

Trust Board meeting
October 3, 2011
Delaware Community Center
Submitted by Lacey Harris

Call to Order: **4:10pm**

Invocation: Joe Brooks

Roll call: Members present, Verna Crawford, Chet Brooks, Wayne Stull, TJ Aaroe, Joe Brooks, and Tom Moore

Guests: Chief Pechonick, Nancy Sumpter, Titus Frenchman, Jan Brown, Charles Randall, Mary Randall, John Sumpter, Homer Scott and Cy Hughes

Others present: Tribal employees Lacey Harris, and Ernest Tiger

Verna Crawford makes a **motion** to approve the Agenda as presented. Joe Brooks seconded. All in favor, motion passed.

(Joe Brooks declines to go to NCAI due to a schedule conflict)

Chet Brooks makes a **motion** to accept the Minutes from the Sept 12th meeting as corrected. Joe Brooks seconded. 4 in favor, 1 abstained (Verna Crawford), motion passed.

TJ Aaroe makes a **motion** to approve the financials pending audit, Verna Crawford seconded. All in favor, motion passed.

Programs Report

Land Management- Wayne got the Quit Claim Deed for the Delaware Cemetery (Williams Cemetery), not filed yet because the grantee name was titled incorrectly, will confirm everything and file as soon as possible. Wayne also talked to Gary Deckard about the Beck cemetery (mostly Delaware?) not being taken care of. Gary said that Randy Lawrence has put up a locked gate restricted access, Wayne will discuss with Brice Obermeyer and then contact Randy Lawrence.

Economic Development- Earnest Tiger will review the generator business plan with Tom Moore and James Ray (Native American Business Enterprise Center) this week and follow up shortly thereafter with the 4 investment groups who have expressed interest in funding the bonds. Next week the same should happen with the airpark business plan.

Community Service/Education- TJ Aaroe mentions having a meeting, applications passed for Community Service were 1 electric, and 1 medical equipment. Education applications passed were 9 School Supplies, 1 Technical School, 1 Drivers Ed, 1 Academic Achievement, and 9 Education Assistance.

Reinvestment- Nothing to report.

Cultural Preservation- Chet Brooks, reports Delaware Days was a great success, the food was great and Chief Paula Pechonick was named Elder Honoree and Kenny Brown was named Veteran Honoree. Next event will be the benefit Pow-Wow at the Falleaf Pow-Wow Grounds.

Tribal Operations- Nothing to report.

Unfinished Business:

Chet Brooks discusses his closed bid process seeking council for the Trust Board on possible economic development contracts and found that Tribal Member Les Reynolds offered the best price per hour. Chet motioned to retain Les Reynolds as council to review a proposal from Pete Dennis that would not be brought to the DEA due to unresolved previous relations, but that the developer would reimburse Mr. Reynold's attorney fees. Tom Moore advised that this could be seen as a potential conflict of interest for Mr. Reynolds and that since not one member of the Trust Board has had the opportunity to review the proposed plan that it would be ill-advised to pay an attorney to review it without having at least determined our interest level first. Tom Moore also mentioned that it could be seen as outside the Trust Document to circumvent the Economic Development Budget by pulling all funding from the Economic Development Director's position and using it to pay these legal fees. Motion withdrawn, Chet agrees to follow up with the full Trust Board in the coming days to review the proposal.

New Business: No new business.

Other Business:

Tom Moore makes a motion to appoint Titus Frenchman to fill Bill Hatch's Trust Board seat. Wayne Stull and Joe Brooks discuss that they cannot appoint a new member within 90 or 120 days before a regular election. Joe Brooks states that the Trust Board needs to officially declare Bill Hatch's seat vacant. Tom withdraws his motion.

Tom Moore makes a **motion** to consider Bill Hatch's seat on the Trust Board officially empty and forfeited to avoid potential expense for stipends or mileage. TJ Aaroe seconded. **Motion** carried with 4 in favor and 1 opposed (Chet Brooks relayed personal stories about Bill Hatch's years of unpaid service to the tribe and his frustration with the current administration as a possible cause for his repeated absences. Chet also said that Bill Hatch had asked him to tell the Trust Board that he is no longer a member of the board, but that he asked him to inform everyone that he is still a Delaware Tribal member.)

Tom Moore makes a **motion** to adopt his resolution amending the fiscal year and approving the revised Trust Budgets drawn up to eliminate the majority of overhead and administrative expenses while making improvements to nearly every budgetary category used to provide assistance for Tribal Members. During discussion, Wayne points out the

missing stipends and mileage while Chet points out the elimination of the administrative category that had 10% of each committee budget going to Tribal Operations. Tom defended the actions stating that the committees should be ran as charity organizations, not bloated government ones and that with the change to the fiscal year, the Tribal Operations budget could withstand its original purpose and intended expenses. Joe stated that the people have never approved a budget by line item. Tom says he is not asking the people to vote on the budget, he is asking the Trust Board. Wayne agrees it is a good plan and its money the people could use. Titus Frenchmen points out the new \$4,000 specifically listed for the Elders programs and questioned whether or not it had connection to any previous promises, Tom responds that it is new money available from streamlining the budgets. Jack Tatum- does not understand why the Trust Board has such a large overhead on expenses and questioned whether or not the Board was even necessary to run the programs.

Motion is brought back to the table to pass the Amended Trust Budget, Verna Crawford seconded. **Motion** carried 3 yes, 2 oppose.

Chet asked, how are we going to go about the election. Wayne responds that he has asked Darrel Glenn to Chair the Election, and he has accepted. Chet says he asked Darrel Glenn if he would hand count the ballots, and he said he would check with his committee members. The answer came back as, no they will not do that because when they took the job it was agreed that the Automated Counting Service's would bring in machines. Chet suggest to go-ahead with the Automated Election Services to get the ballots out to the people, and believes that 22 days is enough time. Wayne says he will call Darrell and discuss it with him, to see if he thinks there is going to be an election.

Adjourned at 5:41pm