

# ROUND VALLEY INDIAN TRIBES

*A Sovereign Nation of Confederated Tribes*

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

ROUND VALLEY RESERVATION ESTABLISHED 1856

## MINUTES July 18, 2019

The special meeting of the Round Valley Tribal Council was called to order by President James Russ on July 18, 2019 at 1:18 p.m. in the Buffalo Room within the Tribal Administrative Building located on the Round Valley Indian Reservation.

Roll call and the following Council members were present: Mr. Russ, Mr. Bettega, Mr. Lewis Whipple, Mr. Robert Whipple (arrived at 1:28 pm.), Mr. Rabano Jr., Ms. Cordova & Ms. Willits

Opening prayer by Alberta J. Azbill

Item No. 2: Agenda/approval - **Action Item – 2019-07-18-01:**

**MOTION NO. 1:**

Mr. Bettega made a motion to approve the agenda with additions.

Mr. Robert Whipple seconded the motion.

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

Abstentions: 0                                  Motion carried.

Item No. 3: Mr. Burdick & Ed. Dominquez, BIA – RE: Solid Waste Cleanup - **Action Item – 2019-07-18-02:** Mr. Burdick and Mr. Dominquez were present.

Mr. Burdick stated that back in June 12<sup>th</sup>, he sent a letter to the Tribe requesting a meeting with the Council regarding a solid waste cleanup on three open dump sites on the reservation, (RV-179, 529 and 1070) and he wanted this meeting with the Council in hopes of getting a concurrence from the Tribe to do this.

Mr. Dominquez added that in 2014 they helped EPA with a cleanup and at that time they went and look at the illegal dumping and at that time and identified six (6) areas, one site was cleaned up (Short Creek). They had no funds at that time to do any more cleanup.

Mr. Burdick stated that they got \$50,000 and he knows that these funds won't go far in what needs to be cleaned up. These funds are at the Pacific Regional Office and he needs Council approve to go forward and get these funds out of the system so we won't lose the funds as its at the end of the fiscal year. Also, with the first project they allowed the Tribe to do this, this time the BIA will do the project, they will obtain a contractor through the 638 process, which is a long process.

Mr. Dominquez added that they will work with the Tribal Business Administrator and go through the bidding process. He will get the bids out and help select the contractor. He will oversee the work that is done and will report to the Council.

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Discussion followed about funding availability (IHS lions share of funds, BIA has no funds for cleanup; they have met with Ms. Oandasan and found out the Tribe has an Ordinance the prohibits illegal dumping – in as such if the Tribe has these laws and are enforcing them, IHS will consider the Tribe for funding); of the transfer station; of people illegally dumping – is a serious issue; etc.

**MOTION NO. 2:**

Mr. Rabano Jr., made a motion to approve the solid waste cleanup with the BIA.

Mr. Robert Whipple seconded the motion.

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

Nays: 0          Abstentions: 0                  Motion carried.

Item No. 4: Unfinished Business:

a. Justin Britton – RE: Clarification on Limited Waiver of sovereign immunity (Daniel Dorman) - **Action Item – 2019-06-20-04:** Daniel and Jennifer Dorman were present..

Mrs. Dorman again updating the Council and their request from the Council for a letter waiving sovereign immunity so they can run their business on their parcel of land. She has talked to the BIA and the County, she has been working on this for two years.

Discussion followed about the location of the land; the status of the land (fee, heirship); of the draft letter that was presented (can be redone and add a time frame); etc.

**MOTION NO. 3:**

Mr. Rabano Jr., made a motion to approve tribal authority letter with a time frame of one year.

Mr. Robert Whipple seconded the motion.

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

Nays: 0          Abstentions: 0                  Motion carried.

Item No. 5: New Business:

a. Tim Bettega – RE: Request for resolution on McKay Ranch (approve designate for Rehab., center - **Action Item – 2019-07-18-03:** Mr. Bettega was not present, although his daughter Andreanna Bettega was present and stated that he is requesting a resolution and permission to do a rehab., facility at the McKay Ranch. He is seeking funds through other Tribes to pay for the renovation.

Discussion followed – need a business plan; cost to rehab., the ranch; management of the facility; liability of the Tribe; etc.

**MOTION NO. 4:**

Mr. Bettega made a motion to table this item for more research.

Ms. Willits seconded the motion.

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

Nays: 0          Abstentions: 0                  Motion carried.

b. Joleen Whipple, Child Care Coor., - RE: Construction & Renovation CC Building - **Action Item – 2019-07-18-04:**

Ms. Whipple stated that she was approved \$350,000 for a Child Care Center and they discussed buying a modular or constructing a building. Also, they discussed a location. They met with

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their Program Specialist last Thursday and were informed that their finances were not accurate. They were awarded \$1.1 million dollars and they haven't touched any of the funds. Four reports are not done, funds are sitting there. Her question is how is the Tribe supporting them and she know the Program owes the Tribe, the grant funds are they and they should be using them. As of right now 2018/19 funds has to be spent, if not they will have to send the money back. What should she be asking for, two years ago it cost them \$527,000 to operate

Discussion followed about getting a architect to draw up plans of a new building; of there being a process – i) needs assessment, getting architect – develop the plans – this process will cost alot; ii) engineers and iii) construction

Ms. Whipple also requested a work session with the Council.

**MOTION NO. 5:**

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

Ms. Willits seconded the motion.

Short discussion – it was the consensus to request \$750,000.

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

Nays: 0 Abstentions: 0 Motion carried.

**c. Patricia Henry, Tribal Business Administrator – RE: Various - Action Item – 2019-07-18-05:**

i) Carnival (TEAC - \$30,000 – proposal for 2019 CID)

**MOTION NO. 6:**

Mr. Bettega made a motion to approve the proposal with TEAC for \$30,000.

Mr. Rabano Jr., seconded the motion.

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

Abstentions: Bettega Motion carried.

ii) C-Store Container - \$14,768.09:

**MOTION NO. 7:**

Mr. Bettega made a motion to approve to purchase the container.

Mr. Lewis Whipple seconded the motion.

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

Nays: 0 Abstentions: 0 Motion carried

iii) Hidden Oaks Concession stands (bid – Hatch Mountain Construction)

Mrs. Henry stated that this was for three (one that a tree fell on and for two new ones)

Discussion followed about getting more bids.

**MOTION NO. 8:**

Mr. Bettega made a motion to table this item.

Ms. Willits seconded the motion.

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

Abstentions: 0 Motion carried.

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iv) James Guzman – RE: IT

Mr. Guzman was present and stated that this was for a support contract – one year. Two basic contracts – 1) On site once a month – tech., or engineer - \$72,000; 2) Every month, twice a month – will come for 7 days - \$78,000 – will be on site more. This is to maintain the system and make sure it is running correctly.

Discussion followed – Mr. Guzman gave a briefing on his qualifications and experience; etc.

**MOTION NO. 9:**

Mr. Rabano Jr., made a motion to approve the premium packet for maintenance and equipment at \$ 78,000 funds to come from the general funds.

Ms. Willits seconded the motion.

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

Abstentions: 0 Motion carried.

d. Tribal Council – RE: Various - **Action Item – 2019-07-18-06:**

i) Fair Animals – RE: Purchase – discussion followed.

**MOTION NO. 10:**

Mr. Rabano Jr., made a motion to approve to set aside \$15,000 to purchase fair animals, funds to come from the Casino.

Mr. Robert Whipple seconded the motion.

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

Nays: 0 Abstentions: 0 Motion carried.

ii) U.S. Cellular – RE: Cell Towers

**MOTION NO. 11:**

Mr. Bettega made a motion for the Tribal Business Administrator to call U.S. Cellular and negotiate, ask for more money and to request a discount for tribal members

Mr. Rabano Jr., seconded the motion.

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

Nays: 0 Abstentions: 0 Motion carried.

iii) Meeting with Mendocino County Sheriff: Matt Kendall is sitting up this meeting and will get back to Michael Henry. Discussion followed about the working relationship between tribal police and Mendocino County deputies; etc.

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

Item No. 6: Executive Session - **Action Item – 2019-07-18-07:**

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

b. Patricia Henry, Tribal Business Administrator – RE: Various

i) Personnel

c. Michael Henry, Chief, Tribal Police Dept. – RE: Update

d. Darlene Crabtree, Tribal Controller – RE: Various – financial

i) Financial Expense & Revenue for all depts..

e. Ursula Fallis – RE: Land request

f. TRED – RE: Various – Land

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- i) Arnola Panther – RE: Requesting land behind Carlos Figueroa
- ii) Patricia Merrifield
- iii) Various Assignments (clean-up)
- iv) Waiting List Update
- v) Arlene Cantrell
- g. Jessica Goodrow, ICWA/DV Legal
- h. Tribal Council – RE: Various
  - i) Investigation
  - ii) Eel River Update
  - iii) Portfolio update

**MOTION NO. 12:**

Mr. Bettega made a motion to go into executive session at 4:45 p.m.

Mr. Robert Whipple seconded the motion.

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

Nays: 0 Abstentions: 0 Motion carried.

Item No. 7: Regular Session - **Action Item – 2019-07-18-08:**

**MOTION NO. 13:**

Mr. Lewis Whipple made a motion to reconvene into regular session at 5:53 p.m.

Ms. Willits seconded the motion.

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

Nays: 0 Abstentions: 0 Motion carried.

Decisions from executive session:

a. Mr. Randy Wolfen, Casino – RE: Update - **Action Item – 2019-07-18-09:**

**MOTION NO. 14:**

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

Mr. Robert Whipple seconded the motion.

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

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

b. Patricia Henry, Tribal Business Administrator – RE: Various - **Action Item – 2019-07-18-010:**

i) Personnel – update given

**MOTION NO. 15:**

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

Ms. Willits seconded the motion.

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

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

c. Michael Henry, Chief, Tribal Police Dept – RE: Update - **Action Item – 2019-07-18-011:**

Mr. Henry was present and reported.

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**MOTION NO. 16:**

Mr. Bettega made a motion to accept as informational.

Mr. Rabano Jr., seconded the motion.

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

Abstentions: Cordova Motion carried.

d. Darlene Crabtree, Tribal Controller – RE: Various - financial - **Action Item – 2019-07-18-012:** i) Financial Expense & Revenue reports all depts.

Ms. Crabtree was not present.

e. Ursula Fallis – RE: Land request - **Action Item – 2019-07-18-013:** Ms. Fallis was not present.

CONSENSUS: It was the consensus of the Council that Ms. Fallis come back with a specific area.

Notc: Mr. Russ left the meeting:

f. TRED – RE: Various - **Action Item – 2019-07-18-014:** Ms. Oandasan was not present.

i) Arnola Panther – RE: Requesting land behind Carlos Figueroa - **Action Item – 2019-06--27-014:**

ii) Patricia Merrifield

iii) Various Assignments (cleanup)

iv) Waiting List Update

v) Arlene Cantrell

**MOTION NO. 17:**

Mr. Lewis Whipple made a motion to table these items.

Mr. Robert Whipple seconded the motion.

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

Abstentions: 0 Motion carried.

g. Jessica Goodrow, ICWA/DV – RE: Various - **Action Item – 2019-07-18-015:** No business items.

h. Tribal Council – RE: Various - **Action Item – 2019-07-18-016:**

i) Investigation

ii) Eel River Update

iii) Portfolio update

**MOTION NO. 18:**

Mr. Lewis Whipple made a motion to table i, ii, and iii.

Mr. Rabano Jr., seconded the motion.

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

Abstentions: R. Whipple Motion carried.

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

a. July 25, 2019 @ 1:00 p.m. - Special Meeting

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Item No. 9: Closing prayer by Alberta Azbill

Item No. 10: Adjournment - **Action Item – 2019-07-28-017:**

**MOTION NO. 19:**

Mr. Lewis Whipple made a motion to adjourn the meeting at 5:53 p.m.


Ms. Willits seconded the motion.

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

Abstentions: 0 Motion carried.

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

Submitted by:

  
Executive Secretary, Round Valley  
Tribal Council