

# COLVILLE CONFEDERATED TRIBES

## COLVILLE BUSINESS COUNCIL

### Resolution Index

Condensed by Darla Carden, CBC Recording Secretary

### ***SPECIAL SESSION on November 15, 2001***

Council Members Present: Louella Anderson, Shirley Charley, Colleen Cawston, Margie Hutchinson, Jeanne Jerred, Gene Joseph, Joanne Leith, Deb Louie, Mike Marchand, DR Michel, Joe Pakootas, Kevin Rosenbaum, John Stensgar, Richard Swan.

Delegation/Absent:

Resolution No.	Condensed Recommendation Information	Colville Business Council Vote Tally
AS AMENDED: 2001-315.l&j	Amendment to resolution 2001-315: Effective immediately the name of the ad hoc Detention Facility Committee shall officially be named the "Advisory Committee." The Advisory Committee shall report directly to the Chief of Police and will address the formulation of all policies and procedures, assist with service provider agreements, (i.e. Employment & Training, Personnel, Courts, Food Services, Social Services, Mental Health, Alcohol/Drugs, Probation & Parole, etc.) The committee will consist of representatives of the following programs: Tribal Court, Employment & Training, CTSC, Personnel, Tribal Police, Corrections, TERO, IHS and the Detention Facility Administrator.	13 FOR (LA, SC, MH, JJ, GJ, JL, DL, MM, DRM, JP, KR, JS, RS) 0 AGAINST 0 ABSTAINED. MOTION CARRIED.
AS AMENDED: 2001-507.nat	To amend Resolution No. 2001-507, to include, Peggy Desautel LeBret, 16/1536, Sylvia Desautel, 16/1536 and Clarence Desautel Jr.'s 16/1536 undivided interests appraised at \$83,000.00, their share's being a total of \$2,593.74, described as follows: An undivided 48/1536 interest in Lot 6, SW1/4SW1/4SE1/4NW1/4, NE1/4SW1/4, W1/2NW1/4SE1/4 of Section 6, Township 31 North, Range 33 East, Willamette Meridian, Ferry County, Washington, containing 98.00 acres, more or less. Funds to be disbursed out of Land Purchasing Account.	12 FOR (SC, MH, JJ, GJ, JL, DL, MM, DRM, JP, KR, JS, RS) 0 AGAINST 0 ABSTAINED. (LA out of room) MOTION CARRIED.
10 Signature: 2001-515.gov	To approve wake and burial benefits to Earl Crofoot DOD 9-4-2001. Earl Crofoot has been life-time resident of the Colville Reservation and was formerly married to Yvonne Van Brunt Clark, enrolled Colville	10 FOR (LA, SC, MH, GJ, JL, DL, MM, JP, JS, RS) 3 AGAINST (JJ, DRM, RS) 0 ABSTAINED.

	Tribal member, for four years. They have two Children Eric and Ernie Crofoot.	RATIONALE: None given
10 Signature: 2001-516.gov	To approve the Burial Benefits and Wake Grant for non-Indian spouse Mary Jean Francis, DOD 9-4-01 (wife of deceased member) Alex V. Francis (a.k.a. Alex V. Francois), CCT Enrollment No. 814; she is the mother of enrolled members: John C. Francis (John Flowers of Coulee Dam/GCD), William M. Francis, Carolyn M. Francis, Gerald A. Francis and Steven L. Francis (F&W Employee). Her burial will be on Monday 9-10-01.	10 FOR (JL, MH, JS, DL, JP, GJ, JJ, SC, LA, CC) 1 AGAINST (DRM) 0 ABSTAINED.  RATIONALE: None given.
10 Signature: 2001-517.com .m&b	To increase the 821 Solid Waste 69850 account \$27,000.00. To cover landfill tipping fee charges/fiscal expenditures. To come from additional revenues that were generated.	10 (JS, DRM, JP, KR, GJ, LA, SC, MM, JJ, CC) 0 AGAINST 0 ABSTAINED.  RATIONALE: Tipping fees are due now.
10 Signature: 2001-608.m&b	Colville Tribal Credit administers a loan program for Colville Tribal members and there is a continuing need for Credit to obtain the services of legal counsel to assist in legal issues regarding the development, administration and collection of loan accounts. Credit is presently without an attorney to provide on-going legal services on major accounts, which are presently in litigation with upcoming court dates and require legal representation for Tribal Credit. Credit has already advertised for a staff attorney and received no qualified applicants. Credit is presently searching for attorney representation via the RFP process but this process cannot be completed in time to secure legal representation on upcoming court cases. To approve the interim use of David D. Shaw P.C. as legal counsel for Colville Tribal Credit from November 5, 2001 to March 20, 2002. The total amount of the contract is \$50,000 for services and expenses. A copy of the contract is attached. The funding for this contract will be provided from Credit revenues. The CTEC Board of directors has approved the emergency hire of legal counsel to handle the Credit cases until permanent legal counsel can be secured.	11 FOR (KR, DRM, JL, LA, GJ, MM, JP, JJ, SC, JS, CC) 0 AGAINST 0 ABSTAINED.  RATIONALE: Upcoming court dates require the immediate approval of legal counsel so they can be prepared for complicated cases scheduled for hearing within the next 20 days.
10 Signature: 2001-609.gov	To authorize the family of Ms. Wanda Miles to purchase a Tribal Casket, Ms. Miles passed away on November 12, 2001. Ms. Miles has been seated on the Court of Appeals since 1982, and as such, her family would like to have her buried in a Colville Tribal Casket, the family is requesting to purchase a Tribal Casket for her services from our enrollment office.	11 FOR (JL, LA, SC, MM, JS, MH, RS, KR, JJ, CC, DRM) 0 AGAINST 0 ABSTAINED.  RATIONALE: Funeral preparation to begin immediately, prior to the next scheduled Special Session of November 15, 2001.
10 Signature: 2001-610.m&b	To approve three charter buses for the Inchelium, Lake Roosevelt and Omak High School Football Teams State B, A, AA Finals 2001. There are many tribal member players on each of these outstanding teams; not to mention some are in their Senior year and looking at graduating in 2002; these young people kept up their GPA's to participate and there represent themselves and the tribe well in both education and athletics. We are asking that monetary support be for up to \$2,000.00 for each high school to charter bus	11 FOR (KR, RS, JJ, JL, LA, DL, CC, SC, DRM, MH, JS) 0 AGAINST 0 ABSTAINED.  RATIONALE: To reserve for future use.

	services as they make their State B, A, AA appearances. In unused these funds will be returned to the Donation Committee fund account. Authorize the Donations Committee to waive policy, fund to come from Donations.	
2001-611.cul	To authorize Healthy Nations Initiative National Program Office to use the Confederated Tribes of the Colville Reservation logo on the Healthy Nations for the website purpose only and that any other use must be approved by the Colville Business Council.	13 FOR (LA, SC, MH, JJ, GJ, JL, DL, MM, DRM, JP, KR, JS, RS) 0 AGAINST 0 ABSTAINED. MOTION CARRIED.
2001-612.m&b .cul	To approve Modification 002 of contract no. 1425-98-CS-10-1417F with Bureau of Reclamation and the CCT for the History/Archaeology Department to conduct the Banks Lake Survey Project Phase II with an award of \$39,480.44, no tribal dollars, and additional tasks are anticipated that will require modifications of the contract. The Chairperson or her designee is authorized to sign this and all future documents related to this contract. Any modifications impacting salary increases will be brought back to Culture Committee.	13 FOR (LA, SC, MH, JJ, GJ, JL, DL, MM, DRM, JP, KR, JS, RS) 0 AGAINST 0 ABSTAINED. MOTION CARRIED.
2001-613.l&j	Effective immediately: the TOSHA Program will be under the Supervision of Emergency Services.	12 FOR (LA, SC, MH, JJ, JL, DL, MM, DRM, JP, KR, JS, RS) 0 AGAINST 1 ABSTAINED (GJ). MOTION CARRIED.
10 Signature: 2001-614.m&b	To approve appointing Sharon Holmdahl as Acting Executive Director effective November 19, 2001 through February 28, 2002.	10 FOR (KR, GJ, DRM, JL, SC, DL, JP, JJ, JS, CC) 0 AGAINST 0 ABSTAINED. RATIONALE: Date to start before the next special.
2001-615.l&j	To appoint Cynthia Boyd to fill the unexpired Gaming Commission position vacated by Walt Arnold. Effective November 15, 2001.	13 FOR (LA, SC, MH, JJ, GJ, JL, DL, MM, DRM, JP, KR, JS, RS) 0 AGAINST 0 ABSTAINED. MOTION CARRIED.
2001-616.com	Because the US National Park Service deadline to negotiate a sole source concession contract to construct an operate the Crescent Bay Marina terminates on December 31, 2001 and the Colville Tribal Enterprise Corporation's economic analysis of constructing and operating Crescent Bay Marina resulted in a negative return on investment and the CCT is reviewing locations in the Coulee Dam/Grand Coulee area to construct a hospital and Convalescent Center and combining these two projects may lower the combined capital costs and result in a positive return on investment for the Crescent Bay Project that the CBC is requesting the US National Park Service for a six-month extension to determine the economic viability of combining these projects.	12 FOR (LA, SC, MH, JJ, GJ, JL, MM, DRM, JP, KR, JS, RS) 1 AGAINST (DL) 0 ABSTAINED. MOTION CARRIED.
2001-617.com	To approve the grant application prepared by the Tribal Planning Department for funding from the US Department of Commerce, Economic Development Administration in the amount of \$43,000 for the time period 01-01-02 to 12-31-02 and to authorize the Chairperson or designee to sign this agreement. The grant will be utilized by the Tribal Planning Dept. To carry out economic planning tasks for the Colville	13 FOR (LA, SC, MH, JJ, GJ, JL, DL, MM, DRM, JP, KR, JS, RS) 0 AGAINST 0 ABSTAINED. MOTION CARRIED.

	Indian Reservation. No tribal dollars involved.	
2001-618.gov	That CBC resolution 1999-197 disallowing burial benefits to non-Tribal Members be rescinded in its entirety. Authorize \$500.00 for wake grant and \$500.00 for burial benefits to: 1. Non-member spouse of enrolled Tribal Member who is legally married or has been together for (7) years at the time of his/her death to the Tribal member. a. If non-member spouse is a member of another Tribe, Enrollment will check with that Tribe to see if the individual is eligible for burial benefits. No wake grant or burial benefits will be awarded for the deceased individual if he/she receives benefits from their Tribe. 2. First line descendant of enrolled Colville Tribal Member upon official verification from the Enrollment Office. (Also include "a" as above.)	7 FOR (JP, LA, MM, DL, SC, GJ, RS) 1 AGAINST (JJ) 5 ABSTAINED (JL, KR, JS, DRM, MH). MOTION CARRIED.
2001-625.hum	To approve the Living Well With Diabetes Project which is sponsored by the Okanogan WSU Cooperative Extension office to be implemented in conjunction with the THP. No budget will be required of the Colville Tribe as the WSU Extension office was the recipient of project funds which they are utilizing to include the Tribe in project.	13 FOR (LA, SC, MH, JJ, GJ, JL, DL, MM, DRM, JP, KR, JS, RS) 0 AGAINST 0 ABSTAINED. MOTION CARRIED.
2001-626.hum	To support comprehensive community screening for type 2 diabetes, support screening for risk factors in the pediatric population, support primary prevention for activities in the reservation community, and support collaborative research that will benefit the entire reservation community. Authorize the chairperson or designee to sign all necessary documentation.	12 FOR (LA, SC, MH, JJ, GJ, JL, DL, MM, DRM, JP, KR, RS) 0 AGAINST 1 ABSTAINED (JS). MOTION CARRIED.
2001-627.hum	Requesting approval for CFS to accept the Indian Child Welfare Services Program Agreement. The agreement originally two separate Intergovernmental Work Orders have been consolidated into one program agreement. Agreement is for July 1, 2001 to June 30, 2003. Total of two year agreement is \$222,391.	13 FOR (LA, SC, MH, JJ, GJ, JL, DL, MM, DRM, JP, KR, JS, RS) 0 AGAINST 0 ABSTAINED. MOTION CARRIED.
2001-628.hum	To accept the Washington State Family Policy Contract in the amount of \$32,522 for the Colville Tribes Community Networks Public Health & Safety Network for Fiscal Year 2002 with authorization of the Colville Business Chairperson and/or designee to sign all necessary documents.	13 FOR (LA, SC, MH, JJ, GJ, JL, DL, MM, DRM, JP, KR, JS, RS) 0 AGAINST 0 ABSTAINED. MOTION CARRIED.
2001-629.nat	Approve Debbie Wheeler as the successful bidder on Item N-5. 101-T0000: Unnumbered Tribal Tract being located on 1116 Tilmus Street, Coulee Dam, Washington. Rental: \$50.00 per month. Term: 11/01/01 to 10/30/2011. (10 years) with the option to purchase.	12 FOR (LA, SC, MH, JJ, JL, DL, MM, DRM, JP, KR, JS, RS) 0 AGAINST 1 ABSTAINED(GJ). MOTION CARRIED. AMENDMENT: 6 FOR (DL, SC, JL, KR, JS, DRM) 6 AGAINST (MH, JP, JJ, LA, MM, RS) 1 ABSTAINED (GJ). CC VOTED IN FAVOR OF AMENDMENT TO BREAK TIE.
2001-630.nat	To approve the use of two acres of Tribal Tract T101-5388 located within Township 33 Range 28 Section 8	13 FOR (LA, SC, MH, JJ, GJ, JL, DL, MM, DRM, JP, KR, JS, RS) 0 AGAINST 0

	on the East side of Highway 21. Request to install a concrete toilet facility, picnic table, and trash receptacle for public use.	ABSTAINED. MOTION CARRIED.
2001-632.nat	To transfer the following property from Credit to CCT: Gary and Deeny McClung, tow parcels of fee property located in Ferry County. Assessed value: \$18,200.00, CTC Book value \$18,200.00. Legal description: N. 460 ft. Of S. 560 ft. Of SE1/4NE1/4 lying easterly of the San Poil River of Section 7 Township 30 N, Range 33 E.W.M. (Parcel 3-30-07-14-00020-00 contains 2 acres) S. 560 ft. Of W1/2 W1/2 SE1/4 NW1/4 and the N. 460 ft. Of the S. 560 ft. Of the SW1/4 NW1/4 of Section 8 Township 30 N, Range 33 E.W.M. (Parcel 3-30-08-23-00020-00 contains 18 acres) Taxes annually of approx. \$189.67. Begin the process to convert into trust property through Realty.	12 FOR (SC, MH, JJ, GJ, JL, DL, MM, DRM, JP, KR, JS, RS) 0 AGAINST 1 ABSTAINED (LA). MOTION CARRIED.
2001-633.nat	To approve the exchange of lands of equal value wherein the Colville Tribes will convey 10.00 acres, more or less within Tribal Tract No. 101-T976, valued at \$16,000.00 to Laurae MacClain. IN EXCHANGE Laurae MacClain will convey 10.00 acres, more or less in Colville Allotment No. 101-672-A valued at \$14,000.00 plus monetary payment of the difference of \$2,000.00 in favor of the Colville Tribes.	12 FOR (LA, SC, MH, JJ, GJ, JL, DL, DRM, JP, KR, JS, RS) 0 AGAINST 1 ABSTAINED(MM). MOTION CARRIED.
2001-634.nat	Approve Alice Smith and Chris McCuen as the successful bidder(s) on Item N-2.101-T5527: Lot 18 Block 63, located in Coulee Dam, Section 31, Township 29 North, Range 31 East, Willamette Meridian, Okanogan County, Washington, 4 bedroom house on 1024 Camas Street in "AS IS CONDITION". Rental: \$500.00 per month. \$6,000.00 annual. Term: 11/01/01 to 10/31/2005. (Four years). With option to purchase.	13 FOR (LA, SC, MH, JJ, GJ, JL, DL, MM, DRM, JP, KR, JS, RS) 0 AGAINST 0 ABSTAINED. MOTION CARRIED.
2001-635.nat	Approve Tera Mason as the successful bidder on Item I-1.101-T2029: the S2SE4NE4NE4 of Section 10, Township 32 North, Range 36 East, Willamette Meridian, Ferry County, Washington, containing 5.00 acres more or less. 1975 model trailer house in "AS IS CONDITION". Rental: \$250.00 month. \$3,000.00 annual. With option to purchase. Term: 11/01/01 to 10/31/2011. (Ten years).	13 FOR (LA, SC, MH, JJ, GJ, JL, DL, MM, DRM, JP, KR, JS, RS) 0 AGAINST 0 ABSTAINED. MOTION CARRIED.
2001-636.nat	Approve Alvie Cleparty as the successful bidder on Item 0-1.101-T2229-A: Two bedroom home located 9 miles east of Omak, Washington. That part of the south half of the south half of the south half of the southeast quarter of Section 9, Township 33 North, Range 28 East, Willamette Meridian, Okanogan County, Washington, see attached legal. Containing 5.22 acres more or less. Rental: \$349.99 per month. Term: 11/01/01 to 10/31/2011. (10 years)With option to purchase. "IN AS IS CONDITION"	13 FOR (LA, SC, MH, JJ, GJ, JL, DL, MM, DRM, JP, KR, JS, RS) 0 AGAINST 0 ABSTAINED. MOTION CARRIED.
2001-637.nat	To remove approximately 60 acres from Range Unit	13 FOR (LA, SC, MH, JJ, GJ, JL, DL, MM,



	81 (see attached description) and lease to Doctors Don Lay and Jean Ulbransen for the purpose of establishing a Wildlife Rehabilitation Center. Rental is waived in lieu of providing wildlife and other animals rehabilitation services for the Tribal Fish & Wildlife Dept., Tribal Dog Pound and other Tribal Depts. Term: 12/01/01 to 11/30/11 for a period of 10 years. Land description: NE1/4, NW1/4, Sec. 18 T33NR28E approximately 40 acres AND N1/2, SE1/4, NW1/4 Sec. 18 T33NR28E approximately 20 acres. Chairperson or designee has authority to sign all pertinent documents.	DRM, JP, KR, JS, RS) 0 AGAINST 0 ABSTAINED. MOTION CARRIED.
2001-638.nat	To contribute \$500.00 for the 2002 international conference, Toward Ecosystem-Based Management: Breaking Down the Barriers in the Columbia River Basin and Beyond to be held April 27-May 1, 2002 in Spokane. Funds to be distributed to the conference coordinator: Sustainable Fisheries Foundation. Funds to be taken out of Council travel account.	9 FOR (LA, GJ, JL, DL, MM, DRM, KR, JS, RS) 3 AGAINST (SC, MH, JJ) 0 ABSTAINED (JP-out of room). MOTION CARRIED.
2001-639.nat .m&b	To approve the attached application for the Lake Roosevelt PA/SI Technical Assistance Grant to the Environmental Protection Agency in the amount of \$54,947. This is a continuing grant and will enable tribal involvement in the Upper Columbia River/Lake Roosevelt CERCLA process conducted by EPA at the Tribes request in 1999. No tribal dollars are requested. To authorize the Chairperson or designee to sign all related contract documents.	13 FOR (LA, SC, MH, JJ, GJ, JL, DL, MM, DRM, JP, KR, JS, RS) 0 AGAINST 0 ABSTAINED. MOTION CARRIED.
2001-640.nat .m&b	To approve the attached budget modification in the amount of \$120,000. This is special project funding from the Bureau of Indian Affairs for Litigation Support (not attorney fees) for Lake Roosevelt Natural Resources Damages. No tribal dollars requested.	13 FOR (LA, SC, MH, JJ, GJ, JL, DL, MM, DRM, JP, KR, JS, RS) 0 AGAINST 0 ABSTAINED. MOTION CARRIED.
2001-641.nat .com	To approve the MOA between the Town of Nespelem and the CCT Emergency Services Dept. for the operation and maintenance of the new Fire Hall Facility in the Town of Nespelem and to designate the Chairwomen or her designee as signing authority for this agreement.	12 FOR (LA, SC, JJ, GJ, JL, DL, MM, DRM, JP, KR, JS, RS) 1 AGAINST (MH) 0 ABSTAINED. MOTION CARRIED.
2001-642.nat	To approve the attached 2001-2002 Trapping regulations.	12 FOR (LA, SC, MH, GJ, JL, DL, MM, DRM, JP, KR, JS, RS) 0 AGAINST 1 ABSTAINED (JJ). MOTION CARRIED.
2001-643.nat	To approve the attached agreement between the Tribe and the Oroville-Tonasket Irrigation District. This agreement will provide for final rearing, acclimation and release of 300,000 spring chinook smolts that will initiate the TF&W Dept. efforts for reintroduction of spring chinook salmon to the Okanogan River. Funds to meet requirements of this agreement have been secured by the TF&W Dept. through a BPA contract. The CBC authorizes CCT Chairperson or designee to sign any relative documents to this agreement.	13 FOR (LA, SC, MH, JJ, GJ, JL, DL, MM, DRM, JP, KR, JS, RS) 0 AGAINST 0 ABSTAINED. MOTION CARRIED.

2001-644.nat	That the Environmental Trust Dept. be authorized to submit a no cost extension to Environmental Protection Agency in order to continue the Air Program operations through December 31, 2001. A tribal match is not being requested and is not required. The CBC Chair or designee to sign the no cost extension.	13 FOR (LA, SC, MH, JJ, GJ, JL, DL, MM, DRM, JP, KR, JS, RS) 0 AGAINST 0 ABSTAINED. MOTION CARRIED.
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