

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

RESOLUTION NO.: SL - 10 - 2008

TITLE: Adopting a Policy Regulating the Use of Rubber Signature Stamps Bearing the Signatures of Members of the Summit Lake Paiute Council

WHEREAS, the Summit Lake Paiute Tribe, is a modern entity of the Northern Paiute People known, in English, as Lake Trout and Wild Onion Eaters who, for thousands of years, controlled 2,800 square miles of land in and around Summit Lake as a tribe with sovereign, unlimited, powers and laws (customs, traditions, usages, etc.); and,

WHEREAS, in 1964, and after much consideration, the members of the Lake Trout and Wild Onion Eaters organized pursuant to Section 16 of the Indian Reorganization Act of June 18, 1934 (48 Stat. 984) as amended, adopting, for certain sovereign purposes, the name "Summit Lake Paiute Tribe" with a tribal constitution titled "Articles of Association," the latter which was approved by the Secretary of the U.S. Department of the Interior on January 8, 1965; and,

WHEREAS, over time the members of the Summit Lake Paiute Tribe have regained a small fraction of their historic land base, including the Tribe's reserved lands (Reservation), and the Indian allotments outside the Reservation boundaries; and,

WHEREAS, the Summit Lake Paiute Tribe's Articles of Association grant to the Summit Lake Paiute Council (see Article II, Section 1) certain sovereign powers, including the power to seek funding from federal agencies like the U.S. Environmental Protection Agency (EPA) to improve the welfare and education of tribal members (see Article II, Section 1 (b), (k)); and,

WHEREAS, the Summit Lake Paiute Tribe received EPA General Assistance Program ("GAP") funding for the four (4) year Fiscal Year ("FY") periods from FY 2005 through FY 2009 and other EPA funding for other purposes; and,

WHEREAS, one of the requirements for spending EPA's GAP funding is that the Tribe's policies, including Personnel, must meet the requirements of Title 40, Code of Federal Regulations ("40 C.F.R."). See, GAP Work Plan Amendment #1 (September 27, 2007), Work Plan Component 1 (Financial/Administrative Capacity Building), Commitment 1.1 (requiring the Tribe to submit to EPA a completed Administrative Checklist and update as needed) and Commitment 1.2 (requiring Environmental Coordinator to submit report to EPA identifying deficiencies in tribal policies relative to the requirements of 40 C.F.R.; and,

WHEREAS, the Summit Lake Paiute Tribe's Environmental Coordinator and Chief Administrative Employee have notified the Council of the need to allow the Chief Administrative Employee, under highly regulated conditions, and subject to severe disciplinary possibilities, to allow the Chief Administrative Employee, with proof that a Council member has authorized the use of their rubber signature stamp; and,

WHEREAS, with the primary administrative office in Winnemucca, Nevada, and the Acting Tribal Chairperson and Secretary/Treasurer of the Summit Lake Paiute Council living in Reno and Sparks, Nevada, respectively, the Chief Administrative Employee is required to drive a three hour drive, one-way, to get the signatures of the Acting Tribal Chairperson and Secretary/Treasurer; and,

WHEREAS, even with appointments to obtain their signatures, the Acting Tribal Chairperson and Secretary/Treasurer are not always available thus delaying the submission of contract and grant reports to federal funding officials.

NOW THEREFORE, BE IT RESOLVED that the Summit Lake Paiute Tribal Council has reviewed and been briefed on the proposed adoption of the Summit Lake Paiute Tribe Policy on the Use of Council Members Rubber Signature Stamps at a duly held meeting on February 16, 2008 and,

BE IT FURTHER RESOLVED that the Summit Lake Paiute Council approves, and hereby adopts the proposed Summit Lake Paiute Tribe Policy on the Use of Council Members Rubber Signature Stamps.

CERTIFICATION

I, LORRAINE WATSON, Secretary/Treasurer of the Summit Lake Paiute Council, hereby certify that the above Resolution, No. SL - 10 - 2008, was brought before the Summit Lake Paiute Council at a duly held meeting on the 16th day of February, 2008, with 4 members present, constituting a quorum, with the following votes to enact the Resolution: 3 FOR, 0 AGAINST; and 0 ABSTAINING, with the Tribal Chairman presiding and not voting, and that this Resolution has not been rescinded, revoked or amended.

16 Feb 2008
Date


Lorraine Watson, Secretary/Treasurer
Summit Lake Tribal Council

STATEMENT OF NEED

In 2007-08, the members of the Summit Lake Paiute Council ("Council") were widely spaced, geographically speaking (e.g., Sacramento, California; Sparks, Nevada; Reno, Nevada; Fort Bidwell, California), causing tribal employees and officials to use the U.S. Mail, FedEx, and hand delivery to get signatures of Council members on various federal and other documents. Sometimes the mail was timely delivered; sometimes not. The drive from Winnemucca, Nevada, to Sparks and Reno, Nevada, required an employee to drive at least three hours one-way. Having rubber signature stamps of Council members available but strictly governing their use, and imposing severe disciplinary action for their misuse, serves the need of Summit Lake Paiute Tribe ("Tribe") members, Council members, and tribal employees. Having rubber signature stamps of Council members also speeds up the time between receipt or generation of federal reports and their submission to federal officials.

DEFINITIONS

"CAE" as used in this Policy means the Chief Administrative Employee of the Summit Lake Paiute Tribe.

"Council members" as used in this Policy means duly elected or appointed members of the Summit Lake Paiute Council.

"Employee" as used in this Policy means a currently employed employee of the Summit Lake Paiute Tribe.

"Improper use" as used in this Policy means any unauthorized use of the rubber signature stamps of members of the Summit Lake Paiute Council ("Council"), including, but not limited to, affixing the signature stamps to any paper or other object without the express permission of the Council member whose signature is represented by the rubber stamp.

POSSESSION AND USE OF RUBBER SIGNATURE STAMPS OF COUNCIL MEMBERS; BY WHOM; WHEN

The rubber signature stamps of members of the Summit Lake Paiute Council ("Council") shall be in the possession of the Chief Administrative Employee ("CAE") and may only be applied by the CAE. The CAE shall only apply the rubber signature stamp of a Council member if he/she has received express, provable, permission from that Council member. Means of proving that permission has been given are: voice-mail recordings; tape recording; or written permission.

DISCIPLINE FOR IMPROPER USE OF THE RUBBER SIGNATURE STAMPS OF COUNCIL MEMBERS

The discipline for improper use(s) of the rubber signature stamps of members of the Summit Lake Paiute Council ("Council") by any employee of the Summit Lake Paiute Tribe shall be termination subject to the appeal provisions in the Summit Lake Paiute Tribe's Personnel Manual.

NOTICE REQUIRED WHEN CONTROL OF RUBBER SIGNATURE STAMPS RELINQUISHED

Immediately upon the demand of any person to the Chief Administrative Employee ("CAE") to relinquish the rubber signature stamps of any Council member or immediately upon the relinquishment by the CAE of the rubber signature stamp of any Council member, or immediately upon the CAE otherwise losing control of the rubber signature stamp of any Council member, the CAE shall give verbal and written notice to all members of the Summit Lake Paiute Council and the Finance Department so unauthorized use, if any, is prevented.

POLICY HISTORY

On February 16, 2008, this policy was created by the Summit Lake Paiute Council for the reasons set forth in Statement of Need. See Resolution SL-10 - 2008.