

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

Volume 18 Number 49
Council Chambers, Pablo, MT

Held: March 29, 2018
Approved: April 5, 2018

MEMBERS PRESENT: Ronald Trahan, Chairman; Leonard Gray, Vice-Chairman; Troy Felsman, Secretary; Anita Matt, Treasurer; Dennis Clairmont; Leonard TwoTeeth; Charmel Gillin; Carole Lankford;

MEMBERS ABSENT: Shelly Fyant (State-Tribal Economic Development Commission presentation at State Tribal Relations Committee – Helena, Montana); and James Steele, Jr. (Traveling to Pullman for a Meeting).

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

The meeting was called to **order** at 9:04 a.m. Quorum established. **Len TwoTeeth** will join the meeting later this morning.

The meeting was opened with a **prayer** by Charmel Gillin.

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

MOTION by Leonard Gray to approve the agenda, with changes. Seconded by Charmel Gillin. Carried, unanimous (7 present).

Len TwoTeeth joined the meeting.

Melanie Smith, Department of Human Resources Development; and **Stacy Reed** and **Eric Nation**, National Alliance for Drug Endangered Children; gave a report on the DEC Alliance meeting that took place yesterday and asked for feedback from the tribal council. **Carole Lankford** commented on the importance of collaboration. It is critically important how we work together for the people and the children, and she would like the Legal Department involved in this. **Council** thanked them for offering the meeting, and they discussed the importance of involvement by all the tribal departments. The training gave the tribal council a better understanding of the complexity of collaboration. Some disciplines that needed to be there were not there. There needs to be a written protocol to handle community issues. The discussion continued in **executive**

session.

Council reconvened into **regular session.**

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

Jeanne Christopher, Early Childhood Services, requested approval to submit the funding applications for Head Start and Early Head Start that is due May 1; the Early Head Start Expansion program that is due June 1; the \$300,000 ANA Language Immersion Grant for children aged 3-5; and the Foster Grandparent program.

MOTION by Troy Felsman to approve by resolution submission of the funding application from ANA Language Immersion for 3 to 5 year-olds. Seconded by Anita Matt. Carried, 8 for; 0 opposed; 0 not voting.

RESOLUTION 18-104

RESOLUTION APPROVING THE SUBMISSION OF A CONTINUING GRANT APPLICATION TO THE ADMINISTRATION FOR NATIVE AMERICANS (ANA) NATIVE AMERICAN LANGUAGE PRESERVATION AND MAINTENANCE-ESTHER MARTINEZ IMMERSION FUNDING TO COMPLETE A THREE-YEAR SALISH LANGUAGE PRESERVATION PROJECT TO STRENGTHEN THE CONFEDERATED SALISH & KOOTENAI TRIBES' CAPACITY TO DELIVER PROGRAMS THAT CREATE A SELF-DETERMINED, HEALTHY, CULTURALLY AND LINGUISTICALLY VIBRANT COMMUNITY BY CREATING AN EFFECTIVE SALISH LANGUAGE LEARNING ENVIRONMENT FOR SCHOOL-AGED CHILDREN AND THEIR FAMILIES ON TRIBAL LANDS

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; and

WHEREAS, the Confederated Salish and Kootenai Tribes are committed to the sound planning and management of Flathead Reservation resources; and

WHEREAS, the Confederated Salish and Kootenai Tribes have directed the Early Childhood Services to fill the important need of preserving the Salish language as the Tribes strive to create a self-determined, healthy, culturally and linguistically vibrant community; and

WHEREAS, during the community meetings held to plan and develop the application for financial assistance, the community members provided input

and believed that the project activities provided the greatest opportunities to address the many crucial issues that affect the Tribal members; and

WHEREAS, the project will address the critical need to strengthen the Confederated Salish and Kootenai Tribes' capacity to deliver programs that create a self-determined, healthy, culturally and linguistically vibrant community by creating an effective Salish language learning environment for children ages 3-5 and their families, on tribal lands;

WHEREAS, the Administration for Native Americans (ANA) provides grant funding to conduct the necessary planning and implementation to support achievement of long-range language preservation goals; and

WHEREAS, the project is an eligible language preservation and maintenance activity under the ANA Native American Language Preservation and Maintenance-Esther Martinez Immersion guidelines, the project has not been designed to require ANA funding on a recurring basis and there are no funds available from existing tribal resources to address the needs identified in the project; and

WHEREAS, because of our status as a Self-Governance Tribe, all identified Tribal matching funds identified in the project budget meet the Federal matching requirements guidelines; and

NOW THEREFORE BE IT RESOLVED that the Tribal Council of the Confederated Salish and Kootenai Tribes of the Flathead Reservation approves the continuing application - ANA Native American Language Preservation and Maintenance-Esther Martinez Immersion application for the Salish Language Preservation Project to be administered; and

BE IT FURTHER RESOLVED that the Confederated Salish and Kootenai Tribes are requesting a grant in the amount of up to \$300,000 per year from ANA to provide for the planning and piloting of a Salish language nest to strengthen the Tribes' capacity to deliver programs that create a self-determined, healthy, culturally and linguistically vibrant community on Flathead Reservation; and

BE IT FURTHER RESOLVED that the Confederated Salish and Kootenai Tribes agrees to secure and provide the required 20% non-federal matching contributions, totaling \$594,650, in the form of salaries, fringe benefits, and other costs identified in the application as necessary over the three (3) year project period; and

NOW, THEREFORE, BE IT FURTHER RESOLVED, that this project will be placed organizationally under and managed by Early Childhood Services.

MOTION by Anita Matt to approve by resolution submission of the five-year Head Start and Early Head Start funding application. Seconded by Dennis Clairmont. Carried, 8 for; 0 opposed; 0 not voting.

RESOLUTION 18-105

RESOLUTION APPROVING THE SUBMISSION OF A GRANT APPLICATION TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FUNDING THE HEAD START/EARLY HEAD START PROGRAM

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 improving the educational, training and employment opportunities of all children and families, and

WHEREAS, the Tribal Council has declared that the children of the Salish, Kootenai and Pend d'Oreille Tribes are our most valuable resource of the Flathead Indian Nation;

NOW, THEREFORE, BE IT RESOLVED that the Tribal Council of the Confederated Salish and Kootenai Tribes support the application submitted to the Department of Health and Human Services for funds to support the Confederated Salish and Kootenai Tribes Early Childhood Services program for the children of the Flathead Indian Reservation; and

BE IT FURTHER RESOLVED that the Chairman and/or his designated representative are authorized to negotiate and execute the grant documents and any amendments thereto.

MOTION by Charmel Gillin to approve by resolution submission of the five-year Early Head Start Expansion funding application. Seconded by Troy Felsman. Carried, 8 for; 0 opposed; 0 not voting.

RESOLUTION 18-106

RESOLUTION APPROVING THE SUBMISSION OF A GRANT APPLICATION TO THE OFFICE OF HEAD START FOR AMERICAN INDIAN/ALASKA NATIVE EHS EXPANSION FUNDING TO COMPLETE AN EARLY HEAD START EXPANSION PROJECT TO STRENGTHEN THE CONFEDERATED SALISH AND KOOTENAI TRIBES' CAPACITY TO DELIVER EARLY CHILDHOOD PROGRAMS TO SUPPORT THE DEVELOPMENT OF INFANTS AND TODDLERS THROUGH STRONG RELATIONSHIP-BASED

EXPERIENCES AND PREPARE THEM FOR THE TRANSITION INTO PRESCHOOL, AS ALIGNED WITH RIGOROUS HEAD START STANDARDS AND TRIBAL PRIORITIES

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; and

WHEREAS, the Confederated Salish and Kootenai Tribes are committed to the sound planning and implementation of effective educational strategies on the Flathead Reservation; and

WHEREAS, the Confederated Salish and Kootenai Tribes have directed the Early Childhood Services to provide effective education, nutrition, health, and social services for children aged 0-3 and their families; and

WHEREAS, the project will address the critical need to enhance existing curriculum, train educators, and expand head start services so that we can more adequately meet the needs of our growing community; and

WHEREAS, the Office of Head Start provides grant funding to conduct the necessary planning, training, and expansion to support achievement of long-range early childhood education goals; and

WHEREAS, the project is an eligible Early Head Start expansion activity under the program's guidelines, the project has not been designed to require Office of Head Start funding on a recurring basis, and there are no funds available from existing tribal resources to address the needs identified in the project description; and

WHEREAS, because of our status as a Self-Governance Tribe, all identified Tribal matching funds identified in the project budget meet the Federal matching requirements guidelines; and

NOW, THEREFORE, BE IT RESOLVED that the Tribal Council of the Confederated Salish and Kootenai Tribes of the Flathead Reservation approves the application FY 2019 Office of Head Start AIAN EHS Expansion and EHS-Child Care Partnerships application for the Confederated Salish and Kootenai Tribes' Early Head Start Expansion Project to be administered for the period of September 1, 2018 through August 30, 2019 and

BE IT FURTHER RESOLVED that the Confederated Salish and Kootenai Tribes are requesting a grant in the amount of up to \$1,027,404 per year from

the Office of Head Start to strengthen the Confederated Salish & Kootenai Tribes' capacity to deliver early childhood programs to support the development of infants and toddlers through strong relationship-based experiences and prepare them for the transition into preschool; and

BE IT FURTHER RESOLVED that the Confederated Salish and Kootenai Tribes agrees to secure and provide the required 20 percent non-federal matching contributions for operations in the form of salaries, fringe benefits, and other costs identified in the application as necessary over the project period; and

NOW, THEREFORE BE IT FURTHER RESOLVED, that this project will be placed organizationally under and managed by the Early Childhood Services.

MOTION by Charmel Gillin to approve by resolution submission of the funding application for the Foster Grandparent program. Seconded by Anita Matt. Carried, 7 for; 0 opposed; 1 abstention (Carole Lankford).

RESOLUTION 18-107

RESOLUTION APPROVING THE SUBMISSION OF A GRANT APPLICATION TO THE CORPORATION FOR NATIONAL AND COMMUNITY SERVICE (CNCS) MONTANA STATE OFFICE FUNDING THE FOSTER GRANDPARENT PROGRAM

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 improving the educational, training and employment opportunities of all children and families, and

WHEREAS, the Tribal Council has declared that the children of the Salish, Kootenai and Pend d'Oreille Tribes are our most valuable resource of the Flathead Indian Nation;

NOW, THEREFORE, BE IT RESOLVED that the Tribal Council of the Confederated Salish and Kootenai Tribes support the application submitted to the Department of Health and Human Services for funds to support the Confederated Salish and Kootenai Tribes Early Childhood Services program for the children of the Flathead Indian Reservation; and

BE IT FURTHER RESOLVED that the Chairman and/or his designated representative are authorized to negotiate and execute the grant documents and any amendments thereto.

John Neiss, Facilities Maintenance, requested approval of a contract with R&R Productions in the amount of \$40,000 to remodel the Longhouse. R&R Productions is an Indian Preference business.

MOTION by Carole Lankford to approve a contract with R&R Productions in the amount of \$40,000 to remodel the Longhouse. Seconded by Troy Felsman. Carried, unanimous (8 present).

John Neiss, Facilities Maintenance; and **Renee Camel**, Information Technologies; requested approval of a contract and purchase of capital equipment from Air Controls Heating & Air Conditioning consisting of an HVAC for the Information Technologies Server Room in the amount of \$23,331 and \$3,500 for the electrical.

MOTION by Troy Felsman to approve option 2 and approve a contract and purchase of capital equipment from Air Controls Heating & Air Conditioning consisting of an HVAC for the Information Technologies Server Room at a total cost of \$26,831. Seconded by Dennis Clairmont. Carried, unanimous (8 present).

Carolee Wenderoth, Tribal Lands Department, presented a request from S&K Gaming to construct a wildlife fence at an alternative location for improved safety and business purposes. There will be no change in land use and the proposed project was approved by the Natural Resources Department. Moving the fence will not have any negative impacts. The request was reviewed by the Land Committee. S&K Gaming will maintain the fence. Lands recommended approval of the request.

MOTION by Anita Matt to authorize S&K Gaming to construct a wildlife fence at an alternative location for improved safety and business purposes. Seconded by Dennis Clairmont. Carried, unanimous (8 present).

Carolee Wenderoth and **Holly Hitchcock**, Tribal Lands Department, presented a request from Leon Shortman for an easement for his septic and drain field. Options discussed were: (1) grant a 25-year easement with an option to renew for 25 years at fair market value for the septic that currently services his home on T-4093; and (2) approve Leon's request and allow him to enter into a payback agreement with the Tribal Lands Department for costs associated with the easement, including the costs of the survey, appraisal, and the fair market value determination. The property is currently idle. The request was reviewed by the Land Committee.

MOTION by Troy Felsman to approve a 25-year easement for Leon Shortman's lease for his septic and drain field that is nontransferable and will

be reviewed within 60 months of the commencement of the agreement. Seconded by Len TwoTeeth. Carried, 7 for; 1 opposed (Charmel Gillin).

Charmel Gillin, for the record, "While I appreciate the goodwill nature of the request, I'm not ready to take action approving this without an assessment of the groundwater situation on the property."

Carolee Wenderoth and **Holly Hitchcock**, Tribal Lands Department, presented a request from Rick, Nancy and Merle Jore for a 50-year 5.16-acre easement across tribal land (Tribal Tracts T-687, T-2674 and T-2312) to access their home and fee property. The road is located off Chef Lane in the Mollman Pass Trail area. Access through the Jore property is currently utilized by tribal woodcutters, hunters and for recreational purposes. A 25-year reciprocal easement was granted to the Jores in 1992. Options discussed were: (1) grant a 50-year easement and waive any monetary compensation in lieu of an exchange of access road easements; (2) grant a 25-year easement with a 25-year renewal option and waive any monetary compensation in lieu of an exchange of access road easements; and (3) grant a 25-year easement with a 25-year renewal option at fair market value of \$10,300, waiving the offer from Rick Jore for an access easement to CSKT through his fee property.

MOTION by Dennis Clairmont to grant Rick, Nancy and Merle Jore a reciprocal easement for 25 years and waive any monetary compensation in lieu of an exchange of access road easements. Seconded by Troy Felsman. Carried, unanimous (8 present).

Carolee Wenderoth and **Holly Hitchcock**, Tribal Lands Department, presented a request from the Tribal Roads Program for a perpetual easement to allow for the installation of a drainage ditch at the Nancy Joseph Homesites. A ten-foot wide drainage ditch consisting of a buried storm drainage pipe and junction boxes will need to be installed to allow for adequate storm water conveyance and storage purposes at the south eastern corner of the Nancy Joseph Homesites between Lots 5 and 6. The total area will encompass just under 0.05 acres.

MOTION by Carole Lankford to go along with the recommendation to grant the Tribal Roads Program a perpetual easement. Seconded by Anita Matt. Carried, unanimous (8 present).

Carolee Wenderoth, Tribal Lands Department, requested approval of a service contract with Mervyn Camel, Northwestern Construction and Abatement, for a not-to-exceed amount of \$8,000 to do cleanup of tribally-owned property in St. Ignatius for a term ending September 30, 2018. Options discussed were: (1) approve a sole source contract for the term ending September 30, 2018 and compensation to be a not to exceed amount of \$8,000; (2) do not approve a

contract; and (3) further discussion.

MOTION by Carole Lankford to proceed with option 1 and approve a service contract with Mervyn Camel, Northwestern Construction and Abatement, for a not-to-exceed amount of \$8,000 to do cleanup of tribally-owned property in St. Ignatius for a term ending September 30, 2018. Seconded by Charmel Gillin. Carried, 7 for; 1 abstention (Dennis Clairmont).

Vern Clairmont, Financial Management, requested approval of modification 14 to the fiscal year 2018 Bureau of Indian Affairs Self-Governance Compact Budget. The remaining fiscal year 2018 Job Placement and Training funding that will be obligated under the Omnibus Appropriations needs to be allocated to the budget.

MOTION by Troy Felsman to approve by resolution modification 14 to the fiscal year 2018 Bureau of Indian Affairs Self-Governance Compact Budget. Seconded by Anita Matt. Carried, 8 for; 0 opposed; 0 not voting.

RESOLUTION 18-108

RESOLUTION APPROVING MODIFICATION 14 TO THE FY 2018 BIA SELF-GOVERNANCE COMPACT BUDGET

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

WHEREAS, the remaining FY 2018 Job Placement and Training funding that will be obligated under the Omnibus Appropriations needs to be allocated to the budget; and

WHEREAS, the budget will be allocated as follows:

Account Number	Description	Current Budget Authority	Increase/ (Decrease)	Revised Budget Authority
13-502-4770	DHRD 477 Program	2,240,311.76	71,419	2,311,730.76
	TOTAL INCREASE/(DECREASE)		71,419	

BE IT RESOLVED by the Tribal Council of the Confederated Salish and Kootenai Tribes to modify the FY 2018 BIA Self-Governance Compact Budget as reflected above; and

BE IT FURTHER RESOLVED that prior year unexpended BIA funds shall be made available to provide for the expenditure of the FY 2018 BIA Self-Governance Compact Budget pending final Congressional appropriations and subsequent obligations of funds; and

BE IT FURTHER RESOLVED that the FY 2018 BIA Self-Governance Compact Budget is increased from \$23,722,397.21 to \$23,793,816.21.

Vern Clairmont, Financial Management, requested approval of modification 2 to the fiscal year 2018 Investment Fund Budget. The budget for Land Acquisition needs to be increased for purchase of a facility for health care services and funds are available in Third Party Collections to appropriate for this purpose.

MOTION by Charmel Gillin to approve by resolution modification 2 to the fiscal year 2018 Investment Fund Budget. Seconded by Carole Lankford. Carried, 8 for; 0 opposed; 0 not voting.

RESOLUTION 18-109

RESOLUTION APPROVING MODIFICATION 2 TO THE FISCAL YEAR 2018 INVESTMENT FUND BUDGET

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

WHEREAS, the budget for Land Acquisition needs to be increased for purchase of a facility for health care services and funds are available in Third Party Collections to appropriate for this purpose; and

WHEREAS, the budget will be allocated as follows:

Account	Description	Current Budget	Increase/ (Decrease)	Revised Budget
16-511-6410	Land Acquisition	638,483	175,500	813,983
TOTAL INCREASE/(DECREASE)			175,500	

BE IT RESOLVED by the Tribal Council of the Confederated Salish and Kootenai Tribes to modify the FY 2018 Investment Fund Budget as reflected above; and

BE IT FURTHER RESOLVED that the total FY 2017 Investment Fund Budget is increased from \$1,008,483 to \$1,183,983.

Vern Clairmont and **Bill Bjarko**, Financial Management; and **Chris Tyhurst**, **Chris Bitakis**, REDW Auditing Firm; presented the fiscal year 2017 audit. The only audit finding was incomplete/inadequate employee background checks. Vern requested approval to engage REDW to complete the fiscal year 2018 audit.

MOTION by Anita Matt to accept the fiscal year 2017 audit report. Seconded by Carole Lankford. Carried, unanimous (8 present).

MOTION by Troy Felsman to engage REDW for the fiscal year 2018 audit at a three percent increase over the previous year. Seconded by Dennis Clairmont. Carried, unanimous (8 present).

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

The **Tribal Council Meeting Minutes** for March 22, 2018 were presented for approval.

MOTION by Charmel Gillin to approve the Tribal Council Meeting Minutes for March 22, 2018, with corrections. Seconded by Anita Matt. Carried, unanimous (8 present).

Leonard Gray informed council that Ryan Rusche needs a decision on the contributions list that he had handed out. It was the **consensus** of council to approve the contributions list.

Carole Lankford discussed the Recovery House. S&K Gaming has a revocable permit for the house in Polson, and the Drug Court wants to enter into a one-year contract to rent it as a recovery house for the Drug Court and Reentry Program clients to place people after incarceration on a temporary basis until permanent housing is obtained. Carole would like Dan Decker to review the contract.

Kelly Parker, Department of Human Resources Development, requested approval of a revised organizational chart. The changes to the chart were: (1) add 1 Second Circle Shift Worker box. The department accidentally deleted the box and the position is filled. (2) Update the title of the IV-E Analyst position to a IV-E Program Manager. This change would create a step increase for the position. **Shelley Grenier**, Personnel Department, joined the discussion. The position was retitled and reclassified at a higher pay level. The organizational chart needs to be approved prior to Personnel reclassifying the position.

MOTION by Leonard Gray to approve the revised organizational chart for the Department of Human Resources Development. Seconded by Dennis Clairmont. **MOTION NOT CARRIED**, 3 for (Ron Trahan, Dennis Clairmont and Leonard Gray); 4 opposed (Len TwoTeeth, Troy Felsman, Carole Lankford, and Charmel Gillin); 1 abstention (Anita Matt).

Kelly Parker requested approval to add 1 Second Circle Shift Worker box on the organizational chart; it was erroneously deleted.

MOTION by Charmel Gillin to approve the revised organizational chart to add 1 Second Circle Shift Worker position. Seconded by Anita Matt. **MOTION AND SECOND WITHDRAWN.** Council requested further information. **Council** directed that the department head present the proposed organizational chart changes at the chairman's meeting.

Dale Becker, Natural Resources Department, presented a request from Hannah Beyl, University of Montana Graduate Student, for a scientific collection permit to study nest abandonment and other population factors in Mountain Bluebirds. The Wildlife Management program supports the request.

MOTION by Troy Felsman to grant Hannah Beyl a scientific collection permit to study nest abandonment and other population factors in Mountain Bluebirds. Seconded by Carole Lankford. Carried, unanimous (8 present).

Dale Becker and **Tom McDonald**, Natural Resources Department, discussed wildlife mitigation for impacts related to operations of Hungry Horse Reservoir and requested approval of a cooperative effort to achieve mitigation for operational impacts upon wildlife and wildlife habitats with Montana, Fish, Wildlife, and Parks. He would like authorization to continue working with MFWP to refine the impact statements and proposals.

MOTION by Charmel Gillin to approve the cooperative effort with Montana, Fish, Wildlife, and Parks to achieve mitigation for the operational impacts. Seconded by Dennis Clairmont. Carried, unanimous (8 present).

Dale Becker, Natural Resources Department, requested approval to transfer the 2017 off-reservation moose harvest data to the Montana Fish, Wildlife and Parks.

MOTION by Carole Lankford to transfer the 2017 off-reservation moose harvest data to the Montana Fish, Wildlife and Parks. Seconded by Anita Matt. Carried, unanimous (8 present).

Len TwoTeeth requested that Pablo "Chib" Espinoza get scheduled on the Elders agenda to provide a quarterly report.

Chairman Trahan asked about any issues with moose harvesting. **Dale Becker** will return to council sometime this spring to provide a report in further detail.

Rich Janssen, Natural Resources Department; **Brian Lipscomb**, Energy Keepers, Inc.; and **Stu Levit**, Legal Department; discussed issues regarding the Columbia River Treaty. Rich attended a meeting with the other 15 Tribes and

one of the tribes' representatives had a proposed resolution to delegate certain people to be on the negotiating team. There was no avenue for that to occur. They want 2 negotiators from the 15 Tribes. There is no formal agreement or entity structure of the 15 Tribes. The team will continue to work through this issue. It was the **consensus** of council to take no action on the resolution at this time.

Stu Levit, Legal Department, requested approval of modification 2 to the consultation and professional services contract with John Marsh to increase compensation by \$5,000 and extend the term to March 2019. The contract is funded by BIA and all activities are done by task order.

MOTION by Troy Felsman to approve by resolution modification 2 to the consultation and professional services contract with John Marsh to increase compensation by \$5,000 and extend the term to March 2019 with BIA funding. Seconded by Anita Matt. Carried, 8 for; 0 opposed; 0 not voting.

RESOLUTION 18-110

A RESOLUTION TO EXTEND A CONTRACT FOR CONSULTATION AND PROFESSIONAL SERVICES WITH MARSH CONSULTING LLC.

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

WHEREAS, the Tribal Council, as primary governing body of the Flathead Nation, is entrusted with the responsibility to protect and preserve Tribal property, wildlife and natural resources, and to protect the health, security and general welfare of the Tribes; and

WHEREAS, protection and preservation of property, wildlife, natural resources, health, security, and general welfare of the Tribes is among the highest priorities of the Tribes; and

WHEREAS, the Confederated Salish and Kootenai Tribes had secured, and Marsh Consulting is currently providing personal and professional expertise, services, consultation, and representation regarding water and fisheries management in the Columbia River watershed on behalf of the Confederated Salish and Kootenai Tribes' water rights negotiation and litigation efforts; and

WHEREAS, Marsh Consulting shall work in consultation with attorneys for the Confederated Salish and Kootenai Tribes as well as Tribal experts; and

WHEREAS, Marsh Consulting has agreed to provide their personal professional services according to the terms and conditions of a contract for consultation and professional services; and

WHEREAS, the Tribal Legal Department is authorized to submit the Contract document with its updates and revisions to further carryout the purposes of the services requested; and

THEREFORE BE IT RESOLVED, the Tribal Council approves said Contract Modification 02 and authorizes its execution by the Chairman and the Tribal Secretary.

Rich Janssen, Natural Resources Department; **Brian Lipscomb**, Energy Keepers, Inc.; and **Stu Levit**, Legal Department; informed council that \$250,000 was supposed to be allocated to the 15 Tribes but it went directly CRITFC. They feel a portion (\$50,000) of the funding should have come to CSKT. **Chairman Trahan** suggested sending a letter to the BIA. One option is to have the CSKT receive the funding and then disburse to the other tribes. The staff will contact the other tribes to obtain further information and report back to council.

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

Carole Lankford left the meeting for the remainder of the day to participate in the Drug Court meeting.

Mike Durglo and **Kyle Felsman**, Preservation Office; and **Shane Morigeau**, Legal Department; attended a meeting in Portland with BPA, Corps of Engineers and the Kootenai National Forest, and found out that the artifacts were going to be shipped to the Corps of Engineers repository in St. Louis. The staff is doing what they can to keep the artifacts here. One option is for the Tribes to file an injunction. The staff will obtain further information and report back to council.

Tom McDonald, **Germaine White** and **Charlene Charlo**, Natural Resources Department; and **Jordan Thompson**, Legal Department; provided an update on the implementation of the Aquatic Invasive Species program and discussed the enforcement of boater drive-bys by Tribal Law & Order. The CSKT was awarded funding of \$350,000 for the AIS program.

Rich Janssen, **Tom McDonald**, **Germaine White**, **Dale Becker**, **Les Evarts**, **Pablo "Chib" Espinoza**, and **Lester Bigcrane**, Natural Resources Department, provided orientation on the Division of Fish, Wildlife, Recreation, and Conservation.

Len TwoTeeth out of the room.

Dennis Clairmont requested that Rich Janssen serve as the tribal

representative on the Flathead Basin Commission. **Council** will take action when there is a quorum present.

MOTION by Dennis Clairmont to adjourn the meeting. Seconded by Leonard Gray. Carried, unanimous (6 present – Len TwoTeeth out of the room).

Council **adjourned** at 4:37 p.m., and is scheduled to meet again on Tuesday, April 3, 2018, at 9:00 a.m.

CONFEDERATED SALISH AND KOOTENAI TRIBES

/sgnd/

Troy Felsman
Tribal Secretary