

**MINUTES**  
Special Meeting  
SUMMIT LAKE PAIUTE COUNCIL  
Saturday, December 17, 2011  
Primary Administrative Office, Sparks, Nevada

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CALL TO ORDER. At 10:03 a.m., 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, Jerri Lynn Barlese, Randi DeSoto and, via teleconference, Jerry Barr. Chairman Warner Barlese declared a quorum was present and Council could conduct business.

STAFF PRESENT: William Cowan, Natural Resources Department Director; Frances Winn, Finance Director

REPORTS – COUNCIL CHAIRMAN WARNER BARLESE

Chairman Barlese stated he received an email from Craig Garfield on November 21, 2011 requesting an enrollment card. He asked Secretary/Treasurer Barlese if she had received the email and if she had spoken with him. She stated she called him but there was no answer.

Chairman Barlese reported he received an email from Sarah Unice of the Sex Offender Registry stating she had not received Summit Lake Paiute Tribe's (SLPT) Sex Offender Registry survey. Secretary/Treasurer Barlese advised that she had requested Barbara Nelson to email the completed survey. She will follow-up with Ms. Nelson to ensure it was sent.

Chairman Barlese stated he, Council Member Barr and Mr. Cowan made a field trip to Summit Lake Reservation on November 24, 2011 with one of Senator Harry Reid's staff members.

Chairman Barlese reported that the US Fish and Wildlife Service (FWS) has requested consultation with SLPT to discuss a Memorandum of Understanding with SLPT regarding the Sheldon Refuge. FWS will be present at the January 21, 2012 Council meeting.

Chairman Barlese reported the Aspen Environmental Group who works with Burning Man sent him an email regarding relocating the Burning Man event. Chairman Barlese has been unable to get in touch with them as of this date.

Chairman Barlese reported he received a letter from Edward Koch, new Nevada State Supervisor with the FWS and wants to meet with the Council and Mr. Cowan on January 20, 2012 to discuss how fish and wildlife are important to SLPT.

Chairman Barlese received an email from Mark Hall regarding the BLM geothermal projects. Chairman Barlese advised Mr. Hall that it was too late for BLM to request consultation with SLPT since their Environmental Impact Statement was developed eight years ago. Chairman Barlese discussed his opposition to ten specific geothermal sites which will be auctioned in January 2012.

Chairman Barlese reported the National Congress of American Indians (NCAI) communicated with him regarding disasters that occur on reservation land. NCAI is supporting Tribes getting notice directly to the White House when disasters occur.

At the close of Chairman Barlese's report, copies of the briefing to Senator Reid were circulated to the Council.

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REPORTS – VICE CHAIRMAN ERNIE BARLESE

Vice-Chairman Barlese reported he met with a Tribal member in Lakeview, Oregon. The member was requesting information on how to relinquish membership as an SLPT Tribal member. Vice-Chairman Barlese advised the member to call the Primary Administrative Office. Discussion followed regarding whether these inquiries should go to the SLPT's Enrollment Committee. Mr. Cowan stated the Enrollment Committee is only authorized to review enrollment applications and make recommendations to the Council. They are not a dumping ground for enrollment issues that arise.

REPORTS – SECRETARY/TREASURER JERRI LYNN BARLESE

Secretary/Treasurer Barlese reported she attended the Council Administrator's (CA) meeting on November 3, 2011 and has drafted minutes. Council Members DeSoto and Barr will need to review them and provide comments. CA meeting minutes need to be finalized and shared with all Council members. They also discussed hiring an Executive Secretary for the Council which would replace the three CA's. Chairman Barlese asked how the CA's came to the conclusion to hire an Executive Secretary when what SLPT really needs is a Tribal Administrator.

Secretary/Treasurer Barlese reported she has been reviewing Indian Child Welfare Act cases and responding to County Social Service Departments.

Secretary/Treasurer Barlese stated SLPT has received two requests to relinquish enrollment. Chairman Barlese said this topic will need to be discussed in Executive Session.

REPORTS – COUNCIL MEMBER RANDI DESOTO

Council Member DeSoto reported she attended the November 3, 2011 CA meeting. She also participated in a conference call with EPA regarding GAP.

Council Member DeSoto received an inquiry from a tribal member regarding higher education funding. The member wanted to know if they need to submit the whole higher education application packet each time they are requesting scholarship funds. She reported the Higher Education Committee still has concerns over two applicants who were funded when the applicants did not follow the normal process and adhere to deadlines.

Ms. Winn asked if anyone on Council has seen enhancements to the SLPT website. She commended Council Member DeSoto for the work she has done on the website.

REPORTS – COUNCIL MEMBER JERRY BARR

Council Member Barr reviewed details of the energy assistance grant and proposed projects including installing solar energy for the new trailers at the Tribal compound.

REPORTS - FRANCES WINN, FINANCE DIRECTOR

Ms. Winn asked for permission for an agenda change so that she will give her report after Mr. Cowan.

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CONSENSUS: Consensus of Council was to change the agenda and have the Natural Resources Department (NRD) report next on the agenda.

REPORTS – WILLIAM COWAN, NATURAL RESOURCES DEPARTMENT DIRECTOR

Mr. Cowan presented a written and oral report.

Mr. Cowan reported on a brief meeting with the new FWS State Supervisor, Ted Koch. The January 20, 2012 meeting between the Chairman and FWS will be an important meeting to discuss future partnering endeavors.

On November 30, 2011 Kent Bloomer, NRD Resource Technician, and Mr. Cowan participated in a transportation meeting at the BIA Western Nevada Agency. The meeting was to inform Tribes the status of FY2012 funding, the highway bill, Tribal projects and additional changes Congress is considering at this time. Previous to the LRTP, SLPT only had nine miles on the Indian Reservation Road (IRR) system. The LRTP increased the IRR to approximately 100 miles. More Tribes have also increased their IRR road systems. There is only one pot for funding and now SLPT is getting less than we did previously. Without the development of a LRTP, adding 100 miles, SLPT would have been severely cut.

Mr. Cowan attended the BIA Indirect and Contract Support training held at the Silver Legacy. The first session was on Indirect and was presented by Lesley Grove, SLPT's consultant. Mr. Cowan spoke to her and asked her to come and give our employees a session on Indirect to better inform about the process and what it means. Contract Support was presented by a contractor hired by BIA. Mr. Cowan shared information from this training with Ms. Winn.

On December 15, 2011, the noxious weed report was submitted to BIA along with SLPT's 2012 noxious weed proposal in the amount of \$42,715. SLPT would have to provide a match of at least 50% non-federal in-kind services of \$43,250 if SLPT is funded in full. Last year SLPT submitted a proposal for approximately \$30,000 and were funded in full.

Ms. Youmans is working on the EPA spring assessment report which should be done by the end of the month. She's been identifying all the bugs and plants collected during her assessment. She networked with UNR, Cooperative Extension and the FWS botanist to get identification on these species. Unfortunately, it wasn't a good time to conduct an assessment of plants because, to identify plants, you need the flowery part and the roots. The plants were dormant, dried out and hard to identify.

On November 22, 2011, Mr. Cowan spoke with his EPA Project Officer to clarify the Performance Partnership Grant (PPG). NRD is preparing to start work on the 319 Section component of that grant. A PPG is the fusion of two objectives. One is for the water quality standards work and the other is for nonpoint source pollution. Previously, the water quality portion would be funded July 1<sup>st</sup> while the nonpoint source dollars came October 1<sup>st</sup>. The PPG will blend the funds together so that SLPT gets on a consistent funding cycle. NRD will need to take caution to document time spent on water quality versus nonpoint source pollution, to ensure a mistake similar to the GAP issue does not occur.

Mr. Cowan reported he worked on the EPA GAP problem during his leave. From November 16 to 23, 2011 he tried to reach EPA daily but could not get in touch with anyone, particularly the GAP Project Officer, Mr. Tim Wilhite. He finally spoke with Mr. Wilhite on November 28. Mr. Wilhite advised there were certain EPA staff SLPT needed to contact and that is what led to the conference call this week. There are issues with the \$96,000 and the OIG's attestation report. Mr. Cowan told Mr. Wilhite

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SLPT would now be elevating this to EPA management. During a conference call on December 12, EPA disclosed to SLPT things have changed since a meeting in July 2011. The Inspector General is driving what is being required from SLPT. EPA impressed upon SLPT that the Inspector General is driving what is being required from SLPT. Mr. Cowan stated he didn't want to take any more time in today's Council meeting discussing GAP and suggested he and Council have a separate meeting today or tomorrow. Council agreed to meet after today's meeting.

Comments regarding the climate change study were submitted to Mr. Bill Smith, University of Nevada Las Vegas (UNLV). Mr. Smith has asked if the Tribe is likely to be interested in an analysis of potential renewable energy applications on the reservation such as small solar or wind systems to provide clean energy. There is some possibility that funds may be available for this. Mr. Cowan asked if Council is interested in pursuing this further. Chairman Barlese asked if SLPT would be responsible for setting up the windmills or solar systems. Mr. Cowan replied that Mr. Smith is trying to get support from Tribes that may be willing to serve as cooperators into a grant and in SLPT's case if he was able to get funds, assess solar and wind as a test project. This is an experimental phase type of project. Chairman Barlese stated we might want to consider geothermal and natural gas as well.

CONSENSUS: Consensus of Council is to email Mr. Bill Smith, UNLV, and indicate that SLPT is interested in follow-up communication to find out more about potential renewable energy options.

Mr. Cowan discussed 2012 BIA recontract applications for fisheries, range and roads. He reminded Council he spoke with them at the October 2011 Council meeting about potential new services. However, with our limited funds, Mr. Cowan doesn't envision any new services that SLPT could accommodate.

Mr. Cowan reported NRD is developing a call for proposals for an engineering firm to draft a plan for rerouting Hell's Canyon and the west road on the reservation. There will be language included requiring the consultant to generate a report and help the SLPT present the report to Congressional delegates.

Mr. Cowan provided an update on noxious weed signs. NRD will install four signs as part of the TWG which requires an educational outreach component to make the public aware of what they can do to help prevent the spread of noxious weeds. Mr. Bloomer has been working on language and illustrations for the signs. Mr. Cowan requests the Council support the message on the signs.

He stated there wasn't appropriate communication and coordination with NRD when new signs were put at the entrances to the reservation. Had NRD been involved the entry signs would have been better than what they became, particularly because the Council members names were included. Council members may only serve for one term which basically defines the life of the sign. Chairman Barlese stated there was supposed to be removable tape which could be placed over dates and names but it didn't happen.

NRD is proposing noxious weed signs be placed at the entrance to the reservation and to rebuild the kiosk in front of the Tribal compound area because those are areas where NRD has been posting notices when doing noxious weed treatments. As people enter the reservation, they receive notice that herbicides are being applied that day. The TWG is funding close to \$16,000 to produce these signs. Potential language for the signs is "Help prevent the spread of noxious weeds" and underneath that "The Summit Lake Paiute Tribe Weed Management Program". The signs will be the same size as the reservation entrance signs. In the middle will be illustrations of the problem weeds that NRD wants people to be aware of:

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medusahead, hoary cress, thistles, and others. Behind these illustrations will be a picture of the Summit Lake watershed as a background. They will also have action words: report, observe, identify, clean. Sign development is still in the conceptual stage. NRD has been trying to get this accomplished for four years. Mr. Bloomer is making considerable progress and has been consulting with public affairs staff of other agencies because we also want to demonstrate partnering with other agencies. Mr. Cowan stated he wants the signs approved by Council. He asked how long it took to get approval on the entry signs. Chairman Barlese stated it took about a year. Mr. Cowan asked if Council could be put on Mr. Bloomer's email list so they can comment on the proposed signs. Mr. Bloomer will take photographs to the sign production company who will digitize the pictures and then become an illustration. He went to the cooperative agricultural extension who will furnish Mr. Bloomer photographs of the problem weeds.

The new entry sign coming from Cedarville is adjacent to the old sign and hard to see. Mr. Bloomer suggested to Mr. Cowan we place signs off the reservation but Mr. Cowan replied SLPT's TWG contract states signs will be on the reservation. There are benefits of doing it off the reservation in that NRD wants the public to take notice that they can help prevent the spread of noxious weeds if they identify and report weeds. The public also needs to clean their vehicles and equipment before they go to the reservation.

Chairman Barlese asked if signs were included in the LRTP for off-reservation roads. Mr. Cowan stated the LRTP is a planning grant only. SLPT would need to get permission from BLM to place signs off the reservation.

BREAK. Consensus of Council was to take a lunch break at 12:00 p.m.

CALL TO ORDER. At 1:00 p.m., 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, Jerri Lynn Barlese, Randi DeSoto, and, via teleconference, Jerry Barr. Chairman Warner Barlese declared a quorum was present and Council could conduct business.

STAFF PRESENT: William Cowan, Natural Resources Department Director; Frances Winn, Finance Director

#### REPORTS – FINANCE DEPARTMENT

Ms. Frances Winn, Finance Director, provided handouts of current contracts and grants as well as budgets. She stated she is giving hard copies of her handouts because she didn't know which Council members would bring their computers therefore she didn't prepare flash drives.

She also provided the 2012 Indirect Cost Rate proposal which shows the proposed 2012 rate as 27.22% versus 28.31% in 2011. Ms. Winn explained Indirect Cost Rate proposals are always the same. They have a specific format to use. The proposal is formula driven. You enter the new prior year totals. You also enter your exclusions to come up with the calculations.

Ms. Winn stated December 2011 has been a very busy month for Finance. She needs to begin preparing for the W-2's; however, at the rate she's going it will be mid-January before she can get the W-2's done. She has yet to begin reconciling everything.

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MOTION: Council Secretary/Treasurer Jerri Lynn Barlese introduced a motion to accept the 2012 Indirect Cost Rate proposal at 27.22%. Council Member Jerry Barr seconded the motion. Vote called. Vote: 4 For, 0 Against, 0 Abstaining. Council Chairman Warner Barlese refrained from voting and declared the motion passed.

MOTION: Council Secretary/Treasurer Jerri Lynn Barlese introduced a motion to go into Executive Session for one hour and twenty minutes for William Cowan to discuss Ruby Pipeline, Frances Winn to discuss Finance issues and Chairman Warner Barlese to discuss tribal member business. Council Member Randi DeSoto seconded the motion. Vote called. Vote: 4 For, 0 Against, 0 Abstaining. Council Chairman Warner Barlese refrained from voting and declared the motion passed. Executive Session began at 1:12 p.m. and concluded at 2:32 p.m.

MOTION: Council Vice-Chairman Ernie Barlese introduced a motion to accept the letter from Reggie Lee Townsend to relinquish his enrollment with the Summit Lake Paiute Tribe at the December 17, 2011 Council meeting via Resolution SL-18-2011, Relinquish Enrollment, Reggie Lee Townsend. Council Secretary/Treasurer Jerri Lynn Barlese seconded the motion. Vote called. Vote: 4 For, 0 Against, 0 Abstaining. Council Chairman Warner Barlese refrained from voting and declared the Resolution enacted.

MOTION: Council Secretary/Treasurer Jerri Lynn Barlese introduced a motion to accept the letter from Connie Summers to relinquish her enrollment with the Summit Lake Paiute Tribe at the December 17, 2011 Council meeting via Resolution SL-19-2011, Relinquish Enrollment, Connie Summers. Council Member Randi DeSoto seconded the motion. Vote called. Vote: 4 For, 0 Against, 0 Abstaining. Council Chairman Warner Barlese refrained from voting and declared the Resolution enacted.

CONSENSUS: Consensus of Council was for the Natural Resources Department to advertise a position vacancy for Fish and Wildlife Biologist.

CONSENSUS: Consensus of Council was for the Finance Department to advertise a position vacancy for Finance Clerk for up to ninety days.

#### APPROVAL OF MINUTES

No minutes were presented. Approval of minutes is tabled until January 21, 2012.

#### NEXT MEETING

The next Council meeting will be held Saturday, January 21, 2012 at the Primary Administrative office beginning at 8:00 a.m. BLM, FWS and EPA are requesting government-to-government consultation at this meeting.

#### ADJOURNMENT

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MOTION: Council Secretary/Treasurer Jerri Lynn Barlese introduced a motion to adjourn. Council Member Jerry Barr seconded the motion. Vote called. Vote: 4 For, 0 Against, 0 Abstaining. Council Chairman Warner Barlese refrained from voting and declared the motion enacted. The meeting adjourned at 2:55 p.m.

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, 2011 Regular Meeting of the Summit Lake Paiute Council were approved by the Council during a duly called meeting of the Council on March 10, 2012, by a vote of 4 For, 0 Against, and 0 Abstaining. Council Chairman Warner Barlese refrained from voting.

March 10, 2012  
Date

  
Jerri Lynn Barlese, Secretary/Treasurer  
Summit Lake Paiute Council