



COLVILLE CONFEDERATED TRIBES COLVILLE BUSINESS COUNCIL



Special Session September 21st, 2023 Resolution Index

Condensed by, Raylene Ensminger, Executive Office Assistant

Present: Karen Condon, Patrick Tonasket, Norma Sanchez, Dustin Best, Shar Zacherle, Joseph Somday, Alison Boyd-Ball, Steven Carson

Delegation/Leave: Jarred-Michael Erickson, Cindy Marchand, Roger Finley, Andy Joseph Jr., Cody Peone, Mel Tonasket

Resolution No.	Condensed Recommendation Information	Colville Business Council Vote Tally
2023-692.vet 10-Signature	To authorize the Chairman to sign and send the attached letter supporting a Congressional Charter for the Nation Native American Indian Veterans, Inc.	12 FOR (AJ, AB, CM, CP, JS, MT, NS, RF, JME, SZ, SC, PT) 0 AGAINST 0 ABSTAINED Rationale: Requested by CBC on July 13th but not formally acted on
2023-693.m&b	To approve budget modification #1 for CCT 821718 BP Products North America Inc. CCT Charitable Fund adding \$360,000.00 for a total award amount of \$4000,000.00, authorize the Chairman or his designee to sign all pertinent documents. Attached is budget mod #1. No Tribal dollars associated.	7 FOR (PT, NS, DB, SZ, JS, AB, SC) 0 AGAINST 0 ABSTAINED
2023-694.m&b.nrc FAILED	To approve the Bonneville Power Administration Blanket Financial Assistance Master Agreement. The agreement starts when it is signed by the Confederated Tribes of the Colville Reservation and ends on 06/30/2033. The Chairperson or designee has authority to sign all pertinent documents.	*FAILED* 3 FOR (PT, JS, SC) 4 AGAINST (NS, DB, AB, SZ) 0 ABSTAINED
2023-695.m&b.nrc	To negotiate a conditional sales contract for 0201022001000. An Environment Assessment will be completed on the property and all cleanup be negotiated prior to any sale. The Confederated Tribes of the Colville Indian Reservation will purchase the property at no more than a negotiated value of \$269,950.00 using Colville Fuels, LLC funding. Chairman or designee has authority to sign all pertinent documents.	6 FOR (NS, SC, PT, AB, KC, SZ, DB) 1 AGAINST (JS) 0 ABSTAINED
2023-696.m&b	For the Colville Tribes Planning Department to submit the grant application on behalf of the Colville Tribal Corporation for the Lake Chelan Resort Hotel Infrastructure in the amount	7 FOR (PT, NS, DB, SZ, JS, AB, SC) 0 AGAINST

	of \$4,000,000 to the Economic Development Administration Public Works and Economics Adjustment Assistance Program.	0 ABSTAINED
2023-697.m&b	To approve the attached Funding Agreement related to Disaster# 4584DR. The total amount for this FEMA Disaster funding is \$1,221,043.34. The Agreement covers the following projects (as attached): *PW#52 Project# 437009 Range Unit 36 Fencing *PW#53 Project# 537934 Range Unit 59 & 59A Fencing *PW#54 Project# 437039 Range Unit 54 Fencing *PW#56 Project# 437004 Range Unit 81 Fencing *PW#57 Project# 437022 Range Unit 57 Fencing *PW#58 Project# 436993 Range Unit 35 Fencing *PW#60 Project# 537539 Range Unit 66 Fencing *PW#61 Project# 436996 Range Unit 56 Fencing *PW#62 Project# 437013 Range Unit 63 Fencing *PW#67 Project# 437018 Range Unit 73 & 76 Fencing Chair or designee has authority to sign all pertinent documents.	7 FOR (PT, NS, DB, SZ, JS, AB, SC) 0 AGAINST 0 ABSTAINED
2023-698.m&b	To approve the attached Funding Agreement related to Disaster# 4631DR. The total amount for this FEMA Disaster funding is #278,561.62. The Agreement covers the following projects (as attached): *PW#7 Project# 687344 Unit 26 Fencing *PW#2 Project# 679906 Range Unit 32 Fencing *PW#3 Project #674559 Range Unit 25 & 30 Fencing Chair or designee is authorized to sign all pertinent documents.	7 FOR (PT, NS, DB, SZ, JS, AB, SC) 0 AGAINST 0 ABSTAINED
2023-699.m&b.nrc	To support the request for \$92,294.00 from the BIA through the Range Improvement Program to address the need to reduce negative resource impacts attributable to growing feral horse populations on the Colville Reservation. Funds will support ongoing control efforts for the feral horse capture on reservation rangeland. Chair or Designee is authorized to sign all pertinent documents.	6 FOR (PT, NS, SZ, JS, AB, SC) 1 AGAINST (DB) 0 ABSTAINED
2023-700.m&b	To approve the Avant Energy Contract, they will provide utility advisory services to support the Confederated Tribes of the Colville Reservation in developing energy resources in solar, hydropower, green hydrogen and microgrid, as well as explore opportunities in electronic vehicle charging. Contract will begin when approved and ends on 9/30/24. Chair or designee to sign all pertinent documents.	7 FOR (PT, NS, DB, SZ, JS, AB, SC) 0 AGAINST 0 ABSTAINED
2023-701.m&b.cul	To approve and accept funding in the amount of \$209,162.00 from the Federal Emergency Management Agency for Project No. 687344 P/W 7 unit 26 FEMA 4631 Project No. 674564 P/W #5 FEMA 4631, Project No. 685855 P/W#8 FEMA 4631. FEMA responds to emergencies and disasters on all Colville Tribal Lands, not just within the exterior boundaries	5 FOR (PT, NS, SZ, JS, SC) 1 AGAINST (DB) 1 ABSTAINED (AB)

	of the Colville Reservation. This authorizes the History/Archaeology Program to negotiate scopes of work and budgets, and to accept awards with FEMA for all cultural resources compliance work. All contracts and budgets will be submitted through the approved administrative process. This authorizes the Chairman or his designee to sign all documents related to this resolution.	
2023-702.m&b	To approve the Fiscal Year 2024 Tribal Budgets in the amount of \$73,007,100. The Tribal budgets are in addition to the currently approved 2024 Federal, State, and other awards. Chair or designee authorized to sign all relevant documents.	7 FOR (PT, NS, DB, SZ, JS, AB, SC) 0 AGAINST 0 ABSTAINED
2023-703.m&b	To approve FY23 Planning Department modification and request of \$200,036.00 dollars to cover the expenses of the grant writing services from the Tribal General Fund. Chairman or designee to sign all related documents.	7 FOR (PT, NS, DB, SZ, JS, AB, SC) 0 AGAINST 0 ABSTAINED
2023-704.tg	To approve the Lakes General Contract for abatement and roof replacement for the Omak and Inchelium Community Centers for the amount of \$592,816. Chair or designee authorized to sign pertinent documents.	7 FOR (PT, NS, DB, SZ, JS, AB, SC) 0 AGAINST 0 ABSTAINED
2023-705.tg	To approve the Colville Tribes to participate in a Tabletop Exercise in collaboration with WA State Guard Military Department being held on November 8, 2023 at Northern Quest Casino. Chairman or designee is authorized to sign all pertinent documents.	7 FOR (PT, NS, DB, SZ, JS, AB, SC) 0 AGAINST 0 ABSTAINED
2023-706.tg	To accept the Relinquishment request of JOSHUA WAYNE TRUJILLO, on the current Colville Tribal Membership Roll. In accordance with Sec. 8-1-320, 8-1-321, 8-1-322 of Title 8- Colville Membership Code, this relinquishment is effective immediately upon full Tribal Business Council approval. Also, in accordance with Sec. 8-1-342, JOSHUA WAYNE TRUJILLO shall hereafter be prohibited from future membership with the Confederated Tribes of the Colville Reservation. She/he wishes to relinquish to the ARIKARA TRIBE.	7 FOR (PT, NS, DB, SZ, JS, AB, SC) 0 AGAINST 0 ABSTAINED
2023-707.tg	To approve the 2023 November Elder Quarterly Stipend, from account PL75747012, in the amount of \$350.00 to each eligible tribal member age 55 and older to the Confederated Tribes of the Colville Reservation. Elder Stipend shall be distributed on or before November 1, 2023. Eligibility for the Elder Stipend shall be: age 55, enrolled and living as of midnight of October 5th, 2023. The following shall not apply to the 2023 November Elder Stipend: Debt Set-Off Ordinance and Retro Active Payments. Department hold list is due October 16th, 2022. The following departmental holds shall be approved for deposit into the tribal members IIM account:	7 FOR (PT, NS, DB, SZ, JS, AB, SC) 0 AGAINST 0 ABSTAINED

	<p>1. Social Services (regular) Court Order/Voluntary consent for adults.</p> <p>2. Enrollment Deceased Elders/Unclaimed Checks past 90 days.</p>	
2023-708.tg.e&e	To authorize the Chairman to sign the OHS Notice of Federal Interest for the Omak Head Start Facility. 45 CFR § 1303.46, Recording and posting notices of federal interest, requires a grantee who uses federal funds in whole or part to construct a facility, to record a notice of federal interest in the official real property records of the jurisdiction in which the facility is located.	<p>7 FOR (PT, NS, DB, SZ, JS, AB, SC)</p> <p>0 AGAINST</p> <p>0 ABSTAINED</p>
2023-709.e&e	To approve the Amendment 1 Award increases amount by \$454,900.00 for a total amount of \$2,412,460.00. Chairman or Designee to sign all pertinent documents.	<p>7 FOR (PT, NS, DB, SZ, JS, AB, SC)</p> <p>0 AGAINST</p> <p>0 ABSTAINED</p>
2023-710.e&e	To approve the amendments to Chapter 6-15, Workers Compensation Code, amending the code to make timelines consistent with the Employee Policy Manual, correct and add language for accuracy, to reflect actual processes and correct other errors within the code. Process utilizing CBC Procedural Rule 3 (a), (b), (c), (f), & (g) were followed; no comments were received. Once approved, a copy shall be forwarded to the Code Reviser for certification and distribution. The Chairman or his designee shall be authorized to sign any pertinent documents.	<p>6 FOR (PT, DB, SZ, JS, AB, SC)</p> <p>0 AGAINST</p> <p>1 ABSTAINED (NS)</p>
2023-711.nrc.m&b	CONFIDENTIAL	<p>7 FOR (PT, NS, DB, SZ, JS, AB, SC)</p> <p>0 AGAINST</p> <p>0 ABSTAINED</p>
2023-712.nrc.m&b	CONFIDENTIAL	<p>7 FOR (PT, NS, DB, SZ, JS, AB, SC)</p> <p>0 AGAINST</p> <p>0 ABSTAINED</p>
2023-713.nrc	To approve Steve Palmer - Tribal Member, for grazing privileges on Range Unit 43 for the 2023 to 2027 grazing permit cycle. The grazing fee is (\$1.20/AUM for Tribal Tracts and \$15.00/ AUM for allotment Tracts) established by Resolution 2023-209 shall apply. The permittee shall comply with the Best Management Practices (BPM's) set forth by the Range Program for the duration of the permit. Chair or designee is authorized to sign all pertinent documents.	<p>7 FOR (PT, NS, DB, SZ, JS, AB, SC)</p> <p>0 AGAINST</p> <p>0 ABSTAINED</p>
2023-714.nrc	To approve Steve Palmer - Tribal Member, for grazing privileges on Range Unit 32 for the 2023 to 2027 grazing permit cycle. The grazing fee is (\$1.20/AUM for Tribal Tracts and \$15.00/ AUM for allotment Tracts) established by	<p>7 FOR (PT, NS, DB, SZ, JS, AB, SC)</p> <p>0 AGAINST</p> <p>0 ABSTAINED</p>

	Resolution 2023-209 shall apply. The permittee shall comply with the Best Management Practices (BPM's) set forth by the Range Program for the duration of the permit. Chair or designee is authorized to sign all pertinent documents.	
2023-715.nrc	To approve the FY24 USDA APHIS Chronic Wasting Disease Grant (FAIN: AP23WSNWRC00C058) to improve the knowledge, preparedness, monitoring and future management of Chronic Wasting Disease on the Colville Reservation. The grant amount is \$71,722, and the contract dates are September 30, 2023 to September 29, 2024. No additional Tribal Dollars. Chairperson or designee has authority to sign all pertinent documents.	7 FOR (PT, NS, DB, SZ, JS, AB, SC) 0 AGAINST 0 ABSTAINED
2023-716.nrc	To authorize Chairperson or designee's signature on the enclosed letter of support for the Okanogan Wenatchee National Forest's Upper Wenatchee Phase 2 Land and Water Conservation Fund acquisition proposal. Chairperson or designee is authorized to sign all pertinent documents. No Tribal dollars attached.	7 FOR (PT, NS, DB, SZ, JS, AB, SC) 0 AGAINST 0 ABSTAINED
2023-717.nrc	To amend Resolution 2020-634 by adding the following language "Brett Marchand will be reimbursed \$1500.00 for the overpayment made on cancelled lease number 4200213449, which will come from tribal account 101-T101-40." The Colville Tribes Real Estate Services will work on the refund to Mr. Marchand. Lease No. 4200213449 was terminated via Resolution 2020-634 with a termination date of December 5, 2020 and made no mention of a refund to the Lessee (Brett Marchand). Brett Marchand then paid an additional \$1200 on March 2021 on the terminated lease which was accepted by the Bureau of Indian Affairs. As the lease was terminated prior to the end of its year and was paid in full and an additional year was paid and accepted, Mr. Marchand is entitled to a refund of \$1500.00.	6 FOR (PT, NS, DB, SZ, JS, SC) 0 AGAINST 1 ABSTAINED (AB)
2023-718.fish	To approve the award for FY 2023-2024 BPA Fund #910323 Rufus Woods Creel Survey and Analysis in the amount of \$315,661. Performance Period: August 1, 2023 - July 31, 2024. Chairperson or designee has authority to sign all pertinent documents.	6 FOR (PT, NS, SZ, JS, AB, SC) 1 AGAINST (DB) 0 ABSTAINED
2023-719.fish	To approve the sub-contract for Cates & Erb, Inc. to complete habitat restoration work in Salmon Creek in the amount of \$114,747.00. Funding accounts are the CRI 7703 (\$92,047) and BIA Salmon Creek 160720 (\$22,700). Performance period: September 5, 2023 to September 30, 2023. Chairperson or designee has authority to sign all pertinent documents.	7 FOR (PT, NS, DB, SZ, JS, AB, SC) 0 AGAINST 0 ABSTAINED
2023-720.fish	To approve subcontract with Washington Department of Fish & Wildlife for fish health services at Chief Joseph Hatchery in the amount of \$84,963.00. The funding is from BPA fund number 312223 and dates are from signed to April 30, 2024. The Chairperson or designee has authority to sign all pertinent	6 FOR (PT, NS, SZ, JS, AB, SC) 1 AGAINST (DB) 0 ABSTAINED

	documents.	
2023-721.fish	To approve subcontract for Tetra Tech for fish habitat restoration design for the Pope Project on the Entiat River, in the amount of \$94,868.00. Funding is from BPA contract 73548 REL 151 fund number 912022 for \$60,000.00 BPA contract CR365073 will fund the remaining \$34,868.00 BPA CR365073 is currently pending and expected to begin November 1, 2023. The dates are from approval to October 31, 2024. The Chairperson or designee has authority to sign all pertinent documents.	6 FOR (PT, NS, SZ, JS, AB, SC) 1 AGAINST (DB) 0 ABSTAINED
2023-722.l&j	To approve the attached contract between the Colville Tribal Correctional Facility and Corrections Technology Group to upgrade the facility's Access Control System.	7 FOR (PT, NS, DB, SZ, JS, AB, SC) 0 AGAINST 0 ABSTAINED
2023-723.l&j	To approve the attached contract between the Colville Tribal Correctional Facility and Alden Plumbing to replace plumbing fixtures, piping, and control valves throughout the entire facility. Chairman or designee to sign all pertinent documents.	7 FOR (PT, NS, DB, SZ, JS, AB, SC) 0 AGAINST 0 ABSTAINED
2023-724.l&j.tg	To memorialize the Public Defenders Office's guidelines as follows: The Public Defender's Office has a discrete and independent role in Tribal Government. Maintaining this separation and independence is essential not only to ensure compliance with law and ethics but also to maintain the office's integrity and credibility. The office provides legal representation and assistance under the terms of its attorney's contracts to such classes of persons as directed through priorities set by the Colville Business Council. Council directs policy defending eligibility for services and the types of service to be provided to the membership. Current priorities are providing professional representation for tribal members accused of criminal offenses under the Colville Tribal Law and Order Code and in Minor-in-Need-Care (MINOC) proceedings. The Public Defenders Managing Attorney shall guide all services to Public Defenders Office provides, ensuring all staff comply with applicable rules of professional conduct including the Spokesman's Oath and the Washington State Bar Associations Rules of Professional Conduct. The Managing Attorney, Staff Attorneys, and, with the guidance of the Managing Attorney, Spokespersons, retain the right to exercise independent professional judgement and shall provide all services in consultation with clients and without interference from Council and Tribal Administration. By the terms of the Public Defenders Managing Attorney's contract, the attorney hiring process is handling by the office from initial recruitment up to administration contract review. Upon completion of administrative review, final approval of all contracts rests with the Colville Business Council. Tribal	7 FOR (PT, NS, DB, SZ, JS, AB, SC) 0 AGAINST 0 ABSTAINED

	Administration provides limited oversight specifically regarding the budget and administrative matters regarding non-attorney personnel as needed, Long-standing policies prohibit the office from providing assistance with the following: lawsuits against the Tribes, or its employees or assigns, habeas petition on behalf of clients with detention; family law matters; restraining and no contact orders in civil actions; and all other non-criminal and non-MINOC matters.	
2023-725.l&j	To appoint Rodney J Hargrove, a Tribal Member, as a Gaming Commissioner to fill the remaining two years of the vacant Commissioner position that was vacated on December 7, 2022, expiring April 25, 2025, in accordance with Chapter 6-5 (Gaming) of the Colville Tribal Law and Order Code. The appointment shall commence on the passage of tribal resolutions by the full Colville Business Council. The Chairman or designee shall have the authority to sign any and all pertinent documents related to this matter.	7 FOR (PT, NS, DB, SZ, JS, AB, SC) 0 AGAINST 0 ABSTAINED
2023-726.l&j.m&b	To approve the BIA/OJS contract to house Tribal member inmates in the Colville Tribal Correctional Facility (CTCF). The CTCF shall receive \$70.00 per day/ per inmate not to exceed 10 inmates. The period of performance shall be from September 1, 2023 through August 31, 2028. No tribal dollars will be expended. The Chairman or designee to sign all pertaining documents.	5 FOR (PT, NS, DB, JS, SC) 2 AGAINST (SZ, AB) 0 ABSTAINED
2023-727.l&j.m&b	CONFIDENTIAL	7 FOR (PT, NS, DB, SZ, JS, AB, SC) 0 AGAINST 0 ABSTAINED
2023-728.l&j	To authorize the signing of this contract with the Washington State Military Department. The Colville Tribes Public Safety Department will use WebEOC software and database at a Tier 2 Level. The Colville Tribes will create our own incidents for managing natural disasters and other emergency incidents. WebEOC is used to order resources, documentation purposes to assist in reimbursement requirements, request assistance to other jurisdictions, for situation awareness, and to track progress of emergency relief efforts. No cost to the Tribe to use this program. Chairman or designee is authorized to sign all pertinent documents.	7 FOR (PT, NS, DB, SZ, JS, AB, SC) 0 AGAINST 0 ABSTAINED