

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

Volume 17 Number 23
Council Chambers, Pablo, MT

Held: January 12, 2017
Approved: January 24, 2017

MEMBERS PRESENT: Vernon Finley, Chairman; Leonard TwoTeeth, Vice-Chairman; Troy Felsman, Secretary; Anita Matt, Treasurer; Patty Stevens; Ronald Trahan; Dennis Clairmont; Shelly Fyant; and Carole Lankford.

MEMBERS ABSENT: Leonard Gray (Personal Time Off).

OTHERS PRESENT: Jennifer Trahan, Council Office Manager; Bill Kehoe, Sergeant at Arms; and Abby Dupuis, Recording Secretary.

Carole Lankford discussed a request for assistance for a family that needs hotel rooms due to a medical situation and she suggested having a written policy.

Carole Lankford gave a report on Lake County's meeting yesterday regarding PL 280.

The meeting was called to **order** at 9:12 a.m. Quorum established.

The meeting was opened with a **prayer** by Len TwoTeeth.

The **Tribal Council Meeting Minutes** for January 5, 2017 were presented for approval.

MOTION by Len TwoTeeth to approve the Tribal Council Meeting Minutes for January 5, 2017, with corrections. Seconded by Anita Matt. Carried, unanimous (9 present).

The **Tribal Council Meeting Minutes** for January 6, 2017 were presented for approval.

MOTION by Shelly Fyant to approve the Tribal Council Meeting Minutes for January 6, 2017, with corrections. Seconded by Patty Stevens. Carried, unanimous (9 present).

The **agenda** was presented for approval. No conflicts of interest were identified.

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MOTION by Patty Stevens to approve the agenda, with changes. Seconded by Anita Matt. Carried, unanimous (9 present).

Jan Gardipe, Personnel Department, informed council that the S&K Holding Board of Directors advertisement closed on December 29, 2016. There is one vacancy and no applicants. It was readvertised and there were still no applicants. The Native Fish Keepers Board of Directors vacancies were advertised 3 times. There are 3 vacancies and 3 applicants. Jan asked council how they would like to proceed.

MOTION by Anita Matt to appoint Jean Matt, Shane Hendrickson and Tracy McDonald to serve on the Native Fish Keepers Board of Directors. Seconded by Dennis Clairmont. Carried, unanimous (9 present).

Jan Gardipe, Personnel Department, informed council that the advertisement for the S&K Technologies Board of Directors closed. There is one vacancy and 2 applicants. One of the applicants already serves on a board and requested a waiver of the policy so he can serve on two boards. According to policy, tribal employees can only serve on one board. No action taken on the waiver of policy request; request deemed denied. **Council** directed that the vacancy be readvertised.

Dennis Clairmont gave a report on the water settlement meeting he attended in Seattle.

Troy Felsman was contacted by Ken Wabaunsee requesting tribal council support to get reappointed to the Polson Airport Board. **Carolee Wenderoth**, Tribal Lands Department, provided the background information on this matter. The compensation Ken wants is included in nobody's budget. The Polson Airport Board is not a tribal board.

Jim Durglo, Tribal Forestry, requested direction on how to proceed with the Timber Use Policy Statement (TUPS). There are issues that remain. He wanted to know how they are going to treat "entity" and limiting harvesting within 250 feet of a road. The CFR citations were added to the TUPS. Justification of sales without advertisement, bond requirements, and deposit with a bid were added to the TUPS. Jim wanted to know whether they should hold public meetings and request public comment, or approve the TUPS document by resolution. Jim recommended approving the document by resolution and then start to work on the 2018 statement.

Jim Durglo, Tribal Forestry, discussed a request from a tribal member that wants a permit to cut firewood in lengths greater than 8 feet. It would be a commercial firewood permit. Forestry supports the request on a limited basis.

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Jim also wants to work with LIHEAP.

MOTION by Len TwoTeeth to approve log lengths greater than 8 feet. Seconded by Troy Felsman. Carried, 7 for; 1 opposed (Ron Trahan); 1 abstention (Patty Stevens).

Ron Swaney, Fire Control, requested approval of a contract with Tony Harwood for technical writing services.

MOTION by Carole Lankford to approve a contract with Tony Harwood for technical writing services. Seconded by Dennis Clairmont. Carried, unanimous (9 present).

Ron Swaney, Fire Control, requested approval of a contract with St. Luke's for drug testing.

MOTION by Carole Lankford to approve a contract with St. Luke's for drug testing. Seconded by Patty Stevens. Carried, unanimous (9 present).

Ron Swaney, Fire Control, requested approval of a contract with Flathead Communications for radio services.

MOTION by Patty Stevens to approve a contract with Flathead Communications for radio services. Seconded by Anita Matt. Carried, unanimous (9 present).

Jim Durglo and **Ron Swaney**, Tribal Forestry, requested approval of facilitator agreements with Ned Winebrenner, Rodney Goss, Maurita Fisher, James Steele, and Gwendolyn Couture. **Lissa Peel**, Contracts & Grants, reported that no council action is required for these contracts because they are under \$5,000. The policy no longer requires nonmember contracts to obtain council approval. The policy only requires contracts in excess of \$5,000 to be approved by tribal council. **Council** directed that the policy be reviewed. **Vern Clairmont**, Financial Management, joined the discussion. Vern will verify the language in the policy. **Carolee Wenderoth**, Tribal Lands Department, advised that if it is a noncompetitive contract with a nonmember it requires council action, but if it goes through the process then nontribal member contracts under \$5,000 do not require council action.

Carolee Wenderoth, **Mark Couture** and **A.J. Bigby**, Tribal Lands Department, requested authorization to advertise an RFP for aerial spraying and seeding for the coming year.

MOTION by Patty Stevens to approve the advertisement of an RFP for aerial spraying and seeding for the coming year. Seconded by Ron Trahan.

Carried, unanimous (9 present).

Carolee Wenderoth, Tribal Lands Department, requested approval of a resolution authoring the purchase of the Muench property.

MOTION by Ron Trahan to approve by resolution the purchase of the Muench property. Seconded by Dennis Clairmont. Carried, 9 for; 0 opposed; 0 not voting.

RESOLUTION 17-064

RESOLUTION AUTHORIZING THE PURCHASE OF FEE LAND LOCATED IN LAKE COUNTY, MONTANA

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

WHEREAS, the Tribal Land Acquisition Program was approved by the Act of June 18, 1934 (48 Stat. 984); and the Act of July 18, 1968 (PL90-402);

WHEREAS, Michael F. Muench, 1990 Living Trust has offered to sell his all right, title and interest in the N $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, TR B SP-37, TR A SP-37, Section 10, and the W $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 11, being in Township 23 North, Range 19 West, P.M.M., Lake County, Montana, containing 120.00 acres, more or less;

WHEREAS, Michael F. Muench, 1990 Living Trust, and the Confederated Salish and Kootenai Tribes have accepted the negotiated value; and

NOW THEREFORE, BE IT RESOLVED, that the above-described property be purchased from Michael F. Muench, 1990 Living Trust, and that the Bureau of Indian Affairs, pursuant to the Act of June 18, 1934 (48 Stat. 984), transfer title to the property to the U.S.A. in trust for the Confederated Salish and Kootenai Tribes;

BE IT FURTHER RESOLVED, that the Chairman of the Tribal Council or his delegated representative is authorized to execute the transactional documents necessary to complete the land conveyance for real property situated in Lake County, Montana.

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

Carolee Wenderoth, Mark Couture and **A.J. Bigby**, Tribal Lands Department, recognized A.J. for being nominated for Weed Coordinator of the Year for the State of Montana. Carolee thanked A.J. for his hard work.

Rhonda Swaney, Legal Department, requested to meet with council in **executive session** to discuss legal matters.

Council met in **executive session**.

Council reconvened into **regular session**.

MOTION by Troy Felsman to send a letter to the Polson Airport Board recommending Ken Wabaunsee as the tribal representative. Seconded by Dennis Clairmont. Carried, unanimous (8 present – Carole Lankford out of the room).

Jennifer Trahan asked about the Salish Conference. **Shelly Fyant** received a request from J.R.

Shelly Fyant informed council that her son was in an accident.

MOTION by Ron Trahan to adjourn the meeting. Seconded by Anita Matt. Carried, unanimous (8 present – Carole Lankford out of the room).

Council **adjourned** at 11:05 a.m., and is scheduled to meet again on Thursday, January 19, 2017, at 9:00 a.m.

CONFEDERATED SALISH AND KOOTENAI TRIBES

/sgnd/

Troy Felsman
Tribal Secretary