



# SQUAXIN ISLAND TRIBE

## RESOLUTION NO. 03- 66

of the

### SQUAXIN ISLAND TRIBAL COUNCIL

**WHEREAS**, the Squaxin Island Tribal Council is the Governing Body of the Squaxin island Tribe, its members, its lands, its enterprises and its agencies by the authority of the Constitution and Bylaws of the Squaxin Island Tribe, as approved and adopted by the General Body and the Secretary of the Interior on July 8, 1965; **and**

**WHEREAS**, under the Constitution, Bylaws and inherent sovereignty of the Tribe, the Squaxin island Tribal Council is charged with the duty of protecting the health, security, education and general welfare of the tribal members, and with protecting and managing the lands and treaty resources and rights of the Tribe; **and**

**WHEREAS**, the Squaxin Island Tribal Council has been entrusted with the creation of ordinances and resolutions in order to fulfill their duty of protecting the health, security, education, and general welfare of tribal members, and of protecting and managing the lands and treaty resources of the Tribe; **and**

**WHEREAS**, the Squaxin Island Tribal Council is in need of enhanced fire protection and emergency medical services for current and future community and commercial growth and to enhance self-sufficiency, but is limited by its existing fire station; **and**

**WHEREAS**, the Squaxin Island Tribal Council is aware that Mason County Fire Protection District 4 (FD4) has similar needs and limitations in the FD4 service area which includes the Squaxin Island Tribe reservation and near-reservation in South Mason County centered in the Kamilche region; **and**

**WHEREAS**, the Squaxin Island Tribal Council is aware that the existing FD4 fire station building and land does not meet the immediate development needs of the Tribe and FD4 and that the existing FD4 fire station building and land is not available for use when its lease expires in 2006; **and**

**WHEREAS**, the Squaxin Island Tribal Council is aware that the current condition of fire protection and emergency medical services development within the Kamilche FD4 service area is an imminent threat to public safety with an emergent need to replace the existing fire station as soon as possible; **and**

**WHEREAS**, the Squaxin Island Tribal Council understands that a Memorandum of Understanding (MOU) was signed on October 4, 2002 between the Tribe and FD4 to design, develop, construct and maintain phase 1 of a new \$910,000 fire station on tribally owned lands adequate for four bays, resident quarters, and some administrative offices, and that the Tribe and FD4 agree to allocate the capital and operating expenses for the fire station between them; **and**

**WHEREAS**, the Squaxin Island Tribal Council understands that as per the above mentioned MOU, the Squaxin Island Tribe will provide \$160,000 land value and operating capital through a twenty-five year fixed fee service agreement for existing commercial and residential buildings; **and**

**WHEREAS**, the Squaxin Island Tribal Council understands that as per the above mentioned MOU, FD4 will provide design and construction capital of \$250,000 and will operate the facility; **and**

**WHEREAS**, the Squaxin Island Tribal Council understands that as per MOU, a total of \$410,000 (45% match) is committed by the applicant for the design and construction of the \$910,000 facility; **and**

**WHEREAS**, the Squaxin Island Tribal Council approves an initial Maintenance and Operations Plan for the new fire station facility. Per the MOU, FD4 is responsible for operations and maintenance costs. These costs are covered in the FD4 FY04 Annual Budget. If for some reason, FD4 is unable to fully fund the operation costs per the MOU and the Plan, the Tribe commits to funding the \$11,540 per year cost from its other revenue sources.

**WHEREAS**, the Squaxin Island Tribal Council is advised of the availability of FY04 funding through the U.S. Department of Housing and Urban Development (HUD) Indian Community Development Block Grant (ICDBG) program for similar purposes; **and**

**WHEREAS**, the Squaxin Island Tribal Council understands that the fire station will provide services that benefit all residents of the Kamilche and Squaxin communities, which have over 50% low- and moderate-income residents; **and**

**WHEREAS**, the Squaxin Island Tribal Council understands that the Squaxin Island Tribe and FD4 will develop a plan to provide that new jobs created for the fire station will encompass reasonable Indian preference; **and**



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**WHEREAS**, the Squaxin Island Tribal Council certifies that 24 CFR 1003.604(a) requirements regarding citizen participation have been met and understands that the requirements will be checked during monitoring visits; **and**

**WHEREAS**, the Squaxin Island Tribal Council understands that as per MOU, if there is any operational cost savings to be realized by the Tribe, that amount is to re-invested into public safety programs that directly impact the Squaxin community; **and**

**WHEREAS**, the Squaxin Island Tribal Council assures that the Tribe has no delinquent federal debt, has no outstanding ICBG obligations in arrears or without a repayment schedule, has core values and ethical standards in the Tribe's personnel policy, and is willing to accommodate pre-award accounting system surveys; **and**

**WHEREAS**, the Squaxin Island Tribal Council intends to comply with all HUD requirements that do not waive sovereign immunity should the Tribe receive FY04 ICDBG grant funds.

**NOW THEREFORE BE IT RESOLVED**, that the Squaxin Island Tribal Council does hereby support the submittal of a HUD-ICDBG grant proposal requesting \$500,000 for the design and construction of a fire station.

**BE IT FURTHER RESOLVED**, that as per afore mentioned MOU, the Squaxin Island Tribal Council does hereby commit \$160,000 in land value as match for the proposal.

**BE IT FURTHER RESOLVED**, that as per afore mentioned MOU, the Squaxin Island Tribal Council does hereby recognize the Mason County Fire Protection District 4 commitment of \$250,000 cash as match for the proposal.

**BE IT FURTHER RESOLVED**, the Squaxin Island Tribal Council does hereby commit any realized operational cost savings to be reinvested into public safety programs that directly impact the Squaxin community for the duration of the MOU.

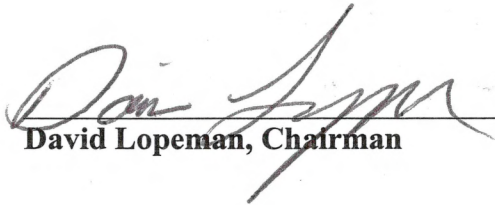
**BE IT FURTHER RESOLVED**, that the Squaxin Island Tribal Council does hereby authorize the David Whitener, Sr. to be the Tribe's signer and representative in all future matters requiring Tribal authorization for this project; and that this authority shall be for the duration of the funded project.

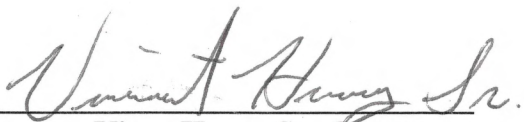
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**CERTIFICATION**

The Squaxin Island Tribal Council does hereby certify that the foregoing Resolution was adopted at the regular meeting of the Squaxin Island Tribal Council, held on this 12<sup>th</sup> day of September 2003, at which time a quorum was present and was passed by a vote of 4 for and 0 against with 0 abstentions.

  
\_\_\_\_\_  
David Lopeman, Chairman

Attested by:   
\_\_\_\_\_  
Vince Henry Sr., Secretary

  
\_\_\_\_\_  
Andy Whitener, Vice Chairman