

Council Minutes Continued

(Continued from page 6)

through the Urban Indian Center. Jane John suggested that the next paper include a questionnaire of what services these people want, they might expect something we don't even have here. Chairman said that we should have the map by the next meeting.

Revenue Sharing Budget Approval — Bob Lockyear put together a report which included comments received from the area Revenue Sharing hearings compared with last year's budget. Council will review these and be prepared to approve the budget at the next meeting. Delores Pigsley pointed out that Judy was approached on sending flowers to Tribal Members in the hospital. Cards are sent, but need to know if Council wants to send flowers and if so, what funds should be used. Another question is whether flowers should be sent for funerals. Council decided that flowers should be sent for Tribal Member funerals from Timber Revenue, but cards only should be sent to people in hospital. The Secretary was also instructed to purchase Christmas cards and mail them out.

Commission on Indian Services Representation — A letter has been received from the Governor requesting the Tribe recommend a Representative to the Commission on Indian Services. Art Bensell is currently the delegate, these are two year appointments. Mr. Bensell's term expires in January.

MOTION #3 — Mary Fisher moved to appoint Arthur Bensell as Representative to the Commission on Indian Services. Seconded by Bud Lane. YES: Delores Pigsley, Kristi Martin, Alta Courville, Mary Fisher, Alfred Lane, Douglas Brown, Frank Simmons, Jane John. NO: -0-. ABSTAIN: Arthur Bensell. Motion approved 8-0-1.

Mr. Bensell thanked Council and pointed out that a report needs to be given at each meeting and requests that he be provided with information. At the last meeting, Burns-Paiute replaced their representative. Most important thing at the last meeting was that Indian Child Welfare was discussed. Also discussed special licenses for Tribes. Tribes may be able to license their own vehicles. LeRoy said that these are "E" license plates which would be a one time cost of \$25.00.

Committee Reports —

Hunting & Fishing — Ted Werth — Ted reported that we had a successful hunting season this year. 332 deer tags were issued which is 92 more than last year. 105 tags were filled. Unfilled tags were to be returned by November 9. Received 10 tags for the Blodgett/Eddyville elk hunt. One of these were filled. Had a total of 4 elk taken this year. The Tribe has received a lot of deer and two elk this year. Had meetings with the State and Columbia River Inter-tribal Fish Commission to discuss fish site access and changing sites. At that meeting, the State was opposed to helping the Tribe receive access to a site but would help on getting a different site. The Columbia River Inter-tribal Fish Commission will help us identify potential sites, a letter of request needs to be sent requesting their assistance. Tribal Council needs to decide how far we're willing to go on getting access. We can either purchase land or make an agreement with a landowner. Rock Creek is the best site, and the State has planted in Euchre Creek. This year all fish tags were issued, with 21 reported filled compared to 7 last year. Another possibility is to increase the number of tags we receive. Ted pointed out that he cannot find the signed access agreement between the Tribe and Georgia-Pacific. LeRoy said he might have one in his office. Frank Simmons asked if we could check into over-populated elk areas and transplant them to our land. Phil Rilatos pointed out that our hunting area specified North of Highway 34 and all the elk are South of 34, may try to change this. Art Bensell said that we need to set up guidelines and time frames on getting some of these things done. We do a lot of talking about our hunting and fishing, but nothing has been done yet. Mr. Bensell said that Hobart's own one place where we got access before, someone should talk to them. Asked if we could go up river to a site. LeRoy will check into navigable waters on the Siletz. It was decided that three things need to be done: an inventory of possible sites, check with Hobart's, LeRoy will check on navigable streams and a letter will be sent to Tim Wapato requesting assistance from the Columbia River Inter-tribal Fish Commission.

Economic Development — Jim Willis/Ivars Lazdins — Jim handed out the proposed Community Development Block Grant (CDBG) application. Maximum amount we can receive is \$250,000.00 for community facilities only which includes a museum, outdoor restroom facilities and a community classroom. The balance of the project would have to be funded by the Tribe. Mr. Lazdins has prepared draft plans for the expansion project and Council reviewed these. The plans include a museum, classroom, outdoor facilities and offices for staff and the BIA. The museum includes a reception area. Total cost of the project is estimated at \$591,824.00, of this the Tribe needs to finance about \$341,824.00. Need to investigate how the Tribe can fund the administrative portion. It is estimated that we will be able to generate about \$40,000 per year from programs and the Bureau for rental of office space. The CDBG application needs to be mailed on Monday. Delores Pigsley said that the Economic Planning Committee has reviewed the application and recommends approval. Arthur Bensell asked about the City of Siletz water system. Will they be able to handle this project? Jim said that we are not increasing water consumption. The City is in the process of applying for a grant to upgrade their storage capacity and transmission system. They have requested a letter of support from the Tribe.

MOTION #9 — Alta Courville moved to approve the CDBG Application for submission. Seconded by Jane John. Motion unanimously approved 9-0-0.

MOTION #10 — Arthur Bensell moved to approve resolution of support for City of Siletz OCD Grant. Seconded by Kristi Martin. Motion unanimously approved 9-0-0.

Jim also requested that an additional resolution be approved which needs to be included in the CDBG application packet. This resolution states that Tribal members had opportunity for input in the project. An article was put in the last newsletter requesting comment, however none were received.

MOTION #11 — Bud Lane moved to approve resolution for CDBG Citizen Participation. Seconded by Jane John. Motion unanimously approved 9-0-0.

Timber — Mike Cloughesy — Copies of the December 17 Timber Committee meeting were mailed to Council. The Bureau is in the process of preparing five timber sales in FY 85. Total estimated cut in 1985 is 5.6 MBF. Plan will be half in January and half in February. Mike is working on a draft of the Management Plan. Will have an approved draft for Council in January or February. Mike announced that we have received approval of the 638 Forestry Contract but do not yet have a starting date. Have sent out bids to lease a crew cab, cannot purchase one because it is not allowed in the contract. Advertisements will be going out soon for a Forestry Crew, closing date will be January 15. Already have 10 applications without even advertising. The crew will probably start on February 11. OSU cooperative extension has contacted Mike about conducting a thinning study on tribal land. They want to study thinning alder. This would benefit the Tribe by providing experience to the Forestry Crew on proper thinning procedures and also provide Mike with valuable thinning techniques. It is also valuable in that we would be establishing good working relationship with OSU. The Timber Committee has recommended approval. Council expressed no objections.

The Timber Committee has asked Mike to look into what lands are public domain in Lincoln County. He has received maps which show about 12,480 acres in Lincoln County, approximately 75% of this is timber land. LeRoy asked that we be able to look at the map. Mike said that none of the timber land was very close to our land. The Timber Committee is recommending that Tribal Council pursue acquiring additional land in Lincoln County. Mike said that he can identify the Siletz Plan making a list of why more timber lands would benefit the Siletz Tribe. LeRoy said that this is a good time to make this pro-

ject a priority. We could be self-sufficient if we can get more timber land.

Health — Delores Pigsley — Have received a letter from the Health Board requesting a letter of support on the Nursing Program. Delores will write the letter. A meeting was held in Seattle on Tribal Specific Health Plans. Tribes were told that they do not need a plan and now they are telling us that we do have to have one, but they don't know what will be done with them. This needs to be done by February. Indian Health will provide technical assistance if it is needed. Will be having a Western Oregon Service Unit board meeting on January 5, Delores asked for any concerns that should be brought up at this meeting. Arthur Bensell said that Sheila Weinmann has asked for a letter of support for the Indian Health Care Improvement Act. Delores said that we already support this.

Pauline Ricks called today and said that the Affiliated Tribes Conference will be held on February 4, 5 and 6 at the Eugene Hilton. Virginia Ryan has had a heart attack so was forced to resign. Lou Stone has been named the new Executive Director. Those Council members wanting to attend the conference, should let Judy know so arrangements can be made.

MOTION #12 — Mary Fisher moved to approve travel for any Council member who can attend the Affiliated Tribes Conference in Eugene on February 4, 5 and 6, 1985. Seconded by Kristi Martin. Motion unanimously approved 9-0-0.

Chairman said that Revenue Sharing request has been received from Jim Flemming asking for assistance for his wife's funeral.

MOTION #13 — Mary Fisher moved to approve \$100.00 funeral expense assistance to James Flemming. Seconded by Douglas Brown. Motion unanimously approved 9-0-0.

Lillie Butler has written a letter to Council requesting assistance in purchasing eye glasses for Gary Butler. Bob Lockyear was instructed to find out who is responsible for providing these services to incarcerated persons. Either the State is responsible or Indian Health.

Bob Lockyear announced that any item to be included on the Community Calendar should be submitted as soon as possible.

LeRoy Wilder cautioned Council that with the holiday season upon us, be extremely careful because the State's drunk driving laws are very strict this year.

Mary Alice Muncey asked if the Tribe could provide assistance to help send her grand-daughter to China. It was decided to send around an envelope for personal donations.

Meeting adjourned 5:15 p.m.

/s/ Jane I. John
Jane I. John
Council Secretary

MEETING: Special Tribal Council
DATE: January 5, 1985
TIME: 10:00 A.M.
PLACE: Tribal Community Center

Council Members Present: Delores Pigsley, Chairman; Kristi Martin, Vice-Chairman; Jane John, Secretary/Treasurer; Frank Simmons; Arthur Bensell; Alta Courville; Douglas Brown; Alfred (Bud) Lane.

Council Member Absent: Mary Fisher.

Others Present: Judy John, Secretary; Doni White, Human Res. Manager; Vernon Brown; LeRoy Wilder, Attorney; Phil Rilatos, Comptroller; Bob Lockyear, General Manager; Ishbel Butler; Jim Willis, Economic Planner.

Chairman, Delores Pigsley called the meeting to order at 10:15 a.m. Roll call was taken with 8 Council members being present and 1 absent. Chairman said that the purpose of this meeting was to complete review of the Manual. Other agenda items have come up, Ishbel Butler, Gary Butler's wife, is here and would like to speak to Council for about ten minutes, will need Executive Session to discuss personnel, then will get back to the manual.

Ishbel Butler described what has happened to date with Gary and Darelle Butler. They have spent four years in prison in Canada and have been trying to return to Oregon. Gary has been trying to get a lawyer from Portland, just yesterday the Chief Justice approved a Portland lawyer for him. Gary will be transported this week to OSP to complete serving a sentence for failure to appear. He is requesting that Council assign someone from the Salem Area Office to be a contact person to relay messages. They are also requesting that council permit them to use the copy machine to copy evidence documents, they would provide the paper. Council will consider these requests at a later time.

MOTION #1 — Arthur Bensell moved to enter Executive Session to discuss personnel. Seconded by Jane John. Motion unanimously approved 8-0-0. 10:30 a.m.

MOTION #2 — Arthur Bensell moved to return to Regular Session. Seconded by Douglas Brown. Motion unanimously approved. 12:10 p.m.

Lunch Break 12:10 — 1:10 p.m.

Chairman said that action is required matters discussed in executive session. LeRoy Wilder stated for the record that Vernon Brown has presented an appeal to Council regarding the application process and hiring procedures for the janitor position. The remedies he seeks from this appeal is a determination whether the procedures followed during the hiring process for janitor were fair to Tribal members and he is asking that Bob Lockyear be reprimanded for statements made in executive session regarding applications of the former security personnel. Vernon Brown was given the opportunity of a hearing before the Council to present his case, to ask questions of the witnesses regarding the procedure that were followed and given a fair opportunity to present his case. Council needs to determine what they want to do. The evidence showed that there were two interviewers involved in the process, applicants were given the opportunity to present evidence of their ability to handle the job and they were given opportunity to respond to the same questions asked by the interviewers of each candidate. Points were assigned based on the answers to the questions, materials submitted in the application and the references that were included. The evidence showed that this procedure was the one that has been followed by the tribal employment personnel since Bob Lockyear has been General Manager and that the procedures were applied consistently in this case. Vernon Brown agreed that these procedures were followed and they were applied equally to him and to the other applicants for the job.

MOTION #3 — Kristi Martin moved that the hiring procedures for the janitorial position were fair and that they were followed in this instance and applied equally to all applicants for the job, evaluation made was independent. Seconded by Jane John. YES: Delores Pigsley, Arthur Bensell, Kristi Martin, Alta Courville, Bud Lane, Frank Simmons. NO: Douglas Brown. Motion approved 7-1-0.

MOTION #4 — Frank Simmons moved that there is no evidence that any statement made in Executive Session regarding Vernon Brown, or any one else's application, appears to have had any influence on the outcome of the hiring process and therefore no reprimand is warranted to Bob Lockyear. Seconded by Alta Courville. YES: Delores Pigsley, Arthur Bensell, Kristi Martin, Alta Courville, Bud Lane, Frank Simmons, Jane John. NO: Douglas Brown. Motion approved 7-1-0.

Delores Pigsley asked if there would be any other action regarding matters discussed in executive session. Council indicates in executive session when personnel matters are discussed, that is confidential, it is grounds for expulsion when these matters are revealed to anyone else. Hereafter this will be followed. Anything in executive session is confidential. The same applies to staff. Douglas Brown said that Vernon said that he is not taking any other action, it is all forgotten.

Council then proceeded to review the travel policies in the manual. In discussing travel, Arthur Bensell was concerned that John Roe was approving out of state travel. Does he have to follow our procedures? The manual states that Tribal Council will approve all out of state travel. A letter will be sent to John Roe that in future he must get out of state travel authorization from Tribal Council.

MOTION #5 — Kristi Martin moved to change Section 415-10, line 10.4 of the Manual to read: In travel status for less than 9 hours will be reimbursed for actual costs, not to exceed \$5.00, to be supported by a receipt. Seconded by Douglas Brown. YES: Delores Pigsley, Kristi Martin, Alta Courville, Douglas Brown, Frank Simmons, Jane John. NO: Arthur Bensell, Bud Lane. Motion approved 6-2-0.

Council then reviewed the Personnel Policies and Procedures which included the changes that have been suggested. Some revisions were made.

MOTION #6 — Kristi Martin moved to approve Personnel Policies and Procedures Manual with corrections. Seconded by Bud Lane. Motion unanimously approved 8-0-0.

Phil Rilatos said that he did not go to the Florida computer training and is requesting approval for himself and Cheryl Lane to go to Oakland, CA for training. Doni White requested approval for Jeff Williams to attend training on the new Housing regulations in Oklahoma.

MOTION #7 — Jane John moved to approve travel for Cheryl Lane and Phil Rilatos to Oakland, CA in January to attend computer training; and to approve travel for Jeff Williams to Oklahoma to attend Housing regulations training. Seconded by Kristi Martin. Motion unanimously approved 8-0-0.

Phil then presented two disallowed costs. The 1982 federal taxes were underpaid by \$355.54 and also John Johnson has not paid back a travel advance in the amount of \$67.20, this needs to be repaid into the Tribal Court contract.

MOTION #8 — Kristi Martin moved to pay 1982 disallowed costs of Federal Taxes in the amount of \$355.54 and travel in the amount of \$67.20 from Tribal Government Budget. Contract Support line item. Seconded by Bud Lane. Motion unanimously approved 8-0-0.

Phil then explained that National Security Bank can only insure up to \$100,000.00. We have more than this amount invested with them. We have two options, to pull the money out and reinvest with the Bureau, or deposit it with the American Savings and Loan, which the Bureau invests with. Bob Lockyear said that in talking with the bank, they said that they would purchase the extra insurance, however, when Phil discussed this matter with them, they said they would not do that. They could insure the whole amount if they were public funds or a federal agency. LeRoy said that Indian Tribes should qualify as public funds. Another option is to change banks.

Bud Lane said that the Election Board is recommending Coleen DeBusk as the Alternate to the Board.

MOTION #9 — Bud Lane moved to appoint Coleen DeBusk as Alternate to Election Board. Seconded by Kristi Martin. Motion unanimously approved 8-0-0.

Bud also said that the Enrollment Clerk has refused to provide roll numbers to the Election Board. They need the numbers because of many names being almost the same. Bob Lockyear was instructed to direct Shirley to provide the roll numbers to the Election Board.

Bud Lane also said that the big meeting room needs a fan to take the smoke out. Bob Lockyear said that he has had someone look at the system and will be provided with an estimate next week. The Maintenance budget has funds available. Kristi Martin said that the kitchen needs a cutting block, the counters are getting cut up. Bob Lockyear will check into one.

Bob Lockyear reported that the Economic Development Committee has recommended purchasing the Judd property. The property consists of 49.53 acres adjacent to Government Hill. Mr. Judd will carry the contract for 5 to 7 years with \$15,000 to \$20,000 down. Will include in the agreement that the full amount can be paid off at any time without penalty. This is excellent land for housing.

MOTION #10 — Kristi Martin moved to purchase the Judd property with minimum down for 7 years. Seconded by Jane John. Motion unanimously approved 8-0-0.

Delores Pigsley said that the Grand Ronde Tribe will be asking our support for their Reservation Plan. They have requested some information regarding our reservation. This may be a good time for us to begin working towards obtaining more timber lands. Delores will speak to Kathryn Harrison while in Reno. Mike Cloughesy will begin putting some information together to give to them.

Chairman said that she has received an invitation to the Indian Inaugural Ball in Washington, D.C. on January 21, 1985. This would be a good opportunity to lay some ground work towards acquisition of more timber land and also discuss HUD and other economic development opportunities. Would like to take a staff person with her to meet with congressional delegates. Delores would also like travel authorization for herself and Kristi Martin to attend a special National Tribal Chairmen's Association meeting. They will be drafting a response for the President regarding the report from the President's Commission on Indian Reservation Economics.

MOTION #11 — Bud Lane moved to approve travel for Jim Willis and Delores Pigsley to Washington, D.C. on January 21, 1985 to attend Indian Inaugural Ball; and to approve travel for Delores Pigsley and Kristi Martin to Reno, NV on January 9 & 10 to attend NTCA Meeting. Seconded by Frank Simmons. YES: Delores Pigsley, Kristi Martin, Alta Courville, Bud Lane, Douglas Brown, Frank Simmons, Jane John. NO: Arthur Bensell. Motion approved 7-1-0.

Chairman also said that the National Tribal Chairmen's Association dues need to be paid. The amount has been dropped to \$250.00 per tribe.

MOTION #12 Jane John moved to pay dues to National Tribal Chairmen's Association in the amount of \$250.00. Seconded by Kristi Martin. Motion unanimously approved 8-0-0.

Arthur Bensell requested some information on the meeting that was held with the local alcohol program. Delores said that they want to use the Health Committee as the Board. Have moved Janet Dair into a different office in the Aldridge House which is sound proof. Doni will provide Art with a copy of the report.

Chairman asked Council's wishes regarding the requests from Gary Butler. Council decided that it would not be in the performance of a Salem area staff person's responsibilities to act as a contact person to relay messages between the Butlers and their attorneys. Council also decided not to allow use of the copy machine.

Meeting adjourned 5:00 p.m.

/s/ Jane I. John
Jane I. John
Council Secretary