

MINUTES
Special Meeting
SUMMIT LAKE PAIUTE COUNCIL
Saturday, April 17, 2010
Primary Administrative Office, 1708 H Street, Sparks, Nevada

CALL TO ORDER. At 9:00am, the Council Meeting was called 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. Council Secretary/Treasurer Jerri Lynn Barlese advised that Environmental Coordinator and Acting Chief Administrative Employee, Ron Johnny, was present.

AGENDA CHANGE It was the consensus of the Council to move the Government-to-Government Consultation with the BLM Winnemucca District Office to 10:00am.

CONSENSUS It was the consensus of the Council that a message should be delivered to President Obama and the First Lady, and copy Superintendent Athena Brown, on how the Assistant Secretary of Indian Affairs is refusing to communicate, and the Secretary of the Interior refusing to act, on the Council Resolutions of the Summit Lake Tribe, Fort McDermitt Tribe, Shoshone Paiute Tribes and the Battle Mountain Band Colony demanding a moratorium be declared on BLM's Ruby Pipeline activities given the BLM granting Ruby Pipeline-Pacific Legacy ARPA cultural resource collection permits without consulting with any Ruby Pipeline affected Tribes.

AGENDA CHANGE It was the consensus of the Council to move Reports as the next Agenda item since Council Member Jerry Barr was prepared to give his report.

REPORTS

Council Member. Council Member Jerry Barr gave a verbal report, supplemented by the comments of William Cowan, Director, Natural Resources Department, on them attending the Executive Leaders Forum in Carson City on April 12-13, 2010.

(At 9:24am, William Cowan entered the meeting.)

(At 9:45am, Council Member Jerry Barr's report ended and William Cowan left the meeting.)

(At 9:46am, Council Member Jerry Barr left the meeting.)

(At 9:47am, William Cowan entered the meeting.)

Director, Natural Resources Department. At 9:47am, William Cowan handed out a written report, explained it, and answered questions of the Council.

(At 9:48am, Larry Denny and Mark Hall, BLM Winnemucca District Office, entered the meeting.)

(At 9:50am, William Cowan ended his report.)

BREAK At 9:50am, it was the consensus of the Council to take a 10 minute break.

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CALL BACK TO ORDER. At 10:00am, the Council Meeting was called 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. Council Secretary/Treasurer Jerri Lynn Barlese advised that Environmental Coordinator and Acting Chief Administrative Employee, Ron Johnny; William Cowan, Director, Natural Resources Department; Larry Denny, Associate District Manager, BLM Winnemucca District Office; Mark Hall, Native American Coordinator, BLM Winnemucca District Office; Michon Eben, Cultural Resources Manager, Reno-Sparks Indian Colony; Orville Barlese, Pyramid Lake Tribe NAGPRA Committee; and, Dean Barlese Pyramid Lake NAGPRA Committee, were present.

CONSULTATION.

Paiute Meadows Road Project

At 10:02am, after introductions of everyone present, the Government-to-Government Consultation in accordance with Presidential Executive Order 13175 started on the Treatment Plan for the Paiute Meadows Road. During the Consultation, Council Chairman Warner Barlese asked that the BLM Winnemucca District Office set a date for Site Visit for the Paiute Meadows Road project. Mr. Denny and Mr. Hall advised that on Wednesday, April 14, 2010, BLM Black Rock Field Office Archaeologist Kathy Ataman and Pat Haynal were out at the project site.

Ruby Pipeline

(At 10:46am, Pat Gonzalez-Rogers, U.S. Fish and Wildlife Service entered and exited the meeting.)

TCP (tribal Cultural Properties) Areas

(At 10:49am, Ron Johnny left the meeting.)

(At 10:50am, Ron Johnny entered the meeting.)

(At 10:58am, Council Member Jerry Barr left the meeting.)

(At 11:00am, Council Member Jerry Barr entered and exited the meeting.)

(At 11:02am, Council Member Jerry Barr entered the meeting.)

Orville Barlese spoke about his life experiences on the Summit Lake Reservation and north of the Reservation and how devastating the Ruby Pipeline project would be to life and cultural resources there.

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Site Visit

It was agreed that BLM would attempt another Site Visit along the Ruby Pipeline construction route with the Council on Friday, May 14, 2010.

Memorandum of Agreement to Release Cultural Resources Data

(At 11:18am, the BLM Consultation ended.)

BREAK At 11:18am, it was the consensus of the Council to take a 10 minute break.

CALL BACK TO ORDER. At 11:32am, the Council Meeting was called 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. Council Secretary/Treasurer Jerri Lynn Barlese advised that Environmental Coordinator and Acting Chief Administrative Employee, Ron Johnny; William Cowan, Director, Natural Resources Department; Patric Gonzalez-Rogers, Native American Advisor and Chief for Congressional Affairs, Pacific Region, U.S. Fish and Wildlife Service, BLM Winnemucca District Office; Michon Eben, Cultural Resources Manager, Reno-Sparks Indian Colony; Orville Barlese, Pyramid Lake Tribe NAGPRA Committee; and, Dean Barlese Pyramid Lake NAGPRA Committee, were present.

CONSULTATION

Mr. Gonzalez-Rogers apologized to the Council for the break down in Consultation with Paul Steblein, Project Manager, Sheldon-Hart Mountain NWR Complex and advised he was supervising Mr. Steblein, and discussed his plan to develop deliverables for future Consultations.

The List of Old Business Consultation Topics:

- Frequency of Consultation
- Hunting, Fishing and Gathering
- Protection of Cultural Resources
 - Tribe's Cultural Resource Monitors to be paid by Ruby or FWS
 - Conference call with FWS Archaeologist
- Training Tribal Employees can attend
- Co-Management of Sheldon Roads
 - Tribe's Indian Reservation Roads System
- Borrowing of Heavy Equipment
- Assisting in Obtaining Equipment from DoD

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Need for list of equipment
ARPA Permit Consultations

List of New Business Consultation Topics:

Five sacred items taken by Pacific Legacy
Ruby or FWS to pay for travel expenses for ceremonies
Tribe has set aside \$6,000 to \$12,000 for same
FWS to explore them paying costs

Ruby Pipeline – Sheldon Refuge Transportation Plan

(At 12:43pm, Consultation with Pat Gonzalez-Rogers, FWS, ended.)

(At 12:44pm, Council Chairman Warner Barlese escorted Mr. Gonzalez-Rogers out of the meeting.)

(At 12:45pm, Council Chairman Warner Barlese entered the meeting.)

LUNCH BREAK At 12:45pm, it was the consensus of the Council to take a lunch break until 2:00pm.

CALL BACK TO ORDER. At 2:00pm, the Council Meeting was called 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. Council Secretary/Treasurer Jerri Lynn Barlese advised that Environmental Coordinator and Acting Chief Administrative Employee, Ron Johnny; Virginia Degarmo, and Mike Arand were present.

REPORTS continued

Tribal Accountant. Chairman Warner Barlese handed out the Tribal Accountant's written report on fund budgets, and Council Members discussed the report.

MOTION At 2:08pm, Motion by Council Secretary/Treasurer Jerri Lynn Barlese to authorize Council Chairman Warner Barlese to sign agreement with IBSC, LLC. Council Vice-Chairman Ernie Barlese seconded the motion. Discussion was had on whether the Tribal Accountant had advertised bids on the agreement, and concluded this was a time is of the Essence type agreement which did not require bids. Vote called. Vote: 4 For, 0 Against, and 0 Abstaining. At 2:10pm, Chairman Warner Barlese, who did not vote because there was no tie vote, declared the motion had carried.

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Acting Chief Administrative Employee. Ron Johnny gave a written and verbal report.

HUD Grants

MOTION Motion by Council Secretary/Treasurer Jerri Lynn Barlese to authorize the Council Chairman Warner Barlese and Acting CAE Ron Johnny to first advertise to hire a Director, Housing Department, at \$25.00 per hour plus fringe of unemployment, workers comp, etc., and then seek consultant if no qualified persons apply. Motion seconded by Council Vice-Chairman Ernie Barlese. Vote called. Vote: 4 For, 0 Against, and 0 Abstaining. At 2:34pm, Chairman Warner Barlese, who did not vote because there was no tie vote, declared the motion had carried.

U.S. Department of Justice Tribal Court Funding

CONSENSUS It was the consensus of the Council not to apply for Tribal Court planning and operation funding this year.

Job Descriptions

CONSENSUS It was the consensus of the Council that it was proper to split the Administrative Coordinator/Finance Assistant Job Description to a Finance Assistant and File Clerk position so the Finance Assistant could work on the 120 Day project to complete it on time.

(At 3:22pm, the Acting CAE ended his report.)

Environmental Coordinator. Ron Johnny gave a written and verbal report.

(At 3:45pm, Council Chairman Warner Barlese and Council Secretary/Treasurer Jerri Lynn Barlese left the meeting.)

(At 3:45pm, Council Chairman Warner Barlese entered the meeting.)

(At 3:45pm, the Environmental Coordinator ended his report.)

AGENDA CHANGE Council Member Jerry Barr asked to be able to discuss using certain funds to install a water line in the Tribal Compound. Consensus of Council to approve discussion.

(At 3:52pm, Ron Johnny left the meeting.)

(At 3:54pm, Ron Johnny entered the meeting.)

It was the consensus of the Council that Ron Johnny was to talk with William Cowan and Frances Winn about the borrowing of funding to allow for the installation of a water line and other services in the Tribal Compound.

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MOTION Motion by Council Secretary/Treasurer Jerri Lynn Barlese to go into Executive Session for 20 minutes to discuss four things. Council Vice-Chairman Ernie Barlese seconded the motion. Vote called. Vote: 4 For, 0 Against, and 0 Abstaining. At 4:10pm, Chairman Warner Barlese, who did not vote because there was no tie vote, declared the motion had carried and the Council was in Executive Session until 4:30pm.

(At 4:30pm, the Council automatically came out of Executive Session.)

CONSENSUS It was the consensus of the Council: that the Acting CAE was to write a letter to a former tribal member who had, apparently, relinquished his membership and explain why the Council could not issue him a tribal enrollment card; that the Council would pass the hat during the May 15 Council Meeting to create funds to pay for necessities that federal funds could not pay; that Council Chairman Warner Barlese was authorized to join the Sierra Club's request for rehearing to FERC or issue his own request for rehearing following the April 5, 2010 decisions of FERC; and contact HP in San Francisco for assistance.

APPROVAL OF MINUTES OF PAST MEETINGS

MOTION Motion by Council Secretary/Treasurer Jerri Lynn Barlese to table approval of the March 20, 2010 Council Minutes until the May 15, 2010 Council Meeting. Council Secretary/Treasurer Jerri Lynn Barlese advised that now the Council Members had been issued Dell laptop computers she would be able to start writing the Minutes of Council Meetings after the May 15, 2010 Council Meeting. Council Member Jerry Barr seconded the motion. Vote called. Vote: 4 For, 0 Against, and 0 Abstaining. At 4:32pm, Chairman Warner Barlese, who did not vote because there was no tie vote, declared the motion had carried.

ADJOURN

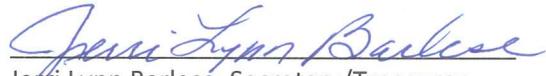
MOTION Motion by Council Secretary/Treasurer Jerri Lynn Barlese to adjourn. Council Vice-Chairman Ernie Barlese seconded the motion. Vote called. Vote: 4 For, 0 Against, and 0 Abstaining. At 4:32pm, Chairman Warner Barlese, who did not vote because there was no tie vote, advised the next Council Meeting would be the May 15, 2010 Regular Council Meeting at the Tribal Bunk House in the Tribal Compound on the Summit Lake Reservation starting at 9:00am, and that the BLM Ruby Pipeline Site Visit on Friday, May 14, 2010 would start at 11:00am at the Tribal Compound, and declared the motion had carried and the meeting was adjourned at 4:38pm.

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CERTIFICATION

I, JERRI LYNN BARLESE, Secretary/Treasurer of the Summit Lake Paiute Council, hereby state and affirm that the above Minutes of the April 17, 2010 Special Meeting of the Summit Lake Paiute Council (Council) were approved by the Council during a duly called meeting of the Council on May 15, 2010, by a vote of ___ For, ___ Against and ___ Abstaining, and that Council Chairman Warner Barlese did not vote because there was no tie vote.

_____ May 15, 2010
Date


Jerri Lynn Barlese, Secretary/Treasurer
Summit Lake Paiute Council