MINUTES
Special Meeting
SUMMIT LAKE PAIUTE COUNCIL
Saturday, December 19, 2009
Primary Administrative Office, 1708 H Street, Sparks, Nevada

CALL TO ORDER. At 8:10am, 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, and Jerri Lynn Barlese. Absent: Reggie Lee Townsend. 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.

EXECUTIVE SESSION.

MOTION. At 8:14am, Council Secretary/Treasurer Jerri Lynn Barlese made a motion to go into Executive Session for 15 minutes to discuss the names and enrollment numbers of tribal members in a proposed Resolution to correct duplicate enrollment numbers and assign enrollment numbers to tribal members who were never assigned enrollment numbers. Council Member Jerry Barr seconded the motion. Vote called. Vote: 3 For, 0 Against and 0 Abstaining. At 5:21pm, Chairman Warner Barlese, who did not vote because there was no tie vote, declared the motion had passed and that the Council was in Executive Session and would automatically come out of Executive Session at 8:28am.

(At 8:28am, the Council automatically came out of Executive Session.)

UNFINISHED BUSINESS

The Council agreed unanimously to change the order of Unfinished Business.

Tribal Member ID/Enrollment Cards.

Acting Chief Administrative Employee Ron Johnny advised that he and Council Secretary/Treasurer Jerri Lynn Barlese had worked to update the Tribe's Membership Roll to remove duplicated enrollment numbers and assign enrollment numbers to those tribal members who were enrolled but not assigned numbers. Council Members discussed the state of the Tribe's Membership Roll.

MOTION. Motion by Council Secretary/Treasurer Jerri Lynn Barlese to introduce and enact Resolution titled "Amending the Summit Lake Paiute Tribe Membership Roll by Assigning New Enrollment Numbers to the Listed Tribal Members". Council Vice-Chairman Ernie Barlese seconded the motion. Council Members discussed that the proposed Resolution should not be posted on the Tribe's web site but could be mailed to tribal members upon request. Acting Chief Administrative Employee Ron Johnny was asked to read the proposed Resolution and he did. Vote called. Vote: 3 For, 0 Against and 0 Abstaining. At 5:21pm, Chairman Warner Barlese, who did not vote because

there was no tie vote, declared the motion had passed and that Resolution SL-14-2009 was enacted.

(9:03am) Tribal Member Delgadina Gonzales' Letter

Council Chairman Warner Barlese asked Acting Chief Administrative Employee Ron Johnny to read the Council the letter he received from tribal member Delgadina Gonzales asking that the Tribe provide a Certificate of Descendency of Indian Blood for the children, grandchildren, etc., of tribal members to include the blood quantum other Tribes reported to the Tribe when a person who is now a tribal member applied for enrollment in the Summit Lake Paiute Tribe. Mr. Johnny, who had given Council Members copies of the letter and emails, read the letter.

(At 9:06am, Council Chairman Warner Barlese left and entered the meeting.)
(At 9:08am, Ron Johnny left and entered the meeting.)
(At 9:08am, University of Nevada, Las Vegas (UNLV), Professor William Smith; Karlata Chief, Desert Research Institute, Las Vegas; Admad Safi, UNLV; and, Zhongeie Liu, Graduate Student, UNLV, entered the meeting.)

After discussion, Council Members advised Mr. Johnny to respond to Delgadina Gonzales that the Council's authority, and thus that of the Tribe, is limited by the Articles of Association to make determinations on the blood quantum that make applicants members of the Tribe, and that those that wish to prove blood quantum with regard to other Tribes have to contact those other Tribes. Council Members discussed that if persons who did not qualify for membership in the Summit Lake Paiute Tribe might get the descendent information they seek by the response of the Tribe denying tribal membership to the applicant.

(At 9:10am, Council Secretary/Treasurer Jerri Lynn Barlese left the meeting.)

Higher Education/Enrollment Committee Requests.

Council Members discussed and agreed that amending the procedures of the combined Higher Education/Enrollment Committee needs to be placed on the Agenda for the January 16, 2010 Council Meeting.

2010 EPA GAP Grant Application.

Council Chairman Warner Barlese reported he had signed the 2010 EPA GAP (General Assistance Program) Grant Application and that Environmental Coordinator Ron Johnny would review with the Council the application submitted and discuss what planned Work Plan Components EPA would not allow.

SORNA Compliant Model Tribal Sex Offender Registry Code and February 2010 Training.

Council Chairman Warner Barlese suggested that the Council be prepared to approve or not approve the mailing of the federal SORNA (Sex Offender Registry and Notification Act) Compliant Model Tribal Sex Offender Registry Code that Council Member Lee Townsend and Acting Chief Administrative Employee Ron Johnny had modified to meet the needs of the Summit Lake Paiute Tribe so that during the January 16, 2010 Council Meeting the Council could decide whether to mail the proposed Code to tribal members and perhaps make a decision on adopting the Code during the March or April 2010 Special Council Meeting.

(At 9:37am, Council Secretary/Treasurer Jerri Lynn Barlese entered the meeting.)
(At 9:47am, Dave Hays, Manager, BLM Black Rock Field Office, Winnemucca, Nevada, entered the meeting.)

CONSENSUS. It was the consensus of the Council that Acting Chief Administrative Employee Ron Johnny attend the February 10, 2010, Las Vegas, Nevada, IT (Information Technology) training being offered by the U.S. Department of Justice on their free software for Tribe's to comply with the amendments to the Adam Walsh Child Protection Act amendments since he, as the Environmental Coordinator, was the web master for the Tribe's Environmental Protection Department (EPA GAP Grant funded) web site.

BREAK. At 9:49am, it was the consensus of the Council to take a break until 10:00am so Council Members could greet visitors who had entered the meeting.

CALL BACK TO ORDER. At 10:00am, the Council Meeting was called back to order by Council Chairman Warner Barlese.

ROLL CALL. Council Vice-Chairman Ernie Barlese and Acting Secretary/Treasurer called roll. Present: Warner Barlese, Ernie Barlese, and Jerry Barr. Absent: Reggie Lee Townsend 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.

(At 10:01am, William Cowan, Director, Natural Resources Department, entered the meeting.)

Presentation by UNLV Professor William Smith and others on Climate Change and National Science Foundation funding to UNLV, Desert Research and UNR for Climate Change Studies

UNLV Professor William Smith, Karlata Chief (Desert Research Institute, Las Vegas), Admad Safi (UNLV), and Zhongeie Liu (UNLV), discussed: the $15,000,000.00 NSF (National Science Foundation) grant funding received by their institutions and UNR; the role they play in the NSF grant; opportunities for collaboration with the Summit Lake Paiute Tribe; the survey they would like mailed to tribal

members; and, that the postage would be paid by the NSF grant to mail the survey envelopes they would like the Tribe to affix tribal member mailing labels to and mail. Council Members asked questions on the purpose of geographic, income and other questions that seemed unrelated to the purpose of the NSF grant and Professor Smith and the others answered the questions. Council Members discussed the potential benefits to the Tribe assisting with the NSF grant purposes.

CONSENSUS. At 10:35am, it was the consensus of the Council that the Tribe would place tribal member address mailing labels on the postage pre-paid envelopes containing the surveys Professor Smith and the others wished mailed to tribal members.

NEW BUSINESS.

BLM Government-to-Government Consultation.

At 10:40am, the Council began Government-to-Government Consultation with Dave Hays, Manager, Black Rock Field Office, Winnemucca, Nevada, discussing the promises that BLM made when the NCA (National Conservation Area) was being planned and the administrative center was first discussed, including work opportunities for tribal members, the Tribe's use of space at the administrative center to store its ATV, snow mobiles and other equipment, and the use of a wall in the building public lobby to post educational information on the Tribe and Summit Lake Reservation. Mr. Hays to get answers to the questions of the Council.

CONSENSUS. At 11:07am, it was the consensus of the Council to allow BLM's contractors who would help reduce pollution to the Summit Lake Reservation from trespasses allowed by BLM management of the land surrounding the Reservation to use roads on the Reservation, including roads on the east side of Summit Lake, so BLM could improve its management of the trespass it allows in violation of the federal government's trust responsibility to the Tribe and repair the BLM-Reservation boundary fences by providing fencing materials that BLM's permitted trespass causes.

LUNCH BREAK. At 11:08am, it was the consensus of the Council to break for lunch, provided by funding from the NSF grant, for one hour.

CALL BACK TO ORDER. At 12:09pm, 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 and Jerri Lynn Barlese. Absent: Reggie Lee Townsend. 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, Natural Resources Department Director William Cowan, and Director or Finance Department Frances Winn, were present.

REPORTS.

a. Director, Finance Department.

Tribal Accountant and Director of the Finance Department Frances Winn gave a written report reminding the Council that they had an entire Council Meeting the next day on budgets and recontracting with the Bureau of Indian Affairs. Ms. Winn answered questions of the Council on grant and contract budgets and balances.

At 12:17pm, Ms. Winn ended her report.

Director of the Natural Resources Department William Cowan had questions on the BIA Roads Management Contract balance.

b. Council Members.

i. Chairman.

Council Chairman Warner Barlese advised the Council of the rumors about the Tribe and U.S. Fish and Wildlife Service relative to the Ruby (natural gas) Pipeline Project: (1) that the Tribe agreed to allow the pipeline project to be constructed across Reservation land in exchange for Ruby paying for drilling water wells on the Reservation. Chairman Warner Barlese advised he was amazed how people could question the Tribe's resolve after issuing a Resolution in 2008 to oppose the entire Ruby Pipeline Project, and that it was EPA funding that allowed the Tribe to recently drill three water wells; and, (2) that the U.S. Department of the Interior is allowing the Ruby Pipeline Project to being co-located along Highway 140 across the northeast corner of the Sheldon Refuge. Chairman Warner Barlese advised that Ron Johnny had told him that a third party told him that was not true.

ii. Vice-Chairman.

Council Vice-Chairman Ernie Barlese advised he had no report.

iii. Secretary/Treasurer.

Council Secretary/Treasurer Jerri Lynn Barlese advised that since her last report, the only thing she had was that the U.S. Department of Justice would be conducting a workshop in Portland, Oregon, May 18-20, 2010, to further allow Tribes to avoid having States from exercising jurisdiction on Reservations if Tribes did not adopt laws consistent with the Adam Walsh Child Protection Act amendments, like the federal SORNA (Sex Offender Registration and Notification Act) Compliant Model Tribal Code, and that she would like to be approved for travel to this meeting since the U.S. Department of Justice reimburses the Tribe for nearly all expenses, airfare, lodging and per diem because she has attended most of the training sessions and Council Member Lee Townsend is, apparently, not available.

Council Secretary/Treasurer Jerri Lynn Barlese also asked that she be approved for travel to attend the February 2-4, 2010, EPA Regional Tribal Operations Caucus (RTOC) being hosted by the Susanville Indian Rancheria, all costs funded by the current GAP grant, as Mr. Johnny would discuss during his Director of the Environmental Protection Department report.

CONSENSUS. It was the consensus of the Council that Council Secretary/Treasurer Jerri Lynn Barlese was authorized to travel to the mentioned trainings.

iv. Council Members.

Council Member Jerry Barr advised he would be glad to assist Council Secretary/Treasurer Jerri Lynn Barlese by attending the Portland, Oregon, training if she could not attend, and that as a new Council Member he would like to attend the February 2-4, 2010, EPA Regional Tribal Operations Caucus (RTOC) being hosted by the Susanville Indian Rancheria too so he could better understand EPA funding and the environmental problems of local and other Tribes.

CONSENSUS. It was the consensus of the Council that Council Member Jerry Barr was authorized to travel to the Portland, Oregon, training if Council Secretary/Treasurer Jerri Lynn Barr could not attend, and that he was authorized to attend the February 2-4, 2010 RTOC.

c. Director, Natural Resources Department.

William Cowan, Director of the Natural Resources Department, gave a written report, highlighting parts thereof.

CONSENSUS. At 12:57pm, it was the consensus of the Council that the fence authorized to be constructed at the last Council Meeting was to be moved to the top of the ridge.

BREAK. It was the consensus of the Council to take a 10 minute break.

CALL BACK TO ORDER. At 1:08pm, 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 and Jerri Lynn Barlese. Absent: Reggie Lee Townsend. 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, Natural Resources Department Director William Cowan, and Director or Finance Department Frances Winn, were present.

(Between 1:25pm – 1:35pm, William Cowan, Director of the Natural Resources Department, entered and left the meeting.)

d. Acting Chief Administrative Employee.

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

Patch of Tribe's Emblem.

Council Chairman Warner Barlese advised the Council has wanted to obtain a patch that could be sewn onto a uniform or other shirt or jacket so that people would know that Council Members and employees were representing the Summit Lake Paiute Tribe and the minimal cost of such a patch. Mr. Johnny then showed Council Members a proposed model of a patch that could be affixed to a shirt or jacket.

(At 1:30pm, Tribal Account Frances Winn entered the meeting.)

Mr. Cowan and Ms. Winn expressed their views on the patch. Council Members asked Mr. Johnny to ask the company he got the proposed model patch from if they could make one about one-quarter to one-half inch larger in diameter and bring it to the January 2010 Council Meeting.

e. Director, Environmental Protection Department.

Environmental Coordinator Ron Johnny presented a written and verbal report.

2010 GAP Grant Application.

In reviewing the 2010 GAP Grant Application with Council Members, Mr. Johnny advised the Council that his Project Officer had advised that the GAP Grant could not provide the funding for tribal members to attend college environmental classes but it could provide the funding to allow the Environmental Assistant to attend college and other environmental courses that are relevant to the 2010 Work Plan Components and their Commitments. Mr. Johnny also advised that because of the greater costs, he had asked for funding for a mobile trailer for an office rather than a single wide trailer, that a new mobile trailer cost $12,200 plus $2,000 or so for solar powering of computers, etc., versus $50,000 for the single wide, $6,000 or so for a cement foundation, $2,000 or more for an archaeologist to check for cultural resources at the foundation site, and an estimated $15,000 for the septic tank and leach field in accordance with Indian Health Service specifications.

RTOC Meeting being Hosted by Susanville Indian Rancheria, February 2-4, 2010.

Mr. Johnny advised that because EPA wanted tribal leaders to attend such meetings, that the current GAP (General Assistance Program) Grant had funding for two Council Member to attend the February 2-4, 2009 Regional Tribal Operations Caucus (RTOC) being hosted by the Susanville Indian Rancheria at the Tribe's casino.

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At 1:58pm, Ron Johnny as Environmental Coordinator and Director of the Environmental Protection Department ended his report.

APPROVAL OF MINUTES OF PREVIOUS MEETINGS.

Council Chairman Warner Barlese advised that the Minutes of the November 21, 2009 Council Meeting were not ready yet.

(At 2:0pm, Council Chairman Warner Barlese and Ron Johnny left the meeting.)
(At 2:01pm, Ron Johnny entered the meeting.)
(At 2:02pm, Council Chairman Warner Barlese entered the meeting.)

ADJOURN.

MOTION. Motion by Council Secretary/Treasurer Jerri Lynn Barlese to adjourn the meeting. Council Member Jerry Barr seconded the meeting. Vote called. Vote: 3 For, 0 Against and 0 Abstaining. At 5:21pm, Chairman Warner Barlese, who did not vote because there was no tie vote, declared the motion had passed and that the meeting was adjourned at 2:03pm.

CERTIFICATION

I, JERRILYNN BARLESE, Secretary/Treasurer of the Summit Lake Paiute Council, hereby state and affirm that the above Minutes of the December 19, 2009 Special Meeting of the Summit Lake Paiute Council (Council) were approved by the Council during a duly called meeting of the Council on January 31, 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.

January 31, 2010
Date

Jerri Lynn Barlese
Jerri Lynn Barlese, Secretary/Treasurer
Summit Lake Paiute Council