ROLL CALL: 10:00am

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

ABSENT: None

STAFF: Don Barnes, Earl Jackson, Taralyn Ipiña, Georgiana Gensaw (recorder), Dawn Baum

QUORUM: 9 present, 0 absent, quorum present

OPENING PRAYER: Provided by Councilmember Williams.

REVIEW AGENDA/ADDITIONS/APPROVAL:
Motion made by Councilmember Williams/Councilmember Ray to accept the agenda with the following additions: OTA21-057, PH21-003, EP21-017. Motion carries by consensus.

REVIEW CALENDAR/ADDITIONS:
May 7, Council work session
Council Meeting change, May 18 consolidated to May 19
May 18-22, Spring Fling
May 28, Councilmember McCovey eye doctor appointment
June 1, UIHS Special Board Meeting
June 1, Special Council Action Meeting (budgets approval)
June 7, Alliance CDFI meeting at 10am
June 25-Yurok Agriculture Corporation meeting at 3:30pm

COUNCIL CHECK-IN:
Councilmember Provolt: Pass
Councilmember Natt: Pass
Councilmember Ray: Pass
Councilmember Hodge: Good morning membership, staff and Council. I will pass today.
Councilmember Williams: I will pass also.

May 6, 2021 Council Action meeting
Councilmember McCovey: In getting ready for the American Rescue Plan and was reading over the law last night for areas that will be beneficial for the Yurok Tribe. One thing I want to point out was that yesterday we had a presentation on language. I want to encourage people to really read the Bill because there is a specific section in the Bill that is for COVID response for preservation and maintenance of native language. I just want to encourage everyone to be on the lookout for the funding that we really need.

Councilmember Vanlandingham: I will pass.

Vice Chairman Myers: Pass

Chairman James: This morning, we had a call with California Chief of Staff regarding working with all of our leaders. It was just an introduction, we are looking forward to a more in-depth meeting later on.

TRIBAL MEMBER COMMENT:
Teresa Hendrix-Wright: Yesterday, my son stopped by my property (gives address). He sent me a picture of a notice posted by Yurok Environmental Department to remove all illegal dumping and show proof of proper disposal. My father had a life estate, he passed away last year, last June. Back in September 17, 2020, Councilmember Sherri Provolt emailed Louise McCovey, she included me on the email, to see if I could work with them to clean the property. On October 30, Louisa said that the Tribe should be able to help depending on dumpsters and staff availability. Koiya Tuttle was also included on the email. I let him know I live in Nevada and that the storage bins had been broken into. After seeing the property yesterday, my son said it looks people are dumping other trash there. Is the Tribe willing to help me? Do I need to file a police report for illegal dumping? I grew up there in the 80’s with my grandma. My son was there and he said someone drove by and said you better not let the cops catch you there. He did not feel safe there. I do not feel safe there. I asking the tribe for assistance.

EXECUTIVE SESSION:
Executive Office
ExDir21-04, Cost of Living Adjustment

Office of Tribal Attorney
OTA21-049, Notice to Preserve Interest
OTA21-052, Interior fund allocation comments
OTA21-053, Property purchase
OTA21-057, Comments to Environmental Protection Agency
Personal and Land Issue (Provolt)

CONSENT ITEMS:
Environmental
YTE21-013, Keepers of the Earth Fund
May 6, 2021 Council Action meeting

Motion made by Councilmember Vanlandingham/Councilmember Hodge to allow the YTEP Food Sovereignty Division to apply to the keepers of the earth fund cultural survival grant, for a total of $5,000 for one year, full indirect is allowed and no match is required. Motion carries by consensus.

YTEP21-014, National Institute of Food & Agriculture
Submitted By: Louisa McCovey

Motion made by Councilmember Vanlandingham/Councilmember Hodge to allow the YTEP Food Sovereignty Division to apply to the national institute of Food & Agriculture, Service-Learning grant for total of $224,967 over the course of two years, full indirect is allowable and no match is required. Motion carries by consensus.

YTEP21-015, Community Food Project
Submitted By: Louisa McCovey

Motion made by Councilmember Vanlandingham/Councilmember Hodge to allow the YTEP Food Sovereignty Division to apply to the national institute of Food & Agriculture, community food project grant for a total of $399,992 over four years, with full indirect allowable and the 1:1 match requirement being met by YTEP through a combination of $250,000 from state funding (Elevate Youth). Motion carries by consensus.

YTEP21-016, State Coastal Conservancy
Submitted By: Louisa McCovey, YTEP Director

Motion made by Councilmember Vanlandingham/Councilmember Hodge to allow the YTEP Food Sovereignty Division to apply to the State of California coastal conservancy forest health and wildlife resiliency grant, for a total of $552,750 over 3.5 years, with full indirect expenses allowed and no match required. Motion carries by consensus.

Tribal Employee Rights Office
TERO21-001, Budget modifications
Submitted By: TERO Department

Motion made by Councilmember Vanlandingham/Councilmember Hodge to use TERO fees to modify the FY21 Budget to cover expenses for new building IT installation, day labor expenses, and other project cost. Motion carries by consensus.

Tribal Court
TC21-009, FY 2021 Office of Victims of Crime Tribal Set Aside
Submitted by: Angi Cavaliere

Motion made by Councilmember Vanlandingham/Councilmember Hodge to approve the submission of FY 2021 Office for victims of Crime (OVC) Tribal victim set-aside formula grant application and authorize the chairperson to sign all related documentation. Motion carries by consensus.
Office of Tribal Attorney

OTA21-054, Families First Prevention Act State Plan
Submitted By: Tamara Honrado

Motion made by Councilmember Vanlandingham/Councilmember Hodge retro-approval of Chairman’s signature on families first prevention act state plan comments to California department of social services. Motion carries by consensus.

OTA21-056, Stipulation with PG&E (retro)
Submitted By: Dawn Baum

Motion made by Councilmember Vanlandingham/Councilmember Hodge to retroactively approve stipulation filed in the PG&E bankruptcy case to allow PG&E to pay our claim. Motion carries by consensus.

Planning

P21-031, Community Based Child Abuse Prevention Grant
Submitted By: Henry Solares

Motion made by Councilmember Vanlandingham/Councilmember Hodge to approve the planning and YHHS Departments to apply for CBCAP grant and for the chairperson to sign all documents necessary to submit the application. CBCAP is offered by the administration for children and families. Total funding requested would be $205,705 and the application is due May 20th. Funding would be used to prevent child abuse and keep Yurok tribal youth safe with their families. No cost share is required, and indirect costs are covered. Motion carries by consensus.

Wildlife

WILD21-010, State of the Birds Grant
Submitted By: Tiana Williams-Claussen

Motion made by Councilmember Vanlandingham/Councilmember Hodge to approve submission of a project proposal and application for the 2021 U.S. Fish and Wildlife Service State of the Birds funding opportunity. Motion carries by consensus.

Council

CA21-075, AB 923 Letter of Support (Retro)
Submitted By: Tribal Council

Motion made by Councilmember Vanlandingham/Councilmember Hodge to retro approve of AB 923 support letter. Motion carries by consensus.
AGENDA ITEMS:

**Education**

EDU21-014, Head start’s new grant year  
Submitted By: Jim McQuillen

Motion made by Councilmember Ray/Councilmember Vanlandingham to approve next year’s Head Start funding application, which will begin May 31, 2022. Current Head start fiscal year ends 5/30/2021. Motion carries by consensus.

**Emergency Services**

OES21-001, Cal OES Notification of Subrecipient Allocation  
Submitted By: Amos Pole, YOES Assistant Director

Motion made by Councilmember Vanlandingham/Councilmember Williams will to approve and accept grant fund in the amount of $145,899.00 from Cal OES to Yurok OES, Via the FY-2020 Community power resiliency allocation to the Tribes program. Motion carries by consensus.

**Fisheries**

FISH21-028, National Fish & Wildlife Foundation Grant  
Submitted By: Barry McCovey Jr.

Motion made by Councilmember Provolt/Councilmember Vanlandingham to authorize Yurok Fisheries Department to accept grant funding from the National Fish and Wildlife Foundation in the amount of $79,255 to conduct project enhancing Cho Salmon Habitat in McGarvey Creek, and for council approval of supporting Resolution #21-43 Limited Waiver of Sovereign Immunity in favor of the National Fish and Wildlife Foundation. See attachments for specific details. Roll Call: Councilmember Vanlandingham-yes, Councilmember Ray-yes, Councilmember Hodge-yes, Councilmember Natt-np, Councilmember Provolt-yes, Councilmember Williams-yes, Councilmember McCovey-yes, Vice Chair Myers-yes. Yes-7, No-0, Abs-0, np-1. Motion carries.

FISH21-029, Budget modifications of Project 707j & 707n  
Submitted By: Barry McCovey Jr.

Motion made by Councilmember Provolt/Councilmember Hodge to authorize the Fisheries Department to modify project codes 707j and 707n as described in the attached memo and budget modification spreadsheet (attached). Motion carries by consensus.

FISH21-031, Pacific Salmon Recovery Funds Grant  
Submitted By: Barry McCovey Jr.

Motion made by Councilmember Ray/Councilmember McCovey to authorize Chairman’s signature on the attached grant agreement for Pacific Salmon Recovery Funds in the amount of $80,000 for work to be completed in 2021 and 2022. Motion carries by consensus.
FISH21-032, Nor-Rel Muk Tribe
Submitted By: Barry McCovey Jr.

Motion made by Councilmember McCovey/Councilmember Provolt to approve Master Service Agreement between the Nor-Rel Muk Tribe and the Yurok Tribe to conduct restoration activities in the Weaverville area, and to approve Resolution # 21-51 Limited Waiver of Sovereign Immunity in favor of Nor-El-Muk and authorize Chairman to sign and Secretary to attest. Roll call; Vice Chair Myers-yes, Councilmember Hodge-yes, Councilmember Ray-yes, Councilmember Vanlandingham-yes, Councilmember Provolt-yes, Councilmember Natt-np, Councilmember Williams-yes, Councilmember McCovey-yes. Yes-7, no-0, abs-0, np-1. Motion carries

FISH21-033, National Fish & Wildlife
Submitted By: Barry McCovey Jr.

Motion made by Councilmember McCovey/Councilmember Vanlandingham to approve and sign on the “Bring Back the Natives” grant agreement between the National Fish and Wildlife foundation and the Yurok Tribe including attached resolution (21-50) regarding partial limited waiver of sovereign immunity. This is to support the South Fork Trinity-Heliwood phase II project. Roll call; Vice Chair Myers-yes, Councilmember Hodge-yes, Councilmember Ray-yes, Councilmember Vanlandingham-yes, Councilmember Provolt-yes, Councilmember Natt-np, Councilmember Williams-yes, Councilmember McCovey-yes. Yes-7, no-0, abs-0, np-1. Motion carries

FISH21-034, Flow West Contract Extension
Submitted By: Barry McCovey Jr.

Motion made by Councilmember McCovey/Councilmember Provolt to approve and sign on the attached contract amendment between Flow West and the Yurok Tribe. This action will extend the existing contract that is intended to assist the fisheries department with database design. Motion carries by consensus.

Human Resources

HR21-08, Community Development Division Organization Chart
Submitted by Rose Sylvia

Motion made by Councilmember Vanlandingham/Councilmember McCovey to approve the attached Community Development Division was approved on 2/25/2021. Action is to approve Department organizational charts for Planning, Public Works (minus Fleet Manager) and Transportation. To remove Land Management as a department and place in Planning. Roll call; Vice Chair Myers-yes, Councilmember Hodge-yes, Councilmember Ray-yes, Councilmember Vanlandingham-yes, Councilmember Provolt-yes, Councilmember Natt-np, Councilmember Williams-yes, Councilmember McCovey-yes. Yes-7, no-0, abs-0, np-1. Motion carries.
LUNCH: 12:07pm-1:06pm

Motion made by Councilmember Vanlandingham /Vice Chair Myers to suspend the rules and add Emergency Items: FISH21-30 and YHHS21-14. Motion carries by consensus.

TRIBAL MEMBER COMMENT: None provided.

AGENDA ITEMS:

Council
CA21-067, Healing Hands
Submitted By: Councilmember Hodge
Guest: Valerie O’Rourke

Motion made by Councilmember Hodge/Vice Chairman Myers to allocate $10,00 from budget #50 G/L 6040 Out of Area Services for East District Tribal members who are elders or disabled to receive treatment from Healing Hands. Motion carries by consensus.

Planning
P21-021, Klamath Beach
Submitted by: Grant Klopmeyer

Motion made by Councilmember Hodge/Councilmember Vanlandingham/Councilmember Provolt to approve Federal Lands Access Program (FLAP) Grant Application and Match from Project 407.0000 in the amount of $275,280.00 to be used, if toll tax credits are not received. Project is to surface overlay on 2.36 miles of Klamath Beach Road from Alder Camp Road to end of road in conjunction with Del Norte County's funded culvert replacements project. Motion carries by consensus.

COUNCIL
CA21-069, Aawok Buckskin sign
Submitted by: Councilmember Williams

To allocate funding for the purchase of a sign for Aawok Marjorie Buckskin building.

Directive to Don Barnes, Executive Director to report back to Council within 60 (sixty) days with plans and a budgets for new signs for all of buildings that need a new sign.

CA21-070, Garden Donation
Submitted by: Councilmember Provolt

Motion made by Councilmember Provolt to approve donation of $250 from Community donations, $250 from Chairman’s travel line item, $250 from Councilmember Provolt’s travel line item, $250 from Councilmember Vanlandingham travel line item and $250 from Councilmember Williams travel line items for a total of $1250.00 to the Peace and Garden Project. Motion carries by consensus.

CA21-076, District Member Emergency Services

May 6, 2021 Council Action meeting
Motion made by Councilmember Hodge/Councilmember Williams to retroactively approve Council Member Natt’s district emergency service donation (Chair Budget). Motion carries by consensus.

CA21-077, Donation for Tribal Elder
Submitted By: Councilmember Natt

Motion made by Councilmember Williams/Councilmember Provolt to approve a donation in the amount of $250 from Councilmember Natt’s Travel line item for Tribal member Elder and $250 from Chairman’s travel line item for a total of $500.00. Motion carries by consensus.

CA21-078, Donation for Tribal Elder #2
Submitted by: Council Operations

Motion made by Councilmember Vanlandingham/Councilmember Hodge to approve a donation in the amount of $250 from GL 6250 for a Tribal member elder and $100 from Weitchpec District’s travel line item for a total of $350.00. Motion carries by consensus.

B21-001, Benefits Plan
Submitted by: Elizabeth Turner

Motion made by Councilmember Williams/Councilmember Vanlandingham to approve the Yurok Tribe Health Plan as presented with specific decision points and to authorize Chairman James to sign all relevant contracts. Roll Call: Vice Chair Myers-yes, Councilmember Ray-np, Councilmember Provolt-no, Councilmember Williams-yes, Councilmember Hodge-no, Councilmember Vanlandingham-yes, Councilmember Natt-np, Councilmember McCovey-no, Chairman James-yes. Yes-4, No-3, Abs-0, np-2. Motion carries.

Public Health
Hollie Strahm presents

PH21-003, COVID Contract Tracing Software Purchase
Submitted by Hollie Strahm

Motion made by Councilmember McCovey/Councilmember Provolt to approve the purchase of Salesforce’s Contact Tracing Software for Public Health Department for use in COVID-19 investigations. Authorize Chairman to sign all necessary documents. Motion carries by consensus.

Emergency Items:

Health & Human Services
YHHS21-14, Bringing Families Home Resolution
Submitted by: Alita Redner

Motion made by Councilmember Williams/Councilmember Provolt to approve Resolution #21-25 for Limited Waiver of Sovereign Immunity of the Yurok Tribe for finalizing an agreement with Humboldt County Department of Health & Human Services. Roll Call:
Councilmember Natt-np, Councilmember Williams- yes, Councilmember McCovey-yes, Councilmember Provolt-yes, Councilmember Hodge-yes, Councilmember Ray-np, Vice Chair Myers-yes. Yes- 5, No-0, Abs-0, np-2. Motion carries.

**Fisheries**

FISH21-030, Hewlett Foundation
Submitted By: Barry McCovey Jr.

Motion made by Councilmember Provolt/Councilmember Williams to authorize the Fisheries Department to submit proposal to the Hewlett Foundation for $150,000/year, for two years ($300,000 total). These funds will be used to increase the Fisheries Department capacity to assist with the restoration of the Klamath Basin fishery resource (see attached memo for details). Motion carries by consensus.

BREAK: 2:35pm-2:45pm

EXECUTIVE SESSION: 2:45pm-5:00pm

Items out of Executive Session:

ExDir21-004, Cost of living Adjustment
Submitted by: Don Barnes

Discussion/Action RE: Council to provide direction to Executive Office on application of COLA (Cost-of-Living Adjustment) for Fiscal year ’22 budgets. Discussion only, no action.

OTA21-049, Notice to Preserve Interest
Submitted By: Geneva E.B. Thompson

Motion made by Councilmember Ray/Councilmember Hodge to retroactively authorize chairperson to sign notice of intent to preserve on APN 532-096-010 and APN 534-096-014. Motion carries by consensus.

OTA21-052, Interior fund allocation comments
Submitted By: Dawn Baum

Motion made by Councilmember Hodge/Councilmember Natt to retroactively approve and authorize Chairman to sign and submit written comments to the Department of Interior on the allocation for funds from the American Rescue Plan. Motion carries by consensus.

OTA21-053, Property purchase
Submitted By: Geneva E.B. Thompson

Motion made by Councilmember Hodge/Vice Chair Myers to authorize Chairman to sign the land purchase agreement for APN531-075-002 and APN 531-072-017 and to adopt Resolution #21-46 for the purchase of APN 531-075-002 and APN 531-072-017. Funds to come from BIA ARP #2831. Motion carries by consensus.

May 6, 2021 Council Action meeting
OTA21-055, Rights of the Heyhl-keek ‘We-Roy Ordinance
Submitted by Geneva Thompson

Motion made by Vice Chairman Myers/Councilmember Williams to approve the draft Rights of the Heyhl-keek-‘We-roy Ordinance for public comment. Roll call; Vice Chair Myers-yes, Councilmember Hodge-yes, Councilmember Ray-yes, Councilmember Vanlandingham-np, Councilmember Provolt-yes, Councilmember Natt-yes, Councilmember Williams-yes, Councilmember McCovey-np. Yes-6, no-0, abs-0, np-2. Motion carries.

OTA21-057, Comments to Environmental Protection Agency
Submitted by Geneva EB Thompson

Motion made by Councilmember Hodge/Vice Chair Myers to authorize Chairperson to sign the Yurok Tribe’s specific comments and the broader coalition comments regarding the Environmental Protection Agency’s final risk management rules for the five persistent, bioaccumulative, and toxic chemicals, subject to the Office of the Tribal Attorney edits and review. Roll call; Vice Chair Myers-yes, Councilmember Hodge-yes, Councilmember Ray-yes, Councilmember Vanlandingham-np, Councilmember Provolt-yes, Councilmember Natt-yes, Councilmember Williams-yes, Councilmember McCovey-np. Yes-6, no-0, abs-0, np-2. Motion carries.

YTEP21-017, Hazardous Septic Issue
Submitted by Louisa McCovey

YTEP is requesting the identification of funds and permission to proceed with a potential land acquisition in exchange for services addressing septic issues at a property located in Klamath off Requa Road, APN127-090-009. Discussion only, no action.

TRIBAL MEMBER COMMENT: None provided.

CLOSING PRAYER: Provided by Vice Chair Myers.

ADJOURN: 5:32pm

MEETING MINUTES APPROVED ON: May 20, 2021

_____________________________ ____________________
Sherri K. Provolt, Secretary Date
05/24/21

May 6, 2021 Council Action meeting