

# Tribal Council Resolutions

## Budget items

### Resolution no. 11,053

Whereas the Tribal Council for the Confederated Tribes of the Warm Springs Reservation of Oregon has reviewed the final revenue and expenditure levels and financial results of the Tribes' 2008 Fiscal Year and has determined that a number of capital projects and reserve accounts were not fully expended and the remaining balances should be made available for expenditure in Fiscal Year 2009; and,

Whereas the Tribal Council has further determined that several initiatives must have continued funding during the 2009 Fiscal Year for which funds have not been appropriated in the Tribes' 2009 approved budget; and,

Whereas the Tribal Council has determined that the most appropriate method by which to make prior year savings available for expenditure in a subsequent fiscal year is by resolution; now, therefore,

Be it resolved by the Twenty-Fourth Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Article V, Section 1 (f) and (t) of the Tribal Constitution and By-Laws, as amended, that the following 2008 budget savings be authorized for immediate expenditure in Calendar Year 2009:

Carryover of Multi-Year Projects Previously Approved by Tribal Council

Phase II Litigation—Add'l Expert & Attorney Fees: \$100,000.

Tectonite project — 2007 Supplemental: 146,881.

Economic Development—2007 Supplemental Budget: 178,218.

**Total:** \$425,099.

### New Items

Fisheries Department — 50% of Revenue Increase: \$5,639.

Sanitation Department — Simnasho Drinking Water: 14,800.

Challenge Fund—Economic Stimulus Projects: 1,154,518.

Tribal Council Emergency Fund — Replenish: 25,000.

FMS Cashiering Module — Cash Track Gov: 61,840.

New Annual Report to Tribal Members: 15,000.

Oregon 150 Committee Expenses: 25,000.

Vital Stats Additional Funding: 99,000.

Daycare Potential Subsidy: 185,000.

Unpaid Fitness Challenge Shirts: 2,700.

**Total:** \$1,588,497.

(Matching funds for Stimulus Projects reverts to Working Capital if not committed by December 31, 2009.)

### Capital Funds:

Prior Approved Projects and Balance as of 12-31-2008

Motor Vehicles: \$154,398.

Housing Revolving: 916,362.

Buildings: 1,916,027.

Equipment: 801,308.

Artifacts: 52,711.

Land: 503,199

**Capital Projects Total:** \$4,344,005.

### Reserves:

Forestry Building: \$434,223.

Administration Building: 169,474.

Agency Longhouse Floor: 24,717.

Simnasho Longhouse Floor: 11,932.

Building Repair: 83,997.

ECE Building Maintenance: 1,259.

Crushing-Pit Restoration: 41,554.

Insurance: 83,166.

Vehicle Pool Major Repair: 27,788.

Vehicle Pool Physical Damage: 29,102.

Schoen/Hagen: 64,760.

Other Leases: 2,762.

Computer Maintenance: 40,422.

High Lookee Maintenance: 42,621.

Carpentry Revolving Warranty: 34,974.

Crushing Royalty: 33,973.

Fund Balance (Unallocated) **68,897.**

**Total Reserves:** 1,195,621.

Water & Sewer: 996,695.

Rounding: 2

**Total Capital & Reserve Budget:** \$6,536,323.

Emergency Fund: \$75,000

Challenge Fund: **648,356**

**Total Special Revenue:** \$723,356.

**Total:** \$9,273,275.

now, therefore,

Be it resolved, these funds shall be available for expenditure until they are fully expended and until the capital projects, special revenue and program initiatives are completed and until the funds in the capital reserve accounts are expended; and,

Be it further resolved the Secretary-Treasurer and the Chief Operations Officer shall make every reasonable effort to complete the capital projects authorized and fully funded in as expeditious a manner as possible and shall advise the Tribal Council of any major problems that may prevent such completion; and,

Be it further resolved that the Secretary-Treasurer of the Confederated Tribes of the Warm Springs Reservation of Oregon is hereby authorized to proceed with the expenditure of funds for the purposes and amounts indicated in this resolution, possibly subject to change for audit adjustments.

## Grant for families

### Resolution no. 11,056

Whereas the Tribal Council is the duly elected governing body for the Confederated Tribes of the Warm Springs Reservation of Oregon (CTWSRO) and operates under the authority of the Constitution and By-laws of CTWSRO, approved February 14, 1938, to protect and promote the general welfare of its members; and,

Whereas Tribal Council and the Elders have recognized that the most valuable resource of the CTWSRO is its children, our children's grandchildren, and our families; and,

Whereas Tribal Council understands that there are many factors that contribute to family and domestic violence, the neglect, abuse, and endangerment of tribal children, including, but not limited to, gang violence, the use and abuse of alcohol, methamphetamine and other illegal drugs by the parents and guardians of the children; and,

Whereas Tribal Council considers that quick response to the needs of the victims of family violence cases on the reservation, providing services to victims of family violence and the prevention of family violence on the reservation to be of high importance; and,

Whereas our tribal families will benefit from maintaining, continuing, and improving the efficiency of the tribal Victims of Crimes Services (VOCS) department and other tribal departments working with family violence prevention, crime victim services, investigation and prosecution; and,

Whereas, as per the Federal Register, Vol. 74, No. 53, potential grant funds over two years are available from the U. S. Department of Health and

Human Services (HHS), Administration for Children and Families through the Family Violence Prevention and Services Act (FVPSA) to Native American Tribes (including Alaska Native Villages) and Tribal Organizations Grant Program (FVPSA) for the maintenance and expansion of the existing tribal VOCS department to assist the needs of family violence victims on the reservation, provide related services, and work toward the prevention of such family violence; now, therefore,

Be it resolved by the Twenty-Fourth Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Article V, Section 1 (d), (l) and (p) of the Tribal Constitution and By-Laws, that the Secretary-Treasurer is authorized to apply for the FY09 FVPSA Grant to Native American Tribes from the HHS, Administration for Children, Youth and Families (ACYF), Family and Youth Service Bureau (FYSB) and to administer the grant programs and activities funded under the FVPSA grant; and,

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

## Settlement

### Resolution no. 10,997

Whereas the Confederated Tribes of the Warm Springs Reservation of Oregon (the "Tribe") has entered into a Settlement Agreement with the United States Government ("United States") to settle a law-

suit against the United States in the United States Court of Federal Claims, Case No. 02-126L, for money damages for breach of trust duty in managing the Tribe's monetary and non-monetary trust assets; and,

Whereas Tribal Council has been advised that payment of funds from the United States Judgment Fund to satisfy the Settlement Agreement between the Tribe and the United States must be distributed pursuant to the Indian Tribal Judgment Funds Use or Distribution Act (25 U.S.C. §1401 et. seq.) (the "Act"); and,

Whereas Section 1403(a)(1) of the Act requires that the Tribal Council develop and submit to the Secretary of Interior a "Use and Distribution Plan" providing for the disposition of the settlement funds; and,

Whereas the Tribal Council has reviewed and approves of the Tribal Use and Distribution Plan attached to this Resolution and marked Exhibit "A"; which provides that the settlement funds shall be available for expenditure by the tribal governing body in accord with and pursuant to the Settlement Agreement approved by Tribal Council; now, therefore,

Be it resolved by the (Twenty-Fourth) Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Article V, Section 1(a), (f), (l), and (u) of the Constitution and By-Laws, that the Tribal Distribution Plan (attached to this Resolution as Exhibit "A") is hereby adopted and submitted to the Secretary of Interior for purposes of satisfying the requirements of 25 U.S.C. §1403(a)(1) and distributing to the Tribe the settlement funds pursuant to the Settlement Agreement in the above-entitled matters.

## Warm Springs Police Department Quarterly Crime Statistic for January, February, March 2009

W.S.P.D Calls for Service, Police Reports and Response Time Statistics				W.S.P.D Uniform Crime Report other than Part 1 Crime Statistics				W.S.P.D Traffic Accidents, Citations			
CATEGORY	January	February	March	CATEGORY	January	February	March	CATEGORY	January	February	March
Events				Assault	13	2	19	Non-Injury Accident	4	23	16
Police Reports	240	220	281	Assault & Battery	16	18	12	Injury Accident	15	6	10
Priority One Calls	93	280	194	Forgery/Fraud	0	1	1	Fatality Accident	0	1	0
Average Response time(Priority One)	3-10min	3-5min	4-10min	Theft	11	12	3	Speeding	6	1	2
Average Response time(Priority Two)	10	5-8min	4-15min	Malicious Mischief	10	9	1	Seat Belts	1	4	1
W.S.P.D Arrested Persons Number of Native Adults & Juveniles				Weapons Violations	4	1	1	Defective Equipment	4	4	1
CATEGORY				Sex Offenses	3	2	4	Failure to maintain lane	4		2
Native Adults	239	180	164	NDDHD	6	15	3	Operators license required	12	5	5
Native Juveniles	16	14	15	NDDHD (Paraphernalia)	7	8	5	W.S.P.D Uniform Crime Report Part 1 Crime Statistics - Calendar Year			
<b>TOTALS</b>	<b>255</b>	<b>194</b>	<b>179</b>	DUII	25	24	18	CATEGORY			
W.S.P. Arrested Persons Number (Native, Non-Native, Adults & Juveniles)				Liquor Violations	15	17	9	Murder	0	0	0
CATEGORY				Intoxicated/Detox	74	61	79	Manslaughter	0	0	0
Native	255	194	179	Disorderly Conduct	11	3	1	Aggravated Assault	36	3	3
Non-Native	3	11	7	Child Abuse	11	8	2	Assault resulting in serious bodily injury	2	16	16
<b>TOTALS</b>	<b>258</b>	<b>205</b>	<b>186</b>	Runaway (persons under 18)	4	2	3	Assault with a dangerous weapon	9		3
W.S.P.D Telephone Calls, Calls for 9-1-1 and Alarm Calls/Signals Received at Dispatch				Restraining Order Violations	0	3	3	Rape	1	1	2
CATEGORY				Domestic Violence	18	23	24	Sex Abuse of a minor	1	1	2
Number of Telephone Calls Received	842	3071	4825	Fights in progress	14	14	15	Robbery	9	2	5
Number of 9-1-1 Calls Received	199	193	199	Disturbance	9	7	10	Arson	1	2	0
Number of Alarm signals Received	16	45	38	Reckless Drivers	23	22	19	Theft > \$1000 FIP (Felon in Possession of Fire Arm)	3	4	10
				Shots Fired	20	5	8				
				Traffic Stops	328	387	231				
				<b>TOTALS</b>							