

Tribal Council Actions

Wednesday, November 3, 2004

5:02 p.m. — Meeting was called to order by Tribal Council Chairwoman, Cheryle Kennedy. A quorum was present.

Present was Angie Blackwell, Jack Giffen, Jr., Cheryle A. Kennedy, Chris Mercier, Jan D. Reibach, June Sell-Sherer and Wesley "Buddy" West

Excused was Reyn Leno (personal leave) and Valorie Sheker-Robertson (medical leave).

Invocation was done by Jan D. Reibach.

PREVIOUS MINUTES — APPROVE/AMEND

■ Jack Giffen, Jr. moved, Wesley "Buddy" West seconded to approve the October 20, 2004 Tribal Council regular meeting minutes as presented. **Motion carried 6-0-0.**

NEW BUSINESS

1. General Council Meeting Agenda November 7, 2004

a. Budget Hearings

b. Door Prizes \$250 (1 at \$100 and 3 at \$50)

■ Angie Blackwell moved, Jan D. Reibach seconded to approve the General Council meeting agenda for November 7, 2004, as presented. **Motion carried 6-0-0.**

LEGISLATIVE ACTION COMMITTEE

■ **Legislative Commission on Indian Services Appointment.** Jan D. Reibach moved, June Sell-Sherer seconded to adopt **Resolution No. 152-04** requesting that the Senate President and Speaker of the House of the Oregon State Legislative Assembly appoint Tribal Council Chairwoman Cheryle Kennedy as the official representative for The Confederated Tribes of the Grand Ronde Community of Oregon, with term expiring December 31, 2006. **Motion carried 6-0-0.**

■ **Stop Loss Fund within the CTGR Tribal Member Health Plan.** Jack Giffen, Jr. moved, Wesley "Buddy" West seconded to adopt **Resolution No. 153-04** authorizing the Finance Officer to set aside \$1 million in earnings of the Health Endowment Fund to establish a Stop Loss Account within the Health Endowment Fund for the CTGR Tribal Member Health Plan. **Motion carried 6-0-0.**

■ **Health Committee Out of State Travel Authorization.** Chris Mercier moved, Wesley "Buddy" West seconded to approve a motion authorizing out of state travel requests for Patti Tom Martin, Camille Mercier, Bernadine Shriver and Anna Marie Hannan members of the Tribe's Health Committee to attend the Tribal Self Governance Department of

Health and Human Services and Department of the Interior Fall Conference in Seattle, WA on November 9-10, 2004. **Motion carried 6-0-0.**

■ **Enrollment Infant Determinations.** Jan D. Reibach moved, June Sell-Sherer seconded to adopt **Resolution No. 154-04** approving four (4) infants numbered #5433 through #5436 for Tribal membership, because, based on the investigation and recommendation of the Enrollment staff, the infants have been found to meet the eligibility requirements for enrollment as defined in the Enrollment Ordinance and Tribal Constitution. **Motion carried 6-0-0.**

OTHER BUSINESS

■ Wesley "Buddy" West moved, Jan D. Reibach seconded to adopt **Resolution No. 155-04** approving a Medic Alert line item in the Elder Outreach budget of \$16,000 to cover the cost of one year of service for a maximum of 66 Tribal housing project residences and funds will be drawn from the CY2004 General Contingency Budget. Discussion followed. **Motion carried 6-0-0.**

5:33 p.m. — Jan D. Reibach moved, Wesley "Buddy" West seconded to adjourn the meeting.

2004-2005 Tribal Council

1-800-422-0232

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OPEN FOR COMMENT

PROPOSED FISCAL MANAGEMENT ORDINANCE AMENDMENT

The Tribal Council has proposed an amendment to the Fiscal Management Ordinance. The first reading of the proposed amendment was made at the November 17, 2004, Tribal Council Meeting.

The purpose of the amendment is to provide that copies of audited financial statements may be provided to adult Tribal members upon written request and pursuant to policies established by the Finance Officer for documentation of requests for sensitive audited financial statement information, establishment of reasonable fees for copying and mailing of information, and other policies deemed appropriate by the Finance Officer. The proposed amendment revises sub-section (f)(2)(B) to read as follows (added language underlined):

"Audited financial statements, including all informational notes and disclosures shall be published by the Tribe for each year for all financial activities, within seven months after the end of each calendar year. Such statements shall be provided to all members of Tribal Council and made available for inspection, upon request, to any adult member of the Tribe. Copies of audited financial statements for the primary government may be provided to any adult member of the Tribe upon written request pursuant to policies established by the Finance Officer for documentation of requests for sensitive audited financial statement information, establishment of reasonable fees for copying and mailing of information, and other policies deemed appropriate by the Finance Officer. Audited financial statements are proprietary and sensitive documents of the Tribe and release of such information to non-Tribal members may be damaging to the Tribe. No Tribal member receiving a copy of audited financial statements shall allow such statements to be viewed by any non-Tribal member and such statements may not be copied in whole or in part except pursuant to the policies established by the Finance Officer. Anyone violating the provisions of this Section shall be liable to the Tribe for any and all damages caused directly or indirectly through such violation."

For a copy of the proposed Fiscal Management Ordinance amendment, please contact the Tribal Attorney's Office at 503-879-4664. The Tribal Council invites comment on the proposed amendments. You may send written comments to the Tribal Attorney's Office, 9615 Grand Ronde Road, Grand Ronde, OR 97347.

Comments must be received by January 6, 2005 at 5 p.m.

OPEN FOR COMMENT

PROPOSED MARRIAGE ORDINANCE AMENDMENTS

The Tribal Council, in consultation with the Tribal Attorney's Office, has proposed amendments to the Marriage Ordinance. The first reading of the proposed amendments was made at the November 17, 2004, Tribal Council Meeting.

The purpose of the amendments is to remove any ambiguity about who can enter into a marriage under Tribal law and to eliminate language in the Ordinance which is no longer applicable. The proposed amendments include, but are not limited to, the following:

Revising section (c) to clearly define a Marriage as a "consensual union between one man and one woman."

Revising section (e) to provide that no marriage license may be issued or acted upon unless at least one party is a Tribal member.

Eliminating "Common Law Marriage" from the definition section and eliminating section (m) which addresses Common Law Marriages from the Ordinance. Pursuant to the clear language of section (m), common law marriages were to be certified by the Tribal Court for a period of one year after the Marriage Ordinance was adopted by the Tribe. The Ordinance was originally adopted by the Tribe in 1992. Accordingly, the common law marriage provision is no longer effective.

Providing that the amendments apply retroactively to any and all applications for marriage licenses where a Marriage Certificate has not yet been issued.

For a copy of the proposed Marriage Ordinance amendments, please contact the Tribal Attorney's Office at 503-879-4664. The Tribal Council invites comment on the proposed amendments. You may send written comments to the Tribal Attorney's Office, 9615 Grand Ronde Road, Grand Ronde, OR 97347.

Comments must be received by January 6, 2004 at 5 p.m.