



COLVILLE CONFEDERATED TRIBES COLVILLE BUSINESS COUNCIL

Special Session

December 6th, 2018

Resolution Index

Condensed by, Naomi Yazzie, Executive Office Assistant

Present: Rodney Cawston, Jack Ferguson, Richard Swan Sr., Andrea George, Janet Nicholson, Norma Sanchez, Joseph Somday, Marvin Kheel, Joel Boyd (*present @ 1:08pm*), Richard Moses

Delegation: Andy Joseph Jr., Karen Condon, Susie Allen, Margie Hutchinson

Resolution No.	Condensed Recommendation Information	Colville Business Council Vote Tally
2018-752.m&b 10-Signature	CONFIDENTIAL	10 FOR (JF, JB, MK, RM, AJ, MS, JN, AG, SA, RC) 0 AGAINST 0 ABSTAINED Rationale: Timelines
2018-753.l&j 10-Signature	CONFIDENTIAL	10 FOR (JF, MK, AJ, JS, JN, AG, MH, RS, NS, RM) 0 AGAINST 0 ABSTAINED Rationale: Timelines
2018-754.hhs 10-Signature	To accept the FY2019 Annual Funding Agreement (AFA). Chair or designee authorized to sign all pertinent documents.	10 FOR (AJ, SA, AG, JN, NS, JB, MH, JS, JF, RS) 0 AGAINST 0 ABSTAINED Rationale: Timelines
2018-755.m&b.hhs 10-Signature	To accept the Backlog of Essential Maintenance, Alteration and Repair (BEMAR) Project No. PO8CB677C6 in the amount of \$169,380.00. Chair or designee authorized to sign all pertinent documents.	10 FOR (JF, JS, NS, AJ, RS, JN, MK, RC, MH, AG) 0 AGAINST 0 ABSTAINED Rationale: Timelines
2018-756.e&e.m&b 10-Signature	To approve the attached contract for Nicole Kuhn as Paschal Sherman Indian School Success for All Teacher effective August 23, 2018 through June 11, 2019 in the amount of	10 FOR (NS, AJ, RM, RS, JN, JS, MK, RC, MH, AG) 0 AGAINST

	\$40,760.00. Chair or designee authorized to sign all pertinent documents.	0 ABSTAINED Rationale: Timelines
2018-757.tg 10-Signature	To authorize Council members Margie Hutchinson and Rodney Cawston to submit Interagency Task Force Statement of Interest forms to the Federal Energy Regulatory Commission. Council Member Margie Hutchinson to serve as the delegate. Councilmember Rodney Cawston to serve as the alternate.	10 FOR (MK, JB, NS, RM, SA, KC, AJ, AG, JF, JS) 0 AGAINST 0 ABSTAINED Rationale: Timelines
2018-758.m&b 10-Signature	To approve the Office of Head Start Supplemental Funding application for \$1,645,702 for Omak Facility Construction and Camera and Security Systems in existing Head Start Facilities (Omak, Nespelem, Keller, and Inchelium). Tribal Chairman to sign all pertinent documents.	11 FOR (JF, RM, AJ, KC, AG, NS, JS, JB, RS, SA, MK) 0 AGAINST 0 ABSTAINED Rationale: Timelines
2018-759.m&b 10-Signature	To approve the application for a 5% increase in Office of Head Start Duration funds of \$58,500 and non-federal match funds of \$14,625 to increase full day center based slots from 40% to 45%. Chairman or Designee to sign all pertinent documents.	10 FOR (JF, RM, AJ, KC, AG, NS, JS, JB, RS, MK) 0 AGAINST 0 ABSTAINED Rationale: Timelines
2018-760.hhs.m&b 10-Signature	To approve FY2019 Budget Modification #01. This modification is in accordance to [45 CFR 309] of Title 45 (Public Welfare) for Tribal Child Support (IV-D) program. The Federal share is eighty-percent (80%) and Tribal share is twenty-percent (20%) required match. The Chairman or designee is authorized to sign all documents pertaining to this agreement.	10 FOR (NS, MH, SA, JS, AG, AJ, RM, JB, RC, MK) 0 AGAINST 0 ABSTAINED Rationale: Timelines
2018-761.nrc 10-Signature	To approve change order #1 for Leading Edge Aviation C17-140 adding an additional \$11,130 bringing the total contract value to \$111,867 and adding funding number 461008 and dates remain the same, and authorize the Chairman or his/her designee to sign all pertinent documents. Attached is change order #1.	10 FOR (JS, MK, JF, AJ, RS, NS, JN, RM, SA, RC) 0 AGAINST 0 ABSTAINED Rationale: Timelines
2018-762.nrc 10-Signature	To approve budget modification #1 for 910418 Restore Salmon Creek adding an additional \$232,000 bringing the total contract value to \$861,847 and the contract dates remain the same, and authorizes the Chairman or his/her designee to sign all pertinent documents. Attached is budget mod #1. No Tribal dollars associated.	10 FOR (JS, MK, JF, AJ, RS, NS, JN, RM, SA, RC) 0 AGAINST 0 ABSTAINED Rationale: Timelines
2018-763.nrc 10-Signature	To approve the new full award for 336019 Pacific State Marine Fisheries Commission in the amount of \$87,960 and the dates are from October 1, 2018 to September 30, 2019 and authorize the Chairman or designee to sign all pertinent documents. Attached is the new full award. No Tribal dollars associated.	10 FOR (JS, MK, JF, AJ, RS, NS, JN, RM, SA, RC) 0 AGAINST 0 ABSTAINED Rationale: Timelines

2018-764.hhs 10-Signature	To accept contract 1869-22167 Older American's Act CY18 Amendment #3 in the amount of \$291. This will increase the contract amount total maximum amount of \$165,212. Chair or designee authorized to sign all pertinent documents.	10 FOR (AJ, RS, NS, JN, JS, AG, RM, SA, RC, MK) 0 AGAINST 0 ABSTAINED Rationale: Timelines
2018-765.m&b.tg 10-Signature	CONFIDENTIAL	10 FOR (MK, RM, JB, JF, RS, RC, JS, NS, JN, AG) 0 AGAINST 0 ABSTAINED Rationale: Timelines
2018-766.hhs	To decline transferring buildings 21 and 22 (old I.H.S. clinic and former nurses quarters) to the Confederated Tribes of the Colville Reservation. The Confederated Tribes of the Colville Reservation is asking for the removal of these buildings. Chair or designee is authorized to sign all pertinent documents.	8 FOR (JF, RS, AG, NS, JS, MK, JB, RM) 0 AGAINST 0 ABSTAINED *Out of the Room (JN)
2018-767.hhs.m&b	To approve Contract TRB23699/FUND 540019 and 540020. This is an interagency agreement between the State of Washington Department of Health WIC program and the Colville Confederated Tribes. This contract provides for the following funding. Period 1 January 1, 2019 - September 20, 2019 funding of \$110,080 for the WIC program, funding of \$36,872 for the WIC Breastfeeding Peer Counselor program and funding of \$4,100 for Cascades training. Period 2 October 1, 2019 to September 20, 2020, funding of \$141,000 for the WIC program. Period 3 October 1, 2020 to December 31, 2020, funding of \$35,250 for WIC program. Total amount of this contract is \$327,302. Chairman or designee to sign all documents.	8 FOR (JF, RS, AG, NS, JS, MK, JB, RM) 0 AGAINST 0 ABSTAINED *Out of the Room (JN)
2018-768.tg.rules	CONFIDENTIAL	8 FOR (JF, RS, JN, NS, JS, MK, JB, RM) 1 AGAINST (AG) 0 ABSTAINED
2018-769.tg	To accept the Colville Tribal Relinquishment request of Shannon Marie Brigman on the current Colville Tribal Membership Roll.	9 FOR (JF, RS, AG, JN, NS, JS, MK, JB, RM) 0 AGAINST 0 ABSTAINED
2018-770.e&e	To approve the attached 2018 Employee Policy Manual. This manual will supersede any and all previous Employee Policy Manuals and will be effective upon approval of the full Business Council.	8 FOR (JF, RS, AG, NS, JS, MK, JB, RM) 0 AGAINST 0 ABSTAINED *Out of the Room (JN)

2018-771.nrc	To approve the new award for 312018 Colville Hatchery O&M in the amount of \$1,124,547 and the dates are from December 1, 2018 to November 30, 2019 and authorize the Chairman or his/her designee to sign all pertinent documents. Attached is the new award. No Tribal dollars associated.	8 FOR (JE, RS, AG, NS, JS, MK, JB, RM) 0 AGAINST 0 ABSTAINED *Out of the Room (JN)
2018-772.nrc	To approve the New Award for 311919 Colville Hatchery M&E in the amount of \$635,527 and the dates are from December 1, 2018 to November 30, 2019 and authorize the Chairman or his/her designee to sign all pertinent documents. Attached is the new award. No Tribal dollars associated.	8 FOR (JE, RS, AG, NS, JS, MK, JB, RM) 0 AGAINST 0 ABSTAINED *Out of the Room (JN)
2018-773.nrc	To approve the new full award for Pacific States Marine Fisheries Commission in the amount of \$372,000 and the dates are from December 15, 2018 to June 30, 2019 and authorize the Chairman or designee to sign all pertinent documents. Attached is the new full award. No Tribal dollars associated.	8 FOR (JE, RS, AG, NS, JS, MK, JB, RM) 0 AGAINST 0 ABSTAINED *Out of the Room (JN)
2018-774.nrc	To approve budget modification #12 for 1762 Hatchery Cyclinical Maintenance adding an additional \$73,738 and authorized Chairman or his/her designee to sign all pertinent documents. Attached is the budget mod #12. No Tribal dollars associated.	8 FOR (JE, RS, AG, NS, JS, MK, JB, RM) 0 AGAINST 0 ABSTAINED *Out of the Room (JN)
2018-775.nrc	To approve the attached service line agreement for a distribution line with Okanogan County PUD for Okanogan County parcel #3225170012. The service line is approximately 1,251 feet in length by 20 feet in width. The term of the agreement is 5 years. Compensation is waived for the term of this 5 year agreement. Chairperson or designee has the authority to sign all pertinent documents.	8 FOR (JE, RS, AG, NS, JS, MK, JB, RM) 0 AGAINST 0 ABSTAINED *Out of the Room (JN)
2018-776.nrc	To accept the attached offer for property rights on Ferry County parcel #23411900002402. Compensation will be \$900 for 0.18 acres of land in fee status for right-of-way, and \$800 for 0.54 acres of Temporary Construction Easement. This will accommodate replacement of the Gold Creek bridge crossing on Hwy 21. Chairperson or designee has the authority to sign all pertinent documents.	8 FOR (JE, RS, AG, NS, JS, MK, JB, RM) 0 AGAINST 0 ABSTAINED *Out of the Room (JN)
2018-777.nrc TABLED	Whereas, having reviewed the October 31, 2018, draft Participation Framework between the Columbia Basin Tribes and U.S. Department of State (DOS) regarding U.S.-Canada negotiations to modernize the Columbia River Treaty (CRT), it is the recommendation of the Natural Resources Committee to approve the Framework. The Framework provides a structure for the Tribes to collectively and meaningfully engage with DOS and other members of the U.S. negotiating team in	

	consultation on both policy and technical levels as U.S.-Canada negotiations proceed. Understanding that the draft Framework is subject to final review and potential modification by DOS, this recommendation of approval is with the proviso that the language remain substantively the same after DOS's final review. No signature authority is necessary.	
2018-778.nrc	To approve the grant application for the A&E portion for Nicholson Beach on Omak Lake with the State Recreation and Conservation Office. Match required at 25% = \$31,250.00. Chairman or designee authorized to sign all pertinent documents.	8 FOR (JF, RS, AG, NS, JS, MK, JB, RM) 0 AGAINST 0 ABSTAINED *Out of the Room (JN)
2018-779.nrc	To approve the grant application for the development portion Phase II for the San Poil Boat Launch with the State Recreation and Conservation Office. Match required at 25% = \$213,625. Chairman or designee authorized to sign all pertinent documents.	8 FOR (JF, RS, AG, NS, JS, MK, JB, RM) 0 AGAINST 0 ABSTAINED *Out of the Room (JN)
2018-780.nrc	To support the request for \$72,500.00 from the BIA for invasive species control on the Colville Reservation. Funds will support ongoing control efforts for invasive/noxious weeds on rangeland, pastures, within natural areas and use of biological controls. Chair or designee is authorized to sign all pertinent documents.	8 FOR (JF, RS, AG, NS, JS, MK, JB, RM) 0 AGAINST 0 ABSTAINED *Out of the Room (JN)
2018-781.nrc	To approve and accept amendment to Vaagen Brothers Lumber Incorporation, Revocable Use Permit, Historical Permit #FY16-0002 and CCT Resolution 2016-444, need to correct legal description 101-T4502. Remove Legal Description for Tribal Tract 101-T4502-Township 33, Range 36. Add Legal Description for Tribal Tract 101-T4502-Township 34N, Range 29E, Tribal Tracts described as: 101-T4499: The E-½ NE ¼, NW ¼ NW-¼, SW-¼ SW-¼, S-½ SE-¼, and the NE-¼ SE-¼ of Section 11, Township 34 N, Range 29 E, Willamette Meridian, Okanogan County, Washington, containing 280.00 acres, more or less. Total Tract Acres: 280.00 (An existing road within Tribal Tract 101-T4499, approximately 2044 feet long, 30 feet wide, containing approximately 1.4 acres). 101-T4502: the E-½, SE-¼ NW-¼, and the SW-¼ of Section 14, Township 34 N, Range 29 E, Willamette Meridian, Okanogan County, Washington, containing 520.00 acres, more or less. Total Tract acres: 520.000 (An existing road within Tribal Tract 101-T4502, approximately, 9032 ft. long, 30 ft. wide, containing approximately 6.2 acres). All terms and conditions will remain the same. Chairman or designee has authority to sign all pertinent documents.	8 FOR (JF, RS, AG, NS, JS, MK, JB, RM) 0 AGAINST 0 ABSTAINED *Out of the Room (JN)
2018-782.nrc	To approve for Revocable Road Use Permit to begin 36 months	8 FOR (JF, RS, AG, NS, JS,

	<p>starting date of approval, forest management to hauling logs, equipment and forest products. Contractor agrees to: (1) Reciprocal road use of Aluvus fee lands, and (2) to comply with all Laws & Regulations of the Colville Tribe during harvest operations on trust lands. (3) to Improve and maintain Colville Tribes forest roads. Project will go over and across the following tribal tracts, allotment and allotments where the Colville Confederated Tribes holds a fractionated interest described as: 101-1316: The E-½ SW-¼ of Section 26, Township 33 N, Range 36 E, Willamette Meridian, Ferry County, Washington, containing 80.00 acres, more or less. Total tract acres: 80.000 CCT fractionated 71.4286% 101-T1439: SE-¼ SE-¼ of Section 22, S-½ SW ¼ and the SW-¼ SE-¼ of Section 23, Township 33 N, Range 36 E, Ferry County, Washington, containing 120.00 acres, more or less. Total Tract acres: 120.000. 101-T1359: The N-½ SW-¼ and the NW-¼ SE-¼ of Section 23, Township 33 N, Range 36 E, Willamette Meridian, Ferry County, Washington, containing 120.00 acres, more or less. Total Tract acres: 120.000 Terms and conditions. : Reciprocal Use of Roads CCT Trust/Aluvus Fee Lands 2,655'x30' or 0.06095041 Acres Fees: \$waivered. Duration: Thirty-six months upon approval Chairman or designee has authority to sign all pertinent documents.</p>	<p>MK, JB, RM)</p> <p>0 AGAINST</p> <p>0 ABSTAINED</p> <p>*Out of the Room (JN)</p>
2018-783.nrc	<p>To amend resolution 2015-72 to change term from \$3,000.00 per annum to 1/3 per crop share per year. All terms and conditions remain the same. Chairman or designee has authority to sign all pertinent documents.</p>	<p>8 FOR (JF, RS, AG, NS, JS, MK, JB, RM)</p> <p>0 AGAINST</p> <p>0 ABSTAINED</p> <p>*Out of the Room (JN)</p>
2018-784.nrc	<p>To rescind resolution 2016-526 in its entirety. Chairman or designee has authority to sign all pertinent documents.</p>	<p>7 FOR (JF, RS, NS, JS, MK, JB, RM)</p> <p>0 AGAINST</p> <p>1 ABSTAINED (AG)</p> <p>*Out of the Room (JN)</p>
2018-785.nrc	<p>To approve Fauna Ferguson, Colville Tribal Member, to purchase 101-T5780 per Resolution 2018-524, 2017-717. 2016-632 and 2015-436. At the offer of \$20,000.00, with \$4,250.00 lease monies applied to purchase price with a difference of \$15,750.00 owed to Colville Confederated Tribes. The property is described as: 101-T5780: the N-½ of lot 6, Block A, Coulee Dam Irrigation Cooperative Tracts, as per plat thereof recorded in book "E" of plats, page 34, records of the auditor of Okanogan County, Washington, less that portion conveyed to the State of Washington for highway purposes by deed recorded in Book</p>	<p>5 FOR (RS, NS, JS, JB, RM)</p> <p>1 AGAINST (AG)</p> <p>2 ABSTAINED (JF, MK)</p> <p>*Out of the Room (JN)</p>

	147 of Deeds, Page 194, Section 20, Township 29 N, Range 31 E, Willamette Meridian, containing 0.81 acres, more or less. Chairman or designee has authority to sign all pertinent documents.	
2018-786.nrc	To approve DWK Fowler Construction Contract in the amount of One Hundred Seventy-One Thousand, Three Hundred Seventy-Seven Dollars and No Cents (\$171,377.00) to renovate the Mount Tolman Fire Control building with the funding coming from account 335.63410 Flood 17. Chairman or designee to sign all pertinent documents.	8 FOR (JF, RS, AG, NS, JS, MK, JB, RM) 0 AGAINST 0 ABSTAINED *Out of the Room (JN)
2018-787.cul.m&b	To approve the attached contract modification for the MOU with the Colville Reservation Conservation District. This modification will add \$200,000 for FY 19. Attached is the approved FY 19 tribal budget. Chairperson or designee has the authority to sign all pertinent documents.	8 FOR (JF, RS, AG, NS, JS, MK, JB, RM) 0 AGAINST 0 ABSTAINED *Out of the Room (JN)
2018-788.cul.m&b	To approve the purchase of Okanogan County Parcels 3026212005, 3026223003, 3026280003, 3026330023, 3026330024, 3026330025 containing 996.1 acres for \$300.17/ac from tribal account #550. Total purchase price will be \$299,000 plus closing costs negotiated with seller. Chair or designee authorized to sign all pertinent documents.	8 FOR (JF, RS, AG, NS, JS, MK, JB, RM) 0 AGAINST 0 ABSTAINED *Out of the Room (JN)
2018-789.cul.m&b	To approve the contract change order for Avant Energy, increasing the contract amount by \$50,000. Funding for this contract change was approved in the FY19 budget, and will continue the formation of Colville Tribal Utility Corporation. Chairperson or designee has the authority to sign all pertinent documents.	8 FOR (JF, RS, AG, NS, JS, MK, JB, RM) 0 AGAINST 0 ABSTAINED *Out of the Room (JN)
2018-790.cul.m&b	To approve the contract change order for Lonnie Cawston's employment contract. This change will extend the contract an additional 6 months, with a new contract end date of June 30, 2019. All terms and conditions of the contract remain the same. Chairperson or designee has the authority to sign all pertinent documents.	8 FOR (JF, RS, AG, NS, JS, MK, JB, RM) 0 AGAINST 0 ABSTAINED *Out of the Room (JN)
2018-791.cul.m&b	To amend Resolution 2018-567 to add language to include "revision of the Colville Tribal Organizational Chart per M&B Committee consensus during the budget presentation. This revision will include moving Social Services, Children & Family Services, and Child Support under the Health & Human Services Division. Move the Tribal Department of Transportation under the Natural Resources Division".	8 FOR (JF, RS, AG, NS, JS, MK, JB, RM) 0 AGAINST 0 ABSTAINED *Out of the Room (JN)
2018-792.cdc	To approve the Contract Change Order No. 1 for Cates & Erb for additional dollars and date of contract to end May 31, 2018. A change order for Okanogan PUD to perform tree trimming & dispose of, reroute fiber, sand bedding, power pole conduit & Power line installation. Contract not to exceed \$1,441,119.00	8 FOR (JF, RS, AG, NS, JS, MK, JB, RM) 0 AGAINST 0 ABSTAINED

	dollars. Chairman or designee to sign all pertinent documents.	*Out of the Room (JN)
2018-793.cdc	To approve the Cates & Erb, Inc. to finish construction of the roadway, parking lot and side-walks for the Keller Community Center located near Keller, WA. Time and material not to exceed \$169,037.91. No Tribal dollars. Modification to the contract amends completion date of project with contract close out to 09-30-19, ties project close out to the 638 contract award. Time and material not to exceed \$169,037.91. Chairman or designee to sign all pertinent documents.	8 FOR (JF, RS, AG, NS, JS, MK, JB, RM) 0 AGAINST 0 ABSTAINED *Out of the Room (JN)
2018-794.cdc	To approve that CCT DOT seek Fast Act (Section 1123) grant funding for the Omak Bridge Replacement Study (Route 3735 in RIFDS), Land Survey, Geo-technical-study, and Design-Build/Construction funding. Chairman or designee to sign all pertinent documents.	8 FOR (JF, RS, AG, NS, JS, MK, JB, RM) 0 AGAINST 0 ABSTAINED *Out of the Room (JN)
2018-795.cdc	To authorize formation of a 501©3 and approve the attached the Articles of Incorporation. Chair or designee approved to sign all pertinent documents.	8 FOR (JF, RS, AG, NS, JS, MK, JB, RM) 0 AGAINST 0 ABSTAINED *Out of the Room (JN)