

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

Volume 22 Number 54
Council Chambers, Pablo, MT

Held: May 3, 2022
Approved: May 12, 2022

MEMBERS PRESENT: Tom McDonald, Chairman; Len TwoTeeth, Vice-Chairman; Martin Charlo, Secretary; Ellie Bundy McLeod, Treasurer; Carole Lankford; James “Bing” Matt; Jennifer Finley; Jim Malatare; Mike Dolson; and Anita Matt.

OTHERS PRESENT: Jennifer Trahan, Council Office Manager; James Steele, Sr., Sergeant at Arms; and Abby Dupuis, Recording Secretary.

The meeting was called to **order** at 9:02 a.m. Quorum established.

The meeting was opened with a **prayer** by Jim Malatare.

The **Tribal Council Meeting Minutes** for April 28, 2022 were presented for approval.

MOTION by Anita Matt to approve the Tribal Council Meeting Minutes for April 28, 2022, with corrections. Seconded by Len TwoTeeth. Carried, 9 for; 1 abstention (Ellie Bundy McLeod).

The **agenda** was presented for approval. **Chairman McDonald** discussed a recommendation from Pam Williams for Deb DuMontier to replace Shana Radford as a local representative on the CSKT Federal Water Compact Implementation Team. It was the **consensus** of council to accept the recommendation.

MOTION by Carole Lankford to approve the agenda, with changes. Seconded by Anita Matt. Carried, unanimous (10 present).

Chairman McDonald informed council that he and Len TwoTeeth will be participating in a meeting with the Lt. Governor at 11:00 a.m. to discuss Public Law 280 and funding. **Bing Matt** may attend the Inter-Tribal Bison Council annual meeting at 10:00 a.m. and the planning meeting at 11:00 a.m. **Ellie Bundy McLeod** will be leaving the council meeting at 11:30 a.m. to provide a MMIP presentation to the St. Joseph’s Hospital staff.

Len TwoTeeth discussed a policy issue. The price of gas is impacting our Tribal Elders on limited income. He wants the Tribes to provide more assistance to the Elders through the Dire Need program. Applicants must go through a process prior to receiving assistance, such as Tribal Credit and a drug test. Len wants that requirement to be discretionary. Len wants to discuss this with Rick Eneas to see what proposed changes can be made to the policy. Some of the Tribal Elders do not apply for assistance due to the long and tedious process, and it is disrespectful to drug test a Tribal Elder who needs financial assistance. **Anita Matt** wondered if there was a way we can run that Dire Need funding through the Tribal Elders program to circumvent the process. **Bing Matt** thought it would be better to do it another way where the Tribal Council can do that instead of running it through the program.

Council met in **executive session**. **Rick Eneas**, Tribal Executive Officer, was present for discussion.

Council reconvened into **regular session**.

Rick Eneas, Tribal Executive Officer, gave an overview of the State Small Business Credit Initiative (SSBCI) funding. Tribes were encouraged to submit joint applications and designation of the administrative functions to administer the program to the CDFI financial institutions, which have had experience with SSBCI since its inception. The funding will be based on the total number of applicants and the estimated amount for CSKT is \$1.4 million. Rick informed council that action will be needed to approve a resolution authorizing the submission of a joint application for SSBCI funding, designating an implementing entity for potential SSBCI funding, and designating use of potential SSBCI funds; and the Consortium Joint Powers Agreement. It was the **consensus** of council to seek legal review prior to taking formal action.

Darrell Clairmont, Fire Control, requested approval to purchase capital equipment consisting of 4 vehicles for the Fuels program, to be purchased with Bureau of Indian Affairs Fuels funding. The program was approved for funding of \$41,000 per vehicle for up to 6 vehicles, and Darrell already received approval to purchase two vehicles. The program will be given the difference in the cost.

MOTION by Martin Charlo to authorize the purchase of capital equipment consisting of 4 vehicles for the Fuels program, to be purchased with Bureau of Indian Affairs Fuels funding. Seconded by Carole Lankford. Carried, unanimous (10 present).

James Lozeau, Tribal Member, requested to meet with council in **executive session** to discuss a personal matter.

Council met in **executive session**.

Council reconvened into **regular session**.

Kari Eneas, Natural Resources Department, presented a request from the University of Montana, Montana Tech School for a collection permit to continue collecting data on small mammal trapping along Flathead River. The study did not happen the last two years due to the COVID restrictions.

MOTION by Carole Lankford to grant the University of Montana, Montana Tech School a collection permit to continue collecting data on small mammal trapping along Flathead River. Seconded by Anita Matt. Carried, unanimous (9 present – Jennifer Finley out of the room).

Shannon Clairmont, Natural Resources Department; **Virgil Dupuis**, Salish Kootenai College; and **Dr. Maureen McCarthy**, Desert Research Institute; requested approval for CSKT to sign onto a grant opportunity with the Salish Kootenai College and Desert Research Institute. The grant would help in the collection with baseline data for the range condition and weed infestation for the Bison Range and provide training for college students.

Bing Matt left the meeting to participate in an Inter-Tribal Bison Council meeting.

MOTION by Len TwoTeeth to authorize CSKT to sign onto a grant opportunity with the Salish Kootenai College and Desert Research Institute. Seconded by Jennifer Finley. Carried, unanimous (9 present – Bing Matt out of the room participating in Inter-Tribal Bison Council meeting).

Chairman McDonald left the meeting to attend a meeting with the Lt. Governor regarding Public Law 280 and funding.

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

Shannon Clairmont, Natural Resources Department, requested approval of a letter of support to continue work with the Montana Fish, Wildlife & Parks on pronghorn antelope augmentation at the Bison Range.

MOTION by Mike Dolson to approve the letter of support to continue work with the Montana Fish, Wildlife & Parks on pronghorn antelope augmentation at the Bison Range. Seconded by Anita Matt. Carried, unanimous (8 present – Chairman McDonald out of the room participating in a meeting with the Lt. Governor; and Bing Matt out of the room participating in an Inter-Tribal Bison Council meeting).

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Laurence Kenmille and **Chasity Haynes**, Enrollment Office, gave an update on having a reissue date on the Tribal IDs. For the purposes of making the Tribal ID card a valid ID at various locations, the cards have a reissue date to allow for changes being made, such as a person's size and weight, etc. It is difficult for establishments to accept an ID that does not have a reissue or expiration date. **Jennifer Finley** had inquiries about whether tribal members could have their Indian name on their Tribal ID card. Laurence stated it is feasible to do that, and he can follow up with Rita about including Indian names on the cards. It was the **consensus** of council to have Laurence look into including the Indian name on the Tribal ID. **Jennifer Finley** mentioned some tribal members have a difficult time paying for their new Tribal ID and she asked if there is a fund to cover that cost. Laurence clarified that tribal members are charged a \$5 fee for a Tribal ID card, except for those tribal members aged 65 and older. The Enrollment Office keeps a list of those tribal members eligible through the DHRD program, and DHRD reimburses the Enrollment Office for that cost.

Laurence Kenmille, Enrollment Office, informed council he participated in a tribal consultation with the Department of Defense in relation to archeological sites located on military properties. It was an interesting meeting. Laurence was assured that they will not infringe on those sites by at least 700 meters. Laurence toured the museum and saw some artifacts he thought were inappropriate, so he contacted the other tribes about having some of their artifacts removed from the museum. Excess military property is being turned over to BLM, and then BLM transfers that property to a city in Nevada. Laurence questioned them about the transfer of that property without notification to the tribes since surplus property can be claimed by a local tribe. The military said they will notify the tribes regarding surplus property.

Laurence Kenmille, Enrollment Office, discussed avuncular testing. **Len TwoTeeth** suggested it discussed in the Enrolment Committee meeting prior to coming to the full Tribal Council. Len asked Laurence to work with Jennifer Trahan to get the Enrollment Committee meeting scheduled.

John Harrison, Legal Department; and **Kari Eneas**, Natural Resources Department; requested to meet with council in **executive session** to discuss a personnel matter.

Ellie Bundy McLeod left the meeting to provide a MMIP presentation to the St. Joseph's Hospital staff.

Dan Decker, **Melissa Schlichting**, **Michael Wheeler**, **Lynsey Gaudio**, **Katie Jones**, and **John Harrison**, Legal Department, requested to meet with council in **executive session** to discuss legal matters.

Council reconvened into **regular session**.

MOTION by Anita Matt to approve the resolution authorizing the submission of a joint application for SSBCI funding, designating an implementing entity for potential SSBCI funding, and designating use of potential SSBCI funds; and the Consortium Joint Powers Agreement. Seconded by Jennifer Finley. Carried, 7 for; 0 opposed; 3 not voting (Chairman McDonald out of the room participating in a meeting with the Lt. Governor; Bing Matt out of the room participating in an Inter-Tribal Bison Council meeting; and Ellie Bundy McLeod out of the room giving a MMIP presentation to the St. Joseph's Hospital staff).

RESOLUTION 22-096

RESOLUTION AUTHORIZING THE SUBMISSION OF A JOINT APPLICATION FOR SSBCI FUNDING, DESIGNATING AN IMPLEMENTING ENTITY FOR POTENTIAL SSBCI FUNDING, AND DESIGNATING USE OF POTENTIAL SSBCI FUNDS

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 has the authority to designate Navajo Community Development Financial Institution Inc Non-Profit ("NCDFI Non-Profit") to be the Implementing Entity for the Tribes in the Application for the State Small Business Credit Initiative ("SSBCI") program consistent with the requirements set forth in 12 U.S. Code §5703(c). The CSKT Tribal Council has determined that in the best interest of the Tribes it will enter into a joint application in order to best implement the SSBCI program.

NOW, THEREFORE, BE IT RESOLVED, NCDFI Non-Profit will implement and oversee the Tribal government's SSBCI programs and has the legal authority to certify and enter into an Allocation Agreement which commits each Co-Applicant to all of the obligations and requirements associated with receiving SSBCI funds on behalf of the Tribes.

RESOLVED, the CSKT Tribal Council designates NCDFI Non-Profit under the joint Tribal application to accept the SSBCI allocation on behalf of the Tribal government; the CSKT Tribal Council designates NCDFI Non-Profit to have the legal authority to enter into an Allocation Agreement with Treasury; NCDFI is designated to submit complete and accurate information; certify the SSBCI Application; collect and distribute all documents and notification associated with the joint application; receive and disperse SSBCI funds on behalf of its Co-Applicants; and to comply with reporting requirements.

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RESOLVED, the point of contact for the Tribes is:

Gregory Spahr
Director of Financial Management
Work: (406) 675-2700 x 1379
Fax: (406) 275-2806
gregory.spahr@cskt.org
P.O. Box 278
Pablo, MT 59855

and

Velda Shelby
Director of Economic Development
Work: (406) 675-2700 x 1163
Fax: (406) 275-2806
velda.shelby@cskt.org
P.O. Box 278
Pablo, MT 59855

RESOLVED, the Authorized Official for the Implementing Entity to be populated in the Joint Application Section 5.2 is:

Mr. Thomas Gordon (“Tom”)
CEO, NCDFI
Thgordon@gmail.com
(602) 339-9934
Post Office Box 4919
Window Rock, Navajo Nation (AZ) 86515

RESOLVED, the Tribes has designated Tahda Ahtone, Esq, to act on behalf of NCDFI as an Authorized Official and be the secondary contact for the application. This name is to be populated in section 4.2 Application Contacts

Tahda Ahtone Esq.
Tahda.ahtone@icloud.com
(828) 333-0333

BE IT FURTHER RESOLVED, by the CSKT Tribal Council, an inherently sovereign Nation, with the authority under the Tribal Constitution in Article VI to regulate the use and disposition of tribal funds and/or may transact business and otherwise speak or act on behalf of the tribes in all matters on which the tribes is empowered to act now or in the future, issues this Resolution regarding the implementation of the State Small Business Credit Initiative (“SSBCI”).

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John Neiss, Facilities Maintenance; and **Lisa Shourds**, Administrative Services; requested to meet with council in **executive session**.

Council reconvened into **regular session**.

Council **adjourned** at 12:03 p.m., and is scheduled to meet again on Thursday, May 5, 2022, at 9:00 a.m.

CONFEDERATED SALISH AND KOOTENAI TRIBES

/sgnd/

Martin A. Charlo
Tribal Council Secretary