

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

Volume 14 Number 63  
Council Chambers, Pablo, MT

Held: June 24, 2014  
Approved: July 1, 2014

**MEMBERS PRESENT:** Ron Trahan, Chairman; Carole Lankford, Vice-Chairman; Leonard TwoTeeth, Treasurer; Shelly Fyant; Lloyd Irvine; Patty Stevens; Vernon Finley; and Terry Pitts.

**MEMBERS ABSENT:** James “Bing” Matt, Secretary (Inter-Tribal Timber Council Meeting – Coeur d’Alene, Idaho); and Leonard Gray (Lethbridge, Canada).

**OTHERS PRESENT:** Sharon Silberman, Council Support; Bill Kehoe, Sergeant at Arms; and Abby Dupuis, Recording Secretary.

The meeting was called to **order** at 9:02 a.m. Quorum established.

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

The **Tribal Council Meeting Minutes** for June 17, 2014 were presented for approval.

**MOTION** by Carole Lankford to approve the Tribal Council Meeting Minutes for June 17, 2014, with corrections. Seconded by Vernon Finley. Carried, 7 for; 1 abstention (Patty Stevens).

The **agenda** was presented for approval.

**MOTION** by Terry Pitts to approve the agenda, with changes. Seconded by Patty Stevens. Carried, unanimous (8 present).

**Clara Charlo** and **Salisha Old Bull**, Arlee Celebration Committee, requested a change of duty for the following tribal employees to help with the Arlee celebration: Clara Charlo, Vi Trahan, Tom McClure, Carlin Matt, Patricia McClure Buffalo, Allen Pierre, and June Rae McDonald.

**MOTION** by Terry Pitts to grant Clara Charlo, Vi Trahan, Tom McClure, Carlin Matt, Patricia McClure Buffalo, Allen Pierre, and June Rae McDonald a change of duty, with supervisor approval, to help with the Arlee

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celebration. Seconded by Lloyd Irvine. Carried, 7 for; 1 abstention (Ron Trahan).

**Clara Charlo** and **Salisha Old Bull**, Arlee Celebration Committee, requested that their funding be restored from \$40,000 to \$50,000. They gave the budget committee a detailed report and made some changes over the last couple of years. It costs about \$112,000 for a celebration. If their funding is not restored, then they requested assistance to help cover the costs for Property and Supply, Allied Waste and porta potties. They used to get the fire camp money but for the past three years the money went to the Tribe. The committee has been fundraising. **Shelly Fyant** reported that on May 12 the budget committee reviewed the request and it was the consensus of the budget committee to notify the Arlee Celebration Committee to operate within its existing budget. The fire camp money was discussed and the budget committee determined that those funds are tribal revenue, not a celebration revenue. **NO ACTION TAKEN; REQUESTS DEEMED DENIED.** **Clara Charlo** discussed the need to replace the bleachers at the pow wow grounds. **Council** will have Facilities Maintenance follow up.

**Rob McDonald**, Communications; and **Sam Sandoval**, Char-Koosta News; requested authorization to hire a nontribal member on emergency hire for 90 days to allow time for advertising. They had a plan to train a tribal member but that did not work. There are no tribal members with these skills that could be hired at this time. This nonmember worked in the position through the Fatherhood Program. The position has been advertised several times in the past and no tribal members have applied.

**MOTION** by Vernon Finley to authorize the hire of a nontribal member on emergency hire for 90 days at Char-Koosta News. Seconded by Shelly Fyant. Carried, 5 for; 3 opposed (Patty Stevens, Lloyd Irvine and Leonard TwoTeeth).

**Patty Stevens** discussed a call she received from Ginny Therriault regarding Ron's obituary. She suggested that the tribal council send her an apology letter. **Sam Sandoval** informed council that he spoke to Mrs. Therriault. Sam apologized and took full responsibility for the length of time it took to publish Mr. Therriault's obituary.

**Chaney Bell** requested authorization to hire Kayla Dix on a temporary contract through September 15, 2014 as a Salish Language Apprentice. There is sufficient funding in the budget.

**MOTION** by Vernon Finley to authorize the hire of Kayla Dix on a temporary contract through September 15, 2014 as a Salish Language

Apprentice. Seconded by Shelly Fyant. Carried, 5 for; 3 abstentions (Lloyd Irvine, Patty Stevens and Terry Pitts).

**Stephen Smallsalmon** commented on the importance of the language.

**Constance Morigeau**, Tribal Social Services; and **Renee Joachim**, Personnel Department; requested to meet with council in **executive session** to discuss a personnel matter. **Jan Gardipe**, Personnel, joined the discussion.

Council reconvened into **regular session**.

**MOTION** by Carole Lankford to move Darnell Auld in the GA/IIM Eligibility Specialist position with a temporary pay increase until Sandra Andrews returns to work. Seconded by Patty Stevens. Carried, unanimous (8 present).

**MOTION** by Patty Stevens to hire Rose Durgeloh on a 90 day temporary employment contract to fill a shift worker position at Second Circle. Seconded by Vernon Finley. Carried, 7 for; 1 abstention (Lloyd Irvine).

**Constance Morigeau**, Tribal Social Services; and **Renee Joachim**, Personnel Department; requested approval to hire Rosemary Epperson in a contract position as a CPS/Foster Care Social Worker. The position was advertised and there were no qualified tribal member applicants.

**MOTION** by Patty Stevens to approve the hire of Rosemary Epperson to fill the CPS/Foster Care Social Worker position for the Tribal Social Services Department on a one year contract, due to no tribal member applicants. Seconded by Vernon Finley. Carried, 5 for; 1 opposed (Leonard TwoTeeth); 2 abstentions (Lloyd Irvine and Ron Trahan).

**Constance Morigeau**, Tribal Social Services; and **Renee Joachim**, Personnel Department; requested approval of a revised organizational chart to move the Trust Management Specialist position directly under the department head. **Carole Lankford** informed Constance of a personal matter regarding a tribal member.

**MOTION** by Carole Lankford to approve the revised organizational chart for Tribal Social Services to move the Trust Management Specialist position directly under the department head. Seconded by Shelly Fyant. Carried, unanimous (8 present).

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

Council **recessed** the regular meeting at 10:38 a.m. to conduct an Energy Keepers Inc. shareholder representative meeting.

Council **reconvened** into the regular meeting at 12:51 p.m.

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

**Shelly Fyant**, Budget Committee; and **Vern Clairmont**, Financial Management; gave a report on the budget committee requests. (1) Modification 10 to the 2014 Indian Health Service Self-Governance Compact Budget for the need to increase elderly home care services from the third party funding in the amount of \$127,000.

**MOTION** by Carole Lankford to approve by resolution modification 10 to the 2014 Indian Health Service Self-Governance Compact Budget for the need to increase elderly home care services from the third party funding in the amount of \$127,000. Seconded by Patty Stevens. Carried, 8 for; 0 opposed; 0 not voting.

**RESOLUTION 14-175**

**RESOLUTION APPROVING MODIFICATION 10 TO THE FISCAL YEAR 2014 IHS SELF-GOVERNANCE COMPACT 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 Elderly Home Care Services and there are Third Party Collections available to appropriate to the budget for this purpose; and

**WHEREAS**, the budget will be allocated as follows:

<b>Account</b>	<b>Program Description</b>	<b>Current Budget Authority</b>	<b>Increase/ (Decrease)</b>	<b>Revised Budget Authority</b>
11-502-4110	Elderly Services	1,073,868	127,000	1,200,868
	<b>Total Increase/(Decrease)</b>		<b>127,000</b>	

**BE IT RESOLVED** by the Tribal Council of the Confederated Salish and Kootenai Tribes to appropriate Third Party Collections and modify the FY 2014 IHS Self-Governance Compact Budget as identified above; and

**BE IT FURTHER RESOLVED** that the modification increases the total FY 2014 IHS Self-Governance Compact Budget from \$25,103,251.57 to \$25,230,251.57.

(2) Two Eagle River School budget request. Two options were presented: (1) \$168,040 to provide teaching for history, culture and language; (2) \$171,686 to provide the superintendent, bookkeeper, and board training; and allow the school to keep the IDC. It was recommended that Dr. Bundy to work with Jami Hamel to pursue funding sources and draft legislation. Revenue Sharing is the only option to provide additional funds for this year. One option is to fund it for one year only and have the school look for alternative resources after that.

**MOTION** by Carole Lankford to approve by resolution the modification to the fiscal year 2014 Revenue Sharing Budget to take \$168,040 out of the Revenue Sharing budget to provide teaching for history, culture and language at Two Eagle River School. Seconded by Shelly Fyant. 5 for; 1 opposed (Patty Stevens); 2 abstentions (Lloyd Irvine and Terry Pitts).

*Terry Pitts, for the record, "My abstention is based on I haven't seen a plan and I want wording to address the issue next year that there needs to be alternatives to figure out. 20 years ago this is the same thing that happened when the grant ran out. I feel there needs to be a plan in place."*

*Patty Stevens, for the record, "I opposed because our own tribal school cuts the language and culture from their budget and then want us to pick it up and that concerns me, and that's why I didn't support it."*

## **RESOLUTION 14-176**

### **RESOLUTION APPROVING MODIFICATION 3 TO THE FISCAL YEAR 2014 REVENUE SHARING BUDGET**

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

**WHEREAS**, the Tribes have been requested by Two Eagle River School to provide supplemental funding in support of Salish and Kootenai language instruction, Home Cultures instruction, Tribal History and Government instruction, and School Board training and other expenses for the period July 1, 2014 through June 30, 2015; and

**WHEREAS**, the program budget will create an estimated Indirect Cost expense of \$31,323 based on the FY 2014 IDC Rate and such expense shall be borne by the Tribes' General Fund Budget; and

**WHEREAS**, there are funds available in Motor Fuels Revenue Sharing to appropriate for this purpose; and

**WHEREAS**, the budget will be allocated as follows:

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<b>Account</b>	<b>Description</b>	<b>Current Budget Authority</b>	<b>Increase/ (Decrease)</b>	<b>Revised Budget Authority</b>
32-505-4512	TERS Tribal Supplement	0	168,040	168,040
<b>TOTAL</b>			<b>168,040</b>	

**BE IT RESOLVED** by the Tribal Council of the Confederated Salish and Kootenai Tribes to appropriate funds from Motor Fuels Tax Revenue Sharing and modify the FY 2014 Revenue Sharing Budget as reflected above; and

**BE IT FURTHER RESOLVED** that the total FY 2014 Revenue Sharing Budget is increased from \$40,808 to \$208,848.

**Sandy Welch** and **Bruce Tutvedt**, PAC-Republicans for Responsible Government, gave an update on the election. They raised \$81,000 for this election campaign. **Vernon Finley** asked about Sandy and Bruce working with Carole and Ranald for quite some time and Carole contacting the tribal corporations for a donation towards this effort. They have strategies in place to get the water compact through the legislature. They are also working on Medicare and Medicaid issues.

**Janet Camel**, Economic Development; and **Steve Clairmont**, S&K Holding Company; requested approval of the review committee's recommendation to award the Indian Business Assistance Grants to the list of applicants: Michelle Trahan-Usher, Ktunaxa Korner - \$7,000; Dacia Whitworth, Skay Kuh Ay Bead Store - \$7,000; Lloyd Irvine Jr., Northwest Lawn Care Service - \$7,000; David and Linda Garcia, His & Hers/New & Used - \$7,000; Donald Gingras, Gingras' Native American & Western Art - \$7,000; John and Crystal Bunce, My Language Toys - \$7,000; Martin Papin and David Ronninger, Mother Greenhouse Grow to be One, LLC - \$7,000; Mignon Harris, Mosaic - \$7,000; and Gayla Lytton, Not Too Shabby - \$3,000. The review committee consists of Martin Olson, Eagle Bank; Todd Bassett, Glacier Bank; Shad Hupka, First Interstate Bank; and Philip Belangie, Montana Department of Commerce.

**MOTION** by Shelly Fyant to accept the recommendation of the review committee to award the Indian Business Assistance Grants to: Michelle Trahan-Usher, Ktunaxa Korner - \$7,000; Dacia Whitworth, Skay Kuh Ay Bead Store - \$7,000; Lloyd Irvine Jr., Northwest Lawn Care Service - \$7,000; David and Linda Garcia, His & Hers/New & Used - \$7,000; Donald Gingras, Gingras' Native American & Western Art - \$7,000; John and Crystal Bunce, My Language Toys - \$7,000; Martin Papin and David Ronninger, Mother Greenhouse Grow to be One, LLC - \$7,000; Mignon Harris, Mosaic - \$7,000; and Gayla Lytton, Not Too Shabby - \$3,000. Seconded by Vernon Finley. Carried, 7 for; 1 abstention (Lloyd Irvine).

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

**Tony Harwood**, Tribal Forestry, discussed the summer hire positions. There are two open positions for 90 days. One person showed interest, Jarred Brown, who will be a University of Montana forestry student. He is a descendant. Tony requested permission to hire Mr. Brown for the summer. It is not an advertised position.

**MOTION** by Carole Lankford to approve a 90 day contract with Jarred Brown. Seconded by Patty Stevens. **MOTION NOT CARRIED**, 3 for (Carole Lankford, Ron Trahan and Patty Stevens); 5 opposed (Vernon Finley, Shelly Fyant, Lloyd Irvine, Leonard TwoTeeth, and Terry Pitts).

*Terry Pitts, for the record, "There is a process that could be a short term advertisement and that process could have been followed. There are kids in school and the school counselors could have been contacted to see who is interested in forestry."*

*Carole Lankford, for the record, "I would like a process put in place in the future so we don't have the possibility of losing the funds."*

**Tony Harwood**, Tribal Forestry, discussed a personnel matter. James Lozeau's family is relocating to Alaska. Instead of retiring from his position he would like to be placed on an extended leave of absence until the end of this calendar year. The extension would be re-evaluated every year to make a determination of whether to fill the position. The department head has no plan to fill the position in the immediate future. **No action taken. Council** directed the department to follow the Personnel Policy.

**Jean Matt**, Tribal Forestry, gave an update on the Forest Development Program. The program has 86 employees and has 100% tribal member employment.

**Terry Pitts** left the meeting for the remainder of the day to go to an appointment.

**Jean Matt** requested that Linda Malatare, Greenhouse Aide; and Gary Morigeau, Heavy Equipment Assistant Operator; be moved from TEA status to full-time furlough status. There would be no rate of pay changes.

**MOTION** by Carole Lankford to move Linda Malatare, Greenhouse Aide; and Gary Morigeau, Heavy Equipment Assistant Operator; from TEA status to full-time furlough status. Seconded by Shelly Fyant. Carried, unanimous (7 present).

**Shelly Fyant** recommended that everyone take a fieldtrip to view the greenhouse and she commended Jean for a job well done.

**Brian Upton**, Legal Department, gave an update on the Department of Interior Tribal Self-Governance Amendments bills and requested direction on requesting Congressman Daines to co-sponsor HR 4546. There is an opportunity for the CSKT to provide testimony the week of July 16.

**John Harrison**, Legal Department, discussed the upcoming secretarial election and handed out for consideration a proposed memo providing the membership with information on the history of this issue. **Patty Stevens** expressed concerns about the appearance of the letter being persuasive and that she also wanted the letter published to show it was a memo to the tribal council about the secretarial election and not from the tribal council about the secretarial election. It was the **consensus** of council to publish the long version.

**Laurence Ginnings**, Prosecutors Office, requested authorization to hire Shara Hoskinson to fill the receptionist/file clerk/secretary position. She has been employed for 1.5 years under the Fatherhood Program, but that is ending this week. There are sufficient funds in the budget. The department has spent a significant amount of time training her in this position. If the request is not approved, then he would like to hire her on emergency hire until the position is advertised and filled.

**MOTION** by Patty Stevens to approve an emergency hire contract with Shara Hoskinson to fill the receptionist/file clerk/secretary position in the Prosecutors Office for 30 days and advertise the position. Seconded by Carole Lankford. Carried, unanimous (7 present).

**Carole Lankford** out of the room assisting a tribal member.

**John Harrison**, Legal Department, discussed the Smurffit Stone appeal. The Board of Environmental Review is not the proper forum to be in so they worked on a stipulation with the other parties for a dismissal and will refile in District Court in Helena.

**Rhonda Swaney**, Legal Department, discussed the Compact Commission proposal for changes to the proposed compact.

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

Council reconvened into **regular session**.

**Carole Lankford** returned to the meeting.



**Clayton Matt**, Tribal Services, handed out information on a homesite review and proposed options. The process is outlined in Ordinance 45B. Clayton will prepare a draft letter to the BIA and present back for final approval.

**MOTION** by Carole Lankford to go with option one to revoke the existing lease cancelation. Seconded by Shelly Fyant. Carried, unanimous (7 present).

**Carole Lankford** presented a request from Katie McClure to have the Community Development Block Grant re-approved; there are no changes other than the dates.

**MOTION** by Lloyd Irvine to rescind Resolution 14-133. Seconded by Patty Stevens. Carried, unanimous (7 present).

**MOTION** by Carole Lankford to approve the resolution authorizing the Salish Kootenai Housing Authority to apply for an Indian Community Development Block Grant. Seconded by Patty Stevens. Carried, 7 for; 0 opposed; 0 not voting.

#### **RESOLUTION 14-177**

#### **RESOLUTION AUTHORIZING THE SALISH AND KOOTENAI HOUSING AUTHORITY TO SUBMIT A FISCAL YEAR 2014 INDIAN COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION ON BEHALF OF THE TRIBES**

#### **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 is the duly recognized governing body of the Flathead Nation with the responsibility to ensure safe, decent, and affordable housing for the tribal members within the exterior boundaries of the Flathead Nation; and

**WHEREAS**, the Confederated Salish and Kootenai Tribes have designated the Salish and Kootenai Housing Authority as its Tribally-Designated Housing Entity, with the authority to administer and participate in housing programs for the benefit of the Confederated Salish and Kootenai Tribes and its members, pursuant to the Native American Housing Assistance and Self-Determination Act of 1996 (25 U.S.C. 4101); and

**WHEREAS**, the Confederated Salish and Kootenai Tribes desire to have an application for a Fiscal Year 2014 Indian Community Development Block Grant

prepared and submitted on behalf of the Tribes in support of housing activities;  
and

**WHEREAS**, in connection with the submission of an Indian Community Development Block Grant application, the Confederated Salish and Kootenai Tribes are required to make certain assurances;

**NOW THEREFORE BE IT RESOLVED**, that the Tribal Council of the Confederated Salish and Kootenai Tribes hereby delegates the Salish and Kootenai Housing Authority the sole authority to prepare and submit on behalf of the Confederated Salish and Kootenai Tribes an Indian Community Development Block Grant application for Fiscal Year 2014; and

**BE IT FURTHER RESOLVED**, that the Tribal Council of the Confederated Salish and Kootenai Tribes hereby delegates the Salish and Kootenai Housing Authority the authority to administer and manage said Indian Community Development Block Grant for Fiscal Year 2014; and

**BE IT FINALLY RESOLVED**, by the Tribal Council of the Confederated Salish and Kootenai Tribes that all requirements for Citizen Participation have been met according to 24 CFR, part 1003.604.

**Rhonda Swaney** presented the final version of information for public dissemination regarding the upcoming secretarial election. It was the **consensus** of council to approve the final version to be published in the Char-Koosta News.

**Clayton Matt**, Tribal Services, continued discussion on homesites and policy.

**Clayton Matt**, Tribal Services, handed out information that he received today. Tester's staff is available to meet with tribal officials on July 3. **Council** confirmed the meeting.

**MOTION** by Leonard TwoTeeth to adjourn the meeting. Seconded by Lloyd Irvine. Carried, unanimous (7 present).

Council **adjourned** at 4:51 p.m., and is scheduled to meet again on Thursday, June 26, 2014, at 9:00 a.m.

**CONFEDERATED SALISH AND KOOTENAI TRIBES**

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James V. Matt  
Tribal Secretary