

**YUOK TRIBAL COUNCIL
ACTION MEETING
THURSDAY, JUNE 8th, 2023**
<https://us06web.zoom.us/j/92549693537>

ROLL CALL: 10:04am

PRESENT: Joe James, Chairman; Frankie Myers, Vice Chairman; Ryan Ray, Requa District; Phillip Williams, North District; Toby Vanlandingham, Weitchpec District.

ABSENT: Sherri Provolt, Orick District (ceremony); Mindy Natt, Pecwan District (running late); Lana McCovey, South District (medical leave); Wes Crawford, East District

QUORUM: 5 present, 4 absent, no quorum present

ROLL CALL: 10:16am

PRESENT: Joe James, Chairman; Frankie Myers, Vice Chairman; Mindy Natt, Pecwan District (10:53am); Ryan Ray, Requa District; Wes Crawford, East District; Phillip Williams, North District; Toby Vanlandingham, Weitchpec District.

ABSENT: Sherri Provolt, Orick District (ceremony); Lana McCovey, South District (medical leave)

STAFF: Don Barnes, Executive Director; Taralyn Ipiña, Chief Operations Officer; Maggie Poffenbarger, Office of Tribal Attorney; Michael Maranger, Chief Financial Officer; Georgiana Gensaw, Council Operations Coordinator (recorder).

QUORUM: 7 present, 2 absent, quorum present

OPENING PRAYER: Provided by Councilmember Williams

REVIEW AGENDA/ADDITIONS/APPROVAL:

Motion made by Councilmember Ray/Councilmember Williams to accept the agenda with additions OTA23-041 Food Sovereignty Grant, CA23-179 Head Start Donation, WS23-005 Power Screen Rental, and TC23-019 CAL OES Grant. Motion carries by consensus.

REVIEW CALENDAR/ADDITIONS

July 3, Potential Admin Day
July 14, Requa District Meeting 5:30pm

44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63
64
65
66
67
68
69
70
71
72
73
74
75
76
77
78
79
80
81
82
83
84
85
86

COUNCIL CHECK IN

Councilmember Provolt: Not present.

Councilmember Natt: Not present.

Councilmember Ray:

- Several tribal members called TERO to get assistance for dam removal jobs
- For union jobs, do we help with dues?
- Can we get a list of assistance we do offer?

Councilmember Crawford:

- Day labor work force did assessments for elders who need yard work about 3 weeks ago. They need to hire a crew leader. Hopefully the crew returns soon, the grass is only getting taller.
- Graduation season is upon us. Congratulations and good luck to all our graduates.

Councilmember Williams: Inaudible.

Councilmember McCovey: Not present.

Councilmember Vanlandingham: Pass.

Vice Chair Myers: Pass.

Chairman James:

- Sunday at Requa Dock, please join us for the Mattz V. Arnett Celebration @12pm.

TRIBAL MEMBER COMMENT: None provided.

EXECUTIVE SESSION: Personnel (Crawford)

CONSENT ITEMS:

FISH23-055, Grant Submissions
Submitted by Barry McCovey, Jr.

Motion made by Councilmember Ray/Councilmember Williams to authorize the Fisheries Department to pursue the funding opportunities detailed in attached documentation. Motion carries by consensus.

OTA23-040, CA Broadband Projects
Submitted by Kori Cordero

Motion made by Councilmember Ray/Councilmember Williams to authorize OTA to lead negotiations with the California Middle Mile Broadband Initiative on behalf of the Yurok

87 **Tribes, as discussed in Executive Session. Final agreement to be brought back to Council for**
88 **approval. Motion carries by consensus.**

89
90 THPO23-008, Digital Projects for the Public
91 Submitted by Nicole Peters

92 **Motion made by Councilmember Ray/Councilmember Williams to approve the submittal of**
93 **the National Endowment for the Humanities Digital Projects for the Public**
94 **(discovery/planning) Grant application in the amount of \$30,000.00 and the Chair to sign all**
95 **relevant documents. There is no cost share and indirect is covered. Motion carries by**
96 **consensus.**

97
98 YHHS23-033, Purchase Order Budget Modification
99 Submitted by Jessica Fawn Canez

100 **Motion made by Councilmember Ray/Councilmember Williams to approve budget**
101 **modification for increase of \$7,700.00 in revenue received from Humboldt County**
102 **Department of Health and Human Services/Humboldt County Purchase Order for ICWA**
103 **Program Planning Services provided. Motion carries by consensus.**

104
105 **AGENDA ITEMS:**

106 **Executive Office**
107 ExDir23-015, Pyatok Architects Contract
108 Submitted by Don Barnes

109 **Motion made by Councilmember Vanlandingham/Councilmember Williams to approve**
110 **Pyatok Architects contract in the amount of \$1,718,240.24 to conduct design, engineering,**
111 **and master site plan for the Yurok Regional Wellness Center. Motion carries by consensus.**

112
113 **Finance Department**
114 FIN23-015, Security Operations Center Funding
115 Submitted by Michael Maranger

116 **Motion made by Councilmember Vanlandingham/Councilmember Williams to approve the**
117 **creation of indirect Project #11021 for the Security Operations Center. Total budget**
118 **requested from indirect for the remainder of fiscal year 2023 is \$52,294.20. Motion carries by**
119 **consensus.**

120
121 **Human Resources Department**
122 HR23-13, Risk Management Director Job Description
123 Submitted by Earl Jackson

124 **Motion made by Councilmember Vanlandingham/Councilmember Crawford to approve job**
125 **description revisions for Risk Management Director from a Grade 12 to a Grade 12/13.**
126 **Motion carries by consensus.**

127
128 10:37 Councilmember Natt arrives.

129

130 **Natural Resources Division**
131 **Environmental Department**
132 ENVR23-007, US Berkeley Letter of Support
133 Submitted by Louisa McCovey

Motion made by Councilmember Ray/Councilmember Williams to approve a partnership between the UC Berkeley School of Public Health and the Yurok Tribe Environmental Department for a grant titled Safe Air for All Californians, and for the Chairman to sign a support letter. The Environmental Department will act as a contracted consultant in the grant and receive \$300k over two years with full indirect allowable and no match required. Motion carries by consensus.

140
141 ENVR23-013, Budget Modification
142 Submitted by Louisa McCovey

Motion made by Councilmember Vanlandingham/Councilmember Williams to approve a budget modification to Project 3063 as described in the attached memo and supporting documents. Motion carries by consensus.

146
147 **Fisheries Department**
148 FISH23-056, Office Lease Ashland
149 Submitted by Barry McCovey, Jr.

Motion made by Councilmember Vanlandingham/Councilmember Ray to authorize the Fisheries Department to enter into a lease agreement with the Nature Conservancy for an office space in Ashland, Oregon to support Klamath Dam removal efforts. To approve Resolution #23-075 a Limited Waiver of Sovereign Immunity in favor of the Nature Conservancy and ARO Partners for sublease of 647 Washington Street, Ashland, Oregon. Roll call: Vice Chairman Myers-yes, Councilmember Crawford-yes, Councilmember Ray-yes, Councilmember Vanlandingham-yes, Councilmember Provolt-np, Councilmember Natt-yes, Councilmember Williams-yes, Councilmember McCovey-np. Yes-6, No-0, Abstain-0, Not present-2. Motion carries.

159
160 FISH23-058, 2022 Fishery Disaster Declaration
161 Submitted by Barry McCovey, Jr.

Motion made by Councilmember Ray/Councilmember Natt for authorization for the Fisheries Department to submit the attached 2022 Commercial Fishery Disaster Declaration and approval of associated Resolution #23-074. Motion carries by consensus.

165
166 **Wildlife**
167 WILD23-006, 5th Climate Change Listening Session
168 Submitted by Tianna Williams-Claussen

Motion made by Councilmember Vanlandingham/Councilmember Williams to approve hosting a North Coast Regional Tribal listening session by the Yurok Tribe as part of the California 5th Climate Change Assessment process, currently scheduled for August 29, 2023, and designate Council representation if desired. Motion carries by consensus.

173
174
175
176
177
178
179
180
181
182
183
184
185
186
187
188
189
190
191
192
193
194
195
196
197
198
199
200
201
202
203
204
205
206
207
208
209
210
211
212
213
214
215

Office of Self Governance

Megan Siaso Self Governance Director present for agenda item
OSG23-003, Redwood Region Tribal Climate Resilience Network
Submitted by Megan Siaso

Motion made by Councilmember Ray/Councilmember Williams to appoint Megan Siaso as Senior Climate Resilience Liaison to actively participate in the Redwood Regional Tribal Climate Resilience Network for two years; an estimated two days a month. Motion carries by consensus.

Office of Tribal Attorney

Kori Cordero present for agenda item
OTA23-038, Yurok Connect Climbing Pay
Submitted by Kori Cordero

Motion made by Councilmember Williams/Councilmember Vanlandingham to adopt the “June 2023 Yurok Connect Climbers Pay Package”. Contingent upon Fiscal’s approval. Motion carries by consensus.

BREAK: 11:03am-11:19am

AGENDA ITEMS

COUNCIL

CA23-179, Klamath Head Start Donation
Submitted by Councilmember Ray

Motion made by Councilmember Ray/Councilmember Williams to approve a donation in the amount of \$250 from Community Donations, \$500 Requa Travel Line item, \$250 Requa Youth fund, \$250 North Travel Line Item, and \$250 North Youth fund for a total of \$1,500 to Klamath Head Start (Sarah Nelson) graduation is set for Friday, June 9, 2023. Request made June 5, 2023. Motion carries by consensus.

Watershed

WS23-005, Power Screen Rental
Submitted by Richard Nelson

Motion made by Councilmember Ray/Councilmember Williams to approve attached Power Screen Rental Agreement and Chairman to sign any corresponding documents. Motion carries by consensus.

Planning and Community Development Department

P23-032, Swell Energy Contract Limited Waivers
Submitted by Gino O’Rourke

Motion to made by Councilmember Ray/Councilmember Vanlandingham to approve Chairman to sign Resolution #23-064, 23-065, 23-066, 23-067, 23-068, 23-069, 23-070, and 23-071, Limited Waivers of Sovereign Immunity in favor of Swell Energy. Roll call: Vice Chairman

216 Myers-yes, Councilmember Crawford-yes, Councilmember Ray-yes, Councilmember
217 Vanlandingham-yes, Councilmember Provolt-np, Councilmember Natt-yes, Councilmember
218 Williams-yes, Councilmember McCovey-np. Yes-6, No-0, Abstain-0, Not present-2. Motion
219 carries.

220
221 P23-033, Swell Energy Amendment Contract
222 Submitted by Gino O'Rourke

223 **Motion made by Councilmember Vanlandingham/Councilmember Natt to approve Chairman**
224 **to sign proposed contract amendment with Swell Energy and the associated Resolution #23-**
225 **072 with a Limited Waiver of Sovereign Immunity in favor of Swell Energy. Roll call: Vice**
226 **Chairman Myers-yes, Councilmember Crawford-yes, Councilmember Ray-yes, Councilmember**
227 **Vanlandingham-yes, Councilmember Provolt-np, Councilmember Natt-yes, Councilmember**
228 **Williams-yes, Councilmember McCovey-np. Yes-6, No-0, Abstain-0, Not present-2. Motion**
229 **carries.**

230
231 **Tribal Court**

232 TC23-14, Board of State and Community Corrections MMIP
233 Submitted by Jessica Carter

234 **Motion made by Councilmember Vanlandingham/Councilmember Williams to approve**
235 **submission of the Board of State and Community Corrections Missing and Murdered**
236 **Indigenous People Grant Program and approve the Chairman to sign any necessary grant**
237 **documents. Motion carries by consensus.**

238
239 **TRIBAL MEMBER COMMENT:**

240 Jewel Frank

- 241 • What is Rosemary Deck's role? Is she MMIP lead or is she the Prosecutor? It's confusing
- 242 to me.
- 243 • When you are a secondary victim, to a cold-blooded murder, it's been hard to make
- 244 connection.
- 245 • When I watched Sacramento, there were a lot of secondary victims left out and a lot of
- 246 victims were not invited. I would like to see more victims invited to participate and I
- 247 know who they are. I had person contact me about the Hearings next week to testify.

248
249 TC23-017, Tribal Victims Set Aside
250 Submitted by Angi Cavaliere

251 **Motion made by Councilmember Vanlandingham/Councilmember Williams to approve**
252 **submission of the Office of Victims of Crime Fiscal Year 2023 Tribal Victims Set-Aside Formula**
253 **Program for \$311,785, authorize Chairman to sign all documents, including amendments**
254 **made to the program, and authorize Fiscal to create a project number when granted. Motion**
255 **carries by consensus.**

256
257 **TRIBAL MEMBER COMMENT:**
258 Jewel Frank:

- 259 • I have received one \$100 gas card from the Yurok Tribe, and I have received one \$50 gas
260 card from Bear River. Those were to help me get counseling to assist me with being a
261 secondary victim of a triple homicide.

262
263 TC23-018, Native American Tribal Advocate Program
264 Submitted by Angi Cavaliere

Motion made by Councilmember Vanlandingham/Councilmember Ray to approve submission of FY2023 CAL OES Native American Tribal Advocate (KT) Program grant application, authorize Chairman to sign all related documentation and applicable grant subaward amendments with CAL OES; and authorize Fiscal to assign a project code upon award of grant funding. Motion carries by consensus.

270
271 TC23-019, CAL OESXL Legal Assistance Program
272 Submitted by Angi Cavaliere

Motion made by Councilmember Vanlandingham/Councilmember Ray to approve the submission of FY2023 CAL OES Legal Assistance (XL) Program grant application, authorize Chairman to sign all related documentation and applicable grant subaward amendments with CAL OES; and to authorize Fiscal to assign a project code upon award of grant funding. Motion carries by consensus.

278
279 **Council**

280 CA23-177, Arts & Crafts Fair 2023
281 Submitted by Councilmember Williams

Motion made by Councilmember Williams/Councilmember Natt to direct staff to help coordinate the July Arts & Crafts Fair – Public Relations to assist with Application Intake, YTED to assist with Trash Cans, and ask Education Department if they have Interns who can assist. To approve a community donation of \$250 and \$250 North District Community fund. Total \$500. Motion carries by consensus.

287
288 **LUNCH:** 12:04pm-1:08pm

289
290 **TRIBAL MEMBER COMMENT:** None provided.

291
292 **EXECUTIVE SESSION:** 1:09pm-2:42pm

293 Personnel report
294 P23-024 GovEase Tax Auction Humboldt

295
296 Action out of Executive Session:

297
298 P23-034, Registration GovEase
299 Submitted by Marion R. Frye

300 registration on GovEase Tax Auction Humboldt, to consider bidding on parcels and bid
301 amounts, and for Chairman to electronically sign all required documents. Motion carries by
302 consensus.

303 **Motion made by Councilmember Vanlandingham/Councilmember Williams to approve an**
304 **initial bid deposit of \$2,500 and nonrefundable registration fee of \$35. Motion carries by**
305 **consensus.**

306
307 **AGENDA:**

308 OTA23-041, Food Sovereignty Grant
309 Submitted by Kori Cordero, Deputy General Counsel

310 **Motion made by Councilmember Vanlandingham/Councilmember Williams to 1) approve**
311 **fiscal staff to submit a Robert Rauschenberg Foundation grant application in the amount of**
312 **\$20,000 and to accept that amount when awarded and 2) authorize Chairman James to sign**
313 **all related documents. Motion carries by consensus.**

314
315 **Motion made by Councilmember Williams/Councilmember Vanlandingham to suspend the**
316 **rules and add CA23-180, Donation to Andrew Salinas. Motion carries by consensus.**

317
318 CA23-180, Donation to Andrew Salinas
319 Submitted by Councilmember Williams

320 **Motion made by Councilmember Vanlandingham/Councilmember Williams to approve**
321 **donation to Andrew Salinas for \$1,000 (\$500 North Travel Line Item, \$500 Weitchpec Travel**
322 **Line Item) for the cost of the B&B Portable Toilets for the Weitchpec Brush Dance on July 12-**
323 **16, 2023. Motion carries by consensus.**

324
325 **TRIBAL MEMBER COMMENT:** None provided.

326
327 **CLOSING PRAYER:** Provided by Councilmember Ray.

328
329 **ADJOURN:** 2:51pm

330
331 **MEETING MINUTES APPROVED ON:**

June 29, 2023

332
333
334 

7/11/23

335 **Sherri K. Provolt, Secretary**

Date