

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

Volume 20 Number 30
Council Chambers, Pablo, MT

Held: January 21, 2020
Approved: January 28, 2020

MEMBERS PRESENT: Shelly Fyant, Chairwoman; Anita Matt, Vice-Chairwoman; Ellie Bundy McLeod, Secretary; Martin Charlo, Treasurer; Mike Dolson; Leonard TwoTeeth; James “Bing” Matt; Fred Matt; and Charmel Gillin.

MEMBERS ABSENT: Carole Lankford (Amerind Meeting – Albuquerque, New Mexico).

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

The meeting was called to **order** at 9:05 a.m. Quorum established.

The meeting was opened with a **prayer** by Mike Dolson.

The **Tribal Council Meeting Minutes** for January 14, 2020 were presented for approval. **Charmel Gillin** informed council that she declined being the alternate to the National Congress of American Indians because we used to have a resolution designating all council members to that organization. Council members need to be designated representatives to vote. That is why she thought she should decline. **Jami Pluff** was directed to find out if the resolution and letter were sent out yet. **Charmel Gillin** asked if the Tribal Health Steering Committee resolution approved a waiver. **Chairwoman Fyant** told her to bring it up at the strategic planning session.

MOTION by Ellie McLeod to approve the Tribal Council Meeting Minutes for January 14, 2020, with corrections. Seconded by Anita Matt. Carried, unanimous (9 present).

The **agenda** was presented for approval.

MOTION by Anita Matt to approve the agenda, with changes. Seconded by Ellie McLeod. Carried, unanimous (9 present).

Dana Hewankorn, Tribal Health Department, requested a change of duty for tribal employees to go to the National Youth Suicide Coalition meeting in Helena

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on January 28 and 29: Dana Hewankorn, Kristan Hewankorn, Sarah Meeks, Melinda Caye, and Erin Irvine.

MOTION by Charmel Gillin to approve a change of duty for the list of employees, with supervisor approval. Seconded by Martin Charlo. Carried, unanimous (9 present).

Council **recessed** the regular meeting at 9:20 a.m. to conduct an Energy Keepers, Inc. shareholder representative meeting.

Council **reconvened** into the regular meeting at 9:52 a.m.

Chairwoman Fyant presented a request from the Santa Fe Indian School for a tribal flag. It was the **consensus** of council to provide a tribal flag.

Dana Morales, Department of Human Resources Development, requested approval of a three-year extension of a contract for Brooke Filesteel for the CPS position she is currently in. **Charmel Gillin** questioned the language in the contract. The contract does not include any approved COLAs and the council asked departments to include that language in contracts if they want employees to receive a cost of living adjustment if one is approved by the council; and concerns with the five-day termination notice. Dana said Brooke had a modification to her contract for the COLA. The department was asked to bring back the attachment A and make the necessary changes. Dana can bring up the termination clause with the department head.

MOTION by Len TwoTeeth to approve the three-year extension of a contract for Brooke Filesteel for the CPS position she is currently in. **MOTION WITHDRAWN**. The request will be revisited when a corrected contract and required attachments are provided.

Jeanne Christopher and **Paula Wofford**, Early Childhood Services, requested approval to enter into a contract with Rick Greene to provide mental health services through September 30, 2023, for a not-to-exceed amount of \$500,000.00 for the three-year period. The service was advertised and there were two RFPs received. **Charmel Gillin** questioned whether the contract had legal review. ECS advised that it is a template contract from Contracts & Grants. The departments can only fill in the blanks on those forms. Sunburst was the previous contractor. Jeanne discussed the issues she had with that contract, which included staff turnover and failure to bill Medicaid. Charmel also questioned why the department would want to enter into a contract with a contractor for twice the cost. Jeanne was not sure how much how the other bid was.

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MOTION by Len TwoTeeth to approve a contract with Rick Greene to provide mental health services through September 30, 2023, for a not-to-exceed amount of \$500,000.00 for the three-year period. Seconded by Anita Matt. Carried, 8 for; 1 abstention (Charmel Gillin).

Charmel Gillin, for the record, "I abstained because I would have liked to have had the additional information requested."

Jeanne Christopher and **Paula Wofford**, Early Childhood Services, requested approval to prepay Side By Side's contract. This request has been approved in the past. Sometimes the department receives the grant money late so they want to pay it in advance so they do not lose the Montana Preschool Development grant if it needs to be paid out by March.

MOTION by Len TwoTeeth to prepay the remaining balance on the Side-By-Side contract. Seconded by Bing Matt. Carried, unanimous (9 present).

Jeanne Christopher and **Paula Wofford**, Early Childhood Services, requested to meet with council in **executive session**.

Council met in **executive session**.

Council reconvened into **regular session**.

Niki Graham and **Aneesa Goforth**, University of Montana; and **Debbie Hoganson**, Advisory Board Member; gave an update on the Social Emotional Learning in Arlee project.

Chairwoman Fyant informed council that Selena Not Afraid's body was found yesterday one mile from the rest stop she was last seen at. Law and Order reported there were no CSKT members on the runaway list this morning.

Council discussed the request from Sonny Lozeau to get an eligible voters list. **Chairwoman Fyant** was not sure if there is a policy about releasing that information to the general public. **Len TwoTeeth** and **Martin Charlo** had no objection to releasing the names and addresses of tribal members. **Charmel Gillin** raised concern about releasing the physical addresses for people that do not want their personal information released. **Mike Dolson** was in favor of releasing the names and district only.

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

Council reconvened into **regular session**.

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

Len TwoTeeth presented a request from Arlene Templer for the nonmember burial assistance due to the death of her husband.

MOTION by Len TwoTeeth to approve the nonmember burial assistance of \$600, to be paid directly to the funeral home. Seconded by Anita Matt. Carried, unanimous (9 present).

Len TwoTeeth informed council that Arlene Templer is requesting paper products for the memorial service. **Chairwoman Fyant** advised that policy only allows for the \$600 burial assistance.

MOTION by Len TwoTeeth to approve paper products for the memorial service. **MOTION WITHDRAWN**. **Chairwoman Fyant** requested a copy of the burial policy prior to taking action.

Tony Incashola, Jr. and **Steve McDonald**, Tribal Forestry, requested approval of a contract with Jim Durglo to provide NEPA services for Forestry and Fire Management. The services were advertised for this position through the Indian Preference Office.

MOTION by Bing Matt to approve the contract with Jim Durglo to provide NEPA services for Forestry and Fire Management. Seconded by Anita Matt. Carried, unanimous (9 present).

Tony Incashola, Jr. and **Steve McDonald**, Tribal Forestry, requested approval of a contract with DJ&A to finish NEPA projects as defined in the scope of work. The contract will be in effect through June 2020.

MOTION by Charmel Gillin to approve a contract with DJ&A to finish NEPA projects as defined in the scope of work, to be in effect through June 2020. Seconded by Ellie McLeod. Carried, unanimous (9 present).

Tony Incashola, Jr. and **Steve McDonald**, Tribal Forestry, requested approval of a sole source consultant contract with Tony Harwood to provide expertise in the Forest Management Plan revision and provide wildfire and planning-related services for Fire Management.

MOTION by Bing Matt to approve a sole source consultant contract with Tony Harwood to provide expertise in the Forest Management Plan revision and provide wildfire and planning-related services for Fire Management. Seconded by Mike Dolson. Carried, 8 for; 1 opposed (Len TwoTeeth).

Len TwoTeeth, for the record, “I believe we have tribal member staff people that are quite capable of doing this work.”

Fred Matt left the meeting for the remainder of the day.

Clayton Matt, Tribal Services; **Rich Janssen** and **Dan Lozar**, Natural Resources Department; requested to meet with council in **executive session** to discuss a personnel matter.

Council reconvened into **regular session**.

Council reviewed the Burial Policy. **Chairwoman Fyant** commented that one of her family members had made the same request last week. The request for paper products was denied and they were told they needed to purchase the paper products out of the \$600 burial assistance that was provided.

MOTION by Len TwoTeeth to provide paper products to the Templer family for up to 100 people. Seconded by Martin Charlo. Carried, 6 for; 2 opposed (Shelly Fyant and Charmel Gillin).

Rick Eneas, Financial Management; and **Stu Levit**, Legal Department; discussed board member requirements and selection process for Energy Keepers, Inc. The discussion continued in **executive session**. **Renee Joachim** and **Melanie Piedalue**, Personnel Department, were present for discussion.

Council reconvened into **regular session**.

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

Len TwoTeeth left the meeting for the remainder of the day.

Dallas Fleming, Administrative Services; **John Neiss**, Facilities Maintenance; **Erma Haynes**, Enrollment Office; and **Renee Camel**, Information Technologies; provided orientation on the Division of Administrative Services.

John Neiss, Facilities Maintenance, requested to meet with council in **executive session** to discuss a departmental matter.

Council reconvened into **regular session**.

Dana Morales, Department of Human Resources Development, returned to council to seek approval of a three-year extension of a contract for Brooke Filesteel for the CPS position she is currently in. It is standard practice to have a five-day termination clause in employment contracts.

MOTION by Charmel Gillin to approve a three-year extension of a contract with Brooke Filesteel for the CPS position she is currently in. Seconded by Anita Matt. Carried, unanimous (7 present).

Council discussed the request from Sonny Lozeau to get an eligible voters list. Council did not object to releasing the names and districts only. There is an administrative fee for the list. A letter was drafted to Sonny regarding his request for the voter list and it specified the administrative fee, and that the list cannot be duplicated or copied and must be returned. It was the **consensus** of council to release the names and districts of tribal member eligible voters to Sonny Lozeau.

MOTION by Martin Charlo to adjourn the meeting.

Council **adjourned** at 4:32 p.m., and is scheduled to meet again on Thursday, January 23, 2020, at 9:00 a.m.

CONFEDERATED SALISH AND KOOTENAI TRIBES

/sgnd/

Ellie Bundy McLeod
Tribal Secretary