

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

Volume 23 Number 13  
Council Chambers, Pablo, MT

Held: December 8, 2022  
Approved: December 13, 2022

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

**MEMBERS ABSENT:** Ellie Bundy, Treasurer; and Terry Pitts.

**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 9:03 a.m. Quorum established.

The meeting was opened with a **prayer** by Len TwoTeeth.

The **Tribal Council Meeting Minutes** for December 1, 2022 were presented for approval.

**MOTION** by Len TwoTeeth to approve the Tribal Council Meeting Minutes for December 1, 2022, with corrections. Seconded by Mike Dolson. Carried, 7 for; 1 abstention (Martin Charlo).

The **agenda** was presented for approval.

**MOTION** by Jennifer Finley to approve the agenda, with changes. Seconded by Mike Dolson. Carried, unanimous (8 present).

**David Wall** requested a one-month extension on his hunter assistance for retrieval due to being unsuccessful during his last hunting attempt.

**MOTION** by Mike Dolson to approve hunter assistance for retrieval for 30 days. Seconded by Jennifer Finley. Carried, 7 for; 1 opposed (Len TwoTeeth).

**Craige Couture** and **Les Clairmont**, Law & Order, informed council that Les is retiring after 44 years of service. Council was invited to his going away celebration at 2:00 p.m. today. Les thanked council for their support throughout

the years. It has been an honor and privilege for him to serve our community. **Chairman McDonald** commented Les's dedication to public service is outstanding. Les was invited to attend the next quarterly council meeting so he may be honored by the council. **Council** thanked Les for serving our people.

**Jody Perez** and **Shannon Fisher**, Salish Kootenai Housing Authority, met with council in **executive session** to discuss policy issues.

Council reconvened into **regular session**.

**Ron Swaney** and **Justin Underwood**, Division of Fire, requested authorization to purchase capital equipment consisting of 4 UTV trailers, to be purchased with supplemental funding from the Region.

**MOTION** by Jim Malatare to authorize the purchase of capital equipment consisting of 4 UTV trailers. Seconded by Bing Matt. Carried, unanimous (8 present).

**Carole Lankford** requested an update on the bonus pay. **Ron Swaney** reported six tribes sent a letter to the Secretary of Interior, Bureau of Indian Affairs, and the Office of Wildland Fires asking why tribes were left out of the retention pay for firefighters and never received a response. **Chairman McDonald** advised there will be an update on the DC trip later today.

**Steve McDonald** and **Shawn DeFrance**, Tribal Forestry, requested approval of a resolution supporting the submission of a grant application through the Bipartisan Infrastructure Law to request funding for temporary bridge crossings.

**MOTION** by Bing Matt to approve the resolution supporting the submission of a grant application through the Bipartisan Infrastructure Law to request funding for temporary bridge crossings. Seconded by Jim Malatare. Carried, 8 for; 0 opposed; 0 not voting.

## **RESOLUTION 23-026**

### **RESOLUTION TO REQUEST PERMISSION TO APPLY FOR A FEDERAL GRANT FOR TEMPORARY BRIDGE CROSSINGS**

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

**WHEREAS**, Forestry is wanting to apply for a federal grant through Bipartisan Infrastructure Law (BIL) for temporary bridge crossings. The temporary bridges will minimize degradation to streams during harvest activities and will enhance fire suppression activities during a wildfire; and

**WHEREAS**, the Tribal Council agrees with this request which will authorize Forestry to apply for a federal grant through Bipartisan Infrastructure Law (BIL) for temporary bridge crossings; and

**NOW, THEREFORE BE IT RESOLVED**, that the Tribal Council of the Confederated Salish and Kootenai Tribes hereby approves Forestry's request to apply for a Federal Grant through Bipartisan Infrastructure Law (BIL) for temporary bridge crossings.

**Katie Miller**, Contracts & Grants; and **Michelle Mitchell**, Tribal Education Department; requested approval of a journal entry after the deadline

**MOTION** by Martin Charlo to approve the journal entry after the deadline. Seconded Mike Dolson. Carried, unanimous (8 present).

**Greg Spahr**, Financial Management, requested approval of a resolution designating the authority to Arizona Hispanic Chamber of Commerce Foundation for SSBCI Technical Assistance Grant Program Application and Administration.

**MOTION** by Martin Charlo to approve the resolution designating the authority to Arizona Hispanic Chamber of Commerce Foundation for SSBCI Technical Assistance Grant Program Application and Administration. Seconded by Mike Dolson. Carried, 7 for; 0 opposed; 1 abstention (Carole Lankford).

## **RESOLUTION 23-027**

### **RESOLUTION DESIGNATING AUTHORITY TO ARIZONA HISPANIC CHAMBER OF COMMERCE FOUNDATION (AZHCCF) FOR SSBCI TECHNICAL ASSISTANCE GRANT PROGRAM APPLICATION AND ADMINISTRATION**

**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 (CSKT) has the authority to designate Navajo Community Development Financial Institution Inc ("NCDFI") to be the Implementing Entity for the Tribe 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 Tribe it will enter into a joint application in order to best implement the SSBCI program;

**WHEREAS**, NCDFI will implement and oversee the Tribal government's SSBCI programs and has the legal authority to certify and enter into an Allocation

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Agreement which commits each Co-Applicant to all of the obligations and requirements associated with receiving SSBCI funds on behalf of the Tribe.

**WHEREAS**, the Tribal Council of the Confederated Salish and Kootenai Tribes has the authority to designate the Arizona Hispanic Chamber of Commerce Foundation (AZHCCF) operating the American Indian, Alaska Native, & Native Hawaiian Project NABEDC to be the Eligible Recipient for the Klawock Cooperative Association for the joint application for the State Small Business Credit Initiative (“SSBCI”) Technical Assistance Grant program run by the Treasury Department of the United States pursuant to the requirements set forth in 12 U.S. Code §5703(c).

**WHEREAS**, the CSKT Tribal Council has determined that it is in the best interest of the Tribe to utilize the resource, experience and proven past performance of the American Indian, Alaska Native, & Native Hawaiian Project NABEDC in order to further the economic development goals of the Tribe and to implement this SSBCI Technical Assistance Grant program offered from the Treasury.

**WHEREAS**, the American Indian, Alaska Native, & Native Hawaiian Project NABEDC (“NABEDC”) is a project of the United States Department of Commerce, Minority

Business Development Agency (MBDA-Headquarters) and operated by the Arizona Hispanic Chamber of Commerce Foundation (AZHCCF).

**NOW, THEREFORE, BE IT RESOLVED,**

- A. The Klawock Cooperative will implement and oversee NABEDC’s SSBCI joint application for the Technical Assistance grant program on behalf of the Tribal Consortium applicants.
- B. The Arizona Hispanic Chamber of Commerce Foundation (AZHCCF) operating NABEDC is designated the legal authority to certify and enter into an Allocation Agreement with the Treasury which commits each applicant to all the obligations and requirements associated with receiving and administering SSBCI Technical Assistance grant funds on behalf of the Tribe.

**BE IT FURTHER RESOLVED**, the CSKT Tribal Council designates the Arizona Hispanic Chamber of Commerce Foundation operating the American Indian, Alaska Native, & Native Hawaiian Project NABEDC to apply for and submit a joint application to the United States Treasury program; under the application to accept the SSBCI Technical Assistance grant funding on behalf of the CSKT; the Tribal Council of the Confederated Salish and Kootenai Tribes designates the

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Arizona Hispanic Chamber of Commerce Foundation to have the legal authority to:

- Submit the TA Grant Program Application
- Sign the TA grant agreement
- Receive and disburse SSBCI TA Grant Program funds, if approved

**RESOLVED**, Arizona Hispanic Chamber of Commerce Foundation operating the American Indian, Alaska Native, & Native Hawaiian Project NABEDC will submit complete and accurate information regarding the TA program; collect and distribute all documents and notification associated with the application; receive and disperse SSBCI Technical Assistance Grant funds; and comply with reporting requirements.

**RESOLVED**, the main point of contact for the Hispanic Chamber of Commerce Foundation operating the American Indian, Alaska Native, & Native Hawaiian Project NABEDC is:

Name: Kaaren-Lyn Graves  
Title: Executive Director, AIANNH Project NABEDC  
Work: (480) 343-2799  
Email: [Kaaren@NABEDC.com](mailto:Kaaren@NABEDC.com)

and

Second Point of Contact and the person Authorized to sign on behalf of AZHCCF is:

Name: Mónica Villalobos  
Title: President and CEO, Arizona Hispanic Chamber of Commerce Enterprise  
Work: (602)294-6086  
Fax: (602) 279-8900  
Email: [MonicaV@azhcc.com](mailto:MonicaV@azhcc.com)

**RESOLVED**, the Authorized Official for the Implementing Entity to be populated in the Application Section 4.1 is:

Name: Kaaren-Lyn Graves  
Title: Executive Director, NABEDC  
Work: ( 480) 343-2799  
Email: [Kaaren@NABEDC.com](mailto:Kaaren@NABEDC.com)  
Address: 1020 E. Missouri Avenue, Phoenix, Arizona 85014

**RESOLVED**, the CSKT Tribal Council designates Monica Villalobos, to act on behalf of Arizona Hispanic Chamber of Commerce Enterprise as an Authorized Official and be the secondary contact for the application. This name is to be populated in section 4.2 Application Contacts:

Name: Mónica Villalobos  
Title: President and CEO, AZHCCF  
Work: (602)294-6086  
Fax: (602)279-8900  
Email: [MonicaV@azhcc.com](mailto:MonicaV@azhcc.com)  
Address: 1020 E. Missouri Avenue, Phoenix, Arizona 85014

**RESOLVED**, the CSKT Tribal Council is aware that Mónica Villalobos will designate her authority to Kaaren-Lyn Graves in Section 4.2A of the grant application to submit and sign the TA Program grant application on behalf of the joint applicants.

**BE IT FINALLY RESOLVED**, that the Tribal Council of the Confederated Salish and Kootenai Tribes, 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 tribe in all matters on which the tribe is empowered to act now or in the future, issues this Resolution regarding the implementation of the State Small Business Credit Initiative ("SSBCI").

**Ruth Swaney**, Financial Management, requested approval of a resolution to amend the Self-Governance Funding Agreement for fiscal years 2021 through 2025 with the U.S. Department of the Interior – Indian Affairs.

**MOTION** by Martin Charlo to approve the resolution to amend the Self-Governance Funding Agreement for fiscal years 2021 through 2025 with the U.S. Department of the Interior – Indian Affairs. Seconded by Mike Dolson. Carried, 7 for; 0 opposed; 1 not voting (Len TwoTeeth out of the room).

## **RESOLUTION 23-028**

### **RESOLUTION TO AMEND THE SELF-GOVERNANCE FUNDING AGREEMENT FOR FISCAL YEARS 2021 THROUGH 2025 WITH THE U.S. DEPARTMENT OF THE INTERIOR - INDIAN AFFAIRS**

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

**WHEREAS**, the Confederated Salish and Kootenai Tribes have entered into a Self-Governance Compact with the U.S. Department of the Interior – Indian Affairs; and

**WHEREAS**, the Fiscal Years 2021-2025 Multi-Year Funding Agreement is proposed to be amended for the purpose of receiving non-recurring funding for Tribal Climate Resilience projects; **NOW, THEREFORE**,

**BE IT RESOLVED** by the Tribal Council of the Confederated Salish and Kootenai Tribes to amend the Fiscal Years 2021-2025 Multi-Year Funding Agreement for the purpose of receiving non-recurring funding for Tribal Climate Resilience projects; and

**BE IT FURTHER RESOLVED** that CSKT Financial Management is authorized to transmit the amendment to the Department of the Interior Office of Self-Governance for approval and final signature; and

**BE IT FURTHER RESOLVED** that CSKT Financial Management is delegated authority to revise the Fiscal Years 2021-2025 Multi-Year Funding Agreement as necessary, as requested by the Department of the Interior Office of Self-Governance and agreed to by the CSKT.

**Ruth Swaney**, Financial Management, presented a request from the Tribal Health Department to purchase capital equipment to replace outdated audiology equipment for an estimated cost of \$11,000.00.

**MOTION** by Carole Lankford to approve the purchase of capital equipment for the Tribal Health Department to replace outdated audiology equipment for an estimated cost of \$11,000.00. Seconded by Jim Malatare. Carried, unanimous (7 present – Len TwoTeeth out of the room).

**Jace Smith**, Natural Resources Department, requested approval of modification 2 to Contract No. 21-274 with Dick Anderson Construction to increase the amount by \$178,106.60, for a not-to-exceed amount of \$5,960,666.53, for the construction of the Jocko K Headwaters project. The increase cost is due to the Merk fish detection system equipment and modifications to the final design to allow the tracking equipment to work with the structure.

**MOTION** by Martin Charlo to approve modification 2 to Contract No. 21-274 with Dick Anderson Construction to increase the amount by \$178,106.60, for a not-to-exceed amount of \$5,960,666.53, for the construction of the Jocko K Headwaters project.. Seconded by Mike Dolson. Carried, unanimous (7 present – Len TwoTeeth out of the room).

\*\*\*\*\* **Break** \*\*\*\*\*

**Rick Eneas, Shane Morigeau** and **Jordan Thompson**, Tribal Executive Office, requested to meet with council in **executive session** to provide a report.

**Dan Decker, John Harrison, Brian Upton, Katie Jones, Stu Levit, Grace Judge, Chelsea Colwyn, Michael Wheeler,** and **Lynsey Gaudioso**, Legal Department, requested to meet with council in **executive session** to discuss legal matters.

Council reconvened into **regular session**.

\*\*\*\*\* **Lunch** \*\*\*\*\*

**Ruth Swaney**, Veterans Committee, gave a report on the 2022 Veterans Honoring and Pow Wow. The purpose of the event is to honor veterans. The committee receives a \$3,500 donation from CSKT each year and they hold fundraisers to raise funding. Quicksilver wants to be a donor next year. Ruth would like to see more support from the corporations.

**Rick Eneas, Jordan Thompson** and **Shane Morigeau**, Tribal Executive Office, requested to meet with council in **executive session**.

**Rick Eneas**, Tribal Executive Officer, requested to meet with council in **executive session**.

Council reconvened into **regular session**.

**MOTION** by Martin Charlo to approve the sole source IDIQ contract agreement with SKMM and task order 1. Seconded by Mike Dolson. Carried, unanimous (8 present).

\*\*\*\*\* **Break** \*\*\*\*\*

**Patricia Hibbeler**, Tribal Member Services Director; **Joe Durglo** and **Dr. Garry Pitts**, Tribal Health Department; met with council for a Tribal Health Committee meeting. **Dr. Pitts** provided orientation on the Dental Program. The user population is at 11,397. Ronan and north serve 64% of the patients and 36% are served at St. Ignatius and south. There were 3,675 visits to the St. Ignatius Clinic and 5,975 at the Polson Clinic. Priority of services goes to the elders, children and diabetics. The team will look into the insurance plans provided through the Tribes. **Joe Durglo** gave an overview of the department's high level overarching goals. A copy of the dashboard report was provided to show the status of the goals. Julie Cahoon was hired as the Business Office Director. The financial report was reviewed. Joe provided a packet of information on the



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Medicaid COVID-19 Disaster Relief State Plan and Waiver Flexibilities approved to date.

Council **adjourned** at 5:20 p.m., and is scheduled to meet again on Tuesday, December 13, 2022, at 9:00 a.m.

**CONFEDERATED SALISH AND KOOTENAI TRIBES**

/sgnd/

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Martin A. Charlo  
Tribal Council Secretary