

**Delaware Tribe of Indians**  
**Tribal Council Meeting Minutes**  
**July 2, 2012**  
**6pm**

Chief Pechonick called the meeting to order 5:50pm. Chet Brooks gave the invocation. Roll call: Chief Pechonick, Chet Brooks, Verna Crawford, Wayne Stull, Nathan Young, Janifer Brown and Jenifer Pechonick. Guests present included: Don and Priscilla Mason, Leslie Fall-Leaf, LuAnn Hainline, Greg Schelin, Terry Barnes, CeCe Biggoose, Cy Hughes, Charles and Mary Randall, Curtis Zunigha, Vicki Sousa, and Greg Brown.

The Chief recognized the guests in the audience and asked if anyone wanted to address the Council.

Greg Schelin asked the Council for a variance on the housing policy in his case. He has 3 dogs. They are small shitzu mixed. He is a Native, disabled veteran. He will pay an extra pet fee and understands the expectations of housing upkeep.

Jenifer Pechonick made a motion to grant a variance to Greg Schelin on the pet policy. 2<sup>nd</sup> Chet Brooks. Motion passed all in favor.

Verna made a motion to amend the agenda to add the manager's report, the severability clause on the Code of Conduct, Don Mason's report, rescind resolution 2012-19, NCAI, change meeting time and an executive session. 2<sup>nd</sup> Jenifer Pechonick. Motion passed all in favor.

Jenifer Pechonick made a motion to approve the June 4, 2012 minutes with corrections if needed. 2<sup>nd</sup> Wayne Stull. Discussion: Chet discussed corrections which will be made prior to publication. Motion passed. (6 yes, 1 abstain Chet)

Wayne Stull made a motion to approve the financials pending audit. 2<sup>nd</sup> Chet Brooks. Discussion: Janifer Brown said the class given by Jade was one of the best she had attended. Motion passed all in favor.

**Manager's Report:**

Curtis Zunigha presented his report.

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## Tribal Manager Report

1. Cherokee MOA - The Cherokee Nation transferred \$150,000 to the Tribe on June 29 and we expect another \$150,000 in a couple weeks. The Housing Program is closing out FY2009 and FY2010 budget years and all funds have been spent or obligated. I have appealed to CN Secretary of State Charles Head for a meeting to draw down all program funds through FY2012. I've requested \$100,000 from the CN Roads Program to be applied to the extension of Barbara Street to Ohio Street.

2. Caney trust application - Horizon Engineering is working on the Environmental Assessment portion of the application. It is quite possible they will complete their part by the end of July. The property title and insurance statement has been prepared by First American in Independence, KS. I have assigned Jimmie Johnson to work with me and track the environmental assessments to completion.

3. Internet - The network server has been fixed and emails are flowing at a normal pace. I have attached a detailed action plan that Greg Brown is working on to address in-house IT issues.

4. Housing - I will be attending a HUD Indian Housing conference next Monday in Durant. Housing Program Manager Melanie Downs will also accompany me. We will be presenting an assessment of our tribal housing needs based on a waiting list, total available units, and future housing plans. HUD is seeking tribal input to develop a national Indian Housing needs assessment for future funding allocations by Congress.

On May 7 the Tribal Council approved a resolution to purchase a home located at 408 Mistletoe in Bartlesville. We have determined that the housing unit did not meet certain environmental review standards and was not worth the effort to provide the corrective measures addressing asbestos and lead paint issues. Therefore I recommend the Tribal Council rescind this resolution and formally stop authorization to purchase this housing unit.

5. DIN - the July issue of the Delaware Indian News is now printed and is going to tribal members through the US Mail right now. It was a collaborative effort with staff and elected leaders. I give special commendation to Greg Brown for his editor role.

6. 2012 Election - the election committee has met twice and the tribal staff provides any support needed. The chair of the committee will be attending tonight's meeting to give a report on their progress.

7. Social Services Building - Construction continues. Projected completion is February 2013.

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Nathan Young said he talked to representatives of the Cherokee Nation who said they feel like our housing funds should come directly to us. Curtis said that we need to do a political analysis on which Council members will vote to change the MOA.

### **Election Committee Report:**

Discussion was held regarding polling in Caney and times. The times for polling will be 9a-1p in Caney and the Education Building in Bartlesville. The office will set up a voicemail and email for the election committee. LuAnn asked Terry Barnes to be on the committee and he accepted. The League of Women Voters are going to help.

### **Enrollment Cards:**

Leslie Fall-Leaf gave an update on the requirements for a Federal ID for the proposed enrollment card. She passed around a sample. The Council gave input on the card.

Jenifer Pechonick made a motion to approve the presented card with changes. 2<sup>nd</sup> Chet Brooks. Discussion: Leslie will bring a plan for minors' next meeting. Cy Hughes asked a question about why a notary would be necessary. Discussion was held regarding fraud potential. The photo ID is optional. Motion passed all in favor.

Wayne Stull made a motion to rescind 2012-19 Approval of Home Purchase, 2<sup>nd</sup> Jenifer Pechonick. Discussion: The home presented was not fit to purchase. Motion passed all in favor.

### **Severability clause on the Code of Conduct:**

Nathan Young said when we adopted the Code of Conduct, we forgot to include a severability clause. Vicki will draft and get to Curtis.

### **Sovereignty Symposium:**

Don Mason reported he attended the Sovereignty Symposium in June. He highlighted the conference from his prospective. The first day consisted of programs which focused on legal issues and economic issues. He went to Title IV programs the 2<sup>nd</sup> day, particularly Title IV-E which included much information about Title IV-B. Title IV-B – ICWA. He also attended a Title IV-E conference in June. He said he heard about the dangers and pitfalls of Title IV-E.

Vicki talked about internet gaming presentation at Sovereignty Symposium.

Curtis Zunigha brought a discussion to the floor encouraging a budget for 2013 for judges.

Wayne Stull made a motion to approve Resolution 2012-22 Tribal Membership. 2<sup>nd</sup> Janifer Brown. Discussion: there are 8 new members. Motion passed all in favor.

Jenifer Pechonick made a motion to approve Resolution 2012-23 Approving the submission of the application for the Title IV-D Child Support Enforcement Start Up grant. 2<sup>nd</sup> Verna Crawford. Motion passed all in favor.

The Chief announced that we applied for and received 10 FEMA trailers. Curtis Zunigha gave an update the staff is working on an updated policy and an application.

**New Business:**

Jenifer Pechonick made the motion to send 5 people to NCAI if funds are available. 2<sup>nd</sup> Janifer Brown. Motion passed 4 yes 3 abstain (V. Crawford, C. Brooks, W. Stull)

**Other Business:**

Janifer Brown made a motion to change the start time for the Council meeting to begin 15 minutes after Trust ends. 2<sup>nd</sup> Wayne Stull. Motion passed all in favor.

Jenifer Pechonick made a motion to allow shorts for certain personnel for summer season. 2<sup>nd</sup> Chet Brooks. Discussion: Curtis will bring official wording for policy change next month. Motion passed all in favor.

Verna Crawford made a motion to go into executive session, 2<sup>nd</sup> Nathan Young. Motion passed all in favor.

Verna made a motion to reconvene from executive session. 2<sup>nd</sup> Jenifer Pechonick. Motion passed all in favor.

Jenifer Pechonick made a motion to pass resolution 2012-24 to reaffirm tribal jurisdiction in Kansas. 2<sup>nd</sup> Verna Crawford. Motion passed all in favor.

Meeting adjourned at 8:11pm.