ROLL CALL: 10:00am

PRESENT: Joseph James, Chairman; Frankie Myers, Vice Chairman; Sherri Provolt, Orick District; Mindy Natt, Pecwan District; Ryan Ray, Requa District; Lori Hodge, East District; Phillip Williams, North District; Lana McCovey, South District; Toby Vanlandingham, Weitchpec District.

ABSENT: None.

STAFF: Don Barnes, Executive Director; Taralyn Ipiña, Chief Operations Officer; Dawn Baum, Office of Tribal Attorney; Georgiana Gensaw (recorder).

QUORUM: 9 present, 0 absent, quorum present.

OPENING PRAYER: Provided by Chairman James.

REVIEW AGENDA/ADDITIONS/APPROVAL:

Motion by Councilmember Vanlandingham/Councilmember Hodge to approve the agenda with additions CA22-116, CA22-117, CA22-118, CA22-119, CA22-120, CA22-121. Motion carries by consensus.

REVIEW CALENDAR/ADDITIONS:

Carbon Project
CARB22-002, Planning Session Request
Submitted by Javier Kinney

Motion to request to schedule a Council Work Session to provide an update on ongoing climate-change related policy, initiatives, partnership networking, Carbon offset sales initiatives, and academic partnership initiatives being developed by the Carbon Project Manager on behalf of the Tribe. Set for June 8, 2022.

Fisheries Department
FISH22-027, Shasta River Restoration
Submitted by Barry McCovey, Jr.

The Fisheries Department requests a planning session to discuss restoration opportunities in the Shasta River Basin. Set for May 18, 2022.

INTRODUCTION OF NEW EMPLOYEE(S):
Azalea Johnson-JOM Tutor
COUNCIL CHECK IN:

Councilmember Williams: Good morning membership. As you may have heard, I been working on Truck Driving School for tribal members, preparing for Dam removal. So far, I have had 10 tribal members sign up, which is outstanding. Even more significant, I had six women who signed up. Truck driving is a gender-neutral job, where it does not matter what your gender is, you are going to make the same amount of money. I am really excited to give some of our women an opportunity to be self-sufficient and have a career to provide to their families and create independence. Thank you.

Councilmember Hodge: Good morning everyone. I just want to support what Councilmember Williams said. My sister was a truck driver and she absolutely loved it. She drove water trucks, logging trucks, dump trucks, and she even ran heavy equipment and loaded her own trucks so you know us ladies can do it. It’s very rewarding and fun, she absolutely loved it. I also wanted to say I got my Humboldt County sample ballot yesterday and I am sure almost everyone else in Humboldt Count did to, possibly Del Norte County. I just want to encourage everyone to look that over and make sure that you vote because there is a lot in there and it is going to be very important to the Tribe that we get the right people in. Thank you.

Councilmember McCovey: Hello everyone. Recently United Indian Health Service and California Rural Indian Health Board participated in the Annual Indian Health Service Meeting and expressed the needs of California native tribes. One issue did come up during that meeting. You may not know, but California just does not receive funding for facilities and hospitals. However, it looks as though we may be getting funding for a hospital, and they are currently looking at the hospital being in Sacramento area. They wanted to vote at the time to approve going forward on that project, but since it just was not enough time to review it, the vote was no, and to look at the needs and what exact project we want to move forward on. One of the things that does concern me about the location in Sacramento is that the bulk of our native population is here on the coast, so talking with United Indian Health Services, we wanted to pursue and see if we can get it closer to home. Possibly in Redding. This is a place where if you must go to the hospital to get test, or specialty services, this is where you may go for those services. So we are trying to save some of PRC’s money and that’s what it would do if it’s located in Redding. But if it’s too far away than it doesn’t necessarily work correctly. We just had the United Indian Services Board Meeting and the Eureka projects are moving forward. As I said before with the Eureka projects, we are hoping to generate enough revenue to go out and help the clinics in the more rural areas like Weitchpec and Klamath. One of the things we did get was funding for the backup generators for Arcata, Weitchpec and Klamath Clinics. Also, we certified candidates for upcoming election from Areas one, three, and five. I want to note Areas two and four had no candidates, and we realize this is a problem, and we are trying to make sure next year we have a solution to having more candidates for the United Indian Health Service Board of Directors. So, there will be another election going out for Area two and Area four. Area two is the Orick, Trinidad, McKinleyville and Blue Lake. Area four is Hoopa and Willow Creek area. On the tribal side, we are working on the 3rd Street building and getting it closer to being able to have a move-In date. We are looking at June 1st for the move-In date, depending on whether the work that in needed is completed or not. The furthest it will be pushed out is July 1st. We also have a RFQ out the work needed at the Aawok Bonnie Green Site and I am looking forward to seeing that move forward. Thank you.
Chairman James: Monday I attended a meeting with the PG&E CEO at Middletown with a number of other tribes there in Lake County. Currently we have a MOU regarding our cultural resources, work product, and conducting business on the reservation with PG&E. The things that I pushed was continuing dialog and communications, but also work products, jobs, training, power line training, and a PG&E tribal summit. The new CEO is from Michigan, and she’s only been here for 8 months. Again, looking at ways to work with tribes.

TRIBAL MEMBER COMMENT: None provided.

EXECUTIVE SESSION:

Endorsements
Personnel (Hodge)
Personnel (Williams)

CONSENT ITEMS:

Environmental
YTEP22-012, FNDI Food Distribution Grant
Submitted by Louisa McCovey

Motion by Vice Chairman Myers/Councilmember Hodge to retroactively allow the YTED Food Sovereignty Program to apply to the Second Round of the First Nations Development Institute Strengthening Native Programs & Feeding Families Grant totaling $10,000. No match is required, and full indirect charges are allowable. Motion carries by consensus.

Office of Tribal Attorney
OTA22-028, Hewlett Effectiveness Grant
Submitted by Dawn Baum

Motion by Chairman Myers/Councilmember Hodge to retroactively approve grant application to the Hewlett Foundation for an effectiveness grant for OTA for teambuilding and wellness in the amount of $30,000. No match is required, and indirect allowed. Motion carries by consensus.

AGENDA ITEMS:

Benefits Division
B22-004, Group Health-Air Ambulance
Submitted by Elizabeth Turner
Motion by Vice Chairman Myers/Councilmember Provolt to approve adding to the group health plan supplemental emergency air ambulance services with AirMedCare effective 06/01/2022. Motion carries by consensus.

B22-005, Health Comp Agreement
Submitted by Elizabeth Turner

Motion by Vice Chairman Myers/Councilmember Vanlandingham to approve HealthComp Agreement for Third Party Administrative Services (TPA) and Resolution #22-47 Limited Waiver of Sovereign Immunity in favor of HealthComp solely for specific performance of the agreement, with edits. Roll Call: Councilmember Williams-yes, Councilmember Natt-yes, Councilmember Provolt-yes, Councilmember McCovey-yes, Councilmember Hodge-yes, Councilmember Vanlandingham-yes, Councilmember Ray-yes, Vice Chairman Myers-yes. Yes-8, No-0, Abstaining-0, Not present-0. Motion carries.

Health & Human Services/Ner-gery ‘Oohl Division
Education Department
EDU22-016, True North Contract
Submitted by Jim McQuillen

Motion by Councilmember Ray/Councilmember Vanlandingham for Council to review and approve contract with The True North Organizing Network and authorize the Chairman to sign the associated documents. Motion carries by consensus.

EDU22-018, Budget Modification for 7121
Submitted by Jim McQuillen

Motion by Councilmember Ray/Councilmember Williams to approve the budget modification for Head Start/Early Head Start COVID 19 funds, account #7121. Motion carries by consensus.

EDU22-017, Budget Modification for 122-8
Submitted by Jim McQuillen

Motion by Vice Chairman Myers/Councilmember Provolt to approve the budget modification for Head Start/Early Head Start Funding for the current 21/22 fiscal year budget. Motion carries by consensus.

EDU22-019, Budget Revision for 7111
Submitted by Jim McQuillen

Motion by Vice Chairman Myers/Councilmember Provolt to review and approve this budget revision to project #7111. The Ace NECEOP Grant from the U.S. Department of Education. Motion carries by consensus.

Natural Resources Department
Environmental Department
YTEP22-011, IM 15 Funding Agreement with PacifiCorp for 2022
Submitted by Louisa McCovey
Motion by Vice Chairman Myers/Councilmember Hodge to approve amendment #17 to the funding agreement between the Yurok Tribe and PacifiCorp. Motion carries by consensus.

YTEP22-013, Regional Food Systems Partnerships
Submitted by Louisa McCovey

Motion by Vice Chairman Myers/Councilmember Williams to allow the YTED Food Sovereignty Program and Yurok OES to partner with the UC Division of Agriculture and Natural Resources on an application to the Regional Food Systems Partnership grant, with the Yurok portion totaling approximately $27,385 with full indirect allowable and no match required and sign the letter of support for the project. Motion carries by consensus.

YTEP22-014, Green Jobs Grant Approval
Submitted by Louisa McCovey

Motion by Vice Chairman Myers/Councilmember Vanlandingham allow the Environmental department to apply to the First Nations Development Institute Green Jobs in Indian Country Grant for approximately $99,994 for one-year, full indirect expenses are allowable, and no match is required. Motion carries by consensus.

YTEP22-015, Equitable Community Revitalization Grant
Submitted by Louisa McCovey

Motion by Councilmember Ray/Councilmember Hodge to retroactively allow the Environmental Department to apply to the CA Department of Toxics Substances Control Equitable Community Revitalization Grant for $493,983 to clean up the Klamath Ball Field and surrounding affected parcels, full indirect expenses are allowable, and no match is required. Motion carries by consensus.

Fisheries Department
FISH22-025, Franks Heating & Refrigeration Contract Amendment
Submitted by Barry McCovey, Jr.

Motion made by Vice Chairman Myers/Councilmember Natt to authorize the Fisheries Department to add an amendment to an existing contract with Frank’s Heating and Refrigeration to increase the do not exceed amount to $279,584. Motion carries by consensus.

FISH22-026, Proposals for Fish and Wildlife Infrastructure Funding
Submitted by Barry McCovey, Jr.

Motion by Councilmember Provolt/Vice Chairman Myers to authorize the Fisheries Department to submit proposals to the U.S. Fish and Wildlife Service for Tribal Bi-Partisan Infrastructure Law (BIL) Funding for High priority restoration, monitoring, and infrastructure projects. Motion carries by consensus.

FISH22-028, FY2022 Bureau of Reclamation Funding Agreement
Submitted by Barry McCovey, Jr.

May 5, 2022 Council Action Meeting
Motion by Vice Chairman Myers/Councilmember Hodge to authorize entering into the attached draft FY2022 Annual Funding Agreement with the Bureau of Reclamation to receive approximately 2.45 million in funding for Fisheries related projects. Motion carries by consensus.

FISH22-029, Sovereign Immunity Waivers for Dennis Lane
Submitted by Barry McCovey, Jr.

Motion by authorize Chairman to sign two limited waivers of sovereign immunity. One waiver is in favor of the Klamath River Country Estates Owners Association (22-042). The other is in favor of First American Title Insurance Company (22-046). Both waivers support the purchase of a property in Hornbrook, CA for the Fisheries department. Item to be discussed in Executive Session.

Wildlife Program
WILD22-010, White Nose Bat Syndrome Monitoring
Submitted by Tiana Williams-Claussen

Motion by Councilmember Provolt/Councilmember Williams to approve submission of a grant application to the US Fish and Wildlife Service White Nose Bat Syndrome in support of the bat population monitoring on Tribal lands, and all necessary Chairman’s signature. Motion carries by consensus.

Fire Department
FIRE22-007, Dispatch Agreement
Submitted by Rod Mendes

Motion by Vice Chairman Myers/Councilmember Vanlandingham for retroactively approval for Dispatch Agreement between BIA PRO-Six Rivers National Forest, Yurok Tribe, and Blue Lake Rancheria, to dispatch Yurok Fire Resources. This is a no cost item. Motion carries by consensus.

Motion by Councilmember Natt/Councilmember Vanlandingham to suspend the rules and add FIRE22-008. Motion carries by consensus.

FIRE22-008, Approval to Submit for Hewlett Grant
Submitted by Rod Mendes

Motion by Councilmember Provolt/Councilmember Williams for approval for an organizational effectiveness grant from Hewlett Organization, Proposal Ref #2022-01158-PRO in the amount of $50,000.00 to develop a spatial Fire Management Plan. An account number will need to be developed by Fiscal for this grant to be utilized by the Fire Department. No match is required. Motion carries by consensus.

TRIBAL MEMBER COMMENT: None provided.

LUNCH: 11:35am-12:00pm
May 5, 2022 Council Action Meeting

AGENDA ITEMS:

Health & Human Services/Ner-gery ‘Oohl Division
YHHS22-039, Title IV-E Budget Increase
Submitted by Valerie Ryles
Motion by Councilmember Provolt/Councilmember Williams for approval for the attached
CDSS Budget Increase and a new project # for the Title IV-E Program YR-4, Welfare and
Institutions Code #10553.1 (b) there shall be no tribal share of costs for an agreement under
subdivision. Motion carries by consensus.

YHHS22-040, Behavioral Health Continuum Infrastructure Planning
Submitted by Alita Redner
Motion by Councilmember Hodge/Councilmember Provolt to approve Behavioral Health
Infrastructure Program planning budget. Motion carries by consensus.

Office of Tribal Attorney
OTA22-029, Indigenous Stewardship Network Incorporation
Submitted by Annie Perry
Motion by Vice Chairman Myers/Councilmember Hodge to authorize the Yurok Tribal Council
Secretary to sign and present a Certificate of Incorporation to Indigenous Stewardship
Network. Motion carries by consensus.

Transportation Department
T22-007, Cooperative Agreement Save The Redwoods
Submitted by Patty Ulmer
Motion by Councilmember Provolt/Vice Chairman Myers to approve a Cooperative
Agreement and Resolution #22-044, a Limited Waiver for Sovereign Immunity in favor of Save
the Redwoods League, with edits, for the amount of $20,000 and authorize Chairman to sign
all related documents. The work will be performed by the Yurok Trail Crew. Roll call: Vice
Chairman-Yes, Councilmember Hodge-Yes, Councilmember Ray-Yes, Councilmember
Vanlandingham-Yes, Councilmember Provolt-Yes, Councilmember Natt-Yes, Councilmember
Williams-Yes, Councilmember McCovey-Yes. Yes-8, No-0, Abstaining-0, Not present-0.
Motion carries.

T22-008, Multimodal Project Discretionary Grant
Submitted by Brandi Natt
Motion by Vice Chairman Myers/Councilmember Vanlandingham to approve the
Transportation Department to submit a grant in the amount of $2,532,128.71 for the
Multimodal Project Discretionary Grant for Rural Surface Transportation with a match of
$506,426.00 and authorize Chairman to sign all related documents. Motion carries by
consensus.

T22-009, Low or No Emission, Buses, and Bus Facilities Grant
Submitted by Brandi Natt
Motion by Councilmember Hodge/Councilmember Ray to approve the Transportation Department to submit a Low or No Emission and Buses and Bus Facilities Grant in the amount of $1,840,000.00 and authorize Chairman to sign all documents. Motion carries by consensus.

T22-010, Tribal Transit Grant Program
Submitted by Brandi Natt

Motion by Councilmember Hodge/Councilmember Provolt to approve the Transportation Department to submit a Tribal Transit Grant in the amount of $311,500.00 and authorize Chairman to sign all documents. Motion carries by consensus.

Planning & Community Development
Community Development
P22-012, County Compliance and Assumption Agreements
Submitted by Michael Gerace

Motion by Vice Chairman Myers/Councilmember Vanlandingham to review and approve Humboldt County Compliance and Assumption Agreements and associated Resolution #22-040, Waiver of Sovereign Immunity in favor of Humboldt County, with edits, and authorized Chairman to sign all documents and Secretary to attest. The signed documents will finalize dealings with Black Bear Farms, LLC. Roll call: Vice Chairman Myers-Yes, Councilmember Hodge-Yes, Councilmember Ray-Yes, Councilmember Vanlandingham-Yes, Councilmember Provolt-Yes, Councilmember Natt-Yes, Councilmember Williams-Yes, Councilmember McCovey-Yes. Yes-8, No-0, Abstaining-0, Not present-0. Motion carries.

P22-014, Indian Health Service MOA CA 21-N96
Submitted by Sophia Lay

Motion by Vice Chairman Myers/Councilmember Vanlandingham to approve and authorize the Chairperson to sign Indian Health Service MOA CA 21-M96 and all amendments associated with this MOA. Motion carries by consensus.

Tribal Court
TC22-011, Amend Special Domestic Violence Jurisdiction Code
Submitted by Alanna Nulph

Motion by Councilmember Provolt/Vice Chairman Myers to begin the process to amend the Yurok Special Domestic Violence Jurisdiction Code to comply with current federal law as amended in the VAWA Reauthorization Act of 2022. Motion carries by consensus.

TC22-012, Justice Center Phase III ARP Request
Submitted by Jessica Carter

Motion to approve the Tribal Court’s request for American Rescue Act funding for the costs to complete the Yurok Justice Center Phase III Construction Project in the amount of $791,164. Item to be discussed in Executive Session.

TC22-015, FY22 COSSAP Grant Application
Submitted by Jessica Carter
Motion by Vice Chairman Myers/Councilmember Provolt to approve submission of the FY22 Comprehensive Opioid, Stimulant, and Substance Abuse Site-based Program (COSSAP) Grant Application and authorize Chairman to sign necessary and related documents. Motion carries by consensus.

Council

CA22-109, Council Meeting Minutes-March 2022
Submitted by Secretary Provolt

Motion by Vice Chairman Myers/Councilmember Williams to approve meeting minutes of March 9, 2022 Council Planning Meeting and March 10, 2022 Council Action Meeting with edits. Minutes attached. Motion carries by consensus.

CA22-110, Property for Sale in Klamath area
Submitted by Councilmember Ray

Motion by Councilmember Ray/Vice Chairman Myers to have staff look into purchasing this property in the Klamath Glen. Motion carries by consensus.

CA22-111, Moving Funds
Submitted by Councilmember Ray

Motion by Councilmember Ray/Councilmember Vanlandingham to transfer $500,000 of line item 2834 Requa district housing to YIHA. Motion carries by consensus.

CA22-112, Klamath Baseball Field Clean Up
Submitted by Councilmember Ray

Motion to allocate $2,000 amount funding to rent dumpster for Klamath baseball field cleanup. $1,000 from Requa travel and $1,000 from Chairman’s travel line item. Motion carries by consensus.

CA22-113, Donation to Hunter Creek Park
Submitted by Councilmember Ray

Motion to donate $1,500 amount of funding to Hunter Creek Park. $500.00 from Requa youth fund, $500.00 from Orick youth fund, and $500.00 from Chairmans youth fund. Motion carries by consensus.

CA22-115, Council Meetings Minutes-March 2022
Submitted by Secretary Provolt

Motion by Councilmember Provolt/Councilmember Ray to approve meeting minutes of March 22, 2022 Gaming and Finance Meeting minutes, March 23, 2022 Planning Meeting minutes, and March 24, 2022 Action Meeting minutes with edits. Minutes attached. Carries by consensus.

CA22-116, ARPA Funds
Submitted by Councilmember Vanlandingham

Action/Discussion on transferring ARPA project to YTCC. Item pulled. No Action.
**CA22-117, Consent to Jurisdiction Signs for Reservation Boundaries**
Submitted by Councilmember Vanlandingham

Motion by Councilmember Vanlandingham/Council Hodge to Authorize creation and placement of signs on boundaries of Yurok Reservation with notice that anyone entering the reservation consents to the jurisdiction and laws of the Yurok Tribe Backup image and pdf attached for 36”X48” signs. Motion carries by consensus.

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**CA22-118, Plank House Payment**
Submitted by Councilmember Williams

Action/Discussion regarding a Yurok owned business, Plank House payment issue. Council did not take action on this item, previously discussed. No action.

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**CA22-119, Per-Geesh Construction Corporation Projects**
Submitted by Vice Chairman Myers

Motion by Councilmember Vanlandingham/Councilmember Williams to transfer $8.5 Million to the Per-Geesh Construction for the completion of a head start building in Pec-won District as well as community centers in Pec-won and Weitchpec District and the renovation of the East District tribal offices in Willow Creek. Motion carries by consensus.

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**CA22-120, Board Appointments**
Submitted by Vice Chairman Myers

Motion by Councilmember Vanlandingham/Councilmember Hodge to appoint Taralyn Ipina to the Prey-go-neesh Board of Directors and Alme Allen to the Yurok Tribe Construction Corporation Board of Directors. Roll call: Vice Chairman Myers-Yes, Councilmember Hodge-Yes, Councilmember Ray-Yes, Councilmember Vanlandingham-Yes, Councilmember Provolt-no, Councilmember Natt-Yes, Councilmember Williams-Yes, Councilmember McCovey-Yes. Yes-7, No-1, Abstaining-0, Not present-0. Motion carries.

For the record: Councilmember Provolt votes ‘pa’ and expresses her thoughts that Yurok Tribe staff should focus on the paid positions and not sit on Yurok Tribe Corporations as Board members.

TRIBAL MEMBER COMMENT: Rose Syliva, Pecwan District. There is a high problem with the Council being on the Board of a Corporation. The Board member who is a Councilmember has perceived more power. Council is responsible to the Tribe first. Maybe the Councilmember who sits on the Corporation not vote as it is a conflict to be on both.

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**CA22-121, Truck Driving School**
Submitted by Councilmember Williams

Motion by Councilmember Williams/Councilmember Vanlandingham to amend Vocational Education Policy to cap the per client payment to $5,000. Roll call: Vice Chairman Myers-yes, Councilmember Hodge-Yes, Councilmember Ray-Yes, Councilmember Vanlandingham-Yes, Councilmember Provolt-Yes, Councilmember Natt-Yes, Councilmember Williams-Yes, Councilmember McCovey-Yes. Yes-8, No-0, Abstaining-0, Not present-0. Motion carries.
BREAK: 1:25pm-1:30pm

EXECUTIVE SESSION: 1:30pm-2:50pm

Action out of Executive Session:
CA22-098, Candidate Presentations
Submitted by Councilmember Provolt

Motion by Vice Chairman Myers/Councilmember Ray to endorse Ben McLaughlin for Humboldt County Judge and Adrian Kamada for District Attorney. Motion carries by consensus.

FISH22-029, Sovereign Immunity Waivers for Dennis Lane
Submitted by Barry McCovey, Jr.

Motion by authorize Chairman to sign two limited waivers of sovereign immunity. One waiver is in favor of the Klamath River Country Estates Owners Association (22-042). The other is in favor of First American Title Insurance Company (22-046). Both waivers support the purchase of a property in Hornbrook, CA for the Fisheries department. Discussion item. Direction provided to staff to gather more information. No action.

TC22-012, Justice Center Phase III ARP Request
Submitted by Jessica Carter

Motion to approve the Tribal Court’s request for American Rescue Act funding for the costs to complete the Yurok Justice Center Phase III Construction Project in the amount of $791,164. Council did not take action on this request. Direction provided to Executive Director to inform Tribal Court.

TRIBAL MEMBER COMMENT: None provided.

CLOSING PRAYER: Provided by Vice Chairman Myers.

ADJOURN: 2:55pm.

MEETING MINUTES APPROVED ON: July 6, 2022

Sherri K. Provolt, Secretary

07/29/2022

Date