ROLL CALL: 11:00am

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

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 Ray.

REVIEW AGENDA/ADDITIONS/APPROVAL:

Motion made by Councilmember Williams/Vice Chairman Myers to accept the agenda with additions T23-012 FY23 Fiscal Certifications & Assurances, OTA23-030, CA23-139, OSG23-001 Lost Coast Wind Contract extension, and YHHS23-031 CDDS. Motion carries by consensus.

REVIEW CALENDAR/ADDITIONS:

Office of Tribal Attorney
OTA23-028, Work Session Request Submit Comments to Bureau of Ocean Management Submitted Alex Mesher

Motion made by Councilmember Vanlandingham/Councilmember Williams authorizing OTA to submit comments to Bureau of Ocean Management, Renewable Energy Moderation Rule, with OTA Edits. Motion carries by consensus.

CALENDAR:

May 3 - MMIP Candlelight Vigil Event at State Capitol
May 6 - Klamath River Clean Up
May 1-2 - Water Meetings in Medford, OR (Vice Chairman Myers)
May 15 - North District Meeting Aawok Marjorie Buckskin
June 22-25 - Chairman James out
July 6-9 - Sregon Brush Dance

COUNCIL CHECK IN:
Councilmember Provolt: Good morning Council, staff and membership. As summer season begins, I would like to get an update on the portable toilets that Council approved to be purchased. Thank you.

Councilmember Williams: United Indian Health Services is looking at 4-day work week, however it would mean the Clinics would be open 6 days a week. We’re talking about scaling back and they are talking about going the other way. Our membership would actually benefit from this change.

Councilmember Crawford: Weather is warming up. I want to give a big shout out to Hoopa Valley Girls Softball team who is doing very well and I encourage everyone to go watch if you get a chance. Lots of tribal members on that team. It’s very exciting.

Councilmember Natt: Pass.

Councilmember McCovey: As mentioned by Councilmember Crawford, warm weather is going to start rolling in and people should start getting fire safe ready. Most of the state has been released from drought conditions but not northern California. In a State consultation meeting I attended the other day, we were notified that within California, 7 counties are out of the drought crisis.

Councilmember Ray: Pass.

Councilmember Vanlandingham: Pass.

Vice Chairman Myers: We are happy to announce that we received 18 million dollars for restoration in the upper basin. We met with the Shasta Nation and working with them about restoration in the basin. It’s very nice to see the fruition that traveling to some of the meetings, we’ve been going to is finally coming to light. As the weather gets warmer we are going to be tempted to go swimming, but the river is not ready yet. Please refrain from swimming.

Chairman James: Summer is around the corner and we need to reach out to our team about clearing out near elders home. We are going to work with our Departments to make sure our elders are attended to and needs are heard. We haven’t heard officially yet but we anticipate that our salmon numbers are going to be low and we will be discussing this situation.

TRIBAL MEMBER COMMENT:
Rose Sylvia:
- Tribe received 62 million for those homes who did not get electricity the first time, and want to be sure those who do not have power are first.
- Going through COVID and having a kid in school, I tried other internets companies. I have switched over to the Tribe’s internet and I am so happy. But, I have never paid for it, so not sure if the billing is going right.
• I see you have not hired a Telecommunications CEO and I think you need to hire the best. I think the broadband is a super good idea. You also have never hired a PUD Manager, now you have taken that employee and moved them to a corporation.
• This is health and welfare issues, we need to have a water manager to keep the system going to meet standards.
• We need a refrigerator for Shaker Church.

Bertha Peters:
• When Rose was fired, Council said they didn’t know about it, and that decision was made by the Chairman (Joe). That is not right.
• There are drugs being ran down there (further downriver) and you are not doing anything about it.

Lori Hodge:
• I sit on the School Board for area II, we need parent participation in the American Indian Education Policy Committee.

Bertha Peters:
• How far are we behind in our audits?

**Directive to Executive Director to have the Planning Director hold Community Meetings to share the current and future projects.**

Charlene Colegrove:
• You cannot mix culture and Shaker Church with Council. It doesn’t work to me.

**BREAK: 11:28am-11:42am**

**EXECUTIVE SESSION:**
Personnel (Councilmember Williams)
Land for sale (Councilmember Ray),
Personnel (Councilmember Natt),
Kepel Reimbursement (Vice Chairman Myers)
Salaries of Yurok Police (Councilmember Crawford)

**CONSENT ITEMS:**
Community Development Division
Planning Department
P23-025, Letter of Commitment & SFLL for CEC GRIP Grant
Submitted by Sophia Lay

**Motion made by Councilmember Vanlandingham/Councilmember Williams to retroactively approve the Yurok Tribe Letter of Commitment for the California Energy Commission for the California Energy Commission (CEC) grant application to the US Department of Energy (DOE) Grid Resilience and Innovative Partnership (GRIP) Grant Program and authorize Chairman to sign the letter and all other necessary grant documents. Motion carries by consensus.**
Natural Resources Division

Fisheries Department

FISH23-039, Fisheries Grant Submission
Submitted by Barry McCovey

Motion made by Councilmember Vanlandingham/Councilmember Williams to authorize the Fisheries Department to submit grant applications for various funding opportunities to support high priority restoration projects in FY2023 and FY2025. Motion carries by consensus.

Wildlife

WILD23-001, Section 6 Funding Resolution
Submitted by Tiana Williams-Claussen

Motion made by Councilmember Vanlandingham/Councilmember Williams to retroactively approve resolution 23-48 designating Chairman, and his designees as appropriate, as an authorized representative for California Department of Fish and Wildlife Section 6 funding grant agreement number #Q2280104, and all necessary signatures. Motion carries by consensus.

Cultural Resources

Tribal Heritage Preservation officer

THPO23-006, THPO Annual Grant
Submitted by Rosie Clayburn

Motion made by Councilmember Vanlandingham/Councilmember Williams to approve Submittal of Annual Tribal Historic Preservation Grant in the amount of $111,623 and Chair to sign all relevant documents. No match and Indirect allowed. Motion carries by consensus.

Council

CA23-114, Tribal Nation Grant Fund – Capacity Building Fund Grant
Submitted by Jodi Hoone

To approve submission of the Tribal Nation Grant Equal Distribution Grant 2023 for funding to be used for Council discretion based on priority unmet needs in FY2024. Item Pulled.

CA23-121, Council Meeting Minutes for March 2023
Submitted by Councilmember Provolt

Motion made by Councilmember Vanlandingham/Councilmember Williams to approve Council Meeting Minutes for the March 21st Gaming, March 21st Finance, March 22nd Planning and March 23rd Action Meetings as presented. Motion carries by consensus.

CA23-122, Letter of Support for Assembly Bill 389
Submitted by Taralyn Ipina

Motion made by Councilmember Vanlandingham/Councilmember Williams to retro approval of Letter of Support for Amended Assembly Bill #389 – Native American Heritage Commissions authority on certain Issues. Motion carries by consensus.
AGENDA ITEMS:

CA23-127, Appointment to Office of Self Governance
Submitted by Chairman James

Motion made by Vice Chairman Myers/Councilmember Vanlandingham to retroactively approval of appointment of Megan Siaosi to Office of Self Governance Director per the Chairmans Constitutional authority with the advice and consent of the Yurok Tribal Council. Roll call: Vice Chairman Myers-yes, Councilmember Crawford-yes, Councilmember Ray-yes, Councilmember Vanlandingham-yes, Councilmember Provolt-yes, Councilmember Natt-yes, Councilmember Williams-yes, Councilmember McCovey-np. Yes-7, no-0, abstain-0, not present-1. Motion carries.

Executive Division
Executive Director
EXDIR23-012, Rescind State of Emergency, Resolution #23-20
Submitted by Don Barnes

Motion made by Councilmember Vanlandingham/Vice Chairman Myers to rescind Resolution #23-20, “State of Emergency Declaration Due to Winter Storm Impacts to the Yurok Reservation and Surrounding Areas.” Motion carries by consensus.

Community Development Division
Planning Department
P23-010, Rejoining Fee to Trust Consortium FY24, FY25, FY26
Submitted by Marion Frye

Motion made by Vice Chairman Myers/Councilmember Vanlandingham for approval to rejoin the Bureau of Indian Affairs California Fee to Trust Consortium for Fiscal Years 2024, 2025, 2025, authorize Chairman to sign Memorandum of Understanding and Resolution #23-013, Secretary to attest. Motion carries by consensus.

Break: 11:27am - 11:40am

Yurok Health & Human Services Division
Client Services
YHHS23-012, Increase TANF Cash Aide eligibility to 175% FPL
Submitted by Madison Green

Motion made by Vice Chairman Myers/Councilmember Natt to approve Yurok Tribal TANF Program to increase cash-aide eligibility criteria to 175% federal poverty line gross income, effective April 1, 2023. Motion carries by consensus.

Natural Resources Division
Fisheries Department
FISH23-040, Fisheries Contract with California Fish and Wildlife
Submitted by Barry McCovey, Jr.

Motion made by Vice Chairman Myers/Councilmember Vanlandingham to authorize the Fisheries Department enter into a contract with the California Department of Fish and Wildlife for various restoration projects in the Klamath Basin and to approve Resolution #23-
052 granting a Limited Waiver of Sovereign Immunity in favor of California Department of Fish and Wildlife, contingent on OTA approval. Roll call: Vice Chairman Myers-yes, Councilmember Crawford-yes, Councilmember Ray-yes, Councilmember Vanlandingham-yes, Councilmember Provolt-yes, Councilmember Natt-yes, Councilmember Williams-yes, Councilmember McCovey-np. Yes-7, no-0, abstain-0, not present-1. Motion carries.

FISH23-041, Coho Endangered Species Act Coverage
Submitted by Barry McCovey, Jr.

Motion made by Councilmember Williams/Councilmember Vanlandingham to authorize the Fisheries Department to submit a letter to the National Marine Fisheries Service requesting consultation on the Yurok Tribe Resource Management Plan regarding take of Coho Salmon under the Endangered Species Act. Motion carries by consensus.

FIHS23-042, Tribal Comments on Trinity River Temperature
Submitted by Barry McCovey, Jr.

Motion made by Councilmember Williams / Councilmember Vanlandingham to authorize the Fisheries Department to submit comments on the Tribe’s behalf regarding North Coast Region Water Quality Control Board Basin Plan for the Trinity River. Motion carries by consensus.

TRANS23-012, Federal Transit Grant
Submitted by Patricia Ulmer-Gensaw

Motion made by Vice Chairman Myers/Councilmember Vanlandingham to approve FY23 Federal Transit Administration (FTA) Certification and Assurances to accept all FY23 appropriations with indirect over the 10% allowed to be charged to project 407.0000 and authorize Chairman to sign any documents. Motion carries by consensus.

LUNCH: 12:08pm -1:02pm

TRIBAL MEMBER COMMENT:
Donna Matilton: Thank you for the delicious lunch.

Ryan Offins: Construction has been passion my whole life. I want to work for the Tribe.

Herman Quinn: It’s awesome that we have a tribal member who can do this.

Shoshoni Hostler: Maybe you could hold a meeting just for those who have special skills.

AGENDA ITEMS:
Prey-go-neesh Construction
PGNC23-003, Prey-go-neesh Bylaws
Submitted by Pam Ames

To accept Prey-go-neesh Bylaws approved by the Prey-go-neesh Board. Item tabled to the first round in June.
Office of Tribal Attorney
OTA23-022, Subscription to Caret Legal Software
Submitted by Maggie Poffenbarger

Motion made by Vice Chairman Myers/Councilmember Vanlandingham to approve contract and associated Resolution #23-47 a Limited Waiver of Sovereign Immunity in favor of Caret Legal, and authorize Chairman to Sign and Secretary to attest. Roll call: Vice Chairman Myers-yes, Councilmember Crawford-yes, Councilmember Ray-yes, Councilmember Vanlandingham-yes, Councilmember Provolt-yes, Councilmember Natt-yes, Councilmember Williams-yes, Councilmember McCovey-yes. Yes-8, no-0, abstain-0, not present-0. Motion carries.

OTA23-024, Amended Probate Trust Ordinance
Submitted by Annie Perry

Motion made by Councilmember Provolt/Councilmember Vanlandingham to review public comment and approve attached proposed final Probate Trust Ordinance and authorize submission of the Ordinance to the Department of the Interior. Roll call: Vice Chairman Myers-yes, Councilmember Crawford-yes, Councilmember Ray-yes, Councilmember Vanlandingham-yes, Councilmember Provolt-yes, Councilmember Natt-yes, Councilmember Williams-yes, Councilmember McCovey-yes. Yes-7, no-0, abstain-0, not present-1. Motion carries.

OTA23-029, Frontier Term Sheet
Submitted by Kori Cordero

Motion made by Councilmember Natt/Vice Chairman Myers to authorize OTA and contractors to submit acquisition term sheet to Frontier, and handle negotiations, in accordance with director received by Council in Executive Session. Motion carries by consensus.

Council
CA23-109, Mawah Quarry Revitalization
Submitted by Councilmember Vanlandingham

Motion made by Councilmember Vanlandingham/Councilmember Natt to approve the Mawah Quarry Revitalization Permit and to waive the $15,000 mining application fee. Roll call: Vice Chairman Myers-yes, Councilmember Crawford-yes, Councilmember Ray-abs, Councilmember Vanlandingham-yes, Councilmember Provolt-no, Councilmember Natt-yes, Councilmember Williams-yes, Councilmember McCovey-no. Yes-5, no-2, abstain-1, not present-0. Motion carries.

BREAK: 2:35pm -2:45pm

EXECUTIVE SESSION: 2:45-3:30
Confidential session with community member regarding property.

AGENDA ITEMS:
CA23-115, Tribal Member Business Request
Submitted by Councilmember Vanlandingham
Motion made by Councilmember Ray/Councilmember Williams to make a recommendation to the YEDC Board of Directors to allow request from Tribal Member(s) offering Beauty Salon Services out of a portable salon trailer at Bluff Creek Resort. Motion carries by consensus.

TRIBAL MEMBER COMMENT:
Darlene Magee: We used to do elders workouts in here and now Valerie works here for the elders.

Shoshoni Hostler: It’s a great idea and I would be a customer as well. I like the idea of putting shops there. We want businesses there, because what we put into them they invest back into our community. Any salon services bring in a lot of people.

CA23-112, Council Attendance
Submitted by Councilmember Vanlandingham

Motion made by Councilmember Vanlandingham/Councilmember Williams on resuming publishing Council Attendance logs for council meetings and work sessions in Yurok Today, the Tribe’s website and social media. To add virtual attendance column to data and publish data monthly. Motion carries by consensus.

CA23-113, Travel to Offshore Wind Conference
Submitted by Councilmember Williams

Motion made by Councilmember Williams/Councilmember Vanlandingham to approve travel to Offshore Wind Conference in Sacramento, CA May 8-10, 2023, for Councilmember Williams and any other interested Councilmember(s). Motion carries by consensus.

CA23-132, Update on BHCIP Grant for Weitchpec Youth Center
Submitted by Councilmember Vanlandingham

Yurok Health & Human Services to provide an update during the Weitchpec Council Meeting on the BHCIP Grant for the Weitchpec Youth Center. Discussion only, no action.

CA23-116, New Dumpsters for Weitchpec Transfer Station
Submitted by Councilmember Vanlandingham

Requesting an update on the purchase of new dumpsters for Weitchpec Transfer Station. Discussion only, no action.

TRIBAL MEMBER COMMENT:
Elizabeth Davis: It’s good to see people getting back to the concerns of your people. Not just the corporations, I remember 5 or 6 years ago, and we had this same conversation. We need to get these projects finished.

BREAK: 4:28pm-4:40pm

AGENDA ITEMS:
CA23-117, AOD Vocational Training Program
Submitted by Councilmember Vanlandingham

**Discussion/Action to set a work session with relevant Departments and Council to begin designing a Workforce Development Program for Alcohol and other Drug Treatment Fields.**

Discussion only, no action. Directive to staff to have the meeting set.

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**CA23-118, Declaring a State of Emergency**

Submitted by Councilmember Vanlandingham

Motion made by Councilmember Vanlandingham/Councilmember Williams to Declare a State of Emergency on Fentanyl & Xylazine epidemic impacting Yurok on and off Reservation. To have OTA draft a Resolution for approval. Motion carries by consensus.

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**CA23-119, Donation to Tribal Member**

Submitted by Councilmember Vanlandingham

Motion made by Councilmember Vanlandingham/Councilmember Provolt to approve donation to Tribal Member in the amount of $900 to purchase a camper, funding to come from Weitchpec District’s (Councilmember Vanlandingham) Travel Budget. Motion carries by consensus.

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**CA23-124, Del Norte CASA Board Appointment**

Submitted by Councilmember Williams

Motion made by Councilmember Natt/Councilmember Provolt to approve Councilmember Williams to serve on the Del Norte County Court Appointed Special Advocate (CASA) Board. Motion carries by consensus.

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**CA23-129, Installation of Pecwan Playground Equipment**

Submitted by Councilmember Natt

Motion made by Councilmember Natt/Councilmember Crawford to approve installation of the Pecwan Playground Equipment at an estimated cost of $16,000, funding to come from the Tribal Consistency Fund. Motion carries by consensus.

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**CA23-130, Yurok Lobbyist RFP**

Submitted by Taralyn Ipina

Motion made by Councilmember Vanlandingham/Councilmember Provolt to approve the Request for Proposal for a Lobbyist for the Yurok Tribe. Motion carries by consensus.

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**CA23-131, Celebration of 50 Years – Mattz v. Arnett**

Submitted by Councilmember Provolt

Motion made by Councilmember Provolt/Councilmember Williams to proceed with the dedication sign at one of the Yurok Tribes docking areas & coordinate “Celebration” of the 50th year anniversary of the Mattz. V. Arnett Supreme Court decision on June 11, 1973 regarding Yurok Fishing Rights. Motion carries by consensus.

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**BREAK: 5:29pm -5:34pm**
EMERGENCY AGENDA ITEMS:
OTA23-030, AB525 Offshore Wind Permitting Roadmap Letter
Submitted by Alex Mesher

Motion made by Councilmember Vanlandingham/Councilmember Provolt to authorize OTA to submit letter on AB525 Offshore Wind Permitting Roadmap to the California Energy Commission for consideration at its May 10 business meeting, with OTA edits. Motion carries by consensus.

YHHS23-031, California Department of Social Services Tribal Dependency Representation Program
Submitted by Jessica Fawn Canez

Motion made by Councilmember Williams/Councilmember Ray to approve Memorandum of Understanding with the California Department of Social Services Tribal Dependency Representation Program and authorize Chairman to sign. Motion carries by consensus.

CA23-139, Trinity Valley Elementary Wolf Creek Outdoor School
Submitted by Georgiana Gensaw

Motion made by Councilmember Ray/Councilmember Williams to approve a Community Donation in the amount of $250 for Trinity Valley Elementary School’s 5th grade Wolf Creek Outdoor School field trip. Funds contributed: $200 Requa Travel line item, $200 Pecwan Travel line item, $350 East Youth fund. Total = $1,000. Motion carries by consensus.

OSG23-001, Lost Coast Wind Contract Extension
Submitted by Amanda Ammon

To approve the Lost Coast Wind Contract extension till February 2024. Pending Office of Tribal Attorney review and approval. Council to designate funds from. Item tabled.

EXECUTIVE SESSION: 5:35pm - 7:00pm
Personnel (Councilmember Williams)
Land for sale (Councilmember Ray),
Personnel (Councilmember Natt),
Kepel Reimbursement (Vice Chairman Myers)
Salaries of Yurok Police (Councilmember Crawford)

No action out of Executive Session.

TRIBAL MEMBER COMMENT:
Robert R Kinney: (hands out an Indian Education meeting flyer). Please attend if you can.

CLOSING PRAYER: Provided by Councilmember Williams.

ADJOURN: 7:06pm

MEETING MINUTES APPROVED ON: May 25, 2023
April 27, 2023 Council Action Meeting