YUROK TRIBAL COUNCIL
PLANNING MEETING
WEDNESDAY, AUGUST 7, 2019
KLAMATH TRIBAL OFFICE

ROLL CALL

PRESENT: Joe James, Frankie Myers, Sherri Provolt, Toby Vanlandingham, Ed Aubrey, Ryan Ray, Mindy Natt

ABSENT: None

QUORUM 8 present, none absent, quorum present

OPENING PRAYER Provided by Councilmember Natt

REVIEW AGENDA/ADDITIONS/APPROVAL
Motion made by Councilmember Natt/Councilmember Vanlandingham to approve today’s agenda with additions of OTA19-68, OTA19-69. Motion carries by consensus

REVIEW CALENDAR/ADDITIONS
August 20 Gaming-Councilmember Provolt out
August 20-Chairman James leaves at 1pm for doctor’s appointment
August 27-UIHS Special Board Meeting
August 29-Councilmember McCovey out
September 1-14 Councilmember McCovey vacation
September 3-6 Councilmember Provolt vacation/ceremony
September 16-20-Lands Legislation @ Washington, DC
September 26-Grand Opening for UIHS for Dental

COUNCIL CHECK IN
Councilmember Provolt: Attended KRRBI work session to prepare for the upcoming KRRBI Meeting on Tuesday, August 6 @ NPS South Operations (Orick) Headquarters. We want to confirm commitment with all groups of the importance of this project and timeline.
Attended HR work session, made suggestions to move forward with Division Directors concept and to bring forth budget, etc. Introduced our TERO team (Don, Justin, John) and other staff including Dean Baker, to Mr. Victor Bjelajac, Superintendent, CA State Parks.
Began development of work plan to repair Stone Lagoon Visitors Center. Maggie Poffenbarger, Legal Council is working on the MOU for Council review. Hoping to have this document to the Council in mid-August. Orick District Meeting (held at Stone Lagoon)
- Mr. Bjelajac opened the facility for members to see.
- Group was happy to hear that the Fisheries Building at the mouth is being equipped, with potential use this year.

August 7, 2019 Council Planning Meeting
- Ask to have a Cultural Center developed to house the tribal regalia, archives and cultural items.
- Ask if there was a policy / protocol for community members to borrow the Yurok Tribes caps, dress and other items for ceremony. Encourage a policy to be developed, along with a check out / return process.
- Committee members do not feel their input is validated when attending meetings. Committee meetings are unproductive.

1) Attended the Tsurai Ancestry Society meeting w/ Attorney Paul Gallegos. They provided updates regarding their position with the City of Trinidad and Trinidad Rancheria regarding property. They has a requested support from the Yurok Tribe which will be forwarded by Dawn Baum.

2) Received good comments on the Annual Membership meeting from various community members.

Councilmember McCovey: John Reeves CEO at UIHS is willing to meet with Yurok. Just schedule with him and he will follow up. I did speak with Executive about the staff member not meeting with us in Weitchpec. As i stated earlier they are looking to open the Weitchpec Dental in September, they are starting to take appointments for September. When they were looking for grand opening I mentioned our meeting day the last day we met of September. We are looking at another meeting site in Eureka. I mentioned the Eureka site. The CEO will be reaching out to you Javier. I was told by Elk Valley that they are selling some properties in Crescent City. I was told that the Tribe is possibly looking at property with a house on it and that really struck a cord with Mr. Reeves because it could work with their strategic plan for doctors. I had my district meeting, I had Culture Committee members bring up that they have voted against the jet boat races and that the Tribe had went ahead with it. There were a lot of other fishing concerns, as it is we are fishing 3 or 4 tides and that is very stressful on the fish. We should only be fishing 1. They were concerned with the number of commercial fisheries number, that it's being put out there on Facebook to have everyone register so that if there is ever a disaster relief funding that they would be eligible for disaster relief funding. I was also informed that we have tribal member who owns a business is buying fishing from above the fish, in one day 70 fish were bought. We hired a new CMO, Chief Medical Officer, and Valerie O'Rourke's contract is moving forward.

Myers: pass

Ray: on the 31st I attended the Boys and Girls Rose Nose video, I also attended the Rios to Rivers down at Requa. I also attended the dam removal meeting again. I attended the Annual
meeting. People seemed to like the more engagement with Council. We need to reschedule the kindergarten readiness

Aubrey: I had my North District meeting, Krystel showed up to talk about the referendums. We talked about the North district buildings, canoe adventure loan, Arcata mill,

Natt: I attended the RES dam removal meeting, Frankie talked about the history of dam removal. They just wanted to get to know us. I attended the Annual meeting and it went really well, the staff did really good on their presentations. I went to the Tsauri meeting with Sherri. I also went to the UIHS Executive Committee, there was a lot of jobs were approved. It's really exciting to finally have dental services in Weitchpec. Everyone needs to schedule an appointment. I brought up Valerie O'Rourke's contract months ago, so it's good to see it moving forward.

Chairman: I want to say thank you to the staff, we know they have their regular job duties and then on top of that there is Salmon Festival, Annual meeting, Blue Creek and several other events. Council mentioned RES, it's a very busy month and we are not even half way there.

TRIBAL MEMBER COMMENT
LITIGATION UPDATE
EXECUTIVE SESSION: referendum (Provolt), Trinidad Hotel/Sundberg Lobbying/Subway (Vanlandingham)
AGENDA ITEMS

BREAK: 10:39-10:50

Chair steps out

Office of Tribal Attorney
OTA19-066, Contract for Boat Operators and Reserve Wardens
Submitted by Elly Hoopes

Motion made by Vice Chair Myers/Councilmember Provolt to retroactive approval by Council giving permission for contract boat operators and reserve wardens to drive vehicles and boat operators and reserve wardens to drive vehicles and boats and be insured by the tribe and approval of Chairman signing the approval letter and address further contracts.

Motion carries by consensus

Natural Resources
Tim Hayden, Daniel Cordalis, Ed Mann presents
NR19-010, Carbon project planning session
Submitted by Tim Hayden

August 7, 2019 Council Planning Meeting
2-3 hour Council Planning meeting to discuss the proposed Phase I carbon offset sales strategy, review recommended buyer/sales agreement, review the recommended Phase I SRF Loan and O&M spending plan, and update on CKGG carbon project management. Set for August 7 & 21, 2019. Discussion only, no action.

**Office of Tribal Attorney**
OTA19-062, Yurok Agriculture Task Force Formation
Submitted by Elly Hoopes

**Council consensus to approve the formation of the Yurok Agriculture Task Force and to appoint Councilmember McCovey as Council liaison. Motion carries by consensus**

**Executive Session:** 1:39-2:30 OTA19-63

OTA19-063, Protective Order Policy, Resolution #19-78
Submitted by Kori Cordero

**To approve the Protective Order Policy through Resolution #19-78 with OTA edits. Item tabled.**

**BREAK 2:32-2:40**

OTA19-065, Appointment of YAC Board
Submitted by Kori Cordero

**Motion made by Councilmember Natt/Councilmember Aubrey to appoint Vice Chair Myers Councilmember Aubrey and Councilmember Vanlandingham as temporary the Board of Directors for the Yurok Agriculture Corporation. Motion carries by consensus**

**LUNCH 12:26 pm – 1:15**

**TRIBAL MEMBER COMMENT:** none provided

**AGENDA ITEM**

**Planning**
P19-031, North District Community Building
Submitted by Marion Frye

**Council to discuss properties for sale or lease in the North District area for a potential Community Building and Council to provide direction for further action on recommendations. Tour set for Friday, August 7, 2019**

**Council**
Stephanie Weldon, Annelia Hillman, Tamara Scott, Elly Hoopes presents
CA19-174, Updates from Yurok Health & Human Services
Submitted by Councilmember Provolt

*August 7, 2019 Council Planning Meeting*
Planning meeting set for August 7, 2019 for 2 hours for an update from Stephanie Weldon, Health & Human Services Director. Discussion only, no action.

CA19-206, Social Security Fairness Act of 2018
Submitted by Councilmember McCovey
To have the tribe apply participate in the Tribal Social Security Fairness action of 2019, so that present and future Councilmembers will be able to contribute to and benefit from Social Security (identify effective date). Directive to Javier to work with Steve and Tukekwe to do an analysis of the tribal benefits (pros and cons).

Gregg O'Rourke, Lt. Morris, Javier Kinney, Alanna Nulph, Amy Cordalis, Dave Hillemeier presents
CA19-278, Commercial/Subsistence Fishing work session
Submitted by Councilmember Ray
Work session regarding commercial/subsistence fishing with Public Safety and Fisheries Staff. Set for August 7, 2019. Discussion only, no action.

Katie Fischer, Sophia Lay, Amy Cordalis, Rosie Clayburn, Alanna Nulph, Gregg O'Rourke
CA19-251, Squatters on Reservation
Submitted by Councilmember Natt
To discuss removing squatters from Pecwan and Devils Creeks. Directive to GIS and Planning to do a field assessment of camp on Upper Kepel. To have Planning Dept. to do an action item for overall squattting on the Reservation

Katie Fischer, Alanna Nulph, Sophia Lay, Rosie Clayburn, Amy Cordalis
CA19-268, Zoning of Tribal Lands
Submitted by Councilmember Aubrey
Discussion/action on identifying tribal lands for industrial and opportunity zones. Set for a work session for September 4, 2019.

BREAK 5:31-5:40

OTA19-068, Contract with RES environmental Operating Company, LLC
Submitted by Geneva Thompson
Motion made by Councilmember Ray/Councilmember Natt to authorize Chairman to execute the Services Time and Materials Agreement attached as Exhibit A and any amendments or to execute there to and to grant a limited waiver of sovereign immunity in favor of RES Environmental Operating Company, LLC solely for enforcement of an arbitration award of any disagreement arising out of the Services Time and Materials Agreement. Roll call; Vice Chair-abs, Councilmember Ray-ytes, Councilmember Vanlandingham-yes, Councilmember Provolt-yes, Councilmember Natt-yes, Councilmember Aubrey-yes, Councilmember McCovey-yes. Yes-6, no-0, abs-1, np-0. Motion carries.
OTA19-069, Tsuari Study Area litigation
Submitted by Dawn Baum

Motion made by Vice Chair Myers/Councilmember Aubrey to move forward with the quitclaim deed to the solely to the Yurok Tribe and to notify the City of Trinidad and TAS. Motion carries by consensus

TRIBAL MEMBER COMMENT: none provided

CLOSING PRAYER provided by Vice Chair Myers

ADJOURN: 6:51PM

MEETING MINUTES APPROVED ON: October 19, 2019

Mindy Natt, Secretary

Date 11/7/19
Roll Call

Present: Joe James, Frankie Myers, Toby Vanlandingham, Ryan Ray, Ed Aubrey, Mindy Natt
Absent: Lana McCovey (personal business), Sherri Provolt (personal business)
Quorum: 6 present, 2 absent, quorum present
Staff: David Hernandez, Amanda Wilson, Ray Bacon, Javier Kinney, Georgiana Gensaw (recorder)

AGENDA ITEMS

Motion made by Councilmember Vanlandingham/Vice Chair Myers to add the additional agenda item of promotional event update. Motion carries by consensus

David Hernandez presents
RHC19-02 Tobacco Sales at Redwood Hotel Casino
Submitted by David Hernandez

Motion made by Councilmember Vanlandingham/Councilmember Natt to approve tobacco sales at Redwood Hotel Casino and approve Resolution #19-85. Motion carries by consensus

Financial review for June 2019
Promotional event and discussion. Potential ideas for upcoming months
Food cost, vendors, buying power, bar and alcohol sales
Personnel discussion

ADJOURN: 10:44

Closing Prayer provided by: Councilmember Aubrey

MEETING MINUTES APPROVED ON: October 19, 2019

Mindy Natt, Secretary

Date: 11/7/19
ROLL CALL: 11:04

PRESENT: Joe James, Frankie Myers, Sherri Provolt, Toby Vanlandingham, Ryan Ray, Mindy Natt, Ed Aubrey

ABSENT: Lana McCovey (personal business)

QUORUM: 7 present, 1 absent, quorum

STAFF: Steve Edmiston, Javier Kinney, Georgiana Gensaw (recorder)

OPENING PRAYER PROVIDED BY Chairman James

COUNCIL CHECK IN
Natt: pass
Aubrey: 9th I attended the North District building tour, we looked at the one in the back. I attended the YANCH, the Hemp summit, Salmon Festival and Blue Creek Celebration

Provolt: I want to thank the Council and staff for the great turn out for Salmon festival. I attended the Tsuari Ancestral Society with OTA. We talked about the cement slab removal, we talked that through. The native grass needs to be replanted, they want to make sure that all the parties make sure they follow the agreement. I did go down and talk to Lucas and he is doing a great job wearing the Yurok Tribe hat. I have been trying to keep abreast of that project and it’s happening.

Vanlandingham: I attended the Blue Creek celebration. It was a really great day, I was happy I was able to be there.

James: I want to echo what Council said, staff went above and beyond, and there was a lot of coordination that went into that event. Winter is almost here and I want to flag the elders’ firewood program. I know we gave forestry money, but I want to know if it would be the best bang for our buck to work with a tribal member entrepreneur to do the work.

TRIBAL MEMBER COMMENT: none provided

EXECUTIVE SESSION: none provided

AGENDA ITEMS

August 20, 2019 Council Finance Meeting
ENROLLMENT
EE19-010, Replacement Computer
Submitted by: Krystel Patapoff
Motion made by Councilmember Ray/Councilmember Vanlandingham approval to retro FY 2020 Enrollment Budget #113-line item #6160 to replace one computer that is beyond repair. Motion carries by consensus

FISHERIES
FISH19-54, Budget Modification
Submitted by: Dave Hillemeier
Motion made by Councilmember Ray/Councilmember Vanlandingham to authorize budget modifications to project code #’s 5359, 6000A, and 5066 as described in the attached memo and budget worksheets. Motion carries by consensus

HUMAN RESOURCES
HR19-006, HR Budget Modification
Submitted by: Rose Sylvia
Motion made by Councilmember Ray/Councilmember Vanlandingham to approve HR Budget Modification. Budget mod fixes overspent line items, affords training/travel for HR employee to become a “True Colors” trainer and allows purchase of two computer systems this fiscal year. Computer systems will be obsolete January 2020. Motion carries by consensus

YUROK HEALTH & HUMAN SERVICES
YHHS19-021, Grant Application
Submitted by: Stephanie Weldon
Motion made by Councilmember Ray/Councilmember Vanlandingham to approve YHHS to apply for CG19-10011 California Tribal Grants to Reduce Tobacco-Related Disparities. YHHS will apply for $1,000,000 for a 5-year period. No match required. Motion carries by consensus

FINANCE
Stephanie Weldon presents
YHHS19-018, CSBG Funding
Submitted by: Stephanie Weldon
Motion made by Councilmember Natt/Councilmember Provolt to approve MOA #19-CSBG-7000 for funding of $12,819, approval of Resolution #19-84, budget, and for Chairman to sign all required associated documents. Motion carries by consensus

YHHS19-019, FDP Lease amendment
Submitted by: Stephanie Weldon
Motion made by Councilmember Aubrey/Councilmember Vanlandingham to approve amended lease agreement between YHHS Food Distribution and James R. Nolan, as amended by OTA, and approve Resolution #19-86 and to authorize Chairman to sign. Motion carries by consensus

August 20, 2019 Council Finance Meeting
Stephanie Weldon, Chris Peters presents
YHHS19-020, FDP Lease payment
Submitted by: Stephanie Weldon

Motion made by Councilmember Aubrey/Councilmember Vanlandingham to approve fiscal and authorize payment of $5,451.75 to James R. Nolan, owner/landlord of 190 Nelson Lane, Food Distribution Program. Motion carries by consensus

1. Financial Statements for July 31, 2019
2. Council’s Revenue and Expenditure Statement
   a. Council’s Travel/Training and GSA report
   b. Honorarium/Wages
   c. Dues & Subscriptions
   d. Community, Holiday & Political Donations
   e. Annual Staff Meeting
   f. Contract Legal $5000 over
   g. Emergency Services
   h. Supplies-Food
   i. Occupancy/Retail Tax
   j. Sales Tax—From Business Type Activities

3. Bank Statements

COUNCIL
CA19-290, Budget modification #50
Submitted by Council Support

Motion made by Councilmember Vanlandingham/Councilmember Aubrey to approve to redistribute East District honorarium of $7,583.00 budget 50, $7,583.00 budget 11014 and $6,859.84 travel line items to Project 50 for a total of $22,025.84. Motion carries by consensus

FISHERIES
Diane Bowers presents
FISH19-56, NHE contract
Submitted by: Dave Hillemeyer

Motion made by Vice Chair Myers/Councilmember Ray to authorize modification of our contract with Northern Hydrology and Engineering (NHE) to include contacting for Riparian Ecologist services on an interim basis to assist with seed collection contract. The NHE contract budget will be increased by the cost of these Riparian Ecologist services for an amount not to exceed $40,000 (see attached memo for more details). Motion carries by consensus

HUMAN RESOURCES
Rose Sylvia presents
HR19-07, Manager JD modification
Submitted by: Rose Sylvia

August 20, 2019 Council Finance Meeting
Motion made by Vice Chair Myers/Councilmember Vanlandingham to approve Manager job description modification. Manager supervises employee with same pay grade. Need to add additional pay grade. Motion carries by consensus

HR19-08, Job Description Court
Submitted by: Rose Sylvia

Motion made by Councilmember Vanlandingham/Vice Chair Myers to approve Director of Tribal Court job description, Veteran Wellness Court Coordinator new job description, and Victim Advocate modification to Grade 6 only. Motion carries by consensus

TRIBAL EMPLOYMENT RIGHTS OFFICE
TERO19-001, Yurok Wild Seafood Business
Submitted by: Don Barnes

Motion made by Councilmember Vanlandingham/Councilmember Aubrey to authorize the Tribal Employment Rights Office to issue a certified business license to Yurok Wild Seafood. Motion carries by consensus

COUNCIL
CA19-206, Social Security Fairness Act of 2018
Submitted by: Councilmember McCovey

To have the Tribal apply/participate in the Tribal Social Security Fairness action of 2019, so that present and future Councilmembers will be able to contribute to and benefit from Social Security (identity effective date). Tabled to Thursday

CA19-312, Funding for Programs
Submitted by: Councilmember Aubrey

Action/discussion regarding future taxes/fees for funding for programs such as Public Safety, Education, Youth Programs, etc. Work session set for August 28, 2019 at 10am

CA19-313, Disc Golf tournament donation request
Submitted by: Council Support

Motion made by Vice Chair Myers/Councilmember Ray to approve community donation request in the amount of $250 for Wild Rivers Disc Golf Tournament. Motion carries by consensus

BREAK 12:47-1:01
EXECUTIVE SESSION 1:01-1:57, OTA19-74
AGENDA ITEMS

OFFICE OF TRIBAL ATTORNEY
OTA19-74, Amendment to D. Cordalis Contract
Submitted by: Dawn Baum
Motion made by Councilmember Vanlandingham/Councilmember Natt to approve Amendment to Daniel Cordalis Legal Services Contract adding $12,000 and authorize Chairman to sign. Motion carries by consensus.

TRIBAL MEMBER COMMENT: none provided

CLOSING PRAYER provided by: Councilmember Vanlandingham

ADJOURN: 2:01PM

MEETING MINUTES APPROVED ON: October 19, 2019

Mindy Natt, Secretary

Date 11-7-19
ROLL CALL: 10:00

PRESENT: Joe James, Sherri Provolt, Toby Vanlandingham, Frankie Myers, Ryan Ray, Ed Aubrey, Mindy Natt

ABSENT: none

STAFF: Javier Kinney, Georgiana Gensaw (recorder), Stacie Gorman

QUORUM: 8 present, none absent, quorum present

OPENING PRAYER: Provided by Vice Chairman Myers

ADDITIONS TO AGENDA
Motion made by Councilmember Ray/Vice Chair Myers to approve today’s agenda with additions. Motion carries by consensus

EXECUTIVE SESSION: YHHS briefing

TRIBAL MEMBER COMMENT: none provided

AGENDA ITEMS
EDUCATION
Jim McQuillen, Summer interns presents
EDU19-032, Summer Intern Report out
Submitted by: Jim McQuillen

For the Tribal Council to hear a brief update from the interns working in serval departments and programs. Discussion only, no action.

BREAK 10:50-11:00
EXECUTIVE SESSION: OTA19-73 11:00-11:48

ENROLLMENT/ELECTIONS
Krystal Patapoff-Pruitt presents
EE19-009, Requa District representative replacement
Submitted by: Krystel Patapoff

Motion made by Councilmember Ray/Councilmember McCovey to appoint a new Election Board Requa District Representative Josh Norris and Alanna Nulph as Alternate for the 2019 Election Season. Motion carries by consensus

August 21, 2019 Planning Meeting
WILDLIFE
Tiana Williams-Claussen, Preston Taylor presents
WILD19-022, Recovering American’s Wildlife Act
Submitted by: Tiana Williams-Claussen

Motion made by Vice Chair Myers/Councilmember Provolt to approve for Chairman’s
signature and submission to Congressional representatives the attached letter of support for
the “Recovering American’s Wildlife Act”. Motion carries by consensus

WILD19-21, Feral Cattle wrangler contract
Submitted by Preston Taylor

Motion made by Councilmember Provolt/Councilmember McCovey to approve to sign the
contract to hire a wrangler to capture and remove feral cattle. Motion carries by consensus

LUNCH 12:34-1:11

TRIBAL MEMBER COMMENT:
Rachel Dowd: Aiy ye kwee’ nek new Rachel Dowd, I am Yurok Tribal member, I work full time at
Yurok Housing. I have a new son, he will be one at September 2. I live and work in Klamath. I
have been trying to be proactive to find child care to make sure he has child care after he turns
one. I was told I could get on the list while I was pregnant, so I called and then I was told that I
had to wait until he had a social security number. So I had to wait until he had one. I have
called, applied. I know it’s challenging to get into Head Start, my request is to get an estimated
time frame, for when I get services, so I can work with my boss so I can work with my boss to
create a plan so I can take care of my family. In December I was told a few kids were in front of
him and then I would be in the program. I have contacted the Director, the Coordinator, the
assistant Director and I am not really getting anywhere. I emailed, emailed, and email. Krystal
has been the most helpful to get the most information. I even Jim today and it’s a dynamite
world. I know about ranking system, I know about the point system. School starts next week,
why are we waiting? I know the Tribe wanted their members to go school, I did and I came back
to work for the tribe, to know that Head Start spent money on vehicles, that’s another teacher.
I am not the only family in need. I submitted an appeal on June 12, I asked for multiple policies
and I have no response on my appeal. I know there are families who come from Crescent City
who are receiving services at Klamath, when they are more in Crescent City. I wanted to know
about preferences for living in Klamath? Breastfed babies? My second comment is about the
boys and girls club, my daughter went to get dropped off there on Monday and it’s closed all
week. We had no notice, my family has been participating all summer. My only
recommendation is about the times, maybe it would be to start earlier in the day and end at 5
instead of 8pm. If you are going to shut down the week before school, they should put out
proper notice to all families. It’s about communication, if you have policies and procedures, you
have to have good communication.

NATURAL RESOURCES
NR19-010, Carbon Projects Planning Session (2 hours)
Submitted by: Tim Hayden

August 21, 2019 Planning Meeting
2-3 hour Council Planning Meeting to discuss the proposed Phase 1 carbon offset sales strategy, review recommended buyer/sales agreement, review the recommended Phase 1 SRF loan and O&M spending plan, and update on CKGG carbon project management. Set for August 21.

BREAK 3:15-3:25

COUNCIL
Rosie Clayburn, Elly O’Rourke presents
CA19-260, Burials on the Reservation
Submitted by: Councilmember Natt

Planning session set for August 21, 2019 at 1pm to discuss cemeteries organization and developing a process and for approving burials on the Yurok Reservation. Council consensus to table to October 24, 2019

OFFICE OF TRIBAL ATTORNEY
Kori Cordero, Amy Cordalis presents
OTA19-63, Protective Order Policy
Submitted by: Kori Cordero

Review and approve the Protective Order Policy through Resolution #19-78 with OTA edits. Council consensus to table to September 25, 2019

OTA19-72, Trademark of “Yurok Country”
Submitted by: Geneva Thompson

Motion made by Vice Chairman Myers/Councilmember Aubrey on authorizing outside counsel to prepare an application to trademark “Yurok Country”. Motion carries by consensus

Dawn Baum, Dan Drachler presents
OTA19-73, Litigation Update—Opioids
Submitted by: Dawn Baum

Discussion only: briefing in Executive Session from outside counsel Dan Drachler, Wednesday, August 21, 2019 11:00am. Discussion only, no action.

Maggie Poffenbarger, Rosie Clayburn, Amy Cordalis presents
OTA19-80, Strawberry Rock easement discussion
Submitted by: Maggie Poffenbarger

Discussion and next steps for Strawberry Rock easement. Discussion only, no action.

PLANNING
Marion Frye, Sophia Lay presents
P19-031, North District Community Building

August 21, 2019 Planning Meeting
Submitted by: Marion Frye

Council to discuss properties for sale or lease in the North District area for a potential Community Building and Council to provide direction for further action on recommendation. Item tabled to 8/22/19

Sophia Lay presents
P19-058, RCAC Technical Assistance
Submitted by: Che’shepe James-Robinson

Motion made by Councilmember Natt/Councilmember Aubrey to send this to the YEDC & YANCH. Motion carries by consensus approve the Yurok Tribe to participate in an organizational assessment in order to be eligible for technical assistance from Rural Community Assistance Corporation (RCAC). See attached overview.

COUNCIL
CA19-259, Wautee firehouse
Submitted by: Councilmember Natt

Set a planning session for August 21 to review; 1-2 strategic plan including OES, Volunteer Fire, Police and future CERT teams, re-establishing volunteer fire department, provide training, re-open recruitment, grants through AFA, etc., Police-public safety & security issues, review current mou’s and legal standing to identify funds, create office space for 1-2 officers upstairs, OES-manage volunteer fire, provide fire, provide training, establishing future CERT teams. Council consensus to table to September 5, 2019.

CA19-273, Non-Violent Crisis Intervention
Submitted by: Councilmember Ray

Presentation regarding nonviolent crisis intervention method by John Koster. Discussion only, no action.

Gino O’Rourke, Sophia Lay, Katie Fischer presents
P19-050, VW Settlement
Submitted by: Gino O’Rourke

Motion made by Councilmember Natt/Councilmember Ray to determine a project to submit for the VW settlement funding, and motion to approve the Chairperson to sign all necessary documents associated with the project plan submission including funding award documents. Motion carries by consensus.

Katie Fischer, Sophia Lay presents
CA19-304, USDA Program 306.C
Submitted by: Councilmember McCovey

Directive to Executive Directive to have Planning Department to contact USDA regarding potential projects (program 306.C to possibly assist the Tribe in evaluating the water and waste systems on the upper reservation)

August 21, 2019 Planning Meeting
CA19-309, Palm Café in Orick
Submitted by: Councilmember Provolt
To find out information regarding the Palm Café in Orick regarding availability to purchase or acquire. Council consensus to move agenda item to YEDC.

CA19-311, Quarterly Meetings with UIHS CEO
Submitted by: Councilmember Provolt
 Directive to Executive Director to request the UIHS CEO attend Yurok Council Planning meeting on a quarterly basis beginning in August 2019 to provide updates and information on health care services. This is a follow up item CA19-138.

TRIBAL MEMBER COMMENT: none provided

CLOSING PRAYER: Provided by Chairman James

ADJOURN: 4:44PM

MEETING MINUTES APPROVED ON: October 19, 2019

Mindy Natt, Secretary
YUROK TRIBAL COUNCIL
ACTION MEETING
THURSDAY, AUGUST 22, 2019
WEitchpec TRIBAL OFFICE

ROLL CALL: 10:00AM

PRESENT: Joe James, Frankie Myers, Ryan Ray, Ed Aubrey, Mindy Natt, Sherri Provolt, Toby Vanlandingham, Lana McCovey (10:24am)

ABSENT: Lana McCovey (e-mailed, traffic-construction stops, late)

STAFF: Javier Kinney, Georgiana Gensaw (recorder), Stacie Evenson

QUORUM: 8 present, 0 absent, quorum present

OPENING PRAYER: Provided by Councilmember Aubrey

TRIBAL MEMBER COMMENT: none provided

ADDITIONS TO AGENDA
Motion made by Councilmember Ray/Councilmember Vanlandingham to accept the agenda with additions. Motion carries by consensus

COUNCIL CHECK IN:
Councilmember Provolt: pass
Councilmember Vanlandingham: pass
Vice Chair Myers: pass
Councilmember Ray: pass
Councilmember Aubrey: pass
Councilmember Natt: pass

TRIBAL MEMBER COMMENT:
Rob Kinney: School is around the corner, I know councilmen Toby is aware about the needs in Weitchpec. There are a lot of needs for the Klamath Trinity school district, our Weitchpec School district especially, consistently is important. I have a number of grandchildren, nephews. I would like Education Department specifically have a program, ideas just for Weitchpec. We need to have consistent attention. If the school isn’t giving it maybe the Council could step up and say that our river schools are priority. We don’t want a transitional school, we want

August 22, 2019 Council Action Meeting
consistent. We want the schools to be the place where the community wants to gather. We are in serious need of help to keep the school open.

Issac Kinney: I want to do some outreach about a youth camp at Bluff Creek camp at September 14 & 15. It’s a whole family event. It will start with a know your rights. Its about fishing, hunting.

EXECUTIVE SESSION: Pektah break in update, and personnel.

OFFICE OF TRIBAL ATTORNEY
OTA19-76, Litigation
Submitted by: Amy Cordalis
Motion made by Councilmember Vanlandingham/Councilmember Natt to retroactive approval to file complaint in Yurok v. BOR 2019. Motion carries by consensus

OTA19-077, Dam Removal
Submitted by: Amy Cordalis
Motion made by Councilmember Vanlandingham/Councilmember Natt to retroactive approval to file a letter of support with FERC for the KRRC FERC filing 7-29-19. Motion carries by consensus

PLANNING
P19-053, Indian Health Services MOA CA 19-D25
Submitted by: Che’shepe James-Robinson
Motion made by Councilmember Vanlandingham/Councilmember Natt to approve and authorize Chairman to sign IHS MOA CA19-D25 and any associated minor amendments to the project. IHS to provide water and/or wastewater assistance to Pergish Carlson and other households as they qualify. Motion carries by consensus

P19-056, Indian Health Services MOA CA 19-E80
Submitted by: Cynthia Bones
Motion made by Councilmember Vanlandingham/Councilmember Natt to approve and authorize Chairman to sign IHS MOA CA19-N52 and any associated minor amendments to the project. Funding is to make improvements to the Weitchpec, Kepel, Wautec, and Terwer community water systems. Funding in the amount of not to exceed $291,359.00. Motion carries by consensus

AGENDA ITEMS
COUNCIL
CA19-305, November meeting minutes date change
Submitted by: Council Support

August 22, 2019 Council Action Meeting
Motion made by Councilmember Natt/Councilmember Vanlandingham to approve moving Council meeting from November 19-21 to November 18 Council Gaming and Finance and November 26 Council Installation/Action meeting. Motion carries by consensus

P19-052, Indian Health Services MOA CA 19-N52
Submitted by: Cynthia Bones

Motion made by Councilmember Provolt/Councilmember Vanlandingham to approve and authorize Chairman to sign Indian Health Services MOA CA19-N52 and any associated minor amendments to the project. Funding is for the Wautec and Weitchpec water systems by replacing services lines on the systems and installing a master meter at Weitchpec. Motion carries by consensus

FISHERIES
FISH19-52, Central Valley Water Project
Submitted by: Dave Hillemeier

Motion made by Councilmember Ray/Councilmember Vanlandingham to authorize submission of comments (currently being drafted) regarding the draft EIS for the long term operations of the Central Valley Project and State Water Project (see attached memo for more details). Approve with edits. Authorize Chairman to sign. Motion carries by consensus

FISH19-053, Indian Creek Restoration Project
Submitted by: Dave Hillemeier

Motion made by Councilmember Ray/Councilmember Aubrey to authorize signature by the Chair on the attached letter to the Bureau of Land Management regarding the roles and responsibilities of the Tribe during the permitting for the Indian Creek restoration project (see attached memo, letter from BLM, and letter to BLM for more information).

FISH19-055, American Wildlife documentary
Submitted by: Dave Hillemeier

Motion made by Councilmember Ray/Councilmember Aubrey approve to grant permission for a film crew for the American Wildlife documentary to film sea lion predation upon salmon at the mouth of the Klamath River (see attached memo and email request for more information). Motion carries by consensus

YUROK HEALTH & HUMAN SERVICES
YHHS19-024, TANF Travel
Submitted by: Stephanie Weldon

Motion made by Vice Chair Myers/Councilmember Aubrey to approve Councilmember liaison or other Councilmember to travel with YHHS and fiscal to the National TANF summit. Motion carries by consensus

YHHS19-025, HSU Social Work Dept.

August 22, 2019 Council Action Meeting
Submitted by: Stephanie Weldon

Motion made by Vice Chair Myers/Councilmember Natt to approve the Chair to sign a letter to the CA Chancellor and HSU President regarding the changes to the HSU Social Work Department. See attached brief update can be provided in closed session. Motion to direct YHHS Director to draft letter. Motion carries by consensus

OFFICE OF TRIBAL ATTORNEY

OTA19-0081, Stone Lagoon Visitor Center

Submitted by: Maggie Poffenbarger

Motion made by Councilmember Provost/Councilmember Vanlandingham to approve draft of MOU with State Parks for Stone Lagoon Visitor Center to go out with edits. Motion carries by consensus

PLANNING

P19-055, Pacific Builders

Submitted by: Sophia Lay

Requested Motion to approve, and authorize the chairperson to sign, resolution No. 19-77 granting a limited waiver of sovereign immunity for contract with Pacific Builders for the Redwood Hotel Expansion project so that they may obtain payment and performance bonding. Item tabled to YEDC.

P19-057, Nation Building, Council Retreat request

Submitted by: Josh Norris

Motion made by Councilmember Vanlandingham/Councilmember Aubrey to set October 4, 2019 10-2pm for a Council retreat to provide insight and participate in the Nation Building Strategic Planning process. The retreat will involve drawing conclusions and generating ideas based on the information from the listening sessions in phase II of the process, as well as some goal setting for phase III. Motion carries by consensus

COUNCIL

CA19-306, Carbon Offset allocation: day labor

Submitted by: Councilmember Vanlandingham

Motion made by Councilmember Aubrey/Vanlandingham to set aside $50,000 from upcoming compliance carbon sale for TERO Day labor workforce account. Motion carries by consensus

CA19-307, Carbon Offset allocation: chip seal Tribal roads

Submitted by: Councilmember Vanlandingham

Motion made by Councilmember Vanlandingham/Councilmember Aubrey to set aside $130,000 from upcoming compliance carbon sale to chip seal New Village Road, Tulley Creek Road from bridge to rock storage, McKinnon Hill Road to Water tank and pave Blake’s Road. Motion carries by consensus

August 22, 2019 Council Action Meeting
CA19-308, Carbon Offset allocation: Culture Fire Management Council
Submitted by: Councilmember Vanlandingham

Motion made by Vice Chair Myers/Councilmember Vanlandingham to set aside $100,000 from upcoming compliance carbon sale for Cultural Fire Management Council to assist tribe in management of cultural burning/thinning old growth redwoods stands. Motion carries by consensus

CA19-310, Yurok Tribe Website
Submitted by: Councilmember Provolt
Requested Motion to have Information Systems identify staff or a consultant to rebuild and update the Yurok Tribe’s website.

Directive to Executive Director to bring back more information to Tribal Council regarding options for Yurok Tribe’s website.

Social Security Fairness Act of 2018
Submitted by Councilmember McCoyv

Motion made by Councilmember McCoyv/Councilmember Natt to have the Tribe apply and participate in the Tribal Social Security Fairness Act 2018 contingent upon increase of honorarium to cover all benefit cost effective date to be concurrent with honorarium. Roll call; Vice Chair Myers-no, Councilmember Ray-no, Councilmember Vanlandingham-no, Councilmember Provolt-no, Councilmember Natt-yes, Councilmember Aubrey-no, Councilmember McCoyv-yes. Yes-2, No-5, abs-0, np-0. Motion denied

BREAK: 11:43-11:50

CA19-315, Tribal Member Assistance
Submitted by Chairman James

Motion made by Councilmember Aubrey/Councilmember Vanlandingham to approve of $3,500 from out of GSA line item for Tribal member for their funeral for tribal member in need. Roll call; Vice Chair Myers-yes, Councilmember Ray-yes, Councilmember Vanlandingham-yes, Councilmember Provolt-abs, Councilmember Natt-abs, Councilmember Aubrey-yes, Councilmember McCoyv-abs. Yes-4, No-0, abs-3, np-0. Motion carries

LUNCH: 12:15-12:59

Motion made by Councilmember McCoyv/Councilmember Natt to rescind CA19-315 due to inconsistency to tribal law. Motion carries by consensus

Council decides to bring back CA19-206, Social Security Fairness Act

CA19-206, Social Security Fairness Act of 2018
Submitted by Councilmember McCoyv

August 22, 2019 Council Action Meeting
Motion made by Councilmember McCovey/Vice Chair Myers to apply for the Tribal Social security fairness to allow Councilmembers to receive Social Security benefits and increase in tribal councilmember honorarium effective October 1, 2020 to cover councilmember contribution portion. Roll call; Vice Chair Myers-yes, Councilmember Ray-no, Councilmember Vanlandingham-no, Councilmember Provolt-yes, Councilmember Natt-yes, Councilmember Aubrey-no, Councilmember McCovey-yes. Yes-4, No-3, abs-0, np-0. Motion carries

EXECUTIVE SESSION: 1:09-1:33pm

TRIBAL MEMBER COMMENT:
Darlene Magee: I heard that there was another break in at Pek-tah and I am appalled, we get so much. For elders, for TANF, here we are trying to make money. Here the tribe is trying to raise money to get percap. I think there are people who come up and to rob and steal, my dog is limping along because someone came along and kicked him because they didn’t want him to bark.

CA19-316, School supply pick up
Submitted by Vice Chair Myers

Motion made by Vice Chair Myers/Councilmember Vanlandingham to authorize staff to coordinate school supply pick up. Motion carries by consensus

COUNCIL BUSINESS:

Councilmember McCovey fined $20 for being tardy. Councilmember McCovey accepts the fine.

CLOSING PRAYER: prayer provided by Vice Chair Myers

ADJOURN: 2:24pm

MEETING MINUTES APPROVED ON: October 19, 2019

Mindy Natt, Secretary

Date

August 22, 2019 Council Action Meeting
ROLL CALL: 4:03PM

PRESENT: Joe James, Frankie Myers, Sherri Provolt, Mindy Natt, Ryan Ray, Ed Aubrey, Lana McCovey, Toby Vanlandingham

ABSENT: none

STAFF: Javier Kinney, Earl Jackson, Amy Cordalis, Cori Cordero, Georgiana Gensaw (recorder)

QUORUM: 8 present, 0 absent, quorum present

OPENING PRAYER: provided by Vice Chair Myers

ADDITIONS TO AGENDA

AGENDA ITEMS

TRIBAL MEMBER COMMENT:
Stacie Gorman: I am Yurok tribal member and I am asking for a closed session as this is a family matter.

Jewel Frank: I am William Whipple’s mother I too am requesting a closed session on the matter before us today. I am really emotional. I hope my request is granted.

Laura Woods: I am here at a tribal member, I have read through the paperwork. I do work for tribal court. As someone who works for the legal system, I believe in due process. I know there is nothing perfect. I know there is nothing perfect, not tribal court, not here in tribal council. I still believe in due process. Right now, Mr. Whipple is in custody, someone in custody poses no threat to anyone except themselves. And even that I am concerned about. I think this quick jump is premature. I think that in the event that the language could be that in the event if and when he is released we could be notified. I think there could be some more due process. Just because you can do something, I am asking Council based on previous experience, are you going to do what we did last time where we had an exclusionary hearing in tribal court?

Chairman James responds
Laura Woods: with that being said, the other thing I want Council to consider, here we have someone who is facing, I don’t know his priors. Pending the outcome, if he goes to trials, if he knows he has been excluded and his people have already abandoned him, I don’t know how I would want go on. We need to consider his safety.

James Dunlap: greetings, I would like to reiterate it becomes an issue of concern when we hastily jump to action. Chairman you yourself can create an exclusion, without Council approval until a hearing can be held. It’s not a question of your authority. It’s a slippery slope, it begins to look like we are protecting those that we know. Mr. Whipple is new to this community and he hurt someone we do know. I ask that you consider this issue wholeheartedly.

Jewel Frank: I haven’t slept, William does have a right to fairness. It has not come to light. There is an investigation. I think it’s unfair to pass this without all the facts. At this immediate time there are no facts. It’s my understanding that William was attacked by Jacob Evenson and his two brothers, they came to murder him. His ex-wife Stacie has restraining order against Jacob due to domestic violence. It’s time to consider safety for all of our reservation. I know the successful of the Trinity Elders Village. I was scared for my son when he came here, because of the murder of his cousin Sunny Grant. I look at myself as a secondary victim of Jacob Evenson and his ex-wife Stacie. I ask again that you respectfully for an executive session.

Chairman responds

EXECUTIVE SESSION: 4:23-6:05
BREAK 6:05-6:10
EXECUTIVE SESSION: 6:10-6:17

AGENDA ITEMS
Council
CA19-317, Exclusion of William Frank Whipple
Submitted by Tribal Council

Motion made by Vice Chair Myers to approve Resolution 19-98, Emergency Exclusionary Order of William Frank Whipple and Jacob Edward Darol Evenson and Referral of Such Resolution to the Yurok Tribal Court for Hearing. Roll call; Vice Chair Myers-yes, Councilmember Ray-yes, Councilmember Vanlandingham-yes, Councilmember Provolt-yes, Councilmember Natt-np, Councilmember Aubrey-yes, Councilmember McCoy-yes. Yes-6, no-0, abs-0, np-1. Motion carries

TRIBAL MEMBER COMMENT: None provided
CLOSING PRAYER: prayer provided by Councilmember Aubrey

August 29, 2019 Council Special meeting
ADJOURN: 6:35

MEETING MINUTES APPROVED ON: October 19, 2019

Mindy Natt, Secretary

11/17/19

Date

August 29, 2019 Council Special meeting