

**MINUTES OF
YAVAPAI-APACHE NATION
Regular Council Meeting
December 1, 2022**

1. CALL TO ORDER: Vice Chairman Ricardo Pacheco called the meeting to order at 9:15 a.m., Middle Verde Administration Building and Zoom.us.

2. INVOCATION: Lorna Juan

3. ROLL CALL: Lorna Juan, Amanda Honwyteva, Ricardo Pacheco, Charlie Baca, Henry Smith and Apphia Shirley were present. Germania Jones joined via Zoom.us as 9:27 a.m., Darlene Rubio arrived at 10:45 a.m. and Tanya Lewis was absent (personal).

4. APPROVAL OF AGENDA:

Apphia Shirley requested to add a Title VI Parent Committee Report under Council Reports.

Lorna Juan requested to add under Council Reports a discussion on the PTO Forms and the Vehicle Request Forms.

Vice Chairman Pacheco suggested she could speak with him after the Council Meeting.

Apphia Shirley motioned to approve the Agenda with the additions seconded by Charlie Baca; 6 For, 0 Against, 0 Abstained, motion passed.

5. MINUTES OF 11-16-2022

Amanda Honwyteva requested a correction on Page 1, under item 5. 2nd line, change “Laugh” to “Lead”.

Charlie Baca motioned to approve the minutes with the correction seconded by Amanda Honwyteva; 6 For, 0 Against, 0 Abstained, motion passed.

6. RESOLUTION AUTHORIZING CLIFF CASTLE CASINO TO EXECUTE AN AGREEMENT WITH GT ADVERTISING LLC FOR MARKETING CONSULTING SERVICES – Rojelio Rubio

Germania Jones via Zoom.us at 9:45 a.m.

Charlie Baca motioned to approve the resolution per Version 1 (12-1-2022) seconded by Lorna Juan; 7 For, 0 Against, 0 Abstained, motion passed.

7. RESOLUTION APPROVING THE GIFT CARD POLICY FOR THE VICTIM SERVICES PROGRAM – William Richardson & Desiree Huey

Henry Smith motioned to approve the resolution per Version 1 (12-1-2022) seconded by Charlie Baca; 7 For, 0 Against, 0 Abstained, motion passed.

8. RESOLUTION AUTHORIZING AND RATIFYING THE PURCHASE OF A SEWER LOCATOR AND JETTER FROM SEWER EQUIPMENT COMPANY OF NEVADA – Stacy Bates

Henry Smith motioned to approve the resolution per Version 1 (12-1-2022) seconded by Charlie Baca; 7 For, 0 Against, 0 Abstained, motion passed.

9. RESOLUTION APPROVING AN AGREEMENT FOR CONSULTING SERVICES BETWEEN THE YAVAPAI-APACHE NATION AND CANYON COUNTRY CONSULTING, LLC, FOR IMPLEMENTATION OF THE NATION'S ENVIRONMENTAL CODE – David Lewis

Amanda Honwyteawa motioned to approve the resolution per the Manager of the Environmental Protection Department recommended that the Council authorize an Agreement for Consulting Service with Canyon Country Consulting, LLC under which Consultant will assist the Nation with final implementation of the Code for a term of the agreement shall be from December 1, 2022 through September 29, 2023, with total compensation be paid to Consultant under the Agreement not to exceed a total amount of \$10,000; funding to pay compensation under the Agreement shall be appropriated and paid from the Nation's FY2022-23 ANA Grant Fund allocated to the Environmental Protection Department per Version 1 (12-1-2022) seconded by Charlie Baca; 7 For, 0 Against, 0 Abstained, motion passed.

10. RESOLUTION APPROVING AN AGREEMENT FOR CONSULTING SERVICES BETWEEN THE YAVAPAI-APACHE NATION AND VIVIAN STEVENS FOR THE NATION'S ENVIRONMENTAL CODE COMMUNITY OUTREACH AND EDUCATION PROJECT – David Lewis

Lorna Juan motioned to approve the resolution per Version 1 (12-1-2022) seconded by Charlie Baca; 7 For, 0 Against, 0 Abstained, motion passed.

11. SUPPORT THE EFFORTS OF THE UPPER VERDE WILD & SCENIC COALITION – Rachel Ellis, Tony Gioa & Nancy Ruiz

Rachel Ellis explained the coalition is inclusive of representatives from the Nation with a diverse group. There efforts have been made by the Upper Verde Wild and Scenic Coalition on designating a portion of the Upper Verde as “Wild & Scenic” under the Wild and Scenic Rivers Act. The Act is the highest form of federal protection for the rivers. It protects free flowing river. The Tribes can co-manage the wild and scenic rivers. It protects the outstanding values unique to each river. It creates federally reserved water right and creates a management plan.

Henry Smith shared he has been invited to a 27 day kayak trip for the headwater to the end for a documentary. He wants to protect the river. The otters are eating the fish.

Amanda Honwytewa suggested them reaching out to the youth to get them involved. She appreciated the presentation.

Rachel Ellis asked for possible ways to be involved. There may be interest in co-management, support letters, community meeting or visits to Washington, DC.

12. RESOLUTION AUTHORIZING THE NATION TO CONTRACT FOR PROFESSIONAL SERVICES WITH CAROLLO ENGINEERS, INC., FOR DEVELOPMENT OF THE FINAL DESIGN PACKAGE FOR THE NATION’S PROPOSED MIDDLE VERDE WATER RECLAMATION FACILITY – Scott Canty

Germania Jones motioned to approve the resolution per the Nation has received ARPA Recovery Funds and the Council has determined that design and construction of a modern wastewater treatment facility on the Middle Verde Reservation is in the Nation’s best interest and is eligible for funding with ARPA Recovery Funds: the Council authorized the Nation to contract with Carollo Engineers, Inc. with compensation paid to Carollo under the Agreement not to exceed \$2,297,637 unless further Council approval is provided in an amendment to the Agreement; the Nation’s ARPA Recovery Funds shall be used to fund compensation paid to Carollo under the Agreement and said funds are appropriated and shall be paid from the ARPA Recovery Funds in amount of \$2,297,637 per Version 1 (12-1-2022) seconded by Charlie Baca; 7 For, 0 Against, 0 Abstained, motion passed.

13. RESOLUTION APPROVING AMENDMENT NO. 4 TO THE YAVAPAI-APACHE NATION CONTRACT FOR EXPERT CONSULTING SERVICES WITH LAUREL LACHER DBA LACHER HYDROLOGICAL CONSULTING FOR WATER-RIGHTS MATTERS – Scott Canty

Charlie Baca motioned to approve the resolution per Version 1 (12-1-2022) seconded by Apphia Shirley; 7 For, 0 Against, 0 Abstained, motion passed.

14. RESOLUTION APPROVING A FIRST AMENDMENT TO THE SPECIAL COUNSEL ATTORNEY CONTRACT BETWEEN THE YAVAPAI-APACHE NATION AND THE LAW FIRM OF MONTGOMERY & INTERPRETER, PLC – Scott Cauty

Henry Smith motioned to approve the resolution per Version 1 (12-1-2022) seconded by Charlie Baca; 7 For, 0 Against, 0 Abstained, motion passed.

Darlene Rubio arrived at 10:45 a.m.

Lorna Juan motioned to amend the Agenda to add the resolution to extend the IGA with the AZ State Department of Public Safety and seconded by Amanda Honwytewa; 8 For, 0 Against, 0 Abstained, motion passed.

15. RESOLUTION FOR THE AGREEMENT TO RE-ADOPT AND EXTEND THE IGA WITH THE AZ STATE DEPARTMENT OF PUBLIC SAFETY FOR CRIME LABORATORY SERVICES – Nathan Huibregtse

Henry Smith motioned to approve the resolution seconded by Charlie Baca; 8 For, 0 Against, 0 Abstained, motion passed.

16. SELECTION OF A GAMING COMMISSIONER FOR A 5-YEAR TERM

The Council voted by secret ballot.

Amanda Honwytewa motioned to appoint Carol Williams as the Gaming Commissioner for a 5 year term seconded by Charlie Baca; 8 For, 0 Against, 0 Abstained, motion passed.

17. OLD BUSINESS – None

18. NEW BUSINESS

a. Council Reports

Apphia Shirley reported on the Title VI Parent Committee. They starting meeting again in October. There will be another meeting in December. All Native American Parents are welcome to attend if they have a child enrolled in the Camp Verde School District. They discuss how to utilize grant funds. A robo call will be sent for the December 6th Meeting. A language teacher was hired. The teacher was hired in the past with the Title VI funds. At the next meeting they will be going over the bylaws.

Lorna Juan motioned to adjourn at 11:21 a.m. seconded by Charlie Baca; 8 For, 0 Against, 0 Abstained, motion passed.

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YAVAPAI-APACHE TRIBAL COUNCIL

Karla Reimer, Secretary