

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

Volume 16 Number 17
Council Chambers, Pablo, MT

Held: December 17, 2015
Approved: December 29, 2015

MEMBERS PRESENT: Vernon Finley, Chairman; Carole Lankford, Vice-Chairwoman; James “Bing” Matt, Secretary; Leonard TwoTeeth, Treasurer; Leonard Gray; Terry Pitts; Patty Stevens; Shelly Fyant; Ronald Trahan; and Lloyd Irvine.

OTHERS PRESENT: Jennifer Trahan, Council Support; Bill Kehoe, Sergeant at Arms; and Abby Dupuis, Recording Secretary.

The meeting was called to **order** at 9:10 a.m. Quorum established.

The meeting was opened with a **prayer** by Bing Matt.

The **Tribal Council Meeting Minutes** for December 3, 2015 were presented for approval.

MOTION by Len TwoTeeth to approve the Tribal Council Meeting Minutes for December 3, 2015, with corrections. Seconded by Patty Stevens. Carried, 9 for; 1 abstention (Carole Lankford).

The **agenda** was presented for approval.

MOTION by Ron Trahan to approve the agenda, with changes. Seconded by Bing Matt. Carried, unanimous (10 present).

Charlene Friedlander, Department of Human Resources Development; and **Crisco Stahl**; requested authorization for Crisco to be hired as a personal home caregiver for Joanne Hawley.

MOTION by Carole Lankford to authorize the hire of Crisco Stahl to be a personal home caregiver for Joanne Hawley. Seconded by Shelly Fyant. Carried, 9 for; 1 abstention (Lloyd Irvine).

Vern Clairmont and **Ruth Swaney**, Financial Management, requested approval of modification 3 to the fiscal year 2016 General Fund Budget. There is a need to increase the budget for bison shipment and processing expense

and to reallocate funding from Capital Equipment to the GIS Program, and there are unallocated Fiscal Year 2016 General Fund revenues that are available to appropriate for this purpose.

MOTION by Patty Stevens to approve by resolution modification 3 to the fiscal year 2016 General Fund Budget. Seconded by Shelly Fyant. Carried, 10 for; 0 opposed; 0 not voting.

RESOLUTION 16-037

RESOLUTION APPROVING MODIFICATION 3 TO THE FISCAL YEAR 2016 TRIBAL GENERAL FUND 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 bison shipment and processing expense and to reallocate funding from Capital Equipment to the GIS Program, and there are unallocated FY 2016 General Fund revenues that are available to appropriate for this purpose; and

WHEREAS, the budgets will be allocated as follows:

Account	Program Description	Current Budget Authority	Increase/ (Decrease)	Revised Budget Authority
02-503-6322	GIS Program	206,279	11,207	217,486
02-504-6150-6720-6036	Tribal Projects – Bison Shipping/Processing	0	105,500	105,500
02-511-6440	Capital Equipment	160,000	(11,207)	148,793
Total Increase/(Decrease)			105,500	

BE IT RESOLVED by the Tribal Council of the Confederated Salish and Kootenai Tribes to appropriate General Fund revenues and modify the FY 2016 General Fund Budget as reflected above; and

BE IT FURTHER RESOLVED that the FY 2016 General Fund Budget is increased from \$23,591,627 to \$23,697,127; and

BE IT FURTHER RESOLVED that the ending surplus/(deficit) of the FY 2016 General Fund is \$437,515.

Vern Clairmont and **Ruth Swaney**, Financial Management, requested approval of modification 2 to the fiscal year 2016 Indian Health Service Self-Governance Compact Budget. Final Fiscal Year 2015 program expense and Indirect Cost assessment requires correction to the carryover amount in earmarked budgets.

MOTION by Shelly Fyant to approve by resolution modification 2 to the fiscal year 2016 Indian Health Service Self-Governance Compact Budget. Seconded by Ron Trahan. Carried, 10 for; 0 opposed; 0 not voting.

RESOLUTION 16-038

RESOLUTION APPROVING MODIFICATION 2 TO THE FISCAL YEAR 2016 IHS SELF-GOVERNANCE COMPACT BUDGET

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

WHEREAS, final FY 2015 program expense and Indirect Cost assessment requires correction to the carryover amount in earmarked budgets; and

WHEREAS, the budget will be allocated as follows:

Account Number	Description	Current Budget Authority	Increase/ (Decrease)	Revised Budget Authority
11-502-4117	Dental Prevention	68,424.70	(853.32)	67,571.38
	Total Increase/(Decrease)		(853.32)	

BE IT RESOLVED by the Tribal Council of the Confederated Salish and Kootenai Tribes to modify the FY 2016 IHS Self-Governance Compact Budget as reflected above; and

BE IT FURTHER RESOLVED that the FY 2016 IHS Self-Governance Compact Budget is decreased from \$23,294,496.82 to \$23,293,643.50.

Vern Clairmont and **Ruth Swaney**, Financial Management, requested approval of modification 4 to the fiscal year 2016 Bureau of Indian Affairs Self-Governance Compact Budget. Final Fiscal Year 2015 program expense and Indirect Cost assessment requires correction to the carryover amount in earmarked budgets and correction to the total budget that was reflected in Resolution 16-025.

MOTION by Shelly Fyant to approve by resolution modification 4 to the fiscal year 2016 Bureau of Indian Affairs Self-Governance Compact Budget. Seconded by Patty Stevens. Carried, 10 for; 0 opposed; 0 not voting.

RESOLUTION 16-039

**RESOLUTION APPROVING MODIFICATION 4 TO THE FISCAL YEAR 2016
BIA SELF-GOVERNANCE COMPACT BUDGET**

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

WHEREAS, final FY 2015 program expense and Indirect Cost assessment requires correction to the carryover amount in earmarked budgets and correction to the total budget that was reflected in Resolution 16-025; and

WHEREAS, the budgets will be allocated as follows:

Account Number	Description	Current Budget Authority	Increase/ (Decrease)	Revised Budget Authority
13-502-4554	Tiwahe Initiative	28,504.40	10,033.05	38,537.45
13-502-4702	P.L. 102-477 DHRD	1,057,305.20	(22,396.85)	1,034,908.35
13-502-4704	477 Childcare Development	122,587.49	(1,680.89)	120,906.60
13-502-4706	477 Supplemental Youth Services	146,297.28	(78.00)	146,219.28
13-502-4707	477 Comprehensive Adult Services	288,252.85	(1.66)	288,251.19
13-502-4708	477 Childcare Block Grant	137,485.99	(618.73)	136,867.26
13-503-4503	TLD Weeds Program	29,460.43	(1.89)	29,458.54
13-503-4511	Safety of Dams	3,496,686.39	(7,389.64)	3,489,296.75
13-503-4516	Threatened and Candidate Species	53,620.16	(5,252.87)	48,367.29
13-503-4528	SOD 24/7 Monitoring	871,532.40	(9,241.21)	862,291.19
13-503-4540	Suppression of Lake Trout	12,531.35	(180.00)	12,351.35
13-503-4557	NRD Tribal Youth Initiative	38,302.82	(1,799.95)	36,502.87
13-503-4566	SOD Inter-Tribal Council	121,896.63	(88.04)	121,808.59
13-503-4579	Range Inventory	11,756.67	(73.54)	11,683.13
13-505-4517	Johnson O'Malley	192,972.81	(2,396.60)	190,576.21
13-510-4507	Forest Development	395,190.69	(45,544.07)	349,646.62
13-510-4541	Dwarf Mistletoe	83,777.48	(847.82)	82,929.66
13-510-4545	Timber Harvest Initiative	28,856.12	(20,707.62)	8,148.50
	TOTAL INCREASE/(DECREASE)		(108,266.33)	

BE IT RESOLVED by the Tribal Council of the Confederated Salish and Kootenai Tribes to modify the FY 2016 BIA Self-Governance Compact Budget as reflected above; and

BE IT FURTHER RESOLVED that the FY 2016 BIA Self-Governance Compact Budget is decreased from \$16,896,487.54 (corrected from \$16,896,607.54) to \$16,788,221.21.

Vern Clairmont and **Ruth Swaney**, Financial Management, requested

approval of modification 2 to the fiscal year 2016 Water Rights Budget. There is a need to increase the budget for Water Rights and funds are available to appropriate for this purpose.

MOTION by Ron Trahan to approve by resolution modification 2 to the fiscal year 2016 Water Rights Budget. Seconded by Carole Lankford. Carried, 10 for; 0 opposed; 0 not voting.

RESOLUTION 16-040

RESOLUTION APPROVING MODIFICATION 2 TO THE FISCAL YEAR 2016 WATER RIGHTS 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 Water Rights and funds 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
17-509-6141	Water Rights	4,142,000	35,000	4,177,000
Total Increase/(Decrease)			35,000	

BE IT RESOLVED by the Tribal Council of the Confederated Salish and Kootenai Tribes to modify the FY 2016 Water Rights Budget as reflected above; and

BE IT FURTHER RESOLVED that the total FY 2016 Water Rights Budget is increased from \$4,142,000 to \$4,177,000.

Vern Clairmont, Financial Management, requested approval of a modification of Linda Putney's consultant contract to extend the expiration date to September 30, 2016. All other terms of the contract remain the same.

MOTION by Terry Pitts to approve the modification of Linda Putney's consultant contract to extend the expiration date to September 30, 2016. Seconded by Leonard Gray. Carried, unanimous (9 present – Len TwoTeeth out of the room).

Vern Clairmont, Financial Management, requested approval of S&K Gaming LLC promissory note and term documents to renovate the training building in

Polson.

MOTION by Ron Trahan to approve the promissory note for S&K Gaming LLC to renovate the training building in Polson. Seconded by Bing Matt. Carried, 7 for; 1 opposed (Shelly Fyant); 1 abstention (Terry Pitts); 1 not voting (Len TwoTeeth out of the room).

Terry Pitts requested an update on the Mission Mart building since the grant was rejected. **Vern Clairmont** discussed financing options. It would be more beneficial if the Tribes financed it internally.

Vern Clairmont, Financial Management, informed council that the Tribes will be receiving funds sometime in 2016 for the Bureau of Indian Affairs contract support settlement award. Vern recommended obligating those funds for land acquisition, due to the Land Buy Back Program not being available for a couple of years, the Indian Land Consolidation Act funds no longer being available, limited BPA funds, and limited ARCO funds. **Council** took the recommendation under advisement.

Vern Clairmont, Financial Management; and **Clara Charlo**, Tribal Credit; requested approval of a three-year consultant contract with Christopher Henningsen Consulting to provide monthly reporting, year-end financial statement development, provide information to external auditors, and provide training to the Tribal Credit accountant. The staff accountant will be able to take over these duties after the three-year period. Mr. Henningsen has provided services to the Tribes for about 40 years.

MOTION by Carole Lankford to approve a three-year consultant contract with Christopher Henningsen Consulting to provide monthly reporting, year-end financial statement development, provide information to external auditors, and provide training to the Tribal Credit accountant. Seconded by Terry Pitts. Carried, unanimous (10 present).

The **Pablo Head Start Class** sang Christmas songs to the Tribal Council.

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

Constance Morigeau, **Karen Rentz** and **Sandra Andrew**, Tribal Social Services; **Vern Clairmont** and **Ruth Swaney**, Financial Management; discussed recommendations to address the Welfare Assistance and General Assistance funds shortfall of \$218,000 projected in January for the next nine months. The letters were sent with a notification for the TANF child only children that were in foster care. The General Assistance applicants receive benefits from November through May 31 and/or October through April. That would save 100,000 for the employable only. The unemployable only would

continue benefits. The program was only funded 91% of the funds allocated, which caused the shortfall. There has been an increase in child welfare expenses and increase in the number of children, but the funding continues to decrease. **Council** wanted to know management’s plan since the funding continues to decrease each year. Constance’s recommendations include cutting benefits and changing the program to only allow employables to be eligible for General Assistance. **Terry Pitts** requested the history for the past five years. **Council** requested additional information in writing. \$73,000 is needed per month to carry the program from January through March. Constance wants to work with beneficiaries on substance abuse issues by requiring General Assistance applicants to take a drug test. If the individual tests positive then that person would be required to take a chemical dependency assessment and follow the recommendations, including treatment. The program will be applying for additional funding from the Bureau of Indian Affairs. Vern discussed the impacts that are now seen by separating the 477 program between Tribal Social Services and the Department of Human Resources Development. Council needs to decide whether it would be better to keep the programs separated or combine them. It would require council action to authorize spending authority of \$73,000 to get the program through January.

MOTION by Shelly Fyant to approve by resolution spending authority in the amount of \$73,000 to come from BIA prior year. Seconded by Ron Trahan. Carried, 10 for; 0 opposed; 0 not voting.

RESOLUTION 16-041

RESOLUTION APPROVING SPENDING AUTHORITY FOR FISCAL YEAR 2016

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

WHEREAS, FY 2016 initial spending authority was previously authorized by Resolution 15-262 and Resolution 16-030 pending final appropriations and receipt of FY 2016 funding under the BIA Self-Governance Compact; and

WHEREAS, on December 17, 2015, the Tribal Council approved spending authority for the Tribal Social Services Department’s Child Welfare and General Assistance Program based on their projection for the month of January; and

WHEREAS, the spending authority is approved as reflected below:

Account Number	Description	Current Spending Authority	Increase/ (Decrease)	Revised Spending Authority
13-502-4703	Child Welfare & General Assistance	187,797	73,000	260,797

BE IT RESOLVED by the Tribal Council of the Confederated Salish and Kootenai Tribes to approve spending authority for Tribal Social Services Department's Child Welfare and General Assistance Program through January 31, 2016.

Constance Morigeau discussed the number of children in the program, funding, and assistance provided. **Carole Lankford** suggested having a council member board appointed to review the program's issues.

Patty Stevens discussed that council did an acknowledgement of an employee who was here for 50 years. It caused a ripple effect of employees not being acknowledged for their years of service. There is nobody in charge of that. Personnel used to track that information.

Council discussed the upcoming quarterly council meeting.

MOTION by Carole Lankford to adjourn the meeting. Seconded by Lloyd Irvine. Carried, unanimous (9 present – Terry Pitts out of the room).

Council **adjourned** at 11:26 a.m., and is scheduled to meet again on Tuesday, December 22, 2015, at 9:00 a.m.

CONFEDERATED SALISH AND KOOTENAI TRIBES

/sgnd/

James V. Matt
Tribal Secretary