



COLVILLE CONFEDERATED TRIBES COLVILLE BUSINESS COUNCIL

December 19th, 2013

Resolution Index

Condensed by, Trisha Jack, CBC Recording Secretary

Council Members Present: Michael O. Finley, Joseph Somday, Andy Joseph Jr., William Nicholson II, Ricky Gabriel (*present at 9:13am*), Ernest Brooks III, Nancy Johnson, Jim Boyd, Allen Hammond and Jack W. Ferguson

Delegation/Absent: John E. Sirois, Benny Marchand Jr. and N. Lynn Palmanteer-Holder

Resolution No.	Condensed Recommendation Information	Colville Business Council Vote Tally
10-Signature 2013-919.hhs/m&b	To approve an amount of \$10,000 to added to the Donable Foods Program budget to purchase 350 turkeys and food vouchers for the 2013 Christmas Holiday to be given out to Indian families in need living on and near the Colville Indian Reservation. Turkeys will be purchased from the Nespelem Trading Post and vouchers will be used at Reservation Stores and Gene's Harvest Foods in Omak. (Emergency 10 affirmative signature required) Funds to be taken from Columbia River Initiative.	10 FOR (AJ, JB, SS, JSOMDAY, BM, NJ, AH, EB, LPH, JSIROIS) 0 AGAINST 0 ABSTAINED *Rationale: Timelines
2013-920.nrc	To select an alternative proposed by the 3P team for the 21 Mile Logging Unit. The project encompasses approximately 27,995 acres of which 4,254 of tribal trust acres are scheduled for treatment this entry. The recommended alternative emphasizes treatment of forest health problems and vegetation manipulation in accordance with the Colville Tribes Integrated Resource Management Plan. With an estimated volume of 25 MBF to be harvested of which 20% (5MBF) is Ponderosa Pine, 50% (12.5 MBF) is Douglas Fir/Western Larch, and 30% (7.5 MBF) is White Fir & Other Species. Logging methods shall be as follows: 22% (932.64 ac.) cable logging, 78% (3,321.36 ac.) tractor logging. Chairman or designee has the authority to sign all pertinent documents.	8 FOR (WN, AJ, JSOMDAY, JF, RG, JB, NJ, AH) 0 AGAINST 0 ABSTAINED *Out of the Room (EB)
2013-921.hhs	To authorize the Chairman of the Colville Business Council to declare a state of emergency on the Colville Reservation in response to the continued lack of adequate healthcare being provided by the Indian Health Service (I.H.S.). The under-resourced health care system has resulted in sever staff shortages and/or misdistribution of health personnel. The lack of response by I.H.S. to inequitable staffing issue continues to put the lives of Tribal member at unnecessary risk and has made the most basic healthcare for the Indian residents of our reservation unattainable. Chairman or designee is authorized to sign all pertinent documents and	8 FOR (EB, WN, AJ, JSOMDAY, JF, JB, NJ, AH) 0 AGAINST 0 ABSTAINED

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	correspondence requesting adequate support, response, and healthcare from I.H.S. and any other agency, entity, or individual that will address this life-and-death situation.	
2013-922.hhs	To approve Amendment No. 01 to Contract 1269-63927 CDSME. All other terms and conditions of this Contract remain in full force and effect.	9 FOR (EB, WN, AJ, JSOMDAY, JF, RG, JB, NJ, AH) 0 AGAINST 0 ABSTAINED
2013-923.hhs	To approve the FY 2014 State of Washington, Department of Health, Tribal Public Health Emergency Preparedness and Response Contract #N20223 in the amount of \$50,955.00 effective July 1, 2013 to June 30, 2014. No tribal dollars associated. Chairman or his/her designee authorized to sign all pertinent documents.	9 FOR (EB, WN, AJ, JSOMDAY, JF, RG, JB, NJ, AH) 0 AGAINST 0 ABSTAINED
2013-924.hhs	To approve the Indian Nation Program Agreement by and between the State of Washington Department of Social & Health Services and the Confederated Tribes of the Colville Reservation for the purpose of read-only, web based secured access to the Automated Client Eligibility System (ACES), Support Enforcement Management System (SEMS), and Employment Security Department (ESA) Data for case management. The renewal agreement end date is January 31st, 2017. The Chairman or designee is authorized to sign all documents pertaining to this agreement.	9 FOR (EB, WN, AJ, JSOMDAY, JF, RG, JB, NJ, AH) 0 AGAINST 0 ABSTAINED
2013-925.hhs/m&b	To adopt the Nespelem Charter Cub/Boy Scout Pack #25. This agreement commits the Colville Business Council to have signatory responsibility, to include registration and a \$40.00 annual charter fee. Chair or his/her designee to sign all documents.	9 FOR (EB, WN, AJ, JSOMDAY, JF, RG, JB, NJ, AH) 0 AGAINST 0 ABSTAINED
2013-926.m&b	To approve the resolution of the retirement committee in which recommends to adopt the Confederated Tribes of the Colville Reservation Retirement Plan, effective January 1, 2013; authorizes a representative to deliver and executed copy of the Plan to the Trustee; and authorizes a representative to take necessary steps to effectuate the foraging resolutions. Chairman or designee to sign all pertinent documents.	9 FOR (EB, WN, AJ, JSOMDAY, JF, RG, JB, NJ, AH) 0 AGAINST 0 ABSTAINED
2013-927.m&b	<p>To approve that three million dollars (\$3,000,000.00) of funding be immediately appropriated for clean-up of the Inchelium wood treatment facility with funds to be derived from the Restoration Fund and repaid with the Clean Up Fund over a period of ten years as outlined in the attached financial projections. Funds to be allocated to the Environmental Trust Department.</p> <p>WHEREAS, in accordance with the attached financial projections it is the understand of the Management & Budget Committee that three million dollars of funding is potentially available for clean-up of the Inchelium Wood Treatment facility with the funds to be derived from the Qwam Qwmp't' Restoration funds; and</p> <p>WHEREAS, it is the understanding of the Management & Budget Committee that the money allocated for the Clean</p>	8 FOR (EB, WN, AJ, JSOMDAY, RG, JB, NJ, AH) 0 AGAINST 1 ABSTAINED (JF)

	Up of contaminated sites by Resolution 2013-331 could be used to repay the three million dollars over a period of ten years (10) with 2.5% interest, to ensure that the budget for the Restoration funds remains unchanged. Chairman or his designee is authorized to sign any related documents.	
2013-928.m&b	To approve the attached proposal for the Chairman's signature to renew CIPP Property Insurance with Conover for \$68,479.00; and WHEREAS, the Colville Tribal Federal Corporation previously insured CIPP Property with Conover; and WHEREAS, the Tribes intend to cover the CIPP Property under their insurance policy to cover approximately \$17.5 million for the CIPP Property; and THEREFORE BE IT RESOLVED, that we, the Colville Business Council do hereby approve the attached insurance proposal with Conover for \$68,479.00 for CIPP Property Insurance from December 1, 2013 to June 5, 2014 for the Chairman or designee's signature as well as any other pertinent documents.	9 FOR (EB, WN, AJ, JSOMDAY, JF, RG, JB, NJ, AH) 0 AGAINST 0 ABSTAINED
2013-929.m&b/cdc	To approve opening a Key Bank Account for the Chief Joseph Longhouse Rebuilding Fund. This fund will be overseen by the Tribe's Accounting Department. This will allow donations to the fund to be considered non-profit. Once the Chief Joseph Longhouse Rebuilding Committee has a re-instated their 501c3 Status for the sole purpose of rebuilding the Nez Perce Longhouse in Nespelem, WA. The Chairman or designee is authorized to sign relevant documents.	9 FOR (EB, WN, AJ, JSOMDAY, JF, RG, JB, NJ, AH) 0 AGAINST 0 ABSTAINED
2013-930.tg	To accept the Colville Tribal Relinquishment of Joseph Allen Delacruz, on the current Colville Tribal Membership Roll.	9 FOR (EB, WN, AJ, JSOMDAY, JF, RG, JB, NJ, AH) 0 AGAINST 0 ABSTAINED
2013-931.tg	To accept the Colville Tribal Relinquishment of Tracy Adele Lewis, on the current Colville Tribal Membership Roll.	9 FOR (EB, WN, AJ, JSOMDAY, JF, RG, JB, NJ, AH) 0 AGAINST 0 ABSTAINED
2013-932.e&e	To approve a Contract with Council for Tribal Employment Rights (CTER) in the amount of \$80,000.00 for NCCI training to conduct a three part 100 hour remodeling/rehab/emergency repair for tribal members to enhance their job skills. This authorizes the Chairman or designee to sign documents related to this matter.	9 FOR (EB, WN, AJ, JSOMDAY, JF, RG, JB, NJ, AH) 0 AGAINST 0 ABSTAINED
2013-933.nrc	To approve the attached budget modification #10 to 312210 Chief Joseph Hatchery Planning and Design for a date extension to September 30, 2014 and the Chairman or his/her designee authorized to sign all pertinent documents. Attached is the budget mod #10 and no tribal dollars associated.	9 FOR (EB, WN, AJ, JSOMDAY, JF, RG, JB, NJ, AH) 0 AGAINST 0 ABSTAINED
2013-934.nrc	To approve the new full award for Pacific State Marine Fisheries Commission in the amount of \$90,000, and the dates are from October 1, 2013 to September 30, 2014 and	9 FOR (EB, WN, AJ, JSOMDAY, JF, RG, JB, NJ, AH) 0 AGAINST

	authorize the Chairman or his/her designee to sign all pertinent documents. Attach is the new full award. No Tribal dollars associated.	0 ABSTAINED
2013-935.nrc	To approve the budget modification #3 Omak Creek adding an additional \$47,177 bringing the total contract value to \$624,401. Dates remain the same and authorize the Chairman or his/her designee to sign all pertinent documents. Attach is budget mod #3. No tribal dollars associated.	9 FOR (EB, WN, AJ, JSOMDAY, JF, RG, JB, NJ, AH) 0 AGAINST 0 ABSTAINED
2013-936.nrc	To approve the new full award for 310014 Chief Joseph Kokanee Project in the amount of \$777,340, and the dates are from January 1, 2014 to December 31, 2014 and authorize the Chairman or his/her designee to sign all pertinent documents.. Attach is the new full award. No tribal dollars associated.	9 FOR (EB, WN, AJ, JSOMDAY, JF, RG, JB, NJ, AH) 0 AGAINST 0 ABSTAINED
2013-937.nrc	To approve the new full award for 321514 White Sturgeon Enhancement in the amount of \$688,935, and the dates are from December 1, 2013 to November 30, 2014 and authorize the Chairman or his/her designee to sign all pertinent documents. Attach is the new full award. No tribal dollars associated.	9 FOR (EB, WN, AJ, JSOMDAY, JF, RG, JB, NJ, AH) 0 AGAINST 0 ABSTAINED
2013-938.nrc	To approve the new full award for 312013 Colville Hatchery O&M in the amount of \$1,482,564, and the dates are from December 1, 2013 to November 30, 2014 and authorize the Chairman or his/her designee to sign all pertinent documents. Attach is the new full award. No tribal dollars associated.	9 FOR (EB, WN, AJ, JSOMDAY, JF, RG, JB, NJ, AH) 0 AGAINST 0 ABSTAINED
2013-939.nrc	To approve the new full award for 321014 Joint Stock Assessment in the amount of \$76,000, and the dates are from March 1, 2014 to February 28, 2015 and authorize the Chairman or his/her designee to sign all pertinent documents. Attach is the new full award. No tribal dollars associated.	9 FOR (EB, WN, AJ, JSOMDAY, JF, RG, JB, NJ, AH) 0 AGAINST 0 ABSTAINED
2013-940.nrc	To approve the budget modification #2 FFSA adding an additional \$36,291 bringing the total contract value to \$108,872, and date extension to December 31, 2013 and authorize the Chairman or his/her designee to sign all pertinent documents. Attach is budget mod #2. No Tribal Dollars associated.	9 FOR (EB, WN, AJ, JSOMDAY, JF, RG, JB, NJ, AH) 0 AGAINST 0 ABSTAINED
2013-941.nrc	To approve the Fish & Wildlife Organizational Charts with charges. Chair or designee is authorized to sign all pertinent documents.	9 FOR (EB, WN, AJ, JSOMDAY, JF, RG, JB, NJ, AH) 0 AGAINST 0 ABSTAINED
2013-942.nrc	To approve the Forestry paint order with True Survey Supply, Inc. in the amount \$89,581.60. This purchase is for acquiring paint to be used within the forestry department for Pre-Timber Sale activities. No tribal dollars used in funding this requisition. Chairperson or designee has the authority to sign all pertinent documents.	9 FOR (EB, WN, AJ, JSOMDAY, JF, RG, JB, NJ, AH) 0 AGAINST 0 ABSTAINED
2013-943.nrc	To amend rental compensation amount to \$750.00 per year, per the Fair Market Rental Value dated March 20, 2013	9 FOR (EB, WN, AJ, JSOMDAY, JF, RG, JB, NJ, AH)

	<p>(attached) on undeveloped home site. The original home site Ms. Orr selected was developed and the Bureau of Indian Affairs relocated her to an undeveloped home site due to availability. The Tribal Tract No. 101-T233-A (por) described as:</p> <p>A portion south of Highway 155, the E1/2NE1/4SW1/4NW1/4 of Section 18, Township 33 North, Range 29 East, Willamette Meridian, Okanogan County, Washington, containing 5.00 acres more or less.</p> <p>All terms remain the same. Chairman or designee has authority to sign all pertinent documents.</p>	<p>0 AGAINST</p> <p>0 ABSTAINED</p>
2013-944.nrc	<p>To approve and accept Bonnie (Best) Harris lease application for a Home Site Lease for Colville Tribal Tract No. 101-T4180 (por) described as:</p> <p>Located east of Columbia/Omak Lake Road in the NW1/4NW1/4SW1/4, Section 19, Township 31 North, Range 28 East, Willamette Meridian, Okanogan County, Washington, containing 5.0 acres, more or less.</p> <p>TERM: 25 years, from date of approval; option of 25 year renewal upon good standing Compensation: \$250.00 per annum, subject to Fair Market Rental Value. Bond: \$250.00 (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>	<p>9 FOR (EB, WN, AJ, JSOMDAY, JF, RG, JB, NJ, AH)</p> <p>0 AGAINST</p> <p>0 ABSTAINED</p>
2013-945.nrc	<p>WHEREAS, the Confederated Tribes of the Colville Reservation since before establishment of the United States have possessed, exercised, and retained the inherent sovereign authority to administer, manage, use, preserve, protect, and regulate tribal property for the general welfare of their members and to set aside land for tribal development and other governmental purposes; and</p> <p>WHEREAS, such customs and traditions are reflected in part but not wholly in the Tribes' Constitution and Code, and applying, honoring, and implementing such customs and traditions is vital to promote the welfare of the tribal community and to improve the economic condition of the Tribes; and</p> <p>WHEREAS, Colville Tribal Federal Corporation ("CTFC") is wholly owned by the Tribes and serves to promote the economic development of the Tribes and to enable the Tribes to develop their resources for the benefit of the people of the Colville Indian Reservation; and</p> <p>WHEREAS, an assignment of land by the Tribes under their customary and traditional law to CTFC or an affiliate or subsidiary thereof, including without limitation Cotriga, LLC, constitutes an exercise of the Tribes' inherent sovereign authority to set aside the Tribes' land for tribal</p>	<p>9 FOR (EB, WN, AJ, JSOMDAY, JF, RG, JB, NJ, AH)</p> <p>0 AGAINST</p> <p>0 ABSTAINED</p>

	<p>development and other governmental purposes, and does not require is not subject to any federal approval requirement; and</p> <p>WHEREAS, it is the recommendation of the Management & Budget Committee to approve the Tribes' issuance of the attached land assignment to Cotriga, LLC to use for development and other governmental purposes certain land in Omak, Washington, commonly known as the Delfield Property, Tribal Tracts 101-T5805 and 101-T101-40 in its entirety.</p> <p>THEREFORE, BE IT RESOLVED, that we, the Colville Business Council, do hereby approve the above recommendation of the Management & Budget Committee; and</p> <p>BE IT FURTHER RESOLVED, that the Colville Business Council hereby approves and issues a land assignment to Cotriga, LLC for the Delfield Property, and hereby authorizes and directs its Chairman to execute the attached land assignment on behalf of the Tribes; and</p> <p>BE IT FURTHER RESOLVED that the Colville Business council hereby authorizes and directs tribal official, staff, and attorneys to take any and all necessary actions to implement this Resolution.</p>	
2013-946.cul	To approve the Tribal Historic Preservation Officer to re-sign the Federal Columbia River Power System's Systemwide Programmatic Agreement for managing cultural resources in compliance with Section 106 of the National Historic Preservation Act. This is done with the full understanding that the Army Corps of Engineers, Bureau of Reclamation, and the Bonneville Power Administration, in a joint letter dated June 3, 2013, fully accept the guidance of the Advisory Council on Historic Preservation, as detailed in a letter from Reid Nelson dated October 1, 2012, on implementation of the Systemwide Programmatic Agreement. Chairman or his designee is authorized to sign all documents. No tribal dollars.	<p>9 FOR (EB, WN, AJ, JSOMDAY, JF, RG, JB, NJ, AH)</p> <p>0 AGAINST</p> <p>0 ABSTAINED</p>
2013-947.l&j/m&b	To renew the Contract for Hobbs Straus Dean & Walker for work related to PL-638 contracting matters and such other matters as may be assigned, including contract support costs, claims and carbon sequestration issues as authorized by the Colville Business Council. Amount is requested in FY 2014 Budget. Chair or designee to sign all pertinent documents.	<p>9 FOR (EB, WN, AJ, JSOMDAY, JF, RG, JB, NJ, AH)</p> <p>0 AGAINST</p> <p>0 ABSTAINED</p>
TABLED 2013-948.tg	To approve \$5,000.00 to Joseph A. Pakootas running for Washington State 5 th District Congressional Representative. Funds will come from the Colville Business Council line item Political Contributions. Chairman or designee to sign all pertinent documents.	