YUROK TRIBAL COUNCIL
ACTION MEETING
WEDNESDAY, APRIL 14, 2021
https://www.gotomeet.me/yuroktribe

ROLL CALL: 10:00am

PRESENT: Joe James (12:02), Frankie Myers, Sherri Provolt, Mindy Natt, Ryan Ray, Lori Hodge, Toby Vanlandingham, Lana McCovey (1:22pm), 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 Vice Chair Myers.

ADDITIONS TO AGENDA
Motion made by Councilmember Williams /Councilmember Hodge to accept the agenda with no additions. Motion carries by consensus.

CALENDAR/AGENDA ITEMS
Fisheries
FISH21-020, Trinity River Planning Session request
Submitted by Dave Hillemeier

Council consensus to set a planning session for May 5, 2021 for 2 hours to discuss issues affecting restoration of the Trinity River fishery and associated strategies for addressing these issues. Motion carries by consensus.

Wildlife
WILD21-008, Condor Reintroduction Planning Session request
Submitted by Tiana Williams-Claussen

Council consensus to set a planning or work session for April 21, 2021 to discuss timeline and implementation needs for California condor reintroduction in Yurok Ancestral Territory.

BREAK: 10:30am-11:30

COUNCIL CHECK IN
Councilmember Provolt: I would like to remind our membership and Council to remind your appointed members to attend the Advisory Committee meetings, like Social Services, April 14, 2021 Council Action meeting
Councilmember Natt: Pass

Councilmember Ray: Pass

Councilmember Hodge: I had a district meeting and I wanted to thank Nicole Sager from YIHA for giving us a presentation on the work being done in housing. I also want to really thank Ray Bacon and he gave us a report of the 12 businesses he oversees, he showed us pictures of Shoreline and showed us what it will look like all cleaned up. It looked nice. Our elders asked about a getting a program to help them get to their doctor appointment, both local and out of the area. If we could get together and think about that kind of funding, it is a needed program. I’m also looking at property here in East District for property for food sovereignty. Raymond announced that the T-Shirt business is up for sale. If anyone is interested please, contact Sara Barbour at YEDC.

Councilmember Williams: I want to announce our next natural resource meeting is May 3rd. I would like to remind Council to update their liaison information so that staff can contact them.

Councilmember McCovey: Not present.

Councilmember Vanlandingham: Pass

Vice Chair Myers: I want the membership to understand that we found out that the (river) flows are not going to be that great or even anything that we expected. This year will have some drastic effects.

Chairman James: Not present.

TRIBAL MEMBER COMMENT: None provided.

EXECUTIVE SESSION:
OTA21-047, Construction Corporation and Fisheries Contract
OTA21-051, Prey-go’-neesh Investment Agreement
Personal (Hodge), Land Access (Ray), Legislative Trip Sacramento

CONSENT ITEMS:
No agenda items provided.

12:00pm Chairman James joins the meeting.

April 14, 2021 Council Action meeting

2
AGENDA ITEMS:

Fisheries

DJ Bandrowski

FISH21-021, Elk Meadows of Prairie Creek

Submitted by Dave Hillemeier

Motion made by Councilmember Hodge/Councilmember Williams to retroactively authorize the Fisheries Department to submit the attached proposal to the State Coastal Conservancy to conduct restoration planning and development of designs to conduct restoration in Elk Meadows area of Prairie Creek (see attached memo, budget, proposal, and prior action items for more information). Motion carries by consensus.

FISH21-022, Watershed Training Center

Submitted by Dave Hillemeier

Motion made by Councilmember Natt/Councilmember Williams Authorize the Fisheries Department to enter into the attached contract addendum to provide technical services to the Watershed Research and Training Center to extend the contract through December 31, 2022 and add an additional $150,000 to the contract (see attached OTA approval and contract addendum for more information). Motion carries by consensus.

FISH21-023, Nature Conservancy proposal

Submitted by Dave Hillemeier

Motion made by Councilmember Hodge/Councilmember Williams to authorize the Fisheries Department to collaborate with Northern Hydrology Engineering on a proposal to perform technical services for restoration projects in North Coast river to The Nature Conservancy per the attached Request for Qualifications (RFQ). See attached memo and RFQ for more information. Motion carries by consensus.

FISH21-024, USFWS Partners funding proposal

Submitted by Dave Hillemeier

Motion made by Councilmember Natt/Councilmember Hodge to authorize the Fisheries Department to submit the attached proposal to the USFWS Partners Program to receive funding to hire a restoration biologist (or physical scientist) and Fisheries Technician to assist with restoration planning/implementation in the Lower Klamath Basin (see attached memo, proposal, and budget for more information). Motion carries by consensus.

FISH21-025, 2017 Disaster Relief Funds project code

Submitted by Dave Hillemeier

Motion made by Councilmember Provolt/Councilmember Natt to authorize establishment of a project code for the 2017 disaster relief funds per the budget contained within the attached memo. See attached memo and grant agreement for more information. Motion carries by consensus.

April 14, 2021 Council Action meeting
FISH21-026, Habitat Restoration and Enhancement Act Support
Submitted by Dave Hillemeier

Motion made by Councilmember Natt/Councilmember Provolt to authorize signature by the Chairman on the attached letter of support for extension of the Habitat Restoration and Enhancement Act (see attached memo and letter of support for more information). Motion carries by consensus.

Health & Human Services
YHHS21-009, Bringing Families Home *please see the separate file for full agenda item documents.
Submitted by Alita Redner

Motion made by Councilmember Natt/Councilmember Williams to approve Bringing Families Home Grant and Budget. Motion carries by consensus.

Human Resources
HR21-006, Tribal Child Welfare & Behavioral Health
Submitted by Rose Sylvia

Motion made by Councilmember Vanlandingham/Councilmember Williams to approve Department name change from Indian Child Welfare to Tribal Child Welfare & Behavioral Health. Approve job description change for Youth Advocate, Youth Prevention Specialist, Community Navigator and Court Coordinator. Motion carries by consensus.

HR21-007, Benefits Department job descriptions
Submitted by Rose Sylvia

Motion made by Councilmember Natt/Councilmember Williams to approve Benefit Department organization structure and job descriptions for Accountant II and Administrative Assistant IV. Roll Call: Councilmember Natt-yes, Councilmember McCovey-Np, Councilmember Williams-yes, Councilmember Vanlandingham-yes, Councilmember Ray-yes, Councilmember Hodge-yes, Councilmember Provolt-no, Vice Chair Myers-yes; Yes-6, No-1, np-1. Motion carries.

Information Services
IT21-010, Emergency Broadband Benefit Program
Submitted by Jessica Engle

Motion made by Councilmember Williams/Councilmember Natt to approval of the Emergency Broadband Benefit (EBB) Program and Implementation Plan. Motion carries by consensus.

Natural Resources
NR21-010, Blue Creek Management Plan *please see the separate file for full agenda item documents.

April 14, 2021 Council Action meeting
Submitted by Tim Hayden

Motion made by Councilmember Vanlandingham/Councilmember Hodge to approve and sign the Council Resolution #21-31 with edits to adopt and enact the Interim Blue Creek Management Plan as the overarching management plan to guide land and resource management within the Phase II lands. Motion carries by consensus.

Office of Tribal Attorney

OTA21-044, Retroactive Approval of Department of Interior Comments
Submitted by Kori Cordero

Motion made by Councilmember Natt/Councilmember Provolt to retroactively approve the attached, "Department of Interior Consultation with Tribes: EO 13175, Consultation and Coordination with Indian Tribal Governments" Comments on behalf of the Yurok Tribe, authorize Chair to sign, and authorize OTA to submit. Motion carries by consensus.

OTA21-045, Retroactive Approval of USDA Consultation Comments
Submitted by Kori Cordero

Motion made by Councilmember Provolt/Councilmember Williams to retroactively approve the attached, "Tribal Consultations [...] Strengthening Nation-to-Nation Relationships & Executive Order on [...] Support for Underserved Communities through the Federal Government" comments on behalf of the Yurok Tribe, authorize Chair to sign, and authorize OTA to submit. Motion carries by consensus.

OTA21-046, Health & Human Services Tribal Consultation
Submitted by Tamara Honrado

Motion made by Councilmember Hodge/Councilmember Natt for retro-approval of Chair's signature on U.S. Health and Human Services Tribal Consultation comments on agency consultation policy and practices. Motion carries by consensus.

1:22 Councilmember McCovey joins the meeting.

OTA21-048, Department of Interior Energy Comments
Submitted by Melodie Meyer

Motion made by Councilmember Hodge/Councilmember Natt to authorize Chairperson to sign the Department of Interior Energy Comments letter and to participate in a follow up phone consultation on April 27 or 29 with the Department of Interior and/or request to have a government-to-government meeting with the Department (see attached memo). Motion carries by consensus.

OTA21-050, Notah Begay III Application for Minors Advocate
Submitted by Tamara Honrado

Motion made by Councilmember Provolt/Councilmember Williams to ratify a poll vote taken on April 9, 2021 for Chairman to sign tribal Resolution 21-38, to approve Office of Tribal
Attorney to apply for the NB3 grant to fund Minor’s advocate for Title IV-E Children’s Code matters. Motion to approve 9.47% or approximately $18,940 to come out of Council budget for indirect overage. Roll call; Vice Chair-yes, Councilmember Hodge-yes, Councilmember Ray-abs, Councilmember Vanlandingham-yes, Councilmember Provolt-yes, Councilmember Natt-yes, Councilmember Williams-yes, Councilmember McCovey-abs. Yes-6, no-0, abs-2, np-0. Motion carries.

Planning
P21-009, Annual FTA FY21 Certification and Assurances
Submitted by Melissa Miguelena
Motion made by Councilmember Natt/Councilmember McCovey to approve FTA FY21 Certification and Assurances and to authorize Chairman to sign all agreement related documents. Motion carries by consensus.

Gino O’Rourke presents
P21-017, Redwood Coast Energy Authority Customer participation agreement
Submitted by Gino O’Rourke
Motion made by Councilmember Natt/Councilmember Hodge to approve and authorize the Chairperson to sign the Agreement with Redwood Coast Energy Authority to conduct energy efficiency assessments on eligible tribal facilities located within the PG&E service area. Motion carries by consensus.

P21-020, California Rural Indian Health Board Micro grant application
Submitted by Henry Solares
Motion made by Councilmember Natt/Councilmember Hodge to approve the Planning Department to submit a grant application to the California Rural Indian Heath Board, Tribal Medically Assisted Treatment Micro Grant program, on behalf of Yurok Health and Human Services Department and authorize the chairperson to sign all required grant documents. (A funding commitment of $2,470 is required from Council to cover unallowable indirect expenses). Motion carries by consensus.

Wildlife
Tiana Williams-Claussen, Chris West presents
WILD21-007, Support for Recovering America’s Wildlife Act
Submitted by Tiana Williams-Claussen
Motion made by Councilmember Natt/Councilmember Williams to approve Chairman signature on a letter to Secretary Deb Haaland regarding Yurok Tribal support for the Recovering America’s Wildlife. Motion carries by consensus.

WILD21-008, Planning Session request
Submitted by Tiana Williams-Claussen
Motion made by Councilmember Natt/Councilmember Williams to set a planning or work session date to discuss timeline and implementation needs for California condor reintroduction in Yurok Ancestral Territory. Motion carries by consensus.

WILD21-009, Oregon State University Marten Research
Submitted by Tiana Williams-Claussen

Motion made by Councilmember Natt/Councilmember Hodge to approve Oregon State University and California Department of Fish and Wildlife access to Yurok tribal lands for non-invasive Humboldt marten survey study, to be conducted in coordination with Yurok Tribe Wildlife Department. Motion carries by consensus.

Yurok Indian Housing Authority
Nicole Sager presents
YIHA21-011, Letter of Credit Umpqua Bank and Resolution #21-36
Submitted by Nicole Sager

Motion made by Councilmember Hodge/Councilmember Williams to authorize the Yurok Indian Housing Authority to secure a letter of credit in favor of the City of Arcata for the off site improvements required in the subdivision agreement for Arcata Homes #3 and to approve corresponding Resolution #21-36 authorizing the Chairman to sign and the Secretary to attest. Motion carries by consensus.

Council
CA21-060, Chair’s travel line-item retro approval
Submitted by Chairman James

Motion made by Councilmember Williams/Councilmember Hodge retro-approval for Chairman James to use his travel line item for Tribal Member # 1093 emergency assistance in the amount of $700.00. Roll call; Vice Chair-yes, Councilmember Hodge-yes, Councilmember Ray-abs, Councilmember Vanlandingham-yes, Councilmember Provolt-yes, Councilmember Natt-yes, Councilmember Williams-yes, Councilmember McCovey-yes. Yes-7, no-0, abs-1, np-0. Motion carries

CA21-066, March 23-25, 2021 minutes (placeholder)
Submitted by Council Operations

Motion made by Councilmember Hodge/Councilmember Provolt to approve with edits and corrections Council meeting minutes for March 23-25, 2021. Motion carries by consensus.

TRIBAL MEMBER COMMENT: None provided.

BREAK: 2:20-2:40pm

EXECUTIVE SESSION: 2:40pm-4:46pm

OTA21-047, Construction Corporation and Fisheries Contract

April 14, 2021 Council Action meeting
OTA21-051, Prey-go’-neesh Investment Agreement,  
Personal (Hodge), Land Access (Ray), Legislative Trip Sacramento (Council)  

Action out of Executive Session:  

OTA21-047, Construction Corporation and Fisheries Contract  
Submitted by Geneva E.B. Thompson  

Motion made by Councilmember Williams/Councilmember Provolt to authorize Chairperson  
 to sign the Master Services Sole Source Contract between the Yurok Tribe and the Yurok Tribe  
 Construction Corporation and to sign Resolution #21-41 granting a limited waiver of  
 sovereign immunity in favor of the Yurok Tribe Construction Corporation. Roll call; Vice Chair-  
 yes, Councilmember Hodge-yes, Councilmember Ray-yes, Councilmember Vanlandingham-np,  
 Councilmember Provolt-yes, Councilmember Natt-np, Councilmember Williams-yes,  
 Councilmember McCoye-np. Yes-5, no-0, abs-0, np-3. Motion carries.  

OTA21-051, Prey-go’-neesh Investment Agreement  
Submitted by Maggie Poffenbarger  

Motion made by Councilmember Hodge/Councilmember Provolt to approve investment  
 agreement between the Yurok Tribe and Prey-go-neesh Construction Corporation and  
 authorize Chairperson to sign. Roll call; Vice Chair-yes, Councilmember Hodge-yes,  
 Councilmember Ray-yes, Councilmember Vanlandingham-np, Councilmember Provolt-yes,  
 Councilmember Natt-yes, Councilmember Williams-yes, Councilmember McCoye-np. Yes-6,  
 no-0, abs-0, np-2. Motion carries.  

Watershed21-003, Contract #143-03 and Waiver of Sovereign Immunity  
Submitted by Richard Nelson  

Motion made by Councilmember Williams/Councilmember Provolt to ratify a poll vote taken  
 on April 9, 2021 that approved the Chairman to sign the Contract, Resolution #21-39  
 Sovereign Immunity Waiver, all associated documents for execution of the contract, once  
 they are approved by legal, fiscal, Grants and Compliance, Insurance Provider and other  
 individuals that may need to approve. Roll call; Vice Chair-yes, Councilmember Hodge-yes,  
 Councilmember Ray-abs, Councilmember Vanlandingham-np, Councilmember Provolt-yes,  
 Councilmember Natt-yes, Councilmember Williams-yes, Councilmember McCoye-np. Yes-5,  
 no-0, abs-1, np-2. Motion carries.  

CA21-071 Road Maintenance and repair at Waukell  
Submitted Council  

Motion made by Vice Chairman Myers/Councilmember Williams to authorize Watershed  
 Road’s Department, THPO, Yurok Police, Council and staff to take necessary measures to  
 keep BIA access road open to Waukell cemetery. Roll call; Vice Chair-yes, Councilmember  
 Hodge-yes, Councilmember Ray-yes, Councilmember Vanlandingham-np, Councilmember  
 Provolt-yes, Councilmember Natt-yes, Councilmember Williams-yes, Councilmember  
 McCoye-np. Yes-6, no-0, abs-0, np-2. Motion carries.

April 14, 2021 Council Action meeting
TRIBAL MEMBER COMMENT: None provided.

CLOSING PRAYER: Provided by Chairman James

ADJOURN: 5:16pm

MEETING MINUTES APPROVED ON: May 20, 2021

Sherri K. Provolt, Secretary

05/24/21