

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

CALL TO ORDER. At 6:10pm, 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 (by phone), 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 others present are: Environmental Coordinator (Director, Environmental Protection Department), and Acting Chief Administrative Employee, Ron Johnny; and, Colette Routel, Assistant Professor of Law, William Mitchell College of Law, St. Paul, Minnesota (by phone).

Everyone introduced themselves to Professor Routel, and she introduced herself and advised she was very much interested in continuing to represent the Tribe pro bono (without cost) except filing fees to challenge any federal agency decisions regarding the Ruby Pipeline Project.

CONSENSUS It was the consensus of the Council that Council Secretary/Treasurer Jerri Lynn Barlese be Acting Chairperson for this meeting.

OLD BUSINESS

RUBY PIPELINE PROJECT

- a. BLM December 10, 2010 Decision to: Make Changes to Ruby Pipeline Project Record of Decision (ROD) issued July 12, 2010; Amend Right-Of-Way (ROW) NVN-084650; Amend Temporary Use Permit (TUP) to use Temporary Workspace; Approval of Ruby's Final Winter Construction Plan, dated November 2010 for inclusion in Plan Of Development (POD); Approval of BLM's Summit Lake Route Variance Opposed by the Council and Rejection of Council's Counter Proposal; and, BLM's Approval of Ruby's promise to conduct groundwater monitoring on three separate occasions and notice that if the Tribe's conditions for approval of groundwater monitoring are not reasonable or timely, Ruby's promised groundwater monitoring plan will not be executed.

MOTION Motion by Council Member Jerry Barr to go into Executive Session for 20 minutes to discuss BLM's December 10, 2010 Decision. Council Chairman Warner Barlese seconded the motion. Vote called. VOTE: 4 For, 0 Against and 0 Abstained. At 6:16pm, Acting Council Chairperson Jerri Lynn Barlese declared the motion had passed and that the Council would automatically come out of Executive Session at 6:36pm.

(At 6:36pm, the Council automatically came out of Executive Session.)

- b. Response to BLM's above December 10, 2010 Decision

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MOTION Motion by Council Member Jerry Barr to authorize Professor Routel to file Petition For Review challenging BLM December 10, 2010 Decision. Motion seconded by Council Member Randi DeSoto. No discussion. Vote called. VOTE: 4 For, 0 Against, and 0 Abstaining. Acting Council Chairperson Jerri Lynn Barlese advised the motion had passed at 6:37pm.

CONSENSUS It was the consensus of Council to authorize Council Chairman Warner Barlese, the entire Council, and Director of the Natural Resources Department, to negotiate with Ruby Pipeline, LLC, the terms for Ruby Pipeline to enter the Summit Lake Reservation and test the outflow water on the Reservation of the Tribe's sacred One Mile Spring and that Environmental Coordinator Ron Johnny was to assist the Council Chairman in setting up the negotiation session or sessions.

(6:39pm.)

(At 6:53pm, Council Member Ernie Barlese ended his participation in the meeting by phone as he entered the meeting.)

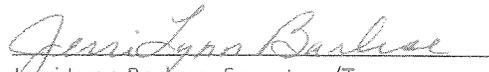
ADJOURNMENT

MOTION Motion by Council Member Jerry Barr to adjourn the meeting. Motion seconded by Council Member Randi DeSoto. No discussion. Vote called. VOTE: 4 For, 0 Against and 0 Abstaining. Acting Council Chairperson Jerri Lynn Barlese advised the motion had passed and the Council Meeting was adjourned at 6:55pm.

CERTIFICATION

I, JERRI LYNN BARLESE, Secretary/Treasurer of the Summit Lake Paiute Council, hereby state and affirm that the above Minutes of the December 17, 2010 General Membership and Regular Meeting of the Summit Lake Paiute Council (Council) were approved by the Council during a duly called meeting of the Council on February 20, 2011, 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.

February 20, 2011
Date


Jerri Lynn Barlese, Secretary/Treasurer
Summit Lake Paiute Council