



TE-MOAK TRIBE OF WESTERN SHOSHONE

Te-Moak Tribal Council Special Open Meeting-September 10, 2012 6:00 p.m.

CALL TO ORDER: Bryan Cassadore, Chairman

TIME: 6:00 P.M.

Roll Call:

APPROVAL OF MINUTES:

JUNE 6, 2012:

Paula makes motion to table the minutes. Davis seconds.

Vote: 4-0-0

NEW BUSINESS:

JOE McDADE-B.I.A.-FIRE MANAGEMENT PLAN:

Joe confirmed that he is not here to talk about the fire management plan. Richard Poweski does the fire management plan and Joe said he would appreciate it if Te-Moak would pass Richard's resolution. There was a problem during the spring time because people would be wanting to burn willows, etc. If there are members are burning willows on the reservation and if it would be getting out of hand then the tribe would be liable if there wasn't a fire plan in place.

Lindsey makes a motion to adopt resolution #26 (Wildland Management Plan for the Bureau of Indian Affairs Eastern Nevada Agency) with the correction of the format. Second by Richard Smith.

Vote 4-0-0

2012 Chimney Fire Burned Area Emergency Response. Joe says BIA is proposing that they must be restricted to livestock for at least two growing seasons to allow for prescribed seeded species to fully establish. Bryan states that this issue should have comment period. Joe said that BIA did take this issue to South Fork Band Council and they supported it. Davis makes the motion to adopt the resolution #27. Lindsey seconds.

Vote: 4-0-0

DWAYNE JARAMILLO-WEBSITE

A multi-media graphic artist. The reason for this to pound a logo for the tribe and bring it to life. It will require an outlet, as I will be using a computer to demonstration all the endless possibilities of his capabilities. He will also be handing out documents to support my facts and then prevail new and better intelligence of multi-media graphics. Dwayne also stated that the original updated website hasn't been updated since 2010 and if Te-Moak decides to support Dwayne then he would make sure that the Te-Moak Website would be updated every day. Bryan stated to Dwayne to just wait until new council comes in before making a decision.

DAVE OVERCAST-BLM-SAGE GROUSE PLANNING EFFORT:

In 2010, the Fish and Wildlife Service determine that the Sage-grouse was warranted for listing under BLM is doing an EIS (Environmental Impact Statement) will be prepared for each sub-region. Vince asked the fish and wildlife fishing affect tribal lands. BLM wants a MOU with the tribe.

ELKO BAND LIQUOR LICENSE FOR SMOKE SHOP:

Draft Resolution approving Elko Band Liquor License for Smoke Shop is presented to Te-Moak Council. Lindsey makes motion to adopt resolution #28. Second by Paula Brady.

Vote: 4-0-0

BATTLE MOUNTAIN BAND LIQUOR LICENSE:

Draft Resolution Approving the Battle Mountain Band Liquor License for Smoke Shop was presented to Te-Moak Council. Paula Brady makes the motion to adopt resolution #29. Richard Smith seconds.

Vote: 4-0-0

SOUTH FORK LAWSUIT:

Bryan reads a letter from BIA regarding the Court Magistrates. Davis states when he was Te-Moak Chairman there were just two judges. Lois Whitney stated that when Bryan went out to South Fork caused chaos and escalated to an arrest of a tribal member. Vince's wife talked to the Tribal cop in South Fork and said there was a decision made. Vince said this case was a sovereign immunity case. Vince said the judge should be banned from the court systems. Bernice said that the resolution passed by Te-Moak made Paula and Bryan being check signers but South Fork Band are still signing checks. Bernice stated the resolution has never been rescinded. Davis suggested to go ahead and select a election committee and let South Fork run their elections. Lois said some of the members out in South Fork was holding an illegal council meeting that resulted in an incident with a tribal member. Lois said they are asking the council the stand up for their people and get a hold of what they are suppose to do for the safety of their people.

Davis make a motion to select the election committee for the South Fork Election and have Art

Thompson swear them in the following day. No Second Motion dies.

Lindsey makes a motion to have Te-Moak Council take over for the South Fork Band Council. The South Fork Band has been recalled and Te-Moak will take over until new council comes in. So day to day operations will continue until elections are done. Richard Smith second.

Vote: 3-1-0 (Davis is against)

Bryan wants to include the whole Te-Moak Council to be check signers for the South Fork Band. Amend TM-09 to include Richard Smith and Lindsey Oppenheim. Lindsey makes a motion to amend Resolution #30. Second by Paula Brady.

Vote: 3-1-0 (Davis abstained)

Lindsey makes a motion to have Art swear in whoever needs to be sworn in to get an election committee. Davis seconds.

Vote: 4-0-0

Lindsey adds: Te-Moak gives the authority for Art Thompson swear in whoever needs to swear in to get this election going.

Leta said the the officers are not allowed to go out to the reservation. Find out where we are at on the finances or do an audit.

Paula motions to dismiss the case from Zeh. Lindsey seconds.

Vote: 4-0-0

VINCE GARCIA-SOUTH FORK LAND ASSIGNMENTS:

Bryan wants to wait to find out while we dismiss the case.

MYRON TYBO-GRAZING ORDINANCE:

The magistrate is not recognizing the Te-Moak Tribe and South Fork Band Members rights are being violated.

CHAIRMAN UPDATE-SEX OFFENDER CONCERNS (JESSE ANDERSON):

Bryan received a letter regarding Jesse Anderson (new hire for ITCN) and some how got passed a background check. Chairman Burk and Moil notified Bryan that Jesse Anderson has been fired and legal action is being taken.

JOB POSTING-TRIBAL MANAGER POSITION:

Lindsey makes a motion. Davis seconds.

Vote: 4-0-0

TE-MOAK BBQ:

Fermina informed the council was in the process of setting up a bbq.
Davis makes a motion to go ahead and have council buy the meat. Richard Smith seconds.

Vote: 4-0-0

MEETING ADJOURNMENT:

7:58 P.M.
Second by Paula Brady.

Vote: 4-0-0

APPROVED

January 6, 2013

