ROLL CALL: 10:00am

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

ABSENT: None

STAFF: Don Barnes, Executive Director; Taralyn Ipiña (recorder); Dawn Baum, General Counsel.

QUORUM: 9 present, 0 absent, quorum present.

OPENING PRAYER: Provided by Chairman James.

ADDITIONS TO AGENDA:

Motion made by Councilmember Williams/Councilmember Natt to accept the agenda with no additions. Motion carries by consensus.

REVIEW CALENDAR/ADDITIONS:

CA21-132, Schedule Meeting re: Culture Committee Response
Submitted by: Councilmember Hodge

Council consensus to schedule a Council work session for August 18, 2021 at 10:00am to respond by letter to the culture committee regarding our last meeting on June 25, 2021.

CA21-139, Jackie McGown’s Governor Candidate
Submitted by: Georgiana Gensaw, Council Operations

Council consensus to direct Council Operations to add to Council schedule.

CALENDAR
August 21, 2021 2-4pm South District Back to School drive through event
August 23, 2021 Cultural Sharing event at Sacramento – Chairman travel
September 2, 2021 3-5pm Requa District Meeting
September 8, 2021 6-8pm North District Meeting
COUNCIL CHECK IN:
Councilmember Provolt: Good morning everyone. I want to thank the Council for meeting with the Trinidad Coastal Land Trust and Green Diamond about Strawberry Rock. We had those meetings last week. Hopefully we made some progress on the easement on behalf of the Yurok people. I also attended the City of Trinidad Council meeting where they did pass the government to government policy. With that policy, I hope we can start setting some government to government meetings with the City of Trinidad. Lastly, it was an honor yesterday to attend the Secretary Haaland event.

Councilmember Natt: no Council Check in.

Councilmember Ray: I have a couple of elders on Requa Hill that need some assistance. One our TERO department has contacted one of them regarding their yard work. For the other elder, I went up there last week and the elder really needs assistance with yard work. As well, as some help with YTEP to haul some things out. From what I can see their house is being taken over by sticker bushes. It’s just an elder and her granddaughter there. There’s another elder on Blake Road, Richard Mendes that is fearful of a tree failing down on his house. The tree is growing outside of the bank. We definitely need to get a crew out there. August 16th is right about the corner, hopefully ICDBG grant is going to clear and we will be back in construction mode. I’ve been counting the days down. Do we have any word on sanitation technicians? If the Tribe can’t do it, maybe it’s a better fit for YEDC for the gas stations. I’ve been getting some calls about the Tribal website. It needs some updated information on it. Someone said the OES part of it regarding the new strain for COVID. Can we get the information updated? People need assistance with water and so forth. I had another one come regarding the tribal website. It’s not user friendly, just trying to find information is impossible to find. For example the fishing regulations, that was a suggestion from a tribal member. Couple of more for TERO, are we on track to finish the bus stops and basketball court in the Klamath Glen? They said they could pull off this year, specifically the fencing around the court.

Councilmember Hodge: Just want to remind folks, they can call Jeannette Bain for assistance for social services, she will steer you in the right direction. I also want to remind people to keep their housing applications up to date especially through this pandemic and fire. There’s no telling what kind of help they can give you if just keep your housing applications up to date and contact them. I think that’s all. I just want to be sure we are checking on our elders through this hard time with all this smoke and fear of the fires especially in the Salyer and Burnt Ranch area.

Councilmember Williams: Good morning, on August the 4th I had my North district meeting. The subject at the time as the Social Media Policy but it grew into a whole bunch of other things. Briefly the Social Media Policy, the statements of the membership felt that we the Council should not be fighting or bullying on social media. Then another member believed we should consider freedom of speech and we shouldn’t try to censor each other. Also, she agreed that we should not be acting in a malicious way on social media. Some of the other membership was concerned about ARP funding, there’s been a lot of wonder on how we are spending it. They
asked that we submit a budget or spend down on our tribal website for the membership. Another elder's statement was that we should hire more maintenance with the funding received and also asked that we update our infrastructure on existing businesses. Another statement was from a tribal member that wanted to have an update from all our businesses. Another tribal member said they stopped by the Shoreline Market and it was closed and it was previous to 6pm and they were wondering why it was not open. Another statement and to echo what Councilman Ray said was about our tribal website. It's hard to navigate, in my personal feeling we should tailor our tribal website so that an elder is not proficient in technology can still navigate that site.

Councilmember McCovey: I've been on a lot of consultations since March. In the last few days I've been in the California Indian Health Service consultation, it's also going on today so I may be hoping off to attend the consultation sessions. I had a chance to speak to the Acting UIHS Director about the conditions that California and Yurok Tribes are going through because of fires, heat, and drought. I made the request that they really need to consider what is happening to us out here on the coast and they really need to consider water, air cleaners, generators, air conditioners and more funding for our water systems. Our water systems are ready to go dry or need help. She directed me to Beverly Miller. Beverly requested I give her the contact information our point of contact for her emergency manager. I sent an e-mail passed it along to Don Barnes. One of the things, that people need to realize is that part of the infrastructure bill coming down there are a lot of things that still have only passed the Senate. Any funding in that can't be considered until it's actually gone through. Which brings me to broadband, I've been following all the meeting and participating with NTIA who is overseeing the major broadband grants. There is a hard date of September 1st to get the grant application in. It's going to be extremely important that the Tribe focus on this. I did bring it up to them that our area is being hit pretty hard with COVID and we shut our offices down again. They really emphasized that we get the application in and put in as much as we can and they will work from us from there. There will be money that is down in the infrastructure bill but it can't be considered until its actual law. Hard dates in the ARP are still hard dates and they don't predict them to change. The South District will be doing a back to school event, it will be a drive through event on Saturday, August 2-4pm. Thank you.

Councilmember Vanlandingham: No Council Check in.

Vice Chair Myers: No Council Check in.

Chairman James: First of all, thank you to our staff to working hard through these difficult times, it's always challenging, its hard week by week faces obstacles and challenges. Thank you for doing everything you can on behalf of the Yurok government. Don, can you set up a meeting a meeting for Elder and disabled services regarding services and set up wellness check? I've coming at that from a village mind-set. Some of our elders don't have access to internet or Facebook. Can you put together a wellness check team? Whether it's clearing out homes, getting water of filters? I think it goes a long ways when we check on our elders to see what we
can do for them. Please set up with our directors. We met recently with Secretary Deb Haaland at the Chairs round table the other day and our team met her the other day. Our team welcomed her to Yurok country and keep pushing on the work that we are doing.

TRIBAL MEMBER COMMENT: No Tribal member comment provided.

EXECUTIVE SESSION:
CA21-130, A. Cordalis Contract
ExDir21-013, Tsurai Ancestral Society Meeting (3pm)
FIN21-05, Printed signature on payroll checks
OTA21-079, Dan Drachler Change of Law firms
Planning- Land Purchase
Personnel Issue (McCovey)

CONSENT ITEMS:
ExDir21-014, Consultant for Fiscal Year 2020 Audit Prep
Submitted by: Don Barnes

Motion made by Councilmember Vanlandingham/Councilmember Hodge to retroactively approve agreement with McCabe-CPA Group to conduct all Fiscal audit preparation for our Fiscal Year ’20 audit, with funds to come from Indirect Cost pool. Motion carries by consensus.

Fish 21-056, Budget Modification 7054
Submitted by: Barry McCovey Jr.

Motion made by Councilmember Vanlandingham/Councilmember Hodge to retroactively authorize the Fisheries Department to modify project code 7054 as described in the attached memo and budget modification spreadsheet. Motion carries by consensus.

Fish21-057, Budget modification 7070
Submitted by: Barry McCovey Jr.

Motion made by Councilmember Vanlandingham/Councilmember Hodge to retroactively authorize the Fisheries Department to modify project codes 707a, 7070b and 7070j as described in the attachment memo and budget modification spreadsheet. Motion carries by consensus.
Fish21-059, Restoration Proposal RE: Colville Tribe
Submitted by: Barry McCovey Jr.

Motion made by Councilmember Vanlandingham/Councilmember Hodge to retroactively authorize the Fisheries Department to submit the attached restorations design proposal, in partnership with Resource Environmental Solutions (RES), to the Coleville Tribe. Motion carries by consensus.

Fish21-060, Retroactive Scott/Shasta comments
Submitted by: Barry McCovey Jr.

Motion made by Councilmember Vanlandingham/Councilmember Hodge to retroactively approve comments submitted to the State Water Quality Control Board reading the Scott and Shasta Rivers. Motion carries by consensus.

STANDING PLANNING AGENDA ITEMS:
IT20-040, IT Department update
Council consensus to pull from agenda. No action.

YHHS21-16, Generator Program Update
Madison Green provides update.
Discussion item only, no action.

YPUD21-006, Water System Update
Mike Searcy provides update.
Discussion item only, no action.

AGENDA ITEMS:
Council
CA21-136, Redwood Parks Conservancy (August 12, 2021 @11:30am)
Council consensus to table until next Council meeting.

Education
EDU21-031, Budget Revision 7201
Jim McQuillen presents

Motion made by Councilmember Ray/Councilmember Vanlandingham to approve the budget revision for 7201. Motion carries by consensus.
Executive Office
ExDir21-012, Drought Response Plan
Submitted by: Don Barnes
Mike Searcy presents
Provide an update and overview of Emergency Drought Response Plan to Council

Discussion only, no action.

ExDir21-015, Indian Health Services
Submitted by: Don Barnes
Motion made by Councilmember Vanlandingham/Councilmember Hodge to approve
Resolution #21-90 with edits authorizing the Executive Director and General Counsel to begin
negotiations with California Area Indian Health Service on behalf of the Yurok Tribe;
authorize Chairman to sign and Secretary to attest. Roll Call Vote. Vice Chairperson Myers-
yes, Councilmember Hodge-yes, Councilmember Ray-yes, Councilmember Vanlandingham-
yes, Councilmember Provolt-no, Councilmember Natt-yes, Councilmember Williams-yes,
Councilmember McCovey-no. Yes-6, No-2, Abs-0, Np-0. Motion carries.

Finance
CA21-133, Council Discretionary Youth Fund
Submitted by: Councilmember Hodge
Motion made by Councilmember Natt/Councilmember Vanlandingham to approve motion for
fiscal department to give council a complete audit of the Youth Discretionary Fund since
2019, information to be provided by next Council meeting. Motion carries by consensus.

CA21-135, HVAC and Surveillance
Submitted by: Councilmember Natt
Motion made by Councilmember Williams/Councilmember Natt to approve Wautech
Firehouse HVAC and Surveillance system in the amount of $31,643. Funding to come from
American Rescue Planning Act dollars if no CARES Act dollars or department indirect funding
is available. Motion carries by consensus.

CA21-138, Funding for vaccination drive
Submitted by: Councilmember Ray
Motion made by Councilmember Vanlandingham/Councilmember Ray to authorize $10,000
from CARES or ARPA for community vaccination drives to encourage community
participation. Motion carries by consensus.

TRIBAL MEMBER COMMENT:
Nicole Provolt: I am in support of this, I don’t know how much is going to incentivize people to
get vaccinated and doing everything we can to increase that possibility is something we
should be working for. I’d like to see education about the untruths of the vaccines being a focus
as well. I am support of this.

August 12, 2021 Council Planning-Action meeting
Fisheries

Dave Hillemeier presents

FISH21-055, Fishery In-season adjustment for Elders Fishery

**Motion made by Councilmember Natt/Councilmember Ray to authorize the 2021 Yurok Elder Fishery In-season Adjustment to the Fishing Rights Ordinance, amending number 4 for “15 fish per day” and “a maximum of 150 fish weekly to be purchased” in the proposed adjustment. Additional amendment to extend buying station open hours to Monday at Noon. Finally, to authorize unmet need of $31,000 from Budget 50 FY20 Carryover funding to support Elders Fishery.** Roll Call Vote. Vice Chairperson Myers-yes, Councilmember Hodge-yes, Councilmember Ray-yes, Councilmember Vanlandingham-yes, Councilmember Provolt-yes, Councilmember Natt-yes, Councilmember Williams-no, Councilmember McCovey-yes. Yes-7, No-1, Abs-0, Np-0. Motion carries.

Yurok Health and Human Services

Alita Redner presents

YHHS21-030, Humboldt State University Agreement

**Submitted by: Alita Redner**

**Motion made by Councilmember Hodge/Councilmember Natt to approve Chairman signature on the Humboldt State University Agreement including Resolution #21-091 with edits for Waiver of Limited Sovereign Immunity in favor of Humboldt State University.** Motion to approve project # request and budget. Roll Call Vote. Vice Chairperson Myers-yes, Councilmember Hodge-yes, Councilmember Ray-yes, Councilmember Vanlandingham-yes, Councilmember Provolt-abs, Councilmember Natt-yes, Councilmember Williams-yes, Councilmember McCovey-yes. Yes-7, No-0, Abs-1, Np-0. Motion carries.

YHHS21-031, Rural Tribal COVID -19 Response budget

**Submitted by: Alita Redner**

**Motion made by Councilmember Natt/Councilmember Provolt to approve a budget modification for Rural Tribal COVID-19 Response program.** Motion to approve Chairman’s signature on prior approval request letter. Motion carries by consensus.

YHHS21-034, Families First Transition Act Budget

**Submitted by: Alita Redner**

Requested motion to approve Families First Transition Act Budget Modification.

**Council consensus to table per request of YHHS.**

**TRIBAL MEMBER COMMENT:**

Charity Moore: I was just wanting to bring up an option for fresh water. There’s a commercial scale desalination plan that is operated by solar and wind energy which produces fresh water and creates dry salt. When it’s distilling the water it doesn’t leave a harsh concentration of salt water. Like a bi-product that gets put back into the ocean. I’m wondering if the Tribe would
consider building one at Klamath. That way we could produce salt and fresh water that we could transport made by the ocean. They have been designed by Spanish researchers. It’s solar and wind energy. I was just hoping someone would consider looking into that because we really need it. It’s called a desalination plant.

**LUNCH:** 12:35pm-1:35pm

**Presentation:**
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**Discussion item only, no action.**

Councilmember McCovey returns at 2pm from lunch for authorized tribal business.

**Information Services**
- Jessica Engle presents
  - IT21-027, Tribal Broadband Grant Resolution
    - Motion made by Councilmember Provolt/Councilmember Vanlandingham to approve Yurok Telecommunications to submit the NTIA Tribal Broadband Connectivity Grant and authorize Chairman to sign Resolution #21-85 with edits and other related documents. Motion carries by consensus.

  - IT21-028, Broadband Billing transition plan
    - Submitted by: Jessica Engle
      - Motion made by Councilmember Vanlandingham/Councilmember Natt to approve broadband billing transition plan moving billing over from Fiscal to Yurok Telecom by 9/30/21 and to authorize customer list be provided right away to being informing customers of the change. Motion carries by consensus.

**Planning**
- P21-038, Long Range Transportation Plan
  - Submitted by: Brandi Natt
    - Motion made by Councilmember Hodge/Councilmember Vanlandingham to approve addendum & Resolution #21-71 to existing Long Range Transportation Plan (LRTP) to satisfy requirements necessary to add new routes to National Tribal Transportation Facility Inventory (NRRF) with edits. Motion carries by Consensus.

- P21-056, VW Settlement Funding
  - Submitted by: Gino O’Rourke

*August 12, 2021 Council Planning-Action meeting*
Motion made by Councilmember Vanlandingham/Councilmember Williams to approve and authorize the Chairman to sign Appendix D-6 form, Semi-annual reports, and other documents related to 4th funding cycle of the Volkswagen Settlement.

Prosecutor
Rosemary Deck presents
PRO21-01, Visiting Fellows Program

Motion made by Councilmember Hodge/Councilmember Ray to approve Resolution #21-88 with edits for the submission of the Bureau of Justice Assistance Fiscal Year 2021 Visiting Fellows Program Grant Application and authorize the Chairman to sign all necessary forms. Motion carries by consensus.

EXECUTIVE SESSION: 3:00pm-4:50pm
ExDir21-013, Tsurai Ancestral Society
Submitted By: Don Barnes
Council to meeting with Tsurai Ancestral Society RE: Strawberry Rock, Trinidad Rancheria Cultural Center proposal, Trinidad Lighthouse.

Discussion only, no action.

CM McCovey leaves for family emergency at 4:30pm.

Natural Resources
NR21-012, 2021 Statkraft carbon offset sale
Javier Kinney presents

Motion made by Councilmember Vanlandingham/Councilmember Ray to approve Agreement for purchase and sale of California Carbon Credits with Statkraft; approve Resolution #21-93 with edits granting a Limited Waiver of Sovereign Immunity in favor of Statkraft US LLC; and authorize Chairman to sign and Secretary to attend. Roll Call Vote. Vice Chairperson-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, Np-1. Motion carries.

Yurok Telecommunications
Jessica Engle presents
YTEL21-001, Authorization of Funds for Yurok Telecom Request motion: To authorize fiscal to transfer $575,000 received from settlement with Frontier Communications to the Yurok Telecommunications Corporation. Contingent on proposed budget.

Council consensus to table.

Tribal Court
Jessica Carter presents
Motion made by Councilmember Provolt/Councilmember Hodge to approve budget modification for project 4077a Cal OES Tribal Court Victim Advocate Program. Motion carries by consensus.

Council
CA21-131, Willow Creek Building Security
Submitted by: Councilmember Hodge
Discussion on how to get at least exterior on cameras on the Willow Creek building & what can be down to make a presence.
Discussion only, no action.

CA21-137, Recreation Program-funding, grants, etc.
Submitted by: Councilmember Ray
Discussion with Recreation Coordinator regarding programs, grants, etc.
Discussion only, no action

CA21-140, July 28 & 29, 2021
Submitted by Georgiana Gensaw, Council Operations
To approve with edits and corrections Council Meetings minutes for July 28-29, 2021.
Council consensus to table.

TRIBAL MEMBER COMMENT:
Trish Carlson: Confidential comments re: child custody case.
Directive given to Don Barnes, Executive Director.

EXECUTIVE SESSION: 4:45pm-7:20pm
Action out of Executive Session:
Directive to Planning Director to carryout directives as discussed in executive session regarding potential land purchases.

Council
CA21-130, Cordalis contract
Submitted by: Councilmember Hodge
Update on Amy Cordalis contract with any reports she may have submitted.
Discussion only, no action.

Finance
FIN21-005, Printed payroll checks
Submitted by: Steven Edmiston
Requested motion: Motion to allow facsimile (printed) signatures on the Tribe’s paper payroll checks.

Discussion only, no action.

Office of Tribal Attorney
OTA21-079, Dan Drachler Change of Law firms
Submitted by: Dawn Baum

Motion made by Councilmember Provolt/Councilmember Williams to approve continued relationship with Dan Drachler at his new firm Lieff, Cabraser, Heimann & Bernstein on the same terms as existing retainer. Motion carries by consensus.

CLOSING PRAYER: Provided Councilmember Williams.

ADJOURN: 7:30pm

MEETING MINUTES APPROVED ON: August 26, 2021

Sherri K. Provolt, Secretary

Date 08/30/21