

Tribal Council Actions

Wednesday, August 22, 2001

4:10 p.m. — Meeting was called to order by Chair Kathryn Harrison. A quorum was present.

Jan D. Reibach moved, Reyn Leno seconded to approve the Tribal Council meeting minutes of June 13, 2001. Motion carried.

Ed Pearsall moved, Bob Haller seconded a motion to amend the Tribal Council meeting minutes of July 11, 2001 by revising agenda item #1 of "Other Business."

Reyn Leno moved, Jan D. Reibach seconded to approve the Tribal Council meeting minutes of August 08, 2001. Motion carried.

GENERAL COUNCIL MEETING

SEPTEMBER 09, 2001 AGENDA ITEMS

■ Note: Date Change due to Labor Day Holiday on September 3, 2001.

- Election Results
- Program Report
- Door Prize Drawings \$250 (1 at \$100 and 3 at \$50)

Discussion followed. A full consensus was given by council to approve the items submitted for the September General Meeting agenda.

TRIBAL GOVERNMENT, MANAGEMENT & BUDGET COMMITTEE

■ **BIA Water Resources Program Grant Application Willamina Reservoir Study.** June Sell-Sherer moved, Reyn Leno seconded to adopt **Resolution No. 134-01** authorizing the submission of a grant application to the Bureau of Indian Affairs for \$50,000 in funding support for the current Willamina Creek Reservoir Feasibility Study being performed by the City of Sheridan in cooperation with the Confederated Tribes of Grand Ronde. Matching funding was committed to this project prior to this proposed application. Motion carried 8-0-0.

■ **In-Stream Lease Water Rights Spirit Mountain Casino.** Ed Pearsall moved, Jan D. Reibach seconded to adopt **Resolution No. 135-01** approving an in-stream lease agreement with Oregon Water Resources Department for 17.91 acres of surface water rights on the South Yamhill River including portions of Certificates 49476, 24616, 12410, and 10973. The lease shall commence on April 1, 2001 and continue through September 30, 2001. Motion carried 8-0-0.

■ **IHS County Sewer Memorandum of Agreement.** Jan D. Reibach moved, Bob Haller seconded to adopt **Resolution No. 136-01** to approve entering into a Memorandum of Agreement (MOA) for Project PO-01-J36 with IHS and Polk County to provide for the design and construction of improvements to the Grand Ronde Sanitary District community sewer system, that the council commits \$72,500 in matching funds and that the council authorizes the Acting Tribal Executive Officer to negotiate, finalize and execute the MOA. Discussion Followed. Motion carried 8-0-0.

■ **Brown Property Low Income Housing Project Limited Waiver of Sovereign Immunity Regarding Environmental Review Responsibilities.** Ed Pearsall moved, Ed Larsen seconded to adopt **Resolution No. 137-01:**

- approving a limited waiver of sovereign immunity only to the extent required by Section 105(c) of NAHASDA regarding the Tribe's environmental review responsibilities as to the Brown property low income housing project, and
- authorizing the Tribal Council Chairperson, as the Certifying Officer, to execute the Request for Release of Funds and Certification as required by NAHASDA in order to receive project funds. Motion carried 8-0-0.

■ **Irrigation Intake and Pump Station Contract with Kauffman Excavating.** Reyn Leno moved, Jan D. Reibach seconded to adopt **Resolution No. 138-01** to authorize a contract increase with Kauffman Excavating in the amount of \$13,000 to cover additional costs related to rock excavation. Funds to come from undesignated capital projects budget. Motion carried 8-0-0.

■ **Use of Economic Development Fund by SMDC.** Bob Haller moved, Jan D. Reibach seconded to adopt **Resolution No. 139-01** making up to \$50,000 of the Economic Development Fund available to Spirit Mountain Development Corporation for its use of outside consultants for the performance

of preliminary evaluation and analysis of proposed convenience store project in the Grand Ronde area. Discussion followed. Motion carried 7-1-0. Ed Larsen casting the "no" vote.

■ **Use of Economic Development Fund by SMDC.** Ed Pearsall moved, Jan D. Reibach seconded to adopt **Resolution No. 140-01** making up to \$50,000 of the Long-Term Business Investment Fund available to Spirit Mountain Development Corporation for its use of outside consultants for the performance of preliminary evaluation and analysis of a proposed Portland development project. Motion carried 8-0-0.

■ **SMDC Board Member Appointment.** Jan D. Reibach moved, Bob Haller seconded to adopt **Resolution No. 141-01** appointing Benny Mah to the SMDC Board of Directors for an initial term of one year ending June 30, 2002. Discussion followed. Motion carried 8-0-0.

RESOURCES AND EDUCATION COMMITTEE

■ **Circle of Tribal Advisors Appointment.** Ed Pearsall moved, Ed Larsen seconded to appoint June Olson to the Circle of Tribal Advisors for Lewis & Clark Bicentennial. Motion carried 8-0-0.

CONTRACT FOR JUDICIAL SERVICES COURT OF APPEALS

■ June Sell-Sherer moved, Reyn Leno seconded to adopt **Resolution No. 142-01:**

- approving a Contract for Judicial Services between the Tribe and each of the three Court of Appeals Judges, Robert Miller, David Thompson, and Donald Costello, for 2001-2003, and
- authorizing the Council Chair, with the assistance of the Tribal Attorney, to finalize and execute the Contracts. Motion carried 8-0-0.

LEGISLATIVE COMMITTEE

■ **Polk County Call-to-Action Conference.** Reyn Leno moved, June Sell-Sherer seconded to approve a donation of \$1,000 towards the Polk County Planning Committee's conference scheduled for October 24, 2001 at Spirit Mountain Casino. The Committee is seeking partners in building a cultural diversity center. Motion carried 8-0-0.

Wednesday, September 5, 2001

5:05 p.m. — Meeting was called to order by Chair Kathryn Harrison. A full council was present.

Ed Pearsall moved, June Sell-Sherer seconded to approve the previous August 22, 2001 Council meeting minutes as submitted. Motion carried.

TRIBAL GOVERNMENT, MANAGEMENT & BUDGET COMMITTEE

■ **Strategic Wealth Management, Inc. Agreement.** Bob Haller moved, Cheryle Kennedy seconded to approve authorizing the Finance Officer to transmit to Strategic Wealth Management, Inc. notice of the Tribe's intent to terminate the Consulting Agreement and to direct Strategic Wealth Management, Inc. to transfer all documents and control of private real estate and private equity investment to the Finance Officer on behalf of the Tribe. Motion carried by unanimous vote of Council.

■ **IGA for Veteran's Services Office Space.** June Sell-Sherer moved, Ed Larsen seconded to adopt **Resolution No. 143-01:**

- approving an Intergovernmental Agreement between the Tribe and Yamhill County through which the Tribe will provide office space for use by the county's veteran's services officer to assist in the veterans memorial project and to assist area veterans, and
- authorizing the Council Chair, with the assistance of the Tribal Attorney, to finalize and execute the Agreement. Motion carried 8-0-0.

LEGISLATIVE COMMITTEE

■ **MacLaren Youth Correctional Facility Donation.** Ed Larsen moved, Reyn Leno seconded to approve a request for funding from MacLaren Youth Correctional Facility in the amount of \$3,175. The funds will cover the expenses of supplies for rock work, commission for Rick Bartow and a salmon dinner. Motion carried by unanimous vote of Council.

Wednesday, September 12, 2001

1:03 p.m. — Meeting was called to order by Judge Katharine English. A quorum was present.

ELECTION OF OFFICERS

■ **Tribal Council Chair.** Judge English opened Tribal Council nominations for the Chairperson. Ed Pearsall nominated Ed Larsen, seconded by Val Grout. Larsen accepted. Reyn Leno nominated Cheryle Kennedy, seconded by June Sell-Sherer. Kennedy accepted. By voice vote Ed Larsen received three votes and six no votes. By voice vote, Kennedy received six yes votes and three no votes. Kennedy, by majority vote, was elected Chair. Judge English then turned the meeting over to the Chair to proceed with the meeting agenda.

■ **Tribal Council Vice-Chair.** Nominations were heard for Tribal Council Vice-Chair. Bob Haller nominated Reyn Leno, Jan D. Reibach seconded. Leno accepted. Val Grout nominated Ed Larsen, Ed Pearsall seconded. Larsen declined. A roll call vote was requested by Ed Pearsall, seconded by Jan D. Reibach. By voice vote, Leno received eight yes votes and zero no votes. Leno, by a majority vote, was elected Tribal Council Vice Chairman.

■ **Tribal Council Secretary.** Nominations were then heard for the Tribal Council Secretary position vacated by the newly elected Vice-Chair Reyn Leno. Bob Haller nominated June Sell-Sherer, Ed Larsen seconded. Larsen moved, Reyn Leno seconded to close nominations. A roll call vote was requested by Ed Pearsall, seconded by Reyn Leno. By voice vote, June Sell-Sherer received nine yes votes and zero no votes. June Sell-Sherer, by unanimous vote, was elected Tribal Council Secretary.

PREVIOUS MINUTES

Reibach moved, Leno seconded to approve the Tribal Council meeting minutes of September 05, 2001. Motion carried.

TRIBAL GOVERNMENT, MANAGEMENT & BUDGET COMMITTEE

■ **Oregon Dept. of Education Child and Adult Care Food Program (CACFP) Grant Application.** Jan D. Reibach moved, Ed Pearsall seconded to adopt **Resolution No. 144-01** approving the submission of an application to the Oregon Department of Education to continue participation in the Child and Adult Care Food Program (CACFP). Motion carried 8-0-0.

■ **Family Preservation and Support Services Grant Application.** Pearsall moved, Reibach seconded to adopt **Resolution No. 145-01** authorizing submission of Family Preservation and Support Services Grant to the Oregon Commission for Children and Families in the amount of \$9,000. Motion carried 8-0-0.

■ **Recreational Enrichment Center Start-up Costs.** Larsen moved, Reibach seconded to table the request until the Finance Officer can meet with Angie Blackwell on the project. Motion carried 8-0-0.

ANNOUNCEMENTS

■ **Affiliated Tribes of Northwest Indians 48th Annual Conference** was scheduled for Monday, September 17, 2001 through Thursday, September 20, 2001 at the Shilo Inn in Lincoln City, OR.

Larsen stated that the council needed to select the delegate and alternate to Affiliated Tribes of Northwest Indians (ATNI) for their Annual Conference next week. Discussion followed.

Larsen moved, Leno seconded to adopt **Resolution No. 146-01** appointing June Sell-Sherer as the delegate to ATNI and instructing her to become a member in good standing with ATNI in order to fulfill her responsibilities as the Tribe's official delegate to ATNI and to continue in this capacity for a period of one year from date of appointment. Motion carried 8-0-0.

Reibach moved, Pearsall seconded to adopt **Resolution No. 147-01** appointing Earl "Butch" LaBonte as the alternate to ATNI and instructing him to become a member in good standing with ATNI in order to fulfill his responsibilities as the Tribe's official alternate to ATNI and to continue in this capacity for a period of one year from date of appointment. Motion carried 8-0-0. ■