The special meeting of the Round Valley Tribal Council was called to order by President James Russ on April 25, 2019 at 1:17 p.m. in the Buffalo Room within the Tribal Administrative Building on the Round Valley Indian Reservation.

Roll call and the following Council Members present: Mr. Russ, Mr. Bettega, Mr. Lewis Whipple, Mr. Robert Whipple, Mr. Rabano Jr., Ms. Cordova and Ms. Willits.

Also present: Kimberly Stillwell, Lorn Elk Robe, Steve Brown, Arlence Cantrell, Michelle Downey, Eugene Lincoln Jr., Amber Leedy, Toni Bettega, Jessica Goodrwo

Opening prayer by Alberta J. Azbill

Item No. 2: Agenda/approval - Action Item – 2019-04-25-01:

MOTION NO. 1:
Mr. Bettega made a motion to approve the agenda.
Ms. Willits seconded the motion.
Question: Ayes: Russ, Bettega, L. Whipple, R. Whipple, Rabano Jr., Cordova & Willits
Nays: 0  Abstentions: 0  Motion carried.

Item No. 3: Unfinished Business - None

Item No. 4: New Business:


i) Appointment to Judicial Committee

MOTION NO. 2:
Mr. Bettega made a motion to approve to appoint Mr. Brown to the Judicial Committee.
Mr. Rabano Jr., seconded the motion.
Question: Ayes: Russ, Bettega, L. Whipple, R. Whipple, Rabano Jr., Cordova & Willits
Nays: 0  Abstentions: 0  Motion carried.

ii) Council request meeting with Mendocino County Board of Supervisors
Mr. Brown was present and stated that it was brought to his attention that Allman plans to come in and raid the reservation. He sees this as an attack on the Tribe’s sovereignty and that he is
over stepping his authority as he was elected to uphold the County laws. Are we going to set back and let this guy come in and assert his will; etc. The Council is elected to protect the members and our sovereignty, we have guarantees and that the Tribe needs to send him the message that he cannot come and do what he wants. Also that the ordinance is still for medical use and it hasn’t been amended as now its recreational use.

Lengthy discussion followed and President Russ informed Mr. Brown that the Council at their last meeting directed Ms. Willits to contact Sheriff Allman and set up a meeting with him and the Council and he has been in contact with John Haschak, 3rd District Supervisor, so the Council is working on this matter and a meeting will be set with Sheriff Allman.

Mr. Lorn Elk Robe informed the Council that he is in contact with attorney’s that work with a tribe in Michigan (who was a 280 state) – retrocede from 280 and there is a check list of how you would go about this. He has placed them on the May 23rd agenda to do a presentation to the Council. Discussion followed.

**MOTIO NO. 3:**
Mr. Bettega made a motion to accept as informational.
Mr. Lewis Whipple seconded the motion.

**MOTION NO. 4:**
Mr. Lewis Whipple made a motion to approve $250.00 for the adult.
Mr. Bettega seconded the motion.

**MOTION NO. 5:**
Mr. Rabano Jr., made a motion to approve $250.00 for the adult.
Mr. Robert Whipple seconded the motion.

**MOTION NO. 6**
Ms. Willits made a motion to deny the request.
Mr. Bettega seconded the motion.
e. Trina Fitzgerrall, Tribal Business Administrator – RE: Various - Action Item – 2019-04-25-06:


   MOTION NO. 7:
   Mr. Bettega made a motion to table this item.
   Ms. Cordova seconded the motion.
   Question: Ayes: Russ, Bettega, L. Whipple, R. Whipple, Cordova & Willits
   Nays: 0
   Abstentions: Rabano Jr., Motion carried.


   i) Prop 64 – California Water Control Board
   President Russ informed the Council that he received a call from Stormer Feiler who informed him that they are having trouble figuring out the month by month approval and requested to know if the Council could consider approving the letter of authorization for a year.
   Lengthy discussion followed about the state and county both having their own standards they go by; of the requirements that the green houses have to have to comply with the laws; of the green houses that are being put up close to creeks and the effects this could have; Ms. Downey informed the Council that on their testing the creeks have high levels of fecal; of tribal and gardens on the homesites; of Judge Wiseman comment regarding children placed in homes – (placement and gardens could be a risk to child as non-members have access to); of a member who had to run a non-member off her land who was trying to tap into spring; etc.
   CONSENSUS: It was the consensus of the Council for President Russ to contact Mr. Feiler and invite him to meet with the Council.

   ii) Meeting – Sonoma County Water Board – discussed, there is a need to touch bases with.

   iii) Michelle Downey – RE: Out of state travel to Duluth, Minnesota – Strategic Planning for Waste Diversion on May 21/23rd. Ms. Downey was present and informed the Council that the Tribe would be reimbursed for lodging, airline cost, mileage/parking and per diem

   MOTION NO. 8:
   Mr. Lewis Whipple made a motion to approve the out of state travel as requested.
   Mr. Robert Whipple seconded the motion.
   Question: Ayes: Russ, Bettega, L. Whipple, R. Whipple, Rabano Jr., Cordova & Willits
   Nays: 0
   Abstentions: 0
   Motion carried.

Item No. 5: Executive Session - Action Item – 2019-04-25-08:

   a. Crystal Fogelsanger – RE: Housing options for elder
   b. Jessica Goodrow – RE: Various
      i) ICWA
      ii) OVC Mandatory Training – New Mexico – May 13/17th
   c. Bernadine Whipple, HR – RE: Various
      i) Surveillance Policy
      ii) Employee Records
iii) Fiscal Policy – Travel Time
iv) Personnel Recommendation Permanent Status NRD Admin Assist., & Wage increase
v) Request Council Rep. for upcoming job interviews
vi) Tribal Police – Step 4 Wage Increases #1 & #2,
vii) Tribal Police – Wage Steps - review
viii) Job Description - HR
d. Sergeant Vincent Cordova, Tribal Police Dept. – RE: Update
e. Darlene Crabtree, Tribal Controller – RE: Various – financial
f. TRED – RE: Various – Land
   i) Henderson Subdivision
   ii) Land Sale Offer – Franci Cellan Summers
   iii) Homesite issues
   iv) Land Sale (Mr. Tyler)
   v) Henderson Subdivision – revoke homesite
   vi) Russ Subdivision – revoke homesite
g. Tribal Council – RE: Various
   i) Carlos Rabano Jr. – RE: Personnel C-Store
   ii) Riffe Road (TANF building)

**MOTION NO. 9:**
Ms. Willits made a motion to go into executive session at 2:35 p.m.
Mr. Robert Whipple seconded the motion.
Question: Ayes: Russ, Bettega, L. Whipple, R. Whipple, Rabano Jr., Cordova & Willits
Nays: 0 Abstentions: 0 Motion carried.

Item No. 6: Regular Session - **Action Item – 2019-04-25-09:**

**MOTION NO. 10:**
Ms. Willits made a motion to reconvene into regular session at 6:46 p.m.
Mr. Rabano Jr., seconded the motion.
Question: Ayes: Russ, Bettega, L. Whipple, R. Whipple, Rabano Jr., Cordova & Willits
Nays: 0 Abstentions: 0 Motion carried.

Decisions from executive session:

a. Crystal Fogelsanger – RE: Housing options for elder - **Action Item – 2019-04-25-010:** Ms. Fogelsanger, Steven White & Edwina Lincoln were present.

**MOTION NO. 11:**
Mr. Bettega made a motion to refer this matter to the Housing Authority.
Mr. Lewis Whipple seconded the motion.
Question: Ayes: Russ, Bettega, L. Whipple, R. Whipple, Rabano Jr., Cordova & Willits
Nays: 0 Abstentions: 0 Motion carried.

   i) ICWA - **Action Item – 2019-04-18-09-ii:**

**MOTION NO. 12:**
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Mr. Lewis Whipple made a motion to approve.
Mr. Bettega seconded the motion.
Question: Ayes: Russ, Bettega, L. Whipple, R. Whipple, Rabano Jr., Cordova & Willits
Nays: 0 Abstentions: 0 Motion carried.

ii) OVC Mandatory Training – New Mexico – May 13/17th

MOTION NO. 13:
Mr. Robert Whipple made a motion to approve the out of state travel as requested plus two slots (Council or Tribal Police)
Mr. Lewis Whipple seconded the motion.
Question: Ayes: Russ, Bettega, L. Whipple, R. Whipple, Rabano Jr., Cordova & Willits
Nays: 0 Abstentions: 0 Motion carried.


i) Surveillance Policy - Action Item – 2019-03-07-014-i:

MOTION NO. 14:
Mr. Lewis Whipple made a motion to table this item.
Ms. Willits seconded the motion.
Question: Ayes: Russ, Bettega, L. Whipple, R. Whipple, Rabano Jr., Cordova & Willits
Nays: 0 Abstentions: 0 Motion carried.


MOTION NO. 15:
Ms. Willits made a motion to table this item.
Mr. Robert Whipple seconded the motion.
Question: Ayes: Bettega, L. Whipple, R. Whipple, Rabano Jr., Cordova & Willits
Nays: 0 Abstentions: 0 Motion carried.

iii) Fiscal Policy – Travel Time - Action Item 2019-04-18-012-iv:

MOTION NO. 16:
Mr. Lewis Whipple made a motion to table this item.
Mr. Robert Whipple seconded the motion.
Question: Ayes: Bettega, L. Whipple, R. Whipple, Rabano Jr., Cordova & Willits
Nays: 0 Abstentions: 0 Motion carried.

iv) Personnel Recommendation Permanent Status NRD Admin. Assist. & Wage increase

MOTION NO. 17:
Mr. Lewis Whipple made a motion to approve permanent status and wage increase.
Mr. Rabano Jr., seconded the motion.
Question: Ayes: Bettega, L. Whipple, Rabano Jr., Cordova & Willits Nays: 0
Abstentions: R. Whipple & Russ (out of the room) Motion carried.
v) Request Council Rep. for upcoming job interviews
EPA 1-6 Water Tech – May 13th @ 9:00 a.m. – Ms. Willits
Safe Exchange/Court Advocate & Lead Advocate– May 17th - Ms. Willits
Tribal Police Chief – May 2nd – Ms. Willits
Personnel Director (HR) – May 23rd @ 12:00 p.m. – Council will interview
NADV&SAP Court Advocate 1 – May 13th

vi) Tribal Police – Step 4 Wage Increases #1 & #2 - **Action Item – 2019-02-14-08-ii-iii:**
   #1 – Mr. Bettega Jr.
   **MOTION NO. 18:**
   Mr. Rabano Jr., made a motion to approve a Step 4 wage increase retro., back to January 30, 2019.
   Ms. Willits seconded the motion.
   Question: Ayes: Bettega, L. Whipple, R. Whipple, Rabano Jr., Cordova & Willits
   Nays: 0    Abstentions: Russ (out of the room)    Motion carried.

   #2 – Coleman Britton
   **MOTION NO. 19:**
   Mr. Rabano Jr., made a motion to approve a Step 4 wage increase retro., back to January 23, 2019.
   Ms. Willits seconded the motion.
   Question: Ayes: Bettega, L. Whipple, R. Whipple, Rabano Jr., Cordova & Willits
   Nays: 0    Abstentions: Russ (out of the room)    Motion carried.

vii) Tribal Police – Wage Steps – review
   **MOTION NO. 20:**
   Mr. Robert Whipple made a motion to approve the wage steps.
   Ms. Willits seconded the motion.
   Question: Ayes: L. Whipple, R. Whipple, Cordova & Willits
   Nays: 0    Abstentions: Rabano Jr., Bettega (out of the room), Russ (out of the room)  Motion carried.

viii) Job Description - HR
   **MOTION NO. 21:**
   Mr. Lewis Whipple made a motion to table for review.
   Mr. Robert Whipple seconded the motion.
   Question: Ayes: Bettega, L. Whipple, R. Whipple, Rabano Jr., Cordova & Willits
   Nays: 0    Abstentions: Russ (out of the room)    Motion carried.

   Sergeant Cordova was present and requesting out of state travel for Rosento Cordova – Columbia, South Dakota.
   **MOTION NO. 22:**
   Mr. Rabano Jr., made a motion to approve, pending sign off from fiscal.
   Mr. Robert Whipple seconded the motion.

   i) Henderson Subdivision
   CONSENSUS: It was the consensus of the Council that they were still giving out homesites in the Henderson Subdivision.

   ii) Land Sale offer – Franci Cellan Summers
   CONSENSUS: It was the consensus of the Council to inform Ms. Summers that the Council is still interested.

   iii) Homesite issues – discussed was problem areas – non-members moving on tribal land; water usage; course of action – Tribal Police to take down names; take photos, give our warnings

   iv) Land Sale (Mr. Tyler) - Action Item - 2019-01-31-07:
   CONSENSUS: It was the consensus of the Council to make a counter offer of $18,000.

   v) Henderson Subdivision – revoke homesite (Frances Hoaglen)
   MOTION NO. 23:
   Mr. Rabano Jr., made a motion to revoke the homesite by resolution.
   Mr. Bettega seconded the motion.
   Question: Ayes: Russ, Bettega, L. Whipple, R. Whipple, Rabano Jr., Cordova & Willits
   Nays: 0    Abstentions: 0    Motion carried.

   i) Carlos Rabano Jr. – RE: Personnel C-Store
   ii) Riffe Road (TANF building) – update:
   MOTION NO. 24:
   Mr. Bettega made a motion to accept as informational items i and ii.
   Mr. Rabano Jr., seconded the motion.
   Question: Ayes: Russ, Bettega, L. Whipple, R. Whipple, Rabano Jr., Cordova & Willits
   Nays: 0    Abstentions: 0    Motion carried.

Item No. 7: Set agenda, date and time for next meeting:
   a. May 2, 2019 @ 1:00 p.m. - Special Meeting
   May 2, 2019 – 11:00 a.m. – Conference call – Curtis Berkey
   May 2, 2019 – 12:00/12:30 p.m. Interviews – Tribal Police Chief
   May 2, 2019 – 5:00 p.m. – Meeting – Municipal Advisory Committee – Mr. Russ & Mr. Rabano Jr., will attend
May 31, 2019 – Training – Updating constitutions – Mr. Russ & Mr. Bettega wants to go.

Item No. 8: Closing prayer by President Russ

Item No. 9: Adjournment - Action Item – 2019-04-25-017:

**MOTION NO. 25:**
Mr. Bettega made a motion to adjourn the meeting at 7:00 p.m.
Ms. Willits seconded the motion.
Question: Ayes: Russ, Bettega, L. Whipple, R. Whipple, Rabano Jr., Cordova & Willits
Nays: 0 Abstentions: 0 Motion carried.

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

Submitted by:

Alberta J. Azbill
Executive Secretary, Round Valley Tribal Council