YUROK TRIBAL COUNCIL
ACTION MEETING
THURSDAY, FEBRUARY 25, 2021
ONLINE
https://www.gotomeeting.me/yuroktribe

ROLL CALL: 10:00am

PRESENT: Joe James, Frankie Myers, Sherri Provolt, Mindy Natt, Ryan Ray, Lori Hodge, Toby Vanlandingham,

ABSENT: Lana McCovey (excused), Phillip Williams (excused)

STAFF: Don Barnes Executive Director, Earl Jackson Deputy Executive Director,
Dawn Baum Office of Tribal Attorney, Taralyn Ipiña Council Operations
Director, Georgiana Gensaw (recorder)

QUORUM: 7 present, 2 absent, quorum present.

OPENING PRAYER: Provided by Vice Chairman Myers.

REVIEW AGENDA/ADDITIONS/APPROVAL:
Motion made by Councilmember Natt/Councilmember Provolt to accept the agenda with
additions; OTA21-029 Appeal, OTA21-030 Letter to CPCU, CA21-040 CFMC Waiver, HR21-05
Emergency Sick Leave, and ExDir21-001 CRIHB/IHS letter. Motion carries by consensus.

REVIEW CALENDAR/ADDITIONS:
FISH21-010, Redwood Creek Estuary
Submitted by Dave Hillemeier

Authorize 1) scheduling a planning meeting with a representative(s) from the Redwood Creek
Estuary Stakeholder group to discuss the restoration of the Redwood Creek estuary and 2) sending a letter of support to Humboldt County Board of Supervisors regarding support to receive restoration funding from the Army Corps of Engineers. Set for March 10, 2021 Planning Meeting session.

Trinidad Land Trust is requesting to meet with Yurok. Chairman will work with CM Provolt.
February 26, 2021-Prey-go-neesh Meeting-9am online
March 5, 2021-Construction meeting-8:30am online

COUNCIL CHECK IN
Councilmember Provolt: Pass
Councilmember Natt: Pass

February 25, 2021 Council Action meeting
Councilmember Ray: I attended the fish meeting last night, a lot of questions, a lot of public safety questions. A lot of unanswered questions. When that item comes to Council for approval I would like to see the membership be heard and have public safety at this meeting.

Councilmember Hodge: Pass

Councilmember Williams: Np

Councilmember McCovey: Np

Councilmember Vanlandingham: I attended the fishery meeting last night as well, a lot of that meeting wasn’t productive. I think Executive and Public Safety should be there. A lot of what was being said had more to do with public safety than it did with Fisheries. We need to hold an evening Council meeting. A lot of the feedback was about enforcement, I see a lot of conversations happening there, that should be happening here. I was disappointed in not seeing public safety there.

Vice Chair Myers: Pass

Chairman James: Pass

TRIBAL MEMBER COMMENT: None provided.

EXECUTIVE SESSION: OTA21-029, Appeal, Fish meeting debrief (Hodge), TC20-023 Associate Judge Contract.

CONSENT ITEMS:

P21-018, USDA Emergency Community Water Assistance Submitted by Sophia Lay

**Motion made by Councilmember Natt/Vice Chair Myers to approve the Planning Department to submit a grant application to the USDA Emergency Community Water Assistance Grant Program and to authorize the Chairman to sign all necessary grant documents. (This grant will seek funds to perform emergency repairs on the Klamath Glen Water System). Motion carries by consensus.**

WILD21-003, Change in Principle investigator Submitted by Tiana Williams-Claussen

**Motion made by Councilmember Natt/Vice Chair Myers to approve the submission of the attached letter requesting a change in principle investigator for grant #90NR306, and all necessary Chairman’s signatures. Motion carries by consensus.**

OTA21-024, Klamath Tribes-Yurok joint letter

*February 25, 2021 Council Action meeting*
OTA 21-024, Letters of Support
Submitted by Amy Cordalis

Motion made by Councilmember Natt/Vice Chair Myers to retroactive approval and
authorization for Chairman to sign a joint letter from the Klamath Tribes and the Yurok Tribe
to the Biden Administration regarding recommendations for the Klamath Basin. Motion
carries by consensus.

AGENDA ITEMS:
Fisheries
Dave Hillemeier presents
FISH21-012, Letters of Support
Submitted by Dave Hillemeier

Motion made by Councilmember Natt/Councilmember Hodge to authorize sending the
attached letter with the Chairman’s signature to Matt Baun of the US Fish and Wildlife
Service regarding our support for continued efforts by the USGS and Scott River Watershed
Council for work on the juvenile Coho ecology project. Motion carries by consensus.

Human Resources
Rose Sylvia presents
HR21-03, Organization Divisions
Submitted by Rose Sylvia

Motion made by Councilmember Ray/Vice Chair Myers to approve Health & Human Services
Division and Community Development Division. Motion carries by consensus.

Rose Sylvia, Louisa McCovey presents
HR21-04, Job Descriptions-YTEP
Submitted by Rose Sylvia

Motion made by Councilmember Ray/Councilmember Natt to approve Food Village
Coordinator job description for Yurok Tribe Environment Program. Roll call; Vice Chair Myers-
yes, Councilmember Hodge-no, Councilmember Ray-yes, Councilmember Vanlandingham-no,
Councilmember Provolt-yes, Councilmember Natt-yes, Councilmember Williams-np,

HR21-05, Emergency Sick Leave Addendum
Submitted by Rose Sylvia

Motion made by Councilmember Ray/Councilmember Natt to approve extension of
Motion carries by consensus.
Office of Tribal Attorney
OTA21-012, Tribal Council Ethics Review Ordinance
Submitted by Geneva Thompson

Council Consensus to table. A work session has been scheduled.

OTA21-022, Public Hearing Ordinance
Submitted by Maggie Poffenbarger

Motion made by Councilmember Vanlandingham/Councilmember Natt to approve attached amendment to Public Hearing Ordinance as emergency legislation to allow online and telephonic public comment session and authorize Chairperson to sign and secretary to attest. Roll call; Vice Chair Myers-yes, Councilmember Hodge-yes, Councilmember Ray-yes, Councilmember Vanlandingham-yes, Councilmember Provolt-yes, Councilmember Natt-yes, Councilmember Williams-np, Councilmember McCovey-np. Yes-6, no-0, abs-0, np-2. Motion carries.

TRIBAL MEMBER COMMENT:
Jewel Frank: I am finding it as a huge challenge for people in my district, they don’t have internet. Also, the times, most people work and they cannot join online meetings in the middle of the day.

OTA21-023, Renew Emergency Public Health Criminal Ordinance
Submitted by Dawn Baum

Motion made by Councilmember Hodge/Councilmember Natt to renew the Emergency Public Health Criminal Law Ordinance for an additional sixty days. Roll call; Vice Chair Myers-yes, Councilmember Hodge-yes, Councilmember Ray-yes, Councilmember Vanlandingham-yes, Councilmember Provolt-yes, Councilmember Natt-yes, Councilmember Williams-np, Councilmember McCovey-np. Yes-6, no-0, abs-0, np-2. Motion carries.

Council
CA21-037, February 10 & 11, 2021 minutes
Submitted by Council Operations

Motion made by Councilmember Hodge/Councilmember Natt to approve with edits and corrections Council Meeting minutes of February 10, 11 & 16, 2021. Motion carries by consensus.

11:12am Councilmember McCovey arrives

CA21-038, Former Public Safety Office space
Submitted by Councilmember Ray

Motion made by Councilmember Ray/Councilmember Vanlandingham to have the TERO Department take over the former Public Safety Office space. Motion carries by consensus.
BREAK: 11:22-11:35

EXECUTIVE SESSION: 11:35-12:35

LUNCH: 12:35-1:00
Back in Council Session @ 1:00pm

TRIBAL MEMBER COMMENT:
Margo Robbins: I would like to thank the Council for their part in shutting down the LNG pipeline. The company has been denied critical permits to move forward with their project. However, the Delta tunnel is still a threat to the Klamath River, if they put in the tunnel they will take more water from the Trinity which will effect the Klamath River. SB 332 will negligence for landowners and they are wanting letters of support for that legislation. If the Tribe wants to do a letter regarding this matter, it would be appreciated.

Items out of Executive Session:
Office of Tribal Attorney
TA21-029 Appeal Limited Judgement in KID v OWRD
Submitted by Geneva Thompson

Motion made by Councilmember Hodge/Councilmember Ray to authorize the Office of Tribal Attorney to file a notice of appeal and to represent the Tribe in an appeal of the limited judgement in KID v. OWRD case. Motion carries by consensus.

Tribal Court
Jessica Carter presents
TC20-023, Associate Judge Contract extension
Submitted by Jessica Carter

Motion made by Councilmember Natt/Councilmember McCovey pursuant to the Constitution, Chairman appoints Williams Bowers to the Associate Judge with Advice and Consent of Council and authorize associate judge contract. Motion carries by consensus.

Tribal Member Comment:
Cheyenne Sanders: What are the terms of this contract?

Executive Office
ExDir21-001 UIHS/CRHIB letter
Submitted by Don Barnes

Motion made by Councilmember Hodge/Vice Chairman Myers to authorize Chairman James to sign attached California Indian Rural Health Board government to government consultation letter. Motion carries by consensus.

Emergency Items

February 25, 2021 Council Action meeting
Motion made by Councilmember Natt/Vice Chairman Myers to suspend to add OTA21-028 and OTA21-030. Motion carries by consensus.

OTA21-030 CPUC letters
Submitted by Amy Cordalis

Motion made by Vice Chair Myers/Councilmember Natt to approve filing in the California PUC a letter in support of PacifiCorp’s Advice Letter No. 638-E to transfer Parcel B lands pursuant to the KHSA. Motion carries by consensus.

EXECUTIVE SESSION: 1:40-2:45

Item out of Executive Session:

OTA21-028, Pecwan Bridge Water Quality Case
Submitted by Geneva Thompson

Motion made by Councilmember Provolt/Councilmember Ray to authorize the Office of Tribal Attorney to pursue enforcement for violations of Yurok water quality standards, to authorize YTEP to take appropriate measures for immediate mitigation against further discharge from the Project, and allocate $5,000 from Project 50 GL 6040 to cover YTEP’s costs for mitigation and contain environmental release. YTEP will reimburse funds to Project 50, if funds become available. Additionally, authorize Executive Director to carryout directives as discussed in executive session. Roll call; Vice Chair Myers-yes, Councilmember Hodge-yes, Councilmember Ray-yes, Councilmember Vanlandingham-yes, Councilmember Provolt-yes, Councilmember Natt-yes, Councilmember Williams-np, Councilmember McCovey-yes. Yes-7, no-0, abs-0, np-1. Motion carries.

TRIBAL MEMBER COMMENT: None provided.

CLOSING PRAYER: Provided by Councilmember Natt.

ADJOURN: 2:53pm

MEETING MINUTES APPROVED ON: March 11, 2021

Sherri K. Provolt, Secretary 03/16/21

Date