



RESOLUTION 2016- 034

RE: Approval to enter into the project funding agreement for Goodell Creek Restoration Feasibility with the State of Washington by and through the Recreation and Conservation Funding Board (RCFB or funding board) and Salmon Recovery Funding Board (SRFB or funding board)

WHEREAS, the Upper Skagit Tribal Council is the duly elected governing body of the Upper Skagit Indian Tribe, a federally recognized Indian Tribe organized pursuant to section sixteen of the Indian Reorganization Act of 1934; and

WHEREAS, the Upper Skagit Indian Tribe (USIT), in partnership with National Park Service, Seattle City Light and Washington State Department of Transportation, is pursuing feasibility study for restoration of Goodell Creek alluvial fan, a tributary to the Upper Skagit River; and

WHEREAS, the Upper Skagit Indian Tribe, and the Goodell Creek Restoration Feasibility, Project Number 15-1174 PLN has been selected for funding through the State of Washington by and through the Recreation and Conservation Funding Board (RCFB or funding board) and Salmon Recovery Funding Board (SRFB or funding board); and

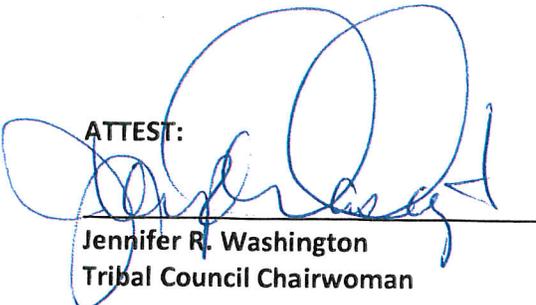
WHEREAS, USIT has reviewed the Project Funding Agreement, titled Goodell Creek Restoration Feasibility, and assigned Project Number 15-1174 PLN attached hereto.

NOW THEREFORE BE IT RESOLVED, that the Upper Skagit Tribal Council, which is the official governing body of the above named tribe, hereby authorizes the Chairperson to sign and execute the Project Funding Agreement award documents and any grant modifications to carry forth this resolution; and

BE IT FURTHER RESOLVED, that the Upper Skagit Tribal Council has reviewed and approves the Salmon Recovery Funding Board Application Authorization for Goodell Creek Restoration Feasibility, project number 15-1174 PLN, attached hereto.

CERTIFICATION

As Secretary of the Upper Skagit Indian Tribal Council, I hereby certify that the foregoing resolution was approved at a Regular Session of the Upper Skagit Tribal Council held on April 15, 2016, at which time a quorum was present and the resolution was passed by a vote of 5 FOR, 0 AGAINST, and 0 ABSTENTIONS.

ATTEST:

Jennifer R. Washington
Tribal Council Chairwoman


Thomas G. McLeod
Tribal Council Secretary

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WA STATE
RECREATION AND CONSERVATION OFFICE

ATTACHMENT:

**Salmon Recovery Funding Board
Application Authorization**

Organization Name: Upper Skagit Indian Tribe

Project Name and Number (s): Goodell Creek Restoration Feasibility 15-1174 PLN

This form 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.

WHEREAS, under the provisions of the Salmon Recovery Act, state grant assistance is requested to aid in financing the cost of planning [insert: *acquisition, restoration, enhancement, planning, and/or monitoring*]; and

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

NOW, THEREFORE, BE IS RESOLVED that:

1. The Chairperson [insert *CHAIRMAN, MAYOR, DIRECTOR, PRESIDENT, ETC.*] 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 The Honorable Jennifer Washington [insert *the names of people who can sign a contract on behalf of your organization*] 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 donated labor by local and federal government entities and federal grant administered by Environmental Protection Agency, [insert *your anticipated sources*] 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. *[Acquisition Projects Only]* 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. *[Acquisition Projects Only]* 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. *[Restoration Projects Only]* 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. *[Non-profit Organizations Only]* Our organization certifies it is a registered nonprofit corporation with the Washington Secretary of State 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.

This resolution was adopted by our organization during the meeting held:

Location: 25944 Community Plaza Way, Sedro Woolley, WA, 98225

Date: April 15, 2016

Signed and approved by the following authorized representative: Jennifer Washington

Signed _____

Title Chairperson

Date _____

4/15/16

Approved as to form _____ November 19, 2015

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