

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

Volume 22 Number 35  
Council Chambers, Pablo, MT

Held: February 22, 2022  
Approved: February 24, 2022

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

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

The meeting was called to **order** at 9:00 a.m. Quorum established.

The meeting was opened with a **prayer** by Jennifer Finley.

The **Tribal Council Meeting Minutes** for February 17, 2022 were presented for approval.

**MOTION** by Len TwoTeeth to approve the Tribal Council Meeting Minutes for February 17, 2022, with corrections. Seconded by Jim Malatare. Carried, unanimous (10 present).

The **agenda** was presented for approval.

**MOTION** by Anita Matt to approve the agenda, with changes. Seconded by Mike Dolson. Carried, unanimous (10 present).

**Martin Charlo** gave an update. The COVID-19 numbers have improved. Due to the cold weather conditions, people need to stay warm and care for their animals. People need to check on the elders during this cold weather. He wants to work on the homeless issue. Warming centers will be set up for people to come in out of the cold weather. Martin reminded people of mental health issues, and he encouraged everyone to check on their friends and family who may be struggling. He also encouraged everyone to be kind to one another. **Chairman McDonald** mentioned there are many things to be thoughtful about during this cold weather and people may want to keep their pipes running.

**Carole Lankford** and **Anita Matt** gave an update on the Dixon Planning meeting. There is a fieldtrip for Wednesday, at 1:00 p.m., to look at the site to determine what needs to be done. The Culture Committees need to look at the names and the Legal Department needs to look into the legalities of renaming Dixon. The group is looking at the costs. There needs to be some tree removal. Tom McDonald will look at the planning for a boat launch and interpretive trail. Martin Charlo was going to look at the trail and a disc golf course. Council hopes volunteers will do the lawnmowing that is needed. The brush will need to be cleaned up. Zanen Pitts was asked to look at the arbor at The People's Center and assess the post and what that will cost to be moved and set up at the Dixon Agency. Mark will do an RFP for the lead-based paint and tree removal. Anita Matt reached out to MaryRose Morigeau to analyze the paint shavings for lead and get a price per unit. The group is gathering the costs so Rick Eneas will have an idea of the overall costs of this project, and then the Tribal Council can figure out how to pay for it. They selected April 23, 2022 as the date to have a change of duty for employees that want to assist in this endeavor. Hopefully other communities will get together and do this type of project in their communities. Shane Morigeau was asked to do some flyers and publicity on this project. **Len TwoTeeth** suggested that they might reach out to the Division of Fire since they are always looking for fires to keep the crews busy until fire season picks up. They might be able to do some tree removal. **Carole Lankford** explained that they would have to write a plan, have it approved, etc., so that would take some time. She suggested that we can burn it ourselves if we get a burning permit so it can be done sooner. **Martin Charlo** was thinking of how many houses are still there. SKHA needs to be a part of this. Tree removal has been needed for years. We need to focus on the cleanup and getting that part done. The junk vehicle, mowing, will need to be done. We need to think of sustainability and the longevity of this. The renaming and boat launch will be years down the road. He worries if there is a group of kids in that community that need somewhere to go, where do they hang out. They cannot hang out at the basketball courts during cold weather. We need a staffing plan to open the Community Center. We have these plans and need to make sure they are sustainable. We cannot just throw Band-Aids at communities and then walk away. **Anita Matt** drove through there the other day and a lot of cleanup is needed. We talked about getting dumpsters. The group did involve SKHA, but Jody could not attend the meeting. They are concentrating on the older residents. The community needs to get involved. Her district meeting is tomorrow, at 6:00 p.m., and she is hoping for some input and involvement from the community. We do cleanup every year, but COVID-19 hit and they have not done it for two years. The kids need something to do and Anita is hoping DHRD will get some activities going again so it will be a thriving community. The notice of her district meeting did not get published in the newspaper, so she needs to get the word out. The meeting agenda include updates on the Flathead Indian Irrigation Project, the Lands Ordinance, registration of water rights, and the Safety of Dams road improvement. **Len TwoTeeth** commended Carole and Anita for stepping up and taking on this

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project. Lots of work needs to be done and we need to start somewhere. He is proud and supportive of this project. Len wants to make sure this council is able to provide whatever resources are needed to get it done. Once we get these areas cleaned up, our intent is to make the residents proud of their area and take the initiative to keep it clean. **Carole Lankford** stated this is the first time she can see the possibilities because we have funding and will have money to do things. Even the education plan we had was an unfunded mandate. Now we can have a smaller Boys & Girls Club down there, things going on at the river, and other possibilities. We need many volunteers. The basketball court needs lighting. **Martin Charlo** was excited about this project. Where he is coming from is he has gone to district meetings and this is what the residents are saying and SKHA had a crew and was going to do a bunch of stuff, but yet here we are. We need to change our history and change what we do. He has faith in those guys. We need a community buy in and we need Salish Kootenai Housing Authority involved and truly engage the people that live down there and get them a lawnmower and the tools they need instead of just an idea. This is an exciting time and Martin wants to make sure in two years it is sustained. He has watched Dixon for 30 years and has seen the fall of the Agency over the years. He does not want to bite off more than we can chew and it is the community that will maintain this. Martin spoke to Zanen Pitts about the basketball courts in all the communities that need improvements. It would need to be institutionalized in our budgets to do this in each community. **Ellie Bundy McLeod** applauded their efforts. She is excited to help and will try to go on Wednesday's fieldtrip. She hopes they stay encouraged. Basic cleanup is the place to start. She would like to do this type of project in all our communities. **Anita Matt** commented that half the problem is the Lands Ordinance is not done. That is the document that help us once we get all the communities cleaned up. There are problems in every homesite. As soon as we get the ordinance, it gives departments the teeth to manage it. The community needs to be engaged and want to keep it that way. The Dixon Agency has been forgotten. If we want to give them something, we need to get the Lands Ordinance done. **Chairman McDonald** commented it is a new day and we do not want to lose the effort we are putting out there, do not want to waste the efforts, and we need to make it sustainable. It is a new day on what is available from the water compact settlement. Tom encouraged them to continue with the project.

**Jennifer Finley** informed council that a Tribal Health Department staff member asked her to serve on the Tribal Leaders Diabetes Committee, and she said she would. Jennifer was not sure what the protocol for that was. **Chairman McDonald** saw no conflict and concurred with the appointment of Jennifer on the committee.

**Kqyn Kuka**, Montana Fish, Wildlife & Parks; and **Rich Janssen**, Natural Resources Department; gave an overview of the projects throughout the State where MFWP wants CSKT input and the request to have a CSKT representative

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on all projects so there is a cultural voice to be heard. **Chairman McDonald** and **Len Twoteeth** recommended Kqyn contact Clayton Matt, Director of Tribal Resources Management; Tony Incashola and Thompson Smith, Salish Pend d'Oreille Culture Committee; Vernon Finley and Francis Auld, Kootenai Culture Committee.

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

**Norrie Irvine** and **Ron Matt**, Arlee Celebration Committee, gave an update and discussed a budget increase to \$60,000 and requested permission to proceed with the Arlee Pow Wow in July. Back in 2020, the committee requested a \$60,000 budget allocation and wanted that decision confirmed. The committee will follow the CDC guidelines. **Len TwoTeeth** stated it was discussed in the past and the council agreed it would be \$60,000, but no resolution was ever passed to reflect that change. Len wants to give them \$60,000 for last year and \$60,000 for this year. Jennifer Trahan was instructed to check with Rick Eneas to see if \$60,000 is in the current budget.

**MOTION** by Len Twoteeth to increase the budget amount to a total of \$60,000 each for the Arlee and Standing Arrow celebrations. Seconded by Jim Malatare. Carried, unanimous (10 present).

**Norrie Irvine** informed council that the Celebration Committee met with John Neiss and the Maintenance crew and did a walkthrough for the repairs and upgrades that are needed, but they have not received anything from Maintenance on what their plan is and what funding is available, etc. Maintenance has a list of what needs to be fixed and upgraded. **Ron Matt** stated that another walkthrough is scheduled for next Monday to make sure the repairs are made for the safety of the pow wow grounds. **Len TwoTeeth** stated that maintenance has been an ongoing issue and there are similar problems with the Elmo Pow Wow grounds. Len does not want the Pow Wow Committee using their annual allocation to do the repairs since it is our responsibility to make them safe for the public. That will be relayed to the tribal staff to get it done.

**Paula Wofford**, **Ron Matt**, and **Lolita Hendrickson**, Jocko Valley Cemetery Committee; and **Jordan Thompson**, Deputy Executive Officer; gave an update on the Jocko Valley Cemetery Committee and requested approval of a resolution for the Bylaws. This is a tribal cemetery and needs these established for guidelines for burial. Jordan stated that council took action in 2017 to establish the committee, and he drafted a resolution approving the committee and its bylaws.

**MOTION** by Martin Charlo to approve by resolution the Jocko Valley Cemetery Committee Bylaws. Seconded by Bing Matt. Carried, 10 for; 0 opposed; 0 not voting.

**RESOLUTION 22-071**

**A RESOLUTION APPROVING BYLAWS FOR THE GOVERNANCE OF THE JOCKO VALLEY CEMETERY COMMITTEE**

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

**WHEREAS**, the Confederated Salish and Kootenai Tribes (“CSKT” or “Tribes”) have always honored and cared for our people who have gone before us; and

**WHEREAS**, in 2004 the Montana Catholic Missions, S.J., conveyed to the CSKT a parcel of land that includes the Jocko Valley Cemetery, which, per conditions contained in the conveyance documents, is to be used only for cemetery purposes and is subject to certain conditions contained in said documents; and

**WHEREAS**, CSKT community members have been caring for and engaging in the sound planning of the Jocko Valley Cemetery since before the cemetery was transferred back to the CSKT and since; and

**WHEREAS**, on August 24, 2017, the Tribal Council established by motion the Jocko Cemetery Board and appointed the initial board members to the board; and

**WHEREAS**, now, the Tribal Council would like to clarify that the dedicated community members that take care of the Jocko Valley Cemetery Committee will be called the Jocko Valley Cemetery Committee and the Council wishes to adopt bylaws for the said Committee; **NOW, THEREFORE**,

**BE IT RESOLVED** that the Tribal Council hereby proclaims that the Jocko Valley Cemetery Board will now be known as the Jocko Valley Cemetery Committee; and

**BE IT FURTHER RESOLVED** that the attached Bylaws of the Jocko Valley Tribal Cemetery Committee are hereby adopted.

**Bing Matt** commented that Ron Matt knows where everyone is located in the cemetery and he always mows and maintains it. This committee has done a great job. There was an issue with nontribal members going up there, and that was taken care of. Bing thanked the committee for the work they do. **Ron Matt** informed council that he needs to go to Spokane so he can talk to Father Hightower to see if the priests have the original map of the old cemetery, so it can be posted on the church wall. The committee is working on plotting the graves that are there. They were plotting it out by 50- to 100-foot squares so they

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can have drones take pictures. There would be a marquee that indicates where people are located section by section. Many graves do not have markers. Guidelines were established to determine eligibility of who can be buried in that cemetery. **Martin Charlo** let the committee know that the Preservation Department got some ground penetrating radar equipment last year and there is a class at Salish Kootenai College that could be a training opportunity to map that out. Some of the records Ron is referring to may be located in St. Louis. There are also some unmarked graves in Mission. Martin would like to coordinate the trip to Spokane with Ron. **Len TwoTeeth** was in favor of providing per diem for Ron's trip, and he asked Ron to keep the council informed when he plans on going to Spokane.

**Dan Decker, John Harrison, Brian Upton, Michael Wheeler, Melissa Schlichting, Chelsea Colwyn, Lynsey Gaudioso, and Mary Price**, Legal Department, requested to meet with council in **executive session** to discuss legal matters.

Council reconvened into **regular session**.

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

**Mark Couture**, Tribal Lands Department, requested to meet with council in **executive session** for a Land Committee meeting.

**Carole Lankford** left for the remainder of the day.

Council reconvened into **regular session**.

**Yvonne Grenier** is requesting to trade her undivided interest in Allotment Nos. 1399, 1400, 1401, and 1402 to acquire ownership of the property that her home is located on.

**MOTION** by Anita Matt to show interest in purchasing Yvonne Grenier's undivided interest in Allotment Nos. 1399, 1400, 1401, and 1042, to obtain her home and some acreage in Allotment 1400. Seconded by Bing Matt. Carried, unanimous (9 present).

**Terry Tanner** is requesting to purchase Flathead Tribal Tract T 910-E from CSKT, containing 2.0 acres in the Ronan area.

**MOTION** by Ellie Bundy McLeod to move forward with Flathead Tribal Tract T910-E for management purposes. Seconded by Anita Matt. Carried, unanimous (9 present).

**Alvina Teigen** is requesting a letter of disinterest for Allotment No. 4343, containing 40 acres.

**MOTION** by Mike Dolson to move forward with a letter of disinterest for Allotment No. 4343, containing 40 acres, from Alvina Teigen. Seconded by Jim Malatare. Carried, unanimous (9 present).

**John Wagner** is requesting additional time be granted for a septic system permit that is encroaching on tribal trust land for an additional five-year term. Options presented were: (1) approve an extension of the current septic system revocable permit term for an additional five years at the current annual rental value of \$440.00 (based off 2017 appraisal) to allow time for the Wagners to make arrangements to remove the septic system or find another location; (2) approve an additional five year term at a negotiated rate of \$600.00 per year or request an updated appraisal to determine the fair market value of the 0.039-acre septic permit area; (3) reconsider granting a 25-year easement at a value no less than fair market value, to be determined by an appraisal; and (4) deny the request and ask that the Wagner family remove the septic system from tribal land and reclaim the site.

**MOTION** by Ellie Bundy McLeod to grant a 17-year nontransferable easement for a septic tank permit. Seconded by Bing Matt. Carried, unanimous (9 present).

**CSKT Division of Fire** is requesting a revocable permit to place a repeater on the Pistol Creek Tower site for emergency and fire channel services, with such additional equipment or features Lessor shall deem appropriate, on Tribal Tract T2841 located on east of Highway 35.

**MOTION** by Jim Malatare to approve a one-year revocable permit at the Pistol Creek Tower site as long as permitting requirements are met, including rent of \$1.00 and required insurance. Seconded by Ellie Bundy McLeod. Carried, unanimous (9 present).

**Charlo School District** is requesting a 50-year business lease, with a 50-year renewal option, to utilize the tribal tract in Charlo for school expansion or upgrades for the sole purpose of Charlo School. The Lands Department recommended approving a 25-year lease, with a 25-year renewal option.

**MOTION** by Anita Matt to approve a 25-year business lease, with a 25-year renewal option, so long as all leasing requirements are met. Seconded by Bing Matt. Carried, unanimous (9 present).

**Mark Couture**, Tribal Lands Department, presented for approval a resolution authorizing the acceptance of the donation of fee land in Lake County from

Teresa Jasmin, which minor corrections to the title for signature by the chairman.

**MOTION** by Anita Matt to approve the resolution authorizing the acceptance of the donation of 7.5 acres of fee land in Lake County from Teresa Jasmin, with the corrections on the title. Seconded by Jennifer Finley. Carried, 9 for; 0 opposed; 0 not voting.

**RESOLUTION 22-072**

**RESOLUTION ACCEPTING THE DONATION OF FEE LAND LOCATED IN LAKE COUNTY, MONTANA**

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

**WHEREAS**, the Tribal Land Acquisition Program was approved by the Act of June 18, 1934 (48 Stat. 984); and the Act of July 18, 1968 (PL90-402);

**WHEREAS**, Teresa (Terry) Jasmin has offered to donate, her All Right, Title and Interest in:

Parcel One:

A portion of the NW<sup>1</sup>/<sub>4</sub> of Section 5, Township 21 North, Range 19 West, P.M.M., Lake County, Montana, further shown and described as being Tract One on Certificate of Survey No. 6680, on file in the office of the Clerk and Recorder of Lake County, Montana.

Parcel Two:

A portion of the NW<sup>1</sup>/<sub>4</sub> of Section 5, Township 21 North, Range 19 West, P.M.M., Lake County, Montana, further shown and described as being Tract 2 on Certificate of Survey No. 6680, on file in the office of the Clerk and Recorder of Lake County, Montana.

Containing 7.58 acres, more or less.

**WHEREAS**, the Tribal Council has agreed to accept the donation of the property from Teresa (Terry) Jasmin.

**NOW THEREFORE, BE IT RESOLVED**, that the above-described property be donated from Teresa (Terry) Jasmin, and that the Bureau of Indian Affairs, pursuant to the Act of June 18, 1934 (48 Stat. 984), and the Act of July 18, 1968 (PL90-402); transfer title to the property to the U.S.A. in trust for the Confederated Salish and Kootenai Tribes.



**BE IT FURTHER RESOLVED**, that the Chairman of the Tribal Council, or his delegated representative is authorized to execute the transactional documents necessary to complete the land conveyance for Real Property situated in Lake County, Montana.

**MOTION** by Anita Matt to move forward with the acquisition of 80.79 acres from David Morigeau in the Valley View area at the negotiated amount. Seconded by Jennifer Finley. Carried, unanimous (9 present).

**MOTION** by Len Twoteeth to continue moving forward and showing interest in the two properties in Hot Springs (Symes and Richards). Seconded by Jim Malatare. Carried, unanimous (9 present).

**Brian Upton** and **Dan Decker**, Legal Department; **Rick Eneas**, Executive Officer; and **Lloyd Miller**; requested to meet with council in **executive session** to discuss legal matters.

Council reconvened into **regular session**.

**MOTION** by Len Twoteeth to adjourn the meeting.

Council **adjourned** at 3:46 p.m., and is scheduled to meet again on Thursday, February 24, 2022, at 9:00 a.m.

**CONFEDERATED SALISH AND KOOTENAI TRIBES**

/sgnd/

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Martin A. Charlo  
Tribal Council Secretary