

COLVILLE CONFEDERATED TRIBES

COLVILLE BUSINESS COUNCIL

Resolution Index

Condensed by Berni Michel, CBC Recording Secretary

SPECIAL SESSION on March 7, 2002

Council Members Present: Lou Anderson Shirley K. Charley Jeanne Jerred
 Gene Joseph Joanne Leith Joe Pakootas
 Kevin Rosenbaum John Stensgar Richard Swan

Delegation/Absent: Colleen Cawston(del) Margie Hutchinson(del) Deb Louie (lv)
 Mike Marchand (del) D.R Michel (del)

Resolution No.	Condensed Recommendation Information	Colville Business Council Vote Tally
10-signature 2002-129.cul	Accept the Wa. State DSHS suggestion to modify agreement to 1) Under "Purposes and Objectives" the second sentence to many of the contract..." and 2) Under "Purposes and Objectives" last paragraph, which also last sentence to be changed to "The Tribes and the State intend to sign an intergovernmental agreement, which provides for consolidation and funding of existing and future DSHS contractible programs.	10 FOR (JL, JP, MM, SC, MH, GJ, KR, CC, JS, DM) 0 AGAINST 0 ABSTAIN Rationale: Contract deadline for Governor's signature prior to Special
10-signature 2002-130.nat	Approve grant application submittal to First Nations Development Institute in the amount of \$248,725 for Cultural Foods Greenhouse grant, no tribal funds. All methods, techniques and knowledge be exclusive to Colville Tribe, not to be disbursed without CBC approval. Allow Chair or designee to sign.	11 FOR (DM, JS, GJ, JL, KR, MM, JP, RS, CC, SC, MH) 0 AGAINST 0 ABSTAIN Rationale: Deadline for application is March 1, 2002, grant money may not be available after this date.
2002-131.m&b	Direct Sharon Holmdahl, Acting Executive Director, to commence negotiations with Jerry Baltzell for the position of Executive Director. Final contract will be presented to M & B Committee for approval. Chair or designee to sign approved contract.	6 FOR (LA, SC, GJ, JL, JS, RS) 1 AGAINST (JJ) 1 ABSTAIN (KR)
2002-132.m&b	Approve continued use of legal services of David D. Shaw, P.C., for Colville Tribal Credit for the period March 30, 2002 to September 30, 2004. Total amount of contract is \$280,000. Contract will not exceed \$250,000 for services and \$30,000 for expenses. Funded provided from Colville Tribal Credit Revenues. Contract to be signed by Chief Operating Officer on behalf of CTEC.	7 FOR (LA, SC, JJ, GJ, JL, JS, KR) 1 AGAINST (RS) 0 ABSTAIN
2002-133.m&b	Contribute \$500, one elk and twelve salmon to the Spotted Lake Ceremony that is occurring on April 27-28, 2002. Will be Colville Tribes contribution and the other seven Okanogan Indian Bands will be	1 FOR (KR) 6 AGAINST (LA, SC, JJ, JL, JS, RS) 1 ABSTAIN (GJ) <u>***MOTION FAILED***</u>

	contributing the same	
2002-134.nat	Approve Fire Management Plan of the Colville Reservation for the period 2002 through 2014. Plan is tiered to the IRMP of the Colville Reservation which is approved for the same time period. Chair or designee has authority to sign all pertinent documents.	8 FOR (LA, SC, JJ, GJ, JL, JS, RS, KR) 0 AGAINST 0 ABSTAIN
2002-135.nat	Approve Inter Tribal Monitoring Association (ITMA) filing amicus brief in Cobell v. Norton trust fund litigation of behalf of ITMA, to inform courts that tribes has significant interests affected by case to limit receivership to matter directly related to case.	8 FOR (LA, SC, JJ, GJ, JL, JS, RS, KR) 0 AGAINST 0 ABSTAIN
2002-136.nat	Approve sub-contract in the amount of \$97,000 with Extrix to perform design work for stream rehabilitation work done on Bridge Creek and authorize Chair or designee to sign. Funded by BPA, no tribal dollars.	8 FOR (LA, SC, JJ, GJ, JL, JS, RS, KR) 0 AGAINST 0 ABSTAIN
2002-137.nat	Approve change order to contract FY2000-268, federal EPA funded analytical services to be conducted by AAA Superior Laboratory in support of Environmental Trusts' water quality monitoring program. TERO assessment fee is applicable. Change order amount \$28,000.	8 FOR (LA, SC, JJ, GJ, JL, JS, RS, KR) 0 AGAINST 0 ABSTAIN
2002-138.nat	Approve Wade Moomaw application for the issuance of a patent in fee covering Colville Allotment No. 101-888-A. CCT is reluctant to let trust lands go out of trust but CBC recognizes individual's rights for such actions, Tribe reluctantly has no objections to its alienation of fee status.	4 FOR (LA, SC, JS, KR) 4 AGAINST (GJ, JJ, JL, RS) 0 ABSTAIN Chair Voted FOR to break tie - Motion Carried
2002-139.nat	Approve renewal of lease 95-106, Cellular One (dba. Rural Cellular Corp. "RCC") Johnny George Lookout site. Rental compensation - \$5,000 per year with considerations. Term 5 years beginning 1/01/02 to 12/31/06 with one five year renewal term.	8 FOR (LA, SC, JJ, GJ, JL, JS, RS, KR) 0 AGAINST 0 ABSTAIN
2002-140.nat	Approve renewal of lease 95-107, Cellular One (dba. Rural Cellular Corp. "RCC") Keller Butte Lookout site. Rental compensation - \$5,000 per year with considerations. Term 5 years beginning 1/01/02 to 12/31/06 with one five year renewal term.	8 FOR (LA, SC, JJ, GJ, JL, JS, RS, KR) 0 AGAINST 0 ABSTAIN
2002-141.nat	Approve renewal lease of 92-134, Cellular One (dba. Rural Cellular Corp. "RCC") Omak Mountain Lookout site. Rental compensation - \$5,000 per year with considerations. Term 5 years beginning 1/01/03 to 12/31/07 with one five year renewal term.	8 FOR (LA, SC, JJ, GJ, JL, JS, RS, KR) 0 AGAINST 0 ABSTAIN
2002-142.nat	Approve FY2002-2003 Non-Member Sport Fishing Regulations.	8 FOR (LA, SC, JJ, GJ, JL, JS, RS, KR) 0 AGAINST 0 ABSTAIN
2002-143.nat	Approve change order for sub-contract with Golder & Associates in the amount of \$131,311.69 and authorize Chair to sign all documents. Funded by BPA, BIA, Pacific Coast Salmon Recovery Funds and Co-lead Entity Grant, no tribal dollars.	8 FOR (LA, SC, JJ, GJ, JL, JS, RS, KR) 0 AGAINST 0 ABSTAIN
2002-144.e&e	Approve to re-instate John James, Jr., Nespelem	8 FOR (LA, SC, JJ, GJ, JL, JS, RS, KR) 0

	District to TERO Commission beginning 2/5/02 to 2/5/06. (4 year term)	AGAINST 0 ABSTAIN
2002-145.e&e	Approve to re-instate Jude C. Stensgar, Inchelium District, to TERO Commission beginning 2/5/02 to 2/5/06. (4 year term)	7 FOR (LA, SC, JJ, GJ, JL, RS, KR) 0 AGAINST 1 ABSTAIN (JS)
2002-146.e&e	Approve to instate Patricia Taylor, Omak District, to TERO Commission beginning 4/4/02 to 4/4/05 (3 year term).	8 FOR (LA, SC, JJ, GJ, JL, JS, RS, KR) 0 AGAINST 0 ABSTAIN
2002-147.e&e	Approve changes to TANF Operating Agreement between CCT and Tri-County Community Services Office adopted by Resolution 2001-486, except no changes made to 2. Case Transfers. C. Open TANF Cases. . Chair or designee to sign all authorized documents.	8 FOR (LA, SC, JJ, GJ, JL, JS, RS, KR) 0 AGAINST 0 ABSTAIN
2002-148.e&e	Approve to support the holistic concept of bringing Colville Members together as we strive to meet the needs of our children and families through collaboration of services, including on-going education in Information Technology and learning which will involve a community-wide collaboration.	8 FOR (LA, SC, JJ, GJ, JL, JS, RS, KR) 0 AGAINST 0 ABSTAIN
2002-149.e&e	Accept EPA Brownfields Job Training and Development Grant for \$199,892.35 which is an increase of \$13,651.35. Authorize Chair or designee to sign.	8 FOR (LA, SC, JJ, GJ, JL, JS, RS, KR) 0 AGAINST 0 ABSTAIN
2002-150.e&e	Amend 1981-36 to include the approval of wage increases when employees have been assigned additional responsibilities which generate revenues. Increases are contingent upon current wage if revenue generated fails to sustain program expenses and wage increase. No tribal dollars will be allocated to supplement program budgets for wage increase.	5 FOR (LA, SC, JJ, GJ, KR) 3 AGAINST (JL, JS, RS) 0 ABSTAIN
2002-151.e&e	Approve MONITO project research application permit which is sponsored by the Spokane Regional Health District in conjunction with the Tribal Health Programs. No funds will be required of the CCT.	8 FOR (LA, SC, JJ, GJ, JL, JS, RS, KR) 0 AGAINST 0 ABSTAIN
2002-152.cul	Approve of Amendment No. 008 to GCD Project Cultural Resources Compliance 5-year contract with BPA with a new award of \$465,719 for FY02 work and carry-over of \$201,187.98 to complete FY01 work. Overtime be utilized for non-scheduled NAGPRA burial or inadvertent discoveries.	8 FOR (LA, SC, JJ, GJ, JL, JS, RS, KR) 0 AGAINST 0 ABSTAIN
2002-153.cul	Rescind donations resolution 2001-011 re: winter dances and other spiritual dance donations of \$500.	6 FOR (LA, SC, GJ, JL, JS, RS) 2 AGAINST (JJ, KR) 0 ABSTAIN
2002-154.cul	Approve Omak Stampede MOA between City of Omak, Omak Stampede Inc., Colville Tribe, Horse Owners and Jockeys Assoc., and Tribal Encampment Committee for one year (August to August) and authorize Chair or designee to sign on behalf of CCT.	8 FOR (LA, SC, JJ, GJ, JL, JS, RS, KR) 0 AGAINST 0 ABSTAIN
2002-155.cul	Approve contract with Rustin Thompson, White Noise Productions. Mr. Thompson authorized to act as the Tribes' representative for entering into a video	8 FOR (LA, SC, JJ, GJ, JL, JS, RS, KR) 0 AGAINST 0 ABSTAIN

	<p>distribution contract with distributor Filmmaker's Library, with understanding that 1) CCT retains copyright and 2) Tribe to receive royalties of 25% of all video sales under distribution contract with 15% of Tribes' share to be retained by Mr. Thompson as compensation for his services.</p>	
2002-156.l&j	<p>Ethics charges filed by Susie Mason be heard by Full CBC at Special Session March 7, 2002.</p> <p>Amendment: to add "all witnesses be allowed to attend that meeting so they can answer questions." 7 For (LA, SC, GJ, JL, JS, RS, KR) 0 Against 1 Abstain (JJ)</p> <p>Amendment: to add "hearing and all people involved to come to meeting March 14, 2002 beginning at 9 a.m." 7 For (LA, SC, GJ, JL, JS, RS, KR) 0 Against 1 Abstain (JJ)</p>	7 FOR (LA, SC, GJ, JL, JS, RS, KR) 0 AGAINST 1 ABSTAIN (JJ)
2002-157.com	<p>Approve to develop contract between BIA (NWRO-Portland) and CCT for personnel services for current year construction projects. These people are currently positioned in BIA Roads will be working on planning, survey, design and contract monitoring. Funding amount required for service is \$113,022 to come from 2002 construction project funds.</p>	8 FOR (LA, SC, JJ, GJ, JL, JS, RS, KR) 0 AGAINST 0 ABSTAIN
2002-158.com	<p>Rescind 1961-128 which gives Ferry County Right of Way for Roadway and Pit Site in T.32N, R32E, WM, Section 11. New resolution to leave allowed right of way for roadway but remove existing pit site referred to as "Black Shale Pit" from further development. Pit is too close to roadway to safely develop.</p> <p>Amendment: to read "Amend" instead of rescind and leave right of way in place and removing pit site." 8 For (LA, SC, JJ, GJ, JL, JS, RS, KR) 0 Against 0 Abstain</p>	8 FOR (LA, SC, JJ, GJ, JL, JS, RS, KR) 0 AGAINST 0 ABSTAIN
2002-159.gov	<p>Approve to refer the fraudulent enrollment case, court records and documents of the Finley-Justice to the Prosecuting Attorney's Office all allocate funds to hire a Special Prosecuting Attorney to investigate the alleged involvements of current and or any former Council Members involved in this case.</p> <p>Amendment: to add "and to investigate how, who, why, when and where the confidential information was released to individuals." 6 For (SC, GJ, JL, KR, JS, RS) 1 Against (JJ) 0 Abstain 1 Out of Room (LA)</p>	5 FOR (SC, GJ, JL, JS, RS, KR) 2 AGAINST (LA, JJ) 1 ABSTAIN (RS)