



COLVILLE CONFEDERATED TRIBES COLVILLE BUSINESS COUNCIL

Special Session December 20th, 2018 Resolution Index

Condensed by, Naomi Yazzie, Executive Office Assistant

Present: Andy Joseph Jr., Karen Condon, Jack Ferguson, Richard Swan Sr., Susie Allen, Andrea George, Margie Hutchinson, Norma Sanchez, Joseph Somday, Joel Boyd

Delegation/Leave: Rodney Cawston, Janet Nicholson, Marvin Kheel, Richard Moses

Resolution No.	Condensed Recommendation Information	Colville Business Council Vote Tally
2018-796.l&j 10-Signature	To approve and submit to FEMA Region X the Tribe's Multi-Hazard Mitigation Plan, dated December 2018, so that the Tribe will: be eligible to receive FEMA disaster funding for the 2018 Okanogan River flooding (disaster declaration FEMA-4384-DR-CTCR; and be eligible to apply for and receive FEMA hazard mitigation grants. The Chairman or designee is authorized to sign all pertinent documents.	10 FOR (JB, NS, JF, RC, MH, RS, RM, MK, JN, AJ) 0 AGAINST 0 ABSTAINED Rationale: Timelines
2018-797.e&e 10-Signature	To review and approve Colville Confederated Tribes Head Start Incentive Plan. Policy Council approved 01/10/2018. Policy Council approval attached.	10 FOR (JB, RM, NS, KC, JS, AJ, SA, MK, JN, AG) 0 AGAINST 0 ABSTAINED Rationale: Timelines
2018-798.e&e.m&b 10-Signature	To approve the contract for Tatianna Abrahamson as Paschal Sherman Indian School Sixth Grade Teacher effective August 22, 2018 through June 12, 2019 in the amount of \$42,370.00. Chairman or designee to sign all pertinent documents.	10 FOR (JB, NS, RM, KC, JS, AJ, SA, MK, JN, AG) 0 AGAINST 0 ABSTAINED Rationale: Timelines
2018-799.m&b.tg 10-Signature	To approve a two-thousand dollar (\$2,000.00) donation to the Union Gospel Mission.	10 FOR (JF, NS, JN, JB, AG, MK, SA, RM, AJ, JS) 0 AGAINST 0 ABSTAINED Rationale: Timelines
2018-800.hhs	Health & Human Services Committee to sign on in support of a brief being prepared by the Native American Rights Fund to defend the Indian Child Welfare Act (ICWA). The Chair or	9 FOR (KC, JF, RS, SA, AG, MH, NS, JS, JB) 0 AGAINST

	designee is to send an appropriate e-mail of support and sign all pertinent documents.	0 ABSTAINED
2018-801.m&b	To accept the 2017 Flooding Claim Number 75002906 Proof of Loss in the amount of \$99,913.23 for Mount Tolman Forestry Building (#49-1) and to authorize the Chairman or his designee the authority to sign all pertaining documents.	9 FOR (KC, JF, RS, SA, AG, MH, NS, JS, JB) 0 AGAINST 0 ABSTAINED
2018-802.m&b	To approve Centralized Medical Billing attached Budget Modification. Chairman or designee to sign all pertinent documents.	9 FOR (KC, JF, RS, SA, AG, MH, NS, JS, JB) 0 AGAINST 0 ABSTAINED
2018-803.m&b	To approve budget modification for fiscal year 2019 in the total amount of \$337,517 from TANF MOA funds and Wenatchee Valley College revenue funds. Chairman or designee authorized to sign all pertinent documents.	9 FOR (KC, JF, RS, SA, AG, MH, NS, JS, JB) 0 AGAINST 0 ABSTAINED
2018-804.m&b.e&c	To approve the transfer of funds in the amount of \$325,000 from account number 471.63410 to account number 671.63410 for needed repairs at the Community Center(s). Chairman and/or designee to sign all pertinent documents.	9 FOR (KC, JF, RS, SA, AG, MH, NS, JS, JB) 0 AGAINST 0 ABSTAINED
2018-805.m&b	To approve DSHS Contract #1869-42162 between DSHS and Colville Confederated Tribes AAOA. This Contract is Medicare Improvements for Patients and Providers Act (MIPPA) for beneficiary Outreach and Assistance for \$532. The Chairman or Designee is authorized to sign all pertinent documents.	9 FOR (KC, JF, RS, SA, AG, MH, NS, JS, JB) 0 AGAINST 0 ABSTAINED
2018-806.m&b	To support the nomination of Tiffany Circle to serve as the Affiliated Tribes of the Northwest Indians (ATNI) Telecom & Energy Subcommittee co-chair with travel expenditures for her necessary travel in this position to be paid out of the IT budget. Chairman or designee to sign all pertinent documents.	9 FOR (KC, JF, RS, SA, AG, MH, NS, JS, JB) 0 AGAINST 0 ABSTAINED
2018-807.m&b	To approve the attached 2019 Indirect Cost Rate proposal to be submitted to the National Business Center. The Chairman or designee has authority to sign all pertinent documents.	9 FOR (KC, JF, RS, SA, AG, MH, NS, JS, JB) 0 AGAINST 0 ABSTAINED
2018-808.m&b	To approve Appendix 13 - New Mill Fund and Appendix 14 - Scholarship Endowment. Appendix 13 - New Mill Fund will be funded by the negotiated increase over the market price in the Log Supply Agreement (LSA) set to expire in March, 2027. Appendix 14 - Scholarship Endowment will combine the Education - Natural Resources and the Scholarship Endowment Fund. Chair or designee to sign all pertinent documents.	9 FOR (KC, JF, RS, SA, AG, MH, NS, JS, JB) 0 AGAINST 0 ABSTAINED
2018-809.m&b	To approve the attached contract in the amount of \$130,000 to Griffin Publishing, Inc. for Tribal Tribune printing and postage for the remainder of FY19. Funds appropriated in the FY19 Media Services Budget #141. Chairman or designee to sign all	9 FOR (KC, JF, RS, SA, AG, MH, NS, JS, JB) 0 AGAINST

	pertinent documents.	0 ABSTAINED
2018-810.m&b	To approve the following: Worker's Comp Stop Loss Annual Premium and Audit Premium in the amount of \$373,212.00 from account 310.69930. This resolution authorizes the Chairman or designee to sign any documents related to this matter.	9 FOR (KC, JF, RS, SA, AG, MH, NS, JS, JB) 0 AGAINST 0 ABSTAINED
2018-811.m&b	To approve the change order #1 for War Pony Pictures C18-278. Attached is CO#1. No dollars associated. Chair or designee to sign all pertinent documents.	9 FOR (KC, JF, RS, SA, AG, MH, NS, JS, JB) 0 AGAINST 0 ABSTAINED
2018-812.tg	To appoint Richard Swan Sr., as the delegate for the Washington Indian Gaming Association with Joel Boyd and Jack Ferguson and any Colville Business Council as alternates. This recommendation will supersede all previous resolutions for delegations to WIGA. Chair or designee authorized to sign all pertinent documents.	6 FOR (KC, SA, AG, MH, NS, JS) 0 AGAINST 3 ABSTAINED (JF, RS, JB)
2018-813.tg	To approve the 2019 February Elders Quarterly Stipend, from account PL75747012, in the amount of \$350.00 to each eligible tribal member age 55 and older of the Confederated Tribes of the Colville Reservation. Elder Stipend shall be distributed on or before February 4, 2019. Eligibility for the Elder Stipend shall be: age 55, enrolled and living as of midnight of January 2, 2019. The following shall not apply to the 2019 February Elder Stipend: Debt Set-Off Ordinance and Retro Active Payments. Department hold list is due January 2, 2019. The following departmental holds shall be approved for deposit into the tribal members IIM account: <ol style="list-style-type: none"> 1. Social Services (Regular) – Court Order/Voluntary consent for adults. 2. Enrollment – Deceased Elders/Unclaimed Checks past 90 days. 	9 FOR (KC, JF, RS, SA, AG, MH, NS, JS, JB) 0 AGAINST 0 ABSTAINED
2018-814.tg	To approve the following eligibility requirements and deadlines for the 2019 181-D (Grand Coulee Dam) Annual BPA Settlement disbursement from account PL7219709 to be distributed on or before April 1, 2019. Eligibility requirements: must be enrolled and living as of midnight of January 24, 2019; DNA Testing Completed by January 2, 2019; Complete Enrollment Application packet received by January 14, 2019; February 4, 2019 is deadline for the following: Department Hold List, Half-Share forms, Voluntary request, Official Court Orders, and Direct Deposit forms. Emergency Custody Orders will be accepted until the closing of the file and payment shall be held into the minors IIM account. Debt Set-Off Ordinance and Retro Active Payments shall not apply. The following shall be approved for deposit into the tribal members IIM accounts: <ol style="list-style-type: none"> 1. Children & Family Services – Court Orders/voluntary consent for minors and court declared incompetent 	9 FOR (KC, JF, RS, SA, AG, MH, NS, JS, JB) 0 AGAINST 0 ABSTAINED

	<p>adults.</p> <p>2. Social Services (Regular) – Court Orders and voluntary consent for minors and court declared incompetent adults.</p> <p>3. Enrollment Department – Court Orders and voluntary consent for minors and adults/Deceased Members/Custody Orders received after deadline/Unclaimed Checks past 90 days.</p>	
2018-815.e&e	To approve the budget modification to include the unspent funds from FY18 of \$34,499 of the TANF MOA and carried over into the same line items for FY19 total of \$1,079,248.00 for full expenditure. Reimbursed total amount for the 3 year period MOA will remain at the \$2,900,375.00.	<p>9 FOR (KC, JF, RS, SA, AG, MH, NS, JS, JB)</p> <p>0 AGAINST</p> <p>0 ABSTAINED</p>
2018-816.e&e.m&b	To terminate the Interlocal Agreement for Transportation Maintenance between Grand Coulee Dam School District and ECE/Head Start. Chairman or designee to sign all pertinent documents.	<p>9 FOR (KC, JF, RS, SA, AG, MH, NS, JS, JB)</p> <p>0 AGAINST</p> <p>0 ABSTAINED</p>
2018-817.nrc	To approve the new sub Contract for 3217518 Cates & Erb, Inc. in the amount of \$209,303.30 and authorizes the Chairman or his/her designee to sign all pertinent documents. Attached is the Sub Contract and SOW. No Tribal dollars associated.	<p>9 FOR (KC, JF, RS, SA, AG, MH, NS, JS, JB)</p> <p>0 AGAINST</p> <p>0 ABSTAINED</p>
2018-818.nrc	To approve the new full award for 320818 Upper Columbia United Tribes (UCUT) in the amount of \$100,000., dates are from December 1, 2018 to November 30, 2019 and authorizes the Chairman or his/her designee to sign all pertinent documents. Attached is the full contract award. No Tribal dollars associated.	<p>9 FOR (KC, JF, RS, SA, AG, MH, NS, JS, JB)</p> <p>0 AGAINST</p> <p>0 ABSTAINED</p>
2018-819.nrc	To approve budget modification #1 for 313518 Hellsgate Wildlife Mitigation Project adding an additional \$140,550 bringing the total contract value to \$1,701,945 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.	<p>9 FOR (KC, JF, RS, SA, AG, MH, NS, JS, JB)</p> <p>0 AGAINST</p> <p>0 ABSTAINED</p>
2018-820.nrc	To approve new sub contract for 1763 Cates & Erb, Inc. sub-contract in the amount of \$96,000.00 and authorizes the Chairman or his/her designee to sign all pertinent documents. Attached is sub-contract and SOW. No Tribal dollars associated.	<p>9 FOR (KC, JF, RS, SA, AG, MH, NS, JS, JB)</p> <p>0 AGAINST</p> <p>0 ABSTAINED</p>
2018-821.nrc	To approve the BPA Memorialization Memo and authorizes the Chairman or his/her designee to sign all pertinent documents.	<p>9 FOR (KC, JF, RS, SA, AG, MH, NS, JS, JB)</p> <p>0 AGAINST</p> <p>0 ABSTAINED</p>
2018-822.nrc	To approve the attached FY 2019 Forestry Projects (FP) Expenditure Plan lists the expenditures that will be taken from the FP Account (FP0001FR14). These expenditures will be deposited into a special tribal account to be expensed per	<p>9 FOR (KC, JF, RS, SA, AG, MH, NS, JS, JB)</p> <p>0 AGAINST</p>

	reforestation and site preparation requirements for each Timbersale contract. Any balance remaining unused after obligations and Timbersale completion shall be surplussed and deposited to the tribe as additional stumpage. These Special Project Funds will be added to the Tribes FY 19 annual budget through modification. Whereas, it is the recommendation of the Natural Resources Committee to approve the FY 2019 Forestry Projects Expenditure Plan as presented. The Colville Business Council Chairperson or his designee has the authority to sign all pertinent documents.	0 ABSTAINED
2018-823.nrc	To approve the contract with DIVCO to replace the Green House North End Refrigeration System for the freezer section in the amount of \$107,403.00. The Freezer section is where the seedlings that were grown the season prior are stored awaiting planting in the spring. Currently, there are approximately 2.4 million seedlings being stored in the cold storage. These seedlings are worth approximately \$1.03 million dollars and are being utilized for Restoration of mostly North Star fire, Tunk Block, and Devil's Elbow Fire. The funding will come from QQ funds, already allocated for this function. Chairman or designee is authorized to sign all pertinent documents.	9 FOR (KC, JF, RS, SA, AG, MH, NS, JS, JB) 0 AGAINST 0 ABSTAINED
2018-824.nrc	To approve land lease between the City of Omak and the Colville Confederated Tribes for a portion of Section 11, Section 11, Township 34N and Range 26E WM for exclusive use of the premises as an operating base and work center for Fire Suppression Activities, air and ground support of contracted aircraft, and other operations in support of other fire management activities.	9 FOR (KC, JF, RS, SA, AG, MH, NS, JS, JB) 0 AGAINST 0 ABSTAINED
2018-825.nrc	To approve the attached updated camping regulations. These changes will become effective January 1st, 2019. Chair or designee authorized to sign all pertinent documents.	9 FOR (KC, JF, RS, SA, AG, MH, NS, JS, JB) 0 AGAINST 0 ABSTAINED
2018-826.nrc	To approve Shirley Apodaca, Colville Tribal Member, to purchase a portion of 151-TH1003(por) per Resolution 2015-436, and 2016-356 and Resolution 2016-585 at the appraised value, of \$42,500.00, with \$500.00 lease monies applied to purchase price with a difference of \$42,000.00 owed to Colville Confederated Tribes. The property is described as: That portion of Government Lot Eight (8), Section Twelve (12), Township Thirty-nine (39) North, Range Thirty-three (33) East, W.M., described as follows: Beginning at a point within Government Lot Eight (8) from which the quarter corner for Sections 1 and 12 bears N.70°48'52"W, a distance of 1182.30 feet; thence N.89°58'42"E a distance of 391.00 feet, to a point on the ordinary high water line on the left bank of the Kettle River, thence along said ordinary high water line along the following courses and	8 FOR (JF, RS, SA, AG, MH, NS, JS, JB) 0 AGAINST 1 ABSTAINED (KC)

	<p>distances: S.9°28'22" E, a distance of 27.86 feet; thence S.21°38'08" E, a distance of 121.77 feet; thence S.12°43'28" E, a distance of 120.58 feet; thence S.17°42'32" W, a distance of 101.34 feet; thence S.34°39'25" W, a distance of 70.65 feet; thence S.30°38'23" W, a distance of 84.23 feet; thence S.49°42'18" W, a distance of 124.71 feet; thence S.85°23'31" W, a distance of 140.35 feet; thence N.58°30'38" W, a distance of 41.12 feet; thence N.85°05'32" W, a distance of 31.52 feet; thence N.60°58'15" W, a distance of 15.53 feet; thence S.79°14'16" W, a distance of 38.52 feet to a point which bears S.0°01'18"E from the point of beginning; thence N.0°01'18"W, a distance of 552.69 feet, to the point of beginning.</p> <p>TOGETHER with an easement 30 feet in width for ingress, egress and utilities, which runs from the easterly right of way line of State Highway SR-21, thence easterly over and across said Lot 8 to a point on the north line of Tract 151-1003-A as depicted on the CCT Apodaca Home Site Survey recorded on October 18th, 2018 under Ferry County Auditor's File No. 0291156. Situated in Ferry County, Washington.</p> <p>Chairman or designee has authority to sign all pertinent documents.</p>	
2018-827.nrc	To release the attached documents to Nespelem Valley Electric for the purpose of facilitating lease negotiations with regard to the Nespelem substation and any necessary right-of-ways. The Chairman or designee is to sign all pertinent documents.	<p>9 FOR (KC, JF, RS, SA, AG, MH, NS, JS, JB)</p> <p>0 AGAINST</p> <p>0 ABSTAINED</p>
2018-828.nrc	To authorize Realty and the Office of Reservation Attorney to negotiate a lease with Nespelem Valley Electric for the Nespelem substation and any necessary right-of-ways.	<p>9 FOR (KC, JF, RS, SA, AG, MH, NS, JS, JB)</p> <p>0 AGAINST</p> <p>0 ABSTAINED</p>
2018-829.cul	To update and clarify the Tribes' position with respect to the Shell Pearl Hill pumped storage project, initially expressed in 2018-154, as follows: The archaeological sites located on Pearl Hill, north of Bridgeport, WA, are spiritually significant to the Confederated Tribes of the Colville Reservation and are eligible for listing on the National Register of Historic Place as the Pearl Hill Archaeological District. Shell Corporation proposed to develop a pumped storage facility that will have adverse effects on the sites. After additional fieldwork and study, the Tribal Historic Preservation Officer determined that the proposed project will adversely affect the Pearl Hill Archaeological District, and both the State Historic Preservation Officer and Shell Corp. concurred with that determination. Shell currently proposed mitigation measures to minimize and make up for impacts to the sites. The Tribes' sole position is to avoid all adverse impacts to the sites from this proposed project. However, because it has been determined after further review and consideration that localized changes to	<p>9 FOR (KC, JF, RS, SA, AG, MH, NS, JS, JB)</p> <p>0 AGAINST</p> <p>0 ABSTAINED</p>

	the project will not avoid all adverse impacts, the Tribes' official position is opposition to the Pearl Hill project. Emergency Resolution 2018-54 to be superseded by new resolution stating above position.	
2018-830.cul	To amend Resolution 2015-690 and designate the Archivist, Archives & Records Center, as the permanent designee for processing and signing all research permits, in accordance with Chapter 6-6, Research Regulations. For matters that pertain to litigation issues, the designee shall provide the Colville Business Council with an update prior to approval of any research permits. No tribal dollars.	9 FOR (KC, JF, RS, SA, AG, MH, NS, JS, JB) 0 AGAINST 0 ABSTAINED
2018-831.cdc	To approve the following projects, AS PER 25 CFR Part 170: 1) San Poil Day-use Park & Boat Launch be placed into BIA RIFDS inventory & Long Range Transportation Plan (LRTP) 2) Kartar Valley Road be placed into: Tribal Transportation Inventory Plan (TTIP), LRTP & BIA RIFDS. Chairman or designee to sign all pertinent documents.	9 FOR (KC, JF, RS, SA, AG, MH, NS, JS, JB) 0 AGAINST 0 ABSTAINED
2018-832.cdc	To approve the selection of 3 candidates listed below for the Colville Tribal Utility Corporation Board. Based on the interviews conducted, all three candidates have the right experience, education and skills that allows them to support good utility decision-making. Gary Tucci - Two Years, Jason Campbell - Two Years, Brian Clark - Two Years. Chairperson or designee has the authority to sign all pertinent documents.	9 FOR (KC, JF, RS, SA, AG, MH, NS, JS, JB) 0 AGAINST 0 ABSTAINED
2018-833.cdc	To support the request of the Colville Indian Housing Authority to apply for \$500,000 of the 2018 Indian Community Development Block Grant #FY-6200-N-23. These funds will be applied toward modernization and rehabilitation of current CIHA owned housing stock. These funds require an additional \$125,000 match to come from the Indian Housing Block Grant budget as outlined in the 2019 Indian Housing Plan. The 2019 IHP was drafted by the Housing Authority based on community outreach and input in accordance with 24 CFR 1003.604(a); and approved by CCT Resolution #2018-413. Chairman or designee authorized to sign all pertinent documents.	9 FOR (KC, JF, RS, SA, AG, MH, NS, JS, JB) 0 AGAINST 0 ABSTAINED
2018-834.l&j.m&b	To accept the Solicitation R16PS01279 Award the periods of 12/01/2016 through 11/30/2019. This solicitation was awarded on 12/01/2016 for a three year period. Attached are the budget allocations and award modifications cumulative in the amount of \$1,034,793.00. The award attachment is included. The Chairman or designee is authorized to sign all pertinent documents.	9 FOR (KC, JF, RS, SA, AG, MH, NS, JS, JB) 0 AGAINST 0 ABSTAINED
2018-835.l&j	To approve Colville Tribal Police for operational agreement and agreement to participate with the North Central WA Narcotics Task Force for targeted measures to be attained by the Task Force to continue to disrupt drug operations within the	9 FOR (KC, JF, RS, SA, AG, MH, NS, JS, JB) 0 AGAINST

	participating jurisdictions, gather and report intelligence data related to illegal drug activities. Continue to make arrest that will impact the highest level dealer and wholesaler as possible. Chairman or designee authorized to sign all pertinent documents.	0 ABSTAINED
2018-836.l&j	To revise the Tribes' Organizational Chart as shown on the attached proposed chart showing that the Chief of Police reports directly to the Colville Business Council. The new chart would place the Chief of Police directly under the Colville Business Council and the Chief of Police's subordinates under the Chief position as shown on the attached departmental organization chart. Chief of Police to report to Law & Justice Committee for operational direction (leave slips, etc.). Chairman or designee to sign all pertinent documents.	8 FOR (JF, RS, SA, AG, MH, NS, JS, JB) 0 AGAINST 1 ABSTAINED (KC)
2018-837.l&j	To approve the development of an MOA between Natural Resources Enforcement and Parks and Recreation for Parks and Recreation to assume administrative functions (i.e., timekeeping/payroll) for Natural Resources Enforcement, with MOA to be presented to the Colville Business Council for approval by Resolution.	9 FOR (KC, JF, RS, SA, AG, MH, NS, JS, JB) 0 AGAINST 0 ABSTAINED
2018-838.l&j	To approve the attached letter to Senators Patty Murray and Maria Cantwell opposing the appointment of Eric Miller to the 9th Circuit Court of Appeals. Chairman or designee to sign all pertinent documents.	9 FOR (KC, JF, RS, SA, AG, MH, NS, JS, JB) 0 AGAINST 0 ABSTAINED
2018-839.l&j	To appoint Dustin Best as the Colville Tribes' Chief of Police and to direct ORA to negotiate a three-year contract with Dustin Best for this position, with compensation to be in the amount paid currently to Dustin Best as interim Police Chief. The contract will be presented at the next Law & Justice Committee for approval by the Committee and then by resolution of the Colville Business Council, the entity which will directly supervise the Police Chief. Chairman or designee to sign all pertinent documents.	7 FOR (JF, RS, SA, AG, NS, JS, JB) 0 AGAINST 2 ABSTAINED (KC, MH)
2018-840.l&j.nrc	To authorize ORA to file petitions for Writ of Restitution on behalf of Real Estate Services when necessary.	9 FOR (KC, JF, RS, SA, AG, MH, NS, JS, JB) 0 AGAINST 0 ABSTAINED