

ACTION SHEET  
HOOPA VALLEY TRIBAL COUNCIL  
REGULAR MEETING  
TRIBAL COUNCIL CHAMBERS  
October 20, 2022

RECEIVED

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K'IMA:W MEDICAL CENTER

**"THE ACTION SUMMARIES ARE SUBJECT TO CHANGE UPON THE FINAL APPROVAL OF MINUTES"**

**MEMBERS PRESENT: JOE DAVIS, CHAIRMAN, EVERETT COLEGROVE JR., LEONARD MASTEN JR., ISAAC BUSSELL, JORDAN HAILEY, SGT. AT ARMS, RICK HALL JR.**

**MEMBERS ABSENT: JILL SHERMAN-WARNE, DARCY MILLER (TRAVEL), MARION MCCOVEY JR. (MEDICAL)**

THE EXECUTIVE SESSION PORTION OF THE REGULAR COUNCIL MEETING CONVENED AT 2:13 P.M. AND ADJOURNED AT 3:52 P.M.

**MEMBERS PRESENT: JOE DAVIS, CHAIRMAN, EVERETT COLEGROVE JR., JILL SHERMAN-WARNE, LEONARD MASTEN JR., ISAAC BUSSELL, JORDAN HAILEY, DARCY MILLER (5:35 P.M. VIA ZOOM), SGT. AT ARMS, RICK HALL JR.**

**MEMBERS ABSENT: MARION MCCOVEY JR. (MEDICAL)**

THE OPEN SESSION PORTION OF THE REGULAR COUNCIL MEETING CONVENED AT 5:30 P.M. AND ADJOURNED AT 6:59 P.M.

MOTION #1 TO APPROVE THE AGENDA WITH CHANGES: TABLE EXECUTIVE SESSION ITEM #6. – Personal Issue regarding Franklin Richards, tabled from 10/6/2022. – Chairman. ADD EXECUTIVE SESSION ITEM #7. – Motion to approve submission of the attached proposed First Amended and Supplemental Complaint in the HVT v. Reclamation litigation to the USDOJ & the U.S. District Court of Eastern District of California. – Mike Orcutt. REMOVE NEW BUSINESS ITEM #30. – Motion to approve Tribal Law Enforcement Review Board Request. – Council Member Sherman-Warne. REMOVE NEW BUSINESS ITEM #31. – Motion to approve to update Title 25 Burial Fund Request. – Council Member Sherman-Warne. REMOVE NEW BUSINESS ITEM #32. – Motion to approve Whistle Blower Policy Request. – Council Member Sherman-Warne. REMOVE NEW BUSINESS ITEM #33. – Motion to approve resolution establishing duties, responsibilities, and pay of the Tribal Council Members. – Council Member Sherman-Warne. REMOVE NEW BUSINESS ITEM #34. – Motion to approve Conflicts of Interest Referendum Request. – Council Member Sherman-Warne. MSC: MASTEN/HAILEY. MOTION CARRIED.

**\*COUNCIL MEMBER MILLER ENTERS THE MEETING VIA ZOOM.**

MOTION #2 TO APPROVE THE CONSENT CALENDAR AS FOLLOWS:

**CONTINUING BUSINESS:**

1. Motion to approve the minutes of October 6, 2022 Regular Meeting. - Chairman

**NEW BUSINESS:**

4. Motion to approve the attached amendment with Verizon, and upgrades on the cell tower. – J.W. Mooney (sponsored by: Bussell)

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5. Motion to approve agreement between the Hoopa Valley Tribe and the Hooknay project to conduct field research of biochar development, project will be funded entirely by the Hooknay project. – Jeff Lindsey (sponsored by: Chairman)
6. Motion to accept Boys and Girls Clubs of America's Native Service award #1020-21 and Fund #4334 in the amount of \$2,000.00 and authorize Lovae Blade and Patrick Shannon to travel to Orlando, FL to attend the 2022 Native Summit November 8-10, 2022, the update budget is also attached. – Patrick Shannon (sponsored by: Colegrove)
7. Motion to approve transfer of Fisheries vehicle to TERO for Workforce Development Program to add on additional crew members. – Penny Cordova (sponsored by: Bussell)
11. Motion to approve the Independent Contractor Agreement between the Hoopa Valley Tribe and Suzanne Burcell for the job of External Evaluator of the Hoopa Higher Education Program, and will consist of an annual evaluation due November 1<sup>st</sup> for the following grant years 21/22, 22/23, 23/24, 24/25, and 25/26 (see contract attached). – Misty Knight (sponsored by: Chairman)
12. Motion to accept the Reallotment of discretionary funds in the amount of \$1,487.00 for award #21PXCACCDF FY 10/1/20-9/30/23. These funds to be placed in the supplies line of budget 3373 1153 for the Hoopa Tribal After School Program. – Shelly Carpenter (sponsored by: Bussell)
16. Motion to accept Child Development's Assembly Bill 13 CSPP Stipend fund #3368 in the amount of \$5,400 for the period of 9/1/22 thru 9/30/24; budgeted to R&M and Supplies. – Angel Korb (sponsored by: Bussell)
17. Motion to accept Child Development's Karuk Tribe Agreement CSD Contract 22F-5102 fund #3498 in the amount of \$70,000 for the period of 1/1/22 thru 12/31/22. – Angel Korb (sponsored by: Bussell)
22. Motion to accept \$70,000 from EPA's Tribal Air Program to conduct air quality monitoring and assessment within the Hoopa Valley Reservation and approve the attached budget for the air funds into the FY2023 Land Management Budget. – Ken Norton (sponsored by: Chairman)
25. Motion to approve resolution attached for NCAI membership renewal to name Joe Davis, Chairman as delegate and to have Vice-Chairman and all Council Members as alternate delegates. To also pay annual dues in the amount of \$6,500.00, account #0180-87000-0300. – Executive Secretary (sponsored by: Chairman)
26. Motion to approve extended travel for Council to attend the Seventy-Ninth Annual NCAI Convention & Marketplace scheduled for 10/30-11/4/2022 in Sacramento, CA. – Executive Secretary (sponsored by: Chairman)

**MSC: MASTEN/BUSSELL. NOES: SHERMAN-WARNE. MOTION CARRIED.**

MOTION #3 TO APPROVE THE RESOLUTION FOR THE BROADBAND INITIATIVE FOR THE FIBER OPTIC PROJECT. MSC: BUSSELL/HAILEY. MOTION CARRIED.

MOTION #4 TO APPROVE TO PLACE INTO LPA SECTION 5.2 AMENDMENTS TO THE TRIBAL ENROLLMENT ORDINANCE, AND THAT WILL GO INTO LPA FOR POTENTIAL OF REFERENDUM VOTE. MSC: MASTEN/HAILEY. NOES: MILLER. MOTION CARRIED.

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- MOTION #5 TO APPROVE TO PAY THE INVOICE FOR PEPE OF ROUGHLY \$9,000.00 OUT OF THE ARP ACCOUNT. MSC: HAILEY/BUSSELL. MOTION CARRIED.
- MOTION #6 TO APPROVE SUBMISSION OF THE ATTACHED PROPOSED FIRST AMENDED AND SUPPLEMENTAL COMPLAINT IN THE HVT V. RECLAMATION LITIGATION TO THE USDOJ AND THE U.S. DISTRICT COURT FOR THE EASTERN DISTRICT OF CALIFORNIA. MSC: BUSSELL/HAILEY. MOTION CARRIED.
- MOTION #7 TO APPROVE LEASE AGREEMENT BETWEEN CLOUD 9 BEAUTY AND TSEWENALDIN INN TO OPEN A BEAUTY SHOP IN THE NORTH PORTION OF THE CONFERENCE AREA AT THE INN. MSC: HAILEY/SHERMAN-WARNE. MOTION CARRIED.
- MOTION #8 TO APPROVE THE BREASTFEEDING IN THE WORKPLACE POLICY LPA FINAL APPROVAL. MSC: BUSSELL/SHERMAN-WARNE. MOTION CARRIED.
- MOTION #9 TO APPROVE FISCAL YEAR 2023 BUDGET AND BUDGET AUTHORITY RESOLUTION LPA FINAL APPROVAL. MSC: MASTEN/COLEGROVE. MOTION CARRIED.
- MOTION #10 TO APPROVE CONSENT TO INCLUDE HOOPA TRIBAL POLICE IN THE SOCIAL IDENTITY LAB AT CAL POLY HUMBOLDT COMMUNITY-WIDE OPINION SURVEY (SEE LETTER ATTACHED). MSC: BUSSELL/SHERMAN-WARNE. MOTION CARRIED.
- MOTION #11 TO APPROVE THE FY22 COPS OFFICER TRIBAL RESOURCES GRANT PROGRAM AWARD NUMBER 15JCOPS-22-GG01934-INDI AND APPROVE ATTACHED BUDGET IN THE AMOUNT OF \$533,595.00 (FUND TO BE DETERMINED BY THE FISCAL DEPARTMENT). MSC: COLEGROVE/HAILEY. MOTION CARRIED.
- MOTION #12 TO APPROVE THE EXTENDED CALIFORNIA POST RECERTIFICATION TRAINING FOR CHIEF ROLANDO RAMOS. THE DATES OF THE TRAINING TO RUN FROM NOVEMBER 28, 2022 UNTIL DECEMBER 23, 2022. MSC: COLEGROVE/HAILEY. MOTION CARRIED.
- MOTION #13 TO APPROVE PAYMENT OF \$13,500.00 TO MIND SPRING INC. FOR DEVELOPMENTAL TRAINING FOR THE LEADERSHIP STAFF OF THE HOOPA FIRE DEPARTMENT AND OES TO MEET THE CHAIRMAN'S DIRECTIVE FOR DEVELOPMENTAL LEADERSHIP TRAINING. MSC: BUSSELL/HAILEY. MOTION CARRIED.
- MOTION #14 TO ACCEPT THE DEPARTMENT OF JUSTICE AWARD (AWARD NUMBER 15PBJA-22-GG-01741-TRIB) IN THE AMOUNT OF \$799,268.00 AND APPROVE THE BUDGET FOR FUND TBD-0130. MSC: HAILEY/MILLER. MOTION CARRIED.

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- MOTION #15 TO APPROVE THE INDEPENDENT CONTRACTOR AGREEMENT BETWEEN THE HOOPA VALLEY TRIBE AND LISA ROSE SANDERSON IN AN AMOUNT NOT TO EXCEED \$25,000.00 PER FISCAL YEAR, ACCOUNT #2937-85000-0130. MSC: MASTEN/SHERMAN-WARNE. MOTION CARRIED.
- MOTION #16 TO APPROVE TO ACCEPT THE REALLOTMENT OF ARPA STABILIZATION FUNDS IN THE AMOUNT OF \$22,015.00 FOR AWARD #21PXCACSC6 FY 10/1/2020-9/30/2023. THESE FUNDS TO BE PLACED IN THE CAPITAL ASSET BUILDING LINE BUDGET 3376 1153 FOR THE HOOPA TRIBAL AFTER SCHOOL PROGRAM. MSC: BUSSELL/HAILEY. MOTION CARRIED.
- MOTION #17 TO ACCEPT THE FY23 CACFP APPROVED REIMBURSABLE APPLICATION AND BUDGET FOR HTEA CHILD SERVING PROGRAMS, CONTRACT NUMBER 04010-CACFP-12-TG-CS, FUND NUMBER 5930, IN THE AMOUNT OF \$75,219 FOR THE PERIOD OF 10-1-22 THRU 9-30-23. MSC: BUSSELL/MILLER. MOTION CARRIED.
- MOTION #18 TO APPROVE CHILD DEVELOPMENT'S ASSEMBLY BILL 82 CRRSA STIPEND BUDGET MODIFICATION FOR FUND #3369 THAT HAS BEEN EXTENDED TO 12/31/22. MSC: BUSSELL/MASTEN. MOTION CARRIED.
- MOTION #19 TO APPROVE HEAD START AND EARLY HEAD START FY21/22 BUDGET MODIFICATION OF FUND 3977, AWARD 90CI010093 FOR CLOSE OUT. MSC: BUSSELL/MASTEN. MOTION CARRIED.
- MOTION #20 TO ACCEPT THE FUNDING FROM THE CA DEPARTMENT OF EDUCATION FOR THE 2022-2023 EHS-CHILD DEVELOPMENT PARTNERSHIPS GRANT AWARD 09HP00210-04-00, FUND #3115, IN THE AMOUNT OF \$92,432 FOR THE PERIOD OF 7/1/21 THRU 6/30/23. ALSO, ACCEPT DOE EHS-CD PARTNERSHIP CARRYOVER BUDGET OF \$10,439, CONTRACT 09HP000210-03-00, FUND #3113. MSC: MASTEN/BUSSELL. MOTION CARRIED.
- MOTION #21 TO APPROVE A RESOLUTION TO ASSIGN A COUNCIL RESIDENTIAL ASSIGNMENT TO MICHAEL T.N. DRAKE FOR LOT 146-B, CAMPBELL FIELD CONTAINING ONE (1.0) ACRE MORE OR LESS. THE ASSIGNEE MUST FULLY EXECUTE THE COUNCIL RESIDENTIAL ASSIGNMENT AGREEMENT (CRAA) WITHIN NINETY (90) DAYS OF THE APPROVED RESOLUTION OR THE CRAA BECOMES NULL AND VOID. MSC: SHERMAN-WARNE/HAILEY. MOTION CARRIED.
- MOTION #22 TO APPROVE THE PURCHASE OF A RIVER WATER CRAFT IN THE AMOUNT OF \$66,760.00 UTILIZING FUNDS FROM ACCOUNT 3751-0110 PERFORMANCE PARTNERSHIP GRANT (PPG). MSC: MASTEN/MILLER. MOTION CARRIED.

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- MOTION #23 TO APPROVE CARRYOVER FUNDS FROM FY2022 REALITY ACCOUNT 1022-85000-0450 IN THE AMOUNT OF \$27,015 FUNDS REMAINING AT FY2022 TO BE AVAILABLE IN THE FY2023 LAND MANAGEMENT BUDGET. MSC: HAILEY/MASTEN. MOTION CARRIED.
- MOTION #24 TO APPROVE APPOINTMENT OF DORENE MARSHALL-KAUTSKY TO THE ENROLLMENT COMMITTEE. MSC: HAILEY/BUSSELL. MOTION CARRIED.
- MOTION #25. TO APPROVE ATNI PROFESSIONAL SERVICES AGREEMENT FOR \$10,000 BUDGETED IN THE ANNUAL TRIBAL SELF GOVERNANCE BUDGET. 1/2 I.H.S. AND 1/2 INDIRECT \$5,000 EACH, 0200-90000-0200 INDIRECT AND 1123-90000-0020 I.H.S. MSC: MASTEN/COLEGROVE. MOTION CARRIED.
- MOTION #26 TO APPROVE THROUGH THE LPA PROCESS THE NAME CHANGE OF THE ROAD CURRENTLY KNOWN AS BLOODY CAMP ROAD (FROM THE STOP SIGN TO THE WATER TANK 2.3 MILES) TO BALD HILL ROAD. MSC: MASTEN/COLEGROVE. MOTION CARRIED.
- MOTION #27 TO APPROVE THE NAME CHANGE OF THE ROAD CURRENTLY KNOW AS DOWD ROAD TO NIXON ROAD. MSC: COLEGROVE/BUSSELL. **ROLL CALL: AYES: MASTEN, COLEGROVE, BUSSELL, HAILEY, MILLER. NOES: SHERMAN-WARNE. MOTION CARRIED.**
- MOTION #28 TO ADJOURN THE MEETING AT 6:59 P.M. MSC: MASTEN/BUSSELL. MOTION CARRIED.