

**THE KLAMATH TRIBES**  
**Transit Advisory Committee BYLAWS**  
**Sub-Committee of the Elders Committee**

**PREAMBLE:** The Klamath, Modoc, and Yahooskin Band of Snake Indians hereafter referred to as the Klamath Tribes.

The Klamath Tribes General Council, composed of the eligible enrolled members of the Klamath Tribes, 18 years of age or older, is the governing body of the Klamath Tribes. The Klamath Tribes Elders Committee, composed of 5 to 9 members is appointed by the Tribal Chairperson, as outlined by the Constitution of the Klamath Tribes.

Terms of office are set by Tribal Council. These By-Laws are rules of conduct which represent the internal policies and procedures under which the Klamath Tribes Elders Committee will operate in the discharge of its responsibilities under the Klamath Tribes Constitution in order to protect the rights of the Klamath Tribes and its individual members.

**ARTICLE I. PURPOSE**

The Elders Committee will act as the Klamath Tribes Transit Advisory Committee, carrying out the purposes of the Statewide Transportation Improvement Fund (STIF), Special Transportation Program (STP), and 5310 Enhanced Mobility of Seniors and Individuals with Disabilities transit funding programs through the State of Oregon Department of Transportation. The committee will also provide advisory recommendations to Tribal Council regarding projects to be funded by those transit funding programs.

**ARTICLE II. LIMITATIONS ON TRANSIT ADVISORY COMMITTEE**

- A. The Klamath Tribes Transit Advisory Committee will take no action that infringes upon the Tribal or individual rights of Tribal members or other person under the Constitution of the Klamath Tribes.
- B. The Klamath Tribes Transit Advisory Committee shall not be authorized to exercise the authority of the General Council to amend, alter, or replace the Constitution of the Klamath Tribes, or to alter or repeal any resolution of the General Council, or take any action specifically defined and reserved to the General Council.

**ARTICLE III. GENERAL DUTIES AND RIGHTS**

In carrying out their responsibilities as members of the Klamath Tribes Transit Advisory Committee, all members shall:

- A. Advise the Klamath Tribes regarding the opportunities to coordinate projects funded with STIF, STP and 5310 moneys with other transportation programs and services to avoid duplication and gaps in service
- B. Review the proposed distribution of STIF, STP, and 5310 Formula Program moneys and make recommendations to the Community Services Department and Tribal Council.
- C. Review and prioritize projects proposed for inclusion in the STIF Plan considering:
  - 1. Whether the project would maintain productive existing transit service

2. Whether the project would achieve community goals and goals outlined in the Coordinated Plan
  3. How the project would increase transit frequency and coverage in areas with a high percentage of low-income households. "High Percentage of Low Income Households" is defined as a geographic area with a higher percent of Low-Income Households than the statewide average.
  4. If the project would reduce fares for areas with a high percentage of low income households
  5. If the project would improve frequency or reliability of service between communities
  6. If the project would enhance coordination with other transit providers
  7. If the project would enhance service for students, particularly in grades 9 – 12
- D. Review Discretionary Grant proposals and make recommendations to the Community Services Department and Tribal Council. For STIF Discretionary and STIF Intercommunity proposals, the committee should consider:
1. If the project achieves the program purpose for each fund source
  2. If the project aligns with Oregon Public Transportation Plan goals
  3. If the project enhances coordination and connections among transit agencies
  4. If the project supports geographic equity or opportunities to leverage other funds
- E. Participate in developing and updating the Coordinated Plan.
- F. The Transit Advisory Committee will only make recommendations to Community Services Department and to Tribal Council.

#### **ARTICLE IV. MEETINGS**

##### **A. REGULAR MEETINGS**

The Transit Advisory Committee shall meet no less than twice per year and will meet in accordance with grant deadlines.

##### **B. SPECIAL MEETINGS**

Special meetings of the Transit Advisory Committee shall be upon the request of Tribal Council, the committee chair, or the Community Services Department.

##### **C. OPEN MEETINGS**

Transit Advisory Committee is open to the general public. They will also meet in accordance with grant deadlines. A notice will go out in the "Chiloquin News" on those months. Copies of Advisory Committee bylaws, meeting minutes and meeting notices will be made available for public review in a reasonable and timely manner and are maintained for six year. Meeting minutes and meeting notices pertaining to STF, STIF, and 5310 funding will be posted online and available to the public.

##### **D. AGENDA**

A written agenda will be given to each member of the Klamath Tribes Transit Advisory Committee at the beginning of each meeting. Whenever possible, the agenda shall be provided with the information which would assist a member in preparing for the meeting, including committee reports, background information, communications, and other materials should be included, as an attachment to the agenda. A copy of all materials mailed to members or presented at meetings shall be maintained to the member's official notebook at the Tribal office for members use.

**ARTICLE V. QUORUM**

A majority of the members of Transit Advisory Committee seated shall constitute a quorum for the transaction of business at any meeting of the committee. For the purpose of determining a majority to establish a quorum, one more than 50% of the number of members of the committee seated shall constitute a quorum.

**ARTICLE VI. CONFLICTS OF INTEREST/NEPOTISM**

Any member of the Transit Advisory Committee who has a conflict of interest in the outcome of a subject under consideration by the committee and/or Tribal Council, has a fiduciary duty to disqualify himself/herself from any discussion and/or voting on that subject.

**ARTICLE VII. COMMITTEE**

- A. Membership- Except as the General Council provides, members of the Transit Advisory Committee shall be appointed by the Tribal Chairperson or Tribal Council.
- B. The Transit Advisory Committee shall be comprised of no more than (9) and no less than (3) three Klamath Tribal Members.

**ARTICLE VIII. ADOPTION OF BYLAWS**

These revised by-laws and rules were adopted by the Klamath Tribes Tribal Council on this 18<sup>th</sup> day of December 2020.

\_\_\_\_\_  
Klamath Tribes Elder Advisory Committee, Chairperson

\_\_\_\_\_  
Date

*Maile Hatch*  
Tribal Council, Chairperson

*1/8/21*  
Date

*Roberta Frost*  
Tribal Council, Secretary

*12/21/2020*  
Date

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Klamath Tribes Elder Advisory Committee, Chairperson

12-22-20  
Date

\_\_\_\_\_  
Tribal Council, Chairperson

\_\_\_\_\_  
Date

\_\_\_\_\_  
Tribal Council, Secretary

\_\_\_\_\_  
Date



# The Klamath Tribes Tribal Council

## **Agenda for Regular Tribal Council Meeting – Chiloquin, Oregon Wednesday, December 23, 2020 @ 10:00 am – Auditorium**

- I. Call to Order, roll call, agenda
- II. Staff Reports: Administration, KTHFS & Outside Entities
  1. Klamath Falls City Schools – Comprehensive Distance Learning Grant – Daymond Montieth, Dr. Paul Hilyer
  2. HGM Monthly Report – Dr. Obinna Oleribe
  3. SOP – Organizational Chart Revisions – George Lopez, Obinna Oleribe
  4. Administration Organizational Chart Approval – George Lopez
  5. COVID-19 Emergency Assistance Program Report – Kathy Rich
  6. Game Tag System Upgrade – Steve Rondeau
  7. Morgan Stanley Presentation (**2:00 pm**) – Bernard Machlovitch
  8. Intergovernmental Agreement – ODE – Perry Chocktoot
  9. Land Purchase Resolutions – Jared Hall
  10. Hatchery Maintenance Grant – Alex Gonyaw
  11. Geary Canal Wetland Habitat Restoration Project – Mark Buettner
  12. Barkley Springs Outlet Channel Restoration Project – Mark Buettner
  13. EPA Nonpoint Source Pollution 319 Grant – Mark Buettner
- III. Tribal Council Reports
  1. Chairman's Report
    - A. Motion to clarify previous Tribal Council action
  2. Vice Chairwoman's Report
  3. Secretary's Report
    - A. Minutes
    - B. Poll Votes
  4. Treasurer's Report
    - A. Budgets
  5. At Large Member's Report
- IV. Adjourn



POLL VOTE CERTIFICATION

The question is whether or not to approve the Bylaws for Transit Advisory Committee as presented.

A Yes vote will approve the adoption of these bylaws.

A No vote will decline approval of these bylaws.

Please have your vote back to me by Friday, December 18th @ 11:00 am.

|                  |     |    |         |     |
|------------------|-----|----|---------|-----|
| Don Gentry -     | Yes | No | Abstain | N/R |
| Gail Hatcher -   | Yes | No | Abstain | N/R |
| Roberta Frost -  | Yes | No | Abstain | N/R |
| Brandi Hatcher - | Yes | No | Abstain | N/R |
| Ellsworth Lang - | Yes | No | Abstain | N/R |
| Willfa Powless - | Yes | No | Abstain | N/R |
| Rose Treetop -   | Yes | No | Abstain | N/R |
| Jeannie McNair - | Yes | No | Abstain | N/R |
| Clayton Dumont - | Yes | No | Abstain | N/R |
| Jessie Hecocta - | Yes | No | Abstain | N/R |

Motion Passed – Failed by a vote of 8 for, 0 opposed and 2 abstaining.

This poll was taken by Email – Phone – Verbal on Friday, December 18, 2020 @ 11:00 am.

I certify that the above poll vote was issued for Tribal Council vote and the votes were recorded accurately.



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Roberta Frost, Klamath Tribal Secretary