

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

RESOLUTION NO.: SL - 05 - 2013

TITLE: Approval of the Use of Prior Year (FY 2012) Indian Reservation Roads Program (IRRP) and FY 2013 Tribal Transportation Program (TTP) Funds.

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 rights of home rule to the Summit Lake Paiute Council, and a responsibility for the general welfare of its membership; 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, such as the Bureau of Indian Affairs (BIA), to improve the welfare of the Tribe; and,

WHEREAS, the Summit Lake Paiute Tribe received an annual allocation of funding (Tribal Shares) under the Indian Reservation Roads Program (IRRP) and is currently receiving an annual allocation of funding from the Tribal Transportation Program (TTP) for road construction, road maintenance and transportation planning projects; and

WHEREAS, the BIA-Western Regional Office (WRO), Division of Transportation (DOT), has provided the Summit Lake Paiute Tribal Council with a Tribal Shares Report identifying its portion of available FY 2012 (IRRP) carryover funds, and their estimated share of TTP Funds for FY 2013; and

WHEREAS, Section 204 (c) of Title 23 United State Code (23 USC) as amended by SAFETEA-LU, authorized Indian Tribes to use up to twenty-five percent (25%) of their annual allocation of IRRP construction funds for road maintenance; and

WHEREAS, MAP-21 authorized Indian Tribes to use up to \$500,000 or twenty-five percent (25%) of their annual allocation of TTP construction funds, whichever is greater, for road maintenance; and

WHEREAS, The Summit Lake Paiute Tribe has a need for additional funding to purchase road maintenance equipment to maintain IRR system roads on the Summit Lake Indian Reservation; and

WHEREAS, Summit Lake Paiute Tribal Council desires to utilize twenty-five percent (25%) of their allocation of FY 2012 IRRP carryover funds and one-hundred percent (100%) of their annual allocation of FY 2013 TTP funds to purchase road maintenance equipment and perform routine road maintenance activities identified in Appendix A to Subpart G in 25 CFR 170.

NOW, THEREFORE BE IT RESOLVED that the Summit Lake Paiute Tribal Council hereby requests that the Tribe's share of available FY 2012 IRRP carry-over funds and FY 2013 TTP funds be programed in the Western Region's FY 2013 Transportation Improvement Program (TIP) to be used as follows:

1. Twenty-five percent (25%) of the Tribe's remaining share of FY 2012 IRRP carryover funds, in the amount of \$44,164, are to be placed into a new P.L. 93-638 road maintenance grant in FY 2013.
2. One-hundred percent (100%), or \$75,555 (less than the \$500,000 maximum allowable), of the Tribe's available share of FY 2013 TTP funds are to be placed into the new P.L. 93-638 road maintenance grant in FY 2013.
3. A combined total of \$119,719 from FY 2012 IRRP carryover funds and FY 2013 TTP funds are to be placed into the new P.L. 93-638 road maintenance grant in FY 2013.
4. The Tribe's remaining share of 2012 IRRP carryover funds are to be programmed into a new construction project for Route 1000 to begin work on preconstruction activities.
5. The Tribe's remaining share of 2013 – 2016 TTP funds are to be programmed annually into the new construction project for Route 1000 to begin work on preconstruction activities.

THEREFORE BE IT FINALLY RESOLVED, the Summit Lake Paiute Council hereby adopts this resolution, and it shall be known that this resolution will remain in effect until rescinded or revised and that the foregoing resolution was adopted during a duly called meeting at which a proper quorum was present.

CERTIFICATION

I, **Elizabeth DeLaLuz, Secretary/Treasurer**, of the Summit Lake Paiute Council, hereby certify that the above Resolution No. **SL-05-2013** was brought before the Summit Lake Paiute Tribal Council at a duly held meeting on the **20th Day of April, 2013** with 5 members of the Tribal Council present, constituting a quorum, with the following votes to enact Resolution No. **SL-05-2013; 4 FOR, 0 AGAINST, and 0 ABSTAINING**; with Tribal Chairwoman, Randi DeSoto, presiding and not voting, this Resolution has not been rescinded, revoked or amended.

April 20, 2013

Date


Elizabeth DeLaLuz, Secretary/Treasurer
Summit Lake Tribal Council