

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

Volume 23 Number 56
Council Chambers, Pablo, MT

Held: June 20, 2023
Approved: June 22, 2023

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

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

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

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

The **Tribal Council Meeting Minutes** for June 15, 2023 were presented for approval.

MOTION by Ellie Bundy to approve the Tribal Council Meeting Minutes for June 15, 2023, with corrections. Seconded by Len TwoTeeth. Carried, 8 for; 2 abstentions (Mike Dolson and Bing Matt).

The **agenda** was presented for approval.

MOTION by Mike Dolson to approve the agenda, with changes. Seconded by Jim Malatare. Carried, unanimous (10 present).

Chairman McDonald informed council the questions for the three finalists for the Mission Valley Power General Manager position will be given out today and their responses will be due back tomorrow. Tom proposed the council obtain a recommendation from the Utility Board after the responses are submitted and then take action on Thursday.

Martin Charlo informed council he attended yesterday’s Juneteenth event that was hosted by the Missoula Black Collective. It was a good event. Martin did a welcome and land acknowledgment and gave a brief history of the area.

Martin Charlo informed council that he participated in the Mika Matters Walk

last Thursday. He commended James Lapotka for coming outside and speaking to the family. It was a good awareness event for the community. **Chairman McDonald** saw the local news coverage of the event.

Tracey Carpentier requested to meet with council in **executive session** to discuss a personal matter. **Alex Dreussi**, Tribal Defenders Office, was present for discussion. **Patricia Courchane** and **Lena Tewawina**, Department of Human Resources Development, joined the discussion.

Alex Dreussi, Tribal Defenders Office; **Patricia Courchane** and **Lena Tewawina**, Department of Human Resources Development; met with council in **executive session**.

Council met in **executive session**.

Council reconvened into **regular session**.

Lynn Ducharme, Natural Resources Department, requested approval of a resolution authorizing the purchase of a portion of the Mark Thompson allotment containing 19.28 acres, referred to as the “Thompson (Calowahcan) Parcel” to be purchased with Bonneville Power Administration resident fish mitigation funds.

MOTION by Martin Charlo to approve by resolution the purchase of a portion of the Mark Thompson allotment containing 19.28 acres, referred to as the “Thompson (Calowahcan) Parcel” to be purchased with Bonneville Power Administration resident fish mitigation funds. Seconded by Ellie Bundy. Carried, 10 for; 0 opposed; 0 not voting.

RESOLUTION 23-115

RESOLUTION AUTHORIZING THE PURCHASE OF TRUST LAND AS RESIDENT FISH MITIGATION HABITAT

BE IT RESOLVED BY THE TRIBAL COUNCIL OF THE CONFEDERATED SALISH AND KOOTENAI TRIBES (“TRIBES”) THAT:

WHEREAS, the Tribal Council is entrusted with the responsibility to protect and preserve Tribal property, wildlife and natural resources, and to protect the health, security and general welfare of the Tribes;

WHEREAS, the Tribal Council is authorized to purchase and exchange Tribal land or any interest therein;

WHEREAS, the Tribal Land Acquisition Program was approved by the Act of July 18, 1968 (PL 90-402);

WHEREAS, the Tribes, and the United States of America, acting through the Department of Energy, Bonneville Power Administration (“BPA”), have entered into a Memorandum of Understanding Between the Confederated Salish and Kootenai Tribes and the Bonneville Power Administration for Resident Fish Mitigation (“Fourth Amended CSKT-BPA Resident Fish MOU for fiscal years 2022-2025 Resident Fish MOU”), dated October 24, 2022 to provide for BPA to fund, and the Tribes to implement, the permanent protection and mitigation of resident fish habitat to help fulfill BPA’s duties under the Northwest Power Act, and specifically to partially mitigate the direct construction and inundation impacts of Hungry Horse Dam;

WHEREAS, the Tribes, pursuant to the terms of the Fourth Amended CSKT-BPA Resident Fish MOU, made a commitment to acquire and protect resident fish habitat;

WHEREAS, the Tribes, pursuant to the terms of the Fourth Amended CSKT-BPA Resident Fish MOU, have developed criteria by which parcels of land that contain quantifiable amounts of resident fish habitat may be selected for purchase by the Tribes with funding from BPA;

WHEREAS, a parcel of land referred to as the “Thompson (Calowahcan) Parcel” (described below) qualifies for acquisition with BPA funds pursuant to the Fourth Amended CSKT-BPA Resident Fish MOU;

WHEREAS, Mark Thompson is the beneficial owner of federally-held trust land, and appurtenant natural resources containing resident fish habitat in and around Post Creek, referred to for these purposes as the “Calowahcan Parcel” and more particularly described as:

ALL RIGHT, TITLE AND INTEREST in Tract 1, a portion of Allotment 775-A, located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 7, Township 19 North, Range 19 West, P.M.M., Lake County described as follows: The point of commencement, being the corner common to Sections, 5,6,7,and 8; Thence along the line common to Sections 6 & 7, N86°32’10”W, a distance of 364.28’ to the true point of beginning; thence continuing along said common line, N86°32’10”W, a distance of 968.97’ to the E1/16 corner common to sections 6 & 7; thence S3°12’59”W, a distance of 1324.17’ to the NE1/16 corner; thence along the Southern line of said NE $\frac{1}{4}$ NE S86°31’27”E, a distance of 529.99’; thence leaving said line, N10°55’32”E, a distance of 328.38’; thence N85°41’52”W, a distance of 176.02’; thence N26°20’36”E, a distance of 632.10’; thence N62°36’36”E, a distance of 218.04’; thence N27°20’51”E, a distance of 330.18’ to the true point of beginning, containing 19.28 acres, subject to all restrictions, reservations and easements apparent or of record.

WHEREAS, Mark Thompson has offered to sell all of his right, title, and interest in the above-described real property to the Tribes;

WHEREAS, the Tribal Council has agreed to purchase the above-described real property, at a negotiated price determined in accordance with federal law, to permanently protect and mitigate resident fish habitat;

WHEREAS, BPA has agreed to provide funding for purchase of the above-described real property;

THEREFORE, BE IT RESOLVED, that the above-described real property be purchased from Mark Thompson and that the Tribal Natural Resources Department be authorized to obtain funds from BPA pursuant to the terms of the Fourth Amended CSKT-BPA Resident Fish MOU for payment of land acquisition and closing costs;

BE IT FURTHER RESOLVED, that the above-described real property will be held in the name of the United States in trust for the Confederated Salish and Kootenai Tribes, pursuant to the Act of July 18, 1968, Public Law 90-402 (82 Stat. 356); and

BE IT FINALLY RESOLVED, that the acquired real property is dedicated for perpetual use to permanently protect and mitigate resident fish habitat.

Shawn DeFrance, Tribal Forestry, presented a request from the Rocky Mountain Research Station for a revocable permit to research 10 plots for their forest inventory collection.

MOTION by Bing Matt to grant the Rocky Mountain Research Station a revocable permit to research 10 plots for their forest inventory collection. Seconded by Jim Malatare. Carried, unanimous (10 present).

Michelle Mitchell, Tribal Education Department, requested approval to apply for a grant from the United States Department of Education Office of Elementary and Secondary Education Office of Indian Education for funding up to \$500,000 per year for 5 years. The funding will be used for recruiting and retaining Native American teachers and provide incentives with a stipend and a network of support. Jennifer Finley asked if the department has a mentoring program. Michelle responded there is mentoring provided through the Project Aware program.

MOTION by Martin Charlo to approve by resolution submission of a grant application to the United States Department of Education Office of Elementary and Secondary Education Office of Indian Education. Seconded by Mike Dolson. Carried, 10 for; 0 opposed; 0 not voting.

RESOLUTION 23-116

RESOLUTION AUTHORIZING THE TRIBAL EDUCATION DEPARTMENT TO APPLY FOR FUNDING FROM THE UNITED STATES DEPARTMENT OF EDUCATION OFFICE OF ELEMENTARY AND SECONDARY EDUCATION OFFICE OF INDIAN EDUCATION

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

WHEREAS, The U. S. Department of Education, Office of Elementary and Secondary Education Office of Indian Education has published a request for proposals under the Demonstration Program for Indian Children and Youth Demonstration Program including the Native American Teacher Retention Initiative; and

WHEREAS, the Tribal Education Department is the authorized Tribal Education Agency of the Confederated Salish and Kootenai Tribes; and

WHEREAS, the Tribal Education Department, on behalf of the Confederated Salish and Kootenai Tribes, desires to utilize the NATRI funding to: (1) promote Tribal self-determination in education; (2) improve the academic achievement of Indian children and youth; and (3) promote the recruitment and retention of Native American teachers in Local Education Agencies (LEAs) to meet the unique education and culturally related academic needs of Indian students.

NOW, THEREFORE, BE IT RESOLVED, that The U. S. Education, Office of Elementary and Secondary Education Office of Indian Education be requested to make available a grant, pursuant to the terms of the request for proposal, to the Tribal Education Department; and

BE IT FURTHER RESOLVED, that the Chairman of the Tribal Council or his delegated representative is authorized to execute the transactional documents necessary to administer the grant on behalf of the Confederated Salish and Kootenai Tribes.

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

Kenny Old Person informed council that his grandson is an enrolled tribal member, but he did not receive the \$2,000 COVID payment. His son's grandmother talked to the staff to find out what was going on, but nothing was resolved. Kenny wanted to know why his grandson did not receive the COVID payment. **Greg Spahr**, Financial Management, will follow up.

Jordan Thompson, Tribal Executive Office, requested to meet with council in **executive session** to give a legislative update.

Martin Charlo left the meeting for the remainder of the day to attend a funeral.

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

Council reconvened into **regular session**.

Council **adjourned** at 11:23 a.m., and is scheduled to meet again on Thursday, June 22, 2023, at 9:00 a.m.

CONFEDERATED SALISH AND KOOTENAI TRIBES

/sgnd/

Martin A. Charlo
Tribal Council Secretary