

1 **YUOK TRIBAL COUNCIL**  
2 **PLANNING/ACTION MEETING**  
3 **Wednesday, October 25, 2023**  
4 **East District Office, Willow Creek**  
5 <https://zoom.us/j/92549693537>

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7 **ROLL CALL:** 10:00am

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9 **PRESENT:** Joe James, Chairman; Frankie Myers, Vice Chairman; Sherri Provolt, Orick  
10 District; Mindy Natt, Pecwan District (10:09); Ryan Ray, Requa District;  
11 Wes Crawford, East District; Phillip Williams, North District; Toby  
12 Vanlandingham, Weitchpec District; Lana McCovey, South District.

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14 **ABSENT:** None.

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16 **STAFF:** Don Barnes, Executive Director; Taralyn Ipiña, Chief Operations Officer;  
17 Maggie Mais, Office of Tribal Attorney; Georgiana Gensaw, Council  
18 Operations Coordinator (recorder).

19  
20 **QUORUM:** 9 present, 0 absent, quorum present.

21  
22 **OPENING PRAYER:** Provided by Councilmember Williams.

23  
24 **REVIEW AGENDA/ADDITIONS/APPROVAL:**

25 **Motion made by Vice Chairman Myers/Councilmember Vanlandingham to accept the agenda**  
26 **with the following additions: CA23-272, CA23-273, CA23-274, CA23-275, CA23-276, CA23-231,**  
27 **CA23-278, CA23-279. Motion carries by consensus.**

28  
29 **REVIEW CALENDAR/ADDITIONS:**

30 **Natural Resources**

31 NR23-007, Marine Department Planning Session  
32 Submitted by Tim Hayden

33 **Request to schedule a Council Planning Session to update the Council on the status of the**  
34 **Marine Department and discuss strategic planning to engage partners in marine**  
35 **management. Request 1 Hour Council Planning Session. Meeting set for November 29<sup>th</sup> for**  
36 **one-hour.**

37  
38 **Council**

39 CA23-268, Indigenous Habitat Institute  
40 Submitted by Taralyn Ipiña

41 **Request a meeting with the Indigenous Habitat Institute to discuss Hempcrete Housing**  
42 **Opportunities. The meeting is set for November 29, 2023.**

43  
44 **INTRODUCTION OF NEW EMPLOYEES:** The new IT Director was introduced to Council.  
45

46 **COUNCIL CHECK IN:**

47

48 **Councilmember Williams** – Pass

49 **Councilmember Crawford** – Congratulations to all the re-elected Councilmembers. I have been  
50 reflecting on my first year of being on Council and know there are a lot of good things being  
51 done for members. We have some tough decisions to make, like offshore wind energy. I want  
52 to be sure Council does things the right way and are good to people.

53 **Councilmember Natt** – Pass

54 **Councilmember McCovey** – Pass

55 **Councilmember Ray** – Pass

56 **Councilmember Vanlandingham** – Pass

57 **Councilmember Provolt** – I would like to take this opportunity to remind the tribal membership  
58 of some upcoming public hearings and hope folks can attend. Your input is important as we  
59 develop these laws. Thank you.

60 **Vice Chairman Myers** – Pass

61 **Chairman James** – We are working on dates to deliver firewood for elders. I have also been  
62 reflecting on the year. I want to remind us all to take care your health, and your family.

63 **TRIBAL MEMBER COMMENT:**

64 Nicole Provolt: I missed the swearing in yesterday, thank you to the newly installed  
65 Councilmembers. Thank you Councilmember Vanlandingham for sharing information for the  
66 Corporation Meeting. I know the Tribe does put out that information, but with the algorithm it  
67 does not always show up in my pages. So, if you could share it that's good.

68

69 **EXECUTIVE SESSION:**

70 CA23-282, Self-Help Program-Executive Session

71 CA23-277, HR Findings (Provolt)

72 OTA23-061

73 Fish23-088

74 Personnel (Chair)

75 Personnel (Crawford)

76 Legal (Vice)

77

78 **CONSENT ITEMS:**

79 **Planning & Community Development Division**

80 *Planning Department*

81 P23-061, CalEPA Water Supply Systems Grant Application

82 Submitted by Kori Ellien

83 **Motion made by Councilmember Ray/Vice Chairman Myers to retroactively approve the**  
84 **submittal of a grant application to the California Environmental Protection Agency for salary**  
85 **support in the amount of \$296,435 to hire water operators. Motion carries by consensus.**

86  
87 **AGENDA ITEMS:**  
88 **Health & Human Services Division**

89 *Education Department*  
90 EDU23-041, UC Davis Native Advisory Committee  
91 Submitted by Jim McQuillen

92 **Motion made by Councilmember Natt/Councilmember Williams to review & approve Jim**  
93 **McQuillen to serve on the University Native Advisory Committee. Motion carries by**  
94 **consensus.**

95 **TRIBAL MEMBER COMMENT:**  
96 Lori Hodge: I know this is very important and having our remains returned. I agree we need to  
97 be at the table.

98  
99 *Client Services*  
100 YHHS23-050, LIHEAP FY23 Additional Funding  
101 Submitted by Springwind Marshall

102 **Motion made by Councilmember Natt/Vice Chairman Myers to approve the acceptance of the**  
103 **additional \$250.00 for the Low-Income Home Energy Assistance Program (LIHEAP) Fiscal Year**  
104 **'23 Funds, Project Code #8301, from the Administration of Children & Families, and approve**  
105 **updated budget modification. Motion carries by consensus.**

106  
107 *Tribal Court*  
108 TC23-023, Resolution #23-113  
109 Submitted by Angi Cavaliere

110 **Motion made by Councilmember Vanlandingham/Councilmember Williams to approve**  
111 **Resolution #23-113 Acceptance of the Board of State & Community Corrections Missing &**  
112 **Murdered Indigenous People Grant & authorize Chairman to sign & Secretary to attest.**  
113 **Motion carries by consensus.**

114  
115 **Emergency Services Division**  
116 *Fire Department*  
117 FIRE23-011, Alder Camp Agreement  
118 Submitted by Kim Mamaradlo

119 **Motion to approve Alder Camp “CONSERVATION CAMP PROGRAM – LETTER OF**  
120 **UNDERSTANDING” to assist Yurok Fire with fuels-reduction projects and Elder Firewood**  
121 **processing and waive the 1% TERO Fee. Motion carries by consensus.**

122  
123 **Natural Resources Division**  
124 *Fisheries Department*  
125 FISH23-087, Master Services Agreement with CalTrout  
126 Submitted by Barry McCovey, Jr.

127 **Motion made by Councilmember Vanlandingham/Councilmember Williams to enter into the**  
128 **attached Master Services Agreement with California Trout to fund CalTrout’s efforts on our**  
129 **collaborative Farmers Ditch Scott River Restoration Project and for the Chairman to sign.**  
130 **Motion carries by consensus.**

131  
132 **Yurok Indian Housing Authority**  
133 YIHA23-023, Monthly Reports  
134 Submitted by Nicole Sager

135 **Motion made by Councilmember Natt/Vice Chairman Myers to request approval of the YIHA**  
136 **monthly for October as submitted by Nicole Sager, Executive Director of YIHA. Motion carries**  
137 **by consensus.**

138 **TRIBAL MEMBER COMMENT:**  
139 Elizabeth Davis: How is information disseminated to the Tribal membership? I know you said  
140 that someone came to you and mentioned this couple who was trying to do a business. It  
141 seems that it’s a small circle of people. How was the Steelhead purchased? If a grant does allow  
142 alcohol to be sold? Do you do any community input? Do you do community surveys? One more  
143 comment, the rental at the elder village, when an individual was allowed to move in. He was a  
144 first-time renter, and he was told he would be offered first time renter/ownership class.

145  
146 **CA23-279, Housing Project at Bluff Creek**  
147 Submitted by Vice Chairman Myers

148 **Discussion with YEDC and YIHA regarding the potential of a housing project at Bluff Creek**  
149 **Resort. Discussion only.**

150 Lori Hodge: I have always been interested in this spot (Bluff Creek), the best thing we need to  
151 do is to clean it up. It would look nice. So much is going on, I think tiny homes to go on at  
152 Steelhead Lodge would be a better fit with that RV park.

153  
154 Mary McQuillen: I am looking at the State of California’s grant page and I don’t see where it  
155 says that you can have a restaurant or sell alcohol. I would hate to see alcohol served at this site  
156 where housing will be built.

157  
158 Elizabeth Davis: I think Council members should take it to their district meetings and gather  
159 input from their constituents.

160  
161 Amanda Ammon: Tiny homes at Bluff Creek. Why put veterans out there where there are no  
162 services, where it’s hard to find a job or to get to the VA Clinic in Eureka. It would be better to  
163 develop housing where it’s easy for them to get services.

164  
165 Cristal McKinnon: Clean up Bluff Creek, it’s an eye sore, no curb appeal, broken down cars, and  
166 the camp host is not the most professional person. I have been waiting for a community  
167 donation and have not heard if this can be provided. I am concerned that Social Services  
168 breach my confidential personnel information, one employee talking about me to another  
169 person in the office.

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171 **BREAK: 11:34am-11:46am**

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**Administration Division**

*Human Resources Department*

HR23-018, Job Description Revision-Public Water Systems

Submitted by Daraxa Mattice

**Motion made by Vice Chairman Myers/Councilmember Vanlandingham to approve revisions to the Chief Water Operations position and to approve the Water Operator II position. Motion carries by consensus.**

**TRIBAL MEMBER COMMENT:**

Mary McQuillen: How are you going to pay this difference between a 5 and 6?

HR23-019, Job Description Revision-GIT Technician

Submitted by Daraxa Mattice

**Motion made by Councilmember Vanlandingham/Vice Chairman Myers to approve revisions to the G.I.T Technician job description for the Information Technology Department. Motion carries by consensus.**

HR23-020, Job Description Revision-General Counsel

Submitted by Daraxa Mattice

**Motion made by Vice Chairman Myers/Councilmember Vanlandingham to approve revisions to the Office of Tribal Attorney's General Counsel job description. Motion carries by consensus.**

CA23-280, Job Description for Executive Director of Wellness Center

Submitted by Councilmember Provolt

**Motion made by Councilmember Williams/Councilmember Vanlandingham to have staff develop a new job description for an Executive Director for the new Wellness Village. Motion carries by consensus.**

**LUNCH:** 12:21pm-1:20pm

**TRIBAL MEMBER COMMENT:** None provided.

**AGENDA ITEMS**

**Office of Tribal Attorney**

OTA23-062, Tribal Partnership Program

Submitted by Melodie Meyer

**Motion made by Councilmember Vanlandingham/Councilmember Williams to authorize Chairman to sign the Yurok Tribe's letter to the United States Army Corp of Engineers regarding the Tribe's position on the Tribal Partnership Program & the Blue Creek Project, with edits. Motion carries by consensus.**

OTA23-063, Data Sovereignty

Submitted by Annie Perry

216 **Motion made by Vice Chairman Myers/Councilmember Williams to approve Stanford Law**  
217 **graduate Bailey Ulbricht's request for Tribal Council permission to publish her article on**  
218 **Indigenous Data Sovereignty in a law journal. Item tabled.**

219  
220 **Public Relations**

221 PR23-003, Dam Removal Update from KRRC  
222 Submitted by Matt Mais

223 **The Klamath River Renewal Corporation would like to provide the Yurok Tribal Council an in-**  
224 **person update on the progress of the Klamath Dam removal project. Discussion only, no**  
225 **action.**

226 **TRIBAL MEMBER COMMENT:**

227 Lottie Ammon: Sediment, not only that but the fires and the runoff from the fires. And I know  
228 when we had fires and then the big rain that came, there was about 2 inches of sediment on  
229 the rocks. What is the projection of sediment down near the mouth? Remember when we had  
230 all those fisher people down there trying to open the mouth of the river. What are we going to  
231 do with the mouth clogs up?

232  
233 **Council**

234 CA23-271, Self-Governance Conference Travel  
235 Submitted by Councilmember McCovey

236 **Motion by Councilmember McCovey/Councilmember Vanlandingham to approve travel to**  
237 **the 2024 Self Governance Conference in Chandler AZ, April 15-18, 2024, for interested Council**  
238 **Members. Motion carries by consensus.**

239  
240 CA23-283, ICDBG Grant Application 2024  
241 Submitted by Councilmember Natt

242 **Directive to staff to begin the process of selecting a project(s) for the next ICDBG Grant**  
243 **Application. Request to focus on the Pecwan area.**

244  
245 CA23-284, September 26-28, 2023, Council Meeting Minutes  
246 Submitted by Secretary Provolt

247 **Motion by Councilmember Williams/Vice Chairman Myers to approve Council Meeting**  
248 **Minutes of September 26 (Finance), September 27, (Planning), & September 28, (Action).**  
249 **Minutes distributed in a separate packet. Motion carries by consensus.**

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251 **Motion made by Williams/Vanlandingham to suspend the rules and add to Executive Session:**  
252 **FISH23-88, FISH23-89, FISH23-90, OTA23-61 and YTEL23-04. Motion carries by consensus.**

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254 **BREAK: 2:45pm-2:55pm**

255 **EXECUTIVE SESSION: 2:55pm -5:56pm**

256 CA23-282, Self-Help Program  
257 CA23-277, Status Update for CA23-231  
258 OTA23-061, Business Licensing and Construction  
259 FISH23-088, Fisheries Dam Removal Update

260 FISH23-89, LiDAR Project  
261 FISH23-90, Agreement with Chico State  
262 YTEL, Telecom Reservation Projects  
263 Personnel (Crawford)  
264 Personnel (Chair)

265  
266 Action out of Executive Session:  
267

268 CA23-282, Self-Help Program  
269 Submitted by Councilmember Natt

**Motion for Discussion/Action to discuss moving Self Help Program from YIHA back to the Planning Department. Discussion only.**

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273 CA23-277, Status Update for CA23-231  
274 Submitted by Councilmember Provolt  
275 Request update from OTA and Executive staff regarding attached Council Action Item Ca23-231  
276 previously discussed in Executive Session.

**Discussion and update provided to Council. Directive to staff to develop a policy re: Outside Employment and Activities for the Personnel Policies as discussed in Executive Session.**

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280 OTA23-061, Private Business Licensing and Construction  
281 Submitted by Christine Williams

**Motion to have a work session in Executive Session on private business licensing and construction regulations on reservation. Discussion only.**

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285 FISH23-088, Fisheries Dam Removal Update  
286 Submitted by Barry McCovey, Jr.

**Motion by Councilmember Williams/Councilmember Vanlandingham to approve Fisheries Department to proceed strategically with Dam Removal Projects as outlined in the 2023-24 forecasting document as presented to Council. Motion carries by consensus. Note: Council advised staff to continue to work with funders to invoice with a 30-to-45-day turnaround.**

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292 FISH23-089, Fisheries Upper Basin LIDAR project  
293 Submitted by Barry McCovey, Jr.

**Motion by Councilmember Williams/ Vice Chairman Myers to authorize the Fisheries Department and Condor Aviation to conduct a LiDAR data collection project in the upper Klamath Basin to be funded by the US Fish and Wildlife Services Bipartisan Infrastructure Funding. Full indirect allowable, no match requirement, funds transferred through BIA annual funding agreement. Motion carries by consensus.**

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300 FISH23-090, Fisheries Agreement with Chico State Enterprises  
301 Submitted by Barry McCovey, Jr.

**Motion made by Vice Chairman Myers/Councilmember Vanlandingham to authorize Fisheries Department to enter into an agreement with Chico State Enterprises for Sacramento River**

304 Restoration projects and to approve Resolution #23-122 granting a Limited Waiver of  
305 Sovereign Immunity in favor of Chico State Enterprises. Roll call: Vice Chairman Myers-yes,  
306 Councilmember Crawford-yes, Councilmember Ray-yes, Councilmember Vanlandingham-yes,  
307 Councilmember Provolt-yes, Councilmember Natt-yes, Councilmember Williams-yes,  
308 Councilmember McCovey-np. Yes-7, No-0, abstain-0, Not Present-1. Motion carries.

309  
310 YTEL23-04, Telecom Reservation Projects  
311 Submitted by Kori Cordero

312 **Motion made by Councilmember Vanlandingham/Councilmember Williams to 1) accept**  
313 **waiver re: Conflict of Interest; 2) approve conditional authorization letter and authorize**  
314 **Chairman to sign; and 3) authorize Chairman to sign subsequent corresponding agreement**  
315 **with OTA edits. Motion carries by consensus.**

316  
317 **Motion made by Councilmember Ray/Councilmember Provolt to suspend the rules and add**  
318 **CA23-285, Community Donation (McKinnon/O'Rourke). Motion carries by consensus.**

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320 CA23-285, Community Donation  
321 Submitted by Chairman James

322 **Motion made by Councilmember Ray/Councilmember Provolt to approve a community**  
323 **donation in the amount of \$50 for each Tribal Member in the attached applications. Also, to**  
324 **include Vice Chairman Community Line Item \$75 for each Tribal Member \$150 total,**  
325 **Weitchpec District Community Line Item \$75 for each Tribal Member \$150 total, East District**  
326 **Community Line Item \$150 each Tribal Member \$300 total, Requa District Travel Line Item**  
327 **\$250 for each Tribal Member \$500 total, Pecwan District Travel Line Item \$100 for each Tribal**  
328 **Member \$200 total, and Chairman's Community Line Item \$100 for each Tribal Member \$200**  
329 **total. A grand total of \$800 for each Tribal Member (McKinnon, O'Rourke). Motion carries by**  
330 **consensus.**

331  
332 **The following items tabled:**  
333 CA23-272, Appointment of Tribal Council Secretary  
334 Submitted by Taralyn Ipina, COO

335 ~~**Motion made by pursuant to constitutional authority of the Chairperson, Chairman James**~~  
336 ~~**appoints \_\_\_\_\_ as Yurok Tribal Council Secretary with the advice and consent of the**~~  
337 ~~**Tribal Council. Item tabled.**~~

338  
339 CA23-273, District Committee & Board Members  
340 Submitted Taralyn Ipina, COO

341 ~~**Motion made by pursuant to constitutional authority of the Chairperson, Chairman James**~~  
342 ~~**appoints Requa, Weitchpec, and North District Committee and Board Members with the**~~  
343 ~~**advice and consent of the Tribal Council. Item tabled.**~~

344  
345 CA23-274, Liaison & Delegate list for 2024  
346 Submitted by Taralyn Ipina, COO

347 ~~**Motion made by \_\_\_\_\_ to approve the Council Delegate and Liaison List for 2024. Item tabled.**~~



348  
349 CA23-275, Vice Chairman Travel November 2023  
350 Submitted by Vice Chairman Myers

~~Motion made by to approve travel for Vice Chairman Myers to attend California Tribal Business Alliance Retreat in Santa Barbara, CA on November 16-18, 2023. Item pulled.~~

353  
354 CA23-276, YEDC Board Appointment  
355 Submitted by Councilmember Provolt

~~Motion made by pursuant to constitutional authority of the Chairperson, Chairman James appoints Councilmember ( ) to the YEDC Board of Directors with the advice and consent of the Yurok Tribal Council. Item tabled.~~

359  
360 CA23-278, YEDC Board Appointment-Chairperson  
361 Submitted by Councilmember Provolt

~~Motion made by pursuant to constitutional authority of the Chairperson, Chairman James appoints Councilmember ( ) as the Chairperson of the YEDC Board of Directors with the advice and consent of the Yurok Tribal Council. Item tabled.~~

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366 **PLANNING & COMMUNITY DEVELOPMENT UPDATE:** None provided.

367  
368 **LITIGATION UPDATE:** Executive Session.

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370 **TRIBAL MEMBER COMMENT:**

371 Jackie Winter: If someone owes money to a tribal entity does the Tribe garnish their wages?  
372 This person owes \$5,000 for rent, her mother paid the \$5,000. Housing went to Court and got  
373 the settlement of \$14,000. It is the Tribal Council policy to garnish wages to in charge of one of  
374 my main businesses?

375  
376 Anita Bussell: There is a huge thing going on about the Tribes not unified? When I hear that one  
377 Councilmember is making snide about other Tribes. When someone from out of the area comes  
378 in the area and we fawn all over them. They want to come here with those big wind mines. Our  
379 relatives on the east coast have said those wind turbines have done terrible things to their  
380 ocean. If we stand together. Those giant windmills. We need to look to the future. We have  
381 enough of the boat people to go and take our seaweed. Our Klamath used to be a legend like  
382 the Columbia that goes way into the ocean. I came down here late, because I was visiting the  
383 flagger to find out about the optic line coming through here. I lived through the Jesse Short, I  
384 have stood up to Hupa people who make remarks about Yuroks. We need to be unified.

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386 Note: Councilmember McCovey left Council meeting at 5:59pm.

387  
388 **CLOSING PRAYER:** Provided by Councilmember Ray.

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390 **ADJOURN:** 6:23pm

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392 **MEETING MINUTES APPROVED ON:** **November 28, 2023**

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**Sherri K. Provolt, Secretary**

11/30/23

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**Date**