

Pyramid Lake Paiute Tribal Council

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PYRAMID LAKE PAIUTE TRIBAL COUNCIL SPECIAL MEETING Tribal Chambers ~ Nixon, NV October 16, 2020

Members Present: Sherry Ely-Mendes, Vice Chairwoman
Cassandra Darrough
Janet Davis
Judith Davis
Carolyn Harry
William Miller
Irwin Mix
Michele Smith
Georgina Wadsworth

Members Absent: Anthony Sampson Sr., Tribal Chairman

NOTE: Due to COVID-19, Tribal Council meetings are closed to the public to ensure the health and safety of attendees. Councilmembers attended in person, keeping to 6-foot distancing, and via audio conferencing.

CALL TO ORDER

Vice Chairwoman Ely-Mendes called the October 16, 2020 Special Meeting of the Pyramid Lake Paiute Tribal Council to order at 6 p.m.

ROLL CALL

Roll call was taken by Brenda A. Henry, Tribal Secretary. Tribal Chairman Anthony Sampson, Sr. was absent. All other Tribal Councilmembers were present at roll call and a quorum was established.

APPROVAL OF AGENDA

Vice Chairwoman Ely-Mendes stated there were additions to the meeting agenda. Under New Business add Item #4 Approval of Land Assignment Requests with Resolutions and add Item #7 Approval to Post Gaming Commission Vacancy. Under Executive Officer add Item #C Approval for Chairman to Sign Pyramid Fireworks, LLC Agreement.

Councilmember Janet Davis made a motion to *approve the agenda with changes*. Councilmember Judith Davis seconded the motion. Votes were seven (7) **for** and zero (0) **opposed** with one (1) **abstention** (Mix). **Motion carried.**

CONSENT AGENDA

Consent Agenda items:

1. Approval of Minutes: September 9, 2020 Special
2. Approval Wes Williams Invoice #3664
3. Approval HR Classifications: 353 – Child Care Manager and 179 – Transit Custodian

Councilmember Judith Davis made a motion to *approve the Consent Agenda*. Councilmember Darrough seconded the motion. Votes were five (5) **for** and zero (0) **opposed** with three (3) **abstentions** (Harry, Smith, and Mix). **Motion carried.**

NEW BUSINESS

1. Approval of Voters List – Jolyne Sander, Election Board

Jolyne Sander reported the Election Board is recommending approval of the 2020 Voters List. There is a total of 416 qualified voters on the list.

Councilmember Harry made a motion to *approve the 2020 Voters List*. Councilmember Smith seconded the motion. Votes were eight (8) **for** and zero (0) **opposed** with zero (0) **abstentions**. **Motion carried.**

2. Approval of Primary Candidate List – Jolyne Sander, Election Board

Ms. Sander stated there are three candidates for the Tribal Chairman seat: Anthony Sampson, Sr., Vinton Hawley, and Janet Davis. There were three individuals who submitted for the Vice Chairman seat: Steven Wadsworth, JoJo Smith, and Sherry Ely-Mendes. Ms. Sander said JoJo Smith was non-compliant and the Election Board is recommending the two other candidates for the election. There are 10 candidates for the four Tribal Council seats: Judith Davis, William Miller, James Phoenix, Michele Smith, Edward Ely, III, Harriet Brady, Natalia Gonzales, Nathan Dunn, Alvin James, and Terrence James. The Vice Chairman seat will not be included in the Primary Election.

Councilmember Harry made a motion to *approve the candidates for the Primary Tribal Election 2020*. Councilmember Smith seconded the motion. Votes were seven (7) **for** and zero (0) **opposed** with one (1) **abstention** (Janet Davis). **Motion carried.**

3. Approval of Land Assignment Requests with Resolution – Jolyne Sander, Land & Resource Committee

a. Michelle J. Ruize

Councilmember Judith Davis made a motion to *approve the Land Assignment and Resolution for Michelle J. Ruize*. Councilmember Darrough seconded the motion. Votes were eight (8) **for** and zero (0) **opposed** with zero (0) **abstentions**. **Motion carried.** **RESOLUTION PL 099-20 Michelle J. Ruize Land Assignment**

b. Holly New Moon

Councilmember Judith Davis made a motion to *approve the Land Assignment and Resolution for Holly New Moon*. Councilmember Wadsworth seconded the motion. Votes were eight (8) **for** and zero (0) **opposed** with zero (0) **abstentions**. **Motion carried**. **RESOLUTION PL 100-20 Holly New Moon Land Assignment**

c. Staci Parker

Councilmember Smith made a motion to *approve the Land Assignment and Resolution for Staci Parker*. Councilmember Harry seconded the motion. Votes were eight (8) **for** and zero (0) **opposed** with zero (0) **abstentions**. **Motion carried**. **RESOLUTION PL 101-20 Staci Parker Land Assignment**

d. Leo Smith

Councilmember Mix made a motion to *approve the Land Assignment and Resolution for Leo Smith*. Councilmember Wadsworth seconded the motion. Votes were seven (7) **for** and zero (0) **opposed** with zero (1) **abstention** (Smith). **Motion carried**. **RESOLUTION PL 102-20 Leo Smith Land Assignment**

e. Jaxon Bear Dreamer Kochamp

Councilmember Harry made a motion to *approve the Land Assignment and Resolution for Jaxon Bear Dreamer Kochamp*. Councilmember Smith seconded the motion. Votes were eight (8) **for** and zero (0) **opposed** with zero (0) **abstentions**. **Motion carried**. **RESOLUTION PL 103-20 Jaxon Bear Dreamer Kochamp Land Assignment**

f. Bonnie J. O'Daye

Councilmember Harry made a motion to *approve the Land Assignment and Resolution for Bonnie J. O'Daye*. Councilmember Judith Davis seconded the motion. Votes were eight (8) **for** and zero (0) **opposed** with zero (0) **abstentions**. **Motion carried**. **RESOLUTION PL 104-20 Bonnie J. O'Daye Land Assignment**

g. Bobby Burns

Ms. Sander said the land assignment was originally assigned to Donna Teton who has relinquished the assignment to Bobby Burns.

Councilmember Janet Davis made a motion to *approve the Land Assignment and Resolution for Bobby Burns*. Councilmember Harry seconded the motion. Votes were eight (8) **for** and zero (0) **opposed** with zero (0) **abstentions**. **Motion carried**. **RESOLUTION PL 105-20 Bobby Burns Land Assignment**

h. Robert D. Guerrero

Councilmember Janet Davis asked what is the recommendation from the Land & Resource Committee and Ms. Sander responded said the land assignment had been brought before the Tribal Council in December 2019 and no action had been taken. There is no open court case on this. The case involves

the title of the home but the judge won't move forward on the title of the home until the land assignment has been settled. The Committee made a recommendation for approval of the land assignment and this was in December 2019 and they are continuing with the same recommendation.

Councilmember Harry asked if this was in line with the Probate code. Ms. Sander said the Tribal Council has determined a home is considered to be an improvement on a land assignment. She said the Land Manager has met with the Court on this.

Richard Frazier, Land Manager asked Councilmember Harry to clarify her question regarding the probate code. Councilmember Harry said it would be to see if the land assignment follows the probate code. Mr. Frazier said the probate code does not address the land and the house, just the other property. Ms. Sander said the Tribal Judge said, in March 2020 through Resolution PL 043-20 giving the Court new instructions on how to process title transfers and an individual is required to submit a letter of land assignment approval from the Tribal Secretary and a Resolution showing approval of the assignment.

John Guerrero said he did submit a land assignment first and never received anything from the Committee or Tribal Court on a motion to intervene. He does have a title and resolution and it's not a court case – he received nothing from the court. He believes Jolyne has a conflict of interest. Ms. Sander responded there is no conflict of interest, she does not vote or make any motions while on the Land & Resource Committee. Mr. Guerrero said there was an eviction from the house and renovation had to be done to it and it ended up with the walls and floors being contaminated. It cost about \$21,000 in materials and he opposes this land assignment application until it is situated. Ms. Sander said these are two separate issues and they are here for the land assignment. Mr. Frazier said tonight's presentation is for the land only and it is not a determination of the house.

Ms. Sander reminded the Tribal Council that boards and committees are put into place to make recommendations and the Land & Resource Committee met several times and discussed this land assignment application and Mr. Guerrero was aware of the meetings. When the applications are reviewed, recommendations are based on the information that is provided to them. On this particular assignment, part of the decision was made based on John Guerrero's statement to the Committee on what his mother's wishes were. If Mr. Guerrero feels there is a conflict of interest, she would step aside and let Mr. Frazier handle it.

Councilmember Harry asked Mr. Guerrero the status of the motion to intervene and it has to run its course and a decision has to be made. The judge has to notify Mr. Guerrero of any decisions. Ms. Sander said the Tribal Council provided a directive that the Tribal Court has new instructions on title transfers. Mr. Frazier suggested that any arguments being made by Mr. Guerrero should be addressed during the court session. He believes the Court is considering the title transfer submitted by Robert Guerrero and the Court is waiting on that until the land assignment issue is settled. Mr. Guerrero said this is where the motion to intervene comes into play. Vice Chairwoman Ely-Mendes asked who is the motion to intervene with and Mr. Guerrero said it is a motion to intervene with the title transfer.

Vice Chairwoman Ely-Mendes asked Mr. Guerrero if he has a copy of the land assignment request and he responded yes, he does and that it went to the Land & Resource Committee. Mr. Frazier said Mr. Guerrero's application was denied at the Committee level and Robert Guerrero's land assignment

application was approved. Councilmember Harry asked what was the reason for denial and Mr. Frazier said there was a notarized letter from a family member stating their mother's wishes were that the home was to be given to Robert Guerrero.

Councilmember Judith Davis said these are not two separate issues; when a land assignment is approved, it's a done deal and on #6 of the application it says, "if this land is assigned to me by the Tribe, I agree to keep all improvements now on the land in good repair." This includes the home and the land. Councilmember Harry said because this is in court, this can be tabled or make a motion to deny it in order to allow others to apply for the land assignment.

Councilmember Harry made a motion to *table the Land Assignment and Resolution for Robert D. Guerrero because there is a case number and motion to intervene in Tribal Court.* Councilmember Wadsworth seconded the motion to. Votes were seven (7) **for** and zero (0) **opposed** with one (1) **abstention** (Mix). **Motion carried.**

Councilmember Mix said he abstained because there is an amount of time for an individual to protest a land assignment application and it hasn't been done. It appears not to have followed procedures.

Mr. Frazier asked what happens to the application at this point and Vice Chairwoman Ely-Mendes said it goes back to the Land & Resource Committee. The only resolution would be for them to review their policies and procedures to determine if it is valid if somebody submits a letter about succession.

i. Leonard Rivera, Jr.

Ms. Sander said the Committee made a recommendation for approval of the land assignment based on all of the information that was provided. This application was made by Mr. Rivera for his mother's (Lileah Schott) land assignment in Wadsworth. His sister had applied for a transfer of title of the home in Tribal Court. There was a will signed by Ms. Scott and an appeal was made by Mr. Rivera on the successors. They were waiting to see if the will was valid and the Appellate Court sent it back to Tribal Court and said the will was not valid because the daughter signed it and the daughter's sister-in-law had notarized the will which was a conflict of interest. During the appeal the title had been transferred to Mitchell Tobey, Jr. Based on all of the documentation that was presented to the Committee, they made a recommendation that the land assigned be approved for Leonard Rivera.

Mr. Frazier said initially there was a beneficiary listed in documents at the Pyramid Lake Housing Authority which listed Mr. Rivera as the designee. But somewhere along the line, that beneficiary form had been lost. Ms. Sander said there is a letter in Mr. Rivera's file from former PLHA Director Christine John, that stated, "please find enclosed a copy of the addendum to Article X of the Mutual Help and Occupancy Agreement naming Leonard C. Rivera as the designated successor to your NV4-7 unit. The original document will be retained in your file."

Councilmember Harry made a motion to *approve the Land Assignment and Resolution for Leonard Rivera, Jr. based on the documentation provided by the Pyramid Lake Housing Authority.* Councilmember Janet Davis seconded the motion. Votes were seven (7) **for** and zero (0) **opposed** with one (1) **abstention** (Darrough). **Motion carried.** **RESOLUTION PL 106-20 Leonard Rivera Land Assignment**

4. Approval Land Assignment Requests with Resolution

a. PLPT Child Care Centers Nixon and Wadsworth

Ms. Sander said a Land Assignment application had been filed for a lot in Wadsworth near the Brown Building. A letter was received from Chairman Sampson to request that the posting period be waived due to a time constraint which would apply to this application and an application for the Nixon Center. The Committee is recommending tentative approval of the applications but they would still like the application to follow the posting period in accordance with the Ordinance. The project would begin during the posting period.

Councilmember Wadsworth voiced her concern of not following the land assignment process that is already outlined. Another concern is not seeing any information about these two projects. Council member Harry asked if those lots are part of a land development plan. Ms. Sander said the new community center in Wadsworth has a plan in place. Ben John, Interim Executive Officer, said the reason for the waiver of the posting is so that it won't set a precedent for future land assignment applications. Councilmember Janet Davis said what is the point of posting it if the project has already begun and we know the funding has to be spent by December 30, 2020. She doesn't feel that it would set a precedent because there won't always be a pandemic.

Councilmember Judith Davis asked Mr. John about fencing the area and will there be enough room for parking and he responded that he didn't know because he hasn't seen the map. Mr. Frazier said with regard to the fencing, he doesn't know if there will be room for parking and he doesn't know if that is going to be the fence or it was just an assignment for that trailer but there will be a maze if those who have a land assignment in that area is going to put up a fence. Councilmember Judith Davis said there may be problems if trucks have to get to the lift station.

Councilmember Harry made a motion to *approve the Land Assignment and Resolution for the Nixon and Wadsworth Child Care Centers to include a waiver of the posting timeline due to COVID-19 and that it's only for these two applications.* Councilmember Judith Davis seconded the motion. Votes were seven (7) **for** and one (1) **opposed** (Wadsworth) with zero (0) **abstentions**. **Motion carried.**
RESOLUTION PL 107-20 PLPT Child Care Center Nixon Land Assignment and RESOLUTION PL 108-20 PLPT Child Care Center Wadsworth Land Assignment

Councilmember Wadsworth stated she opposed the motion because she felt the land assignment process should be followed although the Day Care Centers are needed.

5. Approval of FY2021 Indian Housing Plan with Resolution – Kathleen Frazier, PLHA

Kathleen Frazier, PLHA Director, presented the FY2021 Indian Housing Plan. She provided an overview of the plan that shows each section with a budgeted amount. There are six categories which remain constant and are normal operations for each year. The six categories are planning and administration, maintenance, housing management services, new construction, rehabilitation and modernization. The total budget is \$1.2 million.

Councilmember Janet Davis made a motion to *approve the FY 2021 Indian Housing Plan with Resolution*. Councilmember Smith seconded the motion. Votes were eight (8) **for** and zero (0) **opposed** with zero (0) **abstentions**. **Motion carried**. **RESOLUTION PL 109-20 FY 2021 Indian Housing Plan**

6. Approval Law & Order Committee Vacancy Posting – Diana Mitchell, Law & Order Committee

Ms. Mitchell said Gerald Hunter resigned from the Committee and the request is for approval to post the vacancy.

Councilmember Janet Davis made a motion to *approve the posting of the vacancy on the Law & Order Committee*. Councilmember Judith Davis seconded the motion. Votes were seven (7) **for** and zero (0) **opposed** with zero (0) **abstentions**. **Motion carried**.

7. Approval to Post Gaming Commission Vacancy

Councilmember Judith Davis made a motion to *approve the posting of the vacancy on the Gaming Commission*. Councilmember Smith seconded the motion. Votes were eight (8) **for** and zero (0) **opposed** with zero (0) **abstentions**. **Motion carried**.

8. Approval Regulations Brochure Posting – Dan Mosley

a. Fee Increase

Dan Mosley presented the fee increase recommendation. The Regulations Working Group received approximately 130 comments and most of the individuals were agreeable to the increase but would like to include the seasonal permit. There was about 75% of respondents who did not agree with the 150% increase in fees. He stated he provided a summary of the comments for the Tribal Council.

Vice Chairwoman Ely-Mendes said the increase of fees is within the realm of all other recreational uses in other areas and the Tribe's fees were less than those in other areas. This is a financial decision that has to be made for the membership.

Councilmember Harry asked Mr. Mosley if there was any discussion regarding Tribal member only beaches. Mr. Mosley said that wasn't addressed because there had been no directive. They only reviewed the fees, Lake opening date, and Covid-19 guidelines. Councilmember Harry said she spoke with several Tribal members and they thought it was a good idea for Tribal member only areas.

Councilmember Mix said we have to consider the people who are on set incomes and he suggested the increase at 75%. It should be done one step at a time. Councilmember Judith Davis said she agrees that the increase was posted for comments and we look at all comments. Councilmember Janet Davis suggested instituting a senior citizen rate. Mr. Mosley said there is a discount of 10% for senior citizens. Councilmember Wadsworth said she agrees with the increase but she would rather not open the Lake up to camping. Councilmember Harry said that can be discussed.

Randa Mitchell, Regulations Working Group, reminded the Tribal Council that not all fees are returned for upkeep and improvements at the Lake and the revenue is used for other programs. She said the group's recommendation was an increase of 50%.

Councilmember Harry made a motion to *approve a permit fee increase of 100%*. Councilmember Janet Davis seconded the motion. Votes were five (5) **for** and two (2) **opposed** (Judith Davis, Wadsworth) with one (1) **abstention** (Mix). **Motion carried.**

Councilmember Judith Davis said she voted no because she was comfortable with the group's recommendation. Councilmember Wadsworth vote no because it includes camping.

b. Addition of Section 30-COVID-19 Guidelines

Vice Chairwoman Ely-Mendes said the recommendation is to include Section 30 – Covid-19 Guidelines into the fishing brochure. Councilmember Harry asked for clarification on “removing day use sales online and available on-site with beach monitors”. Secretary Henry said she believed it was because of permit sales being online only and not the purchase of day use. Ben John said the beach monitors are only funded to December 30. Randa Mitchell said permit sales will only be online and available online at the Ranger Station. The guidelines will only be temporary. Councilmember Janet Davis asked how will we determine to be at capacity at 130 permits. Randa Mitchell said they were not going to put a limit on the number of permits that can be purchased. Councilmember Janet Davis said it needs to be clarified that it is 10 permits per beach for camping. Vice Chairwoman Ely-Mendes said the guidelines needs to include “camping”.

Councilmember Darrough made a motion to *approve the addition of Section 30 – Covid-19 Guidelines*. Councilmember Smith seconded the motion. Votes were seven (7) **for** and one (1) **opposed** (Wadsworth) with zero (0) **abstentions**. **Motion carried.**

c. Lake Opening

Randa Mitchell said the Group is recommending opening the Lake on November 2, 2020. The online system prices have to be included and get the bugs worked out.

Councilmember Janet Davis made a motion to *approve the opening of Pyramid Lake as November 2, 2020*. Councilmember Mix seconded the motion. Votes were eight (8) **for** and zero (0) **opposed** with zero (0) **abstentions**. **Motion carried.**

There was discussion regarding guides. Secretary Henry said the applications were forwarded to Ranger Mitchell to review. Councilmember Wadsworth said her opinion is that guides and charters should be open to only Tribal member businesses. Councilmember Harry agreed. Vice Chairwoman said this can be included on the next meeting agenda.

9. Discussion/Approval Non-Tribal Residents of Sutcliffe Request –Carol Foldvary-Anderson

Carol Foldvary-Anderson thanked the Council for this opportunity. She has been a resident on the Reservation for at least 15 years and pays a fee every year for which she doesn't mind doing. A lot of

the people who are non-Tribal members that live on the Reservation are glad to pay. They were disturbed with the 150% increase in permit fees. They would like to be considered as different from those that are coming to the Lake. She knows the Tribal Council will be fair in their decision.

Vice Chairwoman Ely-Mendes asked for clarification of the request. Ms. Foldvary-Anderson said they aren't requesting anything just that the permit fees not be an unreasonable amount.

Councilmember Harry said there is huge difference between being a resident and being a Tribal member. We are all fortunate to live here but the Tribal members rights come at a different price. Vice Chairwoman Ely-Mendes said this is really a commentary and no action is required. The use of Lake by a non-Tribal member is subject to a fee.

Ms. Foldvary-Anderson said the residents would be seasonal permits and they would have access but since it's regulated for three days, she didn't understand. Vice Chairwoman Ely-Mendes said a lot of these restrictions are Covid-related and we all have to get used to those changes. These changes will most likely change in the future.

10. Approval Business License Hot Dog Cart – Garry Dubay

Mr. Dubay was not present for his request. Ben John stated this request had been tabled from a previous meeting but the Council had asked for more information.

Councilmember Janet Davis made a motion to *deny the request from Garry Dubay for a business license*. Councilmember Smith seconded the motion. Votes were eight (8) **for** and zero (0) **opposed** with zero (0) **abstentions**. **Motion carried.**

COMPTROLLER – Jill Mix

1. Approval Request for BIA Docket 87B Funds for FY 2020 Burial Funds with Resolution

Jill Mix, Comptroller, said she is requesting approval to request funding from Docket 87B for the burial line item. Councilmember Judith Davis said the resolution is also asking for \$100,000 for CY20 Appropriations and she doesn't agree with that because there hasn't been a budget meeting. Ms. Mix said that should be removed from the resolution because the request is only for the burial fund. Councilmember Judith Davis said she interprets it as \$100,000 for burial and \$100,000 for Appropriations. Ms. Mix said this is the resolution that is usually presented for a request for burials. The last "be it further resolved" includes the amount. Councilmember Wadsworth said the resolution is misleading and should say request for 2020 Appropriations for \$100,000. Ms. Mix said she used the standard resolution. Vice Chairwoman Ely-Mendes said asked if it should be tabled until the changes are made.

Councilmember Judith Davis made a motion to *table the request for BIA Docket 87B Funds for FY 2020 Burial Fund and Resolution*. Councilmember Wadsworth seconded the motion. Votes were five (5) **for** and two (2) **opposed** (Harry, Wadsworth) with one (1) **abstention** (Mix). **Motion carried.**

Councilmember Harry said she voted no because the information is provided prior to the meeting and questions could have been asked. Councilmember Wadsworth said she voted no because it would have taken only word changes.

Ms. Mix said she wanted to discuss the 2021 Tribally-funded programs. Usually there is a budget template sent out but there is none because there is no anticipated revenue or carry forward revenue. She does not know how much is going to be earned and it may be difficult to send a budget to the Tribal programs to ask them to submit a budget. The Executive Team met with the Health Clinic Board and asked if they could take on health-related programs which was denied. The Economic Development Committee was approached to request \$3.7million to fund the Tribal programs and Ms. Mix said they were as informed to complete an application and write a letter. This was done and she did request to be placed on their meeting agenda. Ms. Della John sent back an example of Montana's good governance policy and other information which really didn't have anything to do with the request.

Councilmember Janet Davis asked if there can be a budget meeting to see where we stand and to determine the type of cuts we may have to make and develop a short term and long-term plan. It will assist the Tribal Council to see the revenue. Vice Chairwoman Ely-Mendes said this date being so close to the end of the year, the meeting should be held immediately. She suggested scheduling a meeting on October 12th at 6 p.m. She said we will be reviewing the Covid projects, discuss options for (inaudible), consider the furloughed programs that may have grants, in order to move into the new year with a plan.

EXECUTIVE TEAM

1. Executive Officer – Benjamin John (Interim)

a. Approval for Chairman to Sign Washoe County P25 Radio System Interlocal Agreement

Mr. John said this Agreement has been ongoing. He was contacted by Washoe County and informed that the Tribe has not yet signed the agreement. The agreement allows other agencies to use the same radio system. Councilmember Judith Davis clarified this is for the Tribe's Emergency Response, Police, and Rangers and Mr. John responded yes.

Councilmember Judith Davis made a motion to *approve authorization for the Tribal Chairman to sign the Washoe County P25 Radio System Interlocal Agreement*. Councilmember Darrough seconded the motion. Votes were seven (7) **for** and zero (0) **opposed** with zero (0) **abstentions**. **Motion carried.** (There was no response from Councilmember Harry.)

b. Approval to Recognize and Appoint as the Director of the Pyramid Cannabis Resolution Authority

Mr. John said the Council asked Chairman Sampson to appoint the Director of the Pyramid Cannabis Authority, but the Authority says the Tribal Council makes the appointment so there would be no issues with the pending litigation and we want to be able to say we followed all policies and procedures. Councilmember Judith Davis asked if the request is to appoint Will Adler and Mr. John

replied yes. Councilmember Wadsworth asked if other individuals had been contacted and Mr. John said called other businesses who never responded but Mr. Adler has an idea of what is going on with this issue. She asked if Mr. Adler is still lobbies for the Tribe and Mr. John said no, not at this time.

Councilmember Judith Davis made a motion to *recognize and appoint Will Adler as the Director of the Pyramid Cannabis Resolution Authority*. Councilmember Wadsworth seconded the motion. Votes were six (6) **for** and one (1) **opposed** (Wadsworth) with zero (0) **abstentions**. **Motion carried.**

Councilmember Janet Davis said she voted yes because the Tribe was left in a predicament and we need to move forward with this.

c. Approval for Chairman to Sign Pyramid Fireworks LLC Agreement

Vice Chairwoman Ely-Mendes asked what the term was with the last agreement and Mr. John said the last agreement was for two years and the original agreement was for two years with an extension for an additional two years. The distributor is willing to commit to longer lengths of time. We are trying to work with them on becoming a wholesaler. Councilmember Janet Davis asked what the profits were in 2020 and Mr. John said he wasn't sure. Vice Chairwoman Ely-Mendes requested the numbers be provided at the next meeting. Mr. John said the markup is about 100% to 300%. Councilmember Mix asked that the contract be sent to the Tribal Council.

Councilmember Wadsworth made a motion to *table the request to authorize approval for the Tribal Chairman to sign Pyramid Fireworks LLC Agreement*. Councilmember Janet Davis seconded the motion. Votes were seven (7) **for** and zero (0) **opposed** with zero (0) **abstentions**. **Motion carried.**

Councilmember Janet Davis asked who is Cougar Den and Mr. John said that is a group they are talking with about tax free fuel that they want to provide to the Tribe. They want to be the distributor and they are from Washington. Under their treaty agreement, they don't pay any State taxes on their fuel and the Tribe can get tax free gas from them but if we use them, we won't pay any taxes to the State. He is currently working with the Tax Department on the taxes. Councilmember Mix said the Tribe has a Tax Code we follow and they would have to follow our Code.

Councilmember Judith Davis said the projects were being assisted with by the PLHA and are they being paid out of COVID funds on both projects; the day care and other projects. Mr. John said yes. Councilmember Judith Davis asked for the scopes of work on the projects and she would like to see those so that the Tribal Council can see the projects.

2. Programs Officer – Margaret Gunshows

Ms. Gunshows said they are working on rehabilitating the older day care sites. She is working on a new curriculum for the day care children along with a professional development plan. Vice Chairwoman Ely-Mendes said it sounds like a good plan.

Councilmember Wadsworth asked the status of the other programs that are supervised. Ms. Gunshows said the JOM Program has been furloughed. The Language Program director is working part-time and is she is working on a database. The Numaga Program employees are working but staff

were quarantined for a time and Meals on Wheels assisted during that time. She stated there are not many on-call workers available and they are working on that. Vice Chairwoman Ely-Mendes asked if all of the seniors can be designated as "homebound" because everyone has to stay at home. Ms. Gunshows said an assessment has to be done to determine who needs a meal and follow-up has to be done. Councilmember Mix said it is a good idea to check on all of the elders.

CHAIRMAN'S REPORT

Councilmember Judith Davis made a motion to *table the Chairman's report*. Councilmember Mix seconded the motion. Votes were seven (7) **for** and zero (0) **opposed** with zero (0) **abstentions**. **Motion carried.** (There was no response from Councilmember Harry.)

ADJOURNMENT

With no further business before the Tribal Council, Councilmember Smith made a motion to adjourn the meeting. The motion was seconded by Councilmember Judith Davis. Votes taken were all in favor, **motion carried.**

The meeting adjourned at 9:43 p.m.

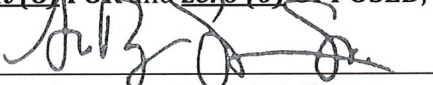
Minutes taken by Brenda A. Henry, Tribal Secretary.

Submitted by,


Gina Wadsworth

CERTIFICATION

The foregoing minutes were adopted by the Pyramid Lake Tribal Council, governing body of the Pyramid Lake Paiute Tribe, at a meeting duly held on the 4th day of **December 2020**, having **nine (9)** members present, constituting a quorum, by the vote of **eight (8)** FOR and **zero (0)** OPPOSED, with **zero (0)** ABSTENTIONS.

Minutes attested and concurred by: 
Anthony Sampson Sr., Tribal Chairman
Pyramid Lake Paiute Tribal Council

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