

**YUROK TRIBAL COUNCIL
ACTION MEETING
TUESDAY, APRIL 5, 2022
KLAMATH TRIBAL OFFICE**

ROLL CALL: 10:00am

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

ABSENT: Lana McCovey, South District (Travel)

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

QUORUM: 8 present, 1 absent, quorum present.

OPENING PRAYER: Provided by Councilmember Williams.

ADDITIONS TO AGENDA

Motion by Councilmember Vanlandingham/Councilmember Williams to approve agenda and pulling item YHHS22-012, Minor Non-Minor Attorney. Motion carries by consensus.

CALENDAR

April 21st Council Action Meeting tentatively moved to 28th
April 25th -28th Vice Chair Myers travel
May 14th- Collage of the Redwoods Graduations/Honor Guards
May 23rd-Remove Weitchpec District Meeting
May 30th-Memorial Day Offices Closed
June 3rd- Job fair @ Main Klamath Tribal Office

IINTRODUCTION OF NEW EMPLOYEES

Candace Frank-Guerrero - Council Operations Assistant I
Nikita Gorman - Council Operations Assistant I
Shannon Albers – Prevention Specialist with Client Services

COUNCIL CHECK IN

Councilmember Provolt: I would like to invite our tribal membership to attend the Grand Opening of Chah-pek Stone Lagoon Visitor Center on the April 9th. I want to express my gratitude and thanks for all the partnerships to make this event happen. We're extremely proud

43 of our team, our cultural team, and the work that they've done to realize another great project
44 for behalf of the tribe. Thank you.

45
46 Councilmember Natt: Pass

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48 Councilmember Ray: At the last NCIDC meeting we've created a Scholarship Committee, which
49 I sit on. We are still in the early stages. We had one meeting so far last Friday. We're working
50 through the criteria and how students will be awarded these scholarships. I think it's planned
51 for a \$2,000 scholarship for eligible students. I'll keep everyone updated as we move forward. I
52 just wanted to let Council and membership know that Fifth District Supervisor Masten will be
53 sworn in on this Friday, if anybody would like to attend and show their support. I'll be there. I
54 think it would be good to get up there if you can. That's it.

55
56 Councilmember Hodge: Good morning membership and staff. Thank you all for being here. I
57 don't have much to report except to again remind everyone to please register to vote for the
58 upcoming elections, for the supervisor in both districts, Del Norte and Humboldt County, and
59 also remind our membership of the Strone Lagoon Visitors Center Grand Opening for Saturday
60 April 9th. It's going to be a great, great event. Thank you.

61
62 Councilmember Williams: Good morning everyone. I'll give some updates. Last week I went to
63 Sacramento and I attended State Assembly Subcommittee and I was a witness for Assembly Bill
64 2176, which extends our live birth certificate time from 10 days to 21 days. The message I
65 carried was how the State of California needs to look at their policies that have been in place
66 ant that for a hundred years or more to they have marginalize indigenous peoples. I believe
67 they heard us on the vote. The vote for the bill and for support of the indigenous peoples was
68 14 in favor to -0- opposed. I felt like the State is making good changes. Second, I attended
69 California Tribal Family's Coalition. It's a law group that we contract with to develop policies for
70 our ICWA program. I was able to connect with some other organizations that are willing to give
71 us resources and support. So, I was really happy about that. Next thing I like to bring is we had
72 our Natural Resources Committee meeting last night and the forestry department gave a
73 presentation on their projects. They have some harvesting planned and through that, they're
74 going to be generating some firewood. We may be able to get some profit from our forestry
75 management and we can look at buying equipment and improving our forestry department.
76 Yurok Fire also gave an update on three projects, one planned at a Pecwan, Weitchpec and at
77 Waukel. CFMC- Cultural Fire Management Council also gave a presentation. Last year they did
78 153 acres on four projects. This year they've done 70 acres this spring. They have some projects
79 planned to upper Kepel and McKinnon Hill. Also, they're looking to do work with the Klamath
80 Food Sovereignty Program to burn the area for them near Margaret Keating School. They're
81 also going to do some family burns. They've already burned brush reduction for fire reduction
82 and assisted seven different families so far. This year they have 16 burns for families planned.
83 The final item from Natural Resource Committee was regarding the wind energy project
84 proposed off the coast of California. The Natural Resource Committee made a motion to
85 oppose the wind energy project and to protect Condors and other Marine life and offshore

86 resources. That was unanimously voted on by the NRC. So that's what I have today. That's the
87 end of my check-in. Thank you.

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89 Councilmember McCovey: (Travel)

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91 Councilmember Vanlandingham: Pass

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93 Vice Chair Myers: Pass

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95 Chairman James: Last week I attended the NAP, Native American Philanthropy in Washington,
96 DC. There's a big push for tribal governments to receive funding from this source. One of the
97 discussions that was presented on was a land back and the importance of it. It goes hand in
98 hand with a lot of what we are doing at the State and Federal level including the 30 by 30
99 efforts with the State and also 30 by 30 with on the federal side. They also asked if I would
100 consider being on an Advisory Board. I did say yes and will send back to our Tribal Council. It's a
101 good funding opportunity for the conservation work that we're doing already here. So again,
102 look forward for the growth and progress from the philanthropy sites. That's all I have right
103 now.

104
105 **TRIBAL MEMBER COMMENT:** None provided.

106
107 **EXECUTIVE SESSION:**

108 Willow Creek Property (Chairman James)
109 Lost Coast Wind Proposal (Vice Chairman Myers)
110 Personnel Matter (Councilmember McCovey)
111 Boat Dance Litigation Matter (Dawn Baum, OTA)
112 Cultural Sensitivity Issue (Councilmember Provolt)
113 Tribal member issue to take into legal matter (Councilmember Ray)

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115 **CONSENT ITEMS:** None Provided.

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117 **AGENDA ITEMS:**

118 **Administration Division**

119 Information Services
120 Elly O'Rourke presents for agenda item
121 IT22-002, Ancestral Land Grant
122 Submitted by Elaina O'Rourke

123 **Motion by Councilmember Vanlandingham/Councilmember Provolt for retro-active approval**
124 **and signature for the First Nations Development Institute (FNDI) grant in the amount of**
125 **\$35,000 for the G.I.T Program to map the history of the Yurok landscape, providing a vision**
126 **for ecological restoration. This grant opportunity was sent to us on January 26th and was due**
127 **on January 31st. Motion carries by consensus.**

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Natural Resources Division

Fisheries Department
Barry McCovey, Jr. presents for agenda item
FISH22-021, Dam Removal Draft Environmental Impact Statement
Submitted by Barry McCovey, Jr.

Motion by Councilmember Natt/Council Member Hodge to authorize submission of a tribal comment regarding the FERC Dam Removal Draft Environmental Impact Statement. Motion to carries by consensus.

Ner-gery 'Oohl' Division

Health & Human Services Department
Madison Green and Valerie Ryles present for agenda item
YHHS22-012, Minor Non-Minor Attorney
Submitted Valerie Ryles, Title IV-E Program Manager

~~Title IV-E Program requesting approval of YHHS22-12 (Contract Amendment) for all changes described in the contract amendment as part of the Title IV-E Program's Implementation Process and to approve the Chairman to sign all contracts and agreements developed from this contract. Item Pulled.~~

Tribal Court

Jessica Carter presents for agenda items
TC22-005, Budget Modification 4049
Submitted by Jessica Carter

Motion by Councilmember Natt/Councilmember Williams to approve budget modification for Project 4047 Office of Justice Assistance Yurok Wellness Court. Motion carries by consensus.

TC22-008, Family Violence Prevention and Services to Act
Submitted by Vicky Bates

Motion by Councilmember Ray/Councilmember Hodge to approve the submission of the Family Violence Prevention and Services Act to Native American Tribes grant application and approve Chairman to sign any related and necessary grant documents. Motion carries by consensus.

Office of Tribal Attorney

OTA22-019, Letter Supporting AB 225
Submitted by Melodie Meyer

Motion by Councilmember Natt/Councilmember Provolt to approve sending of a letter to Assembly Member Christopher Ward in support of AB 225 which directs CNRA to develop a policy to incorporate traditional ecological knowledge into California Natural Resources Agency (Time sensitive so our comments can be incorporated in bill). Motion carries my consensus.

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171 OTA22-022, Use Agreement with Stanford Law
172 Submitted by Dawn Baum, General Counsel

Motion by Councilmember Hodge/Councilmember Vanlandingham to approve research proposal and Data Use Agreement with Stanford Law student Bailey Ulbricht for paper on Tribal Court enforceability of data sovereignty, Tribal Council to have final approval of any publication. (Time Sensitive). Motion carries by consensus.

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178 **Council**

179 CA21-004, Eureka Offices
180 Submitted by Councilmember McCovey/Chairman James

Motion by Councilmember Hodge/Councilmember Williams to designate staff to have current tenants of the upstairs office at the Eureka 3rd Street be served a 30-day notice eviction. To designate staff to finalize plans for upstairs renovation (including IT services, etc.) and to present a scope-of-work and budget as previously agreed by Council Action and Council Planning meeting (1/26/22). To allow Councilmember McCovey to have space identified for office and to provide key to CM McCovey. Staff directive to bring back to Council April 2022. Motion carries by consensus.

188
189 CA22-078, Native Nations Conference
190 Submitted by Councilmember Vanlandingham

Motion to authorize Councilmember Vanlandingham and Council to attend Native Nations Conference June 14th and 15th at the Pechanga Resort and Casino in Temecula, California. (Economic Development, HealthCare, Housing, Cannabis & Hemp Conference). Motion carries by consensus.

195
196 CA22-079, COVID Fund
197 Submitted by Councilmember Natt

Motion by Councilmember Natt/Councilmember Williams to identify funding for COVID related tribal member assistance (non-emergency funds). Funding of \$200 Pecwan and \$100 Orick District travel line item. Motion carries by consensus.

201
202 CA22-080, Elders Services
203 Submitted by Councilmember Provolt

Motion by Councilmember Williams/Councilmember Hodge to develop job description for Elder Services Program; including Director/Manager, Assistant, or other like position titles, and develop associated budget. Motion carries by consensus.

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208 CA22-081, Youth Fund
209 Submitted by Councilmember Provolt

210 **Motion to set a work session to discuss budget for the discretionary youth funds. Item Pulled.**

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212 CA22-082, Salmon People Event
213 Submitted by Councilmember Williams

Motion to approve Tribal Council to attend Salmon People event on May 10-11, 2022 in Celilo Falls, Washington. Item Pulled.

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217 CA22-084, Requa Resort
218 Submitted by Councilmember Hodge
219 Update to Council regarding Requa Resort.

Directive to Executive Director to draft a letter to Yurok Economic Development Corporation whereas YEDC will maintain the property this again year.

222
223 CA22-085, Sea Lion
224 Submitted by Councilmember Hodge

Motion to schedule a work session with Fisheries Department and Office of Tribal Attorney to discuss the important topic of the Sea Lions in the Klamath River. Discussion item, No action.

227
228 CA22-087, Tulley Creek Drainage
229 Submitted by Vice Chairman Myers

Motion by Councilmember Hodge/Councilmember Provolt to authorize staff to draft letter to Green Diamond requesting return of lands in Tulley Creek drainage. Motion carries by consensus.

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234 **TRIBAL MEMBER COMMENT:** None provided.

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236 **LUNCH:** 11:34am - 12:10pm

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238 **EXECUTIVE SESSION:** 12:10pm -2:20pm
239 Willow Creek Property (Chairman James)
240 Lost Coast Wind Proposal (Vice Chairman Myers)
241 Personnel Matter (Councilmember McCovey)
242 Boat Dance Litigation matter (Dawn Baum, OTA)
243 Cultural Sensitivity Issue (Councilmember Provolt)
244 Tribal member issue to take into legal matter (Councilmember Ray)

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246 CA22-083, Willow Creek property
247 Submitted by Councilmember Hodge

Motion to approve making an offer on property in Willow Creek to use for affordable housing and economic development endeavors. Discussion item, No action.

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251 CA22-086, Prey-go-neesh
252 Submitted by Vice Chairman Myers

253 **Motion by Councilmember Vanlandingham/Vice Chairman Myers to approve supporting**
254 **continued investment in Prey-go-neesh (8a) Corporation in the amount of \$350,000 from**
255 **ARPA funds. Motion carries by consensus.**

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257 **TRIBAL MEMBER COMMENT:** None provided.

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259 **CLOSING PRAYER:** Provided by Vice Chairman Myers.

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261 **ADJOURN:** 2:28pm.

262
263 **MEETING MINUTES APPROVED ON:** **June 6, 2022**

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266 _____
267 **Sherri K. Provolt, Secretary**

6/13/2022
Date