Quil Ceda Village

Regular Council Meeting
February 21, 2006
Minutes

9:00 AM: Village Council Meeting: Roll Call

President Herman Williams, Jr. - Present
Council Member Les Parks - Present
Council Member Glen Gobin - Present

Staff & Visitors Present:

Juanita Diaz, Recording Secretary
Nina Reece, Village Clerk
Robert Morris, TDS
La Cha, TDS
J.A. Goss, TTT Chief of Police
Carlos Echevarria, TTT Police
Greg Sheldon, Port of Subs
Steve Gobin, QCV Deputy GM
Travis Hill, TDS
Al Rodriguez, TTT Consultant
Daryl Williams, TTT Nat. Resources
Linda Lyshall, Puget Sound Action Tm.
Shelly Lacy, TTT Interim General Manager
Mike Gobin, Tribal Design Professional
Mike Alva, THAP Manager
Greg Keith, TDS
Paul O'Neil, Visitor
Mike Taylor, QCV Attorney
Peter Mills, Economic Dev. Mgr.
Diane McCormack, TDS
Jacob Setterberg, TDS
Tom McKinsey, Special Projects Mgr.
Bruce Wilken, Puget Sound Action Team
Tom Gobin, QCV Utilities Manager

Visitor: Greg Sheldon, Port of Subs
Discussion: Greg Sheldon, Les Parks, Nina Reece, Steve Gobin, Mike Taylor, Glen Gobin, Mel Sheldon, Chuck James

The visitor is proposing to establish a business relationship with Allied Waste to provide waste management services for the Quil Ceda Village. Is there services provided for the QCV already? Yes, services are provided by several companies. This would be a partnership between the tribal member and Allied. The visitor is seeking guidance from the council and will bring back a written proposal at a later date. An exclusive agreement will need another hearing and a notice will need to go out to the tenants.

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Visitor: Paul O'Neil, Free Trade Zone
Proposal to use Boom City for 90 days. Mr. O'Neil is here to ask that the Council consider the idea of a foreign trade zone within the Village. A hand-out was given to those present.
Discussion: Paul O'Neal, Glen Gobin, Les Parks, Steve Gobin, Chuck James, Mel Sheldon, Mac McKinsey,

The visitor is requesting to work with staff to start a 90 day trial run of this proposal to be located within the Boom City site. Can we expect to get 100% volume? 18 companies are proposed in the packet. The revenue stream appears very promising but the truck traffic could become an issue. Staff may need to explore other options. What industries from U.S. and Canada will we benefit from this? The small manufactures will most benefit, and also Canadian and lower B.C. manufactures? There is another site by the TERO that may not impact the traffic flow. Council thanks the visitor for the information given on the free trade zone industry. The project will incur expenses and will need to be discussed. The visitor will need to work with staff and then will need to be presented to Council at a later date. The visitor will bring the requested information to the Business Committee.

Visitors: PowerPoint Presentation from Puget Sound Action Team
Discussion: Bruce Wilken, Daryl Williams, Peter Mills, Les Parks PowerPoint presentation given on how to develop a low impact program.

1) Approval of agenda for regular Village Council Meeting of February 21, 2006.
Motion made by Les Parks to approve the agenda for February 21, 2006 with the amendments as added; Visitor-Port of Subs/Greg Sheldon, additions from the Economic Development-Handouts given.
Seconded
Questions:
2 For 0 Against
Motion carried

2) Approval of minutes for regular Village Council Meeting of January 18, 2006.
Motion made by Les Parks as to approve the regular Village Council Meeting of January 18, 2006 as corrected.
Seconded
Questions:
2 For 0 Against
Motion carried

Tulalip Tribes Police

3) February Monthly Report for the Village
Discussion: Chief Jay Goss, Glen Gobin, Carlos Echevarria

There were 240 incidents reported for Quil Ceda Village. A hand out was given. The report given for next month will look different. Sunday is the biggest day for incidents. The highest volume day for shopping is on Sunday.

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Quil Ceda Village Governmental Affairs

4) Out of State Travel Request for Tracie Stevens
Discussion: Steve Gobin

Staff is going as a representative for The Tulalip Tribes and delegate for the NIGA.

Motion made by Glen Gobin to approve the travel for Tracie Stevens to attend the NIGA 2006 Trade show and Convention in Albuquerque, NM April 2-5, 2006 at an estimated cost of $1,924.25 to come from the Governmental Affairs. Seconded
Questions
2 For 0 Against
Motion carried

Quil Ceda Village Utilities

5) Discussion: Wetland Waterline Route
Discussion: Tom Gobin, Les Parks, Mel Sheldon, Steve Gobin

Staff is further researching a route for the wetland waterline. First route would tie into the MBR plant. Routes, budgeting and contract will be brought back. Staff is requesting to waive the bid process for the liquid oxygen project. The bid is an addition for the electrical work. There is money appropriated for this project. A resolution will be brought back to the next village meeting. What is the time frame? The delivery will take 4-6 weeks, and then the electrical can take place. Are we on a timeline for the wetland project? There is further discussion needed on the amount of water used and how we will need to invest. Staff recommends that this starts this year. The oxygen project will reduce sludge retention and extend the life of the MBR membranes.

Quil Ceda Village Administration

6) Out of State Travel Request for Juanita Diaz
Tabled

7) Restaurant Privilege Tax: Port of Subs
Balance of Tax
Tribal Member Business vs. Non-Member Business
Discussion: Mike Taylor, Nina Reece, Glen Gobin, Les Parks, Steve Gobin, Herman Williams Jr., Chuck James,

This has been brought to the Village Council before. The disadvantage is that some of the tribal businesses may suffer if they are located near non-tribal businesses that do not collect the tax from tribal members. Staff is requesting solutions from council. Staff recommends that the tax is imposed across the board and tribal members are given a tax break. How will this affect our taxes now? This should not have an impact on us. This will be brought up at General Council. It is not the intentions to get sales tax from our

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membership on other items. The taxes go back to the Village. The tax needs to be levied. The tax could be a smaller percentage. Council recommends that this further needs discussion. Council recommends that the tax stays as is. Staff would like further explanation of why the non-tribal businesses are exempt from the tax. It is due to the ordinance language. The ordinance can be amended to include non-tribal businesses. All of the restaurants will need to start dealing with Quil Ceda Village as a municipality and that a tax will need to be paid. Do the other restaurants have to pay a restaurant tax? It is paid to the state, it is a sales tax. The Council would like to stay the course. Keep the tax as is. Council would like the legal department to bring back a way to balance this tax regarding tribal vs. non-tribal businesses. Exercising your sovereignty is a part of the on-going development of tribes. Taxation is a part of that. The Council can soften this burden by making it come to the tribe and not allow the tax to leave the Reservation. The power to tax is an inherent right. The basis on which the Internal Revenue Service used to grant the political sub-division of Quil Ceda Village is the power to tax.

8) QCV Resolution 2006-0010
Transfer of funds from the Cigarette Tax Revenue to the Quil Ceda Village General Fund Money Market Account.
Discussion: Steve Gobin,

This would move the money into an account that would be interest bearing. Is there a change in interest rates? This is funding our budget for use.

Motion made by Glen Gobin to approve Resolution #2006-010 to transfer funds from the Cigarette Tax Revenue to the Quil Ceda Village General Fund Money Market account.
Seconded
Questions:
2 For 0 Against
Motion carried

9) QCV Resolution 2006-0011
Discussion: Steve Gobin, Les Parks

Staff is adopting the BOD format for directives and should these be sent out with Government. They should go out to the staff only.

Motion made by Les Parks to approve Resolution 2006-011 to adopt the BOD format to create directives for Quil Ceda Village and to distribute to staff use only.
Seconded
Questions:
2 For 0 Against
Motion carried

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10) McKinstry Service annual HVAC Contract
Motion made by Glen Gobin to approve the contract with McKinstry HVAC service at an amount not to exceed $8,217.00.
Seconded
Questions:
2 For 0 Against
Motion carried

11) Solid Waste Non-Exclusive Franchise Ordinance 13.02.1
Discussion: Mike Taylor

This is available for the Village council to adopt for the non exclusive contract for Chelsea Mall, with a 6% tax gross with Rabanco contract. If this adopted our intent is to approach all of the other vendors. A resolution is needed.

Motion made by Glen Gobin to adopt the Solid Waste Non-Exclusive Franchise Ordinance 13.02.0
Seconded
Questions: Would this be annually? Yes
2 For 0 Against
Motion carried

Quil Ceda Village Economic Development

12) FYI: TTT Resolutions

A. Attended the ULI Conference February 16-17, 2006 in Beverly Hills, CA At an estimated cost of $1,766.99 to come from QCV Economic Development travel budget.

Discussion:
Motion made by Les Parks to ratify the travel for Patti Gobin and Debbie Posey for attending the ULI Conference in Beverly Hills, CA at an estimated cost of $1,766.99
Seconded
Questions
2 For 0 Against

13) Out of Country travel request for Mike Gobin
Discussion: Les Parks, Mike Gobin

The MJHS has a contract with Kelly Moses to create a totem pole. The project will help the tribal design professional better understand the process of carving a pole.

Motion made by Les Parks to approve the travel for Mike Gobin to attend the MJHS Story Pole project in Duncan, BC to review totem pole carving process in the amount of $768.08 to come from the tribal design professional budget.
Seconded

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Questions: Why do we have to travel up there to understand the process? Can we get a better understanding here? Yes. The tribal design professional would be a representative for Tulalip Tribes. The tribal design professional could help with the story line.
2 For 0 Against
Motion carried

Quil Ceda Village Special Projects

14) Out of State Travel request for Tom McKinsey
Motion made by Glen Gobin to approve travel for Tom McKinsey to attend training in Sitka, AK.
Seconded
Questions:
2 For 0 Against
Motion carried

Tulalip Data Services Department

15) Relocation of Tulalip Data Services
Discussion: Steve Gobin, Greg Keith, Les Parks, Mike Alva, Chuck James, Mel Sheldon

Three options were given for the move. A handout was given to Council for review with the proposal for the new site. Option 1: The most logical choice would be to move by the MBR plant. Option 2: The site next to the old Beda?chelh office. There will not be enough space to house staff and the construction of the museum. There are two major archaeological areas that can not be built on. Could they move to the Ace Wester site? Option 3: The servers provided for the tribe are here at the site and would have to re-established. This is where the biggest expense would come from. Are these the options for a permanent site? Option #1 could be permanent. The Cultural Resource building will move into the collection facility. The collection facility could be built first. The phases of the museum took time to coordinate and the money is also needed. Staff has tried to move for the last three years. All of the telecommunications for the tribe is located in this office. Council would like to see a permanent spot found for this department, Option one. Let's make efficient and economic use of this move. The cost to move this department should not be associated with the museum project. The department was located there temporarily. The cost is associated with a permanent move. The treasurer will need to work on the tribal budget. The museum project needs to proceed in a timely manner. Council is concerned about the cost proposal. Moving the current modulars could shut down the current tribal IS systems while the system is shut down and the move occurs. There is some unused funding in the allocation plan. Location is very important to the TDS department. The department will need at least six months to coordinate the location of the fiber nodes technology to the new location with Verizon. The wages included in proposal three include staff wages. This is for overtime. Staff will have to work long hours to move the technology between sites. Additional staff will come on board as the tribe grows along with the new technology that will be needed to run the Tribal Data Services. What type of back up is out there right now? If the current building burned down, what would happen? Are we out of business? No, currently everything is backed up now and servers are located within tribal facilities. Many services can be transferred to those servers but some services would be affected. The services would end up being isolated from other users who maybe away from those areas

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while the connections were re-established. The size of the building would need to be about 13,000 square feet. Location that would be most desirable is near the Village MBR plant.

16) Joint Name for Tulalip Cablevision and Tulalip Data Services
Discussion: Steve Gobin

The plan is to combine TDS and Cablevision. The joint venture would provide internet options and cablevision. The information will be given at the next meeting.

17) Telephone and Internet Services Billing Procedures.
Discussion: Steve Gobin

Information given needs review and can be brought back to the next meeting. Do we have SOPs?

Motion made by Les Parks to adopt the disconnect procedures that Verizon currently uses and implement them with our
Seconded
Questions
3 For 0 Against
Motion carried

Motion made by Les Parks to adjourned the regular Village Council meeting at 1:10 p.m.

Minutes approved at the regular Village Council Meeting of March 17, 2006.

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Nina Reece, Quil Ceda Village Clerk Date

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