



# COLVILLE CONFEDERATED TRIBES COLVILLE BUSINESS COUNCIL



## Special Session August 10<sup>th</sup>, 2023 Resolution Index

Condensed by, Raylene Ensminger, Executive Office Assistant

**Present:** Jarred-Michael Erickson, Cindy Marchand, Patrick Tonasket, Norma Sanchez, Dustin Best, Shar Zacherle, Roger Finley, Joseph Somday, Cody Peone, Alison Boyd-Ball, Mel Tonasket

**Delegation/Leave:** Karen Condon, Andrew Joseph Jr., Steve Carson

Resolution No.	Condensed Recommendation Information	Colville Business Council Vote Tally
<b>2023-576.m&amp;b.nrc.fish 10-Signature</b>	To approve the Interagency Agreement between CCT NRE and WDFW to conduct Fisheries Management activities on Lake Rufus Woods, including participating in Joint Enforcement Patrols. Funding will come from WDFW in the amount of \$444,000.00, Contract #23-22893, dates are from 07/01/23 to 06/30/25. Chair or designee is authorized to sign all pertinent documents.	<b>11 FOR (KC, PT, NS, JS, AJ, SC, CM, CP, RF, SZ, JME)</b>  <b>0 AGAINST</b>  <b>0 ABSTAINED</b>  <b>Rationale: Timeliness</b>
<b>2023-577.hhs.m&amp;b</b>	To approve the Health Care Authority (HCA) budgets for July 1, 2023 - June 30, 2024 in the amount of \$172,664 for various programs under the Indian Nation Agreement. Chair or designee authorized to sign all pertinent documents.	<b>10 FOR (MT, PT, AB, CP, CM, JS, RF, SZ, DB, NS)</b>  <b>0 AGAINST</b>  <b>0 ABSTAINED</b>
<b>2023-578.hhs</b>	To approve the Affiliation Agreement by and between Purdue University Global Inc., and CCT HHS Behavioral Health program to provide supervision of HHS employee's practicum to complete master degree in psychology with an emphasis in substance abuse. The Chairman or designee to sign all related documents.	<b>10 FOR (MT, PT, AB, CP, CM, JS, RF, SZ, DB, NS)</b>  <b>0 AGAINST</b>  <b>0 ABSTAINED</b>
<b>2023-579.cdc.m&amp;b</b>	To approve the purchase of a new 2000 gallon water truck from Commerce Truck & Equipment Sales for the purchase price of \$122,600.00 from account 761.761.68010 FY2023. Chairman authorizes expenditure, purchasing will process the title.	<b>9 FOR (MT, PT, AB, CP, CM, JS, RF, SZ, NS)</b>  <b>1 AGAINST (DB)</b>  <b>0 ABSTAINED</b>
<b>2023-580.m&amp;b</b>	To approve Colville Tribal DOT's use of unspent funding from the DOT Snow Removal budget, in an amount not to exceed \$40,000, to cover the cost share for maintenance on Covada road. An agreement was reached with Ferry County Public Works to assist with maintenance on Covada road while being used as a detour for the Stranger Creek culvert repair project on the Inchelium Ferry Road. Chair or designee	<b>10 FOR (MT, PT, AB, CP, CM, JS, RF, SZ, DB, NS)</b>  <b>0 AGAINST</b>  <b>0 ABSTAINED</b>

	authorized to sign all pertinent documents.	
<b>2023-581.fish.m&amp;b</b>	To support the habitat restoration project on Omak Creek, to reduce sediment input. Funding for this project is from the Bureau of Indian Affairs at \$63,800 and from Tribal account (341.63410) for \$31,180. This project is anticipated to be implemented by September 15 <sup>th</sup> , 2023. The total cost of the project construction is \$94,980. The Chair or designee is authorized to sign all pertinent documents.	<b>10 FOR (MT, PT, CP, CM, JS, RF, DB, SZ, NS)</b> <b>0 AGAINST</b> <b>0 ABSTAINED</b>
<b>2023-582.cdc.m&amp;b</b>	To accept and approve change order #2 - Akana Grant Writing Consultant contract #C22-430 to add \$200,000.00 to original contract price of \$50,000.00 to bring total contract amount to \$320,000.00 for continued grant writing efforts. Chairman or Designee to sign all related documents.	<b>9 FOR (MT, PT, AB, AP, CM, JS, RF, SZ, NS)</b> <b>1 AGAINST (DB)</b> <b>0 ABSTAINED</b>
<b>2023-583.m&amp;b.hhs</b>	To accept Amendment 4 of the I.H.S contract#248-96-0001 deducting \$77,000 from the TOSHA program 6661 budget due to overpayment for FY23. Chairman or designee to sign all pertinent documents.	<b>10 FOR (MT, PT, AB, CP, CM, JS, RF, SZ, DB, NS)</b> <b>0 AGAINST</b> <b>0 ABSTAINED</b>
<b>2023-584.m&amp;b.hhs</b>	To accept the HCA Community Health Workers Contract K6866 in the amount of \$400,000 to Lake Roosevelt Community Health Centers.	<b>10 FOR (MT, PT, AB, CP, CM, JS, RF, SZ, DB, NS)</b> <b>0 AGAINST</b> <b>0 ABSTAINED</b>
<b>2023-585.e&amp;e.m&amp;b</b>	To authorize a request for extension of BIA Award A20AV00078 Johnson O'Malley. Chair or designee authorized to sign all pertinent documents.	<b>10 FOR (MT, PT, AB, CP, CM, JS, RF, SZ, DB, NS)</b> <b>0 AGAINST</b> <b>0 ABSTAINED</b>
<b>2023-586.e&amp;e.m&amp;b</b>	To authorize a request for extension of BIA Award A16AV00302 Johnson O'Malley. Chair or designee authorized to sign all pertinent documents.	<b>10 FOR (MT, PT, AB, CP, CM, JS, RF, SZ, DB, NS)</b> <b>0 AGAINST</b> <b>0 ABSTAINED</b>
<b>2023-587.m&amp;b</b>	To approve the purchase of three new vehicles. Purchasing sent the RFQ and this was the only company who returned quotes for a mid-sized SUV. No Tribal dollars will be used to purchase these vehicles, the funding source is from 101021.	<b>10 FOR (MT, PT, AB, CP, CM, JS, RF, SZ, DB, NS)</b> <b>0 AGAINST</b> <b>0 ABSTAINED</b>
<b>2023-588.m&amp;b.l&amp;j</b>	To indicate Tribal Police reporting directly to Colville Business Council under the Law & Justice Committee for Law Enforcement matters and the administrative process under the Executive Director, per Resolution 2023-286.	<b>8 FOR (MT, AB, CP, CM, JS, RF, DB, NS)</b> <b>2 AGAINST (PT, SZ)</b> <b>0 ABSTAINED</b>
<b>2023-589.m&amp;b</b>	To approve the attached budget modification for 571 adding two positions, Business Services Supervisor and Records Technician. An increase to FY23 budget of \$127,235.	<b>9 FOR (MT, PT, AB, CP, CM, JS, RF, DB, NS)</b> <b>0 AGAINST</b> <b>1 ABSTAINED (SZ)</b>
<b>2023-590.fish.m&amp;b</b>	To support the habitat restoration project on Salmon Creek, to reduce sediment input and increase resiliency to climate change. Funding for this project is from the Bureau of Indian	<b>9 FOR (MT, PT, AB, CP, CM, JS, RF, SZ, NS)</b> <b>0 AGAINST</b>

	Affairs (\$22,700) and Habitat Conservation Plan (mitigation for Douglas and Chelan County PUDs, \$92,047) through an agreement with the City of Okanogan per the agreement (Resolution 2022-360). The total cost of the project construction is \$114,747. The Chair or designee is authorized to sign all pertinent documents.	<b>1 ABSTAINED (DB)</b>
<b>2023-591.m&amp;b</b>	To approve a Non-Disclosure Agreement (NDA) between the Confederated Tribes of the Colville Reservation and Calix, Inc. Agreement is for information sharing of infrastructure and equipment for FFTH/FTTP projects. Chair or designee to sign all relevant documentation.	<b>10 FOR (MT, PT, AB, CP, CM, JS, RF, SZ, DB, NS)</b> <b>0 AGAINST</b> <b>0 ABSTAINED</b>
<b>2023-592.cdc</b>	To approve the attached Mountain Tops Access Policy. This supersedes all previous versions of this policy. Chair or designee authorized to sign any pertinent documents.	<b>10 FOR (MT, PT, AB, CP, CM, JS, RF, SZ, DB, NS)</b> <b>0 AGAINST</b> <b>0 ABSTAINED</b>
<b>2023-593.m&amp;b.cdc</b>	To authorize Colville tribal staff to proceed with planned development, financing, and construction of the Inchelium Wellness Center. Whereas, it is the recommendation of the Management & Budget and Community Development Committees to pursue financing up to \$35,000,000.00 to be arranged by a financial institution. The proceeds of the loan will be used for (i) paying infrastructure and construction costs; and (ii) providing leverage loans to secure new market tax credits. Provided that the final form of all loan documents will remain subject to approval by the Colville Business Council. Chair or designee to sign all pertinent documents. This will supersede all previous resolutions.	<b>10 FOR (MT, PT, AB, CP, CM, JS, RF, SZ, DB, NS)</b> <b>0 AGAINST</b> <b>0 ABSTAINED</b>
<b>2023-594.tg</b>	To authorize a one-time exception to Resolution #2023-519 to allow Presley Marie Corpuz-Louis (case #2023-045), Aliviah Pauline Thomas (case #2023-046) and Mason Lee Smith (case #2023-048) to receive the August 2023 per capita. All three adoption cases made it out of the Tribal Government Committee on July 26, 2023, but did not meet the Per Capita deadline due to no quorum for the Special Session on July 27, 2023.	<b>10 FOR (MT, PT, AB, CP, CM, JS, RF, SZ, DB, NS)</b> <b>0 AGAINST</b> <b>0 ABSTAINED</b>
<b>2023-595.tg</b>	<b>CONFIDENTIAL</b>	<b>9 FOR (MT, PT, AB, CP, CM, JS, RF, SZ, NS)</b> <b>0 AGAINST</b> <b>1 ABSTAINED (DB)</b>
<b>2023-596.tg</b>	To approve WSU Tri-Cities Campus' request to display/use a greeting (ʔi·čiški·n) in the Palus Language on signage at the building entrance.	<b>10 FOR (MT, PT, AB, CP, CM, JS, RF, SZ, DB, NS)</b> <b>0 AGAINST</b> <b>0 ABSTAINED</b>
<b>2023-597.cul.m&amp;b.tg</b>	To authorize the History/Archaeology Program, through the CTCR Purchasing process, to purchase a \$125,080.00, 22-	<b>10 FOR (MT, PT, AB, CP, CM, JS, RF, SZ, DB, NS)</b>

	Foot, Hewes Craft Ocean Pro boat from Mark's Marine (Hayden, Idaho). Boat purchase task and associated funding are in History/Archaeology's existing FY2023 contract (CTCR 310923) with Bonneville Power Administration for Cultural Resource Compliance in the Grand Coulee Dam Project Area. The new boat expense is not to exceed \$193,051.44 USD. Chairperson or designee has authority to sign all pertinent documents. NO TRIBAL FUNDS REQUIRED.	0 AGAINST 0 ABSTAINED
2023-598.tg	To amend the Wake and Burial resolution #2011-431 to allow additional wake grant funding for current and former Colville Business Council Member's in the amount of \$1,200. This amount is in addition to the \$800 stated in resolution #2011-431. Chairman or designee authorized to sign all pertinent documents.	10 FOR (MT, PT, AB, CP, CM, JS, RF, SZ, DB, NS) 0 AGAINST 0 ABSTAINED
2023-599.tg	To adopt Presley Marie Corpuz-Louis as applicant meets requirements of Section 8-160 of Enrollment Ordinance and Constitution of the Confederated Tribes of the Colville Reservation.	9 FOR (MT, PT, AB, CP, CM, JS, RF, SZ, DB) 0 AGAINST 1 ABSTAINED (NS)
2023-600.tg	To adopt Aliviah Pauline Thomas as applicant meets requirements of Section 8-160 of Enrollment Ordinance and Constitution of the Confederated Tribes of the Colville Reservation.	10 FOR (MT, PT, AB, CP, CM, JS, RF, SZ, DB, NS) 0 AGAINST 0 ABSTAINED
2023-601.tg	To adopt Mason Lee Smith as applicant meets requirements of Section 8-160 of Enrollment Ordinance and Constitution of the Confederated Tribes of the Colville Reservation.	10 FOR (MT, PT, AB, CP, CM, JS, RF, SZ, DB, NS) 0 AGAINST 0 ABSTAINED
2023-602.e&e.m&b	To approve Initial Grant Award in the amount of \$1,957,560.00. Chairman or Designee to sign all pertinent documents.	10 FOR (MT, PT, AB, CP, CM, JS, RF, SZ, DB, NS) 0 AGAINST 0 ABSTAINED
2023-603.nrc	To approve Joseph Ezell, Restoration Program Manager to represent the Colville Confederated Tribes as a member of the Washington State Department of Ecology's Conservation Land Acquisition Program. The Program is seeking partners to collaborate on development of a new funding program to accelerate watershed acquisition and protection through the EPA' Clean Water Revolving Loan Fund. Partners are needed to help inform that process in terms of current challenges and barriers to accessing funding for acquisition. They will need to participate in 3-4 meetings over the next two years to aid in the development of a request for proposal, evaluation of lending partners, and sharing desires for a new funding program. Chairperson or designee is authorized to sign all pertinent and relevant documentation.	10 FOR (MT, PT, AB, CP, CM, JS, RF, SZ, DB, NS) 0 AGAINST 0 ABSTAINED
2023-604.nrc	To authorize the Parks and Recreation Program to establish a	10 FOR (MT, PT, AB, CP,

	cost share for the Mt Tolman Complex, such that it be reimbursed by the BIA and Forestry for costs associated with their use of the complex, including but not limited to electricity and supplies. Chair or designee is authorized to sign all pertinent documents.	<b>CM, JS, RF, SZ, DB, NS)</b> <b>0 AGAINST</b> <b>0 ABSTAINED</b>
<b>2023-605.nrc</b>	To approve the 2023-2024 CCT Non-Tribal Member Hunting Regulations in order to aid in the consistent management and protection of Tribal resources. The Chair or designee is authorized to sign all pertinent documents.	<b>9 FOR (MT, PT, AB, CP, CM, JS, RF, SZ, DB)</b> <b>1 AGAINST (NS)</b> <b>0 ABSTAINED</b>
<b>2023-606.nrc</b>	To amend Resolution 2022-641 to add the following language:  "The Confederated Tribes of the Colville Reservation provided Certifying Conditions for the NPDES permits on Grand Coulee and Chief Joseph Dams. The Tribes provided a variance to the 110% total dissolved gas (TDG) limit for up to the amount of 120% during spill. This variance is necessary because the Tribes have found that the spill which leads to the higher TDG has an overriding public benefit. This variance is to assist in the Tribes' ongoing efforts on fish passage and reintroduction to the blocked area above Grand Coulee Dam, and is consistent with lower river exceptions for fish passage at lower dams." Chairperson or designee has authority to sign all pertinent documents.  On September 15, 2022, the Confederated Tribes of the Colville Reservation approved Certifying Conditions for the NPDES permits related to the Grand Coulee and Chief Joseph Dams. These certifications were submitted on or around September 30, 2022. There were questions raised regarding the total dissolved gas numbers during specific times of the year. The purpose of this amendment is to clarify the Tribes original Certifying Conditions.	<b>10 FOR (MT, PT, AB, CP, CM, JS, RF, SZ, DB, NS)</b> <b>0 AGAINST</b> <b>0 ABSTAINED</b>
<b>2023-607.fish</b>	To approve the Sub-contract John Willey Construction Inc. to construct the Loup Loup Creek fish passage project in the amount of \$2,019,147.00. The dates are from signed to October 31, 2023. The Chairperson or designee has authority to sign all pertinent documents.	<b>9 FOR (MT, PT, AB, CP, CM, JS, RF, SZ, NS)</b> <b>1 AGAINST (DB)</b> <b>0 ABSTAINED</b>
<b>2023-608.fish</b>	To approve the Budget MOD#1 for Okanogan Restoration Loup Loup Creek. This is adding an additional \$600,000.00 to the original contract amount of \$1,541,238.00, making a grand total of \$2,141,238.00. The dates are from November 1, 2022 to October 31, 2023. The Chairperson or designee has authority to sign all pertinent documents.	<b>9 FOR (MT, PT, AB, CP, CM, JS, RF, SZ, NS)</b> <b>1 AGAINST (DB)</b> <b>0 ABSTAINED</b>
<b>2023-609.m&amp;b.l&amp;j</b>	CONFIDENTIAL	<b>10 FOR (MT, PT, AB, CP, CM, JS, RF, SZ, DB, NS)</b> <b>0 AGAINST</b>

<p><b>2023-610.l&amp;j</b></p>	<p>To approve the appointment of Judge Cynthia Jordan as Justice of the Colville Tribal Court of Appeals for a term of six years, pursuant to Amendment X of the Colville Tribal Constitution.</p> <p>WHEREAS Tribal Judge Cynthia Jordan, has expressed an interest in filling the vacant position, and is qualified to sit as a Justice of the Court of Appeals, and;</p> <p>WHEREAS, Judge Jordan has worked with several Tribal Court systems for thirty years, in the capacities of public defender, prosecutor, attorney, and judge, and;</p> <p>WHEREAS, Judge Jordan has served as a judge with our Tribal Court, and both as a trial court judge and appellate justice for several other tribal courts, throughout the Northwest, earning a reputation as a fair, objective and well-prepared judicial officer, with invaluable knowledge and experience in tribal judicial systems, and;</p> <p>WHEREAS, Judge Jordan will bring experience in working with and for tribal communities, as well as familiarity with our local communities, and;</p> <p>WHEREAS, Chief Judge Patrick Costello joins in this recommendation.</p> <p>There has been a vacancy on the Court of Appeals because Justice Mary Cardoza Finkbonner has tendered her resignation.</p>	<p><b>0 ABSTAINED</b></p> <p><b>10 FOR (MT, PT, AB, CP, CM, JS, RF, SZ, DB, NS)</b></p> <p><b>0 AGAINST</b></p> <p><b>0 ABSTAINED</b></p>
<p><b>2023-611.l&amp;j</b></p>	<p>To renew for a period of two years the agreement negotiated with Washington State's Juvenile and Rehabilitation Administration (JJ&amp;RA) to provide services and detention for juveniles with serious offense histories who are referred by Colville Tribal Court in exchange for cultural services to be provided by the Tribes in JJ&amp;RA facilities. The Chair of the Colville Business Council or his designee shall be authorized to sign all pertinent documents.</p>	<p><b>10 FOR (MT, PT, AB, CP, CM, JS, RF, SZ, DB, NS)</b></p> <p><b>0 AGAINST</b></p> <p><b>0 ABSTAINED</b></p>
<p><b>2023-612.m&amp;b.l&amp;j</b></p>	<p>To modify the Traditional Territories budget of funds unspent on the positions to be allocated to Capital Assets, Vehicle Expenses and activities in the amount of \$137,056. The Chairman or their designee to sign all associated documents.</p>	<p><b>10 FOR (MT, PT, AB, CP, CM, JS, RF, SZ, DB, NS)</b></p> <p><b>0 AGAINST</b></p> <p><b>0 ABSTAINED</b></p>