

Tribal Council Minutes

MEETING: Special Tribal Council

DATE: August 11, 1987

TIME: 6:00 p.m.

PLACE: Siletz Tribal Community Center

COUNCIL MEMBERS PRESENT:

Mary "Dolly" Fisher (6:45 p.m.); Alfred "Bud" Lane, III, Vice-Chairman; Mary Alice Muncey, Secretary; Delores Pigsley, Chairman; Bonnie Petersen.

COUNCIL MEMBERS ABSENT:

Alta Courville, Art Bensell, Douglas Brown, Frank Simmons.

OTHERS PRESENT:

Lisa Brown, Secretary; Judy John, Programs Manager; Manuel Rilatos, LeRoy Wilder, Attorney, Phil Rilatos, General Manager, Kristi Martin, Editor, Sharon Edenfield, Business Manager, Ted Werth, STEDCO Director.

The Council Meeting was delayed due to lack of quorum. Art Bensell is at a meeting of the Commission on Indian Services at Kah-Nee-Ta and Alta Courville is ill. Chairman, Delores Pigsley, called the meeting to order, 6:45 p.m. Roll call was taken with 5 Council Members present and 4 absent.

MOTION #1 — Dolly Fisher moved to approve the agenda. Seconded by Delores Pigsley. Motion approved, 5-0-0.

MOTION #2 — Bonnie Petersen moved to approve the minutes from the 7/18/87 Regular Council Meeting and 8/1/87 Special Council Meeting. Seconded by Mary Alice Muncey. Motion approved, 5-0-0.

TRIBAL ATTORNEY'S REPORT — LeRoy reported that the training with Lyle Summek is confirmed for September 18 & 19, 1987. The Tribe received a letter from the attorney for the Siletz Rural Fire Protection District (RFPD) requesting funds for the Tribe's portion of fire protection. The Siletz RFPD has a statutory responsibility to provide fire protection to all government entities and houses in its district, including the Tribal lands. Phil noted the fire department and ambulance respond quickly whenever called. Council agreed to meet with the Siletz RFPD to discuss how the Tribe can contribute to the RFPD in return for their response to our needs. LeRoy will draft a letter. LeRoy reviewed the IHS agreement for sanitation facilities construction for individual tribal members. It is okay to sign. Bids for the housing project will be opened on August 11th.

MOTION #3 — Bonnie Petersen moved to approve the Memorandum of Agreement between IHS and the Siletz Tribe for sanitation facilities construction for 5 tribal members. Seconded by Dolly Fisher. Motion approved 5-0-0.

Grand Ronde held their hearings yesterday. AuCoin and Hatfield have introduced two bills. Bill #1 calls for the transfer of 15,665 acres, Bill #2 calls for the transfer of 5,116 acres to Grand Ronde. AuCoin set up a panel for hearings in Grand Ronde. Against the bills were John Hampton, Bill Jolly, a logger and a representative from the community. Grand Ronde did a reservation plan and identified 3 budget levels. Ken Smith reported that under Bill #1 they would harvest 10 million board feet annually, generating \$1.2 million dollars. Under Bill #2 they would harvest 3 million board feet annually, generating \$375,000 dollars. They would make up the difference with economic development activities. They estimate \$1,160,000 would go into the local economy under Bill #1, or \$370,000 under Bill #2. This would create 59 direct jobs, and 36 indirect jobs. They would commit \$400,000 annually for economic development, 56% of which would be seed money to individual tribal members to start their own businesses. Bruce Summers opposed 1) export; 2) competition; 3) loss of O & C revenues; and, 4) water rights. John Hampton wants an export limitation, only oral auctions and he wants a prohibition against unfair competition. John Hampton sent a letter to AuCoin previously requesting a moratorium until at least the year 2,000. An official from Sheridan expressed concern about a parcel of land that has water running through it. AuCoin suggested excluding this parcel of land from the land transfer, and this seemed to be a solution. LeRoy believes Grand Ronde will get the 15,665 acres. LeRoy suggested that the Tribe needs to contact local, County and State agencies and businesses to reaffirm their support for our land acquisition bill. Tribal Council agreed to meet on August 19th and 25th to outline their land acquisition bill and prepare for these presentations. LeRoy feels we can get a bill introduced this fall.

GENERAL MANAGER'S REPORT — Phil reported that a survey was conducted of the drop-outs to determine why they were no longer utilizing the USDA Food Program. The three main reasons were: 1) transportation problems; 2) utilizing the food stamp program; and 3) many are now employed. Gary and Sharon are attempting to get the number back up. Sharon Edenfield said transporting food has increased the participation back up to 500. Sharon Edenfield would like to see Grand Ronde provide trucks to transport food back to the Grand Ronde area. The federal government increased the mileage reimbursement rate to 21 cents per mile. Phil requested a resolution to change our mileage reimbursement rate. A discussion was held on federal travel regulations. Phil agreed to provide the Council with copies and clarification of the federal travel regulations.

MOTION #5 — Dolly Fisher moved to approve the travel reimbursement rate for mileage at 21 cents per mile, effective 8/1/87. Seconded by Bud Lane. Motion approved, 5-0-0.

Bud received a call from the Inspector General's Office questioning paying indirect on Council salary, fringe and travel for F.Y. 88. We do not do this now, but have in the past. The Council does currently pay indirect on the Historian, Security and Maintenance.

Ted presented a resolution for the F.Y. 88 EDA Planning Grant application. The work plan would vary some. The grant is in the amount of \$35,000, with some travel and supplies included. If there are matching funds, STEDCO would be responsible for paying them.

MOTION #4 — Bud Lane moved to approve submission, by STEDCO, of the F.Y. 1988 EDA Grant Proposal to Economic Development Administration. Seconded by Dolly Fisher. Motion approved, 5-0-0.

ANNOUNCEMENTS — Phil reported two dome tents were stolen during the pow-wow. The dinner tickets specifying dinner times worked well. We had 18 drums. Grand Ronde's sent us a special invitation to their pow-wow, which is August 22nd. Nelsen told Dee that Saturday or Sunday the Cow Creek's would have an election, but the results are not in. Dee gave the welcome address for the Commission on Indian Service's meeting of the Indian Commissions. 34 states were represented.

TRAVEL REQUESTS — None.

Meeting adjourned, 8:20 p.m.

Mary Alice Muncey
Tribal Council Secretary

MEETING: Special Tribal Council

DATE: August 16, 1987

TIME: 10:30 a.m.

PLACE: Salem Area Office

COUNCIL MEMBERS PRESENT:

Delores Pigsley, Chairman; Alfred "Bud" Lane, III, Vice-Chairman; Mary Alice Muncey, Secretary; Douglas P. Brown; Art Bensell; Frank D. Simmons; Mary "Dolly" Fisher; Bonnie Petersen.

COUNCIL MEMBER ABSENT:

Alta Courville.

OTHERS PRESENT:

Tina M. Jones, Phil Rilatos, Sharon Butler, Judy John, Allison Simmons, Nancy Simmons, Cheryl Lane, Bob Tom, Mary Brown, Sharon Edenfield, Rose Bremner.

Chairman, Delores Pigsley, called the meeting to order at 10:40 a.m. Roll call was taken with 8 council members present and 1 absent.

REVIEW OF ad hoc COMMITTEE ON HIRING PROCEDURE'S RECOMMENDATIONS — The Tribal Council continued their review, line by line, of the recommendations of the ad hoc Committee on Hiring Procedures. Some of the changes include advertising in-house for 6 working days, termination of contract employees without a renegotiation option, and elimination of contracting with JTPA for OJT positions. Council was concerned about the Indian Preference clause of giving first preference to enrolled Siletz Tribal Members, second preference to other Indians with close social and economic ties, and third preference to those individuals the Tribe recognizes as being Indian. Council agreed to adopt the policies, except the section referring to Indian Preference until an opinion from LeRoy Wilder could be attained.

MOTION #1 — Dolly Fisher moved to adopt the new sections of the Personnel Policies and Procedures Manual as discussed by Tribal Council, except for the section referring to the order of Indian Preference. Seconded by Mary Alice Muncey. Motion approved, 8-0-0.

Sharon Butler expressed concern over the kitchen in the Community Center not being cleaned after use. Council asked that a log be kept of who is utilizing the building. Individuals using the kitchen must sign in and out with Danny Rilatos.

Meeting adjourned, 1:33 p.m.

Mary Alice Muncey
Tribal Council Secretary

MEETING: Regular Council Meeting

DATE: August 15, 1987

TIME: 9:00 a.m.

PLACE: Salem Area Office, 420 Pine N.E., Salem, Oregon

COUNCIL MEMBERS PRESENT:

Frank D. Simmons, Mary "Dolly" Fischer, Mary Alice Muncey, Secretary; Bonnie Petersen, Alfred "Bud" Lane, III, Vice-Chairman; Douglas P. Brown, Arthur S. Bensell, Delores Pigsley, Chairman.

COUNCIL MEMBER ABSENT:

Alta Courville

OTHERS PRESENT:

Tina M. Jones, Secretary; Sharon Edenfield, Bus. Mgr.; Mary Brown, Secretary; Phil Rilatos, General Manager; Judy John, Programs Manager.

Delores Pigsley, Tribal Chairman, called the meeting to order at 9:02 a.m. Mary Alice Muncey gave invocation. Roll call was taken with 8 Council Members present and 1 absent. Alta Courville is in the hospital recovering from an operation. Dee requested changes to the agenda: delete ad hoc Committee on Telephone Polls and Timber Committee; move Superintendent's Report to 1:15 p.m.

MOTION #1 — Frank Simmons moved to approve the amended agenda. Seconded by Bud Lane. Motion approved, 8-0-0.

MOTION #2 — Bud Lane moved to enter Executive Session to discuss Personnel, 9:07 a.m. Seconded by Frank Simmons. Motion approved, 8-0-0.

MOTION #3 — Dolly Fisher moved to return to Regular Session, 10:45 a.m. Seconded by Douglas Brown. Motion approved, 8-0-0.

TRIBAL COUNCIL CONCERNS — Dee read a letter from Joan Washington expressing her concern over the Council using timber monies to attend Pi-Ume-Sha Days. Joan felt timber money should be available to all tribal members on a first come, first served basis. Council agreed that Pi-Ume-Sha is the only pow-wow that the Council is authorized to attend. It is reciprocal — Warm Springs people attend our pow-wow. The Council feels that a lot of public relations goes on during the Pi-Ume-Sha pow-wow and it has paid off in many ways. Douglas felt that if it was not for Warm Springs, we would not have what we do today. Frank reported that tribal members in Portland want to sell their crafts and be covered by the Tribe's insurance. They cannot be covered under the Tribe's insurance and Dee will send a letter to them. A discussion was held on parking at the Area Office. Phil reported staff needs to keep the side door and ramp clear for tribal members to use. A lot of water collects around the area, and drainage needs to be better, but it is not the Tribe's lot so we cannot do anything. Dee asked Phil to check into land purchases and funding for a long house and administration building. Frank asked about the Attorney's contract. Dee noted it was the same contract as last year and this will be discussed with Nelsen Witt during the Superintendent's Report. Douglas asked about the USDA appeal for the Portland Counties. Dee reported it was on hold because there was a lack of interest and need in the program. Phil reported Grand Ronde is attempting to contract a JOM program in the Grand Ronde area only. Dolly asked

about the STEDCO in-kind papers. Ted is checking into this and will get back to Council on it. Dolly asked what the Pow-wow Committee does with donations. They are put into the pow-wow fund and used to pay expenses, such as drums and other expenses. A discussion was held on whether there is a conflict of interest in Andy Viles as Court Clerk since his mother and sister are Tribal Court Judges. This will be referred to John Roe. Art asked if additional lights could be installed on Government Hill Road so it would not be so dark. Phil will check into this. A discussion was held on law enforcement needs for the Tribe. Art feels we should retrocede as a P.L. 280 state so that we could contract for law enforcement funds from the Bureau. Dee will have LeRoy check into this for recommendations. Council felt it was a good pow-wow this year, but asked that all skateboards, scooters, bicycles, etc., be banned from Government Hill.

TRIBAL CHAIRMAN'S REPORT — Dee reported that Tom Jones of NPAIHB asked Dee to attend a meeting in Seattle Tuesday evening to discuss the Siletz Tribe getting a seat on the Health Board. Dee reported she received several calls from people expressing their enjoyment of our pow-wow. The competition did not get long and drawn out and people enjoyed this. Dee felt we should consider paying certain people, like the kitchen help, so that we do not have to rely on staff or volunteers for major tasks of the pow-wow. Senator Hatfield replied to our request for assistance on the HIP appeals and will get back to us. Dee referred to a letter from June Austin regarding drug/alcohol problems. She feels it is a serious problem and is asking the Tribe to pay close attention to it. IHS sent out a letter stating they are facing a \$700,000 deficit on Contract care. They are no longer going to pay for emergency room visits unless they are for an actual emergency. Some doctor appointments that previously were approved will not be now. They will not pay for glasses or hearing aids for elderly. They are considering stopping all contract care to dentists and providing all dental care through Chemawa. If you live within 45 minutes of Chemawa you must go to the clinic. Dee will draft a letter to all Congressmen urging a supplemental appropriation. Meeting adjourned for lunch, 11:36 p.m.

F.Y. 1988 BUDGET — Phil presented a budget of \$466,375. The Budget Committee, consisting of Phil Rilatos, Delores Pigsley, Bud Lane, Emma Russell and Mike Darcy, reviewed the requests and budget prepared by Phil Rilatos. There are several requests that Council was unable to fund, but these will be reviewed again in April for a possibility of funding. Dolly Fisher asked about the Education Committee request of over \$10,000. It was never received or reviewed, and Dolly will check on this.

MOTION #4 — Bud Lane moved to approve the F.Y. 1988 Tribal Council/Government Budget in the amount of \$466,375. Seconded by Bonnie Petersen. Motion approved, 8-0-0.

SUPERINTENDENT'S REPORT — Nelsen Witt reported that the Bureau's priority continues to be economic development and working with tribes on trust responsibilities. The Bureau is working hard on contracting. The Bureau has been looking at Cooperative Agreements between the Bureau and tribes. Cecil Bremner will be down next week to discuss this. Grand Ronde will be working on a Cooperative Agreement for their Forestry program with the Bureau. The Agency has been getting their computers ready to go on-line with Albuquerque, New Mexico. All purchases will be done through the computer. September 9th 10 the Bureau will be having a Defensive Driving class and has invited tribal staff to participate. There will be a Child Protection Team meeting near the end of September. There is no word yet on the Tribe's reprogramming request. A discussion was held on the Bureau's refusal to approve the Tribal Attorney's contract. The Bureau is recommending that a couple of things that need to be cleared up. One is when the contract will begin. There are two separate starting dates. Another is whether the maximum amount of the attorney contract is inclusive of the costs for a law clerk. Nelsen suggested that the Council approve LeRoy's bills on a monthly basis, by resolution, as was done previously. 25 CFR prohibits use of appropriated funds to pay attorney fees, with certain exceptions, including ICW and others. The Tribe needs to request a waiver for the year in order to utilize these funds. Dee will draft a letter explaining the Tribe's feelings and actions regarding the attorney contract.

CULTURE COMMITTEE REPORT — Dee noted it was on the agenda so that the Committee could discuss what was happening at the State Fair. It is close to opening and volunteers are needed to man the tipi. Phil requested approval for the Salem Area Office to take a 4-hour shift to man the tipi. Council approved this request. Dee asked that Cindy send out a memo explaining when volunteers are needed.

GENERAL MANAGER'S REPORT — Phil asked for approval to draw down funds from the Trust Fund to cover the F.Y. 1988 Tribal Council/Government Budget.

MOTION #5 — Bud Lane moved to allow the General Manager to draw down funds from the Trust Fund in order to cover the F.Y. 1988 Tribal Council/Government budget. Seconded by Dolly Fisher. Motion approved, 8-0-0.

Phil asked if the Council would approve the water and sewer agreements. Council agreed they wanted LeRoy Wilder to review the agreements prior to approval. Blaze Construction will be the Site Developer and have the Turnkey Package. They will also bid on the sewer and water development from IHS. Cari Olmsted, Director of Training at the Head Start Training Office at Portland State University gave a presentation on the Head Start Program, requirements of the program and responsibilities of the Tribe, parent committee members and staff.

ENROLLMENT — Sharon Edenfield presented 7 for enrollment, 2 for rejection and one name change.

MOTION #6 — Bud Lane moved to approve 7 for enrollment. Seconded by Dolly Fisher. Motion approved, 8-0-0.

MOTION #7 — Dolly Fisher moved to reject 2 for enrollment. Seconded by Bud Lane. Motion approved, 8-0-0.

MOTION #8 — Bud Lane moved to approve 1 name change. Seconded by Dolly Fisher. Motion approved, 8-0-0.

ANNOUNCEMENTS — Bud reported that Wilma Mankiller was on the ABC News Person-of-the-Week Profile, along with Ross Swimmer and Susan Harjo.

Meeting adjourned, 3:50 p.m.

Mary Alice Muncey
Tribal Council Secretary