ROLL CALL: 10:00am

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

ABSENT: Joe James, Chairman (vacation)

STAFF: Don Barnes, Executive Director; Taralyn Ipiña, Council Operations Director; Maggie Poffenbarger, Office of Tribal Attorney; Georgiana Gensaw (recorder)

OPENING PRAYER: Provided by Councilmember Williams.

REVIEW AGENDA/ADDITIONS/APPROVAL:
Motion by Councilmember Ray/Councilmember Vanlandingham to accept the agenda with additions of YHHS21-59, YHHS21-60 and FISH21-84. Motion carries by consensus.

RATIFICATION OF POLL VOTES:
FISH21-083, 2018 Disaster Relief Grant acceptance
Submitted by Barry McCovey, Jr.

Motion by Councilmember Provolt/Councilmember Williams to ratify a poll vote on November 5, 2021 to authorize Chairman’s signature on the attached 2018 Klamath River Fishery Disaster Relief Grant allowing the Tribe to accept funding. Motion carries by consensus.

CA21-212, Return of Funds from CDFI to the Yurok Tribe
Submitted by Councilmember Provolt

Motion made by Councilmember Provolt/Councilmember Williams to ratify a poll vote conducted on November 5, 2021 to acknowledge the return of American Rescue Plan Act funds in the amount of $2 million from the Yurok CDFI and designate the funds to support purchase of equipment and other upfront costs planned for water infrastructure project(s) for Yurok Tribe Construction Corporation as originally obligated by the Yurok Tribal Council. See attached letter. Motion carries by consensus.

CA21-213, Funds Transfer to Yurok Tribe Construction Company
Submitted by Councilmember Hodge
Motion by Councilmember Provolt/Councilmember Williams to ratify a poll vote conducted on November 5, 2021 to transfer funds directly from Yurok Tribe to the Yurok Construction Corporation in the amount of $2 million (see CA21-108 previously approved on June 24, 2021.) Motion carries by consensus.

REVIEW CALENDAR/ADDITIONS:
EDU21-037, Promised Neighborhood Planning Session Request
Submitted by Jim McQuillen
Council consensus to set for December 15, 2021 for the Education Department to discuss the development of the Promise Neighborhood Grant, requesting 90 minutes for presentation.

YEDC21-023, YEDC Quarterly reporting to schedule
Submitted by Sara Barbour
Council consensus to set December 29, 2021 to have all Corporations reports ready to present to Council.

YHHS21-064, YHHS-Tobacco Presentation
Council consensus to set December 15, 2021 for YHHS Tobacco Presentation.

COUNCIL CHECK IN:
Councilmember Vanlandingham: Pass
Councilmember McCovey: I have been attending many meetings. I would like to report that Liz Lara-O’Rourke is the new CEO of United Indian Health Services. We are looking at Purchase Referred Care funding for our area and seeing how we can increase this rate based on population served, giving people an option to use PRC with the clinic they use, not just base on where they live.
Councilmember Hodge: I had my district meeting and the membership brings up that there needs to be housing developed that are not necessarily for income eligible tribal members. There is a Two Feather virtual conference on mental health set for November 15-19 and I encourage folks to attend. It’s a very good conference for everyone.
Councilmember Natt: Pass
Councilmember Williams: I would like to highlight that Veterans Day is tomorrow and I will be handing out gifts to veterans at UIHS to recognize the people who served. I am also on the UIHS Cultural Committee and we talked about the upcoming eelng season. We need to follow traditional laws. We don’t eel until after the winter solstice, and we don’t eel after we have lost a life on the river. We need to pass these traditional laws.
Councilmember Provolt: Pass

November 10, 2021 Council Planning/Action Meeting
Councilmember Ray: NCIDC still has funding available at $20 an hour to pay for interns. Maybe we could use this money to help as a Contact Tracer, or if other departments have a need, the money is there. YHHS gave a presentation at my district meeting, and want to thank them for that. The disc golf course is still being worked on. NCIDC will provide $100 food card to members who qualify. They just need to go on the website and fill out the form. Also, for the Klamath OES building, we are hoping to get the contractors back to work on December 2, 2021 for the project to be completed by April 2022. We need to clean out the stored PPE’s. There will be a firewood cutting day on Saturday at the Arrow Mill Site, we will be working to get firewood out to elders.

Break: 10:30am-10:40am (to fix technical issues)

TRIBAL MEMBER COMMENT

Elizabeth Davis: Good morning. This is Elizabeth Davis. I have a comment regarding elder services and an idea. I’d really like to see some sort of a program for checking and helping elders. I had an elder drive all the way from Hoopa to ask for help to put in batteries on her remote so she could use her heater. These are classic examples of elders that don’t have anyone to help them. I think we really need to have year-round crew or one man, two man crew that goes out to elders and helps them with little things that they can’t do. We have another elder that when the power goes out here, she is unable to start her generator. I want to suggest this idea because I know there’s elder funds sitting there. If we could possibly have somebody call and check on them, especially those that don’t have anybody, any family that lives with them. Just an idea that I have. Thank you.

EXECUTIVE SESSION:

Willow Creek Building (Hodge)
Personnel & Finance Director Hiring (Provolt)
Exclusion Update & Fentanyl Issues (Vanlandingham)
FISH21-084, Letter to Department of Interior

CONSENT ITEMS:

YTEP21-056, Setting the Table Grant
Submitted by Louisa McCovey

Motion by Councilmember Natt/Councilmember Vanlandingham to allow the YTEP Food Sovereignty Division to apply to the First Nations Development Institute, Setting the Table Grant totaling $35,000 for one-year, full indirect expenses are allowable, and no match is required. Motion carries by consensus.

YTEP21-057, Fruit Tree Planting Foundation
Submitted by Louisa McCovey

Motion by Councilmember Natt/Councilmember Vanlandingham to allow the YTEP Food Sovereignty Division to apply to the Fruit Tree Planting Foundation Fruit Tree and Orchard
Donation Grant, which if selected will result in the donation of fruit trees and tree maintenance supplies to support the Klamath Food Village, with no tribal expense to accept the donation. Motion carries by consensus.

FISH21-082, Comment Letter to California’s Natural Resources Agency
Submitted by Barry McCovey, Jr.

Motion by Councilmember Natt/Councilmember Vanlandingham to retroactively authorize Chairman’s signature on the attached comment letter regarding the California Climate Smart Strategy and Beaver Dams. Motion carries by consensus.

INTRODUCTION OF STAFF:
Executive Director introduced new staff including Julie Chow, Deputy Executive Director for Community Development Division, and Dixie Martin and Sheila Davis, ICWA/Title IV-E Program.

Break: 12:00pm-12:10pm

AGENDA ITEMS (PRESENTATIONS)
Office of Tribal Attorney
OTA21-094, Stanford law Presentations (2 hours)
Submitted by Dawn Baum

Two-hour slot for students from Stanford Law School to present to Council on projects selected with Office of Tribal Attorney. Discussion and presentation only. No Action.

LUNCH: 1:04-2:20pm

TRIBAL MEMBER COMMENT: None provided.

Health & Human Services
YHHS21-053, TANF Program Evaluation
Submitted by Annelia Hillman

Pulled from agenda, set for December 1, 2021.

AGENDA ITEMS:
Fisheries
FISH21-081, Letter to Pacific Fisheries Management Council
Submitted by Barry McCovey, Jr.

Motion by Councilmember Hodge/Councilmember Natt to authorize Chairman’s signature on the attached letter to the Pacific Fisheries Management Council regarding the Harvest Control Rule to be adopted for Southern Oregon/Northern California Coastal Coho Salmon. Motion carries by consensus.

Health & Human Services

November 10, 2021 Council Planning/Action Meeting
Motion by Councilmember Natt/Councilmember Vanlandingham to approve Youth Opioid Response budget modification including salary adjustments. Motion to approve indirect shortfall to base project 8201. Motion carries by consensus.

Motion by Councilmember Natt/Councilmember Williams to approve Title IV-E Budget for Fiscal Year 2022 (July 1, 2021-June 30, 2022) on an expedited time sensitive basis. Motion carries by consensus.

Motion by Councilmember Natt/Councilmember Provolt to approve the nomination of Annelia Hillman as the representative for the Yurok Tribe TANF Program to participate in the newly launched TANF learning community (TLC). Motion carries by consensus.

Motion by Councilmember Natt/Councilmember Vanlandingham to approve tribal employees’ mandatory participation in a 1-2 hour Question, Persuade, Refer (QPR) Intervention Training to decrease suicide among coworkers, friends, and family. Motion carries by consensus.

Motion by Councilmember Vanlandingham/Councilmember Hodge to approve and support the Native Connections Youth at Risk Projects Community Assessment and Suicide Prevention Action Plan. Motion carries by consensus.

Motion by Councilmember Vanlandingham/Councilmember Natt to approve the attached Memorandum of Agreement with the Great Basin Institute to partner in developing and implementing an internship program for the Yurok Tribe Condor Restoration Program and to approve any necessary Chairman’s signature. Motion carries by consensus.

Planning
P21-063, Approval of Indian Health Services MOA CA-D37
Submitted by Sophia Lay

Motion by Councilmember Natt/Councilmember Vanlandingham to approve an authorized Chairman to sign Indian Health Services MOA CA21-D37 and any associated minor and amendments to the project. IHS to provide water and wastewater assistance to 14 tribal households. Motion carries by consensus.

P21-067, Approval of Indian Health Services MOA CA20-E9
Submitted by Don Daines

Motion by Councilmember Natt/Councilmember Vanlandingham to approve and authorize Chairman to sign Indian Health Services MOA CA-E92 and all amendments associated with this MOA. The MOA provides funding to locate and conduct a hydraulic analysis of the water mains on Gensaw and Brooks Roads in Requa. Motion carries by consensus.

P21-071, Approval of Indian Health Services MOA CA21-F05
Submitted by Don Daines

Motion by Councilmember Provolt/Councilmember Vanlandingham to approve and authorize Chairman to sign Indian Health Service MOA CA21-F05 and all amendments associated with this MOA. The agreement provides the supplemental funds in the amount of $1,842,155 to complete the Kenek Community Water System Improvement Project. Motion carries by consensus.

P21-073, Contract Approval Kepel Intake
Submitted by Don Daines

Motion by Councilmember Natt/Councilmember Vanlandingham to approve and authorized Chairman to sign the contract agreement with Whitson, Inc. to perform construction services on the 10-M47 Kepel intake protection including rehab for piping an existing concrete intake structure with installation of new 4-inch ductile iron pipe along Hwy 169 on McKinnon Hill. Motion carries by consensus.

P21-081, Drinking Water Tribal Set-Aside
Submitted by Don Daines

Motion by Councilmember Natt/Councilmember Vanlandingham to approve an authorized Chairman to sign the attached letter providing supplemental tribal government endorsement of the proposal being submitted by Indian Health Services seeking funding under the Drinking Water Tribal Set-Aside (DWTS) Grant Program, and authorize a tribal contribution of $57,800 from project code 50. To be reimbursed by noneligible households or other funds to be determined. Motion carries by consensus.

Redwood Hotel Casino
Submitted by David Hernandez

RHC21-01, Resolution 21-119 Advanced Security Waiver
Motion by Councilmember Provolt/Councilmember McCovey to approve Resolution # 21-119 Limited Waiver of Sovereign Immunity for contract between Advanced Security Systems and Redwood Hotel Casino. Roll call; Vice Chair-chairing, Councilmember Hodge-yes, Councilmember Ray-yes, Councilmember Vanlandingham-yes, Councilmember Provolt-yes, Councilmember Natt-yes, Councilmember Williams-yes, Councilmember McCovey-yes. Yes-7, No-0, abs-0, np-0. Motion carries.

Council

CA21-205, Orick District Committee Appointments

Motion by Councilmember Hodge/Councilmember McCovey Pursuant to Article IV, Section 1 of the Yurok Tribe Constitution, Councilmember Provolt nominates Yurok Health and Human Services Advisory Committee delegate Patty McCovey, alternate Justin Woods to serve on Tribal Advisory Committee. Chairman James appoints committee members with advice and consent of the Tribal Council. Motion carries by consensus.

CA21-206, Council Delegates & Liaison list

Submitted by Taralyn Ipiña

Council to review delegate/ liaison list and determine appropriate changes if any. Council consensus to table.

CA21-214, Meeting UIHS CEO

Submitted by Councilmember Provolt

Motion by Councilmember Natt/Councilmember McCovey to request the new Chief Executive Officer of United Indian Health Services attend a Yurok Tribe Council meeting for introductions and to set up reoccurring quarterly meetings to provide updates on UIHS services. Motion carries by consensus.

CA21-215, Per-geesh Construction Certificate of Good Standing

Submitted by Councilmember Provolt

Motion by Councilmember Hodge/Councilmember Williams to retroactively approve Certificate of Good Standing dated November 2, 2021 for Per-geesh Construction Corporation to update the SAM registration and to approve Secretary to make available a Certificate of Good Standing on a quarterly basis provided quarterly financial and programmatic reports are provided to Council. Note the last Certificate of Good Standing was issued on February 3, 2021. Motion carries by consensus.

CA21-216, Yurok Tribal Headquarters Flooring

Submitted by Councilmember Provolt

Directive to Executive Director to work with all appropriate departments to seek bids on replacing carpet in administrative offices in Klamath and Weitchpec for hallways and offices with either new carpet or laminate flooring.
November 10, 2021 Council Planning/ Action Meeting

CA21-217, Thanksgiving Celebration for Staff
Submitted by Councilmember Provolt

Directive to Executive Director to discuss options for a Thanksgiving meal and event for staff. Executive Director to work with Roberta Lindgren.

CA21-218, Trinidad Coastal Land Trust
Submitted by Councilmember Provolt

Motion by Councilmember Natt/Councilmember Provolt to discuss requests from Trinidad Coastal Land Trust to set up a meeting with representatives from the Yurok Tribe, Trinidad Rancheria, Trinidad Coastal Land Trust, and Green Diamond regarding Strawberry Rock. Motion carries by consensus.

CA21-220, October 26-28, 2021 Council Meeting minutes
Submitted by Georgiana Gensaw

Motion by councilmember Natt/Councilmember Williams to approve with edits and corrections meeting minutes for October 26, 2021 Gaming/Installation, October 26, 2021 Council Finance, October 27, 2021 Council Planning, and October 28, 2021 Council Action meeting. Motion carries by consensus.

CA21-221, Aawok Bonnie Green Office Site
Submitted by Councilmember McCovey

Motion by Councilmember Provolt/Councilmember Williams to have staff develop a budget and scope of work for the $2,000,000 previously allocated by Council Action CA21-197 on Tuesday, October 26, 2021 for site evaluation/renovation/new build and to provide a copy to Council by the Council Planning session on December 1, 2021. Motion carries by consensus.

CA21-222, Eureka 3rd Street Development
Submitted by Councilmember McCovey

Motion by Councilmember Williams/Councilmember Ray to have staff develop a budget and scope of work for the $250,000 previously allocated by Council Action CA21-197 on Tuesday, October 26, 2021, and to provide a copy to Council by next Council session. Motion carries by consensus.

CA21-223, Funding Opportunity for South Area
Submitted by Councilmember McCovey

Motion made by Councilmember Ray/Councilmember Provolt to have staff apply for the EDA Indigenous Communities funding for the South Area; i.e. Eureka 3rd Street, Aawok Bonnie Green Site. Motion carries by consensus.

BREAK: 4:39pm-4:50pm

EXECUTIVE SESSION: 4:50pm-5:53pm
FISH21-84 (Barry McCovey)
Willow Creek Building (Hodge)
Personnel & Finance Director Hiring (Provolt)
Exclusion Update & Fentanyl Issues (Vanlandingham)
Litigation Update (Amy Cordalis)

Action out of Executive Session:
FISH21-084, Letter to Department of Interior
Submitted by Barry McCovey, Jr.

Motion by Councilmember Provolt/Councilmember Vanlandingham to authorize Chairman’s signature on the attached letter, with OTA edits, to Interior Secretary Haaland regarding the Trinity River winter flow variability environmental assessment. Motion carries by consensus.

TRIBAL MEMBER COMMENT: None provided.

CLOSING PRAYER: Provided by Vice Chairman Myers.

ADJOURN: 5:57pm

MEETING MINUTES APPROVED ON: December 16, 2021

Sherri K. Provolt, Secretary

Date

12/20/21