

**SQUAXIN ISLAND TRIBAL  
COUNCIL MEETING  
August 14, 2008**

**Attendance:**

**Tribal Council**

**Dave Lopeman**  
**Arnold Cooper**  
**Vince Henry, Sr.**  
**Russell Harper**  
**Misti Saenz-Garcia**  
**Marcella Castro**  
**Charlene Krise**

**Chairman**  
**Vice Chairman**  
**Secretary**  
**Treasurer** (*arr. at 11:45*)  
**1<sup>st</sup> Council Member**  
**2<sup>nd</sup> Council Member**  
**3<sup>rd</sup> Council Member** (*arr. at 11:30*)

**Executive Director**  
**Legal Counsel**  
**Recording Secretary**

**Ray Peters**  
**Kevin Lyon**  
**Melissa Puhn**

Dave Lopeman called the meeting to order at 9:30 a.m. Andy Whitener offered the opening prayer.

**APPROVAL OF AGENDA**

Misti Saenz-Garcia wanted the recent phone poll regarding the Medicaid Billing number added to the agenda. Arnold would like the "whistleblower policy" added. Arnold Cooper moved to approve the August 14<sup>th</sup> Council Agenda with the two additions. Vince Henry seconded the motion. The motion carried unanimously.

**APPROVAL OF MINUTES**

Vince Henry moved to approve the July 10, 2008 Council Minutes. Arnold Cooper seconded the motion. The motion carried unanimously.

**TRAVEL REPORTS AND PLANS**

**August 16: SalmonFest, Little Creek Events Center**

**August 19-22: 2<sup>nd</sup> National Conference on Child Protection & Child Welfare in Indian Country, Billings, MT.** Marcella, Misti & Charlene will attend.

**August 28: Public Budget Hearing, 4:30 p.m., Council Chambers**

**September 4: Work Session with Natural Resources, Olympia Mayor & City Manager.** Council Chambers.

**September 7-10: Bringing Civil Rights to Indian Country, Great Wolf Lodge in Grand Mound.** Ray and Arnold will attend.

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### TRAVEL REPORTS AND PLANS *(continued)*

**September 9: Tribal Consultation, Office on Violence against Women, Hollywood, FL.** Misti and Marcella will attend.

**September 15-18: Native Wellness Conference, Reno, NV.** Misti and Dave will attend.

**September 22-25: ATNI Annual Conference, Confederated Tribes of Umatilla.** Misti, Marcella, Charlene and Ray will attend.

**October 3-5: Basket Weavers Conference, Quinault Beach Resort.** An announcement has been sent out inviting community members to submit their names if they are interested in attending. Arnold would like to be sure that elders attend. Names will be submitted at the next council meeting.

**November 18-19: Tribal Self-Governance Strategy Session, Phoenix, AZ.** Charlene, Misti and Marcella will attend.

### EXECUTIVE DIRECTOR UPDATE

Andy Whitener and on the behalf of the Aquatics Committee, Don Whitener presented the geoduck regulations. Don stated that the aquatics committee met and recommended the following change to the IDQ:

*"If, after the calculation of the IDQs pursuant to this Section 6, one IDQ becomes available, it will be made available for a new diver to enter the fishery; provided, however that IDQs are no less than 5,000 lbs. If IDQs are less than 5,000 and a new IDQ becomes available, it will not be made available to a new diver. When the IDQ of all divers is 5,000 lbs, every IDQ that thereafter becomes available will be available for a new diver to enter the fishery."*

The committee also made the recommendation to charge stumpage to all divers, including senior divers. This will help the fishery collect the needed revenue. Misti Saenz-Garcia moved to accept the recommendations from the aquatics committee. Vince Henry seconded the motion. The motion carried four (4) in favor and zero (0) against. This regulation is effective immediately. *Charlene and Russell were absent.*

**Employee Appreciation Dinner:** Patti presented the request for Council to sponsor the annual employee appreciation dinner. For the past three years Human Resources have planned the dinner on behalf of Council. The One Percent Commission has provided funding for the awards and Council usually sponsors the dinner. Council agreed by consensus to sponsor the dinner again this year.

### TRIBAL MEMBER REQUEST

Joseph Seymour presented a Pendleton Blanket to Arnold Cooper on behalf of the Cowlitz Tribe. The Cowlitz Tribe wanted to show their appreciation for Arnolds assistance during the canoe journey.



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### THE EVERGREEN STATE COLLEGE

Skokomish Tribal Member, Gary Peterson, faculty from the Evergreen State College requested a contribution from the Tribe to assist in operating costs and technical assistance. They are working on a foster care ordinance that will keep tribal kids in the community. Council stated that the One Percent Commission would be able to grant this organization during their next funding cycle.

**Enrollment:** Misti shared her concerns regarding DNA testing for tribal enrollment and the paternity issues. Kevin stated the Enrollment Committee is in the process of building the ordinance and is looking in to DNA testing.

### TRIBAL MEMBER CONCERN

Josephine Sabo asked Council about elders whose social security is affected by the monthly per capita payments. She would like to see all elders who receive social security not claim their per capita as income. Kevin reported that that he will look in to this; per capita payments are a community wide “needs based” contribution which might be able to get around the social security deduction.

Dave would like to discuss this further at the next Council meeting and Kevin will prepare a code revision for consideration.

### BUDD INLET RESTORATION

Andy Whitener, Jeff Dickison, Olympia Mayor Doug Mah and City of Olympia Manager Steve Hall were present to discuss the intergovernmental focus on the Puget Sound and Budd Inlet restoration. They would like to have a strong working relationship with Tribal Governments and suggested a quarterly meeting. The shared interest points were discussed which included the clean up of Budd Inlet and the overall health of the Puget Sound.

Council scheduled a day long work session with Natural Resources, Legal, Doug Mah and Steve Hall to discuss the water issues and update Council on projects. This date is scheduled for September 4<sup>th</sup> in Council Chambers.

### CHAIRMAN'S UPDATE

**DSHS Area Agencies on Aging:** Council would like to see staff attend this meeting, September 4<sup>th</sup>.

### EXECUTIVE DIRECTOR UPDATE *(continued)*

**WomenSpirit Coalition:** A welcoming by a Council Member was requested at this conference. Charlene Krise agreed to do it.

**Political Donation Requests:** Council agreed by consensus to donate to the following: \$500 to John Ladenburg, \$500 to Norm Dicks, \$500 to Peter Goldmark and \$250 to Brad Owen.



## SQUAXIN ISLAND TRIBAL COUNCIL MEETING

### EXECUTIVE DIRECTOR UPDATE *(continued)*

**Leave without pay:** Council discussed the option of leave without pay for tribal fisherman. The government already allows leave without pay with director's approval, but Council would like to see this allowable for treaty fishing. Arnold would like to know if this would be feasible to have put in place for this year. Ray will prepare a more expansive policy for the government, allowing extended leave without pay for treaty fishing. Council would like to see this policy allow for up to sixty (60) days of leave. This can allow for an emergency hire to fill that position while vacant. Ray will draft a policy.

### APPROVAL OF MINUTES *(continued)*

Russell Harper moved to approve the July 2008 Work Session minutes, as amended. Arnold Cooper seconded the motion. The motion carried unanimously.

Russell Harper moved to approve the phone poll minutes of August 6<sup>th</sup>, approving the Franks Landing Medicaid funding. Charlene requested to table the minutes due to some concern she had. Kevin reported that there are controls in place to protect the tribe.

### PUBLIC SAFETY AND JUSTICE

Arnold thanked Mike Evans for the use of the patrol boat during the canoe journey.

Mike provided an update from Public Safety. They are beginning to plan the annual haunted house. Misti inquired about outfitting a reserve for the academy. Mike reported that each year in September they advertise for reserve officers. They recently added a swing shift officer that will work five days each week. They have been receiving good feedback from that addition. During the next two weeks that will be participating in the "drive hammered, get nailed" campaign. They are waiting on a contract proposal for a new drug dog. Tom BlueBack will be back as an additional fishery patrol. The enforcement code was discussed and what violations fall under what penalties, ranging from a class A to a class C. Mike requested that Section 7.12.120 (g), Unauthorized Harvest Equipment, of the code be changed to reflect that illegal gear including an over length fishing net be changed to a class B violation, which would allow for seizure of equipment and product. Russell Harper moved to approve the change in code. Arnold Cooper seconded the motion. The motion carried five (5) in favor and zero (0) against. *Charlene Krise was out of the room.*

### FINANCE

Deb Stoehr handed out the Fiscal Year 2009 draft budget. Russell Harper moved to approve the FY09 draft budget. Misti Saenz-Garcia seconded the motion. The motion carried unanimously. The second public budget hearing will be held after Council on August 28<sup>th</sup>, 4:30 p.m. in Council Chambers.



## SQUAXIN ISLAND TRIBAL COUNCIL MEETING

### ELDERS

Colleen Woodard, Ray Tyler, Josephine Sabo, Sharon Johns, Rose and Don Brownfield, Ron and Kathy Daily, Cal and Ina Peters, Margaret and George Witcraft, Carrie Smith, Virginia Farron, Myrtle Richards, Sam Penn, Mary Whitener, Irvin Fletcher, Linda Evans, Ruby Fuller, Lila Jacobs, Loretta Case were present.

Colleen requested from Council assistance in hosting the 2009 Elders Luncheon next year. Council agreed by consensus to fund the lunch for 2009. Colleen will look to hold it the end of September or end of October.

Colleen also presented her elders' bus request. They would like to have a 28 seat bus for their activities.

Elders' Chairman Ron Daily and Secretary Ray Tyler read to Council a list of questions compiled by the elders. They thanked Council for this opportunity to meet today. They asked about the grievance policy and recent terminations of employees. Ray Peters stated that the government has a clear policy regarding hiring and termination, and a grievance policy allowing the employee to be heard. Ray Peters briefed on the Little Creek Oversight Board (LCOB) standpoint for the day to day operations at the casino, and not all topics are reviewed by LCOB.

Linda Evans asked why Island Enterprises did not have a handbook that states the policies of Kamilche Trading Post (KTP). Council has directed KTP to be sure that policies are clear and available for employees. Ray will contact Bobby and make sure they are available.

Ray Tyler proceeded to read through the questions asked of Council, and Council responded. These questions were written out and provided back to the elders.

Dave Lopeman thanked the elders for coming.

Rose Brownfield inquired about the control of the Elders Building. Ray Peters stated that the elders have priority of the building and that tribal government also uses the building, if there are any conflicts to let him know. Ray said that he, Whitney and Colleen will meet to discuss the building and make sure the elders are comfortable with who actually controls the use of the building, and to discuss any specific instances.

Lila Jacobs asked about unlicensed drivers driving on the reservation. Ray stated that patrols are working on it.

Cal Peters requested that he would like to see this session with the elders written out and provided to all elders.

Sam Penn asked for an update on land sale on the Island. Ray reported that the Tribe has bought back 25 acres of property. The BIA has to meet with every individual who has a sale. The BIA contacts the tribe and the transaction occurs. Myrtle Richards asked about her application, Ray will look in to her situation.



## SQUAXIN ISLAND TRIBAL COUNCIL MEETING

### ELDERS *(continued)*

Sam asked about the gas tax and discount cards. Ray stated they will be available to tribal members Monday, August 18<sup>th</sup>.

Margaret Witcraft asked for an update on the golf course. Ray reported that it is on hold and they are looking at relationships with outside investors.

Josephine Sabo inquired about electric GSA vehicles, and the possibility of converting GSA vehicles into electric motors. Council will look in to this.

Ray reported that a bus will be purchased in the next three to four months. This bus will seat 18-22 passengers. This bus will be a multi-use bus for the transit system, not just for the elders. The elders requested a 28 passenger bus. Council directed Ray to look in to additional grants to fund a larger bus.

### POLITICAL CANDIDATES

Peter Goldmark for Washington Public Lands Commissioner introduced himself to Council. He is campaigning for commissioner of public lands. He briefed Council on his background. He said he is running because he feels that the public is not getting the work deserved by the current commissioner.

Roslyn Reed running for Mason County Commissioner thanked Council for their contribution to her campaign. She stated that she feels qualified and feels it is time for a full time commissioner, and she shared her background.

### CULTURAL RESOURCES DEPARTMENT

Rhonda Foster presented an Independent Contract Agreement. This contractor will work in the CRD policies and protocols for a two week period. Rhonda requested a breakfast meeting with Council to discuss issues that have come up.

### PLANNING DEPARTMENT

Brian Thompson presented the following resolutions: **Resolution #08-84** authorizes a cost reimbursable contract with the U.S. Department of Interior, BIA a design construction contract for Squaxin Lane for reservation wide safety and minor construction improvements. **Resolution #08-85** which authorizes the Tribe to enter in to a new contract to continue the BIA Indian Reservation Road 2% Planning program for transportation projects. **Resolution #08-86** authorizes a cost reimbursable contract with the U.S. Department of Interior, BIA a design construction contract for Klah-Che-Min minor construction improvements.

Charlene Krise moved to approve the three contract resolutions; numbers 08-84, 08-85 and 08-86. Marcella Castro seconded the motion. The motion carried five (5) in favor and zero (0) against. *Russell Harper was absent at the time.*



## SQUAXIN ISLAND TRIBAL COUNCIL MEETING

### PLANNING DEPARTMENT *(continued)*

Brian presented **Resolution #08-87** which adopts a new section to the Law and Order Code prohibiting driving, placing trash, soap and other substances in ponds or fountains. Arnold Copoer moved to approve resolution #08-87. Charlene Krise seconded the motion. The motion carried four (4) in favor and zero (0) against. *Russell Harper and Misti Saenz-Garcia were out of the room.*

Brian presented **Resolution #08-88** which authorizes the South Puget Sound Planning Agency to prepare, submit, negotiate, execute and administer a grant proposal, agreement and any amendments with the Office of Community Services Community Services Block Grant. Charlene Krise moved to approve resolution #08-88. Marcella Castro seconded the motion. The motion carried four (4) in favor and zero (0) against. *Russell and Misti were out of the room.*

Brian presented **Resolution #08-89** which authorizes the submittal of a grant proposal for capital and operations support to enhance Squaxin Transit Services. Arnold Cooper moved to approve resolution #08-89. Charlene Krise seconded the motion. The motion carried five (5) in favor and zero (0) against. *Russell was out of the room.*

Brian updated Council on the purchases made of interest on the island. He provided a map of the island with the lots outlined and requested a determination of which lots to pursue first. Brian would like to order the next set of appraisals and open back up the purchasing. He will request that the BIA administratively review the appraisals to be sure the timber value is accurate.

Brian provided an update on the Housing Enforcement Officer. There will be an open license period for tenants to license their dogs. Charlene inquired about the possibility of micro chipping or tattooing dogs.

Council went in to executive session to discuss a housing issue.

Council requested a meeting with Brian to fully go over NAHASDA and to go over the current housing policy, updating if necessary. Arnold would like to see the policy less strict and Misti would prefer if the Housing Commission consisted of members who live on the reservation.

Brian provided a Council Biography form; he said one of his Planners will be contacting them individually to fill out this form to use for a grant request.

### TRIBAL MEMBER CONCERNS & REQUESTS

Christina Lopeman had a housing request. Dave Lopeman stated that Council will be meeting with Housing to go over the Housing Code and update if necessary.

Gary Brown was present to request from Council assistance in rescinding his exclusion order. Ray informed Gary that he will need to set up a meeting with Mike Evans and Kevin Lyon for further discussion. Once that is done, then he can come back to Council for a recommendation to the Court. Gary will meet with Mike and Kevin and will be on the next Council agenda.

## **SQUAXIN ISLAND TRIBAL COUNCIL MEETING**

### **DEPUTY DIRECTOR**

Whitney Jones requested on behalf of Ta Ha Buts Learning Center for Council to sponsor back packs for students again this year. Council agreed by consensus to donate the same as last year.

### **TRIBAL MEMBER CONCERNS & REQUESTS**

Mike Peters came to Council to discuss his concerns regarding the Casino.

Executive Session.

Coming out of Executive Session, Council agreed by consensus to donate \$500 to Shiloh Henderson for hardship assistance.

There being no further business the August 14<sup>th</sup> Council Meeting adjourned at 9:00 p.m.