

**TRIBAL COUNCIL MEETING MINUTES  
OF THE CONFEDERATED SALISH AND KOOTENAI TRIBES  
OF THE FLATHEAD INDIAN NATION, MONTANA**

Volume 20 Number 18  
Council Chambers, Pablo, MT

Held: December 3, 2019  
Approved: December 10, 2019

**MEMBERS PRESENT:** Ronald Trahan, Chairman; Shelly Fyant, Secretary; Anita Matt, Treasurer; Carole Lankford; Leonard TwoTeeth; Charmel Gillin; and Myrna DuMontier.

**MEMBERS ABSENT:** Leonard Gray, Vice-Chairman (IBMP – Yellowstone, MT); Dennis Clairmont (IBMP – Yellowstone, MT); and Fred Matt (ITC – Portland, OR).

**OTHERS PRESENT:** James Steele, Sr., Sergeant at Arms; and Jennifer Trahan, Council Office Manager/Recording Secretary.

The meeting was called to **order** at 9:08 a.m. Quorum established.

The meeting was opened with a **prayer** by Charmel Gillin.

The **Tribal Council Meeting Minutes** for November 21, 2019 were presented for approval.

**MOTION** by Anita Matt to approve the Tribal Council Meeting Minutes for November 21, 2019, with corrections. Seconded by Charmel Gillin. Carried, 5 for; 2 abstentions (Ron Trahan and Len TwoTeeth).

The **Tribal Council Meeting Minutes** for November 26, 2019 were presented for approval.

**MOTION** by Charmel Gillin to approve the Tribal Council Meeting Minutes for November 26, 2019, with corrections. Seconded by Anita Matt. Carried, 6 for; 1 abstention (Shelly Fyant).

The **agenda** was presented for approval. No conflicts of interest were identified. Additions were made to the agenda.

**MOTION** by Anita Matt to approve the agenda, with changes. Seconded by Charmel Gillin. Carried, unanimous (7 present).

**Tara Irvine**, Tribal Lands Department; informed council that the Veterans Powwow Committee will be using the gymnasium at Kicking Horse Job Corps Center this Saturday. Charmel Gillin asked if there will be security provided by the committee. Tara replied she asked Ruth and she stated security is covered with this approval.

**Carole Lankford** gave an update on the Casey Foundation Meeting and Tribal Leaders Meeting in Washington, DC. The foundation gathers a lot of information and requesting from tribal leaders to develop a new vision and mission statement to make sure it meets the needs as the years go on. The CSKT decided to go to Seattle next week and will be forming a mapping for the staff for when new people come into Social Services so they get a good understanding of how the program works. Carole met the Representative for the Third District in Kansas and it was inspiring. The Casey Foundation pays for travel costs.

**Tony Incashola Jr.**, Tribal Forestry; requested a three year education and employment agreement with Randy Finley to pursue his AA in Forestry at SKC. He has attended SKC this last quarter on his own and is currently in a Technician position and he would be a great candidate for this agreement.

**MOTION** by Myrna DuMontier to approve a three-year education and employment agreement with Randy Finley to get an AA in Forestry. Seconded by Anita Matt. Carried, unanimous (7 present).

**Tony Incashola Jr.**, and **Ron Swaney**, and **Darrel Clairmont**, Tribal Forestry; requested approval to extend the current MOA that the Fuels Program has with SKC to conduct weed monitoring on the National Bison Range. This MOA is part of the RTRL Project with the National Bison Range. The SKC MOA currently expires December 31, 2019, due to the late start SKC has requested an extension to complete the data analysis and reporting. The field data collection has been completed.

**MOTION** by Anita Matt to approve the extension of the MOA with SKC until July 20, 2020. Seconded by Charmel Gillin. Carried, unanimous (7 present).

**Tony Incashola Jr.**, and **Ron Swaney**, and **Darrel Clairmont**, Tribal Forestry; requested permission to promote the Assistant Foreman to the vacant Foreman position by waiving 69C to move him from step 3 to step 6 in the same pay level.

**MOTION** by Len TwoTeeth to waive policy and approve the promotion for the Assistant Foreman to Foreman position with the step increase from step 3 to step 6 since it is the same pay level. Seconded by Shelly Fyant. Carried, 6 for and 1 opposed (Myrna DuMontier).

**Myrna DuMontier**, for the record, “In order to promote fairness and equal opportunity to fill vacated positions we shouldn’t abandon existing policy for advertising vacancies until we come up with a better plan, so that’s why I voted the way I did.”

\*\*\*\*\* **Break** \*\*\*\*\*

**Rodney Bird**, and **LeRoy Black**, Two Eagle River School; requested approval to apply for the SAMHSA/Native Connections grant.

**MOTION** by Carole Lankford to approve the submission of the SAMHSA/Native Connections Grant. Seconded by Myrna DuMontier. Carried, unanimous (7 present).

**Rodney Bird** and **LeRoy Black**, Two Eagle River School, requested to meet with council in **executive session**.

**Council** reconvened into **regular session**.

**Melanie Piedalue**, Personnel Department; requested an incentive award for an employee from a department.

**MOTION** by Shelly Fyant to approve the incentive award as recommended by the department head. Seconded by Anita Matt. Carried, unanimous (6 present - Len TwoTeeth out of the room).

**Pete White**, Tribal Credit Department; requested approval of a non-competitive contract with sharetec.

**MOTION** by Anita Matt to approve a noncompetitive contract with sharetec. Seconded by Carole Lankford. Carried, 5 for; 2 abstentions (Len TwoTeeth and Shelly Fyant).

**Ruth Swaney**, Budget requested approval of a resolution for budget modification 1 to the fiscal year 2020 Indian Health Service Self Governance Compact Budget.

**MOTION** by Carole Lankford to approve the resolution for budget modification 1 to the fiscal year 2020 Indian Health Service Self Governance Compact budget. Seconded by Anita Matt. Carried, 7 for; 0 opposed; 0 not voting.

### **RESOLUTION 20-023**

### **RESOLUTION APPROVING MODIFICATION 1 TO THE FISCAL YEAR 2020 IHS SELF-GOVERNANCE COMPACT BUDGET**

**BE IT RESOLVED BY THE TRIBAL COUNCIL OF THE CONFEDERATED SALISH AND KOOTENAI TRIBES:**

**WHEREAS**, earmarked programs were allocated budgets in FY 2019 and after fiscal year closeout, the certified carryover of \$1,088,622.87, subject to auditor’s adjustments, is now authorized for allocation to FY 2020 budgets; and

**WHEREAS**, the budgets for SKHA Environmental Health, Injury Prevention, Maintenance and Improvement, and the Tribal Health Department are adjusted based on Facilities funding methodology; and

**WHEREAS**, earmarked programs’ spending authority previously authorized by Resolution 19-197 is now replaced by the following revised budget authority; and

**WHEREAS**, budget amounts may be adjusted upon final approval of the federal budget and distribution to the Tribes; and

**WHEREAS**, the budget will be allocated as follows:

Programs, Functions, Services, and Activities	Budget Account	FY 2020 Enacted	Increase/ (Decrease)	Revised FY 2020 Budget Authority
SKHA Environmental Health	11-501-4150	497,476	157,273.10	654,749.10
BI-16N51 Evaro Well and Pumphouse	11-501-4165	5,446	6,535.76	11,981.76
Dixon Agency Water Storage Replacement	11-501-4168	22,555	48,865.07	71,420.07
BI-18-A36 2018 Dispersed Sites	11-501-4169	125,730	386,118.09	511,848.09
BI-18-N72 Evaro Storage Reservoir	11-501-4170	35,500	147,513.72	183,013.72
BI-18-N79 Equipment	11-501-4171	3,333	16,667.00	20,000.00
Injury Prevention	11-502-4109	46,500	4,500.00	51,000.00
Maintenance and Improvement	11-502-4115	250,000	18,000.00	268,000.00
Dental Prevention	11-502-4117	31,856	155,895.13	187,751.13
Tribal Health Department	11-502-4130	11,193,866	73,021.00	11,266,887.00
Total Increase/(Decrease)			1,014,388.87	

**BE IT RESOLVED** by the Tribal Council of the Confederated Salish and Kootenai Tribes to appropriate FY 2019 carryover of earmarked programs' funding as reflected above; and

**BE IT FURTHER RESOLVED** that the originally enacted budget total of \$27,606,973 had a rounding error and is hereby corrected to \$27,606,974 by this Resolution;

**BE IT FURTHER RESOLVED** that the FY 2020 IHS Self-Governance Compact Budget is increased from \$27,606,974 to \$28,621,362.87; and

**BE IT FURTHER RESOLVED** that prior years' unexpended funds, in addition to Third Party Revenues, are available to appropriate for budget expenditures pending final Congressional approval of the federal budget and subsequent obligation of funds.

**Ruth Swaney**, Budget requested approval of a resolution of budget modification 3 to the fiscal year 2020 Bureau of Indian Affairs Self Governance Compact Budget.

**MOTION** by Charmel Gillin to approve by resolution the budget modification 3 to the fiscal year 2020 Bureau of Indian Affairs Self Governance Compact Budget. Seconded by Anita Matt. Carried, 7 for; 0 opposed; 0 not voting.

**RESOLUTION 20-024**

**RESOLUTION APPROVING MODIFICATION 3 TO THE FISCAL YEAR 2020 BIA SELF-GOVERNANCE COMPACT BUDGET**

**BE IT RESOLVED BY THE TRIBAL COUNCIL OF THE CONFEDERATED SALISH AND KOOTENAI TRIBES:**

**WHEREAS**, earmarked programs were allocated budgets in FY 2019 and after fiscal year closeout, the certified carryover of \$17,292,789.49, subject to auditor's adjustments, is now authorized for allocation to FY 2020 budgets; and

**WHEREAS**, budget amounts may be adjusted upon final approval of the federal budget and distribution to the Tribes; and

**WHEREAS**, the budget will be allocated as follows:

Programs, Functions, Services, and Activities	Budget Account	Current FY 2020	Increase/ (Decrease)	Revised FY 2020 Budget Authority

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		Budget Authority		
Tiwahe Initiative	13-502-4554	40,011	29,040.58	69,051.58
DHRD 477 Program	13-502-4770	4,084,689	2,562,243.06	6,646,932.06
TLD Weeds Program	13-503-4503	10,964	54,693.05	65,657.05
Safety of Dams	13-503-4511	2,545,658	12,401,533.29	14,947,191.29
Threatened Terrestrial Species	13-503-4516	5,177	25,873.51	31,050.51
Road Maintenance	13-503-4519	197,000	14,373.59	211,373.59
Flathead EIS	13-503-4522	8,220	41,099.56	49,319.56
SOD 24/7	13-503-4528	117,479	547,018.11	664,497.11
NRD Climate Collaboration	13-503-4530	793	3,964.01	4,757.01
IRMP	13-503-4533	8,639	43,197.82	51,836.82
GIS Water Rights	13-503-4536	47,256	233,346.05	280,602.05
Land Title & Records Backlog	13-503-4544	1,331	6,655.46	7,986.46
NRD Columbia River Treaty Support	13-503-4556	3,503	17,081.14	20,584.14
BLM Fee to Trust	13-503-4560	8,853	44,267.37	53,120.37
SOD Inter-Tribal Council	13-503-4566	11,785	53,520.04	65,305.04
Range Inventory	13-503-4579	3,728	18,521.66	22,249.66
TLD Real Estate Appraisals	13-503-4581	1,842	9,208.74	11,050.74
TLD Special Projects	13-503-4586	4,211	21,056.51	25,267.51
Programs, Functions, Services, and Activities	Budget Account	Current FY 2020 Budget Authority	Increase/ (Decrease)	Revised FY 2020 Budget Authority
Johnson O'Malley	13-505-4517	88,800	5,605.58	94,405.58
Tribal Justice Support	13-507-4529	9,208	31,526.76	40,734.76

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Forest Development	13-510-4507	98,376	449,099.05	547,475.05
Jobs in the Woods	13-510-4508	4,378	21,033.49	25,411.49
Fire Lookout O&M	13-510-4520	11,350	56,753.26	68,103.26
ESA Surveys for Timber Sales	13-510-4537	7,020	35,100.05	42,120.05
FMIP	13-510-4539	111,079	444,316.79	555,395.79
Dwarf Mistletoe	13-510-4541	4,917	24,091.90	29,008.90
Timber Harvest Initiative	13-510-4545	19,434	77,736.06	97,170.06
477 Program Office Improvement	13-511-4710	4,167	20,833.00	25,000.00
Total		17,550,248	17,292,789.49	

**BE IT RESOLVED** by the Tribal Council of the Confederated Salish and Kootenai Tribes to appropriate FY 2019 carryover of earmarked programs' funding as reflected above; and

**BE IT FURTHER RESOLVED** that the FY 2020 BIA Self-Governance Compact Budget is increased from \$27,691,868 to \$44,984,657.49; and

**BE IT FURTHER RESOLVED** that prior years' unexpended funds are available to appropriate for budget expenditures pending final Congressional approval of the federal budget and subsequent obligation of funds.

**Stu Levit**, Legal Department; requested a support letter for the Lolo National Forest. Stu reported there were no known cultural resources. **Shelly Fyant** said this is on the Nez Perce historical trail and there are cultural resources on this trail. Stu will follow up with the Preservation Office and report back to council.

**MOTION** by Shelly Fyant to approve the support letter for the Lolo National Forest. Seconded by Charmel Gillin. Carried, unanimous (7 present).

**Stu Levit**, Legal Department; discussed the EKI board selection process. One board member is retiring early and one board member's term ends December 31, 2019. That leaves one new board member. Council directed the vacancies to be advertised and edits were made to the announcement. It was the **consensus** of Council to advertise the EKI Board vacancies as discussed.

**Anita Matt** asked about the Tribal Land Ordinance. **Stu Levit** stated he is working with Mark Couture from the Lands Department.

**Carole Lankford** asked if the announcement is for one or two board appointments and recommended having two. **Stu Levit** advised the announcement says one or two will be filled, so it is up to the council to decide how many board members to select. **Charmel Gillin** agrees with Carole's comments.

**Rhonda Swaney** and **Jordan Thompson**, Tribal Legal Department, gave an update on the Cultural Waterways Ordinance. The council wanted public meetings held. It was recommended that a notice be advertised in the Char-Koosta News and local newspapers. There will be two meetings scheduled. Proposed dates are the 17th in Arlee and the 18th in Polson. Jordan will get those announcements advertised in the papers.

**Rhonda Swaney**, **Dan Decker**, and **Ryan Rusche**, Tribal Legal Department, requested to meet with council in **executive session**.

**Rhonda Swaney**, Legal Department; and **Rick Eneas**, Financial Management; requested to meet with council in **executive session**. **Joey Finley** joined the discussion.

**Council** reconvened into **regular session**.

\*\*\*\*\* **Lunch** \*\*\*\*\*

**Dana Liberty Morales**, Department of Human Resources Development, requested a three-year employment contract with Joshua Griffin to fill the Foster Care Social Worker position.

**MOTION** by Len TwoTeeth to accept a three year contract with Joshua Griffin to fill the Foster Care Social Worker position. Seconded by Anita Matt. Carried, unanimous (7 present).

**Erica Woodahl** and **Lloyd Irvine** requested approval of a support letter for the Skaggs Center for Telehealth & Precision Medicine at the University of Montana and gave an update on the Precision Medicine (PM) Research Summary.

**MOTION** by Shelly Fyant to accept the support letter for the Skaggs Center for Telehealth & Precision Medicine at the University of Montana. Seconded by Myrna DuMontier. Carried, unanimous (7 present).

**Erica Woodahl** invited council to the next Telehealth and Precision Medicine meeting in Seattle on March 3 and 4. The grant can pay for up to five council members to attend and 5 members of the community advisory board.

**Carole Lankford** left for the rest of the day.



**MOTION** by Anita Matt to adjourn the meeting.

Council **adjourned** at 1:55 p.m., and is scheduled to meet again on Tuesday, December 5, 2019, at 9:00 a.m.

**CONFEDERATED SALISH AND KOOTENAI TRIBES**

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Shelly R. Fyant  
Tribal Secretary