

**MINUTES OF
YAVAPAI-APACHE NATION
Special Business Meeting
October 8, 2020**

Amended on 11-5-2020

1. CALL TO ORDER: Chairman Jon Huey called the meeting to order at 9:02 a.m. Middle Verde Administration and via Zoom.us.

2. INVOCATION: Nancy Guzman

3. ROLL CALL: Nancy Guzman and Darlene Rubio were present. Amanda Honwyteva, Tanya Lewis, Jon Huey, Ricardo Pacheco, Apphia Shirley were on Zoom.us. Henry Smith arrived at 9:30 a.m. (dr. appointment) via Zoom.us. Germania Jones was having problems getting on Zoom.us.

4. APPROVAL OF AGENDA:

Amanda Honwyteva requested to add under 8. Old Business a. Financial Report to the Membership and b. CARES Funding and PPE

Nancy Guzman requested to add under 8. Old Business c. Update on Social Security Issue

Amanda Honwyteva motioned to approve the agenda with the additions seconded by Darlene Rubio; 7 For, 0 Against, 0 Abstained, motion passed.

5. MINUTES OF 9-9-2020

Apphia Shirley motioned to approve the minutes seconded by Amanda Honwyteva; 6 For, 0 Against, 1 Abstained, motion passed.

MINUTES OF 9-16-2020

Amanda Honwyteva provided the following corrections via email to Karla Reimer:

Page 4, 6th paragraph, 2nd line, remove "shade pipes" insert "materials" and insert "?" after "gravel"

Page 5, 3rd paragraph, 1st line, after "bids." insert "She addressed" and remove "and wondered for"; after "project" insert "irrigation system in Tunlii. We"

Page 5, 3rd paragraph, 3rd line, after "place" insert "causing"; remove "There was"; remove "There was problem with the irrigation lines."; after "also" remove "didn't see" and insert "asked about"

Page 8, 3rd paragraph, 1st line, after "Honwyteva" insert "mentioned this suggestion came from an elder. She would like the Council to evaluate areas where we felt we were effective in

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responding to the pandemic and areas where we could improve, like communication”; remove “suggested evaluating how the communication came from the people. Maybe we weren’t as effective in certain areas and how can we improve.”; after “into” insert “writing and through”
Page 9, 5th paragraph, 1st line, after “she” insert “wants to proceed on the discussion with caution.”; remove “doesn’t want to be directly involved.”; after “involved.” insert “She shared a previous experience about the forum that involved a complaint on a Council Member who was a candidate.”; remove “We understand that there is a Council Member who is a candidate.”; after “candidate” insert “At the time”; after “Council” insert “didn’t”; after “forum.” remove “There were community members who spoke up.”; after “want” insert “this to be a similar issue brought forth by the community by approving this to be on the agenda.”; remove “the community to say that we approved for this to be on the agenda.”; after “Council.” insert “So there is no”; after “conflict.” remove “is not there.”

Page 11, 5th paragraph, 1st line, after “She” remove “is hesitant to have a” insert “appreciates the”
Page 11, 5th paragraph, 5th line, remove “As a sitting Council Member she is not supporting this directly or indirectly.”

Germania Jones joined via Zoom.us.

Tanya Lewis sent the following corrections via email to Karla Reimer:

Page 3; 6th paragraph; 3rd line; delete “has”

Page 3; 6th paragraph; 4th line; insert “,” after “made”; delete the two “that”

Page 3; 6th paragraph; 5th line; delete “that”

Page 3; 8th paragraph; 1st line; delete “that”

Page 3; 8th paragraph; 2nd line; delete “that”

Page 3; 8th paragraph; 3rd line; delete “that”

Page 4; 1st paragraph; reword sentence to read “A break was taken due to the Irving Family delivering PPE for our local Elders.”

Page 4; 3rd paragraph; 3rd line; delete “s” from “mores”

Page 4; 4th paragraph; delete “that”

Page 8; 1st paragraph; last line; delete “for” replace with “on”; add “p.m.” after “12”; add “on” after “present”

Page 8; item d; 1st paragraph; 5th line; delete sentence beginning with “We are letting...”

Page 8; item e; 1st paragraph; 1st line; delete “that”

Page 8; item e; 2nd paragraph; 6th line; add “d” to “used”

Page 9; 3rd paragraph; 5th line; add “,” after the 1st use of “questions”; delete “It was”; add “came from the League of Women Voters” after the 2nd use of “questions”

Page 10; 2nd paragraph; las line; use “?” opposed to “.” At the end of the sentence

Page 10; 7th paragraph; 1st line; add “it” after “if”

Page 11; item 10; move title to next page

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Amanda Honwytewa motioned to approve the minutes with the corrections seconded by Nancy Guzman; 6 For, 0 Against, 2 Abstained, motion passed.

MINUTES OF 9-18-2020

Amanda Honwytewa sent the following corrections via email to Karla Reimer:

Page 2, 1st paragraph, after “Honwytewa” insert “discussed how pleased she was to see the topic of MMIW on the agenda and had a few questions regarding data collection and statistic within our own community. She”; after “mentioned” insert “on the topic of community safety”; after “working.” insert “She questioned what the response plan was for possible abductions in our community.”; after “Cottonwood” insert “and how the police and their team responded immediately. They even had a helicopter on site.”; remove “She was in support of the amber alert.”

Page 3, 8th paragraph, 1st line, after “She” insert “shared an incident when”; after “entered” insert “after 8 p.m. She thought we had to show proof of residency. She would like to see consistency.”

Henry Smith joined via Zoom.us at 9:35 a.m. Germania Jones had problems with the connection to Zoom and she is on her way in to the meeting.

Thomasene Cardona sent the following corrections via email to Karla Reimer:

Page 3, 1st paragraph, 1st line, insert “Security Company” after “the”; after “night” delete “when exposure to”; after “are” insert “having curfew or closed communities”

Amanda Honwytewa motioned to approve the minutes with the corrections seconded by Apphia Shirley; 7 For, 0 Against, 1 Abstained, motion passed.

6. APPROVAL OF RESOLUTION APPROVING AND ADOPTING THE YAVAPAI-APACHE NATION WORKERS' COMPENSATION CODE – Lisa Bluelake

Tanya Lewis requested a correction on the last BE IT FINALLY RESOLVED to read BE IT FURTHER RESOLVED.

Nancy Guzman motioned to approve the resolution with the correction per Version 1 (10-8-2020) seconded by Ricardo Pacheco; 8 For, 0 Against, 0 Abstained, motion passed.

7. RESOLUTION APPROVING THE YAVAPAI-APACHE NATION REVISED FY 2020 GOVERNMENTAL OPERATIONS BUDGET – Nellie Monroe

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Nellie Monroe mentioned we went over the budget in a work session and revised the budget to \$15,383,633. The original budget was \$21,001,943.

Amanda Honwytewa explained we had a discussion with Agriculture regarding the new BIA Grant Funding in the amount of \$21,000 for the combine and asked if we move forward with receiving the funds will we have to make a budget adjustment later.

Nellie Monroe responded this will be under a grant. If we get the approved funding then we would do an amendment to the budget. A justification would be provided first. She referred the question to Lisa Bluelake.

Lisa Bluelake added there is an inconsistency whether we include grants in the governmental budget or not. The dollar figure is just the General Fund budget portion. Mostly the grant funding has been identified in the salary portions. If the dollar figure is going to effect in one of the current budgets in the salary then it should be amended at the time we receive the grant and approved by the Council. In terms of how they are reported then it needs to be further reviewed. She asked Doug Hill to look at it and he was unable to get to it since COVID-19. It needs to be consistent of how we include the grant funding in the General Fund.

Darlene Rubio motioned to expedite a budget revision work session before the approval of the 2021 Budget. There was no second on the motion.

Tanya Lewis stated this is not on the agenda and called for a point of order.

Scott Canty explained the motion is out of order but it can be motioned later to proceed with a work session. We have a pending resolution up for discussion.

Nancy Guzman felt we needed clarity because there is funding available through BIA. Do we have to amend the General Fund budget to include it?

Amanda Honwytewa mentioned the question was if we approve the revision today and possibly offset on a salary position will it later have to be amended.

Nancy Guzman said we are approving the General Fund monies right now. The Grants are approved later.

Amanda Honwytewa motioned to approve the resolution due to the Nation is facing extremely serious and detrimental financial impacts from the COVID-19 public health emergency,

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including the prior closure and current reduced capacity of the Cliff Castle Casino Hotel, impacts to the Nation's other SEO's and impacts to the Nation's governmental operations, which have required the Council to revisit the Nation's previously approved FY2020 Governmental Operations Budget and now hereby approves the Yavapai-Apache Nation's Revised FY2020 Governmental Operations Budget in the amount of \$15,383,633.00 per Version 1 (10-8-2020) seconded by Henry Smith; 8 For, 0 Against, 0 Abstained, motion passed.

8. Old Business

a. Financial Report to the Community – Amanda Honwytewa

Chairman Huey explained we have had some delays and we are going to include the updated budget in the report. He is confident it will get out to the community.

Tanya Lewis reported she has finished up the final revisions report and will be including the resolutions since March.

Amanda Honwytewa appreciated the update. Including the resolutions from March until now is really important. She mentioned that President Burnett from Ft McDowell did a video on Facebook and she read off the resolutions. It was very informative. She suggested the Chairman could do the same.

b. CARES Funding Budget and PPE – Amanda Honwytewa

Amanda Honwytewa appreciated the efforts by the Executive Office on the bi-monthly food distribution to the community. Are there any actions to provide food to the members that don't live here locally? A few weeks ago a tribal member was taking food to the families out there. It would be nice to get food boxes to the city area. She asked Lisa Bluelake if it is allowed under the CARES Funding to provide gift cards to be sent to the ones who live out of state or more than 50 miles out. The funding is for all of the members.

Lisa Bluelake responded you are providing food to members in response to public health emergency by providing a gift card or food. This would be allowed only if there was a need. We need to make sure we document it.

Amanda Honwytewa suggested the tribal member could fill out a form like they do for tribal assistance to show there is a need.

Darlene Rubio asked what the remaining amount available under the CARES Funding Budget.

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Nellie Monroe will need to provide the CARES Act Budget Revision to the Council.

Chairman Huey requested a work session will be scheduled next week to go over the revised CARES Act Budget.

Darlene Rubio thanked Amanda Honwytewa for bringing it up again in regards to community members who are unable to receive food boxes who live beyond the 100 mile radius. We need to sit down with our Treasurer to pursue the strategy to assist those off the reservation. The idea of giving them an equal amount of what is given twice a month on the reservation. She would support providing it to the tribal members effected. We need to get with our Treasurer to find out the remaining balance of the CARES Funding.

Nancy Guzman explained two weeks ago we went over the revisions and we decided to put additional money for salaries. Do we have to bring that back to the Council for a resolution to be approved? Nellie Monroe is working on a budget amendment and this would need to be approved by resolution. There were other funds given to the Medical Center, Child Care and the Senior Program. Was there a budget submitted by the departments? If so, the Council didn't get a copy. A copy was requested to make sure we are in compliance.

Chairman Huey affirmed a Work Session will be scheduled to go over the CARES Funding Budget. Nellie Monroe is waiting to get back on. We need to adjust the budget due to there were 172 checks issued but not applied for and will be added back into the CARES Funding Budget.

Nancy Guzman asked if the checks are in the Enrollment Department or if Finance has them. Chairman Huey responded the checks are back in Finance.

c. Update on Social Security – Nancy Guzman

Nancy Guzman explained the elders are receiving letters from Social Security regarding the minimizing of their monthly checks.

Germania Jones arrived in the Council Chambers.

Lisa Bluelake reported she had a discussion with Sabrina with Social Security Administration on September 18th regarding this question by one of the tribal members to ensure Social Security Administration there wasn't going to be a Holiday Bonus and the SSI would not be reduced because normally there is a Holiday Bonus distribution. It has been a practice of the Social Security Department to estimate payments for the members who are on SSI for the month of

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November and April which result in confusing letters. It has been pretty consistent. Some elders report it to the Social Security and it results in overpayments. She explained to Sabrina there probably will not be a Holiday Bonus this year and the per capita distribution in April will be lower. Sabrina responded they are going to stop doing estimates and the members need to report in the month they receive it. The members need to be on top of reporting any payments from the Nation and to avoid overpayment so SSI doesn't dock them during year. She told Sabrina back in September that there probably wouldn't be a Holiday Bonus this year.

Darlene Rubio requested a letter be sent out to all of the tribal members informing them that we are not going to do the Holiday Bonus this year.

Germania Jones mentioned she has assisted the Elders when she was the Elder Advocate. The Elder Advocate should know which Elders receive SSI. Someone needs to reach out to our Disabled and Elders. They need help. It should be the Elder Advocate or the Social Services Director.

Nancy Guzman asked if this affects all of the members out of state.

Lisa Bluelake didn't know if the estimations are done anywhere else because of the large number on SSI in our area. Basically any person on SSI is required to notify SSI of any income earned or unearned income in the month it is received. The requirement applies to all recipients.

9. NEW BUSINESS

a. Council Report

- SDPI Report – Darlene Rubio provided a copy of a letter sent to Dr. Weahkee. There was a discussion on the delivery of funds and the allocating funding approved by Congress.

Henry Smith motioned to adjourn at 10:15 a.m. seconded by Nancy Guzman; 9 For, 0 Against, 0 Abstained, motion passed.

YAVAPAI-APACHE TRIBAL COUNCIL

Karla Reimer

Karla Reimer, Secretary

