

Action Items
Regional Tribal Operations Committee Meeting
Tribal Caucus – August 28, 2012

	Requested By:	Task	Who	When	Status
1	Southern California Tribes	<p>SB14 Regulations comment letter</p> <p>Comments can be sent to Cornelius Antone so they can be forwarded to Marta Burg.</p> <p>Conference call</p>	<p>Ken Norton, Hoopa Loretta Vanages.</p> <p>All Tribes</p> <p>All Tribes</p>	<p>1st week of September</p> <p>Sep. 6, 2012</p> <p>September 5, 2012, at 9:00 am. Call in information to be sent.</p>	<p>COMPLETED: CWA Workgroup had a call on September 5, 2012. Received one extension and need additional participation. September 14th, comments are due. Marta can be due next week if the water quality workgroup wants to talk and finalize the comment letter.</p> <p>Audrey's presentation is on the website from August 29, 2012. Conference call next week and a notice will go out and comments are due by September 14, 2012.</p> <p>Make sure Nancy and Loretta make sure the solid waste call and SB14 call don't occur at the same time.</p>
2	Northern California – Kate Sloan, Yurok Tribe	<p>1.5 million tons of Japanese tsunami debris headed to the west coast. Not satisfied with the response from EPA. EPA points tribes to the NOAA,</p>			<p>COMPLETED: John is incorporating clarifying questions into his November conference presentation, including updated information</p>

		<p>but it requires a match. No one is prepared to deal with the nature of the debris and contains hazardous waste and potentially human remains. Want training and assistance of proper disposal of waste.</p> <p>Set up a call with John Kennedy</p>	Laura Ebbert/John Kennedy	2 weeks – September 14, 2012.	<p>on resources to address debris; tribes are encouraged to attend that discussion. In the interim (since clarifying questions were received only from Yurok Tribe), tribes with questions or concerns can contact their GAP Project Officer or John Kennedy at kennedy.john@epa.gov.</p> <p>STATUS PRIOR TO EPA RESPONSE (above): Response from the California Workgroup session – told to go to NOAA – being treated as another stakeholder. Tribes would like to see a plan that involves a cleanup and monitoring strategy that involves Tribes.</p>
3	San Carlos Apache Tribe – Oak Flat Mining Issue HR 1904, the Southeast Arizona Land Exchange and Conservation Act of 2011 to transfer 2,400 acres of the Tonto National Forest to Resolution Copper Company.	Requesting support from tribes and tribal leaders to fight Resolution Copper and the waiving of environmental regulations.			<p>ONGOING: EPA will remain in contact with San Carlos Apache Tribe. If the legislation becomes a reality, then the next step is the NEPA process. This is not the first legislation that tries to streamline NEPA. Forest Service notes they would do NEPA but not till after the transfer. EPA not in the position right now to comment on active legislation.</p>
4	Karuk Tribe – Michael	Request EPA to advise the	Loretta Vanegas	By September	COMPLETED: Follow up with

	Thom, Vice-Chairman	California Water Board to list the Scott River as flow impaired pursuant to section 303d of the Clean Water Act in order to address flow impairments.		14, 2012	<p>Vice-Chairman Thom: EPA R9 Standards and TMDL Office held a call on 9/17/12 with Karuk Tribe to discuss Vice Chair Thom's request and options for addressing flow impairment of the Scott. As a follow-up, EPA committed to:</p> <ul style="list-style-type: none"> • share with Karuk information developed under an EPA grant by the Sierra Water Trust (in conjunction with American Rivers and NHI) to build the capacity of watershed groups to use water rights acquisition as a tool for stream restoration, particularly using Section 1707 (dedicated in-stream flows). [This item was completed on 9/18/12] • talk with SWRCB Division of Water Rights to gain a better understanding of the status of the Scott River adjudication including process, resources to
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					<p>undertake a readjudication process, and share this with the Tribe; talk with the resource agencies and the Tribe about respective authorities and tools to promote maintenance of flows in the Scott as a means of preserving salmonid habitat and attaining water quality goals. [Response: In support of further discussions re: flow impairments in the Scott and Shasta Rivers, the Klamath Basin Monitoring Program (KBMP) semi-annual meeting (11/7-8, 2012) brought together interested parties (including Karuk, Quartz Valley Indian Reservation, USFS, and the Scott & Shasta Valley Water Master) for presentation & discussion on these issues.]</p>
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5	Pyramid Lake Paiute Tribe -	<p>1) Rash Cases - Tribe looking at physical and biological integrity of the surface waters. Tribe has the responsibility to protect public health. We don't have support. Sent 8 samples to EPA Region 9 lab for microcystis analysis. I.H.S. has not been supportive. Tribe was told by County they need to clinically determine what is going on with the water. But people reporting incidents aren't leaving complete contact information. The tribe doesn't have the resources to send out samples to key labs. So asking for assistance in determining roles of the agencies that should be involved. Need assistance with finding solutions and resources.</p>	Loretta Vanegas/Beverly Harry	By September 14, 2012.	<p>ONGOING: EPA Water Div, Tribal Office scheduled a call with PLPT to discuss the Tribe's concerns regarding the incidents linked to recreation within Pyramid Lake. The call was held on October 10, 2012 and included the Tribe, EPA Regional Lab, and Water Division Standards and TMDL Office. Historical information regarding the rash incidents were discussed, along with the analysis of data results sent to the Region 9 Lab and possible next steps to assist the Tribe in proceeding forward to address this possible public health issue. EPA and the Tribe will schedule a follow-up call after the Tribe considers the options presented and determines the next steps for their program.</p> <p>Kate Sloan – Yurok Tribe, tribe deals with this on the Klamath River. Can provide information on those tribes that test for the Mycosistic (sp?) in the water. Make sure to collect as much documentation as possible. It does accumulate in the liver, it is a neurotoxin.</p>
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					<p>Set up a conference call with Beverly Harry.</p> <p>Using an EPA Lab to help with analysis, but was just told there will be another 2-week delay. In the meantime there could be more incidents with rashes. However, all of the analysis shows the tribe is still within the water quality standards. So not sure what is happening. Washoe County has said the tribe should get an epidemiology analysis. PLPT is concerned about the water quality and there have been no rash developments with individuals while recreating in the Truckee River.</p>
6	Solid Waste Agency-wide Plan	Write for an extension request.	Marta Burg	By September 7, 2012	<p>COMPLETED: Extension on Comments until November 8, 2012</p> <p>Conference scheduled with NTC</p>

					on September 11, 2012, 1:00 – 2:00 pm PDT. -
7	Climate Change Plan	RTOC submit comments? At least to say “thank you” Thank you letter for extension on climate change document review	Marta Burg/Cornelius Antone	August 31, 2012	IN PROCESS: Document is being drafted. Marie Barry, Washoe Tribe put together comments and can share them with Marta Burg. At lease submit a letter thanking for the opportunity to make comments. Noted: HQ has asked tribes to still provide comments even if a little bit late.
8	Ken Norton – National Tribal Water Council	Ken Norton will forward the information to Clay Bravo and Marie Barry for response by NTC to the National Tribal Water Council.	Ken Norton		Initiative from Office of Water – revision of 319 grant guidance – under the scenario of reducing funding to state and tribal programs. The states are being allowed greater flexibility in developing management plans for state programs. States are allowed to use the incremental dollars for possible projects as dam removals. Tribes need to ask for the same flexibility – looking at taking from competitive dollars and put in base funding and remove one-third (1/3%) percent cap funding barrier. Noted by Clay Bravo – this was requested by NTC.
9	Annual Conference – Owens Valley Indian	Donations needed to provide T-Shirts and Bags.	All Tribes	Before September 12,	COMPLETED This year there is not enough

	Water Commission	Expect about 500 people to attend. Also still need ideas for entertainment. Next meeting to work on the Agenda is September 12, 2012.		2012	money to provide T-Shirts and Bags to the participant attendees. If tribes donate, their logo will be on items given out.
10	EPA – Solid Waste Management Plan	Comments needed on the Plan.	All Tribes	Comments due by September 24, 2012.	EXTENDED: Tribes have until November 8, to provide comments. Official comments need to come from tribal government official. Comments can include a request for a separate consultation. Consultation official is Manny Stanislaus.
11	Clarify what is considered consultation with a tribe as stated in the Regional Consultation Policy for the power point on the Agency-wide Plan. Conference call	The Consultation Policy considers comments from the tribal official body, designee, or tribal employee as consultation. Provide key points for the NTC.	Nate Lau/Wayne Roepe Solid Waste Workgroup	September 7, 2012 September 5, 2012	COMPLETED See Action Item 6
12	Possible Administration Change	Prepare for an administration change if a new president is elected in November.	Marta Burg		COMPLETED Marta will pull out the transition documents that were prepared for Jared when he came on board.
13	RTOC Notes	Draft notes out to the RTOC Body.	Jackie Listo	September 14, 2012	COMPLETED

14	Syndi Smallwood	If you want to be interviewed re: tribal environmental issues etc. let Syndi know.	All	By November Conference	ONGOING – until November Annual Conference
15	Tribal Caucus	Send Request for 90 day extension to agency wide Solid Waste Plan	Marta Burg Corn Antone	September 14, 2012	COMPLETED: Extension granted until November 8, 2012 Request letter sent on 9/7/12
16	?????	Provide key points to NTC reps for call on Solid Waste Plan. Have a workgroup call.	Solid Waste Workgroup	September 7, 2012	COMPLETED Key point's document completed and provided to the NTOC reps on 9/10/12.