

1 **YUROK TRIBAL COUNCIL**
2 **ACTION MEETING**
3 **THURSDAY, MARCH 11, 2021**
4 www.gotomeet.me/yuroktribe

5
6 **ROLL CALL:** 10:00am

7
8 **PRESENT:** Joe James, Frankie Myers, Sherri Provolt, Mindy Natt, Ryan Ray, Lori
9 Hodge, Toby Vanlandingham, Lana McCovey, Phillip Williams

10
11 **ABSENT:** None

12
13 **STAFF:** Don Barnes Executive Director, Earl Jackson Deputy Executive Director,
14 Taralyn Ipiña, Georgiana Gensaw (recorder), Dawn Baum

15
16 **QUORUM:** 9 present, 0 absent, quorum present

17
18 **OPENING PRAYER:** Provided by Vice Chair Myers.

19
20 **REVIEW AGENDA ADDITIONS/APPROVAL:**

21 **Motion made by Councilmember Ray/Councilmember Hodge to approve agenda with the**
22 **additions of CA21-51, OTA 21-40, WS22-02. Motion carries by consensus.**

23
24 **REVIEW CALENDAR/ADDITIONS:**

25 IT21-010, Request to schedule work session
26 Submitted By: Jessica Engle

27 **Motion made by Council member Williams/Councilmember Hodge to set April 7, 2021 for**
28 **EnerTribe's request to calendar Broadband Study work session with Council mid-late March**
29 **with EnerTribe for Yurok Connect Broadband Study and Business plan from Grant funded**
30 **Feasibility Study. Motion carries by consensus.**

31
32 NR21-008, Phase II Lands Planning
33 Submitted By: Tim Hayden

34 **Motion made by Councilmember Williams/Councilmember Hodge to schedule a planning**
35 **meeting to brief Council on the interim Blue Creek Management Plan/Synopsis, remaining**
36 **items to be completed to support the Plan, and the status of the Blue Creek Bridge. Request**
37 **1-2 hours of time for presentation and discussion. Set for March 24, 2021. Motion carries by**
38 **consensus.**

39
40 **COUNCIL CHECK IN**

41 Councilmember Provolt:

42 1) An Orick District Meeting was held on Saturday, March 6, 2021. Again, appreciate tribal
43 members who do time to attend district meetings to learn of projects and program, and to be
44 able ask questions.
45 2) A special Thank you to Rosie Clayburn for attending and providing a presentation on Chah-
46 pekwe O' Ket'toh Stone Lagoon Visitor Center. Rosie share there are still positions open to
47 support this venture and hopefully we can get positions filled soon so we can meet timelines
48 for opening. We discussed that traffic on the highway between Dry Lagoon and up to Elk
49 Meadows which can be dangerous with the numerous tourist stopping to see the Elk and the
50 need to work with CalTrans on more pull outs and lane turns.
51 3) Other items discussed included •Council compensation -The constitution allows for Council
52 to prescribe salaries and allowance for all elected officials. Suggestions was made to have some
53 guidelines of how often and how much salaries increases should occur. This would be a
54 referendum item. •We had some discussion on the Orick District South boundary and the
55 members asked to see input from the Cultural committee to protect original thoughts on how
56 districts were developed. • Question arose on if and why TERO fees are applied to tribal
57 members, and if we can get clarification on this fee. • Membership also discussed the in-season
58 adjustment acknowledging the need a conservative approach. • An update was provided on the
59 Shoreline Deli, and the need for support letters from the community for grant purposes.
60 • Lastly, Orick District would like to pursue Orick District members being able to get an Elk Tag.
61 The next Orick District meeting will be held on April 3, 2021 @ 11:00am.

62

63 Councilmember Natt: Pass

64

65 Councilmember Ray: Pass

66

67 Councilmember Hodge: I have a couple quick items - I just wanted to let our membership know
68 about the Yurok Tribe Construction Corporation Office Manager and Bookkeeper position. The
69 job should be posted on the tribal website where our other jobs are posted. If you cannot find
70 it, get a hold of me or Vice Chair Myers. If you need assistance call the YOES number and I will
71 post it in the comment box.

72

73 Councilmember Williams: Pass

74

75 Councilmember McCovey: Pass

76

77 Councilmember Vanlandingham: Pass

78

79 Vice Chair Myers: Pass

80

81 Chairman James: I want to thank our staff and Council for the hard work we've been doing for
82 our members off and on the Reservation. We've been in the pandemic for a year now and we
83 are continuing to work hard for our membership to provide services for everyone.

84

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

86

87 **EXECUTIVE SESSION:**

88 OTA21-034, Earthjustice Retainer Agreement

89 OTA21-036, Resighini Settlement Offer/Berkey Williams

90 OTA21-037, Retro-approve filing in Pacific Gas & Elec. Bankruptcy

91 OTA21-039, Waiver in favor of Resource Law Group

92 OTA21-040, Intervene Dam Removal License

93 Potential property purchase (Vice Chairman)

94 Property Update (Ray)

95

96 **CONSENT ITEMS:**

97 FISH21-15, Redwood Creek Estuary Restoration Letter

98 Submitted By: Dave Hillemeier

99

100

101

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103

Motion made by Councilmember Natt/Councilmember Hodge to authorize retro-active approval of the attached letter to Humboldt County expressing support for the County to submit the Redwood Creek Estuary restoration project to the Army Corps of Engineers as a CAP 1135 “new start” program (see attached memo and letter for more information). Motion carries by consensus.

104

105

YHHS21-07, Youth Opioid Response No Cost Extension

106

Submitted By: Alita Redner

107

108

Motion made by Councilmember Natt/Councilmember Hodge to approve no cost extension to 8/31/2021 for project 8247 Youth Opioid Response. Motion carries by consensus.

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110

AGENDA ITEMS:

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Environmental

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Louisa McCovey presents

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YTEP21-003, Resighini Clean Water Act Application

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Submitted By: Louisa McCovey

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Motion made by Councilmember Natt/Councilmember Ray to approve and the Chairman to sign formal comments addressed to the USEPA regarding the Resighini Rancheria’s application for “treatment in a similar manner as a state” under section 518 of the Federal Clean Water Act for the purpose of administering the Water Quality Standards and Certification Program under Clean Water Act Section 303 and 401, approve with edits. Roll call; Vice Chair Myers-yes, Councilmember Hodge-yes, Councilmember Ray-yes, Councilmember Vanlandingham-yes, Councilmember Provolt-abs, Councilmember Natt-yes, Councilmember Williams-yes, Councilmember McCovey-np. Yes-6, No-0, Abs-1, Np-1. Motion carries.

124

125

YTEP21-004, Measure 15 Funding Agreement

126

Submitted by Louisa McCovey

127 **Motion made by Vice Chair Myers/Councilmember Ray to approve amendment #16 to the**
128 **funding agreement between the Yurok Tribe and PacifiCorp. Motion carries by consensus.**

129

130 Barry McCovey Jr. presents

131 FISH21-013, Budget modification Project #7054

132 Submitted By: Dave Hillemeier

133 **Motion made by Councilmember Provolt/Councilmember Ray to authorize the Fisheries**
134 **Department to modify project code #7054 as described in the attached memo and budget**
135 **modification spreadsheet (attached). Motion carries by consensus.**

136

137 FISH21-008, Lot Line adjustment

138 Submitted By: Dave Hillemeier

139 **Motion made by Vice Chair Myers/Councilmember Hodge to authorize necessary signature(s)**
140 **by the Chairman for the lot line adjustment for the Oregon Gulch property, along with**
141 **payment of 2021 taxes so this adjustment can occur (see attached memo, memo from**
142 **surveying company, previous action item, and deed for more information). Motion carries by**
143 **consensus.**

144

145 FISH21-014, Proposal for Merkley funding

146 Submitted By: Dave Hillemeier

147 **Motion made by Councilmember Ray/Councilmember Provolt to authorize submission of the**
148 **attached list of projects we would like funded by the U.S. Fish and Wildlife Services with**
149 **Merkley funding in FY2021 (See attached memo for more information). With edits to**
150 **purchase of boat(s). Motion carries by consensus.**

151

152 FISH21-016, Spring Fishery Season

153 Submitted By: Dave Hillemeier

154 **Motion made by Councilmember Ray/Councilmember Natt to adopt for signature by the**
155 **Chairman the attached draft in-season adjustment for the spring fishery (see attached memo,**
156 **matrix of input received, and draft in-season adjustment for more information). Roll call; Vice**
157 **Chair Myers-yes, Councilmember Hodge-no, Councilmember Ray-yes, Councilmember**
158 **Vanlandingham-yes, Councilmember Provolt-no, Councilmember Natt-yes, Councilmember**
159 **Williams-no, Councilmember McCovey-np. Yes-4, No-3, Abs-0, Np-1. Motion carries.**

160

161 **TRIBAL MEMBER COMMENT:**

162 Elizabeth Davis: I agree with the 1 day of month for drifting, because the sports fishermen don't
163 have to give anything up for conservation. I would like to the Tribe and Fisheries Department to
164 start hammering away on the State Fish and Game for the spring fishery. We've known the
165 decline of our spring fishery for years for our natural fish and our wild salmon. I know Chief
166 O'Rourke said yesterday that there will be more officers will be coming as the years go on, but
167 if the State of California is not going to be down there and enforcing their regulations, than we
168 should be doing it.

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169
170 Nicole Provolt: I want to echo what Elizabeth is saying in regard to the Tribe taking on the State
171 regarding fishing in the chute. This is going to be an issue for a long time. I think 1 day a month
172 is appropriate for drifting in the chute. And three days a week for fishing is also appropriate.
173

174 Ray Bacon: Purchase Dad's camp and not allow people to go thru there. It would be trespassing.
175

176 Jewel Frank: I agree with Elizabeth, we need to also have law enforcement up-river to monitor
177 the river. I am seeing more gun fire than ever. I would like to see law enforcement up here.
178

179 **BREAK: 11:28am -11:44am**
180

181 **AGENDA ITEMS:**

182 **Information Services**

183 Jessica Engle presents

184 IT21-004, MOU renewal and revision with Unavco

185 Submitted By: Jessica Engle

186 **Motion made by Councilmember Provolt/Vice Chairman Myers to approve MOU with Unavco**
187 **for use of our Requa 1 Tower site and secure communications hut. Chairman to sign**
188 **agreement. Motion carries by consensus.**

189
190 **Natural Resources**

191 Tim Hayden present for agenda item

192 NR21-009, Emergency Declaration for Blue Creek Bridge Repairs

193 Submitted By: Tim Hayden

194 **Motion made by Councilmember Hodge/Councilmember Williams to approve, and Chairman**
195 **to sign Tribal Resolution #21-26 to enact an Emergency Declarations to implement emergency**
196 **repairs to the Blue Creek Bridge as critical infrastructure of the Yurok Tribe.**

197
198 **Watershed**

199 Rich Nelson, Tim Hayden present for agenda items

200 WS21-002, Sovereign immunity waiver in favor of CAT financing

201 **Motion made by Councilmember Williams/Councilmember Ray to approve attached**
202 **Resolution 21-27 for sovereign immunity waiver in favor of CAT financing Corporation for**
203 **purchase for an excavator and authorize Chairperson to sign and Secretary to attest. Roll call;**
204 **Vice Chair Myers-yes, Councilmember Hodge-np, Councilmember Ray-yes, Councilmember**
205 **Vanlandingham-yes, Councilmember Provolt-yes, Councilmember Natt-yes, Councilmember**
206 **Williams-yes, Councilmember McCovey-np. Yes-6, No-0, Abs-0, Np-2. Motion carries.**

207 Note: CM McCovey is executed for a USDA consultation call.

208 Note: CM Hodge did not respond to roll call but was present on the call list.
209

210 WS21-001, Natural Resources Conservation Service

211 Submitted By: Richard Nelson

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212 **Motion made by Councilmember Williams/Councilmember Natt to approve the Chairman to**
213 **sign the attached practice approval and payment for Natural Resources Conservation Service**
214 **EQUIP 749104192NG and future invoices. Motion carries by consensus.**

215
216 **LUNCH:** 12:24pm -1:30pm
217

218 **TRIBAL MEMBER COMMENT:**

219 Lisa Sanderson: Hello everyone, can everybody hear me? My name is Lisa Sanderson, I am
220 Yurok tribal member, Weitchpec. This is my first time doing public comment thank you for this
221 platform to talk about this subject, I work for Health and Human Services and I am the Youth
222 Prevention Specialist, I work with youth experiencing opioid use disorder. I want to talk about
223 the increasingly popular Perc 30 and it is causing a lot of overdoses in our communities. The
224 Perc 30 is a knock off Percocet, it is a perc laced with fentanyl. In our efforts, we have been
225 doing Narcan training. Yesterday we spoke to Hoopa Tribal Police and they said they see more
226 Narcan used because the youth are using so frequently. That morning, they had to use it on a
227 13-year-old. Because it is called a Perc 30, it has less of a stigma than heroin. I just want to talk
228 about this you, so you know what's going on in our communities, because there are a lot of
229 people who don't even have this awareness yet. I think there needs to be an emergency notice,
230 because it looks like a pill and its called Perc 30. I think bringing awareness to parents about the
231 youth and their social media platforms. They are playing Russian roulette every time they take
232 these pills. I believe it's my responsibility. My request today, is to start talking to your youth, to
233 start spreading the word and pictures. We are currently awaiting approval for our logo on
234 flyers, posters, etc. Last time we did a NARCAN training, we gave away 34 kits and trained 24
235 people. Thank you.

236
237 **AGENDA ITEMS:**

238 **Office of Tribal Attorney**

239 OTA21-012, Tribal Council Ethics Review Ordinance
240 Submitted By: Geneva E.B. Thompson

241 **Motion to approve the draft Tribal Council Ethics Review Ordinance for public comment. Item**
242 **pulled.**

243
244 OTA21-031, Yurok Consultation Request
245 Submitted By: Tamara Honrado

246 **Motion made by Councilmember Hodge/Councilmember Provolt approve request for**
247 **Government-to-Government Consultation on Families First Prevention Plan regarding**
248 **regulations that impact tribal families and children. Motion carries by consensus.**

249
250 OTA21-033, CA Dept. Social Services Tribal Advisory Committee Nomination
251 Submitted By: Tamara Honrado

252 **Motion made by Councilmember Hodge/Councilmember Ray to nominate Councilmember**
253 **Lana McCovey to the California Department of Social Services Tribal Advisory committee and**

254 **Office of Tribal Attorney Associate General Counsel Tamara Honrado as alternate nominee.**
255 **Motion carries by consensus.**

256
257 OTA21-034, Earthjustice Retainer Agreement
258 Submitted By: Geneva E.B. Thompson

259 **Motion made by Vice Chair Myers/Councilmember Hodge to authorize Chairperson to sign**
260 **the Earthjustice Retainer Agreement for the legal representation of the Yurok Tribe in the**
261 **Klamath Irrigation District V. Oregon Water Resources Department appeal, subject to Office**
262 **of the Tribal Attorney edits. Motion carries by consensus.**

263
264 OTA21-035, Alaska Community Action on Toxins v. the US EPA
265 Submitted By: Geneva E.B. Thompson

266 **Motion made by Councilmember Ray/Councilmember McCovey to authorize the Yurok Tribe**
267 **to join the Alaska Community Action on Toxins vs. The U.S. Environmental Protection Agency**
268 **case to represent fisheries, Yurok, and tribal interests in a petition for review of the United**
269 **States Environmental Protection Agency’s Final Rule, Decabromodiaphenyl ether (DecaBDE),**
270 **Regulation of persistent, Bio accumulative, and Toxic Chemicals. Motion carries by consensus.**

271
272 **Office of Self-Governance**
273 OSG21-001, Interdepartmental Planning-CA Parks Name Change
274 Submitted By: Amanda Ammon

275 **Authorize the OSG to represent and coordinate between CA Parks Name Change Committee**
276 **and THPO to identify discriminatory named places within the CA Parks. Committee’s goal is to**
277 **submit a single request letter to CA Parks Commission with all discriminatory names.**
278 **Chairman pulled this agenda item and referred it back to staff.**

279
280 **Planning**
281 Sophia Lay presents
282 P21-013, Tri-Party Agreement for the Yurok Bridge to Health Project
283 Submitted By: Don Daines

284 **Motion made by Councilmember Ray/Councilmember McCovey to approve and authorize the**
285 **Chairperson to sign the Intergovernmental Fund Transfer agreement with the Bureau of**
286 **Indian Affairs and Caltrans to release funding for the Yurok Tribe Bridge to Health Planning**
287 **Project. Motion carries by consensus.**

288
289 Darian Ferris presents
290 P21-019, CTAS application
291 Submitted By: Darian Ferris

292 **Motion made by Councilmember Provolt/Councilmember McCovey to approve Resolution 21-**
293 **011 and to approve the submission of a CTAS grant application for the Purpose Areas 1, 2,3, 4**
294 **and 6 and to authorize the Chairperson to sign all FY 2021 CTSA related grant documents.**
295 **Motion carries by consensus.**

296
297 Michael Gerace presents
298 P21-055, Tulley Creek Fire & Fitness Expansion
299 Submitted By: Michael Gerace (1826)

Motion made by Councilmember Vanlandingham/Vice Chairman Myers to approve the sole source contract and authorize the Chairperson to sign all documents necessary to execute a contract with Pacific Builders to provide general construction services for the expansion of the Tulley Creek Fire and Fitness Center, including Resolution No. 20-138 granting a Limited Waiver of Sovereign Immunity in favor of Pacific Builders. Roll call; Vice Chair Myers-yes, Councilmember Hodge-yes, Councilmember Ray-yes, Councilmember Vanlandingham-yes, Councilmember Provolt-yes, Councilmember Natt-yes, Councilmember Williams-yes, Councilmember McCovey-yes. Yes-8, No-0, Abs-0, Np-0. Motion carries.

308
309 **Tribal Court**

310 TC21-004, National Indian Health Board Grant
311 Submitted By: Mykia Washington/ Jessica Cedillo

Motion made by Councilmember Ray/Vice Chair Myers to retroactively approve and sign the National Indian Health Board grant application and the Memorandum of Agreement with NIHB for \$10,000 in awarded grant for Strong Systems, Stronger Communities (SSSC) program from CDC to meet national public health accreditation standards and other projects. Motion carries by consensus.

317
318 **Wildlife**

319 Tiana Williams-Claussen presents
320 WILD21-004, Western Rivers Project 6050
321 Submitted By: Tiana Williams-Claussen

Motion made by Councilmember Ray/Councilmember Provolt to approve an extension to funding received through Western Rivers Conservancy, Project #6050, through December 31, 2021; and all necessary Chairman signatures. Motion carries by consensus.

325
326 WILD21-005, Extension of Dominant Vegetation Contract
327 Submitted by Tiana Williams-Claussen

Motion made by Vice Chairman Myers/Councilmember Hodge to approve extension of an existing contract with Planwest Partners LLC and JB Lovelace and Associates to develop a Dominant Vegetation Model, to September 30, 2021 and all necessary Chairman signature. Motion carries by consensus.

332
333 **Public Utilities**

334 Mike Searcy presents
335 YPUD21-001, Public Utilities Member Appointment
336 Submitted By: Mike Searcy

337 **Motion made by Councilmember Vanlandingham/Vice Chairman Myers to approve**
338 **Chairman’s appointment of Michael Tyler to the Public Water Systems with advice and**
339 **consent of the Tribal Council. Motion carries by consensus.**

340
341 **YANCH**

342 Sara Barbour presents
343 YANCH21-06, Appointment of new Alliance Board Member
344 Submitted By: Sara Barbour

345 **Motion made by Councilmember Vanlandingham/Councilmember Provolt to approve**
346 **Chairman’s appointment of Cassandra Chavez to Alliance CDFI Board, Ron Reed to the**
347 **Natural Resources Committee with advice and consent of the Tribal Council. Motion carries**
348 **by consensus.**

349
350 **Yurok Indian Housing Authority**

351 Nicole Sager presents
352 YIHA21-009, Monthly Report
353 Submitted By: Nicole Sager

354 **Motion made by Councilmember Hodge/Councilmember Ray to approve the Yurok Indian**
355 **Housing Authority monthly report as submitted by Executive Director, Nicole Sager. Motion**
356 **carries by consensus.**

357
358 YIHA21-010, Title VI Loan Approval
359 Submitted By: Nicole Sager

360 **Motion made by Vice Chair Myers/Councilmember Williams to approve the acceptance of the**
361 **Title VI Loan for the construction of the Arcata Homes #3 and corresponding Resolution 21-24**
362 **granting US Housing and Urban Development a limited wavier of sovereign immunity related**
363 **to this transaction, and for the Chairman to sign related documents and the Secretary to**
364 **attest. Roll call; Vice Chair Myers-yes, Councilmember Hodge-yes, Councilmember Ray-yes,**
365 **Councilmember Vanlandingham-yes, Councilmember Provolt-yes, Councilmember Natt-yes,**
366 **Councilmember Williams-yes, Councilmember McCovey-yes. Yes-8, No-0, Abs-0, Np-0. Motion**
367 **carries.**

368
369 **Motion made by Councilmember Ray/Councilmember Provolt to suspend the rules and add**
370 **EDU21-007, EDU21-008, and EDU21-009. Motion carries by consensus.**

371
372 EDU21-007, State Bill AB-516
373 Submitted by Jim McQuillen

374 **Motion made by Councilmember Provolt/Councilmember Williams to give support to the**
375 **developing State Bill AB-516 and approve the Chairman to sign a support letter for this state**
376 **bill that would excuse absences for cultural ceremonies and events for grades K-12 when the**
377 **students are participating in a cultural ceremony or cultural event-Ed Code 48205. Motion**
378 **carries by consensus.**

379
380 EDU21-008, Accurate History Curriculum in CA schools
381 Submitted by Jim McQuillen

Motion made by Councilmember Ray/Councilmember Provolt to approve the proposed state bill by Assemblyman Ramos to add additional accurate history on Tribes to the California school curriculum and authorize the Chairman to sign a letter of support for the state bill. Motion carries by consensus.

386
387 EDU21-009, Promise Neighborhood Grant
388 Submitted by Jim McQuillen

Motion made by Councilmember Ray/Councilmember Provolt to approve proceeding with the True North Organization on a Promise Neighborhood grant application with the Education Department assisting with the data, MOU's and in-kind match and bring back the application for approval before its due in April. Motion carries by consensus.

393
394 **BREAK: 3:18pm-3:40pm**

395
396 **Council**
397 CA21-041, February 23-25, 2021 Meeting Minutes
398 Submitted By: Council Operations, Georgiana Gensaw

Motion made by Councilmember Provolt/Councilmember McCovey to approve February 23-25, 2021 Council Meeting minutes with edits and corrections. Motion carries by consensus.

401
402 Manuel Sanchez presents
403 CA21-042, Klamath Glen Basketball Court (TERO)
404 Submitted By: Council Member Ray

Directive to TERO Department to get cost estimates to complete the Klamath Glen Basketball Court and fencing, lines for the basketball court, etc.

407
408 CA21-043, Fee Ordinance Development
409 Submitted By: Lana M McCovey

To have OTA develop a fee Ordinance for review in September 2021. Item pulled.

411
412 CA21-045, United Indian Health Services Board Travel
413 Submitted By: Lana McCovey/Phillip Williams

allow Councilmembers McCovey and Williams to attend travel with UIHS Board 5/11 to 5/21 to El Cajon, CA. Travel will be paid by UIHS. Item pulled.

416
417 CA21-046, Donation to the Native American Studies Food
418 Submitted By: Sherri Provolt, Council Member

Motion made by Councilmember McCovey/Councilmember Williams to approve a community donation to Humboldt State University Native American Studies Food Sovereignty Lab in the

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421 amount of \$250 from Community Donations, \$250 from Chairman's Youth fund, \$100 Requa
422 District Youth fund, \$100 South District Youth fund, \$100 East District Youth fund, \$100 Orick
423 District Youth Fund and \$100 North District Youth fund. (Totals \$1,000.00) Motion carries by
424 consensus.

425
426 CA21-047, Natural Resources Protection-Media Campaign
427 Submitted By: Councilmember Williams

428 **Directive to Public Relations Manager, Matt Mais regarding natural resources protecting**
429 **media campaign.**

430
431 CA21-048, YEDC Board Appointment
432 Submitted By: Chairman James

433 **Motion made by Councilmember Vanlandingham/Councilmember Williams Chairman to**
434 **appoint Councilmember Lori Hodge and Edward Aubrey to Yurok Economic Development**
435 **corporation (YEDC) Board. Roll Call: Vice Chair Myers-yes, Councilmember Provolt-yes,**
436 **Councilmember Hodge-no, Councilmember Ray-yes, Councilmember Vanlandingham-yes,**
437 **Councilmember Natt-no, Councilmember Williams-yes, Councilmember McCovey-no; Yes-5,**
438 **No-3, Abs-0, Np-0. Motion carries.**

439
440 **EXECUTIVE SESSION:** 4:22pm-5:26pm
441 OTA21-034, Earthjustice Retainer Agreement
442 OTA21-036, Resighini Settlement Offer
443 OTA21-037, Retro-approve filing in Pacific Gas & Elec. Bankruptcy
444 OTA21-039, Waiver in favor of Resource Law Group
445 OTA21-040, Intervene Dam Removal License
446 Potential property purchase (Vice Chair Myers)
447 Property Update (Councilmember Ray)

448
449 Items out of Executive Session:

450
451 OTA21-034, Earthjustice Retainer Agreement

452 **Motion made by Vice Chair Myers/Councilmember Hodge to authorize Chairperson to sign**
453 **the Earthjustice Retainer Agreement for the legal representation of the Yurok Tribe in the**
454 **Klamath Irrigation District v Oregon Water Resources Department appeal, subject to Office of**
455 **Tribal Attorney edits. Motion carries by consensus.**

456
457 OTA21-036, Resighini Settlement Offer/Berkey Williams
458 Submitted By: Dawn Sturdevant Baum

459 **Review and possible action on settlement offer from Resighini Rancheria with outside**
460 **counsel from Berkey Williams and Amy Cordalis. Item tabled.**

461
462

463 OTA21-037, Retro-approve filing in Pacific Gas & Elec. Bankruptcy
464 Submitted By: Dawn Sturdevant Baum

Motion made by Councilmember Hodge/Councilmember Provolt to retroactively approve filling motion to reconsider in the Pacific Gas & Electric bankruptcy case. Motion carries by consensus.

468
469 OTA21-040- Motion to Intervene Dam License Transfer
470 Submitted by: Dawn Sturdevant Baum

Motion by Councilmember Williams/ Vice Chair Myers to intervene in the Federal Energy Regulatory Commission proceeding regarding the transfer of the Lower Klamath Project license from PacifiCorp to the Klamath River Renewal Corporation, California, and Oregon as co-licensees, subject to Office of the Tribal Attorney edits. Motion carries by consensus.

475
476 OTA21-039, Waiver in favor of Resource Law Group
477 Submitted by: Dawn Sturdevant Baum

To approve a waiver of potential conflict of interest in favor of the Resource Law Group and approve assignment of Amy Cordalis contact to Resource Law Group, subject to any file edits on the assignment from Resource Law Group which OTA will inform Council of, if any. Item tabled by Chairman James.

482
483 **Note: Chairman leaves the meeting due to a conflict of interest for CA21-051**

484
485 CA21-051, Tribal Member donation due a house fire
486 Submitted by Vice Chairman Myers

Motion made by Councilmember Williams/Councilmember Hodge to approve a donation to Tribal Member #562-4769 due to a house fire; \$250 Vice Chair's travel line item, \$250 East District travel line item, \$250 Pecwan District travel line item, \$250 Requa District travel line item, \$250 South District travel line item, \$250 North District travel line item, \$250 Weitchpec District travel line item, and \$250 Orick district travel line item. Total \$2,000.00 Motion carries by consensus.

493
494 **TRIBAL MEMBER COMMENT:** None provided.

495
496 **CLOSING PRAYER:** Provided by Councilmember Williams.

497
498 **ADJOURN:** 5:44pm

499
500 **MEETING MINUTES APPROVED ON:**

March 25, 2021

501
502 

03/29/21

503
504 **Sherri K. Provolt, Secretary**

Date

March 11, 2021 Council Action meeting