

# *Pyramid Lake Paiute Tribal Council*

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**RESOLUTION NO.: PL 119-20**

## **RESOLUTION OF THE TRIBAL COUNCIL OF THE PYRAMID LAKE PAIUTE TRIBE NIXON, NEVADA**

**WHEREAS,** the Pyramid Lake Paiute Tribe is organized pursuant to the provisions of Section 16 of the Indian Reorganization Act (25 U.S.C. § 476) and is federally recognized by the United States Government through the Secretary of the Interior and the Bureau of Indian Affairs; and

**WHEREAS,** the Pyramid Lake Paiute Tribal Council declared a State of Emergency on March 20, 2020.

**WHEREAS,** the Pyramid Lake Paiute Tribe has been significantly impacted by COVID-19, including 111 cases and two fatalities in the community at the time of the writing of this resolution.

**WHEREAS,** the need for broadband is a pressing matter on the Pyramid Lake Paiute Reservation.

**WHEREAS,** the Pyramid Lake Paiute Tribe submitted an application for \$3,520,297 in Economic Adjustment Assistance/CARES Act Relief Funds on September 4, 2020.

**WHEREAS,** the Pyramid Lake Paiute Tribe received a letter from the Economic Development Administration on December 2, 2020 stating that our application had been reviewed and was being continued until the January 2020 meeting of the Institutional Review Committee of the Economic Development Administration and that if the Pyramid Lake Paiute Tribe wished for its application to continue to be considered it would address the following questions:

1. Develop a business plan that shows that forecasted revenues associated with the project are sufficient to pay for anticipated maintenance needs and the continued operation of the network.
2. Reduce the budget to reflect that the Economic Development Administration is only willing to fund connections to the property line.
3. Show a reasonable plan to cover the costs of hookups from the property line to homes and retain the project benefit.
4. Remove estimated Program Income from the SF 424 budget.

**WHEREAS,** estimates that the cost of a hookup from the property line to a home is \$1,195.31 and that there are 256 homes in the proposes service area.

**THEREFORE BE IT RESOLVED** staff is authorized to develop a budget that amends the application to the United States Department of Commerce Economic Development Administration in the amount of \$3,214,297 and excludes connections from property lines to homes from being covered with Economic Development Administration Funds.

**BE IT FURTHER RESOLVED** that the Chairman is authorized to sign all documents needed to submit this amendment to the United States Department of Commerce, Economic Development Administration.


**BE IT FURTHER RESOLVED** that the Tribal Council authorizes the Information Technology Department's plan to fund connections to homes in the following manner:

Plan A: Charge only those who wish to access broadband service a \$1,195 connection fee payable over a 36 month period with 0% interest. This amounts to a \$33.19 monthly fee for three years, payable in addition to other service fees.

Plan B: Should the Tribe Receive additional funds, either through the resolution of the Chehalis Confederated Tribes et. al. v. Mnuchin lawsuit involving the \$3 billion in CARES Act Funds being withheld by Treasury until it is determined whether Alaska Native Corporations are eligible for CARES Act Relief, additional Relief Funds, or other tribally controlled funds through which connections from property lines to homes are an eligible activity, the Tribal Council may at a later date choose to appropriate those funds to connections between property lines and homes at no cost to the home owner.

**CERTIFICATION**

It is hereby certified that the foregoing resolution of the Pyramid Lake Paiute Tribal Council, governing body of the Pyramid Lake Paiute Tribe, composed of ten members, of whom nine (9) constituting a quorum were present at a meeting duly held on the 4<sup>th</sup> day of December 2020, was adopted by the affirmative vote of eight (8) FOR and zero (0) AGAINST, with zero (0) ABSTENTIONS; pursuant to the authority contained in the Constitution and By-laws of the Pyramid Lake Paiute Tribe.

  
Brenda A. Henry, Tribal Council Secretary  
Pyramid Lake Paiute Tribal Council