

**YUROK TRIBAL COUNCIL
ACTION MEETING
THURSDAY, JANUARY 27, 2022
<https://www.gotomeet.com/yuroktribe>**

ROLL CALL: 10:01am

PRESENT: Joe James, Chairman; Sherri Provolt, Orick District (tardy arrives at 10:10am); Mindy Natt, Pecwan District; Ryan Ray, Requa District; Lori Hodge, East District; Phill Williams, North District; Lana McCovey, South District; Toby Vanlandingham, Weitchpec District

ABSENT: Frankie Myers, Vice Chairman (excused)

STAFF: Don Barnes, Executive Director; Taralyn Ipiña, Council Operations Director; Dawn Baum, Acting Deputy General Counsel; Amanda Wilson, Executive Assistant; Georgiana Gensaw, Council Operations Coordinator (recorder)

QUORUM: 8 present, 1 absent, quorum present.

OPENING PRAYER: Provided by Councilmember Williams.

REVIEW AGENDA/ADDITIONS/APPROVAL:

Motion by Councilmember Vanlandingham/Councilmember Williams to accept the agenda with additions FISH22-03, EDU22-003, and FIRE22-002. Motion carries by consensus.

REVIEW CALENDAR/ADDITIONS:

March 3-4, 2022-Council Retreat-location to be determined

INTRODUCTION OF NEW EMPLOYEES: None submitted.

COUNCIL CHECK IN:

Councilmember Provolt: Pass

Councilmember Natt: Pass

Councilmember Ray: I've been in contact with Foster City Rotary Club, regarding these are the individuals that have installed the parks on the reservation. There are a couple of them down here and some Upriver. They've notified me that they needed to know if the Tribe is interested. They needed to know like last month. They were starting to gear up to get ready to have come and install another park. Now, I've been in contact with Planning Department. I think we need to pick a location. I want to get to ask Council what about this. We need to let these guys know

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44 that we need them to come down or we don't on right want to have them now. They needed to
45 know last month if we want to come down and it fell apart. So we need to get them some
46 information back to them and respond to them. Staff doesn't really know a location at this
47 time. I'm kind of scrambling for location. I know we had a couple locations identified in the
48 past, so I was to say, let's let these guys know if we want them to come down.

49

50 Councilmember Hodge: Thank you staff and membership for attending this morning. I wanted
51 to thank staff for cleaning up our Willow Creek building. I just cruised there yesterday and it
52 looks really good. We all really appreciate that staff took the time and clean that up. Thank
53 you.

54

55 Councilmember Williams: I just want to encourage everybody to continue to stay vigilant
56 regarding the pandemic. We're still not out of the woods yet. We still have people being
57 quarantined, losing time from work, and losing time for activities. I just wanted to encourage
58 everybody to stay vigilant so we can get back get back to normal. Thank you.

59

60 Councilmember McCovey: I've been working on trying to get funding sources for the south
61 area projects and trying to get the work plan together to present to Council for approval. I'll
62 pass the rest for later. Thank you.

63

64 Councilmember Vanlandingham: Pass.

65

66 Vice Chair Myers: Not present.

67

68 Chairman James: We're continuing to follow the Governor's budget here for California. Why I
69 bring that up is we're trying to see how it impacts us. And again, we're pushing and pulling
70 everything regarding these funding resources and wanted to let membership and staff know,
71 we're continuing to advocate on behalf of the Yurok Tribe and our people. And everybody just
72 stays safe. We are going to continue to work hard on our end for bottom line for the people.
73 That's all I have to add right now, George. Thank you.

74

75 **New Employees Introductions:** None submitted.

76

77 **TRIBAL MEMBER COMMENT:** None provided.

78

79 **EXECUTIVE SESSION:**

80 PRO21-006, Exclusion of James Charles Williamson II

81 Status of new Tribal Building (Vanlandingham)

82 Personnel (Hodge)

83 North District Building (Williams)

84 Public Health Update (Council)

85

86 **CONSENT ITEMS:**
87 **Office of Tribal Attorney**
88 OTA22-002, Retro-Approve Brief in Yurok v. Dowd
89 Submitted by Dawn Baum

90 **Motion by Councilmember Vanlandingham/Councilmember Natt to retro-approve Opposition**
91 **to Motion to dismiss in Yurok v. Dowd filed by outside Counsel on January 12, 2022. Motion**
92 **carries by consensus.**

93
94 **AGENDA ITEMS:**
95 **Prey-go-neesh Corporation**
96 Pan Ames presents for agenda item
97 PGNC21-001, Audit Requirement Waiver for FY2021
98 Submitted by Pamela Ames, Prey-go-neesh CEO

99 **Motion by Councilmember Natt/Councilmember Hodge to waive audit requirement for fiscal**
100 **year 2021 for Prey-go-neesh & Subsidiary Per-geesh Corporation. Motion carries by**
101 **consensus.**

102
103 **Yurok Indian Housing Authority**
104 Nicole Sager presents for agenda items
105 YIHA22-002, Monthly Report
106 Submitted by Nicole Sager

107 **Motion by Councilmember Vanlandingham/Councilmember Williams to approve the monthly**
108 **report from the Yurok Indian Housing Authority's Executive Director, Nicole Sager. Motion**
109 **carries by consensus.**

110
111 YIHA22-001, Homekey 2.0 Approvals
112 Submitted by Nicole Sager

113 **Motion by Councilmember Ray/Councilmember Hodge to approve the support of the Yurok**
114 **Indian Housing Authority's submission to Homekey 2.0 for purchase of 330 Terwer Riffle Road**
115 **within the Yurok Tribe's jurisdiction by Resolution #22-005 with authorization for Chairman**
116 **to sign and Secretary to attest. Roll call: Vice Chairman Myers-np, Councilmember Hodge-no,**
117 **Councilmember Ray-yes, Councilmember Vanlandingham-no, Councilmember Provolt-yes,**
118 **Councilmember Natt-yes, Councilmember Williams-no, Councilmember McCovey-yes. Yes-4,**
119 **No-3, Abs-0, Not present-1. Motion carries.**

120
121 **TRIBAL MEMBER COMMENT:**
122 Georgiana Gensaw: Good morning, Georgiana Gensaw Requa District. I just have a few
123 questions and a few statements. One is for both of these projects, Ravenwood and Steelhead. I
124 just was wondering about the community input or outreach that was done to the Klamath
125 community? Like what kind of notice was given or engagement done to talk about the pros and
126 cons? I think that both of them are stellar projects. I just think it's about how this was brought
127 to the community is really important. And how it's explained to the community like what the

128 rules will be, what the parameters. Things like elders being given priority is really important.
129 And then talking to us about like how is the family going to fit into a one room situation or
130 would they take up two rooms? Like how the logistics of it going to work. So, that's my first
131 concern. And then my second, and third comment is these individuals are already in our
132 community, but there's no doubt that other tribal members from outside Requa District will be
133 brought here or be moved here, which is great, which is fine. But with this grant, is other
134 funding going to come for public safety? Because we are already inundated with mental health
135 issues. We are already inundated with addiction issues. We are already inundated with
136 domestic violence issues, and we can't get a cop to respond. We can't get a social worker to
137 respond. We are already stretched thin on the resources we have right now. How many folks
138 will have at Ravenwood and now up at Steelhead. To me, if you're putting people together that
139 may have a multitude of these issues, you're just asking for there to be issues and problems.
140 And I didn't hear anything about extra dollars for public safety or extra dollars for our social
141 worker. I heard that there'll be a Manager on site to help them guide them through like
142 application process and those aren't the same things. Also, I think that if Klamath or Requa
143 District is good enough for these types of housing, then we should be good enough for the next
144 step of housing, such as small family homes or apartments even. I don't know where we're at in
145 the five or ten year (housing) plan, but it just seems like a little bit of a jab to like do this type of
146 housing, but not give us the next step or at least tell us where we are and the next step of
147 housing such as apartments, duplexes, that type of thing. So that would be good to know and
148 all of that could have been done in the community outreach portion. So those are my
149 comments. Thank you.

150
151

152 Shoshoni Gensaw-Hostler: Hi, this is tribal member, Shoshone Gensaw-Hostler, East District. I
153 had some very similar concerns as Georgina. I had similar concerns about the staffing for both
154 locations. I think that there are some housekeeping, public safety staffing, and social service s
155 staffing that wasn't maybe included, or maybe I just don't have the information but I would be
156 very concerned about that. I also think there's youth homeless and a need for youth housing
157 that it would be great to prioritize that in one of the locations. And also a concern of mine is the
158 upkeep at the properties. Is there going to be additional ordinances for how the outside of the
159 locations are kept so that their kept clean and sightly? I think that there's a difference between
160 one location in the middle of town and another location in the Glen. The Glen is a little bit out
161 of the way to have a homeless population. I would be concerned about their ability for
162 transportation and things like that. I do think that providing these housing options as a really
163 great idea. A sober living facility and a homeless shelter in general is a good idea, but I think
164 maybe different locations or figuring out, tiny home options. That's all of my tribal member
165 comment.

166

167 Rosie Clayburn: Sorry, my computer crashed. I just wanted to reiterate what Georgiana was
168 saying about community outreach for projects like this. You know, I live and have grown up in
169 the Glen my entire life. We're a pretty tight knit community down there and it would have
170 been nice to kind of see some of these questions answered before we go for the project, such

171 as security and what is the property going to look like? Even though the restaurant might not
172 seem like a big deal to a lot of folks here but that's how I supported myself in high school. A lot
173 of youth in our community has worked in that restaurant. With the previous owners and the
174 current owners now. So, there is going to be some job loss in our small community. And it was
175 kind of nice because a lot of Glen kids work there and we're able to walk to work. So, I think
176 that there needs to be mitigation for job loss and the loss of another restaurant in Klamath.
177 There's already nowhere to eat for our guests and for our local community and so that's a
178 concern of mine. You know, I think there's already issues with public safety in Klamath and
179 reservation wide. We already do have homeless populations in the Glen - we all recognize that,
180 but there must be some kind of increased security. There must be increased public safety if
181 you're going to congregate people. That's kind of when we see a lot of these issues happen and
182 that is a huge concern. I think about this for myself and for my family who reside just a couple
183 houses down from there. There's a lot of local community and it's been kind of stirring out
184 there that people have heard about this project but there's not a lot of information provided to
185 really know what this looks like. If we're doing these kinds of housing projects, we also need to
186 be looking at providing housing for other folks in Klamath. There's nowhere to live in Klamath.
187 Houses are getting bought up as second homes for people for vacation property rentals.
188 They're on the market for a couple of days and they're gone. The prices are astronomically high,
189 but we're not doing anything to help the working folks. We can't keep basically trying to keep
190 our folks down by providing projects just for low income or homeless. So that's my comments.
191 Thank you.

192
193 YIHA22-003, Certificate of Good Standing
194 Submitted by Nicole Sager

Motion by Councilmember Ray/Councilmember Natt to approve and issue a Certificate of Good Standing for the Yurok Indian Housing Authority (YIHA). This is an annual requirement to verify compliance with the YIHA Ordinance adopted June 6, 2014. Motion carries by consensus.

199
200 **Human Resources**

201 Rose Sylvia presents for agenda items
202 HR22-001, Deputy Tribal Prosecutor Job Description
203 Submitted by Rose Sylvia

Motion by Councilmember Natt/Councilmember McCovey to approve the Deputy Tribal Prosecutor position and Organization Chart with edits. Motion carries by consensus.

206
207 HR22-002, Manager SPS Job Description
208 Submitted by Rose Sylvia

Motion by Councilmember Natt/Councilmember Vanlandingham to approve job description to change wage of Suicide Prevention Services Manager with edits. Motion carries by consensus.

212
213 **Yurok Health and Human Services**

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214 Tamara Honrado presents for agenda item
215 YHHS22-001, Family First Transition Act Grant
216 Submitted by Valerie Ryles

Motion by Councilmember Vanlandingham/Councilmember Ray to approve receipt of funds pursuant to Family First Transition Act (FFTA) allocation which is provided from the Tribe's IVE status, and the associated Budget and Fiscal Project Code. To approve the Chairman to sign the letter and associated documents. Motion carries by consensus.

221
222 **Fisheries**

223 Barry McCovey, Jr. presents for agenda items
224 FISH22-002, US Fish and Wildlife Grant applications
225 Submitted by Barry McCovey, Jr.

Motion by Councilmember Williams/Councilmember Natt to authorize the Fisheries Department to submit grant applications to the US Fish and Wildlife Service for funding to support Lower Klamath Planning and Fall Chinook Escapement related projects. Motion carries by consensus.

230
231 FISH22-003, Purchase LiDAR, Mapping, and Survey Equipment
232 Submitted by Barry McCovey, Jr.

Motion made by Councilmember Vanlandingham/Councilmember Natt to authorize the Fisheries Department to purchase LiDAR, Mapping, and Survey Equipment, not to exceed \$400,000. Motion carries by consensus.

236
237 **Education**

238 Jim McQuillen and Autumn Jimenez present for agenda item
239 EDU22-003, Policy on COVID
240 Submitted by Jim McQuillen

Motion by Councilmember Vanlandingham/Councilmember Ray to approve the new Yurok Policy requiring all Head Start & Child Care employees to be vaccinated for the COVID virus in order to meet funding source's requirement. Motion carries by consensus.

244
245 **Fire**

246 Chief Mendes presents for agenda item
247 FIRE22-002, CAL Fire, Fire Prevention Grant Application
248 Submitted by Chief Mendes

Motion made by Councilmember Vanlandingham/Councilmember Williams to approve the Yurok Fire Department to apply to the 2022 Fire Prevention Grant Program for the Weitchpec infrastructure Protection Project for \$2,064,308. The program covers all project costs, but limits indirect costs to 12%. The indirect shortfall of \$138, 104.12 will be covered from 2023 carbon offset, timber sales revenues, or other Council approved source prior to final award acceptance. Motion carries by consensus.

255

256 **Office of Tribal Attorney**
257 OTA22-003, Yurok v. BOR
258 Submitted by Dawn Baum

259 **Motion by Councilmember Hodge/Councilmember Williams to approve filing the Tribe's**
260 **opposition to OWRD's Motion to Dismiss the Tribes Supplement Complaint in Yurok v. BOR.**
261 **Motion carries by consensus.**

262
263 **Council**
264 CA22-016, Election Board
265 Submitted by Councilmember Williams

266 **Motion by Councilmember Ray/Councilmember Natt pursuant to the Tribal Constitution**
267 **Chairman's appoints Mark Sanderson with the advice and consent of Council to the**
268 **Enrollment Committee as North District Delegate. Motion carries by consensus.**

269
270 CA22-012, Minutes
271 Submitted by Taralyn Ipina

272 **Motion by Councilmember Williams/Councilmember Hodge to approve December 1 and 15,**
273 **2021 minutes with edits. Motion carries by consensus.**

274
275 **LUNCH:** 11:58am - 1:04pm
276

277 **TRIBAL MEMBER COMMENT:** None provided.
278

279 **EXECUTIVE SESSION:** 1:04pm-2:24pm
280 PRO21-006, Exclusion of James Charles Williamson II
281 P22-002, Purchase Agreement and Limited Waiver
282 North District Building
283 Public Health Update
284 30 x 30 Document
285 Tribal Policy Building (Vanlandingham)
286

287 Action out of Executive Session:

288 **Prosecutor**

289 PRO21-006, Exclusion of James Charles Williamson II
290 Submitted by Rosemary Deck

291 **Motion by Councilmember Vanlandingham/Councilmember Natt to approve Resolution #20-**
292 **09 excluding James Charles Williamson II and referring to Tribal Court for a hearing, and**
293 **authorize Chairman to sign and Secretary to attest. Roll call: Vice Chairman Myers-np,**
294 **Councilmember Hodge-yes, Councilmember Ray-yes, Councilmember Vanlandingham-yes,**
295 **Councilmember Provolt-yes, Councilmember Natt-yes, Councilmember Williams-yes,**
296 **Councilmember McCovey-yes. Yes-7, No-0, Abs-0, Not present-1. Motion carries.**

297

298 P22-002, Purchase Agreement and Limited Waiver
299 Submitted By: Michael Gerace

**To approve property purchase agreement and Resolution #22-006, a Limited Waiver of
Sovereign Immunity in favor of Seller and authorize Chairman to sign and Secretary to attest.
Council consensus to table.**

303
304 **TRIBAL MEMBER COMMENT:** None provided.

305
306 **CLOSING PRAYER:** Provided by Chairman James.

307
308 **ADJOURN:** 2:35pm

309
310 **MEETING MINUTES APPROVED ON:**

February 15, 2022

311
312 
313 _____
314 **Sherri K. Provolt, Secretary**

02/22/2022

Date