

Delaware Tribe of Indians
Tribal Council Meeting
Minutes
October 1, 2012

Chief Pechonick called the meeting to order at 6:34 pm. Chet Brooks gave the invocation in Lenape and English. Roll call: Chief Pechonick, Chet Brooks, Verna Crawford, Nathan Young, Janifer Brown, and Jenifer Pechonick. Guests present included: Rick Barnes, Charles and Mary Randall, Cy Hughes, Christopher Ketchum, Pricilla and Don Mason, Nancy Sumpter, Greg Brown, LuAnn Hainline, Lesa Steele, Bruce Martin, Mary Huddleston, Michelle Vernon, and Curtis Zunigha.

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

Verna Crawford made a motion to approve the August 27 minutes with corrections if needed. 2nd Janifer Brown. Motion passed all in favor.

Nathan Young made a motion to approve the financials pending audit. 2nd Verna Crawford. Motion passed all in favor.

Curtis gave the Tribal Manager's report.

Abandoned Well Report – Curtis said during the construction of the pond, as they were digging they discovered an abandoned well. He went to Jimmie Johnson, Tribal EPA Director, who called the Corporation Commission, the Cherokee Nation and the Oklahoma Energy Resources Board (OERB). An inspector from the Corporation Commission who confirmed it was an old well that needs to be fixed. There is a five-year backlog on the ORB remediating abandoned wells. Shawn Scott, SGS, said they would work with a company who can fix it and modify the work plan. They are fixing the well today. Curtis suggested the Chief write a letter to the Governor asking for her support.

A tribal member has requested several items of information regarding grants. The Council reviewed the requested information and asked Curtis to assist in completing the request.

Election Committee Report – reported the election committee met and continues to meet to prepare for the upcoming election. Cy and LuAnn discussed the quotes from the printing company. They will order the printed materials for the election.

DEA report – Lesa Steele gave a report on behalf of DEA. She said DFMS has consumed her time for the last month. She showed the ad in the DIN for the company. She asked if you know someone who needs something done – refer them to DFMS, if you know someone who can do something – tell them to come in and fill out a form to subcontract. Today was the first day. She gave some highlights of the company and procedures.

Unfinished Business

There is no unfinished business.

Jenifer Pechonick made a motion to approve Resolution 2012-36 New Membership Enrollment, 2nd Chet Brooks. Discussion: There are five new members. Motion passed all in favor.

Verna Crawford made a motion to approve Resolution 2012-37 Designating DFMS as Sole-Source Contractor. 2nd Janifer Brown. Motion passed all in favor.

Nathan Young made a motion to approve Resolution 2012-38 Approving Operating Agreement for DFMS. 2nd Verna Crawford. Motion passed all in favor.

Chet Brooks made a motion to approve the Admissions and Occupancy Policy. 2nd Nathan Young. Motion passed all in favor.

Nathan Young made a motion to make an exception to the pet policy to allow Michelle Vernon's dogs to be approved to live in tribal housing. 2nd Janifer Brown. Motion passed all in favor.

Verna Crawford said there have been some increases to the Community Services. She will send the updates to Greg to put on the web site.

The Council went into Executive Session for personnel issues.

The Council came out of executive session at 8:26 pm.

Jenifer Pechonick made a motion to have the regular Tribal Council meeting Saturday, November 10 after swearing in the new Council members at 1pm. 2nd Janifer Brown. Motion passed all in favor.

Chet Brooks made a motion to terminate the Tribal Council attorney's contract with the 30 day notice as per contract. 2nd Nathan Young. 4 yes, 2 no (Paula Pechonick and Jenifer Pechonick).

Meeting adjourned at 8:35 pm.

Tribal Manager's Report

1. DFMS – Today is the first day of staff transfer from the tribe to Delaware Facilities Management Services, LLC. A meeting was held last month with the DEA attorney, DEA President, DEA Economic Development Coordinator, plus the Chief, Treasurer, Housing Director, and Tribal Manager. We discussed the legal and procedural logistics for affecting the transfer to the new company. There is daily communication to make the transition as smooth and orderly as possible.
2. CHEROKEE MOA – ROADS MONEY – We have been in regular contact during the last two weeks with Barry Hughes of the BIA in Muskogee and Michael Lynn of CN. Our two-month old request for \$100,000 in roads money from Cherokee Nation is still unresolved. The issue seems to be whether or not Barbara Street was on an approved BIA roads inventory when we lost our federal recognition in 2004. We have set a meeting date of October 11 with these individuals and it will be held here at the tribal headquarters. We all believe we can resolve this issue with a face-to-face meeting that allows them to see the actual construction of the road at this time.
3. LAND-TO-TRUST APPLICATION – The contractor, Horizon Engineering Services, delivered a partially completed environmental site assessment to the tribe last month. After a meeting in their offices and a review of their report by the BIA environmental officer, we have directed Horizon to complete their assessment report within 14 days and return to the tribe. The remaining item on the application checklist is the preparation of a warranty deed on the property from the tribe to the BIA.
4. GENERAL COUNCIL AND ELECTION - The Election Committee has been meeting and organizing the voting on November 3. The tribal office sent out a post card reminding voters to request their absentee ballot by the deadline of October 15. The General Council meeting will be set up similar to last year. Department heads are expected to attend and bring a

report for handout during the meeting. We have set up Dale Lewis as our security guard again. We are also looking for a parliamentarian to hire. We need direction on whether or not to "live stream" the GC meeting on our website. We can also record it and show it on the website later.

5. VETERANS RECOGNITION CEREMONY – NOVEMBER 9 – A volunteer committee of tribal members including representatives of the Veterans Committee, Delaware War Mothers, and tribal office staff met to plan and conduct a Veterans Recognition Ceremony on November 9 at 10:00am. It is intended to be an event honoring Veterans Day. The event will be held at the tribal community center and will be followed by the regular elder lunch.
6. IT INFRASTRUCTURE UPDATE – AT&T has installed the new upgraded fiber optic network to increase the speed and performance of the Internet system. The upgrade included providing a connection with the new construction of the Social Services building and relocating the entire phone server to a new IT/Communications room.
7. PERSONNEL ISSUES – We have a temporary employee, Bruce Martin, on board to assist with tribal operations and administrative tasks through the General Council meeting. He has been a valuable assistant and was very helpful with the recent Delaware Days cultural event. There are several personnel issues that require an EXECUTIVE SESSION to discuss.