

The Trust Board of the Delaware Tribe of Indians met Monday, March 3, 2008. The meeting was held at the Nowata Public Library, Nowata OK. The meeting was called to order at 6:30pm.

Invocation was given by Chet Brooks.

Present: Chairman Raymond Cline, Vice Chair Wayne Stull, Secretary Jenifer Pechonick, Treasurer Verna Crawford, Anita Davis Lewis, Doyle Hayes, and Bill Hatch. Guests included: Scott Thompson, Arvest Bank, Chet Brooks, Annette Ketchum, Curtis Zunigha, Marilyn Cole and Earnest Tiger.

Scott Thompson from Arvest Asset Management gave a presentation regarding the Trust Funds. He provided handouts regarding the state and recent history of the national economy. He highlighted the portfolio for the Tribe stating that for 2007 the portfolio earned 7.12% and over the 4 years invested in Arvest has returned at 7.35%. He discussed the nature of the investments. He also discussed the 1.25% loss in the last two months being small compared to the 10% overall decrease in the market. The cost for their services is 50 basis points or ½ of 1%, which ends up being about \$17,000 annually. He said the upcoming year will be a challenging year but they hope to stay above the benchmarks.

Doyle Hayes made a motion to approve the minutes for February 4, 2008 with corrections, 2<sup>nd</sup> Anita Lewis. Discussion: corrections: regarding the budget - "Doyle discussed that the budget wasn't as incorrect as it seemed to be, the carryover was included". Motion passed all in favor.

Verna Crawford gave the Treasurer's report citing a decrease in market value of \$7,130.63 for January 2008. Curtis asked for clarification on a line item in the financial reports. Doyle asked about the budget that we reviewed on Thursday. Jenifer asked about a variance in budgets from March to July specifically Economic Development Bill Hatch made a motion to approve the Treasurer's report pending audit, 2<sup>nd</sup> Wayne Stull. Motion passed all in favor

#### Committee Reports:

Community Service - still reviewing applications, providing services when possible and referring out as possible.

Cultural Preservation - still working on classes for cultural preservation as well as leadership training.

Economic Development - soil testing and surveying has been done, the platting is taking place. Earnest discussed where we are in terms of financing. The guarantees for the project have been put in place and the business plan has been provided. We are looking at financing the entire project at this time. We should hear in the next 2 weeks whether or not the package has been accepted. Also in the total package would be the financing of the generator plant.

Education - haven't met, but will before April meeting, they have been taking care of

information as received.

Land Management - met and worked on the contract for the upkeep of the grounds and the cemetery to send out for bidding.

Reinvestment - did not meet

Tribal Operations - did not meet

Old Business: Jenifer asked about the article in the Examiner Enterprise, in that the Trust Board in a General Council came to a consensus in January and the Trust Board came to a consensus in February yet the article in the newspaper was contrary to either consensus. Bill Hatch stated that he received new information regarding the matter (referring to an email sent out by Chairman Cline.) Curtis discussed the recent history of the budget as well as its presentation and vote. Wayne Stull discussed that he didn't appreciate his name being used in the newspaper article. Jenifer said that she didn't appreciate that the headline cited "Delaware Leadership". Raymond said that he didn't write the headline. Curtis stated that the budget requires a majority vote of the people attending the meeting of at least 100 people, he asks that those present at the January 11<sup>th</sup> meeting stand up for what they stated at the January 11<sup>th</sup> meeting. Chet said that for years the trust budget has been presented at a general council meeting and voted on by ballot. He said that he has serious legal doubts that a General Council has the capacity to overturn an election. Raymond apologized to Wayne for putting his name in the article. Annette asked if the polls open from 9-5 constitute a meeting? Raymond said, no it constitutes an election. Annette said that they voted "not to vote" at the meeting. She said that Wayne went out and told them the election was over. She stated that he should have taken the box. Curtis said that it was not an election because there wasn't an at large election, which is required for an election. Curtis presented his ballots that he did not submit. Curtis said we want to have a legitimate General Council meeting and a legitimate budget on which to vote. Curtis said that Raymond also certified to Arvest that the budget was passed, but Arvest requires a resolution from the entire body. He is asking the trust board to reconcile this issue. Wayne stated that his position is to have another vote. Raymond said that the minutes say that we will have a meeting on March 15. Marilyn said that we'll have to have it somewhere other than the community center because it is booked. Jenifer said that Verna had already addressed that issue and everyone agreed to have it on March 29<sup>th</sup>, prior to Raymond's declaration there would be no meeting. but Jenifer pointed out that the 29<sup>th</sup> doesn't give appropriate notice to the people. Curtis said the other issue is the idea of an "election", which requires at large voting. The trust document states that there will be a meeting and the people at the meeting will vote to approve the budget. Curtis read from the Trust Document. Raymond asked for the consensus of the board.

Discussion was held as to when the Trust Board could meet to discuss the budgets.

Doyle made a motion for 10 minute recess, 2<sup>nd</sup> Bill Hatch. Motion passed all in favor.

Raymond called the meeting back to order.

He suggested that each committee take the allocated monies for 2008 and carryover and rework the line items to be approved at the April Trust Board meeting. After the Trust Board approves

the new line item dollar values, we will make a decision as to how to best seek the approval of the people. Raymond said that he would pay for an ad in the DIN to apologize for the confusion.

Anita made a motion for each committee to take the allocated monies for 2008 plus the carryover and rework the line items to be approved at the April Trust Board meeting. After which the Trust Board will make a decision as to how to best seek the approval of the people. 2<sup>nd</sup> Wayne Stull.

Bill Hatch made a motion to have the next 6 meetings in Nowata, 2<sup>nd</sup> Verna Crawford. Discussion: Doyle said that as much as he would like that, he thinks they should alternate. Anita said when the headquarters were downtown, there was never a question as to where we would meet. Annette said that she feels like it fractures the Tribe to have meetings somewhere else. 3 yes (Bill, Doyle and Verna) and 3 no (Anita, Jenifer and Wayne) the chairman voted yes.

Curtis registered a complaint and indignation that a member of the election committee has made personal insults and undue statements. He stated that any tribal member has freedom of speech, but there are political consequences in being an appointee. Curtis called on the Trust Board to remove Edna Havens from the DIN and the Election Committee.

Verna said that she hasn't seen the article. Curtis said it was in the February 20<sup>th</sup> paper of the Good News. Everyone asked for a copy of the article.

Annette Ketchum said that Saturday, March 8 at 10am there's a town meeting at the Community Center held by Art Stull.

Verna made a motion to adjourn at 8:35p, 2<sup>nd</sup> Bill Hatch. Motion passed all in favor.