

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

Volume 17 Number 33
Council Chambers, Pablo, MT

Held: March 14, 2017
Approved: March 21, 2017

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

MEMBERS ABSENT: Vernon Finley, Chairman (REZ Conference).

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

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

The meeting was opened with a **prayer** by Leonard Gray.

The **Tribal Council Meeting Minutes** for February 28, 2017 were presented for approval. **Council** directed Jennifer Trahan to provide a list of all the attendees at the Salish Language Conference.

MOTION by Ron Trahan to approve the Tribal Council Meeting Minutes for February 28, 2017, with corrections. Seconded by Dennis Clairmont. Carried, 8 for; 1 abstention (Anita Matt).

The **agenda** was presented for approval. No conflicts of interest were identified. **Shelly Fyant** received the bid for Devin Jackson to upgrade the Arlee Center sound system. **Jennifer Trahan** informed council that she directed Information Technologies to install the old equipment from the council chambers and that the cost would be paid from the Facilities Maintenance budget.

MOTION by Patty Stevens to approve the agenda, with additions. Seconded by Leonard Gray. Carried, unanimous (8 present – Troy Felsman out of the room).

Zanen Pitts, Basketball Coach, met with council. Patty Stevens wants a time set up so council can express their gratitude for the state championship. Len TwoTeeth wants to include the Ronan girls, Arlee girls and Polson boys. Zanen wants to put a ball on display in the lobby of the complex. Carole Lankford

wanted to know how having a community center made this possible. Zanen shared stories of how important it is to have a community center available for students to play basketball.

Doug Matt, Tribal Member, discussed a personal matter.

Art Caye, Tribal Member, requested to meet with council in **executive session** to discuss a personal matter. **Vern Clairmont**, Financial Management, was present for discussion. **Jim Durglo**, Tribal Forestry, joined the discussion.

Council reconvened into **regular session**.

MOTION by Troy Felsman to approve the authorization of an exception to the Tribal Credit Plan of Operation to approve the consideration of a loan to the fact of a delinquency in place and allow the Credit Committee to proceed with a loan to Art Caye. Seconded by Dennis Clairmont. Carried, 5 for (Dennis Clairmont, Shelly Fyant, Troy Felsman, Len TwoTeeth, and Anita Matt); 3 opposed (Leonard Gray, Patty Stevens and Carole Lankford); 1 abstention (Ron Trahan).

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

Vern Clairmont, Financial Management, requested approval of modification 6 to the fiscal year 2017 Bureau of Indian Affairs Self-Governance Compact Budget.

MOTION by Ron Trahan to approve by resolution modification 6 to the fiscal year 2017 Bureau of Indian Affairs Self-Governance Compact Budget. Seconded by Anita Matt. Carried, 8 for; 0 opposed; 1 not voting (Patty Stevens out of the room assisting a tribal member).

RESOLUTION 17-089

RESOLUTION APPROVING MODIFICATION 6 TO THE FY 2017 BIA SELF-GOVERNANCE COMPACT BUDGET

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

WHEREAS, earmarked FY 2017 for Range Inventory has been awarded and needs to be allocated to the budget; and

WHEREAS, the third quarter amounts for Child Welfare and General Assistance need to be allocated to the budget pending actual award of FY 2017 funding and prior years' unexpended funds are available to appropriate for this

purpose; and

WHEREAS, the budget will be allocated as follows:

| Account Number | Description | Current Budget Authority | Increase/ (Decrease) | Revised Budget Authority |
|-----------------------|--------------------------------------|---------------------------------|-----------------------------|---------------------------------|
| 13-502-4703 | Child Welfare Assistance | 250,000.00 | 125,000 | 375,000.00 |
| 13-502-4770 | DHRD 477 Program | 2,830,035.09 | 25,000 | 2,855,035.09 |
| 13-503-4579 | Range Inventory | 11,683.13 | 23,650 | 35,333.13 |
| | TOTAL INCREASE/(DECREASE) | | 173,650 | |

BE IT RESOLVED by the Tribal Council of the Confederated Salish and Kootenai Tribes to modify the FY 2017 BIA Self-Governance Compact Budget as reflected above; and

BE IT FURTHER RESOLVED that the FY 2017 BIA Self-Governance Compact Budget is increased from \$22,047,923.39 to \$22,221,573.39.

Carolee Wenderoth and **Mark Couture**, Tribal Lands Department, introduced Zanen Pitts, who was hired to fill the Compliance Technician with GIS Emphasis position.

Carolee Wenderoth, **Mark Couture** and **Zanen Pitts**, Tribal Lands Department, requested approval of a letter requesting that the USDA Animal and Plant Health Inspection Service, Plant Protection and Quarantine provide survey, technical assistance, grasshopper and Mormon cricket suppression programs on the Flathead Reservation during 2017.

MOTION by Anita Matt to approve the letter requesting that the USDA Animal and Plant Health Inspection Service, Plant Protection and Quarantine provide survey, technical assistance, grasshopper and Mormon cricket suppression programs on the Flathead Reservation during 2017. Seconded by Troy Felsman. Carried, unanimous (8 present – Patty Stevens out of the room assisting a tribal member).

Carolee Wenderoth, **Mark Couture** and **Zanen Pitts**, Tribal Lands Department, requested approval to have AV8-ORR Helicopters provide aerial application and herbicide and grass seeding projects in 2017. AV8-ORR was the only bidder to the RFP. **Len TwoTeeth** wanted to know if we submitted a plan to Bonneville Power Administration about doing a cost share with them. Carolee advised that Holly is in discussions with BPA on that.

MOTION by Troy Felsman to approve the bid from AV8-ORR Helicopters to provide aerial application and herbicide and grass seeding

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projects in 2017. Seconded by Dennis Clairmont. Carried, unanimous (8 present – Patty Stevens out of the room assisting a tribal member).

Carolee Wenderoth, Mark Couture and Zanen Pitts, Tribal Lands Department, requested approval to purchase capital equipment with non-compact funds consisting of a UTV, 2 ATVs and a utility dump trailer.

MOTION by Leonard Gray to approve the purchase of capital equipment with non-compact funds consisting of a UTV, 2 ATVs and a utility dump trailer. Seconded by Shelly Fyant. Carried, unanimous (8 present).

Dennis Clairmont reminded Mark that the Lands Department still has a four-wheel drive dump truck, and he wanted to know if the department has an employee with a CDL. **Mark Couture** reported that the truck needs to be repaired and it is unknown at this time what the cost is to fix it.

Carolee Wenderoth, Mark Couture and Zanen Pitts, Tribal Lands Department, discussed the request from Harry E. Burland for a letter of disinterest for Allotments 2389 and 2390-A, containing 80 acres in Ronan, so he can place the properties in fee status for further development purposes. The Land Committee recommended approval of the request.

MOTION by Troy Felsman to show disinterest in purchasing Allotments 2389 and 2390-A. Seconded by Shelly Fyant. Carried, 7 for; 1 opposed (Ron Trahan); 1 not voting (Patty Stevens out of the room assisting a tribal member).

Carolee Wenderoth, Mark Couture and Zanen Pitts, Tribal Lands Department, discussed Flathead Tract 4352. The initial request was a letter of disinterest. The land committee recommended denial of the request and to show interest.

MOTION by Dennis Clairmont to show interest in purchasing Flathead Tract 4352. Seconded by Troy Felsman. Carried, unanimous (8 present – Patty Stevens out of the room assisting a tribal member).

Gabe Johnson, Natural Resources Department, requested approval of a resolution requesting acceptance and processing of the completed national tribal transportation facility inventory. **Len TwoTeeth** wants the chairman to send a letter to Sanders County requesting abandonment of Nenemay Road. Gabe has still been researching the status of that road.

MOTION by Shelly Fyant to approve the resolution to request acceptance and processing of the completed and revised tribal transportation program's 2017 national tribal transportation facility inventory update.

Seconded by Anita Matt. Carried, 8 for; 0 opposed; 1 not voting (Patty Stevens out of the room assisting a tribal member).

RESOLUTON 17-090

RESOLUTION TO REQUEST ACCEPTANCE AND PROCESSING OF THE COMPLETED AND REVISED TRIBAL TRANSPORTATION PROGRAM'S 2017 NATIONAL TRIBAL TRANSPORTATION FACILITY INVENTORY (NTTFI) UPDATE

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 with the responsibility to assure that Tribal transportation needs are met; and

WHEREAS, the Tribal Council recognizes an integrated transportation system links Flathead Reservation residents with cultural, economic, health and recreational resources; and

WHEREAS, the Tribal Council working through the CSKT Roads Program worked closely with Red Plains Professional Inc. to perform a NTTFI Inventory Update from 2014 through 2017; and

WHEREAS, the Tribal Council supports the findings of the NTTFI Inventory Update and approves that the roads recommended for addition to the NTTFI network be added and are eligible for inclusion into the NTTFI as Transportation Facilities defined in the Federal Register, 25 CFR, Part 170; and

WHEREAS, the Tribal Council ensures that there was tribal input before final consideration of the Flathead Nation's NTTFI Inventory Update and revisions; and

WHEREAS, the Tribal Council supports the inventory coding, attachments, revisions, deletions, and additions to the NTTFI network as prepared and entered in the Road Inventory Field Data System (RIFDS); and

WHEREAS, the Tribal Council approves the following Recommended Inventory Table and supporting maps as the NTTFI roadway network and approves all necessary actions within RIFDS to revise the NTTFI to match the attached tables and maps which accurately detail our NTTFI transportation network; and

WHEREAS, NOW, THEREFORE, BE IT RESOLVED that the Tribal Council

hereby approves the Flathead Nation's NTTFI 2017 Inventory Update, and directs the Department of Interior, Bureau of Indian Affairs, Northwest Region and Central Offices to accept and process the Inventory Submittal.

Rich Janssen and **Tom McDonald**, Natural Resources Department, presented a request from the Yellow Bay Biological Station and the University of Montana for a collection permit to do an analysis on Flathead Lake food web.

MOTION by Anita Matt to approve a collection permit for the Yellow Bay Biological Station and the University of Montana to do an analysis on Flathead Lake food web. Seconded by Ron Trahan. Carried, unanimous (8 present – Patty Stevens out of the room assisting a tribal member).

Rich Janssen, Natural Resources Department, presented for approval a request from the Yellow Bay Biological Station and University of Montana for a collection permit to do an environmental DNA analysis on waterbodies throughout the west and the reservation.

MOTION by Ron Trahan to grant the Yellow Bay Biological Station and University of Montana a collection permit to do an environmental DNA analysis on waterbodies throughout the west and the reservation. Seconded by Anita Matt. Carried, unanimous (9 present).

Rich Janssen reminded council of the public meeting to discuss aquatic invasive species at the Missoula Red Lion, at 6:00 p.m. today. There is also an administrative rules public meeting this evening, as well. **Tom McDonald** wants the CSKT to make comments by Friday regarding the mussels. **Council** requested that they provide the information to Jennifer and directed Jennifer to forward it to council.

Len TwoTeeth discussed the bad publicity we received regarding the bison hunt and wanted to know if we are going to respond to that. **Tom McDonald** informed council that there is an all-party meeting on May 24. The noise has quieted down. Len wants it acknowledged what a good record the CSKT has there during bison hunts.

Dr. John Osbourne, Veterans Physician, discussed the upcoming One River Ethics Matter Conference that will take place in May 2017.

Mary Price, Legal Department, gave an update on Smurfit Stone. Council sent a letter to EPA requesting an inspection of the berms. EPA decided that they will inspect the berms to determine their stability. Legal will continue to monitor this situation.

Brian Upton, Legal Department; **Lynn Ducharme**, **Rusty Sydnor** and **Tom**

McDonald, Natural Resources Department; requested approval to submit to BPA the draft operations and maintenance agreement for the Hungry Horse resident fish mitigation properties.

MOTION by Anita Matt to approve submission of the draft operations and maintenance agreement for the Hungry Horse resident fish mitigation properties to BPA. Seconded by Ron Trahan. Carried, unanimous (9 present).

Brian Upton, Daniel J. Decker and **John Harrison**, Legal Department, requested to meet with council in **executive session** to discuss legal matters.

Council reconvened into **regular session**.

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

Bryan Brazil and **John Wheeler**, Kicking Horse Job Corps Center, requested a waiver of the CDL requirement for Barney Finley, Residential Counselor, due to medical reasons of being unable to complete the required physical. **Melanie Piedalue**, Personnel Department, explained that the position description would need to be modified to remove the CDL requirement. **No action taken**.

Micky Snyder, Foster Grandparent Director; **Carol Oti**, Grandparent; **Lucy Beltz**, Northwest Montana Head Start; **Nancy Hemphill**, Foster Grandparent; and **Lorilee Kasnitz**, RSVP Volunteer Coordinator; discussed the Foster Grandparent Program and gave a presentation on the Corporation for National & Community Service. There was an article published in the February 17 edition of the New York Times. They asked the council to contact Senator Tester and Senator Daines to support funding for the programs for elders and children.

MOTION by Carole Lankford to send a letter to the delegation for funding for the Corporation for National and Community Service. Seconded by Shelly Fyant. Carried, unanimous (8 present – Len TwoTeeth out of the room).

Rob McDonald, Communications; and **Selina Kenmille**, Economic Development; presented a request from Economic Development to have a Facebook page. Rob concurred with the request.

MOTION by Patty Stevens to authorize Economic Development to have a Facebook page. Seconded by Leonard Gray. Carried, unanimous (9 present).

Arlene Templer and **Kelly Whitworth**, Department of Human Resources Development, requested approval of a revised organizational chart. **Len**

TwoTeeth asked if the grant writer can be used for nonprofit organizations, such as One Heart. Arlene said yes, the grant writer could be used but the DHRD program would not be able to cover the cost of those services.

MOTION by Carole Lankford to approve the revised organizational chart for the Department of Human Resources Development. Seconded by Troy Felsman. Carried, unanimous (9 present).

Arlene Templer and **Kelly Whitworth**, Department of Human Resources Development, requested to meet with council in **executive session** to discuss a personnel matter. **Melanie Piedalue** and **Shelley Grenier**, Personnel Department; **Rachael Bigsam** and **Renee Pierre**, DHRD, were present for discussion.

Council reconvened into **regular session**.

MOTION by Shelly Fyant to authorize the hire of Kim Azure to fill the Young Child Wellness Partner position on a two-year contract. Seconded by Patty Stevens. Carried, 8 for; 1 opposed (Ron Trahan).

Arlene Templer and **Kelly Whitworth**, Department of Human Resources Development, requested approval of a resolution to apply for funding through the Health and Human Services, Administration for Community Living/Administration on Aging for Fiscal Year 2017.

MOTION by Patty Stevens to approve by resolution submission of an application to apply for funding through the Health and Human Services, Administration for Community Living/Administration on Aging for Fiscal Year 2017. Seconded by Troy Felsman. Carried, 9 for; 0 opposed; 0 not voting.

RESOLUTION 17-091

RESOLUTION SUPPORTING SUBMITTAL OF THE GRANT APPLICATION TO HEALTH AND HUMAN SERVICES, ADMINISTRATION FOR COMMUNITY LIVING/ADMINISTRATION ON AGING FOR FISCAL YEAR 2017 PER PROJECT ANNOUNCEMENT NO. HHS-2017-ACL-TITLE VI-1701 FOR THE PERIOD APRIL 1, 2017 – MARCH 31, 2020

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

WHEREAS, the Confederated Salish and Kootenai Tribes (CSKT) received funds from the HHS Administration for Community Living/Administration on Aging Title VI in past years for both elder meals in a congregate setting and also for home delivered meals and for elder home modifications and for elder respite

care giving; and

WHEREAS, the CSKT Department of Human Resources Development (DHRD) is able to administer the funds and provide the appropriate supervision of the funds and will apply for both Part A and C funds for the period April 1, 2017 through March 31, 2020 for the Flathead Indian Reservation (service area);

WHEREAS, the Tribal Council acknowledges that the grant will be prepared and administered by the CSKT Department of Human Resource Development (DHRD);

NOW THEREFORE BE IT RESOLVED that the Tribal Council Chairman and his designated representative are authorized to negotiate and execute the grant and/or contact documents and any amendments thereto.

Arlene Templer and **Mary Dumontier**, Department of Human Resources Development, requested approval to submit a grant application to the HHS/OAH for the Teen Parent Assist Fund Program.

MOTION by Patty Stevens to approve by resolution submission of a grant application to the HHS/OAH for the Teen Parent Assist Fund Program. Seconded by Anita Matt. Carried, 9 for; 0 opposed; 0 not voting.

RESOLUTION 17-092

RESOLUTION AUTHORIZING THE CONFEDERATED SALISH & KOOTENAI TRIBES DEPARTMENT OF HUMAN RESOURCES DEVELOPMENT/SOCIAL SERVICES DEPARTMENT /TEEN PARENT ASSIST FUND PROGRAM TO SUBMIT AN APPLICATION IN RESPONSE TO THE FUNDING ANNOUNCEMENT ENTITLED: SUPPORT FOR EXPECTANT AND PARENTING TEENS, WOMEN, FATHERS AND THEIR CHILDREN, CATALOG OF FEDERAL DOMESTIC ASSISTANCE (CFDA) NO. 93.00

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

WHEREAS, the Confederated Salish and Kootenai Tribes (CSKT) are committed to seeking resources for children and families as they work toward a healthy lifestyles and a stable family dynamic.

WHEREAS, the funding opportunity, also referred as the (CSKT) Department of Human Resources Teen Parent Assist Fund (TPAF) will provide support for tribes and state to develop and implement programs to improve the educational, health, and social outcomes for expectant parenting teens and women.

WHEREAS, the Department of Human Resources Development is the lead agency for continued operation of the Teen Parent Assist Fund and respectfully requests.

NOW THEREFORE BE IT RESOLVED that the Tribal Council Chairman and his designated representative are authorized to negotiate and execute the grant and or contract documents and any amendments.

Arlene Templer, Kelly Whitworth and Renee Pierre, Department of Human Resources Development, requested authorization to purchase capital equipment consisting of two commercial stoves for the Polson and Ronan Senior Centers. **Troy Felsman** requested that the program explore the option of having propane stove tops.

MOTION by Anita Matt to approve the purchase of capital equipment consisting of two commercial stoves for the Polson and Ronan Senior Centers. Seconded by Ron Trahan. Carried, unanimous (9 present).

Council requested to meet with Arlene Templer in **executive session** to discuss a personnel matter. **Melanie Piedalue** and **Shelley Grenier**, Personnel Department, were present for discussion.

Council reconvened into **regular session**.

Shelly Fyant discussed the bid from Devin Jackson to upgrade the sound system for the Arlee Center.

MOTION by Troy Felsman to accept the bid from Devin Jackson to upgrade the sound system for the Arlee Center. Seconded by Leonard Gray. Carried, 7 for; 2 abstentions (Patty Stevens and Ron Trahan).

Anita Matt discussed the improvements of \$33,000 that are needed at the Dixon School. They have raised \$3,000 and are looking for donations for the remainder that is needed. **Len TwoTeeth** suggested they reach out to the Shakopee Tribe to apply for a grant and to also apply for a donation through the donation committee.

Troy Felsman had a conversation with Caryn Kallay about an event in Helena regarding the campaign for Rob Quist seeking election for the house seat vacated by Ryan Zinke. Caryn is looking for support in the form of \$500 for travel. The Democratic Party already used the money that they had appropriated, so Caryn is requesting that the Tribes pay for it.

MOTION by Troy Felsman to donate \$250 for Caryn Kallay to

attend the event in Helena. Seconded by Anita Matt. Carried, 7 for; 2 opposed (Leonard Gray and Ron Trahan).

Dennis Clairmont and **Carole Lankford** gave a report on the Ronan/Pablo district meeting that took place last night. Daniel J. Decker gave a presentation on PL 280. Jimmy Ray O'Neill gave a talk about the Tribes purchasing Access Montana. Jim Clairmont, Fire Control, gave an update on burning permits. Veteran services are a concern, especially since Nick White left that position. Lee Grant's son is graduating from the West Point Academy in the spring. Dennis will coordinate some type of recognition with the Education Department.

Shelly Fyant informed council that the TERS American Indian Business Leaders group is raising funds to attend the annual AIBL conference in Arizona and is requesting a \$1,000 donation.

MOTION by Shelly Fyant to authorize the group donation from the TERS AIBL group for their donation request for \$1,000 to attend the annual AIBL conference in Arizona, per the recommendation of the donation committee. Seconded by Troy Felsman. Carried, unanimous (9 present).

MOTION by Ron Trahan to adjourn the meeting. Seconded by Anita Matt. Carried, unanimous (9 present).

Council **adjourned** at 3:33 p.m., and is scheduled to meet again on Thursday, March 16, 2017, at 9:00 a.m.

CONFEDERATED SALISH AND KOOTENAI TRIBES

/sgnd/

Troy Felsman
Tribal Secretary