

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

Volume 19 Number 70
Council Chambers, Pablo, MT

Held: July 18, 2019
Approved: July 30, 2019

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

MEMBERS ABSENT: Shelly Fyant, Secretary (Personal Time Off); and Leonard TwoTeeth (Tribal Leaders Meeting).

OTHERS PRESENT: Abby Dupuis, Recording Secretary; and James Steele, Sr., Sergeant at Arms.

The meeting was called to **order** at 9:10 a.m. Quorum established. **Carole Lankford** is providing welcoming remarks at the Tribal Health Department and will join the meeting later today.

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

The **Tribal Council Meeting Minutes** for July 5, 2019 were presented for approval.

MOTION by Dennis Clairmont to approve the Tribal Council Meeting Minutes for July 5, 2019, with corrections. Seconded by Charmel Gillin. Carried, unanimous (7 present).

Charmel Gillin discussed the sign-up sheet for people to speak at the quarterly council meetings. She asked if that process was passed by resolution or was a choice by the tribal council to open it up. Charmel would like to be able to add an open floor time that is more of an openness to encourage participation at quarterlies. The current formality of it having the speakers sign up is restrictive. The quarterly is a constitutional mandated meeting, so she wants to end any restrictiveness for it.

The **agenda** was presented for approval.

MOTION by Anita Matt to approve the agenda, with changes. Seconded by Myrna DuMontier. Carried, unanimous (7 present).

Leonard Michel, Tribal Member, asked if the council came up with a date for the next meeting with Forestry and the woodcutters. Shelly had wanted to hold off until that meeting was held. **Chairman Trahan** thought that Shelly Fyant was taking the lead on that issue and the council was not aware of any meeting dates she set up. Ron will follow up with Shelly and report back. Leonard wants the meeting held in the evening and make sure everyone has at least a week's notice so they can participate.

George Ducharme, Tribal Lands Department, discussed a piece of property located in Dayton. It has been surveyed. The owner wants to gift the land to the Tribes. It will need an environmental assessment and an appraisal, and the owner would like the Tribes to pay for those costs.

MOTION by Anita Matt to have George Ducharme move forward with an environmental assessment and appraisal. Seconded by Myrna DuMontier. Carried, unanimous (7 present).

Charmel Gillin discussed the council minutes of July 2 where the Standing Arrow Pow Wow Committee was granted a change of duty. Janelle Michel is having difficulty exercising that change of duty with her supervisor at Early Childhood Services. **Council** will follow up with the department head.

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

Ann Miller, Tribal Defenders Office, requested approval of an employment contract with Matthew Croxton to provide Clinical Psychology services for the remainder of the summer.

MOTION by Fred Matt to approve by resolution an employment contract with Matthew Croxton to provide Clinical Psychology services for the remainder of the summer. Seconded by Dennis Clairmont. Carried, 7 for; 0 opposed; 0 not voting.

RESOLUTION 19-159

RESOLUTION APPROVING AN EMPLOYMENT CONTRACT WITH MATTHEW CROXTON

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

WHEREAS, the Confederated Salish and Kootenai Tribes of the Flathead Reservation wish to enter into a contract with Matthew Croxton to provide psychological and consultation services through the Justice and Mental Health

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Collaboration Program within the Tribal Defenders Office to Indians under the jurisdiction of the Tribal Court and Montana State Court of the local counties.

WHEREAS, it is the intent of all contracting parties that Matthew Croxton shall commence working under a contract with the Tribes according to terms and conditions stated therein; **NOW, THEREFORE**,

BE IT RESOLVED, by the Tribal Council of the Confederated Salish and Kootenai Tribes that beginning on July 15, 2019, Matthew Croxton shall provide psychological and consultation services through the Justice and Mental Health Collaboration Program within the Tribal Defenders Office to Indians under the jurisdiction of the Tribal Court and the Montana State Courts of the local counties until the expiration of this contract on September 6, 2019.

Ashley Glass and **Morgan Malatare**, Tribal Health Department requested approval of a contract with White Bison to provide two training sessions on Mending Broken Hearts/Mending Broken Hearts for Youth Training.

MOTION by Anita Matt to approve a contract with White Bison to provide two training sessions on Mending Broken Hearts/Mending Broken Hearts for Youth Training. Seconded by Leonard Gray. Carried, unanimous (7 present).

Ashley Glass and **Morgan Malatare**, Tribal Health Department requested approval of a temporary employment agreement with Wacey McClure to assist with high-risk youth by working at the Boys & Girls Club on suicide prevention.

MOTION by Anita Matt to approve a temporary employment agreement with Wacey McClure to assist with high-risk youth by working at the Boys & Girls Club on suicide prevention and healthy relationships until the end of the summer. Seconded by Dennis Clairmont. Carried, 6 for; 1 abstention (Charmel Gillin).

Rick Eneas, Financial Management, requested approval of modification 14 to the fiscal year 2019 Bureau of Indian Affairs Self-Governance Compact Budget. Earmarked fiscal year 2019 funding for Water Management, Planning and Pre-Development, Water Rights Negotiation/Litigation, Tribal Justice Support, and Forestry has been awarded and needs to be allocated to the budget.

MOTION by Myrna DuMontier to approve by resolution modification 14 to the fiscal year 2019 Bureau of Indian Affairs Self-Governance Compact Budget. Seconded by Dennis Clairmont. Carried, 7 for; 0 opposed; 0 not voting.

RESOLUTION 19-160

RESOLUTION APPROVING MODIFICATION 14 TO THE FY 2019 BIA SELF-GOVERNANCE COMPACT BUDGET

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

WHEREAS, earmarked FY 2019 funding for Water Management, Planning and Pre-Development, Water Rights Negotiation/Litigation, Tribal Justice Support, and Forestry has been awarded and 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
13-503-4536	GIS Water Rights	203,470.56	105,000	308,470.56
13-507-4529	Tribal Justice Support	0.00	60,786	60,786.00
13-510-4507	Forest Development	505,845.10	250,000	755,845.10
	TOTAL INCREASE/(DECREASE)		415,786	

BE IT RESOLVED by the Tribal Council of the Confederated Salish and Kootenai Tribes to modify the FY 2019 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 2019 BIA Self-Governance Compact Budget pending final Congressional appropriations and subsequent obligations of funds; and

BE IT FURTHER RESOLVED that the FY 2019 BIA Self-Governance Compact Budget is increased from \$38,958,495 to \$39,374,281.

Charmel Gillin discussed the change of pay date. **Myrna DuMontier** wants a more comprehensive report and explanation to the people on why this needs to happen so they fully understand why this is being done. **Rick Eneas** commented that the benefit is more for the membership and not necessarily the employees on the cost savings that would occur by changing the date. **Anita Matt** wants to see more accountability of the managers and department heads and she asked if something should be done in the next department head meeting to explain what the purpose is and the cost. Rick suggested scheduling a separate time for

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discussion. There are many factors that went into the request to change the pay date. **Chairman Trahan** wants to discuss this issue next week.

Chairman Trahan has a support letter to the Montana Leaders and needs approval to send it out. **Dennis Clairmont** thought it could be worded better so it does not just mention the Blackfoot Tribe since it includes all border tribes. It was the **consensus** of council to approve the support letter, with changes.

Melanie Piedalue, Personnel Department, informed council that Early Childhood Services has had an ongoing advertisement for some time now and all qualified tribal member applicants were hired. She requested approval to hire the list of nonmembers on a three-year contract and the renewal of three-year contracts with the ones whose contracts expired.

MOTION by Lenard Gray to approve the hire of Alice North on a three-year contract to fill the Teacher Aide position. Seconded by Dennis Clairmont. Carried, unanimous (7 present).

MOTION by Anita Matt to approve the hire of Tashina McKeever on a three-year contract to fill the Teacher Aide position. Seconded by Myrna DuMontier. Carried, unanimous (7 present).

MOTION by Anita Matt to approve the hire of Andrea Adams on a three-year contract to fill the Education Manager position. Seconded by Leonard Gray. Carried, 6 for; 1 abstention (Myrna DuMontier).

MOTION by Leonard Gray to approve the hire of Karen Ioli on a three-year contract to fill the Teacher/Supervisor position. Seconded by Myrna DuMontier. Carried, unanimous (7 present).

MOTION by Charmel Gillin to approve the hire of Heidi Radel on a three-year contract to fill the Cook position. Seconded by Anita Matt. Carried, unanimous (7 present).

MOTION by Charmel Gillin to approve the hire of Sherry Cummings on a three-year contract to fill the Cook position. Seconded by Leonard Gray. Carried, unanimous (7 present).

MOTION by Dennis Clairmont to approve the hire of Erin Jennison on a three-year contract to fill the Cook position. Seconded by Leonard Gray. Carried, unanimous (7 present).

MOTION by Anita Matt to approve the hire of Theresa Jordan on a three-year contract to fill the Cook position. Seconded by Leonard Gray. Carried, unanimous (7 present).

MOTION by Dennis Clairmont to approve the hire of Wendy Orr on a three-year contract to fill the Infant/Toddler Teacher position. Seconded by Charmel Gillin. Carried, 6 for; 1 abstention (Anita Matt).

MOTION by Leonard Gray to approve the hire of Amber Haynes on a three-year contract to fill the Infant/Toddler Teacher position. Seconded by Myrna DuMontier. Carried, unanimous (7 present).

MOTION by Leonard Gray to approve the hire of Jeannie Cartwright on a three-year contract to fill the Infant/Toddler Teacher in Training position. Seconded by Dennis Clairmont. Carried, unanimous (7 present).

MOTION by Charmel Gillin to approve the hire of Esther Johnson on a three-year contract to fill the Grandparent position. Seconded by Fred Matt. Carried, unanimous (7 present).

MOTION by Myrna DuMontier to approve the hire of Rekka VanMaanen on a three-year contract to fill the Teacher/Supervisor position. Seconded by Charmel Gillin. Carried, unanimous (7 present).

MOTION by Anita Matt to approve the hire of Brittany Fisher on a three-year contract to fill the Teacher position. Seconded by Leonard Gray. Carried, unanimous (7 present).

MOTION by Charmel Gillin to approve the hire of Rae Gillingham on a three-year contract to fill the Teacher position. Seconded by Anita Matt. Carried, unanimous (7 present).

MOTION by Dennis Clairmont to approve the hire of TJ McNair on a three-year contract to fill the Infant/Toddler Teacher position. Seconded by Leonard Gray. Carried, unanimous (7 present).

MOTION by Fred Matt to approve the hire of Lindsay Schulz on a three-year contract to fill the Special Services Aide position. Seconded by Leonard Gray. Carried, unanimous (7 present).

MOTION by Anita Matt to approve the hire of Jill Wabaunsee on a three-year contract to fill the Infant/Toddler Lead Teacher position. Seconded by Charmel Gillin. Carried, unanimous (7 present).

MOTION by Charmel Gillin to approve the hire of Susen Villegas on a three-year contract to fill the Infant/Toddler Lead Teacher position. Seconded by Fred Matt. Carried, unanimous (7 present).

MOTION by Myrna DuMontier to approve the hire of Roxanne Fyant on a three-year contract to fill the Infant/Toddler Lead Teacher position. Seconded by Dennis Clairmont. Carried, unanimous (7 present).

MOTION by Dennis Clairmont to approve the hire of Sally Cordier on a three-year contract to fill the Infant/Toddler Lead Teacher position. Seconded by Myrna DuMontier. Carried, unanimous (7 present).

MOTION by Fred Matt to approve the hire of Claudia DeToral on a three-year contract to fill the Teacher Aide in Training position. Seconded by Charmel Gillin. Carried, unanimous (7 present).

Charmel Gillin asked for the total number of employees at Early Childhood Services. **Melanie Piedalue**, Personnel Department, will compile that information and report back to council.

Charmel Gillin reported that the tribal council had an Energy Keepers, Inc. shareholder meeting and there was a commitment from the council to do the screening of the EKI Board applicants. Charmel had ranked the applications and sent the rankings to Personnel. She wants that information provided to council so interviews can be scheduled.

Charmel Gillin heard we were looking at a revised position description for the Tribal Education Department Head and she wants the status of it. **Chairman Trahan** only saw a word change and it needs to be sent to Personnel to advertise.

Leonard Michel, Tribal Member, wanted to know how many of those nontribal members that were just hired at Early Childhood Services have degrees, and he wanted a list of who has a degree and who doesn't. **Melanie Piedalue** advised that it depends on the position whether a degree is required. **Jeanne Christopher** told Leonard that some of the positions are trainee positions.

Charmel Gillin informed Jeanne Christopher that Janelle Michel is a member of the Standing Arrow Pow Wow Committee and was granted a change of duty for the pow wow, but she has had a problem with getting it approved by her supervisor. **Jeanne Christopher** will follow up.

Dennis Clairmont would like the Tribal Education Department Head position offered to Miranda Burland. She has a degree and has served as the Acting Department Head in the past. **Charmel Gillin** supports the advertisement to see what kind of qualifications are out there. **Leonard Gray** commented that Miranda has worked in that department for 17 years. Every time a new department head is hired, Miranda spends a couple of months training that person and she should be given the opportunity.

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MOTION by Dennis Clairmont to offer the Tribal Education Department Head position to Miranda Burland. Seconded by Fred Matt. Carried, 4 for; 2 opposed (Charmel Gillin and Myrna DuMontier); 1 abstention (Anita Matt).

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

Joshua Brown, University of Montana Student, discussed his school research regarding food sovereignty. The master's program requires him to obtain internship credits. Joshua's objective is to interview the Salish people on their meanings of food sovereignty and he hopes to help draft policy for the tribal council. He submitted his proposal to the Salish Kootenai College Institutional Review Board. Joshua requested approval of his SKC application, obtain input from council, and set up meetings with the council about food sovereignty. Joshua has spoken to Patrick Yawakie about his mission to start a food farm. Setting policy would help accomplish goals.

Carole Lankford joined the meeting.

Anita Matt commented that the Farm Bill allows us to give input about what is going into the schools and the Commodity program. We need to look locally; we have about 100 producers here and their animals are sold off the reservation. She agrees with what Joshua and Patrick are doing. Joshua has looked at food policies from other reservations. Model codes have been drafted for tribes. **Fred Matt** supports the request and thinks Joshua's work would benefit the Tribes. Myrna DuMontier thanked Joshua for his work. Joshua told council that he submitted an application to the SKC Institutional Review Board and it requires approval by the tribal council.

MOTION by Fred Matt to support Joshua Brown's application to the Salish Kootenai College Institutional Review Board. Seconded by Myrna DuMontier. Carried, unanimous (8 present).

Anita Matt requested that Joshua return to council for an update as he completes this project. **Charmel Gillin** commented that Joshua is covering the top three priorities of the tribal council (cultural preservation, economic development, and health & wellness) so his work is going to be very important to the Tribes.

Rick Eneas, Financial Management; and **Rhonda Swaney**, Legal Department; provided information on the upcoming tribal council election cycle and any changes that the council wants made to the Election Rules & Regulations. After the final Rules & Regulations are approved by council, then the Election Board will be codified. The five council members that are not up for election serve as the Election Board. **Charmel Gillin** suggested that the process for getting a

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permit for signage needs to be clear. There was dialogue directed at her campaign methods that her signs went out too early, which are not part of the election rules verbiage. The signs that went out too early were on homesite leases and, it was said that people have a right to post signs on their homesite leases. **Rhonda Swaney** can draft proposed language to address that. The council previously discussed reapportionment of two district seats, and that reapportionment ordinance was deemed not advisable. It would be another process if the council wants to proceed with it. Normally the signs are posted after the calendar is approved. No official complaints were received regarding Charmel's campaign signs during the last election. **Carole Lankford** wants to see the action that the council took on the reapportionment because she thought it was still up in the air. Carole said someone brought up actual addresses. That would prove if what we were saying was not accurate because people have addresses in Ronan and Polson. **Charmel Gillin** said it was a consensus conclusion and someone mentioned that the mailing versus physical addresses could distort those numbers. **Rhonda Swaney** advised that the tribal members' per capita addresses are used to determine the location; those are supposed to be physical addresses, but the research has not been done on that. Charmel wants to get input from the membership on what their desire is. She does not hear the Polson district wanting an additional council representative. Rhonda discussed the process. It would be a straw poll and official tribal council action would be required to do that. **Leonard Michel**, Tribal Member, suggested that the council send a letter to the membership at their per capita mailing address; that would be a good way to reach out to the membership prior to the election. **Charmel Gillin** wants the Internal Auditor to be inserted into the attestation process so it gives more confidence to the membership of the independent review. The Internal Auditor would attest to the process. **Carole Lankford** was not sure how it would be independent since the Internal Auditor is directly supervised by the elected leaders. Rhonda informed council that there is already a certification process in place for the elections. Internal Auditors usually just review financial information; not election information. She can look into it and bring it back to council. Carole wants the election count process open to the membership to observe. It was a good process to have them watch it. The only suggested changes brought up today were related to the signage clarification and the Internal Auditor. Carole asked when the straw vote would take place in this process. Rhonda explained that it needs to be done prior to the Primary Election so it could be printed on the ballot. It should be done as soon as possible to notify the membership that the question will be on the ballot. Straw polls are not legally binding and the tribal council would need to take official action either way. Redistricting requires a change by council ordinance.

MOTION by Fred Matt to direct Legal to provide suggested verbiage for the changes to the Election Rules & Regulations regarding campaign signage and the Internal Auditor. **MOTION WITHDRAWN.**

Council discussed clarification that is needed on campaign signage, such as the sizes of signs, the time frames to put up signs, and the time frame to remove signs.

MOTION by Carole Lankford to move forward with the Election Rules with a clarification on signage. Seconded by Fred Matt. Carried, 7 for; 1 abstention (Charmel Gillin).

Charmel Gillin pointed out that she made some notes last year that had to do with the Get Out The Vote. There were concerns about the GOTV individuals providing rides and trying to influence votes. The GOTV workers should be required to follow the Elections Rules. **Rhonda Swaney** clarified that the motion was only about signage and Legal would not be drafting any proposed changes on the other issues brought up today, including the Internal Auditor discussion.

MOTION by Leonard Gray to adjourn the meeting.

Council **adjourned** at 11:30 a.m., and is scheduled to meet again on Tuesday, July 23, 2019, at 9:00 a.m.

CONFEDERATED SALISH AND KOOTENAI TRIBES

/sgnd/

Shelly R. Fyant
Tribal Secretary