

# Tribal resolutions

**RESOLUTION NO. 9296**

**WHEREAS**, The Tribal Court Judges from time to time have conflicts of interest which cause them to disqualify themselves from hearing cases in the Tribal Court as provided in WSTC 200.275 and 203.011; and,

**WHEREAS**, Section 200.275 of the Tribal Code provides for the Tribal Council to appoint a Judge Pro-Tempore to act as Tribal Court Judge in such situations; and,

**WHEREAS**, Judge William D. Johnson, a member of the Oregon State Bar and, since 1980, Judge of the Umatilla Tribal Court, is competent to hear these matters, is of good moral character, and is qualified to practice in the Warm Springs Tribal Court; and,

**WHEREAS**, Judge William D. Johnson had agreed to serve as Tribal Court Judge Pro Tempore now, therefore

**BE IT RESOLVED**, By the Tribal Council pursuant to Article V, Section 1 (s), of the Constitution and By-Laws and WSTC 200.275 of the Confederated Tribes of the Warm Springs Reservation of Oregon that Judge William D. Johnson is appointed to serve as Tribal Court Pro Tempore to hear and preside over cases in which the Tribal Court Judges have conflicts of interest and to which he may be assigned from time to time by the Chief Judge of the Tribal Court, and to perform all services required in such cases, with full authority in such matter as a Judge of the Warm Springs Tribal Court.

**CERTIFICATION**

The undersigned as Secretary-Treasurer of the Confederated Tribes of the Warm Springs Reservation of Oregon, hereby certifies that the Tribal Council is composed of 11 members, of whom 8 constituting a quorum were present at a meeting thereof, duly and regularly called, noticed, and convened and held this 16th day of December, 1996, and that the foregoing resolution was passed by the affirmative vote of 6 members, 1 opposed, the chairman not voting, and that the said resolution has not been rescinded or amended in any way.

Raymond Calica Sr. Secretary-Treasurer  
Gordon E. Cannon Superintendent

**RESOLUTION NO. 9313**

**WHEREAS**, The Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon realizes it is continuing necessity for its members and delegates to attend off-Reservation meetings and business trips for the benefit of the Tribes; and,

**WHEREAS**, Resolution No. 6885 adopted April 24, 1985 allows only a daily per diem of \$50 and/or expenses reimbursed upon proof of receipts within Central Oregon (Prineville, Bend, Madras, Redmond, or other cities within this area) and one-day meetings. To all other points in Oregon including Vancouver, Washington and overnight daily per diem of \$100. The Idaho and Washington per diem rate of \$150 daily, and for all other States and Washington, D.C. the daily rate of \$180; and,

**WHEREAS**, The cost of living has increased and is expected to increase to such a level that these figures are no longer realistic; now, therefore

**BE IT RESOLVED**, By the Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon pursuant to the authority granted in Article V of the Constitution, and Article III of the By-Laws, that the following per diem rates for the EXECUTIVE COMMITTEE MEMBERS are hereby approved and will be effective immediately:

Central Oregon (Prineville, Bend, Madras, Redmond, or other cities within the area) or one-day meetings \$58.50/day and/or expenses reimbursed upon proof of receipts

Any other points within Oregon (Except for above) including Vancouver, WA and overnight \$117/day

Idaho and Washington \$175.50/day  
All other States and Washington, D.C. \$210.60/day;

and,

**BE IT FURTHER RESOLVED**, That such Executive Committee members be paid a mileage at a rate established by the Tribal Budget for the use of private transportation to and from meetings; and,

**BE IT FURTHER RESOLVED**, That Resolution No. 9313 hereby amends Resolution No. 6885 dated April 24, 1985.

**CERTIFICATION**

The undersigned as Secretary-Treasurer of the Confederated Tribes of the Warm Springs Reservation of Oregon, hereby certifies that the Tribal Council is composed of 11 members, of whom 9 constituting a quorum were present at a meeting thereof, duly and regularly called, noticed, and convened and held this 13th day of January, 1997, and that the foregoing resolution was passed by the affirmative vote of 5 members, 2 members opposed, 1 member abstaining, and the chairman not voting; and that the said resolution has not been rescinded or amended in any way.

Raymond Calica Sr. Secretary-Treasurer  
Gordon E. Cannon Superintendent

**RESOLUTION NO. 9315**

**BE IT RESOLVED**, By the Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Article III, Section 2(a) as amended, the following are enrolled members of the Confederated Tribes of the Warm Springs Reservation of Oregon, as of the date set out below in accordance with Resolution No. 4301:

**NOTED:**

- Tyrell Lester Arthur-Potria 11/08/96
- Delina Delvina Culpus 12/06/96
- Morgan McBride-Frank 12/16/96
- Tama Maxine Gonzales 11/21/96
- Tiffney Tonya Henry 10/15/96
- Revonne Richell Johnson 10/18/96
- Gloria Ashley Mitchell 10/05/96
- Victoria Audelia Polk-Ruiz 12/04/96
- Sanari Kayonna Dee Robberson 10/14/96
- Suzanne Marie Stockish-McConville 12/09/96
- Donte Dnai Smith 11/13/96
- Mercedes Smith 12/04/96
- Jarah Yvonne Thompson 12/06/96
- Devon James Wolfe 11/18/96

**BE IT FURTHER RESOLVED**, By the Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, that the following applicant was denied membership because of blood degree:

**NOTED:**

- Lavaughn Quincy Kirk 12/02/96
- Michael Ray Lewis 12/12/96
- Jered James Pichette 11/14/96

**BE IT FURTHER RESOLVED**, That the Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, that the following applicant was denied membership because of residency:

**NOTED:**

- David Ezra Smith 12/02/96

**CERTIFICATION**

The undersigned, as Secretary-Treasurer of the Confederated Tribes of the Warm Springs Reservation of Oregon, hereby certifies that the Tribal Council is composed of 11 members of whom 9, constituting a quorum, were present at a meeting thereof, duly and regularly called, noticed, convened and held this 14th day of January, 1997; and that the foregoing resolution was passed by the affirmative vote of 6 members, 2 members opposed and the Chairman not voting; and that said resolution has not been rescinded or amended in any way.

Raymond Calica Sr. Secretary-Treasurer  
Gordon E. Cannon Superintendent

**RESOLUTION NO. 9316**

**BE IT RESOLVED**, By the Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Article V, Section 1 (s) of the Constitution and By-Laws, that the following person be appointed to the Board of Directors of Warm Springs Composite Products with the term as indicated:

**CLASS I- Tribal Member/Non-Member**  
Richard Craig Term Ends: December 31, 1999

**CERTIFICATION**

The undersigned, as Secretary-Treasurer of the Confederated Tribes of the Warm Springs Reservation of Oregon, hereby certifies that the Tribal Council is composed of 11 members of whom 9 constituting a quorum were present at a meeting thereof, duly and regularly called, noticed, convened and held this 28th day of January, 1997; and that the foregoing resolution was passed by the affirmative vote of 7 members, 1 member abstaining, the Chairman not voting; and that the said resolution has not been rescinded or amended in any way.

Raymond Calica Sr. Secretary-Treasurer  
Gordon E. Cannon Superintendent

**RESOLUTION NO. 9317**

**WHEREAS**, The Confederated Tribes of the Warm Springs Reservation has chartered the Museum at Warm Springs; and,

**WHEREAS**, Article IV of the Museum Charter provides for the appointment by the Tribal Council for members of the Board; now, therefore

**BE IT RESOLVED**, By the (twentieth) Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Article IV, Section 1 (s) of the Constitution and By-Laws, that the following person be appointed to the Board of Directors of Warm Springs Museum with the term as indicated:

**CLASS I- Tribal Member/Non-Member**  
TRIBAL MEMBER: Bernice Mitchell TERM ENDING 01/01/00

**NON-TRIBAL MEMBER: Victor Atiyeh**  
TERM ENDING 01/01/00

**TRIBAL MEMBER: Sal Sahme** TERM ENDING 01/01/00

**CERTIFICATION**

The undersigned, as Secretary-Treasurer of the Confederated Tribes of the Warm Springs Reservation of Oregon, hereby certifies that the Tribal Council is composed of 11 members of whom 8 constituting a quorum were present at a meeting thereof, duly and regularly called, noticed, convened and held this 28th day of January, 1997, and that the foregoing resolution was passed by the affirmative vote of 6 members, 1 member abstaining, the Chairman not voting; and that the said resolution has not been rescinded or amended in any way.

Raymond Calica Sr. Secretary-Treasurer  
Gordon E. Cannon Superintendent

**RESOLUTION NO. 9318**

**BE IT RESOLVED**, By the (Twentieth) Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to authority granted in Article V, Section 1 (s) of the Constitution and By-Laws that the following person be appointed to the Board of Directors of Warm Springs Power Enterprises with the term as indicated:

**CLASS II- TERM EXPIRING: January 1, 2000**  
TRIBAL MEMBER: Tony Stacona

**NON MEMBER: Rick Allen**

**CLASS III - TERM EXPIRING: January 1, 1998**  
NON-MEMBER: Ed Tarbell

**CERTIFICATION**

The undersigned, as Secretary-Treasurer of the Confederated Tribes of the Warm Springs Reservation of Oregon, hereby certifies that the Tribal Council is composed of 11 members of whom 8, constituting a quorum, were present at a meeting thereof, duly and regularly called, noticed, convened and held this 28th day of January, 1997; and that the foregoing resolution was passed by the affirmative vote of 6 members, 1 member abstaining, the Chairman not voting; and that said resolution has not been rescinded or amended in any way.

Raymond Calica Sr. Secretary-Treasurer  
Gordon E. Cannon Superintendent

**RESOLUTION NO. 9320**

**BE IT RESOLVED**, By the Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Authority granted in Article V, Section 1 (s) of the Constitution and By-Laws that the following persons be appointed to the Warm Springs Gaming Enterprise Board of Directors with the term as indicated:

**CLASS I- TERM EXPIRING: DECEMBER 31, 1999**  
MEMBER- Dec Pak Schgal

Now, therefore

**BE IT FURTHER RESOLVED**, That the service fees are to be paid by the Warm Springs Gaming Board.

**CERTIFICATION**

The undersigned, as Secretary-Treasurer of the Confederated Tribes of the Warm Springs Reservation of Oregon, hereby certifies that the Tribal Council is composed of 11 members of whom 9, constituting a quorum, were present at a meeting thereof, duly and regularly called, notice, convened and held this 28th day of January, 1997, and that the foregoing resolution was passed by the affirmative vote of 7 members, 1 member abstaining, the Chairman voting; and that the

said resolution has not been rescinded or amended in any way.

Raymond Calica Secretary-Treasurer  
Gordon E. Cannon Superintendent

**RESOLUTION NO. 9321**

**BE IT RESOLVED**, By the Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Article V, Section 1 (s) of the Constitution and By-Laws, that the following person be appointed to the Water Board with the term as indicated:

**MEMBER: Rodie Shaw**  
Term Ends: October 30, 1999

**CERTIFICATION**

The undersigned, as Secretary-Treasurer of the Confederated Tribes of the Warm Springs Reservation of Oregon, hereby certifies that the Tribal Council is composed of 11 members of whom 9 constituting a quorum were present at a meeting thereof, duly and regularly called, noticed, convened and held this 28th day of January 1997; and that the foregoing resolution was passed by the affirmative vote of 7 members, 1 member abstaining, the Chairman not voting; and that the said resolution has not been rescinded or amended in any way.

Raymond Calica Secretary-Treasurer  
Gordon E. Cannon Superintendent

**RESOLUTION NO. 9322**

**BE IT RESOLVED**, By the Tribal Council of The Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Article V, Section 1 (s) of the Constitution and By-Laws and WSTC 400.022 (2) and (6) of the Tribal Code, that the following are hereby appointed Commissioners of the Warm Springs Housing Authority:

Leo Heldon Term Ending 01/30/00  
Gerald Danzuka Term Ending 01/30/00

**CERTIFICATION**

The undersigned, as Secretary-Treasurer of The Confederated Tribes of the Warm Springs Reservation of Oregon, hereby certifies that the Tribal Council is composed of 11 members of whom 9, constituting a quorum, were present at a meeting thereof, duly and regularly called, noticed, convened and held this 28th day of January, 1997; and that the foregoing resolution was passed by the affirmative vote of 7 member, 1 member abstaining, the Chairman not voting; and that said resolution has not been rescinded or amended in any way.

Raymond Calica Secretary-Treasurer  
Gordon E. Cannon Superintendent

**RESOLUTION NO. 9323**

**WHEREAS**, Cultural resource missions of the Confederated Tribes of Warm Springs include the preservation of the culture of the three reservation tribes, preserving cultural knowledge among tribal members, protecting cultural and historic sites, enlightening non-tribal members about the Tribes' culture, and protecting tribal culture from misrepresentation or exploitation; and,

**WHEREAS**, Grant funds are potentially available from the National Park Service's Heritage Preservation Service to support development of the proposed Interpretive Center and Trail System at the Tribes' Kah-Nee-Ta Resort; and,

**WHEREAS**, The Kah-Nee-Ta Interpretive Center and Trail System would be designed to preserve the history and cultural heritage of the Kah-Nee-Ta area, including documentation of oral histories from interviews with tribal elders; and,

**WHEREAS**, Planning for the Interpretive Center and Trail System will be coordinated with the Tribes' Culture and Heritage Department; now, therefore

**BE IT RESOLVED**, By the Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Article V, Section (a), (d), and (l) of the Constitution, that the Secretary-Treasurer is authorized to apply for, and administer, a National Park Service development grant in the amount of \$27,735.00 for the Kah-Nee-Ta Interpretive Center and Trail System.

**CERTIFICATION**

The undersigned as Secretary-Treasurer of the Confederated Tribes of the Warm Springs Reservation of Oregon, hereby certifies that the Tribal Council is composed of 11 members, of whom 6 constituting a quorum were present at a meeting thereof, duly and regularly called, noticed, and convened and held this 28th day of January, 1997, and that the foregoing resolution was passed by the affirmative vote of 5 members, the chairman not voting, and that the said resolution has not been rescinded or amended in any way.

Raymond Calica Sr. Secretary-Treasurer  
Gordon E. Cannon Superintendent

**RESOLUTION NO. 9324**

**WHEREAS**, The Treaty of June 25, 1855, between the Tribes and Bands of Middle Oregon and the United States establishing the Warm Springs Indian Reservation reserves to the Tribes the "exclusive right of taking fish in the streams running through and bordering said reservation"; and,

**WHEREAS**, The Warm Springs Treaty guarantees the Tribes the exclusive use of the lands and waters within the exterior boundaries of the Reservation; and,

**WHEREAS**, The Tribes have the ability to regulate persons exercising fishing rights of the Tribes, both on and off the Reservation; and,

**WHEREAS**, The Tribal Council desires to adopt the recommendations of the Warm Springs Natural Resources Department and the Warm Springs Fish and Wildlife Committee to establish a fish sanctuary in Lake Billy Chinook and concurs that the establishment of such sanctuary is a sound management objective based on the biological circumstances of bull trout and other species; now, therefore

**BE IT RESOLVED**, By the (20th) Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, Pursuant to Article V, Section 1 (b), (k), and (l), of the Tribal Constitution that a regulation is hereby adopted as part of the 1997 Warm Springs Reservation fishing regulations as follows:

**Lake Billy Chinook Fish Sanctuary.** Fishing by both Tribal and non-Tribal members is prohibited in the waters of the Metolius River and Lake Billy Chinook in that area bounded on the west by the cable crossing at the junction of the Metolius River and Lake Billy Chinook, on the east by a signed sanctuary point 350 yards downstream from the cable crossing, and on the north and south by the river bank and lake shore.

**CERTIFICATION**

The undersigned as Secretary-Treasurer of the Confederated Tribes of the Warm Springs Reservation of Oregon, hereby certifies that the Tribal Council is composed of 11 members, of whom 6 constituting a quorum were present at a meeting thereof, duly and regularly called, noticed, and convened and held this 29th day of January, 1997, and that the foregoing resolution was passed by the affirmative vote of 5 members, the chairman not voting, and that the said resolution has not been rescinded or amended in any way.

Raymond Calica Sr. Secretary-Treasurer  
Gordon E. Cannon Superintendent

**RESOLUTION NO. 9325**

**WHEREAS**, The Tribal Council has reviewed the proposed 1997 Fishing Regulations and has determined that enactment of such regulations would be in the best interest of the tribe, its members and of the natural resources of the Warm Springs Reservation of Oregon; now, therefore

**BE IT RESOLVED**, By the (20th) Tribal Council pursuant to Article V, Section 1 (l) and (u), of the Constitution and pursuant to Warm Springs Tribal Code Section 340.220 and Section 340.225 and pursuant to Resolution No. 9324 that the 1997 Fishing Regulations attached as Exhibit "A" are hereby approved, adopted and enacted by the Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon; and,

**CERTIFICATION**

The undersigned as Secretary-Treasurer of the Confederated Tribes of the Warm Springs Reservation of Oregon, hereby certifies that the Tribal Council is composed of 11 members, of whom 7 constituting a quorum were present at a meeting thereof, duly and regularly called, noticed, and convened and held this 29th day of January, 1997, and that the foregoing resolution was passed by the affirmative vote of 6 members, the chairman not voting, and that the said resolution has not been rescinded or amended in any way.

Raymond Calica Sr. Secretary-Treasurer  
Gordon E. Cannon Superintendent

**RESOLUTION NO. 9326**

**WHEREAS**, The Confederated Tribes of

the Warm Springs Reservation of Oregon reserved the right in the Treaty of 1855 to fish for ceremonial, subsistence, and commercial purposes in the waters of the Columbia River and at all other usual and accustomed places beyond the boundaries of the Warm Springs Reservation; and,

**WHEREAS**, The off-reservation treaty fishing right includes the right of the Confederated Tribes of the Warm Springs Reservation of Oregon to regulate such fisheries to preserve the resource and to further other important tribal interests; and,

**WHEREAS**, The States of Oregon and Washington established a treaty Indian winter commercial fishery in Zone 6 of the Columbia River beginning February 3, 1997 and ending March 21, 1997; and,

**WHEREAS**, The Tribal Council believes that terminating the treaty winter commercial fishery in Zone 6 for Warm Springs Tribal members on March 21, 1997 will prevent the commercial harvest of any spring chinook salmon; now, therefore

**BE IT RESOLVED**, By the (twentieth) Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon pursuant to Article V Section 1 (e) of the Tribal Constitution and warm Springs Tribal Code Section 340.310 (2), that the following fishing periods are hereby adopted for the 1997 Treaty winter gillnet fishery on the Columbia River:

- Noon February 03 to Noon February 08;
- Noon February 10 to Noon February 15;
- Noon February 17 to Noon February 22;
- Noon February 24 to 4 p.m. March 01;
- Noon March 03 to 4 p.m. March 08
- Noon March 10 to 4 p.m. March 15;
- Noon March 17 to 4 p.m. March 21.

**CERTIFICATION**

The undersigned as Secretary-Treasurer of the Confederated Tribes of the Warm Springs Reservation of Oregon, hereby certifies that the Tribal Council is composed of 11 members, of whom 7 constituting a quorum were present at a meeting thereof, duly and regularly called, noticed, and convened and held this 29th day of January, 1997, and that the foregoing resolution was passed by the affirmative vote of 5 members, the chairman not voting, and that the said resolution has not been rescinded or amended in any way.

Raymond Calica Sr. Secretary-Treasurer  
Gordon E. Cannon Superintendent

## Break the procrastination habits with these tricks

"Never put off until tomorrow what you can do today," Lord Chesterfield once advised. But plenty of workers are doing just that! Procrastination is the most frequent time waster at the office. Besides creating unnecessary delays, it gives rise to the last-minute syndrome—that rush to complete tasks that should have been accomplished sooner.

**Procrastination: Cause and effect**

- 1) You are nervous about dealing with strangers: Therefore, you put off calling people.
- 2) You are afraid that you won't succeed at a project: Therefore, you never start it.
- 3) You know that you will succeed,

but are wary of recognition: Therefore, you never finish your project.

4) You enjoy the excitement of last-minute, deadline panic: Therefore, you leave everything until the eleventh hour so as to relish the frenzy of last-minute work.

**Tricks to break the procrastination habit:**

- **Set mini-deadlines.** An inventory report is due next month. Break the project into smaller parts—collecting the data, making the calculations, outlining the report. Set a mini-deadline each week. Don't look on the report as a big project that you haven't time for right now.

• **Take leading actions.** If you have "no time" to read a technical article in a trade journal, for example, at least take the magazine out, open it and read the first paragraph. Doing so may prompt you to go ahead and read the whole thing. If you're putting off making necessary phone calls, pick up the receiver. This initial action will lead you into the task.

• **Organize for action.** A cluttered work space is a breeding ground for procrastination. You can't find materials you need and you're continually distracted by nonessentials. Make sure your tools and materials are handy so you won't have yet another excuse to put something off until tomorrow.

## Members speak out on issues

"One improvement, separate exhibitor from speakers. Housing task force and commission on housing, it helps me to get better insight into comprehensive planning on the reservation. Five years ago, it

"I believe that something like this is really good if our community members come out and know and find out what the tribe is trying to do. Because I believe that a lot of our people are not aware of a lot of these



services such as public safety, government affairs, education, tribal courts. We only hear about them and if we have to use them we are at a loss—where we should go and who we should see. I believe that this type of thing would be

wasn't important to me need in community for housing, more domestic water...water system now on the Deschutes River, we're drinking everyone else's runoff and junk and water has too much fluoride. It has served

good to serve as long-term planning down the road fifty years or more. I believe there are some things that need to be done right now—for instance, the fire that we had, has left some trees partly burned along the road. I really believe that something like this tribal

members can be put to work cutting those up for firewood or whatever can be done with those and if possible, planting even wildflowers or something that goes with the area. I think we have to be very careful with our water throughout the whole reservation. By that I mean, we have to protect the watersheds and so that means that those of us who have cattle and horses

we need to see what damage they may be doing and trying to prevent some of those types of things. I think in economic development I'm sure there's a lot of ideas floating around as to what we can do to go to work or to do something. But at the same time it's going to improve our reservation as a whole. I guess I don't like to say create new jobs for people. I just like to say that I think people can have a job to go to but at the same time it's going to improve our reservation.

**Kathleen Heath**

"There's a lot of issues that need to be taken into consideration, like the police department, natural resources, with the fires, Simnasho fire, nobody has been doing the hazard work on the engine crews. Should be going around taking care of people. Nobody's doing it. I got six seasons of fire fighting. People almost burned up there in Dry Creek, 11 homes burned and nobody was caring for those people. There was no hand line done, no hazard work done. I think that should be considered. People are at danger and nobody cares. That's why I came over, to talk to someone about it. When we used to work, everyone was all right.

But today no one is safe. A fire could burn through here and burn everyone up. Fire management has to do their hazard work and their duties. We lost out on millions of board feet of lumber up on Mutton Mountain. Our future children don't have any timber up there. That Mutton Mountain area has probably burned three times now. There's a lot of issues here, like how much money have they saved the Tribe. I see the planning here, and I was wondering if they were considering saving money for the Tribe, as well as planning to get the budget passed. They should at least think about the future too."

**Continued on page 9**



But today no one is safe. A fire could burn through here and burn everyone up. Fire management has to do their hazard work and their duties. We lost out on millions of board feet of lumber up on Mutton Mountain. Our future children don't have any timber up there. That Mutton Mountain area has probably burned three times now. There's a lot of issues here, like how much money have they saved the Tribe. I see the planning here, and I was wondering if they were considering saving money for the Tribe, as well as planning to get the budget passed. They should at least think about the future too."

**Frank Jim**