

# ROUND VALLEY INDIAN TRIBES

*A Sovereign Nation of Confederated Tribes*

TRIBAL COUNCIL OFFICE  
77826 COVELO ROAD  
COVELO, CALIFORNIA 95428  
PHONE: 707-983-6126  
FAX: 707-983-6128



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

ROUND VALLEY RESERVATION ESTABLISHED 1856

## MINUTES November 29, 2018

The special meeting of the Round Valley Tribal Council was called to order by President James Russ on November 29, 2018 at 1:15 p.m. in the Buffalo Room 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 (arrived at 2:10 p.m. and left at 5:40 p.m.), Mr. William Whipple (arrived at 1:20 p.m. and left at 4:20 p.m.)

Also present: Julia Azbill, Lois Horne, Trina Fitzgerral, Cindy Hoaglen, Mona Oandasan and Kimberly Stillwell

Opening prayer by Alberta J. Azbill

Item No. 2: Agenda/approval - **Action Item – 2018-11-29-01:**

### **MOTION NO. 1:**

Mr. Lewis Whipple made a motion to approve the agenda with additions.

Mr. Bettega seconded the motion.

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

Nays: 0

Abstentions: 0

Motion carried.

Item No. 3: Travis Sorum, Indian Health Service – RE: MOA Project CA 18-D15 - **Action Item – 2018-11-16-06-ii:** Mr. Sorum was not present.

Mrs. Fitzgerral informed the Council that Mr. Sorum was going to revise the MOA. The MOA that was sent was their award, not the Tribes. The Tribe will be getting \$46,000 to two wells and one community water.

Note: 1:30 p.m. - Mr. William Whipple joined the meeting

Discussion followed – one community well should be put in for all the homes on that lot; of Mrs. Claudette Britton not having any water (other people hooked into the system) and of asking IHS to assist the Tribe; etc.

CONSENSUS: It was the consensus of the Council that Mrs. Fitzgerral contact Mr. Sorum and inform him that the Council still wanted to meet with him to give a report on: 1) Update on Hopper Lane Project; 2) MOA 3) Next Phase & 4) Expansion on sewer pond

Item No. 4: Unfinished Business:

**MINUTES – November 29, 2018**

**Page 2**

a. Joseph Parker – RE: Little League Field - **Action Item – 2018-11-20-02:** Mr. Parker was not present.

**MOTION NO. 2:**

Mr. Hutt made a motion to table this item.

Mr. Bettega seconded the motion.

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

Abstentions: 0      Motion carried.

b. Toni Bettega, NRD – RE: Forester's trailer - **Action Item – 2018-11-16-04:** Ms. Bettega was not present. Information was submitted and was reviewed by the Council.

**MOTION NO. 3:**

Mr. Hutt made a motion to approve the request, not to exceed \$14,000 - \$7,500 will be the Council's share.

Mr. William Whipple seconded the motion.

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

Abstentions: 0      Motion carried.

c. Minutes – Oct. 4, Oct. 11, Oct 25, Nov. 1, & Nov. 8, 2018 – **Action Item -2018-11-17-02:**

**MOTION NO. 4:**

Mr. Hutt made a motion to approve the minutes of Oct. 4, Oct. 11, Oct. 25, Nov. 1, & Nov. 8.

Mr. Bettega seconded the motion.

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

Abstentions: 0      Motion carried.

Minutes – Aug. 30, & Sept. 14, 2018 – **Action Item – 2018-10-13-02:**

The Executive Secretary informed the Council that she was not present at the regular July and October meeting and needed any notes that the Council might have so she can transcribe them.

**MOTION NO. 5:**

Mr. Hutt made a motion to table the minutes of Aug. 30, and Sept. 14, July 13, and Oct. 14<sup>th</sup>.

Mr. Bettega seconded the motion.

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

Abstentions: 0      Motion carried.

Item No. 5: New Business:

a. Allie Crabtree – RE: Tow car's off reservation - **Action Item – 2018-11-29-02:** Mr. Crabtree was not present.

**MOTION NO. 6:**

Mr. Hutt made a motion to table this item.

Mr. Rabano Jr., seconded the motion.

Short discussion – to ask Mr. Crabtree to come back to the next meeting and for TRED to identify possible areas – unoccupied land suitable for a project like this.

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

Abstentions: 0      Motion carried.

**MINUTES – November 29, 2018**

**Page 3**

b. Michelle Downey – RE: Policy on Inter-Office Procedures for recycling in office & Admin. – Need approved Policy for EPA and end of year report - **Action Item – 2018-11-29-03:** Policy was reviewed by the Council.

**MOTION NO. 7:**

Mr. William Whipple made a motion to approve the Inter Office Procedures for recycling in the office and admin.

Mr. Rabano Jr., seconded the motion.

Question: Ayes: Russ, Bettega, Hutt, Rabano Jr., L. Whipple & W. Whipple      Nays: 0  
Abstentions: 0      Motion carried.

c. Cindy Hoaglen, TANF – RE: Approve to solicit bids for Strategic Plan (5 year) - **Action Item – 2018-11-29-04:**

d. Cindy Hoaglen, TANF – RE: Approve to solicit bids – RVTT organizational assessment - **Action Item – 2018-11-29-05:**

Ms. Hoaglen was present and discussed both of her agenda items – need approve to solicit for bids for the strategic plan and the organizational assessment. She called the ACF person and was told that she need to send out for bid. This is the first time that the assessments will be done, it's just to look at how the Program is work and a road map of where they will be going, what's working and what is not.

Discussion followed.

**MOTION NO. 8:**

Mr. William Whipple made a motion to approve to put out for bid the Strategic plan

Mr. Rabano Jr., seconded the motion.

Amendment to Motion No. 8, per Mr. William Whipple and seconded by Mr. Rabano Jr.

Motion to include putting out the RVTT organizational assessment out for bid also.

Question: Ayes: Russ, Bettega, Hutt, Rabano Jr., L. Whipple & W. Whipple      Nays: 0  
Abstentions: 0      Motion carried.

e. David Frease Sr. – RE: Donations/funeral costs - **Action Item – 2018-11-29-06:** Mr. Frease arrived at the meeting and informed the Council that they will be using the Senior Center on November 30<sup>th</sup> for his father's wake and funeral. Also, he lost the wake check and wanted to know what could be done. He also needed assistance in getting the box built.

Mr. Lewis Whipple informed Mr. Frease to come to the Housing Office tomorrow, they could assist him in getting this done

For the lost check – Mr. Frease is to come into the Tribal Office tomorrow to have the check reissued.

**MOTION NO. 9:**

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

Mr. Rabano Jr., seconded the motion.

Question: Ayes: Russ, Bettega, Hutt, Rabano Jr., L. Whipple & W. Whipple      Nays: 0  
Abstentions: 0      Motion carried.

f. Trina Fitzgerral, Tribal Business Administrator – RE: Various - **Action Item – 2018-11-29-07:**

**MINUTES – November 29, 2018**

**Page 4**

i) Second Reading – Corporation Articles of Incorporation

**CONSENSUS:** It was the consensus of the Council to schedule a public meeting for Wednesday, December 5, 2018 at 6:00 p.m. for a second reading on the Corporation Articles of Incorporation and Charter.

g. Toni Bettega, NRD – RE: Stetson's Engineering Contract - **Action Item – 2018-11-29-08:**  
Ms. Bettega was not present. Information was submitted to Council for their review.

**MOTION NO. 10:**

Mr. Hutt made a motion to approve with a change to Page 3, Article 3 – c seconded paragraph – “shall be limited to a total of \$29,000 for”.

Mr. Lewis Whipple seconded the motion.

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

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

h. Tribal Council – RE: Various - **Action Item – 2018-11-29-09:**

i) Employee staff development/Mendo. College Classes - **Action Item – 2018-10-25-09-ii:**

**CONSENSUS:** It was the consensus of the Council, that Mrs. Fitzgerald bring back a draft policy regarding this matter.

ii) Meeting with School Board (December) – discussed issues and concerns – President Russ will write a letter to them requesting to meet with the Board.

iii) Roof on the Tribal Police Dept. building – roof fell in, is secure at the present. A bid was received from Tyler Swearingin; etc.

**MOTION NO. 11:**

Mr. Rabano Jr., made a motion to accept item ii and iii as informational.

Mr. Hutt seconded the motion.

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

Abstentions: 0                      Motion carried.

iv) Mr. Lewis Whipple – RE: ICDBG

v) Cannabis meeting – update given by Mr. Hutt

Permits – had a list of proposed changes; concerns – lot size – NEPA compliance, cultivation zone; land purchased – industrial park and pear ranch – fact is that companies are coming in, will set up and within a couple years will start growing; distribution center – will have a strain testing site; GMO; of the water issue being pushed to the forefront; etc.

**Item No. 6. Executive Session - Action Item – 2018-11-29-010:**

a. Mr. Randy Wolfin, Casino – RE: Update

b. TRED – RE: Various - Land

i) Request for consent 540 567

ii) Request for homesite

iii) Kimberly Stillwell – RE: Request & Draft Resolution

**MINUTES – November 29, 2018**

**Page 5**

- c. Trina Fitzgerral, Tribal Business Administrator – RE: Various
  - i) TBA position
  - ii) Personnel
- d. Sergeant Vincent Cordova, Tribal Police Dept. – RE: Update
- e. Darlene Crabtree, Tribal Controller -- RE: Various – financial
- f. Bernadine Whipple, HR – RE: Various
  - i) Policies & Procedures
  - ii) Recommendation – Permanent status – THPO
  - iii) Recommendation – Permanent status – EPA Director
- g. Tribal Council – RE: Various
  - i) Don Porter – RE: Update – (draft letter; contact person)
  - ii) Mr. Hutt – RE: Elk Valley Engagement letter
  - iii) Mr. Hutt – RE: Hard Rock Project strategies

**MOTION NO. 12:**

Mr. Bettega made a motion to go into executive session at 3:55 p.m.

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. 7: Regular Session - **Action Item – 2018-11-29-011:**

**MOTION NO. 13:**

Mr. Bettega made a motion to reconvene into regular session at 6:04 p.m.

Mr. Hutt seconded the motion.

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

Nays: 0

Abstentions: 0                      Motion carried.

Decisions from executive session:

a. Mr. Randy Wolfen, Casino – RE: Update - **Action Item – 2018-11-29-012:** Not present.

b. TRED – RE: Various – Land - **Item – 2018-11-29-11-29-013:**

iii) Kimberly Stillwell – RE: Request & Draft Resolution

**MOTION NO. 14:**

Mr. Rabano Jr., made a motion to approve to change lease to an assignment.

Mr. William Whipple seconded the motion.

Amendment to Motion No. 14, per Mr. Rabano Jr., and seconded by Mr. William Whipple

1. To approve the request by resolution.

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

Nays: 0                      Abstentions: Russ (out of the room) Motion carried.

i) Request for consent 540 567 - **Action Item – 2018-10-15-018-i:**

**MOTION NO. 15:**

Mr. Lewis Whipple made a motion to approve the consent.

Mr. Bettega seconded the motion.

**MINUTES – November 29, 2018**

**Page 6**

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

ii) Request for homesite - **Action Item – 2018-10-25-018-ii:**

**CONSENSUS:** It was the consensus of the Council to table this and that Ms. Oandasan bring back a draft resolution.

Note: Mr. William Whipple left the meeting 4:21 p.m.

iv) Julia Azbill

**MOTION NO. 16:**

Mr. Hutt made a motion to cease and desist of all parties and to do research on both properties and bring back to Council.

Mr. Rabano Jr., seconded the motion.

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

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

c. Trina Fitzgerral, Tribal Business Administrator – RE: Various - **Action Item – 2018-11-29-014:**

**NOTE:** Executive Secretary excused.

i) TBA position - **Action Item – 2018-11-20-010-iv:**

Mr. Robert Whipple left the meeting at 5:43 p.m.

Executive Secretary back to the meeting.

g. Tribal Council – RE: Various - **Action Item – 2018-11-29-018:**

i) Don Porter – RE: Update – (draft letter; contact person) – update given

ii) Mr. Hutt – RE: Elk Valley Engagement letter

iii) Mr. Hutt – RE: Hard Rock Project strategies

**MOTION NO. 17:**

Mr. Bettega made a motion to approve to sent the engagement letter to Elk Valley Rancheria

Mr. Rabano Jr., seconded the motion.

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

Abstentions: 0 Motion carried.

c. Trina Fitzgerral, Tribal Business Administrator – RE: Various – **Action Item – 2018-11-29-014:**

ii) Personnel

iii) TANF Building

**MOTION NO. 18:**

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

Mr. Hutt seconded the motion.

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

**MINUTES – November 29, 2018**

**Page 7**

Abstentions: 0

Motion carried.

d. Sergeant Vincent Cordova, Tribal Police Dept. – RE: Update - **Action Item – 2018-11-29-015**: Mr. Rabano Jr., did the update.

e. Darlene Crabtree, Tribal Controller – RE: Various – financial - **Action Item – 2018-11-29-016**: Not present, to be added to the next agenda.

f. Bernadine Whipple, HR – RE: Various Personnel - **Action Item 2018-11-29-017**:

i) Policies & Procedures - **Action Item – 2018-10-25-016-iv**:

ii) Recommendation – Permanent status – THPO- **Action Item – 2018-11-16-014-iv**:

iii) Recommendation – Permanent status – EPA Director - **Action Item – 2018-11-16-014-v**:

**MOTION NO. 19:**

Mr. Betttega made a motion to table items e and f – i, ii, and iii.

Mr. Rabano Jr., seconded the motion.

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

Nays: 0

Abstentions: 0

Motion carried.

Item No. 8: Set agenda, date and time for next meeting:

a. Thursday, December 6, 2018 @ 1:00 p.m. - Special Meeting

b. Saturday, December 8, 2018 @ 9:00 a.m. – Regular Meeting

Work sessions – Tania Mota, ICWA

- Kathy Britton, RVSD – RE: Truancy Ordinance, SARB

- Roads Dept.

- Land Buy Back

- Tribal Police & Fiscal

- RVIHA

- Water Association

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

- Child Care

No work sessions scheduled.

Item No. 9. Closing prayer by President Russ

Item No. 10: Adjournment - **Action Item – 2018-11-29-019**:

**MOTION NO. 20:**

Mr. Betttega made a motion to adjourn the meeting at 6:05 p.m.

Mr. Rabano Jr., seconded the motion.

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

Nays: 0


Abstentions: 0

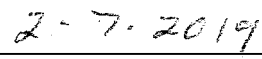
Motion carried.

**MINUTES – November 29, 2018**  
**Page 8**

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

Submitted by:

  
\_\_\_\_\_  
Executive Secretary, Round Valley  
Tribal Council

  
\_\_\_\_\_  
Approved by Round Valley Tribal  
Council