



*Executive Council*

Central Council Tlingit & Haida Indian Tribes of Alaska  
September 27 & 28, 2018 – 9:00 AM (Alaska Standard Time)  
IN-PERSON MEETING  
**MINUTES**

**CALL TO ORDER**

President Peterson assumed chair without objection and called the meeting to order at 9:00 AM.

**ROLL CALL**

Richard Peterson, President	Present
Yodean Armour, 1 <sup>st</sup> Vice President	Present
Jackie Pata, 2 <sup>nd</sup> Vice President	Present 9:10AM
Will Micklin, 3 <sup>rd</sup> Vice President	Present
Rob Sanderson, Jr. 4 <sup>th</sup> Vice President	Present
Ralph Wolfe, 5 <sup>th</sup> Vice President	Present 9:00 AM
Catherine Edwards, 6 <sup>th</sup> Vice President	Present
Stephanie Masterman, Emerging Leader	Absent

Also present: CFO Theresa Belton, COO Ken Truitt, Special Assistant to the President Heather Gatti, Executive Assistant to the COO Helene Bennett, Secretary to the President Carley Jackson, and Administrative Assistant to the General Counsel/Recording Secretary Laura May Whistler.

**ADOPTION OF THE AGENDA**

4<sup>th</sup> Vice President Rob Sanderson, Jr. moved to adopt the agenda as amended. No objection, so moved.

Addition: Sitka Herring Issue  
Strike: EC 18-39 and August 30, 2018 Meeting Minutes

**PUBLIC COMMENT**

Janice Hotch requested Tlingit & Haida consider keeping its offices open during the lunch hour .

Gerry Hope spoke about the Sitka Sound herring and acknowledged Harvey Kitka for his local involvement and experience with the herring.

Patricia Alexander spoke about subsistence and the shrimp in District 13. She stated the Alaska Department of Fish and Game (ADFG) opened the harvest of shrimp for commercial and subsistence purposes. Shortly after the opening ADFG announced it would reduce the allowable amount to be harvested, before figures for the need of subsistence harvesting were provided. This issue will be brought to the ANS/ANB Grand Camp and then to the Tribal Assembly.

A tribal citizen asked that the bad addresses be resolved and suggested Tlingit & Haida do a media campaign similar to Get Out the Native Vote (GOTNV) during Native American month.

Robert (Bob) Sam spoke about the death of a minor child in Kotzebue, Alaska. He asked Tlingit & Haida to review and amend its applicable policies to be strict regarding the standards for who may work with children.

Harvey Kitka offered to answer questions that the Executive Council may have regarding herring and our traditional way of life. He explained his experience and local involvement with herring.

## **REPORTS**

### President's Report

President Peterson provided an oral report on his recent activities. He visited communities that are included in our compact, attended the Social Justice Summit and met with the United States Forest Service regarding the Roadless Rule. The Office of the President plans to send letters to all southeast communities to ask for their comments regarding the Roadless Rule. He also met with the Alaska Department of Environmental Conservation (DEC) Commissioner Larry Hartig to discuss cruise ship dumping. The President is planning to attend the 28<sup>th</sup> annual Bureau of Indian Affairs Providers Conference.

### Special Assistant Report

Special Assistant Heather Gatti summarized her written report. She attended a meeting with the Alaska Regional Coalition and also provided an update on the Get Out the Native Vote (GOTNV) initiative.

### General Counsel Report

General Counsel Madeline Soboleff Levy provided a written report.

### COO Report

Chief Operating Officer Ken Truitt summarized his written report. He provided an update on the implementation of Tribal D and its functions. He also provided an update on the Re-entry Housing project.

## **BREAK**

The Chair ordered a five minute break at 10:41 AM. No objection, so ordered.

## **DISCUSSION ITEMS**

### Native Lands and Resources (NLR) Department Update

NLR Manager Desiree Duncan and Environmental Coordinator Raymond Paddock provided a presentation of the NLR department's current projects. NLR's current projects are ANCSA sacred sites, State Tribal Response Program, forestry services, repatriation and transboundary river research. They also reported on progress toward the Southeast Tribal Conservation District. In addition, staff recently attended the State of Alaska Board of Fish meeting and the Southeast Environmental Conference.

## **BREAK**

The Chair ordered a fifteen minute break at 11:45 AM. No objection, so ordered.

## **PUBLIC TESTIMONY**

The Executive Council opened the floor to allow the public to provide comments regarding the proposed changes to Title 03 – Development & Operation of Tribal Enterprises and Title 11 – Land and Natural Resources.

Pat Alexander asked if the changes proposed in Title 03 and Title 11 were related to a possible business start-up by the Tribe.

Paulette Moreno spoke to the herring issue and the cruise ship dumping issue.

Bob Sam would like to see the Tribe strive for authority or consultation by entities like the State of Alaska in regulating plants that are used for our way of life.

## **REPORTS CONTINUED**

### CFO Report

Chief Financial Officer Theresa Belton summarized her written report.

### Emerging Leader Report

Emerging Leader Stephanie Masterman summarized her written report. She attended the NCAI Mid-Year conference and visited the Hudson Museum with the NLR department.

### Tlingit Haida Tribal Business Corp. (THTBC) Report

THTBC CEO Richard Rinehart reported on THTBC's accomplishments, awarded contracts, and certifications, and established subsidiaries. He also reported on financial projections and risk factors.

## **DISCUSSION ITEMS CONTINUED**

### Department of Military & Veteran Affairs

Office of Veteran Affairs Director Verdie Bowen Sr., and Veterans Service Officer/Advocate for Vietnam Veterans of American Lucy Gifford provided a presentation on what the Department of Military & Veterans Affairs does regarding assistance to veterans and provided a history of the department.

## **EXECUTIVE SESSION**

Executive session entered at 2:30 PM.

## **RECESS**

The Chair ordered to recess at 4:30 PM.



## *Executive Council*

Central Council Tlingit & Haida Indian Tribes of Alaska  
September 27 & 28, 2018 – 9:00 AM (Alaska Standard Time)

### IN-PERSON MEETING **DRAFT MINUTES Day 2**

#### **CALL TO ORDER**

The Chair called the meeting to order at 8:55 AM. No objection, so ordered.

#### **PUBLIC COMMENT**

Harvey Kitka spoke to the Roadless Rule, Stand for Salmon, and an incident that involved an Alaskan man who was facing a hefty fine for herring roe sales. He also reminded those present that petroglyphs are sacred and should not be photographed and put social media without permission of the local Tribe.

Bob Sam stated that he is working to rezone the Sitka cemeteries from “residential” to “sacred”. He requested Tlingit & Haida support his effort. He also spoke to his work in repatriating the remains of native children buried at the Carlisle cemetery.

Paulette Moreno shared words of gratitude to the Executive Council and for the work Bob Sam does. She spoke to Sitka’s out-migration. She stated people are migrating from Sitka to other cities due to the high costs of living in Sitka. The Sitka Tribe has established a fund for families to pay a portion of the family’s utilities. She asked if the funds accrued from KIRA could be used in a similar fashion.

Patricia Alexander spoke about the Stand for Salmon ballot measure and the closure of the state public assistance office in Sitka. She requested Tlingit & Haida hold a fair for the Sitka high school students to inform them of our services.

Gerry Hope spoke to the herring issue, Roadless Rule and his involvement on the Marine Transportation Advisory Board. He requested to work with President Peterson and Tribal Transportation Manager Will Ware to ensure the Tribe is engaged with the Roadless Rule.

#### **DISCUSSION**

M/S Vice President Rob Sanderson, Jr. moved to approve an investment loan, otherwise known as a margin loan, from the Tlingit & Haida Charles Schwab & Co. account in the amount of \$2,000,000.00, with collateral over the loan from the cash, securities and managed funds owned

by Tlingit & Haida and provided by Charles Schwab & Co., and subject to the business terms to be negotiated by the President, with loan proceeds intended for investment in THTBC. Vote by roll call: 5 Yea, 0 Nay and 1 Absent. M/C

**Roll Call Vote**

1st Vice President Yodean Armour - Yea	4th Vice President Rob Sanderson, Jr. - Yea
2nd Vice President Jackie Pata - Absent	5th Vice President Ralph Wolfe - Yea
3rd Vice President Will Micklin - Yea	6th Vice President Catherine Edwards - Yea

M/S Rob Sanderson, Jr. moved to approve the investment of \$2,000,000.00 in THTBC as an infusion of owner equity, and to authorize the President to take all necessary measures to execute the investment. Vote by roll call: 5 Yea, 0 Nay and 1 Absent. M/C

**Roll Call Vote**

1st Vice President Yodean Armour - Yea	4th Vice President Rob Sanderson, Jr. - Yea
2nd Vice President Jackie Pata - Absent	5th Vice President Ralph Wolfe - Yea
3rd Vice President Will Micklin - Yea	6th Vice President Catherine Edwards - Yea

The Chair suspended the rules to allow additional public comment. No objection, so ordered.

**PUBLIC COMMENT**

Sonya Smith commented on the action taken by the Sitka Tribe regarding her Sitka Tribal Court case.

David Sam spoke to the opioid issue and ICWA.

**DISCUSSION CONTINUED**

Cruise Ship Dumping

4<sup>th</sup> Vice President Rob Sanderson, Jr. spoke to the cruise ship dumping issue. He stated that in 2006 Alaska voted to outlaw cruise ship dumping in its waters. In 2013 this law changed, allowing cruise ships to dump waste in Alaskan waters. The general permit that allows for such waste disposal will be up for renewal in 2020.

President Peterson suggested 4<sup>th</sup> Vice President Rob Sanderson, Jr. work with the Communications department to work on media messaging regarding the cruise ship dumping issue.

Alaska Roadless Rule

President Peterson reported that Tlingit & Haida will make comments regarding the Roadless Rule, but before official comments will be made, a letter requesting commentary will be sent out to other tribes and entities throughout southeast Alaska.

The Chair suspended the rules to allow Sitka Delegate Gerry Hope to speak to the issue.

Gerry Hope spoke to the Alaska Department of Transportation's proposed plans to relocate the Sitka ferry terminal.

#### Opioid Litigation

6<sup>th</sup> Vice President Catherine Edwards reported that there is multidistrict litigation against manufacturers, distributors and pharmacies that distribute pharmaceutical opioids. In addition to the litigation there is a joint tribal amicus in support of it. She recommended the Tribe join the joint tribal amicus. President Peterson assured her that the Tribe had signed on to the amicus.

Emerging Leading Stephanie Masterman asked if the Sitka Tribe of Alaska (STA) has signed on to the amicus.

The Chair suspended the rules to allow Sitka Delegate Gerry Hope to speak on the issue.

Gerry Hope stated Bob Sam attended the STA meeting and may have information regarding STA's status with the amicus.

Bob Sam stated STA voted in favor of the amicus.

3<sup>rd</sup> Vice President Will Micklin posed caution in asking questions to entities that are not officially represented in a meeting as it may not be perceived as good practice.

#### Environmental Protection Agency (EPA) Site Visit

6<sup>th</sup> Vice President Catherine Edwards attended a listening session with the EPA Region 10 Administrator Chris Hladick regarding the EPA's new strategic plan. The EPA posed many questions regarding improving air quality, water quality and transboundary issues. 6<sup>th</sup> Vice President Catherine Edwards offered comments to the EPA regarding transboundary issues and cruise ship dumping.

#### Orca Task Force

6<sup>th</sup> Vice President Catherine Edwards spoke to the Orca Task Force. Governor Jay Inslee created the Orca Task Force in an effort to help protect orcas which are an endangered species. The Task Force will analyze food sources and habitats, among other things. Discussion ensued.

#### **BREAK**

The Chair ordered to take a ten minute break at 10:38 AM. No objection, so ordered.

#### Sealaska Presentation

Sealaska VP General Counsel and Corporate Secretary Jaeleen Kookesh provided a presentation of Sealaska's stance on ballot measure 1. She explained the reasons Sealaska opposes the measure and discussed the Roadless Rule.

#### **BREAK**

The Chair order to take a thirty minute break at 12:07 PM. No objection, so ordered.

## **DISCUSSION CONTINUED**

### Herring Issue

In response to a request from STA, the Tribe and STA convened to discuss STA's efforts to address the declining herring population in Sitka Sound. STA asked the Tribe to join it in and support their efforts. Discussion ensued regarding the value of herring as a natural resource and strategies to protect them.

The Chair suspended the rules to allow public comment on the herring issue. No objection, so moved.

M/S 6<sup>th</sup> Vice President Catherine Edwards moved to join STA's endeavor and match their donation of \$40,000.00 to the herring issue. M/C

## **BUSINESS (ACTION) ITEMS**

### Resolutions

M/S 3<sup>rd</sup> Vice President Will Micklin moved to table TA 18-07 *Restriction of Partisan Campaign Endorsements to Tribal Assembly*. 1 absence, M/C

M/S 3<sup>rd</sup> Vice President Will Micklin moved to adopt TA 18-08 *Encourage Tlingit & Haida to Foster a Healthy Workplace Environment* as amended. 1 absence, M/C

M/S 3<sup>rd</sup> Vice President Will Micklin moved to table TA 18-09 *Promoting Local Hire*. 1 absence, M/C

M/S 3<sup>rd</sup> Vice President Will Micklin moved to TA 18-29 *Commitment to Increasing Access to Tribal Camps and Programs for Youth Outside of Service Areas*. 1 absence, M/C

The Chair ruled TA 18-30 *Establishment of a New Tribal Policy Governing Repatriation* out of order. No objection, so ordered.

The Chair ruled TA 18-31 *Graphic Totemic Art Representing Moieties for Grave Markers* out of order. No objection, so ordered.

M/S 3<sup>rd</sup> Vice President Will Micklin moved to adopt TA 18-35 *Endorsement of U.S. House of Representatives Candidate Alyse Galvin*. 1 absence, M/F

M/S 1<sup>st</sup> Vice President Yodean Armour moved to adopt TA 18-38 *Support of the City of Kake's Petition to the Local Boundary Commission to Form a Kake Borough*. M/S 3<sup>rd</sup> Vice President Will Micklin moved table TA 18-38 *Support of the City of Kake's Petition to the Local Boundary Commission to Form a Kake Borough*. 1 absence, M/C

M/S 3<sup>rd</sup> Vice President Will Micklin moved to adopt TA 18-44 *Clean Tourism and Protecting our Culture from Cruise Ship Dumping*. 1 absence, M/C



M/S 6<sup>th</sup> Vice President Catherine Edwards moved to table TA 18-46 *Urge Puget Sound Clean Air Agency to Improve Tribal Consultation*. 1 absence, M/C

M/S 3<sup>rd</sup> Vice President Will Micklin moved to adopt TA 18-47 *Directive to Explore Gardening Initiatives in Urban and Rural Communities*. 1 absence, M/C

M/S 3<sup>rd</sup> Vice President Will Micklin moved to adopt EC 18-38 *Authorization to Submit a P.L. 102-477 Plan*. 1 absence, M/C

#### Minutes

M/S 4<sup>th</sup> Vice President Rob Sanderson, Jr. moved to approve the meeting minutes of May 23, June 28 and July 10, 2018. M/C

#### Donation Request

M/S 4<sup>th</sup> Vice President Rob Sanderson, Jr. moved to donate \$450.00, a half page advertisement in a souvenir program book, to the Fraternal Order of Alaska State Troopers. M/C

### **GOOD OF THE ORDER**

Good of the order was provided.

### **EXECUTIVE SESSION**

The Chair ordered to enter executive session at 2:08 PM. No objection, so ordered.

Executive session concluded at 2:37 PM.

### **ADJOURN**

The Chair ordered to adjourn at 2:38 PM. No objection, so moved.