



Executive Council

Central Council Tlingit & Haida Indian Tribes of Alaska
April 19, 2021 – 10:00 AM (Alaska Standard Time)
VIRTUAL MEETING
MINUTES

CALL TO ORDER

President Richard J. Peterson assumed chair without objection and called the meeting to order at 10:03 AM.

ROLL CALL

Richard J. Peterson, President	Present
Catherine Edwards, 1 st Vice President	Present
Will Micklin, 2 nd Vice President	Present
Rob Sanderson, Jr., 3 rd Vice President	Present
Tasha Hotch, 4 th Vice President	Present
Delbert Kadake, 5 th Vice President	Present
Ralph Wolfe, 6 th Vice President	Present
Simon Friday, Emerging Leader	Present

Also present: Chief Development Officer Will Ware, Chief Operating Officer Roald Helgesen, Chief Financial Officer Theresa Belton, General Counsel Madeline Soboleff Levy, Tlingit Haida Tribal Business Corporation CEO Richard Rinehart, Tribal Emergency Operations Center Incident Commander Jason Wilson, Secretary to the President Carley Jackson, Special Assistant to the President Heather Gatti and Paralegal/Recording Secretary Martina Rühle.

INVOCATION

M/S 3rd Vice President Rob Sanderson, Jr. provided the invocation.

ADOPTION OF THE AGENDA

M/S 3rd Vice President Rob Sanderson, Jr. moved to adopt the agenda, as amended. C/U Amended to include a discussion item of Home Health Care for Village Elders, added by 3rd Vice President Rob Sanderson, Jr.

PUBLIC COMMENT

10:06 AM The Chair asked for public comments. No public comment was provided.

REPORTS

President

President Peterson reported that, consistent with the action taken at the Special Executive Council meeting on March 26, 2021, Tribal Assembly has been postponed to September 2021.

The Tribe hosted a Native Issues Forum regarding the Guardian Program. Chief Operating Officer Roald Helgesen will give more detail about this program in his report. President Peterson participated in a Sealaska webinar titled, the Power of Cold Water Dipping. The Tribe has also been participating federal consultations, including with the White House, the U.S. Department of the Treasury and the U.S. Department of the Interior. For some agencies the consultations are new and the process is eye opening for them.

The President also participated in a UAS Alaska Steering Committee/Local UAS Committee meeting. President Peterson expressed concern because the topic of tribal colleges was not looked upon favorably. He was a guest speaker at the University of Alaska Fairbanks Tribal Management Program and spoke about tribal governance. The President also addressed a National Red Cross panel, with over 400 participants.

The Tribe provided testimony before the Alaska legislature regarding the Village Public Safety Officer (VPSO) program, REAL ID, State recognition of tribes and the Alaska Tribal Committee. Tlingit & Haida remains very active in the Alaska Regional Coalition (ARC).

Regarding the Tribe's operations and the pandemic, the Phase II – Back to the Office plan is underway. Incident Commander Jason Wilson will share more in his report. Questions were offered.

Special Assistant to the President

Special Assistant to the President Heather Gatti provided a verbal report of her activities. She has draft talking on several subjects, including testimony regarding REAL ID and the Village Public Safety Officer (VPSO) program, and for participation in a National Red Cross Panel. In addition, she drafted letter of supports on subjects including expanding computer access for prisoners and the limited certificates for Alaska Native language teachers. Questions were offered.

General Counsel

General Counsel Madeline Soboleff Levy summarized her written report. Questions were offered.

Chief Development Office

Chief of Project Development Will Ware gave his verbal summary of his written report. Questions were offered.

Chief Operating Officer

Chief Operating Office Roald Helgesen gave a verbal summary of his written report. Questions were offered.

Chief Finance Officer's Report

Chief Financial Officer Theresa Belton gave a verbal summary of her written report. Questions were offered.

Tlingit & Haida Tribal Business Corporation (THTBC)/KIRA Security

THTBC Chief Executive Officer Richard Rinehart provided a verbal report on recent activity. Questions were offered.

Tribal Emergency Operations Center

Tribal Emergency Operations Center Incident Commander Jason Wilson gave a verbal report. Of note, he provided testimony regarding the Village Public Safety Officer (VPSO) program to the Alaska Legislature House Tribal Affairs Committee.

The Tribe is operating in Phase II. Tlingit & Haida is empowering Managers to come up with their own department plans, while working as a group to protect our employees (staggering and space in offices). The KIRA Security staff are completing health screenings as people come into facilities. KIRA staff are also sanitizing commonly used areas and the TEOC is providing individual hand sanitizer and masks for each department for their employees. Questions were offered.

BREAK

The Chair called for a 4-minute break at 11:56 AM. No objection, so moved.

RESUME

The Chair called to resume regular session at 12:00 PM with the Public Testimony period for the Proposed Tribal Statutory Changes.

Public Testimony Period for Proposed Statutory (20-04, 20-06, 20-15 & Tribal Rules of Judicial Conduct) Changes 12-1 PM (AK ST)

Comments were offered by Delegate Shirley Kendall, Anchorage Community, Tribal Citizen Vicki Soboleff, Seattle Community, and Delegate Gilbert Stokes, Anchorage Community.

BREAK

The Chair called for a 10-minute break at 1:00 PM. No objection, so moved.

RESUME

The Chair resumed regular session at 1:00 PM.

Youth Commission Report

Emerging Leader Simon Friday provided a verbal report on the Youth Commission meeting held on March 26, 2021. During that meeting there were nominations for the Youth Commission board, an overview of the bylaws and roles of officers and an opportunity was presented to collaborate with the National Congress of American Indians to protect the Tongass National Forest. Questions were offered.

CHAIRPERSON CHANGE

President Richard Peterson resumed his role as Chairperson at 1:23 PM. The Chair called to relax the agenda to allow for Tlingit & Haida guests from Alaska Permanent Capital Management and Alera Group to provide their presentations timely. Additionally, the Chair requested a correction to the agenda to include the Proposed Statutory Title Changes to the agenda as an action item for voting. No objection, so moved.

DISCUSSION ITEMS

Alaska Permanent Capital Management (APCM) Presentation

Bill Lierman, Blake Phillips, and Brandy Nikolai of APCM provided a presentation on the current state of Tlingit & Haida's investment portfolio. There was an overview of activity in 2020 and projections for 2021. Questions were offered.

Alera ConnectHR Governance Compensation Presentation

Amy Gaskill of Alera ConnectHR provided a presentation on an analysis of Tlingit & Haida's compensation schedule and their observations and recommendations. Questions were offered.

BUSINESS (ACTION) ITEMS

Proposed Statutory Amendments

Title 04 – Child & Family

Title 06 – Tribal Courts

Title 15 – Enrollment

Tribal Rules of Judicial Conduct

M/S 1st Vice President Catherine Edwards moved to adopt, with the recommended changes below, Titles 04, 06, 15, and the Tribal Rules of Judicial Conduct. C/U

Amendments proposed by 2nd Vice President Will Micklin:

- Tribal Rules of Judicial Conduct
 - Section 3. RULES, Rule 4, B. to insert
 - *“Becomes a candidate for, elected or appointed as Tribal Assembly Delegate”* makes moot the provisions of subsections 1. & 2. and allows for their deletion.
- Title 06 Tribal Courts, Chapter 06. Judiciary Committee
 - Sec. 06.01.001 Judicial System
 - Grammar calls for the insertion of a comma following “Judiciary Committee” in the following sentence:
 - *The judicial system shall consist of the Supreme Court, Trial Court, the Court of Elders and such other courts as the Tribe’s governing body, in consultation with the Judiciary Committee, may designate.*
 - Sec. 06.01.009 Duties and Powers of Judges
 - Tie to Sec. 06.04.003 Composition of the Court of Elders, where in A. President appoints. Unmodified, subsection 4. implies either standing Court of Elders to receive any requests for opinions from all judges of the

Court, or that in requesting an opinion all judges of the Court have the power to establish a Court of Elders by requesting an opinion.

- All judges of the Court shall have the power to: ***
 4. Recommend the President appoint a Court of Elders for the purpose of an advisory opinion.
- Sec. 06.06.001 Judiciary Committee
 - The Code of Judicial Conduct is not among the Rules of Court; therefore, this Code is inserted in C. to enumerate the Judiciary Committee's authority to review and propose changes
 - C. Review the Rules of Court and Code of Judicial Conduct, and proposed changes, which shall be subject to adoption by the Tribe's governing body.

DISCUSSION ITEMS

Lincoln Peratrovich, et al v. USA et al

2nd Vice President Will Micklin spoke to this item and provided an overview of the court proceedings. 2nd Vice President Micklin has requested the Tribe review the ruling and advocate in this matter on behalf of the prevailing parties, who have obtained a favorable court ruling.

T&H Housing

5th Vice President Delbert Kadake provided an overview of a concerning interaction with a tribal citizen family that has encountered a hardship in securing home ownership. The Chair will contact the Tlingit Haida Regional Housing Authority to get them in contact with the tribal citizen.

Social Media Representation

5th Vice President Delbert Kadake opened this item for discussion.

Home Health Care for Village Elders

3rd Vice President Rob Sanderson, Jr. spoke to this item.

BUSINESS (ACTION) ITEMS

Resolutions

EC 21-19: Authorization to Transfer Funds from Charles Schwab & Co. to Wells Fargo Bank

EC 21-20: Authorization to Apply for U.S. Department of Justice, Office on Violence Against Women Grants to Indian Tribal Governments Program Funding

EC 21-21: Authorization to Apply for the Bureau of Indian Affairs Tribal Climate Resilience and Ocean and Coastal Management Planning Grant.

M/S 6th Vice President Ralph Wolfe moved to adopt resolutions as a block. C/U

GOOD OF THE ORDER

Comments were offered for the good of the order.

ADJOURN

The chair called for adjournment at 2:45 PM. No objection, so ordered.