

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

RESOLUTION NO: SL – 04-2016

TITLE: Removal of Delgadina Gonzalez from the Summit Lake Paiute Council and from engaging in business of the Summit Lake Paiute Tribe

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 of the Summit Lake Paiute Council (see Article II, Section 1) to include determining its own rules of procedures (see Section 1 (j)), to take such actions as are necessary to carry into effect any of the foregoing powers and duties (see Section 1(k)); and

WHEREAS, the Summit Lake Paiute Council has the responsibility for the general welfare of its tribal membership (see Article II, Section 1 (b)) including management of tribal assets (see Article II, Section 1 (c)); and

WHEREAS, the Articles of Association, Article VI, Section 2 prescribes the process to expel any member of the Summit Lake Paiute Council for neglect of duty or gross misconduct, but before any vote for expulsion is taken, such a member shall be given a fair opportunity to answer any or all charges; and

WHEREAS, the Summit Lake Paiute Tribe Administrative Procedure Manual, effective 1/1/2013 describes in Chapter 1 – Ethical Standards for Council Members, including prohibited conduct in Section 2, item 2, where no members of the Council may use their position on the Council to secure or grant unwarranted privileges, preferences, exemptions or advantages for himself, any member of his household, any business entity in which he has significant pecuniary interest, or any other person, and in Section 2, item 5, no member of the Council may accept any salary, retainer, augmentation, expense allowance or other compensation from any private source for the performance of his duties as a member of the Council or employee of the Tribe, and Section 2, item 8, where no member of the Council may commit acts considered as “gross misconduct” as dishonesty, stealing, disclosing sensitive information, and wrongfully suppressing information from the Council that potentially affects assets and resources of the Summit Lake Paiute Tribe; and,

WHEREAS, the Summit Lake Paiute Council is the duly constituted governing body of the Summit Lake Paiute Tribe; and,

WHEREAS, Delgadina Gonzalez forged signatures and falsified Travel Authorizations for Summit Lake Paiute Council members and a Tribal employee who participated in

November, 2014 to repatriate artifacts to falsely state personal vehicles were used to transport participants when in fact vehicles and equipment of the Summit Lake Paiute Tribe (Tribe) were used; and,

WHEREAS, these forged documents were prepared with the intent to fax to the Pyramid Lake Paiute Tribe before the Summit Lake Paiute Tribe Finance Department Director found these documents, and,

WHEREAS, Ms. Randi DeSoto, Tribal Chairwoman was immediately notified of this apparent abuse of authority by misrepresenting the Council and preparing false information;

WHEREAS, the Summit Lake Paiute Council had several discussions on their neglect of duty to act unethically and irresponsibly to sign blank travel authorizations forms which Delgadina Gonzalez forged false vehicle odometer readings without the Council's knowledge, which gives the appearance to accept money falsely claimed; and,

WHEREAS, the Summit Lake Paiute Council voted twice in favor to remove Delgadina Gonzalez for committing fraud and forgery after she was given a fair opportunity to answer to charges before a vote was taken to expel her from the Council; and,

WHEREAS, the Summit Lake Paiute Council sought the guidance from the Bureau of Indian Affairs (BIA) how to resolve this problem on December 11, 2015 and,

WHEREAS, the summit Lake Paiute Council was advised by the BIA to follow their rules and procedures and whatever decision they make concerning the removal of Delgadina Gonzalez from the Council, should be properly voted by a quorum and drafted in Resolution form.

NOW THEREFORE BE IT RESOLVED, that Delgadina Gonzalez has committed acts of gross misconduct and neglect of duty by forging documents with fraudulent information; and

BE IT FURTHER RESOLVED that Delgadina Gonzalez has neglected her duty as a Council member to be impartial on enrollment and education matters as she ultimately knows her daughter's blood quota which has been challenged by several Council members to disqualify Celina Gonzalez from being a tribal member, and continues to abstain from a discussion on this matter; and,

BE IT FURTHER RESOLVED that Delgadina Gonzalez has neglected her duty to assist Summit Lake Paiute Tribal members to obtain higher education assistance by favoring certain relatives who are not tribal members of the Summit Lake Paiute Tribe to obtain benefits; and,


BE IT FURTHER RESOLVED Delgadina Gonzalez acts of gross misconduct and neglect of duty are criminal in nature and her unethical conduct to misconstrue the Summit Lake Paiute Tribe Articles of Association, tribal ordinances and policies has caused chaos and disrupted business of the Tribe, and

BE IT FURTHER RESOLVED the summit Lake Paiute Council hereby removes Delgadina Gonzales from the Council effective immediately on this date, February 20, 2016, for a period of 6 (six) years; and,

BE IT FURTHER RESOLVED that problems caused by dishonest acts committed by Delgadina Gonzalez are severe to disqualified Delgadina Gonzalez for 6 years from serving the Tribe as an employee or Council member, or participating in tribal meetings, committees, elections and any other business of the Tribe to protect the Tribe from her unethical influence; and,

BE IT FINALLY RESOLVED the action to disqualify and remove Delgadina Gonzalez from the Council for acts of gross misconduct and neglect of duty, cannot be appealed and is deemed necessary to protect tribal assets, and prevent mismanagement of federal of tribal funds.

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

I, , **Acting Secretary/Treasurer**, of the Summit Lake Paiute Council, hereby certify the above Resolution **SL-04-2016** was brought before the Summit Lake Paiute Council at a duly held meeting on the **20th** day of **February, 2016**, with **5** Council members of the Tribal Council present, constituting a quorum, with the following votes to enact Resolution **SL-04-2016**; **2 FOR, 0 AGAINST, 1 ABSTAINING**, with the Tribal Chairperson presiding and not voting, this Resolution has not been rescinded, revoked or amended.

2/20/16

Date



Acting Secretary/Treasurer
Summit Lake Tribal Council