KARUK TRIBE COUNCIL MEETING AGENDA

Thursday, August 25, 2016, 3 PM, Happy Camp, CA

A) CALL MEETING TO ORDER – ROLL CALL

AA) PRAYER / KARUK TRIBE MISSION STATEMENT

The mission of the Karuk Tribe is to promote the general welfare of all Karuk People, to establish equality and justice for our Tribe, to restore and preserve Tribal traditions, customs, language and ancestral rights, and to secure to ourselves and our descendants the power to exercise the inherent rights of self-governance.

CH) APPROVAL OF AGENDA

EE) CONSENT CALENDAR

F) APPROVAL OF MINUTES (July 27, 2016)

H) OLD BUSINESS (Five Minutes Each)

1.

I) GUESTS (Ten Minutes Each)

- 1. Pat Hobbs, Children & Family Services
- 2. Kori Novak, Health CEO

II) DIRECTOR REPORTS (Ten Minutes Each)

- 1. April Attebury, Judicial Systems Administrator (written report)
- 2. Leaf Hillman, DNR Director (written report)
- 3. Sandi Tripp, Director of Transportation (written report)
- 4. Scott Quinn, Director of Land Management (written report)
- 5. Bari Talley, People's Center Coordinator (written report)
- 6. Lester Alford, TANF Director (written report)
- 7. Karen Derry, KCDC Operations Manager (written report)
- 8. Dion Wood, TERO/Childcare Director (written report)
- 9. Eric Cutright, IT Director (written report)
- 10. Dora Bernal, HR Director (written report)
- 11. Jaclyn Ownsbey, Grant Writer (written report)

- 12. Erin Hillman, KTHA Director (written report)
- 13. Laura Mayton, Chief Financial Officer (written report)
- 14. Emma Lee Perez, Contract Compliance
- 15. Vacant, Education Coordinator

K) **REQUESTS** (Five Minutes Each)

1.

M) PHONE VOTES (Five Minutes Each)

- 1. Request approval of procurement and allow the purchase of flu vaccines for the health clinics. Passed.
- 2. Request approval of resolution 16-R-151 authorizing withdrawal in ICWA case, immediately. Passed.
- 3. Request approval of procurement and allow the purchase of a vehicle for the Senior Nutrition Program in the amount of \$39,255. Passed.

4.

M) INFORMATIONAL (Five Minutes Each)

1.

N) COMMITTEE REPORTS (Five Minutes Each)

1. KTHA Meeting Minutes

OO) CLOSED SESSION (Five Minutes Each)

- 1. Enrollment (dinner break)
- 2. MaraLei Allec
- 3. Fatima Abbas
- 4. Sandi Tripp
- 5. Barbara Snider
- 6. Tribal Council Members

P) SET DATE FOR NEXT MEETING (September 22, 2016 at 3PM, Orleans, CA)

R) ADJOURN

Karuk Tribe – Council Meeting July 27, 2016 – Meeting Minutes

Meeting called to order at 3pm by Chairman Attebery.

Present:

Russell "Buster" Attebery, Chairman Robert Super, Vice-Chairman Michael Thom, Secretary/Treasurer Alvis "Bud" Johnson, Member at Large Charron "Sonny" Davis, Member at Large Elsa Goodwin, Member at Large Josh Saxon, Member at Large Arch Super, Member at Large Renee Stauffer, Member at Large

Absent:

None at this time.

Sonny Davis read the Mission Statement and Sonny Davis completed a prayer.

Agenda:

Renee Stauffer moved and Elsa Goodwin seconded to approve the agenda with changes, 8 haa, 0 puuhara, 0 pupitihara.

Minutes of June 23, 2016:

Arch Super moved and Elsa Goodwin seconded to approve the minutes of June 23, 2016 with changes, 8 haa, 0 pupitihara.

Old Business:

None to discuss.

Guests:

1) Dan Effman, Tribal Member:

Dan is present this evening to request that all candidates in the upcoming election be allowed to provide their statement in the Tribes Newsletter. He noted that there is no way to reach all the membership prior to the Election. Buster advised that the Council can review this request however this edition is pending approval this evening. Michael commented that since it is too late for the newsletter, then the candidates should all be allowed to submit for a bulk mailing. Dan noted that he is willing to pay the estimated fee of the bulk mailing of \$600. Buster advised that the Council will review this and let Dan know what the outcome. Arch commented that every year there are different circumstances that arise, and there hasn't been information shared. The big issue to consider is that during elections each candidate has the same opportunity to provide their information. Dan advised that maybe in packets there could be information provided to the potential candidate of the opportunity to include information.

2.) Chook-Chook Hillman, Descendant:

Chook-Chook is present to address the Council and the audience. He wanted to discuss the language change in the Enrollment Ordinance and the vote that the Council already took. He would like to have a dialog regarding this change. He feels that the Council had already decided that the Descendants had to be clarified and it will effect children. He feels that it is bad timing

considering the groundbreaking on the Rain Rock Casino, when the Tribes Rain Rock is 15 miles away being held. There seems to be some weird timing on items that were done.

Chook-Chook read a statement he had been working on.

He explained the history to the Council and how Karuk people became a people. He clarified that the foreign culture and the relocation act and others that have created an outright genocide on the Tribe.

He would like to announce that Descendants have rights and he announced reasons that Descendants should have rights and not to have the Western difference. He feels that the loss of culture, customs and Descendants feeling like second class citizens is the outcome of this forced classification.

He would like Enrolled Members to give back to the Tribe similar to providing service to the Tribe. Enrolled Members within an age limit could be required to provide one hour a week being Karuk. This would include attendance to history or culturally relevant activities such as basketweaving, etc. If a Member is outside the traditional area, then they shall spend time reading the dictionary or more online studying. He would like to keep in mind that people need to be Karuk.

With this proposal, also Descendants should be allowed to enter into enrollment that includes lineage and with service; the Descendants would be eligible to be members. He feels that the BIA created a number system and that numbering system doesn't make Indians Indians. It is people who give back. Being Karuk isn't a percent.

He went on to provide a system in quarterly meetings where these new members would report to the Enrollment Department how the interaction and time commitment are taken. If there is no online report, written report, and services provided, then those Memberships would be voided until hours of being Karuk were reported. He feels that if individuals lie then that is up to them to live with that option. He believes that this is a benchmark to follow and possibly other Tribes will follow along with this. He feels that city members would come to the Tribal land and participate into the Tribes culture.

If being Karuk was easy then everyone would do it and he ended his quote on that.

He is an enrolled Descendant. He reviewed his family's connection to the Tribe and Karuk in the community. He provided an example of what he has done to support deaths and how traditionally he completes the medicine. It is the Descendants that do this as well and practice this medicine for the people. If other Descendants like himself and others give up on culture then it will hinder the Tribe. No matter what happens he will be Karuk and will raise Karuk kids.

His own personal tribal identity is not at stake however he has lived as a Descendant his whole life. He urged the Council to consider this proposal or other similar methods regarding this to discuss.

75% of the Membership is childbearing age. He estimated that in very short order the Tribe will have a loss of numbers and the Tribe will functionally be extinct.

He would request to have meetings with the Council regarding this in the future.

Buster thanked Chook-Chook for the comments. This definitely warrants discussion and the Council has been reviewing items. He would like to have meetings and he would love to have Chook's presence there if at some time meetings are more developed.

Director Reports:

1.) Leaf Hillman, DNR Director:

Leaf is not present. Written report provided. Michael asked about a \$2,500 VISA card for Dave Medford but it was reported that that was already approved.

Michael Thom moved and Robert Super seconded to table the DNR report, 8 haa, 0 puuhara, 0 pupitihara.

2.) Sandi Tripp, Director of Transportation:

Sandi is present to review her report. She first presented procurement to purchase a new seal coat machine. She will be purchasing from Ishpook leasing and it was signed off internally.

Michael Thom moved and Elsa Goodwin seconded to approve procurement with Seal Right, 8 haa, 0 puuhara, 0 pupitihara.

She then provided a position description review for her department. She has had the position description reviewed internally and made adjustments as requested by TERO. It is not a new position description but an updated position description for the Road Maintenance Supervisor.

Robert Super moved and Renee Stauffer seconded to approve the Road Maintenance Supervisor position description with changes, 8 haa, 0 puuhara, 0 pupitihara.

Sandi then briefed her report for the Council. The final stages are beginning on the Red Cap Bikeway project. She provided information to the Council on a meeting with Caltrans and she thanked them for the turn out in attendance.

She updated the Council on continued work regarding the long range transportation plan.

Tishanik Road is almost complete. Renee asked about the Red Cap bikeway project having a bridge replaced. Sandi noted that yes that will be done next year.

Sandi completed a roads survey and she was awarded by UC Berkeley. The Karuk Tribe was one of the few Tribes that got this opportunity. The safety assessment will be completed and if at all possible then they can try other locations.

Robert asked about a sign for other offices. Sandi commented that DNR just got a sign so she would like to mirror that design. She will need to coordinate different offices being in one location as well.

Josh Saxon moved and Renee Stauffer seconded to approve Sandi's report, 8 haa, 0 puuhara, 0 pupitihara.

3.) Scott Quinn, Director of Land Management:

Scott first thanked Chook-Chook for practicing medicine. Scott went on to review his feelings on Descendants.

He then went on to review his report. He noted that his first few projects are fee to trust transfers. The White Mountain Estates Park is moving along. The Tynne's Road property is moving along. There is an exception on insurance coverage which he is evaluating.

He sought approval to pay the fire protection on tribal trust land. KTHA approved the portion of their property but requires Council approval as well as it would be payment in lieu of taxes. This would be the first time.

Josh asked if the agreement could be extended. Scott reported that the time restriction Fatima's recommendation.

Arch Super moved and Renee Stauffer seconded to approve agreement 16-A-060, 8 haa, 0 puuhara, 0 pupitihara.

He then sought approval of service line agreements and supporting resolutions to the document.

He first sought approval of resolution 16-R-112. Scott noted that they are for the Broadband Project and there are conditions such as putting the road back into place after movement and then also allow the easements for use.

Arch Super moved and Renee Stauffer moved to approve resolution 16-R-112 authorizing agreement 16-A-042, 8 haa, 0 puuhara, 0 pupitihara.

Josh Saxon moved and Robert Super seconded to approve resolution 16-R-113 authorizing agreement 16-A-058, 8 haa, 0 puuhara, 0 pupitihara.

Michael Thom moved 16-R-114 authorizing 16-A-059 and Robert Super seconded, 8 haa, 0 puuhara, 0 pupitihara.

Scott then went on to review his report.

He then sought approval of resolution 16-R-122 accepting property into trust. He explained that that fee to trust application is for Headway, Rustic Inn, and the Sartin Yellow House. There will be a resolution at their upcoming meeting as well.

Arch Super moved and Renee Stauffer seconded to approve resolution 16-R-120, 8 haa, 0 puuhara, 0 pupitihara.

Josh Saxon moved and Elsa Goodwin seconded to approve Scott's report, 8 haa, 0 puuhara, 0 pupitihara.

4.) Bari Talley, People's Center Coordinator:

Bari is present to distribute her report. She has no action items but took the time to review her report.

The Karuk Tribe is a co-author to the Autry NAGPRA grant.

She continued to update the Council on scheduled activities for the library, paper tigers screening, the cultural resources fund is moving along.

There will be some work at the Math & Science Camp as well. Sipnuuk is continuing to upload photos and keep that project moving. They will try to do some digital repatriation to share pictures. Josh commented that in 2014 he saw some great pictures that HSU has that may be a good option for Sipnuuk.

She updated the Council on staff that is employed and the inventory in the People's Center Gift Shop. She would like to advertise on Facebook and stop using her personal page. She would like to have a People's Center Facebook Page. Arch recommended that Bari use the Tribes Facebook Page.

Renee Stauffer moved and Bud Johnson seconded to approve Bari's report, 8 haa, 0 puuhara, 0 pupitihara.

5.) Lester Alford, TANF Director:

Lester is on travel status but Anthony Ballard is present in his place. He brought a few action items with him this evening.

A project proposal is being presented for 100 participants to complete a 4 day training totaling \$23,710. This will include a train the trainer day and then 3 days of activities for youth. It is called to have "Native Hope Youth Conference."

His first action item is approval of sole source for a contractor to complete the cultural relevance portion of the training. It is procurement with Native Pride. Arch noted that Yav Pa Anav were trying to be a part of this and that would reduce the cost for one tribe if more tribes attend. Anthony noted that the Yurok Tribe has opted to not participate, but some clients in Hoopa will participate. The secured support for this project is from Children & Family Services. He then presented contract 16-C-084 with Native Pride-Clayton Small in the amount of \$11k. The project is scheduled August 15-18, 2016.

Josh Saxon moved and Arch Super seconded to approve procurement with sole source with Native Pride for a TANF Conference, 8 haa, 0 puphara, 0 pupitihara

Josh Saxon moved and Bud Johnson seconded to approve contact 16-C-084 with Native Pride, 8 haa, 0 pupitihara.

Josh Saxon moved and Renee Stauffer seconded to approve Lester's report, 8 haa, 0 puuhara, 0 pupitihara.

6.) Karen Derry, KCDC:

No report submitted.

Arch Super moved and Elsa Goodwin seconded to table Karen's report, 8 haa, 0 puuhara, 0 pupitihara.

7.) Dion Wood, Childcare/TERO:

Dion first reviewed his TERO report. He is exciting about the groundbreaking project.

Next week he will be traveling with two TERO Commissioners for training and EEOC training.

Caltrans is still meeting over the Pilot Project in District 1 to do a pilot project near Tribal lands.

He has submitted a Newsletter article to notify the Membership to updates their skills bank application and then to continually update their employment status. Arch asked how the connection with the Membership is going. Dion noted that he was cut off of Facebook which created a lesser connection. It is complicated to update the website and he feels that it is hard to create updated information.

For childcare Dion provided the next three years of funding, which will include services to direct Descendant children. Josh asked how come the rate is different for daily fee or hourly fee. A full day rate is \$15 fee, and then less than 6 hours institutes an hourly rate.

Renee Stauffer moved and Robert Super seconded to approve resolution 16-R-081, 8 haa, 0 puuhara, 0 pupitihara.

The Summer Food Program has been very successful. The Math & Science Camp is coming along great. The Education Department is really stepping up a tutoring program and this really brought Dion to possibly change the Math & Science Camp to a summer long program with different hours. Josh believes there are some good opportunities for funding through STEM, if they evaluate that avenue.

Arch Super moved and Elsa Goodwin seconded to approve Dion's report, 8 haa, 0 puuhara, 0 pupitihara.

8.) Eric Cutright, IT Director:

Eric is present to review his report. He has two action items. He would like to seek approval of an agreement with Humboldt County to install fiber optic on County roads and modify the appendix when they want to modify the roads. There will be taxes on the broadband project that is on State property. Josh noted that he was thinking the Tribe was going to appeal this. Eric advised that the cost of taxes was included in the costs of the operation. Josh asked how much project will be taken up by taxes. Eric confirmed it will be 1% of the project is off tribal land. It is estimated to be 5 or 6 million dollar project but it will be thousands of dollars each year.

Josh Saxon moved and Elsa Goodwin seconded to approve agreement 16-A-020 with addition of the number added to the agreement, 8 haa, 0 puphara, 0 pupitihara.

He then sought approval of procurement for a back-up server with Silvereye Technologies, LLC. It will be to provide software for backing up the Yreka and Orleans servers.

Elsa Goodwin moved and Michael Thom seconded to approve procurement in the amount of \$4,999.95, 8 haa, 0 puphara, 0 pupitihara.

He then asked the Council about the CATG. Bob Goodwin had set up a web page for this and the Tribe has maintained it. They can continue to do so or he can discuss it with Will Miklen.

Eric then commented that on July 16th the PCUC had a public hearing. Frontier has reported that they are aware of the phone issues in Orleans and they will work on repairing those.

The Broadband project is getting ready to have an environmental assessment for the Orleans area. Eric would like to have DNR review it as well as the normal internal review due to the nature of the document in Orleans.

Eric announced that the Tribes Website can be opened up for the Directors to update their own page.

Michael commented that Eric should have sent additional notice regarding a public hearing.

Josh Saxon moved and Renee Stauffer seconded to approve Eric's report, 8 haa, 0 puuhara, 0 pupitihara.

9.) Dora Bernal, HR Director:

Dora is present to review her report. She updated the Council on hiring of interns. There are been (5) hired this year. She provided the Newsletter for the Council to review.

She updated the Council on the Self-Governance applications and requested a date to hold interviews.

Josh Saxon moved and Elsa Goodwin seconded to approve Dora's report, 8 haa, 0 puuhara, 0 pupitihara.

10.) Jaclyn Goodwin, Grant Writer:

Jaclyn is not present but she has an action item. It is a request to approve 16-R-130.

Josh Saxon moved and Renee Stauffer seconded to approve resolution 16-R-130, 8 haa, 0 puuhara, 0 pupitihara.

Michael Thom moved and Sonny Davis seconded to approve Jaclyn's report, 8 haa, 0 puuhara, 0 pupitihara.

11.) Alan Merrill, Education Coordinator:

Alan is present to review his report. He previously had one action item which was travel for the Youth Council for their planning session. They continue to look into travel for the youth council. He then sought assistance request from a Tribal Member. The Education Committee and the Tribal Council will need to discuss that request well. He will pass that on to the Tribal Council to handle.

Math & Science Camp is beginning August 1-6th. The work is appreciated and there is a really good plan.

Elsa asked why there wasn't a tutoring program offered in Yreka. Alan noted that it is a logistics issue and Orleans was requesting more assistance. It happened really fast and came together quickly. There were four students in the beginning and now there are 13 students. The planning for Yreka wasn't considered initially but he believes that it will work long term for the area as well. Renee asked if there are summer school sessions in Yreka. Alan noted that yes, there are. Renee mentioned there is no summer school this year in Orleans which was an identified issue for the Orleans area.

Alan met with three different principals in Yreka and the Superintendent. They broke up some scheduling and decided to branch out into other schools to make an impact in the younger children.

Mid-August there should be a mandatory tutor meeting to inform potential tutors of requirements.

The Student Service Coordinator in Yreka will be resigning. Alan did provide prints of Kasey's Kreations, included purchasing designs and the licensing for the emblem.

Renee asked how many students are attending the youth council retreat. Alan estimated that there would be 90 students (70 in Yreka and 20 in Happy Camp). Orleans has been making an attempt get a number. He believes that there may be potential additional persons. Alan will take the minimal amount with a 4 person Youth Council.

Elsa Goodwin moved and Renee Stauffer seconded to approve Alan's report, 8 haa, 0 puuhara, 0 pupitihara.

12.)Erin Hillman, KTHA ED:

Erin is present to review her report. She introduced a few persons from Travois. They are doing site visits today and tomorrow. Erin announced that there was some testing done on the houses and the energy consultant found that they are under the energy leakage level from the HVAC system. It was noted that during testing they found this to be excellent with passing at 100%.

LEAD certification will not be done from a cost stand point but documentation says they are energy sufficient.

There was a second phase bidder selected for the Phase II Wellness Center project.

They have completed the O-Link MOA. The Youth Crew has begun and is working well.

Tomorrow there is the open house for the LITECH project. The home can be viewed.

KTHA has been working on drafting policies for active shooters and protection for employees regarding security. Two meetings have been held one; to address what needs to be identified and then two; for working toward those policies and procedures addressing identified issues.

She has action items for fee to trust applications. She sought approval of resolutions 16-R-131 (Zink property).

Arch Super moved and Sonny Davis seconded to approve resolution 16-R-131, 8 haa, 0 puuhara, 0 pupitihara.

Erin then sought approval of resolution 16-R-132 (Evans II and Johnson, Tello).

Elsa Goodwin moved and Bud Johnson seconded to approve resolution 16-R-132, 8 haa, 0 puuhara, 0 pupitihara.

Arch Super moved and Sonny Davis seconded to approve resolution 16-R-133 (Peters/Headway), 8 haa, 0 puuhara, 0 pupitihara.

Elsa Goodwin moved and Renee Stauffer seconded to approve resolution 16-R-134, 8 haa, 0 puuhara, 0 pupitihara.

She then reported that the wood stove cleaning for the homes is underway.

Buster asked about the rain days in the LITCH project. There was site work that was needed but it was done and then some rain days hit which doesn't allow for being on time in contracts. The rain delays were all in January. It is not an issue with the investor but they are tracked.

Michael Thom moved and Josh Saxon seconded to approve Erin's report, 8 haa, 0 puuhara, 0 pupitihara.

13.) Laura Mayton, CFO:

Laura is present to seek approval of action item for transporting kids for the Math & Science Camp. It is an agreement with Evans Transportation to provide that transportation, under 16-A-077.

Renee Stauffer moved and Bud Johnson seconded to approve agreement 16-A-077, 8 haa, 0 puuhara, 0 pupitihara.

Laura has met with Emma Lee since her return to set out a process on CSD reporting to help create some consistency.

Arch Super moved and Renee Stauffer seconded to approve Laura's report, 8 haa, 0 puuhara, 0 pupitihara.

14.) April Attebury, Judicial Systems Administrator:

April is present to review her report. She has no action items but wanted to provide an update.

An assessment that was submitted to seek funding, it was noted that a contract was awarded for assessments to be conducted. Late September may be the soonest they could hear about who is assessed. The court can't be assessed until later in September, but the Tribe will be in the first round.

Arch Super moved and Sonny Davis seconded to approve April's report, 8 haa, 0 puuhara, 0 pupitihara.

15.)Emma Lee Perez, Contract Compliance:

No report.

Phone Votes:

- 1. Request approval of sliding fee policy for the Health Program; 01-003-100. Passed.
- 2. Request approval of resolution 16-R-071 grant proposal to the EPA for \$349,600. Passed.
- 3. Request approval of contract 16-C-079 with Isha Goodwin. Passed.
- 4. Request approval of agreement for attorney firm to file trademark for the Casino Name. Passed.
- 5. Request approval to provide hospice services for TM #0789. Passed.
- 6. Request approval of resolution 16-R-123 authorizing submission of a HRSA proposal for Delivery System Health Information; \$45,366. Passed.
- 7. Request approval of letter regarding the Yurok and Karuk Tribes' sixty-day notice of intent to sue. Passed.
- 8. Request approval of the revised resolution template. Passed.
- 9. Request approval of the Vice-Chairman to Certify resolutions and ordinances as the Secretary/Treasurer substitute. Passed.
- 10. Request approval of resolution 16-R-106 authorizing KCDC to submit a BIA proposal. Passed.
- 11. Request approval of resolution 16-R-117 authorizing KCDC to submit a BIA proposal (IEED). Passed.

12. Request approval of modification (1) to agreement 15-A-042 with Orleans Elementary School. Passed.

Closed Session:

<u>Consensus: to distribute the Wintu support letter request to the Council. Buster will send that to the Council.</u>

Consensus: to recommend to Fred and his crew to install laminate flooring and have the crew complete the work.

Informational: Buster will speak with Tribal Member #DE to determine availability to fly or drive for requested travel to hospice in another state.

Informational: Robert will work on determining compliance with the education grant and have a game plan prior to staff leaving position.

Josh Saxon moved and Robert Super seconded to approve requests for Inaam, contingent on a point of contact (porta potties, potable water, dumpster service), 8 haa, 0 puuhara, 0 pupitihara.

Informational: Josh Saxon would like to start working with the Membership and possibly have a general assembly to have a business meeting and possibly a working meeting to get information to the Membership and include feedback from the Membership.

Consensus: to obtain names of persons involved in an incident at the Orleans Library and suspend both persons (once reported) from the premises for one year.

<u>Consensus: Robert Super will be the point of contact for the Addiction Task Force and be the point of contact for meetings and setting meetings to move this project along. The meeting time is before the HB Meetings.</u>

Josh Saxon moved and Renee Stauffer seconded to seat Tribal Member #DH to the KTHA BOC, 8 haa, 0 puuhara, 0 pupitihara.

Consensus: for the Tribe to review FMLA for two parents working for the Tribe and ensure compliance.

Renee Stauffer moved and Bud Johnson seconded to approve resolution 16-R-135, 6 haa, 0 puuhara, 2 pupitihara (Sonny / Arch).

Arch Super moved and Renee Stauffer seconded to approve the contract 16-C-087, 8 haa, 0 puuhara, 0 pupitihara.

Arch Super moved and Renee Stauffer seconded to approve procurement for \$19k for equipment purchase, 8 haa, 0 puuhara, 0 pupitihara.

Elsa Goodwin moved and Renee Stauffer seconded to approve modification (1) to 15-A-01 with MKWC, 8 haa, 0 pupitihara.

Michael Thom moved and Arch Super seconded to approve resolution 16-R-137 and authorizing agreement 16-A-XXX Construction Agreement with WHD, LLC \$17, and execution of sovereign immunity, 8 haa, 0 puphara, 0 pupitihara.

Informational: Tribal Member #GA is present to report incidents at the Yreka Clinic.

Consensus: for the Health CEO to work on a position description meeting HRSA requirements. Shall be done in compliance with posting, background checks and salary range.

Arch Super moved and Josh Saxon seconded to approve (1 week) stay for Tribal Member #RJ, 7 haa, 0 puuhara, 0 pupitihara.

Josh Saxon moved and Sonny Davis to allow missing receipt for Smith River fuel to employs #BS VISA, 7 haa, 0 pupitihara.

Renee Stauffer moved and Sonny Davis seconded to approve out of state travel for Michael, September 19-22, 2016 for HUD negotiating committee, 7 haa, 0 puuhara, 0 pupitihara.

Renee Stauffer moved and Bud Johnson seconded to approve resolution 16-R-136 authorizing fisheries to participate in the 2016 Fall Chinook Spawning Service, 6 haa, 0 puuhara, 0 pupitihara (Arch/Robert absent for vote).

Michael Thom moved and Renee Stauffer seconded to approve resolution 16-R-128, 7 haa, 0 puuhara, 0 pupitihara (Robert absent for vote).

Arch Super moved and Renee Stauffer seconded to approve resolution 16-R-129, 7 haa, 0 puuhara, 0 pupitihara (Robert is absent for vote).

Consensus: the Tribe will have on Facebook page and the staff needs to submit their items to be posted.

Informational: request for inclusion of candidate statements will be reviewed at a later time.

Consensus: to set interviews for the Self-Governance Coordinator position for Thursday.

Next Meeting Date: August 25, 2016 at 3pm in Happy Camp.

Bud Johnson moved and Michael Thom seconded to adjourn at 9:12pm.

Respectfully Submitted,

Russell "Buster" Attebery, Chairman

Recording Secretary, Barbara Snider



KARUK TRIBE JUDICIAL

Administrative Office

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COUNCIL REPORT 8/25/2016

I. ACTION ITEMS: Agreement16.M.018 SDVCC and KTPDVS & VA

II. TRIBAL COURT REPORT DATA

Month-Year	July- 15	Aug -15	Spt -15	Oct 15	Nov 15	Dec 15	Jan 16	Feb 16	Mrch 16	Aprl 16	May 16	June 16	July 16
# Of Cases	1	5			7	5	7	1	5	2	4	5	2
TYPES OF CASES													
Guardianship	1	3			3	2	3		1	1		1	1
Custody/Visitation		1			4	3	1	1	3	1	3	3	1
Child Welfare		1					3		1		1	1	
Legal Access Center				4	3	1	7	3	10	5	9	12	9

III. GRANTS AND PROGRAMS ADMINISTERD BY JUDICIAL SYSTEM

GRANT#1: CTAS 2012 –TW-AX-0023-DOJ/OVAW Grants to Indian Tribal Governments Program

 Program Code: 5094-05
 Awarded \$725,366.00
 Term Dates: 10/1/2012
 Extended to 09/30/2016

 FY1: 9/30/2013-\$127,326.71
 FY2:9/30/2014-\$71,887.16
 FY3:9/30/2015-\$192,579.25

 FY4:10/01/2015-8/18/2016 - \$137,337.76 (Year to Date)
 Month To Date:\$4,757.34
 73% of grant spent

 Unencumbered Balance: \$195,558
 73% of grant spent

Project Title: Karuk Transitional Housing Program

Objectives: To provide Transitional Housing assistance for eligible victims' of domestic violence, dating violence, sexual assault or stalking

Deliverables\Tasks Updates:

· · · · · · · · · · · · · · · · · · ·	
1.) # of bed nights	52
2.) # of Victims/Served/Referrals	4/2
3.) # of Services Provided	74(48 transportation)(6 house meetings)
4.)Inquiries/applications out/applications	Two(2)/Two(2)/ One application turned in
in	
5.) Outreach Activities/Events	
6.) Coordinated Community Response	Partner-N.California Tribal Court Coalition-Non-profit, non-
Meetings	governmental; Tribal Victim/Court services organization; Pikyav
	Advisory ; Partner-SisQ D.V& Crisis Center; D.A.'s Round
	Table/Humboldt County- Law Enforcement(local/state)
	Tribal Court/State Court Forum-(court/local/state/tribal)
	Karuk YavPaAnav -Social Service Organization
7) Trainings/Webinars	

GRANT#2: CTAS 2014–TW-AX-0040-DOJ/OVAW Grants to Indian Tribal Governments

Program (36 months)

Program Code: 5094-11	Awarded: \$543,525.00	Term Dates: 10/1/2014-09/30/2017
Month To Date:\$3,809.54	Year to Date: \$134,495.25	
Outstanding Encumbrances \$749.94	Unencumbered Balance: \$315,38	81.44 % Used: 42%

Project Title: Karuk Tribal Judicial System Pikyav D.V. Services Program

Objectives: Increase access & availability of culturally appropriate counseling/support and advocacy services to eligible victims and provide culturally relevant outreach, awareness and educational activities to the teen population and Tribal community; Provide assistance via our "legal access centers" to eligible victims of domestic violence, dating violence, sexual assault or stalking who need assistance with legal issues that are a result of the abuse.

Deliverables**Tasks Updates**:

1.) Victims/Survivors received services	5
2.) # of Services Provided	12
2.5) # of Referrals	2
3.) Screenings	0
4.) Community Education	
5.) Coordinated Community Response	1. Project Connect Meeting-Hoopa
	2. Yav Pa Anav
	3. Pikyav DV Advisory Committee
	4. DA Roundtable Humboldt
	5. NCTCC
6.) Outreach Activities	17 th Annual Kids Fair, Happy Camp/Informational Table
7.) Webinars/Trainings	

GRANT#3: CTAS 2014-IC-BX-001/BJA-Tribal Assistance (18months)

Program Code:5094-12 Awarded \$74,975 Term Dates: 10/1/14-03/31/16 *Extended to* 06/30/2016 Year to Date: \$61,182.13 (In Process of closeout final fiscal)

Project Title: Karuk Tribal Justice System Strategic Plan

Goal: Develop a Comprehensive Strategic Plan to guide a multi-pronged approach promoting the safety and wellness of the communities within the Karuk Service Area.

Deliverables\Tasks Updates:

Denverables/Lasks Opdates.				
Establish Planning Team	Completed in months 1-3			
RFP Consultant Strat Plan	Completed			
PESTEL&SWOT				
Consultant hired	Completed (consultant contract approved 2/26/2015 and project period			
	/contract ended July 30, 2015. PESTEL & SWOT completed.			
Draft prepared and	2 st revision presented at July 2015 Council Meeting			
reviewed by council	10/15/15 Planning Meeting with Council discussed incorporating			
	Mediation, Clerk Project & CASA into Strat plan. (Court Enhancement Infrastructure under area 3). Submitted to DOJ for review.			
Draft submitted to Grant	Completed 10/ 2015 reporting period/re-emailed to Dara Schulman			
Program Manager	2/2016. Received feedback had calls with TA/Consultant pertaining			
	to feedback.			
	8/5/16-Submitted updated Strat Plan to Karuk Compliance & Grants			
	for review.8/12/16- Emailed updated Strat Plan to Grant Manager.			
Request for Extension	Administrator submitted 2/28/16. Approved Extended to 06/30/16.			
BJA PMT Data Reports	Submitted: 1/30/15; 4/30/15; 7/30/15; 10/30/15; 1/30/16; 6/30/16			
	preparing for final report due September 30, 2016 Closeout.			
Progress Reports	Grant Reports 1)-1/30/15; 2)-7/30/15; 3)-1/30/16			

GRANT#4 G-15QNCAFVPS- Family Violence Prevention Services Program

Program Code: 5052-02 Awarded \$45,098.65	Term Dates: 10/1/2014-09/30/2016	
Appropriations:\$45,098.65	Unencumbered Balance: \$23,180.92	% Used: 48.60%

Project Title: FVPSP Objectives: Provide assistance to victims 'of family violence & outreach & education.

Deliverables\Tasks Updates:

1.) #of Victims/Survivors Served	5
2.) # of Support Services Provided	22
3.) Outreach and/or Education	
4.) Referrals	1

GRANT#5 2015 VRGXK048-DOJ/OJP/OVC-Tribal Victim Assistance Program

Program Code: 5094-13Awarded \$353,757.00Term Dates: 10/1/2015-09/30/2018Month To Date: \$5092.67Year to Date: \$79,153.22Outstanding Encumbrances 0Unencumbered Balance: \$274,603.78Moniter TritletTritlet Victime Assistance Program

Project Title: Tribal Victim Assistance Program

Objectives: 1.) Collaborate with key stakeholders to achieve a victim centered response, 2.).Identify critical needs of crime victims and gaps in existing community response, 3.) Collaborate with technical assistance provider and other grantees throughout the life of the project

Deliverables\Tasks Updates:

1.) Recruit, interview, hire and train Tribal	Completed-New Hire Orientation 1/22/16.			
Liaison				
2.) Attend Required CTAS/OVC trainings	Completed-Administrator and Fiscal attended February 1st and			
and orientations.	2nd, 2016, and PA 7 (Office for Victims of Crime): February			
	3rd and 4th			
3.)Activities	July			
	 Worked with CASA of SISKIYOU planning October Recruitment and Training Attended Karuk Yav Pa Anav Meeting in Happy Camp Administrator worked on compiling Data from completed Surveys 			
4.) Victim Support	6			
5.) Referrals	3			
6.) Intake-Screening	1			
Training/Enrichment				

GRANT#6 2015 DCBC 0012-DOJ/OJP/OJJDP-Tribal Juvenile Justice Wellness Court

Program Code: 5094-14Awarded \$ 320,000Term Dates: 10/1/2015-09/30/2018Month To Date: \$1,691.32Year to Date: \$52,392.77Outstanding Encumbrances :0Unencumbered Balance: \$267,607.23% Used 17%

Vision Statement: Empowered tribal youth and families that have taken control of their destiny, they are utilizing their culture and traditional support systems. **Mission Statement:** Provide access to culturally responsive behavioral health/ support services and activities to eligible Karuk Youth and their families who are out of balance, with their mind, body and spirit.

Goal 1: Design an operational Tribal Juvenile Healing to Wellness Court that offers culturally informed, holistically structured and phased alcohol and drug abuse treatment and rehabilitative services, to eligible <u>at-risk</u> involved tribal youth within 36 months

Objective 1(A) By the end of 36 months 45 low risk juvenile offenders and re-entering offenders residing within Karuk communities will have been provided culturally appropriate Juvenile Healing to Wellness Court Services.

Objective 1(B) By the end of 36 months the number of formal collaborative partners, community partners, and culturally informed stakeholders that can benefit and enhance the overall quality of services offered through the Karuk Juvenile Healing to Wellness Court will increase from five (5) to twelve (12).

Objective 1(C) By the end of 12 months Community of Practice Series focusing on Strategic Planning Toolkit will be completed.

1.) Recruit, interview, hire and train Tribal Liaison	A.) <u>1/21/16.</u> Completed-Compliance Officer & HTWC Coordinator hired.
2.) Attend Required Orientation & CTAS trainings.	A.) <u>December 10, 2015</u> OJJDP Grantee Orientation Webinar attended by Team at which time we were given a slide show and a page entitled "Deliverables to Meet our Special Conditions. "B.) <u>February 1st &2nd, 2016.</u> Reno, Nevada, CTAS Orientation Attended by HTWCC, Administrator and Fiscal representatives. C.) OJJDP Webinars for Grantees. "The team (HTWCC, C.O., Administrator, Director of CFS and AOD Program Coordinator attend monthly Webinars the 4th Tuesday of every month.
3.) Meeting Special Conditions Training and technical Assistance Needs Assessment –to be completed by ICCTC by February 12, 2016. The Target Date for the Special Conditions has been extended to June 30, 2016 by OJJDP	 A.) From: Rangel, Anna C (HSC) Sent: Thursday, May 05, 2016 12:54 PM Notes on Implementation Plan and Special Conditions The Target Date for the Special Conditions - June 30, 2016 by OJJDP. As part of the special conditions, so far <u>your</u> program has completed the following: Technical Needs Assessment (TA Coordinator) Complete. Community Readiness Assessment & Report (Tribal Program) Complete. Implementation Plan (Tribal Program) Complete. Individualized Technical Assistance Plan (TA Coordinator) Complete.

Deliverables\Tasks\Activity-Updates:

SUMMARY:

Karuk Community Heał 64236 Second Avenue Post Office Box 316 Happy Camp, CA 96039 Phone: (530) 493-5257 Fax: (530) 493-5270	1111	Karuk Tribe	сл 96039	Karuk Dental Clinic 64236 Second Avenue Post Office Box 1016 Happy Camp, CA 96039 Phone: (530) 493-2201 Fax: (530) 493-5364
	REQUE	ST FOR CONTRACT/ MOU/ AGREEM	MENT M	-018
Check One:	Contract MOU Agreement Amendment	Karuk Tribe Number Assigned Funder/Agency Assigned: Prior Amendment:	#: <u>1(0</u> ~ f\$	
REQUIRED 🕇	*Procurement A *System for Aw *KCDC/ KTHA	Attached The second se	ONLY)] No
Requestor:	April E. Allebury	Da	te:	41
Department/Program:		Karuk Judicial/Pityav D.V. Services and Victim Assistance Programs		it Venal States
Name of Contractor or Pa	arties:	Siskyou D.V.&CC and Karuk Pikyav D.V.S.& V.A.Programs		Intern Schiefer and
Effective Dates (From/To	o):	July 1, 2016	June 30, 2019	and the College sus
Amount of Original: Amount of Modification: Total Amount: Funding Source: Special Conditions/Term	NA	NA		
N/A				
Brief Description of Purp	oose:	- <u>1</u>		
Need to be brief but spe	ecific. If an amend	Iment reference the prior background.		
Requestor Laura	mayto	n	Dat	8-17-16
**Chief Financial Office **Director, Administrati	Dev3/	mpliance		fille
**Director of Self Gover	mance(MOU/MO/	N) or TERO (Contracts)	Da	te
Other	Th	Request for Contract/MOU/Agreement Updated October 25, 2012 is amended version supersedes all previous versions	Da	le

Siskiyou Domestic Violence & Crisis Center



118 Ranch Lane, P.O. Box 688, Yreka, CA 96097

Hotline 1-877-842-4068 Office 530-842-6629 Fax 530-842-9724 sdvcc@snowcrest.net

Operational Agreement

This Operational Agreement stands as evidence that the Siskiyou Domestic Violence & Crisis Center (hereinafter referred to as SDV&CC) and the Karuk Tribe-Pikyav D.V. Services and Victim Assistance Programs (hereinafter referred to as KT-PDVS&VA) intend to work together toward the mutual goal of providing maximum available assistance for crime victims of domestic violence residing in Siskiyou County. Both agencies believe that implementation of the following agreements, as described below, will further this goal of providing assistance to domestic violence victims. To this end, each agency agrees to participate in the programs, if implemented, by coordinating and/or providing the following services:

SDV&CC agrees to:

- Provide project staff to be readily available to closely coordinate and minimally provide the following services:
- Participate in regularly scheduled meetings as needed between each agency to discuss strategies, time tables and implementation of mandated services;
- To work towards the mutual goal of developing collaborative services and to work cooperatively to provide assistance to the client, information to the public, and to promote community support for the issues and needs of crime victims; To screen and make appropriate referrals to the other program as necessary and appropriate;
- To provide its grant contract services to referrals from the other agency as necessary and appropriate;

KT-PDVS&VA agrees to:

• Participate in regularly scheduled meetings as needed between each agency to discuss strategies, time tables and implementation of mandated services;

KT-PDVS JVA

- To work towards the mutual goal of developing collaborative services and to work cooperatively to provide ٠ assistance to the client, information to the public, and to promote community support for the issues and needs of crime victims;
- To screen and make referrals to SDV&CC when appropriate to receive program services.

We, the undersigned, as authorized representatives of SDV&CC and KT-PDVS&VA do hereby approve this document for the time period of July 1, 2016 through June 30, 2019.

Siskiyou Domestic Violence & Crisis Center

Karuk Tribe

James C. Roseman Executive Director Date

Russell Attebery Chairman

Date

Karuk Pikyav D.V. Services/Victim Assistance Programs

Tanya Busby Deputy Administrator

Department of Natural Resources

39051 Highway 96 Post Office Box 282 Orleans, CA 95556 Phone: (530) 627-3446 Fax: (530) 627-3448



Orleans Medical Clinic

39051 Highway 96 Post Office Box 249 Orleans, CA 95556 Phone: (530) 627-3452 Fax: (530) 627-3445

Administrative Office

Phone: (530) 493-1600 • Fax: (530) 493-5322 64236 Second Avenue • Post Office Box 1016 • Happy Camp, CA 96039

DEPARTMENT OF NATURAL RESOURCES TRIBAL COUNCIL REPORT **August 2016**

Please accept the following information as the Department of Natural Resources written report for the upcoming Tribal Council Meeting.

DIRECTOR OF NATURAL RESOURCES AND ENVIRONMENTAL POLICY/Leaf Hillman Ceremonies

WATER QUALITY COORDINATOR/ Susan Corum

Participated in the following meetings/processes:

- Participated in a fish disease meeting involving the coho biological opinion.
- Participated in a Treatment as a State (TAS) webinar. We have received funding to work on TAS application next fiscal year.
- Met with Kari Norgaard to discuss climate change impacts to water quality program.
- Participated in IMIC calls and drafted comments for 2016 study plan.
- Particpated in CCHAB meetings.
- Participated in KFHAT calls.
- Participated in FASTA team calls.

Reports

Council Report

Water Quality Crew Update

- Crew is out actively sampling for nutrients.
- The toxic algae blooms have reached the River and during our samples at the first of August sites at Brown Bear and I-5 exceeded guidelines for recreational use.

FISHERIES PROGRAM/Toz Soto

The fisheries program is working on mid-summer projects including: Collection of juvenile chinook salmon for disease monitoring, out-migrant trapping on the lower Salmon River, Spring Chinook and Summer Steelhead Counts in the Mid Klamath Tributaries and Salmon River, Pacific Lamprey Radio Tracking Study, Coho Ecology Studies /PIT tagging, monitoring stream flows and water temperatures in Mid Klamath tributaries and Piezometer Well Monitoring in lower Seiad Creek/Habitat Restoration Project Planning.

Program staff is participating in collaborative meetings related to fish and water management including; FASTA team meetings regarding Klamath flows, KFHAT meetings regarding fish health, Iron Gate Hatchery Coordination Team meetings regarding the steelhead and Coho salmon programs, Long Term Lower Klamath Fish Health Plan/EIS process, Fish Disease Management Plan and Klamath Flow Agreement Meetings and other issues such as the Shasta River/MID settlement process and Scott River EDT Modeling efforts.

Our PIT tagging crew has been training staff with NOAA Fisheries and Scott River Watershed Council in the application of PIT tags and basic stream Sampling using fyke and seine nets. Our crews are assisting with PIT tagging on the Scott River in and around habitat restoration projects in an effort to quantify benefits to juvenile Coho salmon and learn more about their survival in the Scott Valley. So far landowners have granted us access to everywhere we requested access and collaboration between our program and NOAA Fisheries staff and Watershed Council staff has been a positive experience. During the past 6 weeks we have been utilizing Tribal Youth Workers. They worked alongside our normal field crews doing standard fieldwork tasks. This summer we had a large variety of projects and a good opportunity for the Youth Workers to gain work experience doing diverse tasks.

Years of drought and poor ocean conditions (lower food supply) are having a negative effect on Salmon runs. Droughts are especially harmful because the demand for water resources is typically much higher than normal years all causing fish survival to be low. Results of recent spring chinook and summer steelhead counts show this year's runs to be below average, but to put it into perspective, it's slightly better than the past two years when drought conditions were having a negative effect on survival. We saw very few sick or dead fish this summer, indicating that water quality has improved.

The incoming Fall Chinook run is predicted to be very low and therefore harvest quotas are only a fraction of what they were last years. Our crews will be again counting salmon this fall in an effort to estimate the actual run size which will be used to formulate a harvest plan for next year's run. Scale samples are collected and analyzed to formulate age composition of the current run as a method to forecast the size of next year's run. Most chinook salmon return to freshwater as three and four year old fish. For more information regarding the Fisheries Program contact Toz Soto at tsoto@karuk.us.

NATURAL RESOURCES POLICY ADVOCATE/ Craig Tucker

Updates

- KHSA (Dam Removal Agreement) Update
- Klamath BiOp
- Spring Chinook Science

KHSA (Dam Removal Agreement) Update

Last week, PacifiCorp filed a motion with FERC asking that the agency grant "...Conditional Authorization to Transfer Assets, pursuant to the Klamath Hydroelectric Settlement Agreement."

Thus, so far the new KHSA appears to be progressing according to our best laid plans. I will be attending a Board of Directors meeting for the new Klamath River Renewal Corporation (KRRC) along with our designated board member Wendy George this week.

It is of note that Lawrence Kogan, an attorney that until recently represented Siskiyou County and Klamath Irrigation District, has started his own non-profit aimed at derailing the dam agreements. Thus, it is imperative that every move that the KRRC and PacifiCorp make be by the books.

Klamath BiOp

Issues related to our Notice of Intent to sue NMFS and BOR over violation of the Klamath Project Biological Opinion can be discussed in closed session at next Council/DNR meeting.

Spring Chinook Science

I have attached a pre-publication copy of Dr. Michael Miller's manuscript describing a seminal finding that Klamath-Trinity Spring Chinook are genetically distinct from their fall run cousins. We will discuss the legal implications of this finding in closed session at next Council/DNR meeting.

FOOD SECURITY PROGRAM COORDINATOR /Lisa Hillman

WATERSHED RESTORATION PROGRAM/ Earl Crosby

Fire Assignment

ADMINISTRATIVE OPERATIONS MANAGER /Donalene (Sissie) Griffith

GSA information:

The Two GSA vehicles on ordered should arrive in September 2016.

Daily Tasks:

Continue to work daily on processing invoices for payment. (Currently have active 38 contracts)

Continue to work with the DNR Coordinators on the budgets/fund codes.

Do up Budget Modifications as needed for Food Security, Watershed, Water Quality, Fisheries.

Budget preparation for the coordinators for proposals

Tracking budget line items. Tracking In-Kind Match for grants.

DNR – Leaf Hillman Working on EE&A's for Coordinators review. Processed invoice for Merry Kate Lowry – Environmental contract 16-C-028 (Invoice #4 & 5)

DNR – Bill Tripp WKRP – Bill Tripp Processed invoice for Jessica Stauffer Contract – 15-C-052 (Invoice No. 95) Processed invoice for SRRC contract 15-C-016 (Invoice No. 5) Expenditure Plan and Voucher for Reimbursement from IFLAA Account BIA Climate Change Processed invoice for Kirsten Vinyeta contract 16-C-036 (Invoice #3) FAC – New Grant Request for contract for SRRC – new FAC Subaward – named in the grant RTRL Expenditure Plan and Voucher for Reimbursement from IFLAA Account Watershed – Earl Crosby

Water Quality – Susan Corum

Processed invoice for Aquatic Ecosystem contract 15-C-024 (Invoice No. 16-03) Processed JV's to move funds to close out fund code 6710-07 QVIR Processed invoice for Kier & Associates contract 15-C-022 (Invoice No. 15-13) FISHERIES – Toz Soto Processed invoice for SRRC contract 11-C-056 (services up to 6/30/16) Budget Modification for new grant – USFWS Canyon Creek Habitat Project – new fund code Request for Agreement with MKWC 16-MKWC-021 for approval – Horse Creek Wood Loading & Floodplain Relief Design Project.

Food Security:

Processed invoiced for Wilverna Reece Contract 16-C-062 - 7/31/16 Request for contract for James Ferrara – new 16-C-089 Request for contract for Deanna Marshall – new 16-C-090 Request for contract for Tyler Conrad – new 16-C-091 Request for contract for Robyn Reed – new 16-C-092 Request for contract for Stormie Jackson-Polmateer – new 16-C-093

Policy Advocate – Craig Tucker Processed invoice for Lawyers for Clean Water 16-C-078 - 7/31/16 Processed invoice for Lawyers for Clean Water 16-C-060 - 7/31/16 Processed invoice for SSP&A Contract 16-C-046 - 7/31/16 Processed invoice for Biostream 15-C-061 - 6/22/16 Processed invoice for Saxton & Associates for Litigation Support Processed Contract Modification for Biostream Environmental 14-C-086 to extend time to 12/31/16 Request for contract modification for SSP&A Contract 16-C-046 (Carley Prepped) Request for contract modification for ICF Jones & Stokes contract 14-C-088 (Carley Prepped)

THPO/ARCHAEOLOGIST/Alex Watts-Tobin

The THPO is balancing time between the WKRP project and Westside. A fair amount of time has been taken getting a Happy Camp Arch Tech in place and in building a list of On-Call Arch Techs. The Arch Techs are currently out for ceremonies, but will be back by next week.

• The Arch team has completed the recording for all the Resource Areas identified last year across the WKRP Focal Areas. The Arch Techs are working together with the FS staff to identify resources in the areas designated mechanical. The Arch crew is also contributing input to the prescriptions crew based on an evaluation of mechanical units. The FS crew is to be expanded, which will give a good likelihood of completing survey on mechanical areas and firelines this field season

• The THPO-Archaeologist is hiring a Happy Camp Arch Tech for the Westside Project. This position has just been filled by Cathy Meinert. The THPO-Archaeologist is engaged in training up the Arch Tech to go out with the Klamath NF crews. In addition, a list of On-Call Arch Techs is being assembled to fill in for the Arch Techs when they are out on other projects. So far, four individuals have expressed that they will be applying for that status. • The THPO is regularly participating in Monday conference calls on Westside and is filling out Monitoring reports as needed.

• Work is under way for the future nominations of Inam and Katimiin to the National Register. This latter task is being done in conjunction with Caltrans.

• The THPO is managing monitors for the Housing project, the Casino, and for Caltrans. Negotiations are ongoing to set standard pay rates for monitors that make it a more attractive position to serve in this role, and yet to keep project within budget. The THPO has also given a refresher for previously qualified but certification-lapsed monitors. Casino and for the Westside project.

DEPUTY DIRECTOR OF ECO-CULTURAL REVITALIZATION/Bill Tripp

Fire Adapted Communities Pilot/Fire Learning Network Projects

The FAC Net subaward is complete; discussions have begun in regards to the SRRC contract for their components. Permissions were granted from funder to make actions toward project completion billable back to July 1st regardless of when we get the paper processed. Approval for that contract is planned for approval either on the consent calendar as it is specific to tasks to be performed by SRRC already approved by Council; or during the DNR Council meeting if there are questions or concerns. I have already completed one Blog Post in the fulfillment of that requirement for this half. The blog post can be read at http://fireadaptednetwork.org/4-rights-campaign-prescribed-fire-right-4-environment/. Sharing on the tribal Facebook Page would be appreciated. Prescribed Fire Training Exchange (TREX)

TREX Planning is underway. I have not had the time to engage in planning or coordination calls but I did sign up to serve as tribal representative and to assist in teaching participants about Traditional Ecological Knowledge Integration in prescribed burning practices.

Food Security Project

I have had little time to engage even in my oversight roles for this project. The food crew has been filling in for me on WKRP prescription group field trips so I can focus on big picture issues. Most work put in for this grant was in helping coordinate information for our Grants and Agreements Coordinator to prepare a grant for submission to US Fish and Wildlife Service (USFWS) to begin staffing our Wildlife Division and building research partnerships under the Pikyav Field Institute. See Lisa Hillman report for Food Security Project Update

Western Klamath Restoration Partnership (WKRP)

There continues to be some contention on how to address Spotted Owl Nest Cores for the Somes Bar Integrated Fire Management and Capacity Development Project. The Prescription Group continues to work through these issues as they arise and we are planning some meetings on the subject with PSW scientist and agency biologists. It is once again coming time to complete contract extensions or modifications that may be warranted. We didn't get the large infusion of funds that we have been getting. The priorities for regional support shifted to beetle kill pine in the Sierras and we are only receiving \$10,000 for continued support of our GIS staff. Discussions are under way for figuring out how to fund the Salmon River and Happy Camp Projects.

For more information on the Western Klamath Restoration Partnership go to: https://www.facebook.com/WesternKlamathRestorationPartnership/ Organizational Leadership and Capacity Building

We finally got a couple phone calls regarding our RFP that is for designing the remodel of the DNR complex main building. I hope a response to the RFP comes in soon or we will need to take it down and figure out another alternative. Our new Grants and Agreements Division Coordinator is working out great and is fitting in nicely. The endowment fundraiser only received a couple hundred in donations this month, but the t-shirt campaign has raised about \$380 so far. It there is not much time left, it would

be great if the link could be shared on the Tribe's website at:

https://www.booster.com/the-endowment-for-eco-cultural-revitalization2. The proposal to the Humboldt Area Foundation was not funded, so there is no longer any reason to wait for getting the agreement in place for establishing the endowment fund. The agreement is drafted and a resolution is forthcoming for review and presentation before Council at a DNR Council Meeting.

Wildfires

Earl is assigned to the Pony Fire as the Designated Tribal Representative. I have been working with him to convey information in regard to testing some new management actions on this incident under the National Cohesive Wildland Fire Management Strategy. I have communicated some ideas on what we may be able to do I this regard to the acting Forest Supervisor, her Deputy and the relevant District Rangers, and Earl has sent formal notice through his role as the tribal representative to begin serious conversations on the subject. The Western Region Strategy Committee is ready to join the conversation and we are trying to engage someone from the National Office of the Forest Service in the conversation.

ASSISTANT FIRE MANAGEMENT OFFICER/David Medford

Overview for August/September 2016:

• The Fire and Fuels crews fuel reduction projects

o Crew 1 (K1) and Crew 3 (10-Person Fire/Fuels crew) are working on a 38 acre project on the KNF up Elk Creek

Fire Readiness:

- K1 is up and available and have been on 4 dispatches so far this year.
- o Pony Fire, Wilderness Fire, Offield Fire, and back on the Pony Fire

New Hires

• Hired 9 new people for crew 3

Proposals Pending:

- BIA National Funding for K1-was resubmitted via overnight on Tuesday 6/14/16
- RTRL 20 person Prescribed Fire Training-Pending
- Pre-proposal for Resilient Landscapes submitted
- Working on a prescribed fire I.A.A. agreement with SRF-Pending
- Working on a proposal to KTHA to treat Tribal Trust and Fee land-Pending

GIS SPECIALIST/DATA STEWARD/Jill Beckmann

Action Item(s):

• None ** FYI -- Funding for the two GIS positions is currently only in place to cover us until December 2016, we are currently seeking other funds and hope to work with Klamath National Forest for funding to assist with additional WKRP projects on this forest.

Jill Beckmann Projects:

• Make map of Sudden Oak Disease extent with respect to the Karuk Territory for grant application put together by Lisa Hillman.

• Assist Sandi Tripp with Community maps for her transportation planning documents.

• Work with Natalie Cabrarra at USFS on editing and updating the streams layer for the WKRP Somes Bar Integrated Fire Management Project based on LiDAR.

• Work on getting LiDAR data integrated with LANDFIRE data for fire and fuels modeling for the WKRP Somes Bar Integrated Fire Management Project.

• Help plan WKRP workshop that will be in Happy Camp 8/23-24.

• Help plan Northern Spotted Owl Coordination meeting and PSW Scientists visit 8/25-26.

• Purchase new plotter for DNR building in Orleans.

• Assist food crew with updating their existing iPads with data forms for 2016 field season and purchasing new cell-enabled iPads.

• Continue to update and manage draft treatments for the Somes Bar Integrated Fire Management project.

• Help draft and document prescriptions for the Somes Bar Integrated Fire Management Project, as part of the prescription work group.

• With Kenny, provide GIS support to WKRP Archeologists for WKRP treatments, prioritization of treatments, and data management protocols for 2016 season.

• Help plan for 2016 Klamath River TREX. Lead Situation Unit and Monitoring Teams for TREX planning. Begin gathering intelligence on status of unit preparations. Create and update burn unit tracking spreadsheet. Coordinate GISS mapping for TREX.

• Gather sample documents to send to Michael Ashley and continue to coordinate and assist with Discovery Phase of the Karuk Cultural Resources Database and Geographic Application that is being completed for us, under contract, by the Center for Digital Archeology (CoDA).

• Provide needed data and documents to WKRP members as requested.

Kenny Sauve Projects:

- Georeferenced 1975 Aerial Photos for WKRP.
- Created new map for Heather Rickard and food crew.
- Common stand examine forestry data collection with MKWC.

• Worked with arch techs Ani and Vikki to process their field data into a format compatible with GIS.

• Worked with Sandi Tripp to update and create strip maps for submission to the BIA.

• Updated WKRP burn units and fuel breaks GIS layers.

• Trained Michal Hentz on the use of the Android tablet in preparation to collect field data for the 2016 TREX.

• Processed field data collected by Roberto Beltran and Dave Jaramillo for layout preparation for WKRP.

Jill Beckmann Meetings/Training Attended:

• 7/19-21 – Meet with Scientists from USFS Research Station to discuss research needs and opportunities regarding the three WKRP projects in Somes Bar, Happy Camp, and Salmon River.

- 7/22 Work with Karuk Food Crew on updating iPads for data collection
- 7/26, 8/1, 8/2, 8/10, 8/16, 8/17, WKRP Prescription Work Group Meeting
- 7/28 Employee evaluation for Kenny Sauve
- 8/4 TREX Situation and Monitoring Work Group Coordination Conference Call
- 8/9 Core Team Meeting
- 8/15 WRKP Research Work Group Meeting to review and organize

"researchable questions"

Kenny Sauve Meetings/Training Attended:

- 7/18, 7/19, 7/25, 7/26, 81, 8/2, 8/3, 8/8, 8/9 Common Stand Exam with MKWC.
- 7/21, 7/28, 8/4 data processing with arch techs
- 7/20 met with Andrew Spain to update WKRP burn units and fuel breaks.

• 8/4 met with Orleans Forest Service Fuels employees to update and discuss the

WKRP burn units and fuel breaks.

• 8/10, 8/17 WKRP Prescription work group.

Jill J. Beckmann GIS Specialist / Data Steward

Kenny Sauve GIS Technician II

Department of Natural Resources 530-496-3342 (work)

ENVIRONMENTAL COORDINATOR/ Carlotta Whitecrane Ceremonies

GRANTS AND AGREEMENTS DIVISION COORDINATOR/ Sinéad Talley

1. Worked daily to research potential grant sources to help meet DNR needs and further strategic planning of the Department.

2. Coordinated with Food Security Project Coordinator Lisa Hillman in the development and writing of grant funding proposal to the Charles Wentz Carter Foundation. Proposal has been approved by CFO and Compliance; needs Tribal Council review and approval before submission.

3. Worked extensively on U.S. Fish and Wildlife Service Tribal Wildlife Grant proposal with Bill Tripp and Dan Sarna (UC Berkeley). Developed a narrative, budget, and associated documentation; participated in multiple conference calls and meetings to accomplish this. Proposal needs Tribal Council approval to be submitted by Sept. 2 deadline.

4. Assisted Sissie in the compilation of MOU between MKWC and Karuk Tribe for IQCS.

5. Assisted Sissie in creating and assembling contract materials for Sophie Neuner to complete curriculum development and lesson implementation for the Karuk Environmental Education Program.

6. Participated in DNR Tribal Council meeting.

Food Security Program Coordinator's Council Report Lisa Hillman Tribal Council Meeting 07/28/16

Please note information/activities are for the period of: 06/17/16 through 07/20/16.

Action items for the DNR –Council Special Meeting on September 7, 2016:

- Requesting approval of five Nanu'ávaha K-12 Curriculum 8th grade lessons. Hard copies of the lessons will be sent to the KRAB and to the Tribal Council by August 22, 2016.
- Requesting approval for submission of the Naneethívthaaneen Karuk Digital Eco-Cultural Resources Management Plan proposal to the 2016 BIA Forest Management Inventory and Planning Program. Total amount requested: \$50,000 for a one year project January 1, 2017 to December 31, 2017. The attached draft proposal is pending administrative review.

Sípnuuk – It is with great pleasure to announce that our Digital Library, Archives and Museum staff member, Angela McLaughlin, received her Certificate of Completion for the 2015-2016 Tribal Stewardship Cohort Program. This represents an incredible accomplishment, fully realized after over a year of dedicated research, "homework," and inter-tribal, and IMLS funded institutional support networks, three multi-day and gruelingly technical digitization trainings actively attended at Washington State University in Pullman, WA., one Karuk Service Area site training with WSU staff, and six virtual cohort trainings. Both Angela and Bari Talley, People's Center Coordinator, successfully attended all trainings, progressed their technical skills, and completed all tasks with excellence. Congratulations, Angela and Bari!

Our IMLS-Museum Grants team is planning a two-day visit to Humboldt State University in order to look through a reported 15 boxes of currently analogue data pertaining to the Karuk Tribe. Our meeting with HSU Library staff Carly Marino was highly informational, and we hope this visit and the use of their camera equipment will bear fruit for Sípnuuk's Food Security Collection and Digital Heritage Collections. In addition, we will be collaborating on future projects to allow for student assistance in our digital return efforts and historical media processing.

Herbarium – The Herbaria Opening on August 11, 2016 was a great success, and our Press Release was not only published in local newspapers, but uploaded to a large number of online media news platforms. Celebrated next to a newly decorated cabinet in the heart of the museum, thanks to the artistic skills of Bari Talley, Ben Saxon, and Megan Mucioki, the evening's informational and culturally relevant presentations were attended by over 25 participants. The Project activities are generally planned for Thursdays in Orleans, from 9 am to 3 pm. Contact Megan Mucioki, <u>mmucioki@berkeley.edu</u> or Ben Saxon, <u>bsaxon@karuk.us</u>. Karuk Herbaria project will be aired on the Jefferson Public Radio on August 25 at 9 am for a one hour show.

Kaavíchvaans – our Summer Youth Employment Project is coming to an end. We are very proud of the 8 Tribal Youth employees for their hard work and dedication to DNR's goals and objectives for eco-cultural revitalization and enhancement.

Traditional Food Groves Assessment – This work to establish baseline cultural species assessments is vital to understanding our current situation and will help inform our land resource management planning. Generally, our Natural Resources Technicians and contract Cultural Practitioners meet Mondays and Tuesdays in Orleans, and Wednesdays in Happy Camp. We will be prioritizing sites that are actively tended, traditional ceremonial/village sites, and those sites within WKRP zones. Contact Ron Reed, <u>rreed@karuk.us</u>.

Orchard Revitalization – Generally, our staff dedicates Mondays to visit selected Heirloom Orchards in order to manage for and assess the production and quality of the fruit as it ripens. Contact Heather Rickard, <u>hrickard@karuk.us</u>.

Basket Material Collection/Weaving – Verna Reese has been offering her Master Basketweaving knowledge to teach community members this high art. Thursdays from 1 – 4 pm, class meets in Orleans, and Sundays from noon to 3pm in Happy Camp at the Old Gym. Contact Lisa Hillman (Orleans), <u>lisahillman@karuk.us</u> or Bari Talley (Happy Camp), <u>btalley@karuk.us</u>.

Sudden Oak Death Outreach – first week of August in both Happy Camp and Orleans. These will be informational meetings featuring SOD researchers Richard Cobb, PhD from UC Davis and Brendan Twieg from Eureka UC Extension.

Staff reports:

<u>Angela McLaughlin, Sipnuuk Assistant</u>. The following is the current breakdown for the currently 1,237 items uploaded onto our digital platform, whereby 240 will be removed for reprocessing:

- AFRI Food Security Collection: 878 items.
- People's Center Collection of Historic Photographs: 133 items.
- Karuk K-12 Curriculum: 54 items.
- How To: 28 items.

- Youth Collection: 24 items.
- Map Collection: 16 items.
- Community Collections: 94 items.
- Karuk Language: 10 items.
- Video Collection: 2 items.

Ron Reed, Cultural Biologist.

8/1 Out (flex time...travel)

8/2 Ben S. and I participated in the WKRP Prescription Workgroup meeting, held on site, up at Donahue Flat focal area. The meeting was invaluable considering we were meeting with the USFS and collaborating on fir tree removal in a prescribed fire designated unit. The site was definitely culturally sensitive and abundant black oak and pine occupied the landscape. The KT Dept. of Nat. Resources put on a Sudden Oak Death Workshop. Specialist from UC Davis put on an insightful. A technical presentation was given by the specialists and the Karuk tribal perspective was also provided to round out the scientific process. The information was well received and planning will occur in both a technical and direct action (peaceful protest/awareness) areas respectively.

8/3 Heather R. and I went up into the WKRP Roger's Creek Focal Area and did a Food Grove Assessment. We were successful in finding a beautiful grove with Black Oak, Madrone and Ponderosa Pine. We connected with a landowner/caretaker and he provided us with a personal tour of the landscape. Another visit would be appropriate.

Another Sudden Oak Death Workshop was slated for the Happy Camp area. Although there was very little public participation a greater level of understanding took place and a clearer vision of a process was discussed, inter linking Western science and Native Science.

8/4 The first half of the day I took Ryan reed down to Ishi Pishi Falls and carried bridge materials from the Ishi Pishi Falls fishing trailhead to the falls. Ryan had a driving license appointment in Eureka for the afternoon. The afternoon was taken off by me due to an extra amount of hours I worked during the week, as well as, for the lengthy work related travel (drive) during the previous week.

8/5 I met with Dr. Kari Norgaard about some previous work with a Masters' student from the U. of Oregon. She provided me with some materials to read, edit or make changes that coincide with our tribal world view. Also, I formally introduced my son, Ryan Reed, to Kari and the work she is doing on Climate change. He was given a couple of research tasks that will provide information to build his knowledge in this culturally sensitive management category. Afterwards, we packed fir poles (bridge making materials) down to Ishi Pishi Falls. With the low water and the projected fish run (records lows predicted) a quality bridge system is needed to optimally access our fishing holes to maximize our harvest rates.

Office time was utilized to meet internally with us staff to determine optimal data collection into the field. We coordinated our 8/4 weekly schedule and prioritized site selection based upon culturally sensitive species and equal distribution between the focal areas and prescription categories.

Karnk (Jommu 64236 Second Ave Post Office Box 3 Happy Camp. CA Phone: (530) 493- Fax: (530) 493-5	enite 16 96039 -5257	1.A.	Karuk Tribe Administrative Office Phone: (530).493-1600 • Fax: (530).493-5322 d Avenue • Post Office Box 1016 • Happy Camp. CA	Karuk Dental Clinic 64236 Second Avenue Post Office Box 1016 Happy Camp, CA 96039 Phone: (530) 493-2201 Fax: (530) 493-5364 96039	
		REQU	EST FOR CONTRACT/ MOU/ AGREEME	NT	
Check One:		Contract MOU Agreement	Karuk Tribe Number Assigned: Funder/Agency Assigned:	16 - M - 01'7 N/A	
		Amendment	Prior Amendment:	0	
REQU	REQUIRED → *Procurement Attached				
Requestor:		Bill Tripp	Date:	July 29, 2016	
Department/Program:			Department of Natural Resources		
Name of Contrac	tor or Pa	arties:	Mid Klamath Watershed Council		
Effective Dates (From/To):	October 22, 2015	October 22, 2020	
Amount of Origi Amount of Modi Total Amount:		#1:	<u>\$0.00</u> \$0.00		
Funding Source:		N/A	30.00		
-					
Special Condition	ns/Term	s:			
N/A					

Brief Description of Purpose:

The Tribe and MKWC wish to form a partnership in an effort to maintain a trained and qualified staff of local Tribal members, community members, and MKWC staff for the application of prescribed fire in and around our communities, and the Karuk Aboriginal Territory on a broad landscape scale. This memorandum of understanding will enable the Tribe to maintain a tribally administered database in the Incident Qualification Certification System (IQCS) of trained and qualified MKWC staff, volunteers, and community members.

REQUIRED SIGNATURES ** Bill Triog Reau m ra anto Chief Financial Officer

**Director, Administrative Programs & Compliance

**Director of Self Governance(MOU/MOA) or TERO (Contracts)

10/16/2015

Date ate 8-12-16 8/15/10 Date Date

Other

Request for Contract/MOU/Agreement Updated October 25, 2012 This amended version supersedes all previous versions. Date

Date

MEMORANDUM OF UNDERSTANDING BETWEEN KARUK TRIBE AND MID KLAMATH WATERSHED COUNCIL

This Memorandum of Understanding (MOU) is made and entered into by and between the Karuk Tribe, hereinafter called the "Tribe" and Mid Klamath Watershed Council, hereinafter called "MKWC".

I. PURPOSE:

The Tribe and MKWC wish to form a partnership in an effort to maintain a trained and qualified staff of local Tribal Members, community members, and MKWC staff for the application of prescribed fire in and around our communities and the Karuk Aboriginal Territory on a broad landscape scale. Karuk people burned the forest understory since time immemorial in the Klamath Mountains; consequently low intensity fires had been the primary natural force for sustaining the vitality and natural resiliency of the forests. As a result, wildfires were not a threat because prearranged fires promoted fire-resilient forest environments. This memorandum of understanding will enable the Tribe to maintain a tribally administered database in the Incident Qualification Certification System (IQCS) of trained and qualified MKWC staff, volunteers, and community members. Individuals being certified by the Tribe will need to be available for wildland fire assignments to enable task book evaluations to be completed and to maintain the currency of personnel in the local communities to increase the scope and scale of fire management actions and activities within and adjacent to the Western Klamath Restoration Partnership's planning area (see attached map).

II. **REFERENCE**:

The general membership of the Tribe approved Article V of the Tribe's Constitution, which states: "The members of the Karuk Tribe hereby delegate, to the Tribal Council, the authority to exercise by resolution or enactment of Tribal laws all the inherent sovereign powers vested in the Tribe as a sovereign aboriginal people;"

The Tribal Council is the formal constituted governing body of the Tribe, entrusted with the responsibility to protect, preserve and promote the ceremonial, subsistence and economic interests of the Karuk people.

The Mid Klamath Watershed Council (MKWC) is a 501 (c) (3) non-profit organization that has been serving the middle section of the Klamath River watershed and its communities since 2001. Through cooperative management activities, MKWC addresses the distinct needs that arise due to the impacts of past catastrophic fires and fire management, timber harvest, road construction, mining, grazing, floods, residential and recreational use, as well as the inherent challenges faced in this remote, rugged mountain environment.

The mission of the Mid Klamath Watershed Council is to collaboratively plan and implement watershed restoration, coordinate education on land management issues, and promote community vitality by operating a community center and creating sustainable local economic opportunities. MKWC provides assistance and education to the general public and cooperating agencies by facilitating communication and cooperation between the local communities, managing agencies, Native American Tribes, and other stakeholders.

III. BACKGROUND:

The Tribe and local community members have experienced a multitude of wildfires in the aboriginal territory almost concurrently on an annual basis with many of these fires having severe and damaging fire effects in watersheds that have been far removed from their historic fire regimes which had been shaped by the Karuk Tribe since time immemorial. These fires have also threatened and cause the evacuation of local communities resulting in damage to homes and community infrastructure including food sheds which are depended on to meet our subsistence needs.

IV. SCOPE:

This MOU will cover an agreement for the Tribe to administer a database of trained and qualified community members and MKWC employees in IQCS. This will allow MKWC to build a qualified workforce and maintain currencies to assist the Tribe in restoring historic fire regimes to the Karuk Aboriginal Territory and to maintain healthy and resilient ecosystems.

V. The Tribe Shall:

- a) Invite MKWC employees, local contractors, and volunteers to annual refreshers, Work Capacity Test (WCT) and other relevant training opportunities as appropriate and mutually beneficial.
- b) Provide Current Master Record print outs from IQCS for MKWC employee, contractor and volunteer records upon request.
- c) Provide Annual Incident Qualification Cards for tribally certified individual qualifications.
- d) Maintain a training record to back up all data entered into IQCS.
- e) Coordinate with MKWC to select candidates for issuance of Position Task Books as appropriate in accordance with tribal or MKWC generated Individual Development Plans and appropriate tribal laws, regulations, policies and procedures.
- f) Coordinate with MKWC to prioritize and temporarily employ individuals in need of Wildfire assignments in order to progress position task book evaluations.
- g) Maintain the personnel files for individuals on tribal payroll.

VI. MKWC Shall:

a) Certify via annual letter individuals that will be administered in the IQCS database that are in compliance with MKWC drug free workplace policies and meet the Medical Standards

requirements identified in Wildland Fire and Aviation Program Management and Operations Guide (Blue Book)- Chapter 12 Training and Qualifications- Medical Examinations and Department of Interior Wildland Firefighter Medical Standards Program (DOI/MSP) - Arduous Fitness Level; make available completed Department of Interior Wildland Firefighter Medical Standards Program Exam Packets to the Tribal Pack Test Administrator upon request.

- b) Provide Personal Protective Equipment for qualified MKWC employees.
- c) Coordinate with Tribe to cover expenses associated with advancement training for MKWC employees.
- d) Coordinate development of Individual Development Plans for MKWC employees and community members.
- e) Provide trained personnel for mutually agreed upon prescribed fire operations.
- f) Provide MKWC Board member or designated representative availability for incident qualification and certification review committee participation when final position task book approvals are being considered.
- g) Maintain the personnel files for individuals on MKWC payroll.

VII. IT IS MUTUALLY AGREED AND UNDERSTOOD BY BOTH PARTIES:

- a) That MKWC and the Tribe will maintain a qualifications file for MKWC employees, contractors and community members that will be managed in IQCS for the purpose of prescribed fire application in Karuk Aboriginal Territory.
- b) That any individuals seeking to respond to wildfire assignments as a tribal resource will need to be on the payroll of the Tribe, or be covered under separate contract or agreement with the Tribe to enable such activity to occur.
- c) Any individual responding to fires as an employee of the Tribe will be subject to Tribal Personnel Policies and Procedures including but not limited to; applying for Temporary On Call (TOC) or Regular On Call (ROC) job openings; passing required controlled substance screenings; and maintain exemplary conduct while representing the tribal workforce on wildland fire assignments.
- d) Any individual responding to fires under contract or agreement will be subject to TERO fees being collected at the time of invoice payment.

VIII. TIME PERIOD AND CANCELATION:

The time period of this MOU will be valid for a period of five (5) years from the date entered into this agreement at which time the agreement may be renewed and/or renegotiated or discontinued. It is also understood that either party to this Memorandum of Understanding may terminate this MOU at any time by giving to the other party thirty (30) days written notice as to such termination. Termination shall have

no effect upon the rights and obligations of the parties arising out of any IQCS database activity occurring prior to the effective date of said termination.

IX. FISCAL PROVISIONS:

Any transfer of funds between parties to this agreement will be through a separate mechanism.

X. MONITORING AND COMPLIANCE

The Department of Natural Resources and MKWC staff agree to work together and cooperate on the implementation of this MOU and come to a consensus over any disagreements in a productive and respectful manner. If such consensus cannot be reached the Tribes DNR Council representative and MKWC Board will be the deciding parties to any such disagreements.

This MOU does not in any way restrict the Tribe from entering into and/or participating in any similar agreement with other, tribal, public, private, non-profit or volunteer organizations. Due to the nature of the Incident Qualification Certification System MKWC may not enter into a similar agreement with any other organization for fire qualifications management prior to cancelation of this MOU, after cancelation of this MOU the Tribe will place all MKWC employees and assigned community members in IQCS to "inactive" status so they can be picked up by another qualifications sponsor as appropriate.

XI. PRINCIPAL CONTACTS

Karuk Tribe Russell Attebery, Chairman 64236 Second Avenue PO Box 1016 Happy Camp CA 96039 530 493-1600 ext. 2019

Karuk Tribe Department of Natural Resources Bill Tripp, Deputy Director of Eco-Cultural Revitalization 39051 Highway 96 PO Box 282 Orleans CA 95556 530-627-3446 ext. 3023 Mid Klamath Watershed Council Chris Hatton, President PO Box 409 38150 Highway 96, Orleans, CA 95556 530-627-3202

Mid Klamath Watershed Council Will Harling, Fire and Fuels Program Director PO Box 409 38150 Highway 96, Orleans, CA 95556 530-627-3202



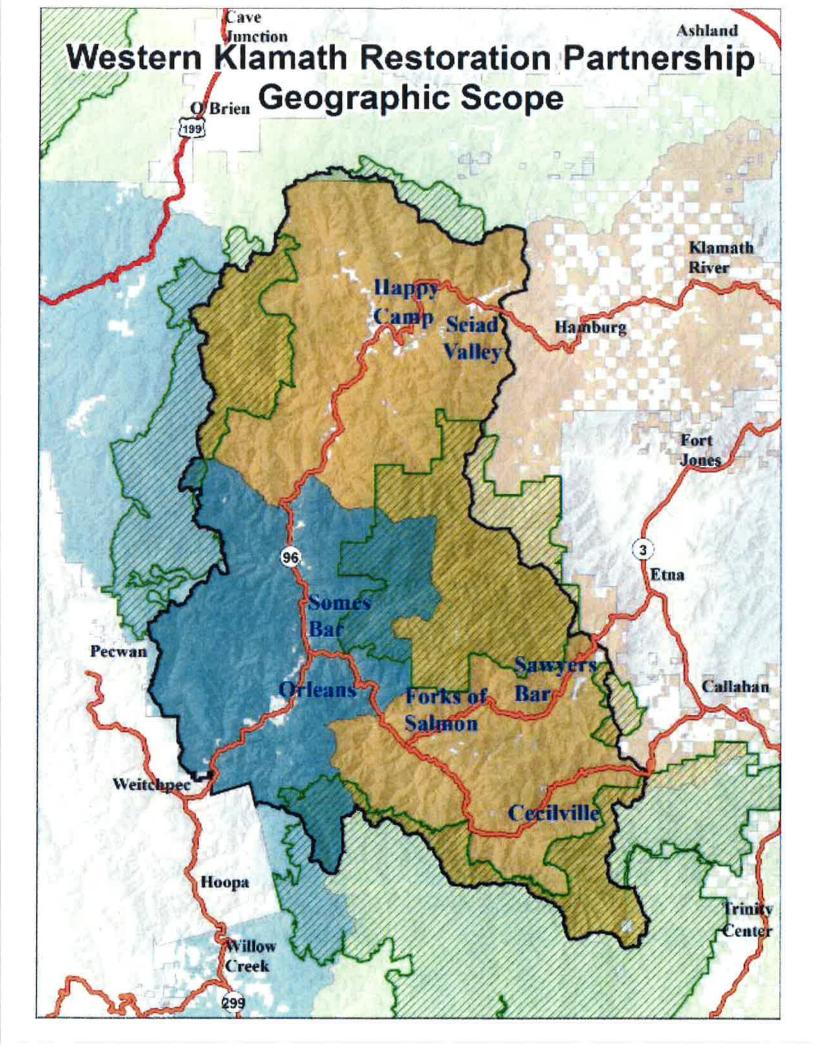
XII. SIGNED BY AND EFFECTIVE ON:

Russell Attebery, Tribal Chairman

Date

Chris Hatton, President

Date



Karuk Community Health Clinic

64236 Second Avenue Post Office Box 316 Happy Camp, CA 96039 Phone: (530) 493-5257 Fax: (530) 493-5270



Karuk Dental Clinic

64236 Second Avenue Post Office Box 1016 Happy Camp, CA 96039 Phone: (530) 493-2201 Fax: (530) 493-5364

Administrative Office Phone: (530) 493-1600 • Fax: (530) 493-5322 64236 Second Avenue • Post Office Box 1016 • Happy Camp, CA 96039

Sandi Tripp Department of Transportation Director For Council Meeting on August 25, 2016 eporting Period – July 15, 2016 to August 18, 20

Reporting Period – July 15, 2016 to August 18, 2016 TRIBAL TRANSPORATION IMPROVEMENT PROGRAM (TTIP) PROJECT SUMMARIES

Project Title: Red Cap Road Bike Way

Phase 1 - Complete 2015

Phase 2 – Construction to be completed by September 2016

Description: Reconstruct Red Cap Road - shoulder widening pedestrian and bicycle safety. Status: In Process - Fully funded through a grant from FHWA TTP Safety Funds and State of California Dept. of Transportation and Karuk Tribe TTP Annual Allocation.

Phase 2 is in progress with Sundburg Construction as the general contractor on this project. We are currently waiting on Asphalt Mix for the project. We are near the top of the list for deliveries when the plant is completed. The expected date of completion has been extended and I expect that the project will be complete in late September.

Project Title: Happy Camp Complete Streets Project

Description: Reconstruction - Safety Project

Status: In Process – As you are aware this project is located SR96 in Happy Camp from the west end of town where Second Avenue meets SR 96 to the east end of town where Old Highway 96 meets SR 96.

We have worked on this project for at least five years, ensuring the project is identified and programmed in several transportation related planning documents. We have also collaborated with Caltrans over the last few years and they are very interested in our proposed project. Recently, Caltrans informed us of an Active Transportation Program (ATP) earmark for projects that are submitted by Caltrans. With that funding opportunity in mind and the fact that the project route that we will be focusing on is a State owned route; with our assistance Caltrans will be submitting the next grant application. By submitting the application with Caltrans we expect to be afforded a considerable advantage in acquiring award.

On August 16th, we met in Yreka with Caltrans, Green DOT and Siskiyou County to discuss Cycle 4 of the ATP. We identified particular questions that are expected to be required on Cycle 4. The plan is to start early and compile the necessary data required for the application, so the team members were took on certain aspects of the question and we will be meeting again to review all documents and keep things moving along. We must stay diligent in compiling data for this grant; this is a really competitive process. Our overall goal of these meetings is to be prepared to submit when the NOFA is published. The importance of Cycle 4 is that it will almost ensure that we receive future phases of funding to complete the project. This Cycle will be the first phase of this

project for <u>Project Approval and Environmental Documentation (PA&ED)</u> and is due in the spring of 2017.

I also plan to submit grant applications for the next few Cycles of the ATP grant program; as noted, we will start by submitting for Cycle 4 <u>PA&ED Application (2017)</u>; Cycle 5 - <u>PS&E Development(2018)</u>; and finally for Cycle 6- <u>Construction Implementation (2019)</u>. I will ensure Council is informed on the progress of this Project as we move forward.

Project Title: Orleans Community Safety Corridor Project

Description: Planning

Status: In Process

As you may recall this project has several anticipated Phases, the first phase of the project is entitled the Orleans Community Center Connectivity Project (OCCC), this project is associated with the three acre parcel in Orleans (the old Hotel Property) that we received a Caltrans grant to complete. Since receiving the Caltrans grant we worked on and were successful in developing a 202(a)(9) Fund Transfer Agreement (202(a)(9)FTA). The other phases will be funded through grant funds and TTP funds as available.

LGC Partnership

I am currently in the process of working with our partners Local Government Commission (LGC) (a 501©3 non-profit organization) on the OCCC Project to develop two RFQ-RFP's. I am reviewing the draft RFP Local OCCC Coordinator and RFQ for a planning and design firm to coordinate and develop the final plan. I expect that we will advertise both the RFP and the RFQ in September 2016, with a plan to begin the project tasks in the Spring of 2017.

Project Title: Somes Bar Work Cnt. Road & PF

Description: Repair and Overlay

Status: In Process

As noted in previous Tribal Council Reports, the Karuk DOT Maintenance Crew has been scheduled to implement a maintenance project in August 2016. I am glad to report that we are currently in the process of completing this project, with the final stage of striping being planned for the week of August 22, 2016. I expect this maintenance will extend the life of this facility for at least another 5 years.

Project Title: 2% Planning

1.) General Project Coordination and Planning Efforts

Status: In Process All projects associated with the Karuk Tribe Transportation Department require extensive coordination and collaboration. During this and all future reporting periods I will ensure Tribal Council is updated as new information becomes available.

During this reporting period Misty and I acquired access into the BIA ITIMS/RIFDS Data Base. This access is quite a big process with federal background checks etc. We will be working in this data base to review, revise and add new transportation facilities to our TTP Inventory.

2.) Update of the Karuk Tribe Long Range Transportation Plan (LRTP)

Status: In Process - The Karuk Tribe DOT is working on updating the current LRTP. Over the last several months I have been working with the DNR – GIS folks to coordinate and develop multiple transportation facilities maps, Tribal building facilities, community evacuation maps and Cultural Management Area maps. Some of the maps have considerable detail and some don't, depending on need for the LRTP.

3.) Tribal Transportation Improvement Program (TTIP) Update

Status: I am currently awaiting our new TTIP for FY 2016 – FY 2020. I received a call from FHWA to discuss particulars of our TTIP. We will be receiving the Official TTIP soon.

4.) Tribal and Regional Coordination during Quarterly Period

Page 2 of 3

Status: Requested Tribal Council nomination to be our representative on DOT Self Governance Negotiated Rulemaking Committee attended and participated in monthly Tribal Council and Planning meeting. Attended the North Coast Tribal Transportation Commission meeting (NCTTC), HCAOG Technical Advisory Committee(HCAOG TAC), FHWA Safety Management System Steering Committee(SMS Steering Committee), Karuk Resources Advisory Board Meetings(KRAB), Caltrans TERO Sub-Committee meeting, Caltrans Native American Advisory Committee (NAAC), Quarterly National Tribal Transportation Program Coordinating Committee Meeting (TTPCC), Siskiyou County LTC Social Services TAC, Meeting with National Transit Data Base Rep., met with UC Berkeley Tech Transfer/Transportation Safety Assessment.

Project Title: Road Maintenance

I am very proud of the work our DOT Maintenance crew completes; they are a fine example of well managed coordination, team work and professionalism.

The Crew has been able to accomplish many force account projects. Our goal is to accomplish most all of our maintenance Projects in house; the following maintenance projects will be completed in **June, July and August 2016**

- Tishawnik Roads Project Construction Management
- Somes Bar Work Center Surface Maintenance
- Red Cap Road Review and Assist
- Crack filling and sealing on transportation facilities in Yreka
- Somes Bar Work Center road and parking facility

Description: Road maintenance funding provides staff and operational coverage for the activities listed below, as performed by a crew from the Karuk Tribe Department of Transportation. **Activities**

• Equipment repair and maintenance, street sweeping, debris and brush removal from roadside and gutters, crack sealing, minor roadway patching, curb painting.

Program	Code	Total Budget	Expensed to date	Balance	% Expended
Federal Highway Administration (FHWA)	2231	\$3,528,723	\$685,199	\$2,842,904	19.44
Term Dates	Total Months	Month # for report period	# Months Remaining	% Completed.	Extension Option Y/N
10/1/15 – 9/30/16	12	11	1	90%	Allows for annual carryover of all unused TTP funds
Progress Report Due Date	Completed?	Date Completed.	Fiscal Report Due Date	Completed?	Date Completed.
	yes	3/16	3/16	yes	3/16

No Action Items at this time

SCOTT QUINN, DIRECTOR OF TRIBAL LANDS MANAGEMENT Directors Report for Council Meeting on

August 25, 2016

(July 21, 2016 to August 18, 2016)

LAND MANAGEMENT PROJECTS

1. Project Title: Yreka WME MH Park Property Fee to Trust

Description: Project to put the White Mtn. Estates Mobile Home Park in Yreka into trust.

- **Status:** <u>NO CHANGE</u>: On 6/28/2016 the BIA requested two surveys of the property. On 7/21/2016 I sent BIA the requested surveys.
- **Remaining:** With the new Rule, MST may needs to issue a Title Commitment. BIA is checking with the Solicitor. Once the application is deemed complete; the BIA will initiate the Fee to Trust Process per 25CFR 151, including; the BIA will publish a Notice of Application (NOA), NEPA compliance, Title Opinion, Legal Description review, Notice of Decision (NOD), Recording Instructions to the Title Co., Acceptance of Conveyance (AOC), and final recording of the new deed at the BIA and County. A final Title Policy will also be issued by the Title Co.

2. Project Title: Tynes and Rail Road Property Fee to Trust

Description: Project to put the Tynes and Menne Rail Road property in Yreka into trust.

- **Status:** On 6/6/16 we received the Limited Phase II Env. Site Assessment from VESTRA. A FTT Application needs to be drafted and sent to the BIA (See attached resolution 16-R-099). On 6/24/2016, I completed and sent the FTT Application to the BIA. On 7/21/2016 I emailed BIA to confirm receipt of the Fee to Trust (FTT) Application. On 7/21/2016 the BIA sent a letter requesting additional surveys mentioned in the legal description and a resolution accepting title exceptions. On 7/22/2016 I requested the above surveys from Mt. Shasta Title and rechecked with them on 8/17/2016. Council approved the resolution on 8/11/2016.
- **Remaining:** Once the application is deemed complete; the BIA will initiate the Fee to Trust Process per 25CFR 151 (see above).

3. Project Title: Orleans Community Center Fee to Trust

- **Description:** Project to put the Orleans Community Center/KTHA Maintenance property into trust status.
 - **Status:** On 7/21/2016 and 6/28/2016, I checked with Arvada on the Solicitor's review of the Title Commitment and if she will accept Exception #10 which states the title company will not insure against "any assertation of a trust in favor of the USA or other restrictions affecting said land or any other adverse claims that would be disclosed by an examination of the BIA records".

Humboldt Land Title Company (HLTC) has not got back to us regarding our 10/1/15 request to remove the exception. I requested a new commitment on 1/21/2016. On 2/17/2016 I talked to the BIA who said they would check on the status. I also checked with HLTC on 5/21/2016, 5/31/2016, and 6/16/2016. On 7/26/2016 Arvada said everything looks good to the Solicitor.

Remaining: Updated Commitment without exception #10. BIA needs to complete the Fee to Trust Process per 25CFR 151 (see above).

4. Project Title: Bunker Hill Fee to Trust

Description: Project to put the Bunker Hill property into trust status.

- Status: I requested a new title commitment from MST on 1/21/2016. I checked the status at Mt. Shasta Title Company on 5/21/2016, 5/31/2016, and 6/16/2016. On 6/29/2016 I asked MST to review the docs I sent. On 7/11/2016 Sheila said she needs Caltrans to sign an additional Deed, which I requested of Caltrans on 7/12/2016. On 7/12/2016 I sent the Deed and Acceptance to Chris Schaller with Caltrans for Directors signature. On 7/21/2016 I followed up with a call to Caltrans. Quitclaim have been signed and notarized. On 7/22/2016 Caltrans indicated they sent original docs to Sheila.
- **Remaining:** Updated Commitment without legal description exception. BIA needs to complete the Fee to Trust Process per 25CFR 151 (see above).

5. Project Title: Happy Camp Fire Protection District Agreement

- **Description:** Develop an MOA with the HCFPD to pay fees associated with fire protection on tribal trust parcels in support of future fee to trust applications.
 - **Status:** <u>COMPLETE</u>: Reviewed and ready for approval. Council approved and I received an executed original from HCFPD

Remaining: Council Approval, Send to HCFPD for full execution.

6. Project Title: Old Somes School Purchase Agreement

Description: Work with multiple parties to draft a purchase agreement and potential easements, etc. Status:On 6/24/2016 we opened escrow. On 6/30/2016 we sent signed agreement, resolution, etc. On 7/20/2016 I sent MST signed initial docs. On 8/8/2016 MST said they had not received signed opening docs from seller, so I gave them the sellers contact info. On 8/18/2016 Bill Tripp asked if we would like to have a surveyor survey the parcel we are purchasing.

Remaining: Sign Escrow Package once received, and close escrow.

7. Project Title: Siskiyou Telephone Co. Service Line Agreements

Description: Working with STC and staff.

Status: The initial agreement was inadequate and fairly vague. I made changes and submitted for review. Fatima suggested changes. Approved by Council 7/27/2016.

Remaining: Need Busters signature notarized.

Bari Talley, People's Center Coordinator

Report for Tribal Council Meeting on August 25, 2016 Reporting Period June 16, 2016 to August 18, 2016

Action Item: Council approval is being requested for attached collaborative report "Assessing Whether or Not Artifacts are Free of Pesticide Residues – A Case Study on Several Artifacts Repatriated to the Karuk Tribe" by Rosene Salmo, Peter T. Palmer, and Karuk Tribe. The report has been approved by the People's Center Advisory Committee (PCAC) and the Karuk Resource Advisory Board (KRAB). Tribal Council approval is being requested to submit for publication it to the Collection Forum (the society for the preservation of natural history collections).

<u>Grants</u>

NAGPRA

- 2015 NAGPRA Consultation/Documentation Grant (#NG-05-15-0107-15)Peabody Museum of Archaeology and Ethnology)— 10/01/2015 to 11/30/2017. Karuk NAGPRA Peabody team (Bari Talley/People's Center Coordinator; Verna Reece/Female Cultural Expert; Brittany Souza/Female Cultural Practitioner; Leaf Hillman/Male Cultural Expert; Phil Albers/Mail Cultural Practitioner) will meet to look at the existing documentation and strategize our repatriation efforts: September 27, 2016, 1:00 – 3:00 p.m. before the next PCAC meeting.
- NAGPRA Repatriation Grant 06-12-R54/P12AP10343 (Benton County Historical Society & Museum) – 10/01/2012 to 7/01/2016. Interim and Final reports are due 10/31/2016.
- 2012-2015 NAGPRA Grant 06-12-GP-570 (Karuk Autry) requested an update from Autry NAGPRA representative, Lylliam Posadas, and hope to be able to give you an oral summary at Council meeting.

IMLS

- **IMLS Museum Services Grant MN-00-15-005-15** 10/01/2015 to 09/30/2017.
 - Staff meetings on Fridays with Lisa Hillman, Angela McLaughlin & Bari Talley at Panámnik Library.
 - American/Native Hawaiian Museum Services Awardee Meeting, *Monday, October 10th,* 8:00AM-5:00PM at the ATALM conference.
 - Sípnuuk Archives, Libraries & Museum We are continuing to upload photos from the People's Center Collection of Historic Photos as well as Community Collections. Angela, Lisa, Leaf and I have another meeting scheduled September 8 and 9th with Carly Marino, Special Collections Librarian at HSU to explore collaborations and the resources available in the Humboldt Room.
- **IMLS BASIC GRANT NG-05-15-0107-15** 08/01/2015 to 07/31/2016. Final report due 10/31.
- **IMLS Basic Grant NG-05-16-0111-16** awarded for August 1, 2016 July 31, 2017. \$7,000, including \$1,000 for educational component (conference).

 Paper Tigers Screening at Panámnik Library. Nice turnout on August 1 with 15 folks including Marilyn Powell, Maternal, Child and Adolescent Health Programs, Humboldt County Department of Health and Human Services, students, educators and health professionals discussing the effects of Adverse Childhood Experiences (ACEs) on education and long-term health of our youth.

Cultural Resource Fund – Invitation/request for attendance at CRF listening session at the ATALM Conference on the same day (10th) as the above IMLS Museum Grant Awardee meeting at 1 p.m. The Karuk team will strategize how to be in two places at once since attending the CRF session will be important for Phase 3 application. Alex Watts-Tobin and archeology team are working on a database project for our Phase 2 award. The Phase I award is the **Pamukunyafusayêepsha vúra uum yâamach ukyâahahitih** "Their good dresses were made pretty" project. A Group Beargrass Gathering field trip planned for Saturday, August 27 with dressmaking teams from Yreka, Happy Camp, Ti-Bar, and Orleans. We now have 7 girls who will be making traditional dresses and learning collecting and processing. We will meet at the Panámnik Library in Orleans at 9 a.m. to discuss the project, issue iPad loans for documentation and some technology training for using the ipads and Mukurtu mobile for upload to Sípnuuk Community.

Other People's Center activities and programs:

Chartkoff Artifact Review: Dr. Chartkoff has emailed that he is sending box number 15 today and should have several more boxes coming in the next week or so.

Herbarium & Native Plants Garden –Excellent Grand Opening event for the Karuk Herbaria at the People's Center on August 11, with ov er 30 folks from UC Berkeley, DNR, and members of the community. One family drove down from Oregon to attend after seeing the flyer on the Klamath Foodshed's facebook page. Another couple from Arizona saw the flyer on the store bulletin board. Museum guests are interested and looking at the specimens.

Building Maintenance – Humidifier: Need to find a way to move forward with repair/replacement. Maintenance is trying to get a quote for getting the windows fixed in the Gift Store, office and Basket Rooms.

Now You're Speaking Karuk! Bari will work on reformatting for print by KCDC.

Respectfully submitted,

Bari G.M. Talley

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Assessing Whether or Not Artifacts are Free of Pesticide Residues -

A Case Study on Several Artifacts Repatriated to the Karuk Tribe

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Manuscript prepared for submission to Collection Forum.

Karuk Tribal Council approved August 25, 2016.

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Abstract

This study describes the use of three different nondestructive methods to determine whether or not nine artifacts belonging to the Karuk Tribe, located in northern California, had been treated with common inorganic and organic pesticide agents. A portable X-Ray Fluorescence (XRF) analyzer was used to estimate the concentrations of arsenic, mercury, and lead at two different locations on each artifact. Black beads on a necklace were found to contain 2.1% lead and 0.23% arsenic, which can be attributed to the natural composition of the beads. Leather on a drum mallet was found to contain 0.49% lead and 0.10% arsenic, which were due to the pigments used to decorate this item. Analysis of swab samples taken from the surfaces of an elk horn, bow, and musical drum via Microwave Plasma-Atomic Emission Spectrometry (MP-AES) showed trace to non-detectable levels of lead and arsenic. Analysis of a second set of swab samples from the surface of each artifact via Gas Chromatography/Mass Spectrometry (GC/MS) showed non-detectable levels of *p*-dichlorobenzene, naphthalene, dichlorodiphenyltrichloroethane (DDT), and other common organic pesticides. These results suggest that these artifacts were not treated with pesticides for preservation purposes, and hence they can be handled, worn, and used as intended.

Introduction

Since time immemorial, the Klamath River and its many tributaries and surrounding landscapes have shaped and, in fact, define the cultural units of its first peoples. This profound bond between people and land is apparent in endless ways, and the landscapes and associated waterways provide rich resources that the ancestral Karuk depended upon to maintain their elaborate and sustainable life style. By the time early ethnographers came to study the original inhabitants of the Klamath Basin, it was apparent that indigenous peoples had been utilizing area resources for many generations: not only for the seasonal harvest of plants, animals, and aquatic species in order to secure food and shelter, but also for religious and other cultural observances (Kroeber 1925).

The high art of basketweaving has been practiced in this region ever since the time of the Great Transformation, when the Spirit People were transformed into all of nature's creations, including the stars, the moon, the plants and the people. Weaving plant materials into beautiful and practical baskets has been, and still is, a spiritual experience, and the resulting products are considered to be living things – the close relatives of indigenous peoples.

Considering the immense value of these cultural heritage items, the Karuk people's desire to "bring them home," may be more widely understood. At the same time, there are concerns in repatriating items that ultimately affect their return.

Inorganic and organic pesticides have been widely used in the past to treat artifacts stored in natural history collections to preserve them from various types of

pests. Many artifacts and Native American artifacts in particular represent a wide range of materials such as animal feathers, furs, nails, claws, bone, as well as plant fiber, textile, and wood. These biological materials are a source of food for various pests. Pesticides were applied to artifacts for their preservation without considering long term consequences. Anthropologists of the 19th and early 20th centuries could not have imagined that the artifacts might be repatriated to the tribe of origin at some point in the future and were likely unaware of the dangers pesticides can pose to human health (Eco-Hawk 2002).

A surprisingly wide variety of pesticides have been used for artifact preservation. Inorganic pesticides were most often in the form of mercury and arsenic salts, including mercuric chloride, arsenous acid, arsenic trioxide, and potassium arsenate (Cross and Odegaard 2009; Goldberg 1996; Hawks and Williams 1986). These pesticides were applied to the artifacts in the form of powder or paste, or by dipping artifacts in a bath of solutions of these compounds to saturate the exteriors with pesticides. In the mid-20th century, newer organic pesticides such as *p*-dichlorobenzene, naphthalene, and DDT were used (Hawks 2001; Goldberg 1196). These were often applied to the artifacts in a powder form or by placing naphthalene-based moth balls in a drawer or storage area containing the artifacts to serve as a fumigant (Hawks and Williams 1986). Most of these pesticides are resistant to biodegradation.

Concern about pesticide contamination on artifacts is increasing in the United States since the passage of the Native American Graves Protection and Repatriation Act (NAGPRA) in 1990. NAGPRA established a process whereby federally recognized tribes can request the return of cultural items from institutions, agencies, and museums

that receive federal funding (Rep. Udall. 1990). These cultural items include objects of cultural patrimony, human remains, funerary objects, and sacred objects. Given the wide use of pesticides to treat these artifacts and their resistance to degradation, contaminated artifacts represent a potential health hazard to people coming in contact with them (Conserve O Gram 1998, Kearney 2001). Since many museums and collectors did not maintain complete records indicating the types of pesticides used to treat each artifact, chemical analysis represents the only reliable means for determining types and levels of pesticide contamination on specific artifacts (Sirois et al. 2008, Palmer et al 2001).

The most critical issue to assessing whether or not an artifact has been treated with pesticides is the sampling process. The selection of sampling location(s) on the artifact is an important consideration since many of these artifacts are made from more than one material and color. Different materials may or may not have been treated with pesticides and different locations may contain widely varying concentrations. Tribal rules must be followed on who can handle the objects, and some tribal traditions prohibit non-native people and women from viewing or touching their artifacts. In rare cases, some museums or tribal members may allow destructive sampling through removal of a small piece of the artifact from a nonvisible location on the object. In most cases, only nondestructive sampling is allowed which in turn has implications for the analytical methods used for pesticide determination. Most often, this type of sampling can be accomplished either by using a direct scanning or imaging type analytical method, or by using a cotton swab or other applicator soaked in a suitable solvent to remove the contamination from a specific location on the surface of an artifact for

subsequent lab-based analysis. It should be noted the results of any swab based testing depends on the sampling location, and for practical reasons a compromise must be made in choosing this location as assessing contamination over the entire surface of an artifact is typically neither practical nor possible.

Two articles provide an excellent review of various analytical methods used to monitor inorganic and organic pesticides on artifacts (Palmer 2002, Sirois 2003). Spot tests represent a simple and inexpensive means for nondestructive sampling and analysis of inorganic pesticides. These use a swab, reagents, and a colorimetric reaction to provide a visual estimate of the levels of arsenic and mercury on the surface of artifacts (Feigl and Anger 1972, Henry 1996, Osumex). However, several studies have shown that spot tests can give false positives and consistently low results (Constanzo 1999; Sirois 2001; Found and Helwig 1995). A more common method to determine the presence of inorganic pesticides is through the use of portable or handheld X-ray fluorescence (XRF) analyzers (Palmer et al. 2009). These provide nondestructive testing, analysis times on the order of a minute, detection limits down to low part per million (ppm) levels, and the ability to monitor multiple toxic elements. (Sirois 2001; Janssens et al. 2000). If samples are in the form of either actual portions of the object (destructive testing) or swabs, more conventional atomic spectrometry techniques such as Flame Atomic Absorption Spectrophotometry (FAAS) or Inductively Coupled Plasma Atomic Emission Spectrometry (ICP-AES) can be used. These techniques are more costly, complex, and time consuming than spot tests or XRF (PerkinElmer). Microwave Plasma Atomic Emission Spectrometry (MP-AES), a relatively new atomic spectrometry technique used in this work, is less expensive than

ICP-AES and does not require the use of argon. Determining organic pesticides on artifacts is more challenging due to wide variety that have been used to treat these artifacts, lower levels found on artifacts as they slowly volatilize or degrade over time, and cost and complexity of the methods used to measure them. Gas Chromatography (GC) coupled with Mass Spectrometry (MS) is method of choice here due to its ability to separate complex mixtures and provide definitive identification of specific pesticides at trace levels (Palmer et al. 2003).

The goal of this study was to assess pesticide contamination on nine different artifacts that were recently repatriated from the Benton County Historical Society to the Karuk Tribe in Northern California. Sampling and analysis of these artifacts was achieved nondestructively to protect the physical integrity of the artifacts, particularly since many of these artifacts are meant to be handled or worn during sacred ceremonies (Odegaard and Sadongei 2001). XRF analysis for inorganic pesticides was performed on site at the People's Center, the Karuk Tribe's museum and cultural center, located in Happy Camp, California. Swab samples were collected to assess surface contamination of the artifacts with inorganic and organic pesticides, with subsequent analysis performed using MP-AES and GC/MS. This work provides an example of how to effectively design and execute a study involving the use of nondestructive sampling and several modern analytical methods to assess for contamination of NAGPRArelated artifacts.

Methods

Nine artifacts were tested for inorganic and organic pesticides. These artifacts represent a diverse range of samples and a wide variety of natural materials including wood, plant fibers, grass, feathers, shells, glass, bones, and leather. Table 1 provides a list of the repatriated artifacts and Figure 1 depicts some of these artifacts. Sampling of artifacts was conducted at the People's Center via both direct testing via XRF and acquisition of swab samples from the surface of the artifacts for subsequent analysis at San Francisco State University.

Description	Materials	
C. Cooking Pookot	Spruce reat basel stick five fingered forms and beer gross	
C. Cooking Basket	Spruce root, hazel stick, five fingered ferns, and bear grass	
Ceremonial Cap	Hazel stick, dyed woodwardia, spruce root, five fingered fern, and bear grass	
Bow	Yew, and sinew	
Arrow	Wood, sinew, and feather	
Wooden projectile	Wood	
Necklace	Dentalium, glass black beads, and twine	
Elk horn	Elk horn	
Musical drum	Tanned leather and wood	
Drum mallet	Tanned leather and wood	

Table 1: The nine artifacts repatriated to the Karuk Tribe.



Figure 1: Photographs of some of the objects. Clockwise from top left: ceremonial cooking basket, ceremonial cap with the *apxankuuykuuy* (no English translation) design, wooden projectile, and musical drum.

Determination of arsenic, mercury, and lead contamination on the artifacts was conducted using an Olympus-Innov-X Delta premium model XRF analyzer. Two different locations were monitored on each artifact. All testing was performed with the XRF analyzer in a test stand to minimize radiation exposure, with the exception of several large objects including the musical drum, bow, and arrow which would not fit inside the test stand. The analyzer was programmed to perform a 1-minute analysis in Soil Beam 2 mode, which provides the best detection limits for the toxic elements of interest.

Figure 2 shows XRF spectra of certified reference materials (CRMs) containing 100 and 1000 ppm arsenic. The presence of arsenic is indicated by K_{α} and K_{β} peaks at 10.54 and 11.73 keV, respectively, at the expected intensity ratio of 5:1. These same criteria were used to identify the presence of arsenic in the artifacts to ensure reliable identification. Figure 3 shows XRF spectra of CRMs containing 100 and 1000 ppm mercury. The presence of mercury is indicated by the presence of the L_{α} and L_{β} peaks at 9.99 and 11.82 keV, respectively, at the expected intensity ratio of 1:1. These same principles were used to identify the presence of mercury in the artifacts and to ensure that this identification was reliable. A blank containing pure cellulose was also analyzed to ensure that the XRF system was not contaminated with the elements of interest. Positive detection of arsenic, mercury, and/or lead on artifacts was performed via visual inspection and interpretation of the XRF spectra to prevent false positives and ensure reliable identification. Concentrations of these elements were computed using the analyzer software based on a factory calibration and Compton Normalization to partially correct for different sample densities and compositions.

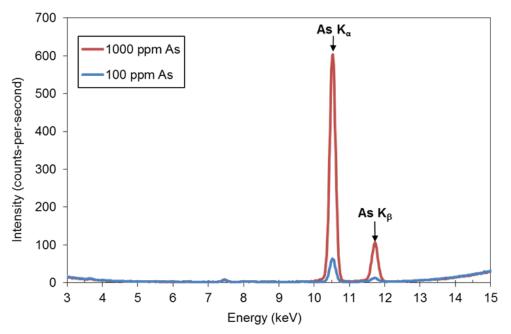


Figure 2: XRF spectra of CRMs containing 100 and 1000 ppm arsenic.

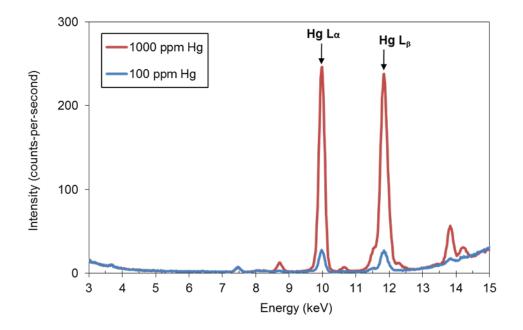


Figure 3: XRF spectra of CRMs containing 100 and 1000 ppm mercury.

Swab samples and MP-AES were used to assess whether arsenic, lead, and mercury detected via XRF on the surface of some artifacts was either naturally occurring or the result of intentional pesticide usage. Swab samples were acquired from several artifacts at the People's Center using a cotton swab soaked in deionized water. An area the size of approximately 1 cm² was swabbed on several objects found to contain arsenic, lead, and/or mercury, with one swab obtained per sample. These swabs were stored in vials and transported to San Francisco State University for subsequent extraction and analysis. A trip blank made from a swab dipped in water was analyzed as well to demonstrate non-detectable levels of the target elements due to trace contaminants in the swab, vial, or transport process. Metals were extracted from swabs by adding 10 mL of deionized water and 2 mL of concentrated nitric acid to the swab vials. The three samples and the trip blank vials were agitated using an electric shaker for 3 hours at room temperature. The extract liquids were quantitatively transferred to 50-mL volumetric flasks and diluted to volume with deionized water. Certified 1000-ppm stock solutions were used to prepare three aqueous working standards for arsenic and four working standards for lead in 100-mL volumetric flasks (mercury was not measured as it cannot be detected at low levels on this particular model of the MP-AES instrument). Arsenic standards contained approximately 0.1, 1, and 10 ppm arsenic, and lead standards contained 0.1, 1, 10 and 100 ppm. All samples and standards contained the same proportions of nitric acid (2 mL of concentrated nitric acid per 100 mL volume).

An Agilent model 4100 MP-AES system was tuned to the optimal viewing positions, nebulizer pressures, and emission wavelengths for arsenic and lead (193.695

and 405.781 nm, respectively). Emission was monitored for 10 seconds using automatic background correction mode. Three readings were performed on each standard and samples to estimate reproducibility. Results from the analyses were imported into Excel to generate calibration curves and compute sample concentrations. Linear least squares fits on the blanks and standards gave correlation coefficients (R^2 values) of 1.000 for both arsenic and lead. Where an element was detected, concentrations were converted from units of ppm in the sample extracts (µg/mL) to µg/cm² by factoring in the 50-mL volume and 1 cm² area sampled. The limits of detection (LODs) in the sample extract were estimated to be 0.04 ppm for arsenic and 0.07 ppm for lead. Any sample concentration found below the LOD was reported as not detected (ND).

For organic pesticide analysis via GC/MS, swab samples were collected from a 1 cm^2 area using a cotton swab dipped in acetone. These swabs were stored in vials and transported back to San Francisco State University for extraction and analysis. A trip blank made from a swab dipped in acetone was analyzed as well to demonstrate non-detectable levels of the organic pesticides due to trace contaminants in the swab, vial, or transport process. The organic pesticides were extracted from the cotton swabs using 5 mL of HPLC-grade high purity grade methanol added to the vials, followed by agitation on an electric shaker for 24 hours at room temperature. The extracts were transferred to 10-mL volumetric flasks and diluted to volume using methanol. A certified stock solution containing *p*-dichlorobenzene, naphthalene, and DDT was used to prepare 0.5, and 1.0 ng/µL standards. D₈-naphthalene at a concentration of 10 ng/µL was added to each sample extract and standard to serve as an internal standard to correct for drift in instrument response and provide more accurate results.

GC/MS analysis was performed using a CTC A200S CombiPal autosampler, Varian 3900 GC, and Saturn 2100T ion trap MS system. 1.0-µL volumes of the blank, standard, and sample were injected into a 200°C injector operated in splitless mode. A 25-m, 0.25 mm ID, 0.1 µm thick J&W DB5-ms column was used to effect separation of the internal standard, target pesticides, and any other extractable organic species in the samples. The column oven was set to 60°C for 5 minutes, ramped at 25°C/min, then held at 280°C for 15 minutes for a total run time of 28.8 minutes. The transfer line was set to 200°C and the ion trap manifold to 100°C. The ion trap was operated in electron ionization (EI) mode using automatic gain control (AGC), a scan range of m/z 40 to 650, and auto setup-recommended values for filament emission, multiplier high voltage and AGC target values. Three replicate analyses were performed on each standard and samples to assess reproducibility. Organic pesticides were identified on the basis of both a retention time match with an authentic standard and simultaneous maximization of the three major ions at that retention time. Response of each pesticide and the internal standard were computed from the respective peak areas of the major ion of each species (m/z 146 for p-dichlorobenzene, m/z 128 for naphthalene, m/z 136 for D₈naphthalene, and m/z 235 for DDT). Peak area data were imported into Excel to generate the calibration curve and compute sample concentrations. Calibration curves were created by plotting the relative peak area (pesticide divided by that of the internal standard) as a function of the concentration of the blank and the two standards. Linear least squares fits gave correlation coefficients (R² values) of 0.9914 for pdichlorobenzene, 0.9921 for naphthalene, and 0.8977 for DDT. Ten replicate analyses of the 0.05 ng/µL standard were performed to determine the limit of detection and

assess reproducibility. The LODs were estimated to be 0.08, 0.11 and 0.25 ng and the reproducibility was determined to be 5%, 8%, and 17% for *p*-dichlorobenzene, naphthalene, and DDT, respectively.

Results and Discussion

XRF Analysis of Artifacts: XRF analysis was performed on multiple locations on each of the nine artifacts. Table 2 shows the results from XRF testing of the nine artifacts. The highest levels of arsenic and lead that were detected in the necklace were most likely due to the presence of these elements in the glass beads, and do not represent a risk as these elements are immobilized in the glass. The leather in the drum mallet was found to contain relatively high levels of lead and arsenic, which potentially could be attributed to either the use of lead arsenate to preserve this object or the process and chemicals used to treat, cure, and paint of this material. Low levels of mercury were detected in red painted areas on the bow, wooden projectile, and drum, and are most likely due to the presence of this element in the pigments such as cinnabar or mercuric (II) sulfide (HgS) (Cross and Odegaard 2009). All of the other measurements gave either very low or non-detectable levels of arsenic, mercury, and lead, with concentrations that indicate these might be naturally occurring (particularly in the case of lead). It is also important to note that this XRF method provides semiquantitative results that indicate surface contamination, and are ultimately limited by the choice of the sampling location.

Table 2: Estimated concentrations of arsenic (As), mercury (Hg), and lead (Pb) on the artifacts as determined by XRF. The more remarkable findings representing higher concentrations are highlighted in grey. ND denotes not detected.

Artifact description	As (ppm)	Hg (ppm)	Pb (ppm)
Ceremonial Cooking Basket (bottom)	9	ND	47
Ceremonial Cooking Basket (side)	6	ND	42
Ceremonial Cap (top)	ND	ND	38
Ceremonial Cap (side)	ND	ND	33
Bow (end)	ND	7	17
Bow (red paint)	ND	86	13
Arrow (feather)	6	ND	49
Arrow (stick end)	34	ND	97
Wooden Projectile (painted wood)	ND	47	34
Wooden Projectile (bare wood)	ND	ND	21
Necklace (white beads)	ND	ND	16
Necklace (black beads)	2300	ND	21000
Elk Horn (front/side)	30	ND	74
Elk Horn (end)	41	ND	53
Musical Drum (bottom)	20	ND	140
Musical Drum (red color)	72	ND	330
Drum Mallet (round leather)	1000	84	4900

Drum Mallet (end part)

Previous case studies have shown that where arsenic and mercury-containing pesticide agents were used to treat artifacts, the concentrations were found to be higher than 10,000 ppm or 1% (Hawks and Williams1986; Sirois et al. 2008; Feigl and Anger 1972; Henry 1996). Other than the exceptions noted above (including the necklace, leather end of the drum mallet, and the drum), none of the artifacts tested in this study showed the presence of arsenic, lead, or mercury above 100 ppm or 1%. These results indicate that these items were most likely not treated with arsenic, lead, or mercury-containing pesticide agents. It should be noted that where artifacts are stored in areas were such pesticides have been used, cross contamination can occur. While it is difficult to rule out this possibility, the levels of arsenic, lead, and mercury found on these artifacts are low enough to suggest that this did not occur and that the levels found may be due to the levels of these elements in the native materials.

The necklace was found to have the highest levels of lead and arsenic at 21000 and 2300 ppm, respectively. Figure 4 shows XRF spectra of black and white beads from the necklace. The white beads were made from dentalium shells and the black beads were made from glass. The white beads have high levels of calcium and strontium, and detectable levels of lead (140 ppm). The black beads have high concentrations of arsenic and lead, as well as lower concentrations of manganese and iron. Although the presence of arsenic is not obvious from this spectrum, and its positive identification is complicated by a spectral interference (arsenic and lead give peaks at 10.54 and 10.55 keV, respectively), the XRF software also indicates it to be present and an expanded

view of this spectrum showed the presence of a low intensity arsenic K_{α} peak at 11.73 keV.

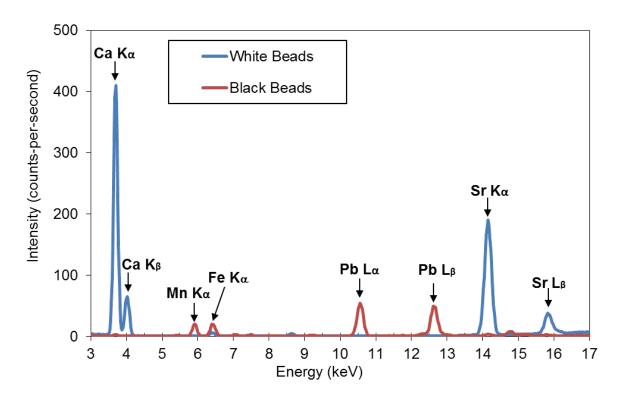


Figure 4: XRF spectra of white and black beads in the necklace. The white beads contain high levels of calcium (Ca) and strontium (Sr) and the black beads contain significant levels of lead (Pb).

As shown in Table 2; the leather end of the drum mallet has moderate levels of lead (4900 ppm) and arsenic (1000 ppm), whereas the wooden stick portion contained lower levels of lead (71 ppm) and non-detectable levels of arsenic. These results indicate that the drum mallet leather, like the drum, may have been treated with chemicals during the curing process. It may have been possible that the drum mallet was treated with lead arsenate, but it should be noted that the levels of these two elements were much lower on the stick portion of the mallet. In addition, both areas had low levels of mercury (84 and 23 ppm), that were lower than artifacts treated with mercury-based pesticide agents.

MP-AES Analysis of Swab Samples: Results from MP-AES analysis of the trip blank, horn, bow, and drum swab samples are shown in Table 3. The presence of low levels of lead on several samples could be due to either a red lead or white lead pigment used to color the artifacts (Conserve O Gram 1998) or environmental contamination (note similar levels of lead were detected in the trip blank).

Samples	Arsenic concentration	Lead concentration	
	(µg/cm²)	(µg/cm²)	
Trip blank	ND	9.0	
Elk Horn (front side)	ND	9.5	
Bow (red paint)	ND	8.7	
Musical Drum (red color)	ND	9.25	

Table 3: MP-AES results for arsenic and lead in swab samples

GC/MS Analysis of Swab Samples: None of the organic pesticides were detected in any of the swab samples. Manual interpretation of GC/MS data did not indicate detectable levels of other common organic pesticides such as thymol, lindane, and dieldrin in each sample. Although it is possible that some of these pesticides could have been applied in the past and evaporated over time, it is more likely that they were not used in this case given the sensitive method used here which was capable of monitoring down to sub ng levels for these species.

Conclusions

Over the past two decades, more and more tribes like the Karuk have used NAGPRA to reclaim their cultural and religious heritage items that have found their way into public art collections. However, the argument that these items may have been highly contaminated with toxic chemicals has cast a shadow over tribes' aspirations. For that reason, it may be unsurprising that there are relatively few published studies that document the results of testing of inorganic and organic pesticides on Native American artifacts. The Odegaard and Sirois groups have frequently used XRF to determine the presence of inorganic pesticides on artifacts (Odegaard et al. 2003 and Sirois and Sansoucy 2001). Although GC/MS may have been used to assess for organic pesticides on artifacts, only a few studies are published in peer-reviewed journals (Ryhl-Svendsen and Glastrup 2002, Palmer et al. 2006).

This study should serve to renew tribal repatriation efforts, as it paints a different picture than the one most prevalent in academic publications on pesticide assessment. It describes the use of three different nondestructive methods to assess for the presence of both inorganic and organic pesticide contamination on artifacts repatriated to the Karuk Tribe. Other than high levels of arsenic in a necklace, lead in the beads, and mercury in the painted surfaces of the drum mallet from the use of a vermillionbased pigment used to decorate the artifacts, the levels of arsenic, mercury, and lead found on these nine artifacts were low enough to suggest that they were not treated with inorganic pesticide-based agents. Additional testing performed to assess for the presence of common organic pesticides showed non-detectable levels on the surface of the artifacts. Although there are caveats to this research due to the nature of limited testing (two samples per artifact, nondestructive surface sampling using swabs versus destructive extraction of a portion of the object), these results indicate that these artifacts have not been treated with the most common inorganic and organic pesticide agents, and hence can be handled and used without assuming significant risk to these toxic substances.

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KCDC Council Report 8/25//2016

Head Start – Our Head Start team and our T/TA person Gil Gonzales participated in a conference call with WJ Strickland, Head Start Specialist, and we were informed to write our upcoming grant for the 5-year grant cycle even with our last DRS with the child left on the bus. Our T/TA person, Gil Gonzales has really spoken up for us and our Specialist and others that have been reviewing our DRS understand that we have done everything possible to bring the Head Start Program back up to where it should be. We acted quickly and efficiently with the last bus incident; policies and procedures have been and are being revised, approved, and submitted to WJ as we get approval; we have accepted and welcomed the technical assistance offered and are implementing the suggestions given to us.

We have a scheduled conference call with our Specialist WJ Strickland and Gladys Moniba, Logistics Support Analyst from the Office of Head Start, on August 31 at 11:00 a.m. Our Head Start team will be participating as will Gil Gonzales. We are very excited to be moving forward and putting DRS issues behind us.

Our Director and Deputy Director make a wonderful team and are presenting a united front to all staff at Head Start which will go a long way in uniting the centers. Gil will be back in October to do governance training and to do team building with all of the Head Start staff to further break down barriers that are remaining from the previous Director tenure. As I stated in the planning meeting, if any Council member has participated in the governance training in the past there is no need for them to participate this year. As things are right now we would like Josh Saxon and Renee Stauffer to participate in the training in October.

We are currently in the process of purchasing equipment that will allow us to have video conference calls between Happy Camp and Yreka so staff and Policy Council will not have to travel in the winter months. The cost of the equipment is below \$1,000.

This year we have additional funding in the Head Start grant due to having staff vacancies. This will allow us to purchase a vehicle for the program and to eliminate the discrepancies in wages from site-to-site.

Happy Camp Community Computer Center – In July there were a total of 77 users with 277 visits to the Center. A "Building Native Communities" financial skills class for families that was done in coordination with TANF and NCIDC recently wrapped up with 8 people completing the entire 4-weeks, 4-hour per day course. Each participant received a certificate of completion and a monetary reward for completion.

Frank has been coordinating with TERO Director Dion Wood and Developer Tim Rose to determine what type of training can be offered now for anyone wishing to sharpen their job skills so they can apply at the casino when the time comes.

Frank is also working on a schedule of training to be offered at the Computer Center that will include Excel, How to Use a Smart Phone, and Microsoft Word to name a few.

Náa Vuŕa Yeéshiip – Matthew is working on year-end information and gathering information for the new grant application. He has also been working with the Education Department to develop curriculum for an anti-

bullying program and together they have identified bullying, suicide prevention, and teen dating violence as the focus areas for the upcoming school year.

Energy/Biomass – I have attached a Resolution for the energy grant submitted to the BIA. Laura M. was correct in asking if we had to have a contract due to the BIA 638 contract. I missed the information in all of the documents I read when I was writing the grant. I submitted a letter of intent that stated we will have the Resolution in to them before the 30^{th} of September so if approved I will submit right away and they can then make a determination on whether or not to fund the grant. I will have copies of the reviewed and approved Resolution at the meeting.

There is a Department of Energy grant that is due on October 30 that I will be researching it further to determine if it will fit what our goals for green energy. I will keep you informed on the DOE grant.

Amkuuf – We are currently advertising for an on-call sales clerk as she was hired for a job in a tribal department.

Our site meeting was held at Amkuuf Shop in Yreka and we will be moving forward with the process. Deanna, Dolores, and I will be attending a C Store Summit meeting in Washington State on September 14th and 15th and will be learning from others on the best way to move forward in the process. We will keep you informed of the progress.

Other Business:

The KCDC mission statement was discussed at the joint meeting. I emailed the final version to Council and KCDC Board on the 14th of July as requested. The new statement reads as follows: *The Karuk Community Development Corporation utilizes a nation building approach to establish and maintain diversified revenue streams to strengthen and sustain our tribal economy and improve the quality of life in our communities.*

The previous draft and original are listed below.

First draft: The Karuk Community Development Corporation utilizes a Nation Building approach to establish and maintain diversified revenue streams for the betterment of our Tribal and non-Tribal communities.

Original: The mission of the Karuk Community Development Corporation is to develop among Tribal members of the Karuk Tribe the managerial and technical capabilities to assume leadership roles in building diversified, sustainable economies by creating new business ownership and employment opportunities within the ancestral territory of the Karuk people.

Action Items – Request to purchase vehicle for Head Start Resolution R-16-140 KCDC Mission Statement

Respectfully submitted by: Karen Derry, Economic Developer/Operations Manager

RESOLUTION OF THE KARUK TRIBE

Resolution No:16-R-140Date Approved:August 25, 2016

RESOLUTION AUTHORIZING A REQUEST TO CONTRACT THE ENERGY AND MINERAL DEVELOPMENT PROGRAM (EMDP) UNDER A TITLE 1, SELF-DETERMINATION CONTRACT UNER P.L. 93-638 FOR THE KARUK TRIBE/KARUKCOMMUNITY DEVELOPMENT CORPORATION (KCDC) BIOMASS PROPOSAL IN THE AMOUNT OF \$132,821

WHEREAS; the Karuk Tribe is a Sovereign Aboriginal People, that have lived on their own land since long before the European influx of white men came to this continent; and

WHEREAS; the members of the Karuk Tribe have approved Article VI of the Constitution delegating to the Tribal Council the authority and responsibility to exercise by resolution or enactment of Tribal laws all the inherent sovereign powers vested in the Tribe as a Sovereign Aboriginal People, including negotiating and contracting with federal, state, Tribal and local governments, private agencies and consultants; and

WHEREAS; the members of the Karuk Tribe have approved Article VIII of the Constitution assigning duties to the Chair, Vice Chair, and Secretary/Treasurer including signing and executing all contracts and official documents pertaining to the Karuk Tribe; and

WHEREAS; the Karuk Tribe is a federally recognized Tribe and its Tribal Council is eligible to and is designated as an organization authorized to Contract pursuant to P.L. 93-638, as amended, on behalf of the Karuk Tribe; and

WHEREAS; the KCDC is a tribally chartered entity established for investing resources in future enterprises based on viability, feasibility, efficiency and profitability for the Karuk Tribe; now

THEREFORE BE IT RESOLVED; the Karuk Tribe is requesting to contract the Energy and Mineral Development Program under a Title 1, Self-Determination Contract under P.L. 93-638; now

THEREFORE BE IT FINALLY RESOLVED; that the Karuk Tribal Council authorizes this request to contract the Energy and Mineral Development Program for the amount of \$132,821 for the Karuk Community Development Corporation Biomass proposal.

CERTIFICATION

We, the undersigned, hereby certify the foregoing resolution R-16-140 which was approved at a Council Meeting on August 25, 2016, was duly adopted by a vote of _____ AYES, _____ NOES, _____

Karuk Tribe Resolution 16-R-140 Page 1 of 2 Most Recently Revised July 14, 2016 ABSTAIN, and said resolution has not been rescinded or amended in any way. The Tribal Council is comprised of <u>9</u> members of which <u>voted</u>.

Russell Attebery, Chairman

Date

Michael Thom, Secretary/Treasurer

Date

Karuk Tribe Resolution 16-R-140 Page 2 of 2 Most Recently Revised July 14, 2016

TERO Department Report – August 2016

Program	Total Budget	Expended to Date	Balance	% Expended
TERO	72,243.00	47,066.11	25,176.89	65.15%

Casino Project

We had a great meeting with Tim Rose. The timeframe of the project was outlined to us. Tim would like to start recruitment strategy meetings beginning in November. He said to get a hold of him then. Tim complimented us on our team spirit and said he had never seen a Tribe come together as a team such as Karuk! It appears we will have a busy year next year, I already see 2017 whizzing by before it even begins!

We are reviewing the casino job descriptions that were sent to us and getting acquainted with requirements for various positions so we can better serve interested tribal members who would like to work at the Rain Rock!

EEOC Grant

Unfortunately I was sick and could not go to the national Council for Tribal Employment Rights convention in Washington State. The EEOC conference was adjoining. I will work with our EEOC Region to stay up on the requirements for our grant.

Caltrans Update

The Caltrans "Pilot Project" is still moving forward. Our next meeting is in Willow Creek on August 22nd. Kendee Vance from District 2 will be there so it will be a good time to work with her to potentially determine a project east of Happy Camp or near Yreka. The goal of the pilot project is to hire tribal individuals on Caltrans projects near tribal lands.

Caltrans has set the date for the Caltrans TERO Workgroup meeting. It is scheduled for September 12th in Woodland, CA. The four NorCal TEROs will be a part of the workgroup.

Pacific Northwest TERO Quarterly Meeting

The PNW TERO Fall meeting will be held in Tacoma, Washington October 25 & 26.

Intra-department Transfer Policy

We are having many issues regarding implementing this policy. There are different nuances with different entities that need to be considered. So much so that it might be easier to just delete the policy and forget about it. There may be a better way to provide opportunities for advancement within the Tribe. I will research different possibilities.

Karuk Tribe Business Licenses

In the past, TERO has issued business licenses to our tribally owned businesses. There was a need for a license renewal for the People's Center and so a new one was issued.

The Workforce Protection Act authorizes TERO to <u>certify</u> tribally owned businesses and Karuk Tribal Member businesses but it does not say anything about <u>licensing</u> tribal businesses or tribal member businesses. I believe TERO is the right place to issue licenses but we need guidance or policy whether it is an ordinance or something inserted into the WPA.

Education Update

I made a quick overview of the Education department and see we have 21 applications on file for this school year and another two that need to be discussed at the Education Committee meeting. Three descendants submitted applications as well. I will notify them that as descendants they are not eligible.

I have communicated with KTHA regarding the rent applications but have yet to get confirmation that they have what they need to move forward with the rent program process. I will keep the Council updated on this.

I have forwarded the Education department phone to the TERO desk so as to hopefully not miss too many incoming phone calls.

CHILD CARE

Program	Total Budget	Expended to Date	Balance	% Expended	# of Families Served
CCDF FY 15	74,924.94	52,403.30	16,143.81	78.45%	5
CCDF FY 16	57,969.94	0	57,045.00	0%	N/A

Child Care Summary

Our child care funding application was determined "approvable" by the Feds. We should be getting official notice soon. We will be able to serve first generation descendants beginning October 1st. I did put a blurb in the newsletter about this.

Child Care National

We are still awaiting new federal regulations for the child care program that will definitely impact or change some of our practices in the program. We are told the regulations will be final in the fall of this year. We will be requesting training and technical assistance for the new regulations.

The National Indian Child Care Association (NICCA) continues to invite me back on the Board of Directors. I initially resigned (after serving 11 years) anticipating the casino project to be my priority two years ago this September as that is what we knew back then. I hope to be able to rejoin the NICCA Board after our Casino is up and running and we have lots of gambling winners all over the north state!

Child Care State

I am still serving the Tribal Child Care of California (TCCAC) as Co-Chair. Our next meeting is scheduled for October 12 -13 in Sacramento at the federal IHS building. The next elections will be in January. We are hoping more Tribes will send representatives to our association meetings.

The TCCAC executive committee and state CDE staff will be presenting together at a statewide conference in September. This will be the second time. TCCAC has been working on Tribal Child Care Center Standards which we call Tribal Child Care Standards for Sovereign Nations. These standards meet and exceed state child care center licensing standards. I am hopeful that we as a sovereign nation might adopt these standards once they are completed and license our own child care centers (and Head Start centers) as a demonstration of our sovereignty.

Child Care Local

Summer Food Program

The Summer Food program will end August 19th. It has been very successful and has had consistent numbers of children enjoying lunch each day. Just this past week, Yreka served 102 meals on just one day! We will have more data and information once the program closes out and all the reports are in.

We could not provide this service to our tribal children and families if it were not for the great collaboration with Head Start, KCDC, TANF, Child Care and Laura O. in the fiscal department. Everyone involved should be commended for their work!

<u>Yav Kuma Itapan – Math Science Camp</u>

This year's Yav Kuma Itapan was a huge success! The youth had a great time and I have received many compliments from parents. Thanks again to all the volunteers, Laura O. for the Yreka camp and Cassidy and Alan for the Happy Camp camp.

I put holding the Yav Kuma Itapan – Math / Science camp in the child care funding application for the next three years so we should be good to go for next year unless something comes up that prohibits us. Thanks again to all for supporting this cause. It is designed for youth to prepare their minds for school while promoting health and safety.

Respectfully Submitted,

Dion Wood

Information Technology Council Report

Eric Cutright, August 18, 2016

Action Items:

- Procurement for renewal and additional licenses for Computrace computer tracking
- Resolution 16-R-142 for a limited waive of Sovereign Immunity for Agreement 16-A-020 with Humboldt County for KRRBI Right of Way
- Agreement 16-A-082 with KCDC for IT Services
- Contract 16-C-086 with the Yurok Tribe for Cultural studies for KRRBI

Expenditure/ Progress Chart – IT Dept Indirect Budget August 18, 2016

			Expensed		%	
Program	Code	Total Budget	to date	Balance	Expended	
IT Systems	1020-15	\$341,878.14	\$314,033.04	\$27,845.10	91.86%	
Term Dates	Total Months	Month # for report period	# Months Remaining	% Completed.	Extension Option Y/N	
10/1/2015 to 9/30/2016	12	10	2	83%	N	
Comments:						
This is the budget to maintain the IT Department and the IT resources spread throughout tribal offices. The majority of the budget goes to salaries for IT personnel.						

IT Department Activities:

- The new data server for the Yreka Clinic was installed on Saturday, July 30. The new DNR server install is scheduled at the end of August.
- As part of KTHA's 30 new homes project, the IT department has run data cabling in the new houses as they are being built. We are also preparing to install a wireless internet system to server the houses after they are built, which is part of the terms of KTHA's grant. All the IT equipment for this project has been ordered.
- New backup software and data storage has been ordered for the Yreka clinic and the Orleans clinic. Additional storage will be acquired soon for the DNR, KTHA and KCDC offices located in Orleans and Yreka that still need off-site data backups.
- On August 5 I spoke with representatives from Frontier communications about phone service in Orleans. Frontier has only received 2 trouble tickets for Orleans since they took over landline telephone service on April 1st. Frontier agreed to make a flyer to help get word out about how they can be contacted when phone trouble arises in Orleans.
- At the recent health board meeting on August 11, the Health Board approved converting the Karuk Dental Electronic Records to the version managed by IHS. IHS has been notified of Karuk's intent to switch, and we expect to begin work on the conversion later in August.
- I have reached out to several vendors that can assist with and improve network security for the Tribe and the Health program. Several hospitals and health centers have recently been targeted by hackers, who steal the health data, and then ransom the information back to the health agency. I would like to engage the services of a network security firm to prevent this from happening to the Karuk Tribe and the Karuk Health & Human Services Program.

Page 1 of 4

Project Title: Áan Chúuphan Internet Service in Orleans

Áan Chúuphan Business status as of August 18:

- 9 anchor institutions are receiving complementary service through the USDA grant
- 91 active customers
- 83 customers have internet access installed
- 1 customers are in the queue to have service installed
- 7 customers are awaiting radio improvements to receive service

Expenditure/ Progress Chart – Áan Chúuphan Budget August 18, 2016

Program	Code	Income	Expenses	Balance	% Expended	
Áan Chúuphan	2661-00	\$44,887.42	\$35,778.36	\$9,109.06	79.71%	
	Total	Month # for	# Months	%	Extension	
Term Dates	Months	report period	Remaining	Completed.	Option Y/N	
10/1/2015 to						
9/30/2016	12	9	3	75%	Ν	
Comments:						
This budget reflects the broadband business operations in Orleans.						

Expenditure/ Progress Chart – USDA Community Connect Grant

			Expensed		%	
Program	Code	Total Budget	to date	Balance	Expended	
USDA RUS	2061-00	\$1,141,870.00	\$938,345.18	\$203,524.82	82.18%	
	Total	Month # for	# Months	%	Extension	
Term Dates	Months	report period	Remaining	Completed.	Option Y/N	
10/24/2011-						
10/24/2017	72	58	14	78%	Ν	
Progress			Fiscal			
Report Due		Date	Report Due		Date	
Date	Completed?	Completed.	Date	Completed?	Completed.	
03/31/2017	No		10/17/2017	No		
Comments:						
This grant fund	s the construction	n of broadband in	frastructure to (Orleans.		

Construction Progress:

All construction is complete except for the following:

- Proposals have been received and are being reviewed for a new auto-start generator and for an electrician to install the equipment at the Orleans Council Chambers
- The Orleans Community Services District has installed an auto-start generator at the water tank in Orleans. Customers that are served at the location will now have much better service during power outages. A battery backup for that site still needs to be installed.

Page 2 of 4

Reimbursement Status:

- \$938,345.18has been spent. \$898,364.00 has been reimbursed.
- Reimbursement request #6 is nearly complete and will be submitted later in August.

Project Title: Klamath River Rural Broadband Initiative (KRRBI)

Project Management Services:

- On July 28th I attended a Yurok Council Meeting in Weitchpec. I gave the Yurok Tribal Council an update on KRRBI, and presented the contract for cultural resources. The Yurok Council approved the contract. The contract is attached to this report, and only needs approval from the Karuk Tribal Council.
- 2nd quarter progress report was submitted on July 8, 2016
- The Certificate of Public Convenience and Necessity, or CPCN, issued to the Karuk Tribe to operate as a phone company in California needs to be revised to allow the Tribe to install facilities and conduct CEQA environmental reviews on non-Tribal land. The council approved engaging the services of Marashlian & Donahue, PLLC on July 14. Marashlian & Donahue have begun work with information requests to the Karuk Tribe and the CPUC.

Permitting Services:

- An application to the BLM for a special use permit was submitted on June 13. The BLM replied with a letter on July 7 stating their cooperation in the NEPA process.
- An application to the California Department of Transportation for an encroachment permit was submitted on June 7. This permit was denied as incomplete. Additional information has been requested from Cal-Trans to determine the best way to engage them in the permitting and environmental process.
- A right-of-way agreement amendment with Humboldt County for access to install fiber on Humboldt County roads was approved on July 28, but lacked a resolution for a waiver a sovereign immunity. That resolution is attached to this report.
- A proposal was submitted on April 26 to the forestry company Green Diamond Resources for permission to install fiber optic facilities near the Pacific coast in their private land. No response has been received yet.
- A revised proposal to the USDA Forest Service was submitted June 2. No response has been received yet.
- An application to Humboldt County for an encroachment permit was submitted on June 10. Humboldt County acknowledged the application and has started processing.
- A revised proposal to Redwood National Park for additional road access is being drafted.
- An application to California State Lands for a permit to cross the Klamath River is being drafted.

Cultural Review:

- Karuk Tribe THPO has completed the initial literature review for the project.
- Yurok Tribe THPO has given an estimate for the cultural work in Yurok ancestral territory. The Yurok Tribal Council approved the contract to complete the cultural work at their meeting on July 28th. The contract is attached to this report for Karuk approval.

Environmental Review:

- The Proponent's Environmental Assessment (PEA) draft has been circulated among Karuk and Yurok departments for review before being presented to the tribal council for submission. The Karuk Resources Advisory Board will be discussing the PEA at their meeting on September 6th.
- Once the lead state and federal agencies, the California Public Utility Commission and the Bureau of Indian Affairs receive the PEA, a review of the environmental impact of the entire project will commence. A joint NEPA/CEQA document will then be prepared.

Engineering Services:

- The engineering firm selected for the KRRBI project is Trinity Valley Consulting Engineers (TVCE), which has partnered with the engineering firm N-Com. TVCE and N-Com met with Karuk and Yurok representatives and consultants in Orleans on April 26, and then performed a survey of the project over the following days.
- During the engineering survey a couple of potential cost-saving alternatives were identified. These alternatives are being explored before the submission of the PEA.
- Wireless engineering primarily consists of distribution for the town of Orick. A primary tower site and several backup locations have been identified in Orick. The landowners are being contacted to determine their interest in either selling or leasing the property.

			Expensed		%	
Program	Code	Total Budget	to date	Balance	Expended	
KRRBI -						
CASF	6661-00	\$6,602,422.00	\$332,203.20	\$6,270,218.8	5.03%	
	Total	Month # for	# Months	%	Extension	
Term Dates	Months	report period	Remaining	Completed.	Option Y/N	
10/17/2013-						
10/17/2018	60	34	26	56%	Y	
Progress						
Report Due		Date	Fiscal		Date	
Date	Completed?	Completed.	Report Due	Completed?	Completed.	
			At 25%			
07/10/2016	Yes		Expended	No		
Comments:						
This grant expands on the Orleans Broadband Project and partners with the Yurok Tribe						
to provide internet service to several unserved and under-served communities in						
Northern Hum	boldt County.					

Expenditure/ Progress Chart – KRRBI – California Advanced Services Fund (CASF)

Report Attachments:

• Cell phone usage report for July 2016 billing period

RESOLUTION OF THE KARUK TRIBE

Resolution No:16-R-142Date Approved:August 25, 2016

RESOLUTION AUTHORIZING MEMORANDUM OF AGREEMENT 16-A-020 WITH HUMBOLDT COUNTY AND EXECUTION OF A LIMITED WAIVER OF SOVEREIGN IMMUNITY

WHEREAS; the Karuk Tribe is a Sovereign Aboriginal People, that have lived on their own land since long before the European influx of white men came to this continent; and

WHEREAS; the members of the Karuk Tribe have approved Article VI of the Constitution delegating to the Tribal Council the authority and responsibility to exercise by resolution or enactment of Tribal laws all the inherent sovereign powers vested in the Tribe as a Sovereign Aboriginal People, including negotiating and contracting with federal, state, Tribal and local governments, private agencies and consultants; and

WHEREAS; the members of the Karuk Tribe have approved Article VIII of the Constitution assigning duties to the Chair, Vice Chair, and Secretary/Treasurer including signing and executing all contracts and official documents pertaining to the Karuk Tribe; and

WHEREAS; the Karuk Tribe is a federally recognized Tribe and its Tribal Council is eligible to and is designated as an organization authorized to Contract pursuant to P.L. 93-638, as amended, on behalf of the Karuk Tribe; and

WHEREAS; the Karuk Tribe has negotiated a memorandum of agreement (MOA) with Humboldt County to install, maintain and operate fiber optic services on Humboldt County Roads for the Klamath River Rural Broadband Initiative; and

WHEREAS; the attached MOA with Humboldt County includes a limited waiver of tribal sovereign immunity for enforcement of the Agreement; now

THEREFORE BE IT RESOLVED; that the Karuk Tribe authorizes the attached MOA; and now

THEREFORE BE IT FINALLY RESOLVED; that the Karuk Tribal Council executes a limited waiver of its tribal sovereign immunity solely to extent set forth in the attached MOA.

CERTIFICATION

Karuk Tribe Resolution 16-R-142 Page 1 of 2 Most Recently Revised July 14, 2016 We, the undersigned, hereby certify the foregoing resolution 16-R-142 which was approved at a Council Meeting on August 25, 2016, was duly adopted by a vote of _____ AYES, _____ NOES, _____ ABSTAIN, and said resolution has not been rescinded or amended in any way. The Tribal Council is comprised of _9_ members of which _____ voted.

Russell Attebery, Chairman

Date

Michael Thom, Secretary/Treasurer

Date

Karuk Tribe Resolution 16-R-142 Page 2 of 2 Most Recently Revised July 14, 2016

Karuk Community Health Clinic 64236 Second Avenue Post Office Box 316 Happy Camp, CA 96039 Phone: (530) 493-5257 Fax: (530) 493-5270 Pi 64236 Second A		P	Karuk Tribe Administrative Office tone: (530) 493-1600 • Fax: (530) 493-5322 Avenue • Post Office Box 1016 • Happy Camp, C	Karuk Dental Clinic 64236 Second Avenue Post Office Box 1016 Happy Camp, CA 96039 Phone: (530) 493-2201 Fax: (530) 493-5364
	1.82	REQU	EST FOR CONTRACT/ MOU/ AGREE	
Check One:		Contract MOU Agreement Amendment	Karuk Tribe Number Assign Funder/Agency Assigned: Prior Amendment:	ed: 10 - A - 080
REQU	IRED -		Attached The second state of the second state	
Requestor:		Erin Hillman	D	ate: July 29, 2016
Department/Prog	gram:		Karuk Tribe Housing Authority	
Name of Contrac	ctor or H	Parties:	KTHA and KT Transportation	
Effective Dates (From/T	°o):	FY 2017	ongoing
Amount of Origi Amount of Modi Total Amount:		1:	\$200 \$200	
Funding Source:		KT Transportat	ion Department	
Special Conditio	ns/Tern	ns:		
Brief Description				
several years ag	, but :	fell off the radar a	ed in Orleans in the KTHA portion of th and didn't get approved. KTHA is askin that date, per BOC approval and Trans	g for retroactive rents for this fiscal yes
	. (** REQUIRED SIGNATURES **	
Furt	fit	man		7-29-16 Date

8-8-16 Date 8/8/10

Date

Date 2016

Request for Contract/MOU/Agreement Updated October 25, 2012 This amended version supersedes all previous versions.

Chief Financial Officer

Other

lo

Yer

**Director of Self Governance(MOU/MOA) or TERO (Contracts)

**Director, Administrative Programs & Compliance

1×

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Fax: (530) 493-5270



Karuk Dental Clinic 64236 Second Avenue Post Office Box 1016 Happy Camp, CA 96039 Phone: (530) 493-2201 Fax: (530) 493-5364

Administrative Office Phone: (530) 493-1600 • Fax: (530) 493-5322 64236 Second Avenue • Post Office Box 1016 • Happy Camp, CA 96039

REQUEST FOR CONTRACT/ MOU/ AGREEMENT						
Check One:	Contract MOU Agreement Amendment	Karuk Tribe Number Assigned: Funder/Agency Assigned: Prior Amendment:	16-A-08Q ксрс			
REQUIRED →		d Budget Atta System Attached (CONTRACTS O cation/ review required				
Requestor:	Eric Cutright	Date	: August 9, 2016			
Department/Program:	KCD	KCDC				
Name of Contractor or Pa	rties: Karu	Karuk IT Department				
Effective Dates (From/To)):	October 1, 2016	September 30, 2017			
Amount of Original: Amount of Modification: Total Amount:	\$35,0					
Funding Source:	KCDC					
Special Conditions/Terms	:					
If no changes are specified	l, this agreement may ren	ew annually.				

Brief Description of Purpose:

**** REQUIRED SIGNATURES ****

Requestor **Chief Financial Officer ministrative Programs & Compliance

**Director of Self Governance(MOU/MOA) or TERO (Contracts)

8/9/16 Date 8-10-16 Date

Date

Other

Request for Contract/MOU/Agreement Updated October 25, 2012 This amended version supersedes all previous versions. Date

MEMORANDUM OF AGREEMENT

Between The Karuk Tribe and Karuk Community Development Corporation

This Memorandum of Agreement is made between the Karuk Tribe, a federally recognized Indian Tribe, also referred to as the Tribe, and the Karuk Community Development Corporation, a Tribal entity, also referred to as KCDC.

Now, therefore, it is agreed by the parties hereto as follows:

Purpose:

The purpose of this Memorandum of Agreement is to address issues relating to the scope of work, cost and reimbursement of shared Information Technology (IT) staff and services.

Responsibilities:

The Karuk Community Development Corporation agrees to the following:

- To pay the Karuk Tribe \$35,000 annually, in monthly installments, for IT services
- Pay for all KCDC information technology hardware and software

The Karuk Tribe agrees to the following:

- To have the computer technician split his or her time between working directly on KCDC projects and tribal projects. KCDC will also receive support from any or all of the Tribal IT team members.
- KCDC will be entitled to receive the services listed below by the Tribe's IT Department, including but not limited to the following:
 - > Preventative maintenance on all computers, printers, servers and phones
 - > Installation of automatic updates to all KCDC computers for security
 - > Implementation of backup solutions for all KCDC sites
 - > Service of KCDC requests on same priority basis as Tribal administrative computers
 - > Server support for a point-of-sale system for the Amkuuf store in Yreka
 - > Installation of a standardized "image" or set of applications on all KCDC computers
 - Electronically connect together distant KCDC sites for remote management and assistance
 - Link phone systems with internet lines to reduce long distance costs for calls between sites
 - Upon availability, use video conferencing to hold meetings at computers or specialized equipment to reduce driving costs
 - > Updates of KCDC website as requested

- > Develop schedule for replacement of outdated computers
- > Management of the KCDC servers
- Support & service of e-mail accounts

It is understood that it will take time to complete all of the above tasks and that IT services are an ongoing commitment. Future KCDC services will be determined by the KCDC Economic Developer/Operations Manager and the Tribal IT Director. The Tribe's IT Director will also report to the KCDC board as requested in an effort to ensure all expectations are being met.

This MOA will remain in effect for one-year from the date of signature and may renew annually with no changes, upon agreement by both parties.

This MOA shall constitute the entire agreement between the parties. Any prior understanding or representation of any kind preceding the date of the MOA shall not be binding upon either party.

Any modification of this MOA shall be binding only if evidenced in writing and signed by an authorized representative of each party.

This MOA shall be governed by and construed in accordance with the laws of the United States of America and Karuk Tribal Law.

The Karuk Tribe by entering into this MOA does not waive, limit, or modify its sovereign immunity, nor any right to require exhaustion of Tribal administrative or judicial remedies in any manner.

In witness, each party to this MOA has caused it to be executed at Happy Camp, California on the date indicated below. Each party by signing below warrants and certifies that it possesses the legal authority to enter into this MOA.

Date:

Marsha Jackson, Chairperson Karuk Community Development Corporation

Date:

Russell Attebery, Chairman Karuk Tribe

Karuk Tribe Karuk Community Health Clinic **Karuk Dental Clinic** 64236 Second Avenue 64236 Second Avenue Post Office Box 316 Post Office Box 1016 Happy Camp, CA 96039 Happy Camp, CA 96039 Phone: (530) 493-5257 Phone: (530) 493-2201 Fax: (530) 493-5270 Fax: (530) 493-5364 Administrative Office Phone: (530) 493-1600 • Fax: (530) 493-5322 64236 Second Avenue · Post Office Box 1016 · Happy Camp, CA 96039 **Requestor:** Eric Cutright Date: July 27, 2016 Dept/Program: Information Technology **Funding Source:** IT Indirect **Check One:** □ Large Purchase (more than \$3,000)** Small Purchase (less than \$3,000) Construction Contract ☐ Other: Independent Contractor Under \$3,000 Independent Contractor Over \$3,000** **Tribal Council approval is required for: all purchases exceeding \$3,000, all Agreements and all Contracts exceeding \$3,000. Three quotes Competitive Proposal Procurement □ Sealed Bid **COMPARATIVE SUMMARY** (Minimum of Three Required) **Company Name** Date Price **Contact/Phone** Indian Y/N CDW Government, Inc. 7/27/2016 5,512.50 Charlie / 877.325.5320 \$ Ν GovConnection, Inc. 7/27/2016 \$ 6,072.30 Matthew / 800.800.0019 Ν Zones, Inc. 7/27/2016 Erik / 253.205.3892 6,261.30 Ν Name of Selected Vendor: CDW Government, Inc. ☑ Lowest Price **Basis:** Best Qualified Vendor Superior Product/Service **Delivery Service Provided** Based on Annual Price Comparisons Sole Source Provider (MUST Attach Detailed Justification) Only Qualified Local Provider Due to Geographic Disadvantage **Comments:** This procurement is for the software licesning for the Absolute Computrace software. Computate protects our labtop and tablet computers in case of loss or theft, helping to recover lost devices. **** REQUIRED SIGNATURES **** ** By affixing your signature, you acknowladge that you have reviewed the attached documentation for presentation to Tribal Council. Requestor 8-2-Financia Date **Director, Administrative Programs Compliance **Director of Self Governance(MOU/MOA) or TERO (Contracts) Date Other Date

> Procurement Documentation Updated October 25, 2012 This amended version supersedes all previous versions.

Karuk Tribe of California For Internal Use Only			PURCHASE REQUISITION			
Date:	July 27, 2016	Needed by		Special Instructions: See attached procurement		
Terms:		Ship Via:		documentation. order, no physic be shipped.		
То:	CDW Governme	ent, Inc.	Ship To:			
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Quantity Ordered		Description		Unit Price	Total	
90	Absolut	e DDS Premium - 3	Yr. Term	\$61.25	\$5,512.50	
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QUOTE CONFIRMATION



DEAR ERIC CUTRIGHT,

Thank you for considering CDW•G for your computing needs. The details of your quote are below. <u>Click here</u> to convert your quote to an order.

QUOTE #	QUOTE DATE	QUOTE REFERENCE	CUSTOMER #	GRAND TOTAL
HFNV546	7/8/2016	ABSOLUTE 3YR	1619552	\$5,512.50

QUOTE DETAILS	QTY	CDW#	UNIT PRICE	EXT. PRICE
NEW ITEMS DO NOT PICK THIS LINE	90	NEW-ITEM	\$61.25	\$5,512.50
Mfg. Part#: NEW-ITEM Absolute DDS Premium - 3 Yr. Term - Federal Contract: MARKET				

PURCHASER BILLING INFO	SUBTOTAL	\$5,512.50
Billing Address:	SHIPPING	\$0.00
KARUK TRIBE ACCOUNTS PAYABLE	GRAND TOTAL	\$5,512.50
PO BOX 1016 64236 2ND AVE HAPPY CAMP, CA 96039-1016 Phone: (530) 493-5305 Payment Terms: Net 30 Days-Govt-Federal		
DELIVER TO	Please remit payments to:	
Shipping Address: KARUK TRIBE ERIC CUTRIGHT 64236 2ND AVE HAPPY CAMP, CA 96039-1016 Phone: (530) 493-1604 Shipping Method: FEDEX Ground	CDW Government 75 Remittance Drive Suite 1515 Chicago, IL 60675-1515	

	Need	Assistance?	CDW+G SALES CONTACT IN	FORMATION	
\bigcirc	Charlie Crawford	I	(877) 325-5320		charcra@cdw.com

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GovConnection, Inc. Account Executiv	e: Matthew Denny	# 24140	860.03
	e: (800) 800-0019 ext. 75003	PLEASE REFER	
Rockville, MD 20855 Fa	x: (603) 683-0910	QUOTE # WHE	N ORDERING
Ema	il: mdenny@govconnection.com	Date:	7/27/2016
		Valid Through:	8/26/2016
Account Manage	r: Michael Davis	Account #:	
Phon	e: (301) 610-0761		
Fa	x: (603) 683-1519		
Ema	il: medavis@govconnection.com		
Customer Contac	t: Eric Cutright	Phone: (530) 493-1604	
Ema	il: ecutright@karuk.us	Fax: (530) 493-5322	
QUOTE PROVIDED TO:	SHIP TO:		
AB#: 118071	AB#: 4551156		
KARUK TRIBE	KARUK TRIBE OF CALIFORNIA		
ACCOUNTS PAYABLE	64236 SECOND AVE		
PO BOX 1016	HAPPY CAMP ADMINISTRATION		
HAPPY CAMP, CA 96039	HAPPY CAMP, CA 96039		
(530) 493-1600	(916) 493-5305		

DELIVERY	FOB	SHIP VIA	SHIP WEIGHT	TERMS	CONTRACT ID#	
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IDDSPRIV-GD-GSA	4-3 Premium - 36 Month Term - US F				
1 90 6	Absolute				
			Subtotal	\$ 6,072	.30
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			Total	\$ 6,072.3	30

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SALES QUOTE



7/27/2016

Bill To: KARUK TRIBE A/P PO BOX 1016 HAPPY CAMP,CA 96039 Phone : (530) 493-1600

Ship To: ERIC CUTRIGHT KARUK TRIBE 64236 2ND AVE HAPPY CAMP, CA 96039

USA

Software prices subject to change

Account # 0056979248

PO# : Absolute DDS Prem

Quote : K0376189

Hardware quotes are valid for 7 business days

Memory Prices are valid for 24 hours only, call for verification

REMIT PAYMENT TO: ZONES INC P.O. BOX 34740 SEATTLE WA 98124-1740

PLEASE SEND PURCHASE ORDERS DIRECTLY TO YOUR ZONES ACCOUNT EXECUTIVE VIA FAX OR EMAIL

Account Executive Phone:(253) 205-3892 Fax:(253) 205-2892

Erik Brody

Email:Erik.Brody@zones.com

Item #	Qty.	Mfr. Name	Description	Manufacturers Part #	Unit Price	Total
003117640-NEW	90	ABSOLUTE SOFTWARE, INC.	ABSOLUTE DDS PREMIUM - 36 MONTH TERM - U	DDSPRM-GD-GSA-36	69.57	6261.30
			Assisted by Don Mathews - Federal Inside Account Executive – Federal & System Integrators Territory at Absolute Thank you!			

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Administrative Office Phone: (530) 493-1600 • Fax: (530) 493-5322 64236 Second Avenue • Post Office Box 1016 • Happy Camp. CA 96039

REQUEST	FOR CONTRACT/ MOU/ AGREEM	ENT
Check One: Contract MOU	Karuk Tribe Number Assigned:	16-C- O 8 (p
Agreement Amendment	Funder/Agency Assigned: Prior Amendment:	CASF
REQUIRED → *Procurement Attac *Excluded Parties L *KCDC/KTHA Not	ched *Budget Atta List System Attached (CONTRACTS O tification/ review required	ched 🗌 NLY) 🗍
Requestor: Eric Cutright	Date:	July 20, 2016
Department/Program: Kla	amath River Rural Broadband Initiativ	<u>e (a. 12. (â. 65) (a. 71.</u> 67. (a.
Name of Contractor or Parties: Yun	rok Tribe (Cultural Dept)	
Effective Dates (From/To):	March 24, 2016	June 24, 2017
Amount of Modification:	5,000.00	
a and a second	i,000.00 Services Fund, 6661	
Special Conditions/Terms:		
This agreement is past dated to include any work	that was completed before this contract v	vas approved.
Brief Description of Purpose:	n Senandi Stan ang mana kan kanang milikan ang kananitan ang panang man	
	section 106 compliance work needed for environmental approval, nor can any func REQUIRED SIGNATURES **	KRRBI inside Yurok Ancestral Is be reimbursed by CASF, until the
Requestor		Date
**Chief Financial Officer		8-5-16
**Director, Administrative Programs & Complian	ice with the second	S = 10 Date
**Director of Self Governance(MOU/MOA) or T	ERO (Contracts)	Date
Other	Request for Contract/MOU/Agreement	Date

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Karuk Tribe



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Administrative Office Phone: (530) 493-1600 • Fax: (530) 493-5322 64236 Second Avenue • Post Office Box 1016 • Happy Camp. CA 96039

AGREEMENT FOR INDEPENDENT CONTRACTOR SERVICES Contract Number: 16-C-000 63 C

This Agreement, dated as of ______, is between the Karuk Tribe (hereinafter "the TRIBE") and the Yurok Tribe (hereinafter "INDEPENDENT CONTRACTOR"), who agree as follows:

- 1. **Description of Services**: The Tribe hereby retains Independent Contractor to provide the services described in the attached *Description of Independent Contractor Services and Activities*.
- 2. **Duration**: The term of this Agreement shall be from March 24, 2016 to March 24, 2017.
- 3. <u>Compensation</u>: This project is funded by the California Advanced Services Fund (hereinafter "CASF"). Independent Contractor will be compensated as provided in the attached *Description of Independent Contractor Services and Activities*, not to exceed <u>Fifteen Thousand Dollars</u> (<u>\$15,000.00</u>). The Tribe shall pay Independent Contractor each progress payment and final payment within five working days after payment is received by the Tribe from CASF. All invoices must be submitted monthly but no later than thirty (30) days past the end date of this Agreement as stated in Clause 2 above. The Information Technology <u>Director Eric Cutright</u> and/or Authorized Designee shall be responsible for overseeing this Agreement and approving invoices for payment.
- 4. <u>Claims for Compensation</u>: Independent Contractor agrees that he/she shall not be entitled to and shall not claim compensation for services performed under this Agreement from another federally funded source of compensation for the same work performed, same working hour(s) or same working day(s). It is further agreed by the Independent Contractor that any claim for compensation submitted in violation of this clause shall, if paid, be recoverable by the Tribe.
- 5. <u>Warranty, Indemnity and Hold Harmless</u>: Independent Contractor warrants and represents that it has every legal right to enter into the Agreement and to perform in accordance with its terms and that it is not and will not become a party to any Agreement with anyone else which would be in violation of the rights granted to the Tribe hereunder. Independent Contractor will indemnify and hold the Tribe harmless from and against any losses, damages and liabilities, including reasonable attorney's fees for Independent Contractor's negligent performance or unexcused failure to perform services under this agreement. The Tribe makes no warranty, indemnity or hold harmless agreement.
- 6. <u>Independent Contractor Status</u>: It is understood and agreed between the parties that the Tribe shall not be obligated to withhold any federal, state or local taxes from fees paid to the Independent Contractor, nor shall the Tribe have any liability for such withholding. Further, any required public liability, public damage and/or Worker's Compensation Insurances shall be the sole responsibility of the Independent Contractor.

Page 1 of 7 Karuk Tribe Agreement for Independent Contractor Services Updated November 20, 2015 This amended version supersedes all previous versions.

- 7. <u>Confidential Information</u>: Independent Contractor will not disclose directly or indirectly to or use for the benefit of any third party any secret or confidential information, knowledge or data acquired by virtue of its relationship with the Tribe without the prior written approval of the Tribe. It is understood and agreed by the parties that the obligations of this paragraph shall survive the expiration or termination of the Agreement.
- 8. <u>Non-Assignability</u>: This Agreement may not be assigned or transferred by either party without the prior written approval of the other party.
- 9. <u>Authority</u>: Independent Contractor's authority to act under this Agreement can be suspended upon written or verbal notice by the Tribal Chairman of the Tribe or his/her designee. If verbal notice is given, it shall be confirmed in writing within five (5) working days.
- 10. <u>**Termination**</u>: This Agreement may be terminated at any time, with or without cause, by either party, upon notice in writing. Any such termination shall be effective immediately. Independent Contractor shall invoice the Tribe within thirty (30) days of agreement termination for satisfactory work performed up to termination date.
- 11. <u>**Complete Agreement**</u>: This Agreement constitutes the entire agreement between the parties, and no amendment or modification hereof shall be effective unless reduced to writing and signed by both parties.
- 12. <u>Severability</u>: Should any provision of this Agreement be held invalid or unenforceable, such a holding shall not affect the validity or enforceability of any other provision thereof.
- 13. <u>**Copyrights**</u>: All original materials, written, photographed, recorded or otherwise collected or produced by the Independent Contractor pursuant to this Agreement are instruments of Professional Services, and shall be the sole property of Tribe.
- 14. **Expertise Certification**: The Independent Contractor assures the Tribe that they and all their approved sub-contractors possess the expertise, and resources necessary for satisfactory completion of the activities described in the *Description of Independent Contractor Services and Activities*.
- 15. <u>Certification Regarding Debarment, Suspension and Related Matters</u>: The Independent Contractor hereby certifies to the best of their knowledge that it or any of its officers or contractors or sub-contractors:
 - 1. Are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from covered transaction by any Federal department or agency;
 - 2. Have not within a three (3) year period preceding this Agreement been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain or performing a public (Federal, State or local) transaction or agreement under a public transaction; violation of federal or state antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements or receiving stolen property;

Page 2 of 7 Karuk Tribe Agreement for Independent Contractor Services Updated November 20, 2015 This amended version supersedes all previous versions.

- 3. Are not presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State or local) with commission of any of the offenses enumerated in Paragraph 2 of this certification; and
- 4. Have not within a three (3) year period preceding this Agreement had one or more public (Federal, State or local) transactions terminated for cause or default.
- 16. <u>Applicable Law</u>: This Agreement shall be governed by the laws of the United States of America and by Karuk Tribal law. In the absence of Federal or Tribal law, relevant laws of the State of California shall be applicable. Independent Contractor is required to comply with Office of Management and Budget Super Circular and is responsible for understanding and compliance with applicable grant administration requirements as set forth in the Federal agency codifications of the grants management common rule. This provision is not intended to waive the Tribe's sovereign immunity status or submit the Tribe to any jurisdiction inconsistent with such status.
- 17. <u>Indian Preference</u>: This Contract shall be executed in accordance with the Indian Preference Act of 1934 (Title 25, USC, Section 47) and/or the Tribal Employment Rights Ordinance (TERO), based on funding source requirements.
- 18. <u>Tribal Employment Rights Ordinance (TERO)</u>: Independent Contractor acknowledges that a two percent (2%) TERO fee will be imposed on the gross value of any contract initiated within the interior/exterior boundaries of the Karuk Ancestral Territory, excluding contracts funded by Tribal Council discretionary funds, provided that the total contract or annual gross revenues meet or exceed \$2,500.00.
- 19. <u>Sovereign Immunity</u>: Nothing in this Agreement shall be construed or interpreted to relinquish the sovereign immunity of the Tribe and the Independent Contractor.

In consideration of the mutual promises of the parties this Agreement is executed on the date first above written, in duplicate, intending each duplicate to be an original.

INDEPENDENT CONTRACTOR

Thomas O'Rourke, Sr., Chairman Yurok Tribe 190 Klamath Blvd., Klamath, CA 95548 707.482.1350 TIN: SSN

KARUK TRIBE

Russell Attebery, Chairman 64236 Second Avenue Happy Camp, CA 96039 (530) 493-1600

Signature and Date

Signature and Date

Page 3 of 7 Karuk Tribe Independent Contractor Agreement Updated November 20, 2015 This amended version supersedes all previous versions.

Description of Independent Contractor Services and Activities (Scope of Work)

INTRODUCTION

This work will consist of a pre-field archival research, record search from the Yurok Tribal Inventory, a field survey, coordination with the National Park Service and the California Public Utilities Commission, including their third-party contractor (ESA) staff, completion of a series of deliverables, and consultation with: the Yurok Tribe Culture Committee, the Yurok Tribal Heritage Preservation Officer (THPO), and the California State Historic Preservation Officer (SHPO). These elements will produce a work product that complies with the National Historic Protection Act, Section 106, with the National Environmental Policy Act, and with the California Environmental Quality Act.

Since the proposed Klamath River Rural Broadband Initiative Project (KRRBI Project) crosses Yurok ancestral territory, it may cross an area that is associated with events that have made a significant contribution to the broad patterns of California's history and cultural heritage or has yielded, or may be likely to yield, information important in prehistory or history, among other criteria. (CEQA Guidelines Sections 15064.5(a)(1)-(a)(3).) The Yurok Tribe is able to provide specific knowledge and expertise within their ancestral territory.

STAFFING

The Yurok Tribe will supply a Secretary of the Interior qualified lead archaeologist (Principal Investigator or PI) who has experience in producing high quality work products that pass agency review. The PI will lead the work and be responsible for the consultations with the Yurok Cultural Committee, the Yurok THPO, and the California SHPO. Additional staff will include trained and experienced cultural resource surveyors who will conduct portions of the literature review, the pedestrian survey, and assist in compiling site records, maps, and reports. A crew of two surveyors will complete needed pedestrian surveys in the Project area. The PI has overall responsibility for each deliverable. The Yurok Tribe will also provide the services of our qualified GIS staff to assist with the Cultural Resource Survey and production of maps and figures.

SCOPE

Literature Review

Prior to initiation of fieldwork, our staff will conduct a records review of sites, previous surveys, and information in the area. This will allow greater familiarity with previous cultural resource work in the project vicinity and will assist with interpretations. These materials are housed in part at the Northwest Information Center, located at Sonoma State University. The use of Tribal specific information housed with the Tribal Heritage Preservation Office will also be used. This project will also require a record search at Redwood National and State Park in order to obtain the most updated record for the project areas within the Park. Knowledge from Tribal Elders will also be used to analyze the cultural setting of the project and to help identify Traditional Cultural Properties as set forth in Bulletin 36. This task will be synthesized into a report that will serve as a section in the final field report and as the basis for the Cultural Existing Environment portion of the Proponents Environmental Assessment (PEA). The literature review will be used to provide an improved cultural history of the area; refine field strategies and analysis methods, and to formulate and refine research questions.

Page 4 of 7 Karuk Tribe Independent Contractor Agreement Updated November 20, 2015 This amended version supersedes all previous versions. The study area for literature and previous surveys review is ½ mile wide, centered on the proposed route for the KRRBI Project within Yurok Ancestral Territory. Literature and previous surveys review will also be conducted for Alternative 3A (Elk Camp to end of Johnsons Road on Johnsons Road) and 5A (Orick to Patricks Point Drive on Highway 101, overhead to Hiltons Road then underground to Patricks Point Drive, then overhead to Trinidad substation, then underground on GDR lands to GDR main haul road, then follow proposed route to Dows Prairie Road), ¼ mile on either side of the line.

Cultural Existing Environment, PEA

The PI will be responsible for compiling information that can be revealed to the public readers of the PEA for the Yurok Ancestral Territory's portion of the Cultural Existing Environment for the PEA. This document will be combined with a similar document from the Karuk Tribe for the Karuk Ancestral Territory to produce a unified section in the PEA. The PI will work with the Karuk Tribe's PI and with EnerTribe to resolve any issues before publication of the PEA.

Pedestrian Survey

Although no ground disturbance is included in the pedestrian survey and no artifacts will be collected, the National Park Service and the Forest Service may require the PI to request, receive, and comply with an Archeological Resources Protection Act (ARPA) permit. If so requested, the PI will request, receive, and comply with the permit, or else obtain a written waiver for this requirement from each federal agency.

The Yurok Tribe has recently conducted pedestrian cultural surveys along Highway 169 and its feeder roads for the Wautee Line Extension projects and has recently conducted surveys along Bald Hills Road for the paving projects. The pedestrian survey for the KRRBI Project will only be required where previous recent surveys have not been conducted in the APE for the KRRBI Project within the last 10 years. A pedestrian survey will be conducted along all portions of the Proposed KRRBI Route where prior survey coverage is not available. No pedestrian surveys will be conducted for the alternatives at this time.

For areas with proposed underground installation, the APE is a maximum of 10 feet from the edge of the road. Survey will be one 10-meter swath, either centered on the proposed fiber optic line if road is unpaved or a single 10-meter-wide transect from edge of pavement away from the road edge if road is paved. For areas of proposed overhead installation, the survey will be a 10-meter radius circle centered on the existing poles, to cover possible additional guywire work.

The survey will take measures to locate isolated artifacts and historic properties, which will be described, and their location will be mapped on the overall project artifact location map. If an archaeological site is encountered, the archaeologists will map the site, with surface artifact and feature mapping to be performed across the entire site. A California Site form will be completed for each site encountered, and all sites will be photographed.

Page 5 of 7 Karuk Tribe Independent Contractor Agreement Updated November 20, 2015 This amended version supersedes all previous versions.

Cultural Resource Analysis (if encountered)

Cultural Resources will be analyzed by qualified staff consistent with Yurok Tribal procedures and Section 106 standards set forth for documentation. Cultural Resources will be typed and recorded on site forms. Artifacts will also be recorded on an isolated find record sheet. Each cultural resource will be measured and photographed with the relevant information included on the record sheet. An effort will be made to determine if the cultural resources are connected with nearby pre-contact or historical sites.

Chipped stone and other artifacts and remains found at the worksite will be described and analyzed in the field. Chipped-stone debitage will be described with reference to material type, artifact type (flake, core, angular debris), functional type (core flake, biface thinning flake, and so on), amount of cortex, and condition. Chipped stone tools will be identified as to material type, functional classification, method of manufacture, style, and use-wear. Faunal material will be (when possible) classified according to species and type.

Photographic logs will be maintained for proper identification of all photographs. Digital color prints and disks will be kept in envelopes labeled with project and photo log numbers.

All finished maps, notes and forms; laboratory materials; photographs; and any written documentation shall be confidentially retained by the Karuk Tribe for the purposes of this Agreement and may be shared with only those third parties referenced in this Agreement. Upon completion of analysis, all materials analyzed at the worksite will remain within project area.

Inadvertent Discovery (Human Remains)

In the unlikely event that human remains (bones) are encountered during fieldwork, all work in the immediate area of the discovery will cease, and the Yurok Tribe THPO and NAGPRA office will be notified in accordance with the Yurok Tribe's Inadvertent Discovery Policy. At the same time, the Humboldt County Sherriff's office would be notified in order to rule out a forensic case. If the remains are found to be Native American, NAGPRA regulations will pertain.

Class III Report

A full Class III report will be prepared that meets Yurok Tribal standards and Section 106 standards. This report will include the results from the literature and records review, the pedestrian survey, and all consultations for that portion of the KRRBI Project within Yurok Ancestral Territory. EnerTribe will combine the Yurok report with the Karuk Tribe's Class III report to produce a comprehensive, single Class III report for the KRRBI Project in close coordination with the Karuk PI and the Yurok PI. The resulting Class III report will be submitted to the Karuk THPO and the Yurok THPO for written concurrence before being submitted, with the THPO written concurrences, to the California SHPO for final review and concurrence.

Page 6 of 7 Karuk Tribe Independent Contractor Agreement Updated November 20, 2015 This amended version supersedes all previous versions.

DELIVERABLES AND SCHEDULE

- 1. The literature and records review will be synthesized into a report and provided to the Karuk Tribe by April 29, 2016.
- 2. The Cultural Resources Existing Environment report will be prepared and provided to the Karuk Tribe by April 29, 2016. Any revisions requested by the NEPA/CEQA review team will be completed within 15 working days of their receipt.
- 3. The pedestrian survey will be conducted by August 26, 2016.
- 4. The Class III report covering the literature and records review, the pedestrian survey, and the needed consultations, will be completed by September 30, 2016. Any revisions requested or questions asked by NPS, the Yurok THPO, or the California SHPO will be fully responded to within 15 working days of their receipt.

BUDGET:

Time and materials will be billed monthly, not to exceed \$15,000.

Page 7 of 7 Karuk Tribe Independent Contractor Agreement Updated November 20, 2015 This amended version supersedes all previous versions.

Dora Bernal Human Resource Director Tribal Council Report August 25, 2016

Interviews Held/Results:

Physician – Happy Camp – August 5, 2016 Registered Nurse (RN) – Happy Camp – August 15, 2016 Self-Governance – August 4, 2016 – Refly Enrollment/Census Specialist – Michelle Spence Compliance Officer – August 12, 2016 – No Show Domestic Violence Service Specialist – Jessica Miller Community Health Representative (CHR) – Lethal Jerry Social Worker Assistant – Barbara Risling

Interviews/Advertisements Pending:

Self-Governance – Open Until Filled Medical Assistant - Happy Camp - Open Until Filled Medical Assistant - Yreka - Opened Until Filled Compliance Officer – Open Until Filled Executive Director – KTHA – August 24, 2016 On-Call Sales Clerk – KCDC – August 24, 2016 Medical Social Worker – Yreka-closed August 18, 2016 Education Program Coordinator – Happy Camp – Interview-August 24, 2016 Student Service Coordinator - Yreka - Part-Time - One Until Filled Construction Crew Member II- KTHA-Open Until Filled Victim Assistance Program – Tribal Liaison On-Call Wellness Center – KTHA-Open Until Filled Senior Nutrition Cook – Happy Camp- Open Until Filled Clinic Physician - Open Until Filled Chief Finance Officer – KTHA-Open Until Filled Certified Substance Abuse Counselor – Yreka-Open Until Filled Registered Dental Assistant (ADA) – Happy Camp – Open Until Filled Registered Dental Assistant (ADA) - Yreka - Open Until Filled Unlicensed Dental Assistant (DA) – Yreka – Open Until Filled Mental Health Therapist II – Happy Camp/Yreka/Orleans – Open Until Filled Part-Time Therapist – KCDC – Open Until Filled Licensed Vocational Nurse (LVN) – Yreka – Open Until Filled Family Nurse Practitioner or Physician Assistant – Yreka – Open Until Filled Registered Dental Hygienist (RDA) Yreka – Open Until Filled Registered Nurse (RN)/Licensed Vocational Nurse (LVN) – Happy Camp-Interview August 15, 2016 Licensed Clinical Social Worker or Clinical Psychologist – Happy Camp - Open Until Filled

Dental Director/Dentist – Yreka – Open Until Filled

Action Items:

- 1. Approval of job descriptions:
- 2. Summer Newsletter: Approved on 8/18/2016 and sending out.

Meetings/Training/Other:

- Notary Exam: August 13, 2016 Sacramento
- Meeting with Kori Novak, Joshua Stanshaw and Dion Recruitment and Retention
- August 15, 2016 Meeting with KTHA on the In house Transfer Policy
- August 17, 2016 Personnel Meeting with Annie Smith
- August 18, 2016 Phone Conference with Cindy Hayes
- Finger printing for Candidates for Election
- Finger Printing Gaming Commissioner
- August 17, 2016 Meeting with AVI on Open Enrollment

Policies: Ongoing discussions

- Drug Test Policy implementing test cups for clinics will bring information and suggestion to Council when prepared.
- Reviewing Personnel Policies and WPA.

Grants Coordinator Council Report Jaclyn Ownsbey August 17th, 2016

Action Item:

Requesting Approval of **Resolution 16-R-146** authorizing submission of a proposal in support of the Health Program to the Special Diabetes Program for Indians (SDPI) in the amount of \$157,554.

Requesting Approval of **Resolution 16-R-152** authorizing submission of the 2017 Funding Agreement Reprogramming Request between the Department of the Interior, Bureau of Indian Affairs and the Karuk Tribe in the amount of \$1,124,456.00

I was able to meet with the new Health CEO and priority areas for her are elders care and ways to expand our services to the elderly population. I will keep my eye open for programs that meet this need.

I will be working with Joshua Stanshaw, Hannah Prukop, and Annie Smith on an Elders Needs Assessment Survey. This survey is already designed and we will just implement it, then send the surveys back to the National Resource Center on Native American Aging who will provide data analysis and results. This survey will meet the requirements of our Title VI Funding, one of the grants that supports the Senior Nutrition Program.

I am working with Annie Smith to complete the Special Diabetes Program for Indians Grant. This year's application was a continuation grant, but there was still a lot of data reporting Annie had to do to update on results of last year's grant and determine the actions we will take this year to improve on things that were deficiencies.

I worked with Joshua Stanshaw and Annie Smith on a small grant to the California Rural Indian Health Board-HIV Prevention Project Pathway Mini-Grant Program. We are hoping to receive the full amount of \$8,500. This project would be a needs assessment of our youth on substance abuse, HIV risk, etc. and then with that information we would create a brief strategic plan.

We received notification that we were awarded \$500 from the Walmart Community Grant Fund to support the Happy Camp Obstacle Course Project. We requested \$1,500 but any contribution helps.

I have seen some Administration for Native Americans Project Development Trainings so it really is time to start project planning. Susan Gehr mentioned this especially for the Language Opportunity. We will need to have strong documentation for Community Involvement in planning so this is something I will be starting to work on with Language staff in the next months. I just sent out a request for project ideas today (8/17/2016) so hopefully I will have a list of project ideas for you for the ANA-Social and Economic Development Strategies Grant Program. We actually have not heard back on our Police-Safety and Security Grant, so we may not even be eligible if we were to be awarded that grant. We should hear back sometime in the next month and a half.

REQUEST FOR TRIBAL COUNCIL AUTHORIZATION TO SUBMIT PROPOSAL TO FUNDING SOURCE

REQUESTOR:	Jaclyn Ownsł	oey			DATE:	8/18/	/2016
DEPARTMENT:	Grants						
DEADLIN				DATES		_	
E: ASAP	_AMOUNT:	\$	1,124,456.00	FROM:	10/1/2016	TO:	9/30/2017
BRIEFLY DESCRIBE PUR	POSE OF PROP	OSAL	•				
Annual Reprogrammi	ng Request R	ireai	ı of Indian /	Affairs as i	nart of our	• Multi Ve	ar
Funding Agreement	ing Request D	urca					<i>a</i> 1
	COMPLIANC						
REVIEW:	E.		CFO	OTH	ER: ⊐1		
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BUDGE							
INDIRECT COST MATC			H		=		
DOCUMENTATION	N:						
TRIBAL RESOLUTION	N:						
COMMENTS:							
COMPLIANCE:							
CFO:							
OTHER:							
	<u>F</u>	EQUI	RED SIGNAT	URES*			
REQUESTOR*					I	DATE	
CFO*					I	DATE	
COMPLIANCE*					I	DATE	
CHAIRMAN						DATE	
OTHER						DATE	
					I		
Form Revised 3.12.07							

RESOLUTION OF THE KARUK TRIBE

Resolution No:16-R-152Date Approved:August 25th, 2016

RESOLUTION AUTHORIZING THE 2017 FUNDING AGREEMENT REPROGRAMMING REQUEST BETWEEN THE DEPARTMENT OF THE INTERIOR, BUREAU OF INDIAN AFFAIRS AND THE KARUK TRIBE IN THE AMOUNT OF \$1,124,456.00

WHEREAS; the Karuk Tribe is a Sovereign Aboriginal People, that have lived on their own land since long before the European influx of white men came to this continent; and

WHEREAS; the members of the Karuk Tribe have approved Article VI of the Constitution delegating to the Tribal Council the authority and responsibility to exercise by resolution or enactment of Tribal laws all the inherent sovereign powers vested in the Tribe as a Sovereign Aboriginal People, including negotiating and contracting with federal, state, Tribal and local governments, private agencies and consultants; and

WHEREAS; the members of the Karuk Tribe have approved Article VIII of the Constitution assigning duties to the Chair, Vice Chair, and Secretary/Treasurer including signing and executing all contracts and official documents pertaining to the Karuk Tribe; and

WHEREAS; the Karuk Tribe is a federally recognized Tribe and its Tribal Council is eligible to and is designated as an organization authorized to Contract pursuant to P.L. 93-638, as amended, on behalf of the Karuk Tribe; and

WHEREAS; in the 2015-2019 Multi-Year Funding Agreement (MFA), it was agreed that annually the Karuk Tribe and the Bureau of Indian Affairs (BIA) would negotiate Annual Reprogramming Requests; and

WHEREAS; the Karuk Tribe and the BIA have met and the Karuk Tribal Council has approved the 2017 Annual Reprogramming Request from the BIA; and

THEREFORE BE IT FINALLY RESOLVED; that the Tribal Council authorizes the 2017 Funding Agreement Reprogramming Request between the Department of the Interior, Bureau of Indian Affairs and the Karuk Tribe in the amount of \$1,124,456.00; now

Karuk Tribe Resolution 16-R-152 Page 1 of 2 Most Recently Revised July 14, 2016

CERTIFICATION

We, the undersigned, hereby certify the foregoing resolution 16-R-152 which was approved at a Council Meeting on August 25th, 2016, was duly adopted by a vote of _____ AYES, ____ NOES, _____ ABSTAIN, and said resolution has not been rescinded or amended in any way. The Tribal Council is comprised of _9_ members of which _____ voted.

Russell Attebery, Chairman

Date

Michael Thom, Secretary/Treasurer

Date

Karuk Tribe Resolution 16-R-152 Page 2 of 2 Most Recently Revised July 14, 2016

3rdAMENDMENT TO THE 2015-2019 MULTI-YEAR FUNDING AGREEMENT **BETWEEN THE KARUK TRIBE**

AND THE UNITED STATES OF AMERICA, DEPARTMENT OF THE INTERIOR

In accordance with Section 8 of the Multi-Year Funding Agreement, this agreement is amended to attach the Reprogramming Request for 2017.

KARUK TRIBE

BY: _____

Tribal Chairman

DATE: _____

UNITED STATES OF AMERICA

ВҮ:_____ Director, Office of Self-Governance

DATE: _____

Self Governance 2017 Funding Agreement - Reprogramming Request Tribe: KARUK TRIBE BIA Tribal Organization Code: J52555 OSG Tribal Compact Code: OSGT555 BIA Area Office: J00100 - PACIFIC REGION

BIA Agency Office: J52000 - NORTHERN CALIFORNIA

Line		Cost Code	Info Tribal Share	A OSG Cumulative Base	B OSG Shortfall Base	C OSG Shortfall Request	D BIA Reprogram Request	E=A+B+C+D Total AFA	FN
2	3 Trust Management Improvement Project (UTB) - NON TPA	A3A00		0 0	2,888	0	0	2,888	5
	4 Assistant Secretary Support - NON TPA	A5000		0 0	_,0	0			
2	7 Administrative Services - NON TPA	A5220		0 0	3,990	0	-	3,990)
3	0 Information Resources Technology - NON TPA	A5340	(0	0	0	0	0	
3	2 Executive Direction (Regional) - NON TPA	A6000	(0 0	788	0	0	788	5
3	5 Executive Direction - TPA/Agency	A9010	(0 0	6,006	0	0	6,006	j
3	8 Administrative Services - TPA/Agency	A9120	(0 0	6,041	0	0	6,041	
3	9 Administrative Services - TPA/Region	A9120	(0 0	0	0	0		
4	7 Job Placement and Training - TPA/Tribal	C9035	(28,400	0	0	0	28,400	j
4	9 Economic Development - TPA/Region	C9110	(0 0	0	0	0	0	j
5	3 Road Maintenance - TPA/Tribal	C9250	(3,433	0	0	0	3,433	3 4
5	8 Education Line Officers - NON TPA	E5030	(0 1,260	0	0	0	1,260	1
6	1 Johnson O'Malley - TPA/Tribal	E9040	(0 45,400	0	0	0	45,400	1
6	5 Tribal Scholarships - TPA/Tribal	E9310	(0 17,312	0	0	0	17,312	
6	8 Tribal Adult Education - TPA/Tribal	E9320	(300	0	0	0	300)
7	6 Housing Development - NON TPA	H6030	(0 4,645	0	0	0	4,645	,)
7	7 Social Services - TPA/Agency	H9010	(0 8,333	0	0	0	8,333	5
7	8 Social Services - TPA/Region	H9010	(0 1,815	0	0	133,815	135,630) 7
7	9 Social Services - TPA/Tribal	H9010	(0 0	0	0	0	0	1
8	0 Welfare Assistance - TPA/Tribal	H9130	(0 0	0	0	141,734	141,734	3
8	3 Indian Child Welfare Act - TPA/Tribal	H9220	(0 65,100	0	0	0	65,100	1
8	4 Housing Improvement Program - TPA/Tribal	H9370	(0 0	0	0	0	0) 2
9	0 Law Enforcement Projects - NON TPA	J3300	(0 0	0	0	0	0	1
9	8 Community Fire Protection - TPA/Tribal	J9030	(0 1,200	0	0	0	1,200	1
11	2 Cooperative Landscape Conservation - NON TPA	N3300	(0 0	0	0	0	0) 5
11	6 Forestry - NON TPA	N3E00	(0 0	0	0	0	0) 5
12	6 Natural Resources, General (UTB) - NON TPA	N6A10	(0 0	0	0	0	0) 6
12	8 Forestry (UTB) - NON TPA	N6A30	(0 1,208	0	0	0	1,208	
13	0 Water Resources (UTB) - NON TPA	N6A40	(584	0	0	0	584	

Self Governance 2017 Funding Agreement - Reprogramming Request Tribe: KARUK TRIBE BIA Tribal Organization Code: J52555 OSG Tribal Compact Code: OSGT555 BIA Area Office: J00100 - PACIFIC REGION BIA Agency Office: J52000 - NORTHERN CALIFORNIA

Line	Program Title	Cost Code	Info Tribal Share	A OSG Cumulative Base	B OSG Shortfall Base	C OSG Shortfall Request	D BIA Reprogram Request	E=A+B+C+D Total AFA	FN
133 Natural F	Resources (UTB) - TPA/Agency	N9A05	0	648	0	0	0	648	j
136 Agricultu	re Program (UTB) - TPA/Agency	N9B10	0		0	0	0	2,613	
139 Forestry	Program (UTB) - TPA/Agency	N9C30	0		0	0	0	3,334	
145 Wildlife 8	& Parks Program (UTB) - TPA/Agency	N9E50	0		0	0	0	1,385	
147 Wildlife &	& Parks Program (UTB) - TPA/Tribal	N9E50	0	135,600	0	0	0	135,600	J
151 Water Ri	ights Negotiation/Litigation - NON TPA	R3120	0		0	0	0	0	6
154 Real Est	ate Service Proj (UTB) - NON TPA	R3A00	0	0	0	0	0	0	1
157 Environn	nental Quality Projects (UTB) - NON TPA	R3B30	0	0	0	0	0	0	6
163 Land Titl	les & Record Offices (UTB) - NON TPA	R6A50	0	0	0	0	0	0	1
165 Trust Se	rvices (UTB) - NON TPA	R6C10	0	0	0	0	0	0	6
166 Real Est	ate Services (UTB) - NON TPA	R6C40	0	0	0	0	0	0	6
167 Environn	nental Quality Services (UTB) - NON TPA	R6C70	0	229	0	0	0	229	I
172 Rights P	rotection - TPA/Agency	R9120	0	3,786	0	0	0	3,786	i
173 Rights P	rotection - TPA/Region	R9120	0	0	0	0	0	0	6
174 Rights P	rotection - TPA/Tribal	R9120	0	0	0	0	0	0	ł
175 Trust Se	rvices (UTB) - TPA/Agency	R9A10	0	0	0	0	0	0	6
177 Trust Se	rvices (UTB) - TPA/Tribal	R9A10	0	0	0	0	0	0	i
181 Real Est	ate Services Program (UTB) - TPA/Agency	R9C70	0	1,700	0	0	0	1,700	ł
182 Real Est	ate Services Program (UTB) - TPA/Region	R9C70	0	0	0	0	0	0	i
183 Real Est	ate Services Program (UTB) - TPA/Tribal	R9C70	0	4,300	0	0	0	4,300	i
185 Real Est	ate Appraisals (Moved to OST) - TPA/Region	R9C80	0	0	0	0	0	0	ł
188 Environn	nental Quality Program (UTB) - TPA/Region	R9D40	0	0	0	0	0	0	6
193 Commur	nity Services, General - NON TPA	T6010	0	339	0	0	0	339	ł
194 All Other	r Aid to Tribal Government - NON TPA	T6020	0	691	0	0	0	691	
197 Other Ai	d to Tribal Government - TPA/Region	T9020	0	1,386	0	0	0	1,386	i
198 Other Ai	d to Tribal Government - TPA/Tribal	T9020	0	62,100	0	0	-52,219	9,881	8
202 Self-Gov	vernance Compacts - TPA/Tribal	T9240	0	-72,692	0	0	0	-72,692	•
203 Self-Gov	vernance Compacts-Adjustments - TPA/Tribal	T9240a	0	0	0	0	0	0	ł
204 Contract	Support - TPA/Region	T9370	0	0	0	0	351,718	351,718	5 1

Self Governance 2017 Funding Agreement - Reprogramming Request Tribe: KARUK TRIBE BIA Tribal Organization Code: J52555 OSG Tribal Compact Code: OSGT555 BIA Area Office: J00100 - PACIFIC REGION BIA Agency Office: J52000 - NORTHERN CALIFORNIA

Line Item	Program Title	Cost Code	Info Tribal Share	Cu	A OSG Imulative Base	B OSG Shortfall Base	C OSG Shortfall Request	D BIA Reprogram Request	E=A+B+C+D Total AFA	FN
209 TPA Genera	I Increase - TPA/Tribal	T9901		0	34,102	0	()	0 34,102	2
210 638 Pay Cos	sts - TPA/Tribal	T9902		0	171,184	0	()	0 171,184	4
220 Engineering	/Supervision - Irrigation - NON TPA	12210		0	0	0	()	0 (C
221 Safety of Da	ims - NON TPA	12400		0	0	0	()	0 (06
		Report Total		0	529,695	19,713	(575,04	8 1,124,456	3

AUTHORIZED FINANCIAL OFFICERS

Bureau of Indian Affairs - Regional Office

Tribe

Office of Self Governance

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Footnotes

- 1 Subject to applicable federal laws, the Tribe is eligible for Contract Support Costs funding on the same basis as Tribes which contract with the BIA under P.L. 93-638. The amount shown is an estimate. Contract Support Costs funding shall be added to this Agreement as it becomes available.
- 2 Funds will be distributed based on HIP eligible applicant data and shall be used in accordance with HIP regulations unless waived.
- 3 The amount shown is an estimate. The actual amount to be provided is to be determined and distributed based upon welfare assistance need as determined by the national distribution methodology used by the BIA.
- 4 When the Tribe is eligible to receive road maintenance funds, subject to appropriations, Bureau of Indian Affairs road maintenance funds will be distributed using the same formula as used last fiscal year.
- 5 The amount to be provided is based on actual award, selection of project, or distribution methodology used by the BIA provided Self-Governance Tribes, other Tribes, and BIA agencies are treated similarly. Funding for non-recurring Programs, Services, Functions, and Activities (PSFAs) can only be provided on a one-time-only basis for this year and such PSFAs are not guaranteed to be funded in subsequent years.
- 6 All Realty increases, represented in Real Estate Services TPA, Real Estate Services non-recurring, Real Estate Services ROP, and other non-TPA programs will stay in with the BIA and support the California Trust Reform Consortium. This in turn will reduce the amount to be reprogrammed from Aid to Tribal Government (amount of return in FY 2016 is \$52,219). Summary of offsets: R9A10 (NCA) \$375; R9120 \$15; R9C70 (NCA) \$692; R9D40 \$157; R3120 \$980; R3B30 \$95; N6A10 \$925; R6C10 \$1,389; R6C40 \$2,157; 12400 \$980; Total is \$7,765. (Participation in the Fee to Trust Consortium for FY 2016 will be paid from the \$60,000 retained.)
- 7 GA Administrative dollars to be annually reprogrammed from Regional PPA account based on annual review of GA caseload.
- 8 California Trust Reform Consortium (CTRC) The Tribe has elected to reprogram this amount for trust related services to the Pacific Regional Office, for the California Trust Reform Consortium. These funds should not be base transferred and shall be reprogrammed on an annual basis. (See FN 6)



Old Business:

Orleans Community Services District moratorium on new connections: No change, no letter.

Orleans Water Feasibility Study: I have yet to be able to review this information and segregate what can be sent to the OCCSD- will be done before my departure.

Exercise Room: The flooring has been selected and it was ordered- BUT there was a problem with the order, the credit card was at maximum and instead of notifying us that the order would not ship, Dorcas found out when she called about why it was late. She then used another credit card so that the order will now be shipped.

Pine Place: The property has been listed with Cynthia Garland of Century 21 for \$54,000.

Last Day: This is still somewhat up in the air, BUT it may be mid-September.

Pet Policy: Approved for Elders ONLY.

Over Income Assistance Program Policy: Approved, three applicants served. \$25,000 maximum 4% interest until budget of \$200,000 reached. Classified as a revolving loan program, payments will be recycled to provide assistance to new applicants.

Transportation Department Lease- Action Item:

This agreement is being submitted for your approval. The previous agreement expired <u>years ago.</u> The room that the Transportation Department occupies is in the part of the three buildings in Orleans that is Housing only. The agreement has been reviewed by Transportation Dept, Compliance and the Tribal CFO. This is the language of the new lease agreement. The review form doesn't copy and paste correctly into my report, so it will be attached.

Lease Agreement Between Karuk Tribe- Transportation Department (Agreement No. 16-A-080) And Karuk Tribe Housing Authority (Agreement No. 16-A-10)

This Lease Agreement (Lease) is hereby made by and between the Lessor, the Karuk Tribe Housing Authority, a Tribally Designated Housing Entity (TDHE), also known as KTHA and the Lessee, the Karuk Tribe (KT) Transportation Department, for the mutual exchange of valuable consideration, the receipt of which is hereby acknowledged, on this date, the 22^{nd} day of August, 2016.

The terms of the Lease shall be as follows:

- A. The Lease is for one office in the KTHA Maintenance Building, located in Orleans, California, whose street address is 37960 Highway 96.
- B. Monthly rent payment to KTHA shall be two hundred dollars (\$200.00) which is due and payable on the first day of each month. The Lessor shall cover the insurance, taxes, maintenance and utilities of the property. Phone services and internet expense for the office shall be the responsibility of the Lessee.
- C. The term of the Lease shall be for twelve months, and will automatically renew on October 1 of each succeeding year unless cancelled.
- D. The Lessee shall not sublease and/or otherwise allow occupancy of the premises.
- E. Lessee shall maintain the property in good condition during the continuance of this agreement and shall neither cause nor allow any abuse of the land therein, and upon the termination or expiration thereof shall redeliver the property in as good condition as at the commencement of the term or as may be put in during the term, reasonable wear and tear from use and obsolescence accepted. Any construction on the premises must be approved in advance in writing by the Lessor, KTHA.

- G. This Lease constitutes the entire agreement between the parties and any modification of this Lease shall be binding only if evidenced in writing, signed by an authorized representative of KT Transportation Department and KTHA. Either party may terminate this Lease at any time with cause only if a breach of contract has occurred and is incurable.
- H. This Lease is not intended nor shall it be so interpreted to be a waiver of sovereign immunity of the Tribe or the Housing Authority, or their employees, officials and agents. Nothing in this Lease shall subject or limit the sovereign rights of the Karuk Tribe.
- I. This Lease and its provisions shall be interpreted according to the laws of the Karuk Tribe and applicable Federal laws and regulations.

In witness, each party to this Lease Agreement has caused it to be executed in Happy Camp, California on the date indicated below. The KTHA and the KT warrants and certifies that it possesses the legal authority to enter into this Lease.

This Lease is hereby signed and dated:

Name: Russell Attebery Title: Chairman Karuk Tribe (Lessee) Date

Date

Name: Elsa R. Goodwin Title: Chairperson Karuk Tribe Housing Authority (Lessor)

Karuk Homes II- Scattered Sites, Happy Camp:

Marie Allen, Travois is working on the details of a plan for presentation to the Board of Commissioners to construct the homes in the Happy Camp community that will be located on scattered sites. The proposal is definitely worth consideration by the BOC as this will jump start the construction of sixteen units in this community. The details should be brought forward soon, and <u>I have recommended to the BOC that they give it serious consideration</u>.

Indian Housing Plan 2017-

I will notify Daniel Celaya when my last day will be and the contact information for who he will send the grant agreements to. This will be Ann and Elsa. <u>There needs to be two because this is a critical function!</u> The grant agreement must be signed and sent back immediately. Do not delay the submission of your signed grant agreement/certifications or it will delay the date funds are made available to KTHA.

LOCCS-

My personal LOCCS identification information will be deactivated. That being said, it is vitally important that Ann get her LOCCS access renewed and the new Director get their LOCCS access done as soon as they take the new position. You need this in order to draw down next year's funds. I will make sure that all of this year's funding is drawn down by the day I leave and before I deactivate my account.

Job Description:

The Executive Director's job description has been posted. <u>I recommend that this job be flown wider, I am sending it</u> to our OLINK Partners, NAIHC and HUD.

NRCS Grant:

The Grant Agreement is through 12/31/2018. The contract with KCDC to do the work has been extended to 12/31/2016 KCDC. They have not invoiced us for work that was because of the burn restriction. All is progressing satisfactorily according to NRCS. The billing has not been caught up yet, though signed off by NRCS in June. <u>KCDC has been asked</u> to get this caught up before I leave so that it is paid to them before the end of the FY.

Transition Plan:

I'm moving through my files, emails and my offices to get things in an order someone new to our program should understand. As I am working on things I've been talking with Ann to keep her updated as to my progress, and for her to be thinking about what she may need to know from me prior to my departure. There are the lists, the Board, the staff meetings and then I will have a final meeting with Ann to go over these things in detail when I get close to the date of leaving. Of particular concern is the Finance Office, with Jeri being at a distance if she chose to end her contract it would be really bad for KTHA because you will then have no one to oversee the finance department who has a financial background.

Fire Crew Work:

Dave Medford and I are setting up a contract with the Tribe's Fire Crew to do 12 days of treatment of the area surrounding the housing in Orleans before I leave. The work they do will be done in intervals so that at the end of one year our crew should be able to mow the treated areas.

Fee to Trust Applications:

BIA employees Arvada Wolfin and Hillary Renick have been particularly helpful in providing feedback to our consultant for the preparation of the applications. Alex Tobin's contact information has been given to the BIA for the coordination of the site visits for the archaeological site visits. We have contracted out for the updates needed to existing EA's and new EA's for the applications, new EA's include Oom and Johnson. For all properties that have tenants or homebuyers residing in units constructed prior to these applications, tenant disclaimer forms are to be obtained from renters and the homebuyer agreements are to be submitted with the application. We are starting to see title commitments come through. Consultant Jenny Kim is working diligently on these proposals. Sara will be out of the office for 8 weeks and so this project has been set up to keep moving forward in our absence.

O-Link MOA:

Payments for FY 2017 have been sent to the Cow Creek and Coquille. The file for these payments is organized and complete. If there is reconciliation needed when the award letters come out, you won't need to do it until then.

City of Yreka:

All of the information requested by the City has been provided, as in verification of addresses and payments made under the NAHASDA Agreement. I have not heard anything since from Mr. Baker's office. You will need to stay on top of this and make sure that the agreement is amended by APRIL 30, 2017. <u>You should consider having Richard Black and</u> Fatima take this on together to negotiate the language of the addendum, that is the link between KTHA and the Tribal Council that you will need.

Employee Evaluations:

I will complete the two newest employee evaluation, one is for the end of their probationary status and the other has requested an interim evaluation. She requested it because she knows there will be no one else who is familiar with her work performance that can give her a real evaluation except for me. She will at least have 4 months on this eval, but will still be unable to use her annual leave until the 6 month probation is up.

Interviews:

There was one applicant for the LIHTC Maintenance Engineer. I am waiting to hear back from Dora on the scheduling of a screening, and how policy will apply. We currently have five positions advertised. ED, CFO, Construction Crew Member II, Tutor, and Wellness Center On Call (pool).

Tenants:

One appeal heard and denied due to the nature of the charges. This case is on the 8/22 agenda of the Board of Commissioners meeting. I was contacted by Barbara regarding the status of the appeal of another tenant. This tenant did not show up for their appointment with Ann, so it is not moving forward in the appeal process.

Project	Bids Due	Results / Status	Notes
Kahtishraam Wellness	12/8		Awarded.
Center Phase Two	2^{nd} Round 5/5		
	3 rd Round 6/21		
Second Avenue:			
Mechanical	8/12, extended to 8/17	Open.	
Drywall	8/12, extended to 8/17		
Plumbing	8/12, extended to 8/17		
Electrical	8/12, extended to 8/17		
Flooring	8/12, extended to 8/17		
Gutters	8/12, extended to 8/17		
Yreka Office Windows	8/23	Will be canceled.	No site visits, will be direct
			solicitation.
RFQ Environmental Review	7/29	Three responses.	Awarded.
Consultant			

Sara Spence- Executive Assistant: Construction Projects/RFPs:

Contracts Issued:

16-C-27 Environmental Data Systems	FTT environmental needs.
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Agreements Issued:

16-A-08	HDS	Tenant Management Software
16-A-09	Century 21	Pine Place Real Estate Listing / Commission 10%

Environmental Reviews:

Home Rehab Loan Happy Camp	Complete.
Home Rehab Loan Somes Bar	Complete.
Home Loan Happy Camp	Complete.
Fee to Trust Parcel Conversions	Environmental review contract awarded, applications will be submitted
	during my absence and this work will be coordinated between our consultant
	Jenny Kim, Land Manager Scott Quinn, BIA environmental staff, and Karuk
	THPO Alex Watts-Tobin.

Human Resources:

Yreka BOC Representative	Advertisement closes 8/19.
	Still seeking Yreka representation.
Tax Credit On Site Maintenance Engineer	Emergency Posting, Closed August 12.
Chief Finance Officer	Open until filled. Some Tribes have been looking for a CFO for
	over a YEAR!!
Construction Crew Member II	Open until filled, no qualified applicants in first round.
On Call Wellness Center Clerk	Open until filled, no qualified applicants in first round.

Part Time Tutor Computer Center	Open until filled, no qualified applicants in first round.
Executive Director	First posting closes August 24.

Retirement Plan Conversion:

We have finally located a vendor who understands Tribes and the differences between them and routine employers. We will be working with Northwest Plan Services to implement a governmental 401(k) plan, under the 2006 regulations allowing the plan to be non-ERISA and tailored to meet our needs. We will be able to retain Edward Jones as the financial advisor for the employees. The attorneys at Hobbs, Straus, Dean, Walker are involved and reviewing all documents throughout the process to ensure it is handled properly.

Eligibility criteria can remain the same, contributions can remain the same. Access to funds will be limited as a 401(k) requires that all other resources be pursued first. If an employee liquidates their contributions they have a 6 month wait to be eligible to contribute again. If an employee needs to access the employer contribution for hardship reasons, they will have to take a loan, they cannot cash it in as with the IRA structure.

Leave of Absence:

I will be on medical leave August 22 through mid to late October. I hope to be back as soon as possible! I have transferred information for on-going projects to relevant staff so work may continue in my absence.

Karuk Tribe Council Report

From: Laura Mayton Meeting Date: August 25, 2016 Location: Happy Camp

ACTION ITEMS

All of my action items are closed session items.

BUDGETS

Laura Olivas and I are currently working on the following fiscal year 2017 budgets:

- IHS Compact
- 3rd Party Health
- BIA Compact
- Indirect Cost Pool
- TERO
- People Center
- Discretionary

Budget meetings are scheduled for September 29th.

FISCAL YEAR 2016 AUDIT

Fiscal year 2016 is almost over, and the fiscal department is beginning to prepare for our audit. Tamara Barnett and Laura Olivas are reconciling budgets and making sure that all available funds are drawn down and received by the end of the fiscal year (September 30, 2016).

<u>G2E</u>

Buster and I will be attending G2E at the end of September. While there we will be meeting with representatives from Wells Fargo and TFA.

NEW OVERTIME RULES

On December 1, 2016, new overtime rules go into effect. Beginning on that date, any employee who makes less than \$47,476 per year must be paid overtime. Due to this rule change, the Karuk Tribe will need to evaluate how to handle salaried employees who make less than

\$47,476 per year. There are currently seven employees of the Karuk Tribe who fall into this category. KTHA and KCDC may also have employees who are salaried and make less than \$47,476 per year.

COMPLIANCE

Please remember to send all emails containing documents to be reviewed and/or messages related to contracts to <u>compliance@karuk.us</u>. This email address goes to multiple parties to make sure there is coverage when someone is out of the office.

FISCAL YEAR 2017 INDIRECT COST PROPOSAL

The Tribe's fiscal year 2017 Indirect Cost Proposal is being reviewed by the Interior Business Center. The proposed rate for fiscal year 2017 is once again 50% of wages. The Interior Business Center has up to six months to review the proposal. The six months will not be up until January 2017.

CASINO PROJECT FINANCING

I will update the Council on this is closed session.