

MINUTES
Regular Meeting
SUMMIT LAKE PAIUTE COUNCIL
Saturday, May 15, 2010
Bunk House, Summit Lake Reservation

CALL TO ORDER. At 9:05am, the Council Meeting was called to order by Council Vice-Chairman Ernie Barlese.

ROLL CALL. Council Secretary/Treasurer Jerri Lynn Barlese called roll. Present: Ernie Barlese, Jerry Barr, Randi DeSoto and Jerri Lynn Barlese. Absent: Warner Barlese. Council Vice-Chairman Ernie Barlese declared a quorum was present and the Council could conduct business. Council Secretary/Treasurer Jerri Lynn Barlese advised that Environmental Coordinator (Director, Environmental Protection Department), and Acting Chief Administrative Employee, Ron Johnny was present.

The Council agreed to change the agenda with regard to Reports. The Acting Chief Administrative Employee (CAE) report will be given first followed by the Environmental Coordinator report.

REPORTS

a. Acting Chief Administrative Employee (ACAE)

Housing Survey. ACAE Ron Johnny advised the Council that Tribal Data Resources, Redding, California, offers software for collecting housing information. Mr. Johnny will be surveying tribal members, if they choose to participate. Data will assist in developing SLPT's Housing program. The posting of the Job Announcement for the Director, Housing Department, position for tribal members closed June 13, 2010. No one has applied for the job. It will now be opened to the public with Indian preference.

\$500 Dues for Indian Health Board of Nevada (IHBN). IHBN has requested annual dues payment of \$500.00. They were formed by Inter-Tribal Council of Nevada (ITCN) to deal with Indian health issues, for example a Nevada-only service area. Nevada tribes currently fall under the Arizona service area.

CONSENSUS It was the consensus of Council to pay the \$500.00 dues to IHBN.

Sheldon Refuge/Ruby Pipeline Transportation Plan. Mr. Johnny reported on an email showing that Ruby Pipeline may be willing to spend \$500,000 to re-route the Sheldon Refuge Road around 10 Mile Spring (10 miles west of the Reservation). Council Members were provided with a copy of the email making that assertion.

Office Lease Renewal. The Sparks office lease is up for renewal. There is no rent increase and all lease terms remain as is. The new lease will be in effect through June 30, 2012.

CONSENSUS It was the consensus of Council that Council Chairman Warner Barlese sign the lease renewal.

Tribe's Sex Offender Website. Acting CAE Ron Johnny advised that the Tribe's Sex Offender website through the Department of Justice is up and running. There are no known tribal members that are convicted sex offenders. The website exists to ensure the safety of tribal members and tribal

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employees. People can check the website any time to see if anyone has been registered as a sex offender.

Interim Policy on Issuance of New (2010) Enrollment Cards. A draft policy was presented. Council Members discussed: the accuracy of enrollment numbers; that the current enrollment database is on a secure laptop computer which is backed up to prevent data loss; the database is accessed via password. Discussion then followed on the content of the enrollment card; the concern of some tribal members that a member's blood quantum should not be on the Enrollment card; and, that replacement cards will have a \$10.00 fee.

MOTION Motion by Council Secretary/Treasurer Jerri Lynn Barlese to approve the interim policy on issuance of new tribal enrollment cards. Council Member Randi DeSoto seconded the Motion. Vote called. VOTE: 2 For, 1 Against, 0 Abstentions. Vice-Chairman Ernie Barlese, who did not vote because there was no tie vote, declared the motion carried and the Interim Policy was enacted.

BLM Native American Graves Protection and Repatriation Act (NAGPRA) Action Plan. BLM has developed a NAGPRA action plan. NAGPRA deals with human remains or funeral objects that are found. Specifically, the plan will address what happens to artifacts found while digging the Ruby Pipeline. An inter-tribal meeting is being scheduled for June 12, 2010 in Fort Bidwell. Council Chairman Warner Barlese suggested that the Council contribute funds to Fort Bidwell for meal preparation at this meeting.

CONSENSUS Council agreed to attend the Fort Bidwell June 12, 2010 meeting and hold their next SLPT Council meeting on June 19, 2010.

b. Environmental Coordinator Report

Radon Testing. Environmental Coordinator Ron Johnny presented the Council with written information that there was funding available to pay for radon testing of residences on the reservation. Testing consists of a device being placed in a building for approximately a week or so to measure the level of radon present. Council was given a handout, "Citizen's Guide to Radon".

EPA Green Policies. EPA has instituted "green" policy which suggests the GAP Grant print and copy documents on both sides of paper, use re-cycled paper, etc.

EPA Pet Spots. Environmental Coordinator Ron Johnny presented the Council with an EPA evaluation of pet spots on products. This relates to fleas and ticks, and what products are safe and unsafe. The evaluation includes a section on how to safely take care of fleas and ticks on your pet.

National Incident Management System (NIMS). Environmental Coordinator Ron Johnny advised the Council that the Tribe is required to become NIMS compliant but it only has some relatively minor

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impacts on the Council unless an all hazards incident were to occur on the Reservation. Mr. Johnny presented the Council with examples of the type of Planning and Training grant funding is available from the federal government once the Council and Tribe become NIMS compliant. Thus far Ron Johnny and Chairman Warner Barlese have completed the ICS 100, 200 and 700 classes, and both are scheduled to attend the free ICS 300 and 400 classes in July 2010. Council agreed to discuss NIMS compliance with William Cowan.

Amending Tribe's Travel Policy. A resolution amending the SLPT travel policy was presented. Since three Council members live in the Reno/Sparks area, we can now have actual signatures on travel documents, rather than signature stamps. Any available Council member could be considered the Acting Secretary/Treasurer when Jerri Lynn Barlese is not available. Discussion followed regarding using Mapquest or other free internet map services to estimate mileage on the travel requests. Per Ron Johnny, Mapquest serves as backup to a broken speedometer. The draft policy includes a revised authorization form and travel expense form.

MOTION Motion by Council Secretary/Treasurer Jerri Lynn Barlese to introduce and approve Resolution SL-08-2010, Amending the Summit Lake Travel Policy. Motion seconded by Council Member Jerry Barr. Vote called. VOTE: 3 For, 0 Against, 0 Abstentions. Vice-Chairman Ernie Barlese declared the motion had carried and Resolution SL-9-2010 was enacted.

Interim Policy on Issuance of New (2010) Enrollment Cards (revisited). Council Member Jerry Barr raised the issue of making member's blood quantum mandatory on enrollment cards not optional. Council Member Barr and other Council members agreed that blood quantum has to be on the enrollment card.

MOTION. Motion by Council Member Jerry Barr to amend the interim policy on issuance of enrollment cards and make blood quantum a requirement on everybody's enrollment card. Motion seconded by Council Secretary/Treasurer Jerri Lynn Barlese. Vote called. VOTE: 3 For, 0 Against, 0 Abstentions. Vice-Chairman Ernie Barlese, who did not vote because there was no tie vote, declared the motion had carried and the Interim Policy on the Issuance of New (2010 Enrollment Cards was amended to mandate that a member's blood quantum be listed on the front side of the card.

Approving Environmental Inventory and Plan (TEI&P). In 2008, tribal members were asked to prioritize environmental issues. The Council needs to approve the Environmental Inventory and a Plan. Potential environmental issues were given one of three rankings: first priority or "urgent", second priority or "needed", and third priority or "desired" issues. For example, removing abandoned vehicles from the reservation was ranked as an urgent issue. Environmental Coordinator Ron Johnny advised he was working with the Air National Guard to have these removed by helicopter, which shouldn't cost the tribe money, however, the Air Guard does not fly helicopters but they do have a tow truck. The Plan would require Council approval on actions that would entail a cost.

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MOTION Motion by Council Secretary/Treasurer Jerri Lynn Barlese to approve Resolution SL-09-2010, Approving the 2008 Tribal Environment Inventory and Plan. Motion seconded by Council Member Jerry Barr. Vote called. Vote: 3 For, 0 Against, 0 Abstentions. Vice-Chairman Ernie Barlese, who did not vote because there was no tie vote, declared the motion carried and Resolution SL-09-2010 was enacted.

Approving Integrated Solid Waste Management Plan. The Council previously approved an informal plan of "carry out what you carry in". SLPT pays Pyramid Lake \$45.00 to allow SLPT to dispose of non-hazardous trash and garbage at the Nixon dump. The University of Nevada, Reno will accept hazardous waste free of charge, provided it is in their original containers. Tribal members can deposit their trash in trash bags provided by SLPT. Tribal employees will carry it to Nixon. Desert Disposal has two trash bins near Denio where the public can dump trash for free. Tribal members must dispose of their own hazardous waste.

MOTION Motion by Council Secretary/Treasurer Jerri Lynn Barlese to approve Resolution SL-10-2010, Integrated Solid Waste Management Plan. Motion seconded by Council Member Jerry Barr. Vote called. Vote: 3 For, 0 Against, 0 Abstentions. Vice-Chairman Ernie Barlese, who did not vote because there was no tied vote, declared the motion had carried and Resolution SL-10-2010 was enacted.

(9:50am, Council Chairman Warner Barlese entered the meeting.)

BREAK Council agreed to break at 9:50a.m., reconvened at 10:05a.m.

CALL BACK TO ORDER. At 10:05am, the Council Meeting was called back to order by Council Vice-Chairman Ernie Barlese.

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

c. Council Reports

Enrollment Records. Council Member Jerry Barr reported he spoke with Tribal Accountant Frances Winn about whether the Tribe has funds to hire someone part-time to help clean up the enrollment files because he has received concerns from Tribal members about enrollment issues. Discussion followed regarding the accuracy of enrollment files. Council Member Jerry Barr asked Council to discuss this further with the Tribal Accountant. Council Member Jerry Barr stated that since the Acting CAE has many tasks to complete, Council should alleviate his workload if possible.

U.S Census Bureau Representatives on Reservation Today. Census representatives are on-site today, not to formally meet with the Council, but to speak with Reservation residents and confirm resident

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locations on Census maps. Census personnel will remain until after lunch. One trailer needed clarification, a brown one by the dump. Council Secretary/Treasurer Jerri Barlese stated that trailer now belongs to Marshall and Jodie Huitt.

Chairman's Report. Council Chairman Warner Barlese advised that he spoke with Fort Bidwell Council Chairman Bernie Pollard about an inter-tribal Ruby Pipeline meeting. Fort Bidwell is considering possible litigation because Ruby is going through Barrel Springs. Fort Bidwell Council Chairman Bernie Pollard spoke with Council Chairman Warner Barlese about possibly involving the Summit Lake Paiute Tribe (SLPT) in this litigation. Council Chairman Warner Barlese responded that decision would rest with the SLPT Council. Council Members discussed it would be good for SLPT because SLPT could get free legal services through Fort Bidwell's lawsuit.

Member Correspondence. Council Chairman Warner Barlese reported that he received a letter from a tribal member marked "confidential, for his eyes only" and requested permission from the Council to address the tribal member's concerns. Council Secretary/Treasurer Jerri Lynn Barlese stated for the record, that Council Chairman Warner Barlese spoke about the letter at today's meeting. Council gave Council Chairman Warner Barlese permission to respond back to the member.

Secretary/Treasurer Report. Council Secretary/Treasurer Jerri Lynn Barlese reported she attended two pre-audit finance sessions with the Finance Department on May 1 and May 8, 2010, in which she began reviewing documents and transactions for 2009; they reviewed journal vouchers, check requests, report overviews, and other general finance processes. On May 17, 2010, Council Secretary Jerri Lynn Barlese reported she will be flying to Portland, Oregon for a Sex Offender Registration Workshop and will return Thursday, May 20, 2010. Council Secretary/Treasurer Jerri Lynn Barlese reported that she received a call from tribal member David Gallegos, possibly regarding enrollment; she has tried to return the call but, since she couldn't reach him, left a message.

BREAK At 10:31am, it was the consensus of Council agreed to take a break until 11:00a.m.

CALL BACK TO ORDER. At 11:00am, the Council Meeting was called back to order by Council Chairman Warner Barlese.

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

GOVERNMENT-TO-GOVERNMENT CONSULTATION

Sheldon National Wildlife Refuge. Paul Steblein, Project Leader, U.S. Fish and Wildlife Service (FWS) Sheldon and Hart Refuges, was present and discussed a recent letter from Council Chairman Warner Barlese wherein a number of legal questions were raised. This letter was forwarded to the FWS

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solicitors. The FWS Solicitor's have not yet responded. Council Chairman Warner Barlese stated that he thought the issues were blown out of proportion by getting FWS solicitors involved.

Hunting, Fishing, Gathering at Sheldon. Council is concerned about hunting, fishing, and gathering of medicine on the Refuge. When tribal members are gathering medicine or onions on the Refuge, and just happen to see game, they should be allowed to hunt. Paul Steblein responded that Pat Gonzales-Rogers, FWS Native American Liaison, and Anan Raymond, Chief of FWS Cultural Resources, need to be involved in this issue. Paul Steblein said his understanding from Pat Gonzales-Rogers is that the Refuge is not required to provide access for hunting. Shooting game on the Refuge is illegal. However, if you shoot an animal off the Refuge, and that animal then wanders back onto the Refuge, that type of hunting would probably be okay. The Tribe and FWS are both concerned about poaching. The FWS works with the Nevada Department of Wildlife (NDOW) who manages hunting permits and tags. Council asked if the Tribe could be involved when the Refuge works with NDOW on assigning the number of tags. Paul Steblein said that FWS has their own difficulties in working with NDOW because NDOW views themselves as the managers of big game. NDOW make lots of money on the sale of tags and permits. Paul Steblein said he can meet with the Tribe and the State to discuss hunting. FWS can issue permits for members to gather wild onions and medicine.

Cultural Resource Monitoring. Council stated the Tribe's cultural monitors must be present whenever any type of assessment or survey is being done on the Summit Lake Reservation. The monitors will inform the Council whenever an artifact is found. Most non-Indians don't understand the significance of traditional Paiute cultural objects, funeral objects, arrowheads, medicines, etc. Paul Steblein stated Council should meet with Anan Raymond regarding monitors.

Fishing. Paul Steblein stated most of the fishing on the Sheldon Refuge takes place in the Ponds, Virgin Valley, Cabinet Reservoir and Big Spring Reservoir. Council Chairman Warner Barlese responded that tribal members come to the Reservation to fish.

Birds. Council informed Paul Steblein they would be interested in hunting sage grouse, chukkar, and other birds on the Refuge. Paul Steblein stated there is a limited sage grouse hunt that takes place on Sheldon. FWS can issue a permit for hunting chukkar and quail. Council agreed to develop a list of plants and animals, quantities and location of game that tribal members want to gather and hunt.

Inter-Agency Training. Council said they would like tribal employees to get the same training as Sheldon employees, including as first responders. Paul Steblein will send a note to his colleagues about including the Tribe's employees in inter-agency training and provide the Tribe with a link to the Department of Interior on-line courses; he suggested the Tribe go through BIA for access to this on-line training.

Heavy Equipment. Council asked about borrowing of heavy equipment. Paul Steblein said that is rarely allowed because it would require the borrower to maintain the equipment and pay for any needed repairs. For heavy equipment, that could be a couple of thousand dollars. If the Tribe and Sheldon work on joint projects, restoration projects for example, then Sheldon can maintain responsibility for and

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bring some equipment to the table. He will also provide the Tribe with information regarding surplus equipment that becomes available through the military.

Refuge Headquarters. The Refuge is relocating their headquarters north of Lakeview. They have surplus desks and furniture and will provide the Tribe with a list of these items by email.

Two-Way 800mhz Type Radios. Paul Steblein advised that the Sheldon Refuge may be able to coordinate with a couple of two-way radios, particularly for fire or other emergency purposes, once Paul Steblein determines if radio towers are accessible. If they're not accessible, then it's not worth doing. The Tribe's Natural Resources Department would need to describe how the two-way radios would be used and develop a policy for employees' use.

Scheduling Next Consultation. Next meeting agenda items include: (1) follow-up on discussions regarding artifacts and returning them; (2) access through Sheldon Refuge for Ruby pipeline; and (3) Sheldon draft Comprehensive Conservation Plan.

LUNCH BREAK At 12:07pm, it was the consensus of the Council broke for lunch until 1:00pm.

CALL BACK TO ORDER. At 1:00pm, the Council Meeting was called back to order by Council Chairman Warner Barlese.

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

d. Tribal Accountant

Budget Reports. Frances Winn provided budget reports for all current contracts/grants and one closed contract which is an EPA contract, Fund 52. BIA contracts, Funds 101 through 105, are effective 1/1/2010; no funds have been expended on these to date. Council Member Jerry Barr asked when the Finance Department would be going paperless. Frances Winn responded that the Finance Department will be conducting computer training for the Council on Excel, and then budget reports will then be computerized on Jump Drives.

In-Kind/Indirect Training. Frances Winn will be scheduling training for the Council with regard to In-Kind and Indirect Costs. William will need to participate. Council asked that this training occur in conjunction with the Excel training.

Finance Clerk Position. Frances discussed a personnel matter with regard to the permanent hire of Tiffany Pack-Baleme as Finance Clerk. Her probationary period ended May 14, 2010. If approved by Council, she would be hired on a permanent, part-time basis.

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2009 Audit. SLPT's 2009 audit will begin June 21, 2010. Auditors will be on-site in Sparks for two weeks. The conference room will be unavailable for meetings during this period.

e. Director, Natural Resources Department

Staff. William Cowan, Director, re-introduced his staff. Kent Bloomer, Resource Technician, hired in February 2008. He is responsible for the Clean Water Act 106 grant, the noxious weed program, and assisting Fisheries among other things. Rachael Brown, Wildlife Biologist, was hired June 2009 and works with Fisheries, the Wild Horse Management Plan, and the FWS Connecting Children with the Environment Grant. When Rachael was initially hired, she helped with the Ruby Pipeline Project. Steven Stuart was hired April 2010 as the Creel Census Worker to issue permits and assist with Fisheries.

Wild Horse Management Plan. Rachael Brown researched BLM documents, scientific journals, plans from other tribes, and other documents to develop the draft Wild Horse Management Plan. She conducted field work to: (1) assess damage at Mahogany Creek caused by wild horses, (2) measured horse manure in 1,300 GPS points, (3) assessed weakened stream bank stability, and (4) assessed vegetation loss due to grazing. Large horse herds also affect water quality and contribute to non-point source pollution including noxious weeds. They prefer to eat grass which is why they migrate to riparian areas. The Plan recommends zero-tolerance due to destructive grazing habits and estimates the Reservation could support 16 horses at any given time. A Domestic Livestock Registration and Certification requirement is included for tribal members so that their personal livestock is not included in removal efforts. Inventory of fences and cattle guards will need to be taken annually to assess their condition. Some are currently in need of repair. There is a public education component for tribal member input. We will be seeking support from BLM and the FWS to help manage wild horse herds. Rachael requested Council input on the draft plan by June 1, 2010. Tribal members have a comment period of June 15, 2010 to August 1, 2010. Target date for final Council approval is September 2010. By having an approved Wild Horse Management Plan, we can go to Federal agencies and advise them when the horse count is above SLPT's threshold of 16 animals. The Tribe can then implement their right to either herd them off the Reservation ourselves or hold an adoption. The Plan gives the Tribe the legal basis to either charge BLM for our time or bill BLM to manage the public's wild horses who trespass the Reservation. Wild horses are also destroying prime sage grouse habitat. William asked for the Council's specific comments and opinions on the Plan today. Discussion followed on how the threshold of 16 was determined. Once the threshold is met, BIA would be the first agency to contact who would then contact BLM. The whole issue would be that tribal trust resources are being impacted. BIA has a trust responsibility to respond. Council thanked Rachael for all of her hard work.

Noxious Weeds. Kent Bloomer discussed treating noxious weeds on the reservation. Prior to 2008, there is very limited information available on the treatment of weeds. In 2008, the noxious weed crew was a 5-man team. They treated from the in-flow of the lake, the tribal compound, and a patch of perennial pepperweed on the west side of the lake. In 2009, the treatment areas consisted of the tribal compound, perennial pepperweed patch, in-flow of Mahogany Creek, in-flow and corridor of Snow Creek, along the shore line, meadows by the rock house, and meadows outside of the enclosure fence.

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The weed crew work force doubled in 2009 and included some tribal members. Data showed we had a 90 percent eradication rate. Certain areas will require manual versus chemical weed removal. The Tribal Wildlife Grant has been extended through 2011, to allow for a noxious weed program for next year. The Department also purchased two ATV's and two trailers to haul herbicide applicators and water tanks. The Department will also install a pesticide shed this year. Signs will be erected to advise Tribal members that the Tribe has a noxious weed program. Council was reminded of the Sunday, May 16, 2010 noxious weed workshop.

Tribal Leadership Forum. William Cowan, Director, asked if anyone noticed the Ruby Pipeline pipe being stocked at Gerlach and how they felt about it. The reason he mentioned it is that he and Council Member Jerry Barr attended a Nevada Tribal Leadership forum. The Nevada tribal leaders shared strategies for dealing with Ruby Pipeline. William networked with various individuals to request Congressional contact information to introduce Ron Johnny and to assist the Council's outreach related to Ruby Pipeline.

U.S. Department of Agriculture (USDA). Sarah Adler, Nevada Director of Rural Development, USDA, would like to meet with the Council to discuss services USDA can provide to the Tribe, i.e. infrastructure loans. Council needs to prioritize the top ten areas where USDA services can be used and agreed that the Chairman should extend an invitation to Sarah Adler. Council Member Jerry Barr and William will send Council their notes from the Tribal Leadership Forum.

Job Announcements in Newsletter. The tribal newsletter was sent out April 26, 2010. At that time the noxious weed workshop was announced as well as vacancies for two maintenance workers. We have not received any tribal member applications for maintenance workers so the positions will now be open to the public.

Weed Warriors Workshop. William attended this workshop April 27-28, 2010. He was able to obtain outreach materials from the Nevada Cooperative Extension that will be made available at the Sunday, May 16, 2010 noxious weed workshop.

Lahontan Cutthroat Trout (LCT) Northwest Geographic Management Unit. William participated in a LCT northwest Geographic Management Unit (GMU) team meeting. The FWS is responsible for managing these fish since they are considered a threatened species. FWS has developed three geographical areas that serve as recovery teams. SLPT is a part of the northwest GMU. There is a partnership so that more funds will be made available for trout recovery. William spoke with Trout Unlimited, who supported the Tribe's Tribal Wildlife Grant, and stated that the Tribe has the incentive and the desire to implement some proactive approaches to contribute to LCT recovery.

LCT Management Oversight Group (MOG). On May 11, William participated in the LCT MOG, which is composed of Federal agencies and tribes. The MOG Charter was shared with Council last year. The intent is for members of the MOG to work together and support the recovery of LCT. They want Tribal representation on the MOG; someone interested in LCT with decision-making authority to participate.

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William recommended the Council support the Charter and become a recognized member of the MOG so that money and services can begin to be allocated to SLPT. Extensive funds have already been allocated to Lake Tahoe, Walker Lake and Truckee River for the recovery of LCT. William stressed to the MOG that SLPT should be treated as its own unique GMU because we are not a stream-based source for LCT. He will be drafting a position paper to justify this.

Tribal Wildlife Grant (TWG). William reported he has been notified by the FWS that the Tribe will need to apply for a Scientific Collection Permit to sample LCT for the food web study as part of the TWG. William will be listed as the principal investigator on the permit, which will cover the activities of SLPT employees and representatives of UNR. This permit process may delay data collection for the TWG until this Fall.

Summit Envirosolutions. William has contracted with Summit Envirosolutions to conduct a cultural resource inventory on the proposed fence line south of Summit Lake and Snow Creek, as well as installation of all livestock water facilities. That work will commence May 19-20, 2010. William will be present with the archaeologists while the work is conducted.

Quarterly Reports. All Natural Resources Department BIA and EPA quarterly reports have been submitted on time.

Riverwatcher Fish Counter. William has installed a fish counter on Mahogany Creek by the Lake and it's yielding some excellent data. Initially, there was some difficulty installing the counter because it is a solar-powered device. He attended a meeting in Sacramento and met with the machine's designers. They provided him with the information needed to get the counter working, which was basically to use a car battery. The counter captures data on fish traveling up and down Mahogany Creek. William reported the fish run officially began April 12, 2010. The total run size is currently 775 fish. The goal is to get a count of at least 1,000 on this year's fish run.

Federal Highway Administration (FHA) Road Assessment. On May 1, 2010, William traveled with Brenda Redwing of the FHA to the Reservation for a road assessment which is part of our American Recovery and Reinvestment Act Roads Repair grant. Ms. Redwing shared some insights into establishing who ultimately owns the roads off the reservation. If it's determined that BLM owns the road, and there are established rights of way, there is a legal statutory requirement that they must have a set back from the center line of that road. That means the Tribe could construct a fence within that set back to keep cows and horses from coming to the Lake.

EPA Section 106 Workshop. May 4-5, 2010, Rachael and William attended a Clean Water Act Section 106 workshop sponsored by EPA and Pyramid Lake. It was a good overview of the Section 106 program and allowed networking with other tribes to develop water quality standards. Rachael, William and Kent will be meeting to review improving SLPT's current water quality efforts.

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Treatment As State (TAS) Application. William continues to work with legal counsel for the application, Treatment As State, required by the Section 106 grant. It is in a first-draft stage.

Upcoming Meetings/Events. William will be escorting Dr. Chandra of UNR's to Summit Lake at the end of May to discuss and plan a food web study. Rachael Brown will be on leave June 9-21, 2010. William will be on leave June 11-17, 2010.

Sage Grouse Conservation. Kent has been participating with the Governor's management team for sage grouse conservation. There was a petition to have sage grouse added to the endangered species list, but FWS denied it because there are other higher priority species requiring their attention. William suggested the Council consider a moratorium on tribal members hunting sage grouse. We don't have sufficient sage grouse population or breeding grounds to support unlimited hunting. This would not be a popular decision for this Council to make. He shared conservation materials discussing habitat protection. Warner asked what it would take for a moratorium to be instituted. William responded that it would have to be a formal action adopted by the Council.

Need for Tribe Credit Card. William discussed the need for Council to consider authorizing SLPT to have a credit card. The Natural Resources Department had a need to obtain a large van to transport 2010 noxious weed workers. All potential vendors Kent and Barbara contacted require a credit card. The Department offered to pay these vendors up front. None would allow up-front payments. The Department was finally able to negotiate with Budget Rent A Car and obtained a vehicle. If the Tribe had a credit card, this transaction would have taken 15 minutes to accomplish. Over 28 combined hours of staff time was spent on this effort. A credit card would also enable us to make on-line purchases for equipment and supplies at less expense to SLPT. Frances Winn fully supports William's proposal. Our current system of financial checks and balances would preclude misuse of a credit card. We would also develop a policy that is very specific as to who could use the card and who would authorize its use.

BLM Resource Advisory Committee. William or an SLPT tribal representative has been invited to serve on BLM's Resource Advisory Committee (RAC). This Committee provides an overview of BLM issues and can result in recommending new policies. William may be restricted from participating because he is a Federal employee, but it might be wise for a Council member to agree to accept this nomination. The benefit to SLPT is that SLPT would obtain advance notice on issues affecting the Reservation.

William stated he had some issues of a personnel nature and requested to speak to Council in Executive Session. Council agreed.

EXECUTIVE SESSION It was the consensus of the Council to go into Executive Session for personnel reasons at 3:24pm until 4:05pm.

(At 4:05pm, the Council automatically came out of Executive Session.)

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CONSENSUS It was the consensus of Council was to hire Tiffany Pack-Baleme as a permanent part-time employee and that Council Member Jerry Barr would represent the Council on BLM's Resource Advisory Committee.

ADJOURN

MOTION Motion by Council Vice-Chairman Ernie Barlese to adjourn. Motion seconded by Council Member Jerry Barr. Vote called. Vote: 4 For, 0 Against, 0 Abstentions. Council Chairman Warner Barlese, who did not vote because there was no tie vote, declared the motion had carried and the Meeting was adjourned at 4:05pm.

CERTIFICATION

I, JERRI LYNN BARLESE, Secretary/Treasurer of the Summit Lake Paiute Council, hereby state and affirm that the above Minutes of the Summit Lake Paiute Council (Council) May 15, 2010 Special Meeting were approved by the Council during a duly called meeting on August 28, 2010, by a vote of 7 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