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**YUROK TRIBAL COUNCIL
PLANNING MEETING
WEDNESDAY, MARCH 22, 2023
KLAMATH TRIBAL OFFICE**

6 **ROLL CALL:** 11:22am

8 **PRESENT:** Joe James, Chairman; Sherri Provolt, Orick District; Mindy Natt, Pecwan District; Ryan Ray, Requa District; Phillip Williams, North District; Toby Vanlandingham, Weitchpec District; Lana McCovey, South District

12 **ABSENT:** Frankie Myers, Vice Chairman (travel); Wes Crawford, East District (personal).

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

20 **QUORUM:** 7 present, 2 absent, quorum present.

22 **OPENING PRAYER:** Provided by Councilmember Williams.

24 **REVIEW AGENDA/ADDITIONS/APPROVAL:**

25 **Motion made by Councilmember Vanlandingham/Councilmember Ray to accept the agenda with additions of HR23-003 Job Description(s) Health & Human Services, HR23-004, Job Description(s) Public Safety Fire, HR23-005 Job Description(s) Facilities Community Development, P23-007 Einwiller Kuehl Inc., THPO23-001 Prairie Creek Cultural Resource Maintenance, EDU23-019 State Recreation grant, EDU23-017 San Manuel grant and, EDU23-018 Governor's Tuition. Motion carries by consensus.**

31
32 **REVIEW CALENDER/ADDITIONS:**

33 **Yurok Health & Human Service Division**

34 *Tribal Court*

35 TC23-010, Work Session for May 5th Events Request

36 Submitted by Angi Cavaliere

37 **Council consensus to set time during Council Action Meeting (3.23.23) during Executive Session for this work session with Council, To' Kee Skuy Soo Ney-wo-chek' Staff, and Public Relations to discuss the May 5th National Missing & Murdered Indigenous Peoples Awareness Events.**

41
42 **Cultural Resources Department**

43 *Tribal Heritage Preservation Officer*

44 THPO23-003, Cultural Resources/Tribal Heritage Preservation Officer Work Session Request

45 Submitted by Rosie Clayburn

46 **Council consensus to have Council Operations work with THPO to schedule a two-hour work**
47 **session with Council to go over Cultural Resource/THPO accomplishments, needs and**
48 **upcoming projects. To have this scheduled in April or early May.**

49
50 **Council**

51 CA23-077, Update from Grants and Compliance Officer
52 Submitted by Councilmember Provolt

53 **Council consensus to schedule April 25, 2023, for a meeting and request an update on the**
54 **status of all grants/ contracts from Grants & Contracts Officer.**

55
56 **INTRODUCTION OF NEW EMPLOYEES:**

57 Erin Butler, Outreach Specialist, Tribal Court
58 Gloria Goodman, Outreach Counselor, Tribal Court
59 Aurelia (Robbins) Alatorre, Victim Advocate, Yurok Health & Human Services
60 Julie Oliveira, Investigator-Office of Tribal Prosecutor
61 Hannah Robertson-AmeriCorp Volunteer

62
63 **COUNCIL CHECK IN:**

64 **Councilmember Williams:** I had my North District meeting, we had some good discussion. I had
65 20 people show up. We had great discussions, the main discussion was the fall fishery and the
66 lack of fish and water, the impact that's had on our families. The folks there would like us to
67 continue with ceremony and elder fishing. We also discussed the Offshore Wind Projects. We
68 also talked about doing more events in the North District, people want to do necklace and dress
69 making. They want to do eel hook making. We also talked about my position as a Council
70 member and a Board Member of Corporations. Members of the North District think that it
71 looks like a conflict of interest. I know we have an OTA opinion that says that it is not a conflict,
72 but I agreed with the membership so I would not vote on any Boards that I sit on. Council will
73 see on the agenda today that I will be coordinating the Easter egg hunt for the families in the
74 North District. Thank you.

75
76 **Councilmember Crawford:** Not present.

77 **Councilmember Natt:** Pass.

78 **Councilmember McCovey:** I want to let members know that during this past week or so, we've
79 been meeting with TERO and discussing the day labor program to be able to assist Elders in
80 their needs. I will be having a District meeting soon to go over different types of programs and
81 services we have. We will talk about recruitment in the South area for our day labor crews
82 and how we can accomplish that to help our elders. In addition, we are trying to move forward
83 with the Elder Assistance Program with hiring an Elders Specialist. I will be scheduling a
84 meeting shortly. I don't have a date yet, but within the next couple of weeks and it will be done
85 virtually. Thank you.

86 **Councilmember Ray:** Pass

87 **Councilmember Vanlandingham:** Pass

88 **Councilmember Provolt:** We had a community meeting in Orick and I want to thank Chief
89 O'Rourke for attending to hear about the concerns. There are several issues in this small
90 community including a lot of thefts, break-ins, high traffic area where people are driving very
91 fast and causing some injuries. One vehicle going too fast accident hit a school bus. I just
92 wanted to thank Chief O'Rourke for attending with Supervisor Madrone. We also had the
93 Highway Patrol Officer there along with a Humboldt County Sheriff. The community came
94 together to work on some strategies to improve the safety of Orick.

95 **Vice Chairman Myers:** Not present.

96 **Chairman James:** Pass

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

98

99 **EXECUTIVE SESSION:**

100 THPO23-002, Potential Land Acquisition

101 CA23-061, Lost Coast Wind Contract - Tabled

102 Personnel (Provolt)

103 Legal (Ray)

104 Personnel-OSG (Taralyn)

105

106 **PRESENTATIONS:**

107 CA23-084, Purchased Referred Care, United Indian Health Services

108 Coral Goodman, Supervisor PRC

109 **Discussion regarding Purchased Referred Care. Item tabled.**

110

111 **AGENDA ITEMS:**

112 **Natural Resources Division**

113 *Fisheries Department*

114 FISH23-024, Planning Session Tribal Spring Fishery

115 Submitted by Barry McCovey, Jr.

116 **The Fisheries Department requests planning session with Tribal Council to discuss options for**
117 **the 2023 Tribal Spring Fishery. Set for March 22, 2023. Discussion only, no action.**

118

119 **Health & Human Services Division**

120 *Tribal Court*

121 TC23-009, First Responder Comprehensive Addiction & Recovery Act Support Services

122 Submitted by Erin Butler

123 **Planning meeting request to update the Yurok Tribal Council on the First Responder –**
124 **Comprehensive Addiction and Recovery Act (FR-CARA) Support Services Grant. Set for March**
125 **22, 2023. Discussion only, no action.**

126

127 **BREAK:** 1:03pm-1:13pm

128

129 **AGENDA ITEMS:**

130 **Human Resources Department**

131 HR23-003, Job Description approval Facilities Technician for YHHS

132 Submitted by Earl Jackson

133 **Motion made by Councilmember Vanlandingham/Councilmember Williams to approve**
134 **Facilities Technician Job Description, with edits for Yurok Health & Human Services Client**
135 **Services Department. Motion carries by consensus.**

136

137 HR23-004, Job Description-Public Safety-Fire

138 Submitted by Earl Jackson

139 **Motion made by Councilmember Ray/Councilmember Vanlandingham to approve Public**
140 **Safety Division-Fire Department New Positions: Fire Management Specialist/Planner, WUI**
141 **Crew, and Division Chief and Modification to job descriptions: Fire Engineer, Firefighter I,**
142 **Firefighter II, Heavy Equipment Operator with edits. Motion carries by consensus.**

143

144 HR23-005, Job Descriptions: Facilities-Community Development

145 Submitted by Earl Jackson

146 **Motion made by Councilmember Williams/Councilmember Provolt to approve new job**
147 **descriptions: Groundskeeper, Ground Maintenance Lead, and Security Manager for the**
148 **Facilities Department with edits. Motion carries by consensus.**

149

150 **Planning Department**

151 P23-007, Einwiller Kuehl, Inc. Contract Approval

152 Submitted by Ben Nguyen

153 **Motion made by Councilmember Provolt/Councilmember Vanlandingham to approve and**
154 **authorize the Chairperson to sign the Design Service Contract, with edits, with Einwiller**
155 **Kuehl, Inc. in connection with the Bridge to Health Project. The contract includes the services**
156 **of a landscape architect to conduct design work over the course of 2 years for an amount of**
157 **\$200,000. Motion carries by consensus.**

158

159 **Cultural Resources Department**

160 *Tribal Heritage Preservation Officer*

161 THPO23-001, Prairie Creek Cultural Resources Maintenance

162 Submitted by Rosie Clayburn

163 **Motion made by Councilmember Vanlandingham/Councilmember Provolt to approve**
164 **Resolution #23-33 supporting the Cultural Resources Maintenance Agreement for Prairie**
165 **Creek State Park. Authorize Chairman to sign all relevant documents and Secretary to attest.**
166 **Waive indirect on contract consistent with all past State Park agreements. Motion carries by**
167 **consensus.**

168

169 **Yurok Health & Human Services Division**

170 *Education Department*

171 EDU23-019, Harry A. Merlo State Recreation Area Cultural Resources

172 Submitted by Victoria Carlson

173 **Motion made by Councilmember Williams/Councilmember Provolt to approve Resolution**
174 **#23-37 supporting the Cultural Resources Management Agreement for Harry A. Merlot State**
175 **Recreation area. Authorized Chairman to sign all relevant documents and Secretary to attest,**
176 **and waive indirect on contract consistent with all past State Park agreements. Motion carries**
177 **by consensus.**

178
179 EDU23-017, FY2023 San Manuel Cares Grant
180 Submitted by Victoria Carlson

181 **Motion made by Councilmember Vanlandingham/Councilmember Provolt to approve Yurok**
182 **Language Program to apply to the fiscal year 2023 San Manuel Cares Grant from the San**
183 **Manuel Band of Mission Indians in the amount of \$40,000. No match is required. Indirect is**
184 **covered. Motion carries by consensus.**

185
186 EDU23-018, Tuition/Fee Waiver for CSU system
187 Submitted by Jim McQuillen

188 **Motion made by Councilmember Williams/Councilmember Provolt to approve and authorize**
189 **the Chairman to sign the letter, with edits, requesting a fee waiver for California American**
190 **Indians in the California State University system. Motion carries by consensus.**

191
192 **LUNCH: 2:02pm-2:50pm**

193
194 **TRIBAL MEMBER COMMENT:**
195 Nicole Provolt: I wanted to touch base on a few things, one of the things that Councilmember
196 Williams said during his check-in and even though that OTA said it's not a conflict of interest. I
197 think if you polled the membership as a whole, the membership would feel like it's a conflict of
198 interest. I have worked in a General Manager position and perception is reality. For the job
199 descriptions being discussed, you may consider requiring Microsoft Word skills and use CR
200 College of the Redwoods to help provide training. We could help our members get the basic
201 computer skills they need.

202
203 **AGENDA ITEMS:**
204 **Council**
205 CA22-312, Burial Assistance for Tribal Members
206 Submitted by Councilmember Williams

207 **Motion made by Councilmember Williams/Councilmember Vanlandingham to increase Burial**
208 **Assistance for Tribal Members to \$7,000 funding to come from recent Carbon Credit sales in**
209 **the amount of \$145,000. Motion carries by consensus.**

210
211 Directive to Executive Director to contact Risk Management to gather information about cost
212 and option of providing life insurance for tribal members.

213
214 CA23-078, Direct Staff regarding Offshore
215 Submitted by Councilmember Williams

216 **Directive to Executive Director to outline dates for public forums regarding the Offshore Wind**
217 **projects, include costs for postcards and food.**

218
219 CA23-080, Waive TERO Tax for Klamath Glen Housing Project
220 Submitted by Councilmember Ray

Motion made by Councilmember Ray/Councilmember McCovey to waive TERO tax for Klamath Glen Elder Housing Project. Discussion if a Resolution is needed. Motion carries by consensus.

224
225 CA23-083, March 8 & 9, 2023, Council Meeting minutes
226 Submitted by Councilmember Provolt

Motion made by Councilmember Natt/Councilmember Vanlandingham to approve Council Meeting Minutes for March 8th & 9th, 2023, with edits and corrections. Motion carries by consensus.

230
231 **Office Of Tribal Attorney**
232 OTA23-008, Amended Probate Trust Ordinance
233 Submitted by Annie Perry

Council consensus to schedule a work session to review public comment and approve attached proposed final Probate Trust Ordinance.

236
237 **Council**
238 CA23-016, Commitment to Klamath Water Tank
239 Submitted by Councilmember Ray

Action/Discussion on the Yurok Tribal Commitment of \$231k to the Klamath Water Tank and potential funding source of the Yurok Tribal Contingency Fund. Item pulled.

242
243 CA23-053, Legislative Agenda
244 Submitted by Vice Chairman Myers

Discussion on the Yurok Tribe's Legislative Agenda. (PLANNING AGENDA). Item tabled.

246
247 CA23-055, Sole Source Contract Status Update
248 Submitted by Councilmember Ray

Discussion regarding Sole Source Contracting. Status Update. Discussion only, no action.

250
251 CA23-056, Removal of Lori Hodge from Council Appointed Boards
252 Submitted by Councilmember Ray

To remove Lori Hodge from all Council Appointed Board Positions. Item tabled.

254
255 CA23-079, Easter Egg Hunt-North District
256 Submitted by Councilmember Williams

Directive to Executive Director to work with TANF, Education, and other appropriate departments to create an Easter Egg Hunt event in the North District. Possibly the week before Easter to have maximum participation.

260 Florence Keller Park is the desired location.

261

262 CA23-081, Office of Emergency Services Update
263 Submitted by Councilmember Crawford

264 **Executive Session: OES Update on emergency response and supply distribution. Item tabled.**

265
266 **Council**

267 **BREAK:** 3:45pm - 4:00pm

268
269 **EXECUTIVE SESSION:** 4:00pm - 5:01pm

270 THPO23-002, Land Acquisition

271 CA23-061, Lost Coast Wind Update

272 Personnel (Provolt)

273 Office of Self Governance (Chairman)

274 Legal (Ray)

275
276 Out of Executive Session:

277
278 THPO23-002, Land Acquisition

279 Submitted by Rosie Clayburn

280 Confidential memo regarding potential land acquisition

281 **Motion made by Councilmember Provolt/Councilmember Vanlandingham to authorize**
282 **appropriate staff to move forward with pursuing potential land acquisition as discussed in**
283 **Executive Session. Motion carries by consensus.**

284
285 CA23-061, Lost Coast Wind Contract

286 Submitted by Vice Chairman Myers

287 **To authorize staff to negotiate and execute the extension of Lost Coast Wind Contract for an**
288 **additional nine months and allocate \$36,00 from budget _____. Set for March 22, 2023**
289 **@1pm. Discussion held. Item tabled to Council Action Meeting.**

290
291 **PLANNING & COMMUNITY DEVELOPMENT:** None provided.

292
293 **LITIGATION UPDATE:** None provided.


294
295 **TRIBAL MEMBER COMMENT:** None provided.

296
297 **CLOSING PRAYER:** Councilmember Ray.

298
299 **ADJOURN:** 5:07pm

300
301 **MEETING MINUTES APPROVED ON:**

April 27, 2023

302
303 

304 _____
305 **Sherri K. Provolt, Secretary**

04/28/2023

Date