



COLVILLE CONFEDERATED TRIBES COLVILLE BUSINESS COUNCIL

May 2nd, 2013
Resolution Index

Condensed by, Trisha Jack, CBC Recording Secretary

Council Members Present: John E. Sirois, Benny Marchand Jr., Joseph Somday, Andy Joseph Jr., William Nicholson II, Brian Nissen, Ernest Brooks III (**present 9:09am*), Nancy Johnson, Jim Boyd, Richard Swan Sr. (**present 9:12am*) and N. Lynn Palmanteer-Holder

Delegation/Absent: Michael O. Finley, Luana Boyd-Rowley and Darlene Zacherle

Resolution No.	Condensed Recommendation Information	Colville Business Council Vote Tally
10-Signature 2013-322.m&b/e&e	To approve to submit the U.S. Department of Education Investing In Innovation Fund (I3) grant application for the Collaborative Innovation and Tribal Education project in the amount of \$2,750,000.00 that includes an In-kind match of \$412,500.00. Chairman or designee and administration staff authorized to sign all pertinent documents.	11 FOR (NJ, WN, EB, JSOMDAY, BN, JB, LPH, JSIROIS, DZ, LBR, MF) 0 AGAINST 0 ABSTAINED *Rationale: Timelines
10-Signature 2013-323.nrc	To approve the extension of C09-225, reference to Resolution 2009-318 to increase the contract amount in the amount of \$47,303.00 to continue water testing work for two additional years, extending the contract to May 25, 2015. New contract total after increase will be \$188,233.00.	10 FOR (JSOMDAY, BN, NJ, DZ, EB, JB, WN, RS, JSIROIS, LPH) 0 AGAINST 0 ABSTAINED *Rationale: Timelines
10-Signature 2013-324.l&j	To approve the Colville Tribal Police Department to apply for the 2014 BIA Indian Highway Traffic Safety Grant. This grant will enhance the department traffic and investigate abilities. IT will also enhance the communication knowledge of traffic laws. There is no matching funds required. Chairman or designee has authority to sign all related documents.	10 FOR (BN, WN, EB, JSOMDAY, JB, NJ, LPH, JSIROIS, RS, MF) 0 AGAINST 0 ABSTAINED *Rationale: Timelines
10-Signature 2013-325.nrc	To approve the attached change order #5 to the Tetra Tech sub-contract C10-307, adding an additional \$233,515.00 bringing the new contract total to \$4,838,600.00 and authorizes the Chairman and/or his designee to sign contract. Funded by BPA fund #312210, no Tribal dollars.	10 FOR (JSOMDAY, DZ, WN, BN, BM, EB, JSIROIS, MF, JB, NJ) 0 AGAINST 0 ABSTAINED *Rationale: Timelines
10-Signature 2013-326.m&b	To approve the Washington State Department of Commerce 2013 Local Technology Grant application submittal in the amount of \$50,000.00 with an In-kind Match of \$13,500.00. Chairman or designee and Administration staff authorized to sign all pertinent documents.	11 FOR (WN, MF, JB, BN, JSOMDAY, LPH, BM, JSIROIS, EB, DZ, NJ) 0 AGAINST 0 ABSTAINED *Rationale: Timelines
2013-328.m&b	To approve the Flowers & Sons Construction Contract in the amount of \$52,700.00 for the IT Call Center to disassemble, transport and install the CIPV modular building at the	10 FOR (EB, WN, AJ, JSOMDAY, BM, BN, JB, NJ, RS, LPH) 0 AGAINST

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	Nespelem Agency Campus located at Methow Street 101-TR34 funding to come from Fund No. 831.67020. The Chairman or designee is authorized to sign all pertinent documents.	0 ABSTAINED
2013-329.m&b	To approve the purchase of a T630 Bobcat Compact Track Loader for the Inchelium Forestry Department in the amount of \$42,518.80. No Tribal dollars will be expended. Chairperson or designee has the authority to sign all pertinent documents.	10 FOR (EB, WN, AJ, JSOMDAY, BM, BN, JB, NJ, RS, LPH) 0 AGAINST 0 ABSTAINED
2013-330.m&b	To approve the Ferry County Department of Public Works Utility Permit #13-6 and the Franchise Agreement No. 041513 for the 2013 USDA Keller Community-Oriented Broadband grant project. Chairman or designee and Administration staff authorized to sign all pertinent documents.	10 FOR (EB, WN, AJ, JSOMDAY, BM, BN, JB, NJ, RS, LPH) 0 AGAINST 0 ABSTAINED
2013-331.m&b	To approve that effective immediately, \$5.00 per Thousand Board Feet from all timber sales on Colville Tribal property be ear marked for environmental clean up of contaminated sites within the boundaries of the Colville Reservation, that the Environmental Trust Department shall have authority to expend such ear marked funds, and that Environmental Trust Department shall provide a financial report on the ear marked funds to the Council on an annual basis. Funds will be deposited into the Hazardous Waste Account 423 by authority of section 4-16-8 of the Tribal Hazardous Substances Control Act. This source of funding shall conclude in December 2033. Environmental Trust has authority to seek alternative funding sources to fulfill achieving project objectives.	10 FOR (EB, WN, AJ, JSOMDAY, BM, BN, JB, NJ, RS, LPH) 0 AGAINST 0 ABSTAINED
2013-332.m&b	To approve using Wells Dam revenue to fund a quarterly Elders stipend funded from the previous quarter Wells Dam revenue. Stipend shall commence from the 2013 first quarter going forward and be reviewed annually in August. Health and Human Services Committee per resolution has officially designated elders status as 55 years of age and older. The Enrollment Department shall set an appropriate timeline for cutoff and disbursement. Chair or designee may sign all pertinent documents.	9 FOR (EB, WN, AJ, JSOMDAY, BM, BN, JB, NJ, RS) 1 AGAINST (LPH) 0 ABSTAINED
2013-333.m&b/e&e	To approve the following amendments to SECTION XIV of the Tribes' Employment Policy Manual (EPM): STRIKE the first and second sentence of Section C. 1. and replace them with "Employees are subject to post-accident and reasonable suspicion drug testing."; STRIKE "and for random testing," from Section C. 3., and; STRIKE section D. 3. in its entirety. Executive Director to prioritize all Manager/Supervisors receive immediate "Reasonable Suspicion Drug Testing Training".	10 FOR (EB, WN, AJ, JSOMDAY, BM, BN, JB, NJ, RS, LPH) 0 AGAINST 0 ABSTAINED
2013-334.ele	To appoint John Sirois, as Omak District Alternate to the Elections Committee for the 2013 Colville Business Council Election. This resolution shall supersede all previous resolutions. Chairman or designee authorized to sign all pertinent documents.	9 FOR (WN, AJ, JSOMDAY, BM, BN, JB, NJ, RS, LPH) 0 AGAINST 1 ABSTAINED (EB)

2013-335.ele	To appoint Nancy Johnson, as Nespelem District Alternate to the Elections Committee for the 2013 Colville Business Council Election. This resolution shall supersede all previous resolutions. Chairman or designee authorized to sign all pertinent documents.	8 FOR (EB, WN, JSOMDAY, BM, BN, JB, RS, LPH) 0 AGAINST 2 ABSTAINED (AJ and NJ)
2013-336.ele	To appoint Dorthey Zacherle, as Nespelem District (2nd) Alternate to the Elections Committee for the 2013 Colville Business Council Election. This resolution shall supersede all previous resolutions. Chairman or designee authorized to sign all pertinent documents.	9 FOR (EB, WN, JSOMDAY, BM, BN, JB, NJ, RS, LPH) 0 AGAINST 1 ABSTAINED (AJ)
2013-337.ele	To appoint Glenda Gleason, as Keller District (2nd) Alternate to the Elections Committee for the 2013 Colville Business Council Election. This resolution shall supersede all previous resolutions. Chairman or designee authorized to sign all pertinent documents.	10 FOR (EB, WN, AJ, JSOMDAY, BM, BN, JB, NJ, RS, LPH) 0 AGAINST 0 ABSTAINED
2013-338.ele	To appoint Teri Peone, as Keller District Alternate to the Elections Committee for the 2013 Colville Business Council Election. This resolution shall supersede all previous resolutions. Chairman or designee authorized to sign all pertinent documents.	10 FOR (EB, WN, AJ, JSOMDAY, BM, BN, JB, NJ, RS, LPH) 0 AGAINST 0 ABSTAINED
2013-339.ele	To appoint Erica Deleon, as Inchelium District (2nd) Alternate to the Elections Committee for the 2013 Colville Business Council Election. This resolution shall supersede all previous resolutions. Chairman or designee authorized to sign all pertinent documents.	10 FOR (EB, WN, AJ, JSOMDAY, BM, BN, JB, NJ, RS, LPH) 0 AGAINST 0 ABSTAINED
2013-340.cul	To approve Research Permit Application 2013-02, "Freshwater Mussel Surveys on the Upper Columbia River, Washington", by Julie Campbell, U.S. Fish & Wildlife Service. Ms. Campbell will adhere to the Research Ordinance 6-6. The Fish & Wildlife, Environmental Trust and History & Archaeology programs will review and comment on the project before it is published. A final copy of the project will be forwarded to these programs and the Archives & Records Center by April 30, 2014. The Colville Business Council reserves the right to impose/collect fees if the final report is published.	9 FOR (EB, WN, AJ, JSOMDAY, BM, BN, JB, RS, LPH) 0 AGAINST 0 ABSTAINED *Out of the Room (NJ)
2013-341.cul	To approve Research Permit 2013-04, "EPA's National Rivers and Streams Assessment", by Jenny Hall, Washington Dept. of Ecology. Ms. Hall will adhere to the Research Ordinance 6-6. The Environmental Trust and History & Archaeology programs will review and comment on the section of the project that pertains to the Colville Reservation by December 31, 2013. A final copy of the project will be forwarded to these programs and the Archives & Records Center by September 30, 2016. The Colville Business Council reserves the right to impose/collect fees if the final report is published.	8 FOR (WN, AJ, JSOMDAY, BM, BN, JB, RS, LPH) 0 AGAINST 0 ABSTAINED *Out of the Room (EB and NJ)
2013-342.cul	To approve Research Permit Application 2013-05, "The Archaeology of Obsidian Occurrence Along the Mid-Columbia River, WA", by Sonya Kassa and Patrick T. McCutcheon, Central Washington University. Applicants will adhere to the Research Ordinance 6-6. Further	8 FOR (WN, AJ, JSOMDAY, BM, BN, JB, RS, LPH) 0 AGAINST 0 ABSTAINED

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	conditions and/or agreements with the CCT History/Archaeology Program are required and, a copy of the report will be forwarded to same for review and comment prior to publication of the original project. A copy of the final project will also be provided to H/A and the Archives & Records Center by June 30, 2014. The Colville Business Council reserves the right to impose/collection fees if the final project is published.	*Out of the Room (EB and NJ)
2013-343.l&j	To direct Mark Underhill to serve as counsel to Richard Desautel in the pending prosecution arising out of hunting in Arrow Lakes or Sinixt territory in British Columbia.	9 FOR (EB, WN, AJ, JSOMDAY, BM, BN, JB, RS, LPH) 0 AGAINST 0 ABSTAINED *Out of the Room (NJ)
2013-344.l&j	To approve in the spirit of fairness and tolerance, exercising our authority as a sovereign nation, the Colville Business Council Law & Justice Committee support and acknowledges same-sex marriage. The Colville Tribes want to ensure that the dignity of equal rights are offered to all it's members. These fundamental rights provide opportunities, free from discrimination, to pursue health, happiness and social progress. The Colville Business Council directs human resources, benefits and other programs to implement a plan to include same-sex marriages in tribal benefits and by the Tribal Court.	9 FOR (EB, WN, AJ, JSOMDAY, BM, BN, JB, RS, LPH) 0 AGAINST 0 ABSTAINED *Out of the Room (NJ)
2013-345.l&j	To authorize the Chairman or his designee to sign the attached Protocol Agreement with the Okanogan Nation Alliance on Collaboration on the Columbia River Treaty.	9 FOR (EB, WN, AJ, JSOMDAY, BM, BN, JB, RS, LPH) 0 AGAINST 0 ABSTAINED *Out of the Room (NJ)
2013-346.m&b/cdc	To approve Amendment Number 2 to the Project Summary and Memorandum of Agreement between IHS and the Colville Confederated Tribes for IHS Project PO-09-L00, Inchelium Water Source. The purpose of this amendment is to increase the scope of the project by adding a second well at the Schaeffer Point well site. Also included are changes to address the potential for surge pressures and to improve the ability to operate and maintain the system. The procurement method is changed from Federal procurement to Tribal procurement, and as part of this project the Tribe will provide for the services of a construction inspector for day-to-day observation of construction. Chair or designee is authorized to sign all relevant documents.	9 FOR (EB, WN, AJ, JSOMDAY, BM, BN, JB, NJ, RS) 0 AGAINST 1 ABSTAINED (LPH)