

## DELAWARE TRIBE OF INDIANS

### Tribal Council Meeting Minutes of August 15, 2020

#### **Call to Order by the Chief:**

Chief Chester Brooks called the Tribal Council meeting to order at 2:05 pm.

#### **Prayer:**

Treasurer Joe Brooks gave the invocation and Chief Chet Brooks led the Council in the Pledge of Allegiance.

#### **Roll Call:**

Nathan Young IV called Roll; present were Chief Chester Brooks, Assistant Chief Charles Randall, Treasurer Joe Brooks, Member Nicky Michael, Member Jeremy Johnson and Member Nathan Young IV. Member Brad Kills Crow was absent due to illness. A quorum was present and seated.

Jeremy Johnson made a motion to discuss changing the agenda from a special meeting to a regular meeting which would allow the members in attendance to remain. Nathan Young IV seconded the motion. 6 yes, 0 no, 0 abstain. Chief Brooks told the council that he would not block a motion to change the meeting to a regular meeting and open it to the tribal members present. After further discussion and clarification, member Jeremy Johnson made a motion to change meeting to open regular meeting. Nicky Michael seconded motion and vote was taken. 4 yes, 1 no (Joe Brooks) 0 abstain.

Following the change to the agenda, Member Nathan Young IV made a motion to excuse Brad Kills Crow from meeting due to illness. Charles Randall seconded. Vote was 6 yes 0 no and 0 abstain.

Charles Randall made a motion to go into Executive Session after the minutes were read and approved. Joe Brooks seconded the motion, vote 6 yes 0 no 0 abstain.

#### **Reading of Minutes of Last Meeting:**

Assistant Chief Charles Randall made a motion to approve the July 18, 2020 minutes, Jeremy Johnson seconded motion. Votes was 5 yes 0 no and 1 abstention (Nicky Michael).

#### **Executive Session**

Assistant Chief Charles Randall made a motion to go into Executive Session for employee matters. Treasurer Joe Brooks seconded, vote was 6 yes, 0 no and 0 abstentions. Chief Brooks adjourned the meeting at 2:15 pm and Tribal Council moved into Executive Session.

Chief Brooks called the meeting back to order at 3:13 pm. No action was taken involving the discussion in Executive Session.

### **Unfinished Business:**

Nathan Young IV made a motion to vote on Resolution 2020-08, after discussion the motion was withdrawn and Resolution 2020-08 was again tabled.

Nathan Young IV read the following poll votes into the minutes of the August 15, 2020.

June 4, 2020 Vote to choose a firm for the Audit of FY2019. Three names submitted Bluebird CPA's, Rose Rock CPA's and Furrh and Associates. Vote was 4 yes, 0 no and 3 abstention (Nathan Young IV, Nicky Michael, Jeremy Johnson) for Furrh and Associates.

June 4, 2020 Vote to authorize Chief Chet Brooks to sign the MOA between the Cherokee Nation and Delaware Tribe of Indians. Vote was 7 yes, 0 no, 0 abstention.

June 10, 2020 Vote to sign MOA between the Delaware Tribe of Indians and the Washington County Child Care Foundation. Vote was 4 yes, 1 no (Brad Kills Crow) and 2 abstention (Nathan Young IV, Jeremy Johnson).

June 25, 2020 Vote to approve Resolution 2020-15 to submit an application for the ICDBG-CARES HUD funds. Vote was 6 yes, 0 no, and 1 abstention (Nicky Michael).

July 7, 2020 Vote to contract with KKI Technologies as an IT supplementary support. Vote was 5 yes, 1 no (Nathan Young IV), 1 abstention (Joe Brooks).

July 7, 2020 Vote to contract with Rebecca Carter at Findley & Cook as the audit consultant for tribe. Vote was 4 yes, 1 no, (Nathan Young IV), 2 abstentions (Brad Kills Crow, Nicky Michael).

July 28, 2020 Vote for or against employment termination of Tribal Operations Manager. Vote was 2 yes, 4 no (Chet Brooks, Charles Randall, Brad Kills Crow, Jeremy Johnson) and 1 abstention. (Nicky Michael).

Nathan Young IV moved to accept poll votes into the record and Charles Randall seconded. Vote was 6 yes 0 no and 0 abstentions.

### **Reports:**

Treasurer Joe Brooks read the financial summary for July 2020. Charles Randall moved to accept July financials and Nathan Young IV seconded motion. Vote was 6 yes 0 no and 0 abstentions.

### New Business:

Tribal Operations Manager Joe Exendine introduced an IT proposal to upgrade backup system of tribal computers. Discussion of the proposal included question about upfront and monthly costs, the amount of COVID-19 monies that we have and could we pay for all upfront?

Update to Security cameras – The estimate from Glenn Security Systems is for \$7,195 and will be scheduled to proceed as soon as possible. No vote is needed as the amount of the estimate is under the \$15,000 Chief is authorized to approve.

Rental agreement for new tenants of Lawrence property - Joe Brooks motioned to approve the rental agreement for the home on the property and Nathan Young IV seconded motion. Vote was 6 yes, 0 no and 0 abstention. There was also discussion regard the lease with Brian Pine regarding the land.

Sealed Bids for awning and upgrade for Forsythe Hall west entry - There was only one bid received for \$25,700 Contractor was J&S LLC this will be paid for out of BIA COVID Funds. Nathan Young IV motioned to accept bid from J&S Construction LLC and Charles Randall seconded. Vote was 6 yes, 0 no and 0 abstentions.

Joe Exendine also noted that Messler Roofing has 37 years in business and an A+ rating. That the Oolagah lot has an interested party to purchase and that as a sign of goodwill and support the council might vote to donate the \$1000 that the City of Caney needs for their swimming pool construction fund.

THPO Budgets FY2020 – Joe Brooks motioned to budge \$166,050.82 out of 106 monies to fund the short in the THPO budget FY2020 ending on 10/3/2020 Charles Randall seconded. Vote 6 yes, 0 no, and 0 abstentions.

Discussion regarding the MOA with EHS-CCP and payment of the 3<sup>rd</sup> quarter invoice submitted by EHS. Payment of invoice with a formal letter enclosed regarding nonpayment of further invoices until MOA is signed was considered. Nathan Young IV stated that payment for July should be made and then a discussion with tribal attorney David McCullough on how to get the MOA completed and signed. Nathan Young IV motioned to pay July invoice of EHS and Jeremy Johnson seconded motion. 6 yes 0 no and 0 abstentions.

Tribal Cemetery Maintenance Memorandum of Agreement with City of Bartlesville. Charles Randall made the motion to approve and sign the MOA. Jeremy Johnson seconded the motion. Vote was 6 yes, 0 no, 0 abstentions.

Resolution 2020-18 Enrollment Resolution 2020-18 Enrollment. Joe Brooks made the motion to approve and Charles Randall seconded. Vote was 6 yes, 0 no and 0 abstentions.

Resolution 2020-19 Authorize Transfer of Tribal Transportation Program Funds to the Thlopthlocco Tribal Town. Jeremy Johnson motioned to approve the resolution and Charles Randall seconded. Vote was 6 yes, 0 no and 0 abstentions.

Charles Randall motioned to donate \$1,000 to swimming pool fund in Caney, KS and Jeremy Johnson seconded. Vote was 6 yes, 0 no and 0 abstentions.

Jeremy Johnson made a motion to re-open the Tribal Campus with strict restrictions and Joe Brooks seconded. Vote was 5 yes, 1 no (Chief Chet Brooks) and 0 abstentions. There are to be strict protocols in place by 8/21/2020 written by Joe Exendine tribal operations manager for reopening office on 8/24/2020.

Joe Brooks made a motion to put \$15,000 from 106 monies refund the Delaware Indian News through the fiscal year-end. The vote was 4 yes, 2 no (Nicky Michael, Jeremy Johnson and 0 abstentions.

Joe Brooks made a motion to allow all Delaware tribal members including employees to apply for the COVID-19 funds and Nathan Young IV seconded the motion. The vote was 6 yes, 0 no and 0 abstentions.

**Adjournment:**

Charles Randall made a motion to adjourn seconded by Nathan Young IV, the meeting was adjourned at 5:10 pm

  
Attested by: Charles Randall, Assistant Chief