

Spilyay Tymoo

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Jet crash in Mutton Mountains

A small private business jet crashed last weekend in the Mutton Mountains on the reservation. The pilot of the Cessna Citation jet and the one passenger on board were killed. This kind of plane can carry up to 11 passengers.

Warm Springs Dispatch at 2:30 p.m. Saturday, January 9 received notification from air traffic controllers in Seattle, said William Elliott, Warm Springs Public Safety general manager.

The Federal Aviation Administration controllers said they had lost communication with the Cessna an hour before, while the plane was near Pine Grove, just north of the reservation. An alert notice went out a short time later.

U.S. Air Force military and Oregon State Police flyovers confirmed the plane had crashed in the Mutton Mountains

See **PLANE CRASH** on 8

509-J planning for in-person classes

Students in the Jefferson County School District 509-J may return to in-person classes in February. With input from families and students, school officials are working out details this month, with resolution of some issues pending as the conditions develop.

This week the district is contacting families about their thoughts on the question. As a survey of the district, a question to the students and families is whether the individual families would like their students to return to classes in-person, safely; or continue with a virtual option.

The results of the questions will guide the allocation of the teachers and staff, buses and other resources, said Ken Parshall, school district superintendent. "We need the information as to student numbers on-site, and the numbers on-line," Mr. Parshall said.

Gov. Kate Brown in late December announced a prior-



At the Warm Springs Academy (still closed to the general public) front office staff Lana Leonard and Wanda Calica.

ity for agencies and districts of returning students to in-person classes. Gov. Brown said this should be done safely for students, teachers and staff, while pursuing the overall goals of reducing the spread of Covid 19 and returning to school.

Meanwhile, the Oregon Department of Education will issue new guidance for returning to school on January 19. In planning and preparing for students to return to class, "We can't wait for

January 19," Mr. Parshall said. So the district this week is seeking input regarding families who are interested in having students in class, versus those who wish to continue online.

The current teaching method is Comprehensive Distance Learning with the emphasis being online learning from home. This would change sometime in the next semester, which starts February 1. The new method would involve the face-to-face classroom learning for students who return; and some form

of online and home learning for students and families who choose this option.

"We know face-to-face learning is best," Parshall said. Going to school also has the important social aspects of students being among their peers.

Since the beginning of this school year, the district has focused on providing teachers and staff the resources to meet students' needs under the Covid-19 guidelines, while giving the students and families resources to stay engaged as the coursework has progressed.

Many students have stayed engaged with their classes and school work; however, and understandably, there are cases where some disengagement happens. This then creates the challenge of catching up sometime later on the work. Clearly, a safe return to classes would be welcome for students, families, teachers and staff. *(See Madras High School message to students and families on page 2.)*

Covid, vaccine updates

The Warm Springs Health and Wellness Center has administered all 400 Covid-19 vaccines the clinic received in its December 23 delivery. More vaccines were expected soon, as the program continues on the reservation.

Following IHS and CDC guidelines, the clinic is giving the vaccination to individuals 75 years and older; and the front-line essential workers of the tribes and clinic. For information on scheduling a Covid-19 vaccine, call 541-553-2610.

Meanwhile since the start of the pandemic in March, the Clinic has conducted close to 7,000 tests among the tribal community. Of the tests, a total of 6,338 have come back negative; while there have been

617 positive results. Including positive tests from other facilities, the total number of positive cases is at 692 among the tribal community; and there have been 18 deaths due to Covid 19. Two of the deaths happened this month.

Last week there were 13 new positive results for the reservation. As of early this week, there were five members in the hospital due to the virus *(see page 3 for recent data)*.

The St. Charles Health System hospitals' Intensive Care Units were at 87.5 percent occupancy. St. Charles hospitals' Critical Care was at 93.3 percent capacity.

As of early this week, there were 20 persons with active Covid-19 on the reservation receiving daily monitoring by Tribal and IHS staff. In addition, 11 close contact individuals were receiving daily moni-

toring by Tribal and IHS staff.

And this week Tribal Council returned the workforce back to 100 percent. Workplace buildings are still closed to the public. Everyone entering a building needs to have a temperature check. Masks and social distancing of 6

feet are required. Employees should disinfect work places several times a day; and flexible work schedules are encouraged.

About the vaccination

The Covid-19 Nurses line is 541-553-5512. The Clinic recep-

tion is 541-553-1196.

As total positive Covid-19 testing among the membership is now at close to 700, health officials share the following:

Should people who have recovered from Covid-19 get vaccinated?

Answer: Re-infection is possible with Covid-19. So even if you have already had the virus and recovered, you may still be advised to get a Covid-19 vaccine.

According to the guidelines, vaccination should be offered to persons regardless of a history of Covid-19 infection, with or without symptoms: Natural immunity, gained from having the infection, varies from person to person. It is still unknown how long natural immunity lasts, though some evidence already indicates that it is not for an extensive period of time.



At the clinic Gwen Leutwiler, contract employee of the Confederated Tribes, just receives her Covid-19 vaccine from CDR Amy Whisler.

Water systems upgrades funded for this year

This year will see some significant water infrastructure improvements on the reservation. Toward this goal Tribal Council last month approved contracts to assist in the funding of the improvements. The work will be on the Agency drinking water systems.

Last summer Oregon lawmakers—led by Rep. Daniel Bonham, R-The Dalles, and state Sen. Lynn Findley, R-Vale—approved \$3.58 million for improvements to the reservation water system. This was through the state legislative Emergency Board.

At the time of the allocation, the tribes had been under a boil water

notice. The notice began June 25, finally ending in late August 2020.

During those months the tribes were experiencing a Covid-19 infection rate 16 times the state average: Clearly, covid safety measures—frequent hand-washing and remaining at home, for instance—were interrupted by the water situation. Not to mention the hardship of having to boil all domestic water before use. And some households for a time had no water at all.

The state funding contracts approved last month by Tribal Council—totaling \$1.01 million—are through the Oregon Business Development Department, as pro-

vided in last year's state legislative Emergency Board allocation. The specific funding sources are the Water Infrastructure Improvements for the Nation Act (WIIN), and the Small and Disadvantaged Communities Drinking Water Program Match. According to the contract 'Project Description':

"The project consists of planning, designing, engineering and procurement of equipment to implement improvements to the Dry Creek Water Treatment Plant's monitoring, instrumentation, control, automation and reporting, and community telemetry system." Specific spending allocations in the con-

tracts include \$400,000 for construction, \$239,000 for procurement of equipment, \$161,000 for planning, \$155,000 for design and engineering,

There is a Covid-19 aspect to how last year's \$3.58 million Emergency Board allocation came about. The year before, in 2019, the state legislature earmarked \$7.8 million in state lottery dollars for reservation water projects. The following spring the pandemic arrived, and the state lottery—with the closure establishments with lottery machines, for instance—saw nowhere near its usual revenue, and the \$7.8 million became untenable.

Last summer Rep. Bonham and Sen. Findley, whose constituency includes the reservation, sponsored the \$3.58 million. The tribes' Utilities general manager Travis Wells had written a letter of explanation to the lawmakers. With a list of critical water projects for the tribes, Mr. Wells wrote, "These are projects that need to be completed to ensure our communities receive a basic need for clean potable water."

To the legislative Emergency Board, Sen. Findley wrote: "Few state priorities could be more important than providing drinkable water and working sewers."

WATER continues on page 8



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Tribal Council in January

The following are some of the items on the Tribal Council agenda for the rest of January (subject to change at Council discretion):

- Wednesday, January 13
- Committee reports:
- 9 a.m.: Timber Committee.
 - 10: Health and Welfare Committee.
 - 11: Land Use Planning Committee.
 - 1:30 p.m.: Range and Ag Committee.
 - 2:30: Fish and Wildlife Committee—Off Reservation.
 - 3:30: Water Board update.
 - 4: Central Oregon Inter-governmental Council projects.

Monday, January 18

- 9 a.m.: Secretary-Treasurer update.
- 9:30: February agenda/review minutes.
- 10: Draft resolutions with the S-T.
- 11: Covid-19 update with the Response Team.
- 1:30: Legislative update calls.
- 2:30: Enrollments.
- 3: Development Office update with Bruce Irwin.
- 3:30: Human Resources update with Cheryl Tom.
- 4: Finance update with Alfred Estimo.

- Tuesday, January 19
- 9 a.m.: Governmental Affairs update with Louie Pitt.
 - 9:30: Managed Care update with Michael Collins.
 - 10: Administrative Services update with Michele

- Stacona.
- 10:30: Procurement update with Libby Chase.
 - 11: Tribal Court update with Lisa Lomas.
 - 1:30 p.m.: Public Safety update with Carmen Smith.
 - 2:30: Natural Resources update with Robert Brunoe.

- Wednesday, January 20
- 9 a.m.: Health and Human Services with Caroline Cruz.
 - 10: Education with Valerie Switzler.
 - 11: Public Utilities with Travis Wells.
- Monday through Thursday, January 25-28:
- 2021 Winter conference the Affiliated Tribes of Northwest Indians (virtual).
- Items for further consideration: November/December 2020 financials. Water quality standards. Annual health report. Beaver Butte discussion—AT&T.

For the third quarter at MHS

To Madras High School students and families,

We understand this year has been unconventional and challenging for most. While these challenges have been felt individually, we hope to reunite the Madras High School White Buffalo family. We are excited to welcome our freshmen class to our school for the first time this year, and to celebrate our senior class for all they’ve accomplished and overcome.

When we return to school in February, things still won’t look like they used to, but your Madras High School staff are committed to making the remainder of the school year feel as welcoming, supportive and normal as possible.

While we don’t yet have all the answers, we wanted to communicate with our families what we do know so far:

Madras High School students grades 9-12 will return to in-person learning the week of February 1.

High school students have two options for learning beginning the third quarter: Either in-person or CASA. (Note: Comprehensive Distance Learning will no longer be an option).

The deadline for parents to determine whether their student or students will attend third

quarter in-person or CASA is this Friday, January 15. To change your student’s learning option, you’ll need to contact the district office at 541-475-6192.

Students will return in cohorts. Instead of students moving between periods, teachers will be moving between classrooms to teach. This will greatly reduce exposure between cohorts and keep everyone as safe and healthy as possible.

The remainder of the school year 2020-21 will be in quarters rather than semesters.

The third quarter schedule will remain the same four-period schedule that exists for the second quarter.

Questions and answers

Question: Can students make changes to their third quarter schedule?

Answer: No, Our Madras High School counselors did the best they could to ensure the best possible student schedules as we transition back into the building. With that in mind, third quarter schedules were created using metrics and formulas that were required by the state to meet health protocols.

Can students change to CASA if they don’t like being in-person?

No, Not after the quarter has started. Changes can



only be made between quarters.

Will students need to bring their Chromebook to class with them?

Yes, Students need to bring their Chromebooks with them daily, along with chargers. Please make sure the battery is charged and ready to go.

Do students need to bring any other supplies with them daily to class?

Yes, Students need to bring their school-provided materials that were handed out during the first quarter. If your student did not pick one up, he or she can still get them during school hours when we return to school.

When we return to school, Will clubs return?

Clubs are able to continue meeting in their virtual format. It will be a case-by-case basis for clubs/activities to begin meeting in-person.

What about sports? If students return, Does that mean sports will return also?

No, The school’s ability to bring students back in-person is separate from the OSAA’s rules and regulations pertaining to sports. Visit osaa.org for more information on sports during Covid-19.

How and when will students get materials for the third quarter?

See **MHS LETTER** on 4

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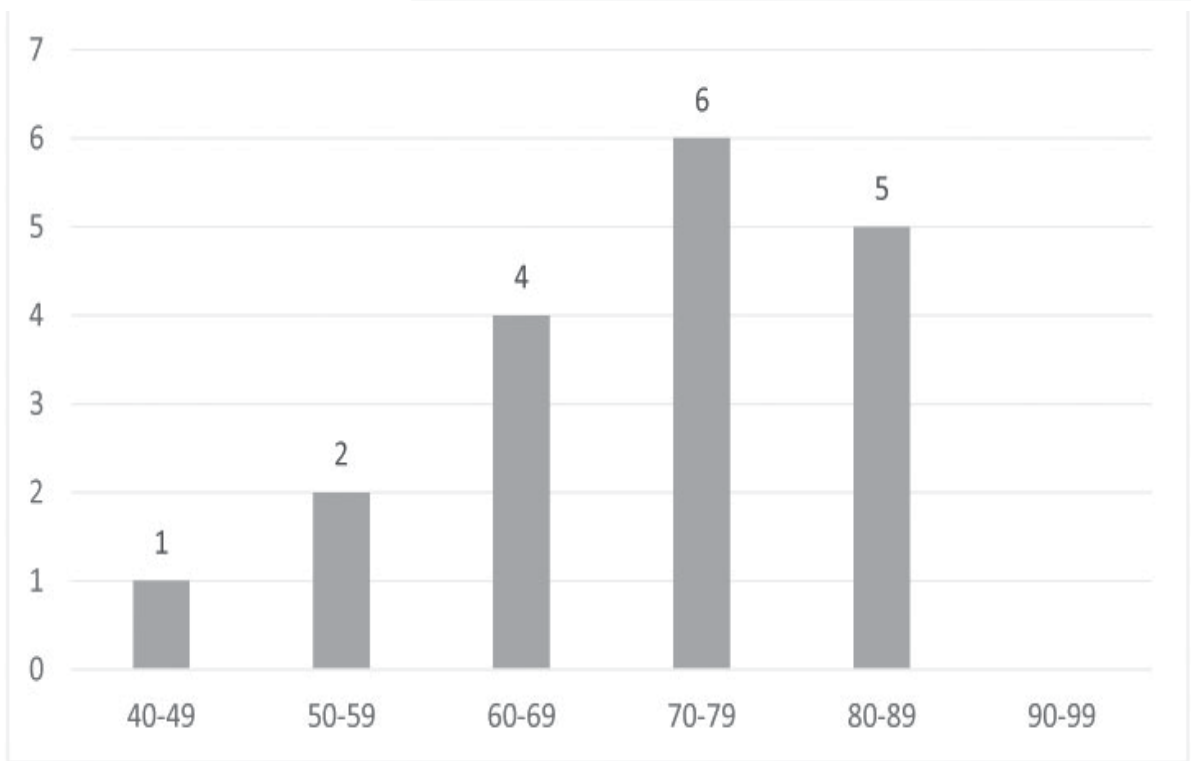
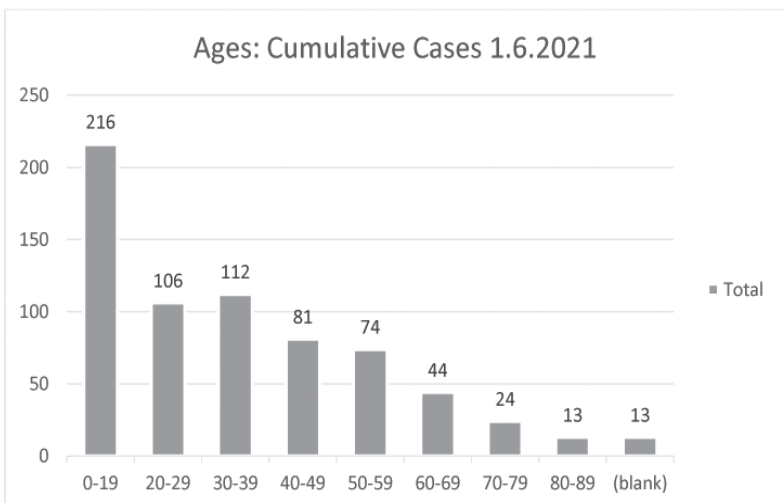
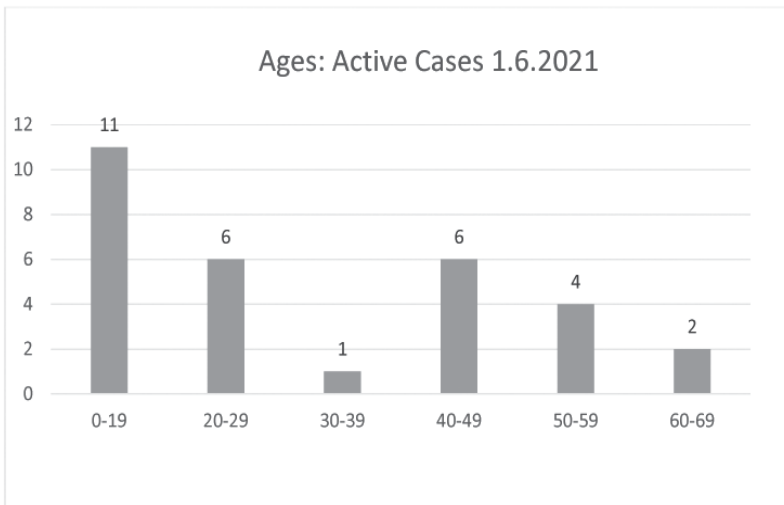
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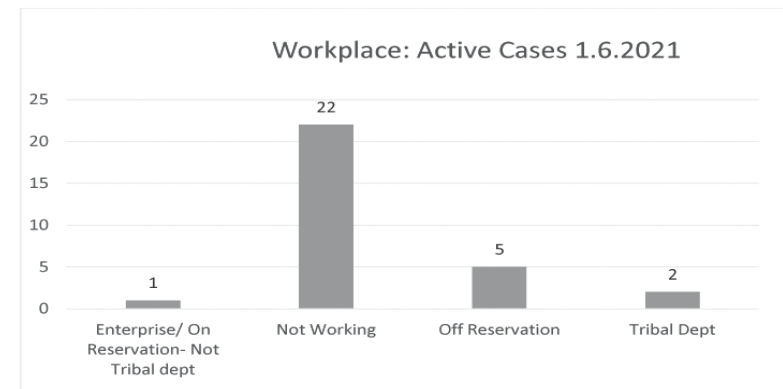
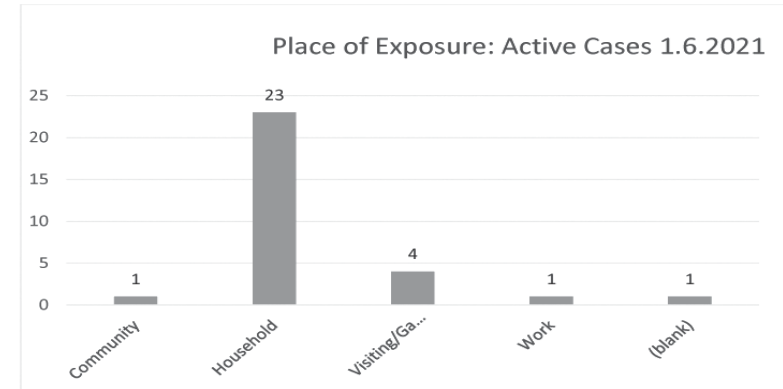
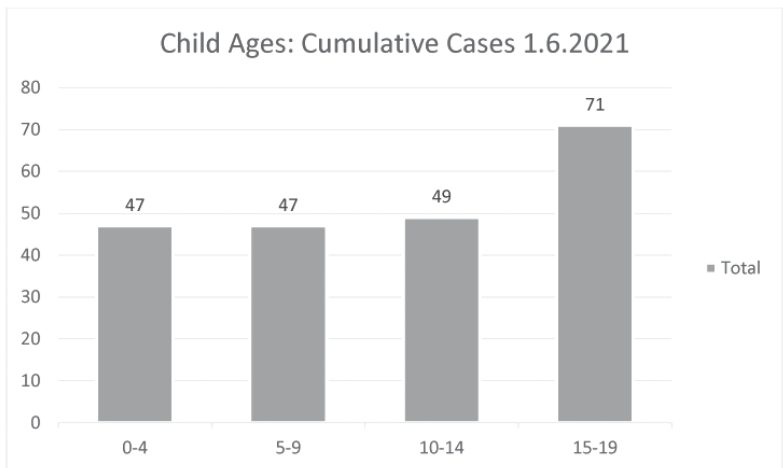
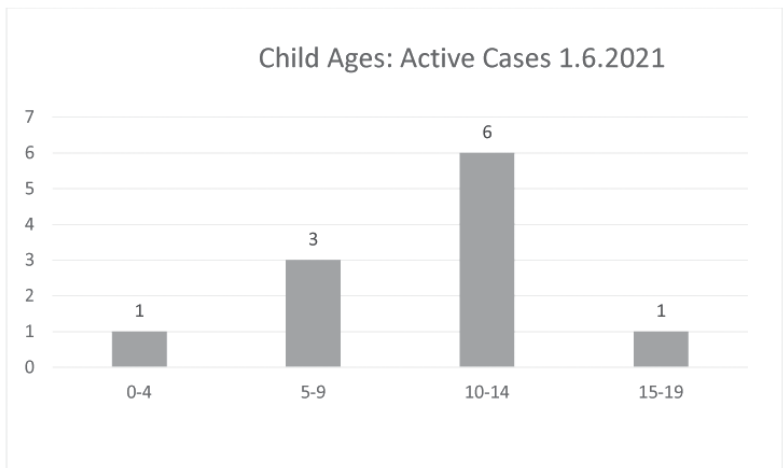
These graphs are the most recent Covid-19 data for the reservation. Compiled by Tribal Community Health and IHS, the data reflects the numbers as of January 6. Since the pandemic began, there have been 18 Covid-19 deaths among the membership, with two last week.

As of this past weekend, the Warm Springs Health and Wellness Center had completed 6,885 Covid-19 tests. Six-hundred and sixteen have come back positive since testing began last spring. There have been 691 total positive results among the membership, as other facilities conducted an additional 75 tests of tribal members.

In the graph lower right: Place of exposure among confirmed cases, as of January 6, 2021. In the graph below: Since March, cumulative deaths among the membership was at 18, as of January 6, 2021.



January 6, 2021 cumulative Covid-19 deaths on the reservation: 18.



Tribal Council summary

January 6, 2021

The meeting was called to order at 9:03 by Chairman Raymond Tsumpti Sr. Roll call: Chief Alfred Smith Jr., Lincoln Jay Suppah, Raymond Captain Moody, Anita Jackson, Vice Chair Brigitte McConville, Glendon Smith, Wilson Wewa Jr., Chief Delvis Heath. Minnie Yahtin, Recorder.

Trust dollars discussion with Finance director Alfred Estimo Jr. and Secretary-Treasurer Michele Stacona:

- Discussion will continue in February after reviewing Minutes regarding Senior Pension and the original intent.

Landfill update with Said Amali, Joie Simtustus and Travis Wells.

- Resolutions with the S-T:
Limited Waiver of Sovereign Immunity:

· Motion by Brigitte adopting Resolution No. 12,762 that the Tribal Council hereby approves the limited waiver of Tribal Sovereign Immunity set out in the (Apollo Inc.) Contract attached to the resolution as Exhibit A;

That Tribal Council hereby authorizes the Tribal Chair, Vice Chair or Secretary-Treasurer/CEO to sign and execute the contract on behalf of the tribe, and authorizes the authorized representatives or their delegate to take or cause to be taken all acts on behalf of the Tribe to perform and carry out the contract. Second by Anita. Discussion. Glendon/yes, Captain/yes, Jay/yes, Brigitte/yes, Delvis/yes, Alfred/yes, Anita/yes, Wilson/yes, 8/0/0, Chairman not voting. Motion carried.

- Bureau of Indian Affairs Indian Highway Safety Program Grant.

• Motion by Captain adopting Resolution No. 12,763 that pursuant to Article V, Section 1 (d), (f), and (l) of the Tribal Constitution and By-Laws, upon the tribes notification of the grant award for \$184,214.00, and after a review of all the conditions and responsibilities for participation in this Indian Highway Safety Program, the tribes agree to these conditions and responsibilities as stipulated in the grant award;

Any changes to this agreement already signed by the tribes' authorized representatives shall be resubmitted to Tribal Council, or their delegate. Second by Brigitte. Discussion. Glendon/yes, Captain/yes, Jay/yes, Brigitte/yes, Delvis/yes, Alfred/yes, Anita/yes, Wilson/yes, 8/0/0, Chairman not voting. Motion carried.

- Board appointments with Michele:

Financial Strategies, LLC:

• Motion by Captain adopting Resolution No. 12,764 that there is hereby created the Warm Springs Financial Strategies LLC Management Committee for the Warm Springs Financial Strategies, LLC for the purpose of managing, investing, and directing the appropriation for the membership approved capital improvements and economic development. The members of the Management Committee shall be: Garland Brunoe, Judith Charley, and the Secretary-Treasurer;

The Management Committee members shall serve at the pleasure of the Council. The term of a Management Committee shall be in accordance with Article 5.3 of the Warm Springs Financial Strategies LLC Operating Agreement;

SUMMARY *continues on 6*

Federal charges in shooting of teen

Mark Poor Bear, 46, was charged last week with federal charges for the December shooting of a 17-year-old on the reservation.

Warm Springs Police responded in the early morning hours of December 16 to the area of Looksh Street. There they found a teen with a single gunshot wound, said Public Safety general manager William Elliott.

The teen was taken to St. Charles Bend with serious injuries. At the hospital the teen was treated and later released.

Warm Springs detectives in-



Mark Poor Bear

vestigating the shooting, assisted by the FBI and U.S. Attorney's Office, the next evening arrested

Mark Poor Bear. Poor Bear was also wanted on an outstanding tribal warrant for another violation.

The shooting first led to tribal charges of assault and reckless endangerment.

After investigators gathered more information, Poor Bear was charged federally with assault with a dangerous weapon and assault resulting in serious bodily injury.

He was being held without bail on a hold for federal marshals at the Multnomah County Jail in Portland.

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Letters to the editor

Lincoln’s Powwow

This last year has been a challenging time for us all as positive cases of the virus have touched all of us across the world. Many gatherings and powwows in Indian Country have been cancelled to help keep our people safe.

We, too, are concerned about the safety of all our precious people and with that in mind, our committee has decided to cancel the 2021 Lincoln’s Powwow in Simnasho.

We hope to see better times in the near future and to see you all soon on the powwow trail. With a brighter future we aim to be back on track with our powwow in 2022. Thank you.

Lincoln’s Powwow Committee.

Birth

Joseph Frank Mitchell Jr. Joseph Mitchell and Lia Orozco of Warm Springs are pleased to announce the birth of their son Joseph Frank Mitchell Jr., born on December 16, 2020.

Joseph joins brothers Aidan, 11, Jeff, 8, and Gerardo, 3; and sisters Esmerelda, 16, Carmen, 14, and Juniper, 9.

Grandparents on the father’s side are the late Jeff Mitchell of Warm Springs; and Suk Cha Kim-Mitchell of Seoul, South Korea.

Grandparents on the mother’s side are Randy and Rhoda Smith of Warm Springs; and Sabino Orozco of Madras.

Bible man

Chief Joseph believed in the Book of Heaven, the Bible. Look for your free Bible lesson in your mail. Why is there so much pain and suffering? Does God see and care? Our free offer will give you answers.

Contact us at **The Bible Man**. Phone 541-546-6339. Text 541-306-1784.

MHS letter

(from page 2) Materials for the third quarter, coming up in February, will be distributed by teachers when they return to school.

Do students need parking passes this year?

No, Parking passes will not be issued. Parking is first-come first-serve in the back parking lot only.

Are lockers going to be assigned?

No, Lockers will not be issued this quarter.

For questions about students’ schedules, Who do we contact at Madras High School?

Students with last names A-L contact counselor Jess Swagger at jswagger.509j.net

Students with last names M-Z contact counselor Stacy Bruce at sbruce@509j.net

For questions about Madras High School Covid-19 protocols, sanitation and safety, Who do we contact?

Contact the district nurse Kris Hohulin at khohulin@509j.net

For questions about Powerschool, Who do we contact at the high school?

Contact registrar Cassie Piercy at cpiercy@509j.net

For questions about athletics at the high school, Who do we contact?

Mark Stewart at mstewart@509j.net

Zuleyma Canales at zcanales@509j.net

As soon as your Madras High School administration has more information about our in-person return, our families will be notified.

At the high school we could not be happier than to welcome you back to in-person learning in the coming weeks. *And remember, There are those who say the White Buffalo is a sign of hope and an indication of good times to come.*

Madras High School principals Brian Crook and Mark Stewart

SMART goals

The team at Warm Springs Holistic Health wishes everyone in the community a year full of joy, wellness and personal growth. We encourage you to aim high this year, focusing your time and strengths towards the most meaningful aspects of your life. The first step in making powerful changes is being intentional and setting ‘smart’ goals. Smart:

Specific: Define your goal. What is it? How much or how long? The clearer your goal, the easier it will be to stay accountable. Example: Joe makes a goal to walk for 15 minutes total per day, five days per week.

Measurable: Determine a way to measure your progress and success. How will you know when you have completed your goal?

Achievable: Goals should be challenging but not overwhelming. Consider your

Riders make Junior World Finals Rodeo



Siddalee Spino-Suppah (above left) and Isaiah Florendo (left) in December made it to the Junior World Rodeo Finals. The 2020 Finals were held in Texas, as the usual Las Vegas venue was not available due to virus precautions. Competing 2,000 miles from home, Sida and Isaiah both had great and memorable experiences. Siddalee

received an invite to *The Longest Runway: Legacy of The West Gala*. She was the guest of Bronc Riding Nation’s Lori Lee O’Harver. Sida got to meet and mingle with some big names in the rodeo world, such as Wade Sundell, the 2019 World Champion Saddle Bronc rider. She also ran into the legendary Billy Etbauer, five-time World Champion Saddle Bronc Rider.

Courtesy Paleena Spino

On vaccines

What’s the best way to build immunity against Covid-19?

Some people may be wondering if getting a Covid-19 vaccine is as effective at building immunity as getting infected by the virus.

The answer is that the body will build immunity to Covid-19 in a different way with the vaccine than through infection.

However, infection has the potential to lead to serious symptoms, which may prove to be deadly.

Natural immunity, which is gained from hav-



Myth: The vaccine won’t help your body build immunity the same way getting the virus will.



Fact: The body builds immunity to COVID in a different way with the vaccine than through infection. **But the vaccine helps build immunity without having to get the disease, which can be serious and even fatal.**

ing an infection, may not even last very long. According to the Centers for Disease Control and Prevention, natural immunity also varies from person to person and there is real potential for re-infection.

Vaccination is the best

tool we have to help us end the Covid-19 pandemic in Oregon and across the globe.

The mRNA vaccines developed by Moderna and Pfizer give our cells instructions for how to make a harmless protein that is

unique to the virus.

Our bodies recognize that the protein should not be there and build T-lymphocytes and B-lymphocytes that will remember how to fight the virus that causes Covid-19 if we are infected in the future.

By getting vaccinated, wearing masks, washing our hands, staying physically distant and avoiding large indoor gatherings, we can help stop the spread of Covid-19.

If enough of us get vaccinated, we can achieve community immunity and the virus will not spread so quickly.

baseline and if you have the resources, time, and environment necessary to support your goal. Are there any barriers that must first be overcome?

Relevant: Find a goal that is meaningful to you. Develop a plan that is motivating, empowering, and improves your quality of life.

Time-bound: Goals should have a starting point and ending point.

Decide how long this goal should take you. Sometimes it is easier to manage shorter duration goals over a week or two before pursuing longer term commitments.

If you have any ques-

tions or would like additional guidance in writing your smart goal, please feel free to reach out to the Physical Therapy team at Warm Springs Holistic Health. As Zig Ziglar would say, “A goal properly set is halfway reached.”

Warm Springs Holistic Health is open 8 a.m. to 5

p.m., Monday through Friday. Appointments are required. Call 541-777-2663 to learn more.

The center, a program of Managed Care, is located on campus next to the courthouse.

Alicia Oberholzer, Physical Therapist, W.S. Holistic Health.

StrongHearts Native Helpline receives 10,000th call

StrongHearts Native Helpline—1-844-7NATIVE—this month tallied its ten-thousandth call. These calls have been from Native people reaching out to the helpline for safe, confidential support; and resources for domestic, dating and sexual violence.

“This is an important milestone in our work to support victim-survivors seeking healing,” said StrongHearts director Lori Jump, member of the Sault Ste. Marie Tribe of Chippewa Indians.

Since March 2017, StrongHearts Native Helpline has offered a culturally-appropriate helpline for Native American and Alaska Native victim-survivors, their relatives and friends, service providers and those questioning their own abusive behavior.

StrongHearts is a collaborative effort of the National Domestic Violence Hotline and the National Indigenous Women’s Resource Center.

Early in the Covid-19 pandemic, calls took a slight dip as more people were forced to shelter-in-place with abusive

partners: Native victim-survivors were more isolated than ever and struggled to have a safe opportunity to reach out for help. In response, StrongHearts added online chat advocacy, adjusting their marketing strategy to reach more Native Americans and Alaska Natives.

As a result, calls and chats have increased as more people realize that StrongHearts is here to help.

“We honor the bravery that victim-survivors possess for reaching out to StrongHearts during these exceptionally difficult times,” Jump said. Diverse advocates navigate each caller’s situation with safety, compassion and respect. Advocates take calls from anyone who is impacted by violence and needs help.

Created by and for Native Americans, StrongHearts is uniquely equipped to serve a population facing some of the highest rates of domestic violence in the United States.

The severity of victims’ experiences is telling:

More than seven out of

10 victim-survivor callers reported experiencing more than one type of abuse, including physical abuse, emotional abuse, sexual abuse, financial abuse, digital abuse, cultural abuse, and other complex situations.

Nearly 40 percent experiencing violence reported a child being involved in their situation.

The top service requested by victim-survivors was peer support. Referrals to shelters was the second most requested service.

Tribes, even as sovereign nations, face significant jurisdictional hurdles when addressing domestic violence in their communities. Gaps in culturally-based supportive services create unique barriers for Native victims seeking help.

In 2016, the National Institute of Justice released a study indicating more than one in three American Indian and Alaska Native women and men had experienced violence within the past year. Of those who had experienced violence, a third of Native women and one in six Native

men were unable to access the supportive services they needed.

“More than four in five Native Americans experience violence in their lifetime,” said Jump, revealing a critical need for a national resource like StrongHearts for Native American and Alaska Natives, as well as more Native-centered service providers in Indian Country and Alaska Native communities.

“We will continue to be here for all of our relatives who are impacted by these issues,” said Jump.

More than four in five Native Americans have experienced violence in their lifetime.

More than one in two Native women, and one in three Native men have experienced physical violence by intimate partners in their lifetime. For Native victims of physical intimate partner violence, stalking, and sexual violence, two in five Native women, and one in six Native men were unable to get the services they needed.

Spilyay Tymoo

(Coyote News, Est. 1976)

Publisher Emeritus in Memorium: Sid Miller

Editor: Dave McMechan

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Lawsuit seeks to keep Archives and Records in Northwest

The National Archives and Records Administration building in Seattle houses thousands of historic documents and other items detailing the history of Northwest tribes. Many of the items—original old photograph prints, for instance—are of great interest and value to the Confederated Tribes of Warm Springs.

Late last year, the federal Public Building Reform Board voted to move the contents of the Seattle Archives building to Kansas City, Missouri, and Riverside, California. The government could then sell the Seattle Archives building, as a means of generating some revenue.

The decision to move the contents of the Seattle Archives happened without consulting the tribes or other interested parties of the Northwest.

Details of the decision were buried in a 74-page document on the Building Reform Board website. The planned move and sale of the Seattle Archives building is bundled among 10 other buildings.

Washington State Attorney General Bob Ferguson’s office discovered the planned move when an assistant attorney general happened across the website in late November 2020, while conducting separate research.

Last week, more than two dozen tribes and Alaska tribal entities—with the states of Oregon and Washington, and history preservation groups—joined a lawsuit to halt the move. Ferguson’s office is leading the cause.

The government plans to ship the National Archives building’s irreplaceable, un-digitized records more than a thousand miles away:



Warm Springs Indian Agency, 1937. Example of National Archives document, the original photograph housed at the National Archives and Records Administration building in Seattle.

...the Archives building legally never should have been included on the list of buildings the federal government has put out for bid.

This will effectively eliminate public access to the records, the plaintiffs to the lawsuit say.

The National Archives building in Seattle hosts exclusive and un-digitized tribal and treaty records. Only a fraction of 1 percent of the facilities 56,000 cubic feet of records are digitized and available online.

The lawsuit, filed in U.S. District Court for the Western District of

Washington, asserts the sale violates the conditions Congress placed on agencies’ ability to sell federal properties on an expedited basis, and fails to appropriately account for the records’ importance to the Pacific Northwest region. Lack of consultation with tribes and others is an additional contention.

Tribal members use federal archive records for many reasons, including to establish tribal membership, demonstrate and enforce tribal rights to fishing and other activities, trace their lineage and ancestry, and access Native school records.

If these historical records are removed from the Pacific Northwest, many tribal members will be prevented from exercising these important rights.

The federal government did not consult with Northwest tribal lead-

ers before deciding to move these significant pieces of tribal history thousands of miles away from the Northwest, depriving local tribes of access to these critical historical documents. As a sample of the tribal position:

“The Seattle National Archives Facility maintains thousands of historical records that belong to the Yakama Nation and our members,” Yakama Nation Tribal Council Chairman Delano Saluskin said.

“The United States has both legal and moral obligations to keep those records in the Pacific Northwest where we can easily access them.”

“The word ‘archives,’ from the view of law firms, businesses and courts, tends to conjure an image of a records storage facility for ‘dead files,’” said Tallis King George, a Puyallup tribal attorney.

“I view the National Archives at Seattle as a vibrant, special collection library... A visit to the National Archives at Seattle, for Native people whose ancestral historical and cultural records are housed there, fills a deep cultural yearning to know, honor and understand the lives and sacrifices of their ancestors.”

Attorney General Ferguson’s lawsuit asserts the National Archives building was never legally eligible for the Public Building Reform Board (PBRB) accelerated sale process.

The law granting the PBRB authority to sell these federal properties specifically excludes buildings used for “research in connection with federal agricultural, recreational or conservation programs.”

The National Archives building is exempt from expedited sale by law because it is used for research in connection with federal agricultural, recreational and conservation programs.

In other words, the Archives building legally never should have been included in the portfolio of buildings the federal government has put out for bid. The lawsuit also alleges significant administrative procedural violations. For example, the Office of Management and Budget’s failed to develop the standards, criteria and recommendations required by Congress.

Additionally, the federal government failed to consult or coordinate with the tribal governments in violation of federal-tribal consultation law and policy. Twenty-nine tribes, Oregon, Washington and nine community organizations are partnering with Ferguson’s office in bringing the case.

IHS updates its Covid-19 testing data

The Indian Health Service has updated its coronavirus data, showing results across Indian Country up to last weekend. According to the data: 155,180 IHS-administered tests have returned positive for Covid 19.

That represents an increase of 1.2 percent from the 153,335 cases previously reported by the IHS.

Throughout its service areas, IHS has administered a total 1,740,441 coronavirus tests.

Since mid-October 2020, the

IHS has been providing additional information about the spread of the coronavirus within the system.

Based on the cumulative percent positive, the highest rates have been seen in the Navajo Area (16.4 percent), the Phoenix Area (14.2 percent), the Oklahoma City Area (12.8 percent), the Albuquerque Area (11.2 percent) and the Great Plains Area (10.7 percent).

The first two regions include the state of Arizona, indicating a disproportionate toll of covid in the

state. Three regions have seen dramatic increases in Covid-19 cases:

The Oklahoma City Area (24.2 percent), the Navajo Area (20.8 percent) and the Phoenix Area (20.7 percent). Two of the three regions include the state of Arizona.

Overall, 9.7 percent of IHS tests have been positive since the onset of the pandemic. Note: The data reflects only testing done by IHS, and does not include tribal members who have used another health care provider.

Oregon reports coronavirus increase

The state of Oregon last week reported 1,643 new presumptive cases of Covid-19. This brings the total in the state since last spring to 124,476.

The new confirmed and presumptive Covid-19 cases reported today are in the following counties:

Baker (4), Benton (37), Clackamas (125), Clatsop (5), Columbia (25), Coos (12), Crook (18), Curry (3), Deschutes (80), Douglas (20), Harney (6), Hood River (12), Jackson (121), **Jefferson (8)**, Josephine (54), Klamath (35), Lake (1), Lane (101), Lincoln (13), Linn (49), Malheur (23), Marion (106), Morrow (14), Multnomah (369), Polk (38), Sherman (1), Tillamook (7), Umatilla (91), Union (15), Wallowa (2), **Wasco (17)**, Washington (175), Yamhill (56).

Oregon’s 1,576th covid death was a 100-year-old woman in Benton County.

Oregon’s 1,577th covid death was an 84-year-old man in Clackamas.

The state’s 1,578th covid death was an 82-year-old man in Clackamas County.

The 1,579th covid death was an 89-year-old man in Deschutes

County.

The 1,580th covid death was a 78-year-old man in Deschutes County.

Oregon’s 1,581st covid death was an 80-year-old man in Deschutes County.

The 1,582nd covid death was an 89-year-old man in Jackson County.

The 1,583rd covid death was a 92-year-old woman in Jackson County.

The 1,584th covid death was a 91-year-old woman in Jackson County.

Oregon’s 1,585th covid death was a 98-year-old woman in Klamath County.

The 1,586th covid death was an 89-year-old woman in Klamath County.

The 1,587th covid death was a 93-year-old woman in Klamath County.

The 1,588th covid death was a 88-year-old man in Klamath County.

The 1,589th covid death was a 95-year-old man in Klamath County.

Oregon’s 1,590th covid death was a 70-year-old man in Marion County.

The 1,591st covid death was a 85-year-old woman in Marion

County.

The 1,592nd covid death was a 80-year-old woman in Marion County.

The 1,593rd covid death was a 84-year-old man in Morrow County.

The 1,594th covid death was a 79-year-old woman in Multnomah County.

Oregon’s 1,595th covid death was a 88-year-old woman in Multnomah County.

The 1,596th covid death was an 86-year-old woman in Multnomah County.

The 1,597th covid death was a 95-year-old woman in Multnomah County.

The 1,598th covid death was an 89-year-old woman in Multnomah County.

The 1,599th covid death was a 68-year-old man in Polk County.

Oregon’s 1,600th covid death was a 95-year-old woman in Washington County.

The 1,601st covid death was a 84-year-old woman in Washington County.

The 1,602nd covid death was an 85-year-old woman in Washington County.

The 1,603rd covid death was a 96-year-old woman in Washington County.

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In the Tribal Court of the Confederated Tribes of Warm Springs

Note: All proceedings are held in the Tribal Court of the Confederated Tribes of Warm Springs.

CTWS, Petitioner, vs CYNTHIA IKE, Respondent; Case No. JV178-08, JV72-11. TO: CYNTHIA IKE, JASON BARKER, CHARLIE & MELISSA ZEIGLER:

YOU ARE HEREBY NOTIFIED that a ASSISTED GUARDIANSHIP has been scheduled with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for the **10TH day of MARCH, 2021 @ 10:00 AM**

CTWS, Petitioner, vs MARILYN SUPPAH, Respondent; Case No. JV46-19, JV95-19. TO: MARILYN SUPPAH, CPS, JV PROS, P&P:

YOU ARE HEREBY NOTIFIED that a PERMANENCY / PROBATION REVIEW has been scheduled with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for the **8TH day of MARCH, 2021@ 9:00 AM**

LAWRENCE SHIKE JR, Petitioner, vs DELBERT FRANK, NORMA SWITZLER, Respondent; Case No. DO129-16. TO: LAWRENCE SHIKE JR, TRIXIE SHIKE, DELBERT FRANK, NORMA SWITZLER:

YOU ARE HEREBY NOTIFIED that a CONSERVATOR GUARDIANSHIP has been scheduled with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for the **8TH day of MARCH, 2021@ 10:00 AM**

SHEILA THRASHER, Petitioner, vs JEFF THRASHER, Respondent; Case No. RO61-20. TO: SHEILA THRASHER, JEFF THRASHER, VOCS:

YOU ARE HEREBY NOTIFIED that a RESTRAINING ORDER has been scheduled with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for the **2ND day of FEBRUARY, 2021 @ 10:00 AM**

CTWS, Petitioner, vs KELLI LANGNESE, Respondent; Case No. JV8-18. TO: KELLI LANGNESE, ERICKSON LUCEI, CPS, JV PROS, P&P:

YOU ARE HEREBY NOTIFIED that a CUSTODY REVIEW / PROBATION REVIEW / SHOW CAUSE has been scheduled with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for the **4TH day of MARCH, 2021 @ 4:00 PM**

CTWS, Petitioner, vs LYNNITA MILLER, Respondent; Case No. JV63,64,65,66-19. TO: LYNNITA MILLER, F A N C U N D O BALDERAMA, BRADLEY BRONCHEAU, CPS, JV PROS:

YOU ARE HEREBY NOTIFIED that a PERMANENCY has been scheduled with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for the **10TH day of MARCH, 2021 @ 3:00 PM**

CTWS, Petitioner, vs CARMEL ANDREWS, Respondent; Case No. JV5,6-13. TO: CARMEL ANDREWS, JOSE GARCIA, SHELLY M I N T H O R N , M O D E S T A MINTHORN:

YOU ARE HEREBY NOTIFIED that a ASSISTED GUARDIANSHIP / MODIFICATION has been scheduled with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for the **10TH day of MARCH, 2021 @ 2:00 PM**

TIMOTHY JENSEN, Petitioner, vs TRISH TANEWASHA, Respondent; Case No. JV33,34-12. TO: TIMOTHY JENSEN, TRISH TANEWASHA:

YOU ARE HEREBY NOTIFIED that a MODIFICATION has been scheduled with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for the **10TH day of MARCH, 2021 @ 4:00 PM**

CTWS, Petitioner, vs MARISSA KALAMA, Respondent; Case No. JV30-07. TO: MARISSA KALAMA, KEITH CHARLEY JR, JOHN KALAMA, MARLENE SOHAPPY:

YOU ARE HEREBY NOTIFIED that a ASSISTED GUARDIANSHIP has been scheduled with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for the **18TH day of MARCH, 2021 @ 3:00 PM**

CTWS, Petitioner, vs COLLEEN KALAMA, Respondent; Case No. DO03-09. TO: COLEEN KALAMA, JERI SMITH:

YOU ARE HEREBY NOTIFIED that a PROBATION / CUSTODY REVIEW has been scheduled with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for the **18TH day of MARCH, 2021@ 2:00 PM**

CTWS, Petitioner, vs ELEANOR WILLIAMS, Respondent; Case No.

JV167,168-05. TO: ELEANOR WILLIAMS, MARCUS MULDROW SR., VERA THOMAS, ELMER CHARLEY:

YOU ARE HEREBY NOTIFIED that a ASSISTED GUARDIANSHIP has been scheduled with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for the **18TH day of MARCH, 2021 @ 9:00 AM**

NOTICE OF HEARING FOR CHANGE OF NAME: IN THE MATTER OF: MICHELE HENDERSON . M I C H E L E HENDERSON, Petitioner; Case No. DO151-20. The above individual has filed a Petition with this Court to change said name from MICHELE RENEE HENDERSON to MICHELE RENEE ST. GERMAINE.

A hearing on this matter has been set for **2:00 PM on the 22ND day of MARCH 2021**, at the Warm Springs Tribal Court. Any person who may show cause why this Petition should not be granted must file such objection in writing on or before **23RD day of FEBRUARY, 2021.**

NOTICE OF HEARING FOR CHANGE OF NAME. IN THE MATTER OF: MAXINE MUPSALI STEVENS. ARLENE DAVID, Petitioner; Case No. DO149-20. The above individual has filed a Petition with this Court to change said name from MAXINE MAPSALI STEVENS to MAXINE MUPSALI DAVID.

A hearing on this matter has been set for **9:00 AM on the 24TH day of MARCH 2021**, at the Warm Springs Tribal Court. Any person who may show cause why this Petition should not be granted must file such objection in writing on or before **24TH day of FEBRUARY, 2021.**

NOTICE OF HEARING FOR CHANGE OF NAME. IN THE MATTER OF: VINCENT LIAM STEVENS. ARLENE DAVID, Petitioner; Case No. DO149-20. The above individual has filed a Petition with this Court to change said name from VINCENT LIAM STEVENS to VINCENT LIAM DAVID.

A hearing on this matter has been set for **9:00 AM on the 24TH day of MARCH 2021**, at the Warm Springs Tribal Court. Any person who may show cause why this Petition should not be granted must file such objection in writing on or before **24TH day of FEBRUARY, 2021.**

Confederated Tribes of Warm Springs, Plaintiff, vs Lyle Rhoad Jr., Defendant; Case No. CR158-20. TO: Lyle Rhoad Jr.:

YOU ARE HEREBY NOTIFIED that a SHOW CAUSE & CRIMINAL ARRAIGNMENT has been scheduled with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for **JANUARY 19, 2021 @ 8:00AM**

Confederated Tribes of Warm Springs, Plaintiff, vs Garyson Johnson, Defendant; Case No. CR199-20. TO: Garyson Johnson: YOU ARE HEREBY NOTIFIED that a CRIMINAL ARRAIGNMENT has been scheduled with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for **JANUARY 19, 2021 @ 8:00AM**

Confederated Tribes of Warm Springs, Plaintiff, vs Jarrod Yahtin- Cloud,

Defendant; Case No. CR242-20; CR236-20. TO: Jarrod Yahtin- Cloud: YOU ARE HEREBY NOTIFIED that a CRIMINAL ARRAIGNMENT has been scheduled with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for **JANUARY 26, 2021 @ 8:00AM**

Confederated Tribes of Warm Springs, Plaintiff, vs Shoshone Gabriel, Defendant; Case No. CR241-20. TO: Shoshone Gabriel/ Prosecution:

YOU ARE HEREBY NOTIFIED that a CRIMINAL ARRAIGNMENT has been scheduled with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for **JANUARY 26, 2021 @ 8:00AM**

Confederated Tribes of Warm Springs, Plaintiff, vs Lauren Holliday, Defendant; Case No. CR17-20. TO: Lauren Holliday:

YOU ARE HEREBY NOTIFIED that a SHOW CAUSE HEARING has been scheduled with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for **JANUARY 26, 2021 @ 8:00AM**

Confederated Tribes of Warm Springs, Plaintiff, vs Chanelle Jackson, Defendant; Case No. CR2-18. TO: Chanelle Jackson:

YOU ARE HEREBY NOTIFIED that a SHOW CAUSE HEARING has been scheduled with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for **JANUARY 26, 2021 @ 8:00AM**

Confederated Tribes of Warm Springs, Plaintiff, vs Cynthia Isadore, Defendant; Case No. CR403-19. TO: Cynthia Isadore:

YOU ARE HEREBY NOTIFIED that a SHOW CAUSE HEARING has been scheduled with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for **JANUARY 26, 2021 @ 8:00AM**

Confederated Tribes of Warm Springs, Plaintiff, vs Terry Boyle, Defendant; Case No. CV36-20. TO: Terry Boyle:

YOU ARE HEREBY NOTIFIED that a CIVIL ARRAIGNMENT has been scheduled with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for **FEBRUARY 2, 2021 @ 8:00AM**

Confederated Tribes of Warm Springs, Plaintiff, vs Phillip Holliday, Defendant; Case No. CR102-20. TO: Phillip Holliday/ Prosecution:

YOU ARE HEREBY NOTIFIED that a SHOW CAUSE HEARING has been scheduled with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for **JANUARY 26, 2021 @ 8:00AM**

Confederated Tribes of Warm Springs, Plaintiff, vs Jarrod Yahtin- Cloud, Defendant; Case No. CR242-20; CR236-20. TO: Jarrod Yahtin- Cloud:

YOU ARE HEREBY NOTIFIED that a CRIMINAL ARRAIGNMENT has been scheduled with the Warm Springs Tribal Court. By this notice you are summoned to appear in this matter at a hearing scheduled for **JANUARY 26, 2021 @ 8:00AM**

Tribal Council summary

JANUARY 4, 2021

The meeting was called to order at 9:04 a.m. by Chairman Raymond Tsumpti Sr. Roll call: Lincoln Jay Suppah, Chief Alfred Smith Jr., Raymond (Captain) Moody, Anita Jackson, Glendon Smith, Vice Chair Brigitte McConville, Wilson Wewa Jr., Chief Joseph Moses. Minnie Yahtin, Recorder.

- Bureau of Indian Affairs update with Bodie Shaw.
- Indian Health Service update with Hyllis Dauphinais, clinic director and CEO, and Dr. Locker.

Covid-19 Team Update with Hyllis, Dan Martinez of Emergency Management; Caroline Cruz, Health and Human Services; and Carmen Smith, Public Safety:

- Does Tribal Council agree with the Response Team’s recommendation to continue at 50-percent workforce. Essential workers need to continue to report, other worker schedules to be determined by general managers and directors through January 11.

Continue a community wide travel restriction with exception to travel to stores, Post Office, doctor appointments or other emergency purposes: Glendon/yes, Joe/yes, Captain/yes, Jay/yes, Brigitte/yes, Wilson/yes, Anita/yes, Alfred/yes. Carried.

- Federal state legislative update calls.
- Tribal Attorney update with Howard Arnett: Sale of Federal Archives Building in Seattle lawsuit.
- Motion by Captain approving option 1. Second by Brigitte. Glendon/yes, Joe/yes, Captain/yes, Jay/yes, Brigitte/yes, Anita/yes, Wilson/yes, 7/0/0, Chairman not voting. Motion carried.
- Tribal Attorney update with John Ogan:
 - John will send more information by email to Tribal Council.

- Due to exposure to the virus, the Administration Building was shut down immediately for cleaning. The meeting adjourned at 3:25 p.m.

Tribal Council summary

January 6, 2021 (continued from page 3)

That this resolution rescinds Resolution No. 12,576 adopted March 11, 2019. Second by Jay. Discussion. Glendon/yes, Captain/yes, Jay/yes, Brigitte/yes, Delvis/yes, Alfred/yes, Anita/yes, 6/0/0, Chairman not voting. motion carried.

Warm Springs Credit Enterprise Board of Directors:

- Motion by Brigitte adopting Resolution No. 12,765 appointing William Sam to the Warm Springs Credit Enterprise Board of Directors, term ending January 1, 2024. Second by Captain. Discussion. Glendon/yes, Captain/yes, Jay/yes, Brigitte/yes, Delvis/yes, Alfred/yes, Anita/yes, 7/0/0, Chairman not voting. Motion carried.
- The Warm Springs Composite Products Board appointment is tabled for notification from the Director of Portland Area Indian Health Service for an employee to be considered for appointment.
- The Warm Springs Telecom Board appointment is tabled, as noted for the previous board.

Cares Act Grant appeals at Tribal Council:

- Wilson and Glendon are appointed to review the appeals then report the findings to Tribal Council.
- John Deere mediation with tribal attorney Josh Newton:

- Executive Session 2:06 to 3:15 p.m.
- Motion by Brigitte, based on the confidential and privileged briefing that Tribal Council received from the tribal attorneys regarding the litigation arising out of the Nena Springs Fire, to authorize the Chairman, Vice-Chairman, and Secretary-Treasurer to conclude a settlement with John Deere containing the following essential terms: (i) John Deere pays the Tribe and/or the BIA \$50,000; (ii) the tribe dismisses its claims against John Deere in the Civil Actions with prejudice and without an award of attorney fees or costs to any party; and (iii) appropriate mutual written releases. Any settlement is subject to a mutually agreeable written settlement and release agreement. Second by Captain. Discussion. Glendon/yes, Captain/yes, Jay/yes, Brigitte/yes, Delvis/yes, Alfred/yes, Anita/yes, Wilson/yes, 8/0/0, Chairman not voting. Motion carried.

- 509-J School District update with superintendent Ken Parshall and board chair Laurie Danzuka.
- Ken will give weekly updates to Tribal Council along with the tribes’ Covid-19 Response Team.
- Campaign 509-J School Board with Jaylyn Suppah:
 - Motion by Brigitte that the Twenty-Eighth Tribal Council endorses the candidacy of Jaylyn Suppah for the Jefferson County School District 509-J board of directors position 3. Second by Anita. Discussion. Captain/yes, Brigitte/yes, Delvis/yes, Anita/yes, Wilson/yes, 5/0/0, Chairman not voting. Motion carried.
 - Motion by Captain to adjourn at 4:10 p.m.

Treaty tribes could change environment

Federal and state officials signed nearly 400 treaties with tribal nations in the Eighteenth and Nineteenth centuries. Threatened by genocidal violence, the tribes signed away much of their land.

But they secured promises that they could continue to hunt, fish and gather wild food on the territory they were giving up. Many treaties also include cash payments, mineral rights and promises of health care and education.

For the most part, the U.S. has ignored its obligations. Game wardens have targeted and arrested tribal members seeking to exercise their hunting and fishing

rights. Governments and private interests have logged and developed on hunting grounds, blocked and polluted waterways with dams and destroyed vast beds of wild rice.

If Native treaty rights had been honored, the natural landscape of the U.S. might look very different today. In recent years, some courts, political leaders and regulators have decided it’s time to start honoring those treaty obligations.

Some legal experts think that asserting these rights could prevent—or even reverse—environmental degradation.

Resolutions of Tribal Council

Water systems

Whereas the Confederated Tribes of Warm Springs Reservation of Oregon is a federally-recognized tribe with responsibilities to its members, lands and resources; and

Whereas the tribe wishes to enter into three contracts to assist in the funding of a series of Warm Springs water and wastewater system upgrades:

1. Water Infrastructure Improvements for the Nation Act (WIN) grant contract no. C2020651 with the state of Oregon acting by and through its Oregon Business Development Department for Water System Improvements (exhibit A to this resolution);

2. Grant agreement number C2020522 with the state of Oregon acting by and through its Oregon Business Development Department for Emergency Board Allocation for Water System Improvements—Water Infrastructure Improvements for the Nation Act (WIN), Small and Disadvantaged Communities Drinking Water Program match (exhibit B to this resolution); and

3. Grant agreement number C2020650 with the state of Oregon acting by and through its Oregon Business Development Department for Confederated Tribes of the Warm Springs Water and Wastewater System Improvements (exhibit C to this resolution); and

Whereas the grant contracts—exhibits A, B and C—contain limited waivers of tribal sovereign immunity; and

Whereas the purpose of the limited waiver of tribal sovereign immunity is so that the grant contracts would be judicially enforceable in a court of proper jurisdiction; and

Whereas the Tribal Council has been advised by the Secretary-Treasurer/CEO that the limited waiver of tribal sovereign immunity is necessary in order to complete the grant contracts; and

Whereas the Tribal Council believes that the grant contracts are in the best interests of the tribes and its members; now therefore,

Be it resolved by the Twenty-Eighth Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Article V, Section l(f), (l) and (u) of the Tribal Constitution and by-laws, and pursuant to Warm Springs Tribal Code section 30,004(l) that the Tribal Council hereby approves the grant contracts—exhibits A, B and C to this resolution—including the limited waivers of tribal

sovereign immunity set out in the grant contracts; and

Be it further resolved that the Tribal Council hereby authorizes the Tribal Chair, Vice Chair, or Secretary-Treasurer/CEO to sign and execute the grant contracts on behalf of the tribe, and authorizes these authorized representatives or their designate to take or cause to be taken all acts, including but not limited to execution of all certificates on behalf of the tribe to perform and carry out the grant contracts. *(Resolution 12,757 - December 18, 2020)*

Health services

Whereas the Confederated Tribes of Warm Springs Reservation of Oregon operate programs pursuant to the Indian Self-Determination Agreement with the Bureau of Indian Affairs and the Indian Health Service; and

Whereas the Tribal Council has historically augmented a number of programs that could or would be authorized under the agreements, through the use of tribal revenues due to the lack of adequate funding available under the agreements; and

Whereas the Tribal Council recognizes that tribal revenues are inadequate to finance programs and services at the level identified within the 2020 year budget, and for the year 2021 at current budget level; and

Whereas the Tribal Council desires that those programs and services that may be continued through 2021 by making planned allocation of Health Services Fund collections (‘third party billing’); now therefore,

Be it resolved by the Twenty-Eighth Tribal Council, pursuant to Article V, Sections (l), (a), (d), (l) and (u) of the Tribal Constitution and by-laws, that the Secretary-Treasurer/CEO is hereby authorized and directed to take such actions as are necessary to provide for the allocation of Health Services Fund collections (third party billings) for the calendar year 2021 as indicated in the exhibit A to this resolution; and to program such savings as are expected at the end of calendar year 2020 for the one-year budget plan for the year 2021. *(Resolution no. 12,756 - December 18, 2020)*

Seniors Fund

Whereas the Tribal Council has established the Warm Springs Senior Distribution Fund for the purpose of providing payments to tribal members who have attained the age of 60; and

Whereas it is the stated policy of the Tribal Council that the fund be managed with the objective of being self-sustaining; however, has failed to do so in previous years due to distribution being in excess of earnings; and

Whereas the Tribal Council has reviewed the Senior Distribution Fund and the estimated amounts needed to provide for distribution payments in the future; and

Whereas the recommended benefit payments for calendar year 2021 be \$300 per month to all seniors reaching the age of 60; and

Whereas the approximate amount of \$2,052,000 is recommended for expenditure for the purpose of providing such pension payments to approximately 570 tribal members for calendar year 2021; and

Whereas the recommended approximate expenditure of \$2,052,000 from the fund is not consistent with the long-term objectives of the fund and is projected to be fully expended during 2021 if new revenue is not generated to sustain the program; now therefore,

Be it resolved by the Twenty-Eighth Tribal Council of the Confederated Tribes of Warm Springs Reservation of Oregon, pursuant to Article V, Section l(f) of the Tribal Constitution and By-laws as amended, that an amount not to exceed \$2,052,000 is hereby authorized for expenditure from the Senior Distribution Fund for Calendar Year 2021. *(Resolution no. 12,750 – December 11, 2020)*

Forestry

Whereas the Forest Management Deduction Funds from timber sales available for intensive forest management activities is estimated at \$559,058 for the calendar year beginning January 1, 2021 and ending December 31, 2021; and

Whereas the Branch of Natural Resources has presented a budget for the Warm Springs Intensive Forest Management Program for the period stated above; and

Whereas the Forest Management Deduction Funds contains carry-over dollars each year, and these dollars are reprogrammed in the next calendar year’s Forest Management Deduction Budget, and for 2021 the carry-over amount is estimated to be \$330,000; and

Whereas the Forest Management Deductions Funds available for intensive forest management activities in 2021 consists of the estimated Forest Management

Snowpack close to normal

Snowpack levels in Oregon are close to normal, though may not be enough to stave off drought. A recent report says winter has brought plenty of snow to Oregon’s mountain ranges.

However, early-season gains in snowpack likely won’t make

up for a very dry year in many parts of the state. More than two-thirds of Oregon is experiencing severe drought or worse heading into 2021.

The Natural Resources Conservation Service will publish its first water supply report of the year on January 1.

Opportunity for W.S. youth

Heart of Oregon Corps is now accepting applications for winter 2021. AmeriCorps begins in February.

Heart of Oregon AmeriCorps is a three-month program designed to engage young adults ages 17-24. Members learn leadership and conservation skills through natural resources projects in Central Or-

egon. Members must be able to commit to five days a week.

Deadline to apply is February 1. Youth from Warm Springs are welcome and encouraged to apply, as many young people have done successfully in the past. For information call 5431-633-7834. For YouthBuild questions call 541-526-1380. And see heartoforegon.org

Fatal wreck in Jan. closed highway for hours on reservation

A long stretch of Highway 26 on the reservation was closed for more than five hours, following a fatal motor vehicle accident.

Thirty miles of the highway were closed for five and a half hours, as traffic was redirected to highways 216 and 197/97. The accident happend at milepost 77.

Tribal emergency responders and Oregon State Police were on the scene. The investigation found that a 33-year-old Lake Stevens,

Washington man was killed: Ryan Ranson was pronounced deceased at the scene.

Two other vehicles were involved. The nine people in the other vehicles were not injured.

According to the investigation, Mr. Ranson was heading east when he sideswiped an oncoming SUV driven by a Beaverton man, then collided with an oncoming pickup driven by another Washington state man.

Deductions of \$229,058, plus the estimated \$330,00 carry-over dollars for an estimated total of \$559,058; for the 2021 Forest Management Deduction Funds available; now therefore,

Be it resolved by the Twenty-Eighth Tribal Council of the Confederated Tribes of Warm Springs Reservation of Oregon, pursuant to Article V, Section l(d) of the Tribal Constitution and by-laws as amended, that the amount of \$559,058 is approved for funding of the Warm Springs Intensive Forest Management Program, as shown on exhibit A to this resolution; and

Be it further resolved that

such funds shall be reimbursed from timber sales no later than quarterly to the Confederated Tribes from Forest Management Deduction account; and

Be it further resolved that expenditures for intensive forest management activities pursuant to the exhibit shall:

Be consistent with the tribes’ Intensive Forest Management Fund Policy; and

Be in compliance with Public Law 1C1-630, the National Indian Forest Resources Management Act; and Not exceed 7 percent of gross timber sale income or revenue. *(Resolution no. 12,751 – December 11, 2020)*





**All Classes
FREE & Virtual**

Jefferson County Community Learning Center

Enrichment Classes Session 2- Beginning January 11th



Darek Staab
Upper Deschutes Home Rivers
Initiative Project Manager



Jenna Keeton
Middle Deschutes Watershed Council
Coordinator

STREAM Connections

Darek Staab (Trout Unlimited) and Jenna Keeton (Middle Deschutes Watershed) will be collaborating on Watershed Education classes for 3rd-5th graders.

Tuesdays 4-5pm



Kristina McElroy
Mental Health Specialist

Wellness Workshop

Ms. Kristina will be offering Workshop will introduce students to new skills that enhance their personal, academic, and social well-being.

Monday- Thursday (Date/Time depending on Age Group)

Caldera Arts

Kevin Ball will be offering Caldera's Art and Mentorship program to middle schoolers.

Thursdays 4:30-5:30pm



Kevin Ball
Central Oregon Middle School Mentor



ESPORTS

Mr. Gallagher is offering Esports to practice computer science skills and sportsmanship for middle schoolers.

Mondays & Tuesday 4:00-6:00pm



Karen Gentry
Education and Volunteer Program
Director



Becky Yaeger
Conservation Education Specialist

Discover Your Forest

Students in 3rd-5th grade will take a deep dive into the animal kingdom.

Thursdays 4-5pm



Imagination Station

K-2 students participate in LIVE exercises and games, designed to inspire and cultivate an active imagination!

Wednesdays 4-5pm

Online English Class

We will be providing Adult English Classes as Second Language for all our 509J families and community.

Register here: <https://bit.ly/2Ksk4Md>

Barre Above

Barre Above fuses the best of pilates, yoga, aerobics, and strength training. Classes include modifications for any fitness level!

Register here: <https://bit.ly/2Ksk4Md>

Cooking Dreams

A beginning cooking course designed for kids!

Meal kit provided.
Must sign up 1 week before meal kit pick up.

<https://bit.ly/2l6zyVn>

SMART Reading

Book distribution (2 books a month) and Virtual Read Alouds to students in K-1.



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2019 Buick Envision - 14,798 miles - \$32,995 #37596A		2018 Chevrolet Equinox - 68,825 miles - \$24,995 #87294A	
2017 Buick LaCrosse - 50,236 miles - \$23,995 #79235A		2017 Chevrolet Silverado - 20,256 miles - \$36,977 #C200043A	
2016 Jeep Wrangler - 13,534 miles - \$40,995 #28477A		2016 Buick Cascada - 11,828 miles - \$22,995 #87219A	
2104 Town & Country - 151,754 miles - \$9,995 #40318A		2013 Nissan Altima - 121,385 miles - \$10,995 #P2049	
2010 Chevrolet Silverado - 185,300 miles - \$21,995 #56848A		2009 Chevrolet HHR - 132,734 miles - \$7,995 #93295C	

Plane crash: difficult road access to site

(Continued from page 1)

The plane crash site is near the S-390 road, accessible from the S-300/Highway 3 from Schoolie Flat and Simnasho.

“Road conditions made access difficult, due to snow and mud,” Mr. Elliott said. “Our officers have utilized ATVs to reach the crash site.”

Snow, mud, downed trees and rugged terrain prevented rescuers from Warm Springs police, Wasco County and state



Cessna Citation like the one that crashed on reservation.

police from reaching the remote site until about noon the day after the crash.

The rescuers confirmed that the pilot and the passenger were killed. Their identities were not yet available.

Details on the flight's itinerary and the owner of the aircraft were also not immediately available.

The National Transportation Safety Board is investigating.

Water: overdue for major improvements

(Continued from page 1)

“These basic and essential needs are absolutely critical to achieving the state's public health guidelines and for reversing the Covid-19 spike within the Confederated Tribes of Warm Springs,” Sen. Findley wrote.

Public records show that all parties—federal, tribal and state—have been aware for years of the risks failing water systems in Warm Springs. “Should it have

been fixed years ago? Yes,” Findley said. “But it doesn't do any good to go back and lay blame. We have to look forward and say, how do we make this a better place to be?”

Federal proposal

Oregon's U.S. Senators Ron Wyden and Jeff Merkley are sponsoring The Western Tribal Water Infrastructure Act. This bill, if passed, would provide fund-

ing for Western tribes to address “ageing drinking water infrastructure, often long-overdue for improvement and expansion.”

The Confederated Tribes of Warm Springs were among the direct inspirations for this legislation, as the bill first came up in late 2019, following the tribes' first prolonged boil-water crisis.

The plan is for the bill to move forward this year.

Sioux prioritize Native speakers for vaccine

The Standing Rock Sioux tribe is prioritizing Covid-19 vaccinations for people who speak native languages in an effort to keep customs alive

The Standing Rock Sioux tribe is giving covid vaccine priority to those who speak the native languages of Da-

kota and Lakota,

Tribe Chairman Mike Faith said the native speakers are in line for inoculations, just behind health care workers. It's being organized this way in an effort to protect the customs and culture of the tribe, which passes

them down orally.

“It's something we have to pass on to our loved ones, our history, our culture our language,” Faith told the station last week. “We don't have it in black and white, we tell stories. That's why it's so important.”

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