



COLVILLE CONFEDERATED TRIBES COLVILLE BUSINESS COUNCIL

March 17, 2011

SPECIAL SESSION

Resolution Index

Condensed by, Rachel Abrahamson, CBC Recording Secretary

Council Members Present: Ernie Williams, Shirley Charley, Sylvia Peasley, Andy Joseph, Ricky Gabriel, Cherie Moomaw, Susie Allen, Harvey Moses, Doug Seymour, John Stensgar
Delegation/Absent: Michael Finley, Brian Nissen, Michael Marchand, Virgil Seymour

Resolution No.	Condensed Recommendation Information	Colville Business Council Vote Tally
10 sig. 2011-156. m&b/cdc	Management & Budget/Community Development Committees to increase the Emergency Assistance Grant Program's budget by \$50,000.00 and amend the budget accordingly. Funds to be disbursed from the Wells Dam 1/3 Elder and Youth Account. Chairman or designee authorized to sign all pertinent documents.	10 for (HM, DS, SA, SC, EW, JS, SP, RG, BN, AJ) 0 AGAINST 0 ABSTENTIONS
10 sig. 2011-157.cdc	Community Development Committee, in accordance with resolution 2010-882 to enter into PL 93-638 Contract for the Inchelium Gifford Ferry Operations. Funding to come from the Department of the Interior, Bureau of Indian Affairs. Chairman and/or designee to sign all pertinent and relevant documents.	10 for (RG, DS, SP, SA, CM, EW, JS, HM, VS, AJ) 0 AGAINST 0 ABSTENTIONS
2011-158.hhs/m&b	Human Services/Management & Budget Committees to approve the DSHS State Federal Contract No. 1069-95745-03 in the amount of \$6,775.00 for the Colville Indian Area Agency on Aging Program for a total amount of \$371,571.00 for the period of July 1, 2010 to June 30, 2011. Chairperson or designee has authority to sign all necessary documents.	8 for (EW, SC, SP, AJ, RG, SA, DS, JS) 0 AGAINST 0 ABSTENTIONS (CM OUT OF ROOM)
2011-159.m&b	Management & Budget Committee to approve a pay increase for the dispatch and record section of the Colville Confederated Tribes Police Department. There is a high turn over rate at the department due to low wages. It is also difficult to recruit new employees because the CTPD is unable to compete with other agencies. Chairman or designee to sign all pertinent documents.	8 for (EW, SC, SP, AJ, RG, SA, DS, JS) 0 AGAINST 0 ABSTENTIONS (CM OUT OF ROOM)
2011-160.hhs/m&b	Human Services/Management & Budget Committees to approve amendment no. 1 to the CY11 State Interlocal Agreement Contract No. 1169-19279-01 in the amount of \$38,621.00 for a total of \$159,302.00 for the Colville Indian Area Agency on Aging Program for the period of January 1, 2011 to December 31, 2011. Chairperson or designee has	8 for (EW, SC, SP, AJ, RG, SA, DS, JS) 0 AGAINST 0 ABSTENTIONS (CM OUT OF ROOM)

	authority to sign all necessary documents.	
2011-161.tg/m&b	<p>Tribal Government/Management & Budget Committees to approve the 181-D Annual BPA Settlement disbursement from account PL7219709 in the amount of \$1868.00 to each eligible tribal member of the Confederated Tribes of the Colville Reservation to be distributed on or before March 28, 2011. The following holds are approved for deposit into the tribal member IIM account:</p> <ol style="list-style-type: none"> 1. Children & Family Services Court Orders and voluntary consent for minors and court declared incompetent adults. 2. Social Services (Regular) Court Orders and voluntary consent for minors and court declared incompetent adults. 3. IIM (OST) Court Orders and voluntary consent for minors and court declared incompetent adults. 	<p>8 for (EW, SC, SP, AJ, RG, SA, DS, JS)</p> <p>0 AGAINST</p> <p>0 ABSTENTIONS (CM OUT OF ROOM)</p>
2011-162.ele	<p>Elections Committee to appoint Brenda Jamison as Alternate for the Election Committee in the Inchelium District, for the 2011 CBC Election Season. Due to the fact that Cindy Jo Marchand had to resign her position, because she is closely related to two people currently seeking certification in this year's election. This is in accordance to the Election Code, section 8-3-3 Definitions; (b) Closely related means.</p>	<p>8 for (EW, SC, SP, AJ, RG, SA, DS, JS)</p> <p>0 AGAINST</p> <p>0 ABSTENTIONS (CM OUT OF ROOM)</p>
2011-163.ele	<p>Elections Committee to appoint Dorothee Zacherle as Alternate for the Election Committee in the Nespelem District, for the 2011 CBC Election Season. Due to the fact that Ricky Gabriel had to resign his position because his brother is up for re-election. This is in accordance to the Election Code, Section 8-3-3 Definitions; (b) Closely related means.</p>	<p>8 for (EW, SC, SP, AJ, RG, SA, DS, JS)</p> <p>0 AGAINST</p> <p>0 ABSTENTIONS (CM OUT OF ROOM)</p>
2011.164.tg	<p>Tribal Relinquishment : Cheryl Ann Abeyta</p>	<p>8 for (EW, SC, SP, AJ, RG, SA, DS, JS)</p> <p>0 AGAINST</p> <p>0 ABSTENTIONS (CM OUT OF ROOM)</p>
2011-165.nrc/m&b	<p>Natural Resources/Management & Budget Committees to approve funding in the amount of \$31,799.00 for July, August and September 2011 for 1NRE Officer and 1 Parks Maintenance worker. The Washington Department Fish and Wildlife Lake Rufus Woods contract ends June 30, 2011. CCT Fish and Wildlife is currently working on a fisheries management plan for Lake Rufus Woods and funding these positions will strengthen the tribe's presence and sovereignty. Funds to come from General Fund.</p>	<p>8 for (EW, SC, SP, AJ, RG, SA, DS, JS)</p> <p>0 AGAINST</p> <p>0 ABSTENTIONS (CM OUT OF ROOM)</p>
2011-166.nrc/m&b	<p>Natural Resources/Management & Budget Committees to submit a request to the Department of Interior, Bureau of Indian Affairs to contract for FY 2011 funding for the Timber, Fish and Wildlife (TFW) Supplemental funding, through the Northwest Regional Office in the amount of \$79,383.00. These funds will be</p>	<p>8 for (EW, SC, SP, AJ, RG, SA, DS, JS)</p> <p>0 AGAINST</p> <p>0 ABSTENTIONS (CM OUT OF ROOM)</p>

	processed through our Tribe's P.L. 93-638 Annual Funding Agreement. The Colville Tribe's acknowledges that this proposal addresses only funds available in FY 2011 and further acknowledges that no guarantee is made that funding will be made available beyond the current year. The budget for this fund is attached. Chair or designee is authorized to sign all pertinent documents.	
2011-167.nrc	Fish and Wildlife Department has updated the 2011-2012 Non-member Fishing regulations that preserves, protects and perpetuates the fishery resources on the Colville Reservation. The Natural Resources Committee approves the Fish and Wildlife Non-member regulations for the 2011-2012 fishing season. Regulations will be printed and distributed to all outlet locations. BIA 638 funds will be used to print regulations.	<p>8 for (EW, SC, SP, AJ, RG, SA, DS, JS)</p> <p>0 AGAINST</p> <p>0 ABSTENTIONS (CM OUT OF ROOM)</p>
2011-168.nrc	Natural Resources Committee to ban Washington Department of Fish and Wildlife ("WDFW") Enforcement Officers acting in their official capacity from entering the sovereign territories of the Colville Indian Reservation due to their failure to honor the tribes lawfully issued nonmember fishing permits. Therefore the Natural Resources Committee hereby recommends that the Colville Business Council enact, and directs Tribal Law Enforcement Officers to enforce, and official ban on entry into the sovereign territories of the Colville Indian Reservation against WDFW Enforcement Officers acting in their official capacity. Chair or designee authorized to sign all pertinent documents. No Tribal dollars attached.	<p>8 for (EW, SC, SP, AJ, RG, SA, DS, JS)</p> <p>0 AGAINST</p> <p>0 ABSTENTIONS (CM OUT OF ROOM)</p>
2011-169.nrc	Natural Resources Committee to approve the draft Range Management Plan, with the recommended amendments of the Natural Resource Committee. The Range Management plan will assist in management for the remainder of the 2008-2012 leasing cycle, at which point another management plan will be developed.	<p>8 for (EW, SC, SP, AJ, RG, SA, DS, JS)</p> <p>0 AGAINST</p> <p>0 ABSTENTIONS (CM OUT OF ROOM)</p>
2011-170.nrc	Natural Resources Committee to make the attached amendments (Chapter 4-11 Range Management) to the Tribal Range Code. These amendments will reflect the recommendations of the Natural Resource Committee, and will be implemented immediately upon passing of a resolution.	<p>8 for (EW, SC, SP, AJ, RG, SA, DS, JS)</p> <p>0 AGAINST</p> <p>0 ABSTENTIONS (CM OUT OF ROOM)</p>
2011-171.nrc	Natural Resources Committee that the Colville Tribes joins an amicus brief that will be submitted by the Lummi Nation, Swinomish Tribe, Yakima Nation and at least five other Washington tribes to the Washington Supreme Court in the Easterday case. The case challenges the Department of Ecology's interpretation of the Groundwater code to completely exempt groundwater withdrawals for stockwater purposes (sometimes as much as hundreds of thousands of gallons per day) from permitting and other	<p>8 for (EW, SC, SP, AJ, RG, SA, DS, JS)</p> <p>0 AGAINST</p> <p>0 ABSTENTIONS (CM OUT OF ROOM)</p>

	requirements. This broad exemption undermines the Tribes' longstanding effort to maintain sufficient in-stream flows to protect fish and other aquatic resources. The amicus brief has been reviewed by the Tribes' attorney (Brian Gruber) and will likely be filled around April 1, 2011. Chairman or designee is authorized to sign all relevant documents.	
2011-172.nrc	Natural Resources Committee to approve the attached updated MOU among the Upper Columbia River Trustee Council, which supersedes the Many 18, 2007 MOU. The Tribal Chairman or designee is authorized to sign all relevant documents.	8 for (EW, SC, SP, AJ, RG, SA, DS, JS) 0 AGAINST 0 ABSTENTIONS (CM OUT OF ROOM)
2011-173.nrc	FY 2011 budget for 5234 Mission Falls Project in the amount of \$449,841.00 for the period of September 1, 2010 thru September 30, 2014 and authorize the Chairman or his/her designee to sign contracts and all or any related documents. Funded by Natural Resource Conservation Service and no Tribal dollars associated. This is the Full contract award.	6 for (EW, AJ, RG, SA, DS, JS) 2 AGAINST (SC, SP) 0 ABSTENTIONS (CM OUT OF ROOM)
2011-174.nrc	FY 2011 budget for 317511 Rainbow Trout Habitat Passage in the amount of \$755,822.00 for the period of February 1, 2011 thru January 31, 2012 and authorize the Chairman or his/her designee to sign contracts and all or any related documents. Funded by BPA and no Tribal dollars associated. This is the Full contract award.	8 for (EW, SC, SP, AJ, RG, SA, DS, JS) 0 AGAINST 0 ABSTENTIONS (CM OUT OF ROOM)
2011-175.nrc/m&b	Natural Resources/Management & Budget Committees to approve the Fish & Wildlife Department's (F&W) request to use its Final Wage Survey as a tool to adjust wages to market rate for F&W employees and other Tribal employees whose wages are supported by F&W federal funding. This approval rescinds Resolution 2010-321 and authorizes F&W to adjust compensation levels for F&W employees and other Tribal employees supported by F&W federal funding according to F&W's supplemental salary schedule adopted May 10, 2011. No Tribal dollars attached.	6 for (EW, AJ, RG, SA, DS, JS) 2 AGAINST (SC, SP) 0 ABSTENTIONS (CM OUT OF ROOM)
2011-176.nrc/m&b	Natural Resources/Management & Budget Committees to authorize the contract to order Phase I/ESA to be completed by URS Corporation. Contract amount not to exceed \$15,000.00. Funds to come from the Wells Dam 1/3 Economic Development Fund. Chairman or designee to sign all pertinent documents.	8 for (EW, SC, SP, AJ, RG, SA, DS, JS) 0 AGAINST 0 ABSTENTIONS (CM OUT OF ROOM)
2011-177.nrc	Natural Resources Committee to approve the attached MOU with Wood Resources LLC and authorize chairman or designee to sign all relevant documents.	8 for (EW, SC, SP, AJ, RG, SA, DS, JS) 0 AGAINST 0 ABSTENTIONS (CM OUT OF ROOM)
2011-178.m&b/cdc	Management & Budget/Community Development Committees to increase the Emergency Assistance	8 for (EW, SC, SP, AJ, RG, SA, DS, JS)

	Grant Program's budget by \$100,000.00 and amend the budget accordingly. Funds to be disbursed from the Wells Dam 1/3 Elder and Youth Account. Chairman or designee authorized to sign all pertinent documents.	0 AGAINST 0 ABSTENTIONS (CM OUT OF ROOM)