

COLVILLE CONFEDERATED TRIBES

COLVILLE BUSINESS COUNCIL

Resolution Index

Condensed by Darla Carden, CBC Recording Secretary

SPECIAL SESSION on May 17, 2001

Council Members Present: Ted Bessette (9:17), Colleen Cawston, Mathew Dick, Margie Hutchinson (9:26), Gene Joseph, Doc Mellon, DR Michel, Kevin Rosenbaum, Lou Stone, Richard Swan.

Delegation/Absent: Louella Anderson, delegation; Jeanne Jerred, delegation; Deb Louie, funeral; Mike Marchand, delegation.

Resolution No.	Condensed Recommendation Information	Colville Business Council Vote Tally
2001-254.nat	To approve a dividend of \$250,000 from Tribal Credit to the Colville Tribe to fund the purchase of land from Tribal elders. Funds will be transferred from Tribal Credit when transactions are completed by BIA Realty.	7 FOR (MD, GJ, DM, DRM, KR, LS, RS) 0 AGAINST 0 ABSTAINED. MOTION CARRIED.
2001-255.nat	To select the Forestry Alternative for the Armstrong Creek 2001 Project. The project encompasses approximately 18,569 acres of which 1,454 acres are scheduled for treatment this entry. The recommended alternative emphasizes treatment of forest health problems and vegetation manipulation. This alternative calls for 60% improvement cuts and 40% regeneration cuts (Seedtree's and Regeneration with Reserves). Chairperson or designee has authority to sign all pertinent documents. Fire prescription plan to be written into forestry alternative plan and implemented as part of plan.	6 FOR (MD, GJ, DM, DRM, KR, RS) 1 AGAINST (LS) 0 ABSTAINED. MOTION CARRIED.
2001-256.nat	To select the Forestry Alternative for the Wildhorse 2001 Project. The project encompasses approximately 24,050 acres of which 4,232 acres are scheduled for treatment this entry. The recommended alternative emphasizes treatment of forest health problems and vegetation manipulation. This alternative calls for 85% improvement cuts and 15% regeneration cuts (Seedtree's and Regeneration with reserves). Chairperson or designee has authority to sign all pertinent documents. Fire prescription plan to be written into forestry alternative plan and implemented as part of plan.	5 FOR (MD, GJ, DM, DRM, RS) 2 AGAINST (KR, LS) 0 ABSTAINED. MOTION CARRIED.
2001-257.nat	That the following land use exchange be approved; the Tribal Fish & Wildlife Departments Hellsgate Big Game Winter Range Mitigation project hereby	7 FOR (MD, GJ, DM, DRM, KR, LS, RS) 0 AGAINST 1 ABSTAINED (TB). MOTION CARRIED. (TB arrived @ 9:17).

	conveys its interest in the following parcel to the Tribes, An undivided 36/252 interest in E1/2SW1/4SW1/4, SE1/4SW1/4 of Section 27 and Lot 1 and the NE1/4NW1/4 of Section 34, Township 33 North, Range 27 East, Willamette Meridian, Okanogan County, Washington, containing 126.85 acres more or less. In exchange for the following parcels of Tribal land, the NW1/4SE1/4 of Section 1, Township 31 North, Range 27 East, Willamette Meridian, and the W1/2NW1/4SW1/4 and the W1/2SW1/4NW1/4 of Section 6, Township 31 North, Range 28 east, Willamette Meridian, Okanogan County, Washington containing 80 acres more or less.	
2001-258.nat .m&b	To approve the attached FY2001 scope of work and budget for the Okanogan River Focus Watershed Project in the amount of 204,769.00, (which includes \$14,769.00 of FY2000 carryover), and authorizes the Chairperson or her designee to sign contract and all other related documents.	8 FOR (TB, MD, GJ, DM, DRM, KR, LS, RS) 0 AGAINST 0 ABSTAINED. MOTION CARRIED.
2001-259.nat	To approve the attached "2001 Colville Tribal Members Game Season".	8 FOR (TB, MD, GJ, DM, DRM, KR, LS, RS) 0 AGAINST 0 ABSTAINED. MOTION CARRIED.
2001-260.nat	To approve the attached 2001/2002 Tribal Member Fishing Regulations. Fishing at Chief Joseph Dam to be open June 1, 2001.	8 FOR (TB, MD, GJ, DM, DRM, KR, LS, RS) 0 AGAINST 0 ABSTAINED. MOTION CARRIED.
2001-261.nat	Approve \$132,000 budget increase for CC 587: \$72,000 to fund contracted work by Special Environmental attorney (Short Cressman & Burgess); and \$60,000 to fund water resources consulting work under contract by Brown and Caldwell. Some of the \$72,000 in attorney work may be matched by BIA attorney fee money to make up any difference between the \$125/hour limit imposed by BIA and actual per hour billings by the Special Environmental attorney. BIA has provided \$40,000 for the Brown and Caldwell work this year.	7 FOR (TB, MD, DM, DRM, KR, LS, RS) 1 AGAINST (GJ) 0 ABSTAINED. MOTION CARRIED.
2001-262.nat .m&b	To approve submission of the Tribes FY2002 EPA 319 Grant for watershed improvement projects in the amount of \$150,000. No tribal dollars are necessary and the Chairperson of her designee is authorized to sign all grant documents.	8 FOR (TB, MD, GJ, DM, DRM, KR, LS, RS) 0 AGAINST 0 ABSTAINED. MOTION CARRIED.
2001-263.nat .m&b	To approve the attached Lake Roosevelt Water Quality Council budget modification in the amount of \$262,001 (\$73,000 in new funds from BIA and \$189,001 carryover). No tribal dollars, congressional line item appropriation through the BIA.	6 FOR (TB, MD, DM, DRM, KR, RS) 1 AGAINST (GJ) 2 ABSTAINED (LS, MH). MOTION CARRIED. (MH arrived @ 9:26).
2001-264.nat .m&b	To approve the attached Contract Modification for Fulcrum Environmental Consulting in the amount of \$242,000 to provide technical assistance to the Lake Roosevelt Water Quality Council (\$70,000) and for Project Management and technical services associated with the QVL facility (\$172,000).	7 FOR (TB, MD, MH, DM, DRM, KR, RS) 1 AGAINST (GJ) 1 ABSTAINED (LS). MOTION CARRIED.

2001-265.nat	<p>To approve the land exchange between Shawn McCraigie and the Colville Tribes as follows: 101-410: An undivided 1/42 interest in the N1/2SE1/4, Section 11, and the NW1/4SW1/4, Section 12, Township 30 North, Range 30 East, Willamette Meridian, Okanogan County, Washington, containing 120.00 acres, more or less. (Equivalent to 2.85 acres). 101-2134: An undivided 15/1134 interest in the N1/2NW1/4, N1/2S1/2NW1/4, Section 17, Township 32 North, Range 27 East, Willamette Meridian, Okanogan County, Washington, containing 120.00 acres, more or less. (Equivalent to 1.58 acres). 101-2403: An undivided 1/42 interest in the W1/2E1/2SW1/4, W1/2SW1/4, Section 1 and the NE1/4SE1/4, Section 2, Township 33 North, Range 26 East, Willamette Meridian, Okanogan County, Washington, containing 160.00 acres, more or less. (Equivalent to 3.80 acres) FOR: 101-T663: SE1/4NE1/4SW1/4NE1/4, E1/2SE1/4SW1/4NE1/4, Section 14, Township 33 North, Range 28 East, Willamette Meridian, Okanogan County, Washington, containing 7.50 acres, more or less. Request the Branch of Real Property Management to request survey, if needed and appraisals to determine the fair market value of the above said properties. Reflect value for value.</p>	9 FOR (TB, MD, MH, GJ, DM, DRM, KR, LS, RS) 0 AGAINST 0 ABSTAINED. MOTION CARRIED.
2001-266.nat	<p>To approve the offer from Patricia Scott, Tribal member for farm/pasture lease no. 01-043, Tribal Tract #101-T689. Description: 101-T689; lots 8 & 9 in Section 31, and Lots 3 & 4 in Section 32, Township 32 North, Range 25 East, Willamette Meridian, Okanogan County, Washington, except the following described parcels of land: (1) That part of Lot 3 lying East of the Great Northern Railway Company right of way, in Section 32, Containing 2.00 acres, more or less, and also; Except (2) those parts F Lots 8 & 9, in Section 31, and those parts of Lots 3 & 4 in Section 32, containing 34.20 acres, more or less conveyed to Public Utility District No. 1 of Douglas County, Washington by deed approved June document number 101-7278, containing 113.65 acres and minus 5.00 acres for a homesite, more or less, after the above exceptions. Rental: \$1,000.00 per annum, subject to revision after the fair market appraisal is received. Purpose: farm/pasture. Term: 5-years to begin upon the date of approval.</p>	9 FOR (TB, MD, MH, GJ, DM, DRM, KR, LS, RS) 0 AGAINST 0 ABSTAINED. MOTION CARRIED.
2001-267.nat	<p>To approve the offer from Donna M. Zacherle, Tribal member for Homesite lease No. 01-28, Tribal Tract #101-T4211. Description: Lease No. 01-28 and a portion of Tribal Tract #101-T4211; Located within the NW4NE4NE4, Section 20, Township 34 North, Range 27 East, Willamette Meridian, Okanogan County, Washington containing 5 acres more or less. Property is located East of the Old East Omak Highway on a portion of the former Christiansen Purchase. Rental: \$250.00 per annum. Purpose: 5.00 acre homesite. Term: 10 years to begin upon the date</p>	9 FOR (TB, MD, MH, GJ, DM, DRM, KR, LS, RS) 0 AGAINST 0 ABSTAINED. MOTION CARRIED.

	of approval, with option to purchase.	
2001-268.nat	To approve the offer from Patricia L. Hall, Tribal member and homesite lease #01-121, Tribal Tract #101-T4211. Description: NW4NE4NW4ND4, ND4NW4NW4NE4 of Section 20, Township 34 North, Range 27 East, Willamette Meridian, Okanogan County, Washington, containing 5.00 acres, more or less. East river road, in the Omak district. Rental: \$250.00 per annum. Purpose: 5.00 acre, homesite. Term: 10 years to begin upon the date of approval, with the option to purchase.	9 FOR (TB, MD, MH, GJ, DM, DRM, KR, LS, RS) 0 AGAINST 0 ABSTAINED. MOTION CARRIED.
2001-269.nat	To approve Christine Cassano for her homesite requested on Tribal Tract #101-T1505. General description: See attached legal. Rental: \$250.00 per annum with the understanding that a Fair Market Rental will be requested and rental is subject to increase. Term: 10 years upon approval. With the option to purchase.	9 FOR (TB, MD, MH, GJ, DM, DRM, KR, LS, RS) 0 AGAINST 0 ABSTAINED. MOTION CARRIED.
2001-270.e&e	To immediately rescind resolution 2001-199 and to approve the budget modification to Tribal Cost Center 746 PSIS General Fund in the amount of \$402,706.00 to cover the Omak School Apportionment Agreement Account through August 2001, and further the fund to come from the General Fund reserves and modify the budget accordingly.	7 FOR (MD, MH, GJ, DM, DRM, KR, RS) 2 AGAINST (TB, LS) 0 ABSTAINED. MOTION CARRIED.
2001-271.com	That Quarry Falls immediately located behind Grand Coulee Dam is hereby designated as the site selection for the Colville Tribes Destination Casino Resort.	5 FOR (DM, RS, LS, TB, KR) 4 AGAINST (DRM, MD, GJ, MH) 0 ABSTAINED. MOTION CARRIED.
2001-272.gov	Consideration for the Provo Cases to follow the process to blood adjudication, that the court make the decision.	6 FOR (DRM, MD, TB, GJ, KR, MH) 2 AGAINST (DM, RS) 1 ABSTAINED (LS). MOTION CARRIED.
2001-273. com .m&b	To approve the Tribes HUD Healthy Homes three (3) year grant proposal requesting \$987,743.00 federal share and the Tribes cost share match of \$285,244.00 to conduct a comprehensive housing assessment within the Tribes designated Brownfields sites and City of Nespelem. On the approval of this recommendation the Chairperson or designee has signature authority to sign all required Healthy Homes Grant forms to be included with tribes proposal.	8 FOR (TB, MD, MH, GJ, DRM, KR, LS, RS) 0 AGAINST 0 ABSTAINED. MOTION CARRIED. (DM left, family emergency).
2001-274.com .m&b	To approve the submittal and negotiation of the proposed budget by the Public Works/Water Waste Water Program to the Indian Health Services and the Environmental Protection Agency and upon approval from the agencies accept the award in the amount of \$175,000.00. The funds will be used to assist the Colville Tribes in improving the community water system on the reservation near Keller, WA. This authorizes the Chairperson of the Colville Business Council or designee to sign all documents related to this project. No tribal dollars (\$100,000.00 IHS, \$75,000.00 EPA).	8 FOR (TB, MD, MH, GJ, DRM, KR, LS, RS) 0 AGAINST 0 ABSTAINED. MOTION CARRIED.
	To reallocate \$124,610.96 to offset Gaming Litigation	

2001-275.m&b	billings received in the amount of \$211,280.99. This is due to payments made by the Colville Tribal Casino's to CCT for Resolutions 1999-062 m&b and 1998-476, better known as Rally I and Rally II. The funds would be reallocated from the General Fund where they were transferred after being indicated as unspent funds at the end of FY2000 and modify the budget accordingly.	6 FOR (MH, GJ, DRM, KR, LS, RS) 1 AGAINST (TB) 0 ABSTAINED. MD out of room. MOTION CARRIED.
2001-276.m&b	To approve the attached policy for Colville Tribal Credit entitled "Transfer of Loans to Non-ledger Asset Status."	6 FOR (MD, MH, GJ, DRM, KR, RS) 2 AGAINST (LS, TB) 0 ABSTAINED. MOTION CARRIED.
2001-277.m&b	That resolution 2000-705 establishing carry-over funds in the amount of \$138,835.23 be rescinded and that these funds be re-prioritized for completion of the Infrastructure according to Inchelium Master Plan.	8 FOR (TB, MD, MH, GJ, DRM, KR, LS, RS) 0 AGAINST 0 ABSTAINED. MOTION CARRIED.
2001-278.m&b	Resolution 2000-705 is considered to be rescinded and appropriated to address the Infrastructure for the Inchelium Master Plan, and whereas, there remains the need for funding for the Nespelem and Keller Headstart facilities. Therefore, the amount of \$138,835 be taken from the general fund and assigned to the Nespelem and Keller Headstart facilities.	8 FOR (TB, MD, MH, GJ, DRM, KR, LS, RS) 0 AGAINST 0 ABSTAINED. MOTION CARRIED.
2001-279.m&b	To authorize Administration to release Council Position annual salary and fringe benefit rates for salary survey requests. No names will be used. This will be released to Couer d'Alene Tribe of Indians.	8 FOR (TB, MD, MH, GJ, DRM, KR, LS, RS) 0 AGAINST 0 ABSTAINED. MOTION CARRIED.
FAILED 2001-280.m&b	Due to the continuing financial losses by the CTEC without an acknowledgment or plan for a remedy and undue political emphasis guiding the CTEC Board, the Board position term for Eddie Palmanteer, Jr. is terminated effective the passage of this resolution.	4 FOR (RS, MD, LS, TB) 4 AGAINST (DR, GJ, KR, MH) 0 ABSTAINED. CHAIR VOTED AGAINST TO BREAK TIE. MOTION FAILED.
FAILED 2001-281.m&b	Due to the continuing financial losses by the CTEC without an acknowledgment or plan for a remedy and undue political emphasis guiding the CTEC Board, the Board position term for Claude Cox is terminated effective the passage of this resolution.	4 FOR (RS, MD, LS, TB) 4 AGAINST (DR, GJ, KR, MH) 0 ABSTAINED. CHAIR VOTED AGAINST TO BREAK TIE. MOTION FAILED.
FAILED 2001-282.m&b	Due to the continuing financial losses by the CTEC without an acknowledgment or plan for a remedy and undue political emphasis guiding the CTEC Board, the Board position term for Mel Tonasket is terminated effective the passage of this resolution.	4 FOR (RS, MD, LS, TB) 4 AGAINST (DR, GJ, KR, MH) 0 ABSTAINED. CHAIR VOTED AGAINST TO BREAK TIE. MOTION FAILED.
FAILED 2001-283.m&b	Request that the CTEC Board terminate the contract of Terry Knapton, Chief Operating Officer due to significant financial failure, management failure and financial losses of the enterprises.	4 FOR (RS, MD, LS, TB) 4 AGAINST (DR, GJ, KR, MH) 0 ABSTAINED. CHAIR VOTED AGAINST TO BREAK TIE. MOTION FAILED.