

Intergovernmental Executive Committee

Meeting Minutes

June 28, 2021 at 2:00 p.m. PDT

Virtual Meeting

This meeting will be held virtually pursuant to NRS241.023 and State of Nevada Declaration of Emergency Directive 006. In-person attendance is not available at this time.

Join the meeting online: <https://mantech.zoomgov.com/j/1606077097>

Call in by phone: 1-669-254-5252

Webinar ID: 160 607 7097

Pursuant to NRS 241.020, the Agenda for this meeting has been posted at the following locations: State of Nevada Website (<https://notice.nv.gov/>), the FRTC Modernization website (www.frtcmodernization.com/IEC), the Clearinghouse website (<http://clearinghouse.nv.gov/>) and the Churchill County Administration Building (155 Taylor St., Fallon, NV 89406).

Please Note:

- Public Comment will be limited to three (3) minutes per person. The Committee reserves the right to reduce the time or limit the total time allowed for public comment.
- Times listed for all items are estimates.
- Items on the agenda may be taken out of order, combined, removed or delay discussion at the discretion of the Committee.
- Documentation and supporting agenda items are available on the FRTC website at www.FRTCmodernization.com/IEC.

Elected positions:

- Chair – Amber Torres (Walker River Paiute Tribe)
- Vice-Chair – Pete Olsen (Churchill County)

Members in attendance:

- IEC Liaisons – Rob Rule (NASF Community Plans and Liaison Officer), Toni Burton (NASF Tribal Coordinator)
- Navy – Captain Evan Morrison (Commanding Officer), Commander Scott Beyer (Public Works Officer)
- BLM – Ken Collum (District Manager Carson City)
- NDOW – Alan Jenne (Habitat Chief)

- DCNR – Brad Crowell (Director), Scott Carey (State Lands Planner)
- Churchill County – Pete Olsen (Churchill County Commissioner), Jim Barbee (County Manager)
- Lyon County – Vida Keller (Lyon County Commissioner)
- Mineral County – N/A
- Pershing County – Shayla Hudson (Pershing County Commissioner)
- Nye County – Lorinda Wichman (Natural Resources Director)
- Fallon Paiute-Shoshone Tribe – Yvonne Mori (Acting Tribal Chair)
- Walker River Paiute Tribe – Amber Torres (Chairman), Elveda Martinez (Water Resources Coordinator)
- Yomba Shoshone Tribe – N/A
- Pyramid Lake Paiute Tribe – N/A
- Lovelock Paiute Tribe – N/A
- Duckwater Shoshone Tribe – N/A
- Battle Mountain Band Te-Moak Tribe of Western Shoshone – N/A
- Elko Band Council Te-Moak Tribe of Western Shoshone – N/A
- Fort McDermitt Paiute and Shoshone Tribes – N/A
- Reno-Sparks Indian Colony – Arlan Melendez (Chairman)
- South Fork Band Council Te-Moak Tribe of Western Shoshone – N/A
- Washoe Tribe of Nevada and California – Serrell Smokey (Chairman)
- Wells Band Council Te-Moak Tribe of Western Shoshone – N/A
- Winnemucca Indian Colony of Nevada – N/A
- Summit Lake Paiute Tribe – N/A
- Te-Moak Tribe of Western Shoshone – N/A
- Yerington Paiute Tribe – Ginny Hatch (Chairwoman)

Call to Order

- IEC Chair Torres called the meeting to order at 2:03 p.m. on June 28, 2021.

Welcome and Committee Member Introductions

- IEC Chair Torres welcomed everyone and provided opening statements.
- Toni Burton, NASF Tribal Coordinator, went through roll call and introductions. Each organization introduced who was representing their organization. The list of attendees/absentees are listed above.
- IEC Chair Torres mentioned that last meeting the definition of quorum was voted upon and asked if there was any need to discuss this further. There was some confusion since a vote was not an agenda item. There was still concern stated by Vice-Chairwoman Yonne Mori that not enough Tribal representation is occurring during the IEC meetings and wanted to ensure that everything is being done to get out the information to the representatives.

Verification of Agenda Posting

- The Agenda for this meeting was posted in accordance to NRS 241.020.

Approval of Agenda

- The Agenda was approved.

Public Comment – Three minutes maximum per person. Action will not be taken on the matters considered during this period until specifically included on an agenda as an item.

- IEC Chair Torres introduced Allison Turner (Moderator) who then guided everyone through the guidelines for providing a public comment. Comments were kept to a strict three minutes per person. The following are comments that were received during this public comment period:
 - Brian Chestnut commented that the agenda posted for the public did not include discussion on the quorum and would like to know what agenda was approved.
 - Elveda Martinez commented saying that she could not find Churchill County or DCNR's comments on the MOU and Charter within the package sent out and would like to make sure they are available to everyone.

After-Meeting IEC Administrative Review: IEC Admin reviewed the package that was sent out and it was confirmed that DCNR's comments on the MOU and Charter were included in the document. DCNR submitted comments using "Track Changes" within the word documents.

Old Business

- Participation Forms
 - The organizations that have sent in their participation forms are as follows: BLM, DCNR, Walker River Paiute Tribe, Churchill County, Nye County, Navy, Duckwater Shoshone Tribe, Washoe Tribe of Nevada and California, Fort McDermitt Paiute Shoshone Tribe, Summit Lake Paiute Tribe, Pershing County, Lyon County, Fallon Paiute Shoshone Tribe, and NDOW.
 - Any organization that has not turned in their participation form was requested to do so.
- A public comment from last meeting asked who seconded the Chair and Vice Chair elections. Chair's election was seconded by Captain Morrison. The Vice Chair was not seconded by anyone and this was an administrative oversight.
 - Commissioner Keller believes Commissioner Shank seconded the vote.

After-Meeting IEC Administrative Review: IEC Admin reviewed the transcripts and it was determined that Amber Torres was nominated by Captain Morrison and Pete Olsen was nominated by Commissioner Shank.

Approve of meeting minutes from April 20, 2021

- Minor corrections to the meeting minutes were submitted and recorded.
 - Vice-Chairwoman Yvonne Mori commented that the purpose of the IEC was misstated in the meeting minutes as, "Congress recognized the importance of the FRTC expansion to national defense and directed the Navy to continue dialogue with all stakeholders." She requested to know who made this statement as she believes it was not said in that way during the last meeting and believes it to be inaccurate. She stated "Congress directed the NDAA that IEC was created to exchange information about the natural and cultural

resources on the current base.” She asked for the sentence to be removed from the meeting minutes.

- IEC Vice-Chair Olsen commented that the IEC voted at the April meeting that all topics, including the proposed modernization, were on the table for discussion by the IEC. A motion was made to table the approval of the April 20 meeting minutes. Commissioner Keller seconded. 12 yeas. Motion passes.
- Approval of the April 20 meeting minutes were deferred until the next meeting when further clarification on the statement could be made.

For Possible Action: Discussion of IEC Charter

- Two comments were received that apply to both the MOU and the Charter.
 - DCNR submitted a comment that they wish to add “recreational resources” to the purpose of the IEC. Vice-Chairwoman Yvonne Mori requested the addition of “cultural practices” to the purpose.
 - The IEC voted to add both “recreational resources” and “cultural practices” to the purpose and other appropriate locations in the documents. Scott Carey of DCNR motioned for this to be the language to include into both the MOU and Charter. Captain Morrison seconded. 12 yeas. Motion passes.
 - Comment was received on both documents to include the Bureau of Indian Affairs (BIA) to be a member of the IEC.
 - Vice-Chairwoman Yvonne Mori motioned to include BIA as a member of the IEC. Commissioner Hudson seconded. 12 yeas. Motion passes.
 - IEC Vice-Chair Olsen motioned to add Eureka County to the IEC. Commissioner Keller seconded. After discussion, 10 yeas and two abstentions. Motion passes.

For Possible Action: Discussion of IEC Memorandum of Understanding

- Comment received from DCNR regarding participation forms: should the organizations be required to fill them out each year, every other year or one and done?
 - It was motioned for participation forms to be filled out yearly by organizations to capture any changeover in leadership. Motion by Scott Carey of DCNR. Alan Jenne of NDOW seconded. 12 yeas. Motion passes.

Navy Presentation and Discussion

- Captain Morrison gave a presentation on the status of the proposed modernization and the Navy’s management of natural and cultural resources.
 - Fiscal Year 2021 NDAA extends the current withdrawal for the existing 203,000 acres for another 25 years.
 - This does not include additional acreage to increase the size of the ranges.
 - The NDAA directed the Department of Navy and the Department of Interior (DOI) to establish the IEC.
 - Fiscal Year 2022 NDAA requests the modernization of the ranges through the land withdrawal. This includes withdrawing 532,000 acres from the public domain and acquiring 66,000 acres of non-federal lands.
 - This NDAA also states that certain roads and the Paiute pipeline will be relocated and/or improved.

- On June 15, the Department of Defense transmitted the FY22 proposal to the Armed Services Committee. The Navy was directed last year to only dictate the specific military training requirements and not any of the provisions that included our stakeholders. Captain Morrison made it a point to clarify and restate multiple times that this does not diminish or disregard any of the agreements and work done with stakeholder to date on the modernization effort.
- Ken Collum (BLM) provided an update on the Land Management Evaluation (LME) extension from the DOI purview.
 - This mineral and authorization withdrawal is moving up the DOI chain; it moves from the district, to the state, to headquarters. The application is currently at headquarters. Once the application is accepted by the Secretary's office, a 90-day comment public comment period will begin prior to publication.
- Captain Morrison continued with the Navy update and proceeded to Natural Resources.
 - The fire management plan for the existing lands in in progress and nearing finalization.
 - The Sage Grouse noise study is being worked on with NDOW, U.S. Fish and Wildlife and USGS to develop the study design to evaluate overflight impacts on sage grouse.
 - The Bravo-17 Bighorn Sheep hunt program is ongoing on the existing range; it is highly successful and will continue. A draft MOA has been developed with NDOW and is ready for signature if the proposed withdrawal is approved by Congress.
 - The INRMP is currently being updated for the management of the existing lands.
 - Conservation Law Enforcement Officer positions are currently being evaluated as to whether they should be Navy employees or contracted through BLM law enforcement.
- Captain Morrison continued with the Cultural Resources update.
 - The Tribal engagement team was established for Naval Air Station Fallon. The Tribal liaison and Tribal relations coordinator were brought on staff. Since January 2021 they have engaged the Tribes over 100 times, which includes in-person meetings or phone calls with Tribal leadership.
 - The Navy has contracted Far Western Anthropological Group for the ethnographic and Class 3 pedestrian surveys. Work plans have been received and reviewed by Tribes. The SHPO has given the stamp of approval for work to begin late summer, early fall 2021.
 - The programmatic agreement is being updated and will be shared with the Tribes in November 2021 prior to sharing with SHPO and the ACHP.
 - Comments from Tribes on the access agreement were received comments and incorporated. The updated agreement is being reviewed by the Navy legal team and the next version will be sent to Tribes by late July or early August 2021.
 - The current ICRMP is being utilized on NAS Fallon and a revision will be completed if the proposed withdrawal is approved by Congress.
- Director Brad Crowell asked for clarification on the acreage numbers that the Navy was requesting to withdrawal. Mr. Crowell said he would send the numbers he found and Rob Rule or Captain Morrison can help with clarification.
- IEC Vice-Chair Olsen asked if the IEC will receive the FY22 NDAA. Rob Rule said it can be shared with the Committee at this time.

- IEC Vice-Chair Olsen asked for clarification on relocation of Pole Line Road, Sand Canyon Road, Lone Tree and SR 361. Rob Rule clarified with SR 361 is being realigned, Lone Tree would be improved, and Sand Canyon and Pole Line would be relocated.
- IEC Vice-Chair Olsen asked if the IEC would review the hunting MOA. Rob Rule said the hunting MOA is publicly available as it was a part of the EIS, but the IEC admin can provide it to the Committee.
- IEC Vice-Chair Olsen asked Mr. Collum if the LME included provisions for GreenLink at this time. Mr. Collum said it does not include those provisions since this is an application, not an order.
- Vice-Chairwoman Yvonne Mori asked Mr. Collum why the LME proposal wasn't sent to the IEC prior to submission. Mr. Collum explained the process for these applications. Since it is an application, it is not reviewed by the public or committees.

Call for Agenda Items for Next IEC Meeting

- IEC Chair Torres called for any agenda items for next IEC meeting.
- IEC Chair Torres informed IEC members of the process to submit a request for agenda item(s). A form will be sent out to the members shortly after the meeting and members are requested to fill it out and return requests to the IEC liaisons.
- IEC Vice-Chair Olsen offered the Churchill County Commissioner Chambers for the next meeting if people would like to meet in person.

Scheduling of Next IEC Meeting

- The next IEC meeting will be held between August 23-27 or August 30-September 3. A doodle poll will be sent out for the members to vote for their preferred date and time.
- The next meeting will be held on Zoom and in person at the Churchill County Commissioner Chambers if members are comfortable with meeting in person.

Public Comment – Three minutes maximum per person. Action will not be taken on the matters considered during this period until specifically included on an agenda as an item.

- Kish LaPierre asked if the BIA is part of the Department of Interior does that make it inclusive. IEC Chair Torres believes the Committee addressed this concern earlier.
- Rob Bastion commented that he agreed with DCNR's request to add "recreational resources" to the purpose of the IEC. Rob continued his commenting stating he is a private citizen who recreates regularly in the proposed withdrawal area of Bravo-17.

Adjourn

- IEC Chair Torres made closing comments and called for a motion to adjourn. Vice-Chairwoman Yvonne Mori motioned. IEC Vice-Chair Olsen seconded. Motion passes.
- The meeting adjourned at 4:04 p.m.