ROLL CALL: 10:02am

PRESENT: Joe James, Chairman; Frankie Myers, Vice Chairman; Sherri Provolt, Orick District; Mindy Natt, Pecwan District (10:09); Ryan Ray, Requa District; Wes Crawford, East District; Phillip Williams, North District; Toby Vanlandingham, Weitchpec District; Lana McCovey, South District

ABSENT: None.

STAFF: Don Barnes, Executive Director; Taralyn Ipiña, Chief Operations Officer; Kori Cordero, Office of Tribal Attorney; Michael Maranger, Chief Financial Officer; Georgiana Gensaw, Council Operations Coordinator (recorder).

QUORUM: 9 present, 0 absent, quorum present.

OPENING PRAYER: Provided by Councilmember Williams.

REVIEW AGENDA/ADDITIONS/APPROVAL:

Motion made by Councilmember Williams/Councilmember Vanlandingham to approve the agenda with additions of P23-012(Executive Item), P23-013 (Executive Item), CA23-050, T23-004, and CA23-052. Motion carries by consensus.

CALENDAR: Council reviewed calendar with staff.

COUNCIL CHECK IN:

Councilmember Williams – Thank you to staff for MMIP event. Great appreciation for staff keeping us focused and providing talking points to share with legislators.

Councilmember Crawford – Ditto the comments made by Councilmember Williams. I’m sorry I cannot at the meeting in person today due to not feeling well, so am joining virtually.

Councilmember Natt – Echo the comments by Councilmembers Crawford and Williams regarding the MMIP event. We made our voices loud and clear regarding the MMIP issues. Props to all the staff for their work.

Councilmember McCovey – Participated in the UIHS Board meeting on 2/7. There are a lot of services now being offered including appointments on Saturdays from 9am – 2pm. UIHS elections will be held on June 14, 2023 for Area 2 which includes Orick, Trinidad, McKinleyville and Blue Lake areas. Also for Area 4. UIHS went through their current loans and paid off their variable rate loans.
Councilmember Ray – Construction at Aawok Ada Charles building will continue over the next few months. I would like to know what staffing will be there. If Executive Director Barnes could set that up it would be good. The Roundup Program at Pem-Mey is going good.

Councilmember Vanlandingham – Attended the MMIP Event also. We always manage to come together and I want to thank the Councilmembers who attended. Thank you to Council Operations staff, Rosemary, Brie and Katherine. If legislatures weren’t aware of MMIP issues before, they are now.

Vice Chairman Myers – Thank you to staff for event, extremely successful. It was great that the Yurok Tribe pulled together all of the Tribes who participated, all the dancers, prayers, we represented Indian Country well.

Councilmember Provolt – I also would like to echo all of Councilmember comments. The Yurok Tribe is moving in many ways and we have so many projects we are working on. We recognize how important staff are in carrying out the many projects we are working on and want to recognize their daily efforts. I also want tribal membership to know that I have an Orick District meeting this coming Saturday.

Chairman James – On Monday prior to the MMIP event we met with Governor Newsom, along with a lot of other Tribes. I was also on a separate panel and used that platform to plug MMIP and our leading the work. Tuesday, not enough can be said about the Day of Action. AB 44 and 273 Bills will be introduced by Ramos. Asking staff to send individual thank you letters to Assemblymembers. Thank you to all staff who worked on the event. The Yurok Tribe is setting the stage as a role model.

TRIBAL MEMBER COMMENT: None provided.

EXECUTIVE SESSION:
P23-012
P23-013
CA23-050
Contract (Provolt)
ICWA (Williams)

CONSENT AGENDA ITEMS:
Executive Branch
Finance Department
FIN23-008, Approval of FY2023 Council Budget Modification
Submitted by Michael Maranger

Motion made by Vice Chairman Myers/Councilmember Natt to approve the budget modification on the FY2023 Council Indirect budget in project 11014. Motion carries by consensus.

Health & Human Services Division
Education Department
EDU23-002, Grant Application to The California Endowment
Submitted by Jim McQuillen
Motion made by Vice Chairman Myers/Councilmember Natt to retroactively approve as of December 31, 2022, the grant proposal submission to the California endowment for $150,000 per year for two years to fund promised neighborhood precisions for the upper reservation river schools. Motion carries by consensus.

Health & Human Services Department
YHHS23-010, YTEAF Budget Modification
Submitted by Springwind Marshall
Motion made by Vice Chairman Myers/Councilmember Natt to approve the Yurok Tribe’s emergency assistance fund budget modification to utilize $40,000 to be used for emergency assistance services. Motion carries by consensus.

Natural Resources Division
Environmental Department
ENVR23-003, FY23 Historic Preservation Grant
Submitted by Louisa McCovey
Motion made by Vice Chairman Myers/Councilmember Natt to approve the Yurok Tribe’s Environmental Department’s application to the National Park Service Historic Revitalization Program in the amount of $750,000, no match required, and full indirect costs are allowable. Motion carries by consensus.

ENVR23-004, Invasive Species Program
Submitted by Louisa McCovey
Motion made by Vice Chairman Myers/Councilmember Natt to retroactively approve the Yurok Tribe’s Environmental Department’s two applications within the BIA Invasive Species Grant Program totaling $317,000, full indirect is allowable and no matches required. Motion carries by consensus.

ENVR23-005, Recycling Education & Outreach Grant Application
Submitted by Louisa McCovey
Motion made by Vice Chairman Myers/Councilman Natt to approve the Yurok Tribe’s Environmental Department’s application to the US Environmental Protection Agencies Consumers Recycling Education and Outreach Grant Program totaling $400,000 for three years, full indirect is allowable and no match is required. Motion carries by consensus.

Fisheries Department
FISH23-020, Army Corps of Engineers Request Letter Renewal
Submitted by Barry McCovey, Jr.
Motion made by Vice Chairman Myers/Councilmember Natt to approve Chairman to re-sign the attached letter to the Army Corps of Engineers requesting they enter a General Investigation Feasibility Study and partnership with the Yurok Tribe to work on post dam removal ecological restoration. Motion carries by consensus.
Fire Department
FIRE23-002, FY 2023 FEMA AFG Application
Submitted by Rod Mendes, Fire Director

Motion made by Vice Chairman Myers/Councilmember Natt to approve the Yurok Tribe’s Fire Department to apply for the Assistance to Firefighters Grant in the amount of $454,660.83 from the Federal Emergency Management agency for a vehicle, training, and equipment. Indirect 5% match is required that we hope to get waived. Motion carries by consensus.

OTA23-013, letter of support Judge Williams
Submitted by Dawn Baum, General Counsel

Motion made by Vice Chairman Myers/Councilman Natt to retro approve and authorize Chairman to sign a letter of support for the nomination of Judge Christine Williams for a lifetime achievement in Indian law award from the Federal Bar Association. Motion carries by consensus.

AGENDA ITEMS:
Council
CA23-052, Bureau of Land Management guest
Submitted by Georgianna Gensaw, Council Operations

Invitation to meet the new California Coastal National Monument Manager, Leisyka Parrott and staff from Bureau of Land Management. Meeting set for February 9, 2023 at 10:30 AM to 11:30AM. Discussion only, no action.

Transportation
T23-004, Transit and Inner-City Rail Capital Program Grant
Submitted by Brandi Natt

Motion made by Councilmember McCovey/ Vice Chairman Myers to approve the Transportation Department to submit a joint application for the Transit and Inner-City Rail Capital Program Grant in collaboration with Humboldt County Association of Governments, Humboldt Transit Authority, and Redwood Coast Transit Authority in the amount of $977,058.92 and for Chairman to sign all related documents. Motion carries by consensus.

Natural Resources Division
Fisheries Department
FISH23-014, Fisheries Arcata Office Space Addition
Submitted by Barry McCovey, Jr.

Motion made by Vice Chairman Myers/Councilmember Vanlandingham to authorize lease of additional office space in Arcata, CA. Motion carries by consensus.

FISH23-015, Fisheries Little River Restoration Project
Submitted by Barry McCovey, Jr.

Motion made by Councilmember Provolt/Councilmember Vanlandingham to authorize to develop partnerships with the Wiyot Tribe, Trout Unlimited and Green Diamond Resources
Company to facilitate restoration activities in the Little River watershed. Motion carries by consensus.

FISH23-016, Fisheries Mill Creek Restoration Project
Submitted by Barry McCovey, Jr.

Motion made by Councilmember Williams/Councilmember McCovey authorization to develop partnerships with the Tolowa Dee-Ni’ Nation and to pursue restoration activities in the Mill Creek watershed in partnership with the Redwood National and State Parks. Motion carries by consensus.

FISH23-017, Fisheries Prairie Creek Hatchery Project
Submitted by Barry McCovey, Jr.

Motion made by Councilmember Provolt/Councilmember Williams authorization to pursue an agreement with Redwood National Park for Prairie Creek hatchery building restoration and partnership with the Yurok Tribe Construction Corporation and to pursue funding for additional facilities restoration work at this site. Motion carries by consensus.

FISH23-018, Fisheries Bureau of Reclamation Funding Agreement
Submitted by Barry McCovey, Jr.

Motion made by Vice Chairman Myers/Councilmember Williams authorization to Fisheries Department to incur costs prior to the final award of the FY23 annual funding agreement with the Bureau of Reclamation and to establish project codes for two tasks. Motion carries by consensus.

FISH23-019, 2021 Commercial Fishery Disaster Declaration
Submitted by Barry McCovey, Jr.

Motion made by Councilmember Natt/Councilmember Williams authorization to submit the attached 2021 Commercial Fishery Disaster Declaration and approval of associated Resolution 23-021. Motion carries by consensus.

Administration Department
Election/Enrollment Department
EE23-001, Blood Degree Correction
Submitted by Krystel Patapoff-Pruitt

Motion made by Councilmember Ray/Councilmember Vanlandingham approval of the recommendation of the Enrollment Committee in a meeting held on January 27, 2023 to approve the Blood Degree Correction of the enrolled member listed on Resolution 23-15 who meets the requirements of the Enrollment Ordinance and the Constitution of the Yurok Tribe. Motion carries by consensus.

EE23-002, Enrollment of New Members
Submitted by Krystel Patapoff-Pruitt

Motion made by Councilmember McCovey/Councilmember Vanlandingham approval of the recommendation of the Enrollment Committee in a meeting held on January 27, 2023 to
enroll applicants listed on Resolution 23-16 who meet the membership requirements of the Enrollment Ordinance and the Constitution of the Yurok Tribe. Motion carries by consensus.

EE23-003, Denial of Application
Submitted by Krystel Patapoff-Pruitt

Motion made by Councilmember Ray/Vice Chairman Myers approval of the recommendation of the Enrollment Committee in a meeting held on September 20, 2022, to deny enrollment applications DY 1035 through DY 1043 who do not meet membership requirements of the Enrollment Ordinance and the Constitution of the Yurok Tribe. Motion carries by consensus.

Statement for the Record:
Vice Chairman Myers: I just want to make a statement for the minutes. Once again, from what I can see in the packet, we are enrolling individuals who have less Yurok (blood) than people that we are denying. It's always frustrating every time we come up here. Because there are individuals who only have Yurok blood, they are getting denied, but yet we are approving other people who have other tribal blood and putting them on the Yurok Tribe Roll. It never feels good and I just feel like every single time I see this, I need to say something about it. Thank you.

EE23-004, Relinquishments
Submitted by Krystel Patapoff-Pruitt

Motion made by Vice Chairman Myers/Councilmember Vanlandingham approval of the recommendation of the Enrollment Committee in a meeting held on January 27, 2023, to relinquish the tribal members listed on Resolutions 23-17, 23-18 and 23-19 pursuant to the membership requirements of the Enrollment Ordinance and the Constitution of the Yurok Tribe. Motion carries by consensus.

BREAK: 11:46am-11:57am

AGENDA ITEMS:
Community Development Division
Planning Department

P23-001, Kepel Well IHS MOA CA 22-J23 Approval
Submitted by Cynthia Bones

Motion made by Councilmember Vanlandingham/Councilmember Provolt to approve and authorize Chairperson to sign Indian Health Service Memorandum of Agreement CA22-J23 and associated amendments. MOA to provide funding for our well study and development for well for the Kepel Notchko community water system. Project is estimated to cost $639,900. Motion carries by consensus.

P23-002, Debacker Main Replacement MOA CA 23-J34
Submitted by Cynthia Bones

Motion made by Councilmember Vanlandingham/Vice Chairman Myers to approve and authorized Chairperson to sign Indian Health Service MOA CA22-J34 and associated amendments. MOA to provide funding to replace the current Debacker Road water main.
Project is estimated to cost $992,900 with a Tribal contribution of $57,800, grant submission approved by Action Item P21-081. Motion carries by consensus.

P23-003, Klamath Sewer Main Improvement CA 22-J37
Submitted by Cynthia Bones

Motion made by Councilmember Natt/Councilmember Williams to approve and authorize Chairman to sign the Indian Health Service Memorandum of Agreement CA22-J37 and associated amendments. MOA to provide funding to evaluate assess and make recommendation for replacement of the Klamath sewer main. Project is estimated to cost $115,000. Motion carries by consensus.

P23-004, Terwer Treatment Improvements MOA CA 22-J38
Submitted by Cynthia Bones

Motion made by Councilmember Provolt/Councilmember Vanlandingham to approve and authorize Chairman to sign the Indian Health Service Memorandum of Agreement CA 22-J38 and associated amendments. MOA to provide funding for assistance from IHS to evaluate assess and identify necessary improvements to the Terwer water system treatment system. Project is estimated to cost $75,000. Motion carries by consensus.

P23-011, Cal Poly, National Science Foundation
Submitted by Michael Gerace

Motion made by Vice Chairperson Myers/Councilmember Ray to have staff develop an agreement with Cal Poly Humboldt and their Coastlines and People Hubs for Research (CoPe) initiative and to have it come back to Council. Motion carries by consensus.

Transportation Department
T23-003, North Coast Tribal Transportation Commission
Submitted by Brandi Natt

Motion made by Councilmember Vanlandingham/Councilmember Natt to appoint Brandi Natt, Transportation Director, to participate in the North Coast Tribal Transportation Commission and Patricia Ulmer Gensaw, Planner III, as an alternate and authorize Chairman to sign North Coast Tribal Transportation Commission #22-87. Motion carries by consensus.

Executive Branch
Finance Department
FIN23-005, Amendments to the Credit Card Policy

Motion made by Vice Chairman Myers/Councilmember Williams to approve the changes to the Yurok Tribe Credit Card Policy with edits. Motion carries by consensus.

Health & Human Services Division
Health & Human Services Department
YHHS23-008, LIHEAP FY2023 Funding
Submitted by Springwind Marshall
Motion made by Vice Chairman Myers/Councilmember Natt to approve the acceptance of three funding allocations in the amount of $67,588.00, $18,068.00 and $1,807.00 for the Fiscal Year 2023 Low Income Home Energy Assistance Program (LIHEAP) and authorize Fiscal to set up a project code. Motion carries by consensus.

LUNCH: 12:39pm- 2:48pm

TRIBAL MEMBER COMMENT: None provided.

AGENDA ITEMS:

Health & Human Services

Tribal Assistance for Needy Families Program

YHHS23-009, YTTP Facility Lease Negotiations Located in Eureka, CA
Submitted by Madison Green

Motion made by Vice Chairman Myers/Councilmember Ray to approve YHHS to start lease negotiations for rental facility located in Eureka, CA for the Yurok Tribal TANF Program. Motion carries by consensus.

YHHS23-011, Approval for TANF Manager to access CDSS.
Submitted by Madison Green

Motion made by Councilmember Provolt/Councilmember Williams to allow Tasha James, TANF Manager, as primary WDTIP Access Coordinator Tribal TANF Program through CDSS for Yurok Tribal TANF Program. Motion carries by consensus.

Office of Tribal Attorney

OTA23-011, AB 525 Draft Conceptual Permitting Roadmap Comment
Submitted by Alexander Mesher

Motion made by Councilmember Provolt/Councilmember Williams to authorize OTA, on behalf of the Yurok Tribe, to submit comment on AB 52 Draft Conceptual Permitting Roadmap requesting stronger inclusion of Tribes in the offshore wind permitting process. Motion carries by consensus.

Yurok Telecoms Corporations

YTEL23-002, NDA between Tribe, YTEL, and GoldenStateNet
Submitted by Kori Cordero

Motion made by Council Member Vanlandingham/Council Member Williams to approve non-disclosure agreement, between the Yurok Tribe, Yurok Telecoms Corporation, and GoldenStateNet for National telecommunications and Information Association Tribal Broadband Connectivity Program Grant, and resolution #23-20, a limited waiver in favor of GoldenStateNet, authorize Chair to sign and Secretary to attest. Agenda item pulled.

Council

CA23-034, Green Machine Purchase for Tribal Member
Submitted by Councilmember Natt
Motion made by Councilmember Vanlandingham/Councilmember Williams to approve purchase of a Green Machine for Tribal Member. Funds to come from Pecwan District Travel Funds. Not to exceed $500. Motion carries by consensus.

CA23-035, Fencing Purchase for Tribal Elder
Submitted by Councilmember Natt
Motion to approve purchase of fencing materials for Tribal Member Elder. Directive to TERO to work on project from start to finish.

Directive to TERO to assist with obtaining a cost estimate for fencing and bring back to Council.

CA23-036, Playground Installation at Wautec
Submitted by Councilmember Natt

Motion made by Councilmember Natt/Councilmember Vanlandingham to direct Executive Director and Tribal Staff including Planning Department to start developing an installation plan for a playground at Wautec with desired completion date by June 2023. Planning staff to include Councilmember Natt in planning meetings. Motion carries by consensus.

CA23-037, Firehouse Building for McKinnon Hill Area
Submitted by Councilmember Natt

Motion made by Councilmember Natt/Councilmember Vanlandingham to authorize the Planning Department Yurok Wildland Fire Department to seek out funding opportunities for a new Firehouse for McKinnon Hill area and schedule a planning date to discuss. Motion carries by consensus.

CA23-038, New Oven for Wautec Firehouse
Submitted by Councilmember Natt

Motion made by Councilmember Natt/Councilmember Vanlandingham to direct Facilities Department to have cost estimates for a new oven for the Wautec Firehouse to be brought back to Council. Motion carries by consensus.

CA23-039, Orchard Fencing for Sregon
Submitted by Councilmember Natt

Direct the TERO Department to purchase new fencing for the Sregon Orchard Project to be completed by June 2023. Discussion only, no action. Item moved to TERO work session.

CA23-040, Klamath Baseball Field Renovation Timeline
Submitted by Councilmember Ray

Motion to request an update from the Planning Department on the Klamath Baseball field renovation and timeline. Discussion only, no action.

CA23-041, Requa Resort
Submitted by Councilmember Ray
Action/discussion regarding the Requa Resort Host and Maintenance. Discussion only, no action. Item moved to Council Retreat.

Note: Council requested to look at the various projects so they can prioritize them at the upcoming Council Retreat.

CA23-042, Fishing Ordinance
Submitted by Councilmember Ray

Motion made by Councilmember Ray/Councilmember Vanlandingham to approve and send out Fishing Ordinance for public hearings. Motion carries by consensus.

BREAK: 4:12pm-4:24pm

AGENDA ITEMS
CA23-043, On the Job Training Discussion with TERO & HR
Submitted by Councilmember Williams

Motion made by to have a discussion regarding an On-the-Job Training Program for Tribal Members. Discussion only, no action.

CA23-044, Indian County Energy/Infrastructure
Submitted by Councilmember Natt

Motion made by Vice Chairman Myers/Councilmember Williams to approve travel for Councilmember Natt and any other interested Councilmembers and staff to attend the Indian Country Energy & Infrastructure Work Group Travel to Blue Lake Casino, February 27-28, 2023. Item pulled.

CA23-047, Update on Carbon Credit Sales
Submitted by Councilmember Provolt

Staff to provide an update on the upcoming carbon credit sale for the required California Water Board loan payment due in April 2023. Coordination between Council Operations, Executive Office and Natural Resources staff. Directive to Chief Operations Officer to follow up with scheduling a work session.

CA23-048, Housing Native Students attending Cal Poly
Submitted by Councilmember Provolt

Directive to Executive Director and Tribal Staff to work with Cal Poly and seek specific housing wing or units for Native students for Native students attending Cal Poly Humboldt with the development of new student housing. Work in coordination with Council Operations, Finance and Education staff.

CA23-050, Tribal Nation Grant Fund Capacity Building Fund
Submitted by Jodi Hoone

Motion made by Councilmember Williams/Councilmember Vanlandingham to approve submission of Tribal Nation Grant Fund Capacity grant and authorize Chairman to sign all

CA23-051, January Meeting Minutes
Submitted by Councilmember Provolt

Motion made by Councilmember Vanlandingham/Councilmember Williams to approve with edits and corrections January 11, 2023, Council Planning; January 12, Council Action; January 24, Council Gaming; January 24, Council Finance; January 25, Council Planning and January 26, Council Action Meeting minutes. Motion carries by consensus.

EXECUTIVE SESSION: 4:48pm-6:41pm
CA23-050
P23-12
P23-13
Contract status update (Councilmember Provolt)
ICWA (Councilmember Williams)
Personnel (Ray)

Motion made by Vice Chairman Myers/Councilmember McCovey to work pass 6:00pm. Motion carries by consensus.

Action out of Executive Session:

AGENDA ITEMS:
P23-012, Workforce Development MOA with CR
Submitted by Michael Gerace

Motion made by Vice Chairman Myers/Councilmember Vanlandingham to approve and authorize Chairman to sign a Workforce Development Memorandum of Agreement with College of the Redwoods. Motion carries by consensus.

P23-013, Workforce Development MOA with Cal Poly Humboldt
Submitted by Michael Gerace

Motion made by Councilmember Vanlandingham/Councilmember Williams to approve and authorize Chairman to sign a Workforce Development Memorandum of Agreement with Cal Poly Humboldt. Motion carries by consensus.

CA23-050, California Tribal Business Alliance Membership
Submitted by Taralyn Ipiña, COO

Motion made by Councilmember Vanlandingham/Councilmember Natt to approve Resolution 23-23 approving membership in the California Tribal Business Alliance (CTBA), approve associated fees and authorize Chairman to sign all relevant documents. CTBA membership will be reassessed in three years. Motion carries by consensus.
PLANNING & COMMUNITY DEVELOPMENT: No update given.

LITIGATION UPDATE: Executive Session.

TRIBAL MEMBER COMMENT: None provided.

CLOSING PRAYER: Provided by Vice Chairman Myers.

ADJOURN: 6:46pm.

MEETING MINUTES APPROVED ON: February 23, 2023

Sherri K. Provolt, Secretary

Date