

**SQUAXIN ISLAND TRIBAL
COUNCIL MEETING
May 13, 2010**

Attendance:

Tribal Council

**Dave Lopeman
Arnold Cooper**

**Chairman
Vice Chairman**

**Andy Whitener
Pete Kruger, Sr.
Misti Saenz-Garcia
Marcella Castro
Charlene Krise**

**Treasurer (*left at 2:30*)
Secretary
1st Council Member (*arr. 9:54 am, left 4:15 pm*)
2nd Council Member
3rd Council Member**

**Legal Counsel
Executive Director
Recording Secretary**

**Kevin Lyon
Ray Peters
Melissa Puhn**

Dave Lopeman called the meeting to order at 9:05 a.m.
Andy Whitener offered the opening prayer.

CULTURAL RESOURCES DEPARTMENT

Tribal Council Oath of Office: Rhonda Foster offered the Oath of Office to Arnold Cooper and Charlene Krise. Arnold and Charlene both accepted the oath.

Rhonda shared that she has been doing the Council Oath of Office for several years and she asked Council to look at the oath and revisit it every year, reflecting what it means. She would like to see it hanging in Council Chambers. The oath was done by Frank Parker and the Tribal Elders.

APPROVAL OF AGENDA

Arnold asked for an update on the TLC position opening. Arnold moved to approve the May 13th Council agenda. Andy seconded the motion. The motion carried five (5) in favor and zero (0) against.

APPROVAL OF MINUTES

Arnold moved to approve the March 11, 2010 Council Minutes. Pete Kruger seconded the motion. The motion carried five (5) in favor and zero (0) against.

TRAVEL REPORTS AND PLANS

Ray shared that tomorrow is Native American Day, which is a holiday for tribal government.

May 14: 5th Annual Salmon Defense Golf Tournament, Sequim WA. Andy, Misti, Marcella, Charlene and Ray will be attending. Council supports this each year with a total of six teams, two from IEI, two from LCC and two from the government.

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May 16-21: Tribal Council Work Session, at the Quinault Beach Resort. Dave would like to discuss this at the end of the day.

May 23-27: NTEC, Albuquerque, MN. Pete and Andy will be attending.

June 4: Sgwi Gwi: Misti brought up the Child Development Center. In the past they have participated with Sqwi Gwi and this year they would like to do their own summer celebration. Charlene thinks that it would be okay for the CDC to participate in Sgwi Gwi and also host their own summer celebration.

June 6-9: Native American Fish & Wildlife Society, Carlton, MN. Pete will be attending.

June 7: MLRC Golf Tournament: Tribal Council will sponsor two teams. Charlene would like to see MLRC Board Members on a team. Marcella will put the second team together.

June 8: Centennial Accord, Muckleshoot.

June 20-23: NCAI, Rapid City, SD. Dave, Andy, Pete and Misti will be attending.

June 17: WIGA, Lummi. Andy will attend. This will be a terminal allocation planning meeting.

CHAIRMANS UPDATE

Dave stated that at the Council/Casino Meeting yesterday, Mitch presented their modified organizational chart for Council consideration. He added a Controller position to the Finance Department, and added marketing staff. The Controller position requirements will be a CPA with Indian gaming experience and will help strengthen the department. Council discussed whether this position will be enough for the Finance Department since they need staff. Ray suggested approving this change and asking Mitch to keep an eye on the Finance Department to make sure they are adequately staffed. Kevin stated that Moss Adams found one of LCC's weaknesses of that department is their lack of staff.

Misti arrived at 9:54 a.m.

Charlene Krise made the motion to approve the organizational chart. Pete Kruger seconded the motion. The motion carried six (6) in favor and zero (0) against.

Council travel policy: This will be discussed at the work session Friday morning. Council asked Kevin and Ray to present different options in regards to changes to the travel policy.

Charlene would like to discuss other topics that have also been tabled in the past. Kevin has that list and will bring it.

Graduation incentives: Council agreed by consensus to stay status quo of last year; \$1000 and laptop/printers to diplomas, \$1000 to GED's, \$1000 for two year degrees and \$2000 for four year degrees.

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Ray briefed again on the Child Development Center participation in Sgwi Gwi. He stated that they used to do their own summer event, last year they were included in Sgwi Gwi and didn't do their summer event. Council thought they should participate in Sgwi Gwi and still host their summer event. Sgwi Gwi is about all of the age groups moving forward in their education.

EXECUTIVE DIRECTOR UPDATE

Elders' bus update: Ray shared that the elders are in agreement with renting a bus for their trips. The pro's of renting a bus include no maintenance/upkeep expenses, ability of changing the bus size to appropriately accommodate the group size, will always have a new and clean bus ready when scheduled and the bus rental fees include a driver. A letter will be mailed out to the elders explaining this decision.

Funeral policy: Ray handed out an outline of how funerals are conducted and what the process is. The recent funeral was the first that utilized the cemetery. Charlene stated that the family was very pleased and thankful for the work that was done. It turned out very well. Charlene did mention that the cemetery road is quite long and narrow; she would like to see better parking and access. Ray shared that a portion of the property has been cleared and there are plans in place to clear the rest of the property in order to see the entire area. Dan Neelands has a Request for Proposal that is ready to go out for clearing and fencing the entire area. Ray stated they are also looking at clearing the adjacent property to be used for camping in 2012, while maintaining a buffer against the cemetery.

They also have an architect working on designing a large sports park that would include baseball and soccer fields and camping.

Marcella asked about the caskets. She would like to see caskets available in cedar instead of pine.

Ray shared that the funeral outline he provided does not need any action, he just shared what the delegation of responsibilities and how everything is handled.

Ray shared that there are plots available for families to sign up. This will be re-advertised. Council discussed headstone size. Some cemeteries only have flat headstones in order to make mowing easier. Other cemeteries allow any type of headstone. This will need to be discussed. Arnold feels that the headstone size and shape should be a family decision. Charlene shared that the Quinault tribe provides uniform headstones for the family where Makah lets the family decide. Depends on what the tribe would like the cemetery to look like. Council discussed the possibility of hosting a public meeting to discuss this.

Health & Human Services update: Ray shared that the Behavioral Health Manager position was advertised and the position was offered to Truth Griffith. He accepted the position and will start in two weeks. He is coming here from Muckleshoot with chemical dependency and behavioral health credentials and has started similar programs. Charlene would like to discuss the location of the mental health counselors.

Arcadia Boat Ramp: Ray shared that the funds are in place and finally got the approval of the Secretary of Land and Highway. The contract is in place with WSDOT, the final design is complete and the environmental study is almost complete. The window of time this summer for construction does not fit with the corps permit. Ray stated that the project will take place this time next year

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because of the timing with the permit. Charlene would like to be sure that tribal members are employed on this project. Ray will look in to that when the time comes.

Ray reported that Glen Parker and Kevin Lyon met with Lynn, the property owner at Arcadia Point where First Salmon is held. Lynn and her family are interested in selling the property to the tribe. Kevin stated that Lynn really wants to convey the message that she is committed to preserving the First Salmon Ceremony. The tribe is flexible in regards to buying the property, offering a life estate or a permanent easement allowing use of the beach. Her concerns are litter and people tying off their boats on her bulkhead. She would like to preserve her bulkhead which is made of large logs. She also was interested in specific plans of what the tribe has for Arcadia. Kevin explained the boat ramp repair. Glen suggested that during the boat ramp construction next year, offer to build her a concrete bulkhead. He knows there will be a permitting issue, but that might be a good way to move on getting her property in to a lifetime estate and in to trust.

Klah-Che-Min: Ray reported that the resurfacing will start this spring. Planning held a public hearing to answer any questions.

Training: Ray shared that he is looking to bring the Ethics & Politics in the Workplace, Employment Law & Essential of Indian Law Training to the tribe in August.

Dave would like to have a discussion about not allowing cell phones inside Council Chambers since it is such a disruption.

PLANNING/DEPARTMENT OF COMMUNITY DEVELOPMENT

Brian Thompson presented **Resolution #10-48** that pertains to the Native Employment Work Program through SPIPA; Council authorizes SPIPA to prepare and administer with HHS, Administration for Children and Families a grant proposal and agreement for the Native Employment Works grant program.

Brian presented **Resolution #10-49** which authorizes the Education Department, Public Safety and the Museum to prepare and administer with the Department of Justice for four multi-year projects through the Coordinated Tribal Assistance Program. These projects include: Improve public safety and enhance community policing capacity; prevent and reduce alcohol and substance abuse related crimes; renovate or construct correctional facilities; and prevent and control delinquency and improve the juvenile justice system.

Pete Kruger moved to approve resolutions #10-48 and #10-49. Arnold Cooper seconded the motion. The motion carried six (6) in favor and zero (0) against.

Housing update: Brian shared that four names were removed from the housing list. Those four were notified multiple times; two letters, four phone calls and an article in the newspaper. Those four did not respond. Misti asked Brian if Housing could periodically mail out a notice explaining the housing list and how to apply. She stated that not everyone is aware of the process.

Brian provided an animal control report from Jim.

Ray briefed on the Slocum Housing development; hoping to have families moved in by Thanksgiving.

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Marcella asked about the elders housing; she heard that elders are not allowed to have gardens in their yards. Brian stated that the elders created that policy but Housing does not enforce it. Ray stated that he reported at the last Council meeting that nobody has asked the elders to remove their gardens. As long as the garden does not interfere or become an eyesore, Housing does not do anything about it.

Misti asked about the canoe shed. Brian reported that they applied for a grant and was approved. There will be a private foundation funder's conference here in June and that project will be discussed. Bridget Ray is coordinating the event with the Museum. Charlene would like to see Council at the event.

Brian presented **Resolution #10-50**. He stated that in 2000 it was decided that when a piece of land was purchased, there was a fee that was associated with the administrative costs. This is no longer valid and this resolution rescinds the initial resolution #00-66. Misti Saenz-Garcia moved to approve resolution #10-50. Charlene Krise seconded the motion. The motion carried six (6) in favor and (0) against.

Land Management Update: Brian shared that his department is preparing to send out letters to 14 fee on-island land owners. Last time they were offered \$2,000/acre and nobody seemed interested. Another letter will be sound out showing what was paid to the first 60 participants. Ray stated that part of the challenge of buying fee land is it was tough to show the actual market price on the unique property. Now that a price has been established, it will make it easier to buy from landowners.

Brian updated on the construction projects; he added that the two ARA grants are ready.

Ray shared that a tribal member has been hired for the Director of Planning & Community Development: Kathy Block. She comes with IHS and construction experience. She will start June 16th. Ray informed that he was not part of the hiring process.

Council discussed the idea of starting a Squaxin Drug Abuse Resistance & Education (DARE) Program. Arnold would like to see that pursued and asked about potential grants for funding that program. Brian stated that there are grants for Law Enforcement youth projects and that one of the best grants was recently acquired.

UNIVERSITY OF WASHINGTON RESEARCH PROJECT

Jolene Grover and Aleta Poste handed out information on the research project they are working on with Ron Whitener. They have been interviewing community members and all information is being stored here. They have conducted around 300 interviews so far within the community. They will provide their findings to Council once they are complete.

Charlene stated that this information will be valuable for grant applications regarding health. Part of their project is a regulatory which will help protect the information gathered and will be saved for future use. Aleta has been working on protecting the information and changing the ways research is done with the tribe. Any information taken will need to be reviewed and will need special permission on how to use the information gathered.

LEGAL

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Mark Allen presented the Workers Compensation Plan which has been in the works for the last year. Mark stated that about a year ago a resolution was passed that changed the administrator for the tribes workers compensation plan. The Human Resource Director and CFO from all entities (tribal government, IEI and LCC) have been working on this. Mark handed out the plan and a resolution (#10-51) that reflects the adoption of the new plan. All three entities agree with the new plan and recommend forming a committee.

Arnold Cooper moved to approve **Resolution #10-51** which approves the Workers Compensation Plan and the formation of a committee. Pete Kruger seconded the motion. The motion carried unanimously.

ISLAND CONSTRUCTION LLC

Dave Johns presented the Articles of Incorporation for Island Construction LLC. This was discussed at the Island Enterprises Board Meeting earlier this week. The Construction Board will be made up of and IEI representative, Council representative, and a community member with construction experience. As the article is written, the community member does not have to be tribal. Council would like to read the articles before they approve it. Dave stated that this is the same articles with the changes discussed at the IEI Board Meeting. Kevin commented that this looks like the same approach taken from the Ho-Chunk Model; removing business away from politics. Charlene asked about a business plan and Kevin stated that at some point it will all be included together.

Charlene Krise moved to approve the Articles of Incorporation and the corresponding **Resolution # 10-52**. Arnold Cooper seconded the motion. The motion carried five (5) in favor and (0) against (*Pete Kruger was out of the room*).

LEGAL (*Continued*)

Burke Museum Letter: Kevin shared that they now have a loan agreement with the Burke and insurance for the welcome pole commissioned by Doug Tobin. He complimented Sharon Haensley on her work in order to negotiate with the Burke Museum. This pole will be installed at the Casino.

Kevin shared that he has looked in to options for Squaxin inmates to avoid mandatory deductions made by the Department of Corrections from income, including per capita payments. He shared that there currently are six members and three spouses incarcerated in Washington. Funds that go to them, 75% is drawn off by the DOC. Kevin stated that there is no way to stop the DOC from drawing those funds.

Medicine Creek Hunting Management Agreement: Kevin informed that on May 25th there will be a gathering at Puyallup to discuss this. Pete and Kevin will both attend.

Bruce Davies was here for a newborn custody case. This is an emergency custody; ICW has the authority to step in since the baby was abandoned. Once ICW has authority the baby will be moved to hospice care. Council directed Bruce to do what is necessary for this child.

Ethical Standard Ordinance (draft): As directed, Kevin drafted an ethics code using the Grand Ronde code. He asked Council to review and provide input.

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Kevin handed out a letter to the Chairman from Governor Gregoire stating that the second petition for Johns Prairie development was denied. The governors office approved the process that Ecology went through; Kevin believes that they did not appropriately evaluate. Natural Resources is working on an appeal which is due June 4th. Kevin complimented Sharon for her hard work.

Draft Fish Buyer Code: Kevin included the key elements to the code. Doing this will resolve the problem with the state wanting to regulate the buyers and regulate who the sellers could sell to. For example, Salish Seafood would need a state license in order to buy from other tribes. Kevin drafted this code in order to fix this issue. If Council wishes to adopt this code, the state will not be involved.

EXECUTIVE SESSION

Ruddell vs. US discussion.

Nisqually litigation update.

Kevin stated that he conducted a phone poll in regards to extending Class III gaming licenses to the casino HR Department. Kevin recommended withdrawing that decision and withdrawing the directive to TGA, and then asking TGA to make a recommendation on what the change should be, if any at all. Raising the bar to the qualifications for a job should be the authority of TGA and not the state. Desi would support the withdraw.

NATURAL RESOURCES

Erik Sparkman handed out a map of the Palalla Bay Olympia Oyster restoration site. This project will enhance the Olympia Oysters on Squaxin Island. June 4th will be the first date for spreading shell in Palalla Bay and will spread over two acres. He welcomed anyone to help.

John Konovsky proved a Memorandum of Agreement with Northwest Association of Networked Ocean Observing Systems (NANOOS). This will be for Squaxin participation on their program. There is no legal obligation imposed on the tribe. He is requesting approval to participate. Council agreed by consensus.

Andy left at 2:30

HUMAN RESOURCES

Summer Youth Program update: Astrid Poste reported that the summer employment program does not have any changes from the previous years. As usual, they will be encouraging all youth to come in and participate to prepare them for the work force later in life. The announcement was sent out in the newspaper and the work period of from July 6-August 13. Any applications from non tribal and community members will be considered once all tribal youth are hired. Applications are due June 4th. Astrid is doing an application workshop next Wednesday from 3-6pm and will do another workshop June 1st.

Stepping Stones program will be the same this year also. Due to a misappropriation of TANF Funds from another tribe has sparked a change: the youth will be "paid" by purchase orders and a list of stores they can go to. The ratio of TANF client participation will affect the amount funded by TANF.

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This year there will be 3-4 mentor positions instead of six and are looking for more volunteers and less outside contract services. The maximum number of participants will be 25-30.

HEALTH CLINIC UPDATE

Ed Fox provided an update on the Indian Health Care Improvement Act.

Charlene would like to see how many clients are seen at the Clinic. Ed will bring that down to work session.

Ed updated on the physician recruitment.

TRIBAL MEMBER REQUEST

Jaime Henderson asked for an extension on her time to pass her Geoduck certification since she is pregnant. She found out after her name was drawn. She would ask that her certification be put off until August 2011. She would like the same chance everyone else has. Dave would like Ray and Glen to look at this technicality. Marcella abstained from the discussion.

Ms. Satiacum came to invite Council and tribal members to Day of a Thousand Drums, May 30th. This event is to restore the original name of Mt. Rainier, to Ti'Swaq'. Council decided to donate \$500 and 80 pounds of clams (check will be made out to "Spirit of the Red Road").

Rose and Mike Davis were here to share the septic design for the Skokomish Shaker Church. They have been unable to get financial help from Chehalis and Skokomish Tribes. Marcella asked about grants. Ray will have Dan Neelands help and look in to IHS for funding. Charlene recommended checking with USDA. Marcella would really like to help them out. Ray will have Dan look at the site and have Planning look in to USDA loans. Ray will get a plan and funding together and report back to Council. Dave would like to have Island Construction look at doing the septic system.

Bev Hawks was here asking where to return the trailer keys (trailer down on Skookum Creek next to the bridge). She also asked of Council has considered allowing Mike Krise to be the next tenant. Dave would like to see what the elders think since it is an elders house. Dave asked Bev to return the key to Ruby.

YOUTH COUNCIL

As requested by Council, Sis Brownfield, Charlene Abrahamson and some of the youth Council Jessica Cruz, Marcus Johns, and two sixth grade representatives Tiana, AJ, Michia and Winter were present.

Charlene Abrahamson stated that they have a proposal which was handed out to Council. They proposal was tabled in order to hear directly from the youth Council. Tiana read their letter to Council.

Jessica and Marcus explained the reasons why they would like to move from TLC and be under the MLRC. Jessica stated that they have no encouragement and receive negative feedback from TLC. The environment seems negative. Michia added that they usually don't have access to the gym either. Charlene Abrahamson understood that Council wanted to hear why the Youth Council wants

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to move their program to the MLRC. Charlene Abrahamson stated that the youth are appreciative of the mentorship they had at the TLC, but feel more comfortable at the MLRC. The Youth Council is very active and consistent. They hold regular meetings every Wednesday, the minutes and schedule will be included on the website shortly.

Charlene Abrahamson handed out the bylaws and resolution that was recently passed in February.

Ray asked if the Youth Council moved their meetings, how they would notify of the location. Jessica stated that people don't go to the TLC anyway. They will have fliers and include something in the newspaper with their meeting schedule and location.

Misti stated that she feels the youth building is the youth building. They can move their meeting place to wherever, but they need to be based out of the youth building. She does not want to see them move to the MLRC and potentially excluding some youth. Arnold added that part of learning and growing with changes is dealing with changes. He feels they need to stay where they are and learn to cope with changes.

Misti left at 4:15 p.m.

Sis shared that the advisor to the Youth Council was Bill Kalappa. Charlene Abrahamson took over in Bill's absence. That position was grant funded but that grant has run out. Charlene continues to be their advisor by volunteering her time. Sis stated that when she tried to attend Youth Council Meetings, she was not welcome and locked out of the room. The Youth Council does not welcome everyone and she feels that they do not have appropriate behavior for a Youth Council. She has concerns about their leadership and was unaware of new bylaws and changes.

Ray reiterated that TLC has rules that Sis needs to enforce in order to promote safety of all of the kids. He also sees a Youth Council who would like to work independently. The Youth Council needs to know that regardless of where they are located, there are rules and policies that need to be followed. The Youth Council needs to see this as a learning situation and its okay to have a third party advisory, but there needs to be collaboration and communication with TLC staff. Also need to allow other youth and adults to attend their meetings.

Ray stated that this is not a negative thing; here is a youth council expressing themselves. Council can help them realize their independence and know that they also have responsibilities and know the guidelines that they need to follow, just like tribal Council does.

Ray stated that once they are hired the Youth Activities Coordinator; Youth Council will be part of their responsibility.

Arnold stated that the youth council needs to learn to work through their issues and not run away from them. Charlene Krise asked Sis to listen to the youth and try to work it out with them also, so they feel welcome and hospitable. Charlene Krise would like them to have a key to their room.

Sis doesn't see the location as an issue. She bought them nice furniture and made sure they had supplies, she has done a lot for them. She would like to work with the Youth Council. She is

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concerned about what her responsibilities are. She wishes for more communication from the advisors.

Ray stated that part of the learning process of the Youth Council is embracing their roles. Marcella would like to see everything gotten over, learn how to get along. Pete said learn to respect each other and get along. Need to learn how to deal with their shortcomings. Make things better, don't make things worse. Dave stated that Tribal Council, as they sit together they are all friends. They may not agree, but they learn to get along. The Youth Council needs to be role models and learn to get along with everyone. Dave would like it to stay status quo.

Kevin stated that he was asked a few weeks ago to act as an advisor and he agreed to do so. He attended one meeting. What he heard that their change is not about the rules or the personality clashes, but for them to be able to make their own decisions. They first would like to make their own decisions, and they feel that in the current structure they are unable to make decisions for themselves.

Charlene Abrahamson feels that she has done a good job with Youth Council. As an advisor she does not tell them what to do.

Jaime Cruz stated their goal is to be tied in to the community and encourage the youth.

Dave stated they need to learn to work with everyone.

Ray asked that Charlene Abrahamson, Kevin, Jaime Cruz and Sis talk about this further and how to make that connection.

There being no further business the May 13th Council meeting adjourned at 5:00 p.m.