

Delaware Tribe of Indians
Tribal Council Meeting
Monday, April 16, 2007

The Tribal Council of the Delaware Tribe of Indians met Monday, April 16, 2007.

The meeting was called to order at 6:08 p.m. by Chief Jerry Douglas. Members present at roll call included Chief Jerry Douglas, Wayne Stull, Annette Ketchum, Verna Crawford, Judy Harmon and Curtis Zunigha. Absent was Raymond Cline.

Motion to give Raymond Cline an excused absence was made by Verna Crawford, seconded by Judy Harmon. Motion carried with all in favor.

Present in the audience were Titus Frenchmen, Johnney Tucker, Rusty Brown, Cherokee Chief candidate Stacy Leeds, CNO vice chief candidate Raymond Vann, Brad Cobb, CNO council candidate, Linda Herndon, Washington County Commissioner, Barbara Wallace, Kay Anderson, Chet Brooks, Marilyn Coffey, Tonya Anna, Evelyn Thomas, Marilyn Aaroe, Verna Artherton, Levi Randall. Tribal employees present were Earnest Tiger and Marilyn Cole. Invocation was given by Curtis Zunigha. Guests were welcomed by the Chief and invited to address the council.

Brad Cobb, Cherokee Nation Tribal Councilor candidate stated that he is running for District 8 seat 2 position and would like to introduce himself. He is an optometrist and has lived here all his life. He reviewed why he is running for office and stated he is familiar with the Delaware issue. He stated he is available for questions and passed out contact information. Stacy Leeds, Cherokee Nation Chief candidate then introduced herself and stated that she and running mate Raymond Vann are the sole challengers for Chief and Vice Chief positions. She also stated that she is very aware of the Delaware situation and stated her views on the current MOA. She stated that there should be more of a partnership between the tribe. She reviewed her work experience for the chief position. Discussion of the Delaware/Cherokee situation was held with council members and audience. Raymond Vann then addressed the council and stated that the tribes should work together to help the people regardless of being Delaware or Cherokee and would appreciate our support.

Motion to suspend the agenda to allow Linda Herndon, Washington County Commissioner to address the council was made by Curtis Zunigha, seconded by Annette Ketchum. Motion carried with all in favor.

Linda Herndon had been asked by Annette to address the council about the ownership of tribal cemeteries. She gave a brief history of the upkeep. The commissioners had been approached by Edna Havens, previous land management chair, to maintain the cemeteries when we lost our funding. She reviewed a burial that had occurred at the Silverlake cemetery and the waiver of liability signed by the family. After their legal staff reviewed this the burial proceeded. She wants to maintain the proper protocol concerning burials. She stated that with the history of the cemeteries she would think the tribe would like to have ownership. Discussion of this followed with the council members and Ms. Herndon.

Motion to have the Tribal Attorney to look at the possibility of ownership and bring opinion back to the council within ninety days was made by Wayne Stull, seconded by Annette Ketchum. Motion carried with all in favor.

Motion to return to the agenda was made by Verna Crawford, seconded by Wayne Stull. Motion carried with all in favor.

Minutes of the previous meeting were reviewed. Annette stated that she want the minutes to state that Wayne Stull did not have issues with the elder lunch program.

Motion to approve the minutes with corrections was made by Wayne Stull, seconded by Judy Harmon. Motion carried with all in favor.

Treasurer's Report was given by Judy Harmon. She stated that we have received the first quarter fuel tax funds in the amount of \$36,354.67. This was not reflective in the report. Annette questioned the status of our audit, this is still awaiting the Housing Authority's audit. She then suggested that we write a letter to the feds and ask that we be allowed to use the funds as we have needs. It was stated that the remaining BIA funds were appropriated for the audit and that we are awaiting word from IHS as to the disposition of their funds, we just can't use them improperly.

Motion to approve the Treasurer's Report pending audit was made by Verna Crawford, seconded by Wayne Stull. Motion carried with all in favor.

Names of the new members was read for approval.

Motion to approve Resolution 2007-03 tribal membership was made by Verna Crawford, seconded by Judy Harmon. Discussion- Curtis questioned if membership is by lineal descent.
Motion then carried with all in favor.

Motion to take a ten minute break was made by Wayne Stull, seconded by Judy Harmon. Motion carried with all in favor.

Meeting was called back to order at 7:20 p.m.

Old Business:

Chief Douglas gave an update on Federal Recognition. He stated that there is not much new to report. The House is on a two week vacation and not much was done today as it is a holiday in Washington DC. Curtis stated that he has talked with Tom Peckham and John Montgomery and as soon as a copy of the bill is received it will be immediately forwarded for our review. Chief Douglas stated that Congressman Sullivan is our lead guy in the introduction of this bill. Discussion of what CNO language Coburn might pull from the bill was held.

There has been one request for the recently vacated tribal judge position. Nathan Young III has sent a letter requesting he be considered for the position. Discussion of this followed.

Motion to accept Nathan Young III for tribal judge was made by Wayne Stull, seconded by Curtis Zunigha. Discussion followed that Nathan knows Cherokee politics. **Motion then carried with all in favor.**

Curtis stated that he feels that the poll vote concerning the reinvesting of the CD's should have been done by the Treasurer and not the Chief. He also stated that he contacted Earnest Tiger to have him email a copy of the Delaware Enterprise Authority charter, but was contacted by Vicki Sousa who stated that Marilyn will mail the hard copy to him as she had propriety ownership of the document. He feels that this important document should be in control of the tribe. Discussion of this followed.

Motion to pay Vicki Sousa for the work on the Delaware Enterprise Authority charter in order to release ownership of the document to the tribe was made by Curtis Zunigha, seconded by Wayne Stull. Discussion that DEC is a separate billing from tribal work. **Motion then carried with all in favor.**

Verna then announced that a box of documents she brought back from Rez 07 was available for those who wished to look at. Annette then stated that Jerry needs to write a letter of reprimand to the Trust Board for the improper use of funds and excessive travel and that the Trust Board was out of line. Lengthy discussion followed.

Motion that Chief Douglas write letter to Chair of Trust Board and copy Annette was made by Annette Ketchum, seconded by Curtis Zunigha. Motion carried Jerry Douglas, No; Verna, abstain.

Motion to discuss only items placed on the agenda was made by Wayne Stull, seconded by Judy Harmon. Discussion agenda items need to be submitted to the tribal office in writing or by email by 5:00 p.m. on the Wednesday prior to the meeting. Items need to be submitted to either Chief Douglas or Marilyn Cole. **Motion carried with all in favor.**

Annette discussed her concerns about the Delaware Indian News. She stated that letters submitted are rebutted in the same issue. Calling the DIN a rag and that this should not be done.

Motion that the DIN committee not rebut letters submitted in the same issue. Motion died from lack of second.

Annette then discussed that there is some issues with the computer located in Kays office. She questioned who was cleaning the floors in the room. It was explained that these are being done by a person who works for the Concern Center (a local agency who helps developmentally challenged persons). This was done as the floors were in such an unclean condition it was harder to rent the hall.

Annette then discussed that the election regulations need to be revised. She would like to see the absentee ballot request form reinstated and that the ballot be notarized. Discussion of this followed. The upcoming election is for Trust Board and the regulations need to be addressed by them. Procedure would be for the election committee to revise and submit to the board or council for approval.

Annette then stated that all unnecessary travel needs to be stopped. She questioned who is going to mid year NCAI. Wayne Stull stated that he is attending and only needs the registration paid and he will cover all other expenses.

Motion to stop all unnecessary travel to NCAI Midyear, NCAI annual by salaried and other persons was made by Annette Ketchum, seconded by Curtis Zunigha. Discussion- How will it be determined what is excessive, use best judgment. **Motion then carried with four in favor. Jerry Douglas, No.**

Annette then made a motion that Raymond Cline be removed and Wayne Stull be put in is place as chair on the personnel committee, motion died from lack of second. Discussion that Raymond needs to be consulted before any action if any taken.

Annette then discussed the tribal budget. This has been done and will be provided to her tomorrow. She then discussed OIWA reorganization for the tribe. This will be discussed with Tom Peckham.

Motion to adjourn the meeting was made by Judy Harmon, seconded by Wayne Stull. Motion carried with all in favor. Meeting adjourned at 8:30 p.m.