

MINUTES
Special Meeting
SUMMIT LAKE PAIUTE COUNCIL
Saturday December 20, 2008

Primary Administrative Office of Summit Lake Paiute Tribe, 1708 H Street, Sparks, Nevada

CALL TO ORDER. At 8:30a.m. Chairman Warner Barlese called the Special Meeting of the Summit Lake Paiute Council to Order.

ROLL CALL. Council Secretary/Treasurer Jerri Lynn Barlese called the roll. Present: Chairman Warner Barlese; Vice-Chairperson Lorraine Watson; Secretary/Treasurer Jerri Lynn Barlese; and, Council Member Ernie Barlese. Absent: Council Member Jesse Strout. Chairman Warner Barlese declared a quorum was present and that business could be conducted.

EMPLOYEES PRESENT: Acting Administrator/Chief Administrative Employee/and Environmental Coordinator Ron Johnny; Administrative Assistant/Assistant Bookkeeper Brenda Trongon and Tribal Accountant Frances Winn.

GUESTS. None present at this time.

(8:35a.m.) Natural Resource Director William Cowan entered meeting

APPROVAL OF MINUTES.

MOTION. Motion by Council Secretary/Treasurer Jerri Lynn Barlese to approve Minutes for the November 15, 2008 Special Council Meeting. Council Member Ernie Barlese seconded the motion. It was the consensus of Council to wave reading of minutes. Vote was Called. VOTE: 3 For, 0 Abstained, and 0 Against. Chairman Warner Barlese, who did not vote because there was no tie vote, declared the minutes of the November 15 2008 Special Council Meeting approved.

AGENDA CHANGE. Chairman Warner Barlese advised that because of weather and road conditions, U.S. Fish and Wildlife Service – Sheldon Refuge will not be able to attend today's Council meeting. Suggested alternative meeting dates were Saturdays, January 3, 10, or 17, 2009. A later meeting time will be set and the Council notified.

Acting Administrator/CAE Ron Johnny advised the Summit Lake Paiute Council that President George Bush had declared Friday, December 26, 2008, the day after Christmas, December 25, 2008, a Federal Holiday. Council discussed that in accordance with the Personnel Manual, Chapter 10, Section 4, they have the authority to allow employees to have Friday as a paid holiday. Council came to a consensus NOT to grant employees Friday, December 26, 2008 off as paid holiday.

REPORTS.

ACTING ADMINISTRATOR/CHIEF ADMINISTRATIVE EMPLOYEE. Acting Administrator/CAE, Ron Johnny gave an oral and written report.

- BIA Re-Contract Applications. BIA re-contract applications for Fisheries Management Program; Roads Operations and Maintenance Program; Range Improvement Program; Higher Education Program and Consolidated Tribal

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Government Program Contract need to be submitted by 12/31/2009. Council will need to schedule an extra Council meeting or phone conference.

CONSENSUS OF COUNCIL. It was the consensus of Council to schedule a Special Council Meeting using a telephone conference for those who could not attend in person on 12/29/2008 at 2:00pm to discuss re-contract applications.

- Request to Resign from Tribal Membership. CAE Ron Johnny advised the Council: that on August 11, 2008, the Tribe received a written request from Steve Frank to resign his tribal membership with the Summit Lake Paiute Tribe on November 8, 2008; Mr. Frank currently owes tribe an outstanding balance for fuel purchased on the Reservation which because of late fees and interest is a considerable sum. Council members discussed the need to act on Mr. Frank's written resignation because of the up-coming May 2009 General Council Elections and the need to finalized the tribal member list so members could register to vote, so members could be nominated for the Election Committee positions, and so members could request absentee ballots.

BREAK. At 9:45a.m., it was the consensus of Council to take a break until 9:57a.m.

CALL BACK TO ORDER. At 9:57a.m., Chairman Warner Barlese called the meeting back to order.

(10:01a.m.) Tribal Member Delgadina Gonzalez and Guest Celina Gonzalez entered the meeting.

Council continued discussion of Steven Frank's request to resign his tribal membership. Council Members discussed the Tribe's Enrollment ordinance, Article IV Relinquishment, Section 1, which states: *Written Notice: Each member shall file a written notice with the Council when relinquishing their membership. Once a relinquishment of membership has become effective pursuant to the terms of this Ordinance, the relinquishment is final and the member making the relinquishment shall not again be enrolled in the Summit Lake Paiute Tribe.*

The Council discussed that although Mr. Frank requested his resignation to become effective November 3, 2008, the Council gave Mr. Frank time to withdraw his request to resign from the Tribe but he has not done so, and that Steven Frank will remain responsible to pay the fuel he purchased and the late fees and interest that have accumulated.

MOTION. Motion by Council Secretary/Treasurer Jerri Lynn Barlese to accept and enact a resolution granting Mr. Steven Frank's request to resign his membership with the Summit Lake Paiute Tribe. Vice-Chairperson Lorraine Watson seconded the motion. Vote was Called. VOTE: 3 For, 0 Against, 0 Abstained. Chairman Warner Barlese, who did not vote because there was no tie vote, announced that the motion had passed and Resolution SL-44-2008 was enacted.

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- Finalizing a Resolution for the May 2009 General Council Election. Acting Administrator/CAE Ron Johnny and Council Secretary/Treasurer Jerri Lynn Barlese presented to the council a Resolution with dates scheduled for all aspects of the May 2009 General Council Elections, according to Tribal Election Code. Council requested resolution read aloud by Ron Johnny and he did

MOTION. Motion by Council Secretary/Treasurer Jerri Lynn Barlese to accept and enact the Resolution governing the May 2009 General Council Election. Council Member Ernie Barlese seconded the motion. After the Council discussed the dates recommended, the Vote was Called. VOTE: 2 For, 0 Against, 1 Abstained. Chairman Warner Barlese, who did not vote because there was no tie vote, announced that the motion was approved and Resolution SL-45-2008 was enacted.

Enlisting Tribal Members to be Nominated for the Election. Committee Council Secretary/Treasurer Jerri Lynn Barlese and CAE Ron Johnny advised that Chairman Warner Barlese had signed a letter that was mailed to tribal members requesting member be nominated for the Election Committee, and that the Committee members would be paid per meeting. Council discussed that there have been no phone calls or written inquiries from anyone regarding the Election Committee. Tribal Member Delgadina Gonzalez, who was attending the meeting, said she would interested in being on the Election Committee. She submitted a letter requesting she be placed on the Election Committee.

- Authorizing Native American Rights Fund to Represent the Tribe in the Nez Pierce Case. Acting Administrator/CAE, Ron Johnny presented a proposed resolution authorizing Native American Rights Fund to Represent the Summit Lake Paiute Tribe in a Suit Against the Federal Government for Failure to Provide an Accounting of the Tribe's Trust Assets as Required by Law.

MOTION. Motion by Vice-Chairperson Lorraine Watson to allow Native American Rights Fund to represent the Summit Lake Paiute Tribe in the Nez Pierce, et al. v. Kempthorne, et al., lawsuit against the federal government. Council Member Ernie Barlese seconded the motion. After discussion was had, including how the Council members could pay the fees allowed by NARF, the Vote was Called. VOTE: 3 For, 0 Against, 0 Abstained. Chairman Warner Barlese, who did not vote because there was no tie vote, announced that the motion had passes and that Resolution SL-46-08 was enacted.

- Amending the Personnel Manual to Allow for the Hiring of Temporary Workers for Periods of One (1) to Ninety (90) days. Acting Administrator/CAE Ron Johnny presented a proposed resolution to amend the Tribe's Personnel Policies to Allow for the Hiring of Temporary

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Employees for One or More Days from a list of past Temporary Employees or Past Independent Contractors and for Other Purposes.

MOTION. Motion by Council Secretary/Treasurer Jerri Lynn Barlese to amend Personnel Policies as set forth in the proposed Resolution. Vice-Chairperson Lorraine Watson seconded the motion. After much discussion on the needs of the Tribe to hire temporary workers for period of one to ninety days not just, as set forth in the Personnel Manual, for six months to 12 months, and whether other provisions of the Personnel Manual needed to be changed too. the Vote was Called. VOTE: 3 For, 0 Against, 0 Abstained. Chairman Warner Barlese, who did not vote because there was no tie vote, announced that the motion passed and that Resolution SL-47-2008 was enacted.

LUNCH BREAK. At 11:56 a.m., it was the consensus of Council to break for lunch until 1:02pm.

CALL BACK TO ORDER and ROLL CALL. At 1:02 p.m., Chairman Warner Barlese called the Regular Meeting of the Summit lake Paiute Council Back to Order. Council Secretary/Treasurer Jerri Lynn Barlese called roll. Present: Chairman Warner Barlese; Vice-Chairperson Lorraine Watson; Secretary/ Treasurer Jerri Lynn Barlese; and, Council Member Ernie Barlese. Absent: Council Member Jesse Strout. Chairman Warner Barlese declared a quorum was present and that business could be conducted.

GUESTS PRESENT: Tribal Member Delgadina Gonzalez and guest Celina Gonzalez.

EMPLOYEES PRESENT: Acting Administrator/CAE and Environmental Coordinator Ron Johnny; Administrative Assistant/Assistant Bookkeeper Brenda Trongon; and, Tribal Accountant Frances Winn.

- Protecting Important Historic, Cultural and Other Resources in the Area of Paiute Meadows Ranch.
Acting Chief Administrator/CAE Ron Johnny presented a proposed resolution titled "Protecting the Important, Historic, Cultural and Other Resources in the Area of the Paiute Meadows Ranch".

(1:41 p.m.) Guests Renee Sotelo-Barlese, Phyllis Sotelo and Conrad Sotelo entered the meeting.

Council requested that the proposed Resolution be read aloud by Acting Administrator/CAE Ron Johnny, and he did.

MOTION. Motion by Council Secretary/Treasurer Jerri Lynn Barlese to approve the proposed resolution "Protecting Important Historic, Cultural and Other Resources in the Area of Paiute Meadows Ranch". Vice-Chairperson Lorraine Watson seconded the motion. After discussion on the past thefts and lootings in the area of Paiute Meadows Ranch, the Vote was Called. VOTE: 3 For, 0 Against, 0 Abstained.

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Chairman Warner Barlese, who did not vote because there was no tie vote, announced that The motion has passed and that Resolution SL-48-2008 was enacted.

(2:59 p.m.) Tribal Member Delgadina Gonzalez and guest Celina Gonzalez left the meeting.

BREAK. At 1:54 p.m., it was the consensus of the Council to take a break, until 2:03p.m.

CALL BACK TO ORDER and ROLL CALL. At 2:03 p.m., Chairman Warner Barlese called the Regular Meeting of the Summit lake Paiute Council Back to Order. Council Secretary/Treasurer Jerri Lynn Barlese called roll. Present: Chairman Warner Barlese; Vice-Chairperson Lorraine Watson; Secretary/ Treasurer Jerri Lynn Barlese; and, Council Member Ernie Barlese. Absent: Council Member Jesse Strout. Chairman Warner Barlese declared a quorum was present and that business could be conducted.

REPORTS (continued)

DIRECTOR, NATURAL RESOURCE DEPARTMENT. Director Natural Resource Department William Cowan supplemented his written report with comments.

- EPA grant required the construction of fencing. Corral panels have been recommended for use in construction. Natural Resource Department would like permission from Council to obtain previously used panels for construction. The cost of panels in good condition will save tribe several thousand dollars in the purchase per panel.

CONSENSUS OF COUNCIL. It was the consensus of Summit Lake Paiute Council to allow the Natural Resource Department to purchase previously used panels for construction of Soldier Meadows fence.

(3:14 p.m.) Guests Renee Sotelo-Barlese, Phyllis Sotelo and Conrad Sotelo left the meeting.

EXECUTIVE SESSION. At 3:22 p.m., it was the consensus of the Council to go into Executive Session of 10 minutes.

At 3:32 p.m., Council automatically came out of Executive Session.

BREAK. At 3:33 p.m., it was the consensus of Council to take a break for 15 minutes.

CALL BACK TO ORDER and ROLL CALL. At 3:48 p.m., Chairman Warner Barlese called the Regular Meeting of the Summit lake Paiute Council Back to Order. Council Secretary/Treasurer Jerri Lynn Barlese called roll. Present: Chairman Warner Barlese; Vice-Chairperson Lorraine Watson; Secretary/ Treasurer Jerri Lynn Barlese; and, Council Member Ernie Barlese. Absent: Council Member Jesse Strout. Chairman Warner Barlese declared a quorum was present and that business could be conducted.

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REPORTS. (continued)

Tribal Accountant.

Tribal Accountant Frances Winn, gave a verbal report with handouts.

Administrative Assistant/Assistant Bookkeeper.

Administrative Assistant/Assistant Bookkeeper Brenda Trongon gave verbal report.

TRIBAL COUNCIL REPORTS.

CHAIRMAN.

All issues concerning Chairman had been discussed during meeting.

VICE-CHAIRPERSON.

Vice-Chairperson Lorraine Watson gave a verbal report:

- On December 19, 2008, she attended the Board meeting of the Friends of Black Rock High Rock with Council Secretary/Treasurer Jerri Lynn Barlese and Acting Administrator/CAE Ron Johnny. The Vice-Chairperson reported she was chosen to be a representative on their Board of Directors and that she accepted the offer.
- On November 17, 2008, she attended the Inter-Tribal Council Board Meeting during ITCN's Annual Conference at The Nugget in Sparks, Nevada.

SECRETARY/TREASURER.

Council Secretary/Treasurer Jerri Lynn Barlese gave a verbal report.

- On November 17, 2008, she attended as tribal representative, the Inter-Tribal Council of Nevada Board Meeting during the ITCN Convention at the Nugget in Sparks, Nevada.
- On December 19, 2008, she attended the Board meeting of the Friends of Black Rock High Rock with Acting Administrator/CAE Ron Johnny. The Vice-Chairperson Lorraine Watson.
- On November 25, 2008, the Enrollment Committee received enrollment requests from three (3) individuals

COUNCIL MEMBER.

Council Member Ernie Barlese gave a verbal report

- Between December 9-13, 2008, he attended the U.S. Department of Justice's Sex Offender Registry Training in Palm Springs, California, learning more about how the Tribe must create a Sex Offender Registration program to avoid the State of Nevada from asserting jurisdiction in accordance with federal law, including the process of categorizing and tracking offenders on the reservation.

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At 4:43pm, Chairman Warner Barlese asked Acting Administrator/CAE Ron Johnny if there was a need for and Executive Session for ICWA, Personnel or Worker's Comp issues. Ron Johnny reported there were:

No updates of ICWA cases to review;
No Personnel Issues to review; and,
No Workmen's Comp Issues to review.

EXECUTIVE SESSION. At 3:22 p.m., it was the consensus of Council to go into Executive Session for 10 minutes.

At 3:32 p.m., Council automatically came out of Executive Session.

BREAK. At 3:33 p.m., it was the consensus of Council to take a break for 15 minutes.

CALL BACK TO ORDER and ROLL CALL. At 3:48 p.m., Chairman Warner Barlese called the Regular Meeting of the Summit lake Paiute Council Back to Order. Council Secretary/Treasurer Jerri Lynn Barlese called roll. Present: Chairman Warner Barlese; Vice-Chairperson Lorraine Watson; Secretary/ Treasurer Jerri Lynn Barlese; and, Council Member Ernie Barlese. Absent: Council Member Jesse Strout. Chairman Warner Barlese declared a quorum was present and that business could be conducted.

UNFINISHED BUSINESS

None

NEW BUSINESS

None.

ADJOURNMENT.

MOTION. Motion by Council Secretary/Treasurer Jerri Lynn Barlese to adjourn the December 20, 2008 Special meeting of the Summit Lake Paiute Council. Motion seconded by Vice-Chairperson Lorraine Watson.

Chairman Warner Barlese announced the next meeting of the Council would be 10 a.m., January 17, 2009 at the Primary Administrative/Forwarding Agent Office at 1708 H Street, in Sparks, Nevada. A special phone conference will also be scheduled for the approval of BIA re-contracting applications on December 29, 2008.

Chairman Warner Barlese declared a quorum was present. Vote was Called. VOTE: 3 For, 0 Against, 0 Abstaining. Because the Council Chairman only votes in the case of a tie, and there being no tie vote on the Motion, Council Chairman Warner Barlese did not vote. Chairman Warner Barlese gave notice that the Motion had passed.

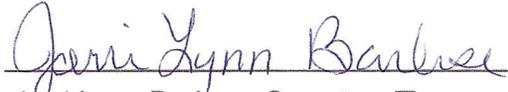
At 4:50 p.m., Chairman Warner Barlese declared Summit Lake Paiute Tribe Council meeting adjourned.

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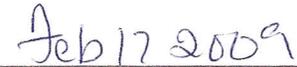
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CERTIFICATION

I, JERRI LYNN BARLESE, Secretary/Treasurer of the Summit Lake Paiute Council, here by state and affirm that the above Minutes of the December 20, 2008 Special Meeting of the Summit Lake Paiute Council were approved, as amended if any amendments were made, during a duly called meeting of the Summit Lake Paiute Council on February 21, 2009 by a vote of __FOR,__AGAINST, AND ABSTAINING, and that Tribal Chairman Warner Barlese did not vote because there was no tie vote.



Jerri Lynn Barlese, Secretary/Treasurer
Summit Lake Paiute Council



Date