

Tribal Council Actions

Monday, April 18, 2005

Special Meeting

9:05 a.m. — Meeting was called to order by Tribal Council Vice-Chairman, Reyn Leno. A quorum was present.

Present was Angie Blackwell, Jack Giffen, Jr., Reyn Leno, Chris Mercier, Valorie Robertson, June Sell-Sherer, and Wesley "Buddy" West

Excused was Cheryle A. Kennedy (travel).

Invocation: Wesley "Buddy" West.

NEW BUSINESS

LEGISLATIVE ACTION COMMITTEE

■ **ANA SEDS Methamphetamine Project Grant Application.** June Sell-Sherer moved, Valorie Sheker-Robertson seconded to adopt **Resolution No. 055-05: 1)** authorizing the Tribe's application to the Administration for Native Americans for a Social Economic Development Strategies Grant of \$277,806 for year one and \$319,026 for year two; **2)** committing \$72,175 in matching funds in year one including \$3,500 for renovation, \$2,400 space rental value, \$30,594 in-kind staff time and \$10,000 in transitional housing from the Grand Ronde Tribal Housing Authority and \$86,670 in matching funds in year two including \$12,000

space rental value, \$30,059 in-kind staff time, and \$10,000 from the Grand Ronde Tribal Housing Authority for transitional housing; **3)** authorizing the use of 39.6 percent indirect rate on grant paid costs and claiming the 16.91 percent balance as part of this required match including \$25,681 in year one and \$34,611 in year two; and **4)** authorizing the Tribal Chairwoman, or in her absence the Tribal Vice-Chairman, to sign all documents required for this application and to negotiate on the Tribe's behalf. **Motion carried 5-0-0.**

■ **BIA Transportation Administrative Capacity Building Proposal.** Valorie Sheker-Robertson moved, Angie Blackwell seconded to adopt **Resolution No. 056-05** requesting a 638 contract for \$35,000 in Administrative Capacity Building funds to perform the attached scope of work and budget and authorizing the Tribal Council Chairwoman or in her absence, the Tribal Vice-Chairman to execute all documents required for these funds. **Motion carried 6-0-0.**

9:09 a.m. — Angie Blackwell moved, Valorie Sheker-Robertson seconded to adjourn meeting. **Motion carried.**

Wednesday, April 20, 2005

5:01 p.m. — Meeting was called to order by Tribal Council Vice-Chairman, Reyn Leno. A quorum was present.

Present was Angie Blackwell, Jack Giffen, Jr., Reyn Leno, Chris Mercier, Jan D. Reibach and Wesley "Buddy" West.

Excused was Cheryle A. Kennedy (travel), June Sell-Sherer (personal leave) and Valorie Sheker-Robertson (personal leave).

Invocation was done by Wesley "Buddy" West.

PREVIOUS MINUTES - APPROVE/AMEND

■ Jan D. Reibach moved, Wesley "Buddy" West seconded to approve the March 30, 2005, Tribal Council regular meeting minutes as presented. **Motion carried 5-0-0.**

■ Wesley "Buddy" West moved, Jan D. Reibach seconded to approve the April 13, 2005, Tribal Council regular meeting minutes as presented. **Motion carried 5-0-0.**

■ Angie Blackwell moved, Jack Giffen, Jr. seconded to approve the April 18, 2005, Tribal Council special meeting minutes as presented. **Motion carried 5-0-0.**

■ **Acting Secretary Motion.** Wesley "Buddy" West moved, Angie Blackwell seconded to approve a motion appointing Jack Giffen, Jr. as Acting Secretary for this meeting, due to the absence of the Tribal Council Secretary June Sell-Sherer. **Motion carried 4-0-1.**

UNFINISHED BUSINESS FROM APRIL 13, 2005

TRIBAL COUNCIL MEETING:

LEGISLATIVE ACTION COMMITTEE

■ **Temporary Instream Lease of Water Right Kirkham Property.** Wesley "Buddy" West moved, Chris Mercier seconded to adopt **Resolution No. 057-05: 1)** authorizing a temporary instream lease of irrigation water rights Certificate #80356 appurtenant to 3.8 acres of the Kirkham property to the Oregon Water Resources Department to benefit conservation maintenance, enhancement of aquatic and fish life, and wildlife habitat, expiring September 30, 2010, with the option of terminating the lease each year prior to being exercised; and **2)** authorizing the General Manager, with the assistance of the Tribal Engineer and the Tribal Attorney's Office, to finalize and execute said lease. **Motion carried 5-0-0.**

■ **Temporary Instream Lease of Water Right HR Jones Property.** Jack Giffen, Jr. moved, Chris Mercier seconded to adopt **Resolution No. 058-05: 1)** authorizing a temporary split-season instream lease of water rights Certificate 14538 appurtenant to the HR Jones property to the Oregon Water Resources Department to benefit conservation maintenance, enhancement of aquatic and fish life, and wildlife habitat, expiring December 31, 2005; and **2)** authorizing the General Manager, with the assistance of the Tribal Engineer and Tribal Attorney's Office, to finalize and execute said lease. **Motion carried 5-0-0.**

■ **Trust Conversion of Real Property HR Jones.** Jan D. Reibach moved, Angie Blackwell seconded to adopt **Resolution No. 059-05: 1)** requesting that the Department of the Interior, Bureau of Indian Affairs, hold title to real property located in Polk County, Oregon, known as the "HR Jones Property", identified as Tax Lots 402, 405, and 409 of Section 12, Township 6 South, Range 8 West, W.M. of Polk County, Oregon in trust for the benefit of the Confederated Tribes of the Grand Ronde Community of Oregon, and **2)** authorizing the Tribal Chairwoman to execute any documents necessary for said transfer of the HR Jones Property to the Department of the Interior, Bureau of Indian Affairs. **Motion carried 5-0-0.**

■ **UltiPro Computer Hardware and Implementation Fees.** Angie Blackwell moved, Wesley "Buddy" West seconded to adopt **Resolution No. 060-05** authorizing the Finance Officer, or his designee, to transfer \$207,000 from the Contingency Budget to the Information Systems budget to cover the cost of the hardware and implementation costs associated with the Ultimate Software (UltiPro) Human Resources project. **Motion carried 5-0-0.**

NEW BUSINESS

■ Jack Giffen, Jr. moved, Wesley "Buddy" West seconded to approve the General

Council and Tribal Member Community meeting May 1, 2005, agenda items as presented. Discussion followed. **Motion carried 5-0-0.**

LEGISLATIVE ACTION COMMITTEE

■ **Election Ordinance Amendment.** Jan D. Reibach moved, Angie Blackwell seconded to adopt a **Resolution No. 061-05: 1)** approving the amendment to the Election Ordinance increasing the number of Election Board members from three (3) to five (5) and allowing for terms shorter than two years if necessary to provide for staggered terms; and **2)** declaring the amendment an emergency and effective immediately. **Motion carried 5-0-0.**

■ **Election Board Appointments.** Chris Mercier moved, Wesley "Buddy" West seconded to adopt **Resolution No. 062-05: 1)** appointing Ruby Bigoni, Claudia Leno, and Joanne Mercier to serve as members of the Election Board for two-year terms starting May of 2005 and expiring in April of 2007; **2)** in order to provide staggered terms, appointing Penny DeLoe and Donna Casey to serve as members of the Election Board for one-year terms starting May of 2005, and expiring in April of 2006; and **3)** appointing Bernice Jensen and Sharon Hanson to serve as alternates for two-year terms starting May of 2005, and expiring in April of 2007. **Motion carried 5-0-0.**

■ **Grand Ronde Road Pedestrian Safety Improvements Project (HUD/ICDBG Grant B-03-SR-41-0530) and Grand Ronde Sewer Interceptor Improvements Project (HUD/ICDBG Grant B-02-SR-41-0530).** Wesley "Buddy" West moved, Chris Mercier seconded to adopt **Resolution No. 063-05: 1)** authorizing a limited waiver of sovereign immunity only to extent required by 42 USC Section 5304 (g)(3) regarding the Tribe's environmental review responsibilities as to the Grand Ronde Road Pedestrian Safety Improvements Project and the Grand Ronde Sewer Interceptor Improvements Project; and **2)** authorizing the Tribal Council Chairwoman, as the Certifying Officer, execute the Request for Release of Funds and Certification as required by 42 USC Section 5304 (g)(3) in order to receive project funds. **Motion carried 5-0-0.**

■ **Compensation of SMGI's Interim Chief Financial Officer.** Jack Giffen, Jr. moved, Chris Mercier seconded to adopt **Resolution No. 064-05** approving Jannie Tharp's compensation as Interim Chief Financial Officer, as recommended by the Spirit Mountain Board of Directors. Discussion followed. **Motion carried 5-0-0.**

■ **Enrollment Infant Determination Approvals.** Angie Blackwell moved, Jack Giffen, Jr. seconded to adopt **Resolution No. 065-05** approving four (4) infants numbered #5476 through #5479 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 5-0-0.**

■ **Tribal Debt Collection Ordinance — First Reading.** The Tribal Council authorizes a **first reading** of the proposed Tribal Debt Collection Ordinance. Comment followed.

ANNOUNCEMENTS

■ Tribal Information Day is scheduled for Thursday, May 19, 2005, from 9:30 a.m. to 2 p.m. at the Oregon State Capital.

■ National Congress of American Indians 2005 Mid-Year Session is scheduled for June 12-15, 2005, in Green Bay, Wisconsin. **Council members Jack Giffen, Jr., Jan D. Reibach, June Sell-Sherer, and Wesley "Buddy" West plan to attend.**

OTHER BUSINESS

■ A number of Tribal members inquired about the adult care facilities and the services they will provide. Council member Angie Blackwell and Policy & Planning Director Kim Rogers stated that a consulting firm has been hired and the recommendations will be delivered to council by the end of May. Discussion followed. Vice-Chairman Leno stated that the Tribe is taking its first steps in providing adult care to its membership and that further action will be dictated by the membership.

5:58 p.m. — Wesley "Buddy" West moved, Angie Blackwell seconded to adjourn the meeting. **Motion carried.**