

TRIBAL COUNCIL SUMMARY  
SEPTEMBER 1, 2021

1. The meeting was called to order at 9:23AM. ROLL CALL: 9:00-Glendon Smith, Lincoln Jay Suppah, Wilson Wewa, Jr., Chief Alfred Smith, Jr. (9:05), Anita Jackson (9:05), Lola Sohappy (9:10-phone). Minnie Yahtin, Recorder.
2. Motion by Anita to allow Secretary-Treasurer, Glendon Smith who is a Tribal Council member and officer of Tribal Council to Chair today's meeting in the absence of the Chairman and Vice Chair; Second by Wilson; Question; Jay/yes, Anita/yes, Wilson/yes, Alfred/yes, Lola/yes, 5/0/0, Chairman not voting; Motion carried.
3. Opioid Litigation/Settlement - Ellen Grover:
  - Motion by Wilson accepting the Mallinckrodt bankruptcy plan; Second by Anita; Jay/yes, Anita/yes, Wilson/yes, Alfred/yes, Lola/yes, 5/0/0, Chairman not voting; Motion carried.
  - Motion by Anita authorizing SKIKOS to file a lawsuit against McKinsey & Co. on behalf of the Tribe. The draft complaint will be sent to Tribal Council for review and final approval before filing; Second by Wilson; Jay/yes, Anita/yes, Wilson/yes, Alfred/yes, Lola/yes, 5/0/0, Chairman not voting; Motion carried.
4. September Agenda/Travel Delegations - Glendon Smith:
  - Motion by Anita adopting the September agenda, subject to change; Second by Wilson; Question; Jay/yes, Anita/yes, Wilson/yes, Alfred/yes, Lola/yes, 5/0/0, Chairman not voting; Motion carried.
  - Motion by Anita adopting the September Travel Delegation, subject to change; Second by Lola; Question; Jay/yes, Anita/yes, Wilson/yes, Alfred/yes, Lola/yes, 5/0/0, Chairman not voting; Motion carried.
5. AKANA Resolution - Said Amali, Bruce Irwin, Louie Pitt & Ellen Grover:
  - Motion by Anita adopting Resolution No. 12,844, the Tribal Council authorizes the Tribal Council Chair, Vice Chair or Secretary-Treasurer to develop and execute an agreement for a period of one year to engage AKANA for the purposes set forth in the Planning and Grant Funding Assistance, AKANA proposal 21-169, attached as Exhibit A, in a manner that is consistent with applicable funding source requirements; that the Authorized Representatives are authorized to execute an extension or extensions of such agreement(s), in the judgment of the Authorized Representative, in the best interest of the Tribe; that the Secretary-Treasurer/CEO will make reports to the Tribal Council as directed by Tribal Council on the implementation of AKANA Proposal 21-169 and on the progress related to infrastructure upgrades; Second by Wilson; Question; Jay/no, Anita/yes, Wilson/yes, Alfred/yes, Lola/abstain, 3/1/1, Chairman not voting; Motion carried.

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6. Museum Resolution - Elizabeth Woody:

- Motion by Wilson adopting Resolution No. 12,845 reappointing the following persons to the Board of Directors of The Museum At Warm Springs with terms expiring January 1, 2024: Bill Nicholson, Non-Tribal Member, Olney Patt, Jr., and Garland Brunoe; And, appointing the Board of Regents with terms expiring September 1, 2024: Beulah Tsumpti and Ruth Beymer; Second by Anita; Question; Jay/yes, Anita/yes, Wilson/yes, Alfred/yes, Lola/yes, 5/0/0, Chairman not voting; Motion carried.

7. Apollo Contract Extension-Chico Holliday & Barry Buchanan:

- Motion by Wilson authorizing: 1-Extension of contract P-19442-20 with Apollo, Inc., effective immediately to complete the Stage 1 scope of work; 2-Extension of the contract P-19384 with Buchanan and Associates, as deemed necessary by the General Manager of Public Utilities or the Secretary-Treasurer, to work with Apollo and EPA to finalize the Stage 1 report and Stage 2 work plan; 3-As deemed necessary by the General Manager of Public Utilities or the Secretary-Treasurer, extension of contracts to complete projects in process previously funded by the OBDD funds and for which funds have been reauthorized; 4-Delivering a final engineering report under the Emergency Order to EPA by October 17 and any other compliance reports as required by EPA under the Consent Order; 5-Any other such actions, as deemed reasonable necessary by the Secretary-Treasurer to deliver the final engineering report under the Emergency Order to EPA by October 17 and to complete the projects underway to address significant deficiencies in the System required by the Consent Order and to provide a compliance report to EPA regarding the Consent Order projects, with added language; Second by Anita; Discussion; Jay/yes, Anita/yes, Wilson/yes, Alfred/yes, Lola/yes, 5/0/0, Chairman not voting; Motion carried.

8. CARES Fund Request - Chico Holliday:

- Motion by Wilson tabling this request pending a budget to be presented to Tribal Council for consideration; Second by Anita; Question; Jay/yes, Anita/yes, Wilson/yes, Alfred/yes, Lola/yes, 5/0/0, Chairman not voting; Motion carried.

9. Bureau of Trust Funds Administration (BFTA) Resolution - Ellen Grover:

- Motion by Anita adopting Resolution No. 12,846, that Tribal Council hereby authorizes the Forest Manager, Timber Sales Accountant, Forestry TAAMS Coordinator, and Enrollment Officer to request information regarding Tribal accounts as needed from time to time for the conduct of routine business; that Tribal Council hereby directs authorized Finance staff annually to provide BFTA with an updated list of authorized individuals to account for personnel changes with the Confederated Tribes; that Tribal Council hereby instructs BFTA, when requested by the Tribe to distribute from the Tribes following accounts; PL7472704, PL7546708, FM7643FR5 and

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FM004FR12 to the Tribes General Fund Account currently held at Columbia Bank in Madras, Oregon; Second by Wilson; Discussion; Jay/yes, Anita/yes, Wilson/yes, Alfred/yes, Lola/yes, 5/0/0, Chairman not voting; Motion carried.

10. National Congress of American Indians Resolution-Glendon Smith:

- Motion by Wilson adopting Resolution No. 12,847, appointing Brigette McConville as the Voting Delegate at all meetings of the National Congress of American Indians; Anita Jackson, as the Alternate Delegate; By the Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon to renew its affiliation with NCAI through remittance of the 2021-2022 annual dues of \$12,000 as appropriate; That this resolution rescinds Resolution No. 12,739 adopted October 28, 2020; Second by Jay; Question; Jay/yes, Anita/yes, Wilson/yes, Alfred/yes, Lola/yes, 5/0/0, Chairman not voting; Motion carried.

11. ARPA Dispersement Resolution - Glendon Smith:

- Motion by Wilson tabling this resolution pending the Tribal Council discussion on September 8<sup>th</sup>; Second by Anita; Question; Jay/yes, Anita/yes, Wilson/yes, Alfred/yes, Lola/yes, 5/0/0, Chairman not voting; Motion carried.

12. Contract Extension Request for the Accounting Firm-Michele Stacona:

- Michele will contact the firm for a dollar amount to carry on to end of 2021, and prep for the 2022 audit to be presented next week.

13. Motion by Anita to adjourn at 1:20PM.

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CC: Tribal Council  
Secretary-Treasurer  
BIA Superintendent  
Tribal Attorney's  
Spilyay Tymoo