

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

Volume 18 Number 47
Council Chambers, Pablo, MT

Held: March 22, 2018
Approved: March 29, 2018

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

MEMBERS ABSENT: Shelly Fyant (First Nations Development Meeting – Denver, Colorado).

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.

The meeting was opened with a **prayer** by Chairman Trahan.

The **Tribal Council Meeting Minutes** for March 15, 2018 were presented for approval.

MOTION by James Steele, Jr. to approve the Tribal Council Meeting Minutes for March 15, 2018, with corrections. Seconded by Anita Matt. Carried, unanimous (9 present).

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

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

Zanen Pitts, Arlee Warriors Basketball Coach, reported to council for an update. Council will present medallions to the parents of the team. Council will go to the Youth Conference on Monday before the chairman's meeting. The team will be honored at the quarterly council meeting. Zanen discussed a proposal to do billboards in the communities to encourage involvement in the *Together We Rise* movement. **Council** requested that Zanen provide a cost estimate of the billboards.

Carolee Wenderoth, Tribal Lands Department, presented a request from Margaret Bowman for a letter of disinterest for the Joe's Jiffy Stop property (Tract 4128-B and 4128-C) so Margaret can sell to the Salish Kootenai College. The trust status needs to be removed since SKC cannot hold trust property. These letters of disinterest are needed to complete the sale. Charmel Gillin would like to request a first right of refusal after the property is transferred to SKC.

MOTION by James Steele, Jr. to approve a letter of disinterest in Tract 4128-B. Seconded by Charmel Gillin. Carried, 6 for; 1 opposed (Leonard Gray); 2 abstentions (Ron Trahan and Carole Lankford).

Len TwoTeeth asked if the White Swan property has been transferred to the Tribes yet. **Carolee Wenderoth** reported that the property was transferred.

MOTION by James Steele, Jr. to approve a letter of disinterest in Tract 4128-C. Seconded by Anita Matt. Carried, 7 for; 1 opposed (Leonard Gray); 1 abstention (Ron Trahan).

James Steele, Jr. requested that the council meet with Salish Kootenai College to discuss the Tribes having the first right of refusal on all the SKC fee properties. **Council** directed Carolee Wenderoth to follow up.

Wes Adams, Tribal Member, requested to meet with council in **executive session** to discuss a court matter. **Rhonda Swaney**, Legal Department, joined the discussion.

Rhonda Swaney, Legal Department, met with council in **executive session** to discuss a legal matter.

Council reconvened into **regular session**.

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

CT Camel, Tribal Forestry, requested approval of a contract with Jocko Valley Consulting, LLC to provide a technical/investigative writing workshop course.

MOTION by Troy Felsman to approve a contract with Jocko Valley Consulting, LLC to provide a technical/investigative writing workshop course. Seconded by Carole Lankford. Carried, unanimous (9 present).

Vern Clairmont, Financial Management, requested approval of modification 2 to the fiscal year 2018 Indirect Cost Pool Budget to increase the budget for General Operations.

MOTION by Troy Felsman to approve by resolution modification 2 to the fiscal year 2018 Indirect Cost Pool Budget. Seconded by Charmel Gillin. Carried, 9 for; 0 opposed; 0 not voting.

RESOLUTION 18-094

RESOLUTION APPROVING MODIFICATION 2 TO THE FISCAL YEAR 2018 INDIRECT COST POOL BUDGET

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

WHEREAS, there is a need to increase the budget for General Operations and Indirect Cost assessment revenue is available to appropriate for this purpose; and

WHEREAS, the budget will be allocated as follows:

Account	Program Description	Current Budget Authority	Increase/ (Decrease)	Revised Budget Authority
12-506-8014	General Operations	1,167,000	151,000	1,318,000
	Total Increase/(Decrease)		151,000	

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

BE IT FURTHER RESOLVED that the total FY 2018 Indirect Cost Pool Budget is increased from \$10,217,513 to \$10,368,513.

Vern Clairmont, Financial Management, requested approval of modification 3 to the fiscal year 2018 General Fund Budget to provide supplemental funding for the Flathead Reservation Re-Entry Program for the remainder of the fiscal year.

MOTION by Charmel Gillin to approve by resolution modification 3 to the fiscal year 2018 General Fund Budget. Seconded by Anita Matt. Carried, 9 for; 0 opposed; 0 not voting.

RESOLUTION 18-095

RESOLUTION APPROVING MODIFICATION 3 TO THE FISCAL YEAR 2018 TRIBAL GENERAL FUND BUDGET

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

WHEREAS, there is a need to provide supplemental funding for the Flathead Reservation Re-Entry Program, a federally-funded grant program, and unallocated General Fund revenues are available to appropriate for this purpose; and

WHEREAS, the budget will be allocated as follows:

Account	Program Description	Current Budget Authority	Increase/ (Decrease)	Revised Budget Authority
02-501-6241	Defenders Office	575,300	18,400	593,700
Total Increase/(Decrease)			18,400	

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

BE IT FURTHER RESOLVED that the total FY 2018 General Fund Budget is increased from \$20,660,868 to \$20,679,268; and

BE IT FURTHER RESOLVED that the ending surplus/(deficit) of the FY 2018 General Fund is decreased from \$235,987 to \$217,587.

Vern Clairmont, Financial Management, requested approval of modification 13 to the fiscal year 2018 Bureau of Indian Affairs Self-Governance Compact Budget. Earmarked fiscal year 2018 funding for Temporary Assistance for Needy Families and Community Service Block Grants has been awarded and needs to be allocated to the budget; and fiscal year 2018 Job Placement and Training funding that has been obligated under Continuing Resolutions 1 through 5 needs to be allocated to the budget.

MOTION by Anita Matt to approve by resolution modification 13 to the fiscal year 2018 Bureau of Indian Affairs Self-Governance Compact Budget. Seconded by Leonard Gray. Carried, 9 for; 0 opposed; 0 not voting.

RESOLUTION 18-096

RESOLUTION APPROVING MODIFICATION 13 TO THE FY 2018 BIA SELF-GOVERNANCE COMPACT BUDGET

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

WHEREAS, earmarked FY 2018 funding for Temporary Assistance for Needy Families (TANF) and Community Service Block Grants has been awarded and needs to be allocated to the budget; and

WHEREAS, FY 2018 Job Placement and Training funding that has been obligated under Continuing Resolutions 1 through 5 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	1,617,319.76	622,992	2,240,311.76
	TOTAL INCREASE/(DECREASE)		622,992	

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 \$23,099,405.21 to \$23,722,397.21.

Jeanne Christopher, Early Childhood Services, requested approval to submit a grant application to the First Nations Development Institute in the amount of \$90,000 for a six-week Salish/Pend d'Oreille language program for teachers. **Charmel Gillin** would like the Kootenai language offered through ECS as well. **Wilbert Michel**, Tribal Member, commented on the issue and advised that Francis Auld teaches the Kootenai language. Jeanne reported that she would like to offer the Kootenai language and has sent Francis and staff to training on how to implement the language into the ECS program. Charmel invited ECS and the Kootenai Language Program to the March 28 Polson district meeting. She would like more attention given to language revitalization. **Chairman Trahan** suggested revising the grant to include the Kootenai language in the grant. Once the grant is awarded, then it could be modified to include the Kootenai language.

MOTION by Troy Felsman to approve by resolution submission of a grant application to the First Nations Development Institute in the amount of \$90,000 for a six-week language program for teachers, and after the grant is approved to include the Kootenai language in the grant. Seconded by Charmel

Gillin. Carried, 9 for; 0 opposed; 0 not voting.

RESOLUTION 18-097

RESOLUTION APPROVING THE SUBMISSION OF A GRANT APPLICATION TO THE 2018 NATIVE LANGUAGE IMMERSION INITIATIVE-FIRST NATIONS DEVELOPMENT INSTITUTE

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

WHEREAS, this project will leverage the existing operational language resources to increase the quality and effectiveness of the students language learning environment by increasing the teacher language proficiency levels from a vocabulary level of fluency to a more communicative sentence and thought orientation utilizing proper Salish grammar and word order.

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 First Nations Development Institute 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 activity under the 2018 Native Language Immersion Initiative guidelines, the project has not been

designed to require First Nations Development Institute 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 First Nations Development Institute application for the 2018 Native Language Immersion Initiative 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 \$90,000 year from First Nations Development Institute to provide for the planning and piloting of a Salish language 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 10% administrative match contribution, totaling \$90,000, in the form of salaries, fringe benefits, and other costs identified in the application as necessary over the one (1) year project period; and

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

Fred Noel, Salish Kootenai College, requested approval to apply for the Institute of Museum and Library Services Basic FY 2018 Native American Library Services Grant. The funding would be used to purchase fiction and nonfiction materials for the community, travel expenses for the staff to attend the Montana Library Association Conference, and to provide a summer reading program in Pablo.

MOTION by Charmel Gillin to approve by resolution submission of the Institute of Museum and Library Services Basic FY 2018 Native American Library Services Grant. Seconded by Troy Felsman. Carried, 9 for; 0 opposed; 0 not voting.

RESOLUTION 18-098

RESOLUTION APPROVING THE SUBMISSION OF AN APPLICATION TO THE INSTITUTE OF MUSEUM AND LIBRARY SERVICES

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

WHEREAS, the Confederated Salish and Kootenai Tribes have been organized to represent, develop, protect and advance the views, interests, resources and education of its members; and

WHEREAS, the Salish and Kootenai College was established to provide post-secondary education and vocational training to Indians on the Flathead Reservation; and

WHEREAS, the Salish and Kootenai College's D'Arcy McNickle Library provides library materials and programs of need and interest to the members of the Confederated Salish and Kootenai Tribes; All materials are cataloged and shelved for the use of residents of the Flathead Reservation. Special attention is given to collect all materials relating to the Tribes, their history, culture, and Reservation affairs, **NOW, THEREFORE**,

BE IT RESOLVED that the Tribal Council of the Confederated Salish and Kootenai Tribes approves the submission of the attached application to the Institute of Museum and Library Services for the 2011 Native American Library Services Basic Grant funding.

BE IT FURTHER RESOLVED that the Tribal Council Chairman and his designated representative are authorized to negotiate and execute the grant documents and any amendments hereto.

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

Brian Lipscomb, Energy Keepers, Inc. Chief Executive Officer; **Tom Farrell**, **Lon Topaz** and **Bob Gauthier**, Energy Keepers, Inc. Board of Directors; provided orientation on EKI. **Len TwoTeeth** requested an update on the five-year plan. **Andrew Westerman** gave an overview of operations and maintenance at the facility.

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

The EKI orientation continued. **Andrew Westerman** continued the presentation on operations and maintenance. **Dan Decker** provided information on the legal aspect of running EKI. **Emily Corrigan** discussed risk and resource management. **Travis Togo** discussed power management. **Brian Lipscomb** provided information on the financials/cash flow.

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

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

Renee Joachim, Personnel Department; and **John Parsons**, Sapphire; provided orientation on the Employee Assistance Program. To date, the department has spent \$14,964 on the EAP. \$27,228.07 was the cost in fiscal year 2017. The cost to the Tribes for the EAP is \$1.68 per employee per month. The contract with Sapphire expires in July 2018. Employees and their family are allowed 4 free counseling sessions per issue. The EAP also provides assistance for employees who test positive for drug/alcohol use on a return to work plan. Bullying training and sexual harassment training were offered to departments. The EAP provides training on various topics, such as supervisor training on how to use the EAP. **James Steele, Jr.** asked about having a review of all the tribal employee benefits. **Council** requested that bullying training be scheduled for tribal council.

Carole Lankford left the meeting for the remainder of the day to attend a drug court meeting.

Council met in **executive session** to conduct interviews for the Shoreline Protection Board. **Jan Gardipe**, Personnel Department, was present for interviews.

Council reconvened into **regular session**.

MOTION by Anita Matt to accept the results of the ballot and appoint Brad Trosper to the Shoreline Protection Board. Seconded by Dennis Clairmont. Carried, unanimous (7 present).

Arlene Bigby and **Martin Charlo**, Kicking Horse Job Corps Center, gave an update on KHJCC issues. The KHJCC is working on a plan to move employees into other positions. The SKC agreement for the HiSet is ready for signature. Arlene needs approval of the agreement with SKC. They want CSKT to cover the costs through the contract. The agreement will be presented to council for action next week. Position descriptions, agreements and MOUs need to be updated. The significant incident reports were taken care of. Arlene requested approval of a letter for the contract service agreement.

MOTION by Troy Felsman to approve the letter for the contract service agreement. Seconded by Anita Matt. Carried, unanimous (7 present).

The update on KHJCC continued.

Leonard Gray informed council that a tribal member will be celebrating his 90th birthday and paper products are needed for the party. It was the

consensus of council to donate paper products for the individual's birthday party.

Council discussed the retrocession agreement. The Lake County Attorney wants to meet with the council about the possibility of having a joint treatment center.

MOTION by Charmel Gillin to adjourn the meeting. Seconded by Troy Felsman. Carried, unanimous (7 present).

Council **adjourned** at 3:53 p.m., and is scheduled to meet again on Tuesday, March 27, 2018, at 9:00 a.m.

CONFEDERATED SALISH AND KOOTENAI TRIBES

/sgnd/

Troy Felsman
Tribal Secretary