

**YUROK TRIBAL COUNCIL
ACTION MEETING
THURSDAY, DECEMBER 16, 2021
<https://www.gotomeet.com/yuroktribe>**

ROLL CALL: 10:00am

PRESENT: Joe 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; Toby Vanlandingham, Weitchpec District.

ABSENT: Lana McCovey, South District.

QUORUM: 8 present, 1 absent, quorum present.

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

OPENING PRAYER: Provided by Vice Chairman Myers.

REVIEW AGENDA/ADDITIONS/APPROVAL:

FIRE21-004, CalFire Rural Capacity Grant

PRO21-005, Emergency Declaration of Missing and Murdered

Motion by Councilmember Vanlandingham/Vice Chairman Myers to accept the agenda with additions of FIRE21-04 and PRO21-05. Motion carries by consensus.

REVIEW CALENDAR/ADDITIONS:

December 22, 2021 Del Norte County Board of Supervisors 2x2 meeting.

January 4, 2022 5:30-6:30pm Requa District meeting at Klamath Tribal Office.

January 5, 2022 1:00pm Benefits Quarterly Work Session.

January 11, 2022 10:30am McKinnon Hill and Wautek Site Tour.

Council

CA21-232, Marine Planning Meeting

Submitted by Councilmember McCovey

Council consensus to schedule meeting with John Corbett and Ruthie Maloney to discuss Marine Planning and Letter from Tribe.

COUNCIL CHECK IN:

Councilmember Vanlandingham: Pass.

December 16, 2021 Council Action meeting

44 Councilmember Hodge: Council and staff, I just want to wish everyone happy holidays and
45 have nothing more to report. Happy holidays everyone!

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47 Councilmember Ray: I know I've reported out a couple of times regarding the Sanitization
48 Technicians utilizing our youth. NCIDC has funding for interns. I think it will be good to have
49 these positions. If there's no staff willing to take this up, I'm willing to take it over the Yurok
50 Housing. I just need to know if our staff is interested. It's been awhile. Just giving staff a heads
51 up, otherwise, I can take to YIHA or YEDC if needed. Thank you.

52
53 Councilmember Natt: I just want to say thank you to the Transportation Department and
54 Planning Department and the Grant Writer for making a successful district meeting. We have an
55 interesting District meeting about the CalTrans Beautification Grant. I just want to give a shot
56 out to them. They did an excellent job.

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58 Councilmember Provolt: Pass.

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60 Councilmember Williams: Pass.

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62 Vice Chair Myers: Pass.

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64 Chairman James: Just a quick update to our membership that Tribal Council and staff are
65 working hard to get the elders checks out today. Thank you Council that are signing checks.

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67 **EXECUTIVE SESSION:**

68 YEDC21-024, YEDC Board Vacancy (Chairman James)
69 OTA21-099, Cal Trans Limited Waiver of Sovereign Immunity

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

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73 **CONSENT ITEMS:**

74 **Fisheries**

75 FISH21-089, Letter to Federal Highway Administration
76 Submitted by: Barry McCovey, Jr.

77 **Motion by Councilmember Ray/Councilmember Provolt to retroactively authorize Chairman's**
78 **signature on the attached letter to the Federal Highway Administration regarding Klamath**
79 **Beach Road stream crossing issues. Motion carries by consensus.**

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81 FISH21-090, Coho Letter to National Marine Fisheries Service
82 Submitted by: Barry McCovey, Jr.

83 **Motion by Councilmember Ray/Councilmember Provolt to retroactively authorize Chairman's**
84 **signature on the attached letter to the National Marine Fisheries Service expressing our**
85 **concerns with a recent motion by the Pacific Fisheries Management Council for a harvest**
86 **control rule for Coho Salmon. Motion carries by consensus.**

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Council

CA21-235, November 10, 2021 Minutes

Submitted by: Council Operations

Motion by Councilmember Ray/Councilmember Provolt to approve with edits and corrections Council Meeting minutes for November 10, 2021. Motion carries by consensus.

AGENDA ITEMS:

Fire

Submitted by: David Rubalcaba

FIRE21-004, Cal Fire – Rural Fire Capacity Grant

Motion by Vice Chairman Myers/Councilmember Natt to review and approve the Yurok Fire Department’s request for approval of the resolution and grant agreement for the Cal Fire Rural Fire Capacity Grant. Resolution #21-33, Account Code is 2617, and tribal matching funds to come from Project 50. Approved action item P21-024 allocates “up-front funding” provided by the Tribe in the amount of \$20,794.97. Grantor to reimburse \$8,338.00. Total Cost to Tribe: \$12,456.97 (\$8,338.00 match and \$4,118.97 from Project 50”. Motion carries by consensus.

Prosecutor

PRO21-005, Emergency Declaration for Missing and Murdered

Submitted by: Rosemary Deck

Motion by Councilmember Vanlandingham/Vice Chairman Myers to approve Resolution #21-139, declaring a State of Emergency due to the ongoing crisis of Missing and Murdered Indigenous Women and Girls and authorize Chairman to sign and Secretary to attest with edits. 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-np. Yes-7, No-0, Abs-0, Not present-1. Motion carries.

Enrollment

EE21-012, Blood Degree Correction

Submitted by: Krystal Patapoff-Pruitt

Motion by Vice Chairman Myers/Councilmember Williams to approve the recommendation of the Enrollment Committee, in a meeting held on December 7, 2021 to approve blood degrees listed on Resolution #21-131 with edits, who meet membership requirements of the Enrollment Ordinance and Constitution of the Yurok Tribe. Motion carries by consensus.

EE21-013, New Members

Submitted by: Krystal Patapoff-Pruitt

Motion by Councilmember Vanlandingham/Councilmember Hodge to approve the recommendation of the Enrollment Committee, in a meeting held on December 7, 2021, to

129 **enroll applicants listed on Resolution #21-132 with edits, who meet membership**
130 **requirements of the Enrollment Ordinance and Constitution of the Yurok Tribe.**

131
132 EE21-014, Denial of Applicants
133 Submitted by: Krystal Patapoff-Pruitt

134 **Motion by Councilmember Provolt/Councilmember Williams to approve the recommendation**
135 **of the Enrollment Committee, in a meeting held on August 31, 2021, to deny enrollment of**
136 **applicants DY-997 and DY-1010 who do not meet membership requirements of the**
137 **Enrollment Ordinance and Constitution of the Yurok Tribe. Motion carries by consensus.**

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139 EE21-015, Relinquishment
140 Submitted by: Krystal Patapoff-Pruitt

141 **Motion by Councilmember Vanlandingham/Councilmember Hodge to approve the**
142 **recommendation of the Enrollment Committee, in a meeting held on December 7, 2021, to**
143 **Relinquish the Tribal Member listed on Resolutions #21-133 with edits, pursuant to the**
144 **membership requirements of the Enrollment Ordinance and Constitution of the Yurok Tribe.**
145 **Motion carries by consensus.**

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147 **Education**

148 EDU21-040, Contracts with Local School Districts
149 Submitted by: Jim McQuillen

150 **Motion by Vice Councilmember Provolt/Vice Chairman Myers for Council to approve the**
151 **three NECEP (ACE) service contracts with Klamath Trinity Joint Union School District, Eureka**
152 **City Schools District, and Northern Humboldt School District. Motion carries by consensus.**

153
154 EDU21-041, Research on the Yurok Language
155 Submitted by: Jim McQuillen

156 **Motion by Councilmember Natt/Councilmember Provolt to approve the continuation of the**
157 **research on the civic rewards and overall wellness from taking Yurok Language Classes in High**
158 **School, subject to OTA review and approval of proposal documents. Roll Call: Vice Chairman**
159 **Myers-yes, Councilmember Hodge-no, Councilmember Ray-yes, Councilmember**
160 **Vanlandingham-yes, Councilmember Provolt-yes, Councilmember Natt-yes, Councilmember**
161 **Williams-yes, Councilmember McCovey-np. Yes-6, No-1, Abs-0, Not present-1. Motion carries.**

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163 EDU21-042, Review Book
164 Submitted by: Jim McQuillen

165 **Motion by Vice Chairman Myers/Councilmember Vanlandingham to approve the publication**
166 **of finding on the improvement civic engagement of students from taking Yurok Language**
167 **courses while in high school. Roll Call: Vice Chairman Myers-yes, Councilmember Hodge-no,**
168 **Councilmember Ray-yes, Councilmember Vanlandingham-yes, Councilmember Provolt-no,**
169 **Councilmember Natt-no, Councilmember Williams-yes, Councilmember McCovey-np. Yes-4,**
170 **No-3, Abs-0, Not present-1. Motion carries.**

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AGENDA ITEMS:

Environmental

EP21-60, Cal Recycle Food Waste Diversion Grant
Submitted by: Louisa McCovey

Motion by Councilmember Ray/Vice Chairman Myers to allow YTEP Food Sovereignty Division to apply for the Cal Recycle Food Waste Diversion grant for a total of \$250,000 over two years, indirect charges are limited to 10% and no match is required. YTEP is requesting \$17,581 to cover the indirect shortfall to come from Budget 50 G/L 6912. Motion carries by consensus.

Health & Human Services

YHHS21-058, Emergency Assistance Fund Program
Submitted by: Springwind Marshall

Motion by Councilmember Hodge/Vice Chairman Myers to approve use of the current Community Services Block Grant (CSBG) application with modifications/edits, as an interim application for Yurok Tribal Emergency Assistance Fund. CSBG application modifications include 300% poverty expansion, qualification of all enrolled elders, and vulnerable adults and service applicants outside of service areas. Motion carries by consensus.

YHHS21-068, Designated Phone for YHHS
Submitted by: Madison Green

Motion by Councilmember Provolt/Councilmember Williams to approve Client Services Department and Tribal Child Welfare and Behavioral Health to establish a designated phone number for reaching YHHS services. Motion carries by consensus.

Human Resources

HR21-021, Job Descriptions for Promise Program
Submitted by: Rose Sylvia

Motion by Councilmember Williams/Vice Chairman Myers to approve the job descriptions for Education Department for the Assistant Director Promise Program and Coordinator Klamath Promise Program. Motion carries by consensus.

HR21-022, Job Descriptions-Grants & Compliance
Submitted by: Rose Sylvia

Motion by Vice Chairman Myers/Councilmember Williams to approve Grants and Compliance job description for Manager and Data Analyst. Motion carries by consensus.

Planning

P21-084, Transfer Management of OVC Grant
Submitted by: Cynthia Bones

212 **Motion by Councilmember Provolt/Councilmember Hodge to authorize transfer of**
213 **management and implementation duties for the Office of Victims of Crimes Grant, Project**
214 **11881, from the Planning Department to the Tribal Court Program, with edits. Motion carries**
215 **by consensus.**

216
217 **Tribal Police**
218 YTP21-005, New Project Code
219 Submitted by: Macy Bommelyn

220 **Motion by Vice Chair Myers/Councilmember Hodge to approve new Project Code for BIA**
221 **Additional funding. Budget and Justification attached with Letter from BIA not to exceed**
222 **\$44,831.00. Motion carries by consensus.**

223
224 **LUNCH: 12:00pm - 1:00pm**
225

226 **TRIBAL MEMBER COMMENT:**

227 Nicole Provolt: Hi Council. This is Nicole Provolt, Orick District. I just wanted to take the
228 opportunity to wish all of Council a Merry Christmas and have a safe holiday. I appreciate all the
229 work that you do and all the time and effort and dedication you all put towards the
230 membership. It's very much appreciated. Thank you.

231
232 **Public Health**
233 PH21-011, COVID Testing Memorandum of Understanding
234 Submitted by: Hollie Strahm

235 **Motion by Vice Chairman Myers/Councilmember Ray to approve the Memorandum of**
236 **Understanding with the California Department of Public Health to allow the Yurok Tribe**
237 **Public Health Department to perform in-house COVID-19 testing. Motion for Chairman James**
238 **to sign MOU. Motion carries by consensus.**

239
240 **Tribal Heritage Preservation Office**
241 THPO21-012, California Department of Parks and Recreation
242 Submitted by: Rosie Clayburn

243 **Motion by Vice Chairman Myers/Councilmember Provolt to approve Resolution #21-134 with**
244 **edits, for the Cultural Resources Department to enter into a Contract with California**
245 **Department of Parks and Recreation for restoration work at Sue-meg Village. Motion carries**
246 **by consensus.**

247
248 **Yurok Economic Development Corporation**
249 YEDC21-026, US Bank Check Signers Resolution #21-126
250 Submitted by: Sara Barbour

251 **Motion by Councilmember Natt/Vice Chair Myers to approve Resolution #21-126 with edits,**
252 **updating check signers for Redwood Hotel Casino's US Bank Accounts to reflect current**

253 **Council Members and other approved signers as listed on the resolution. Motion carries by**
254 **consensus.**

255
256 YEDC21-027, Tri-Counties Check Signers Resolution #21-127
257 Submitted by: Sara Barbour

258 **Motion by Councilmember Provolt/Councilmember Hodge to approve Resolution #21-127**
259 **with edits, updating check signers for Redwood Hotel Casino’s Tri-Counties Bank Accounts to**
260 **reflect current Council Members and other approved signers as listed on the resolution.**
261 **Motion carries by consensus.**

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263 **Council**
264 CA21-234, Yurok Veteran Employees
265 Submitted by: Councilmember Williams

266 **Motion by Vice Chairman Myers/Councilmember Williams to have the Executive Director**
267 **work with Human Resources Department to look at employee policies to support our Yurok**
268 **Veteran Employees with another 8-hour paid holiday for Veteran Awareness. Request report**
269 **back in 60 days to Council.**

270
271 **Motion made by Vice Chairman Myers/Councilmember Williams to suspend the rules and**
272 **add Fire21-05 to the agenda. Motion carries by consensus.**

273
274 **Fire**
275 FIRE21-05, Assistance for Fire Fighters Grant
276 Submitted by: David Rubalcaba

277 **Motion by Vice Chairman Myers/Councilmember Williams to accept the submittal of the AFG**
278 **Grant in the amount of \$944,225.16 with a 5% Match of \$36,843.00 to come from Account**
279 **210 or waived. Indirect Cost is being requested in the grant proposal per FEMA policy.**
280 **Budget attached. Motion carries by consensus.**

281
282 **Yurok Indian Housing Authority**
283 YIHA21-027, Annual Performance Report 2021
284 Submitted by: Nicole Sager

285 **Motion by Vice Chairman Myers/Councilmember Provolt to approve the Annual Performance**
286 **Reports for the 2021 Indian Housing Block Grant, HUD CARES, and HUD American Relief Plan**
287 **Act funds by Resolution #21-129, with edits, and approval of YIHA to submit to HUD. Motion**
288 **carries by consensus.**

289
290 YIHA21-028, Executive Director Report
291 Submitted by: Nicole Sager

292 **Motion by Vice Chairman Myers/Councilmember Ray to approve the monthly report as**
293 **submitted by Nicole Sager, Executive Director for the Yurok Indian Housing Authority for the**
294 **month of December. Motion carries by consensus.**

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Chairman James leaves for doctor’s appointment 1:45pm.
Vice Chairman Myers chairing meeting.

EXECUTIVE SESSION: 1:40pm - 1:57pm

YEDC21-024, YEDC Board Vacancy (Chairman James)
OTA21-099, Cal Trans Limited Waiver of Sovereign Immunity

Action out of Executive Session:

Office of Tribal Attorney

OTA21-099, Government to Government with Cal Trans
Submitted by: Kori Cordero

Motion by Councilmember Natt/Councilmember Williams to approve Resolution #21-130 with edits, with Limited Waiver of Sovereign Immunity and authorize Yurok Tribal Chairman to sign the attached 20-page, October 2021 Government-to-Government agreement between the California Department of Transportation (“Caltrans”) and the Yurok Tribe. Roll Call: Vice Chairman Myers-chairing, Councilmember Hodge-yes, Councilmember Ray-yes, Councilmember Vanlandingham-yes, Councilmember Provolt-yes, Councilmember Natt-yes, Councilmember Williams-yes, Councilmember McCovey-np. Yes-6, No-0, Abs-0, Not present-1. Motion carries.

YEDC21-024, YEDC Board Vacancy
Submitted by: Sara Barbour
Requested motion: to approve Chairman’s appointment of _____ to the Yurok Economic Development Corporation with advice and consent of the Yurok Tribal Council, Pursuant to Chairman’s constitutional authority.

Council consensus to table YEDC21-024 until next round.

CLOSING PRAYER: Provided by Councilmember Williams.

ADJOURN: 2:04pm

MEETING MINUTES APPROVED ON:

February 15, 2022



Sherri K. Provolt, Secretary

02/22/2022

Date