

Tribal Council Actions

Wednesday, December 19, 2001

4:08 p.m. — Meeting was called to order by Vice Chairman Reyn Leno. A quorum was present. Excused were Bob Haller and Ed Pearsall.

Leno moved, June Sell-Sherer seconded to approve the December 5, 2001 Council meeting minutes as submitted. Motion carried.

NEW BUSINESS

■ General Council Meeting January 6, 2002 Agenda Items
New Business:

- Program Report: Natural Resources
- Door Prizes \$250 — (1 at \$100 and 3 at \$50)

Leno moved, Jan D. Reibach seconded to approve the General Council Meeting January 6, 2002 agenda items as submitted. Discussion followed. Motion carried 6-0-0.

TRIBAL GOVERNMENT, MANAGEMENT & BUDGET COMMITTEE

■ **SMGI Board Appointment.** Reibach moved, Leno seconded to adopt **Resolution No. 190-01** approving the appointment of Bill Pierce to fill the open position on the Spirit Mountain Gaming, Inc. (SMGI) Board of Directors. Motion carried 6-0-0.

■ **Education Committee Appointment.** Sell-Sherer moved, Ed Larsen seconded to adopt **Resolution No. 191-01** to appoint Fred McGee to fill the open position on the Education Committee as recommended by the Committee at its December 3, 2001 meeting. Motion carried 6-0-0.

LEGISLATIVE COMMITTEE

■ **Self-Governance Compact and Funding Agreement for IHS Programs.** Val Grout moved, Leno seconded to adopt **Resolution No. 192-01** to approve and authorize the Chairperson to sign a Self-Governance Compact pursuant to Title V of the Indian Self-Determination and Education Assistance Act on behalf of the Tribe, and to sign the Funding Agreement for CY2002 through 2004. Motion carried 6-0-0.

■ **Auditor Selection for All Tribal Entities.** Reibach moved, Larsen seconded to adopt **Resolution No. 193-01** approving the selection of PriceWaterhouseCoopers LLP, as the Tribe's outside auditors for all Tribal entities, as budgeted. Motion carried 6-0-0.

■ **CY2002 Tribal Budget.** Leno moved, Larsen seconded to adopt **Resolution No. 194-01** to approve the amounts reflected in the Calendar Year 2002 Tribal Budget as presented by the Finance Officer and which will be effective as of January 1, 2002. Motion carried 6-0-0.

■ **Vocational Rehabilitation Program Match Funds at 9/30/01.** Sell-Sherer moved, Reibach seconded to adopt **Resolution No. 195-01** approving that the Fiscal Year 9/30/01 match amount requirement of \$36,673 be met through Tribal funding of a portion of the indirect costs equal to the match requirements. This funding will be allocated from the contingency budget. Motion carried 6-0-0.

■ **Increasing Allocation for Water System Project at Spirit Mountain Casino and Carryover of Unspent Balance to CY-2002.** Butch LaBonte moved, Leno seconded to adopt **Resolution No. 196-01** approv-

ing an increase in an allocation for the Water System Project at Spirit Mountain Casino by \$210,895 for a total cost of \$1,285,895 from the Undesignated Capital Projects Budget and approving a carry forward of any unspent funds to Calendar Year 2002. Motion carried 6-0-0.

ECONOMIC DEVELOPMENT COMMITTEE

■ **Suspension of Current Investment Policy Statements.** Sell-Sherer moved, LaBonte seconded to adopt **Resolution No. 197-01** to approve a temporary suspension of the current Investment Policy Statements (IPS) for 90 days until revised statements can be prepared and approved and approve the interim Investment Policy as presented by the Finance Officer. Motion carried 6-0-0.

■ **Merchant Card Service Agreement with Bank of America.** LaBonte moved, Sell-Sherer seconded to adopt **Resolution No. 198-01** to authorize the Finance Officer, with assistance from the Tribal Attorney's Office, to negotiate and execute a Merchant Card Service Agreement with Bank of America. Motion carried 6-0-0.

■ **Collateral Security Agreement with Bank of America.** Leno moved, LaBonte seconded to adopt **Resolution No. 199-01** to authorize the Finance Officer, with assistance from the Tribal Attorney's Office, to negotiate and execute a Collateral Security Agreement with Bank of America. Motion carried 6-0-0.

■ **Formation of Tribal Investment Committee.** Reibach moved, LaBonte seconded to adopt **Resolution No. 200-01** to establish, effective immediately, the Tribal Investment Committee. The Committee will be comprised of the nine Tribal Council members with the Finance Officer, Tribal Attorney, and the Investment Consultant as ex-officio members. Motion carried 6-0-0.

■ **Cost of Living Adjustment for Tribal Employees and Officials.** Grout moved, Leno seconded to authorize a Cost of Living Adjustment (COLA) at a rate not to exceed the rate used in the Calendar Year 2002 Tribal Budget. Discussion followed. Motion carried 6-0-0.

■ **The Gregory Project Commercial.** Reibach moved, LaBonte seconded to adopt **Resolution No. 201-01** to allow SMDC to reinvest up to \$801,000 of undistributed capital held in Carroll Aspen 36 LLC (the Gregory Project) in an LLC established to own and operate the Commercial portion of the Gregory Project. Motion carried 6-0-0.

ANNOUNCEMENTS

1. Chris Leno, Acting Executive Officer, expressed the thankfulness of the employees regarding the council's generosity, i.e. for the turkey, bonus, and cost-of-living adjustment.

2. Patti Tom-Martin, Vocational Rehabilitation Manager, expressed her thanks for the Council's support on the Program Match grant, and the Council's continued support for our Tribal members with disabilities.

OTHER BUSINESS

4:28 p.m. — Grout moved, Larsen seconded to adjourn the meeting. Motion carried.

Wednesday, January 2, 2002

4:00 p.m. — Meeting was called to order by Vice Chairman Reyn Leno. A quorum was present. Val Grout was excused.

Leno moved, Jan D. Reibach seconded to approve the December 19, 2001 Council meeting minutes as submitted. Motion carried.

UNFINISHED BUSINESS:

■ Chair Cheryl Kennedy announced the Spirit Mountain Development Corporation (SMDC) presentation scheduled for the January 6, 2002 General Council meeting has been postponed until the February 3, 2002 General Council meeting. June Sell-Sherer moved, Reibach seconded to remove the SMDC presentation from the January 6, 2002 General Council Meeting Agenda. Motion carried 7-0-0.

LEGISLATIVE COMMITTEE

■ **Title VI Senior Meal Site Grant Application.** Sell-Sherer moved, Ed Larsen seconded, to adopt **Resolution No. 001-02** approving the submission of an application for a Title VI Senior Meal Site grant covering April 1, 2002 through March 31, 2005 budget period. Motion carried 7-0-0.

■ **2002-2003 Membership Fee Schedules for Mid-Willamette Valley Council of Governments and Economic Development District.** Reibach moved, Ed Pearsall seconded to renew the Tribal membership for CY 2002-2003 for Mid-Willamette Valley Council of Governments (COG) in the amount of \$1,598 and Economic Development District (EDD) in the amount of \$173. Motion carried 6-0-1. Butch LaBonte abstained.

■ **Organizational Development Assessment Contract Falmouth Institute.** Reibach moved, Sell-Sherer seconded to adopt **Resolution No. 002-02:**

- approving an agreement between the Tribe and The Falmouth Institute for \$50,140 for the performance of an Organizational Development Assessment of Grand Ronde Tribal government and entities, including communications and decision making processes, and
- authorizing the Acting Executive Officer or the General Manager, with the assistance of the Tribal Attorney, to negotiate, finalize and execute said agreement. Motion carried 7-0-0.

■ **Verizon Wireless License to Install and Maintain Equipment.** Bob Haller moved, Pearsall seconded to adopt **Resolution No. 003-02:**

- approving the License to Install and Maintain Equipment agreement between the Tribe and Verizon Wireless which provides Verizon Wireless a right of entry to install and maintain communications equipment at the Wellness Facility and the Governance Building, and
- authorizing the Executive Officer/General Manager, with the assistance of the Tribal Attorney, to finalize and execute said agreement. Motion carried 7-0-0.

■ **SMDC Board of Directors Appointment.** Motion: To adopt **Resolution No. 004-02** to approve the appointment of Ken Gregg to the Spirit Mountain Development Corporation (SMDC) Board of Directors. The term to be identified by SMDC and the Legal Department. Discussion followed. Pearsall called for a roll call vote. A roll call vote was taken: Voted Yes: Haller, LaBonte, Larsen, Leno, Reibach, and Sell-Sherer. Voted No: Pearsall.

RESOURCES AND/OR EDUCATION COMMITTEE

■ **Tribal Housing Grant & Loan Programs Policies and Procedures for CY2002.** Leno moved, Sell-Sherer seconded to adopt **Resolution No. 005-02** to approve the Tribal Housing Grant & Loan Programs Policies and Procedures for CY2002 (Minor Medical Adaption Grant, Home Repair Grant, Deferred Payment Loan, Down Payment Grant) as recommended by the Housing Authority Board. The Housing Authority shall submit a plan to Tribal Council within 6 months to broaden the geographic area for the Home Repair program, report to Tribal Council on the impact of the change to the Down Payment program, and revisit the income limit within 6 months. Further, that the sum of \$10,000 is set aside from the Home Repair budget, as a contingency fund to resolve unforeseen issues arising from prior grants. Motion carried 7-0-0.

HONORARIUM:

■ The *Smoke Signals* Staff presented Kim Mueller a CTGR Logo Pendleton Blanket in appreciation of her six years as the graphics designer for the Tribal newspaper. Mueller has accepted a position with the Tribe's Cultural Resources division.

OTHER BUSINESS

4:23 p.m. — Leno moved, Larsen seconded to adjourn the meeting. Motion carried.