

NUMUWAETU Nawahana

"Telling the Indian People's News" Pyramid Lake Paiute Tribal Newspaper

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October 2008

BADGE CEREMONY COMMEMORATES SPECIAL AGENT PHOENIX

On Thursday September 25, 2008 BIA officials presented a Special Agent Badge to the family of Ms. Denise Phoenix. Ms. Phoenix suffered exposure to toxic chemicals while on duty in Montana and died as a result. According to BIA Special Agent In Charge Matthew Prior Ms. Phoenix applied for the Special Agent position and was selected. Having served in the capacity as Special Agent, her badge and commendation was never presented to her prior to her death.

This event held at the Pyramid Lake Fisheries completed the intention of the BIA to present the badge. The badge was issued and retired. It was embossed in crystal and presented to Mr. Leroy Phoenix. At the time of the funeral, Mr. Phoenix inquired of the final disposition of the badge since it had never been issued.



Badge presented to Leroy Phoenix. Photo by V. Frazier

For those who knew Denise know that she cared for her family and after suffering the loss of her children she was able to continue with her law enforcement career. She was a strong person and more ways than one. It can be said that each who had the privilege to know her and allow her to be a part of their lives know that her demeanor, her attitude, her humor, and her compassion became a part of the lives she touched.

The memories are with us all and the good times and through the bad times, the happiness for her and her family is complete.



BIA Special Agent In Charge Matthew Prior, District V DOI, OJS explains the badge issuance and retirement. Also in attendance was Acting Associate Director Danny Breuninger, BIA Law Enforcement, Albuquerque. Photo by V. Frazier

Mr. Prior made a special request to the Deputy Director BIA OJS Mr. Pat Ragsdale, Washington, D.C., who understood and decided to issue and retire the badge and present it to the Phoenix family.

Mr. Phoenix spoke of his daughter's interest in serving as a police officer as she became an adult and began her move toward a career. Mr. Phoenix served as a BIA police officer, a tribal police officer and retired from the Reno Police Department. He cared dearly for his daughter and is truly saddened of her passing. This presentation serves as the final act to complete and serve as closure of his daughter's law enforcement career.



Leroy Phoenix offers words of acceptance. Mr. Phoenix was emotionally moved by the presentation. Photo by V. Frazier

Pyramid Lake Girls Fair Well at NABI

Pyramid Lake tribal members & friends competed in the 6th Annual Native American Basketball Invitational in Phoenix Arizona, July 20-26, 2008.

Samantha Rambeau, Lynsie Dunn, Chelsie Calvin, Helen Fillmore, Kristen Arthur, "Markie Mark" Wilder, Coach Monika New Moon, and Manager Jessica Quartz represented the community in a positive way! We all had such a great time, not only playing in the largest Native American tournament in the nation, but also meeting new people, attending the NABI college & career fair presented by the University of Phoenix, attending a pool party at the Point Hilton Squaw Peak Resort, watching the WNBA Phoenix Mercury game, and attending all of the educational seminars. The girls were all very outspoken and interactive as they received many compliments from Gina Marie Scarpa-Mabry, Co-founder of NABI, fellow competitors, and coaches.

As a newly certified NCAA coach I had the opportunity to meet with college coaches/recruiters as they were there scouting out the talents of all the native ballers. There were 32 girls teams and 46 boys teams. NABI is the 1st Native American NCAA certified basketball tounament where education, talent and exposure go hand in hand. Teams prepare for this event year round and I am looking forward to taking a team to participate, compete and represent in the 7th Annual 2009 Native American Basketball Invitational this coming summer.

Shout out to our girls for having gpa's ranging from 3.5 to 4.1!! And shout out to Pat John for his awesome performances in leading his team to some great wins!! Thank you to Janet Crutcher, Diabetes Program Coordinator, Maxine Burns, and Deb Barlese at the PL Health Clinic for all your help and donation!!!! Also, thanks to all the parents, and community members for all your support in our funraisers throughout our season.

Thank you to all of those that met and interviewed with Evelyn Schlatter, Reporter of High Country News. She tracked only 1 NABI bound girls team, and chose our girls, the "Pyramid Lake Cutie Paiutees", so be on the look out for an article in the High Country News featuring the "Pyramid Lake Cutie Paiutees" and a bit of our Tribe's history!

If you are interested please contact me @ 846-8699, or Jessica at 636-4748. This is not only a fun, healthy experience, but a great opportunity to showcase your talent, work towards a goal in your education and dedication to the sport.

... From the Chairman's Office

Summer has come to an end and the change of season brings more brisk temperatures and cooler mornings. The tribe has been on a path of change to improve its operations and conduct more efficient functions. These changes began last year and it involves updating policies to prevent abuse and manipulation of the tribe's operating systems. In part it also involves amending the tribe's constitution and by-laws to afford consideration of the entire membership to improve governmental operations and update the 1936 document.

The Truckee River Operating Agreement (TROA) was signed on September 6, 2008. The event drew about 200 people to witness the signing. There have been so many people who worked on the TROA and who represented the Tribe since the beginning of the Truckee River/Pyramid Lake water wars. Since the mid-60s until now all of the tribal chairs, the vice chairs, and tribal council members deserve commendation for their diligent hard work to keep focus on the importance of restoring water supplies for Pyramid Lake and its fishery.

The current TROA status is a motion will be filed in district court; the Orr Ditch Court. The motion will seek modification of the 1944 Orr Ditch Decree to include the TROA. The filing should initiate the opening of any arguments or appeals that may be filed with the court in conjunction with filing the motion to modify the Orr Ditch Decree. It is not certain that no appeals will be filed, but the Environmental Impact Statement addresses any impacts to parties and users of the Truckee River water.

The Economic Development Committee has completed a rough draft of an economic development plan that will eventually be adopted by the tribal council. Seven plans have been presented and each have been denied from adoption. The plan will be reviewed and once it reaches the draft stage, it will be released for public review and comment.

Planning is an interregnal part of business operations. Due to budget constraints and financial priority, funding has not been allocated for planning. The former economic development operation brought to the tribe Mine Central and Sunset Ethanol, which did not become the economic success the tribe hoped; actually it was the opposite. Options to consider for 2009 is to restore funding for economic development.

Analyzing the 2009 budget proposal is underway. The Vice Chair funding was intended to be reviewed in 2005 as part of the 2006 budgeting process. It was never done. Now the tribe must analyze the cost benefit of having funded the position for four years.

Much is discovered about the past operations and unfortunately the consequences are being experienced today. Those consequences will continue into 2009, but having updated and strong financial rules and guidelines tribal finances can only get better. The most telling consequence is from having past due audits and the impact it is having on a variety of components of operation. As much as it is tried to understand the decision to neglect the Office of Management and Budget requirements, the perseverance of tribal staff is commendable and a positive attitude moves the tribe forward.

The transfers of funds occurred widespread without controls to determine which account funds were transferred from and how or when the fund accounts will be repaid. The due to/due from situation will be the component in finance that will provide information describing the extent of transfers. To reiterate, policy updates are critical to preventing impropriety by anyone so it is our obligation to establish as soon as possible strong controls and effective policy provisions.

The tribal council acted on September 19, 2008 to restore the Tribal Chairman to oversee the tribal courts. The tribal chair position maintains a scope of authority that is founded in the tribal constitution and bylaws, established ordinances, codes, and policies. Should anyone believe that the scope should be restricted or more limited, it can be accomplished through amending the above listed documents. The authority is already limited by the rules from which the oath of office was accepted.

Complaints can be filed as much as possible, but when general claims are made like 'my civil rights are violated' or using 'unethical behavior' it must be made clearly the terms by which violations occurred. If it is left to interpretation, then it may be better if it is heard before a court of law and the interpretations can be argued. In addition, tribal employees are governed by tribal policies and if policies violations occur the supervisor must cite the violation and take appropriate action. Employees can be subject to public scrutiny, but when it comes to performance and performance standards the tribe is responsible for ensuring such compliance.

The impression that the tribal chair can do as they please is misleading and if the rules are not followed it can be easy to see that that is happening. To enforce and uphold policies is not by choice, or to apply when they are convenient. What is good for one must be good for all. As policies are written and amended the good of the whole is held to a higher standard over the good for a few or for those looking to benefit individually. Maintaining the policies guide decisions and when the decision is challenged it is not about who made the decision, but rather the provision that is guiding and validating the decision.

Certain provisions of the constitution and by-laws are now subject to amendment. As you may have read in the last issue, the process is underway. Public meetings will be scheduled to share with voters the intentions, the purpose, and objectives for each provision amendment. It can be stated that one objective is to increase voter participation. Another objective may be to increase efficiency and provide greater effectiveness to the tribal government.

The tribal council approved the agreement with Electronic Storage Systems, Inc. (ESS). This system will allow for tribal recreation permits to be available for purchase on-line, on the internet. This is intended to streamline sales, reduce labor intensive physical collection of permit books and to realize sales in real-time. Sales can be monitored and permits can be verified on-line immediately. This system is used by other tribes who manage fisheries and it is endorsed by the national organization Native American Fish and Wildlife Service. Vendor contracts will be established and for those who can not enable the internet sales will continue to sell the paper permits. This move to greater technology is intended to increase sales and enable customers to purchase their permits from home or from vendors.

The tribal council also approved a lease agreement for Verizon Wireless to establish a new tower on Marble Bluff to provide increased access to the wireless network for cell phone coverage. In the following months Com-

Financial operations and obligations are the heart of any government and business administration. As we are witness to the national economic meltdown on Wallstreet, and the huge U.S. government deficit, the tribal operation is on a smaller scale. The tribe's financial deficit is real, and the financial audit will conclude the extent of the deficit for 2006 and 2007 and more importantly it will determine how the tribal finances were managed. It will not however state why it was managed in the manner in which it was.

Eventually the tribal council will be asked to determine the method of balancing the budget. To mention some of the impacts of the delinquent audits — level two BIA sanctions, restrictions on federal drawdowns, meal reimbursement for schools, license plate funding restrictions, inability to acquire a corporate credit card, and inability to recover indirect costs for some grants. plete Wireless as the prime company will be investigating the viability of the site and begin construction.

The tribe has embraced a business model to maximize revenues and provide efficient operation toward optimization. This business decisions are centered on this concept and the guidance gives restricted ability to avoid wrongful manipulation and willful abuse. These operatives gives the tribe the opportunity to make decisions confidently.

In closing, I want to urge each of us to remain diligent to make the necessary changes in our lives to find comfort and happiness. To help each other by the means necessary will provide the realization of the tribe's vision and mission. If you have any questions, do not hesitate to contact the tribe at (775) 574-1000. Thank you.

Mervin Wright, Jr. Tribal Chairman

DO YOU OWE FOR DAY CARE ?

The Nixon and Wadsworth Day Care program is asking that the following families please contact Cheryl Ewing Day Care Supervisor. We are trying to collect outstanding balances of \$50.00 or more due for services rendered. You may contact us @ 575-2774 to make a payment arrangement. We are willing to work with all of the families to make arrangements acceptable in your budget range.

Vennisa Crutcher	Melissa Frazier	Sheri Nakai
Cody Nish	KeriRomo	Shirley Wise
Jennie Bums	Tash Sander	Estella Lopez
Kelly Harry	TonyaHenry	Jonathan Yarrow
Dave Matson	Denise Shifflett	Loren/Melissa Decker
Marc Lowery Sr.	Jason Davis	Larisa Joe
Karole McQueen	Donald Mashburn	Carolyn Harry
Shasta Juarez	Lessert Moore	Melinda Brazzanovich
Kaylea Dunn	Deshonna Ballew	Keri Jackson
Ross/Lucy Harden	Minda Fels	Sophia Ruiz
Gina Sander	Summer Phillips	Marci Skenandor
Rebecca Dodd	Eddie Smith	Florence Ramos
Waylon/Jessica Nish	Amanda Juliot	Jack Yellowhair
Erica Smith	Shannon Rambeau	

Failure to contact the Day Care Supervisor may result in this matter being turned over to the Pyramid Lake Tribal Court.

Thank-You

We would like to thank-the following fanlilies who have contacted us and signed payment

agreements with our program.

Marcy Lucas Shawnee Sander Shannel Davis

Leticia Burke



OCTOBER 11th & 12th, 2008
IOAM - 6PM (til 5pm Sun.)
LOCATED AT RENO/SPARKS INDIAN COLONY
GYMNASIUM - 34 RES. RD. (off 395 So. Freeway)
OVER 50 LOCAL & VISITING VENDORS, NATIVE AMERICAN & NON-INDIAN
VENDORS. COME ON DOWN AND CHECK OUT THE JEWELRY, BEADWORK, CRAFTS, BAKED GOODS, RAFFLE, FOOD & FUN.
**AWESOME INDIAN TACOS - WILL BE SOLD **
FREE ADMISSION * FREE TRICK OR TREAT BAGS* RAFFLE FOR MORE INFORMATION CALL RAMONA DARROUGH AT 775-425-3561
IOAM - 6PM (til 5pm Sun.)

Notary Services-Free of Charge Pyramid Lake Souvenir License Plates Pyramid Lake Spousal Tax Exemption Cards

may ask for Identification or a Tribal Card.

The Tax Department provides many services such as:

the Tax Clerk position.

Applications for a Seller's Permit (Not a Business License Permit) Pyramid Lake Tribal Member Tax Exemption on deliveries made to the Pyramid Lake Reservation DMV-Vehicle Tax Exemption Form(s)

Tax Department

The Tax Department would like to welcome Simone Molloy, she was selected for

We ask that you be patient with Simone, she's new and doesn't know anyone. She

For a DMV form you will need to provide:

Person(s) Vehicle is registered to Year of Vehicle Make & Model of Vehicle License Plate Number V.I.N. Number Physical and Mailing Address Nevada Tribal Member residing on Pyramid Lake Paiute Reservation

Tax Department Staff:

Vernelda Frazier-Tax Administrator Da Nelle Smith- Tax Assistant Simone Molloy- Tax Clerk

Tax Attorney: John Fredricks Fredericks, Peebles & Morgan LLP

Pyramid Lake Paiute Tribe Tax Department P.O. Box 256/208 Capitol Hill Nixon, Nevada 89424 Phone: (775)574-1000 Ext. 121/123/124 Fax: (775) 574-1007

Tax Commission:

Fannie Ely- Commission Chairperson Kathy Castodio-Vice Chairperson Melissa Decker- Commissioner Maxine Burns- Commissioner Anita Dunn- Commissioner

> Tax Auditor: Rick Marsh

CONGRADULATIONS KODIE





Tribal Council Meetings

1ST Friday of each Month at 7:00PM

3RD Friday of each Month at 6:30PM



Kodie Light Graduate of The Milan Institute's Dental Assistant Program

Your family is very proud of you! Love: Forest, Britney, Jayden, Mom & Russell Pyramid Lake Paiute Tribe Human Resources Department 775-574-1000 HR Staff: Billie Jean Guerrero, HR manager, ext. 120 Cloria "CJ" Barnes, HR Assistant, ext. 119



It is the mission of the Human Resources Department of the Pyramid Lake Paiute Tribe to...

Partner with all Tribal departments and programs to attract, develop, motivate, and retain a diverse workforce of qualified employees who seek to improve Tribal services for our community members.

Provide leadership skills and guide employees in promoting a positive work environment by providing access to available resources that will help to achieve success according to the vision of the Tribe.

Create understanding in the development and application of policies, benefits, and training opportunities that foster a spirit of individual growth, empowerment, responsibility, trust, and respect.

Our values of continuous improvement, teamwork, and achieving results are woven into every aspect of Human Resources management.



In 1999 the Human Resource Department requested and received funding from the Tax Fund/Use Plan, it was approved as an educational program, for the purpose of youth employment during the summer. This is the ninth year that the Tribe has sponsored this program. It is our hope that this Tribal program will be successful, so that we may continue to offer this opportunity to young adults wishing to develop their job skills. The success of the program is dependent upon the hard work of the youth workers and the coaching skills of the assigned supervisors. It is our hope to provide job opportunities for young adults to prepare them with practical employability skills in a field of their interest and expose them to a potential career in Tribal Government. The targeted age group is 16 to 21 years of age. The program is budgeted for 6 weeks at 32 hours per week. This year we received funding for 11 workers. As apart of their responsibilities they are to write an essay describing some of their experiences during the summer program.

Congratulations and thank you to each Youth Worker that was selected and participated in this year Tribal Youth Worker Program.

Written Essays:

During this 6 week program I've learned; maintenance experience and a variety of multiple new things, about the value of priorities, expectations and with that comes responsibility. With these requirements I acknowl-edged and understood what was not only needed, but expected as well. I've also realized and was able to get the job done. Sometimes you have to keep working on a task until finally you come up with a solution to solve the problem. Analyzing and the act of speculating the most intricate problem could be very difficult at times, but analyzing it mentally and physically is one of the main keys to success.

The main duty I had to perform was entering tickets in Xpediter, there were over 800 pages with two tickets per page and I finished half of that. Other then that I had to take mail and inter-department memos here and there, check mail and whatever the officers/sergeants needed. I learned very quickly how to answer phones and send faxes. When answering phones at the police department you have to be very patient and understanding. Many people assume you are an officer when you answer the phone while working there, it's really funny. I also had to learn if someone did have an emergency, that I had to do the five w's (who, what, when, where, and why). After receiving the information I had to call dispatch and have them inform the police officers on duty.

Altogether I learned that what the police officers do is a lot, always getting calls and having people coming in to report this and that. From what I seen it's a hard but fun job. It is now less than a year before I get to go to the officer training.

Thanks for the opportunity, Timothy Wadsworth

Working for the Pyramid Lake Tribe has helped me figure out how I want my life to be. Being a youth worker has taught me responsibility, mostly being on time for my job now and for the future. Being in the Maintenance Department, I really enjoy learning new things everyday. The ability of working at two different departments as helped me even more than I thought.

Working for the Culture Center/Museum with Ben Aleck and Ralph Burns has been as pleasure. When I am there I work very hard doing and learning things that I have never done before, like learning about native plants and drip systems. Every time I work for them Ralph tells me what to do and I am on it, the earlier the better.

When I work at the Health Clinic with Ginger Howard it was great because, that is where I learned most of the maintenance work. I learned how to cut sheet rock, plumbing and painting. Ginger has shown me the maintenance life and what has to be done for the job to be completed. I really liked working there with Ginger and everyone at the clinic; she has shown me and helped me know what hard work is like.

I thank everyone for their time and patience in helping me to be a good worker and a better person.

Thanks for the opportunity, Tyler James

For the past six weeks I have been working for the Pyramid Lake Paiute Tribe as a Youth Worker. The position I was assigned to was the JOM Junior Counselor, which was my first time having a job. The Youth Worker program is such a great success to me. It gave me a taste of what a job would be like as well as the opportunity to develop more job skills that I need for my future career goals. I have many possibilities for career goals that I would love to accomplish in the near future.

I was looking at becoming a registered nurse and going to medical

Over the last 6 weeks I really enjoyed working with my co-workers and my supervisor here at Pyramid Lake Housing Authority. They were very generous and understanding, and sensitive to my needs and I am really thankful for that.

Respectfully,

Jacob Narcho

school to fulfill that goal. Once I have completed my education, I would like to come back and find ways to help out my Tribe. My other goal would be to become a cosmetologist. I would like to get my license then go into college for business classes. Eventually I would open my own salon/beauty shop.

Working with Johnson O'Malley program has really helped me to increase my communication skills with people, as well as becoming more aware of what's happening around me, and to also step up and take actions when there is a situation. The Johnson O'Malley program has not only helped me but taught me information about my Tribe and culture that I never knew about.

I had a blast working with Dorothy Ely, Anissa Anya, Debbie Smith and Michael Amaya I hope next year I can do the same.

Tatiana Willie

In my opinion, I think that the value of Tribal work is just as important as any other job that an individual may receive. This experience has been very helpful for me because I saw how Tribal employment works. In my experiences at the Numaga Senior Center I was kept busy most of the time. Most days I helped out with watering the garden, preparing the food to go out to the seniors, I went and delivered a couple of times. and also helped out my supervisor with paper work in the office. However, when I was needed at the Tribal offices on Capitol Hill I was more than happy to help out. While working at the Administration building I answered phone calls, sorted out the mail and made copies. My coworkers at the Senior Center and the Administration building kept the relation professional and I appreciated how they helped me figure out the system for everyday tasks. Unfortunately, working at the center did not help me in my career goals.

My career goals are to finish all my schooling which will take 8 years of college. The career I have chosen consists of 4 years at an University and another 4 years at Law School. After this job I will proceed to look for another job which also jumps right into my career goals as well. I also My career goals consist of being on time, always try to be five minutes plan to become a chef in all fields of the culinary arts (pastry and cuisine), and that will take a little more than a year. In the future I plan to come back and work for the Tribe as a Tribal Judge (Chief Judge to be specific) or as the attorney for the Tribe.

Furthermore, I would like to thank Human Resources, Billie Jean Guerrero and Cloria Barnes "CJ" for giving me this opportunity. It has been a wonderful experience and I look forward to working with you in the near future.

Teia Lopez

During this summers Youth Program I was assigned the position of JOM junior counselor. At first I was really excited that I got the job but I was also kind of nervous. Thinking would the kids be nice or bad, I decided to class, or category to which that person or thing belongs rather than on go through it and well it turned out ok.

This job may not sound as important but it really is. These kids that I watch will grow up to be our future, there are the ones that will be taking care of us. They also taught me a valuable attribute that I will need in life and that is "responsibility". If I am not watching the kids or not doing my work things will go bad or not even get done at all. So I am very grateful that the kids taught something.

When I get older and I have kids of my own I'll know what to expect and how to raise my kids thanks to the Pyramid Lake Youth Program that made this all possible, so I'd like to thank all of the founders of this program for preparing us for the future. I've had a lot of good memories this summer with working with the kids and having fun and I'll look forward to more.

Michael Amaya

My name is Kaylee Christy. I've been selected this summer to work for the Tribe as a youth worker. My position was to help out at the child care I would like to congratulate all of the newly hired employees and wish center. I learned a lot helping, and it might be something that I want to do when I grow-up. I really liked working with the kids. I think this job was a great experience and I enjoyed it.

Kaylee Christy

My name is Lynsie Dunn and I am member of the Pyramid lake Paiute Tribe. This summer I participated in the Summer Youth Employment Program. I applied to the program to gain work experience, help out my community, see the way our tribe operates, and to accumulate some funds to go towards my education continuing this fall.

I think that by working at clinic, it has only further confirmed my goals of becoming a health care professional. Working at the clinic has also shown me that teamwork is very important to have a successful practice. This position has introduced me to the importance of people skills and how to apply them in the workplace.

I appreciate having the opportunity to be a part of the Youth program and I feel that it is a great program which only enriches the work ethic of the youth participating in it. The program teaches us valuable work skills and prepares us for the work force and encourages us to apply our skills to the Tribe. I know I speak for my peers when I say that if the Tribe is willing to invest in our favor, we will certainly invest in our Tribe's in ten fold. I would like to thank my supervisors and my coworkers for their time and wisdom, it did not go unappreciated and I benefited from every piece of advice which was given to me.

Lynsie Dunn

early for everything, always find something to do; keeping busy on the job is always important, nobody wants to find his or her worker sitting around like lazy bum. Always dress appropriately for work and be polite to others.

Appearance, is always important, especially first impressions. Dressed nicely and have a good nights rest, no one wants to be around grumpy people, I know I'm not a pleasant person to be around when I'm grumpy. Keep your work area clean, nobody wants to appear as a slob.

Attitude, always be nice to others in the work place, otherwise it can or may be discrimination to another person, and is a very serious act in the work place. Discrimination: treatment or consideration of, or making a distinction in favor of or against, a person or thing based on the group, individual merit: racial and religious intolerance and discrimination.

Production, I do my best to stay on task at all times. Double checking my work for errors, and learning new things, also learning from your mistakes. I've learned that stapling booklets are easier to staple by using the booklet stapler, stacking too much printer paper in the printer will cause it to mess up too, always be prepared to redo work in case of a mistake, organization is the key, always save documents typed and resave documents that has been updated. Spell check and the thesaurus are very useful, other then that I really freshened up on my computer skills.

After this job has ended I plan on seeking another job, so that I can save up enough money to do my on-line classes and applying for financial aide, I also plan on getting all of my basic freshman college courses out of the way before I actually decided on my major.

Emma Powell

them luck in their new positions.

Lindsey Kreller, Certified Nursing Assistant John Mosley, Environmental Director Bonnie Smith, Contract Health Service Clerk Gina Sander, Property Manager Scott McLean, Maintenance Worker III Bernadette Smith. Child Care Provider

I began working about a after the program started because I was on an educational advancement trip in Washington D.C. I was grateful that I was welcomed home with open arms back to my position when I returned from my trip. That act of kindness really made an impression on me and made me realize that I will always have a home and a chance to work for the Tribe.

I chose to work at the Pyramid Lake Health Clinic because the plan for my future endeavors is to fall in the lines of the health field. To work in this position was a great opportunity for me to see the work that goes behind the title of a health worker. I was quickly introduced to work at the clinic and there always seemed to be something to do, I enjoyed the work atmosphere because I like to stay busy and productive.

Amanda Jones, Child Care Provider Jonathan Begay, Maintenance Worker III

Again Congratulations to all!!!!

We would also like to take a moment and wish everyone whom had birthdays this past month or that will be celebrating a birthday this month a verv happy birthday!

	August Birthdays	September Birthdays
	Vernelda Frazier	Elena Harris
	Lawrence Mandell	Sharon Keever
	Jefferey Christensen	Darren Hicks
	Karen Moore	Susan Albright
è	Cheryl Ewing	Linda Merlin
	Lorin Dunn	DaNelle Smith
	Bernadette Smith	

Cody Harry James Plympton Ammon Knight Joseph Espositio Allen Primeau Ione Crutcher Elena Sanchez

Tribal Enrollment Services

The Office of Tribal Enrollment is open Monday through Friday during normal work hours. Please call ahead of time to ensure that staff is available to process your requests. The office has been moved to a different location; please check in at the front desk upon arrival.

ID Cards: The Tribal Council has approved the amendments to the program's Card Issuance Policy and with that comes fees for all cards issued by the Enrollment Office. The fee schedule is as follows:

	FEE SCHEDULE	
	Effective: 07/02/2008	
	<u>SSA</u> (Exemptions – 60/over & Disable	
1.	Tribal Membership Card – First Issue	Free
2.	Picture Identification Card – First Issue	Free
3.	Replacement of lost or stolen cards	Free
CLA	<u>SS B (Adults – 18-59)</u>	
1.	Tribal Membership Card – First Issue	Free
2.	Picture Identification Card – First Issue	Free
3.	Replacement – lost or stolen TM card	\$5.00
		(limit 2 per year)
4.	Replacement – lost or stolen ID card	\$8.00
	1	(limit 2 per year)
CLA	<u>SS C (Minors – 15-17)</u>	
1.	Tribal Membership Card – First Issue	Free
2.	Picture Identification Card – First Issue	Free
3.	Replacement – lost or stolen TM card	\$5.00
	1	(limit 2 per year)
4.	Replacement – lost or stolen ID card	\$5.00
		(limit 2 per year)
CLA	<u>SS D (Minors – 0-14)</u>	
1.	Tribal Membership Card – First Issue	Free
2.	Picture Identification Card – First Issue	Free
3.	Replacement – lost or stolen TM card	\$5.00
		(limit 2 per year)
4.	Replacement – lost or stolen ID card	\$5.00
1.	Replacement 10st of stolen 1D card	(limit 2 per year)
	SS E (Police/Ranger ID Cards)	
<u>сга</u> 1.	<u>SS E (Police/Ranger ID Cards)</u> Police/Ranger ID Card w/Picture – 1 st issue	Free
1. 2.	Replacement ID card w/Picture	Free
∠.	replacement iD card w/ ricture	1.166

Approved: 07/02/2008	
Pyramid Lake Paiute Tribal Council	

3.

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\$15.00

Fee for Unreturned Cards upon Separation

Confidentiality Policy: The Tribal Council also approved the amendments to the program's Confidentiality Policy, which is a document to govern the handling and processing of all records maintained by the Enrollment Office.

Paternity: This reminder was included in the last article from the Enrollment Office, but remains as a much-needed reminder for all moms to establish paternity for your child. Many times we have processed applications under the mother's blood quantum only, not including the father's blood until paternity is established. Remember, the child is entitled to all blood that is documented by other tribes through either parent. Increasing your child's total will benefit not only your child, but future generations to follow.

Social Security Numbers: Another reminder to those parents who

Membership Statistics: Below are the most recent statistics of the tribal membership:

2,741	Total Membership
-337	Minus Deceased Members
2,404	** Total Living Membership as of 09/19/2008

**These numbers are subject to change monthly based on Tribal Council action to approve new members, and based on membership status changes (relinquishments/disenrollments/deceased). The first total (2,741) is the number of individuals who are enrolled in the Tribe, the second total (337) is the number of deceased individuals, and the third total (2,404) is the actual living membership of the Tribe. The names of the deceased are not removed from the membership roll for descendancy purposes.

If you have any questions or concerns regarding membership issues, please contact the Tribal Enrollment Office 775.574.1000, Ext. 115; or you may email your comments to: plenrollment@plpt.nsn.us.



Numaga Senior Center

Would like to invite all elders 60 and over to come into the center for a free meal.

If you are in the area for the day or have an appointment feel free to come in for lunch.

Remember that we have breakfast on Fridays!

The Numaga senior participants have been very busy this month with different outings such as the Reno Sparks senior fun day, Fernley senior fun day, Susanville senior fun day, and the Fallon Paiute Shoshone senior fun day, we all had a great time at these different events!

We would like to extend our gratitude to all those who donated to the bake sale and also with monetary donation.

have not yet submitted their child's social security card with their applications, please provide a copy to the Enrollment Office as soon as possible. <u>This has been a membership requirement as of June, 2006.</u>

New Members: We welcome the following new members of the Tribe -

July – Anthony Albert Martinez Brady, Maria Magdalena Martinez Brady, Raul Mario Charbonier, Monte Eric Heredia, Gracie Samira El-Chammas, Hailey Jeanette Frost, Alexa Gabrielle Ortega, Gene Elijah Spight, Jr., Gina Marlene Vera Spight.

August – Connie Colleen Cofer, Isolene Marie Lucas, Michelle Rose Lucas, and Randall Sean O'Neil.

September – Desirae Josephine Bill, Ryen Elijah Bill, Marlo William Carducci, Jane Josephyne Davis, Dwight Andre Gibson, Wyett James Gibson, Olivia Irene Nish, and Delaka Sparkling Ash Polacca.

All of these applicants have met the requirements for eligibility under Ordinance III (*First Revision*) and are direct lineal descendants of a Base Enrollee.

We will be planning events for the holidays so keep your eyes open for the announcements.

Thank You, Vinton Hawley, Senior Services Director

TRIBAL COURT NEWS SEPTEMBER 2008

ACTIVE WARRANTS

Jeremy Baker	Dustin Barlese	Phelon Brown
Conrad Fellows	Garrett Fellows	Gibson Fielder
Joanna Hancock	Ashley Henry	Frank Henry Jr
Boyd Jackson V	Sebastian Jackson	Bryan Johnson
Rayfield Kelly	Royce Kochampenasken	Teresa Lenoir
Duane Lopez	Quinten Lopez	Kevin Melius
Cecelia Phoenix	Veronica Rodarte	Teresa Royer
Lonnie Savage	James Shaw	Shawn Shaw
Reed Skenadore Jr	Danina Smith	Everette Smith
Reuben Smith	Rochelle Talas	Shepard Taylor
Skyler F. Taylor	James Thomas Jr (2)	Jonathan Thomas
Juanita Thompson	Nicholas Thompson	Patrick Van-
Brundt	Maynard Victor	Walter Washing-
ton	Clifton Williams Jr	Damon Williams-
Delson Williams	Sharon Williams	

<u>Hearings held in September 2008</u>

September 2, 2008 - 8 criminal hearings and 3 citations September 9, 2008 - 2 criminal hearings and 24 citations September 16, 2008 - No Court held September 17, 2008 - Juvenile Court Held (8 hearings) September 23, 2008 - 10 criminal hearings, 5 citations, and 4 hearings September 30, 2008 - 12 criminal hearings

IN THE PYRAMID LAKE TRIBAL COURT IN AND FOR THE PYRAMID LAKE INDIAN RESERVATION WASHOE COUNTY, NEVADA

YOLANDA RIVERA	Case No. PL.CV.CM.2008-0058
Plaintiff,)
) <u>SUMMONS</u>
VS.)
)
GREGORY LOCKWOOD)
Defendant.)

NOTICE YOU HAVE BEEN SUED. THE COURT MAY DECIDE AGAINST YOU WITHOUT YOU BEING HEARD UNLESS YOU RESPOND WITHIN 20 DAYS. READ THE INFORMATION BELOW:

TO THE DEFENDANT: A Civil Complaint has been filed by the Plaintiff against you for the relief set forth in the Complaint.

If you intend to defend this lawsuit, within 20 days after this Summons is served on you, exclusive of the day of service, you must do the following:

IN THE PYRAMID LAKE TRIBAL COURT IN AND FOR THE PYRAMID LAKE INDIAN RESERVATION WASHOE COUNTY, NEVADA

In the Matter of: **VELDA SMITH** HOUSE TITLE Decedent, Filed by: YOLANDA RIVERA

Petitioner.

)CASE NO: PL.CV.TT.2008-0060 NOTICE TO TRANSFER

NOTICE IS HEREBY GIVEN that YOLANDA RIVERA has filed a Motion to Transfer Title of a home located at 458 Moccasin Lane, Nixon Nevada (3 bedroom home) from her deceased mother's name, Velda Smith, to her name Yolanda Rivera an enrolled member of the Pyramid Lake Paiute Tribe.

NOTICE IS FURTHER GIVEN that any person having objection to the transfer as aforesaid shall file written objection with the aboveentitled Court within ten (10) days after date of the last publication of this Notice, to wit: August 26, 2008, and after publication in the tribal newspaper.

Done and dated this 24th day of September, 2008

Jeraldine Magee, Court Administrator Pyramid Lake Tribal Court, P.O. Box 257, Nixon, NV 89424 {221 Nixon Hwy 447}

IN THE PYRAMID LAKE TRIBAL COURT IN AND FOR THE **PYRAMID LAKE INDIAN RESERVATION** WASHOE COUNTY, NEVADA

WELLS FARGO N.A., D/B/A WELLS FARGO AUTO FINANCE PLAINTIFF,

)CASE NO. PL.CV.CM.2008-0059

VS.

RICKY C. FASTHORSE DEFENDANT.

NOTICE YOU HAVE BEEN SUED. THE COURT MAY DECIDE AGAINST YOU WITHOUT YOU BEING HEARD UNLESS YOU RE-SPOND WITHIN 20 DAYS. READ THE INFORMATION BELOW:

TO THE DEFENDANT: A Civil Complaint has been filed by the Plaintiff against you for the relief set forth in the Complaint.

If you intend to defend this lawsuit, within 20 days after this Summons is served on you, exclusive of the day of service, you must do the following:

a. File with the Clerk of the Court, whose address is shown below, a formal written response to the Complaint in accordance with the rule of the Court.

Unless you respond, your default will be entered upon application of the Plaintiff and this Court may enter a judgment against you for the relief demanded in this Complaint, which could result in the taking of money or property or other relief requested in the Complaint.

If you intend to seek the advice of an attorney in this matter, you should do so promptly so that your response may be filed on time.

Dated: September 24, 2008 Jeraldine Magee, Court Administrator Pyramid Lake Tribal Court, P.O. Box 257, Nixon, NV 89424 {221 Nixon Hwy 447}

File with the Clerk of the Court, whose address is shown a. response to the Complaint in accordance below, a formal written with the rule of the Court.

Unless you respond, your default will be entered upon application of the Plaintiff and this Court may enter a judgment against you for the relief demanded in this Complaint, which could result in the taking of money or property or other relief requested in the Complaint.

If you intend to seek the advice of an attorney in this matter, you should do so promptly so that your response may be filed on time.

Dated: September 24, 2008 Jeraldine Magee, Court Administrator Pyramid Lake Tribal Court, P.O. Box 257, Nixon, NV 89424 {221 Nixon Hwy 447}

For Immediate Release For More Information: Dr. Phil LaRussa 775-688-1182, ext 261

California Gets New TB Designation

The U.S. Department of Agriculture's Animal and Plant Health Inspection Service (APHIS) reclassified California as modified accredited advanced for bovine tuberculosis (TB) on September 18, 2008.

Following the detection of bovine tuberculosis in 2003, over 876,000 cattle from 688 herds were tested in California to make sure the disease had not spread beyond the three detected dairy herds. The State was declared free of TB in 2005. New rules were also put in place requiring that dairy breeding cattle entering California be tested to help prevent reintroduction of the disease - this rule remains in effect. Since bovine tuberculosis was again detected in January 2008, more than 105 herds and over 150,000 cattle have been tested as part of the investigation.

Also, APHIS had divided the state of New Mexico into two zones for the purpose of TB status classification, with an accredited-free zone and a modified accredited advanced (MAA) zone. On September 11, 2008, the entire State of New Mexico was down-graded to MAA upon discovery of TB outside of the previous infected area.

Bovine TB is a contagious and infectious disease caused by Mycobacterium bovis. It affects cattle, bison, deer, elk, goats and other warm-blooded species and can be fatal. The disease can be transmitted to humans through direct contact with infected animals or consumption of raw milk. It is not transmitted through consumption of pasteurized milk. If a producer suspects TB in their herd, they should isolate the animal immediately and contact their veterinarian for a proper diagnosis.

Bovine tuberculosis does not threaten the quality and safety of milk and meat products. Almost all milk sold is pasteurized, which destroys organisms that could be harmful to humans, including tuberculosis organisms. All cattle processed for meat are inspected for signs of tuberculosis infection and rejected for consumption if they show signs of the disease.

The best way for cattle producers to prevent bovine tuberculosis is to maintain a closed herd or isolate and test purchased additions and cattle re-entering the herd, maintain accurate records of animal identification and movements, prevent contact with cattle of unknown tuberculosis status, arrange professional diagnostic workup of sick animals, and establish a tuberculosis testing policy for employees.

Modified accredited advanced status means breeding animals, greater than six months of age, being moved out of those States must have been tested clean within the previous 30 days. Exceptions are available for cattle headed to designated feed-lots or slaughter plus animals on pasture-to-pasture agreements. Also, the movement of spayed heifers and steers, cattle from a TB-accredited free herd and cattle or bison less than 6 months of age, can continue. Producers are reminded to contact the Nevada Department of Agriculture for entry permits and requirement updates at (775) 688-1180 ext 230.

For More Information: Ed Foster 775-688-1182, ext 272

AGRICULTURAL WATER SUMMIT TO BE HELD IN WINNEMUCCA RENO, Sept. 11, 2008 - Bringing water users together to talk about the future of Nevada's water is the purpose of the Agricultural Water Summit that will be held Nov. 14 in Winnemucca.

"Nevada's agricultural producers and other water users are concerned about the potential ramifications of interbasin water transfers," said Tony Lesperance, director of the Nevada Department of Agriculture. "We want to get these folks together to hear what is happening and ask a few questions."

The agenda will include a history of Nevada before ranching and farming were part of the landscape. Allen Biaggi, Director, Nevada Department of Conservation and Natural Resources, will give an overview and history of interbasin transfers, discuss the changing demands on surface and ground water in Nevada, and explain the requirements and process of review and approval of interbasin transfers.

I would like to thank everyone who helped raise money for my trip to London this coming December.

Marsha Livingston, Lindsey John, Genevive John, Jackie Mull, Joleen Walker and many many other friends and relatives worked hard at the Taco Sale and donated lots of items to the yard sale. I was also able to raise some money helping wash Burning Man cars at Karen Shaw's home. A big thanks to Karen, Della, Faye, Pat, Teola, Steven and Gladys.

All three fundraisers were very successful and I greatly appreciate the support of my family and community.

I will be traveling to London, England for seven days to represent our community and nation in the London New Year's Day Parade, as an all-star cheerleader.

Thank you all for your help I truly appreciate this opportunity of a lifetime!

I still have money to raise so I am looking for any opportunity for fundraisers.

Thank you, Jessee Santos Granddaughter of Fred and Della John

> Mauwee Family Reunion When: Saturday, October 11, 2008 Time: 11:00 AM Where: Nixon Gymnasium

*Bring one (1) Raffle Item

A representative from the Southern Nevada Water Authority will explain who the water users/ stakeholders are, their competing values and interests, how water is put to beneficial use, the science that supports a beneficial use, and how water debates in Nevada are a microcosm of larger water debates occurring worldwide.

The Summit is being held in conjunction with the Nevada Cattlemen's/ Cattlewomen's Convention in Winnemucca. To register, contact the NCA at (775)738-9214 or visit them online at www.nevadacattlemen.org.

For more information about the Summit, contact Ed Foster, Nevada Department of Agriculture, (775) 688-1180; Evan Fulton, University of Nevada Cooperative Extension, (702) 948-5907; or Liz Warner, Natural Resources Conservation Service, (775) 875-8500 x 105.

The Summit is sponsored by the Agricultural Council of Nevada, Nevada Cattlemen's Association, Nevada Department of Agriculture, University of Nevada Cooperative Extension, Nevada Agricultural Foundation, and USDA Natural Resources Conservation Service. Family Pictures to Share Family Tree

All Food Donations

Greatly Appreciated

Happy Birthday! Yubano Ehobe Pudu Muha!! I love you lots & miss hoopin' it up with ya! So... catch you on the rebound! Eh? Love Always, Your Basketball Head Auntie! Monika D New Moon



1301 Connecticut Ave NW, Suite 200 Washington D.C. 20036 Phone: (202) 466-7767 Fax: (202) 466-7797 www.ncai.org

In Loving Memory of Sky Anthony Light September 22, 1983 – September 8, 2006

IF TEARS COULD BUILD A STAIRWAY

If tears could build a stairway, and memories a lane, I would walk right up to Heaven and bring you back again.

No farewell words were spoken, No time to say "goodbye" You were gone before I knew it and only God knows why.

My heart still aches with sadness, and secret tears still flow. What it meant to love you No one can ever know.

But now I know you want me to mourn for you no more; to remember all the happy times That life still has in store.

Since you will never be forgotten, I pledge to you today-

Natural Resources Report of Pyramid

Lake Fisheries

Removal of Numana Dam

Dams have been installed into most waterways throughout the world. The earliest dams built date back over 5,000 years ago in the Middle East for use for irrigation applications. There are more than 500,000 dams, the majority are considered small (defined as under 10 feet). Around 40,000 large dams exist in the world today.

Dams provide benefits in that they can generate a huge amount of electricity via hydro-electric power. For example, the Itaupu Dam on the Panara River generates over 12,600 megawatts of electricity which generates 80% of the electricity of Paraguay. Dams are also utilized for Storage of seasonal waters to be used when reserve water is needed such as Stampede Dam; used for irrigation purposes; drinking water; and flood control (which is often debatable). However, these benefits come with a cost in that dams dramatically alter the ecosystem. One of the impacts of dams is that they impede fish passage and movement of species upstream and downstream which is necessary for their survival.

The Pyramid Lake Piaute Tribe, along with contracting with the Bureau of Reclamation under Section 638, is in the process of removing the Numana Dam.

This will be a two phase project. During the first year, Phase 1 will involve non-construction that involves design development; and environmental compliances. Phase II is expected to take approximately 6 months and will involve the construction, or as Jon Jackson , the Water Resource Director for the Pyramid Lake Piaute Tribe stated, " the destruction phase" of the project. The intake structure will be moved 1 mile upstream and piped into Indian Ditch. The project is expected to be in contract by January 1, 2009.

Aquatic Invasive Species Monitoring

In the Spring Newsletter, Aquatic Invasive Species such as the New Zealand Mudsnail; the Quagga Mussel; and the Zebra Mussel were discussed. Since then, a mussel was spotted in Tahoe August 29th. It was spotted as the boat was being launched off of the trailer into the Lake. Marina staff halted the launch and called for a inspection. The boat had been on Lake Mead 30 days prior to visiting Lake Tahoe and had gone thru a decontamination station when it left Lake Mead. With this in mind, the mussel was able remain on the boat and travel from Lake Mead to Lake Tahoe regardless of time lapsed and decontamination efforts.

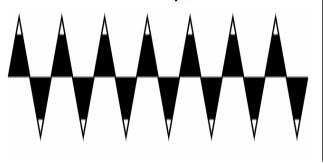
Pyramid Lake Fisheries employees have confirmed that boats from Lake Mead travel to Pyramid Lake. The implication is that Pyramid Lake has the same threat for the introduction of these invasive mussels. The Resource Department at Fisheries is gearing up for staff to begin inspections once the final AIS plan is submitted and approved by the Tribal Council. Traps have been set at Pelican Point to monitor the lake. Once the AIS plan is approved, it is anticipated that creel staff will begin inspections in October and protocols will include a survey as to what lakes the boaters have been on. If the boaters have been on a contaminated Lake defined on a check list, the boats will be inspected and sprayed with a diluted bleach solution and rinsed.

The question being asked is: "Can these invasive snails and mussels survive in Pyramid Lake?" One answer is: we must prevent any introductions to the best we can because it is unclear as to whether they can survive, or not. One thing is known regarding the nature of invasive species in that they are invasive due to their ability to spread in an array of environments and since introduction in the 1980's, have traveled and established aggressively throughout the United States. Continued on Page 19



a hollowed place within my heart is where you will always stay.

Dear Sky, still can't believe you're not here. I miss your happy voice and seeing your handsome face. Please be our guardian angel and watch over your babies and all those that love you. Love you forever and always, Mom



Nixon Transfer Station Schedule

The Nixon transfer station will be operating under a new management schedule. This has been implemented to discourage illegal dumping, abuse of the transfer site, and to help the tribe better manage the station and trash service for the lake.

The monthly schedule is as follows:

First Saturday of the month: Third Friday of the month: 8:00am to 12:00pm 8:00am to 12:00pm

Continued on Page 19

PYRAMID LAKE PAIUTE TRIBAL COUNCIL SPECIAL MEETING MINUTES July 18, 2008

Members Present:	Mervin Wright, Jr., Tribal Chairma	n Gordon Frazier
Janet E	Davis	Johnnie Garcia
Jason I	Davis	Genevieve John
Judith I	Davis	Sherry Mendes
Carla E	ben, Vice Chairman	Clayton Servilican

CALL TO ORDER

Tribal Chairman Mervin Wright, Jr. called the July 18, 2008 special meeting of the Pyramid Lake Tribal Council to order at 6:30 p.m. in the Tribal Chambers, Nixon, Nevada.

OPENING PRAYER

Tribal Chairman Mervin Wright, Jr., gave the opening prayer.

ROLL CALL

Gina Wadsworth, Tribal Secretary, took roll call. Councilmember Janet Davis arrived at 6:45 p.m. All other Tribal Councilmembers were present at roll call and a quorum was established for this meeting.

APPROVAL OF AGENDA

Chairman Wright stated there are five items that should be added to the meeting agenda: an invoice from Bob Pelcyger; an Emergency Senior Request; a Memorandum of Understanding between the Health Clinic and Treatment Center; a donation request from Tyler Sumpter; and the Law & Order Committee. Marilee Teton asked about the "smut" letter that has been distributed and Chairman Wright said he would discuss this under his report.

Councilmember Jason Davis made a motion to approve the agenda with the changes. The motion was seconded by Councilmember Garcia. Votes were all in favor, *motion carried*.

PUBLIC COMMENT

Chairman Wright stated he would like to add that Councilmember John had researched the public comment topic online and it's a matter of letting people say their comment. The Tribal Council can't be responding to anything that is said. The Council has received a lot if insults and criticism and if people want to address an issue, it should be put into writing.

There were no public comments made.

CONSENT AGENDA

Chairman Wright stated there were three items on the Consent Agenda: an invoice from Hester & Zehren; a report and invoice from Wes Williams, Jr.; and a land assignment application for Carol Smith. Councilmember John made a motion to approve the Consent Agenda. The motion was seconded by Councilmember Servilican. Votes were all in favor, *motion carried*.

PRESENTATION

Native American Game and Fishing Application – Mark Holzer: Albert John, PLF Production Manager, introduced Mark Holzer who is the President and CEO of Electronic Storage Systems from Bismarck, North Dakota. The business is a comprehensive web based application for Tribal licensing program and they have been in business since 1994. They have been doing gaming and fishing for about five years and they currently work with about 12 tribes.

Mark said the key things about the program are that it will help to streamline the licensing, maintain control over licensing revenue, improve the compliance side, enhance wildlife management efforts, and to make informed decisions through the reporting features. The Tribal Council moved into an executive session at 7:23 p.m.

Grievance Hearing: The Tribal Council discussed the grievance during the executive session.

Vice Chairman Eben made a motion to move out of the executive session. The motion was seconded by Councilmember Garcia. Votes were all in favor, *motion carried*.

The Tribal Council moved into an open session at 7:45 p.m.

Classification and Reclassification of the Following Job Descriptions: Housing Director, Housing Assistant, Housing Finance Manager, Housing Maintenance Technician, Housing Maintenance Supervisor, and Housing Services Specialist: Councilmember John said one of the job descriptions included the supervisor and it had been stated that the supervisor is not normally included in the description and she suggested it be consistent. Billie Jean said in the Housing Finance Manager job description under the definition it states the Finance Manager reports to the Housing Director.

Councilmember John asked for clarification on maintenance supervisor where it currently reads "cost estimates, conduct final inspection for contracting out jobs" and it should probably read "for jobs contracted out."

Councilmember John stated under the Housing Assistant it states, "two years office management or supervisory responsibility" and in reading the description it does include supervisory duties, so she would recommend including "requires supervisory experience". Billie Jean clarified that it would be changing "or" to "and".

Councilmember Janet Davis made a motion to approve the following job descriptions with changes: Housing Director, Class Code 602, Grade 29; Housing Assistant, Class Code 352, Grade 20; Housing Finance Manager, Class Code 518, Grade 24; Housing Maintenance Technician, Class Code 142, Grade 19; Housing Maintenance Supervisor, Class Code 147, Grade 23; and Housing Services Specialist, Class Code 312, Grade 19. The motion was seconded by Vice Chairman Eben. Votes were all in favor, *motion carried*.

NEW BUSINESS

Craig Smith Request for Donation: Craig, Shelby, and Nick Smith were present requesting a donation to assist in purchasing a helmet for Nick. Councilmember Janet Davis made a motion to donate the individual rate. The motion was seconded by Councilmember John. Votes were all in favor, *motion carried*.

UNR Request to Conduct Macro Invertebrate Sampling: Chairman Wright reported this request is for permission to conduct sampling of macro invertebrates and periphyton in Nixon and Wadsworth during the week of August 4, 2008. This has been an ongoing program and they use Pyramid Lake High School students as interns. Councilmember Judith Davis made a motion to approve the request. The motion was seconded by Councilmember Mendes. Votes were all in favor, *motion carried*.

Bob Pelcyger Invoice: Bob Pelcyger had submitted his June 2008 invoice for approval. Councilmember Mendes made a motion to approve the invoice for Bob Pelcyger. The motion was second by Vice Chairman Eben. Votes were all in favor, *motion carried*.

Emergency Senior Request: An emergency senior request was submitted by Eldon O'Daye for Sierra Pacific Power Company and Suburban Propane for a total amount of \$419.10. The amount available in this line item is \$1,213.08. Councilmember Jason Davis made a motion to approve the request for Eldon O'Daye in the amount of \$419.10. The motion was seconded by Councilmember Servilican. Votes were all in favor, *motion carried*.

Mark then gave a presentation of the program. There were several questions raised regarding the program and how it can be tailored for the Tribe. Albert suggested that in order to get the questions answered, they should meet with the people who would be involved with the regulations.

Councilmember Judith Davis made a motion to send the proposal to the Pyramid Lake Fisheries to begin the process in developing the project. The motion was seconded by Councilmember Servilican. Votes were 8 for, zero opposed and no abstentions (Garcia out of room during vote). *Motion carried*.

HUMAN RESOURCES - Billie Jean Guerrero

Environmental Director Interview: Billie Jean Guerrero, Human Resources Manager, was present to facilitate the interviews for the Environmental Director position. Councilmember Mendes made a motion to move into an executive session. The motion was seconded by Councilmember Janet Davis. Votes were all in favor, *motion carried*.

Memorandum of Agreement with the Pyramid Lake Health Clinic and the Nevada Skies Treatment Center: Chairman Wright stated this agreement is needed so the youth who will be at the Nevada Skies Treatment Center can receive services from the Health Clinic. Councilmember Mendes stated she doesn't believe the Health Board has seen the agreement and would suggest sending it to them for review before any action by the Tribal Council. Councilmember John made a motion to table the agreement and send it to the Health Board for review. The motion was seconded by Councilmember Servilican. Votes were all in favor, *motion carried*.

Tyler Sumpter Request: Tyler Sumpter is participating in the NSA Western World Series in Carson City and she sent a letter requesting a donation to assist with expenses. Councilmember John made a motion to donate the individual rate. The motion was seconded by Councilmember Servilican. Votes were 5 for, zero opposed, with 4 abstentions, *motion carried*.

Law & Order Committee – Jolyne Sander: Jolyne Sander, Law & Order Committee Chairman, was present and stated the Committee would like some direction from the Tribal Council. When the Council gave supervision of the judicial department to the Vice Chairman, it is now affecting the Law and Order Code. She would like to know if this is going to be a standing directive and if the Code needs to be amended. They are currently working on the Code and they would like to have this clarified. This was one of the findings in the last judicial review which was the inconsistency in the Tribe's ordinances. Jolyne suggested wording it as "the Tribal Chairman or his designee."

Jolyne said when people come in and make demands, the Tribal Council needs to step back and review it before making a decision. For example, there was a request made at the May meeting and that was only a small group of people but there is a big Tribal membership who may feel completely different.

Councilmember Mendes suggested the Law & Order Committee develop some recommendations for the Tribal Council to consider.

COMMITTEE/DEPARTMENT ACTION REQUIRED

Permission to Sample Resource Conditions on Reservation – John Mosley, Environmental: John reported that the Natural Resources Conservation Service (NRCS) sent a letter dated May 28. The NRCS is requesting permission to sample resource conditions and collect measurements of rangeland vegetation on the Reservation. Councilmember Judith Davis said the letter is requesting a decision by June 13th and John said he contacted Patti Novak who said she could wait for permission. Councilmember Jason Davis asked what samples they are taking. John said it's mainly for agriculture, but he was unsure why they have the program. Councilmember Mendes made a motion to deny to request from the Natural Resource Conservation Service to sample resource conditions on the Reservation. The motion was seconded by Councilmember Servilican. Votes were 7 for, 2 opposed, with no abstentions. *Motion carried*.

Councilmember Frazier asked when the Wadsworth transfer site would be opened. John replied that they won't be opened completely but will be open a couple days per month. This is an effort to curb illegal dumping. People in Wadsworth will be offered curbside pickup. Councilmember Servilican said he believes that closing the sites won't solve the problem, but in order to solve the problem, someone needs to be monitoring the site. There are a lot of non-Tribal members who use the site.

Councilmember Mendes said the garbage is not going to go away and we need to get smart about managing it and we need a transfer station. She would prefer to have it contracted to be hauled out or recycled rather than have the garbage all over the reservation.

John said he thinks the best solution would be a landfill. If there was a Tribally-managed landfill then all of the waste would go there. Areas could be designated for construction and demolition debris, trees and yard waste, and they could be more productive in recycling.

Chairman Wright said there are concerns about what is trying to get accomplished in dealing with the control of illegal dumping. At this point and with limited funding, there is no choice but to make the choices that are being made. We are trying to work with what we have.

Resolution for Master Lease for Housing Project – Christine John: Christine John, Executive Director, was requesting approval of a resolution for a master lease on the new housing project. She stated the attorney has reviewed the documents. The project is scheduled to start in the late fall. There is not enough funding to build 15 homes, but they probably have enough for five homes in the Wadsworth area. This master lease will be established so that they can move forward without having to do the process again.

Councilmember Jason Davis made a motion to approve the master lease resolution for the new housing project. The motion was seconded by Councilmember Janet Davis.

Fishing Camping-Boating-Day Use Regulations – Regulations Working Group: Chairman Wright stated no one from the working group was here tonight. It was suggested the Tribal Council review the regulation changes with the working group because of all of the concerns that were raised. Jolyne Sander said the Law & Order Committee was left out of this process and you need to make sure the regulations and Code are consistent. It was suggested the Tribal Council meet with the working group to review the regulation changes. Councilmember Judith Davis made a motion to table the regulations. The motion was seconded by Vice Chairman Eben. Votes were all in favor, *motion carried*.

Victim Services Program – Mary Dodd: Councilmember Judith Davis asked Mary for a brief history on how she acquired the offices. Mary Dodd, Victim Services Coordinator, said the property had become available in 2000 and at that time she approached the Council for the mobile home. For the Big Bend Office, they had first shared the space with the Sumunumu Program but because of the issues regarding program participants, it was decided that the Sumunumu Program would move their offices to the Health Clinic. Mary said she had been speaking with the Realty Program about the two offices and she would like to reaffirm the Council's support for the program. Councilmember John suggested that any program that is in a tribal facility should not be charged for rent. It was asked who paid for the maintenance costs and Mary replied sometimes it would be the Realty program, sometimes Tribal Maintenance and sometimes themselves. Councilmember Mendes clarified that if it's not coming out of program money, she is asking the Tribal Council to keep it at the same amount for

Resolution for Shelter at 54 Railroad Circle, Wadsworth: Councilmember Judith Davis made a motion to approve the resolution for 54 Railroad Circle, Wadsworth, Nevada. The motion was seconded by Vice Chairman Eben. Votes were all in favor, *motion carried*. **RESOLUTON NO. PL 51-08**

rent.

Resolution for 1 Big Bend Ranch Road, Wadsworth: Councilmember Jason Davis made a motion to approve the resolution for 1 Big Bend Ranch Road in Wadsworth, Nevada. The motion was seconded by Councilmember Frazier. Votes were all in favor, *motion carried*. **RESOLUTON NO. PL 52-08**

Annual Tribal Consultation: Mary said the Annual Tribal Consultation will be held in Hollywood, Florida and she would like to know if any Council member would like to attend. The conference is scheduled for September 8-9, 2008. Vice Chairman Eben, Councilmembers Janet Davis and Sherry Mendes expressed an interest in attending the conference.

TRIBAL CHAIRMAN REPORT – Mervin Wright, Jr.: Chairman Wright stated at the last meeting his report had been moved to this meeting. He has one item regarding the Constitutional amendments. He provided a resolution that was approved in 2002 for the amendments and there was no follow through. The Council did attempt to amend the Constitution and Bylaws at that time. The Tribal membership would make the decision on the amendments. He spoke with Fred Drye about using the petition route which would be time consuming because we would have to get 1/3 of the membership and each signature must be done separately on a form and would have to include a witness and be notarized. If the Council chooses to deny the resolution, then we would have to get the 1/3 of eligible voters. There is no rush for this year's election. Chairman Wright said his June 20 report has the information on other tribes and their requirements. He would like to move this forward and have the membership decide on the amendments.

Councilmember Servilican said he would like to see pros and cons for each of the amendments. Councilmember Mendes said this would be presented to the voters. Councilmember John said she would like to see the amendments broken down by each question. Councilmember Janet Davis disagreed with this because the Council all have different views on the amendments. Councilmember Mendes said it's up to the Tribal Council to put it out there and determine what the changes would be and leave it up to the membership for a decision.

Votes were all in favor, motion carried. RESOLUTION NO. PL 50-08

Councilmember Frazier asked if the second 25-year will be a choice for the homeowner. Chairman Wright clarified that if a home is not paid off during the first 25years then it would go into the second 25-year term. Christine replied right, that would be the same if there is a subsequent homebuyer with a new homebuyer agreement they would ask for a renewal or extension.

Christine reported that they have been reviewing the issues of heir-ship and what has been happening to the members, for example if they are going through a divorce. She would like feedback from the Tribal Council on working on an ordinance or something along those lines that address these types of issues.

She suggested a working group could be established to work on the issues of homeownership and beneficiaries. They would have to review the Law & Order Code and regulations on land assignments. Councilmember Judith Davis asked Christine if she would start the working group and she agreed. Councilmember John made a motion to table the request so that Chairman Wright can put in a different format that addresses each amendment. The motion was seconded by Councilmember Janet Davis. Votes were all in favor, *motion carried*.

Travel Request: Chairman Wright asked permission to travel to Billings, Montana to attend a water rights forum with the Indian Water Working Group. He had been asked to make a presentation at this conference which will be held August 12-15, 2008. Councilmember Frazier made a motion to approve the travel. The motion was seconded by Councilmember Judith Davis. Votes were all in favor, *motion carried*.

Gaming: The request for proposals was discussed on the six bids that were received and the group selected was Calleo Entertainment in association with Red Horse Financial Group, Inc. The process of due diligence will begin next week. Once the feasibility analysis is completed, the next step is looking for funding. Foxwoods declined on the feasibility section but they are interested in the financial side and development side of the project. *Rescheduling Council Meeting*: Chairman Wright said he and the Vice Chairman will be at ceremony and would like to request scheduling the meetings for August from the 1st to the 8th and the 15th to the 22nd. Councilmember Frazier said he doesn't see anything wrong with it. Councilmember Mendes suggested holding the meeting on the 1st and have Secretary chair the meeting since she is next in line and the agenda could be limited. The Tribal Council decided to keep the meetings as scheduled.

Propaganda: Chairman Wright said he included the definition of slander and libel. Councilmember Janet Davis said we need to do something about the public comment period and people coming before the Council and sometimes they don't come to the podium to address the Council. Councilmember John said if we are going to keep the public comment, then there needs to be structure and limitations. The public can address the Tribal Council, but they need to be included on the agenda so there is some formality. Vice Chairman Eben said people have made demands on the Council and the Council has moved on it without really looking into things and if somebody wants action on an item the Council shouldn't address it at that time in order to get more background. Chairman Wright said he is asking for suggestions.

Marilee Teton said she had a written complaint and she will be going through court. She said she can address this to the Tribal Council because there is a court order and the Council can hear it. Chairman Wright said he would advise caution. Councilmember Janet Davis said this should be put on the agenda. Chairman Wright said he would suggest to Marilee that however she addresses it with the judge to move forward in that forum and the Council is aware that she is involved with the court.

VICE CHAIRMAN REPORT – Carla Eben: Vice Chairman Eben distributed a copy of her report. She informed the Council she finally received a report on the Nevaco building from Gina Pahona, IHS. There had been a test on the soil and sediment sampling at the building in December 1993 and per the report there were contaminants significantly above background and that all of the contaminants could be attributed to the previous printing and metal extraction operations at the site. However, the level of contaminants were not above the EPA's preliminary (inaudible) CRG's which are set to protect public health and are very stringent. EPA's final assessment in 1993 did not warrant further mediation.

She reported that she and Jolyne Sander met with Fred Drye to discuss the different reviews done for the Tribe. Fred had suggestions for the Tribe to consider. The last three pages of her report is a compilation on the complaints that were received. The working group met four times to review the complaints. Councilmember Janet Davis asked if the recommendations were being followed through or have the pertinent parties been notified so they could follow through. Vice Chairman Eben said they still have three more to review and Jolyne said there is one case that involved a juvenile and a lot of the stuff had been given back to the parent.

Councilmember Mendes left the meeting at this time.

Councilmember John asked if the Smokeshop is going to start submitting a balance sheet.

ADJOURNMENT

Councilmember Janet Davis made a motion to adjourn the meeting. The motion was seconded by Councilmember Frazier. Votes were all in favor, *motion carried*.

The meeting adjourned at 10:43 p.m.

Submitted by, Gina Wadsworth Tribal Secretary

PYRAMID LAKE TRIBAL COUNCIL REGULAR MEETING MINUTES August 1, 2008

ROLL CALL

Gina Wadsworth, Tribal Secretary, took roll call. Tribal Chairman Mervin Wright, Jr. was not present at the meeting. All other Tribal Council members were present at roll call and a quorum was established for this meeting.

APPROVAL OF AGENDA

The following items were added to the meeting agenda: Joe Mendes request; Marilee Teton request; water rate schedule; KNPB request to film; and request to schedule a meeting with Mary Conelly. Councilmember Jason Davis made a motion to approve the meeting agenda with the changes. The motion was seconded by Councilmember Garcia. Votes were all in favor, *motion carried*.

PUBLIC COMMENT

Vice Chairman Eben asked the Tribal Secretary to read the adopted public comment procedure. "The procedure was approved by the Tribal Council on January 20, 2006: Purpose: Public Comment is a regular Tribal Council agenda item for the monthly Regular Tribal Council meeting that allows members of the community to address any issue not on the agenda. These procedures are developed to provide a consistent and efficient manner to allow public input and to recognize the rights of the community to speak. Procedures: 1) Any member of the community may make a comment on any item not listed on the current agenda. 2) Speaking during Public Comment does not preclude anyone from speaking on any other item listed on the agenda. In fact, the Tribal Council encourages community members to speak or ask questions on any action item. 3) Speakers should refrain from cursing, using threatening language or gestures. 4) Each person can only speak once, and is allotted a maximum of three (3) minutes. 5) Personnel or active Court issues will not be discussed. 6) Even though Program Directors will be present, there will be no dialogue during Public Comment. 7) The Tribal Council cannot limit how many community members can speak during Public Comment. 8) The Tribal Council reserves the right to dispense with Public Comment for any reason."

Terrylee Sampson addressed several items include being discussed at a Tribal Council meeting a couple of weeks ago. She said she left the meeting and didn't know she was going to be a big controversy and nobody asked her to come into the meeting to defend herself. Previously, Chairman Wright had asked them not to talk about people who are not in attendance and Terrylee said she was not offered the same. She also heard that the Council was going to "float" her off the reservation and unless she has done a major crime, she can't be removed. Terrylee also commented on the Civil Rights Act.

Karen Williams stated she would to know the status of the juvenile grant that was discussed previously. Vice Chairman Eben stated she did read through the grant and also met with the court. There were eight objectives in the grant and five had been met. They did attempt to try to establish the committee. Karen also asked about the narratives and was informed by the Secretary that the Tribe has not heard back from the funding agency.

CONSENT AGENDA

The following items were on the Consent Agenda: Robert Maddox & Associates May 2008 Invoice and Tribal Council meeting minutes for June 20, 2008; June 30, 2008; July 2, 2008; and July 16, 2008.

Councilmember Judith Davis said she had a comment on the Tribal Council meeting minutes for July 2, 2008. Councilmember Mendes stated she would like to clarify comments she had made at the July 16, 2008 Tribal Council meeting. These items were removed from the Consent Agenda.

Councilmember Janet Davis made a motion to approve the Consent Agenda with the

Members Present:	Carla Eben, Vice Chairman	Johnnie Garcia
	Janet Davis	Genevieve John
	Jason Davis	Sherry Ely Mendes
	Judith Davis	Clayton Servilican
	Gordon Frazier	
Members Absent:	Mervin Wright, Jr., Tribal Chairmar	1

CALL TO ORDER

Vice Chairman Carla Eben called the August 1, 2008 regular meeting of the Pyramid Lake Tribal Council to order at 7 p.m. in the Tribal Chambers, Nixon, Nevada.

OPENING PRAYER

Councilmember Sherry Ely Mendes gave the opening prayer.

changes. The motion was seconded by Councilmember Judith Davis. Votes were all in favor, *motion carried*.

Councilmember Judith Davis said under the July 2nd meeting minutes on page 6, after the third paragraph, she would like to add "Councilmember Janet Davis had made a directive for Judie to check into this as a member of the Housing Board of Commissioners."

Councilmember Mendes stated under the July 16th minutes, page 4, paragraph 6, she made a comment regarding the Dodge Flats issue and there were several areas which were inaudible. She would like to restate her comments that it would be against our philosophy to make a deal where we would not protest the transfer of the Dodge Flats water rights over to the area nearer to the River and allow them to put a well there because it would be the same as the protests we have in court right now with the groundwater issue at the Tracy segment.

Councilmember Mendes made a motion to approve the July 2, 2008 and July 16, 2008 Tribal Council meeting minutes with corrections. The motion was seconded by Councilmember John. Votes were all in favor, *motion carried*.

Councilmember Judith Davis reported she met with Christine John, Housing Director, on July 3 and gave her the information the Tribal Council received from Marilee Teton.

HUMAN RESOURCES: Billie Jean Guerrero, Human Resources Manager, was present to facilitate the interviews for the Environmental Director position. Councilmember John made a motion to move into an executive session. The motion was seconded by Councilmember Judith Davis. Votes were all in favor, *motion carried*.

The Tribal Council moved into an executive session at 7:25 p.m.

Councilmember Jason Davis made a motion to move into open session. The motion was seconded by Councilmember Mendes. Votes were all in favor, *motion carried*.

The Tribal Council moved into an open session at 8:01 p.m.

Vice Chairman Eben announced that the Tribal Council selected John Mosley as the Environmental Director.

NEW BUSINESS

Joe Mendes Request: Councilmember Mendes presented the request on behalf of Joe Mendes. The request is for permission to place signs in local communities for their fishing guide service. They would also like permission to place a sign on the water tower in Sutcliffe. Councilmember Janet Davis asked how many signs and exactly where. Sherry replied there would be three 4x6 signs, similar to the Nixon Store signs placed along the major fare ways. The signs would be of good quality and would not detract from the environment. Councilmember Jason Davis suggested taking the request to the Tax Department for review on the taxes and if there are limitations on billboards. Councilmember Jason Davis made a motion to table for more information from the Tax Department. The motion was seconded by Councilmember John. Votes were all in favor (Councilmember Mendes not voting), *motion carried*.

Marilee Teton Request: Marilee Teton asked how her request should be handled; she has a no contact order. Councilmember Jason Davis thought it may have to be in a closed session, but Terrylee would have to be present. Marilee stated her information contains names and about what happened in court. The no contact order has been violated and something needs to be done. Terrylee asked if the Council is a court of appeals or a tribunal. Vice Chairman Eben stated if it is an order of the court, then this should go through the court process. Councilmember Jason Davis agreed that it should go through the court system.

Vice Chairman Eben asked if the recommendation from the Tribal Council is to have this go through the Court process and the Tribal Council all agreed.

Councilmember Servilican voiced his concerns regarding the complaints that are being reviewed and the status of the complaints. The people want to know what is going on with their complaint. Councilmember Jason Davis said he was part of the working group to review the complaints and they did go through each of the complaints and the people who submitted complaints should have received letters on the status. Councilmember Janet Davis stated this needs to be done as soon as possible because the Tribal Council has to answer to the people. Vice Chairman Eben stated the letters would be done by the end of next week.

Water Rate Schedule – Randa Mitchell: Randa Mitchell, PUD Board, was present with the water rate schedules. The schedules have been posted since February and no comments were received. The Tribal Council did not receive any information on the proposed schedules since this item was just added to the agenda. Councilmember Jason Davis made a motion to table the water rates schedules. The motion was seconded by Councilmember Judith Davis. Votes were all in favor, *motion carried*.

Approval of Four (4) Applications for Regular Membership: Carol stated the Enrollment Committee is recommending approval of four applications for regular membership. Councilmember John made a motion to approve the four applications for regular membership. The motion was seconded by Councilmember Servilican. Votes were all in favor, *motion carried*. **RESOLUTION NO. PL 53-08**

Vice Chairman Eben then read the names of the new members: Connie Colleen Chiles Cofer, Isolene Marie Lucas, Michelle Rose Lucas, and Randall Sean O'Neil.

Relinquishment Request: Carol stated the next item is a voluntary relinquishment of a minor under 18 years of age. This is a conditional relinquishment and confirmation was received from the tribe that the individual is eligible for enrollment. The Enrollment Committee is recommending acknowledgement of the relinquishment. Councilmember Jason Davis made a motion to approve the relinquishment. The motion was seconded by Councilmember Garcia. Votes were all in favor, *motion carried*. **RE-SOLTUION NO. PL 54-08**

Vice Chairman Eben stated the individual is Alannah Faye Sam.

Schedule Rejection Hearings: Carol stated according to the Ordinance, there has to be a proof of notice of hearing. The first applicant is an adult who has filed relinquishment from the tribe he is currently enrolled with. The second individual is a minor under 18. Councilmember Janet Davis made a motion to schedule the hearings on September 5, 2008 and to approve the notice of hearing on both individuals. The motion was seconded by Councilmember Garcia. Votes were all in favor, *motion carried*.

Schedule Disenrollment Hearing: Carol stated the individual listed as item #8 has been identified as dually enrolled. Councilmember John made a motion to schedule the disenrollment hearing on September 5, 2008 and to approve the notice of hearing. The motion was seconded by Councilmember Janet Davis. Votes were all in favor, *motion carried*.

Confidentiality Policy: The Confidentiality Policy had been previously tabled for clarification. Carol stated the section that had been questioned was amended so that it is consistent with the Ordinance. The Enrollment Committee has reviewed the changes and is now recommending approval of the policy. Councilmember Jason Davis made a motion to approve the Confidentiality Policy as amended. The motion was seconded by Councilmember Garcia. Votes were all in favor, *motion carried*. **RESOLU-TION NO. PL 55-08**

Carol reported there are 2,729 enrolled members less 334 deceased members, plus the four that were approved equals the actual living membership of 2,399.

Environmental Department – John Mosley: John Mosley, Environmental Director, was present with several items for Tribal Council consideration.

EPA DITCA Funding Grant: John stated this item will be discussed at the August 15th Tribal Council meeting, but he would give a brief explanation of this grant. This grant is to develop an operations and management manual for the reservation's public utilities and water system. The grant would also include salaries.

Lower Truckee River Restoration Project Proposal: John stated he included a proposal for the Lower Truckee River Restoration Project. There is a lot of stream bank erosion and it's cutting into agricultural fields. He said before he submits a grant proposal, he would get Tribal Council approval. Councilmember Jason Davis made a motion to move forward with the proposal. The motion was seconded by Councilmember Judith Davis. Votes were all in favor, **motion carried**.

Update on Solid Waste: John said he has been working on an integrated solid waste management plan. The plan details the programs they can implement and what they can do. He will submit the plan to the PUD Board for review and then it would be submitted for public comment. From the public comment they can get general ideas on

KNPB Request to Film: A request was received from Liz Welti, Producer at KNPB Channel 5. Ms. Welti is requesting permission to film on August 14 and 15 at Pyramid Lake. They are producing a documentary about the Great Basin region. Councilmember Jason Davis made a motion to approve the request pending payment of the film fee. The motion was seconded by Councilmember Janet Davis. Votes were 7 for, 1 opposed, and no abstentions. *Motion carried*.

Request to Schedule Meeting with Mary Conelly: A message was received from John Jackson regarding a meeting with Mary Conelly. John is suggesting August 6th or 7th. The Tribal Council agreed to schedule a meeting on Wednesday, August 6, 2008 at 6 p.m.

COMMITTEE/DEPARTMENT ACTION REQUIRED

Enrollment – Carol Smith: Carol Smith, Enrollment Officer, was present with several items for Tribal Council action.

the concerns and also the Tribal Council's concerns.

John said part of his management scheme to stop illegal dumping is to close the Wadsworth transfer station. The transfer station would be open on the first Friday and second Saturday. So far it is working out and they have not received a lot of complaints.

John also has a landfill proposal which included a basic overview. If the landfill were to be opened up for tribal management, we wouldn't need permits or have to follow the NEPA process or BIA special use permits. We would use the regulations from the EPA for all landfills. He would like approval to research the project which could be good solution. It was the consensus of the Tribal Council to move forward with this project.

Request for Donation for D.A.R.E. Program – Officer Hafalla: Officer Hafalla submitted a request for a donation for the DARE program. He reported the Police Department does not have enough funds to provide incentives and educational materials for approximately 200 children and also vocational drug prevention and community crime awareness. Officer Hafalla gave a brief description of the Drug Abuse Resistance Education (D.A.R.E.) program. Councilmember Janet Davis suggested to Officer Hafalla that he contact her about presenting to the after school program at Natchez Elementary and they may be able to help purchase the supplies. The Secretary stated there may be funds available under the sponsorship line item. Councilmember Judith Davis made a motion to table. The motion was seconded by Councilmember Janet Davis. Votes were all in favor, *motion carried*.

Higher Education – Anthony Sampson: Anthony Sampson, Higher Education Coordinator, was present to request approval of funding for students for the 2008-2009 school year. There are 26 applications eligible for higher education funds. The amount available is \$50,956.76 and additional funding will be covered by new funding that will be received in October. The Education Committee is recommending approval at the 22% rate.

The Higher Education students are: Jolene Aleck, Louis Barlese, Martin Barlese, William Barlese, Aaron Bill, Kathleen Wright Bryan, Chelsey Calvin, Austin Chaney, Brianna Dunn, Lynsie Dunn, Nathan Dunn, Brandon Ellis, Dwight Garcia, Margaret Gunshow, Eugene Harry, Jr., Kellie Harry, William Keever, Megan Korphage, Jennifer Lujan, Brandon Brady Martinez, Mitchell O'Daye, Karissa O'Neil, Brittney Santos, Brian Wadsworth, and Mathew Zumoff.

Anthony said there were 23 applications submitted for the \$350 Tribal scholarships and all have met the criteria. There is currently \$9,650.00 in the budget. The students are: Jolene Aleck, Louis Barlese, Martin Barlese, William Barlese, Amber Bill, Christine Braunworth, Chelsey Calvin, Brianna Dunn, Lynsie Dunn, Savannah Ely, Dwight Garcia, Margaret Gunshow, Jeremy John, Megan Korphage, Jennifer Lujan, Brandon Brady Martinez, Paula Paul, Anthony Sampson, Jr., Teola Shaw, Gary Smith, Brittney Santos, and Angela Wilt.

There are four students eligible for Adult Vocational Training (AVT) funds and there is \$19,629.00 available. The Education Committee is recommending funding the students at a 30% level. The four students are Tara Juarez, Kodie Light, Gary Smith, and Angela Wilt.

Under the Enrichment program, nine students are eligible for funding. This program covers tuition and books and supplies. The amount available is \$12,900. The students are Paula Paul, Tanda Roberts, Christine Braunworth, Anthony Sampson, Jr., Jeremiah Sampson, Jeremy John, Amber Bill, Harriet Brady, and Jose Sanchez.

Councilmember Mendes made a motion to approve the Education Committee's recommendations for the higher education program, \$350 Tribal scholarships, AVT, and enrichment program. The motion was seconded by Councilmember John. Votes were 7 for, none opposed, and 1 abstention. *Motion carried*.

TRIBAL CHAIRMAN'S REPORT – Mervin Wright, Jr.: Tribal Chairman Mervin Wright, Jr. was not present at this meeting but did submit a written report.

VICE CHAIRMAN'S REPORT – Carla Eben: Report distributed to the Tribal Council. Vice Chairman Eben stated she did receive a report from Gina Pahona, HIS, on the old Nevaco building. She had previously asked about accepting the grant for the Wadsworth Community center in the amount of \$495,000. The start date of the grant was September 30, 2006 and ending date of September 29, 2008 but the grant was never approved by the Tribe. The funding is still available according to Joann Omega. The Tribe will have 18 months after the end date to use the funding. There is no match required. Councilmember Mendes asked if there is a project plan already or would we have to develop the project plan after we receive the funding. She thinks the Council needs to see a project plan or an outline of a project. Vice Chairman Eben was asked to check if plans have been developed for the project.

Councilmember Mendes. Votes were 7 for, none opposed, with 1 abstention. *Motion carried*.

Councilmember Frazier stated he would like to further address the beneficiary form. It was suggested this be an agenda item for the next meeting.

ADJOURNMENT

Councilmember Judith Davis made a motion to adjourn the meeting. The motion was seconded by Councilmember Garcia. Votes were all in favor, *motion carried*.

The meeting adjourned at 9:40 p.m. Submitted by, Gina Wadsworth Tribal Secretary

PYRAMID LAKE TRIBAL COUNCIL SPECIAL MEETING MINUTES August 6, 2008

Members Present:	Mervin Wright, Jr., Tribal Chairman	Gordon Frazier
	Janet Davis	Johnnie Garcia
	Judith Davis	Sherry Ely Mendes
	Carla Eben, Vice Chairman	Clayton Servilican
Members Absent:	Jason Davis	Genevieve John
CALL TO ORDER		

Mervin Wright, Jr., Tribal Chairman, called the August 6, 2008 special meeting of the Pyramid Lake Tribal Council to order at 6 p.m. in the Music Room of the Pyramid Lake Jr.-Sr. High School, Nixon, Nevada.

ROLL CALL

Roll call was taken by Gina Wadsworth, Tribal Secretary. Councilmembers Jason Davis and Genevieve John were not present at the meeting. All other Councilmembers were present at roll call and a quorum was established for the meeting.

APPROVAL OF AGENDA

Vice Chairman Eben stated she is requesting approval to travel to San Francisco for a policies and procedures training on September 12-15, 2008. Councilmember Judith Davis made a motion to approve the agenda with the addition. The motion was seconded by Councilmember Mendes. Votes were all in favor, *motion passes*.

NEW BUSINESS

Water Resources Department – John Jackson: John Jackson, Water Resources Director, arrived at approximately 6:30 p.m. Also present were Ali Shahroody, Don Springmeyer, and Bob Pelcyger.

Water Team: Chairman Wright stated he understands the meeting is to meet with the Water Team and later to meet with Mary Conelly. Bob said Mary had been here about 15 years ago and she is looking forward to the meeting. Chairman Wright said there are some things that should be introduced to her. Bob said he has prepared some talking points. One of the most important things is that from the Tribe's standpoint, there are two components of the Settlement. The first is the Settlement Act and the provisions under which Congress directs federal agencies to do specific things for the Tribe. The first is to direct the Secretary of the Interior to update and implement the Cui-ui recovery plan. Second is to direct the Secretary of the Interior to implement the entire Statute and in a way that is consistent with the trust obligations as defined in the 1973 case called the Pyramid Lake Paiute Tribe versus Morton. In this case the federal court directed the Secretary of the Interior who said the initial OCAP was invalid because it allowed too much water to be diverted. There is a section of the Settlement Act that directs the Secretary to implement the entire statute. The second part of the Negotiated Settlement is TROA. There has been a lot of attention on the TROA part and no attention under the Settlement Act which is just as important from the Tribe's point. Bob suggested going through the briefing paper

Vice Chairman Eben said comments on the beneficiary form were received from Wes Williams.

Councilmember Mendes said at the Health Board meeting, they were informed the new health insurance has caused substantial amount of problems for individuals and the Health Clinic. The plan is ineffective and the Council may have to make a decision. They told the Health Director to request to be put on the agenda. She thinks this may be one of the items that do not change internally or administratively unless it is brought to the Tribal Council.

Councilmember Garcia requested approval to attend a conference in San Diego on economic opportunities of the national scenic byway program. The conference will be held September 24-25, 2008. The sponsor of the conference will be able to reimburse some travel costs up to \$800.00 for the first 25 tribes that request it. Councilmember Judith Davis made a motion to approve the travel to San Diego. The motion was seconded by Mary Conelly, Senator Reid's office, arrived at 6:35 p.m.

Chairman Wright welcomed Mary Conelly and informed her that the Tribal Council was discussing several issues they wanted to talk about with her. He expressed the Tribe's sincere appreciation for everything that Senator Reid has done in efforts to support the recovery, restoration, preservation and protection of the lower Truckee River and Pyramid Lake. He stated Mary is familiar with some of the issues and for the most part, primarily the federal government, have focused a lot of attention on TROA document and the agencies that have responsibilities with some of the provisions have also been focusing on TROA and not necessarily the provisions within the law that need to be worked on. The Council would like to talk about some of the issues within PL 101-618 that have not been focused on as much as the Tribe feels they should be. The Tribal Council will be addressing these issues in a manner where we will be looking for Senator Reid's assistance and influence and whatever help he could afford along those lines.

Mary stated that over the course of the years, the Tribe has gone to them on various issues and they have always been adamant about (inaudible) and if there are a room full of bright, creative minds, then we may come up with a way to address some of the other issues.

The Tribal Council discussed several items including issues within PL 101-618. These issues include the Cui-ui recovery plan; Recoupment and efforts to secure water supplies for the lower Truckee River; and trust responsibility. Chairman Wright said that the Tribe relies on trust responsibility and with the Secretary's decision in dedicating Stampede Reservoir for the recovery of threatened and endangered species is the basis of why we are reliant on trust responsibility to be met. This decision set the stage for any agency to fulfill. He stated TROA triggers a number of things, but it takes an extra effort to make those other items fall into place.

Other items that were discussed include the Truckee Meadows Water Authority storage contract; Unappropriated water issue; water quality standards; Water Rights Acquisition Program; local governments implementing the 6,700 AF exchange; Navy water; the Truckee River flood control project; and the comprehensive plan for the Newlands Project.

Chairman Wright stated the staff of the high school would like to present a gift to Mary and to Senator Reid. Mary thanked the Tribal Council and the staff for the gifts.

Fish Springs Legislation: Don said they would like to discuss the Fish Springs legislation. The Tribe has several different options available, but there is a non-consensus from the water team on a recommendation. He stated in May 2007, the Tribe entered into a settlement agreement with Fish Springs Ranch/Vidler/Nevada Land & Resources regarding the Honey Lake Light project which involves pumping water from the old Franklin Jeans project and piping it to the North Valleys area of the Truckee Meadows and selling it to the municipal entities for development of that area. The settlement agreement called for the payment to the Tribe, transfer of about 4,300 acres of land and the joint pursuit of federal legislation to confirm and implement the settlement agreement. The first payment was in June 2007 and in July 2007 the deeds were given to the Tribe for the land. The next installment was made in January 2008 and the final installment to be paid to the Tribe in January 2009 or when federal legislation has been passed. The agreement also calls for interest to be paid.

Since the fall of 2007, the Tribe and Vidler has been attempting to get the legislation passed to confirm the agreement and trigger the obligation to pay the Tribe the second half of the money. There have been various interactions with Tracy Toon of Senate of Indian Affairs, staff from Senator Ensign, Congressman Heller, and Senator Reid's staff and various agencies including the Bureau of Indian Affairs, Bureau of Land Management, Department of Justice, Solicitor's office and with the Assistant Secretary of Indian Affairs. Up through the spring, it appeared that the legislation was on track to be enacted in 2008. In summer of 2008, they were informed by Tracy Toon, that they were not sure they could get the various approvals from the Interior agencies in time to get something done this session. About three weeks ago, Don met with the Vidler team, the Interior agencies, Bogart and the Assistant Secretary of Indian Affairs. They were happy with the deal, but there was a question about whether the kind of legislation that is contemplated in the agreement could be passed in this session. At the end of the meeting, Bogart told the delegation that Interior would function as the drafting service for a bill upon receipt of a letter saying we want a bill that deals with these points. Tracy Toon then informed the Tribe and Vidler to deliver agreed upon points and send a letter to Interior and there may be a chance to have it passed this session. Some people think it unlikely to get the approval this session or this year and it may take up to two years. Tracy Toon suggested a different form of legislation which is shorter and involves the commitment of the United States to a lesser degree and it may get through this session. Vidler's lawyers say this doesn't give them what they bargained for in the agreement. Tracy Toon is now waiting to hear from the Tribe on their points. The water team has discussed various options and could not reach a consensus recommendation for the Tribal Council to consider. The best approach is to lay out the various options. Don has to inform Tracy Toon on what the Tribe wants

You want to make sure there are no loose ends so there is no third party interpretation. He said Bob was not directly involved when the Tribe was doing the settlement agreement at that time. Don will discuss alternatives for the Council to consider to make sure the Tribe has the same level of protection.

Bob said this agreement was negotiated in May 2007. A mediator was appointed to mediate and he did participate in this mediation. It isn't a secret that there was a disagreement within the team and they worked it out and did develop a tentative agreement. After that he was excluded from the negotiations and did not receive any information. He was asked questions by email and nothing was said in the mediation about Congressional legislation and it was afterwards when Vidler's people mentioned legislation. Bob said he thought there should not be a requirement for legislation. He did not participate any further and did not attend any of the Tribal Council meetings when this was discussed. This happened prior to the directive from the Council about the water team working together. Bob said based on the Tribal Council directive he thought it was time to look at the agreement.

Bob explained his concerns with the agreement and thinks the language in the agreement goes further than necessary to implement the objectives and the Tribe's goal should be to make this as specific and as narrow as possible. Councilmember Servilican said when this agreement came up legal counsel looked at it and there was nothing wrong with it. We negotiated and ended up at 8 and the team came back to the Tribal Council and said it was okay and to move forward. The Council then agreed to it.

Ali said the agreement is out there and we don't have the final consummation and it will be hard for them to actually implement the sale of water. It's a matter of how to approach it to get maximum protection against a third party. John said that can be done through legislation. Chairman Wright said the opportunity that exists is what John just stated. We need to target the objectives and the certainty. Don said it's also possible that he may be able to talk Vidler into paying part of the money so they don't have to pay interest.

Bob said Vidler's position is to move full speed ahead and they need to have legislation that will authorize and direct the Secretary of the Interior to have this agreement signed. John said this could be specific to the Fish Springs project. Don said he believes it already is and Bob thinks it is too broad. Bob said if the Tribe would support legislation and the legislation would provide federal consent for this transaction but it would be subject to qualifications which could state what John just said. The problem is that Fish Springs could say that isn't what was agreed to. John said Don believes it is specific enough to Fish Springs. Don said his judgment is that the degree of risk is very small but the benefit to the Tribe is very big.

Don said that Vidler wants the legislation because they think they may have trouble selling water through the pipeline. He would try to work with them to move forward. Chairman Wright said the issue of protection is part of this.

John said this is something that could be included in legislative language. Don said the delegation told the Tribe and Vidler that nothing will be submitted unless both parties agree to it. Councilmember Janet Davis said the Tribe already received money for this and we need to have a guarantee.

Bob said the reason this is different is because of the Indian Non-Intercourse Act that says no conveyance of Indian land shall be valid without the consent of Congress. He said he agreed with the general feeling that if they could get an act of Congress to limit the scope and make it clear it is limited to the project and that the Tribe's interest is protected. The problem he sees is that Vidler said the agreement, the way it is written, must be clear in the act of Congress that some of the provisions should not be construed and that they are limited and that provided nothing in the agreement shall infringe on the Tribe's right against third parties and it is limited to the project and then the question is what would Vidler would say.

Councilmember Servilican asked what is going to happen now if we can't agree or what is the worst thing that could happen. Don replied the worst thing that could happen for both sides is no legislation would be passed and the Tribe wouldn't receive the second half of its money and Vidler doesn't get confirmation to be able to sell the water to the municipal entities in Reno. That is why the agreement was structured the way it was so both sides would work together to make the legislation happen.

Councilmember Judith Davis stated she would like to hear from everyone on the pros and cons. Don said his view is that a deal was made and we have to stick with it. If we stick with it, then we have to live with the settlement agreement as it was agreed to and some of the members of the team may think it could have been done different.

Councilmember Janet Davis asked how the team got to the point of not agreeing on all of this and how do we get past the point of the team disagreeing. Ali said right now – what kind of legislation to go forward – Vidler and their attorneys want 100% in terms of protection to the extent of pumping from Fish Springs.

The Council's decision is how to direct Don in the negotiation. One option is to go along with Vidler's suggestion and another option would be for the Tribe to state they are going to pull out of this; however, this would not be a good choice. The other option is to work together with Vidler on the agreement.

Councilmember Mendes said she agrees with Bob that it needs to be cleaned up and if they are legitimately concerned about moving forward nor did they draft it prior. Now, collectively, we need to fix it and move forward. Chairman Wright asked her what she means when saying it needs to be fixed and she replied the document needs to be fixed. He said we need to take advantage of the opportunity with regard to the legislation and that's the only way to fix it.

Councilmember Janet Davis clarified the Tribe must be clear on what is going to legislation. Don summarized what they need to do: first is to send the points to the delegation to include language which would narrowly attends to the question of third party beneficiaries and the interference with the project. He will approach Vidler once the team develops the points. The consensus is that the Water Team will develop points to send to Tracy Toon UNFINISHED BUSINESS which would include the Tribe's position for what should be included in the legislation clear that the legislation supersedes any act contrary to what is in the agreement.

Councilmember Janet Davis said the Council would like to see the letter first and Don Council.

Bob said this outcome is a good direction and he understands there is money the Tribe is counting on and it is important. He would say there many ways the Tribe MOA between PLHC and Nevada Skies Youth Treatment Center. Cindy reported the could money quickly and he would like to urge the Council to consider those options.

Travel Request: Vice Chairman Eben stated she is requesting approval to travel to Clinic if health care is needed. San Francisco for a child care policy and procedure training on August 12-15th. Counjudges, advocate and prosecutor. The Secretary informed the Tribal Council that stated she clarified this with them about the times they are open. Chairman Wright would also be traveling and that she would be on annual leave. Councilmember Frazier made a motion to approve the travel request. The motion was Councilmember John also asked about the effective date and Cindy said they wanted it to Vice Chairman first check with Della John, Tribal Administrator, to make sure she will ried.

ADJOURNMENT

Councilmember Frazier made a motion to adjourn the meeting. The motion was seconded by Councilmember Servilican. Votes were all in favor, motion carried.

The meeting adjourned at 10:10 p.m.

Submitted by, Gina Wadsworth, Tribal Secretary

PYRAMID LAKE PAIUTE TRIBAL COUNCIL SPECIAL MEETING MINUTES August 15, 2008

Members Present:	Mervin Wright, Jr., Tribal Chairma	n Sherry Ely
Mendes	Janet Davis	Gordon Frazier
	Jason Davis	Johnnie Garcia
	Judith Davis	Genevieve John
	Carla Eben, Vice Chairman	Clayton Servilican

CALL TO ORDER

Mervin Wright, Jr., Tribal Chairman, called the August 15, 2008 special meeting of the Pyramid Lake Tribal Council to order at 6:32 p.m. in the Tribal Chambers, Nixon, Nevada.

OPENING PRAYER

Tribal Chairman Mervin Wright, Jr. gave the opening prayer.

ROLL CALL

Roll was taken by Gina Wadsworth, Tribal Secretary. Councilmember Sherry Ely Mendes arrived at 8:10 p.m. All other Tribal Councilmembers were present at roll call and a quorum was established for this meeting.

APPROVAL OF AGENDA

which will specify, more narrowly, the parties who benefit on Vidler's side and the pro- Water Rate Schedule - Randa Mitchell: No one from the Public Utilities Board was here tections provided to Vidler relate only to the project. Bob stated it needs to be made to present the water rate schedule. Councilmember Judith Davis made a motion to table. The motion was seconded by Councilmember Servilican. Votes were all in favor, motion carried.

said once the team reaches a consensus, it will be sent to Gina for distribution to the Pyramid Lake Health Clinic - Cindy Curley: Cindy Curley, Health Director, was present with two items for the Tribal Council. Also present was Sharon Keever, Business Manager.

> MOA was presented to the Health Board and they are recommending approval of the agreement. The agreement is to allow staff or youth at the treatment center to utilize the

cilmember Janet Davis asked about the status of the judicial issues and Vice Chair- Councilmember John had a question on the times the Clinic would be open because in the man Eben replied she did meet with the court staff and they have concerns about the agreement it states care would be given between the hours of 8 a.m. until 5 p.m. Cindy

seconded by Councilmember Mendes. Councilmember Judith Davis asked that the be effective July1, 2008 and they are hoping to open in October. But they are still in the process of hiring staff and until the center is operational they won't be using the clinic. be in the office. Votes were 6 for and none opposed, with 1 abstention. Motion car- Councilmember John asked if they will be using mental health and Cindy said they already have mental health providers at the treatment center and they will just be using medical services.

> There were questions raised about optometry and dental and the scheduling of patients. Chairman Wright said we have to take into consideration our own members for scheduling and suggested to Cindy that they look at their dental services. Cindy said there is a scheduling problem and they are trying to work on it. She suggested rephrasing the language on scheduling.

> Vice Chairman said the agreement states "this agreement may be modified, renewed, by written agreement of both parties" and she asked if termination of the agreement included. There should be a termination clause included. Cindy said that clause could be added and suggested that it could be a 30-day requirement. Chairman Wright suggested Cindy contact IHS to see if they have a time frame requirement for termination.

> Councilmember John said the clause about billing says admission exams or eyeglasses for clients who are not eligible Pyramid Lake community members and if a community member has insurance then the Clinic won't bill. Cindy said the insurance is billed if they have insurance but she was unclear about the phrasing and even though we don't bill patient population they do bill any insurance a client may have.

> Councilmember Jason Davis said it still doesn't sound like the agreement is final because of the changes that are being suggested and both parties have to agree to the MOA.

> Councilmember Jason Davis made a motion to table the Memorandum of Agreement until the draft is re-written. The motion was seconded by Councilmember Janet Davis. Votes were all in favor, *motion carried*.

> Health Insurance Concerns: Cindy distributed a report submitted by Sharon Keever that contains the main issues they have been working with since changing health insurance coverage. Since the inception of the contract between Health Plan of Nevada (HPN) and the Pyramid Lake Paiute Tribe in October 2007, there has been little progress with the issues the Clinic has encountered. Their suggestion is to change insurance. Meetings have been held between the broker, A&H Insurance and Health Plan of Nevada. During the last meeting held on July 3rd it was suggested by the Health Plan of Nevada representatives that the Tribe look at other options.

Chairman Wright stated there were several items to be added to the meeting agenda. Cindy said there have been numerous phone calls and meetings and they have tried to

There is a presentation by Robbin Scholl, Tribal Comptroller; a request from Duane negotiate with them with no response. She would recommend the Tribe explore other op-Dunn for verbatim minutes for the meetings held in July. Vernelda Frazier, Tax Ad- tions. Chairman Wright said this is incomplete because she talks about fixing the internal ministrator, requested to add a seller permit application under the Consent Agenda. problems and the component has a lot of turnover and when the meeting was scheduled The Tribal Council requested the seller permit be added under New Business. Cecil with HPN there were only two Clinic staff present at the meeting. He said the Council Whitt is requesting permission to take photographs. Councilmember John made a needs to hear from HPN and if what is being reported tonight is not fixable. motion to approve the meeting agenda with the changes. The motion was seconded

by Councilmember Janet Davis. Votes were all in favor, motion carried.

PUBLIC COMMENT

There were no public comments made.

CONSENT AGENDA

There are two items listed on the Consent Agenda: approval of a seller permit for Terry Freidman and approval of an invoice for Hester & Zehren. Councilmember Jason Davis made a motion to approve the Consent Agenda. The motion was seconded by Councilmember Frazier. Votes were all in favor, motion carried.

Chairman Wright said these are serious concerns and he would suggest the Tribal Council hear from HPN. Councilmember Janet Davis stated there seems to be a problem. Chairman Wright suggested these concerns will be taken to HPN and we can give them one time to resolve the problems. Councilmember Janet Davis asked if there is going to be a timeline and Chairman Wright suggested 20 days. Councilmember Judith Davis clarified that the report will be made for the Council meeting scheduled for September 19th along with any alternatives for the Council to consider.

Request for Donation for D.A.R.E. Program – Office Hafalla: The Tribal Council had tabled the request for a donation so the amount in the sponsorship line item could be determined and the Secretary informed the Tribal Council there was little funding available in would match Jason's donation. Votes were all in favor, motion carried.

up the presentation.

EPA DITCA Funding Grant - John Mosley: John Mosley, Environmental Director, stated he had informed the Tribal Council about the EPA Direct Implementation Tribal Cooperative Agreement (DITCA). This is a cooperative agreement between EPA and the Tribe to complete certain tasks but this is more related to policies and procedures. He introduced Karen McBride who is with the Rural Community Assistance Cooperation (RCAC) which is a non-profit organization. They receive grants from the EPA, USDA, Health & Human Services, and they have a huge state revolving fund with about 110 private donors. Services they provide to tribes are participation in advisory groups, one-on-one training, and group training. Karen stated they will be focusing on wastewater goals for each of the Tribe's communities. A power point presentation was then presented.

Councilmember Mendes arrived during the presentation at approximately at 8:10 p.m.

motion carried.

Administrator; Dan Fairbank, PLF Director; Jack Yellowhair, Tribal Ranger; and Erin Calvin. Chief of Police.

Della distributed copies of the public notice and the changes that were recommended the fee was changed from \$25 to \$24. On page 2, under Section 6.1 "fishing" was date. Section 15.7 was deleted because lead will be phased out over a five year pe- for Burning Man. riod. Under Section 17.2.1, "100 foot" was changed to "250 feet" to be consistent with other sections of the regulations. Section 20.4 the daily fishing permit was changed to Robbin stated that there are audit problems. The Tribe has not been taking advantage of "prior to approval."

application form. Chairman Wright said the regulations need to be published and he will also charge for any assistance they give to the Tribe. mentioned the "free fishing day." Dan said the reason they included this is to promote fishing at Pyramid Lake.

can. The votes were 7 for and 1 opposed, with 1 abstention. Motion carried. RESO- away in order to get the 2006 and 2007 audits completed. LUTION NO. PL 56-08

would pay for this and Robbin said the Tribe would pay for this and Chairman Wright bin and will be committed for 13 weeks for field work for both years have both audits explained there is funding available. Councilmember John said Mr. Holzer said he would have to meet with Tribal representatives to define what is going to be needed for the software. There were a lot of items that were discussed when he was here.

this line item. Officer Hafalla explained the program and what his plans will include Mr. Brock is requesting permission to post the latitude and longitude coordinates near the for this year once school begins. Councilmember John asked Chief Calvin if they Nevada Highway Marker 148 which is the historical marker located in Dead Ox. The earth budgeted any funding for this program and Chief Calvin replied they usually take these cache coordinates would be posted on the internet. Councilmember John suggested a trial types of supplies out of the justice court funds but they have not had access to that period be done to determine if there is any interference with traffic or other disturbances. It account. Jeraldine Magee, Court Administrator, said the Court may be able to assist. was stated if it is approved then the coordinates would be posted on the internet. Council-Councilmember Jason Davis made a motion to donate the group rate and that he member John made a motion to approve the request. The motion was seconded by Counwould contribute \$50. Vice Chairman Eben seconded the motion and also stated she cilmember Mendes. Votes were 8 for and 1 opposed, with no abstentions. Motion carried.

The Tribal Council took a short break so the Environmental Department could be set Donation Request for the Pinenut Festival: A letter was received from the Walker River Paiute Tribe requesting a donation for the 78th Annual Pinenut Festival that will be held September 18-21, 2008. Councilmember John made a motion to donate the group rate to the Walker River Paiute Tribe. The motion was seconded by Councilmember Mendes. Votes were all in favor, *motion carried*.

> Christina Thomas Donation Request: Christina Thomas is a candidate in the 2009 Miss Indian World contest and sent a letter requesting a donation to assist her with expenses. Christina's parents are Wendell and Denise Henry and she grew up in Wadsworth. A motion was made to donate the individual rate. The motion was seconded by Vice Chairman Eben. Votes were all in favor, motion carried.

> Request for Walker River Rodeo: The Walker River Rodeo Committee is requesting a donation for the Junior Rodeo or the All-Indian Rodeo scheduled in Schurz, Nevada. Councilmember Jason Davis made a motion to donate \$150 for chute sponsorship. The motion was seconded by Vice Chairman Eben. Votes were all in favor, motion carried.

Beneficiary Form: Councilmember John made a motion to table the beneficiary form. Finance Department – Robbin Scholl: Robbin Scholl, Tribal Comptroller, stated she had The motion was seconded by Councilmember Janet Davis. Votes were all in favor, a lot of information for the Tribal Council and will go over the key points. She reported that cash has been reconciled except for three accounts. Robbin will bring forward a proposal on the different bank accounts. The third page shows the General Fund that shows the list Regulations Working Group: Present for this discussion were Della John, Tribal of accounts. The report shows the projections and where we are with the projections.

Accounts payable is almost current and they trying to put procedures in place. Travel is almost caucht up. Accounts receivable is labor intensive and they worked on a procedure to make it more efficient. Robbin stated Ferrell Gas would like to provide the Tribe with all by the regulations working group. Dan went over the changes. Under Camping Fees, of our propane needs and if we use enough propane they will set up a tank and will pay a Tribal employee to man the tank; this position will be paid by Ferrell Gas. She would like added. On page 3, under 15.1 changed "weir" to "wire." Section 15.1.3, the date was to recruit for a permanent Accounting Clerk position. Robbin also visits the Nixon Store changed to September 30 because public comments were not in favor of the extended and the I-80 Smokeshop every week. She is concerned about lost revenue opportunities

\$24 and the 10-day fishing permit was changed to \$49. Section 25.1.1, "Tribal Coun- the Indirect Cost Rate because we are behind in the audits. She calculated that \$938,000 cil" was changed "Tribal Secretary." Under 25.1.2, "Upon approval" was changed to was lost due to the audits not being completed. The 2006 and 2007 audits must be completed before December 31, 2008. The stores have to be inventoried and viewed by a CPA firm by January 1. Robbin spoke with Moss Adams about doing the audit and they Councilmember Jason Davis said under Section 25.1.1, he suggested removing "for will only commit to two weeks for field work. They won't have the 2006 audit until the end approval." Councilmember Frazier asked about the \$10 per person fee for derbies. It of 2008 and possibly 2009 and won't start the 2007 audit until next year. Moss Adams will was stated that is not included under the regulations but the fees are included in the not include the I-80 Smokeshop and the Nixon Store and will charge for travel time. They

Robbin stated she received quotes from Moss Adams, CFO Group and Egghart & Associates. Councilmember Judith Davis clarified that she wants to change audit firms and Rob-Councilmember Mendes made a motion to approve the resolution for the amendments bin is asking the Council to choose one tonight. Robbin said she is just giving the informaof the regulations with changes. The motion was seconded by Councilmember Servili- tion but would like to have a decision as soon as possible because they need to start right

Dan Allen, Tanya McCaffery, and Christine Bridden are from the CFO Group. Dan said Electronic Storage Systems: Dan said he met with Robbin Scholl about the pro- they reviewed the Tribe's last audit that was completed and they found out the audit was posal from Mark Holzer. They would like to proceed with the proposal. Robbin said an unqualified opinion, but overall they gave an adverse opinion because they didn't audit this would save a lot of time and money. Councilmember Judith Davis asked who the stores. There is a lot of work to be done. He stated they submitted a proposal to Rob-

Robbin said from a finance standpoint it is a great idea and we would be able to obtain a mailing list and begin marketing. Chairman Wright stated a conference call could be setup with Mr. Holzer to get some of the questions answered.

Councilmember Jason Davis made a motion to approve the free fishing day as the second Saturday in May. The motion was seconded by Councilmember Servilican. Votes were all in favor, *motion carried*.

NEW BUSINESS

Request to Post Coordinates – Ryan Brock: Ryan Brock is a student at UNR who is taking a class called Nevada Earth Space Science Initiative which is a class for elementary and middle school teachers.

Pyramid Lake Board & Committee Scheduled Meetings 1st Tuesday Tax Commission Cattlemen's Assoc. 1st Monday 2nd Tuesdav School Board **Personnel Committee** 2nd Wednesday PLF Board 2nd Thursday Law & Order Committee 1st Tuesday 3rd Tuesday **Enrollment Committee Higher Education Committee** 1st Wednesday Land & Resource Committee 4th Monday Gaming Commission **3rd Monday** PLHA Board 3rd Tuesday Last Tuesday **Economic Dev. Committee Inter-Disciplinary Team** 1st & 3rd Tuesdays 1st & 3rd Fridays **Tribal Council** For more information, contact (775)574-1000

completed by December 31st. . They would like the opportunity to work with the Tribe and they don't expect a decision tonight.

Chairman Wright asked about the management report that was sent to all agencies he understands there may be an opportunity to negotiate the report prior to it being released. Dan replied the management report is optional and is meant to be a tool to help entities improve their processes and procedures. They have to identify weaknesses within internal controls and issue those to the Tribe. As auditors, they would meet with an entity and go through the reports and they would not issue a report without first discussing it.

Councilmember Judith Davis asked about the staff on board. Robbin answered there is the Accounts Payable, Accounts Receivable, Payroll, and the Accounting Clerk which she would like to keep. Currently, this is a temporary appointment and ends in a couple of weeks. She would like to post for an Account Clerk.

Chairman Wright asked if the auditor should be tabled to the September 5th meeting. Councilmember Judith Davis asked if an RFP was sent out and is there enough funding. Chairman Wright stated an RFP was not sent out but we did follow the three bid requirement of the procurement policy. Because of the immediate need for an auditor, we can't wait. Councilmember Judith Davis said she would like time to review the information.

Councilmember Judith Davis made a motion to table the selection of the auditor. The motion was seconded by Vice Chairman Eben. Votes were all in favor, motion carried.

Duane Dunn Request: Chairman Wright distributed a copy of a letter that was received from Duane Dunn. Duane is requesting verbatim Council meeting minutes for July 2008. Councilmember Servilican made a motion to approve the request for verbatim minutes of the July 2008 Tribal Council meeting minutes. The motion was second by Councilmember Frazier.

Discussion: It was stated there may be other items discussed during the meetings that should not be included. There were three meetings held in July and one meeting was with the Water Team and it may not be a good idea to include this meeting with the request since it would be verbatim. Other requests for minutes were for certain portions of the meetings. Councilmember Janet Davis said we should find out from Duane if he wants specific areas of the meetings.

Votes taken on the motion to approve the request for verbatim minutes were 3 for, 5 opposed, with 1 abstention. Motion fails.

Councilmember Mendes stated she abstained because she was not sure what Duane wants. Councilmember Janet Davis then made a motion that Duane be contacted to clarify what part of the minutes he is interested in receiving. The motion was seconded by Councilmember Judith Davis. Votes were 8 for and 1 opposed, with no abstentions. Motion carried.

Seller Permit – Vernelda Frazier: Vernelda Frazier, Tax Administrator, was here to present a seller permit submitted by Dale Eiberg. The Tax Commission is recommending approval. Mr. Eiberg will sell at the Nixon Store and will be collecting taxes on the items he sells. Councilmember Jason Davis made a motion to approve the seller permit for Dale Eiberg. The motion was seconded by Councilmember Judith Davis. Votes were all in favor, motion carried.

Request to Post Signs: Councilmember Mendes stated she did speak with Vernelda about fees on signs and also the water tower signs. Vernelda had informed her that there are no fees for signs. There is the possessory interest tax on billboards, but this is applied when there is a lease or a right-of-way. The Tax Department or the Tribe has no policy for signs. The Tribal Council asked Della John, Tribal Administrator, to begin working on a policy for the posting of signs.

Council already took action on this and requested the grant be returned. Sandra Hicks, Contracts/Grants Administrator, gave a brief update on the grant. The grant had been moved from the Victim Services program to the Social Services program. The previous Social Services director brought the budget forward, but the Council wanted documentation from the funding agency for approval to allow the transfer of the grant. Ron Pavelko had been hired as the Social Services Director and he would like to keep the grant. Sandra reported the paperwork to close out the grant had not been done, so the funding agency assumed we still have the grant. The scope of work and the budget will not change, but the time frame will change. The request is for approval of the budget.

Councilmember Frazier made a motion to approve the budget for the Closed Circuit Technology grant. The motion was seconded by Councilmember Garcia. Votes were all in favor, *motion carried*.

Associate Judge Temporary Appointment - Jeraldine Magee: Jeraldine Magee, Court Administrator, was present to request approval of a temporary appointment for the Associate Judge position. Judge Stearns had resigned as Associate Judge and now there is a proposal for an emergency appointment. Jeraldine said this judge would only hear juvenile cases. Councilmember Jason Davis made a motion to approve the appointment. The motion was seconded by Councilmember Mendes. Votes were 7 for and none opposed, with 2 abstentions. Motion carried.

TRIBAL CHAIRMAN REPORT – Mervin Wright, Jr.: Report submitted. Chairman Wright stated his request is on the Constitutional amendments. He did produce the questions as asked at a previous Council meeting. He is requesting approval to move forward with the Constitutional amendments. These questions would be given to the Tribal membership and if the Tribal Council wants to give the Tribal members that opportunity, then the Council has to make this decision.

Councilmember Janet Davis said it is her opinion that there are a lot of changes and she doesn't think all of the Council want these changes and she was thinking it would be easier to choose only a smaller number of questions and maybe choose one of the issues versus a lot of changes at one time.

Councilmember Garcia said it is important and thinks it should be put out for a petition. Councilmember Mendes said these are good and the Tribal Council could probably make a commitment to include one or two on each ballot. Chairman Wright said this would be a secretarial election and a letter would have to be sent to the BIA to schedule the secretarial election. All Tribal members would eligible to vote.

Councilmember John said there are seven proposed amendments and there is enough time to include them in the Tribal newsletter and to hold meetings on each of the amendments. Councilmember Mendes said we should move forward with this and make a decision.

Chairman Wright stated he has the resolution for the Constitutional amendments. Councilmember Jason Davis made a motion to approve the resolution to initiate the process for the Secretarial election. The motion was seconded by Councilmember Servilican. Votes were 6 for and 2 opposed, with 1 abstention. Motion carried. RESOLUTION NO. PL 57-08

Chairman Wright stated the TROA signing is going to be held soon and in the document it states "The Pyramid Lake Paiute Tribe of Indians." He thinks this is redundant and we should be considered as "The Pyramid Lake Paiute Tribe of Nevada." The Tribal Council agreed with his recommendation and the Chairman will inform our legal counsel.

Chairman Wright stated Don Springmeyer is the Tribe's attorney of record and would like Don to be the water team leader. Councilmember Mendes said she thinks the Council asked that the team work together on all of the issues. The Council hears all sides and then makes a decision. She was taken aback that is was a big deal and had to do legislative action to have it finalized. Councilmember Jason Davis said he thinks there may have been a falling out between Bob and Don. They were both here at the Council meeting said they said it would be a great deal and Bob was there when Don discussed this with the Council. Councilmember Janet Davis said they need to work together to work effectively for the Tribe and if they can't agree then they should come back to the Council.

Councilmember Judith Davis made a motion to approve the request by Sherry and Joe Mendes to post signs for their business, but signs on the Sutcliffe water tank is not included. The motion was seconded by Councilmember Janet Davis. Votes were 8 for and none opposed, with 1 not voting. *Motion carried*.

Cecil Whitt Request: Cecil Whitt submitted a request to take photographs of Pyramid Lake a few times per week for a year and he is asking for a waiver on the permit fees while at Pyramid Lake. It was suggested that Mr. Whitt submit a proposal. Councilmember Jason Davis made a motion to deny the request from Cecil Whitt. The motion was seconded by Councilmember Servilican. Votes were all in favor, motion carried.

COMMITTEE/DEPARTMENT ACTION REQUIRED

CCTV Grant - Ron Pavelko: Chairman Wright said this was a long process that started with the Victim Services Program. Councilmember Jason Davis clarified the

The gaming proposal was given to the Council on the firm that was chosen, Calleo. There are some issues that are outstanding. Chairman Wright said because of the status of the Tribe's compact we will be leaning towards class II gaming.

Chairman Wright reported there was a conference call with the mediator regarding High Desert Recreation. We did put an offer on the table and received a counteroffer. We should hear from the mediator next week.

Councilmember Judith Davis asked if he is planning on scheduling a meeting with the employees for their input on the health insurance issue. Chairman Wright replied said that he will send a request to the employees asking for items of concerns.

VICE CHAIRMAN REPORT – Carla Eben: Vice Chairman Eben stated there was a meeting on April 11 on the Wadsworth community building. On May 13, 2005 the Tribal Council approved a resolution and contract for the Wadsworth infrastructure. The effective date for the Wadsworth community building was March 3, 2007 and we have until March 30, 2012 to complete the project.

Sandra Hicks, Contracts/Grants Administrator, said there was a meeting held earlier this year and discussed these grants. The team consists of John Jackson, Christine John, Carla Eben, and Sandra. One of the problems with the Wadsworth community building grant was an environmental assessment. She said they just located a copy of the assessment which stated the building was clear of all hazardous contaminants. There was also a question on the grant being written for a construction project and we now want to do a renovation project. They received an email message from HUD stating the renovation was okay. We now have until 2012 for the project.

Councilmember Janet Davis asked if there was funding for salaries and Sandra replied there is funding available. She said Carla is supposed to oversee the project for a certain period and will be considered as an in-kind match. A scope of work will have to be developed and Carla will start this process. This grant does not have a match. Sandra said since we do not have a planning department or economic development department, the team will have to be totally committed to these two projects. The team did discuss hiring a project manager because they have their own jobs to do. The plan is to meet with the team and report back to the Tribal Council.

Vice Chairman Eben reported on the meeting she attended in San Francisco which was not what they thought. The training was for policies and procedures of the grant, but they did get some good information.

ADJOURNMENT

Councilmember Frazier made a motion to adjourn the meeting. The motion was seconded by Councilmember Jason Davis. Votes were all in favor, *motion carried*.

The meeting adjourned at 12:12 a.m.

Submitted by, Gina Wadsworth, Tribal Secretary

Pyramid Lake Fisheries—Continued from Page 9

Continued from Page 9 ansfer station will be operat

The Nixon transfer station will be operating under a new management schedule. This has been implemented to discourage illegal dumping, abuse of the transfer site, and to help the tribe better manage the station and trash service for the lake.

The monthly schedule is as follows:

First Saturday of the month: Third Friday of the month: 8:00am to 2:00pm 8:00am to 2:00pm

Wadsworth Transfer Station Schedule

The Wadsworth transfer station will be operating under a new management schedule. This has been implemented to discourage illegal dumping, abuse of the transfer site, and to help the tribe better manage the station and trash service for the lake.

The monthly schedule is as follows: First Friday of the month: Second Saturday of the month:

8:00am to 2:00pm 8:00am to 12:00pm

Please keep in mind that the transfer dumpsters are only for everyday household waste. These items would include: cooking waste, bathroom waste, and any other items that would normally come from a wastebasket in your house.

Appliances, tires, car batteries, and other non-household waste may be taken to the transfer site, but please make sure to place them in the designated areas. A staff member from the Public Utilities Department will be on-site while the transfer station is open to provide any assistance you may need.

If you have any questions, please call 574-0101, ext. 13 Turn in illegal dumpers! Call 574-1014

Numana Hatchery is the largest hatchery of the Pyramid Lake

Fisheries. It has been undergoing some major changes to facilitate efficiency and increased water conservation efforts. The reconstruction of the hatchery began July 8th, 2008. The project is expected to be completed by May 9th, 2009. The production capacity of the facility can facilitate up to approximately 800,000 Lahontan Cutthroat Trout. Differences in construction to that of Dunn Hatchery (completed in

Numana Hatchery Update

May of this year), includes a gravity flow system which will reduce electricity costs as well as the application of a different media. Dunn Hatchery utilizes a sand media for the bio-filters which is costly and maintenance intensive. As a result, it was determined to switch to plastic biorings at Numana hatchery to facilitate similar functions. Not only have the hatchery staff been involved with construction but companies of honorable mention include the following: B&P Concrete Cutting; McKay Drilling; RHP Mechanical; ICD Systems; and Fish Pro. According to Albert John, the Production Manager for Fisheries, everything is running smoothly and there have been no major challenges.

Water from the hatcheries once recycled more efficiently will be released into the wetlands to provide water for the maintenance of the wetlands in it's ecological processes.

Anaho Island: Change of Management

In the Spring Newsletter, Anaho

reducing the available habitat. Bird population surveying/ reporting; and continued banding would be part of the management plan and emphasis on limited access onto the Island such as current policy would remain intact. Since the creation of the Island as a National Wildlife Refuge, the USF&WS has managed and overseen the monitoring of the Island. Under an annual funding agreement (AFA) defined within the management plan, .money for monitoring would remain available for management purposes and be allocated to the Tribe to maintain the monitoring of the bird populations; and for fire prevention purposes, for example.

comes to fruition, it is projected that the organization of transfer would take approximately three years to complete. The first step would be a plan written and then an application to the Federal Government under the Tribal Section 101-816.

Island was featured and it's importance to the survival of White Pelicans. Since then, discussion has been underway between the Resource Department at fisheries and the US Fish and Wildlife Service (USF&WS) to discuss a transfer of management from the Federal management to Tribal management. Early discussions include a writing of a management plan. The Island currently does not have one.

Current problems are being addressed such as weed management concerns. There is no baseline vegetative study and weeds are becoming increasingly problematic. Weeds such as Russian thistle and cheat grass are taking over creating a fire concern and

It is expected that if this transfer

Pyramid Lake Piaute Tribe would become the second Tribe to manage a National Wildlife Refuge. Under a 1994 Tribal Self Governing Act, the Confederated Salish and Kootenai Tribe negotiated with the USF&WS and the Department of the Interior for 14 years over the Bison Wildlife Refuge in Montana and agreement was solidified on June 19th, 2008. For more info access the following link:

http://www.fws.gov/mountain-

Letters to the Editor

The Pyramid Lake Paiute Tribal Newspaper welcomes your "Letters to the Editor."

- Letters must be 200 words or less. Letters are subject to editing for conformance to the 200 word limit, as well as for libel and taste.
- Letters must carry a full, legible and signed name of its author. The newspaper staff does not withhold names of letter authors. Pseudonyms are not allowed.
- Each author is allowed one published letter per newspaper issue.
- To be published, all letters must have a permanent address and/or a daytime telephone number for verification. This information will not be published.
- Letters addressed to specific parties other than the Pyramid Lake Paiute Tribal newspaper, to readers, letters from other publications, form letters that do not contain original writing content by the signatory or personal complaints outside the public domain are not published.
- Letters are published in the order which they are received. Promptness of publication depends on the volume of letters received and space availability.

MAIL LETTERS TO:

Letter to the Editor PYRAMID LAKE PAIUTE TRIBE P O Box 256 Nixon, NV 89424

Newspaper Submittal for **NOVEMBER** Paper **DEADLINE:** October 24 @ 3:00 p.m.

Please complete **this form** and submit with your article. **BE SURE TO:**

- Include your name, phone # and address.
- Personals may submit a hard copy of article. Hand written Personals ONLY must be printed legibly.
- Submitted articles must be saved on CD in Adobe Acrobat, Publisher, Word or WordPerfect format. (Media will be returned).
- Articles can be submitted via e-mail to newspaper@plpt.nsn.us. A hard copy of article must also be submitted by deadline.
 - Pictures should be submitted in black & white. (Dark backgrounds do not scan well).
 - Digital pictures must be taken with a high resolution for a good quality picture.
 - REMEMBER: Pictures represent the quality of the picture submitted.
 - Submit all information to the Tribal Manager's Office by deadline

DATE: NAME:	NEWSPAPER MONTH:
PHONE: TITLE OF ARTICLE:	DEPARTMENT:
ITEMS TO BE RETURNED: YES or NO IF YES, ADDRESS:	

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November –October 24 December –November 21

This schedule will allow us to get the newspaper prepared, edited, and printed and ready for bulk mailing the first week of each month. The Tribal Manager's office collects your articles and will forward them to the Editor.

Thank you for contributing your articles for our Newspaper this past year. Please continue to contribute to our Newspaper and let the people know about your program or department's activities and accomplishments. Please submit on diskette in Microsoft Word, Word-Perfect or Publisher format along with a hard copy of article.

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November Deadline October 24, 2008