

ROUND VALLEY INDIAN TRIBES

A Sovereign Nation of Confederated Tribes

TRIBAL COUNCIL OFFICE
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LOCATION: ON STATE HWY 162
ONE MILE NORTH OF COVELO
IN ROUND VALLEY
TRIBAL TERRITORY SINCE TIME BEGAN

ROUND VALLEY RESERVATION ESTABLISHED 1856

MINUTES

October 4, 2018

The special meeting of the Round Valley Tribal Council was called to order by President James Russ on October 4, 2018 at 1:14 p.m. in the Buffalo Room located within the Tribal Administrative Building located on the Round Valley Indian Reservation.

Roll call and the following Council Members were present: Mr. Russ, Mr. Bettega, Mr. Hutt, Mr. Rabano Jr., Mr. Lewis Whipple, Mr. Robert Whipple and Mr. William Whipple (left at 3:52 p.m.)

Also present: Travis Sorum, Indian Health Service, Toni Bettega, William Bauer, Mona Oandasan, Brenda Pina and Cheryl Bettega

Opening prayer by Alberta Azbill

Item No. 22 Agenda/approval - **Action Item – 2018-10-04-01:**

MOTION NO. 1:

Mr. William Whipple made a motion to approve the agenda.

Mr. Rabano Jr., seconded the motion.

Question: Ayes: Russ, Bettega, Hutt, Rabano Jr., L. Whipple, R. Whipple & W. Whipple

Nays: 0 Abstentions: 0 Motion carried.

Item No. 3: Unfinished Business - None

d. Cheryl Bettega, Roads Dept., and Travis Sorum, Indian Health Services – RE: Update – Hopper Lane Project – **Action Item – 2018-10-04-05:**

Mr. Sorum was introduced and he stated that he was here because he received a call from Mrs. Fitzgerral who had questions about the project. He will work with Cheryl Bettega on this project. Invoices should be coming in – for Pac Supply, Cook Concrete, Sam Pope, Brian Hurt, Mendocino County Dept. Transportation (for encroachment permit); Wired to the Tribe - \$185,000 he don't have a budget on this, but should have one today and he will send it up to Mrs. Fitzgerral. Construction should start next week and he and another person will be on site October 5th to monitor. Gabe Merrifield will be the Superintendent of the project. Discussion followed about the price of sand; the staging areas; County will take part in the inspections as had to do an encroachment permit; width of the road – widen; the Tribe should go after funding for road repairs; two projects – Hopper & Piner well; etc.

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MOTION NO. 2:

Mr. Bettega made a motion to accept as informational.

Mr. Hutt seconded the motion.

Question: Ayes: Russ, Bettega, Hutt, Rabano Jr., L. Whipple, R. Whipple & W. Whipple

Nays: 0 Abstentions: 0 Motion carried.

Item No. 4: New Business:

a. Toni Bettega, NRD – RE: CLEO citations - Action Item – 2018-10-04-02:

Ms. Bettega was present and informed the Council that she will have to do a written year end report for the CLEO. They have no written citations but will accept what she has as the CLEO person has a record of verbals that were done. Attached to the agenda is a sample of what the citations would look like. Discussion followed – citations given/verbal; sitting up policies for this procedure; that the Yurok Tribe is writing citations – (Ms. Bettega to contact to see how their program is set up); of updating the Wildlife Code if this request is approved; etc.

MOTION NO. 3:

Mr. Hutt made a motion to approve for the CLEO person to start interfacing with the Court system to state issuing citations.

Mr. Rabano Jr., seconded the motion.

Short discussion – set up a work session with Judge Wiseman, Ms. Bettega and Council – RE: Citations and for Ms. Bettega to start collecting information on this process.

Question: Ayes: Russ, Bettega, Hutt, Rabano Jr., L. Whipple, R. Whipple & W. Whipple

Nays: 0 Abstentions: 0 Motion carried.

b. William Bauer – RE: Big Bend Ranch Grazing Permit - Action Item – 2018-10-04-03:

Mr. Bauer was present and stated that his permit will expire April 30, 2019 and he is requesting to renew the permit and the revocable homesite and facilities use permit.

Ms. Bettega added that it was suggested to do a ten year permit.

Short discussion followed – back in 1988 this permit was put out for competitive bid – Mr. Bauer matched the highest bid.

MOTION NO. 4:

Mr. Bettega made a motion to approve the requests for ten (10) years by resolution.

Mr. Robert Whipple seconded the motion.

Question: Ayes: Russ, Bettega, Rabano Jr., L. Whipple, R. Whipple & W. Whipple

Nays: Hutt – for the record, he is against the time frame Abstentions: 0 Motion carried.

c. TRED – RE: Various - Action Item – 2018-10-04-04: Ms. Oandasana was present.

i) Use T-757 North of Health Center

Discussion – did the prior Council designate as residential; was the land given to the Health Center or was it designated parking for the cemetery; of the multi use by other agencies; etc.

MOTION NO. 5:

Mr. Hutt made a motion to table for more research.

Mr. Bettega seconded the motion.

Question: Ayes: Russ, Bettega, Hutt, Rabano Jr., L. Whipple & R. Whipple

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Nays: W. Whipple Abstentions: 0 Motion carried.

ii) Dave Freeman

Ms. Oandasan informed the Council that it was reported to her that a doublewide trailer was moved into where Elmer Leggetts' old homesite was. Tribal Police checked it out and Mike Goodrow said it was going to be Kandi de la Pena's.

Discussion followed about where each homesites were; etc.

MOTION NO. 6:

Mr. Bettega made a motion to table this item until the next meeting and to have Mr. Freeman and Ms. De la Pena present.

Mr. Hutt seconded the motion.

Question: Ayes: Russ, Bettega, Hutt, Rabano Jr., L. Whipple, R. Whipple & W. Whipple

Nays: 0 Abstentions: 0 Motion carried.

e. Trina Fitzgerald, Tribal Business Administrator – RE: Various - **Action Item – 2018-10-04-06:** No business items.

f. Tribal Council – RE: Various - **Action Item – 2018-10-04-07:**

i) Mr. Hutt – RE: Burial Assistance – Check list/instructions - **Action Item – 2018-08-14-011-ii:**

MOTION NO. 7:

Mr. Bettega made a motion to approve the burial assistance – check list/instructions.

Mr. Lewis Whipple seconded the motion.

Question: Ayes: Russ, Bettega, Hutt, L. Whipple & R. Whipple Nays: 0

Abstentions: Rabano Jr., & W. Whipple (out of the room) Motion carried.

ii) TANF building – purchase – Discussed.

MOTION NO. 8:

Mr. Lewis Whipple made a motion to accept as informational.

Mr. William Whipple seconded the motion.

Question: Ayes: Russ, Hutt, Rabano Jr., L. Whipple, R. Whipple & W. Whipple Nays: 0

Abstentions: Bettega (out of the room) Motion carried.

iii) California Indian Days – follow-up – Mrs. Fitzgerald informed the Council that she is working with Ms. Crabtree on getting a report.

Short discussion followed about doing a BBQ for all the staff for appreciation on the hard work they did for California Indian Days.

MOTION NO. 9:

Mr. Rabano Jr., made a motion to accept as informational.

Mr. Hutt seconded the motion.

Question: Ayes: Russ, Hutt, Rabano Jr., L. Whipple, R. Whipple & W. Whipple Nays: 0

Abstentions: Bettega (out of the room) Motion carried.

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Item No. 5: Executive Session - Action Item – 2018-03-24-08:

- a. Mr. Randy Wolfin, Casino – RE: Update
- b. Sergeant Vincent Cordova, Tribal Police Dept. – RE: Update
- c. Mary Long, Enrollment Dept. – RE: Relinquishment of Kathleen Zemaryalai
- d. Darlene Crabtree, Tribal Controller – RE: Various – financial
 - i) Personnel – Job Description- Accounts Clerk II
- e. Bernadine Whipple, HR – RE: Various
 - i) Permanent Status – C-Store Assistant Manager
 - ii) Wage Increase – Head Start Aide
 - iii) Permanent Status – Senior Center Outreach & Meal Delivery Coordinator
 - iv) Permanent Status – Fiscal Payroll Clerk
 - v) Policy & Procedures – Employee Records – Chapter 5 – draft
 - vi) Interview Committee
- f. Trina Fitzgerral, Tribal Business Administrator – no business items.
- g. Susanne Merrifield – RE: Election Board
- h. Tribal Council – RE: Various – no business items.

MOTION NO. 10:

Mr. Hutt made a motion to go into executive session at 3:29 p.m.

Mr. Lewis Whipple seconded the motion.

Question: Ayes: Russ, Bettega, Hutt, Rabano Jr., L. Whipple, R. Whipple & W. Whipple

Nays: 0 Abstentions: 0 Motion carried.

Item No. 6: Regular Session - Action Item – 2018-10-04-09:

MOTION NO. 11:

Mr. Lewis Whipple made a motion to reconvene into regular session at 4:43 p.m.

Mr. Hutt seconded the motion.

Question: Ayes: Bettega, Hutt, Rabano Jr., L. Whipple & R. Whipple Nays: 0

Abstentions: Russ (out of the room) Motion carried.

Decisions from executive session:

- a. Mr. Randy Wolfin, Casino – RE: Update - **Action Item – 2018-10-04-010:** Mr. Wolfin was present and reported.

MOTION NO. 12:

Mr. Hutt made a motion to approve the report.

Mr. Rabano Jr., seconded the motion.

Question: Ayes: Bettega, Hutt, Rabano Jr., L. Whipple & W. Whipple Nays: 0

Abstentions: Russ & R. Whipple (out of the room) Motion carried.

- b. Sergeant Vincent Cordova, Tribal Police Dept – RE: Update - **Action Item – 2018-10-04-011:** Mr. Rabano Jr., did the update.

CONSENSUS: It was the consensus of the Council to accept as informational

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d. Darlene Crabtree, Tribal Controller – RE: Various – financial – **Action Item 20-18-10-04-013:**

i) Personnel – Job Description – Account Clerk II

MOTION NO. 13:

Mr. Rabano Jr., made a motion to approve the job description.

Mr. Hutt seconded the motion.

Question: Ayes: Bettega, Hutt, Rabano Jr., & L. Whipple Nays: 0

Abstentions: Russ & R. Whipple (out of the room) Motion carried.

e. Bernadine Whipple, HR RE: Various Personnel - **Action Item – 2018-10-04-014:**

iv) Permanent Status – Fiscal Payroll Clerk

MOTION NO. 14:

Mr. Rabano Jr., made a motion to approve permanent status.

Mr. Hutt seconded the motion.

Question: Ayes: Bettega, Hutt, Rabano Jr., & L. Whipple Nays: 0

Abstentions: Russ & R. Whipple (out of the room) Motion carried.

i) Permanent Status – C-Store Assistant Manager

MOTION NO. 15:

Mr. Rabano Jr., made a motion to approve permanent status.

Mr. Hutt seconded the motion.

Question: Ayes: Bettega, Hutt, Rabano Jr., & L. Whipple Nays: 0

Abstentions: Russ & R. Whipple (out of the room) Motion carried.

ii) Wage Increase – Head Start Aide

MOTION NO. 16:

Mr. Rabano Jr., made a motion to approve the merit increase.

Mr. Hutt seconded the motion.

Question: Ayes: Bettega, Hutt, Rabano Jr., & L. Whipple Nays: 0

Abstentions: Russ & R. Whipple (out of the room) Motion carried.

iii) Permanent Status – Senior Center Outreach & Meal Delivery Coordinator

MOTION NO. 17:

Mr. Hutt made a motion to approve permanent status as recommended.

Mr. Rabano Jr., seconded the motion.

Question: Ayes: Bettega, Hutt, Rabano Jr., & L. Whipple Nays: 0

Abstentions: Russ & R. Whipple (out of the room) Motion carried.

v) Policy & Procedures – Employee Records – Chapter 5 – draft

MOTION NO. 18:

Mr. Hutt made a motion to table this item.

Mr. Lewis Whipple seconded the motion.

Question: Ayes: Bettega, Hutt, Rabano Jr., & L. Whipple Nays: 0

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Abstentions: Russ & R. Whipple (out of the room)

Motion carried.

vi) Interview Committee – Council Member to serve on:

Programs Manager position – Mr. Rabano Jr., will do

EPA Assistant Secretary – Mr. Bettega will do.

Chief Police position – to advertise at academies and law enforcement agencies

c. Mary Long, Enrollment Dept. – RE: Relinquishment of Kathleen Zerny – **Action Item – 2018-10-04-012**: Ms. Long was present:

MOTION NO. 19:

Mr. Lewis Whipple made a motion to approve the relinquishment as requested by resolution.

Mr. Rabano Jr., seconded the motion.

Question: Ayes: Bettega, Hutt, Rabano Jr., L. Whipple & R. Whipple Nays: 0

Abstentions: Russ (out of the room) Motion carried.

f. Trina Fitzgerral, Tribal Business Administrator – RE: Various - **Action Item – 2018-10-04-015**: No business items.

g. Susanne Merrifield – RE: Election Board - **Action Item – 2018-10-04-016**: Ms. Merrifield was present.

MOTION NO. 20:

Mr. Rabano Jr., made a motion to table this item.

Mr. Lewis Whipple seconded the motion.

Question: Ayes: Bettega, Rabano Jr., L. Whipple & R. Whipple Nays: 0

Abstentions: Russ (out of the Room) & Hutt Motion carried.

Election Board – Alternate:

MOTION NO. 21:

Mr. Rabano Jr., made a motion to appoint Amber Klug as the alternate for the Election Board.

Mr. Lewis Whipple seconded the motion.

Question: Ayes: Bettega, Hutt, Rabano Jr., L. Whipple & R. Whipple Nays: 0

Abstentions: Russ (out of the room) Motion carried.

h. Tribal Council – RE: Various - **Action Item – 2018-10-04-017**: No business items.

Item No. 7: Set agenda, date and time for next meeting:

a. October 9, 2018 @ 10:00 a.m. - Special Meeting

Work Session - Tania Mota, ICWA

- Kathy Britton, RVSD – Truancy Ordinance, SARB

- Roads Dept.

- Land Buy Back

- Tribal Police & Fiscal

- RVIHA

- Water Association

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- Administration – Funeral Policy; Temp Pool Policy & Donation Policy
- Child Care

No work sessions scheduled.

Item No. 8. Closing prayer by Alberta J. Azbill

Item No. 9.: Adjournment - **Action Item – 2018-10-04-018:**

MOTION NO. 22:

Mr. Hutt made a motion to adjourn the meeting at 4:44 p.m.

Mr. Rabano Jr., seconded the motion.

Question: Ayes: Bettega, Hutt, Rabano Jr., J. Whipple & R. Whipple

Nays: 0

Abstentions: Russ (out of the room) Motion carried.

Minutes taken and typed by Alberta J. Azbill, Executive Secretary, Round Valley Tribal Council.

Submitted by:



Executive Secretary, Round Valley

Tribal Council