE¼NE¼ also being the SE corner of Tract 01-581-A, thence northerly along the section line common to Section 17 &amp; 18, a distance of 453 feet, thence northwesterly and parallel to state Highway 155, a distance of 467 feet, thence southerly parallel to the section line common to Section 17 &amp; 18, a distance of 467 feet, thence southeasterly along State Highway 155, a distance of 424 feet, more or less, to the south line of SE¼NE¼ thence easterly along the south boundary line of said SE¼NE¼ a distance of 40 feet, more or less, back to the true point of beginning, containing 5.00 acres, more or less, and EXCLUDING home site on that portion lying north of state Highway 155 within the W½NE¼SW¼NE¼ of Section 18, Township 33 North, Range 29 east, Willamette Meridian, Okanogan County, Washington, containing 5.00 acres, more or less. Containing 41.91 acres, more or less, AFTER THE ABOVE EXCEPTION.</p> <p>TERM: 5 years, from July 1, 2015 to June 30, 2020.</p> <p>Compensation: \$100.00 per annum, subject to Fair Market Rental Value. Bond: \$100.00 (Equivalent to one year rent). Lease Fee: \$15.00 (One-time fee).</p> <p>Lease subject to conditions cited in IRMP Coordinator's review. Chairman or designee has authority to sign all pertinent documents.</p> |  |
| <b>2015-370.nrc</b> | To rescind resolution 2012-704. Eric Ferguson withdrew his interest in this home site lease. Chairman or designee has authority to sign all pertinent documents.  | <p><b>11 FOR</b> (MT, BN, EM, MK, AJ, MM, AH, JS, NJ, SS, RT)</p> <p><b>0 AGAINST</b></p> <p><b>1 ABSTAINED</b> (JF)</p> <p><b>*Out of the Room</b> (RG)</p> |
| <b>2015-371.nrc</b> | <p>To approve the Branch of Realty to proceed with the land exchange of equal value where Richard Moses wishes to exchange his undivided interests in the Josephine Narcisse Allotment 101-H47; the Suapkin Allotment 101-350; the Peter Monaghan Allotment 101-1790; and the Agatha Monaghan Allotment 101-1791 for 10 acres within Tribal Tract 101-T785. SEE ATTACHED LEGAL DESCRIPTIONS.</p> <p>Upon approval, the Branch of Realty will request timber cruises/appraisals to determine the Fair Market Value for an equal value exchange.</p> <p>Chairman or designee has authority to sign all documents.</p>   | <p><b>12 FOR</b> (MT, BN, JG, EM, MK, AJ, MM, AH, JS, NJ, SS, RT)</p> <p><b>0 AGAINST</b></p> <p><b>0 ABSTAINED</b></p> <p><b>*Out of the Room</b> (RG)</p>  |
| <b>2015-372.nrc</b> | To transfer the following property from Colville Tribal Credit Corporation to the Confederated Tribes of the Colville Reservation: LOT 12, BLOCK 67, SECOND REVISED OKANOGAN COUNTY ASSESSOR'S PLAT OF THE TOWN OF COULEE DAM, WASHINGTON, AS PER PLAT THEREOF RECORDED IN BOOK "F" OF PLATS, PAGES 39 AND 40, RECORDS OF THE AUDITOR OF OKANOGAN COUNTY, WASHINGTON IN SECTION 31, TOWNSHIP 29 NORTH, RANGE 31   | <p><b>13 FOR</b> (MT, BN, JG, EM, MK, AJ, RG, MM, AH, JS, NJ, SS, RT)</p> <p><b>0 AGAINST</b></p> <p><b>0 ABSTAINED</b></p>                                  |

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|                             | EAST, W.M. EXCEPT THAT PORTION OF LOT 12, BLOCK 67 LYING EASTERLY OF A LINE WHICH IS PARALLEL TO, WESTERLY OF AND 0.5 OF A FOOT PERPENDICULARLY DISTANT FROM THE EASTERLY LINE OF SAID LOT 12, SITUATE IN THE COUNTY OF OKANOGAN, STATE OF WASHINGTON. Commonly known as 1123 Central Drive, Coulee Dam, WA 99116. Valued at \$80,000.00. The Chairman or designee authorized to sign all pertinent documents.   |   |
| <b>2015-373.nrc/m&amp;b</b> | To approve a requisition in the amount of \$125,000.00 to Short Cressman Burgess (C15-058, R14-682) per amendment 36 Item No. (A) 00045 of BIA 638 Contact A08AV00190 for applicable cost related to the Upper Columbia River Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) site in the litigation against Teck Cominco metals, LTD. The request qualifies under the provision oat 25 CFR 89.41(a). All invoices will be examined by BIA Superintendent to ensure that the work performed is related and within the rate limit authorized then submitted for review and approval by ORA and Environmental Trust. No additional dollars are being requested. | 13 FOR (MT, BN, JG, EM, MK, AJ, RG, MM, AH, JS, NJ, SS, RT)<br><br>0 AGAINST<br><br>0 ABSTAINED |
| <b>2015-374.nrc</b>         | To approve a 3-year consultant contract with Anatek Labs, Inc. for water quality laboratory analysis and reporting, in the amount of \$82,680.00. Water samples to be analyzed are collected on the Reservation by Environmental trust. EPA Clean Water Section 106 funds; no Tribal dollars. Chairman authorized to sign all related documents.   | 13 FOR (MT, BN, JG, EM, MK, AJ, RG, MM, AH, JS, NJ, SS, RT)<br><br>0 AGAINST<br><br>0 ABSTAINED |
| <b>2015-375.nrc/m&amp;b</b> | To approve Parks and Recreation budget modification utilizing unspent salary and fringe to cover the cost of increases resulting from salary adjustments, to purchase new weapons and chainsaws and to pay archaeological survey for proposed San Poil boat launch. No additional dollars and no indirect. Chairperson or designee authorized to sign all documents pertaining to this request.  | 13 FOR (MT, BN, JG, EM, MK, AJ, RG, MM, AH, JS, NJ, SS, RT)<br><br>0 AGAINST<br><br>0 ABSTAINED |
| <b>2015-376.nrc</b>         | The Fish & Wildlife Department has provided recommended 2015 CCT Tribal Member Fishing Regulations for summer Chinook and Sockeye fisheries in the Okanogan River, the Columbia River and the Chief Joseph Dam tailrace Snag Fishery for the Natural Resource Committee's review and action, the Natural Resource Committee approves the 2015 CCT Tribal Member Fishing Regulations for summer Chinook and Sockeye fisheries in the Okanogan River, the Columbia river and the Chief Joseph Dam Tailrace Snag Fishery. Chair or designee is authorized to sign all pertinent documents.  | 13 FOR (MT, BN, JG, EM, MK, AJ, RG, MM, AH, JS, NJ, SS, RT)<br><br>0 AGAINST<br><br>0 ABSTAINED |
| <b>2015-377.nrc/m&amp;b</b> | To approve the contract for re-measurement of 305 Continuous Forest Inventory plots. Total contract award not to exceed \$73,200.00. No Tribal dollars will be expended. See attached documentation for contract requirements and deliverables. Chairperson or designee has the authority to sign all pertinent documents.   | 13 FOR (MT, BN, JG, EM, MK, AJ, RG, MM, AH, JS, NJ, SS, RT)<br><br>0 AGAINST<br><br>0 ABSTAINED |

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| <b>2015-378.nrc</b>     | To approve the 2015 CCT Sinixt Hunting Regulations. The Chair or designee is authorized to sign all pertinent documents.  | 13 FOR (MT, BN, JG, EM, MK, AJ, RG, MM, AH, JS, NJ, SS, RT)<br><br>0 AGAINST<br><br>0 ABSTAINED   |
| <b>2015-379.cdc</b>     | To support the request made by the City of Omak to allow for legally licensed ATV's to be operated by licensed drivers on specific road ways in East Omak to foster community connectivity and access to Tribal facilities. Those road ways will include Omak Avenue, Jackson Street and 8 <sup>th</sup> Avenue. Following a one year trial period, the issue of legally licensed ATV's operating on the Colville Indian Reservation within East Omak will be revisited.  | 10 FOR (MT, BN, JG, EM, AJ, RG, MM, JS, SS, RT)<br><br>2 AGAINST (MK, AH)<br><br>1 ABSTAINED (NJ) |
| <b>2015-380.cdc</b>     | To approve CCT participation with EWU in the Washington State Tribal Transportation Safety Demonstration Project. The project will provide a data driven tribal transportation assessment for the Colville Tribe using Target Zero priorities. The Colville Tribe will participate as one of the six demonstration tribes. The Colville Tribe will assign a tribal staff to collaborate with EWU faculty, staff, and student to collect information relevant to the Tribal Transportation Safety Model. EWU will complete the research and present the findings to the Colville Tribal Community and Tribal Business Council. The Colville Tribe will participate in the consideration of actions to eliminate fatalities on reservation roads. | 13 FOR (MT, BN, JG, EM, MK, AJ, RG, MM, AH, JS, NJ, SS, RT)<br><br>0 AGAINST<br><br>0 ABSTAINED   |
| <b>2015-381.cdc</b>     | To approve the following change orders for contract C15-068 with Selland Construction Inc.: change order #3 in the amount of \$13,402.32 and change order #4 in the amount of \$27,245.90; bringing the total amount of the contract to \$1,693,646.96. No additional time required. Project funded with Federal dollars under the G2G agreement A12AP01269. No Tribal dollars. Chairman or designee to sign all pertinent documents.   | 13 FOR (MT, BN, JG, EM, MK, AJ, RG, MM, AH, JS, NJ, SS, RT)<br><br>0 AGAINST<br><br>0 ABSTAINED   |
| <b>2015-382.l&amp;j</b> | To amend Chapter 1-2 Rules of the Court Code as proposed (attached). Chapter 1-2 has been processed utilizing CBC Procedural Rule 3 (d) where the Committee finds the proposed amendment is a non-substantive Code language correction which creates no new requirements, obligations, prohibitions, or other material changes in the existing Code. Upon approval, a copy shall be forwarded to the Coder Reviser for certification and distribution.  | 13 FOR (MT, BN, JG, EM, MK, AJ, RG, MM, AH, JS, NJ, SS, RT)<br><br>0 AGAINST<br><br>0 ABSTAINED   |
| <b>2015-383.l&amp;j</b> | To stay the amendments for Chapter 3-1 Criminal Code as proposed (attached). Chapter 3-1 has been processed utilizing CBC Procedural Rule 3 (b), (e), (f), and (g) and is in the final stage. Resolution 2015-227.ele orders a referendum vote on legalization of marijuana on the Colville reservation for the 2015 General Election. Committee approves a stay on the amendment depending the outcome of the referendum vote. Comments have been received for consideration in this code amendment process.   | 13 FOR (MT, BN, JG, EM, MK, AJ, RG, MM, AH, JS, NJ, SS, RT)<br><br>0 AGAINST<br><br>0 ABSTAINED   |
| <b>2015-384.l&amp;j</b> | To approve resolutions and/or directives to allow all   | 12 FOR (BN, JG, EM, MK, AJ, RG, MM, AH,   |

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|  | <p>participants that are normally excluded from gaming activities (Gaming Commission members and employees, employees of the Colville Gaming LLC, and vendors who possess a Tribal Gaming license) to be allowed to participate in the 12 Tribes Resort Casino Exclusive Ribbon Cutting Ceremony Events as well as play their own personal money. During this event participants will be allowed to play poker, table games, and EGD/EA gaming machines as well as participate in promotional activities. Chairman or designee authorized to sign all pertinent documents.</p> | <p><b>JS, NJ, SS, RT)</b></p> <p><b>0 AGAINST</b></p> <p><b>1 ABSTAINED (MT)</b></p> |
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