

Summit Lake Paiute Tribe
Regular Council Meeting
Saturday, December 18, 2021
Administrative Office, 2255 Green Vista Dr. Ste. 401, Sparks, Nevada

CALL TO ORDER: Chairwoman Randi Lone Eagle called the Regular Meeting of Saturday, December 18, 2021 to order at 8:58 am.

ROLL CALL: Secretary/Treasurer, Eugene Mace, Sr. called the roll: Chairwoman Randi Lone Eagle, present; Vice-Chairwoman, Nedra Crane, present; Secretary/Treasurer, Eugene Mace, Sr., present; Council Member Philip Frank, present via phone; and Council Member Steven Crane, present via phone.

STAFF: Linda Quinn, Finance Director; Austin New Moon, Housing Manager; James Simmons, Natural Resources Director; Alissa Marshall, Enrollment Coordinator; and Anne Macko, Contractor

GUEST: William Cowan, Tribal Member via Zoom, Melissa Eller, Tribal Member

MINUTES

MOTION: Vice-Chairwoman Nedra Crane moved to introduce and approve the minutes of the Regular Council Meeting of Saturday, November 20, 2021 with a waiving of the reading. Secretary/Treasurer Eugene Mace, Sr. seconded the motion. Chairwoman Randi Lone Eagle called the vote: 4 FOR, 0 AGAINST, 0 ABSTAINED. Motion approved at 9:05 am.

MOTION: Vice-Chairwoman Nedra Crane moved to introduce and approve the minutes of the Special Council Meeting of Sunday, November 28, 2021 with a waiving of the reading. Council Member Steven Crane seconded the motion. Chairwoman Randi Lone Eagle called the vote: 4 FOR, 0 AGAINST, 0 ABSTAINED. Motion approved at 3:06 pm.

Council Reports:

Chairwoman Randi Lone Eagle went to the National American Indian Housing Council (NAIHC) legal symposium training on December 6 through 9, 2021 in Las Vegas, Nevada. She attended sessions on Low-Income Housing Tax Credit (LIHTC) and Emergency Rental Housing Program (ERAP). It was interesting to know what some tribes were doing with their money after receiving COVID or Cares funding. Some tribes had not spent the money or less than the minimum 65% and did not know what to do with it or have time or staff to deal with it. At Oglala Sioux helped 18,000 people who were split into districts. They let NAIHC know that they were not getting help from their states or local representatives. Across all of Indian County Tribes have said that they are spending the funds. Each tribe has different needs. They can spend funding. The Treasury is talking about fund audits. They are hiring 200 people. There are some audit findings. There were numerous questions but the number one question was regarding the Portal portion: how are tribes documenting, how are they reporting what was spent

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so far. It is not easy to use. Treasury is aware of it. It was an eye opener. Death Valley was able to build 20 individual homes. It was their focus to build two and three-bedroom homes. The biggest question was on the reservation or off the reservation. For LIHTC specifically it was either or. They talked about different types of housing types and land and remodeling.

When the pandemic started they looked for emergency shelter. People were put into hotels or motels. There was a discussion of documentation, room damages etc. and why many tribes stopped doing it.

Ms. Lone Eagle got a lot out of the symposium. She saw Bill Nibbelink. There were a lot of people in Las Vegas due to other conferences in town.

Ms. Lone Eagle talked with staff when she came into the office. Her schedule changed. She comes in more often. She also stated that communication, for those who need not to come into the office, is to call or text her and if they cannot get hold of the Chairwoman, to contact Vice-Chairwoman Crane. Do not text the other staff. You do need to contact your supervisor.

It is Ms. Lone Eagle's plan to meet with the department heads to wrap-up the year.

FYI: Rachael Larson is the new Superintendent of the BIA Western Agency Office.

Ms. Lone Eagle handled ICWA, the paperwork for ERAP and C19HAP, signed checks. There were no issues for Enrollment. She is wrapping up 2021 and jumping into 2022.

Vice-Chairwoman Nedra Crane was available to sign checks. She attended the Special Council meeting on November 28, 2021 regarding State Small Business Credit Initiative, Capital Program Guidelines and duties, APRA Funding Playing, and American Rescue Plan Act and on December 5, 2021 to review the application of the APRA Capital Program Guidelines.

She also attended the December 6 through 8, 2021 Legal Symposium by NAIHC in Las Vegas, Nevada. She attended several break out sessions

Healing Communities: Breaking the Silence of Domestic Violence through Building Partnerships

- Native Housing in Urban Environments
- What signs of abuse do you look for or have noticed when visiting units during inspections or other types of unit visits?
- What does it mean to be a mandated reporter?
- How do housing authorities provide support or programs to survivors of gender-based violence—What percentage of your housing participants do you believe are or have been abused or worse in your housing units

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Native Housing in Urban Environments—Consideration for Urban Housing

- Meet specific population and housing needs
- Land Control
- Tribal Preference
- Economic Opportunity
- Mixed income to mixed use developments
- Finance
- Land Control and Jurisdiction
 - Competitive Scoring
 - Distance to amenities
 - Walkability
 - QCT-DDA Jurisdiction
 - Real Estate Taxes or Pilot
 - Zoning
 - Permits
 - Partnership owns the land

Tribal Preference

- When can Tribal be used on Fee land?
- Combined Funds: Housing located on land where Tribe does not have sovereignty or jurisdiction and projects are funded with IHBG and other federal funds with non-discrimination requirements
- Example: home and CDGB funds considered combined when used on non-tribal sovereign land.; must designate NAHASDA restricted units: if all units are similar then units funded can be determined on prorate basis.

Great Challenges and Opportunities Spending Recovery Development Funding: tribal Designated Housing Entity. Ms. Crane believes that it is a lifetime opportunity to receive three million dollars. How are they going to spend it and deal with a time crunch? There was a handout detailing the opportunities for funding and the challenges in using/spending those funds. Tribes should take the initiative to find funding. She will leave the handout in the office for others to review.

Elder Protection—the presenter was Michelle Green-Deer-Rave, Tribal Attorney for the Ho-Chunk Nation. She talked about real-life scenarios regarding eviction, drugs and overcrowding in tribal housing.

- What happens when you or a loved one gets sick?
- Is there a durable Power of Authority available?
- Does he or she have joint ownership in bank accounts to property
- Does he or she have short-or-long term disability
- Where is everything being stored
- Where is their purse or wallet?

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- Jewelry etc.
- Do they have a will: everyone over 18 years old should have a will?

It was a good conference. The funding is for three years and they are one year into it.

Ms. Crane attended a Special Council meeting on December 14, 2021 to review the BIA budget.

Secretary/Treasurer Eugene Mace, Sr. attended the Special Council meeting on December 5 and 14, 2021 and the Regular Council meeting of December 18, 2021.

Mr. Mace also attended the Legal Symposium on December 6 through 8, 2021 in Las Vegas, Nevada. He attended four break-out sessions.

Digital Tools Effectively reach the Tribal audience.

- Know your audience
- Using your Website, controlling info content, newsletters, press releases, Videos
- Youth engagement, connect with elders, social media, use newspapers

Sustainable Rent Structure

Continuum of Care (COC) Funding Eligible funding-- Collaboration with HMIS-Homeless Management Information System-

- Permit Housing
- Rapid Re-housing Program
- Joint Transportation Housing
- Substantial Rent Structure

Compliance-Update COVID-19: they will start-up full inspections again. With Covid concerns they only did outside "drive by" inspections. They have used zoom inspections and they will give fair warning.

He got the opportunity to talk to Tribal members from Alaska and Oklahoma. They are having the same problems as SLPT with COVID-19 and with employees not showing up and doing their work. The member from Oklahoma was surprised at how much funding SLPT received.

Ms. Lone Eagle commented that regarding COVID compliance, she wondered if the communities were all ready built or was their infrastructure in the process of being built and they were unable to finish it due to the pandemic. Those that are being compliant have larger departments and SLPT only has Ms. New Moon. For them doing compliance they did have people who did respond that they did or did not want people coming into their homes. They would have workorders in place before hand. They would have someone who would call individual homes to ask if they needed anything like

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groceries or water. They had set up a system to meet the needs of the members and to show that they were in compliance.

Ms. Crane said in her session on Elders, they mentioned calling or visiting the elders every few days. Ms. New Moon already has so much to do on her own. As SLPT is growing, she will need assistance.

Ms. New Moon asked how, without using the funding and in the light of delays for manufactured homes, they did not have to put out their IHBG money out for the homes. There are contractors to pay. She asked them how are they dealing with that. They told her they had a great housing staff that was doing more than just “their” jobs and wearing several hats. People are doing multiple jobs. Ms. Lone Eagle said they thought outside the box. Ms. New Moon said that Housing actually does some social work. Housing people wear a lot of hats. It was nice that in the small community how willing everyone worked together to complete the project.

Mr. Mace said that many companies want people to do things over the computer. He admitted he was not very savvy and was appreciative of the help.

Ms. Crane said there are delays in materials.

Ms. Lone Eagle asked if anyone had any questions. Mr. Cowan had several questions.

He commented that he could not hear some of the people very well. Ms. Lone Eagle explained that the laptop computer has the Zoom on it and the people he has trouble hearing are sitting behind the computer.

Mr. Cowan commented that it seems that they had a good time at the Symposium in Las Vegas, Nevada. He heard that the Tribe was awarded three million dollars. He asked if the Tribe was awarded this money and what it was for.

Ms. Lone Eagle replies that the three million was in regards to ARPA. After the Cares Act money ran out, there were tribes across the nation that applied for ARPA which was an additional sub-grant or act to the Cares Act funding. The Tribe applied for it and was awarded \$3,436,199.68. Ms. Quinn stated that some money was spent and that there was \$2,999,830.99 remaining. He asked what could be funded by that funding. Ms. Quinn said he can go onto the SLPT website and look at the rules—On the home page there is a link to the American Relief Program Act (ARAP) Guidelines. Ms. Lone Eagle told Mr. Cowan that the Council is still working on a plan to spend the money and stay in compliance and reporting procedures for which the money can be spent. They are trying to get their ducks in a row. Mr. Crane said they had to follow the rules. There have been one or two meetings. Ms. Quinn said all the minutes are posted on the website. She tried to tell Mr. Cowan what some of the minutes were about.

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Council Member Philip Frank attended the December 5 and 14, 2021 Special Council meetings.

Council Member Steven Crane stated he had nothing to report.

STAFF REPORTS

Enrollment Report by Alissa Marshall, Enrollment Coordinator

ICWA Request

- 9 ICWA requests were received and all were found to be non-affiliated with SLPT.
- Non-affiliated letters were signed by the Chairwoman and sent back to each agency via Certified Mail
- Contacted DHS Oregon regarding an enrollment application that had been sent to the agency in October. Per the policy, the 60-day time frame given had expired. The Agency stated that no action will be taken to enroll the minor with SLPT and the case had been assessed and closed. The Control number for application was voided.

Membership Related

- Five new members were enrolled at the previous Regular Council meeting. All five members were sent approval letters and a copy of their signed resolution via Certified Mail. Five new member files were created as well as Progeny profiles.
- Two members updated their addresses. The member files, Progeny, and member mailing list were updated with the new addresses.
- Three Tribal ID cards were issued.
- Enrollment Verification was sent to Washoe Tribe of Nevada and California. They inquired about ten individuals. None were found to be members of SLPT.
- Cross-checked all member numbers including deceased, disenrolled, relinquished, and enrolled members with Progeny profiles and Member files. It was concluded that no Enrollment number beyond 325 has been assigned thus far.
- There is a total of 184 Tribal members.
- Ms. Lone Eagle needs a resolution for the BIA Certified Base Roll of current members. Ms. Marshall will do this the coming week.

Enrollment Applications

- One new Enrollment application was sent via Certified Mail. The application was sent to an applicant who was previously a minor. During the Enrollment Committee meeting it was agreed that since she was no longer a

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minor, a new application would need to be sent to her as well as a new Control Number.

- There are six pending Enrollment applications.
One pending application must be signed by the original applicant. There have been three different people signing different parts of the applications. It is required that the original applicant fill out and complete the application. The situation was discussed. There was a lot of misinformation and miscommunication. The parent should ask the questions. The rule, maybe a letter can be sent for clarification, states that only one person can fill out an application.

All six pending status applications were explained.

Ms. Lone Eagle feels that they are not understanding the timeline. There was a discussion of what could be done and why. The process needs to be explained.

Ms. Marshall asked Council how do they want her to do her report.

- There were eight application extension approvals the reasons for each extension which was explained.
- There was one voided control number.

BIA Quarterly and Annual Reports

Ms. Marshall was contacted by Norma Moyle of the BIA. She was informed that ICWA Quarterly and Annual Reports have now switched from Fiscal Year to Calendar Year. The Annual Narrative Report will now be due December 31, 2021 by EOD which is the last day of the fourth 4th Quarter. The Narrative report for SLPT will require a short summary of SLPT's process for ICWA responses; what the process is from the day the letter is received to when the response letter is mailed back to the agency as well as an average time frame of process.

Ms. Lone Eagle stated that on Tuesday, December 7, 2021 a member requested an ID card. A card was made but his signature was not there.

She also noted that Ms. Marshall should contact Ms. Quinn to order more ID cards.

Ms. Marshall said the signature was there and explained the procedure. There is a printer issue in that the computer needs to be restarted each time. She will print a new card.

Ms. Lone Eagle said there needs to be better organization in the Enrollment office. Ms. Marshall should do a How to Use session for Progeny training so someone else can print cards and be a back-up person. Ms. Marshall said she just finished organizing and straightening her office.

Housing Report by Austin New Moon, Housing Manager

Updates:

- 119 followers on the SLPT Housing Facebook page
- Rental Assistance Program: four recurring participants; three pending
- Sports Assistance: seven total paid; two pending applications
- Security and First Month Assistance: five assisted; one pending
- Down payment/Closing Costs Assistance: one pending
- Employment Training Assistance: one paid; one pending
- Attended the Legal Symposium with Ms. Lone Eagle, Ms. Crane and Mr. Mace. She attended several breakout sessions on the Low-Income Housing Tax Credit (LIHTC) and Emergency Rental Assistance (ERAP). She is interested in and would like to look further into the LIHTC. Ms. Lone Eagle talked about tiny homes complex, maybe purchasing an apartment complex. If, in the future, SLPT decides to go the route of an apartment complex the percentage that they can receive from the LIHTC program is less but if they renovate and remodel it, the percentage will not be less. She will send out a general survey to the members to find out what they really need and want. Ms. Lone Eagle said to wait until after the new year to put together a survey or questionnaire specifically regarding Housing. Ms. New Moon discussed what HUD programs can do besides just housing such as self-sufficiency. She would like to get an expert in LIHTC to talk to them so they can learn about the program so SLPT can think outside the box. Ms. Lone Eagle was interested in what Death Valley did with investors. She was excited about Tiny Home and how they are their own little community. The tribe did it without using money from Housing and that it does not need to be used on the Reservation.

Ms. New Moon will hold off on the survey until January with a possible raffle. It would be nice if they could secure some type of tiny community or apartment complex where they could house the Tribal members. Especially Elders and multi-families getting involved with the elders.

The Legal Symposium has so much knowledge in so little time. Mr. Mace commented that he was glad to hear about getting revenue.

- The pantry is plugging along. Still doing weekly pick-ups.
- Assisting two members with apartment searches. One has applied for assistance.
- Reminder: After the first of the year SLPT will no longer have a rehabilitation program. This was based off the Indian Housing Plan meeting in October. There was no interest in the program in the past.

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ERAP and C19HAP

Ms. New Moon named the various programs for clarity: ERAP is Emergency Rental Assistance Program from the Treasury, ARPA is the American Rescue Plan Act, and C19HAP is the COVID-19 Housing Assistance which is through NAIHC and Wells Fargo and it is a reimbursement program.

ERAP: Continuing to process applications as they come through. The ERAP was renewed into 2022. They did apply for a reallocation. There was a 65% usage needed to apply for a reallocation; SLPT is at 58%, but they tried anyway since they are very close to that number.

C19HAP: Five processed applications for mortgage and utility assistance. This program expires December 30, 2021. The program has not been renewed for 2022. William Picotte has emailed and is requesting final numbers and approval forms for all applications SLPT has processed. Ms. New Moon will work with Ms. Quinn to get this finalized.

One Tribal member sent a photo of Summit Lake and had a suggestion to have vinyl stickers made of the photo.

Calendar Quote: The calendar is ready to go to a printer. She had 150 calendars quoted. The former printer price nearly doubled at \$993.79. Tribal Print Source quoted \$473.69 with \$88 per hour for graphic design. It was the consensus of the Council to move forward with Tribal Print Source. Ms. New Moon used beautiful photos from the NRD staff and will give credit to the photographers. Mr. Simmons was glad to hear this and will tell his staff. This will encourage them to continue taking photos. Maybe later they can develop an incentive program that, if their photo is selected for the calendar, they get a piece of sway or something. This could be fun.

Ms. New Moon also discussed getting custom Tribal apparel made with the Tribal logo, possibly shirts with logo to wear when attending trainings to promote SLPT. Mr. Simmons can have his wife (who has a contact) to check into this.

Ms. New Moon requested an Executive Session to review Applications.

MOTION: Vice-Chairwoman Nedra Crane moved to go into Executive Session for ten minutes for Application review. Secretary/Treasurer Eugene Mace, Sr. seconded the motion. Chairwoman Randi Lone Eagle called the vote: 3 FOR, 0 AGAINST, 0 ABSTAINED. Council went into Executive Session at 10:47 am.

Council returned from Executive Session at 10:54 am.

MOTION: Vice-Chairwoman moved to approve security and first month's rental assistance for a Tribal member. Secretary/Treasurer Eugene Mace, Sr. seconded the motion. Chairwoman Randi Lone Eagle called the vote: 4 FOR, 0 AGAINST, 0 ABSTAINED. Motion carried at 10:55 am.

MOTION: Vice-Chairwoman moved to approve rental assistance for two Tribal members for \$500 each per month. Council Member Steven Crane seconded the motion. Chairwoman Randi Lone Eagle called the vote: 4 FOR, 0 AGAINST, 0 ABSTAINED. Motion carried at 10:56 am.

Mr. Cowan spoke about the problems he had with hearing people in the meeting. Mr. Simmons mentioned a device that has microphones 360 degrees that can sit in the middle of the room and can pick up most voices. He will look into it.

Natural Resources Department by James Simmons

The field station is closed for the winter, but Cory Burdette will go to the field station to check things and run the heavy equipment once a month.

The NRD team will be in the office in the winter planning stage from December 6, 2021 to March 1, 2022. This way they can hit the ground running for the next field season. Plus, they will be working on reports and administrative activities. Ms. Lone Eagle asked if there was a game plan to keep to timelines and due dates so as not to fall behind especially on reports. There was talk about having a meeting in the new year for Council, NRD staff, and Administrative staff to meet to talking things out and creating a plan to not fall behind on reporting. She wants to know what the game plan is.

Mr. Simmons discussed there are different reports due with different funds and agencies and Mr. Plumlee created a chart with all the funds, the types of reports and the timeline of when they are due. Mr. Simmons explained what they are trying to do going forward. There will be a lead and co-lead on each fund. Part of what they do is looking at the budget for the life of the fund (five years), a plan outlining activities, a timeline, budget, labor hours, plan to spend down fund. This is good for the newer funds. The plan for older funds is to create a plan to spend them down and close them. As an example, for Fund 102 a FY 2022 budget that spends the money down was sent to Mr. Emm.

Mr. Mace said this plan was a good thing and helps the staff know what is included in the plan/budget for each year and gets the staff more involved. They do the planning work but it must be approved by the Director.

Ms. Lone Eagle says that there should be a meeting or open discussion of all the things

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that a program entails from start to finish and is should be discussed with NRD, Admin and Finance.

Mr. Simmons said that with the new procedure it is the staff's job to know what is going on. They do not feel the need to have a meeting anymore.

Discussion Topics:

1. FY2022 budget for Fund 102 was submitted to Mr. Emm in order to allocate funds for the equipment shed.
2. Upcoming resolutions for the fence maintenance, irrigation diversion/culvert, staff gage, and TTIP work will be presented in January and February to outline what they want to do. All projects are already funded.
3. Mr. Simmons would like to set up interviews with a goal to hire two technicians mid to late January. There are eight applicants. It is still in the Native Preference period. He would like them on board and ready to go by mid-February. This would give time for some training before the field season starts in March. The Environmental Specialist might take longer as they are looking for specific skills sets.

Mr. Mace likes the idea of the training. Employees need to be ATV certified and have Wilderness first aid training. Mr. Simmons is already working on scheduling the first aid training for NRD staff in early March.

Mr. Simmons asked if he could schedule interviews in mid-January. Ms. Lone Eagle said that would work but it had to be after 9:30 am. He also asked how the Council wanted to do the interviews it could be in person or via Zoom at the applicant's preference. Depending on the number of applicants, they would do the interviews over one or two days.

4. A reminder that Mr. Simmons and Ms. Lone Eagle need to set up synch meeting before the LCT MOG meeting on January 5, 2022. Mr. Simmons will send her the agendas when he receives them. It will be via Zoom.
5. Public Outreach: Mr. Simmons had a meeting with the Program Officer for the EPA GAP fund. Public Outreach is in the GAP plan for Fund 137. She said that many tribes are doing virtual events. NRD would like to look into and plan some virtual outreach. He also asked if NRD can join the Housing Facebook page with Ms. New Moon's permission. Ms. Lone Eagle said he could create his own SLPT NRD Facebook page. He could post photos of what they are doing on the reservation.

Mr. Simmons asked if they were ready for in person meetings. Ms. Lone Eagle said

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they could but with COVID protocols in place. Maybe they could do both virtual and in person.

- 6 Mr. Quinn reminded Mr. Simmons that he will need to submit budgets for the BIA contracts funds 141-Fisheries, 142-Roads, and 143-Range. He will work on those. He gave the Council a heads up because he will need a special meeting before the end of the year to get them approved to get additional funds. They will try to schedule for December 27 or 28, 2021 at 10:00 am.
7. UNR Mining School: Mr. Simmons heard back from the UNR Mining School to have someone give a presentation on Lithium mining operations. Ms. Crane said she was interested to see how it might affect the Reservation. This would probably be a meeting in late January or early February.
8. The EPA grants are coming up for renewal: Fund 135 Water Quality, Fund 136 Non-Source point pollution and Fund 137 GAP. Deadlines are mid-January. These are existing funds and NRD is just applying for FY 2023 funds. Since they are reapplying they will need resolutions.

Ms. Lone Eagle wanted to touch base on a conversation at a meeting a few months ago. She is still bothered about the fact that the staff at the field station wanted to carry guns. It was not brought up again. She wondered how often do they interact with people coming onto the Reservation. Mr. Simmons said that they did not bring it up to him again.

Mr. Crane feels it is necessary for the staff to protect themselves. If they are qualified to use a gun, they should be able to carry a gun. Mr. Simmons did not think it was a requirement that everyone carry a gun, but a request that it be an option. Ms. Lone Eagle said there may be employees that would be uncomfortable with others carrying a gun. Accidents happen. On the other hand, it is remote in an area where you do not know what could happen and things do happen.

Ms. New Moon brought up the fact that most of the staff do not belong to the Tribe. They are non-Tribal members with firearms and if anything happened the BIA would be all over it. Mr. Simmons said it has not been brought up again. He is personally on the fence with it seeing both sides. If anything should happen, the Tribe would be liable and the FBI would need to come out and investigate because it is federal land. The body and people involved would need to stay until the FBI got there.

Mr. Simmons said the response was due to two female employees who were alone on the Reservation at night and some stranger came knocking on the trailer door asking them to come out. They were scared. They have not been pushing the issue so he did not bring it up.

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Mr. Mace said he had a Tribal member stating there were cattle on the Reservation. Mr. Simmons said they called Soldier Meadows and they did come and get their cattle off the main part of the Reservation before the field station was closed.

Mr. Mace also asked if during the summer a couple of dumpsters could be put out there because there are more people on the Reservation. He wondered if it would be too expensive. Mr. Simmons said there was a dumpster truck. The Tribe is paying to dump at Nixon until September. NRD can dump garbage on the way back to Sparks, Nevada. Mr. Simmons said it would be nice to have a larger dumpster. He will investigate costs.

Ms. Lone Eagle asked if anyone had any questions for Mr. Simmons.

Mr. Cowan said he had a list of questions regarding NRD programs. Mr. Cowan said he could hear about 20% of the time. He believes there is something wrong with the technology. He asked what the plan for fish passage and restoration of Mahogany Creek in 2022 was. This is an ongoing problem and he is concerned that the fish will not be able to get into from lake into the creek. He has visited the sites and believes it requires some maintenance.

Mr. Simmons said in terms of fish passage longer term, NRD submitted a funding application to Fish and Wildlife via the National Fish Passage Program. It is not a solution for next year, but funding to put a design in place. NRD asked for funds to get a design in place for fish passage at the mouth of Mahogany Creek to assist the fish in moving from the lake to the creek. Depending on future funding and the will of the Council, they will look at implementing one of those solutions at the right time. Next year they will be in the design phase of trying to outline what they will do at the mouth of Mahogany Creek. Regarding the stream, NRD does have funding through Fish and Wildlife and Bureau of Reclamation to address some of the issues such as removing irrigation structures in the creek and to do a comprehensive stream assessment of Mahogany Creek and the water shed using a Proper Functioning Condition (PFC) method to look at the entire watershed to prioritize what additional things they can do to enhance the fish habitat in the creek. There is funding relating to invasive species and reed canary grass. Mr. Simmons wants to do the assessment first to make sure they are prioritizing for the big picture.

Mr. Cowan wanted to throw out for Mr. Simmons' consideration that NRD use some of the existing funding. In the past sheets of metal were put in the creek for about 150 meters in stream length to encourage out-of-bank flow and flooding. He asked if it was possible to invest in some erosion control waddles putting them into the creek at these points. In his viewpoint it is a quick, short-term solution help reduce the out of bank flow. Mr. Simmons will talk to Mr. Cowan about this off-line.

Mr. Cowan heard earlier in the meeting that the trespass cattle were off the

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Reservation. He wanted this confirmed because he saw cattle at the end of November near the Lake shoreline between Snow Creek and Mahogany Creek. There was evidence of grazing. Mr. Simmons said yes they are off the Reservation. Mr. Cowan related a tragic incident from the 1970's where 30 cattle were stranded and snow bound at Snow Creek. He does not want a repeat. It has been an ongoing problem with Soldier Meadows and others. He asked if the Council has revisited the fence maintenance agreement that was signed and negotiated with the Tribe and Soldier Meadow facilitated by the BLM. Ms. Lone Eagle says it does need to be revisited because the owner of Soldier Meadows has changed and the agreement might have expired. Mr. Simmons will check into it. However, he would rather deal with things without relying on others.

Additional, Mr. Cowan thought that the Range component of BIA contract provided funding to hire a range rider. They would not need to be there 100% of the time, but in his view point he feels that it would be a good investment to hire a pair of buckeroos for three to four-day stint to herd livestock whenever they are observed trespassing on the Reservation. Mr. Simmons said that could be a good option. Also, he is going to leverage some technology and use drones to do surveying of the property to find trespass cows and horses.

In the past Mr. Cowan expressed his concern about knowing who was authorized to be on the Reservation and the possibility of placards, vinyl magnet placards to be put on vehicles of staff and authorized people. He fully supports this and hopes it was given consideration. Perhaps this would also help with the concerns of staff in feeling safer. He agrees that the staff having firearms creates a liability issue. Mr. Simmons said that they would get a list of authorized people to give to him. The list is done and they are now trying to get it posted on the website so that any of the membership can see it. The placards will be looked at for the next field season.

Mr. Cowan asked what was finally decided about the USGS LiDar Program, was there any restrictions on sharing data, or was USGS granted permission to moved forward without input from the Tribe. Mr. Simmons said that the USGS program was going to move forward without Council's approval. It is a nationwide program. The question is if SLPT wants to have data of sensitive areas blocked out from public view. Mr. Crane wanted to know why they would need the information and what are they going to do with it. Mr. Simmons explained that USGS will fly over the area and gather landform data for topography for land management. The data is for government use for land and environmental management. It will also be release to the public for research purposes. It is just landform data, topography not any personal data. Ms. Lone Eagle answered Mr. Cowan saying that the she does not think the Council has make the official response of yes or no to going forward. Mr. Simmons explained that the USGS said the Council can request, at any time, to have that data blocked.

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Mr. Simmons said that SLPT has their own LiDar information. Mr. Cowan said he has concerns about certain areas being public causing vandalism. He was hoping the Council would have restricted the area over the Reservation.

He asked if there was still on ongoing effort for fish population assessment in the Lake and streams to the degree it was once done; is it part of the work plan. Mr. Simmons said that it is still a major part of the work plan and it will continue to be so for three to five years. They should have funding for that. The end goal is a full watershed PVA for the LCT where there is a PVA for the stream, the Lake and those connected. Mr. Cowan asked there was a fall sampling done at the Lake and wanted to know the numbers. Mr. Simmons said the data would be worked on in January.

Mr. Cowan asked if there were any plans for Road improvements. He was reminded of an agreement with Humboldt County and BLM for road maintenance off pavement from Gerlach to Soldier Meadows. They deliberately do not have responsibility from Soldier Meadows to the Reservation. He hopes this is being worked on. He has noticed a lot of pot holes. Mr. Simmons will be looking at the transportation plans in the next few weeks. Mr. Cowan brought up a long-range plan addressing the roadways used by the membership on the Reservation and to access the town. He explained what he remembered. Mr. Simmons said that he is aware and was told that it was invalid and needed an update which he putting on his list to work on and try to get it validated again.

Mr. Cowan said there was comments raised about solid waste management on the Reservation. He thought he would share that the GAP program had a solid waste program. This is from more than ten years ago. Mr. Simmons will start writing the environmental plan this next year. It will contain the solid waste management plan.

Mr. Cowan noted that there are positions open for hire. He wanted to know what the incentives to employee Tribal members are. He thought the personnel manual had a provision that interested Tribal members could be on a mailing list to receive notices about vacancies and he admitted that when he was involved in hiring folks, they did not really have a list at that time to mail interested members work activities or opportunities out there. So, he wanted to know if there were incentives for members. Ms. Crane said that she was unaware of any at this time. He asked if they were complying with the Tribal member preference. Mr. Mace said they were using the website. Mr. Simmons asked what he meant by incentive. Mr. Cowan said that previously there was supposed to be a list of interested Tribal members who were to be sent notices to apply for opening and careers on the Reservation. He said it was in the Personnel manual. He is not sure if it is still there. Mr. Simmons stated that the Technician positions have been posted for months and that when they were originally posted Native Preference was given for those positions. The Environmental Specialist position is still in the two-week Native Preference period now and was put on the SLPT website and sent to all the

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Native organizations regionally before it went public.

Ms. Crane asked him why he assumed that they are not doing Native Preference currently. Mr. Cowan said he is not talking Native Preference but Tribal member preference. He felt the incentive was sending openings out to Tribal members before Native Preference. Ms. Quinn said in five years there has been with SLPT there have been no requests from members to be on a such a list. There has been no interest. She has not seen a Tribal preference in the manuals. Mr. Cowan said that it would be worth the effort to see if the information is in there. Ms. Lone Eagle tabled this until the next meeting. Ms. Lone Eagle said she has never seen a Tribal preference or an email list. Ms. Lone Eagle will look at the Personnel Manual.

Mr. Cowan has having problems hearing anyone. They laptop was moved closer to the Council. Now he can hear and see better.

He wanted to ask about the sharing of information. He made an informal request to acquire copies of reports which he thought it was a benign request, He asked one of the Directors and then was told it was denied by the Council. He would like to know why it was denied. He requested Annual reports on the Fisheries Program from 2018 to the present. He feels that the Tribal membership should be granted, without question, access to any information not classified as confidential.

Mr. Mace said Mr. Cowan said Tribal Members first, Chairman, then Council. Mr. Cowan felt he was allowed to have reports if it is a federal grant. Mr. Mace agreed and felt some of the reports were already out there but the last three was not available. He stated that Mr. Cowan felt he was individually declined because of him not just as a Tribal member. He felt that he should be able to get the reports if a student wanted to do a report if it is not confidential. Mr. Mace thought this seemed valid. Ms. Crane voted no to releasing financial records. Ms. Lone Eagle clarified that Mr. Cowan was wanting to obtain the Annual Reports for Fisheries for 2018 to present. He sent a letter to NRD Director who brought it to the Council. The Council reviewed and denied it. Mr. Cowan is now questioning why it was denied because he feels all Tribal members should have access to any records or reporting that SLPT has, should they request it. Mr. Crane said that the Council has already said no.

Mr. Cowan feels the potential censorship is a disservice to the Tribal members. Any contractor that spends federal monies are also obligating that this information could be public. Ms. Crane said that those records could be confidential. Mr. Cowan said that those records would be classified as such. What he asked for are final reports submitted to the agency. If they review the Council's ethical standards and obligations, a Tribal Council member cannot deny certain reports when interested members request them. He referenced the Administrative Policies under Ethical Standards. It says Council members cannot withhold information that they deem affects their own interests. His

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personal view point is that the Council has approved services provided to the Tribe or services for the benefit of the Tribe. Ms. Crane asked why he wants this information. He said he wants to be informed. Ms. Crane said most information is posted on the website like the minutes. The specific things the employees are doing since he left the NRD, are not things he needs to know. Mr. Cowan disagreed. He feels the reports are the property of the Tribe and no official or employee, because of their position, can deny the release of those reports to an interested member.

Ms. Lone Eagle stated that there is nowhere in the current policy and procedures that addresses that the Tribal Council, should they decide that something is not going to be public record or public knowledge, whether it is confidential or not, must give it to the Tribal membership. She has not read them in the Policy and Procedures and she has read them over and over for the last ten year. There is nothing that states within the Policy and Procedures that a Tribal member should have the that right, that authority, or the oversight to tell the Tribal Council what to do with their reports. She may be wrong, so she will go back and look at the Administrative Handbook and check there as well.

Tribal Melissa Eller was present at the meeting at this time. In listening to Mr. Cowan's request, she is not sure what his need for the request is, but the average Tribal member has no need for that information. She understands that because he understands these reports having written them in the past, but questions his representing the membership because the membership is not interested in this.

Mr. Cowan suggested tabling this and putting it on the agenda at a future meeting with technology that works. He could not hear the last comments. Ms. Lone Eagle stated there was another Tribal member present and summarized her statement. She does not see why you have need for the information, but that the overall percentage of the majority of the membership does not really care about the annual reporting of the Fisheries or transportation or sage grouse. Mr. Cowan said that it is fair, but he is interested and doesn't the Council want their members to be interested in the business and services provided on the Reservation. There was further discussion.

Council comments: Ms. Crane says it is a no for her. She gave an example and said it is no for all. Mr. Frank said that the information-including graphs, projections, what was done in the past, and the current trends were all on the website. That is why he said no. Mr. Cowan said he did not see the reports or the information on the website. Ms. Lone Eagle will put this item on the agenda for the next meeting.

Mr. Cowan signed out of the meeting at 12:54 pm.

Chairwoman Lone Eagle called for Lunch at 12:54 pm.

CALL TO ORDER: Chairwoman Randi Lone Eagle called the Regular Meeting of Saturday, September 18, 2021 back to order at 2:04 pm.

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ROLL CALL: Secretary/Treasurer, Eugene Mace, Sr. called the roll: Chairwoman Randi Lone Eagle, present; Vice-Chairwoman, Nedra Crane, present; Secretary/Treasurer, Eugene Mace, Sr., present; Council Member Philip Frank, present via phone; and Council Member Steven Crane, present via phone.

STAFF: Linda Quinn, Finance Director; Manager; James Simmons, Natural Resources Director; Austin New Moon, Housing and Anne Macko, Contractor

Finance Report by Linda Quinn

Budget Summary as of December 17, 2021

- EPA GAP Grant Fund 137 was given an additional \$16, 943 with a new expiration date of September 30th, 2022
- Gorman Wade Horne of HUD sent an audit management decision letter. This was the HUD audit for 2020 and stated there were no finds and the staff did an excellent job.
- ARPA Funds 142 and 143 have been expended. Fund 157 has three million dollars left and expires in 2024. They will have planning meeting at the end of January to determine priorities. The first priority was the new building. Time to pick a second priority.
- CTGP Budget is now ready for review along with Higher Education. A cover letter with budget and justification has been prepared. The original goes to Marilyn Bitisillie at the BIA

Ms. Quinn processed draws for \$241,722.17 for twelve grants but not for Grant Fund 152. Ms. Quinn is not sure why but was once asked for a resolution which was done in 2020.

Fast Glass: The Dealership has the factory glass order. It arrived Friday, December 17, 2021 and should be installed the next week. It will cost more but still less that the deductible.

Thalia Dick sent in an application for the Native language Teacher. The application was not filled out completely. Ms. Lone Eagle feels that she last worked as part of a team. Ms. Crane talked to Jamie who worked with Ms. Dick and also helped set up the curriculum. It would be good to team teach. Ms. Quinn suggested having them come in and talk to them about the classes. Ms. Crane will talk to Jamie. There could be Zoom classes and also in person classes. Ms. Crane would like to expand it to having cultural nights with things like a beading class.

The buildings now have a new HOA management company, The Management Company is out of Las Vegas, Nevada. They will be billing SLPT directly.

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Ms. Quinn received an assessment notice from the Washoe County Assessors Office for the Council's information. It tells what the value of the properties.

Handyman Contract: The contract with the corrections is ready to review and be considered by the Council. The Council consensus is to approve the contract.

Action is need to approve the BIA contract.

Ms. Quinn sent insurance policies to RCAC. She renewed the Workers' Comp insurance.

The State Small Business Credit Initiative application was completed and accepted on December 10, 2021.

The US Treasury has extended the deadline date of December 11, 2021 to February 15, 2022.

A new laptop was purchased for the Chairwoman. Ms. Quinn will also purchase a new laptop for the conference room and doing Zoom meetings. She will research microphones. Mr. Simmons will look into the Owl which is microphone for large rooms.

Ms. Quinn's to do list includes: rewrite of Personnel manual and to investigate the laptop fund under the Broadband program. Mr. Simmons will find funds for NRD laptops.

SF-425s, employee tax records and Year End Narratives will be for January.

CTPG Budget: Budget will ask for \$150,000. The Council reviewed the budget and justification. The stipends will be 50% out CTPG and 50% from Indirect. Ms. Quinn explained the changes. Council approved.

Higher Education Application was received from a member but it does not have the needs analysis page. So, it will be tabled until the next meeting.

NEW BUSINESS

Every one should have their new business calendars.

The SLPT calendars are being printed by a new printer, Tribal Print Source, which Ms. New Moon met at the Legal Symposium.

OPEN FORUM

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There was a discussion regarding the requested access for reports.

Ms. Lone Eagle said they said no and now he comes back to ask exactly why.

It is not in the rules. He is trying to take something they gave to one of the federal agencies and turn it into something that would accommodate the membership, except he is the only one asking. He is trying throw their own rules at them that they are being unethical and not being accountable. He is insinuating that they are doing something wrong.

It was asked if, when he was the director and a member asked for the reports, would he give the report to them. The others said he would definitely not give them out. He has had a hard time moving on. Ms. Lone Eagle will go over the administrative manual.

It will be put on the agenda. Ms. Lone Eagle asked the Council to look over the Policies and Procedures and the Administrative Manual; -- Responsibilities of Council with her. Ms. Lone Eagle said that she has never seen what he said in the manuals. He has three different things that he rolled into one. It seems like he is interpreting the words to say what he wants.

Next Meetings:

- Regular Council meeting Saturday, January 15, 2022 at Administrative Office- 2255 Green Vista Dr Suite 401, Sparks, Nevada at 8:00 am.
- Tentative Special Council meeting December 27 or 28 at Administrative Office 2255 Green Vista Dr. Suite 401, Sparks, Nevada at 10:00 am.
- Tentative Special Council meeting TBD at Administrative Office 2255 Green Vista Dr. Suite 401, Sparks, Nevada for ARPA.
- Tentative late January Interviews for NRD Technician positions

MOTION: Vice-Chairwoman Nedra Crane moved to go into Executive Session for five minutes for Personnel. Council Member Steven Crane seconded the motion. Chairwoman Randi Lone Eagle called the vote: 4 FOR, 0 AGAINST, 0 ABSTAINED. Council went into Executive Session at 2:57 pm.

Council came out of Executive Session at 3:03 pm.

MOTION: Vice-Chairwoman Nedra Crane moved to adjourn the meeting. Council Member Steven Crane seconded the motion. Chairwoman Randi Lone Eagle called the vote: 4 FOR, 0 AGAINST, 0 ABSTAINED. The meeting was adjourned at 3:04 pm.

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CERTIFICATION

I, **Eugene Mace, Sr.**, Secretary/Treasurer of the Summit Lake Paiute Tribal Council, hereby certify that the Minutes of December 18, 2021 Regular Council Meeting were approved by the Council during a duly held meeting January 15, 2022 at which there was a quorum present, and the Council voted: **4 – FOR; 0- AGAINST; and 0-ABSTAINING**, Chairwoman Randi Lone Eagle did not vote because there was not a tie vote.

01/15/2022
Date

E J Mace
Eugene Mace, Sr.
Secretary/Treasurer
Summit Lake Tribal Council