

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

Volume 17 Number 35
Council Chambers, Pablo, MT

Held: March 21, 2017
Approved: March 28, 2017

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

MEMBERS ABSENT: Vernon Finley, Chairman (Personal Time Off); and Carole Lankford (EPA - Denver, Colorado).

OTHERS PRESENT: Abby Dupuis, Recording Secretary; and Bill Kehoe, Sergeant at Arms.

The meeting was called to **order** at 9:17 a.m. Quorum established.

The meeting was opened with a **prayer** by Anita Matt.

The **Tribal Council Meeting Minutes** for March 14, 2017 were presented for approval.

MOTION by Patty Stevens to approve the Tribal Council Meeting Minutes for March 14, 2017, with corrections. Seconded by Anita Matt. Carried, unanimous (8 present).

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

MOTION by Patty Stevens to approve the agenda, with additions. Seconded by Anita Matt. Carried, unanimous (8 present).

Penny Ross would like something done about the split family issue and she discussed how the split family issue divides families.

Laurence Kenmille and **Alberta Bertsch**, Enrollment Office, informed council that individuals eligible for enrollment that are born prior to May 4, 1960 require council approval. Laurence requested approval of a resolution authorizing the enrollment of Timothy Lee Sweeney. Mr. Sweeney submitted the paperwork prior to the deadline to be eligible for the April per capita payment but there was an oversight by the staff and policy was not followed.

Laurence requested that Mr. Sweeney be eligible for the April per capita payment. **Patty Stevens** clarified that it is two separate issues because Mr. Sweeney does not become eligible for enrollment or per capita payments until the council takes official action.

MOTION by Troy Felsman to approve by resolution the enrollment of Timothy Lee Sweeney. Seconded by Anita Matt. Carried, 8 for; 0 opposed; 0 not voting.

RESOLUTION 17-095

BE IT RESOLVED BY THE TRIBAL COUNCIL OF THE CONFEDERATED SALISH AND KOOTENAI TRIBES TO APPROVE THE ENROLLMENT OF TIMOTHY LEE SWEENEY

WHEREAS, Timothy Lee Sweeney was eligible for enrollment under Tribal Ordinances 35A Section B (c) and 18A; and

WHEREAS, Timothy Lee Sweeney was born 6/29/1952 to a member of the Confederated Salish and Kootenai Tribes, and possesses no less than (1/4) degree of Salish and/or Kootenai Blood; therefore,

BE IT RESOLVED, by the Tribal Council of the Confederated Salish and Kootenai Tribes, that Timothy Lee Sweeney is hereby approved to be enrolled in said Tribe; and

BE IT FURTHER RESOLVED, by the Tribal Council that the official rolls shall show Timothy Lee Sweeney blood quantum as 17/64 degree Salish and/or Kootenai blood; and

BE IT FINALLY BE RESOLVED, by the Tribal Council that Timothy Lee Sweeney.

MOTION by Leonard Gray to make the enrollment of Timothy Lee Sweeney retroactive, due to an error made by the Enrollment Department. Seconded by Dennis Clairmont. Carried, unanimous (8 present).

Dan Lozar, Natural Resources Department, requested approval to modify contractor agreement 17-032 with Condon-Johnson & Associates by increasing the not-to-exceed amount by \$56,868 for the Tabor Dam Outlet Works Upstream Tunnel Grouting project.

MOTION by Anita Matt to modify contractor agreement 17-032 with Condon-Johnson & Associates by increasing the not-to-exceed amount by \$56,868 for the Tabor Dam Outlet Works Upstream Tunnel Grouting project.

Seconded by Shelly Fyant. Carried, unanimous (8 present).

Dan Lozar, Natural Resources Department, requested approval to award a contract to Quality Communication Network, LLC in the amount of \$24,000 to provide maintenance of the Safety of Dams video surveillance camera system and the National Monitoring Center computers and networks. An RFP was advertised and QCN was the only responsive bidder.

MOTION by Patty Stevens to award a contract to Quality Communication Network, LLC in the amount of \$24,000 to provide maintenance of the Safety of Dams video surveillance camera system and the National Monitoring Center computers and networks. Seconded by Leonard Gray. Carried, unanimous (8 present).

Dan Lozar and **Seth Makepeace**, Natural Resources Department, requested approval of a no-cost modification to extend the materials and service order with Battelle Memorial Institute from March 31, 2017 through May 31, 2017 to complete an amended biological assessment for the Flathead Indian Irrigation Project.

MOTION by Troy Felsman to approve a no-cost modification to extend the materials and service order with Battelle Memorial Institute from March 31, 2017 through May 31, 2017 to complete an amended biological assessment for the Flathead Indian Irrigation Project. Seconded by Patty Stevens. Carried, unanimous (8 present).

Rich Janssen, Natural Resources Department; **Melanie Piedalue** and **Shelley Grenier**, Personnel Department; requested approval of the reclassified rate of pay for the Nonpoint Source Coordinator position.

MOTION by Leonard Gray to approve the reclassified rate of pay for the Nonpoint Source Coordinator position. Seconded by Anita Matt. Carried, unanimous (8 present).

Rich Janssen reminded council of the public meeting on aquatic invasive species scheduled for 6:00 p.m. today.

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

Carolee Wenderoth, Tribal Lands Department, requested approval of a resolution authorizing the purchase of Flathead Tract 4352 from Lytle “Bud” Gillin and Frank Gillin, containing 7.50 acres, in Ronan, at the negotiated purchase price.

MOTION by Dennis Clairmont to approve by resolution the

purchase of Flathead Tract 4352 from Lytle “Bud” Gillin and Frank Gillin, containing 7.50 acres, in Ronan, at the negotiated purchase price. Seconded by Anita Matt. Carried, 6 for; 0 opposed; 2 abstentions (Len TwoTeeth and Ron Trahan).

RESOLUTION 17-096

RESOLUTION AUTHORIZING THE PURCHASE OF FLATHEAD TRACT NO. 4352

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

WHEREAS, The Tribal Land Acquisition Program was approved by the Act of July 18, 1968 (PL 90-402); and

WHEREAS, Lytle E. Gillin and Frank O. Gillin, as joint tenants with right of survivorship have offered to sell their all right, title and interest in their undivided 1/2 interest in Flathead Tract 4352, described as follows: SW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 21, Township 21 North, Range 19 West, P.M.M., Lakes County, Montana, containing 7.50 acres, more or less;

WHEREAS, Lytle E. Gillin and Frank O. Gillin, as joint tenants with right of survivorship, have offered their undivided interest in Flathead Tract No. 4352 at the negotiated price; and

WHEREAS, Lytle E. Gillin and Frank O. Gillin, as joint tenants with right of survivorship and The Confederated Salish and Kootenai Tribes have accepted the negotiated price; and

WHEREAS, the Tribal Council has agreed to purchase the above mentioned Allotment; and

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

Melanie Piedalue and **Shelley Grenier**, Personnel Department, presented a request from Two Eagle River School to hire Darlene Triplet to fill the Academic Advisor position for four years, which is the length of the grant. The vacancy was advertised and there were no tribal member applicants.

MOTION by Shelly Fyant to authorize the hire of Darlene Triplet on

Tribal Council Meeting Minutes
March 21, 2017

a four-year contract to fill the Academic Advisor position at Two Eagle River School, due to no tribal member applicants. Seconded by Leonard Gray. Carried, unanimous (8 present).

Zanen Pitts, Arlee Boys Basketball Coach; and the **Arlee Boys Basketball Team**; met with council. **Council** congratulated the team for winning the State C Championship and commended them on how well they represented us. The team had a framed picture that they would like on display at the tribal complex. Council presented the coach and players with a gift.

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

Rhonda Swaney, Legal Department, was asked by the chairman whether there is a process for the department to take annual votes to elect the managing attorney for the Legal Department. The Legal Department held an election and Rhonda was elected to be the managing attorney.

Rhonda Swaney, Legal Department, presented a request from John Carter to take a sabbatical for 90 days.

MOTION by Anita Matt to grant John Carter a 90-day sabbatical. Seconded by Dennis Clairmont. Carried, unanimous (8 present).

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

Council reconvened into **regular session**.

MOTION by Patty Stevens to adjourn the meeting. Seconded by Shelly Fyant. Carried, unanimous (8 present).

Council **adjourned** at 12:05 p.m. and is scheduled to meet again on Thursday, March 23, 2017, at 9:00 a.m.

CONFEDERATED SALISH AND KOOTENAI TRIBES

/sgnd/

Troy Felsman
Tribal Secretary