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Spilyay Tymoo

September 15, 2005

Tribal Council resolutions

Appeals court

• Whereas, pursuant to Warm Springs Tribal Code, Section 200.250(1), the Tribal Council appointed a Selection Committee to review candidates for the positions of the Warm Springs Appellate Court; and,

Whereas such Selection Committee has been unable to meet and the Tribal Council hereby exercises its authority pursuant to Article V, Section 1(s) of the Constitution and By-laws to review the actions of the Selection Committee and to make appointments to the Appellate Court; now, therefore;

Be it resolved by the Twenty-Third Tribal Council of the Confederated Tribes of Warm Springs, pursuant to Article V, Section 1(i),(l) and (s) of the Constitution and By-laws and Warm Springs Tribal Code 203.001(1) that:

Barbara Starr, Ladonna Picard-Squiemphen, Floyd Calica, Ginger Smith, George Clements Sr., Edna Gonzales, Gerald Danzuka, Hamilton Greeley, Mary Danzuka, Kirby Heath Sr., Buford Johnson Jr., and Perthina White have been appointed as appellate court judges of the Warm Springs Appellate Court, effective August 23, 2005; and,

Be it further resolved that such appointment is for a one year probation, pursuant to Warm Springs Tribal Code, Section 203.001(4) after successfully completing probation be appointed for a two (2) year term ending August 23, 2008. (Resolution No.10,552.)

Enrollment

Be it resolved by the 23rd Tribal Council of the Confederated Tribes of the Warm Springs, pursuant to Article III, Section 2 (a) as amended, of the Constitution and By-Laws, the following are enrolled members of the Confederated Tribes of the Warm Springs:

Sammy James McBride Billy Chinook, Mikeal Devan Craig, Lenso Race Hanchor, Noalani Joann Harry, Sophia Maxine Margaret Henry, Gigi Leda Hintsala-David, Dana Jolene Hurtado, Desire Ann Hurtado, Elana Fay Hurtado, Raymond Lloyd Hurtado, Treyvon Leray Johnson, Mia Roe Kalama, Susan Joy Keiser, Dana Jolene LeClaire-Jones, Charlie Andrew Martinez, Jose Anthony Yahtin Martinez, Sabastian Martinez, Pierre Sincere War-Child McCloud, Jaedon Dean Sorrelhorse, Tanaya Ida Mae Tewee, Ryanna Beth Thomas, Rosaleen Marie Yahtin. (Resolution No. 10,541.)

mote Tribal Member entrepreneurship and to improve the business environment at Warm Springs; and,

Whereas the mineral resources of the Confederated Tribes of the Warm Springs include significant mineral deposits of economic value; and,

Whereas the Tribe has conducted industrial mineral resource inventory investigations in 1995, with assistance from the State of Oregon Department of Geology and Mineral Industries, to better understand the extent of the mineral resources under the Tribes control to consider their development, yet the Tribe still lacks complete information needed to fully understand and expand the use of these resources; and,

Whereas the Tribe has invested its resources to update and expand its production capability to meet current and future market demands; and,

Whereas the Tribe cannot remain competitive without locating, accessing, and developing commercially viable hard rock deposits of basalt as alternative aggregate resources; and,

Whereas in view of the Tribes desire to determine the feasibility to market its construction aggregates, the Tribe needs to define: (1) commercially viable reserves of these resources; and (2) development options; and,

Whereas the Tribe, with the assistance of the BIA Division of Energy and Mineral Resources, has initiated assessments of its mineral reserves; and,

Whereas the Tribe wishes to utilize BIA professional staff to accomplish the assessment work; and,

Whereas the Tribe is using funds from the BIA Mineral Assessment Grant Program which has led to increased knowledge and utilization of mineral resources for Tribal and commercial use; now, therefore,

Be it resolved by the 23rd Tribal Council that it endorses the commercial development of any potential mineral resources which are discovered under this project, and will consider public release of resource information gathered under the project in accordance with accepted Tribal information management policies and protocols, and,

Be it further resolved by the

CTP09T14534. These projects are: P09450, WSIR 944–Kahneeta Chip Seal, \$1,150.

P09304, WSIR 8(8)-Kahneeta Slide Repair, \$5,750.

P09304, WSIR 805-Charlie Canyon, \$5,750.

P09304, WSIR 8(7)-Kahneeta Junction, \$11,500.

P09601, (new PCAS#), WSIR 945 – Chip Seal Campus, \$2,300. P09404, WSIR 33(1)–County

Line Road Reconst, \$11,500.

P09901, WSIR 75(6)–Greeley Heights/E. Tenino Bypass, \$5,750. P09484, WSIR 4(8)–East

Tenino Drainage Repair, \$2,300. P09509, WSIR 15(1)-Sidwalter

Bus Route Reconst, \$11,500.00 (Total: \$57,500.)

These environmental assessment projects are an integral part of the future of Warm Springs housing plans to school bus routes; and,

Whereas these projects have been designated as part of the Bureau of Indian Affairs roads inventory and the Bureau has identified the funding source for the environmental assessments to be through the Indian Reservation Roads Program under the Transportation Equity Act for the 21st Century, administered by the Federal Highways Administration; and,

Whereas the Bureau and the Warm Springs Project Engineering Department estimate that the cost for these projects is approximately \$57,500; that an actual cost proposal will be negotiated for the purpose of entering into a contract between the Bureau of Indian Affairs and the Warm Springs Project Engineering Department; and for which Advance Payment Schedule Process for funding shall be requested; and,

Whereas the Warm Springs Project Engineering Departments mission exists to ensure that the public good of the Confederated Tribes of Warm Springs is served through responsible engineering and construction; and,

Whereas this project can best be expedited and accomplished by the Confederated Tribes of Warm Springs, by and through its Project Engineering Department, acting under Public Law 93-638 contract with the Bureau of Indian Affairs and by utilizing materials located on the Reservation and in close proximity to the projects; now, therefore,

Be it resolved by the 23rd Tribal



Mineral deposits

Whereas the Tribal Council is the governing body of the Confederated Tribes of the Warm Springs Reservation of Oregon; and,

Whereas the Tribal Council established an Economic Development Branch in 1988 to coordinate Tribal economic development activities, to create new job opportunities for Tribal Members, to proTribal Council of the Confederated Tribes of Warm Springs, pursuant to Article V, Section 1 (a) and (d) of the Constitution and By-Laws, takes this action. (Resolution No.10,542.)

Road work

Whereas the Tribal Council is the governing body of the Confederated Tribes of the Warm Springs Reservation of Oregon; and,

Whereas the Bureau of Indian Affairs and the Confederated Tribes of Warm Springs have recognized the need to submit nine (9) environmental assessment (NEPA process) projects for fiscal year 2005 as a Modification to AE 902 Engineering Design Services Contract

Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Article V, Section 1(a) and (d) of the Constitution and By-Laws, that the Warm Springs Tribes request a contract under authority of PL. 93-638, to accomplish design of the above listed projects; and, Be it further resolved that the Confederated Tribes of Warm Springs request that the Bureau of Indian Affairs waive the provisions of 25 CFR 271.2 (d) ad 271.12 (a)(5) for the purpose of this contract; and, Be it further resolved that

tract; and, Be it further resolved that the Secretary-Treasurer of the Confederated Tribes of Warm Springs or his authorized designee is hereby authorized to make application for, negotiate and execute said contract and any amendments thereto, on behalf of the Tribe.

