

**RESOLUTION OF THE SUMMIT LAKE COUNCIL  
SUMMIT LAKE PAIUTE TRIBE OF NEVADA  
OF THE  
SUMMIT LAKE RESERVATION**

**RESOLUTION NO.: SL-11 -2009**

**TITLE:       REQUESTING   ARRA   ROAD   CONSTRUCTION   AND  
              MAINTENANCE   FUNDS   FOR   ROAD   MAINTENANCE  
              PURPOSES**

**WHEREAS,** the Summit Lake Paiute Tribe is organized pursuant to Section 16 of Indian Reorganization Act of June 18, 1934 (48 Stat. 984) as amended, with the Articles of Association, and approved by the Secretary of the Interior on January 08, 1965, granting certain powers to the Summit Lake Paiute Council; and,

**WHEREAS,** the Summit Lake Paiute Tribe's Articles of Association grant to the Summit Lake Paiute Council (see Article II, Section I) certain sovereign powers, including the power to seek funding from Federal agencies like the Bureau of Indian Affairs (BIA) to improve the welfare of tribal members (see Article II, Section 1 (b), (k)); and,

**WHEREAS,** improving road conditions for tribal members to safely access the Summit Lake Paiute Reservation (Reservation), including roads within the exterior boundaries of the Reservation, improves the welfare of tribal members; and,

**WHEREAS,** the Fiscal Year 2009 distributions for the Indian Reservation Roads (IRR) American Recovery and Reinvestment Act (ARRA) allocated construction funds for the Summit Lake Paiute Tribe; and,

**WHEREAS,** the Summit Lake Paiute Council enacted resolution SL-06-2009 to use all available Fiscal Year 2009 construction funds distributed for the IRR ARRA to implement safety projects including road weather information systems and upgrade existing signs on BIA routes within the IRR program; and,

**WHEREAS,** the Summit Paiute Tribe was notified on November 5, 2009 that ARRA construction funds can only serve roads with existing rights of way easements; and,

**WHEREAS,** there are no roads on the Summit Lake Indian Reservation with rights of way easements.

**WHEREAS**, the Tribe wishes to enter into a P.L. 93-638 Contract with BIA to implement Project ID # H616551H to repair and restore roads on the Summit Lake Reservation; and,

**NOW THEREFORE BE IT RESOLVED**, that the Summit Lake Paiute Council, the governing body of the Summit Lake Paiute Tribe, hereby requests that twenty-five percent (25%) of the ARRA construction funds intended for the Summit Lake Paiute Tribe be made available for road maintenance as authorized by 25 Code of Federal Regulations; and

**BE IT FURTHER RESOLVED**, that the Summit Lake Paiute Council, the governing body of the Summit Lake Paiute Tribe, hereby requests that a P.L. 93-638 Contract for the ARRA Maintenance Funds, Project # H616551H, for \$54,000.00 be executed separate and apart from the twenty-five percent (25%) of ARRA Construction Funds mentioned above; and,

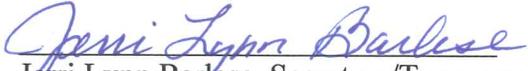
**BE IT FURTHER RESOLVED**, that the Summit Lake Paiute Council acknowledges and understands that there are stringent reporting requirements associated with ARRA funds and the Council accepts and commits to meet those requirements; and

**BE IT FINALLY RESOLVED**, that the Summit Lake Paiute Council, the governing body of the Summit Lake Paiute Tribe, hereby requests technical assistance from the BIA, Division of Transportation, Western Regional Office to assist the Tribe to prepare project detail reports and other documents as required by the IRR program and ARRA to prevent loss of funds obligated to the Tribe.

#### **C-E-R-T-I-F-I-C-A-T-I-O-N**

I, JERRI LYNN BARLESE, Secretary/Treasurer, of the Summit Lake Paiute Council, hereby certify that the above Resolution, No. SL-11-2009, was brought before the Summit Lake Paiute Council at a duly held meeting on the 21th day of November, 2009, with a quorum present, with the following votes to enact the Resolution: 3 FOR, 0 AGAINST, and 0 ABSTAINING; with the Council Chairman presiding and not voting, and this Resolution has not been rescinded, revoked or amended.

November 21, 2009  
Date

  
Jerri Lynn Barlese, Secretary/Treasurer  
Summit Lake Paiute Council