

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

Volume 19 Number 39
Council Chambers, Pablo, MT

Held: March 14, 2019
Approved: April 2, 2019

MEMBERS PRESENT: Ronald Trahan, Chairman; Leonard Gray, Vice-Chairman; Shelly Fyant, Secretary; Anita Matt, Treasurer; Dennis Clairmont; Charmel Gillin; Leonard TwoTeeth; Carole Lankford; Fred Matt; and Myrna DuMontier.

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

The meeting was called to **order** at 9:06 a.m. Quorum established.

The meeting was opened with a **prayer** by Carole Lankford.

The **Tribal Council Meeting Minutes** for March 5, 2019 were presented for approval.

Len TwoTeeth informed council that a family in Arlee messaged him in dire need for paper products for the meal after the funeral services today. He wants the staff to deliver it to them. It was the **consensus** of council to provide paper products to the family and directed Jennifer to notify the staff to make the delivery.

MOTION by Anita Matt to approve the Tribal Council Meeting Minutes for March 5, 2019, with corrections. Seconded by Charmel Gillin. Carried, 9 for; 1 abstention (Fred Matt).

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

MOTION by Dennis Clairmont to approve the agenda, with changes. Seconded by Fred Matt. Carried, unanimous (10 present).

Shelly Fyant informed council that the meeting that was scheduled with Nkwusm on Friday has been postponed due to a funeral.

Nicole Pierre and **Louie Pierre** requested to meet with council in **executive session** to discuss a personal matter. **Clayton Matt**, Tribal Services; and **Julie Cajune**, Tribal Education Department; were present for discussion.

Clayton Matt, Tribal Services; and **Julie Cajune**, Tribal Education Department; met with council in **executive session** to discuss a departmental matter.

Council reconvened into **regular session**.

***** **Break** *****

Chairman Trahan announced that the purpose of this morning's discussion is about the complaint form only; the other issue will be addressed separately. **Charmel Gillin** commented that the Tribal Council allowed comments on Tuesday from the people that said they were impacted by the complaints, and she thinks the complainants should be afforded that same opportunity to discuss how the process has affected them.

Stu Levit, Legal Department, followed up on the primary comments from last Tuesday: the complaint form was developed policy for use and implement its use; identify a clear timeline on the process; identify a clear timeline for resolution; using for complaint form for employees versus non-employees; use of the form by someone who is a tribal member and a tribal employee, which is an overlap that needs consideration; allowing an opportunity for issues to be resolved; the opportunity to resolve the complaints; having a separate form for certain types and purposes of a complaint; process for the use of the form and investigation; holes in Ordinance 69C that need to be considered or resolved; identifying a timeline for an end point and analysis; the form should be used by the complaining person to fill out and are responsible for what the complaint contains. Council had requested that Stu seek other forms that may exist or are in use by other tribal departments, and Stu sent copies of the forms he was able to obtain. One form was from Information Technologies. It is a survey form and has an area on it to comment. The other form was from the Tribal Police. It's a different context but was an interesting form to look at. That form is for a formal complaint for the police to investigate. The tribal complaint form has similar language. The police form is incredibly simple to use. If more details would be beneficial, that is the part that defines the tribal response and investigation and hopefully a resolution. Having more documentation on how things get resolved is important and the process is met. The detail in the form now is sufficient. He suggested less on the complaint form and more on the investigation/follow-up part.

Chairman Trahan wants any complaint put in writing so it can be taken through the chain of command to get it followed through on. We can't direct these. It needs to go through the proper chain of command. That is why he wants things

in writing so there is a record and can be follow up on. This form is for dealing with issues outside of employee matters.

The discussion continued in **executive session**.

Council reconvened into **regular session**.

Chairman Trahan announced that the council will take this matter under advisement and will move on with the regular agenda this afternoon and would not accept public comments on this matter today.

***** **Lunch** *****

Tony Incashola, Jr. and **James Lozeau**, Tribal Forestry, discussed the planting advertisement for 183 acres. The bid opening was done on April 12. They requested acceptance of the bid.

MOTION by Fred Matt to go with the low bidder. Seconded by Charmel Gillin. Carried, unanimous (10 present).

Dennis Clairmont informed council that there will be no KHJCC pow wow this year so he would like to transfer those funds to the Veterans Pow Wow.

MOTION by Dennis Clairmont to transfer the KHJCC pow wow funds to the Veterans Pow Wow. Seconded by Charmel Gillin. Carried, 9 for; 1 abstention (Shelly Fyant).

Willie Keenan and **Chauncey Means**, Natural Resources Department, requested approval to modify contract agreement 19-010 with Dennis Lichtenberg to increase compensation from \$5,500.00 to \$12,000 to do a wetlands assessment of Flathead Lake. The contract ends in August 2019.

MOTION by Fred Matt to approve the modification to contract agreement 19-010 with Dennis Lichtenberg to increase compensation to \$12,000. Seconded by Anita Matt. Carried, unanimous (10 present).

Ann Miller, Defenders Office, requested approval of a contract with Adeleene Moran Rockwell to fill the Re-Entry Attorney position.

MOTION by Shelly Fyant to approve by resolution the contract with Adeleene Moran Rockwell to fill the Re-Entry Attorney position. Seconded by Leonard Gray. Carried, 10 for; 0 opposed; 0 not voting.

RESOLUTION 19-097

RESOLUTION APPROVING AN ATTORNEY CONTRACT WITH ADELEENE ROCKWELL

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

WHEREAS, the Confederated Salish and Kootenai Tribes of the Flathead Reservation wish to enter into an Attorney Contract with Adeleene Rockwell to provide legal advice and legal services to clients served by the Flathead Reservation Reentry Program through the Tribal Defenders Office to Indians under the jurisdiction of the Tribal Court or the Montana State Courts of the local counties;

WHEREAS, it is the intent of all contracting parties that Adeleene Rockwell shall commence working under a contract with the Tribes according to terms and conditions stated therein; **NOW, THEREFORE**,

BE IT RESOLVED by the Tribal Council of the Confederated Salish and Kootenai Tribes that beginning on April 8, 2019, Adeleene Rockwell shall provide legal advice and legal services to clients served by the Flathead Reservation Reentry Program through the Tribal Defenders Office to Indians under the jurisdiction of the Tribal Court, the Montana State Courts, or the Montana Department of Corrections until the expiration of this contract on September 30, 2021.

Len TwoTeeth commented that Section 6(a) of the contract indicates that the employee will receive a cost-of-living increase. He did not think that was fair to the tribal employees since they are under a pay freeze. **Ann Miller** explained that this position is funded by grants, so there are sufficient funds to give her a cost-of-living adjustment.

Charmel Gillin attended the woodcutters meeting last night and they brought up that what would be helpful to them to comply with regulations and suggested we look into how we might make the GIS mapping tool available to tribal members who are working out there. We heard from forestry how they use that while out on the job and access their GIS maps while doing fieldwork. The technology is there, and she thinks an app could be downloaded on a smartphone. Accessing certain areas would help them remain in compliance and within the established boundary.

Anita Matt has been trying to get a building for Dixon. She might get a building that is located in Ronan. A lot and a foundation will be needed, and maintenance of the building will need to be worked out.

Chairman Trahan left the meeting for the remainder of the day.

Jennifer Finley and **David Spear**, A Voice Vision Art & Outreach, requested approval to apply for a grant to fund a photography program at Two Eagle River School.

MOTION by Charmel Gillin to approve the application for the grant. Seconded by Dennis Clairmont. Carried, unanimous (9 present – Chairman Trahan out of the room).

***** **Break** *****

Carole Lankford left the meeting for the remainder of the day.

Dr. Katie Carter discussed her approach to pain treatments. The root cause needs to be treated; not just the symptoms. Dr. Carter showed interest in working with the Tribes. She is working with Joe Durglo on how to make that happen. **Shelly Fyant** wanted an updated report at the next Health Committee meeting on the status of the alternative pain treatments. **Charmel Gillin** said there was a suggestion to hold the next Health Committee meeting in Polson so Dr. Carter can be there.

Shelly Fyant wants to schedule the small loggers woodcutters meeting. She wanted to know if we have any input from Dan on whether an evening or daytime meeting would be better. **Charmel Gillin** suggested they collect some data to bring to the meetings. She was willing to give it a try to hold those meetings. We also need to be creating a quarterly schedule. **Dan DePoe** is waiting for someone to tell them when the meeting is scheduled so everyone can be there. The meeting was set for Thursday, March 21, 2019, at 6:00 p.m., in the evening in the tribal council chambers. Dinner will be provided. The meeting notice will be in the Char-Koosta News.

MOTION by Fred Matt to adjourn the meeting. Seconded by Len TwoTeeth. Carried, unanimous (7 present – Anita Matt out of the room).

Council **adjourned** at 4:20 p.m., and is scheduled to meet again on Tuesday, March 19, 2019, at 9:00 a.m.

CONFEDERATED SALISH AND KOOTENAI TRIBES

/sgnd/

Shelly R. Fyant
Tribal Secretary