

# COLVILLE CONFEDERATED TRIBES COLVILLE BUSINESS COUNCIL

## Resolution Index

Condensed by Berni Michel, CBC Recording Secretary

### ***SPECIAL SESSION on September 5, 2002***

Council Members Present:    Louella Anderson    Shirley Charley    Jeanne Jerred  
    Gene Joseph        Mike Marchand    Harvey Moses  
    DR Michel         Joe Pakootas      Kevin Rosenbaum  
    Richard Swan

Delegation/Absent:        Margie Hutchinson (del) Joanne Leith (del)    Lucille Pakootas (del)  
    John Stensgar (del)

| Resolution No. | Condensed Recommendation Information   | Colville Business Council Vote Tally                            |
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| 2002-517.m&b   | Approve payment to Randy Scott of ACCESS, lobbyist, for Tribal Government Gaming issues.   | 9 FOR (LA, SC, JJ, GJ, MM, HM, DM, KR, RS) 0 AGAINST 0 ABSTAIN  |
| 2002-518.m&b   | Approve ½ payment of Eddie Covington's request for reimbursement of items lost during participation at the Warm Springs Elders Day Dinner. Payment to be paid out of unmet needs account.  | 8 FOR (LA, SC, JJ, GJ, MM, HM, DM, KR) 0 AGAINST 1 ABSTAIN (RS) |
| 2002-519.m&b   | Approve to contribute \$5,000 to the National Congress of American Indians to support the Sovereignty Protection Fund to be paid out of the Gaming Travel Fund for CBC.  | 8 FOR (LA, SC, JJ, GJ, MM, HM, DM, KR) 1 AGAINST (RS) 0 ABSTAIN |
| 2002-520.m&b   | Approve to contribute \$50,000 to the Washington Indian Gaming Association from the Gaming Travel Fund for CBC to combat the expansion of Gaming in the State of Washington.   | 8 FOR (LA, SC, JJ, GJ, MM, HM, DM, KR) 1 AGAINST (RS) 0 ABSTAIN |
| 2002-521.m&b   | Approve that for FY03 through FY07 no programs, grants, contracts, funds or branches of the government or under the oversight of the government and whose accounting is maintained in the Tribal Accounting Office be allowed to keep or expend, partially or fully, their indirect funds or program, grant, contract, fund or branch generated revenues. Budgets will be based upon requested, appropriated and enacted budgeted amounts as submitted and/or modified within the policies and procedures. This resolution supercedes previous resolutions regarding the use of indirect funds, and program, grant, contract, fund and branch generated revenues except those specifically defined by grant or contract. | 9 FOR (LA, SC, JJ, GJ, MM, HM, DM, KR, RS) 0 AGAINST 0 ABSTAIN  |
| 2002-522.m&b   | Approve that no Tribal Operations & Maintenance funds be carried over from one fiscal year to another; that invoices encumbering Tribal Funds within forty-  | 9 FOR (LA, SC, JJ, GJ, MM, HM, DM, KR, RS) 0 AGAINST 0 ABSTAIN  |

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|              | five (45) days of the end of the fiscal year be paid within sixty (60) days of the new fiscal year; that Tribal funds appropriated for designated projects will be carried over for those specific projects; that unused designated project funds be returned to the General Fund if not used by the completion of the project; and that this resolution supercedes previous resolutions regarding Tribal funds carryover.  |   |
| 2002-523.m&b | Approve budget for FY03 General Fund total \$46,920,924 in expenditures for the period October 1, 2002 to September 30, 2003 with \$981,091 from reserves. All programs, branches will make quarterly fiscal presentations to their appropriate Council Committee with a copy to the Budget & Finance Officer for general ledger comparison.  | 9 FOR (LA, SC, JJ, GJ, MM, HM, DM, KR, RS) 0 AGAINST 0 ABSTAIN  |
| 2002-524.nat | Modify resolution 2002-300 to read: Approve the request of Joleen Mollenberg to modify her existing lease no. 02-43 to a homesite lease with an option to purchase. All previous provisions, terms and conditions of original lease contract will remain in effect.   | 9 FOR (LA, SC, JJ, GJ, MM, HM, DM, KR, RS) 0 AGAINST 0 ABSTAIN  |
| 2002-525.nat | Approve assignment of lease no. 97-31 from Dean Fry to Andrew McCartney, former Nysti Lot 3, 711 Index Street in East Omak.   | 7 FOR (LA, GJ, MM, HM, DM, KR, RS) 2 AGAINST (SC, JJ) 0 ABSTAIN |
| 2002-526.nat | Approve Permit For Use of Wells Reservoir Area issued to CCT as the Permittee by Douglas County PUD which provides for the CCT use of Douglas PUD land adjacent to the Cassimer Bar Fish Hatchery in order for Tribe to operate said hatchery, which Douglas County PUD by separate document intends to donate to CCT for continued operation as a fish hatchery including a limited waiver of the Tribes' sovereign immunity from lawsuit that would enable Douglas county PUD (and only Douglas County PUD) to enforce the terms of the Permit. Chair or designee authorized to sign. | 2 FOR (LA, SC, GJ, MM, HM, DM, KR) 0 AGAINST (JJ, RS) 0 ABSTAIN |
| 2002-527.nat | Approve to amend resolution 1998-170 to include the Forestry Forest Development and Emergency Stabilization and Rehabilitation (ESR) contracts and that the Executive Director be delegated the authority to approve them. The legal language of contract does not change from one contractor to another. Projects already approved by CBC. Chair or designee authorized to sign.   | 9 FOR (LA, SC, JJ, GJ, MM, HM, DM, KR, RS) 0 AGAINST 0 ABSTAIN  |
| 2002-528.nat | Approve Tobias Finley's request for "salvage only" of the house on the former Storlie property.   | 8 FOR (LA, SC, GJ, MM, HM, DM, KR, RS) 1 AGAINST (JJ) 0 ABSTAIN |
| 2002-529.nat | Approve to request the Secretary of Interior to support the Tribes and EPA with regard to the on-going investigation and remedial activities of EPA in the Upper Columbia River Basin by appointing an authorized official to coordinate the position of the Dept. of Interior and to act consistently with the trust obligation owed to by the Tribes by the United States   | 9 FOR (LA, SC, JJ, GJ, MM, HM, DM, KR, RS) 0 AGAINST 0 ABSTAIN  |

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|              | to protect tribal members.   |   |
| 2002-530.nat | Approve budget modification to FY02 budget for Kokanee Enhancement Project in the amount of \$89,860 and authorize Chair or designee to sign. Funded by BPA, no tribal dollars.  | 9 FOR (LA, SC, JJ, GJ, MM, HM, DM, KR, RS) 0 AGAINST 0 ABSTAIN  |
| 2002-531.nat | Approve sub-contract with Okanogan Nation Alliance in the amount of \$238,373.10 and authorize Chair or designee to sign. Funded by BPA, no tribal dollars.  | 9 FOR (LA, SC, JJ, GJ, MM, HM, DM, KR, RS) 0 AGAINST 0 ABSTAIN  |
| 2002-532.nat | Approve that tribal staff be prohibited from participating in so-called 2514 planning which purports to give the state and county governments planning authority for tribal waters. This action being taken to prevent the future use of 2514 plans by the courts as justification to restrict, curtail, quantify or otherwise restrict the Tribe from exercising its prior and paramount rights to the use of water.  | 9 FOR (LA, SC, JJ, GJ, MM, HM, DM, KR, RS) 0 AGAINST 0 ABSTAIN  |
| 2002-533.nat | Approve Cedar's Inn request for a Sewer Line Easement over and across Tribal Tract 101-T5468. Cedar's Inn request that fee be waived in lieu of the right of the CCT to tap into the sewer line in the event the Tribe makes improvements in the area and the need arises. Conditions that will apply: 1. Cedar's Inn will be responsible for all maintenance, repairs and improvements of line. 2. Service line will be installed by a reputable, competent and bonded company approved by BIA and Tribal Public Works Dept. 3. Term of this right of way will be 25 years with an option to renew for additional 25 years. | 9 FOR (LA, SC, JJ, GJ, MM, HM, DM, KR, RS) 0 AGAINST 0 ABSTAIN  |
| 2002-534.nat | Approve Ronda Marchand's request for a service line agreement over and across a portion 101-T4211-A for a telephone line. Conditions that will apply: 1. Ms. Marchand will be responsible for all maintenance, repairs and improvements of line. 2. Service line will be installed by a reputable, competent and bonded company approved by BIA and Tribal Public Works Dept. 3. Term of this right of way will be 25 years with an option to renew for additional 25 years  | 9 FOR (LA, SC, JJ, GJ, MM, HM, DM, KR, RS) 0 AGAINST 0 ABSTAIN  |
| 2002-535.nat | Approve Ben Marchand, Jr., homesite lease no. 02-033   | 9 FOR (LA, SC, JJ, GJ, MM, HM, DM, KR, RS) 0 AGAINST 0 ABSTAIN  |
| 2002-536.nat | Approve Ben Marchand, Jr., pasture lease no. 02-034  | 9 FOR (LA, SC, JJ, GJ, MM, HM, DM, KR, RS) 0 AGAINST 0 ABSTAIN  |
| 2002-537.nat | Approve patent in fee request from John Cook covering allotment no. 101-1249-A.  | 7 FOR (LA, SC, GJ, MM, DM, KR, RS) 2 AGAINST (JJ, HM) 0 ABSTAIN |
| 2002-538.nat | Approve exchange of lands of equal value with Lionel Orr. 151-C-58; 101-633; 101-633-A; 101-1357 For 101-T4641 (por). Branch of Real Property Management will request a survey for the 17.00 acres within T4641 (por) and appraisals on both properties to determine the fair market value. Chair or designee authorized to sign.  | 8 FOR (SC, JJ, GJ, MM, HM, DM, KR, RS) 0 AGAINST 1 ABSTAIN (LA) |
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| 2002-539.nat | Approve to support the submittal of a grant proposal in collaboration with Green Strategies, a non-profit institution. Purpose of grant funding search is to conduct work to better understand that nature and extent of risks to tribal members for contamination of Lake Roosevelt. No tribal dollars are being committed. Chair or designee authorized to sign all related documents.  | 8 FOR (LA, SC, JJ, GJ, MM, HM, DM, RS) 0<br>AGAINST 0 ABSTAIN<br><br>Out of Room: KR  |
| 2002-540.nat | Approve resolution in support of the on-going "Superfund" investigation of the United States Environmental Protection Agency (EPA) in the Upper Columbia River Basin and authorize the Chair or designee to sign.   | 8 FOR (LA, SC, JJ, GJ, MM, HM, DM, RS) 0<br>AGAINST 0 ABSTAIN<br><br>Out of Room: KR  |
| 2002-541.nat | Approve to revise budget modification for Special Projects account 1616. Additional federal BIA funds will be used for projects related to the Federal Dam Safety Program. Chair or designee authorized to sign.  | 8 FOR (LA, SC, JJ, GJ, MM, HM, DM, RS) 0<br>AGAINST 0 ABSTAIN<br><br>Out of Room: KR  |
| 2002-542.nat | Approve the Aviation Management Plan to comply with federal policy. Chair or designee authorized to sign.   | 8 FOR (LA, SC, JJ, GJ, MM, HM, DM, RS) 0<br>AGAINST 0 ABSTAIN<br><br>Out of Room: KR  |
| 2002-543.nat | Approve Fire Mange Participation Policy for the Natural Resources Department. The policy guidelines listed in this policy will be consistent with CCT Plan of Operations, 5 U.S.C., 5 CFR, and 25 CFR. Chair or designee authorized to sign.  | 7 FOR (LA, JJ, GJ, MM, HM, DM, RS) 1<br>AGAINST (SC) 0 ABSTAIN<br><br>Out of Room: KR |
| 2002-544.cul | Approve to amend 2001-586 to place Ernie Williams on the Owner's and Jockey's Association that meets with City of Omak and Omak Stampede Committee.   | 8 FOR (LA, SC, JJ, GJ, MM, HM, DM, RS) 0<br>AGAINST 0 ABSTAIN<br><br>Out of Room: KR  |
| 2002-545.cul | Approve to amend 2002-277 to replace Deb Louie with Harvey Moses, Jr., on Okanogan Tribes' Across the Boarder Issues, Government/Government Representative(s). The remaining resolution is to remain in full force and effect.  | 7 FOR (LA, SC, JJ, GJ, MM, DM, RS) 0<br>AGAINST 1 ABSTAIN (HM)<br><br>Out of Room: KR |
| 2002-546.vet | Approve modification to solicitation 668-336-02 between VA Medical Center and the CCT to delete first paragraph on page 2 and replace with new paragraph specifying readjustment counseling to eligible CCT Veterans and families associated with CCT located in coastal and mountain communities where Veterans reside more than 25 miles from the nearest VA Medical Center/Community Based Outpatient Clinic or Vet Center. Contract period for 1 yr. From date of award with options to renew for 4 additional 1 yr. options, pending availability of funds. Rates should be based on 1 hr. sessions for individual therapy, 90 minutes for sessions for group therapy and/or family therapy. | 8 FOR (LA, SC, JJ, GJ, MM, HM, DM, RS) 0<br>AGAINST 0 ABSTAIN<br><br>Out of Room: KR  |
| 2002-547.gov | Approve research permit to the Institute for Tribal Government who is requesting photographs of Mel   | 8 FOR (LA, SC, JJ, GJ, MM, HM, DM, RS) 0<br>AGAINST 0 ABSTAIN                         |

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|              | Tonasket to be included with their interview with him that is to be used in the “Great Leaders of Modern Times” video series. CCT will grant a one-time use of photos to the Institute with the understanding that the materials are to be returned to the CCT Archives Center. | Out of Room: KR   |
| 2002-548.gov | Approve to appoint Jeanne A. Jerred to the Elections Committee and to rescind 2001-375.   | 8 FOR (LA, SC, GJ, MM, HM, DM, KR, RS) 0 AGAINST 1 ABSTAIN (JJ)     |
| 2002-549.gov | Approve to appoint Louella Anderson to the Elections Committee and to rescind 2001-373  | 8 FOR (SC, GJ, JJ, MM, HM, DM, KR, RS) 0 AGAINST 1 ABSTAIN (LA)     |
| 2002-550.gov | Approve to appoint Harvey Moses, Jr., to the Elections Committee and to rescind 2001-376  | 8 FOR (LA, SC, GJ, JJ, MM, DM, KR, RS) 0 AGAINST 1 ABSTAIN (HM)     |
| 2002-551.gov | Approve to appoint DR Michel to the Elections Committee and to rescind 2001-263   | 8 FOR (LA, SC, GJ, JJ, MM, HM, KR, RS) 0 AGAINST 1 ABSTAIN (DM)     |
| 2002-552.gov | Approve to rescind 1999-814 in it’s entirety due to cost savings. That all Special Sessions to be held in CBC Council Chambers.   | 7 FOR (LA, SC, GJ, MM, HM, DM, KR, RS) 2 AGAINST (KR, RS) 0 ABSTAIN |
| 2002-553.gov | Approve to enroll: Edward William Andrew Frank, case no. 02-104   | 9 FOR (LA, SC, JJ, GJ, MM, HM, DM, KR, RS) 0 AGAINST 0 ABSTAIN      |
| 2002-554.gov | Approve to enroll: Imesei Aitofele Tomeo, case no. 02-105   | 9 FOR (LA, SC, JJ, GJ, MM, HM, DM, KR, RS) 0 AGAINST 0 ABSTAIN      |
| 2002-555.gov | Approve to enroll: Sincere Ryse Three Irons, case no. 02-106  | 9 FOR (LA, SC, JJ, GJ, MM, HM, DM, KR, RS) 0 AGAINST 0 ABSTAIN      |
| 2002-556.gov | Approve to enroll: Lachelle Ranae Boyd, case no. 02-107   | 9 FOR (LA, SC, JJ, GJ, MM, HM, DM, KR, RS) 0 AGAINST 0 ABSTAIN      |
| 2002-557.gov | Approve to enroll: Jesse Wayne McCrea, case no. 02-108  | 9 FOR (LA, SC, JJ, GJ, MM, HM, DM, KR, RS) 0 AGAINST 0 ABSTAIN      |
| 2002-558.gov | Approve to enroll: Isaac William Tonasket, case no. 02-109  | 9 FOR (LA, SC, JJ, GJ, MM, HM, DM, KR, RS) 0 AGAINST 0 ABSTAIN      |
| 2002-559.gov | Approve to enroll: Eriq Josiah Beck, case no. 02-110  | 9 FOR (LA, SC, JJ, GJ, MM, HM, DM, KR, RS) 0 AGAINST 0 ABSTAIN      |
| 2002-560.gov | Approve to enroll: Maesun Rain Matt, case no. 02-111  | 7 FOR (LA, JJ, MM, HM, DM, KR, RS) 0 AGAINST 2 ABSTAIN (SC, GJ)     |
| 2002-561.gov | Approve to enroll: Rochelle Lynn Michel, case no. 02-112  | 7 FOR (LA, SC, JJ, GJ, MM, HM, KR) 0 AGAINST 2 ABSTAIN (DM, RS)     |
| 2002-562.gov | Approve to enroll: Cameron James St. Pierre, case no. 02-113  | 8 FOR (LA, SC, JJ, MM, HM, DM, KR, RS) 0 AGAINST 1 ABSTAIN (GJ)     |
| 2002-563.gov | Approve to enroll: Austin Harlow McAllister, case no. 02-114  | 9 FOR (LA, SC, JJ, GJ, MM, HM, DM, KR, RS) 0 AGAINST 0 ABSTAIN      |
| 2002-564.gov | Approve to enroll: Leland Travis Toulou, case no. 02-116  | 7 FOR (LA, SC, JJ, GJ, MM, HM, KR) 0 AGAINST 2 ABSTAIN (DM, RS)     |
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| 2002-565.gov | Approve to enroll: Phillip George Flett, case no. 02-117         | 9 FOR (LA, SC, JJ, GJ, MM, HM, DM, KR, RS) 0 AGAINST 0 ABSTAIN  |
| 2002-566.gov | Approve to enroll: Setra Sky Ford, case no. 02-118               | 9 FOR (LA, SC, JJ, GJ, MM, HM, DM, KR, RS) 0 AGAINST 0 ABSTAIN  |
| 2002-567.gov | Approve to enroll: Michael Steven Laramie, case no. 02-119       | 9 FOR (LA, SC, JJ, GJ, MM, HM, DM, KR, RS) 0 AGAINST 0 ABSTAIN  |
| 2002-568.gov | Approve to enroll: Jon Avery Atkins, case no. 02-120             | 9 FOR (LA, SC, JJ, GJ, MM, HM, DM, KR, RS) 0 AGAINST 0 ABSTAIN  |
| 2002-569.gov | Approve to enroll: Dredon Erick James-St.Pierre, case no. 02-127 | 8 FOR (LA, SC, JJ, MM, HM, DM, KR, RS) 0 AGAINST 1 ABSTAIN (GJ) |
| 2002-570.gov | Approve to relinquish: Vernadene Bertha John, case no. 02-122.   | 9 FOR (LA, SC, JJ, GJ, MM, HM, DM, KR, RS) 0 AGAINST 0 ABSTAIN  |
| 2002-571.gov | Approve to relinquish: Frankie Lee Lezard, case no. 02-123       | 9 FOR (LA, SC, JJ, GJ, MM, HM, DM, KR, RS) 0 AGAINST 0 ABSTAIN  |