



# SQUAXIN ISLAND TRIBE

RESOLUTION NO. 16- 22

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 tribal members, and of protecting and managing the lands and treaty resources and rights of the Tribe; and

**WHEREAS**, the Tribe is a federally-recognized Indian Tribe possessing reserved powers, including the powers of self-government; and

**WHEREAS**, the Squaxin Island Tribal Council has been entrusted with the creation of ordinances and resolutions in order to fulfill its 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 finds that the regulation of business activities on all lands within the jurisdiction of the Squaxin Island Tribe is essential to the health and welfare of the Squaxin Island Tribe and its members; and

**WHEREAS**, the Squaxin Island Tribal Council authorizes submitting application(s) for grant funding assistance for salmon recovery project(s) to the Salmon Recovery Funding Board as provided in RCW 77.85, WAC 420 and subsequent Legislative action; and

**WHEREAS**, under the provisions of the Salmon Recovery Act, state grant assistance is requested to aid in financing the cost of acquisition and restoration; and

**WHEREAS**, our organization considers it in the best public interest to complete the project described in the application(s).

**NOW, THEREFORE, BE IT RESOLVED that:**

1. The Administrator is authorized to make formal application to the Salmon Recovery Funding Board for grant assistance.
2. Our organization has reviewed the sample project agreement on the Recreation and Conservation Office's web site at: <http://www.rco.wa.gov/documents/manuals&forms/SampleProjAgreement.pdf> and authorize Administrator Don Whitener to enter into such a project agreement, if funding is awarded. We understand and acknowledge that the project agreement will contain the indemnification (applicable to any sponsor) and waiver of sovereign immunity (applicable to Tribes) and other terms and conditions that are contained in the sample project agreement.
3. Any grant assistance received will be used for direct costs associated with implementation of the project referenced above.
4. Our organization expects our matching share of project funding will be derived from National Coastal Wetlands and meets the requirements of WAC 420-12-040. In addition, our organization understands it is responsible for supporting all non-cash commitments to this project should they not materialize.
5. We acknowledge that if the Salmon Recovery Funded Board approves grant assistance for the project(s), the Recreation and Conservation Office will pay us on only a reimbursement basis, except for a specially approved advance payment. We understand reimbursement basis means that we will only request payment from the Recreation and Conservation Office after we incur eligible and allowable costs and pay them. The Recreation and Conservation Office may also determine an amount of retainage and hold that amount until the project is complete. The Recreation and Conservation Office may approve advance payments in limited circumstances, pursuant to WAC 420-12-060 and the policy outlined in *Manual 8, Reimbursements*.
6. We acknowledge that any property acquired with grant assistance be dedicated for salmon recovery purposes for perpetuity unless otherwise agreed to by our organization and the Salmon Recovery Funding Board. We agree to dedicate the property in a signed "Deed of Right to Use Land for Salmon Recovery Purposes" for fee acquisitions, or an "Assignment of Rights" for conservation easement acquisitions, to be recorded on the title of the property with the county auditor.
7. We acknowledge that any property acquired in fee title must be accessible to the public unless the Recreation and Conservation Office Director or the Salmon Recovery Funding Board agrees to other restrictions.
8. We acknowledge that any property restored be maintained for a period of ten years after the project is complete unless otherwise provided and agreed to by our organization and the Salmon Recovery Funding Board.
9. Our organization certifies it is a federally recognized Indian tribe with federal not for profit status and has been active in protection and enhancement of natural resources. Should our organization dissolve or disband during the period of this project, we agree to name a successor organization pursuant to Salmon Recovery Funding Board policy.
10. This application authorization becomes part of a formal application to the Salmon Recovery Funding Board for grant assistance.

11. We provided appropriate opportunity for public comment on this application.
12. We certify that this resolution was properly and lawfully adopted following the requirements of our organization and applicable laws and policies and that the person signing as authorized representative is duly authorized to do so.

**CERTIFICATION**

The Squaxin Island Tribal Council hereby certifies that the foregoing Resolution was adopted at the regular meeting of the Squaxin Island Tribal Council, held on this 10<sup>th</sup> day of March, 2016, at which time a quorum was present and was passed by a vote of 4 for and 0 against, with 0 abstentions.

  
\_\_\_\_\_  
David Loperman, Chairman

Attested by: Charlene Krise  
Charlene Krise, Secretary

  
\_\_\_\_\_  
Arnold Cooper, Vice Chairman