



YERINGTON PAIUTE TRIBE

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ENTERPRISE SESSION

February 24, 2016

5:30 pm.

Conference Room

Chairman Thom called this meeting to order at 5:30pm.

Tribal Chairman

Laurie A. Thom

Vice-Chairman

Albert Roberts

Member

Linda L. Howard

Member

Elwood L. Emm

Member

Nate Landa

Member

Delmar Stevens

Member

Cassie Roberts

Deputy Administrator

Deborah Dunn

Secretary of Record

Shelley Cunningham

Roll Call:

Laurie Thom	P
Albert Roberts	P
Cassie Roberts	P
Nate Landa	P
Delmar Stevens	P
Linda L. Howard	P
Elwood Emm	P

Staff Present: Shelley Cunningham, Secretary of Record, Deborah Dunn, DA of Program Operations, Jennifer Marriott, DA of Fiscal Operations

Guests: Chuck Zeh, Tribal Attorney, Constance Finley, Constance Therapeutic, Steve Koskie, Constance Therapeutic, John Markey, Consultant

Minutes: Special Session February 16, 2016

Elwood Emm motioned to approve Special Session, February 16, 2016 with corrections, seconded by Delmar Stevens. Motion carried 6-0.

Enterprise Reports

Chairman Thom is going to follow up with Smoke Shop/Bridge Market Manager to see if she received her cash register yet. Chairman Thom stated DA of Program Operations has changed over all of the POS machines at the markets. Chairman Thom explained what the secret shopper is at Arrowhead Market. Councilman Howard asked about the tribal member loans. One of the members is on Housing. Is his Housing stipend considered for payment? DA of Fiscal Operations stated no. Council continued to discuss the loans.

John Markey Report

Elwood Emm motioned to open for discussion, seconded by Cassie Roberts.

John works with water rights. John is going to make copies of his report for Council. He is updating the water rights cards. There was a question about the Tribe being shorted on their water. WRID would hold the water back instead of releasing the water to go to the Tribe. John stated this area will be short of water this year. John is a representative at the WRID meetings on behalf of the Tribe. John stated there was a notice sent out about deep well rights. The curtail order was only for supplemental rights. This did not affect the Tribe because the Tribe has primary rights. John stated there have been some groups in the area who have been trying to curtail the rights.

John explained this has caused some problems but still will not affect the Tribe. John stated until a map is made that they can't put the individual farmers in the lottery for water. Councilman Howard stated her concern was because the Council distributed the lands by tracks. There was not any official mapping done for farm assignments; Council could change the land tracts. They should be treated like individual farmers not grouped together. Councilman Howard stated she doesn't know why there had to be a mapping. John stated he believes it is an easy way out to say no.

Councilman Howard was trying to get the individual farmers names into the lottery instead of being grouped together with the Tribe. Councilman Howard stated the lottery is only for about 25 acre feet of WRID water. Councilman Howard stated the water does not go very far with 9 farmers. It is approximately \$400 for the water. Councilman Howard stated if the Tribe wins 25 acre feet of water; the Secretary calls each farmer to see if they want water. Depending on how many farmers want the water will depend on how much money each of the farmers will pay. The previous water master was really hard to get along with; the new federal water master is Robert Martinez. Chairman Thom asked who pays the initial water fees for the year. The government pays the initial fee for water. There is a fee per acre that the Tribe charges but because of the drought that the Council has forgiven the fee. The fee has been forgiven for the last three years. Councilman Howard believes it is approximately \$60 per assignee. It depends on acreage amounts. John and Council discussed; they don't know why this has to go in front of WRID's legal counsel. Councilman Howard stated a map was given with the tracts of land and who has each land.

The lottery is only done once a year. Councilman Howard stated she doesn't know if they have a maximum draw of water off the WRID well and then when they reach their maximum amount of water drawn out. Councilman Howard explained if there is water coming from East Walker River then the Tribe will get. Councilman Howard explained if Peri and Sciarani receive more water then they need, they allow the Tribe to have their balance after they use it. Chairman Thom asked if there needs to be a meeting with the Ranchers. John stated to wait until we know how much water will be received. John stated there is more water that will be received this year.

Councilman Howard explained in talking to Cathy Wilson, Region, she stated to find someone that would like to sell water rights. She explained she found someone but he would never clarify the specifics or get the details together for Cathy. Cathy was ready to purchase water rights for the Tribe. Councilman Howard explained there were very few water rights that were purchased when the Tribe was established. Councilman Howard stated with the drought you can really see how some of the lands dried out. She doesn't know if Cathy still has the funds for purchasing water rights. Chairman Thom stated when she met with Ed Biggs; he gave her information on a USDA grant. It is like an EQUIP grant. Ed stated if the land hasn't been harvested that they could start an organic crop. Councilman Howard asked how the crops are going to get irrigated. The new water master said that he was going to start to irrigate in blocks. Councilman Howard stated meeting with the farmers right now is premature; they will think that they will get more water than they do. Councilman Howard stated she heard the other ranchers that are close are already receiving water.

John stated there are different types of water rights; some can be bought but never used. Councilman Howard was talking to Tribal Attorney about the Winters Doctrine and drilling a well. Tribal Attorney stated he sent a memo to Cathy regarding the Winters Doctrine. Tribal Attorney stated he received a memo from Elko Tribe regarding the Winters Doctrine stating the State can't go after the driller for dropping a well. John stated he will be calling about the storage water and when in the season that it can be received. Council continued to discuss.

No Action.

Constance Therapeutic

Cassie Roberts motioned to open for discussion, seconded by Elwood Emm.

Constance and Steve were introduced to Council. A slide show was projected and looked at on the wall. Constance oils were talked about and how it can help people's health. Constance, DA of Program Operation and Council discussed the program study and feasibility study. Council also discussed Rainmaking, the size of the building and the feasibility study. Council continued to discuss the pros and cons of both companies and how that it would benefit the Tribe and the community.

Albert Roberts amends the main motion to support the feasibility study agreement and authorize the Chairman to sign, seconded by Delmar Stevens. Motion carried 6-0.

Councilman Stevens asked Tribal Attorney if he is still working on some other items for the Tribe. Tribal Attorney stated yes; he explained everything that he was working on. The next thing that the Tribe is going to be talking about is if this business is going to be under the Tribe or under an economic development name. Council discussed what all is needed before Council can make a decision.

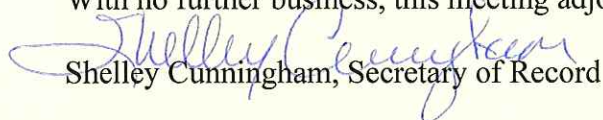
Personnel Policy

Elwood Emm motioned to open for discussion, seconded by Delmar Stevens.

Chairman Thom explained the change that was being looked at. It is if an employee misses the day before or the day after the holiday, will the employee still be paid. Council discussed. Councilman Cassie Roberts stated the supervisors need to enforce this. Councilman Howard explained what was happening in the past. Council and DA of Program Operations discussed. Chairman Thom read a memo from Human Resources regarding holiday pay. Council continued to discuss.

Delmar Stevens amends the main motion to approve the amendment 12.4.6 in the personnel policy, seconded by Elwood Emm. Motion carried 6-0.

With no further business, this meeting adjourned at 8:45pm.


Shelley Cunningham, Secretary of Record