

Minutes of Meeting
81st Annual Tribal Assembly
Central Council Tlingit and Haida Indian Tribes of Alaska
April 20-22, 2016
Elizabeth Peratrovich Hall
Juneau, Alaska

"Prosperity Through Sovereignty"

Day 3: Friday, April 22, 2016

CALL TO ORDER

Jaqueline Pata, (elected) 4th Vice President, assumed the session chair without objection at 8:05 a.m.

INVOCATION

Jerry Bennett, Juneau Delegate, offered the invocation.

In honor of Harold Martin, Tribal Host's birthday today, the delegation sang to him.

ROLL CALL

Julie Chapman, Tribal Recording Secretary, completed roll call. The report showed 97 present with 6 absent at time of roll call. 52 is needed for a quorum. The Chair declared a quorum present.

William E. Martin, Juneau delegate, requested privilege of the floor and spoke about how important it is for the Executive Council members to be present at functions especially when reports are given that affect tribal members.

The following delegates checked in with the Recording Secretary shortly after roll call was completed. Michael Baines, Daphyne Albee, Lisa Lang, Doug Chilton, Dewey Skan, and Dionne Cadiente-Laiti.

ADOPT MINUTES OF APRIL 21, 2016

M/S Ella Bennett/Cynthia Peterson moved to adopt the meeting minutes of April 20, 2016.
MOTION CARRIED.

MEMORIAL SERVICE

Rob Sanderson Jr., (elected) 1st Vice President, facilitated the Memorial Service that was held in memory of loved ones who walked into the forest.

Walter Johnson, Anchorage delegate, requested privilege of the floor to allow James Lindoff, Native Veteran, an opportunity to pay tribute to fallen veterans.

William “Ozzie” Sheakley, Juneau delegate, requested privilege of the floor who came forward to speak in memory of loved ones who passed on.

ENROLLMENT COMMITTEE REPORT

Ella Bennett, Chair, Enrollment Committee, provided the report.

M/S Stephanie Rainwater/Laverne Wise moved to accept the Enrollment Committee Report.
M/C

ADOPTION OF THE BUDGET

The report was presented by James Jack, Sr., Chair, Finance Committee.

M/S Ashli Colon/Candace Williams to accept the 2017 budget report. M/C.

Selina Everson, Juneau delegate, was granted privilege of the floor without objection who thanked Auk Kwan for allowing us to be on their land.

Robert Sanderson, Jr., requested the Resolutions Committee be excused. No objection.

Marvin Adams, (re-elected) 5th Vice President requested privilege of the floor and apologized to THRHA, SEARHC, for missing the dinner last night.

Robert Sanderson, (elected) 1st Vice President, requested privilege of the floor who offered his apologies for missing the dinner last night as well.

Tate London, Seattle delegate, requested privilege of the floor to apologize for being tardy explaining work commitments.

Jim Price, Seattle delegate, made note that Will Micklin (elected) 2nd Vice President was in attendance at last night’s dinner and commended JTHCC for a wonderful dinner.

JUDICIARY COMMITTEE REPORT / TRIBAL COURT REPORT

Debra O’Gara, Presiding Judge, Tribal Courts, provided the Tribal Court Report.

Lowell Halverson, Chair, Judiciary Committee, and Tate London, member of the Judiciary Committee provided the Judiciary Committee report. Tate discussed JTHCC’S resolution that is proposing the development of a Judicial Code of Conduct for Tribal Courts that would affect the statute. The committee recommends to delete the last (Whereas clause).

M/S Laverne Wise/Holly Churchill to adopt the Resolution titled, “*Judicial Code of Conduct*” as amended. M/C.

Michelle Demmert, newly elected Tribal Judge, addressed the delegation.

M/S Ralph Wolfe/Catherine Edwards to approve amendments to Title 6 and Title 10. M/C

NATIONAL CONGRESS OF AMERICAN INDIANS REPORT

Jaqueline Pata, Executive Director, National Congress of American Indians, provided the NCAI report, followed by a question and answer period.

President Emeritus Edward K. Thomas called for point of order, asking delegates to direct their comments to the presentation.

M/S James Jack Sr., to accept the NCAI Report. No objection. M/C

The Chair declared a 5-minute recess.

Meeting called back to order at 11:11 a.m.

TRANSBOUNDARY REPORT

Robert Sanderson, (elected) 1st Vice President, and William Micklin (elected) 2nd Vice President provided the Transboundary Report.

Albert Hinchman, Hoonah delegate, requested and is granted privilege of the floor speaking in support of enforcing the motion he made regarding cell phones.

A video was presented regarding the spilling of waste that impacted a region in British Columbia.

AFTERNOON RECESS

The assembly continued to meet during the lunch hour.

LANGUAGE PRESENTATION

Lance Twitchell, Language Professor, provided a report on Language Immersion followed by a lengthy question and answer period

The following persons were granted privilege of the floor who all spoke about the importance of language preservation: Marie Olsen, Juneau elder, Sarah Dybdahl, Florence Sheakley, and Devlin Anderstrom.

Due to being behind on the agenda, Melinda Hernandez Burke, U.S. Forest Service will be available for questions only.

M/S Yodean Armour/Wilbur Brown to direct Executive Council to work with Finance to go through the proper procedures to have a plan and budget to fund a language program. M/C.

M/S Jim Price/Walter Johnson called for the orders of the day.

DEPARTMENT OF EDUCATION

Sondra Meredith, Department of Education, provided the report on education.

HERRING EGG PRESENTATION

Jim Feldpausch, Director, Resource Protection, Sitka Tribe of Alaska, provided a report on the herring egg harvest in the Sitka area.

The Sitka delegation thanked President Peterson to allow the presentation to be on the agenda.

APPOINTMENT OF SESSION CHAIR

Robert Sanderson, Jr., newly elected 1st Vice President, assumed the session chair without objection.

CONSIDERATION OF QUESTIONED RESOLUTIONS

Cultural Heritage

Fred Lauth, Chair, Cultural Heritage Committee, provided the report.

M/S Fred Lauth/Edward K. Thomas, Jr. moved to approve *Resolution TA/16-19, "Opposition of Definition of Blood Quantum for Hunting Sea Otter"* as amended. M/C

Tribal Government

Will Micklin, Chair, Tribal Government Committee, presented the report.

M/S Will Micklin/Walter Johnson to table Resolution TA/16-15, titled: "*Alcohol and Drug Use during T&H Activities and Functions*"- TABLED

M/S Edward Hotch/Jacqueline Pata to table Resolution TA/16-16, titled: "*Enactment of Tribal Codes*" - TABLED

M/S Will Micklin/Candace Williams to refer Resolution TA/16-17, titled: "*Entity Over-Reach, Taking Back Control*", to the Executive Council. M/C

Tribal Government (Federal/State)

Jacqueline Pata, Chair, Tribal Management Committee, presented the report.

M/S Jacqueline Pata/Wilbur Brown to adopt Resolution TA/16-22, titled: *“Request State Cap of Sitka Sound Sac Roe Fishery Harvest Rate at 10%”*. M/C

M/S Jacqueline Pata/Joey Ketah to adopt Resolution TA/16-23, titled: *“Restoring AMHS Service to Communities Served”*, as amended. M/C

M/S Jacqueline Pata/Paulette Moreno to defer Resolution TA/16-24, titled: *“Stop the Raid of the State of Alaska PFD”*, to the Executive Council for a broader budget policy recommendation towards the state’s budget deficit. M/C

M/S Jacqueline Pata/Edward K. Thomas, Jr. to approve Resolution TA/16-25, titled: *“Support for the Un-Recognized Southeast Alaska Native Communities Recognition and Compensation Act”*. M/C

Natural Resources/Fisheries/Subsistence

M/S Jacqueline Pata/Edward K. Thomas, Jr. to adopt Resolution TA/16-14, titled: *“Encourage EPA to Utilize its Administrative Authority to Update Alaska’s Human Health Criteria”*. M/C

Health & Human Services

Rachelle Goldenberg, Chair, Health & Human Services Committee, presented the report.

M/S Rachelle Goldenberg/Edward K. Thomas, Jr., to adopt Resolution TA/16-26, titled: *“Build Long-Term Care/Assisted Living Facility on POW Island”*. M/C

M/S Rachelle Goldenberg/Edward K. Thomas, Jr., to adopt Resolution TA/16-27, titled: *“Control and Elimination of Tobacco in Work Place and Enclosed Pubic Places”*. M/C

M/S Rachelle Goldbenberg/Edward K. Thomas, Jr., to adopt Resolution TA/16-28, titled: *“Tribal Foster Home Certifications and Placement”*, as amended. M/C

Economic Development

Marvin Adams, Chair, Economic Development Committee presented the report.

M/S Marvin Adams/Gerry Hope to not pass Resolution TA/16-29, titled: *“THRHA Proposed Pellett Furnace Project”*. M/S Clinton Cook/Catherine Edwards to defer this resolution to the Executive Council for review for input by Senator Albert Kookesh and Byron Mallott. M/C.

Maxine Thompson points out this resolution was referred to the Housing Committee also who voted to defer this to the Executive Council and asked for clarification on how this affects the resolution.

The Parliamentarian responds committee #2 should point this out when committee #1 is making its report. However, since the resolution was dispensed with, committee #2 has the authority to present it as part of their own report.

Housing Committee Report

M/S Clinton Cook/Catherine Edwards to defer Resolution TA/16-29, titled: “*THRHA Proposed Pellett Furnace Project*”, to the Executive Council for review and input by Senator Albert Kookesh and Byron Mallott. M/C.

Judiciary Committee

Lowell Halverson, Chair, Judiciary Committee, presented the report.

M/S Lowell Halverson to adopt Resolution TA/16-04, titled: “*Direct Judiciary Committee to Recommend Constitutional Amendments to Maximize Civil & Criminal Jurisdiction and Advocate for Changes to Other Federal Laws*”, as amended. M/C

Education Committee

Dionne Cadiente-Laiti, Chair, Education Committee, presented the report.

M/S Dionne Cadiente-Laiti/Catherine Edwards to adopt Resolution TA/16-20, titled: “*Establishing a Southeast Alaska Native Education Coalition*”. M/C

M/S Dionne Cadiente-Laiti/Tasha Hotch to adopt Resolution TA/16-21, titled: “*Southeast Alaska Native Youth Summit*”. M/C

Veterans Committee

William “Ozzie” Sheakley, Chair, Veterans Committee, presented the report.

M/S Ozzie Sheakley/Walter Johnson to adopt Resolution TA/16-31, titled: “*The Homeless Warrior*”. M/C.

Housing Committee

Clinton Cook, Chair, Housing Committee, presented the report.

M/S Clinton Cook/Edward K. Thomas, Jr. to adopt Resolution TA/16-30, titled: “*Housing Assistance for Re-Entry*”. M/C

Introduce New Resolution from Floor

William “Ozzie” Sheakley, Juneau delegate, was granted privilege of the floor to introduce a new resolution that was distributed to the delegation this morning. regarding the construction of a Native American Veteran Memorial Wall.

Recommendations to resolution: Remove the word “all” before 34. The wording should identify the location of the wall as next to the Veterans Memorial Wall.

M/S Ozzie Sheakley/Walter Johnson to adopt the new resolution titled: “Native American Veterans Memorial Wall” as amended. Amendment to Main Motion: M/S Gerry Hope/Tasha Hotch to strike the word “the” and replace with “of” in the TBIR clause, the 2nd to the last word. M/C. Vote on Main Motion: MOTION CARRIED

Language Program

M/S Yodean Armour requested suspension of the rules to present a new motion. MOTION CARRIED.

M/S Yodean Armour/Wilbur Brown to allow the Executive Council and Finance Committee to create a plan for the language department to include Tlingit, Haida, and Tsimpsian along with a budget not to exceed \$250,000 from the Ramah Settlement Funds. M/C.

OTHER BUSINESS / GOOD OF THE ORDER

Cindy Peterson spoke on behalf of the Tribal Hostess expressing her appreciation as hostess.

Doug Chilton requested privilege of the floor to allow Dennis Jack to speak on behalf of the Native Veterans who is planning a canoe trip during Celebration.

Marvin Adams expressed his appreciation to those who participated in Tribal Assembly via video and also the support he received elected as Vice President.

Edward K. Thomas, Jr., expressed his appreciation of the dinner that was held last night.

Jacqueline Pata expressed her appreciation of President Peterson’s leadership and the staff’s work. She also acknowledged her mother and family who were present and also by video.

Gerry Hope appreciates the healthy dialogue that occurs at Tribal Assembly, which leads to positive things. He is also thankful for the support of STAs efforts in the area of the harvesting herring eggs.

James Jack, Sr. apologized for his remarks he made earlier and spoke about his responsibility of protecting the trust fund. He is looking forward to seeing everyone here next year.

Janet Peele agreed having a healthy dialogue is good and involvement with her family (canoe, camping, and her family moving).

Laverne Wise and Joey Ketah spoke about their hearts being with the Native people even if they live in Seattle and thanked and invited the delegates to consult with Seattle when in the area.

Albert Hinchman spoke about his experience as a first time delegate and thanked his community for voting him in.

Dewey Skan contributed money in memory of his family who passed on.

President Peterson announced \$284 was raised for Jolene Edenshaw, and over \$300 for Cristina Gregory.

Andrea Cadiente-Laiti acknowledged her niece Selena Beierly, who was elected as a Juneau delegate and daughter of former Dolores Cadiente. Andrea addressed the Seattle delegation commenting they are thought with affection even if they are far away.

Selena Beierly acknowledged her grandmother and the delegation.

Joey Ketah invited the delegates and tribal citizens to their annual picnic that they host each summer (August 21, City Park, Edmonds, WA), which will be posted on their FB page. She spoke about the memoriam they posted about Frank O' Williams, Jr, which will be presented to his family to honor his dedication and commitment for his people.

Paul Marks expressed his appreciation of being voted in as delegate and acknowledged his son, Paul Marks II, who is also a delegate for Juneau. Paul also has a son who is in college, and comments it is good to work with all of the delegates.

Paul Marks II addressed the delegation in Tlingit and then in English. He spoke about the work that is before them and encouraged everyone to continue moving forward.

Tasha Hotch thanked her community for supporting and trusting her to represent the people from her area. She spoke about getting the younger people involved to groom them as leaders for tomorrow. She is open to being invited to your community and will accept the invitation if invited to see what is happening in your community.

William Micklin acknowledged his wife and family who were in attendance at the assembly.

Marina Anderson was granted privilege of the floor who expressed her appreciation to the Executive Council, delegation, and tribal members for the support she received this last year as the youth representative. She encouraged the delegates to bring their children (to meetings) because that is where they learn.

Jessica Brown addressed the delegation about the learning she receives each year. She acknowledged her parents who celebrated 30 years of marriage on the 20th, whom she looks to as

leaders and role model on how to conduct herself at Tribal Assembly. She expressed her appreciation to her parents and extended family members for showing her how to be as a leader.

Tate London expressed how great it is being with the delegates at Tribal Assembly and in Alaska which is like being with family.

Leona Santiago acknowledged her family members who were in the room, some who are delegate and wished the delegates a safe journey home.

Rachelle Goldenberg apologizes for any mistakes she makes as a new delegate, but is learning fast. She invited holding next year's convention in San Francisco commenting they would be pleased to assist with hosting this.

Walter Johnson spoke about how he became a delegate and asked the Executive Council to resolve the two (2) acres he gave over 30 years ago. President Peterson assisted with the drawing of the raffles the Anchorage Community Council held.

Edward Hotch thanked the delegates who participated in this year's assembly, especially the new delegates.

Paula Peterson spoke about how proud she was of her son, President Richard Peterson. She also spoke about how proud she was for Yodean who stood up in support of a language program.

Charlene Wolfe was granted privilege of the floor who called her son, Ralph Wolfe, to come forward and for her father's people to stand with her. Charlene comments, like Paula, she is proud of her son and points out how they will get the opportunity to walk alongside each other.

Michelle Demmert expressed her appreciation of everyone and is grateful to be among everyone and that it's been a great experience for her. She is proud to be Tlingit and proud of her experience as a delegate. She spoke about how Yodean inspires her and appreciates everyone's hard work.

Maxine Thompson spoke about her father (Matthew Fred, Sr's.) leadership and provided words of encouragement to the President and the Executive Council.

Robert Sanderson, Jr., expressed words of appreciation to the delegates and about the work ahead of them that will begin tomorrow.

Kara Meyer acknowledged her mother and her involvement as a delegate for her community.

Dewey Skan called for the orders of the day.

President Peterson provided closing remarks and acknowledged his parents and the out-going Executive Council members, Lowell Halverson, and Jolene Edenshaw. He expressed his appreciation of those who support him and the Executive Council members.

RETIRE COLORS

The Southeast Alaska Native Veterans retired the posting of the colors.

ADJOURN

President Peterson declared the 81st tribal assembly adjourned at 6:33 p.m.