



COLVILLE CONFEDERATED TRIBES COLVILLE BUSINESS COUNCIL

August 2nd, 2012
Resolution Index

Condensed by, Trisha Jack, CBC Recording Secretary

Council Members Present: John Sirois, Benny Marchand Jr., Michael Finley, Joe Somday, Andy Joseph Jr., William “Billy” Nicholson II, Brian Nissen, Luana Boyd-Rowley (*present at 9:16 am*), Ernest “Sneena” Brooks III, Nancy Johnson (*present at 9:55 am*), Jim Boyd, Darlene Zacherle and N. “Lynn” Palmanteer-Holder

Delegation/Absent: Richard Swan Sr.

Resolution No.	Condensed Recommendation Information	Colville Business Council Vote Tally
10-Signature 2012-471.hhs/l&j	To terminate the attached contracts for services between the Confederated Tribes of the Colville Reservation and Deb VB Oreiro and Marcella R. Palmer (Ronyak) pursuant to the termination provisions of those contracts. The attached letters are approved to serve as notice to the Contractors, and shall be signed by the Chairman or his designee.	10 FOR (BN, WBN, EB, AJ, JSOMDAY, LR, BM, NJ, JSIROIS, LPH) 0 AGAINST 0 ABSTAINED *Rationale: None listed
10-Signature 2012-472.l&j/m&b	To approve the emergency purchase of wireless network infrastructure equipment in the amount of \$69,641.00 for the Keller Storm Disaster to increase emergency network communications for the command post and governmental operations. Funds to be dispersed from Fund #5357.68010 with the Chairman or designee authorized to sign all pertinent documents.	13 FOR (BN, WBN, EB, AJ, MF, JSIROIS, LR, DZ, BM, LPH, NJ, JSOMDAY, JB) 0 AGAINST 0 ABSTAINED *Rationale: Timelines/emergent need
10-Signature 2012-473.hhs/m&b	To approve the State/Federal AAA Agreement between the State of Washington, Department of Social & Health Services, Aging and Disability Services Administration and the Confederated Tribes of the Colville Reservation for the contract amount of \$368,341.00 for the Colville Indian Area Agency on Aging Program for the period of July 1, 2012 to June 30, 2013. Chairperson or designee has authority to sign all necessary documents.	11 FOR (NJ, DZ, LPH, JSIROIS, MF, WBN, EB, AJ, JSOMDAY, BN, JB) 0 AGAINST 0 ABSTAINED *Rationale: Timelines
2012-474.nrc/m&b	To approve and proceed with the San Poil River Blowdown Salvage and Scattered Blowdown Recovery. The project encompasses approximately 2,939 acres; of which 2,543 acres are trust lands, and 396 acres are Allotments, and are scheduled for salvage, with an estimated total volume of 2.332 million board feet of which 137 mbf is allotted and 2,195 mbf is in tribal	9 FOR (MF, EB, WBN, AJ, JSOMDAY, BN, JB, DZ, LPH) 0 AGAINST 0 ABSTAINED *Out of the Room (LBR, NJ, BM)

	trust. Ponderosa Pine makes up approximately 90-95%, and Douglas-fir/Western Larch makes up 5-10% of the total of the species composition. The project terrain is comprised of approximately 100% tractor logging. For the benefit of all Tribal members the Colville Business Council enacted Resolution 2001-583 which in part states: "For cultural, restoration and economic value..." All salvage operations... be handled in a manner that expedites the Tribes objectives." Chairperson or designee has the authority to sign all pertinent documents.	
2012-475.cdc/m&b	To approve the Revised FY 2013 Tribal Transportation Priority List (attached). Chairman, or designee, to sign all pertinent and related documents. (NOTE: The Tribes has the discretion to amend this list at any time.)	10 FOR (MF, EB, WBN, AJ, JSOMDAY, BM, BN, JB, DZ, LPH) 0 AGAINST 0 ABSTAINED *Out of the Room (LBR and NJ)
2012-476.m&b	To approve an additional \$5,000.00 donation to the Omak Stampede Indian Encampment Committee to go towards the Annual Omak Stampede Encampment Pow-wow. Funds will come from the annual donation budget and receipts will be provided to donations committee. Chairman or designee is authorized to sign all related documents.	9 FOR (MF, EB, WBN, AJ, JSOMDAY, BM, BN, JB, LPH) 0 AGAINST 1 ABSTAINED (DZ) *Out of the Room (LBR and NJ)
2012-477.m&b	To authorize CTFC to proceed with the attached Barney's Junction C-Store project and to execute all necessary loan and refinance instruments of \$4.5 million, refinance Tribal Trails Loan #1 in the amount of approximately \$1.6 million and Tribal Trails Loan #2 in the amount of approximately \$1.6 million for a total of \$7.7, funds to be derived from CTFC Revenue. Approximately \$3.2 million dollars of this loan will be paid back to the Tribes upon approval and receipt of this loan.	11 FOR (MF, EB, WBN, AJ, JSOMDAY, LBR, BM, BN, JB, DZ, LPH) 0 AGAINST 0 ABSTAINED *Out of the Room (NJ)
2012-478.m&b/l&j	To approve the attached modification to the FY 2012 Hobbs Straus attorney contract to allow Hobbs Straus to hire experts for IHS and BIA contract support costs claims analysis and to add \$120,000.00 to the contract for (1) EMS litigation (\$100,000.00, unexpended amount to be rolled over to FY 2013) and (2) \$20,000.00 for contract support cost claims analysis by experts, to be paid for by Hobbs Straus. Chairman or designee to sign all relevant documents.	11 FOR (MF, EB, WBN, AJ, JSOMDAY, LBR, BM, BN, JB, DZ, LPH) 0 AGAINST 0 ABSTAINED *Out of the Room (NJ)
2012-479.m&b/l&j	To approve the attached budget modification, transferring one hundred thousand dollars (\$100,000.00) from Account Fixed Fee Contracts to ORA 587 Account to provide funding for anticipated EMS litigation by the firm of Hobbs Straus Dean &	11 FOR (MF, EB, WBN, AJ, JSOMDAY, LBR, BM, BN, JB, DZ, LPH) 0 AGAINST 0 ABSTAINED *Out of the Room (NJ)

	Walker. Chairman or designee to sign all relevant documents.	
2012-480.m&b/l&j	To approve the attached budget modification, transferring \$20,000.00 from ORA 481 account to ORA 587 account to provide funding for the firm of Hobbs Straus to pay experts to assist in IHS and BIA support cost claims analysis. Chairman or designee to sign all relevant documents.	11 FOR (MF, EB, WBN, AJ, JSOMDAY, LBR, BM, BN, JB, DZ, LPH) 0 AGAINST 0 ABSTAINED *Out of the Room (NJ)
2012-481.m&b/l&j	To approve the attached budget modification, moving one hundred thousand dollars (\$110,000.00) from CRI Inflation Income for FY2012 account to ORA 587 account to provide funding for the firm of Drinker, Biddle and Reath. Chairman or designee to sign all relevant documents.	11 FOR (MF, EB, WBN, AJ, JSOMDAY, LBR, BM, BN, JB, DZ, LPH) 0 AGAINST 0 ABSTAINED *Out of the Room (NJ)
2012-482.m&b/l&j	To approve the attached contract modification increasing the current Drinker, Biddle & Reath contract by \$110,000.00 to total \$634,000.00 for FY 2012 due to additional services required for tribal trust settlement work. Chairman or designee to sign all relevant documents.	11 FOR (MF, EB, WBN, AJ, JSOMDAY, LBR, BM, BN, JB, DZ, LPH) 0 AGAINST 0 ABSTAINED *Out of the Room (NJ)
2012-483.cdc	To approve the 2011-2012 Submittal of the Comprehensive Economic Development Strategies (CEDs) document. The document was compiled and written by the Comprehensive Planning Department from suggestions of the 4 reservation communities and tribal programs.	11 FOR (MF, EB, WBN, AJ, JSOMDAY, LBR, BM, BN, JB, DZ, LPH) 0 AGAINST 0 ABSTAINED *Out of the Room (NJ)
2012-484.cdc	To uphold the decision made by the Colville Tribes Land Use Review Board during public hearing July 19, 2012 to approve the special use permit #12.104 submitted by Bruce Michel for a family cemetery on portion of their family allotment containing 2 acres in the Haley Creek area north of Highway 155. The Tribal Allotment is commonly known as 101-3069 within Township 33 North, Range 28 East, Section 7 and is within the boundaries of the Colville Indian Reservation. This approval will have the same three conditions that were read into the hearing record exhibit list from the staff report (attached).	11 FOR (MF, EB, WBN, AJ, JSOMDAY, LBR, BM, BN, JB, DZ, LPH) 0 AGAINST 0 ABSTAINED *Out of the Room (NJ)
TABLED 2012-485.cdc	To approve Memorandum of Agreement (MOA) for Project PO-12-L47, Nespelem Wastewater Treatment Plan. This Memorandum of Agreement with the assistance from I.H.S., Environmental Trust Department and Public Works, shall gather the data necessary to perform a seepage analysis and evaluation of the existing primary lagoon cell. I.H.S. will utilize Tribal procurement procedures this task. I.H.S. will provide \$30,000.00 in Regular funds for the task items	*TABLED VOTE* 11 FOR (MF, EB, WBN, AJ, JSOMDAY, LBR, BM, BN, JB, DZ, LPH) 0 AGAINST 0 ABSTAINED *Out of the Room (NJ)

	proposed under this study.	
2012-486.cdc	To approve the Environmental Assessment Re-evaluation for the Lovejoy Property. Updated project description to include: one community building and recreation area; and updated Conditions for Approval to include: At project site no mitigation measures are anticipated. However this proposed action may influence stream flow within Wanacut Creek. If stream flow is reduced to a level in which steelhead production is compromised, operation of the wells may need to be modified or ceased. This determination will be made between the project sponsor, Colville Tribes Fish and Wildlife, and National Marine Fishers Service personnel; No tribal funds involved. Chairman or designee is authorized to sign pertinent documents.	11 FOR (MF, EB, WBN, AJ, JSOMDAY, LBR, BM, BN, JB, DZ, LPH) 0 AGAINST 0 ABSTAINED *Out of the Room (NJ)
2012-487.l&j	To enact the amendments for Chapter 9-1, Mortgages, Deeds of Trust and Real Estate Contracts as proposed. Chapter 9-1 has been processed utilizing CBC Procedural Rule 3 (b), (e), (f) and (g) and is in the final stage. Once approved, a copy shall be forwarded to the Code Reviser for certification and distribution. No Comments have been received for consideration in the code amendment process.	11 FOR (MF, EB, WBN, AJ, JSOMDAY, LBR, BM, BN, JB, DZ, LPH) 0 AGAINST 0 ABSTAINED *Out of the Room (NJ)
2012-488.l&j	To enact the amendments for Chapter 2-5, Debt Set-Off as proposed. Chapter 2-4 has been processed utilizing CBC Procedural Rule 3 (b), (e), (f) and (g) and is in the final stage. Once approved, a copy shall be forwarded to the Code Reviser for certification and distribution. No Comments have been received for consideration in the code amendment process.	11 FOR (MF, EB, WBN, AJ, JSOMDAY, LBR, BM, BN, JB, DZ, LPH) 0 AGAINST 0 ABSTAINED *Out of the Room (NJ)
2012-489.l&j	To direct the Office of the Reservation Attorney to intervene, if necessary, in the City of Moses Lake's appeal of the BIA's acceptance of certain Moses Lake property into trust.	11 FOR (MF, EB, WBN, AJ, JSOMDAY, LBR, BM, BN, JB, DZ, LPH) 0 AGAINST 0 ABSTAINED *Out of the Room (NJ)
2012-490.l&j/m&b	To approve the attached FY2012 Gaming Commission budget modification to relocate unspent monies to the capital equipment (aka capital assets) line for the purpose of replacement equipment for maintaining the current surveillance systems (in compliance with the Confederated Tribes of the Colville Reservation and State of Washington Class III under Appendix A)	11 FOR (MF, EB, WBN, AJ, JSOMDAY, LBR, BM, BN, JB, DZ, LPH) 0 AGAINST 0 ABSTAINED *Out of the Room (NJ)

