

Summit Lake Paiute Tribe
Regular Council Meeting
Saturday, April 15, 2017
Primary Administrative Office, Sparks, Nevada

CALL TO ORDER: Council Chairwoman Page Linton called the meeting of Saturday, April 15, 2017 to order at 8:16AM.

ROLL CALL: Secretary/Treasurer Eugene Mace called the roll: Chairwoman Page Linton, present; Vice-Chairwoman Randi DeSoto-Emm; Secretary/Treasurer Eugene Mace, present; Council Member Jerry Barr, present and Council Member Thalia Dick, present.

STAFF: Finance Director, Linda Quinn; Natural Resources Department Director, William Cowan; and Contractor, Anne Macko.

GUESTS: Matthew Brown, Tribal Member.

REPORTS

Council Reports

Council Chairwoman Page Linton reported that she had two female and six male ICWA requests which were all non-affiliated for California and Oregon.

Under Enrollment Ms. Linton did one Tribal ID card. She received an email contesting Ms. Dick's membership. She received one membership application. The address changes that have been received were used to have Ms. Quinn have the mailing list updated. Two membership applications were returned by the Enrollment Committee as incomplete because there were no control numbers. Ms. Linton and Ms. DeSoto-Emm discussed who should assign the control numbers and attending the next Enrollment Committee meeting. Ms. Linton is working on the Enrollment list. She has gone from the 1940 Census up to the Gs.

Ms. Linton looked for the Harney Electric contract. She had them send a copy. Mr. Cowan defined the 13 services on the electric bill. Harney has reduced the bill to \$350. The bill is an estimated amount since they could not read the meter. It was explained that there was no one on the reservation to use the electric. The past few years are also being checked to see if the Tribe should get money back.

Ms. Linton asked everyone to please check bills before signing checks.

Ms. Linton has been reading emails. She thanked Mr. Cowan for getting information for the questionnaire and Ms. DeSoto-Emm for her assistance.

Council Vice-Chairwoman Randi DeSoto-Emm reported that she attended meetings and did what the Chairwoman needed her to do. She has been taking care of emails, texts and voice mails. She worked with US Bank with issues with computers. She said

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that everyone including the Council should attend Security Training on Computer use. She will attend the next Enrollment Committee meeting. She received letters asking about Ramah Settlement issues and told them to send the letters to the Council.

Secretary/Treasurer Eugene Mace reported he went to the Enrollment Committee meeting, the procurement meeting and the FEMA meeting. He signed checks.

Council Member Jerry Barr reported that he had one Higher Education application. It was returned with a problem and needs a new Needs Analysis. He sent another one and suggested they get help from the School's Financial Department.

Council Member Thalia Dick attended the FEMA and Procurement meetings. She had nothing more to report.

STAFF REPORTS

Natural Resources Department, William Cowan, Director

Mr. Cowan asked for an executive session

MOTION: Vice-Chairwoman Randi DeSoto-Emm moved to go into Executive Session for five minutes for Personnel. Secretary/Treasurer Eugene Mace seconded. Chairwoman Page Linton call the vote: 4 FOR, 0 AGAINST, 0 ABSTAINED. Motion carried at 8:34 am.

Council returned from Executive Session at 8:39 am.

Natural Resources Department report was concluded and Mr. Cowan left the meeting.

Financial Report by Linda Quinn, Financial Director

1. Ms. Quinn computed and posted a total of \$91,235.72 in Indirect Cost Rate Charges for calendar year 2016. The approved Indirect Rate for 2016 is 25.78%. 2017 IDC rate is 26.12%.
2. HUD Annual Performance Review (APR) was sent to HUD on 3/28/2017. The IHP for 2018 is due in October 2017. The IHP for 2017 can be amended to include the rental assistance programs. Cristal Quinn suggested if there is another tribe that already processes these types of applications, then we could perhaps ask them to how to process ours.
3. A review of the Harney Electric Charges for 2015-2017 (current) shows an estimated overcharge of approximately \$4,000.00. Ms. Quinn would like to address this in a letter to Harney Electric and request an explanation and possible refund on behalf of

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the tribe. The Council gave her permission to move forward. She will send a draft letter to the Chairwoman to review.

4. BIA Consolidated (Fund 101) program audit is scheduled for Thursday, April 27th at 1:00 – 3:00 pm at the Administration Office. Their focus will be Enrollment. Council member Jerry Barr volunteered to attend.

Mr. Rob Scandland entered the room at 8:56 am.

The Financial Report was suspended until later.

NEW BUSINESS

Land Consolidation Program Report by Rob Scandland.

Mr. Scanland passed out a map showing the allotments for the Land Consolidation Program.

Rob Scanland sent out a packet to 68 different interested people as of November 1, 2016. 44 of them are participating in the program. As of today the Tribe now holds the following percentages in the following allotments:

Allotment 1 – 27.3%

Allotment 509 - 59%

Allotments 2, 3, & 4 - 67%

Allotment 506 - No interest

Allotment 507 - 46%

Allotment 850 - 18%

Allotment 860 - 25%

This seems successful and people are happy.

Regarding the email from the BIA Realty Department, Mr. Scanland did not respond. It is none of their business. There was a question about using IIM account. BIA insisted. Now it is in question. Mr. Scanland wanted to send certified checks. People are receiving their money through their IIM. Every deed was approved by the Office of Special Trust.

So far everyone has been happy.

As of April 15, 2017, this is where it stands.

There has been work on a large acquisition involving Roma Snapp, a member of the Fort McDermitt Tribe, who is developmentally disabled. She has three aunts who are her co-guardians. BLM does not consider the aunts' paperwork as adequate. They are in the process of getting conservatorship for authority to act on Ms. Snapp's behalf.

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The final acquisition concerns Allotment 507 and Carl Gibbs who passed away in the 1930's with a 33% interest. They have not been able to find any heirs at this point. There is a possibility of a Quiet Title in Humboldt County on this interest.

Recently the heirs of probated estates have reached out for participation on Allotments 501, 2, 3 and 4.

The program will wrap up eventually.

Mr. Scanland is confident that they have heard from all who wanted to participate. The Council decided that Mr. Scandland should keep the Summary with name, participation and amount paid confidential. \$407,000 has been paid out.

Ms. Quinn said that she believed that the Bureau of Reclamation was auditing this program on the 19th. Mr. Scanland said that that was not correct, that they were looking at Grant 638 programs. The program was audited last year. Mr. Scandland talked to Mr. Cowan about the audit.

This is the update on the Land Consolidation program and they will continue for a few more months. He sent out 13 new offers to heirs.

The 638 grant was extended to April 1, 2019 and his grant has been extended to September 30, 2019.

There is significant funding in the grant to work with a willing seller to buy Soldier Meadows Ranch, but they do not have a willing seller. Mr. Barta still owns the ranch but is unresponsive. If nothing happens there by the end of 2017, there should be a plan to spend that money in other ways. Ms. Randi DeSoto-Emm suggested talking to him again. He previously offered to do things to help the Tribe.

He suggested thinking about reprogramming some of those funds. He is also in the process of applying for another grant through the National Fish and Wildlife Foundation. Part of this money is for Summit Lake to relocate the road and could be up to \$3 million.

They had a long negotiation with the owner of 5 Mile Ranch. He sold to someone else. Mr. Scandland talked to the new owner who said no.

Mr. Barr suggests talking to Mr. Barta about buying part of Soldier Meadows.

Mr. Scanland reported that Aaron had an idea regarding the two sections added by the Native Nations Land Bill. He suggested fencing along Mr. Barta's parcel or the one mile on the west side of Section 6. They should get a legal opinion of fencing the parcel inside the sovereign land. Mr. Scandland (Great Basin) can recommend someone and

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the grant could pay for it. Mr. Barr said this could backfire. Ms. DeSoto-Emm said they can propose putting in fencing to Mr. Barta. They should confer to come to a mutual agreement to keep cows off of the reservation. Summit Lake Paiute Tribe had a survey done in the 1990s and can move faster than most tribes without boundary surveys .

Ms. DeSoto-Emm asked when Mr. Scanland could meet again. She asked how long for the new offer to be concluded. They have 20 days to respond. Three applications have already come back. It should be wrapped up in six weeks. Mr. Barr suggested meeting in two or three months for an update.

Rob Scandland concluded his report and left the meeting at 9:37 am.

The Financial Report Continued.

5. Bureau of Reclamation will be auditing the Desert Terminal Lake grant number R11AV20023 on Wednesday, April 19th, 2017. William Cowan and Ms. Quinn will be available for Bureau of Reclamation auditor, David Gray. Ms. Quinn has made a finance spreadsheet from 2011 to the present.
6. US BANK Credit Card: The credit cards have arrived. Council members have a \$5,000.00 limit, with the balance of \$15,000.00 for William Cowan, Natural Resources Director. The previously rescinded credit card SLPT policy will need to be reviewed and reinstated. Ms. Quinn did a draft update with Mr. Cowan's input. She read the proposed policy update and Mr. Cowan's comments. Ms. Quinn said the credit cards do not have a cash advance feature. She read the proposed resolution. There was discussion and some revisions were requested.

MOTION: Council Member Jerry Barr moved to approve Resolution SL-05-2017 Summit Lake Paiute Tribe Credit Card Policy 2017 with corrections and additions with the waiving of the reading. Council Member Thalia Dick seconded the motion. Chairwoman Page Linton called the vote. 4 FOR, 0 AGAINST, 0 ABSTAINED. The resolution was enacted at 9:57 am.

Ms. Quinn is still working on the Direct Deposit for payroll. The U.S. Bank's singlepoint has a double approval which has delayed the implementation of Direct Deposit for employees. Ms. Quinn requested a password reset for Ms. DeSoto-Emm. Ms. DeSoto-Emm has not been receiving emails from US Bank. Ms. Quinn will request the reset again and check for the email to send to Ms. DeSoto-Emm. Ms. Quinn will contact the bank to help resolve the problem.

7. Postage Meter swap is due after July 19, 2017. New quarterly rate of \$87.00. Old rate is \$256.00.

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8. Summit Lake Website: Go Daddy web site is being re-designed. Once the rough draft is completed, Ms. Quinn will email the Council a site to review the draft. All suggestions and comments will need to be forwarded to Ms. Linton and Ms. Quinn. All revisions must be reported at the same time for the project to be updated and considered complete. We are allowed a one-time update for the original fee. Additional changes can be made by the Tribe as needed. Suggestions would be on size, content, color, layout, anything at all.
9. Budget Totals review: Ms. Quinn asked for comments. Mr. Barr asked how money was entered under the Ruby Pipeline. Ms. Quinn stated this was due to the redistribution of money due to the correction of Mr. Cowan's salary which was put back into all the funds. It was asked if this was now a general fund. Ms. Quinn will check on it. Funds 93 and 125 are closed and funds 119 and 117 are preparing to close.
10. The Finance Clerk, Rhonda, is doing a good job learning her position duties. The Natural Resources Assistant, Alex, will be returning to work on Monday, April 17, 2017. Ms. Quinn would like to send both women to a one day, local Excel training class for \$200 per person. The Consensus of the Council is to send them to class.
11. Ms. Quinn has been meeting with insurance agents to get quotes for all the tribal insurance needs.

The Financial Report concluded.

When asked it was determined that Ms. Dick does not want a computer.

Ms. Quinn needs a new battery back-up for her computer.

Ms. Quinn stated she had not retyped the Procurement Policy yet but it should be ready for the next meeting.

Ms. Quinn will be on vacation so the Financial Clerk, Rhonda, will be attending the May 20th Council meeting on the Reservation to represent Finance Dept. The Chairwoman excused Anne Macko, the contractor from attending the meeting and will work from the recording.

Tribal member Brown commented that his brother needs a new Tribal ID. Chairwoman Linton told him to call his brother and come in today.

Chairwoman Linton reported that the meeting with Mr. Cowan's current supervisor went well. She was told that he planned to retire in the next three to five years. Mr. Cowan's contract was extended for three years. The supervisor wants to have Ms. Linton attend Mr. Cowan's evaluation.

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The Chairwoman is hiring a temporary person to go through the boxes. It will be an independent contractor job. The contract will be for \$10 per hour for 160 hours. The Enrollment Committee wants to approve the enrollment list, however documents are still missing and may be in the boxes in the sheds.

There was a discussion of the boxes and the scanning and shredding of the contents. There are specifications on scans. Mr. Brown recommends using a microfiber cloth to periodically clean the scanner screens which tend to collect dust.

The GSA truck is in the shop. The bed weld has failed. Ms. Quinn will prepare an insurance accident claim. Mr. Cowan will pursue a manufacturers defect claim.

Mr. Brown is waiting for photos and things for a flyer. Ms. Linton will email them to him.

Ms. Quinn received a question on splitting their Ramah Settlement payment into two years to avoid going over yearly gross over the Social Security income allowance. She asked the Council if it would be okay for everyone who asks.

MINUTES

MOTION: Council Member Jerry Barr moved to approve the minutes of the Special Council meeting of February 28, 2017 with a waiving of the reading. Secretary/Treasurer Eugene Mace seconded the motion. Chairwoman Page Linton called the vote. 4 FOR, 0 AGAINST, 0 ABSTAINED. Motion carries at 10:44 am.

MOTION: Council Member Jerry Barr moved to approve the minutes of the Regular Council meeting of March 18, 2017 with a waiving of the reading with corrections. Council Member Thalia Dick seconded the motion. Chairwoman Page Linton called the vote. 4 FOR, 0 AGAINST, 0 ABSTAINED. Motion carries at 10:47 am.

MOTION: Council Member Jerry Barr moved to approve the minutes of the Special meeting of March 19, 2017 with a waiving of the reading with corrections. Council Member Thalia Dick seconded the motion. Chairwoman Page Linton called the vote. 4 FOR, 0 AGAINST, 0 ABSTAINED. Motion carries at 10:49 am.

MOTION: Council Member Jerry Barr moved to approve the minutes of the Special meeting of March 26, 2017 with a waiving of the reading. Secretary/Treasurer Eugene Mace seconded the motion. Chairwoman Page Linton called the vote. 4 FOR 0 AGAINST 0 ABSTAINED. Motion

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carries at 10:50 am.

MOTION: Council Member Jerry Barr moved to make an agenda change to go to Open Forum. Vice-Chairwoman Randi DeSoto-Emm seconded the motion. Chairwoman Page Linton called the vote. 4 FOR, 0 AGAINST, 0 ABSTAINED. Motion carries at 10:51 am.

OPEN FORUM

Mr. Brown asked for a template of the newsletter or a past copy. Ms. Linton explained that she had asked Mr. Brown to help create a newsletter. She said she would send him the information and photos, especially including the response to the Ramah Settlement questionnaire. Mr. Barr thanked Mr. Brown for volunteering. Mr. Brown was instructed not to use any individual's name.

MOTION: Council Member Jerry Barr moved to approve the minutes of the Special meeting of February 11, 2017 with a waiving of the reading. Council Member Thalia Dick seconded the motion. Chairwoman Page Linton called the vote. 4 FOR, 0 AGAINST, 0 ABSTAINED. Motion carries at 11:03 am.

Chairwoman Linton called for a lunch break at 11:04am to return at 1:00 pm.

ROLL CALL: Secretary/Treasurer Eugene Mace called the roll: Chairwoman Page Linton, present; Vice-Chairwoman Randi DeSoto-Emm, present; Acting-Secretary/Treasurer Eugene Mace, present; Council Member Jerry Barr, present and Council Member Thalia Dick, present.

STAFF: Finance Director, Linda Quinn; and Contractor, Anne Macko.

GUESTS: Tribal Member Matt Brown, Mark E. Hall, Winnemucca BLM; and, Tanner Whetstone, Winnemucca BLM
BLM Winnemucca

Mark Hall announced that Justin Drew, District Manager of Winnemucca had resigned for personal reasons. The Acting-District Director is Mike Tombs.

In regards to Burning Man, the playa flooded. They will have to check mid-July to see if it has dried enough and whether or not Burning Man can even take place.

Road Update: BLM and Humboldt County have worked on and fixed Soldier Meadows road through the Reservation to Devils Canyon.

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BLM has received a formal application from Santa Media south of Gerlach to convert the exploration wells to production wells. The one near Denio has not filed any applications yet.

Hycroft is moving slowly. They are waiting on Fish and Wildlife to get their notice of intent and consultation letters out to the Tribe regarding moving the eagles.

They have received a proposal for land sailing should the playa dry out.

A request for comments on a Hunter/Guide environmental assessment is coming.

Mr. Barr asked what kind of study is required to fence parcels 35 and 36. Mr. Hall said a cultural study is needed. Mr. Hall recommended that the Tribe should let the BLM do the survey and share the data with them. Mr. Hall said to send him an email to that effect.

Highway 34 is out.

Mr. Whetstone talked about an environmental assessment to identify actions to do restoration to springs and streams in the District called the Riparian Programmatic Environmental Assessment. This concerns BLM land on the Humboldt riverside wilderness study areas and Black Rock side non-wilderness study areas like Soldier Meadows. Mr. Hall explained Desert Daces is a management plan with BLM, Fish and Wildlife and NDOW. Consultations letters will go out. The plan is about repairing the trespass, closing water channels, etc. Mr. Tanner discussed many different things to do to repair or modify the waterways. The program is set-up so specific streams and springs do not have to be listed, so it covers a larger area. It will improve the water and the water flow; improve grouse habitat and other areas abused by livestock. It is a 10-20 year plan. The Fire Management program has funds for sage grouse.

Mr. Barr asked if the list of areas to do, things to do will be revisited after three years or so. Mr. Hall explained this is a broad plan and smaller ones will be done as they go. Mr. Whetstone said there is no mention of a priority list so they want input. The "squeaky wheel" will be done first.

Mr. Hall talked about the Black Rock Bighorns. NDOW wanted to do a gather but the public made angry comments on how vague the plan was; where are they coming from and where will they be released. NDOW decided to pull it and not do a gather.

BLM is trying to be more proactive and move forward.

Mr. Hall and Mr. Whetstone left the meeting at approximately 1:50 pm.

Mr. Brown sent the Chairwoman a link regarding settlement funds and taxes. Ms. Linton

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read it and it was determined that this is not a trust and exemption does not apply to the Rahma settlement funds.

The Council started to discuss the written description for the new Assistant Natural Resources Director position.

James Darrough entered the meeting at 1:56 pm.

Mr. Darrough introduced himself as a Professional Native Business owner. He discussed his background and his work in land surveying and project coordination, especially Native land. He would like to be added to the proposal/bidders list.

Mr. Darrough left the meeting at 2:25 pm.

The Council continued the discussion of the Assistant Natural Resources Director position. Chairwoman Linton said it looked fine, but was concerned about the salary. They decided the salary can be discussed if Rachel Youmans accepts the position.

There is an Enrollment Committee meeting on Saturday April 29, 2017 at 10:00 am.

The \$100 membership fee for NAIHC includes discounts and a newsletter. It was decided it was not worth the fee.

Mr. Barr asked if the rest of the Council could help with the Enrollment files. Ms. Linton explained what was needed.

Ms. DeSoto-Emm explained why Prodigy files were not complete. Based on the worksheet from the Enrollment Committee dated December 11, 2016 there is a possible 97 active files.

Mr. Barr want to know what he can do to help to try and meet deadlines already sent out. Ms. Linton will be working on files starting at 10:00 am Saturday and 8:00 am to 10:00 am on Sunday the next two weekends.

The Council discussed Geraldine Abel's membership situation.

Mr. Mace announced that he was bonded as required for the Secretary/Treasurer.

The Council discussed the enrollment applications the committee sent back as incomplete with no explanation. They discussed using control numbers or application numbers. Ms. Quinn suggested the staff should give numbers out and have a system with a log of applications sent and/or received. The staff can put the numbers on the applications before they are sent out and keep a log of ins and outs.

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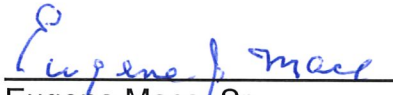
The next meeting will be May 20, 2017 on the Reservation. They will leave at 5:00 am from the office.

MOTION: Council Member Jerry Barr moved to adjourn the meeting. Vice-Chairwoman Randi DeSoto-Emm seconded the motion. Chairwoman Page Linton called the vote: 4 For, 0 AGAINST, 0 ABSTAINED. The meeting was adjourned at 3:07 PM.

CERTIFICATION

I, **Eugene Mace, Sr.**, Secretary/Treasurer of the Summit Lake Paiute Tribal Council, hereby certify that the Minutes of the April 15, 2017, Council Meeting were approved by the Council during a duly held meeting May 20, 2017 at which there was a quorum present, and the Council voted: **3 - FOR 0 - AGAINST 1 -ABSTAINING**, Chairwoman Page Linton did not vote because there was not a tie vote.

06/13/2017
Date


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