



# COLVILLE CONFEDERATED TRIBES COLVILLE BUSINESS COUNCIL

January 14, 2010  
Resolution Index

Condensed by, Lawrence Waters, CBC Recording Secretary

Council Members Present: Shirley K. Charley, Jeanne Jerred, Andy Joseph Jr., Gene Joseph, Carleen Anderson, Susie Allen, Harvey Moses Jr., Juanita Warren, John Stensgar, Virgil Seymour (In at 10:16am)

Delegation/Absent: Ernie Williams, Michael Finley, Brian Nissen, Mike Marchand

| Resolution No.                           | Condensed Recommendation Information  | Colville Business Council Vote Tally   |
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| <b>2010-017.gov/m&amp;b/<br/>l&amp;j</b> | Approve the following eligibility requirements and deadlines for the 181-D Annual BPA Settlement disbursement from account PL7219709 to be distributed on March 29, 2010. Eligibility requirements: Must be enrolled and living as of February 25, 2010; New applications must submit a complete enrollment packet on or before February 22, 2010 by 4:00pm; Adoptions must be approved by the Colville Business Council on or before February 18, 2010. Retroactive payments will not be allowed. Official Court Orders must be received by March 11, 2010. Departmental hold list must be submitted by March 8, 2010. The following holds will be allowed:<br><br>1. Children & Family Service: Court Orders and voluntary consent for minors and court declared incompetent adults.<br>2. Social Service (Regular): Court Orders and voluntary consent for minors and court declared incompetent adults.<br>3. IIM (OST): Court Orders and voluntary consent for minors and court declared incompetent adults. | <b>6 FOR (SC, JJ, CA, SA, HM, JW)<br/>2 AGAINST (AJ, GJ)<br/>0 ABSTAINED</b>     |
| <b>2010-018.ele</b>                      | Recind resolution #2009-889, which appoints Desi LaPlante, as Alternate to the Election Committee in the Keller District for the 2010 Election season.  | <b>8 FOR (SC, JJ, AJ, GJ, CA, SA, HM, JW)<br/>0 AGAINST<br/>0 ABSTAINED</b>      |
| <b>2010-019.hhs</b>                      | Accept the contract from Department of Health (DOH) Tribal Public Health Emergency Preparedness in the amount of \$58,144 for August 8, 2009 – June 30, 2010 and authorize the Chairman or his designee to sign all pertinent document. Please note a reduction in the amount of \$6,761 from FY2009 monies.  | <b>7 FOR (SC, JJ, AJ, GJ, SA, HM, JW)<br/>1 AGAINST (CA)<br/>0 ABSTAINED</b>     |
| <b>2010-020.hhs</b>                      | Approve the Children's Health Insurance Program Reauthorization Act (CHIPRA) Outreach and Enrollment Grant application. If funded, this grant would allow the Lake Roosevelt Community Health Centers to implement a  | <b>6 FOR (JJ, GJ, SA, JW, CA, VS)<br/>3 AGAINST (SC, HM, AJ)<br/>0 ABSTAINED</b> |

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|                     | <p>outreach project to enroll and retain eligible applicants on the SCHIP or Medicaid health insurance programs. An increased enrollment of patients in Medicaid would increase substantially Medicaid reimbursements for all tribal health services and IHS. The project amount requested is \$120,000 for a three year project period. LRCHC will provide the management and fiscal oversight of the project. The council Chair or their designee to sign all pertinent documents.</p>   |  |
| <b>2010-021.hhs</b> | <p>Request the expansion of medical services to more fully meet the needs of our community in the Omak Clinic. To accomplish this, additional clinic space is needed thereby increasing the space leased in the Omak Clinic. To amend Resolution 2007-447, dated August 2, 2006, on the existing Indian Health Service, (Lesse) and The Colville Reservation, (Lessor) for additional clinic space at the Omak Tribal Indian Health Facility from 3,500 square feet to 5,151 square feet and authorize the Chairman or designee to sign the contract documents and all pertaining documents. The Lessor hereby leases to Indian Health Services the following described premises: Currently leased by Indian Health Service approximately 3,500 sq ft Additional lease space requested approximately 1,641 sq ft.</p>  | <p><b>9 FOR (SC, JJ, AJ, GJ, CA, SA, HM, JW, VS)</b><br/> <b>0 AGAINST</b><br/> <b>0 ABSTAINED</b></p>                             |
| <b>2010-022.hhs</b> | <p>Approve the contract amendment number 0662-05167-01 for Medicaid Administrative Match (MAM) contract as follows: 1) Amend the Maximum Program Agreement Amount by removing the current amount and replacing it with the words "Cost Reimbursement, No Maximum; 2) "Consideration", to read as follows: Section (5) Consideration; a total consideration payable to contractor under this agreement is not a pre-set amount and authorize the Chairman and/or his designee to sign all pertinent documents.</p>  | <p><b>9 FOR (SC, JJ, AJ, GJ, CA, SA, HM, JW, VS)</b><br/> <b>0 AGAINST</b><br/> <b>0 ABSTAINED</b></p>                             |
| <b>2010-023.com</b> | <p>Amend Resolution 2009-913 to approve the Purchase of an 2009 Eager Beaver 55GSL Lowboy/Haul Trailer for \$59,500.00 from Darling Sons International, LLC for the Roads Program; All funds are federal monies from the approved 638 Roads Contract (CTp03T10165). Chairman or designee has authority to sign all necessary paperwork.</p>  | <p><b>8 FOR (JJ, AJ, GJ, CA, SA, HM, JW, VS)</b><br/> <b>0 AGAINST</b><br/> <b>0 ABSTAINED</b><br/> <b>**SC out of room**</b></p>  |
| <b>2010-024.com</b> | <p>The Department of Commerce has a funding opportunity available through the National Telecommunications and Information Administrative (NTIA) for its Public Telecommunications Facilities Program (PTFP). Whereas, the total estimated project cost for the initial establishment of the radio station (year 1) is \$479,000. Whereas, PTFP provides up to 75% of eligible project costs for a broadcast station project of the total projected amount. Whereas, the remaining 25% will be made up with in-kind contribution from the Tribe and through private foundations that support Native American communications and education projects. Whereas, funding through the PTFP requires a 10 year financial qualifications statement. Whereas, the Colville Tribes is prepared to cover the operating costs, whether through grants or tribal funds, to ensure 10-year financial stability of the radio station. Therefore, it is the recommendations of the Community Development</p> | <p><b>5 FOR (AJ, GJ, SA, JW, VS)</b><br/> <b>3 AGAINST (CA, HM, JJ)</b><br/> <b>0 ABSTAINED</b><br/> <b>**SC out of room**</b></p> |

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|                             | Committee to approve the submission on an application for grant funds. The Chair or designee is authorized to sign all pertinent documents.  |  |
| <b>2010-025.com</b>         | <p>Reappoint Albert Toulou, a tribal member currently receiving mail in the Inchelium District and living within the boundaries of the Colville Indian Reservation to the Tribal Member Inchelium District seat on the Colville Tribes Land Use Review Board as called for under Tribal Code Law 4.3 Land Use and Development</p> <p>Whereas, this board member will serve a 3 year term which will expire on December 11, 2012. Mr. Toulou's reappointment was approved by unanimous vote during the October 22, 2009 Land Use Review Board hearing. The original resolution that appointed Mr. Toulou to his second 3 year term (starting on December 11, 2006 and ending December 11, 2009) on the Land Use Review Board (2006-667); is now void.</p>   | <p><b>8 FOR (JJ, AJ, GJ, CA, SA, HM, JW, VS)</b><br/> <b>0 AGAINST</b><br/> <b>0 ABSTAINED</b><br/> <b>**SC out of room**</b></p>  |
| <b>2010-026.com/m&amp;b</b> | Authorize the carry over of the balance (\$1,681.80) of the Solid Waste / Land Use Enforcement Fine Revenues account for FY 09 into originally justified and amend the budget accordingly.   | <p><b>6 FOR (JJ, AJ, GJ, SA, JW, VS)</b><br/> <b>3 AGAINST (SC, CA, HM)</b><br/> <b>0 ABSTAINED</b></p>                            |
| <b>2010-027.com/l&amp;j</b> | <p>Approve the Memorandum of Agreement for construction of an intertie between the Elmer City Community Water System with the Grandview, Riverview, and Lone Pine Water systems, and for the rehabilitation of existing distribution systems for Grandview, Riverview and Lone Pine, at a cost of \$905,475.00 to be provided by funding from the Environmental Protection Agency and the Indian Health Service, with the addition of the following language in the Memorandum of Agreement as Paragraph 47.</p> <p>No Effect on Colville Tribes' Water Rights</p> <p>47. The Parties hereby agree that nothing in the Agreement may in any way affect or in any way diminish the federally reserved water rights of the Confederated Tribes of the Colville Indian Reservation or the jurisdiction of the Colville Tribes to regulate the use of the ground and surface waters of the Reservation.</p> <p>The Chairman of the Colville Business Council or authorized designee shall sign all related documents if the above-described paragraph is added to the Memorandum of Agreement.</p> | <p><b>6 FOR (JJ, AJ, SA, HM, JW, VS)</b><br/> <b>2 AGAINST (CA, GJ)</b><br/> <b>0 ABSTAINED</b><br/> <b>**SC out of room**</b></p> |
| <b>2010-028.l&amp;j</b>     | Authorize the Public Safety Director, in consultation with the Office of the Reservation Attorney, to negotiate a contract with the candidate selected by the interview board, Nathan St. Goddard, for the position of Deputy Criminal Prosecutor. Said contract will be subject to review and approval by the Law & Justice Committee and the Colville Business Council.  | <p><b>8 FOR (JJ, AJ, GJ, CA, SA, HM, JW, VS)</b><br/> <b>0 AGAINST</b><br/> <b>0 ABSTAINED</b><br/> <b>**SC out of room**</b></p>  |
| <b>2010-029.l&amp;j</b>     | Authorize the Public Safety Director, in consultation with the Office of the Reservation Attorney, to negotiate a  | <p><b>8 FOR (JJ, AJ, GJ, CA, SA, HM, JW, VS)</b><br/> <b>0 AGAINST</b><br/> <b>0 ABSTAINED</b></p>                                 |

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|                         | contract with the candidate selected by the interview board, Brian Lewis, for the position of Deputy Criminal Prosecutor. Said contract will be subject to review and approval by the Law & Justice Committee and the Colville Business Council. | <b>**SC out of room**</b>  |
| <b>2010-030.1&amp;j</b> | Approve the hiring of Dana Cleveland as ORA Attorney and to authorize the ORA Managing Attorney to negotiate a contract with Mr. Cleveland, to be presented for review and approval of the Colville Business Council.                            | <b>8 FOR (JJ, AJ, GJ, CA, SA, HM, JW, VS)</b><br><b>0 AGAINST</b><br><b>0 ABSTAINED</b><br><b>**SC out of room**</b> |