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**YUOK TRIBAL COUNCIL
PLANNING/ACTION MEETING
WEDNESDAY, DECEMBER 14, 2022
KLAMATH TRIBAL OFFICE**

ROLL CALL: 10:00am

PRESENT: Joe James, Chairman; Frankie Myers, Vice Chairman; Sherri Provolt, Orick District; Mindy Natt, Pecwan District; Ryan Ray, Requa District; Wes Crawford, East District; Toby Vanlandingham, Weitchpec District.

ABSENT: Phillip Williams, North District (travel); Lana McCovey, South District (ill).

STAFF: Don Barnes, Executive Director; Taralyn Ipiña, Chief Operations Officer; Dawn Baum, Office of Tribal Attorney; Georgiana Gensaw (recorder); Michael Maranger, Chief Finance Officer; Melodie Meyer, Office of Tribal Attorney.

QUORUM: 7 present, 2 absent, quorum present.

OPENING PRAYER: Provided by Councilmember Ray.

REVIEW AGENDA/ADDITIONS/APPROVAL:

Motion made by Councilmember Natt/Councilmember Vanlandingham to approve the agenda with additions of CA22-295 (Executive) CA22-296 (Executive) and OES22-005. Motion carries by consensus.

REVIEW CALENDAR/ADDITIONS:

January 20-Requa District Meeting 6pm
February 11-Orick District Meeting

Benefits Department

B22-015, ALA Planning Session-Update
Submitted by Liz Turner

Council consensus to approve to set a planning session for January 11th, 2023, 10:30-12pm to discuss ALA plan update.

Human Resources Department

HR22-028, 32 Hour Work Week Work Session Request
Submitted by Rose Sylvia

Employee relations workplace safety committee requests a work session with Council to discuss the 32-hour work week. Item pulled.

Office of Tribal Attorney

OTA22-070, Tribal Council Ordinance Work Session Request

46 Submitted by Alex Mesher

47 **Council consensus to set January 31, 2023, 10am-12pm for a work session to review proposed**
48 **amendments to Tribal Council Ordinance and draft Ethics Review Ordinance.**

49

50 **Council**

51 CA22-301, Set Strategic Meeting with Yurok Agriculture Corporation (YAC)

52 Submitted by Councilmember Provolt

53 **Council consensus to set January 9, 2023, at 1pm for a strategic planning meeting with YAC**
54 **Corporation Board and Staff to support improved business outcomes.**

55

56 **INTRODUCTION OF NEW EMPLOYEES:**

57 Ryan Smith, OES

58

59 **COUNCIL CHECK IN**

60 Councilmember Vanlandingham: Pass

61

62 Councilmember Provolt: Pass

63

64 Councilmember McCovey: Pass

65

66 Vice Chairman Myers: Pass

67

68 Councilmember Ray: I attended dam removal press event; it was nice. I cannot wait for the day
69 the dams to come down.

70

71 Councilmember Williams: Not present.

72

73 Councilmember Crawford: Can I get an update on when the old Umpqua Bank is going to open?

74

75 Councilmember Natt: Wind storm these last couple of days, concerned about elders, 1 elder
76 had a tree fall near her water tank. What are we doing to help the elders?

77

78 Chairman James: Thank the Tribal Council, previous Council Members and employees and staff
79 that are no longer here with us on the work for Dam Removal. I attended the dam removal
80 event in Oregon, we will have a celebration event here of our own. The day before the dam
81 removal I was at Chukchansi for the Feather Alert announcement and the introduction of AB 44
82 which allows out public safety into CLEFTS. We've submitted a \$2Million dollar budget request
83 to Governor Newsom, we have support from other tribes and agencies. Also attended a
84 meeting at Cal Poly, discussed the inequities of free tuition, education and the need for a
85 workforce.

86

87 **TRIBAL MEMBER COMMENT**

88 Jim McQuillen:

- 89
- North District Member, Tribal member and your Education Director. I just want to thank
90 the Council that participated in that Cal Poly meeting. I think there was good progress

91 made that we could help from education in terms of the free tuition at all of the C S U
92 campuses because we know they just issued that for the UC system.

- 93
- 94 • That would be huge for our tribal members to get that free tuition at Cal Poly and other
95 C S U campuses. The other item that was made headway on is, the possibility of Yurok
96 language being offered at Cal Poly. There seems to be support for Yurok Language
97 offered through extended education at Cal Poly. So again, I want to thank the Council
98 for their work there working with Cal Poly. That's all. Thank you.

99
100 Jewel Frank:

- 101 • I'm from the Weitchpec District. I just wanted to say very good work. I'm proud of you
102 all. This has been a heck of a year. I really appreciate the comments regarding looking
103 out for our elders during the winter months. I want to encourage checking in on elders,
104 it's been a hard, hard winter already, for all districts.
- 105 • I notice when people just go and check on our elders not everybody has family members
106 that can check on them in a good way. Some of our elders are struggling and so to keep
107 them happy is much appreciated.

108
109 Elizabeth Davis:

- 110 • Good morning, this is Elizabeth. I'm at the Weitchpec office.
- 111 • I've been getting calls about the water issue up at New Village and we would like to
112 have an update on that. I know they've been working on it, but I have a young mother
113 that calls almost daily regarding water issues, so hopefully they are getting to the
114 bottom of that.

115
116 **EXECUTIVE SESSION:**

117 CA22-295 & CA22-296 (Provolt)
118 ExDir 22-006 Cybersecurity (IT Department)
119 Land (Vanlandingham)
120 Personnel (Ray)

121
122 **CONSENT ITEMS**

123 **Prosecutor's Office**

124 PRO22-012, Rural Violent Crime Reduction Initiative grant
125 Submitted by Rosemary Deck

126 **Motion made by Councilmember Natt/Councilmember Vanlandingham to approve Yurok**
127 **Office of the Prosecutor to apply for fiscal year 2022 Rural Violent Crime Reduction Initiative**
128 **for Law Enforcement grant in the amount of \$150,000 these funds will pay for salaries of**
129 **attorneys and their fees for legal licensing no match is required indirect is covered. Motion**
130 **carries by consensus.**

131
132 PRO22-014, Co-Sponsorship of Tribal Public Safety Bill Letter
133 Submitted by Rosemary Deck

134 **Motion made by Councilmember Natt/Councilmember Vanlandingham to approve and**
135 **retroactively authorize Chairman to sign letter to Assemblymember Ramos indicating co-**
136 **sponsorship of Tribal Public Safety Bill. Motion carries by consensus.**

137
138 **AGENDA ITEMS:**

139 **Council**

140 CA22-285, Report from COP27 Event

141 Submitted by Councilmember Provolt

142 **Council Planning Session on December 14th the Yurok delegation to provide a report on**
143 **COP27 to the Tribal Council. Presentation provided. Discussion only, no action.**

144
145 CA22-291, Aawok Ada Charles Emergency Ops Center Work Out Room
146 Submitted by Councilmember Ray

147 **Action/Discussion regarding liabilities and waivers that are necessary for the Aawok Ada**
148 **Charles emergency center gym/workout room. Directive to Executive Director to have**
149 **Recreation Coordinator come to Council on December 14th with a schedule and a draft of a**
150 **liability waiver. Discussion only, no action.**

151
152 **Executive Office**

153 ExDir22-006, Cybersecurity Update for Council

154 Submitted by Don Barnes

155 **To have Robert Caldwell give a brief presentation on the Tribe's cybersecurity and options**
156 **moving forward. Executive Session Item.**

157
158 **BREAK 11:28am -11:37am**

159
160 **AGENDA ITEMS:**

161 **Administration Division**

162 *Human Resources Department*

163 HR22-029, Employee Relations Workplace Safety Committee Policy

164 Submitted by Rose Sylvia

165 **Motion made by Councilmember Provolt/Councilmember Natt to approve changes to the**
166 **Employee Relations Workplace Safety Committee Policy. Motion carries by consensus.**

167
168 HR22-030, Fisheries Job Descriptions
169 Submitted by Rose Sylvia

170 **Motion made by Councilmember Natt/Councilmember Vanlandingham to approve job**
171 **descriptions for Revegetation Technician I-III and Revegetation Lead and Assistant Lead.**
172 **Motion carries by consensus.**

173
174 HR22-031, Court Job Descriptions
175 Submitted by Rose Sylvia

176 **Motion by Councilmember Vanlandingham/Councilmember Ray to approve Court job made**
177 **descriptions for the new Data Entry Clerk, Community Outreach Manager, Senior Paralegal,**

178 **Reentry Coordinator, MMIWG Victim Advocate, Victim of Crime Advocates, revised Wellness**
179 **Child Support, Domestic Violence, Native Council Managers, Diversion Veteran Coordinators**
180 **and Victim Advocates. Motion carries by consensus.**

181 For the record Councilmember Provolt stated her concerns regarding new positions that do not
182 align with the approved organization chart whereas Elders and Veterans positions are not being
183 coordinated within the Ner-gery Oohl (Health & Human Services) Division.

184
185 **Health & Human Services Division**

186 *Education Department*

187 EDU22-043, CCDF 1/3 Special Funding budget

188 Submitted by Jim McQuillen

189 **Motion made by Councilmember Natt/Councilmember Vanlandingham and approve year one**
190 **of three special funding for childcare from funding source Administration of Children and**
191 **Families (ACF). Motion carries by consensus.**

192
193 EDU22-047, CCDF Budget

194 Submitted by Jim McQuillen

195 **Motion made by Councilmember Vanlandingham/Councilmember Natt to approve new fiscal**
196 **year of mandatory discretionary Child Care and Development Fund (CCDF) funding. Motion**
197 **carries by consensus.**

198
199 **Yurok Indian Housing Authority**

200 YIHA22-019, Annual Performance Report

201 Submitted by Nicole Sager, Executive Director

202 **Motion made by Councilmember Provolt/Councilmember Natt approval of the annual**
203 **performance report for the following grant awards IHBG, IHBG cares, I HBG AARP, and the**
204 **IHG BG competitive program by Resolution #22-131, with edits and for the Chairman to sign**
205 **and Secretary to attest. Motion carries by consensus.**

206
207 YIHA22-020, December Monthly Report

208 Submitted by Nicole Sager, Executive Director

209 **Motion made by Councilmember Natt/Councilmember Ray to approve the December month**
210 **report for the Yurok Indian Housing Authority submitted by Nicole Sager, Executive Director.**
211 **Motion carries by consensus.**

212
213 **LUNCH: 12:16pm-1:10pm**

214
215 **TRIBAL MEMBER COMMENT: None provided.**

216
217 **AGENDA ITEMS:**

218 CA22-308, Yurok & Redwood National State Parks Government to Government

219 Submitted by Georgianna Gensaw

220 **Yurok and Redwood National State Parks Government to Government set for December 14th**
221 **1:00 PM at Yurok Tribal headquarters. Discussion only, no action.**

222 Agenda:

- 223 I. RNP Lands with the Reservation-transfer (Rosie Clayburn, THPO)
224 II. Wehl-kwel maintenance needs (Rosie Clayburn, THPO)
225 III. National Park MOU
226 IV. Orick Mill
227 a. Update on project
228 b. Update of land transfer
229 V. Yurok Pilot Project for Traditional Burning on Requa and Chaw-pek
230 VI. Condor-roadkill
231 VII. Update on Bald Hills Elk poaching
232 VIII. State Park MOU implementation
233 IX. Visitor Center Update
234 X. Project updates from NPS
235 • *We would like to know and be a part of the grant planning*
236 • *We are natural educators of our culture*
237 • *Educational grant awarded; Tribe would like to be a line item of that grant next time.*
238 *(Chairman James)*
239 XI. Project updates from State Park
240 • *Yurok was a part of Mr. Crowfoot's update to Nation. That's exciting. Very thankful for*
241 *the relationship. (Victor)*
242 XII. AB44-support & MMIP (James)
243 XIII. Off-shore wind (Chairman James)
244 • *We have not made a full commitment*

245

246 **BREAK:** 2:42pm -2:54pm

247

248 **TRIBAL MEMBER COMMENT:**

249 Jim McQuillen:

- 250 • We need bathrooms at Weyhl-kwel before 2028. People use the Dance House to go the
251 bathroom. We are the ones who clean that up before we can move in for Dance.
252 • I really like the idea of a training site at Orick.
253 • Promised Neighborhoods could be a potential funder.

254

255 **AGENDA ITEMS:**

256 **Natural Resources Division**

257 ***Environmental Department***

258 YTED22-033, California Conservation Corps

259 Submitted by Louisa McCovey

260

261 **Motion made by Councilmember Vanlandingham/Councilmember Crawford to approve the**
262 **contract with California Conservation Corps for the placement of two Watershed Steward's**
263 **program members, the associated Resolution #22-91 to waive TERO fees for this program and**
264 **to approve the program members to drive tribally owned or leased vehicles during their**
265 **service term. Motion carries by consensus.**

265

266 YTED22-043, Performance Partnership Grant
267 Submitted by Louisa McCovey

Motion made by Councilmember Ray/Councilmember Vanlandingham to approve the attached grant agreement and budget for the Environmental Department Fiscal Year 23 Performance Partnership Grant with the US EPA # BG-979 07921-3 totaling \$989,665 no match is required and direct charges are allowable. Motion carries by consensus.

272
273 YTED22-044, NAAF Grant **major action*
274 Submitted by Louisa McCovey

Motion made by Councilmember Natt/Councilmember Vanlandingham to approve Resolution #22-133 including a partial waiver of sovereign immunity allowing the Environmental Department to accept funding from the Native American Agricultural Friends. Roll call: Vice Chairman Myers-yes, Councilmember Crawford-yes, Councilmember Ray-yes, Councilmember Vanlandingham-yes, Councilmember Provolt-yes, Councilmember Natt-yes, Councilmember Williams-np, Councilmember McCovey-np. Yes-6, No-0, Abstaining-0, Not present-2. Motion carries.

282
283 YTED22-045, Funding Request and Budget Approval
284 Submitted by Louisa McCovey

Motion made by Vice Chairman Vanlandingham/Councilmember Natt approval to accept funding in the amount of \$50,000 from the Bureau of Indian Affairs Division of Environmental and Cultural Resources Management. Motion carries by consensus.

288
289 YTED22-046, Native American Affairs
290 Submitted by Louisa McCovey

Motion made by Councilmember Vanlandingham/councilmember Natt to retroactively approve the Environmental Departments grant submission to the Bureau of Reclamation Technical Assistance Program for Tribes, the total amount requested is \$244,108.17 over 2 years. No match required and direct charges are allowable. Motion carries by consensus.

295
296 ***Fisheries Department***

297 FISH22-077, Grant Submission US Forest Service
298 Submitted by Barry McCovey, Jr.

Motion made by Councilmember Natt/Councilmember Vanlandingham the Fisheries Department request approval to submit a grant application to the US Forest Service for a Yurok Land Forest inventory project. Motion carries by consensus.

302
303 FISH22-078, Agreement with River Partners **major action*
304 Submitted by Barry McCovey, Jr.

Motion made by Councilmember Provolt/Councilmember Natt approval to enter into the attached Master Services Agreement with River Partners for restoration work in the Sacramento River basin and to approve Resolution #22-132 granting a limited waiver sovereign immunity in favor of River Partners. Roll call: Vice Chairman Myers-yes, Councilmember Crawford-yes, Councilmember Ray-yes, Councilmember Vanlandingham-yes,

310 **Councilmember Provolt-yes, Councilmember Natt-yes, Councilmember Williams-np,**
311 **Councilmember McCovey-np. Yes-6, No-0, Abstaining-0, Not present-2. Motion carries.**

312
313 FISH22-080, Pacific Lamprey Conservation Agreement
314 Submitted by Barry McCovey, Jr.

315 **Motion made by Councilmember Vanlandingham/Councilmember Ray the Fisheries**
316 **Department request retroactive approval for Chairman to sign the attached Pacific lamprey**
317 **Conservation Agreement. Motion made by consensus.**

318
319 **Office of Tribal Attorney**
320 OTA22-069, Letter to Humboldt Board of Supervisor

321 **Motion made by Councilmember Provolt/Councilmember Crawford to approve the attached**
322 **letter with edits to be sent to Humboldt County Board of Supervisors requesting a meeting on**
323 **child welfare issues and authorizing the Chairman to sign. Motion carries by consensus.**

324
325 **Community Development Division**
326 *Planning Department*
327 P22-040, Klamath Tank Project

328 **Motion made by Councilmember Ray/Councilmember Crawford to approve and authorize the**
329 **Chairman to sign the Memorandum of Agreement with the Klamath Community Service**
330 **District (KCSD) for the Klamath tank project. Motion carries by consensus.**

331
332 **Council**
333 CA22-298, On the Job Training
334 Submitted by Councilmember Williams

335 **Motion made by Councilmember Natt/Councilmember Ray to have the TERO office to**
336 **conduct it means assessment for career opportunities for Early Childhood Education, Elder**
337 **Health Care Workers and Nursing Assistants. Motion carries by consensus.**

338 *Add this item to the work session agenda scheduled with TERO

339
340 CA22-300, Annual Corporations Meeting Agenda
341 Submitted by Councilmember Provolt

342 **Directive to Taralyn Ipina, COO, to work with Councilmember Provolt to outline agenda for**
343 **corporations to use and reporting at the Annual Corporations meeting.**

344
345 CA22-302, Refund(s) to Tribal Internet clients
346 Submitted by Councilmember Ray

347 **Motion made by Councilmember Ray/Councilmember Natt to approve reimbursement of**
348 **payments made by Tribal Internet clients who would rather have a reimbursement check**
349 **than credit on their account. Motion carries by consensus.**

350
351 CA22-303, Solar Planning Grant
352 Submitted by Councilmember Natt

353 **Request for the Planning Department to report on upriver off grid solar panel grant**
354 **implementation. Discussion only, no action. Set for a work session January 31, 2023, at 1pm.**

355
356 **TRIBAL MEMBER COMMENT:**

357 Jewel Frank:

- 358 • I live in the Weitchpec District, which I'm just looking for a contact number for the
359 Department for solar program. I know not every tribal member has internet to like to be
360 apprised of the solar program. I don't know if there's like a hotspot to go find out about
361 solar panel program or any other stuff that's going on.
- 362 • Again, I'm looking for a contact number. No one has called him (Larry) back yet, and so
363 some people just kind of fade out and figure they tried, but nobody called back. So,
364 there's still like a breakdown on communication and callbacks.

365
366 **AGENDA ITEMS:**

367 CA22-304, 3rd Street Renovations
368 Submitted by Councilmember McCovey

369 **Requesting an update from 3rd St project manager/staff on renovations. Item tabled due to**
370 **Councilmember not present.**

371
372 CA22-305, Banking Information
373 Submitted by Councilmember McCovey

374 **Motion to have all Yurok entities to provide banking information to (Yurok Tribe's) Chief**
375 **Financial Officer; name of banking institution, name/names on accounts, last four digits of**
376 **account and authorized signers. Item tabled.**

377
378 CA22-307, Council Meeting Minutes Nov. 29, 2022
379 Submitted by Councilmember Provolt

380 **Motion made by Councilmember Provolt/Councilmember Vanlandingham to approve**
381 **meeting minutes of November 29, 2022 Finance and November 30, 2022 Planning. Motion**
382 **carries by consensus.**

383
384 Office of Emergency Services
385 Submitted by Amos Pole
386 OES22-005, Cybersecurity Threats

387 **Motion made by Councilmember/Councilmember to approve bid and single source contract**
388 **for DS Electric/Jay West to install generators and associated equipment at WauTec Fire**
389 **House, Tulley Creek Fire and Fitness, Tulley Creek Health and Human Services and Morek**
390 **Won Community Center. Amount of contract is \$200,444.37. Unidentified funding \$54,**
391 **545.37. Contingent upon OTA approval of contract. Motion carries by consensus.**

392
393 **TRIBAL MEMBER COMMENT:** None provided.

394
395 **BREAK:** 4:24pm -4:34pm
396

397 4:30 Councilmember Ray departs due to a family emergency.

398

399 **EXECUTIVE SESSION:** 4:34pm -6:15pm

400 CA22-295 & CA22-296 (Provolt)

401 ExDir 22-006 Cybersecurity (IT Department)

402 Land (Vanlandingham)

403 Personnel (Ray) - Tabled

404 Litigation Update (OTA)

405

406 No action out of Executive Session.

407

408 **CLOSING PRAYER:** Provided by Councilmember Natt.

409

410 **ADJOURN:** 6:23pm

411

412 **MEETING MINUTES APPROVED ON:**

January 12, 2023

413

414

415

416



Sherri K. Provolt, Secretary

01/18/2023

Date