ROLL CALL: 10:07 am

PRESENT: Joe James, Ryan Ray, Ed Aubrey, Mindy Natt, Toby Vanlandingham, Sherri Provolt, Lana McCovey,

ABSENT: Frankie Myers (travel), Mindy Natt (excused)

STAFF: Dawn Baum, Steve Edmiston, Georgiana Gensaw (recorder)

QUORUM: 7 present, 2 absent, quorum present

OPENING PRAYER: Provided by Chairman James

REVIEW AGENDA/ADDITIONS/APPROVAL:

Motion made by Councilmember Ray/Councilmember Aubrey to approve to today’s agenda with emergency agenda items; FISH20-059 budget mod, CA20-150 KRRC MOU, OTA20-074 Public health Officer contract, P20-024 ICDBG Planning session, and P20-025 Pacific Builders. Motion carries by consensus.

COUNCIL CHECK IN:

Councilmember Provolt: pass

Councilmember Ray: pass

Councilmember Vanlandingham: pass

Councilmember Hodge: One June 26th, I participated the job interviews for special resources for downriver and upriver schools. I was really excited to interview really good candidates. I tried to get an update, but I wasn’t able to receive on in time for this meeting.

Councilmember Aubrey: I have been getting messages from the elders in my area, they are worried about all the outsiders coming in? And are we going to do the food boxes again? They want to know what we can do to make them feel safe again.

Councilmember McCovey: In a recent UIHS meeting, I declined a nomination to be on the Executive Committee. One thing that UIHS is grappling with is re-opening services to clients. UIHS is trying to bring up their minimum wage, like we did here at the Yurok Tribe. I have been getting messages from Tribal Members who are trying to apply or have applied for the small
business loans, and they are not being contacted back. I know everyone is busy. I had a tribal
member contact me about the process with selecting the 8a company, so I want to talk to
Council about that at a later time. I was also asked about it last night, since the U.S. President
wants to re-open schools, our community members are concerned. How is that going to effect
with our schools regarding re-opening with a surge going on? So maybe we can talk about that
later on.

Chairman James: We are continuing to monitoring the COVID, that is a priority and concern.
How it is moving and effecting people everywhere. I know people are second guessing
themselves about opening too soon.

REVIEW CALENDAR/ ADDITIONS:
CA20-148, Parolees on the Reservation
Submitted by Councilmember McCovey
Discussion on developing an ordinance regarding Parolees on the Reservation. Currently the
Yurok Tribe is not being asked whether a parolee will be welcomed on the Reservation when
released from incarceration. Set for August 5, 2020.

TRIBAL MEMBER COMMENT: 9:30AM session
Chairman James introduced staff and provided time for presentations to update membership.

Internet/Cell Tower presentation
Angie Brown, Public Health Officer, introduction

Jene McCovey: I don’t like that we may provide for 200 for the sports fish catch. I would like to
see this be put into our elders’ fish. We are dealing with hot water, we are dealing with no
water. When Grandmother Eagle looks down at the Klamath River and that the gravel looks like
a gray snake. We need to tell the Karuk and Hoopa to allow our fish to walk.

CONSENT AGENDA ITEMS:
Planning
P20-016, Agreement with National Park Service
Submitted by Brandi Natt
Motion made by Councilmember Vanlandingham/Councilmember Provolt to approve the
Annual Funding Agreement P20AC00380 in the amount of $49,700.00 for trail repairs to be
performed by Yurok Trails Crew at Redwood National Parks and authorize Chairman to sign
all agreements related documents. Motion carries by consensus.

AGENDA ITEMS:
Education
Jim McQuillen, Elsie McLaughlin-Feliz, Autumn Jimenez, and Harold Jones presents
EDU20-018, Head Start/Child Care and Boys & Girls Club Re-Opening
Submitted by Jim McQuillen

July 9, 2020 Council Action meeting
Motion carries by Councilmember Ray/Councilmember Aubrey to approve the Safety Guidelines for Yurok Head Start/Child Care and Boy & Girls Club Centers with edits and final approval by Public Health Officer. Motion carries by consensus.

Environmental
YTEP20-010, Pesticide Comment letters to EPA
Submitted by Suzanne Fluharty

Motion made by Councilmember Aubrey/Councilmember Vanlandingham to approve submitting the two attached comment letters to the CA Department of Toxics & US EPA Federal Docket and for Chair to sign them. Motion carries by consensus.

Fisheries
Dave Hillemeier presents
FISH20-057, Fall Harvest Management Plan
Submitted by Dave Hillemeier

Motion made by Vanlandingham/Councilmember Provolt to adopt the attached Fall Harvest Management Plan with edits for the 2020 Fall Fishery. See attached memo and draft HMP for more information. Motion carries by consensus.

FISH20-058, Aikens Creek Restoration project
Submitted by Dave Hillemeier

Motion made by Councilmember Ray/Councilmember Hodge to authorize the Chairman’s signature on the attached letter to support the Aiken’s Creek restoration project (see attached memo and letter for more information). Motion carries by consensus.

FISH20-061, Potter Valley Dam Removal project
Submitted by Dave Hillemeier

Motion made by Councilmember Hodge/Councilmember Ray to authorize the Fisheries Department to pursue funding proposals to provide technical services related to the Potter Valley Hydroelectric project and dam removal on the Eel River. See attached memo and RFQ for more information. Motion carries by consensus.

FISH20-059, Budget modification
Submitted by Dave Hillemeier

Motion made by Councilmember Ray/Councilmember Provolt to authorize a budget modification to project #6055 as outlined in the attached memo and budget modification spreadsheet. Motion carries by consensus.

Office of Emergency Services
YOES20-003, Cares Act request
Submitted by Serene Hayden
Motion made by Councilmember Vanlandingham/Councilmember Aubrey to approve a Cares Act budget in the amount of $1,347,375.00 (this includes the amount added). This budget supports the functions of the OES program to mitigate and respond to COVID-19 and all hazards, emergencies, events, natural and human caused disasters and fits within the guidelines and requirements for the Cares Act funding. Plus, an additional $100,000 for North and South Operation sites. Roll Call: Vice Chair Myers-np, Councilmember Hodge-no, Councilmember Ray-yes, Councilmember Vanlandingham-yes, Councilmember Provolt-no, Councilmember Natt-np, Councilmember Aubrey-yes, Councilmember McCovey-yes. Yes-4, no-2, abs-0, np-2. Motion carries

Statement(s) for the Record:
Councilmember Provolt: I needed more information and backup documentation regarding this request. There is not enough information for me to support this action.

Councilmember Hodge: I need more information. I also would like to know more regarding the high cost of generators? Why do they all have to the same, would there be different needs depending on the building? And I just don’t want to see the first two budgets request take all the CARES funding.

Councilmember McCovey: I am asking for an inventory and who will be accountable for tracking all this equipment. I want to know about the storage, and I want a breakdown of the Program use of equipment that is being requested.

Planning
Submitted by Katie Fischer
To approve purchase of hardware, ESRI services & 2 years subscription to indoors and CAD software to perform spatial analysis to reconfigure office spaces with appropriate distances, track employee movements and trace workplaces contracts (should someone fall ill) and identify spatial use patterns that reduce employee safety. Council consensus to table to a work session.

Yurok Indian Housing Authority
Nicole Sager presents
YIHA20-012, 2021 Indian Housing Plan
Submitted by Nicole Sager

Motion made by Councilmember McCovey/Councilmember Vanlandingham to approve Yurok Indian Housing Authority to submit the 2021 Indian Housing Plan to US Housing and Urban Development (HUD) as approved by the Board of Commissioners on June 9th 2020 and for the Chairman to sign related documents. Motion carries by consensus.

YIHA20-013, O’Link MOU Amendment
Submitted by Nicole Sager

July 9, 2020 Council Action meeting
Motion made by Councilmember Vanlandingham/Councilmember Aubrey to amend the O’link MOU for 2020 to include the Indian Housing Block Grant CARES funding as part of the agreement and for the Chairman to sign related documents. Motion carries by consensus.

YIHA20-014, June Monthly report
Submitted by Nicole Sager

Motion made by Councilmember Hodge/Councilmember Ray to approve the June monthly report for the Executive Director of the Yurok Indian Housing Authority. Motion carries by consensus.

YIHA20-015, Update on YIHA20-019, Waiver on TERO fees
Submitted by Nicole Sager

To update Tribal Council on Action Item YIHA20-10 request to waive TERO Fees for the Tulley Creek Woo-Mehl Project due to limited funds: See attached MEMO.

TRIBAL MEMBER COMMENT 12:30PM:
Stephanie Weldon: I have a few questions, one of them is who is paying for these cell tower projects? And was there culture input for this project? And will this plan be available for Tribal Members? Also, will Council extend the Tribal Member Comment period, because presentations are taking up Tribal Member Comment time. Will this presentation be made available for staff and Tribal members at large?

Linda Gillette: Many elders don’t have access to the website. They are just as interested as those of us who are able to access this information on line. I’d like to see a written break down of Cares funding,

AGENDA ITEMS
WILD20-012, Condor Finding of no significant impact approval
Submitted by Tiana Williams-Claussen

Motion made by Councilmember McCovey/Councilmember Vanlandingham to approve the findings of the Environmental Assessment conducted under the National Environmental Protection Act for condor reintroduction through the Northern California Condor Reintroduction Program, and all necessary Chairman signatures associated with it. Motion carries by consensus.

AGENDA ITEMS
OTA20-074, Public Health Officer Contract
Submitted by Maggie Poffenbarger

Motion made by Councilmember McCovey/Councilmember Ray to approve contract with edits with Public Health Officer and authorize Chair to sign. Contract up to December 31, 2020 and change to an hourly rate. Motion carries by consensus.
Council
CA20-109, YAC Regulatory Board
Submitted by Councilmember Aubrey
Set a date for a planning session on creating Yurok Agriculture Corporation Regulatory Authority Board. Council consensus tabled to July 16, 2020.

CA20-134, Advisory Committee
Submitted by Councilmember Hodge
Motion made by Councilmember Provolt/Councilmember Hodge to put together an Advisory Committee made up of past Chairpersons. Roll Call: Vice Chair Myers-np, Councilmember Hodge-yes, Councilmember Ray-no, Councilmember Vanlandingham-no, Councilmember Provolt-yes, Councilmember Natt-np, Councilmember Aubrey-no, Councilmember McCovey-no. Yes-2, no-4, abs-0, np-2. Motion denied.

CA20-147, Collaboration with Tsurai Ancestral Society
Submitted by Councilmember Provolt
Motion made by Councilmember Provolt/Councilmember Vanlandingham approve to update the Memorandum of Understanding between the Tsurai Ancestral Society (TAS) and the Yurok Tribe (last dated 2005); to set quarterly meeting with TAS, and to develop a media campaign on shared interests and concerns. Additionally, the Yurok Tribe will set a government-to-government meeting with the City of Trinidad to discuss Yurok Tribe request for consultation in areas affecting our aboriginal territory. Motion carries by consensus.

CA20-148, Parolees on Reservation
Submitted by Councilmember McCovey
Discussion on developing an ordinance regarding Parolees on the Reservation. Currently the Yurok Tribe is not being asked whether a parolee will be welcomed on the Reservation when released from incarceration. Council consensus to table to the first round of August (August 5, 2020 Council Planning Meeting).

CA20-149, Agenda Item Submission Policy
Submitted by Councilmember Provolt
To review suggest changes to the Agenda Item Submission policy and prepare for approval. Council consensus to table. Work Session to be scheduled.

CA20-150, MOA with KRRC
Submitted by Vice Chair Myers
Motion made by Councilmember Hodge/Councilmember Provolt approve Chairman to sign and Secretary to attest Agreement Memorandum of Understanding (AMOU) No. 1 among the Klamath River Renewal Corporation, PacifiCorp, State of Oregon, State of California, Yurok Tribe and the Karuk Tribe. Motion carries by consensus.

July 9, 2020 Council Action meeting
P20-025, Limited Waiver of Sovereign Immunity
Submitted by Sophia Lay

Motion made by Councilmember Vanlandingham/Councilmember Aubrey to approve Resolution #20-076 granting a limited waiver of sovereign immunity in favor of Pacific Builders for the construction contract to build the Klamath Emergency Operations Center. Roll Call: Vice Chair Myers-np, Councilmember Hodge-yes, Councilmember Ray-yes, Councilmember Vanlandingham-yes, Councilmember Provolt-yes, Councilmember Natt-np, Councilmember Aubrey-yes, Councilmember McCovey-yes. Yes-6, no-0 abs-0, np-2. Motion carries.

TRIBAL MEMBER COMMENT: 4:30pm
Internet/Cell Phone towers plans for the Reservation Presentation by Jessica Engle, IT Director

Linda Gillette: Thank you Jessica so much for providing the update on the internet service that is being extended on the reservation. This is wonderful news. However, this presentation is during public member comment period. Will Council be extending the amount of time for public member comment period to allow Tribal members to be able to comment if needed? I would like to make a suggestion regarding this: That staff presentations be limited to less than five minutes or not be conducted during public member comment unless time is extended to public member comment time. Thank you.

Cheyenne Sanders: I understand Council was set to consider a mediation contract on Tuesday. Can I ask if this was approved and what this service is for?

Cecilia Moore: I read on the Head Start/Child Care page that they have not heard from Council on when of if they are opening. Has Council decided if Head Start is opening and if so, when?

Chairman James and Angie Brown, Public Health Officer, responds.

Cecilia Moore: Thank you Council for pushing that date back and thinking our families and families who work there and families of little ones.

Linda Gillette: During earlier public member comment, it was stated that Tribal information is online or on the tribe’s website for Tribal members to access. My concern is people that don’t have internet or computer access particularly tribal elders. How do you propose this information reaching them? Tribal newsletter? That hasn’t been sent out in quite some time?

CLOSING PRAYER: Provided by Councilmember Ray

ADJOURN: 5:43PM

July 9, 2020 Council Action meeting
MEETING MINUTES APPROVED ON: August 20, 2020

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Sherri K. Provolt, Secretary       Date

08/20/20

July 9, 2020 Council Action meeting