

MINUTES
Special Meeting
SUMMIT LAKE PAIUTE COUNCIL
Saturday, June 19, 2010
Primary Administrative Office, 1708 H Street, Sparks, Nevada

CALL TO ORDER. At 8:33am, the Council Meeting was called to order by Council Chairman Warner Barlese.

ROLL CALL. Council Vice-Chairman Ernie Barlese, as Acting Secretary/Treasurer, called roll. Present: Warner Barlese, Ernie Barlese, Jerry Barr, and Randi DeSoto. Absent: Jerri Lynn Barlese. Council Vice-Chairman Ernie Barlese declared a quorum was present and the Council could conduct business.

Staff Present: Ron Johnny, Environmental Coordinator/Acting Chief Administrative Employee.

Guests Present: James Barlese, Michon Eben, Stacey Dixon, Dale Barr, Charlie Reed, and Todd Degarmo.

Council Chairman Warner Barlese discussed a draft ethnographical study developed by a subcontractor of Environmental Planning Group (EPG) and Ruby Pipeline, LLC, in consultation with tribal members from Fort Bidwell, Fort McDermitt, Pyramid Lake and Reno/Sparks Indian Colony which was only revealed to the Tribe's Acting Chief Administrative Employee last night (Friday, June 18, 2010) at about 6:00pm. The drafter of the December 6, 2009 Summary Report did not notify or seek the permission of the Council to do the ethnographic study; nor was any Summit Lake Paiute Tribe input requested. The ethnographic study's Summary Report appeared to be counter-productive to the Council's efforts to protect the environments and cultural resources from the construction of Ruby Pipeline. As a result, Council Chairman Warner Barlese asked one person who was attending today's Council Meeting, who played a significant role in helping EPG's subcontractor conduct the ethnographic study to leave the Council Meeting because it was unclear if that person was acting in the best interests of the Tribe.

(At 9:00am, Council Secretary-Treasurer Jerri Lynn Barlese entered the meeting.)

The Summary Report prepared for EPG, dated December 6, 2009, questions BLM's attempts to create TCPs since the Summary Report shows a larger area should be a TCP than BLM is suggesting. Council Chairman Warner Barlese stated that with regard to the cost recovery payment, a budget was presented to Ruby describing action the Council would be taking to:

- identify environments and culturally significant areas near the Summit Lake Reservation,
- determine how to deal with artifacts uncovered during the pipeline dig, and
- host meetings with other tribes to assist the Council in their efforts to oppose the Ruby Pipeline.

BREAK At 9:19am, it was the consensus of the Council to take a 10 minute break.

CALL TO ORDER. At 9:29am, the Council Meeting was called back to order by Council Chairman Warner Barlese.

ROLL CALL. Council Vice-Chairman Ernie Barlese, as Acting Secretary/Treasurer, called roll. Present: Warner Barlese, Ernie Barlese, Jerry Barr, Randi DeSoto and, Jerri Lynn Barlese. Council Vice-Chairman Ernie Barlese declared a quorum was present and the Council could conduct business.

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Council Chairman Warner Barlese expressed confusion at Ruby/EPG paying for an ethnographic study since Ruby Pipeline official Floyd Robertson had conditioned the initial Cost Recovery payments made by Ruby Pipeline to the Tribe on no ethnographic study being done.

Chairman Warner Barlese said that the Council and Tribe's employees have proven their opposition to the planned route of the Ruby Pipeline, as submitted to FERC and BLM for valid environmental, wildlife species and habitat, Endangered Species Act listed species protection, federal trust responsibility, water rights protection, Council Resolution SL-39-2008, and by Site Visits with the Bureau of Land Management (BLM) Winnemucca and Cedarville, and through numerous correspondence and reports.

The Council questioned why non-tribal members are coming within Summit Lake Reservation boundaries without the prior approval of Council. EPG and Ruby Pipeline are both aware that Site Visits of any kind, including archaeological or cultural assessments, require Council approval. They have recently violated that policy by trespassing on the Reservation to place wooden markers with orange plastic flags on them on the Tribe's Route 3 (Denio Road) north of the Intersection of Route 2 (Cedarville Road) with Route 3 across from the Tribal Compound.

Environmental Coordinator Ron Johnny reported that Council Chairman Warner Barlese had signed a letter to President Obama, asking a review be initiated of the Federal Energy Regulatory Commission (FERC) oversight of the Ruby Pipeline because it appears FERC does not appear to be functioning as a regulatory entity but rather appears to be a partner of Ruby Pipeline LLC, giving Ruby permission to do anything they want, without any, apparent, consideration of any Ruby Pipeline affected Tribes' input. A letter was also sent to the First Lady, Michelle Obama, asking for her to speak out on behalf of the Tribe because she can get the attention of the news media. Discussion followed regarding getting support from Nevada Congressional delegates as well.

Environmental Coordinator Ron Johnny also reported that he had received an email from Sheldon Refuge stating that 25 artifacts have illegally been taken from Sheldon where previously they had reported that only five items had been taken. Mr. Johnny felt that this was intentional on Pacific Legacy's part.

Mr. Johnny stated it's important to know what the BLM is telling other tribes. Council is considering another Site Visit with the BLM Surprise Valley Field Office, Cedarville, California, to walk the proposed Ruby Pipeline road re-route at 10 Mile Spring (10 miles west of the Reservation). Council Chairman Warner Barlese proposes discussing with the Fort Bidwell Tribe a similar BLM/tribal Site Visit around the Barrel Springs area. Council Chairman Warner Barlese hoped that other Tribes are asking for Site Visits with BLM.

Further discussion regarding the EPG report was tabled until Council has time to review the draft.

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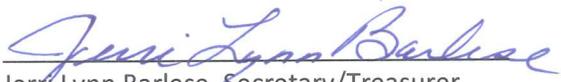
ADJOURN

Motion. Council Vice-Chairman Ernie Barlese made a Motion to adjourn. Council Member Jerry Barr seconded the motion. Vote called. Vote: 4 For, 0 Against, and 0 Abstentions. Chairman Warner Barlese, who did not vote because there was no tie vote, declared the Motion had carried and that the Government-to-Government Consultations would follow this meeting, and the Meeting was adjourned at 9:35am.

CERTIFICATION

I, JERRI LYNN BARLESE, Secretary/Treasurer of the Summit Lake Paiute Council, hereby state and affirm that the above Minutes of the June 19, 2010 Special Meeting of the Summit Lake Paiute Council (Council) were approved by the Council during a duly called meeting on August 28, 2010, by a vote of 3 For, 0 Against and 0 Abstaining, and that Council Chairman Warner Barlese did not vote because there was no tie vote.

August 28, 2010
Date


Jerri Lynn Barlese, Secretary/Treasurer
Summit Lake Paiute Council