

Tribal Council Resolutions

(The following are 2007 resolutions of the 23rd Tribal Council of the Confederated Tribes of Warm Springs.)

Composite Products expansion

Whereas Warm Springs Composite Products ("WSCP") is an enterprise of the Confederated Tribes of the Warm Springs Reservation of Oregon ("Tribe") chartered pursuant to Section 12 of the federal corporate charter of the Tribe; and,

Whereas WSCP has successfully established itself and is now in the process of expanding its business and revenue generating capability; and,

Whereas the Board of Directors of WSCP believes that in the relatively near future that it will be necessary to add additional physical facilities by constructing a new building in the Tribe's existing industrial park; and,

Whereas the WSCP Board has presented to Tribal Council its concept for expansion; and,

Whereas the Tribal Council approves the concept and need for expansion; and,

Whereas in light of the success of WSCP and its projected growth it is prudent on the part of the Tribe to increase its investment in WSCP and thereby strengthen WSCP so that it can successfully undertake expansion activities, increase revenue capability, improve market position, and expand employment opportunity; and,

Whereas the Tribal Council desires to take action now to expedite construction of the new WSCP building once the WSCP Board of Directors has determined that it is timely to construct the building; now, therefore,

Be it resolved by the Twenty-Third Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Article V, Section 1(t), of the Tribal Constitution and By-Laws, and Section V of the Tribal Federal Corporate Charter that the Secretary-Treasurer to identify available tribal funds, up to \$2.9 million, to be available for appropriation for use by WSCP to construct a new building in the

industrial park; and,

Be it further resolved by the Tribal Council that if and when WSCP notifies the Secretary-Treasurer that it is ready to proceed with construction of the building the Secretary-Treasurer shall so notify the Tribal Council and present to the Tribal Council the actions necessary to make such funds available to WSCP as a capital contribution of the Tribe. (Resolution no. 10,742.)

Metolius River task force

Whereas the Metolius River Basin, off the Reservation, is part of the area ceded by the Tribe in the Treaty of June 25, 1855 to the United States (the "1855 Treaty"); and,

Whereas in the 1855 Treaty, the Tribe retained important legal rights in these lands, including the right to hunt, fish, gather roots and berries and pasture livestock; and,

Whereas the Tribe has important cultural, economic and religious interests in the area, including the reintroduction of anadromous fish in the Basin in connection with the Tribe's Pelton Round-Butte Hydroelectric Project; and,

Whereas the Tribe has consistently participated in major federal, state, and local legislation and plans that impact the Metolius River Basin, including U.S. Forest Service recreation management plans, the Metolius River Federal Wild and Scenic River Plan and Jefferson County local plan amendments; and,

Whereas the Metolius River Basin has unique ecological and hydrological attributes; and,

Whereas Senate Bill 30 has been introduced to limit development in the Metolius River Basin; and,

Whereas the state legislature is forming a task force to examine the legislation and any amendments to the proposed bill; and,

Whereas the Tribal Council deems it desirable to participate on the task force because it will be considering legislation that could directly impact development within the Metolius River Basin that could impact the Tribe's interests in the Basin; and,

Whereas the Tribal Council desires to designate Robert Brunoe, the Tribe's Branch of Natural Resources General Manager, as its representative on the task force to represent the Tribe's interests noted above and as they have been consistently expressed in the legislative and planning efforts noted above; now, therefore,

Be it resolved by the Twenty-Third Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Article V, Section 1(a) and (l) of the Tribal Constitution and By-Laws, and Section 4 of the Tribal Corporate Charter, that Robert Brunoe is hereby designated as the Tribal Council representative on the task force related to Senate Bill 30 dealing with the Metolius River Basin. (Resolution no. 10,746.)

Road project

Whereas the Confederated Tribes of the Warm Springs Reservation of Oregon ("Tribe") is a federally recognized Indian Tribe; and,

Whereas the Tribe has formed a number of business organizations which are solely owned by the tribe to provide to the Tribe dividends for the support of the tribal government; and,

Whereas one such business organization is the Warm Springs Construction Enterprise ("WSCP") which was chartered by Tribal Council Resolution Number 9967 on January 22nd, 2001, as a subordinate organization for economic purposes pursuant to Article V, Section 1(o) of the Tribal Constitution; and,

Whereas the Warm Springs Construction Enterprise's mission is to ensure that the Confederated Tribes of Warm Springs retains maximum economic benefits from construction projects on and near the Reservation; and,

Whereas by Resolution No. 10,663 dated July 7th, 2006, The Bureau of Indian Affairs ("BIA") and the Tribes approved construction project number WSIR 33(1), for County Line Rd. Reconstruction, Phase I estimated in the amount of \$1,000,000; and,

Whereas this project can best be expedited and accomplished by the Tribes, by and through its Construction Enterprise, acting under Public Law 93-638 contract with the BIA and by utilizing materials located on the Reservation and in close proximity to the projects; and,

Whereas the BIA has awarded \$1,898,809 for this project; and,

Whereas the BIA and the Tribes' Construction Enterprise estimate that the cost to construct this project is \$2,441,971, leaving a funding shortage of \$543,162; and,

Whereas to enable WSCE to complete this project the BIA requires a Tribal Council resolution authorizing \$543,162 be transferred from the 2007 BIA project funds in accordance with the 2007 TIP; and,

Be it resolved by the Twenty-Third Tribal 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 approves the request to transfer \$543,162 from the 2007 project funds to enable construction to accomplish Warm Springs: WSIR 33(1) - County Line Rd. Reconstruction Phase I project; and,

Be it further resolved that the Secretary-Treasurer of the Tribe or his authorized designee is hereby authorized to make application for, negotiate and execute said contract and any amendments thereto, on behalf of the Tribes. (Resolution no. 10,739.)

Children's justice

Whereas the Confederated Tribes of the Warm Springs Indian Reservation of Oregon has received funding from the United States Department of Justice, Office on Violence Against Children Justice Act (CJA) Partnerships for Indian Communities Grant Program (US DOJ Award number 2006-VI-GX-0006 for years 2005 to 2006, also know as FY 2006); and,

Whereas the Confederated Tribes of the Warm Springs Indian Reservation of Oregon is

currently using grant award number 2006-VI-GX-0006 to fund an investigator and assistant prosecutor dedicated to public education, investigation and prosecution of child abuse, neglect, and or exploitation for FY 2006 (from October 1, 2006 to September 30, 2007) for the benefit of on-reservation children and their families; and,

Whereas Tribal Council understands that there are many factors that contribute to the victimization of tribal community children, including, but not limited to the use and abuse of alcohol, methamphetamine and other illegal drugs by some individuals within the boundaries of the reservation; and,

Whereas Tribal Council considers that continuing support of public education, investigation and prosecution of abuse, neglect, and or exploitation to children on the reservation to be of essential importance; and,

Whereas our tribal community members and their families will benefit from continued funding for crime victim services in fiscal years 2007, and 2008 from the Children's Justice Act Partnerships for Indian Communities Grant Program; now, therefore,

Be it resolved by the Twenty-Third Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Article V, Section 1 (d) and (l) of the Tribal Constitution and By-Laws, that the Secretary-Treasurer is authorized to apply for the Children's Justice Act Partnerships for Indian Communities Grant Program Continuation funding for FY 2007 and FY 2008 from the United States Department of Justice, Office on Violence Against Women; and,

Be it further resolved that the Secretary-Treasurer is authorized to negotiate and execute any application or award documents in connection herewith, including any modifications thereto as required. (Resolution 10,730.)

Housing commissioners

Be it resolved by the Twenty-Third 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 Local Housing Authority:

Commissioners:

Vesta Johnson, Gerald Danzuka, Priscilla Frank.

Terms to be determined after selection of all seven members.

Gaming board

Whereas the second amended and restated plan of operation of Warm Springs Gaming Enterprise provides for the appointment by the Tribal Council of nine members of the Board of Directors of Warm Springs Gaming Enterprise (WSGE), doing business as Kah-Nee-Ta High Desert Resort and Casino; and,

Whereas the Tribal Council deems it appropriate to continue the current members of the Board of Directors and to establish the terms of office of all members of the Board; now, therefore,

Be it resolved by the Twenty-Third Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Article V, Section 1 (f), (o), and (s), of the Constitution and By-Laws and Section 12 of the Corporate Charter, that the following individuals are appointed to the Board of Directors of WSGE, with initial terms of office to end on the dates specified:

Class II Directors with initial terms ending December 31, 2009:

Ken Smith, tribal member; Priscilla Frank, tribal member; Richard Donaca, non-member.

Be it further resolved, the Restated Plan of Operation of WSGE, that the fees for directors of WSGE shall be set at \$500 per day, beginning August, and that such fees shall be an expense of WSGE.

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