

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

Volume 14 Number 55  
Council Chambers, Pablo, MT

Held: May 22, 2014  
Approved: June 5, 2014

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

**OTHERS PRESENT:** Sharon Silberman, Council Support; and Abby Dupuis, Recording Secretary.

The meeting was called to **order** at 9:05 a.m. Quorum established.

The meeting was opened with a **prayer** by Leonard Gray.

The **Tribal Council Meeting Minutes** for May 15, 2014 were presented for approval.

**MOTION** by Carole Lankford to approve the Tribal Council Meeting Minutes for May 15, 2014, with corrections. Seconded by Patty Stevens. Carried, 9 for; 1 abstention (Bing Matt).

The **agenda** was presented for approval.

**MOTION** by Terry Pitts to approve the agenda, with additions. Seconded by Patty Stevens. Carried, unanimous (10 present).

**Carolee Wenderoth**, Tribal Lands Department, requested approval of a resolution authorizing the purchase of the Sunny Shores property from Carlo Toresani. On May 1 the Tribes took action to show interest in purchasing this property. A resolution is needed to complete the transaction.

**MOTION** by Lloyd Irvine to approve by resolution the purchase of the Sunny Shores property from Carlo Toresani. Seconded by Leonard TwoTeeth. Carried, 7 for; 1 opposed (Shelly Fyant); 2 abstentions (Patty Stevens and Vernon Finley).

*Shelly Fyant, for the record, "I am opposed because of the underground storage tank cleanup issue."*

**RESOLUTION 14-150**

**RESOLUTION AUTHORIZING THE PURCHASE OF FEE PROPERTY LOCATED IN LAKE COUNTY, MONTANA**

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

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

**WHEREAS**, Carlo Toresani, has offered to sell, ALL RIGHT TITLE AND INTEREST IN real property described as Parcel 1: Lots 1, 2, 3, 4, 5, 6, 7 and 8 in Block 4 of the TOWNSITE OF BIG ARM, Lake County, Montana, according to the map or plat thereof on file in the office of the Clerk and Recorder of Lake County, Montana;

**Parcel 2:** Lots 1, 2, 3, 4, 5 and 6 in Block 5 of the ORIGINAL TOWNSITE OF BIG ARM, Lake County, Montana, according to the map or plat thereof on file in the office of the Clerk and Recorder of Lake County, Montana;

**Parcel 3:** Lots 6, 7 and 8 in Block 14 of the TOWNSITE OF BIG ARM, Lake County, Montana, according to the map or plat on file in the office of the Clerk and Recorder of Lake County, Montana;

**Parcel 4:** Lots 15 and 16 in Block 15 of the TOWNSITE OF BIG ARM, Lake County, Montana, according to the map or plat thereof on file in the office of the Clerk and Recorder of Lake County, Montana; EXCEPTING THEREFROM those lands conveyed to the State of Montana for highway purposes, recorded March 20, 1957 in Book 47 Deeds, Page 104, records of Lake County, Montana; AND ALSO: Lot 1 in Block 15 of the Government Townsite of BIG ARM, Lake County, Montana, according to the map or plat thereof on file in the office of the Clerk and Recorder of Lake County, Montana; TOGETHER with the E½ of the vacated alley between Lot 1 and Lot 16 of Block 15 and that portion of the S½ of vacated "C" Street adjacent to and to the North of the E½ of the said vacated alley and Lot 1 of Block 15, all in the Original Townsite of BIG ARM, Lake County, Montana, according to the map or plat thereof on file in the office of the Clerk and Recorder of Lake County, Montana;

**Parcel 5:** Lots 11, 12 and 13 in Block 26 of the ORIGINAL TOWNSITE OF BIG ARM, Lake County, Montana, according to the map or plat thereof on file in the office of the Clerk and Recorder of Lake County, Montana; and

**WHEREAS**, the Tribal Council agreed to purchase the above described property for the negotiated value; and

**WHEREAS**, the parties have agreed to split the closing costs associated with the purchase;

**NOW THEREFORE, BE IT RESOLVED**, that the above-described property be purchased from Carlo Toresani, and that the Bureau of Indian Affairs, pursuant to the Act of July 18, 1968 (PL-90-402), transfer title to the property to 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.

**Michelle Trahan**, Tribal Member, offered for sale some beadwork. **Sharon Silberman** reported on the donation budget and pending requests.

**Jami Hamel** and **Naomi Kuka**, Community Strong Work Group, followed up on the RFP for the work group facilitator. Two proposals were received; one from a tribal member and one from a nontribal member. The tribal member came within ten percent of the low bid from the nontribal member. They requested acceptance of the proposal from Gary Neumann. All requirements in the RFP were met in his proposal.

**MOTION** by Carole Lankford to accept the proposal from Gary Neumann to serve as facilitator of the Community Strong Work Group. Seconded by Patty Stevens. Carried, 9 for; 1 abstention (Vernon Finley).

**Jami Hamel** gave a report on the Arlee Sewer Board meeting she attended yesterday. It is a complicated issue so Jami suggested having Jason Adams meet with council. **Council** requested that the Salish Kootenai Housing Authority and Tribal Lands Department be scheduled for discussion.

**Council** informed Jami Hamel that Steven Buffalo is planning a celebration of sobriety event, and they suggested that the Community Strong Work Group work with Steven.

**Leon Weider** informed council that he is going to do a ride in two weeks. Levi Morigeau works at the Salish Kootenai Housing Authority and will be driving for Leon. Leon requested that Levi be granted a change of duty for that. Leon will do a 650 mile ride; he does it in honor of his aunt who passed away from

leukemia. It was the **consensus** of council to grant Levi Morigeau a two week change of duty, with supervisor approval, to be Leon's driver.

**Vern Clairmont**, Financial Management, followed up on the conference call with the Regional Director regarding the upcoming secretarial election. The Tribes are required to pay for the secretarial election judges. Vern handed out information on the breakdown of costs. There are funds in the general fund that could be appropriated to cover these costs. The Regional Director believes that the request to waive voter registration will be approved.

**MOTION** by Leonard Gray to approve the expenditure of funds for the judges in the secretarial election to be paid out of the General Fund. Seconded by Vernon Finley. Carried, 6 for; 1 opposed (Lloyd Irvine); 3 abstentions (Shelly Fyant, Patty Stevens and Bing Matt).

*Vernon Finley, for the record, "I believe this should have been funded through the Bureau, but there is enough tribal member voter support for the election. That's why we need to have it happen and have it go forward."*

**Ken Camel**, Tribal Member; **Cody Christianson** and **Adrian Pruitt**, Independent Filmmakers for the Public Broadcasting System, discussed a proposal of a project to do a five-episode biographical journey of Marvin Camel's life. They are producing this project independently. Marvin is a two time world boxing champion.

**Jim Durglo** and **Tony Incashola Jr.**, Tribal Forestry, requested permission to advertise the Hellroaring North Logging Unit Timber Sale.

**MOTION** by Carole Lankford to approve by resolution the advertisement of the Hellroaring North Logging Unit Timber Sale. Seconded by Bing Matt. Carried, 10 for; 0 opposed; 0 not voting.

## **RESOLUTION 14-151**

### **RESOLUTION APPROVING SALE OF TIMBER ON THE HELLROARING NORTH LOGGING UNIT**

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

**WHEREAS**, the Tribal Forestry Department proposes to offer the sale of tribal timber in an area known as the Sullivan West Logging Unit:

#### Sale Information

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<u>Sale</u>	<u>Volume</u>	<u>Advertised Bid Rate</u>	<u>TSI</u>	<u>RDs</u>
Hellroaring North Logging Unit	20,992 TONS	\$25.00/TON	\$3.00/TON	\$1.00/Ton

**WHEREAS**, the sale will provide for the salvaging of mature, overmature and diseased trees; and

**WHEREAS**, the minimum acceptable bid rate for sawlogs on the Hellroaring North Logging Unit is \$25.00 per TON; and

**WHEREAS**, an additional amount will be collected to cover Timber Stand Improvement and Road costs on this unit;

**NOW THEREFORE, BE IT RESOLVED**, that the Tribal Council of the Confederated Salish and Kootenai Tribes hereby approves the sale of timber on the above-listed timber sale unit; approves the contract; and authorizes the Chairperson of the Tribal Council to sign the timber sale contract on the above-listed unit for and on behalf of said Tribes, after review of bids by the Tribal Council; and

**BE IT FURTHER RESOLVED** that the Approving Officer is authorized to make error corrections in the contract without referral to the Tribal Council, provided such corrections do not materially alter the form and substance of the contract.

**Jim Durglo** recommended that the tribal council take a fieldtrip to view various forestry areas.

**Jim Durglo** and **Tony Incashola Jr.**, Tribal Forestry, requested permission to advertise the Sullivan West Logging Unit Timber Sale.

**MOTION** by Carole Lankford to approve by resolution the advertisement of the Sullivan West Logging Unit Timber Sale. Seconded by Leonard Gray. Carried, 10 for; 0 opposed; 0 not voting.

**RESOLUTION 14-152**

**RESOLUTION APPROVING SALE OF TIMBER ON THE SULLIVAN WEST LOGGING UNIT**

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

**WHEREAS**, the Tribal Forestry Department proposes to offer the sale of tribal timber in an area known as the Sullivan West Logging Unit:

Sale Information

<u>Sale</u>	<u>Volume</u>	<u>Advertised Bid Rate</u>	<u>TSI</u>	<u>RDs</u>
Sullivan West Logging Unit	12,377 TONS	\$22.00/TON	\$3.00/TON	\$1.00/Ton

**WHEREAS**, the sale will provide for the salvaging of mature, overmature and diseased trees; and

**WHEREAS**, the minimum acceptable bid rate for sawlogs on the Sullivan West Logging Unit is \$22.00 per TON; and

**WHEREAS**, an additional amount will be collected to cover Timber Stand Improvement and Road costs on this unit;

**NOW THEREFORE, BE IT RESOLVED**, that the Tribal Council of the Confederated Salish and Kootenai Tribes hereby approves the sale of timber on the above-listed timber sale unit; approves the contract; and authorizes the Chairperson of the Tribal Council to sign the timber sale contract on the above-listed unit for and on behalf of said Tribes, after review of bids by the Tribal Council; and

**BE IT FURTHER RESOLVED** that the Approving Officer is authorized to make error corrections in the contract without referral to the Tribal Council, provided such corrections do not materially alter the form and substance of the contract.

**Doug Morigeau, Wendy Askan and Penny Kipp** provided an update on the SAMHSA grant. The grant requires a monthly meeting. The Tribal Council serves as the group's advisory council.

**Doug Morigeau, Wendy Askan and Penny Kipp** requested to meet with council in **executive session** to discuss a personnel matter. **Renee Joachim**, Personnel Department; and **Clayton Matt**, Tribal Services; were present for discussion.

Council reconvened into **regular session**.

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

**Clayton Matt**, Tribal Services, would like all of the department head performance evaluations to be done at the same time for the departments he supervises as part of a better planning effort. A resolution amending Ordinance 69C would be prepared to change this policy if council agrees. Council goals

could be included in the evaluation standards. **Patty Stevens** has received concerns from employees wanting the process left as is. **Shelly Fyant** was in favor of amending the performance evaluation standards to match the position descriptions, but she was not in favor of changing the due date. **No action taken.**

**Brian Upton**, Legal Department, requested to meet with council in **executive session** to discuss Bison Range issues.

Council reconvened into **regular session**.

Council **recessed** the regular meeting at 11:38 a.m. to attend a mid-year corporation shareholder meeting in Polson.

Council **reconvened** into the regular meeting at 4:01 p.m.

**Vern Clairmont**, Financial Management, has three contributions from businesses. Funds would need to be appropriated for the PAC payment in the amount of \$22,000. The Legal Department can provide \$10,000; S&K Electronics contributed \$2,000 as a dividend payment; S&K Technologies and S&K Gaming each contributed \$5,000 as a dividend payment. It is to help get republican support on the ballot for the water compact. The money will be used for mail-outs for the primary election. Information would be published to educate the membership on why the Tribes are doing this.

**MOTION** by Leonard Gray to authorize the payment of \$22,000 into the PAC to help get republican support on the ballot for the water compact. Seconded by Carole Lankford. Carried, 5 for (Leonard Gray, Carole Lankford, Terry Pitts, Shelly Fyant, and Ron Trahan); 4 opposed (Patty Stevens, Vernon Finley, Leonard TwoTeeth, and Lloyd Irvine); 1 abstention (Bing Matt).

**Leonard TwoTeeth**, for the record, "I strongly oppose."

**Patty Stevens**, for the record, "Since there was a motion made and it carried and is a decision of the council I want something to explain to the membership what we just did."

**Carole Lankford**, for the record, "I appreciate the strength of the people that were able to step up and take on a challenge and battle that could cost us up to a billion dollars over the years. If we can do something now, why not?"

**Sandy Welch** and **Bruce Tutvedt**, Republic Senator from Senate District 3; discussed the PAC-Republicans for Responsible Government. They thanked the tribal council for providing funding to cover some of the costs of the upcoming

campaign. **Senator Tutvedt** stated for the record, *“I’ve written in the newspaper that I’m for the water compact. I am solidly one of the largest irrigators in Flathead County so I have skin in the game just like you do. If you’ve read the newspaper state-wide I’ve been in the Western Montana Stock Growers, with people complaining about me supporting the water compact so I’ve been throughout the state. I’m an AGR. We have a core commitment of people. I worked with Senator Llew Jones when we were working and worked on a compromise to try to get some money to show our good faith. I know Llew was instrumental in getting the Blackfoot compact. I have a core team that’s ready to go and Dan Salomon is working with some core members too. There is a true group of people that want to do the right thing because it’s the right reasons. This is a good agreement. I think you’ve negotiated a fair agreement, the more I understand it. I’ve never heard anything different. I think you’ve negotiated robustly but fairly. And if my guys win we’re going to bring the compact in early in the session and just put it through. We have a plan in place how to fix that 60 vote problem in the house. Dan has that plan figured out. So there is a plan going on. This is an issue that will even affect how the key leadership in the house will play out. So yes we are committed, and yes it’s going to happen. So thank you.”*

**Craige Couture**, Law & Order, discussed the department’s 2014 budget shortfall. The majority of the overtime costs is due to holiday pay. The overtime pay can be changed to comp time which will help to reduce overtime costs. The communications position will remain vacant. The department will have a reduction in services which creates a safety issue. Reductions in service for the remainder of the fiscal year include: no longer cover the pow wows, no civil standbys, no mental health holds and transports; calls will be handled by severity; officers will carpool as much as possible with two-man units; send officers home when not busy; cite and release individuals on some violations to keep the jail numbers down; cut down on security and welfare checks; centralize coverage; and don’t impound dogs. Due to staff shortages one of the jailers was severely beaten in the jail today by an inmate and is currently hospitalized. Another inmate saved the jailer’s life. Chief Couture would like the Personnel Ordinance amended to address overtime pay for the Law & Order Department. He would like additional funding to address the staff shortage in the jail. **Clayton Matt**, Tribal Services, explained why the department was so much over budget last year. Craige requested permission to work narcotics in addition to his current duties. **Council** authorized Chief Couture to work narcotics in addition to his regular duties. Craige will report back in two weeks. It was the **consensus** of council to approve the budget plan reduction, as presented.

**MOTION** by Carole Lankford to adjourn the meeting. Seconded by Patty Stevens. Carried, unanimous (10 present).

Tribal Council Meeting Minutes  
May 22, 2014

Council **adjourned** at 5:19 p.m., and is scheduled to meet again on Tuesday, May 27, 2014, at 9:00 a.m.

**CONFEDERATED SALISH AND KOOTENAI TRIBES**

/sgnd/

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James V. Matt  
Tribal Secretary