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**YUOK TRIBAL COUNCIL
ACTION MEETING
THURSDAY, JANUARY 12, 2023
KLAMATH TRIBAL OFFICE**

ROLL CALL: 10:06am

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

ABSENT: Lana McCovey, South District.

STAFF: Don Barnes, Executive Director; Taralyn Ipiña, Chief Operations Officer; Dawn Baum, General Counsel; Michael Maranger, Chief Financial Officer; Georgiana Gensaw (recorder).

QUORUM: 8 present, 1 absent, quorum present.

OPENING PRAYER: Provided by Vice Chairman Myers.

REVIEW AGENDA/ADDITIONS/APPROVAL:

Motion made by Councilmember Vanlandingham/Williams to approve the following Emergency Action Items: CA23-19 – Letter of Support for Daniel Sarna-Wojcicki, T23-002 – BIA Youth Initiative Grant Application, Fish23-008 – Property Lease in Willow Creek, TC22-34 – Contract with Dr. Blythe George Re-entry Program Evaluator. Motion carries by consensus.

REVIEW CALENDAR/ADDITIONS: No additions.

COUNCIL CHECK IN:

Councilmember Ray – I am waiting for the Executive staff to create the Elders Committee as directed by Council. I will be setting up a meeting with Dean Baker asap regarding the OES Building, and hoping members can start using this facility by August of this year.

Councilmember Vanlandingham – Pass

Councilmember Provolt – Pass

Councilmember Crawford – We have a building in the East District that need to be occupied asap. Thank you to the OES for their assistance in the East District, it is much appreciated.

44 **Councilmember Williams** – I lost a young niece yesterday. We are not insulated from tragedy.
45 We need to look out for each other and improve the lives of our members. Please pray for
46 those who have lost young people.

47
48 **Councilmember Natt** – I am sorry for your loss Councilmember Williams. Sorry for not
49 attending the meeting in person today. I would like an update on upcoming summer projects,
50 specifically the orchard fencing, it needs to happen soon.

51
52 **Vice-Chairman Myers** – Pass.

53
54 **Chairman James** – My thoughts and prayers to all who have lost someone, at the end of the
55 day we are all family. My thoughts to the people that are struggling. I want to thank the Tribal
56 Court Judge/staff, OTA, Tribal Council members on the work for MMIP. AB44 will give us the
57 tools to help people across the country, which is in process as we speak. Foster Care Bill is in
58 the process with Assemblyman Ramos support. Thank you to all the Tribal staff who are helping
59 with the important legislative matters.

60
61 **EXECUTIVE SESSION:**

62 TC23-039 (Provolt)
63 Legal (Ray)

64
65 **CONSENT ITEMS:**

66
67 **Natural Resources**
68 ***Fisheries Department***

69 FISH23-005, US Army Corps Meeting
70 Submitted by Barry McCovey, Jr.

71 **Motion for retroactive authorization to request a Government-to-Government meeting with**
72 **the US Army Corps of Engineers regarding the Dry Creek.**

73
74 **Office of Tribal Attorney**
75 OTA23-001, Toxic Chemicals Comment Letter
76 Submitted by Melodie Meyers

77 **Motion to approve Chairman’s signature for and sending of a comment letter to**
78 **Environmental Protection Agency Regarding a toxic chemical known as DecaBDE.**

79
80 OTA22-071, Retroactive approval of Letters to Congress
81 Submitted by Dawn Baum

82 **Motion to retroactively approve letters to Senator Padilla and Rep. LaMalfa supporting their**
83 **Bills adding tribes to the list of entities that public land can be transferred to.**

84
85 **Tribal Court**
86 TC23-039, Tiwahe Initiative Letter of Intent
87 Submitted by Jessica Carter

88 **Motion to approve the submission of a Letter of Intent for the Bureau of Indian Affairs**
89 **Tiwahe Initiative.**

90 For the record, Councilmember Provolt approved this consent item, but request to discuss in
91 Executive Session.

92
93 **Natural Resources**

94 ***Wildlife Program***

95 WILD22-021, Bat Conservation

96 Submitted by Tiana Williams-Claussen

97 **Motion to approve an amendment to an existing contract with Bat Conservation**
98 **International for conducting acoustic data analyses associated with ongoing bat monitoring in**
99 **order to increase the value of the contract to \$20,723.58, and retroactively approve all**
100 **necessary Chairman Signatures.**

101
102 **Council**

103 CA23-004, Council Meeting Minutes December 1, 202 and December 14, 2022

104 Submitted by Secretary Provolt

105 **Motion made by Councilmember Ray/Councilmember Williams to approve Council meeting**
106 **minutes for December 1 (Action Meeting) and December 14 (Planning Meeting). Minutes**
107 **attached. Motion carries by consensus.**

108
109 **AGENDA ITEMS:**

110
111 **Executive Office**

112 ***Finance Department***

113 FIN23-003, New Yurok Tribe Procurement Policy

114 Submitted by Michael Maranger

115 **Motion made by Councilmember Provolt/Councilmember Williams for Council to approve the**
116 **new Yurok Tribe Procurement Policy. Motion carries by consensus.**

117
118 FIN23-004, Fiscal Policy & Check Signing Threshold

119 Submitted by Michael Maranger

120 **Motion made by Councilmember Ray/Councilmember Williams for Council to approve the**
121 **changes the new Yurok Tribe Fiscal Policy and a dollar signing thresholds for all payments of**
122 **\$50,000. Motion carries by consensus.**

123
124 FIN23-005, Amendments to the Credit Card Policy

125 Submitted by Michael Maranger

126 ~~**Motion made by Councilmember Williams/Councilmember Crawford for Council to approve**~~
127 ~~**the changes to the Yurok Tribal Credit Card Policy. Item tabled to a work session.**~~

128
129 FIN23-006, Falmouth Institute Contract

130 Submitted by Michael Maranger

131 **Motion made by Vice Chairman Myers/Councilmember Provolt approve 2023 IDC Proposal**
132 **Engagement Contract with the Falmouth Institute. Total cost of the contract is \$9,000. Motion**
133 **carries by consensus.**

134
135 **Administration Division**

136 ***Human Resources Department***

137 HR23-001, Tribal Child Welfare & Behavioral Health Department Job Descriptions
138 Submitted by Rose Sylvia

139 **Motion made by Vice Chairman Myers/Councilmember Williams to approve Case Manager III**
140 **job description with edits for Tribal Child Welfare & Behavioral Health (TCWBH) department.**
141 **Motion carries by consensus.**

142
143 HR23-002, Tribal Police Job Descriptions
144 Submitted by Rose Sylvia

145 **Motion made by Councilmember Williams/Councilmember Provolt to approve CIT (Crisis**
146 **Intervention Team) Program Director job description with edits for the Tribal Police**
147 **Department. Roll call: Vice Chairman Myers-no, Councilmember Crawford-yes,**
148 **Councilmember Ray-yes, Councilmember Vanlandingham-no, Councilmember Provolt-yes,**
149 **Councilmember Natt-yes, Councilmember Williams-yes, Councilmember McCovey-np. Yes-5,**
150 **no-2, abstaining-0, not present-1. Motion carries.**

151
152 **Health & Human Services**

153 ***Education Department***

154 EDU23-001, School Districts Contracts
155 Submitted by Jim McQuillen

156 **Motion made by Councilmember Ray/Councilmember Williams for Council to review and**
157 **approve the two continuing partnership contracts with Eureka City Schools and Northern**
158 **Humboldt School Districts. Motion carries by consensus.**

159
160 EDU23-003, Head Start/Early Head Start Budget Modification
161 Submitted by Jim McQuillen

162 **Motion made by Vice Chairman Myers/Councilmember Provolt to review and approve the**
163 **budget modification for Head Start/Early Head Start 122-9 in the amount of \$67,843. Motion**
164 **carries by consensus.**

165
166 EDU23-004, Budget Modification
167 Submitted by Jim McQuillen

168 **Motion made by Vice Chairman Myers/Councilmember Crawford to review and approve the**
169 **attached budget modification for a Head Start/Early Head Start stipend from California**
170 **Department of Social Services – Community Care Licensing. Motion carries by consensus.**

171
172 **BREAK: 11:13am-11:22am**

173
174 **AGENDA ITEMS:**

175
176 **Health & Human Services**
177 YHHS22-093, SAMHSA Year 3 Budget Modification
178 Submitted by Shoshoni Gensaw

179 **Motion made by Vice Chairman Myers/Councilmember Ray to approve SAMHSA year 3**
180 **budget. Motion carries by consensus.**

181
182 **Tribal Court**
183 TC22-038, UC Davis Project Manager Contract
184 Submitted by Angi Cavaliere

185 **Motion made by Vice Chairman Myers/Councilmember Ray to approve the contract with Mr.**
186 **John Miller to preform the duties of a project manager for US-Davis & Yurok Tribal Court**
187 **Program: Court Skills Advocacy Program in the amount of \$12,000. Motion carries by**
188 **consensus.**

189
190 TC22-040, Council Representative(s) to National Missing & Unidentified Persons
191 Submitted by Angi Cavaliere

192 **Motion made by Councilmember Williams/Councilmember Crawford to approve Council**
193 **Member(s) to attend the National Missing and Unidentified Persons Conference in Orlando**
194 **Florida on May 8-11, 2023, in conjunction with the Yurok Tribal Court’s MMIP Project to ‘Kee**
195 **Skuy’ Soo Ney-wo-chek’ Team. Funding to come from Project 4059 the BIA Missing &**
196 **Murdered Indigenous Persons Grant. Motion carries by consensus.**

197
198 TC22-041, Honoring Nations All-Stars Applications
199 Submitted by Jessica Carter

200 **Motion made by Councilmember Williams/Vice Chairman Myers to approve the submission**
201 **of Harvard Project’s 2023 Honoring Nations All-Stars Award. Motion carries by consensus.**

202
203 TC22-042, JBS International, Inc. Contract
204 Submitted by Lori Nesbitt

205 **Motion made by Vice Chairman Myers/Councilmember Williams to approve the contract with**
206 **JBS, International Inc. for project evaluation of the Yurok Safety Net Responders Project and**
207 **approve single source procurement as authorized by funder. Motion carries by consensus.**

208
209 TC22-034, Dr. Blythe George Contract
210 Submitted by Jessica Carter

211 **Motion made by Councilmember Williams/ Vice Chairman Myers to approve the contract**
212 **with Dr. Blythe George to serve as data specialist and third party evaluator for the Yurok**
213 **Reentry Program’s Innovation in Reentry Project, Program-Planning and Capacity Building.**
214 **Motion carries by consensus.**

215
216 **Natural Resources Division**
217 **Carbon Program**

218 CARB23-001, Authorization for 2023 World Economic Travel

219 Submitted by Javier I. Kinney

220 **Motion made by Councilmember Ray/Councilmember Crawford to retroactively approve, and**
221 **authorize Javier I. Kinney, Carbon Projects Manager, as a Yurok Delegate to participate in the**
222 **premiere Davos World Economic Forum, Switzerland Open Forum and side events January 16-**
223 **20, 2023, to be held in Davos, Switzerland to highlight Yurok Carbon Projects, Nation Building**
224 **Economic Initiatives, secure funding, preparations for COP 28. (Please see attached). Motion**
225 **carries by consensus.**

226

227 ***Environmental Department***

228 ENVR23-001, 2834s Budget Modification

229 Submitted by Louisa McCovey

230 **Motion made by Councilmember Provolt/Councilmember Williams for approval for**
231 **modification of budget 2834s to cover tipping fees incurred for a cleanup of trailers in**
232 **Klamath RV Park, requesting to move \$2080 in staff wages and \$1920 in fringe to GL 6097.**
233 **Motion carries by consensus.**

234

235 ***Fisheries Department***

236 FISH22-079, Field House/Office in Redding, California

237 Submitted by Barry McCovey, Jr.

238 **Motion made by Vice Chairman Myers/Councilmember Vanlandingham for approval to**
239 **pursue the acquisition of a field house/office in the Redding, CA area. Motion carries by**
240 **consensus.**

241

242 FISH23-001, State Coastal Conservancy

243 Submitted by Barry McCovey, Jr.

244 **Motion made by Vice Chairman Myers/Councilmember Crawford to approve authorization to**
245 **enter into the attached funding agreement with the California State Coastal Conservancy and**
246 **to approve Resolution #23-02 granting a limited waiver of sovereign immunity in favor of the**
247 **State Coastal Conservancy. Roll call: Vice Chairman Myers-yes, Councilmember Crawford-yes,**
248 **Councilmember Ray-yes, Councilmember Vanlandingham-yes, Councilmember Provolt- yes,**
249 **Councilmember Natt-yes, Councilmember Williams-yes, Councilmember McCovey-np. Yes-7,**
250 **no-0, abstaining-0, not present-1. Motion carries.**

251

252 FISH23-002, Rename Fisheries Design & Construction Program

253 Submitted by Barry McCovey, Jr.

254 **Motion made by Vice Chairman Myers/Councilmember Vanlandingham to approve**
255 **authorization to change the name of the Fisheries Design and Construction Program to the**
256 **Fisheries-Regional Design & Technical Services Program/~~Cender Aviation Program.~~ Motion**
257 **carries by consensus.**

258

259 FISH23-003, Klamath Meadows Partnership

260 Submitted by Barry McCovey, Jr.

261 **Motion made by Councilmember Williams/Councilmember Provolt to approve authorization**
262 **to submit the attached letter of support for the Klamath Meadows Partnership.**

263
264 FISH23-004, Copco Land Purchase
265 Submitted by Barry McCovey, Jr.

Motion made by Councilmember Provolt/Vice Chairman Myers to approve authorization to pursue the purchase of a vacant lot adjacent to the Copco House Property the Tribe recently acquired. Motion carries by consensus.

269
270 FISH23-006, North Coast Resource Partnership
271 Submitted by Barry McCovey, Jr.

Motion made by Vice Chairman Myers/Councilmember Vanlandingham to approve authorization to apply for funding to provide Technical Assistance in the form of aerial data collection services in response to the North Coast Resource Partnership's Request for Qualifications. Motion carries by consensus.

276
277 FISH23-007, Oregon State University
278 Submitted by Barry McCovey, Jr.

Motion made by Vice Chairman Myers/Councilmember Provolt to approve authorization to enter into the attached funding agreement with Oregon State University and approval of the attached data sharing agreement. Motion carries by consensus.

282
283 FISH23-008, Property Lease Willow Creek
284 Submitted by Barry McCovey, Jr.

Motion made by Vice Chairman Myers/Councilmember Vanlandingham authorization to enter into the attached lease agreement regarding the Riverdale property in Willow Creek. Motion carries by consensus.

288
289 **Yurok Indian Housing Authority**
290 YIHA23-001, 2023 Indian Housing Block Grant Competitive Round

Motion made by Vice Chairman Myers/Councilmember Ray to approve the Yurok Indian Housing Authority to apply to the US Housing and Urban Development's Indian Housing Block Grand Competitive Round by Resolution #23-01 for completion of five cabins at the Ross property for the Chairman to sign all related documents. Motion carries by consensus.

295
296 **LUNCH:** 12:32pm-1:30pm

297
298 **TRIBAL MEMBER COMMENT:** None provided.

299
300 **AGENDA ITEMS:**

301 **Council**
302 CA22-306, Appointment to Yurok Agriculture Corporation
303 Submitted by Chairman James

Motion made by Vice Chairman Myers/Councilmember Vanlandingham authorizes the appointment of Councilmember Williams and Chairman James for the Council seats, Councilmember Provolt as the Member-At-Large seat and Councilmember Crawford as

307 **Council Liaison to the Yurok Agriculture Corporation with the Advice and Consent of the**
308 **Yurok Tribal Council. Motion carries by consensus.**

309
310 CA22-309, RES 2023 Summit
311 Submitted by Taralyn Ipiña

312 **Motion made by Councilmember Williams/Councilmember Vanlandingham to approve travel**
313 **to the RES 2023 Summit in Las Vegas, NV April 3-6, 2023, for any interested Tribal Council**
314 **Members (Chairman James, Vice Chairman Myers, Councilmembers Crawford, Ray, and**
315 **Vanlandingham). Motion carries by consensus.**

316
317 CA22-310, Increase to Culture Committee Stipend
318 Submitted by Councilmember Williams

319 **Motion made by Councilmember Williams/Vice Chairman Myers to increase the Culture**
320 **Committee stipend to \$200. Moton carries by consensus.**

321
322 CA22-311, Tribal Vendors to be Prioritized
323 Submitted by Councilmember Williams

324 **Motion to have Tribal Member Vendors to be top priority for billing. Item pulled.**

325
326 CA22-312, Increase Burial Assistance
327 Submitted by Councilmember Williams

328 ~~**Motion made by Councilmember Williams/Vice Chairman Myers to increase Burial Assistance**~~
329 ~~**for Tribal Members to \$7,000. Item tabled to a work session.**~~

330
331 CA23-002, Agenda Item Submission Policy
332 Submitted by Councilmember Provolt

333 **Motion made by Councilmember Provolt/Councilmember Vanlandingham to approve Agenda**
334 **Item Submission Policy as presented today. Motion carries by consensus.**

335
336 CA23-003, Elders/Veterans Services and Youth Services Departments
337 Submitted by Councilmember Provolt

338 **Direct Executive Director and Ner-gerý 'Oohl' Division to outline a plan within 90 days to**
339 **develop Elders/Veterans Services Department and Youth Services Department as outlined in**
340 **the approved Ner-gerý 'Oohl' Division organization chart. Assess current positions and re-**
341 **align as necessary. See attached approved organization chart. Item tabled to a work session.**

342
343 **BREAK: 2:23pm-2:35pm**

344
345 **AGENDA ITEMS:**

346 CA23-006, Klamath Office of Emergency Services Center's Security
347 Submitted by Councilmember Ray

348 **Motion made by Vice Chairman Myers/Councilmember Ray to have IT Department install**
349 **WiFi (internet) at the Klamath Emergency Services Center (Aawok Ada Charles Klamath**
350 **Emergency Operations Center). Motion carries by consensus.**

351
352 CA23-013, Kepel Head Start Generator Purchase
353 Submitted by Councilmember Vanlandingham

Motion made by Vice Chairman Myers/Councilmember Vanlandingham Directive for staff to authorize the Kepel Head Start to utilize an elder's generator as an emergency backup portable generator.

357
358 CA23-014, Travel Funds for Social Services Needs
359 Submitted by Councilmember Provolt

Motion made by Councilmember Provolt/Vice Chairman Myers to approve use of community donation line items from \$250 Orick District and \$250 to support services for aawok Evelyn Natt. Motion carries by consensus.

363
364 CA23-015, Community Donation
365 Submitted by Councilmember Williams

Motion made by Councilmember Williams/Councilmember Provolt to approve community donation line items donation to tribal member assist with purchase of Apple watch with medical alert application \$250 North, \$250 Orick, and \$200 Pecwan for a total of \$700. Motion carries by consensus.

370
371 CA23-017, Klamath Baseball Renovation
372 Submitted by Councilmember Ray

Motion made by Councilmember Ray/Vice Chairman Myers to direct the Planning Department to research and apply for renovation grants for the Klamath Baseball field. Motion carries by consensus.

376
377 CA23-018, Life Alert System Purchase

Motion made by Councilmember Ray/Councilmember Williams to research the cost/plans of Life Alert systems for Yurok elders. Motion carries by consensus.

380
381 T23-002, Bureau of Indian Affairs Youth Initiative Grant
382 Submitted by Brandi Natt

Motion made by Councilmember Williams/Councilmember Vanlandingham to approve the Transportation Department and Wildlife Department to submit a grant application in the amount not to exceed \$50,000 for the Bureau of Indian Affairs Tribal Youth Initiative Program for the removal of invasive plants on the reservation and authorize Chairman to sign all related documents. Motion carries by consensus.

388
389 CA23-19, Letter of Support for Dr. Daniel Sarna-Wojcicki Nomination
390 Submitted by Vice Chairman Myers

Motion made by Vice Chairman Myers/Councilmember Crawford to approve a letter of support for the nomination of Dr. Daniel Sarna-Wojcicki to the Northwest Forest Plan Area Advisory Committee. Motion carries by consensus.

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Motion made by Vice Chairman Myers/Councilmember Williams to suspend the rules and add PRO23-001 to the agenda. Motion carries by consensus.

PRO23-001, Co-Sponsorship Letter Foster Care Bill
Submitted by Rosemary Deck

Motion made by Councilmember Vanlandingham/Councilmember Williams to approve and authorize Chairman to sign letter to Assemblymember Ramos indicating Yurok Tribe’s co-sponsorship of Children Missing from Foster Care Bill, subject to OTA edits. Roll Call: Vice Chairman Myers-yes, Councilmember Crawford-yes, Councilmember Ray-yes, Councilmember Vanlandingham-yes, Councilmember Provolt- yes, Councilmember Natt-yes, Councilmember Williams-yes, Councilmember McCovey-np. Yes-7, no-0, abstaining-0, not present-1. Motion carries.

TRIBAL MEMBER COMMENT:

Dennis Waggoner:

- Does the Tribe know how many Yurok kids are homeless?
- I have a niece and she lived in a Yurok Indian Housing house. I want to know how they can be booted out to the streets. I want to know the law that the Tribe says they kick out kids out on the streets. Housing said they are their own boss. Is that true?
- You are adding to it homeless (problem), the oldest hardly goes to school because he doesn’t know where he’s going to be, the youngest is only 3 so school isn’t yet an issue.
- I have a 2-bedroom house and they are all living with me.
- I don’t believe the tribe should be able to that. I know the State cannot do that. Can the feds do that? Why can Housing do that?
- Doesn’t having young children matter? She has a 15-year-old, 5-year-old and a 3-year-old. Why is that not considered? This is what you guys are talking about foster care and this is how that happens. Mothers lose their home and kids get put into foster care.
- She did get a letter from Housing and didn’t read it all the way through, and she set it to the side. She did go to court, and it didn’t go anywhere.

Chairman James directed Executive Director to get information from tribal member.

EXECUTIVE SESSION: 3:28pm-5:23pm

Legal - case updates

TC22-039 – letter of intent for BIA Tiwahe Initiative.

No action out of Executive Session.

CA23-016, Yurok Tribal Commitment to Klamath Water Tank

Submitted by Councilmember Ray

Action/discussion on the Yurok Tribal Commitment of \$231k to the Klamath Water Tank and potential funding source of the Yurok tribal contingency funding. Item tabled.

CLOSING PRAYER: Provided by Chairman James.

440 **ADJOURN:** 5:27pm

441

442 **MEETING MINUTES APPROVED ON:**

443

444

445

446



Sherri K. Provolt, Secretary

February 9, 2023

02/13/23

Date