

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

Volume 19 Number 29
Council Chambers, Pablo, MT

Held: January 29, 2019
Approved: February 7, 2019

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

OTHERS PRESENT: Jennifer Trahan, Council Office Manager; James Steele, Sr., Sergeant at Arms; and Abby Dupuis, Recording Secretary.

The meeting was called to **order** at 9:09 a.m. Quorum established.

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

The **Tribal Council Meeting Minutes** for January 22, 2019 were presented for approval.

MOTION by Anita Matt to approve the Tribal Council Meeting Minutes for January 22, 2019, with corrections. Seconded by Fred Matt. Carried, unanimous (10 present).

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

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

Chuck Courville gave an overview of his request for an extension of the bison hunt in the Gardiner area. The Natural Resources Department is on Thursday's agenda to discuss this in further detail. Chuck spoke to the federal and park officials, and if an extension is granted, they want the hunt extended through the month of February and take cows since there are very few bulls.

Flora Ewing and **Cricki Old Coyote** informed council that Lois Sally Mitchell is Cricki's mother and has been cared for the past two years by Cricki's daughter, but she can no longer provide that service. Cricki requested permission for Flora to be Lois Sally Mitchell's care provider on a full-time basis. Cricki's daughter

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will no longer be the care provider. **Kelly Parker**, Department of Human Resources Development, joined the discussion.

MOTION by Carole Lankford to go along with the family's wishes and authorize the hire of Flora Ewing to care for Lois Sally Mitchell, and follow the process. Seconded by Dennis Clairmont. Carried, unanimous (10 present).

Nicolette Conko and **Simon Paul** requested to meet with council in **executive session** to discuss a personal matter. **Kelly Parker** and **Patricia Courchane**, Department of Human Resources Development; **Clayton Matt**, Tribal Services; and **Jami Pluff**, Policy Analyst; were present for discussion. **Jason Adams**, Salish Kootenai Housing Authority, joined the discussion.

Council met in **executive session**.

Council reconvened into **regular session**.

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

Tony Incashola, Jr. and **James Lozeau**, Tribal Forestry, requested permission to advertise for a contract tree planting crew. 947 acres need to be planted. The department has hired as many tribal members as possible. 12 out of 25 tribal member crewmembers did not show up for work last year.

MOTION by Carole Lankford to approve the advertisement of a contract tree planting crew. Seconded by Myrna DuMontier. Carried, unanimous (10 present).

Rob McDonald, Communications; **Tono Lippy** and **Kim Klages Johns**, Missoula Osprey Professional Baseball Organization; informed council that the Missoula Osprey Baseball Organization is reaching out to the CSKT for support in developing an Indigenous Celebration event acknowledging the tribal population. The Osprey Organization is a rookie advanced affiliate of the Arizona Diamondbacks. Rob contacted the Salish Culture Committee, Tribal Health Department and The People's Center and he received favorable feedback from them. Thousands of people come to the ballpark for baseball each year. It is also used as a concert venue and has up to 70,000 people attending concerts there. **Myrna DuMontier** told them that the Tribes are looking for ways to raise money to support the families and victims of MMIW. She asked if there are ways to operate the concession stands or any other way to raise money. Kim said that one thing that is important to the Osprey owners and team is that they stay within its mission. The fact that we are reaching epidemic levels with human trafficking, they want to provide a platform. They want to maximize any decision that is agreed upon and bring issues to the forefront. There is a difficulty when you are talking about holding a children/family event and addressing a dark

issue such as human trafficking and MMIW. We need to remain focused on what we want to accomplish and how we do it. The organization wants to celebrate the tribal culture and they are open to hearing what the Tribes want to see and how they want to do it. As far as raising money, that is an option. Myrna would also like to offer native games and provide a way to disseminate historical information. Myrna was willing to work with the organization. **Charmel Gillin** suggested featuring cameos of tribal heroes. The Ospreys Organization would not do anything without the support and input from the Tribes. **Council** took the request under advisement.

Corky Sias, Department of Human Resources Development, requested approval to submit an application for federal 5311 funds of \$270,499; Flathead Intercity 5311(f) funds of \$169,710; and approval of the coordination plan.

MOTION by Myrna DuMontier to approve the application for the federal 5311 funds of \$270,499. Seconded by Anita Matt. Carried, unanimous (10 present).

MOTION by Anita Matt to approve the application for the Flathead Intercity 5311(f) funds of \$169,710. Seconded by Charmel Gillin. Carried, unanimous (10 present).

MOTION by Fred Matt to approve the coordination plan. Seconded by Dennis Clairmont. Carried, unanimous (10 present).

Craig Couture and **Louis Fiddler**, Law & Order, requested approval to submit an application to solicit funding in the amount of \$500,000 for a three-year project from the Office of Community Oriented Policing Services (COPS) Program.

MOTION by Carole Lankford to approve by resolution submission of an application to solicit funding in the amount of \$500,000 for a three-year project from the Office of Community Oriented Policing Services Program. Seconded by Fred Matt. Carried, 10 for; 0 opposed; 0 not voting.

RESOLUTION 19-079

RESOLUTION AUTHORIZING THE CONFEDERATED SALISH AND KOOTENAI TRIBES, TRIBAL POLICE DEPARTMENT, TO SUBMIT AN APPLICATION IN RESPONSE TO THE FUNDING ANNOUNCEMENT ENTITLED: U.S. DEPARTMENT OF JUSTICE COORDINATED TRIBAL ASSISTANCE SOLICITATION FOR THE OFFICE OF COMMUNITY ORIENTED POLICING SERVICES (COPS) – PURPOSE AREA 1, PUBLIC SAFETY AND COMMUNITY POLICING, CFDA # 16.710

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

WHEREAS, The Confederated Salish and Kootenai Tribes are committed to seeking resources for public safety and community policing to assist the Tribal Police Department in its efforts to protect the community, serve victims of crime, maintain overall public order and hold offenders accountable; and

WHEREAS, the funding opportunity, also referred to as the Tribal Resources Grant Program–Hiring and Equipment/Training, will provide support to the Tribe in its efforts to offer responsive and professional law enforcement services across the entire Flathead Reservation; and

WHEREAS, the Tribal Police Department has prepared a project proposal that will equip law enforcement with the appropriate resources required to effectively respond to requests for assistance in a timely manner that furthers community safety for all residents; and

WHEREAS, the Tribal Police Department is soliciting funding in the amount of \$500,000 for a three year project under for the Office of Community Oriented Policing Services (COPS) Program;

NOW, THEREFORE, BE IT RESOLVED, the Tribal Police Department is authorized to submit a Purpose Area 1, Public Safety and Community Policing, CFDA #16.710 proposal as part of the U.S. Department of Justice Coordinated Tribal Assistance solicitation on behalf of the Confederated Salish and Kootenai Tribes;

BE IT FURTHER RESOLVED, the Tribal Council of the Confederated Salish and Kootenai Tribes supports the submission of the Purpose Area 1, Public Safety and Community Policing Program proposal documents and authorizes the Tribal Chair and his designated representative to negotiate and sign all documents and execute this submission on behalf of the Tribes.

Janet Camel, Economic Development; **Renee Camel** and **Chuck Reese**, Information Technologies; requested to meet with council in **executive session**.

Council reconvened into **regular session**.

Janet Camel, Economic Development, requested approval of a letter of support to Dan Bartel, Montana House of Representatives, for Decision Package 5102 of House Bill 2. The Montana Indian Country Economic Development programs have a significant and positive impact of reservation economies. The letter provides an overview of the various tribal member businesses that have received the grants. The letter of support requests continued funding for these successful

and essential programs, and recommend that they be part of the base budget for the Montana Department of Commerce. The meeting is scheduled for tomorrow at 8:00.

MOTION by Anita Matt to approve a letter of support to Representative Dan Bartel, Montana House of Representatives, for Decision Package 5102 of House Bill 2. Seconded by Dennis Clairmont. Carried, unanimous (9 present- Carole Lankford out of the room).

Daniel Decker and **Brian Upton**, Legal Department; and **Kyle Felsman**, Preservation Office; gave an update on being approached by the Missoula BLM Field Office for our perspective on the backcountry conservation designations of 4 Bureau of Land Management properties in Missoula. They requested approval of a resolution approving the designation. There will be a 90-day public comment period.

MOTION by Anita Matt to approve by resolution the designation of the 4 backcountry conservation areas to be included in the resource management plan. Seconded by Charmel Gillin. Carried, 8 for; 0 opposed; 2 not voting (Carole Lankford and Fred Matt out of the room).

RESOLUTION 19-080

BE IT RESOLVED BY THE TRIBAL COUNCIL OF THE CONFEDERATED SALISH AND KOOTENAI TRIBES (“TRIBES”):

WHEREAS, the Tribes’ aboriginal lands include all of the ceded territory in Montana west of the Continental Divide, and the Tribes continue to access, utilize, visit, and care for, lands in aboriginal territory; and

WHEREAS, there are many cultural sites located on public lands in our aboriginal territory; and

WHEREAS, the Tribes support appropriate conservation measures in our aboriginal territory; and

WHEREAS, the Bureau of Land Management’s Missoula Field Office has included as an alternative the designation of the following four areas within its district to be Backcountry Conservation Areas (BCA’s) as part of its Resource Management Plan: 1) Chamberlain Mountain (proposed BCA of 18,138 acres); 2) Marcum Mountain (proposed BCA of 11,162 acres); 3) Hoodoo Mountain (proposed BCA of 12,533 acres); and 4) Ram Mountain (proposed BCA of 4,549 acres); and

WHEREAS, some of the primary purposes for the BLM to designate lands as BCA's are to protect, conserve, restore, and enhance large areas of generally intact and undeveloped lands that are, or may be, important habitat or migration/movement corridors for recreationally important fish and wildlife species, as well as to provide opportunity for wildlife-dependent recreation such as hunting, fishing and wildlife-watching; and

WHEREAS, the Tribes believe that such purposes may also support better protection of cultural sites in the above-listed areas;

NOW, THEREFORE, BE IT RESOLVED by the Tribal Council of the Confederated Salish and Kootenai Tribes that the Tribes support designation of the following four areas within the Bureau of Land Management's Missoula Field Office district to be Backcountry Conservation Areas: 1) Chamberlain Mountain (proposed BCA of 18,138 acres); 2) Marcum Mountain (proposed BCA of 11,162 acres); 3) Hoodoo Mountain (proposed BCA of 12,533 acres); and 4) Ram Mountain (proposed BCA of 4,549 acres).

Daniel Decker and **Ryan Rusche**, Legal Department, gave an update on legislative issues. HB 48 would make the Tribal Court eligible for purposes of stacking offenses in domestic abuse/family member assault cases.

MOTION by Myrna DuMontier to support HB 48. Seconded by Anita Matt. Carried, 5 for; 2 opposed (Dennis Clairmont and Leonard Gray); 3 abstentions (Fred Matt, Carole Lankford and Shelly Fyant).

***Shelly Fyant**, for the record, "I abstained because I feel like it's eroding other tribes' sovereignty. Other tribes have done this before and in certain court cases they didn't think about how it would affect other tribes when they moved forward."*

Daniel Decker and **Ryan Rusche**, Legal Department, continued giving an update on legislative issues. HB 235 will be set for hearing this week and the Tribes will support that bill. Jordan is working on a funding application to the BIA to explore Public Law 280 options. Juvenile jurisdiction will be studied in this process.

Daniel Decker, Legal Department, requested to meet with council in **executive session** to discuss legal matters. **John Harrison**, **Ryan Rusche** and **Rhonda Swaney**, Legal Department, were present for discussion.

Council met in **executive session**.

James Steele, Sr. met with council in **executive session** to discuss a personal matter.

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Council reconvened into **regular session**.

MOTION by Dennis Clairmont to adjourn the meeting. Seconded by Len TwoTeeth. Carried, unanimous (10 present).

Council **adjourned** at 11:50 a.m., and is scheduled to meet again on Thursday, January 31, 2019, at 9:00 a.m.

CONFEDERATED SALISH AND KOOTENAI TRIBES

/sgnd/

Shelly R. Fyant
Tribal Secretary