

**TRIBAL COUNCIL MEETING MINUTES  
OF THE CONFEDERATED SALISH AND KOOTENAI TRIBES  
OF THE FLATHEAD INDIAN NATION, MONTANA**

Volume 18 Number 79  
Council Chambers, Pablo, MT

Held: July 12, 2018  
Approved: August 2, 2018

**MEMBERS PRESENT:** Ronald Trahan, Chairman; Leonard Gray, Vice-Chairman; Shelly Fyant, Secretary; Anita Matt, Treasurer; Dennis Clairmont; James Steele, Jr.; Carole Lankford; Leonard TwoTeeth; and Charmel Gillin.

**MEMBERS ABSENT:** Arlee District Seat (Vacant).

**OTHERS PRESENT:** Jennifer Trahan, Council Office Manager; and Abby Dupuis, Recording Secretary.

The meeting was called to **order** at 9:15 a.m. Quorum established.

The meeting was opened with a **prayer** by Charmel Gillin.

The **Tribal Council Meeting Minutes** for June 14, 2018 were presented for approval. **No action taken.** Approval of the minutes was tabled until Legal review is obtained.

The **Tribal Council Meeting Minutes** for June 21, 2018 were presented for approval.

**MOTION** by Leonard Gray to approve the Tribal Council Meeting Minutes for June 21, 2018, with corrections, pending legal review. Seconded by Shelly Fyant. Carried, 8 for; 1 abstention (Ron Trahan).

The **agenda** was presented for approval. No conflicts of interest were identified. Additions were made to the agenda.

**MOTION** by Dennis Clairmont to approve the agenda, with changes. Seconded by Carole Lankford. Carried, unanimous (9 present).

**Darrell Clairmont** and **Don Carpentier**, Tribal Forestry, requested approval of a modification to the contract with Jocko Valley Consulting to increase compensation by \$50,000 and extend the term to 2021 due to additional RTRL projects that funding was received for.

**MOTION** by Shelly Fyant to approve the modification to the contract with Jocko Valley Consulting to increase compensation by \$50,000 and extend the term to 2021 due to additional RTRL projects that funding was received for. Seconded by Anita Matt. Carried, unanimous (9 present).

**Darrell Clairmont** and **Don Carpentier**, Tribal Forestry, requested approval to promote Richard VanSwearingen to the Assistant Foreman position and demote Rod Goss to a Senior Fire fighter.

**MOTION** by Shelly Fyant to approve the promotion of Richard VanSwearingen to the Assistant Foreman position and the demotion of Rod Goss to a Senior Fire Fighter. Seconded by Dennis Clairmont. Carried, 8 for; 1 abstention (Len TwoTeeth).

**Karissa Trahan**, Tribal Education Department, requested approval of a contract modification for additional funding for three facilitators that provide leadership to 3 teachers (Anna Baldwin, Mollie Billedeaux and Elaine Meeks).

**MOTION** by Carole Lankford to approve the contract modification with Elaine Meeks. Seconded by Dennis Clairmont. Carried, unanimous (9 present).

**MOTION** by Shelly Fyant to approve the contract modification with Mollie Billedeaux. Seconded by Anita Matt. Carried, unanimous (9 present).

**MOTION** by Anita Matt to approve the contract modification for the Anna Baldwin facilitator agreement. Seconded by Leonard Gray. Carried, unanimous (9 present).

**Teresa Wall-McDonald**, Tribal Health Department, requested approval of an agreement with AlterNative Solutions for suicide prevention/wellness/cultural identity services through September 30, 2018. THD will pay for the liability insurance that is required so everyone will be covered for the activities. **Charmel Gillin** raised concern that this contractor may be an employee of the Tribe and she wants to make sure that it is in compliance with policy. Teresa will follow up.

**MOTION** by Len TwoTeeth to approve an agreement with AlterNative Solutions for suicide prevention/wellness/cultural identity services through September 30, 2018 and require assurance that the principal is cleared for this type of work. Seconded by Anita Matt. Carried, unanimous (9 present).

**Teresa Wall McDonald**, Tribal Health Department; **Dr. Cara Harrop**, Pure Health DPC; **Jeanne Christopher** and **Melanie Piedalue**, Early Childhood

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Services; gave a presentation on a pilot program for direct primary care. The data would be collected and evaluated in one year.

**MOTION** by Carole Lankford to proceed with the pilot project for one year with Dr. Harrop and provide complete data, and offer to ECS employees. Seconded by James Steele, Jr. Carried, unanimous (9 present).

**Teresa Wall McDonald**, Tribal Health Department, requested approval to hire Kiki Rademaeker for an on-call position.

**MOTION** by James Steele, Jr. to approve the hire of Kiki Rademaeker for an on-call position through August 1, 2019. Seconded by Charmel Gillin. Carried, unanimous (9 present).

**Jeanne Christopher** and **Melanie Piedalue**, Early Childhood Services, requested to meet with council in **executive session** to discuss a departmental matter.

Council reconvened into **regular session**.

\*\*\*\*\* **Break** \*\*\*\*\*

**Martin Charlo** and **Arlene Bigby**, Kicking Horse Job Corps Center, gave an update on KHJCC issues. There are now 5 students for OBS. It is a new program year. Arlene proposed a transition period without students. Basically, the center is starting over. There are 2 C.N.A. students that completed their training. There are 3 Heavy Equipment Operator students. July to February vouchers were submitted. The material being sent was a ledger that did not have the corrections on it. It will need to be addressed and taken care of. Martin met with the regional director this morning. **Shelly Fyant** offered to provide any assistance with staff training or work with staff, such as CPP, since she developed a lot of that. Arlene is reaching out to local schools and SKC.

**Ron Trahan** asked council consensus for an issue regarding Bill. It was the **consensus** of council to proceed.

**Yolanda Page** and **Jordan Thompson**, Legal Department, gave an update on the dates for VAWA and PL 280 scheduling. July 31 and August 1 Trisha Tingle, BIA, will be here and there will be a tribal court visit and roundtable discussion on PL 280 in Reno, Nevada. **Carole Lankford** showed interest in going as well. July 31 is a tour and the roundtable is on August 1. There will be a trip to the Umatilla Tribe August 13 and 14. **Leonard Gray** will be attending that trip. August 15 and 16 there will be a VAWA internal training at the SKT building in Polson. August 22-23 Judge Blaiser will be here to discuss how he assisted tribes with implementation. After federal, tribal and internal perspective is received,

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then it will be ready for public comment. **Chairman Trahan** requested that Jordan provide the scheduling information to Jennifer to track for council.

**Yolanda Page** and **Brian Upton**, Legal Department, requested a contract amendment for the Bison Range film. The film work is going well. They are happy with how it is going and how filmmaker is working with us on the way we want it developed. The time line was June to have a final film in hand, but that is not possible. The modification extends the deadline to July 31, and have it reviewed by council and interviewees by August 31 to make corrections. A portion of the filmmaker's final payment will be made to him once the Tribes have in hand and are happy with the final product.

**MOTION** by Shelly Fyant to approve the contract amendment 3 with Kings Road Media, LLC for the Bison Range film. Seconded by Dennis Clairmont. Carried, unanimous (9 present).

**Yolanda Page**, **Jordan Thompson** and **Brian Upton**, Legal Department, requested to meet with council in **executive session** to discuss legal matters. **Clayton Matt**, Tribal Services, joined the discussion.

**Dennis Clairmont** left the meeting.

Council reconvened into **regular session**.

\*\*\*\*\* **Break** \*\*\*\*\*

Council **recessed** the regular meeting at 1:22 p.m. to conduct an S&K Bancorporation shareholder meeting.

Council **reconvened** into the regular meeting at 2:06 p.m.

\*\*\*\*\* **Break** \*\*\*\*\*

**Dale Becker**, Natural Resources Department, requested approval of a letter of support for the conservation easement proposal from the Montana Fish, Wildlife and Parks.

**MOTION** by James Steele, Jr. to approve the letter of support for the conservation easement proposal from the Montana Fish, Wildlife and Parks. Seconded by Anita Matt. Carried, unanimous (8 present).

**Gabe Johnson**, Natural Resources Department, requested approval to apply for an Accelerated Innovation Deployment Demonstration Funds from the Federal Highway Administration and a modification to contract 16-184 with DJ&A

Engineering to increase compensation by \$63,500. **Len TwoTeeth** wanted to know if DJ&A hires tribal members. Gabe Johnson will follow up.

**MOTION** by James Steele, Jr. to approve by resolution submission of the Accelerated Innovation Deployment Demonstration Funds from the Federal Highway Administration. Seconded by Carole Lankford. Carried, 8 for; 0 opposed; 0 not voting.

#### **RESOLUTION 18-154**

**RESOLUTION APPROVING THE SUBMISSION OF A GRANT APPLICATION TO FEDERAL HIGHWAY ADMINISTRATION'S ACCELERATED INNOVATION DEPLOYMENT DEMONSTRATION PROGRAM FOR PRECONSTRUCTION SERVICES GRANT FUNDS TO ASSIST WITH CONSTRUCTION MANAGER/GENERAL CONTRACTOR PROJECT DELIVERY ("PROJECTS") TO FILL A CRITICAL GAP IN THE TRANSPORTATION SYSTEM ON AND NEAR THE CONFEDERATED SALISH AND KOOTENAI TRIBES FLATHEAD RESERVATION IN MONTANA, AS ALIGNED WITH EXISTING GOVERNMENT POLICIES**

**BE IT RESOLVED BY THE TRIBAL COUNCIL OF THE CONFEDERATED SALISH AND KOOTENAI TRIBES THAT,**

**WHEREAS**, the Tribal Council of the Confederated Salish and Kootenai Tribes is the duly recognized governing body of the Flathead Reservation; and

**WHEREAS**, the Confederated Salish and Kootenai Tribes are committed to the sound planning and management of Flathead Reservation resources; and

**WHEREAS**, the Confederated Salish and Kootenai Tribes have directed the Natural Resources Department to preserve, protect, and manage the Flathead Reservation's natural resources as the Tribes strive for self-sufficiency; and

**WHEREAS**, the September 2014 Confederated Salish and Kootenai Tribes Sustainable Economic Development Study: A Profile of the Flathead Reservation Economy and Tribal Member Job and Education Needs indicated that transportation to work and school was the primary barrier to education and employment for Tribal members; and

**WHEREAS**, the 2018-2122 CSKT Transportation Improvement Program planning document has identified numerous projects as an opportunity to improve transportation infrastructure and increase transportation safety on the Flathead Reservation; and

**WHEREAS**, preconstruction services to implement Construction Manager/General Contractor Project Delivery are eligible expenditures for Accelerated Innovative Deployment (AID) Funds under the AID Demonstration Program; and

**NOW THEREFORE BE IT RESOLVED** that the Tribal Council of the Confederated Salish and Kootenai Tribes of the Flathead Reservation approves the FY 2018 Accelerated Innovative Deployment Demonstration Program grant application for preconstruction services to support the implementation of Construction Manager/General Contractor Project Delivery on the Flathead Reservation.

**MOTION** by Shelly Fyant to increase the additional funding to contract 16-184 with DJ&A Engineering for general services project specific agreement. Seconded by Len TwoTeeth. Carried, unanimous (8 present).

**Shelly Fyant** is the alternate on the Self-Governance Committee so she will reach out to that organization and find out why they did that. **Gabe Johnson** can contact the Transportation Liaison as well.

**Willie Keenan**, Natural Resources Department, requested approval to submit the 2019 Brownfields Tribal Response Program Grant and materials. June 13 was the deadline for those to be submitted. CSKT was already allocated \$150,000 for the performance period of 2018-2019. She is now managing four grants that are related to the brownfield grants. Willie had to rewrite the grant and there was no resolution submitted.

**MOTION** by Carole Lankford to approve by resolution submission of the Tribal Brownfields Program grant to the United States Environmental Protection Agency Region 8 for fiscal year 2019. Seconded by James Steele, Jr. Carried, 8 for; 0 opposed; 0 not voting.

## **RESOLUTION 18-155**

### **RESOLUTION TO APPROVE THE TRIBAL BROWNFIELDS PROGRAM (TRP) GRANT SUBMISSION TO THE U.S. ENVIRONMENTAL PROTECTION AGENCY (EPA) REGION 8 FOR FY 2019**

#### **BE IT RESOLVED BY THE TRIBAL COUNCIL OF THE CONFEDERATED SALISH AND KOOTENAI TRIBES THAT:**

**WHEREAS**, the Tribal Council of the Confederated Salish and Kootenai Tribes have established a Brownfields Tribal Response Program within the Natural Resources Department, Division of Environmental Protection, which is held with

the responsibility of the protection of the environment and human health of the Reservation; and

**WHEREAS**, the Confederated Salish and Kootenai Tribes, in conjunction with the U.S. Environmental Protection Agency, have developed an effective framework for addressing site assessments, cleanup planning, redevelopment of Brownfields and other sites with actual or perceived contamination. The Program provides oversight and enforcement of applicable laws on the Flathead Indian Reservation and developing the CSKT Tribal Brownfields Response program; and

**NOW, THEREFORE, BE IT RESOLVED** that the Tribal Council Chairman and his designated representative are authorized to negotiate and execute this grant on behalf of the tribes'; and

**BE IT FURTHER RESOLVED** that, Tribal Council and supports the submittal of the proposed Tribal Brownfields grant.

**Jennifer Trahan** informed council that Amani Antoine needs \$1600 (\$800 from SKG and \$800 from MVP). She wanted to know if the Tribes could pay it and then get reimbursed from SKG and MVP later. **Jami Pluff** will report to council with additional information.

**Anita Matt** accompanied DHRD to the Families First Committee meeting and met with the commissioner to discuss tribal priorities. Once it is finalized, it will be coming forward to the tribal council.

**Chairman Trahan** informed council that the Self-Governance Board delegate was Troy Felsman and is now vacant. Shelly Fyant is the alternate so he suggested having Shelly serve as delegate and Carole Lankford as the alternate.

**MOTION** by Len TwoTeeth to appoint Shelly Fyant as delegate to the Self-Governance Board. Seconded by Charmel Gillin. Carried, unanimous (8 present).

**Shelly Fyant** informed council that Troy Felsman was the NIGA delegate; Len TwoTeeth and James Steele, Jr. are the alternates.

**MOTION** by Carole Lankford to appoint James Steele, Jr. as the NIGA delegate and Len TwoTeeth as the alternate. Seconded by Charmel Gillin. Carried, unanimous (8 present).

**Shelly Fyant** informed council that Troy Felsman was a NCAI alternate. The alternates will move up. Troy was the alternate to the Rocky Mountains Tribal Leaders Council; he will be removed as alternate. James will replace Troy as

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alternate to the POG. Troy was the chairman of the Health Committee. No action required on that.

**Jami Pluff**, Policy Analyst, followed up on a donation request from Amani Antoine. S&K Gaming gave her an \$800 donation. MVP and SKT have not paid it yet. SKT has not approved the request; if it is approved they can't cut the check until the 17<sup>th</sup>. MVP's donation policy is a maximum donation of \$100 per person and next week is the soonest they can cut the check. Jami was told that they are leaving this Sunday and she has been unable to get a response from Carmelita Matt as to whether they purchased their airline tickets yet. Jami will continue to follow up.

**MOTION** by Carole Lankford to adjourn the meeting. Seconded by James Steele, Jr. Carried, unanimous (8 present).

Council **adjourned** at 2:50 p.m., and is scheduled to meet again on Tuesday, July 17, 2018, at 9:00 a.m.

**CONFEDERATED SALISH AND KOOTENAI TRIBES**

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Shelly R. Fyant  
Tribal Secretary