

**Native American Heritage Commission  
Tribal Consultation List  
Los Angeles County  
7/6/2021**

***Gabrieleno Band of Mission  
Indians - Kizh Nation***

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Cahuilla  
Luiseno

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***Gabrielino-Tongva Tribe***

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Gabrielino

This list is current only as of the date of this document. Distribution of this list does not relieve any person of statutory responsibility as defined in Section 7050.5 of the Health and Safety Code, Section 5097.94 of the Public Resources Code and Section 6097.98 of the Public Resources Code and section 5097.98 of the Public Resources Code.

This list is only applicable for consultation with Native American tribes under Government Code Sections 65352.3 and 65352.4 et seq for the proposed Housing Element Update Project, Los Angeles County.



## GABRIELEÑO BAND OF MISSION INDIANS – KIZH NATION

California State Recognized Aboriginal Tribe of the Los Angeles Basin  
(Historically known as the Gabrieleño Tribal Council - San Gabriel Band of Mission Indians)



RECEIVED

MAY 25 2022

COMMUNITY DEVELOPMENT

Sandy Cisneros  
Current Planning Manager  
City of Cerritos

Re: PROPOSED MITIGATION MEASURES RE KIZH NATION TRIBAL CULTURAL RESOURCES

Dear Sandy Cisneros,

Pursuant to California Assembly Bill 52 and/or Senate Bill 18 (and any/all other applicable Federal, State, and local laws), the *Gabrieleño Band of Mission Indians – Kizh Nation* (“Tribe” or “Kizh”) requested to and did consult with the City of Cerritos (the “lead agency”), regarding the Starbucks Drive- Thru Service Restaurant Project located 20200 Bloomfield Ave Cerritos, CA (the “Project”). As we explained, this Project site is located within the boundaries of Kizh ancestral territory.

As such, we discussed at length the adverse impacts of this Project on Kizh historical landscapes, ceremonial places, subsurface artifacts, and other Kizh tribal cultural resources (“TCR”). Significant, confidential information was shared, including *inter alia*, Kizh oral history, elder testimony, testimony by Kizh Certified Archaeologist, John Torres, data on Native American discoveries in proximity to the Project, historical information on Kizh cultural and historical uses of the area at and surrounding the Project site, historical maps, and relevant historical literature.<sup>1</sup>

Collectively, this evidence substantiated the irreparable harm Kizh TCRs will sustain unless you adopt and enforce the proposed mitigations for this Project, which are attached hereto. Please ensure to maintain the confidentiality of all information the Kizh has provided, and any/all additional information the Kizh

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<sup>1</sup> “Evidence that may support such a finding could include, among other evidence, elder testimony, oral history, tribal government archival information, testimony of a qualified archaeologist certified by the relevant tribe, testimony of an expert certified by the Tribal Government, official tribal government declarations or resolutions, formal statements from a certified Tribal Historic Preservation Officer, and historical notes, such as those found in the Harrington Papers and other anthropological records. (Office of Planning and Research: TECHNICAL ADVISORY - AB 52 AND TRIBAL CULTURAL RESOURCES IN CEQA, June, 2017, pp. 4-5.)

provides in the future. (Pub. Res. Code §21082.3(c).) The laws preserving the confidentiality of Native American documents and records prohibits the inclusion of any information about the location of Native American artifacts, sites, sacred lands, or any other information that is exempt from public disclosure pursuant to the Public Records Act. (Cal. Code Regs. § 15120(d); Clover Valley Foundation v. City of Rocklin (2011) 197 Cal.App.4th 200, at p. 220).

Finally, as a reminder, CEQA requires lead agencies to evaluate a project's impacts to TCRs separate and apart from all other factors, such as cultural resources, archaeological, historical, and paleontological.<sup>2</sup> Moreover, the California Court of Appeal made clear in the 2020 published opinion, Save the Agoura Corndell Knoll v. City of Agoura Hills, et al. (2020) 46 Cal.App.5th 665, that upon adoption, it must be clear that the TCR mitigations adopted will sufficiently reduce the project's impacts to TCRs below the threshold of significance; otherwise, the mitigations do not comply with CEQA and cannot be enforced.<sup>3</sup> As you know, as lead agency, CEQA mandates you to oversee *and enforce* compliance with the mitigations and conditions of approval adopted for the Project, CEQA, and all applicable state and local laws. (Pub. Res. Code § 21081.6(a)(1) [The reporting or monitoring program shall be designed to ensure compliance during project implementation].)

Thank you for your anticipated cooperation. We look forward to working with you.

Sincerely,



*Andrew Salas, Chairman  
Gabrielino Band of Mission Indians – Kizh Nation*

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Enclosures

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<sup>2</sup> Public Resources Code Section 21083.09 required the Office of Planning and Research to revise the CEQA guidelines to include separate consideration of tribal cultural resources.

<sup>3</sup> (*Id.* at pp. 685-6 [“it is improper to defer the formulation of mitigation measures until after project approval; instead, the determination of whether a project will have significant environmental impacts, and the formulation of measures to mitigate those impacts, must occur before the project is approved.”]; see also CEQA Guidelines §15126.4(a)(1)(B).)

## GABRIELEÑO BAND OF MISSION INDIANS – KIZH NATION - PROPOSED TCR MITIGATION MEASURES

### TCR-1: Retain a Native American Monitor Prior to Commencement of Ground-Disturbing Activities

- A. The project applicant/lead agency shall retain a Native American Monitor from or approved by the Gabrieleño Band of Mission Indians – Kizh Nation. The monitor shall be retained prior to the commencement of any “ground-disturbing activity” for the subject project at all project locations (i.e., both on-site and any off-site locations that are included in the project description/definition and/or required in connection with the project, such as public improvement work). “Ground-disturbing activity” shall include, but is not limited to, demolition, pavement removal, potholing, auguring, grubbing, tree removal, boring, grading, excavation, drilling, and trenching.
- B. A copy of the executed monitoring agreement shall be submitted to the lead agency prior to the earlier of the commencement of any ground-disturbing activity, or the issuance of any permit necessary to commence a ground-disturbing activity.
- C. The monitor will complete daily monitoring logs that will provide descriptions of the relevant ground-disturbing activities, the type of construction activities performed, locations of ground-disturbing activities, soil types, cultural-related materials, and any other facts, conditions, materials, or discoveries of significance to the Tribe. Monitor logs will identify and describe any discovered TCRs, including but not limited to, Native American cultural and historical artifacts, remains, places of significance, etc., (collectively, tribal cultural resources, or “TCR”), as well as any discovered Native American (ancestral) human remains and burial goods. Copies of monitor logs will be provided to the project applicant/lead agency upon written request to the Tribe.
- D. On-site tribal monitoring shall conclude upon the latter of the following (1) written confirmation to the Kizh from a designated point of contact for the project applicant/lead agency that all ground-disturbing activities and phases that may involve ground-disturbing activities on the project site or in connection with the project are complete; or (2) a determination and written notification by the Kizh to the project applicant/lead agency that no future, planned construction activity and/or development/construction phase at the project site possesses the potential to impact Kizh TCRs.
- E. Upon discovery of any TCRs, all construction activities in the immediate vicinity of the discovery shall cease (i.e., not less than the surrounding 50 feet) and shall not resume until the discovered TCR has been fully assessed by the Kizh monitor and/or Kizh archaeologist. The Kizh will recover and retain all discovered TCRs in the form and/or manner the Tribe deems appropriate, in the Tribe’s sole discretion, and for any purpose the Tribe deems appropriate, including for educational, cultural and/or historic purposes.

### TCR-2: Unanticipated Discovery of Human Remains and Associated Funerary Objects

- A. Native American human remains are defined in PRC 5097.98 (d)(1) as an inhumation or cremation, and in any state of decomposition or skeletal completeness. Funerary objects, called associated grave goods in Public Resources Code Section 5097.98, are also to be treated according to this statute.
- B. If Native American human remains and/or grave goods discovered or recognized on the project site, then all construction activities shall immediately cease. Health and Safety Code Section

7050.5 dictates that any discoveries of human skeletal material shall be immediately reported to the County Coroner and all ground-disturbing activities shall immediately halt and shall remain halted until the coroner has determined the nature of the remains. If the coroner recognizes the human remains to be those of a Native American or has reason to believe they are Native American, he or she shall contact, by telephone within 24 hours, the Native American Heritage Commission, and Public Resources Code Section 5097.98 shall be followed.

- C. Human remains and grave/burial goods shall be treated alike per California Public Resources Code section 5097.98(d)(1) and (2).
- D. Construction activities may resume in other parts of the project site at a minimum of 200 feet away from discovered human remains and/or burial goods, if the Kizh determines in its sole discretion that resuming construction activities at that distance is acceptable and provides the project manager express consent of that determination (along with any other mitigation measures the Kizh monitor and/or archaeologist deems necessary). (CEQA Guidelines Section 15064.5(f).)
- E. Preservation in place (i.e., avoidance) is the preferred manner of treatment for discovered human remains and/or burial goods. Any historic archaeological material that is not Native American in origin (non-TCR) shall be curated at a public, non-profit institution with a research interest in the materials, such as the Natural History Museum of Los Angeles County or the Fowler Museum, if such an institution agrees to accept the material. If no institution accepts the archaeological material, it shall be offered to a local school or historical society in the area for educational purposes.
- F. Any discovery of human remains/burial goods shall be kept confidential to prevent further disturbance.

#### TCR-3: Procedures for Burials and Funerary Remains:

- A. As the Most Likely Descendant ("MLD"), the Koo-nas-gna Burial Policy shall be implemented. To the Tribe, the term "human remains" encompasses more than human bones. In ancient as well as historic times, Tribal Traditions included, but were not limited to, the preparation of the soil for burial, the burial of funerary objects with the deceased, and the ceremonial burning of human remains.
- B. If the discovery of human remains includes four or more burials, the discovery location shall be treated as a cemetery and a separate treatment plan shall be created.
- C. The prepared soil and cremation soils are to be treated in the same manner as bone fragments that remain intact. Associated funerary objects are objects that, as part of the death rite or ceremony of a culture, are reasonably believed to have been placed with individual human remains either at the time of death or later; other items made exclusively for burial purposes or to contain human remains can also be considered as associated funerary objects. Cremations will either be removed in bulk or by means as necessary to ensure complete recovery of all sacred materials.
- D. In the case where discovered human remains cannot be fully documented and recovered on the same day, the remains will be covered with muslin cloth and a steel plate that can be moved by heavy equipment placed over the excavation opening to protect the remains. If this type of steel plate is not available, a 24-hour guard should be posted outside of working hours. The Tribe will make every effort to recommend diverting the project and keeping the remains in situ and protected. If the project cannot be diverted, it may be determined that burials will be removed.
- E. In the event preservation in place is not possible despite good faith efforts by the project

applicant/developer and/or landowner, before ground-disturbing activities may resume on the project site, the landowner shall arrange a designated site location within the footprint of the project for the respectful reburial of the human remains and/or ceremonial objects.

- F. Each occurrence of human remains and associated funerary objects will be stored using opaque cloth bags. All human remains, funerary objects, sacred objects and objects of cultural patrimony will be removed to a secure container on site if possible. These items should be retained and reburied within six months of recovery. The site of reburial/repatriation shall be on the project site but at a location agreed upon between the Tribe and the landowner at a site to be protected in perpetuity. There shall be no publicity regarding any cultural materials recovered.
- G. The Tribe will work closely with the project's qualified archaeologist to ensure that the excavation is treated carefully, ethically and respectfully. If data recovery is approved by the Tribe, documentation shall be prepared and shall include (at a minimum) detailed descriptive notes and sketches. All data recovery data recovery-related forms of documentation shall be approved in advance by the Tribe. If any data recovery is performed, once complete, a final report shall be submitted to the Tribe and the NAHC. The Tribe does NOT authorize any scientific study or the utilization of any invasive and/or destructive diagnostics on human remains.

***PLEASE NOTE THE FOLLOWING:***

Any/all revisions to the Kizh's proposed TCR mitigations set forth above must be requested in writing, and not more than ten (10) calendar days from the date that we consulted on the subject Project. Requested revisions shall be delivered to the Kizh via email at [admin@gabrielenoindians.org](mailto:admin@gabrielenoindians.org), and in a Word document, redline format. Please include as the email subject: "REQUEST FOR MITIGATION REVISIONS," and identify the project name and location/address. If revisions are not requested within 10 calendar days of consultation, the Kizh's proposed mitigations are presumed accepted as proposed (i.e., as set forth above).

Thank you for your anticipated cooperation.



GABRIELENO BAND OF MISSION INDIANS - KIZH NATION  
Historically known as The San Gabriel Band of Mission Indians recognized by  
the State of California as the aboriginal tribe of the Los Angeles basin

Thank you for your email and the proposed mitigation you provided. With respect we disagree with the proposed mitigation. Please note our consultations and mitigation pertain to our connection to the project location and our tribal cultural resources in and around the project location. Our mitigation does not speak on behalf of any other tribal entity but ours. Therefore, we ask you to keep any other tribal entity separate and out of our mitigation. Our traditions, ceremonies and resources are all different and not the same as other tribal entities. We would like you to utilize the mitigation below.

Andrew Salas, Chairman  
Gabrieleno Band of Mission Indians -- Kizh Nation

RECEIVED

MAY 25 2022

COMMUNITY DEVELOPMENT

Andrew Salas, Chairman  
Albert Perez, treasurer I

Nadine Salas, Vice-Chairman  
Martha Gonzalez Lemos, treasurer II

Dr. Christina Swindall Martinez, secretary  
Richard Gradias, Chairman of the council of Elders

PO Box 393 Covina, CA 91723

[www.gabrielenoindians@yahoo.com](http://www.gabrielenoindians@yahoo.com)

[gabrielenoindians@yahoo.com](mailto:gabrielenoindians@yahoo.com)

**Sandy Cisneros - 20200 Bloomfield Avenue, Cerritos**

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**From:** Christina Marsden Conley <christina.marsden@alumni.usc.edu>  
**To:** <scisneros@cerritos.us>  
**Date:** 3/28/2022 11:34 AM  
**Subject:** 20200 Bloomfield Avenue, Cerritos  
**Cc:** Robert Dorame <gtongva@gmail.com>  
**Attachments:** Tribal Cultural Resources Treatment Plans: Gabrielino Tongva Indians of California.pdf; Gabrielino Tongva Indians of California History.pdf; PastedGraphic-1.png

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We are in receipt of your 20200 Bloomfield Avenue, Cerritos project. This area is considered to be culturally sensitive to our tribe, The Gabrielino Tongva Indians of California. This project will require our Native American monitoring and consultation for only ground disturbances.

Attached are our treatment plans and history.

Take care,  
Christina



# GABRIELINO TONGVA INDIANS OF CALIFORNIA



ETHICAL COMMITMENT TO THE PRESERVATION OF OUR ANCESTRY AND STEWARDSHIP OF THE LAND

## Tribal Monitoring and Treatment Plans

*The Gabrielino Tongva Indians of California is recognized by the State of California Bill AJR96 as the “aboriginal tribe of the Los Angeles Basin.” The borders of the Gabrielino Tongva Nations territory extends clockwise along the Santa Susana and San Gabriel Mountains, through Cucamonga to Redlands, south through Riverside, veering southwest past Lee Lake to Aliso Creek and up the coast of the Pacific Ocean to Malibu (approximately 2500 square miles). In addition, San Clemente, Santa Catalina and San Nicholas Islands are included in the nation’s territory. Individual Gabrielino Tongva tribes affiliate with territories based on ancient village sites. Members of the Tongva Nation may be a lineal descendant to more than one village site due to marriages between tribes within the Gabrielino Tongva Nations. The Gabrielino Tongva Indians of California falls under the umbrella of the Gabrielino Tongva Nations..*

*The Gabrielino Tongva Indians of California has lived on this land for over 9,000 years as the first inhabitants and dominant culture until the Spanish conquest. The Gabrielino Tongva Indians of California has a well documented tribal history encompassing over 2,800 archeological sites.*

## CULTURAL RESOURCES AND LAND DEVELOPMENT COMPLIANCE with AB-52

The required Environmental Impact Report (EIR) shall include the consultation of the (GTIOC) cultural consultant prior to submission of the draft EIR to the appropriate government entities to insure all steps have been taken to identify culturally sensitive and non-culturally sensitive areas. Sensitive areas are defined as places that are likely to contain human remains, associated grave goods and patrimonial objects. Conducting consultation under the California Environmental Act (AB 52) may include the California Environmental Quality Act (CEQA) and/or Coastal Commission Guidelines, to insure EIR compliance. If a culturally sensitive area is identified, an archeological survey must be completed before any movement of soil (to include hand shoveling, grading or excavation) takes place. The survey must be conducted by a qualified archaeologist who is knowledgeable and experienced in working in the Gabrielino Tongva geographical area. If an archeologist has little or no experience in the Gabrielino Tongva territory, a qualified, experienced Gabrielino Tongva cultural consultant/monitor will assist in the archeological survey. *It should also be noted that our GTIOC tribal monitors are direct descendants of this area’s ancestors fulfilling NAGPRA’s guidelines in section 10.14.*

## **A. CULTURAL RESOURCE MONITORING RECOMMENDATIONS**

A qualified and certified indigenous tribal member of Gabrielino Tongva Indians of California and direct lineal descendant of the project site (NAGPRA section 10.14) to provide the professional Native American Monitoring required for only the *ground disturbing activity* on the site. Ground disturbances including but not limited to the removal of asphalt/cement/slurry, trenching, boring, excavation, auguring, grubbing, tree removal, grading and drilling will be monitored. The Tribal Monitor will only be required on site when these ground disturbing activities occur.

The GTIOC monitor will be responsible for observing all mechanical and hand labor excavations to include paddle scrapers, blade machines, front-end loaders, back hoe, boring and drill operations as well as hydraulic and electric chisels. Associated work using tools such as picks and other non-electric or gasoline tools that are not regarded as mechanical will be monitored for their soil disturbances.

Soils that are removed from the work site are considered culturally sensitive and are subject to inspection. These soils whether placed in a dump truck or spots piles are to be inspected. The monitor will temporarily hold excavations until a determination is made on the sensitivity of the of the soil. If the soils are sensitive, an archeological monitor will verify the find and notify site supervisor.

The GTIOC monitor may make recommendations during the course of the project when a cultural area has been impacted. The GTIOC monitor will be authorized to halt or redirect excavation activities to another area as an assessment is made. Both archeological and GTIOC will work together to insure that the area is warranted as being culturally sensitive before a determination is made. Avoidance and directing an alternative route from this culturally sensitive area is highly recommended.

Any artifacts associated within the site that are not associated with any burials are subject to collection by the designated archaeologist for purposes of data and information vital for their final report. The GTIOC monitor does not collect artifacts for any reason. Unauthorized removal of artifacts will jeopardize sites orientation and successful data recovery. Only a qualified archeologist will remove artifacts for their reports. The land owner will work with the GTIOC monitor to ensure that a proper repository is established. A final report will be issued to the cultural consultant by the archeological company.

It is the sole responsibility of the GTIOC monitor to provide the client with a written daily field report that includes photos of his/her accounting of the soil disturbances of the daily activities. This perspective of the daily activities by the GTIOC monitor will enhance the information gathered by the field archeologist. The Daily report will include observations the GTIOC visually observed the project site at the beginning of each work day (i.e. weather conditions, overnight disturbances).

## **B. PROCEDURES FOR THE TREATMENT AND DISPOSITION OF HUMAN REMAINS AND ASSOCIATED GRAVE GOODS AT GABRIELINO TONGVA ANCESTRAL SITES**

### **TREATMENT PLAN FOR HUMAN REMAIN DISCOVERY**

If any archaeological or paleontological, or cultural deposits, are discovered, including but not limited to skeletal remains and grave related artifacts, artifacts of traditional cultural, religious, or spiritual sites, or any other artifacts relating to the use or habitation sites, all construction shall cease within at least 50 feet of the discovery and halted until the proper authorities are contacted. Authorities, to include the county coroner and law enforcement, will evaluate and make a determination and a formal review of the find. The county coroner has the legal responsibility for determining whether or not the remains are native indigenous people.

If it is established that the remains are of native indigenous people, the Native American Heritage Commission (NAHC) will be contacted by the coroner under the California Health and Safety Code (Senate Bill 297, Chapter 1492, statutes of 1982 and section 7050.50).

A Most Likely Descendent (MLD) will be assigned by the NAHC to ensure the ancestor(s) will be treated with dignity and respect (Public Resource Code 5097.98).

*\*\*\*The MLD may not be a Native American Monitor assigned to monitor the site where human remains were unearthed. GTIOC deems that to be a conflict of interest.\*\*\**

A certified osteologist will be retained to verify the human remains authenticity and work to help remove the ancestor(s) from the site area with the discretion and advise from the MLD. The GTIOC monitor(s) assigned to the project will assist the osteologist and archeological monitors in the recovery process. The MLD will determine where the ancestors will be housed pending a final decision for the reinterment of the ancestor(s).

### **CONFIDENTIALITY**

Any and all information provided about the location of an archeological or sacred site by our GTIOC cultural consultant will not be disclosed reproduced both digitally or on paper. Furthermore, the location must not be published for public viewing which includes any reports either preliminary or final and must be kept confidential to maintain the integrity and compliance of the archeological or sacred site.

## **C. RECOVERY AND REBURIAL PROCEDURES**

The Gabrielino Tongva Indians of California (GTIOC) has a goal to ensure your project falls under the compliancy guidelines that have been established by Assembly Bill 52. GTIOC is recognized by the Native American Heritage Commission and is fully qualified for the intricacies of Recovery and Reburial. In addition, we want to preserve our

family's human remains and associated grave goods at ancestral sites while engaging in a meaningful and productive relationship with your team. We appreciate the opportunity to work with you in accomplishing the aforementioned.

Specific methods of recovery and reburial procedures have been developed and adopted by the Gabrielino Tongva Indians of California and are required to adhere to when recovering Gabrielino Tongva remains. Conditions may arise where altering some of these guidelines will be considered. Consultation with the Most Likely Descendant (MLD) and the GTIOC monitor(s) assigned to the site should then be scheduled to determine other procedures that may be acceptable to the Gabrielino Tongva Nation.

### **EXCAVATION:**

1. Consultation between the MLD and the archeological firm must take place before the the recovery of the remains and during the process of extraction.
2. A 50 foot perimeter for each uncovered burial will be required to safeguard further destruction until the area is examined for additional remains and associated grave goods.
3. In the event blade machines are operating in an adjacent area, a maximum of 2" cuts or less will be permitted in all cultural areas.
4. If more than one area is being excavated for extraction of remains simultaneously, an additional GTIOC must be required. Each excavated burial will be monitored exclusively.
5. Wooden tools are preferred for process of recovery; electric chisels and other power tools should be avoided.
6. If remains are pedestaled, they will be placed on plywood for removal. If remains cannot be pedestaled due to soil conditions, remains just be carefully placed in cloth bags.
7. Soils adjacent to burials will be saved for reburial in plastic containers.
8. No photography (both film and digital) or video is allowed to be taken of the remains or the site. Drawings of remains are permitted to retain the orientation of the ancestors for reinterment purposes only. Coroner photographs of the remains may not be published for any purpose.

### **TESTING:**

1. DNA testing cannot be undertaken.
2. No invasive testing which would compromise the integrity of the remains is permitted.
3. Macroscopic analysis is permitted.
4. Any associated grave goods (such as shell) may be used for dating purposes of each burial.
5. When remains are unearthed, the 1'X 1' test pits will be allowed to establish the extent of the burial area when necessary.
6. All windrows within a 50 foot area must be screened (either wet or dry).

### **STORAGE:**

1. Natural cotton bags and sheeting or cotton drop cloths will be used to store remains until the time of reinterment. Deer or other native hides may be used to cover the bagged and wrapped remains until the reburial and may become the burial wrapping.
2. Bone fragments are also subject to be bagged in cotton.

3. Until the scope of the project is completed, storage of ancestors should be done in close proximity to location of excavation or protected area must be provided by landowner or archeologist.

## **REBURIAL:**

1. Efforts should be made to keep the remains within the same location or in close proximity to the removal site as possible. It is preferable to repatriate the remains within a 1/2 mile radius of the original grave site. If it is not possible to identify a proper location within the 1/2 mile radius, a secure location will be valued over distance.
2. If the preponderance of remains is uncovered in or excavated from one area, the reinterment should be in that area.
3. The reburial site should offer the best long-term protection against any additional disturbances.
4. Each reburial requires approximately 4' X 5 1/2' when fully articulated and should be at a depth of 6-10 feet. The purpose of this depth is to ensure difficulty in disturbing the reburial and to allow adequate room for capping if necessary.
5. Any isolated bone fragments uncovered on site may be buried together in an individual burial pit with indigenous animal skins, sea weed, or the cotton cloth used for all bagged fragments.
6. All associated grave goods and artifacts along with soils will be buried together with the ancestors.
7. No drawings of any other images of ancestral remains may be used for publication without consultation and the approval of the GTIOC monitors and appointed MLD for the site.

## **COSTS:**

1. The landowner(s) will be responsible for all costs related to the proper storage and and reburial of remains excavated on their property to include all burial materials as required in these procedure guidelines.
2. Landowner(s) will be financially responsible for providing reburial plots that are acceptable by the MLD.

## **GTIOC Professional Native American Monitoring**

The Gabrielino Tongva Indians of California (GTIOC), "Tribe" or the "Consulting Tribe," has a goal to ensure your project falls under the compliancy guidelines that have been established by Assembly Bill 52 and SB18. GTIOC is recognized by the Native American Heritage Commission as a Tribal Contact for your project area and are fully qualified for your Native American Monitoring needs.

Our GTIOC tribal monitors are direct descendants of this area's ancestors fulfilling NAGPRA's guidelines in section 10.14. GTIOC monitors have been certified by Tribal Leader and Most Likely Descendant, Robert Dorame.

GTIOC *tribal monitors* have the qualifications and abilities to perform its obligated project services in a competent, diligent, professional and workmanlike manner and works within OSHA standards and carries our own liability insurance.

GTIOC works closely and in accord with the assigned archeological representative to ensure efficiency and comprehensive monitoring. Written daily monitoring reports will include daily observations on surface soil as well as disturbed soil. Photographic documentation is included in the daily reports.

When project is completed, GTIOC will certify that work performed was done so within compliance of AB52 and SB18 within 5 days of completion of the Native American monitoring aspect of the project.

In addition, we want to preserve our ancestors human remains and associated grave goods at ancestral sites while engaging in a meaningful and productive relationship with your team. We appreciate the opportunity to work with you in accomplishing the aforementioned.



# CITY OF CERRITOS<sup>SM</sup>

CIVIC CENTER • 18125 BLOOMFIELD AVENUE  
P.O. BOX 3130 • CERRITOS, CALIFORNIA 90703-3130  
PHONE: (562) 860-0311 • CERRITOS.US



September 30, 2022

Andrew Salas, Chairperson  
Gabrieleno Band of Mission Indians – Kizh Nation  
P.O. Box 393  
Covina, CA 91723

**Re: Assembly Bill 52 Tribal Consultation Closed  
Proposed Starbucks Drive-Through Service Restaurant Project  
20200 Bloomfield Avenue, Cerritos, CA**

Dear Chairman Salas,

Pursuant to the requirements of AB 52, on March 10, 2022 a letter was mailed out to the Gabrieleno Band of Mission Indians – Kizh Nation regarding the above-referenced proposed project, due to your tribe's request for notification of preparation of an environmental impact report (EIR), negative declaration (ND), or mitigated negative declaration (MND) for projects that are within the geographic area traditionally and culturally affiliated with the tribe.

In response to such notification, a written request for consultation was received by the City of Cerritos on March 15, 2022. Since May 24, 2022, the City of Cerritos has worked with the Gabrieleno Band of Mission Indians – Kizh Nation to incorporate mitigation measures related to tribal monitoring of the project site during ground disturbances, which have now been included in the draft IS/MND for the subject project. As such, the City of Cerritos hereby determines that consultation regarding the aforementioned project is closed. The draft IS/MND will be posted for public review in the coming weeks and the Gabrieleno Band of Mission Indians – Kizh Nation will receive notification of the public review period accordingly.

Sincerely,

Sandy Cisneros  
Current Planning Manager  
Dept. of Community Development

cc William H. Ihrke, City Attorney  
Kristin Aguila, Director of Community Development



# CITY OF CERRITOS<sup>SM</sup>

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September 30, 2022

Robert Dorame, Chairperson  
Gabrielino Tongva Indians of California Tribal Council  
P.O. Box 490  
Bellflower, CA 90707

**Re: Assembly Bill 52 Tribal Consultation Closed  
Proposed Starbucks Drive-Through Service Restaurant Project  
20200 Bloomfield Avenue, Cerritos, CA**

Dear Robert Dorame,

Pursuant to the requirements of AB 52, on March 10, 2022 a letter was mailed out to the Gabrielino Tongva Indians of California Tribal Council regarding the above-referenced proposed project, due to your tribe's request for notification of preparation of an environmental impact report (EIR), negative declaration (ND), or mitigated negative declaration (MND) for projects that are within the geographic area traditionally and culturally affiliated with the tribe.

In response to such notification, a written e-mail request for monitoring and consultation was received by the City of Cerritos on March 28, 2022. On April 6, 2022, the City of Cerritos responded to the Gabrielino Tongva Indians of California Tribal Council by e-mail indicating that the requested mitigation measures related to tribal monitoring of the project site during ground disturbances, would be included in the draft IS/MND for the subject project. As such, the City of Cerritos hereby determines that consultation regarding the aforementioned project is closed. The IS/MND will be posted for public review in the coming weeks and the Gabrielino Tongva Indians of California Tribal Council will receive a notification of the public review period accordingly.

Sincerely,

Sandy Cisneros  
Current Planning Manager  
Dept. of Community Development

cc William H. Ihrke, City Attorney  
Kristin Aguila, Director of Community Development