



**A RESOLUTION OF THE TRIBAL COUNCIL
OF THE DELAWARE TRIBE OF INDIANS TO
FILL A VACANCY ON THE TRIBAL COUNCIL
UNDER ARTICLE VII OF THE
CONSTITUTION AND BYLAWS OF THE
DELAWARE TRIBE OF INDIANS**

RESOLUTION 2021-35

Authored by Dana Murrell

WHEREAS, Section 1 of Article IV of the Constitution and Bylaws of the Delaware Tribe of Indians (the “Constitution”) provides for the governing body of the Tribe to be the Delaware Tribal Council, which consists of seven (7) members: a Chief, Assistant Chief, Secretary, Treasurer, and three (3) members, all of whom must be eligible voters within the Delaware Tribe; and,

WHEREAS, the Delaware Tribal Council is authorized by Article V, Paragraph A of the Constitution to represent the Tribe and act in all matters that concern the general welfare of the Tribe; and,

WHEREAS, Article VII of the Constitution provides that any vacancy which may occur on the Tribal Council, because of death or resignation, shall be filled by majority vote of the remaining Tribal Council members; and,

WHEREAS, on August 22, 2021, Tribal Chief Chester “Chet” Brooks passed away, and the Assistant Chief Brad KillsCrow immediately became Acting Chief leaving a vacancy on the Council which now needs to be filled under Article VII of the Constitution; and,

WHEREAS, Section 7 of Article II of the Constitution provides that each official, elected or appointed, shall take an oath of office prior to assuming his duties, which shall be: “I, Tonya Anna, do solemnly swear that I will support and defend the Constitution of the United States of America against all enemies, that I will carry out faithfully and impartially, the duties of my office to the best of my ability, that I will cooperate, promote and protect the best interests of the Delaware Tribe in accordance with this Constitution and Bylaws.”; and,

WHEREAS, the Tribal Council met at a Regular Meeting on this day and, by a majority vote, the Tribal Council has selected Tonya Anna to fill the vacancy on the Tribal Council;

NOW, THEREFORE, BE IT RESOLVED, The Delaware Tribal Council of the Delaware Tribe of Indians does hereby authorize and approve the confirmation of Tonya Anna to the vacancy on the Council, effective immediately, to complete the current term of that office.

CERTIFICATION

I hereby certify that the foregoing was considered by the Delaware Tribal Council of the Delaware Tribe of Indians and adopted this 23rd day of OCTOBER, 2021 with a vote of 16 yes, 0 no, and 1 abstaining.



Brad KillsCrow, Chief



Attested by Nicky Kay Michael, Secretary

