

Summit Lake Paiute Tribe
Special Council Meeting
Friday, February 9, 2024
Administrative Office, 2255 Green Vista Dr. Ste. 402, Sparks, Nevada

CALL TO ORDER: Chairwoman Randi Lone Eagle called the Special Meeting of Friday, February 9, 2024 to order at 1:31 pm.

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; and Council Member, Steven Crane, present.

STAFF: James Simmons, Director Natural Resources Department; Meghan Munn, Natural Resources Coordinator; Daniel Howard, Finance Director; Delgadina Gonzalez, Enrollment Coordinator; Lisa, Tribal Member; Craig Tom and Joe Sanchez, Native American Services at WH Pacific of NV5

Presentation of Long-Range Transportation Plan (LRTP) Review

Mr. Joe Sanchez introduced the presentation on the LRTP needs, the work done, goals and to ask for the Council's recommendations on what they feel is important to the Summit Lake Paiute Tribe. He explained a little about NV5 as a corporation that encompasses a broad foot print of technical and planning services, an engineering services consulting company. Mr. Tom has been assisting Mr. Sanchez working on all the updates on maps and GIS support.

Mr. Simmons gave a little background. First, he thanked the Council and those present for listening to the update and providing feedback to the long-range transportation plan. He introduced himself and Ms. Munn, who has assisted him with the updates to the plan. There is an existing long-range transportation plan developed by the tribe and WH Pacific, which was submitted to and approved by the BIA in 2011. That plan has a 20-year horizon of what to achieve by 2031. Mr. Simmons learned that the plan does not stay active for 20 years; it needs an update every five years. That did not happen so this update is to get the plan reactivated with the BIA, which will open up funding opportunities for the goal plans.

The presentation showed the current plan goals, what has been accomplished and then opened up for feedback on any changes the Council or Members would like to make to the plan goals. The next step is to take the feedback and incorporate it into the plan and make some more updates. The goal is to get a draft of the updated plan to the BIA later this year and approved by September 2024.

Mr. Sanchez started going through the slides. He restated the purpose, how the tribe wishes to grow, how they wish to manage access to their land, to recognize that once federal funds are utilized, it becomes a public route; to recognize that SPLT has a shared transportation system with the Humboldt County. There is some care that is needed to be managed on how the tribe chooses to pursue and allocate them in terms of priority. SLPT should let the County focus on the shared routes. There are alternate

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sources outside the normal revenue stream, BIA funding that can be used for the shared agreements. Principle funds should be used inside the Reservation boundaries.

This is what could be in a long-range transportation plan. It relates to how transportation supports the needs of the tribe and the land use. There was a list of items that might be included in a comprehensive long-range transportation plan such as:

- a) Evaluation of a full range of transportation modes and connections
- b) Trip generation studies
- c) Social and economic development planning
- d) Measures that address health and safety concerns.
- e) Review of the existing and proposed transportation system
- f) Cultural preservation planning
- g) Scenic byway and tourism plans
- h) Measures that address energy conservation
- i) Prioritized list of short and long-term transportation needs
- j) Analysis of funding alternatives

Mr. Simmons emphasized these are things that can be included but not necessarily will be included.

Mrs. Lone Eagle asked, with the current long-range transportation and land use plans, do they want to have the plans mirror each other based on what they would want to develop on the Reservation versus what this presentation states. Not all of them are key elements of what the tribe would want to do versus the fact there are three entry points into the Reservation and they are still surrounded. They get the call and emails to get permission first, but the question is how do they capture those who go up there but should not be up there. She questioned if they should go the way of Duckwater in getting the road paved, which leaves the Reservation open to access.

She explained there is a reason they are minimally funded. There is a reason. The road is not a paved maintained road. The part of the road leading up from Soldier Meadows, it is obvious where the graded road ends. Then SLPT staff has to do this grading up to a point but within the Reservation boundaries. That one access point is the one road that individuals still use countless times but not wanting to trespass. Whatever direction they go in they will be trespassing. It makes it difficult to have a public road when surrounded by Tribal land.

Mr. Sanchez stated that other tribes have used fencing to delineate the public aspect of the road from the Tribal roads. He said to keep in mind that to use federal funds to improve a road makes it become a public road. So, to protect access they should make the route a Tribal route. Some states have more flexible funding to work with tribes.

Mrs. Lone Eagle said that they can reach out to the Nevada Indian Commission and

Department of Transportation to look into this.

Mr. Simmons felt the transportation plan should support the land use plan.

Mrs. Lone Eagle stated that road access was discussed for land use in order to be able to bring homes and buildings up to the Reservation. It is needed to develop the land. SLPT needs to work and think outside the box.

Mr. Sanchez said she was right in wanting to integrate the transportation plan and land use needs while maintaining Tribal boundaries.

Mt. Tom talked at a new formula for roadways.

Distribution Formula for Tribal Shares TTP Funding for SLPT

- Ratio of SLPT road miles to total road mileage of all tribes = 27% of funding
- Ratio of SLPT population to total population of all tribes = 39% of funding
- Divided Equally among each BIA Region = 34% of funding
- This gives 100% percent of TTP funding.

This is from BIA Pheonix, Arizona.

It is difficult to say that smaller tribes are getting a fair share of the total funds, especially for rural tribes. He also mentioned that if they work with their Congressional Senator and Representative and in the annual funding law when they run the numbers through committee, they can get a set aside. It would be directly allocated to the tribe through congressional law. Mr. Simmons pointed out that what TTP funds they get is enough just to maintain what they have, not to improve or build any additional roads. Mr. Tom said the set aside would be in addition to the TTP funds.

How the Tribal Long-Range Transportation Plan is used and Updated

The Tribal Government uses its IRR long-range transportation plan in its development of a Tribal priority list of TTP, to be consistent with State and MPO planning practices, the Tribe or BIA should:

- Review the IRR long-range transportation plan annually
- Update the plan every five years

Mrs. Lone Eagle stated that because the current long-range plan is so outdated and it was not managed or maintained well, basically doing nothing with it, she questioned if there was a plan or a solution to make sure that they are on top of it before it runs and they are back to square one redoing it or rewriting it.

Mr. Simmons commented that he discovered the plan needed an update every five years to keep it active. Currently it is in an expired status. That is why they are updating

it to get it back into active status again. There will be internal process put in place to be sure that it does not go inactive again and gets updated. The idea is to review the plan with the Council and membership annually. Every five years they will do an update.

Mr. Sanchez said they get maintenance funds from BIA Carson City, Nevada and get TTP funds from BIA Pheonix, Arizona. It is good to keep them separately and they will get more funding that when coming from one Region.

Tribal Priority List

The Tribal priority list is a list of all transportation projects that the Tribe wants funded. It is not financially constrained where TTP does need to be constrained for the five-year period. The list:

- May or may not identify projects in order of priority
- Is not financially constrained
- Is provided to BIA by official Tribal action

Any changes that the Council and membership approve by resolution can be sent to the BIA and they must incorporate the changes by law.

Work Performed in the Phase I Effort

- Update eight strip maps
- Update 18 5704 forms (Road Inventory Field Data Sheets or RIFDS)
- Update projects list
- Hold one virtual public meeting
- Update traffic projections
- Maintain previous goals which are applicable

Mr. Tom described the maps that were updated.

Map Updates:

- Updated BIA Route 0001 map
- Updated BIA Route 0003 map
- Updated Humboldt County Route 0201 map
- Updated Humboldt County Route 0217 map
- Updated Pershing County Route 0219 map
- Proposed Route 1000 map. Mr. Simmons stated that this will need to be updated due to the fact the Reservation boundary changed with an addition to Reservation land and that the whole road is now within the Reservation boundary. He will send WH Pacific an updated map.

The political boundaries need to be delineated to create the opportunity to leverage between political agencies. Without having each part built, the road does not function because it is not connected, a shared jurisdictional element which needs cooperation.

He explained the 5704 forms which describes the overall condition of each section.

Review Work Performed in the Phase I Effort

- Update eight strip maps
- Update 18 5704 forms (RIFDS Data Sheets)
- Update projects list
- Recommendations for Updated Projects to add to the SLPT priority list

SLPT Short Range Transportation Project (implemented in a zero-to-five-year time frame)

- Soldier Meadows Road (County Route 0217)—new construction with road base
This has not been done per Mr. Simmons.

SLPT Long Range Transportation Project (implemented in more than ten-year and within LRTP Horizon of 20 years)

- Proposed BIA Route 1000 (Sections 010-030)—New route to replace Route 0001 upon Completion. The current estimated costs are approximately \$17 million. This project needs a congressional allocation and earmark, or SLPT will need to pursue grant funds in some other fashion for construction. They will need to revisit the biological and cultural documents and get a revised NEPA decision for the project to make it shovel ready. The project was already designed by the BIA using WH Pacific.

One goal in the previous LRTP was to address safety issues within tribal boundaries. They cannot get any money without a strategic safety plan. This requires , the four “E’s”, engineering, enforcement, education and emergency services, plus any anything specific to what the tribe sees as a safety need. Each of the “E’s” has federal dollars assigned to it broken down inside the actual formulas of the BIA, tribal transportation programs, and US DOT. They recommend a strategic safety plan and an implementation safety plan. Road signs within the tribal lands need to be visible at night with electro-reflectivity. They discussed entry signs to inform people they are getting near the Reservation, whether they are any already and where they are needed. BIA will have some money and can quickly installs signs. There is a small foot print for signs.

Another goal could be making non-essential areas of the Reservation by using fencing to limiting access to only people who need to be there and keep others out.

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Mr. Sanchez explained that the strategic safety plan can be used to get a lot of things funded as safety features.

New Priorities/Goals for This Plan

- Collect data for the purpose of determining safer routes within and around the Reservation.
- Increase funding levels to the Tribe via the BIA IRR Relative Needs Distribution Program
- Improve the life of community members by providing valuable information to provide safer and more reliable routes within and surrounding the Reservation

Comments, Questions

The Council had no questions at that time.
There is a time issue.

Lisa left the meeting. at 2:32 pm.

WH Pacific NV5 needs a statement of support of moving forward with the suggested strategic safety plan which allows it to be added the revised plan list. Once the public information period closes, they would need an approved Resolution. They would need to get new funding but it would be safety funds allocated directly and is not part of TTP. It is the normal funding allocation. The request should go to the regional program coordinator.

The public 9628 process is a little different. The tribes are direct recipients of safety funds.

Having a good relationship with the BIA is good and should be kept.

Mr. Sanchez asked if they are in support of adding the strategic safety plan. The Council is in support.

Mr. Simmons asked once the resolution is approved do they send it to the region BIA and have it added to the TTP. Mr. Sanchez that in the AFE the BIA will give out an additional one-time allocation for strategic safety plan in addition to the normal TTP. Coordinate with the TTP program officer before changing the TTP. They need to have a meeting. It should be a one-time allocation in addition to TTP.

Mr. Simmons asked if they need to have approved updated LRTP to get that. Mr. Sanchez replied once they do the coordination and they send a letter, they can add to the TTP plan citing the letter and the strategic plan. It is then put into the LRTP as additional funds to the TTP. The draft is due March 15, 2024.

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Mr. Sanchez and Mr. Tom thanked the Council and left the meeting at 2:40pm.

Mr. Simmons asked the Council and members if they wanted to keep the original project on the plan regarding putting in gravel road in the Hell Canyon area. Mr. Simmons will keep that and add the strategic safety plan as two short range projects. They will keep the current long-range project. This will be reflected in the draft LRTP.

Mr. Simmons talked about the county roads that are in or adjacent to the Reservation. These roads belong to the county. As they learned today, these sections of county roads can be included in the SLPT road inventory because they provide access for the public and the Reservation. This gives SLPT more access to funding and to be able to work with the county to do projects on those roads. Without having them in the inventory, SLPT cannot ask for funding from the BIA, but when they are part of the SLPT road system, this opens the ability to work with the county.

Mr. Mace asked if this gives them the right to put up signs letting people know they are going near/through the Reservation. Mr. Simmons said that there is funding for these types of signs with a discretionary fund. They can ask Mr. Sanchez to make obtaining and installing better signage as a short-range project. This will give SLPT three projects in the short-range plan.

The special guest has rescheduled

Mr. Simmons would like to find funding for improvement of the roads inside the Reservation that they do not want open to the public. Mr. Mace would like to improve access for the few people who do live on the Reservation most of the year.

Mrs. Lone Eagle said that the updated plan should also update the enrollment numbers and residency as they should have increased. Ms. Gonzalez stated that there are 217 active members.

Staff Reports

Resolutions for the Natural Resources Department

Resolution SL-05-2024: Mr. Simmons stated that this resolution is for a project approved by Council and a proposal sent to Fish and Wildlife Services Partners for Wildlife Program to fund a project to put up pipe rail fencing around Slide, Upper Tule, Lakeview and Tollhouse Springs. Fish and Wildlife Services require SLPT to sign a land owner agreement stating the terms of Participation. It will be rolled into the application that Fish and Wildlife Service need to complete and process the grant. Once completed and processed, the final contract will be sent for signature. This resolution is approval to

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sign the landowner agreement and submitted with the application. Then the Fish and Wildlife Services can draft the contract and then release the funds. Mr. Simmons read the pertinent parts of the resolution.

MOTION: Vice-Chairwoman Nedra Crane moved to accept and approve Resolution SL-05-2024 The Acceptance of Funds from the US Fish and Wildlife Partners for Wildlife Program for the Summit Lake Springs Into Action Part Two Project for an Award of \$176,580 with the reading. Council Member Philip Frank seconded the motion. Chairwoman Randi Lone Eagle called the vote: 4 FOR, 0 AGAINST, 0 ABSTAINED. Resolution SL-05-2024 enacted at 3:01 pm.

Resolution SL-06-2024

Amendment to a recent resolution SL-23-2023 which approved SLPT entering into an agreement with Great Basin Institute (GBI) to hire three research associates to help with the coming field season. He wants to add an additional research associate for a total of four. They would mainly be doing bird surveys under the migratory bird grant. It would be for three months—April 1 to June 30, 2024. Funding is coming from migratory bird grant fund 150. Mr. Simmons read the pertinent sections of the resolution.

MOTION: Vice-Chairwoman Nedra Crane moved to accept and approve Resolution SL-06-2024 Approval to Amend Contract with Great Basin Institute for Research Associates to Increase the Staff Capacity with the reading. Secretary/Treasurer Eugene Mace, Sr. seconded the motion. Chairwoman Randi Lone Eagle called the vote: 4 FOR, 0 AGAINST, 0 ABSTAINED. Resolution SL-06-2024 enacted at 3:06 pm.

Resolution SL-07-2024

This is for SLPT to sign a land owner agreement. A proposal was approved, and an application submitted to the Fish and Wildlife Services Partners for Wildlife Program NDOW submitted an application to do cheat grass treatment and restoration to the native plant community. They wanted to partner with SLPT to do cheatgrass treatment on the southern end of the Reservation. The Council approved SLPT joining with Nevada Department of Wildlife (NDOW) to be part of the program to do cheatgrass treatment and native plants restoration. NDOW won the awarded money and are now moving on with the paperwork. SLPT needs to sign a land owner agreement to proceed, the final contract will be sent for signature. This resolution is approval to sign the landowner agreement and submitted with the NDOW application. Mr. Simmons read the pertinent parts of the resolution.

MOTION: Vice-Chairwoman Nedra Crane moved to accept and approve

Resolution SL-07-2024 Approval to Sign the Landowner Agreement for the US Fish and Wildlife Service Partners for Wildlife Project Entitled Northwest Large Scale Range Land Restoration FY24 with the reading. Council Member Steven Crane seconded the motion. Chairwoman Randi Lone Eagle called the vote: 4 FOR, 0 AGAINST, 0 ABSTAINED. Resolution SL-07-2024 enacted at 3:13 pm.

Mr. Simmons will have a couple more resolutions for the next meeting.

OLD BUSINESS—None

Next Meetings

The next meeting on the agenda is the Regular Council meeting on Saturday, February 17, 2024. There will be presentation at 9:00 am and one from AFLAC and possibly one from AmpliFund.

OPEN FORUM

Ms. Crane said she would like to see the staff reports on the state funding. Mrs. Lone Eagle stated to knowledge Ms. Two Moons has done her part, the rest is up to finance. Mr. Howard had not done his yet.

Ms. Crane said she asked Mr. Howard and he said he was waiting for her, that he had done his part.

Mrs. Lone Eagle stated that she has asked Mr. Howard what he is working but receives no answer. He tried to put it back on Ms. Two Moons. They are now on their time and SLPT is on their timeline. If it is not submitted by the end of March, SLPT will not get the money the last she knew. They spent time at the last meeting to fill in as many spots as possible and explain what was needed to be done. She cannot do the finance work. That is Mr. Howards job. She tried to push to get it submitted to the ARPA team and NIC. Mrs. Lone Eagle cannot push the new positions they want to fill until Mr. Howard does his part to streamline so the money comes down.

Ms. Crane said this is not okay. SLPT is missing out on a lot of money. It has been months and nothing is getting done.

Mr. Mace asked if any more applications for the new positions came in. Mrs. Lone Eagle checked the mail. BLM, Reno Sparks Indian Colony, a bi-partisan policy, child welfare service, Michael B. Hughes, BLM biological survey but no applications.

Mr. Howard entered the meeting. Mrs. Lone Eagle explained that the Vice-Chairwoman

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had a question about the status of the state ARPA application. She said she had been out of town and did not have a current update. She also stated that the deadline to submit to the NIC was February 29, 2024 and submitted to the state ARPA team so they could allocate the funds by the end of March.

Mr. Howard said he had done the budget part but he did not do all the questions and programmatic things. He does not know how to do them.

The Chairwoman asked if they had not reached out to Janet Davis who was hired to assist the tribes. There was a letter sent back asked for three things three weeks ago. They talked about an outline and he did not know how to do it.

When asked if this answered Ms. Crane's question she replied, not really. It still needs to be done on time. It needs to be finalized. Mrs. Lone Eagle read the letter sent on January 23, 2024. Mr. Howard said she did not talk to him.

Council said that he got the letter too that tells him to ask for help.

The Council does want him to work with Janet Davis and her team, to ask for help.

Mr. Howard said he does not know what to do. Mrs. Crane said to ask someone.

This needs to be done on time.

He does not understand what to do. He will need to call the Nevada Indian Commission. There was further discussion.

Ms. Crane said communication and working together will get things done.

Mr. Simmons said from what he understands is that Mr. Howard does not have the information for the narrative part. He needs to work with Ms. New Moon to finish and resubmit.

Mr. Mace asked when they would decide on the applicants for the new positions. Mrs. Lone Eagle is a little hesitant until she knows if SLPT will get the funding. She wants to hold on the decision.

**MOTION: Vice-Chairwoman Nedra Crane moved to adjourn the meeting.
Secretary/Treasurer Eugene Mace, Sr. seconded the motion.
Chairwoman Randi Lone Eagle called the vote: 4 FOR, 0 AGAINST,
0 ABSTAINED. The meeting was adjourned at 3:38 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 the February 9, 2024 Special Council Meeting were approved with corrections by the Council during a duly held meeting March 16, 2024 at which there was a quorum present, and the Council voted:

4 - FOR 0 - AGAINST 0 - ABSTAINING, Chairwoman Randi Lone Eagle did not vote because there was not a tie vote.

3/16/2024
Date

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

