

Tribal Council Meeting

October 3, 2011

Minutes

Chief Pechonick called the October 3rd meeting to order at 6:10p. Chet Brooks gave the invocation in Lenape and English. Roll Call: Chief Paula Pechonick, Assistant Chief Chet Brooks, Janifer Brown, Verna Crawford, Wayne Stull, Jenifer Pechonick and Tom Moore.

The Chief recognized the guests present: Charles and Mary Randall, Cy Hughes, Greg Brown, Don and Priscilla Mason, Jade Johnson, Karen Wilson, Teri Jo Aaroe, Jack Tatum, Nancy Sumpter, John Sumpter, Titus Frenchman, and Homer Scott.

Nancy Sumpter said that she was glad to see everyone here and asked everyone to not get upset. She said that she's proud of everyone standing up and doing their job. She said that she will let the Tribal Council know when she doesn't agree with something, but appreciated everyone being here.

Wayne Stull made a motion to approve the agenda. 2nd Verna Crawford. Motion passed all in favor.

Janifer Brown made a motion to approve the minutes with corrections from September 12, 2011 meeting, 2nd Jenifer Pechonick. Motion passed one abstention (V. Crawford).

Janifer Brown made a motion to approve the financials pending audit, 2nd Wayne Stull. Motion passed, all in favor.

Unfinished business:

Housing – Jenifer read the reports from Rick Adair and Susan Hefner. Wayne Stull said that he spoke with Vickie Bratton who located approximately \$523k additional funds in an audit of housing money. The Housing Program is meeting with the Cherokee Nation on Thursday to discuss the updated Indian Housing Plan (IHP). John Sumpter asked if this would include rehab. This is part of the plan to be approved.

Employees – The Tribe hired 4 employees in housing. Discussion was held regarding our web site. Jenifer Pechonick asked for Delawares who are interested in employment to fill out an application (available online or by mail) when a temporary position becomes open, we can pull from the resumes on file to place a tribal member while the position is advertised. The Housing Program encourages all Delawares to apply for housing or update their application if they have previously applied.

New Business:

Wayne Stull made a motion to approve Resolution 2011-24, 2nd Jan Brown. Discussion: 22 new members were approved for membership. Tom Moore encourages Delawares to intermarry to increase blood quantum.

Tom Moore said he had some interesting conversations at Delaware Days about the Trust Board and how it operates. He said he wrote a resolution about the Constitutionality and free legal analysis of the Trust Board. He said he has changed his stance and feels the issue should be presented on the ballot. He said overall the Trust Board is a great idea. But he doesn't think we need to have elections in the off-year from the Tribal Council to approve budgets that are laid out in the Master Plan. He said he feels like the people that have committee programs in their heart should be elected to chair the committees. He suggested we put on the ballot requesting the \$3.4 million stay in Trust (for the Delaware people, not with the Federal Government) for the Tribe. Don Mason asked once the money is labeled as Trust, how would the money be overseen? Tom said that he's not asking for that on the ballot, he's advocating that we need to agree as a Tribe to keep the money in Trust. Chet Brooks asked if he was withdrawing the resolution. Tom Moore said yes, it was never intended to pass. He said if the BIA comes back and says the money is not in Trust currently, so we would need to have a special election. He said he feels like the money needs to be protected forever, until the people agree.

Tom Moore made a motion to put on the ballot for approval to keep the money in Trust for the benefit of our people and administered per the Master Plan, 2nd Jan Brown. Discussion: Charles Randall said the question needs to be explained in the election. Tom Moore said the intent is not to affect the way the Trust Board operates; just that the people agree the money stays in Trust, until the people want to change the status. Chet Brooks said Tom Moore's article in the

newspaper reflected that Tom wanted to do away with the Trust Board and Chet felt like this would confuse readers. Tom Moore said that Chet Brooks wrote an article right next to it with arguments for the Trust Board. John Sumpter said he can agree with all this discussion and said he feels the Trust Board has reached its limitation. He said the major question is who is going to have the say so over the Trust monies. Tom Moore said until the Tribal members change it, nothing would change in the administration of the money. He suggested a Constitutional convention to decide how we want the government ran. Jack Tatum said that he was an absentee Delaware at one time. He said from an absentee perspective, he's concerned they (the absentee Delaware) would perceive this as a method to per cap the money. Tom Moore said there is no intention or way to distribute the money. Jack Tatum said he wanted to bring up a complaint of how the money is currently overseen. He said the committees should oversee their money and how it is spent. Motion passed. 1 no (C. Brooks)

Jenifer Pechonick made a motion to approve Resolution 2011-25 Directing Tribal Personnel Committee to Form a Work Flowchart and Hierarchy of Staff Listing All Tribal Employees. 2nd Chet Brooks. Motion passed all in favor. Discussion: Jenifer Pechonick asked Jade Johnson to send out the current organizational chart to the Personnel Committee for review and a meeting to be set up for discussion.

Jenifer Pechonick made a motion to approve Resolution 2011-26 Directing Relations with the Delaware Tribal Court as amended, 2nd Verna Crawford. Discussion: Jan Brown asked to define semi-monthly. The Resolution is amended to quarterly reports. Don Mason asked for the resolution to be sent to all the judges and proposes a meeting be held within the next 30 days. Don Mason noted the Delaware Nation recently built a new courthouse. Motion passed all in favor.

Verna Crawford made a motion to approve Resolution 2011-27 Concerning Economic Development Reporting of The Delaware Enterprise Authority 2nd Chet Brooks. Discussion: the resolution is meant to aid in providing transparency in the DEA. Motion passed all in favor.

Jack Tatum asked who the current economic development director is and are there business plans? Tom Moore stated Ernest Tiger is the director and there are 2 business plans almost complete.

Charles Randall requested the Economic Development Director attend Council meetings.

Nancy Sumpter suggested we use the building in Caney for bingo. John Sumpter discussed the logistics.

Other Business:

Jack Tatum asked who the Chairman of Economic Development, Tom Moore is. Wayne Stull is the Chairman of the DEA.

Jenifer Pechonick made a motion to send Don Mason and Shirley Moore to the ICWA conference in Midwest City, November 14-16. 2nd by Wayne Stull. Motion passed all in favor.

Chet Brooks said that the Council had previously voted for the Chief and Vice Chief to go to NCAI. He asked to withdraw himself.

Chet Brooks made a motion to send the Chief and Verna Crawford with Jan Brown as an alternate if Verna Crawford is unable to attend. 2nd, Wayne Stull. Motion passed. 1 abstention by (J. Brown).

Priscilla Mason said she appreciates everyone's hard work for the Tribe.

Meeting adjourned at 7:44pm.