

MINUTES
Regular Meeting
SUMMIT LAKE PAIUTE COUNCIL
Saturday, May 17, 2008
Bunkhouse, Summit Lake Reservation

CALL TO ORDER. At 10:22am, Chairman Warner Barlese called the Meeting to Order.

ROLL CALL. Council Member Ernie Barlese, as Acting Secretary/Treasurer, called the roll. Present: Warner Barlese, Jesse Strout, and Ernie Barlese. Absent: Lorraine Watson and Jerri Lynn Barlese. Chairman Warner Barlese advised there was a quorum of three Council Members as required by the Articles of Association to conduct business. Chairman Warner Barlese asked that Guests and Employees identify themselves for the record.

GUESTS. Tribal Member Lorieta Cowan; Conrad Sotelo; Larry Kelly; Virginia DeGarmo; Tilla Townsend; Lydia Townsend; and, Thomas Barlese.

EMPLOYEES. Roberta Burton, Tribal Accountant; William Cowan, Director, Natural Resources Department ("NRD William Cowan"); and, Ron Johnny, Acting Chief Administrative Employee/Administrator ("Acting CAE/A Ron Johnny") and Environmental Coordinator (Director), Environmental Protection Department (EC Ron Johnny).

EPA-GENERAL ASSISTANT PROGRAM (GAP) ELDER, ADULT AND CHILDREN EDUCATIONAL PROGRAM.

From 10:27am to 10:31am, EC Johnny explained today's GAP educational program for elders, adults and children: the Environmental Protection Department had designed an educational booklet designed to stimulate interest in learning about and protecting the environment and resources of the Summit Lake Reservation, and to encourage communication between adult and children with elders on culturally significant issues on the Reservation. EC Johnny then handed out the booklets to all interested elders, adults and children and advised them to return the booklets towards the end of the Council Meeting with all questions and puzzles in the booklet answered and that the persons in each age category with the highest to lowest number of correct responses would be rewarded with fried bread and \$10.00 Wal Mart gift certificates.

Johnny advised the Council that most of the questions had color pictures in the booklet:

- What is a fish biologist? (page 2)
- Can you tell the difference between a male and female Lahontan cutthroat trout? (page 3)
- Can you tell the difference between Lahontan cutthroat trout and other trout? (page 4)
- How many Lahontan cutthroat trout does the Council allow adults and under 16 aged members to catch this year? (page 5)
- Can tribal members fish at the fish trap? (page 5)

Johnny also advised that tribal members get to draw in the booklet too, especially in answering the following question:

- When measuring the fork length of a LCT, what part of the tail is measured? (page 5)

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Johnny also advised that there were questions designed to assist in the design of next year's booklet:

- What other questions should be asked next year? (page 6)

READING AND APPROVAL OF MINUTES.

MOTION. Council Member Ernie Barlese, Acting Secretary/Treasurer, made a motion to table the reading of the April 19, 2008 Council Meeting Minutes. Council Member Jesse Strout seconded the motion. No discussion. Vote: 2 FOR, 0 AGAINST, and 0 ABSTAINED. Council Chairman Warner Barlese who did not vote because there was no tie vote advised that the motion had passed.

At 10:46am, Council Chairman Warner Barlese asked Acting CAE/A Ron Johnny to read the Minutes of the Council's March 15, 2008 Council Meeting and he did.

At 10:57am, Tribal Member David Gallegos entered the Council Meeting.

At 11:03am, Vice-Chairperson Lorraine Watson and Secretary/Treasurer Jerri Lynn Barlese entered the Council Meeting.

At 11:18am, Chairman Warner Barlese asked for a motion to approve the Minutes of the March 15, 2008 Council Meeting.

MOTION. Council Member Ernie Barlese made a motion to approve the Minutes of the March 15, 2008 Council Meeting as prepared. Secretary/Treasurer Jerri Lynn Barlese second the motion. Chairman Warner Barlese called for a vote. Vote: 2 FOR, 0 AGAINST, and 2 ABSTAINED. Council Chairman Warner Barlese who did not vote because there was no tie vote advised that the motion had passed.

Tribal Member Lorieta Cowan asked to speak. Ms. Cowan asked that all Minutes have the initials of the Council Members where the last names were the same. Secretary/Treasurer Jerri Lynn Barlese asked that the Minutes have the Council Member's first names. Chairman Warner Barlese thanked Ms. Cowan.

At 11:21am, Council Chairman Warner Barlese asked Secretary/Treasurer Jerri Lynn Barlese if the April 19, 2008 Council Meeting Minutes were completed. Secretary/Treasurer Jerri Lynn Barlese advised that she did not have the notes from that meeting.

UNFINISHED BUSINESS.

Status of Ford Explorer. Acting CAE/A Ron Johnny advised the Council that the Ford Explorer leased from GSA (General Services Administration) was not fully operational. After the vehicle was returned to the Tribe from Jones West Ford because of additional damage to the engine area of the vehicle by Steve

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did not report) and that Steve Frank explained the missing jack (to replace a flat tire) was thrown away by him because the jack had been damaged after the accident in trying to remove a flat tire. Ron Johnny then explained that Les Shuwab Tire Store had, initially, refused to replace the spare tire unless all tires were replaced but that GSA's Customer Service Center had talked to Les Schwab and then they agreed to replace the spare tire only.

Status of Dodge Fire Truck. In response to Council Members asking questions about the status and running condition of the Dodge pick up truck with the fire fighting equipment in the bed of the truck, NRD William Cowan and Acting CAE/A Ron Johnny explained the condition of the vehicle and the need to allocate funds to replace worn tires and have two spare tires in case the Dodge gets a flat while fighting a fire, an inoperative battery, etc., respectively.

Job Announcements. Council Chairman Warner Barlese asked about the status of posting a job description/job announcement for the Administrative Assistant/Assistant Bookkeeper and Tribal Accountant positions. Acting CAE/A Ron Johnny explained that since Roberta Burton was still working for the Tribe albeit from her home because she did not want to move to Reno, he was focusing on the Administrative Assistant/Assistant Bookkeeper job description/job announcement and that as the Tribe moved closer to making its final move he would come to the Council with a job description/job announcement for the Tribal Accountant position but that there was at least six to nine months more work for Roberta Burton, as Tribal Accountant, from her home, to finalize the 2007 audit and complete the negotiations for the 2008 Indirect Cost Rate Agreement.

REPORTS.

Council Chairman's Report. Chairman Warner Barlese congratulated the Council on their work and mentioned that the Bureau of Indian Affairs is very happy with the progress this Council has made on the problems created by past Councils. Chairman Warner Barlese talked about: the status of the Lahontan cutthroat trout and how he was pleased with what he saw and was told; and, the importance and need for Council Meetings being held the third Saturday of every month.

Council Secretary/Treasurer Report.

ITCN Strategy Meeting for Preparation to Meeting with Nevada Governor. Secretary/Treasurer Jerri Lynn Barlese reported that she had attended the May 12, 2008 Strategy Meeting at Inter-Tribal Council of Nevada's office with Vice-Chairperson Lorraine Watson and Acting CAE/Administrator Ron Johnny, to prepare for the up-coming 30- to 45-minute meeting with Nevada Governor Gibbons on May 27, 2008 where tribal environmental issues would be presented. Given the short duration of the meeting with the Governor, the Tribes agreed that it would be best if all Tribes submitted a maximum of three one-page briefing sheets on their most important issues with the State of Nevada which would be

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delivered by a small group of tribal leaders. After much discussion, the following tribal leaders were selected for the listed topics:

<u>Tribe:</u>	<u>Leader:</u>	<u>Topic to Discuss:</u>
Pyramid Lake Paiute Tribe	Chairman Mervin Wright	Water
Fallon Paiute-Shoshone Tribe	Chairman Alvin Moyle	Land
Duckwater Shoshone Tribe	Chairman Jerry Millett or Vice-Chairperson Alissa Thompson	Air
Wahoe Tribe	Chairman Waldo Walker	Emergency Management
Reno-Sparks Indian Colony	Chairman Arlan Melendez	Conclusion and ensuring meetings with all Tribes, individually, as scheduled

Secretary/Treasurer Jerri Lynn Barlese outlined the three environmental topics most important to the members of the Summit Lake Tribe:

Environmental Justice	Having state game wardens recognize the right of tribal members to hunt, fish, gather traditional foods and medicine, and participate in religious and spiritual ceremonies at all usual and accustomed places, whether on private or public land, within the traditional territory of the Tribe's ancestors which is at least 2,800 square miles around Summit Lake.
Environmental Justice	Since the state advertises to the public to camp, hunt and fish in the greater Nevada outdoors, and collects fees for such activities by way of hunting and fishing licenses and hunting and trout stamps, and vehicle registration fees, having the state clean up the pollution left by persons camping, hunting or just recreating along Mahogany Creek above the Reservation or contract with the Tribe to clean up and co-manage the area.
Environment and Other	In encouraging people to use the great Nevada outdoors that use impacts Reservation residents' air quality and peace and serenity.

U.S. Department of Justice Sex Offender Registry Training in Baltimore, Maryland.
 Secretary/Treasurer Jerri Lynn Barlese next discussed the need of two Council Members to attend the

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Sex Offender Registry training being put on by the U.S. Department of Justice in Baltimore, Maryland, July 30-August 1, 2008, so that the Tribe can know when convicted sex offenders enter the Reservation, and the U.S. Department of Justice while paying for lodging, travel expenses and per diem, it would be necessary for the Tribe to front these expenses until they are reimbursed.

CONCENSUS OF COUNCIL. It was the unanimous consensus of the Summit Lake Paiute Council that Council Members Jerri Lynn Barlese and Ernie Barlese attend the Sex Offender Registry Training, be provided the needed travel funds from their residences which will be reimbursed by the U.S. Department of Justice, so that they can set up a Sex Offender Registry system upon their return from training.

LUNCH BREAK.

CONCENSUS OF COUNCIL. It was the unanimous consensus of the Summit Lake Paiute Council that there be a lunch break from Noon to 12:45pm so the Council, Guests and Employees could enjoy the Indian Tacos the Environmental Protection Department had Lone Crutcher (a member of the Fort McDermitt Tribe) cooking for lunch.

CALL BACK TO ORDER. At 12:45pm, Chairman Warner Barlese called the meeting back to Order. Secretary/Treasurer Jerri Lynn Barlese called Roll. Present: Warner Barlese, Lorraine Watson, Jerri Lynn Barlese, Jesse Strout, and Ernie Barlese. Chairman Warner Barlese declared a quorum was present and that business could be conducted.

Tribal Accountant Report. Tribal Accountant Roberta Burton discussed her report of expenditures since the last Council Meeting for the following:

Higher Education;
Consolidated Tribal Government Program;
Roads Improvement; and
Fisheries Management.

The Tribal Accountant also discussed the funding the Tribe gets from U.S. EPA under Section 106 of the Clean Water Act.

CONCENSUS OF COUNCIL. It was the unanimous consensus of the Summit Lake Paiute Council that in the future the Tribal Accountant was to provide her report in spread sheet format rather than just a list of expenditures for each funding source with Draw Downs, line items, etc., which will allow the Council to read and follow the line items, and that the spread sheets need to be sent out in advance of the meeting so Council members have time to read the reports.

The Tribal Accountant next discussed the scheduled dates for the 2007 audit, June 9-13, 2008.

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At the conclusion of her report, Tribal Accountant Roberta Burton received permission from the Council to be excused from the meeting since she had to drive back to her home in Battle Mountain, and she left.

Acting Chief Administrative Employee/Administrator Report.

Amending Tribe's Travel Policy Regarding Lost Lodging Receipts. Acting CAE/A Ron Johnny supplemented his written report, and discussed the need of a change in the Tribe's Travel Policy to address lost lodging receipts. Ron Johnny advised that it should be very rare when lodging receipts are lost, however, he recounted the hours he had spent looking for a federal policy addressing the loss of lodging receipts after the Bureau of Indian Affairs ("BIA") questioned a Draw Down request where, it appeared, the lodging receipts of the former Council Chairperson were lost in the mail between the Winnemucca office and Council Members in Reno and Sparks, and that the U.S. Coast Guard was the only federal entity he could find on-line that had a policy which is what he used to finally get the BIA to approve the Draw Down request.

MOTION. Secretary/Treasurer Jerri Lynn Barlese made a motion to approve and enact proposed Resolution SL-23-08, Amending the Tribe's Travel Policy Regarding Lost Lodging Receipts. Council Member Ernie Barlese seconded the motion. Chairman Warner Barlese asked Acting CAE/A Ron Johnny to read the proposed Resolution and proposed policy changes, and he did. Vote called. Vote: 3 FOR, 1 AGAINST, and 0 ABSTAINED. Council Chairman Warner Barlese who did not vote because there was no tie vote advised that the motion had passed and Resolution SL-23-2008 was enacted.

Amending the Tribe's Procurement Policy to Streamline the Bidding and Award Provisions. Acting CAE/A Ron Johnny explained that he and NRD William Cowan needed a more streamlined procurement process, still with all the checks and balances of the old policy, but one which was not delayed by the wait for the next special council meeting.

MOTION. Vice-Chairperson Lorraine Watson made a motion to approve and enact proposed Resolution SL-24-08, Amending the Tribe's Procurement Policy Regarding Bidding and Awards. Council Member Jesse Sroul seconded the motion. Chairman Warner Barlese asked Acting CAE/A Ron Johnny to read the proposed Resolution and proposed policy changes, and he did. Vote called. Vote: 4 FOR, 0 AGAINST, and 0 ABSTAINED. Council Chairman Warner Barlese who did not vote because there was no tie vote advised that the motion had passed and Resolution SL-24-2008 was enacted.

Amending the Tribe's Personnel Manual on the Use of Sick and Bereavement Leave. Acting CAE/A Ron Johnny explained that he and NRD William Cowan needed a change in the Bereavement Policy. Ron Johnny explained, as it is currently written tribal employees can ask for up to five days Bereavement Leave to plan and attend the funeral of any "family member" but it is clear by a number of references that the Council that enacted the Bereavement Leave provision clearly designed it would only be applicable to "immediate family members" since that was the only definition in the policy.

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Council then discussed the need for Bereavement Leave but not one that would require every grant and contract the Tribe had to pay for 1-5 days of leave every time a "family member" died because the definition of "family member" was too broad and that it did appear that when written there was a typo leaving out "immediate" before "family" in "family member."

MOTION. Vice-Chairperson Lorraine Watson made a motion to approve and enact proposed Resolution SL-25-08, Amending the Tribe's Procurement Policy Regarding Bidding and Awards. Council Member Ernie Barlese seconded the motion. Chairman Warner Barlese asked Acting CAE/A Ron Johnny to read the proposed Resolution and proposed policy changes, and he did. Vote called. Vote: 3 FOR, 0 AGAINST, and 1 ABSTAINED. Council Chairman Warner Barlese who did not vote because there was no tie vote advised that the motion had passed and Resolution SL-25-2008 was enacted.

BREAK.

CONCENSUS OF COUNCIL. It was the unanimous consensus of the Summit Lake Paiute Council that there be a break from 2:45pm to 3:07pm to allow Council Members, Guests and Employees to enjoy a few more fried bread, if any existed, and to check out the spawning Lahontan cutthroat trout.

CALL BACK TO ORDER. At 3:07pm, Chairman Warner Barlese called the meeting back to Order. Secretary/Treasurer Jerri Lynn Barlese called Roll. Present: Warner Barlese, Lorraine Watson, Jerri Lynn Barlese, Jesse Strout, and Ernie Barlese. Chairman Warner Barlese declared a quorum was present and that business could be conducted.

Increasing the Council Stipend Amount from \$100 to \$300 Per Business Meeting. Acting CAE/A Ron Johnny advised that over the last several months he had heard complaints from Council Members about how the \$100 stipend for attending Council Meetings was insufficient to cover the increasing cost of gasoline, lodging, and food. Ron Johnny explained that he had researched the issue as to why the stipend was dropped to \$100 from \$300 and explained that had happened because the prior Council(s) had sustained high questioned audit costs. Ron Johnny then demonstrated the need for the higher \$300 stipend, including the fact that the current Council had addressed all audit findings and had come up with a Corrective Action Plan which the BIA accepted.

MOTION. Council Member Jesse Strout made a motion to approve and enact proposed Resolution SL-26-08, Increasing the Council Stipend Amount from \$100 to \$300 retroactive to this meeting. Secretary/Treasurer Jerri Lynn Barlese seconded the motion. Council Members then discussed the amount of gasoline and its cost that two Council members had to incur from Lakeview, Oregon, and Fort Bidwell, California, and another incurred driving from the Sacramento, California, area, and that an increased stipend amount was needed whenever Council Members attended ITCN and other business related meetings except when Per Diem was being provided during travel. Council members agree the stipend increase should cover this meeting retroactively given the wear and tear on vehicles getting to the Reservation. Chairman

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Warner Barlese asked Acting CAE/A Ron Johnny to read the proposed Resolution and proposed policy changes, and he did. Vote called. Vote: 3 FOR, 0 AGAINST, and 1 ABSTAINED. Council Chairman Warner Barlese who did not vote because there was no tie vote advised that the motion had passed and Resolution SL-26-2008 was enacted.

Approving the Job Announcement/Job Description for the Administrative Assistant/Assistant Bookkeeper Position.

CONSENSUS OF COUNCIL. It was the unanimous consensus of the Summit Lake Paiute Council to approve and post, in accordance with the Tribe's Personnel Manual, the Job Announcement and Job Description for the Administrative Assistant/Assistant Bookkeeper position as prepared.

Natural Resource Department Director Report. William Cowan, Director, Natural Resource Department, presented a written report.

Meeting with Soldier Meadows Ranch and Protecting the Lake by Fencing.

CONCENSUS OF COUNCIL. It was the unanimous consensus of the Summit Lake Paiute Council that both William Cowan, Director, Natural Resources Department, and Ron Johnny, Acting CAE/A and Environmental Coordinator, meet and negotiate with Jim Kudrna on the Tribe's desire to protect the water quality of Summit Lake by either fencing the lake shore or fencing Lots 1, 2, 3 and 4 inside Section 36 and taking other steps.

BREAK.

CONCENSUS OF COUNCIL. It was the unanimous consensus of the Summit Lake Paiute Council take a ten minute break from 5:10pm.

CALL BACK TO ORDER. At 5:20pm, Chairman Warner Barlese called the meeting back to Order. Secretary/Treasurer Jerri Lynn Barlese called Roll. Present: Warner Barlese, Lorraine Watson, Jerri Lynn Barlese, Jesse Strout, and Ernie Barlese. Chairman Warner Barlese declared a quorum was present and that business could be conducted.

Environmental Coordinator's Report. Ron Johnny, Environmental Coordinator (Director), Environmental Protection Department, presented a written report.

Ruby Pipeline Update.

CONCENSUS OF COUNCIL. It was the unanimous consensus of the Summit Lake Paiute Council that without first obtaining approval from the Council that no person or vehicle connected with surveying for the Ruby Pipeline Project or for any other Ruby Pipeline Project purpose enter the Summit Lake Reservation or drive on tribal roads.

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CONCLUSION OF GAP PROGRAM. Environmental Coordinator Ron Johnny declared the winners of the 2008 GAP Educational Program for Elders, Adults and Children (and took pictures). The winners in each category were:

Elders: Lorieta Cowan.

Adults: Virginia DeGarmo, Jesse Strout, Lorraine Watson, Renee S. Barlese, and Ernie Barlese.

Children: Tilla Townsend, Lydia Townsend, and Thomas Barlese.

ADJOURNMENT.

MOTION. Secretary/Treasurer Jerri Lynn Barlese made a motion to adjourn. Council Member Jesse Strout seconded the motion. Vote called. Vote: 4 FOR, 0 AGAINST, and 0 ABSTAINED. Council Chairman Warner Barlese who did not vote because there was no tie vote advised that the motion had passed and the meeting was adjourned.

CERTIFICATION

I, JERRI LYNN BARLESE, Secretary/Treasurer of the Summit Lake Paiute Council, attest that the above Minutes were approved by the Council during a duly held meeting on July 19, 2008, at which was a quorum was present, voting 4 FOR, 0 AGAINST, and 0 ABSTAINING, and that Chairman Warner Barlese did not vote because there was not a tie vote.



Jerri Lynn Barlese
Secretary/Treasurer
Summit Lake Paiute Council

7/19/08

Date