



# DELAWARE INDIAN NEWS

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Lënapeí Pampil

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## A Message from the Chief

Paula Pechonick

**H**e' kulamàlsi hàch? I hope Hall is well with you and your relatives. The summer is on us. I hope you are staying cool and hydrated!

Our two Indian Community Development Block Grants (ICDBG) finished in April and May. The projects included an expansion of the kitchen in the Delaware Tribal Community Center which serves the Title VI Elder Nutrition Program each week day at noon (if you haven't seen the kitchen or the program you should stop by!), construction of the Social Services building and parking lot, and as required by the city, extension of Barbara Avenue and expansion of the retention pond. In a separate project, the Tribe established a Memorial Garden area near the pond and walking path. We anticipate the development of this area as this season permits and look forward to next spring's Memorial Gardens, Community Garden, and Traditional Garden. We are listening for Veteran's Memorial ideas.

Along with shuffling programs (per the grant) into the Social Services Building, my office has now moved into the Community Center.

The ICDBG application for 2014 is for a new childcare center in Bartlesville. The current program is full and is in need of more space. If the grant is awarded, the plan for the current existing childcare building is to use this space to expand the Tribe's Library, Museum and Archives.

The Housing Program purchased an apartment complex in Bartlesville formally called "Irene Apartments," now renamed "The Lodges." There have been more problems than expected—how silly, I should expect less? But we are working on it.

Housing Program expansion areas are determined by evaluation of the waiting list. If you are interested in living at a particular area you need to make your interest known to the Program, so appropriate resources can be directed to areas of interest in the annual Indian Housing Plan.

In cooperation with the Delaware Child Development Program, in April I hosted the first gathering of the female tribal leaders of Oklahoma. Of the eight female tribal leaders at the time (Governor, President, Chief or Chairman) five were able to attend, as well as our female council members.

UINOKT (United Indian Nations of Oklahoma, Kansas and Texas) has reorganized. I have been attending UINOKT meetings to listen to and discuss issues with other tribal leaders across the area affecting multiple tribes. In June, Oklahoma Governor Mary Fallin came to talk to the tribes. This was the first time in history that Oklahoma's governor has done so.

The Delawares were invited to the Wyandotte County Museum in Kansas exhibit opening for the traveling Smithsonian exhibition "Native Words, Native Warriors," about Native code talkers (for details go to <http://www.sites.si.edu/exhibitions/exhibits/codetalkers/main.htm>). The museum is located within our last reservation boundaries so we took a vanful of tribal members April 21.

We were ably guided by Doug Spangler, who not only showed us the museum but also our old stomp grounds. We also visited Ne-Con-He-Con's grave site.

The next day a vanful went to Oklahoma City to the First Lutheran Church for the opening of time capsule buried for 100 years! The capsule contained some papers from Charles Journeycake, and other Native American items (see photo on pg 13).

On May 9 we had a meeting with the Cherokee on the Aid-to-



*New sign in front of Bartlesville campus, made of natural stone.*

Tribal Government (ATG) monies and other MOA issues. Also in May, a delegation visited the Salish and Kootenai Tribes in Montana to discuss economic development and organizational opportunities for the Tribe (story on page 24).

On May 22 we officially opened our new Social Services Building, with a smoke-off ceremony and a ribbon-cutting in cooperation with the Bartlesville Chamber of Commerce. Inciden-

tally, the Tribe has also joined the Chamber.

Council member Annette Ketchum and I went to tribal member's Jacque McDonald art show in Joplin (story on page 11).

Finally, we are still working on our "Return to Kansas" project!

Have a good summer!

Lapich Knewël,  
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## How's Your Lenape?

### Nipën (Summer)

**Yukwe ta nipënëmihëna,  
Tekata, konaet ksëkhikshihëna,  
Kwinkashëwilhùmëna kshëlàntëke,  
Shità kawihëna enta thako nulëmëlanteke.**

Test your knowledge of the Lenape language. For the English translation, go to the bottom of page 21 (or, even better, practice by looking it up in the Lenape Talking Dictionary at <http://www.talk-lenape.org>)

Poem submitted by Jim Rementer

## From the Desk of Nate Young, Tribal Council Member

Our sincere thanks go to the Delaware Powwow Committee for making this year's event an overwhelming success. It seems that more dancers are coming every year and the numbers of camps are growing. We owe the success of this annual tradition to the Powwow Committee and the many individuals who contribute untold hours to its success.

Recently, several members of the Tribal Council traveled to the Confederated Tribes of the Salish and Kootenai Tribe reservation (CSKT) in Montana,

previously known to many of us as the Flathead. They were extremely gracious and welcoming hosts. It would be fair to say they went the "extra mile" to make our trip a success.

The purpose of the trip was to learn from a tribe that already does about a half billion in business revenues and does not rely on gaming for a source of revenue. Additionally, they are preparing to take ownership and operation of one of the nation's largest hydroelectric plants. They literally do business throughout the world.

The most inspiring part of the trip was to meet members of a tribe that had a "can do" attitude and do not take "no" for an answer. They will tell you that it has not always been easy, but their persistence eventually brought about rewards.

Thanks to the efforts of Jim and Libbi Gray, this trip was an overwhelming success. Furthermore, the Grays are working on an arrangement whereby the CSKT will help us on our future projects. Thank you to the Grays.

It amazed me how hard Chief Pechonick made us work on this trip. Even though this is one of the most beautiful areas

of America, she did not give us any time to enjoy the scenery. The Chief and Jim Gray had arranged the schedule so we were putting in 12-hour days. However, it was worth it. As one famous American stated, "I have been to the mountain and seen the Promised Land." We too saw the Promised Land. I personally saw the power of vision and of persistence. As Chief Pechonick emphasized on our return trip, our Tribe is also capable of similar achievements.

Finally, a topic that cannot be ignored is our relationship to the Cherokee Nation and the Memorandum of Agreement. Cherokee Chief Bill Baker has listened to

our concern and is sympathetic. Regrettably, his ability to work with us on the Memorandum of Agreement has been limited because of action taken by the Cherokee Tribal Council.

The Treaty of 1866 authorizes the Delaware to vote in Cherokee elections. The failure by some of our members to do so does nothing but hurt our Tribe. If Delaware's do not vote in Cherokee elections and support those that are sympathetic to cause, then you are only hurting your Tribe. Do you want Cherokee leadership that wants to work with our Tribe or leadership that does not care? 10,000 Delaware's can make a difference. ■

## Community Services and Education Programs

Take advantage of these programs; they are here for you!

### COMMUNITY SERVICES

**Student Optical Assistance:** Assistance to students enrolled in grades K-12, colleges, universities or vocational technology schools. Funds can be designated to pay for glasses, contacts, physician visits or related costs. Each request may not exceed \$200.

**Burial Program:** Burial assistance for Delaware tribal members. The family may apply for up to \$500. The funds may be applied to expenses as is most beneficial.

**Utility Assistance:** Emergency utility assistance for tribal members up to \$200. Payment will be made directly to the vendor or utility company and may include gas, propane, water, electricity, wood or related utility services.

**Housing Assistance:** Assistance in emergency situations on a one-month, one-time, once-a-year basis. Amount of assistance that can be approved is limited up to \$200.

**Dental Assistance:** Assistance for dental services up to \$350. Services may include tooth repair, dental fillings, dentures or emergency services. Routine dental exams or cleaning are not covered.

**Medical Assistance:** Assistance to pay medical bills, including but not limited to medical equipment (purchase or rental), home health care, pharmacy, etc. not to exceed \$200.

**Emergency Travel:** Medical transportation services for Delaware tribal members to include, but not limited to, health transportation costs, assistance and/or other related costs. One-time assistance not to exceed \$200.

**Hospital Equipment Assistance:** Assistance with hospital equipment for Delaware tribal members who are hospitalized during the year and some costs of hospital equipment is not paid by third parties. Funds will be used to pay for hospital equipment, which may include rentals, small equipment purchases or related costs up to \$250.

**Emergency Assistance:** Emergency assistance to Delaware tribal members. Funds are to be used for emergency situations. Assistance includes, but is not limited to, groceries or related assistance. Applicants must utilize all other community resources prior to application. Funds are allocated up to \$200 and will be disbursed as determined by the Community Service Committee on a case-by-case basis.

**Elder Programs, Optical Assistance:** Assistance for optical services to elders age 55 and over. Funds may be used for services, including glasses, physician's visits or related costs up to \$200 annually.

**Elder Programs, Prescription Medication Assistance:** Prescription medication assistance to Delaware elders age 60 and over for pharmacy and related cost. Elders may receive assistance not to exceed \$900 per calendar year. Elders may apply more than once per calendar year until \$900 is reached. Funds may be disbursed to vendors on a monthly basis not to exceed \$75 per month for long term recurring medication.

### EDUCATION COMMITTEE ASSISTANCE AND SCHOLARSHIP PROGRAMS

**School Supply Vouchers:** Help with the cost of purchasing the needed school supplies for their child and/or children ages Pre-K to 5th Grade. Available from July 15th to August 31st or until vouchers are exhausted. Deadline is September 30 of every year. Up to \$40 per child with receipt of purchase.

**Education Assistance:** Help for registered Delaware students who need some type of assistance for students ages 6th thru 12th grade while enrolled in school, such as graduation expenses, ACT exams, summer school, band, choir, etc. This program has a maximum payment of \$50 per applicant per fiscal year.

**Athletic Assistance:** Help for registered Delaware students involved in school sponsored athletic programs. Students may be reimbursed up to \$50 per application per fiscal year.

**Academic Achievement Award:** Available on a one-time basis to registered Delaware Tribe of Indians that have graduated in the current fiscal year/academic school year from high school, college, or Vo-Tech with a current 3.5 GPA.

**Driver's Education Assistance:** Help to defray costs of driver's education classes through an accredited training facility. This program has a maximum of \$75 per applicant per fiscal year.

**Adult Vocational Training Assistance:** Help with costs of short-term vocational training classes. Limited to out of school students who wish to learn new or upgrade current skills. Maximum of \$200 per applicant per fiscal year.

**Higher Education Scholarship:** Up to \$3,200 in scholarship funding. Full time students may apply for \$400 per semester for up to eight semesters. Part time students will receive \$200 per semester up to 16 semesters. Fall scholarship applications will be accepted from June 1 through July 31. Students must maintain a 2.0 GPA (grade point average) in the last semester attended. ■

## Trust Board Information

*Trust Board Chairman Chet Brooks*

**W**anishi Wuli Kishku Nipan – Thanks For This Good Summer Day:

You will remember from April, 2013 *DIN* that Delaware Trust Board has tirelessly worked for the past many months on revisions to our Trust Document and Master Trust Plan. The final draft of the purposed changes is addressed in this edition of *Delaware Indian News*. Trust Board Vice Chair Verna Crawford and Trust Members Bonnie Jo Griffith and John Sumpter have all submitted articles in this *DIN* regarding this purposed change. The Trust Board invites all members to review this pur-

posed document and plan, and submit your suggestions or desired changes to it. We want all the suggestions we can get as the new Trust Document and Plan will have to be approved by referendum vote of our adult voting membership in November.

Town Hall meetings will be held in July seeking input from tribal members on the new document and plan. These are to be held at Chelsea on July 13th, Nowata on July 20th and Bartlesville on July 27th. Food and drinks will be provided at each meeting and door prizes will be drawn. Please plan to attend one or more of these Town

Meetings and let your voice be heard. If you cannot attend any of these Town Meetings let us hear your thoughts and concerns about the new Document and Plan by email, letters or phone.

My personal thoughts on this Trust Document and Plan change are as follows: I and all other current Trust Board Members acknowledge and believe that our Constitution and Tribal Council are the Delaware Tribe's governing document and governing body since 1982. If we did not believe that why would we have continued to make Constitutional Amendments and elect a Tribal Council particularly in the years 1991-96 and unfortunately again between 2004-09? Or why would Council and Trust Board Members take an oath to uphold the Constitution of the United

States and the Constitution of the Delaware Tribe of Indians? The Trust Board knows that it has the very limited authority to act only as "Trustees" in the expenditure of our "Trust Funds." The Trust Board also knows that our "Adult Voting Membership is the Supreme Authority" in the Delaware Tribe, that the Adult Voting Membership voted to continue our funds in trust in 2011, and that town meetings in 2012 expressed our peoples wish to continue "electing" Trust Board members.

Now, none of the facts stated in the above paragraph should be taken to mean there is no room for change in the Trust Document and Plan. The Tribal Council would gain 15% of the annual Trust interest instead of the 10% the original document

provided. In addition, the Trust would pay for its own annual audit, saving tribal administration another \$5,000-7,000. Holding Trust elections on even years, same as Council elections, will save \$7,000-12,000 every two years. In addition the new plan would increase Community Service, Cultural Preservation, Elder and Veteran Committee funding by 5% each. I see all of these changes as positive. Please respond by letting us know how you see them.

Thanks for your attention and response to the purposed document-plan.

Chet Brooks  
Trust Board Chairman  
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918-397-1161.■

## Proposed Trust Document Revisions

*Trust Board Secretary Verna Crawford*

**C**urrent events and the age of the present Delaware Trust Document has made it essential for revisions to bring the document up to date. The Trust Board has drafted a proposed revised document (see later in this issue) and is presenting it to all Delaware tribal members for comments. Once the comment period ends the document will be changed and put out for a vote.

This article contains historic information and an explanation regarding the changes proposed. The final draft will be on the ballot in November for ratification by tribal members. The comment period will end **August 1, 2013** to allow time for final revisions. The document that will be on the ballot will be printed in the October *DIN*. All tribal members should carefully read this article and the proposed revised Trust Document.

The Trust Board has received some input from the Tribal Council, staff members and other Tribal members. Now we need more.

In this edition of the *DIN* the Board is presenting a first draft of the proposed document to all tribal members for comments and recommendations. Address your comments to the Delaware Trust Board at 170 NE Barbara, Bartlesville, OK 74006, send an email to us at [trustrevisions@delawaretribe.org](mailto:trustrevisions@delawaretribe.org), or come to one of the planned Town Hall meetings.

Three Town Hall meetings will be held in July. The first will be on **July 13** at the Lewis B. Ketchum Sports Complex, 119 N. Ash, Chelsea, OK. The second will be **July 20** at the Nowata City County Library (west room), 224 S Pine St., Nowata, OK. The third will be on **July 27** at the Delaware Community Center, 5100 Tuxedo Blvd., Bartlesville, OK.

The meeting in Bartlesville will be online live. Comments and questions may be sent by email to [trustrevisions@delawaretribe.org](mailto:trustrevisions@delawaretribe.org), and emails sent during the Bartlesville meeting will be addressed at that time.

All Town Hall meetings will start at 11 a.m. Stew, frybread and dessert will be served. Door prizes will be awarded at the end of the meeting. The main prize will be a \$50 gas card, one at each meeting. There will be other door prizes as well.

### History of the Proposed Changes

Recently proposals have been discussed to reduce the Trust Board to a five-member oversight committee, appointed by the Chief. Two Town Hall meetings were held in September 2012 regarding this idea. Those attending agreed that the Trust Document needed to be revised but the general consensus was to continue to elect the Trust Board members. The Trust Board took those concerns to heart and have developed a proposed revised document. We are presenting this document to the Delaware people for comments, suggestions and directions. Following the July 2013 Town Hall meetings, the Trust Board will consider comments received at the meetings and by mail or email, and make changes.

The following provides some background to help Tribal members in their consideration of this document.

In the 19th century, the Delaware people were moved from their reservation in Kansas to reside in the territory of the Cherokee Nation in accordance with Article II of the Delaware Agreement, dated April 8, 1867. The Delaware Tribe paid a sum of money to the Cherokee Nation in order to preserve their Delaware identity. There was also a payment for land for the people to own. The Delaware Tribe has continued to maintain a governing Council from then to the present.

Congressional Act 83 Stat. 447, 453, of December 26, 1969 appropriated the judgment funds in Dockets 72 and 298 for the Delaware Tribe of Indians. The Delaware people voted to retain 10% of the total funds to be held for tribal operations. It become expedient and necessary for the Bureau of Indian Affairs (BIA) to release the 10% Judgment Funds provided for in the Act of Congress dated October 3, 1972, Public Law 92-456, 86 Stat. 762, 25 USC § 1294 (b). Tribal mem-

bers voted to reserve 10% of the judgment funds and the rest was paid out per capita.

The Delaware Tribe maintained a government-to-government relationship with the United States until May 25, 1979, when the Tribal Council received a letter from the BIA removing the Delaware Tribe from the list of federally recognized tribes. The Delaware Tribe attempted from 1979 to 1989 to get the BIA and Congress to have that decision overturned.

Chief Lewis B. Ketchum met with Cherokee Chief Wilma Mankiller in 1990, and it was agreed that the Delaware Tribe was entitled to the 10% reserved for tribal operations from the judgment funds awarded by Congress in 1972. Both the Secretary of the Interior and the Cherokee Nation agreed not to interfere with the administration or use of these funds once an entity was established to administer the funds. The Delaware Tribe, working under a grant from Administration for Native Americans, developed the Trust Document. The document provided the powers to re-

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ceive, invest and administer the judgment funds but would not have any governmental powers. It did not in any way indicate that the Delaware Tribe was federally recognized.

The Delaware people, in an election conducted by the Secretary of the Interior, ratified the Trust Document on September 21, 1990. The first Trust Board was seated in early 1991. Their first task was to develop a Master Plan to administer the funds for the benefit of the tribe. (The current Trust Document and Master Plan are on the Tribe's website at [www.delawaretribe.org](http://www.delawaretribe.org).) The Master Plan was approved in the summer of 1991 and the Trust Board received the first funds on October 1, 1991.

In the eyes of the Delaware people the Constitution and Tribal Council continued to be our governing body and document. In 1996 Assistant Secretary of the Interior Ada Deer rescinded the action of the 1979 letter, putting the Delaware Tribe back on the list of federally recognized tribes. The Cherokee Nation quickly filed a lawsuit against the Department of the Interior and Assistant Secretary Deer. The Tulsa District Court ruled in favor of the DOI and the Delaware Tribe in 2002. The case then went to the 10th Circuit Court in Denver, and in November 2004 the earlier ruling was overturned. The Tribe was again removed from the list of federally recognized tribes.

The Tribe applied for recognition under the Oklahoma Indian Welfare Act of 1934 (OIWA). Before the BIA would approve the OIWA application, a Memorandum of Agreement with the Cherokee Nation was required. The two tribes worked out an agreement basically requiring the Delaware Tribe to get approval from the Cherokee Nation before applying for grants, to not apply for any grants that the Cherokee Nation received funds for, to agree not to put land in Trust, and to forego develop-

ing gaming within the Cherokee Nation. Most monies received by the Delaware Tribe would go through the Cherokee Nation, though any Delaware tribal activities outside Cherokee jurisdiction would not come under the MOA.

The BIA conducted a Secretarial Election in July 2009 to ratify the Delaware Constitution, and by August the Delaware Tribe was back on the list of federally recognized tribes. The Delaware Tribe has moved forward rapidly since that time.

Now that the Delaware Tribe has a direct relationship with the Federal Government, the Trust Document needs to be updated and clarified.

In 1990 the Delaware Tribe needed a way to fund its daily operations; that is not the situation today. In light of that the Trust Document needs to be revised. The Trust Board has been operating under two documents, the Trust Document and Master Plan, which has caused confusion. The proposed revised document will combine them into one.

The proposed revisions clearly recognize the Chief and Delaware Tribal Council as the governing body. The Delaware Constitution is the governing document. The only authority the Trust Board has is to administer and protect the Trust Funds and any other funds assigned by the Delaware people and/or the Delaware Tribal Council. It is my wish that the Trust Board and Tribal Council may work together for the benefit of our people.

The Delaware people adopted the Trust Board and Trust Document to administer and protect the judgment funds, set up programs with the funds to assist Delaware people, to promote Delaware culture, and more. The Supreme Authority of the Delaware Tribe of Indians is vested in the tribal members. The Chief and Tribal Council is the governing body elected by the people. The Trust Board elected by the Delaware people is tasked with

administering the judgment funds.

How the Trust Board fits in the Tribe's organizational chart is a little vague. Should the Trust Board be under the direct supervision of the Tribal Council, or on an even plane with the Council? Should the Trust Board send reports to the Tribal Council? Should the Council be able to overrule Trust Board decisions regarding the funds or programs? This decision rests with the Delaware people.

So here is a summary of the changes to the Trust Document that we propose.

### Proposed Trust Document Revisions

#### ARTICLE I – AUTHORITY

The Trust Board's duty is to administer judgment funds, existing or future, donations, grants, fundraisers etc. as directed by the Delaware people. The Trust programs operate on the annual interest earned by investments. Each year 10% of the interest is returned to the principal.

The Trust Board and Trust programs will make an annual report to General Council instead of conducting a separate meeting than Tribal Council.

Each Trust program will submit an annual budget to the Treasurer, then with assistance from Accounting, will prepare an overall budget. In the current Trust Document, the people must vote on the annual budget. Any budget presented for a vote in November cannot be actual, it must be estimated. Currently the budget is estimated based on the first six months of investment earnings and doubled to get the budget total. In the proposed document (Article I F number 10 B), the budget will be presented to the Delaware people on the website and in the *DIN* as soon as all financial reports have been received and the budget prepared. This should be completed by February or March.

The Trust Board's fiscal year is January 1 to December 31,

presenting the budget in January will give an accurate financial picture.

#### ARTICLE III - PROGRAM PLAN

This is where the provisions of the Master Plan have been inserted. Most of this article mirrors the current master plan.

#### ARTICLE III - E - PROGRAM PLAN DISTRIBUTION

There are changes in this section. In the original plan the committees of Economic Development and Land Management have been replaced with Elders and Veterans Committees. Both of these committees will receive 5% of the annual interest. The funds left in Economic Development will be divided among the remaining committees. Land Management is largely a tribal function. Oversight of the cemeteries will transfer to Cultural Preservation. Community Services will increase to 30%, Education to 25%, Tribal Operations 15%, and Reinvestment 10%. Tribal Operation funds will go to the Accounting department to pay for Board expenses such as staff support, accounting support and other routine expenses. All funds allotted to Reinvestment are kept in the principal to grow the funds.

#### ARTICLE III - F – PROGRAM PARAMETERS

This section explains each program.

#### ARTICLE IV – ELECTION OF TRUST BOARD

The article remains essentially the same except for E, changing the election to even years to coincide with the Tribal Council Election. This is an effort to save Trust Board money. The Trust Board will pay half instead of all the election expenses.

#### ARTICLE V – REMOVAL FROM OFFICE

This article adds definition to the allowed reasons for an excused absence.

The remainder of the document remains nearly the same as the current document.

At the March 4, 2013 Trust Board meeting Joe Brooks moved to change the Trust Board's fiscal year (October 1 to September 30) to a calendar year (January 1 to December 31). The motion was approved. This action was taken to eliminate a potential problem arising when the Trust Board changed from a calendar to a fiscal year in 2012. Accounting informed the Board that the changes needed in accounting procedures would require rewriting their software and the cost would be up to \$1,600. The Board decided this expense would not be necessary.

The Trust Board has decided not to put Trust Board candidates on the November 2013 ballot. The only item will be the revised Trust Document. Joe Brooks presented a motion at the June 3, 2013 Trust Board meeting to extend the terms of the Trust Board members by one year to accommodate changing the election year from odd to even. Board members who would be up for election in 2015 will not have to run until 2016. The motion was approved with one no vote.

There are other issues that have not yet been resolved.

1. Should the Trust Board be elected by the people or appointed by the Chief and Tribal Council?

2. Should Tribal Council members serve on the Trust Board also?

3. Should there be a provision in the Trust Document and or the Constitution allowing or prohibiting someone from serving on both bodies?

4. Should the Tribe hire an outside vote-counting company using machines to count the votes? Or should the Tribal Election Board handle all aspects of an election, including counting the votes by hand?

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5. Should tribal members be required to request absentee ballots? Or should every voter receive a ballot in the mail?

These are just a few questions to consider. There are likely to be more as you read the document.

I urge all tribal members to carefully consider all the pro-

posed changes and please, let us know what you believe is best for the Delaware Tribe. Send your comments to [trustrevisions@delawaretribe.org](mailto:trustrevisions@delawaretribe.org). If you have questions before submitting your comments, you may reach me at 918-521-2770 or [vcrawford@delawaretribe.org](mailto:vcrawford@delawaretribe.org).

Wanishi■

## Trust Board Proposed Changes

John Sumpter

**M**y name is John W. Sumpter, Delaware Tribe of Indians Trust Board Member, Vice Chair Cultural Committee, Chair Reinvestment Committee, and Chair Veterans Committee.

Let me first explain that the Trust Board has nothing to do with the governing of our Tribe whatsoever!

One of the most important duties of the Trust Board is to protect Tribal monies. Reinvesting 10% of the interest back to the principal allowing our Tribal monies to grow; administering the rest of the interest monies among the various programs and committees as stated in the Trust Document and Master Plan. Tribal Operations, Cultural Preservation, Community Services, and Education are just a few of those programs.

Here are a few of the proposed changes:

(1) Increasing Tribal Operations from 10 to 15%.

(2) Doing away with Land Management and Economic Development since those duties were taken over by the Tribal Council and the Delaware Enterprise Authority (DEA).

(3) Revising the budget to include new line items for the Elders Committee and the Veteran's Committee. The line items will fund both committee programs. We need to recognize the valuable knowledge and contributions that our Elders and Veterans have contributed to the Delaware Tribe.

(4) Another proposed change is to have Trust Board elections coincide with Tribal Council elections to save money on election costs, but in order to do that, the Trust Board would have to hold off the Trust Board election this year and have it with the Tribal Council election next year.

These are but a few of the changes that are necessary to bring our Trust Document and Master Plan up to date

I urge you to study the changes carefully; they will be posted on the Delaware Tribe website ([www.delawaretribe.org](http://www.delawaretribe.org)). Attend the town hall meetings and let us know your thoughts.

### Workshops and Town Hall Meetings

The Trust Board workshops have been extensive and the proposed changes have been well thought out, but we still need outside input. To get this input from the tribal members, the Trust Board has scheduled three town hall meetings (Chelsea July 13th, Nowata July 20th and Bartlesville July 27th).

Please know this, the people's vote created the Trust Board, Trust Document, Master Plan and only the people's vote can do away with them.

John W. Sumpter  
PO Box 45  
Copan, OK 74022  
(918) 532-4938■

## To be or not to be... Elected or appointed...

Bonnie Jo Griffith

**Y**our Delaware Tribe of Indians Trust Board will be presenting, for approval by referendum vote, a new Trust Document of the Delaware Tribe of Indians. The entire proposed document can be found at [www.delawaretribe.org](http://www.delawaretribe.org) and also reprinted in this issue of the *DIN*.

As one of the newer members of this Board I feel honored to be part of this proposed positive change for our tribe. The vote for this change will be held Saturday, November 2, 2013. I urge all voting age members of the Delaware Tribe of Indians to participate and let their voice be heard.

Last fall the Tribal Council and the Trust Board worked jointly on a new document but failed to reach an agreement on changes, most noticeably how Trust Board members are selected to serve. The Trust Board is in unanimous agreement that you as tribal members should have the right to elect those that oversee the four million (+) dollars in trust funds. After reading the joint proposal from last fall it appears the main point of contention is that document called for Trust Board members to be appointed by the Tribal Council. My feelings are that you, as a tribal member, have the right and should be given the opportunity to elect the Trust Board members as is the process at the present time. As proposed, should a member of the Tribal Council, or anyone they might have appointed, choose to run for Trust Board they have the same opportunity as all other tribal members. By keeping the Board as an elected Board each member would be eligible to run for re-election every four years. At that time the

People of the Delaware Tribe of Indians have the right to re-elect or replace the Board member. A Tribal Council-appointed Board member could possibly remain on the Board long after the majority of the Delaware Tribe of Indians desire to have them removed. You need to have a voice.

The money in trust belongs to "we the people" of the Delaware Tribe of Indians, not to the Trust Board nor to the Council. The Tribal Council of the Delaware Tribe of Indians is tasked with the operation of the tribe, NOT the Trust Board. The Trust Board has no desire to run the tribe and totally agrees that those functions are, need to be, and should be, the responsibility of the Tribal Council. The Trust Board is a group formed to oversee and safeguard the trust monies of the Tribe.

As you read through the proposed document you should also note that it includes changes to the balloting process. The new document will require that ALL Trust Board elections be held by referendum vote. This would require ballots be sent to all voting age members of the tribe who have valid addresses on file. The process of requiring tribal members to request an absentee ballot concerns the Board so we are asking your help in eliminating it. The Board's concern is that if a tribal member has to request a ballot (the time constraints of the call for election, candidates filing period, printing of ballots, receiving absentee ballot requests, mailing the ballots out, and receiving them back in time for them to be included in the count) there may be a number of tribal members whose voices will not be heard. We as a Board feel that any tribal member who is eligible to vote, and so desires, should be afforded that opportunity.

Another change in the proposed document is that Trust Board

members be elected in even-numbered years instead of odd-numbered years as is presently the case. This would move the Trust Board elections to coincide with the Tribal Council elections beginning in 2014. At that time the savings from sharing the election expense with the Council would have an impact on offsetting the cost of mailing ballots to all voters. To accomplish this goal, each sitting member of the Trust Board will have their current term extended one year to have it end in an even numbered year.

You may notice in the proposed document that the Tribal Committees under the guidance of the Trust Board would be restructured. Two new committees will be created to better serve our people: an Elders Committee and a Veterans Committee. Our intent is to better provide services to the two honored groups of our tribe.

The Trust Board will be hosting town hall meetings in Chelsea, Nowata, and Bartlesville during the month of July. One purpose of these meetings is to inform our members of all details of this proposal. The main reason for these get-togethers though is to get your input. This proposal is a working document.

I ask that you look carefully at our proposal. Should you have questions, concerns, or comments please call, text, or email me.

Wanishi,  
Bonnie Jo Griffith  
Delaware Tribe of Indians  
Trust Board Treasurer  
918-331-3805  
[bjgriffith@aol.com](mailto:bjgriffith@aol.com)■

## To Contact Tribal Leaders and Staff

There is a tribal council, trust board, tribal court, and staff directory on the tribal web site at:

[www.delawaretribe.org](http://www.delawaretribe.org)

You may also email the tribe at [tribe@delawaretribe.org](mailto:tribe@delawaretribe.org).

Please understand that your input is important and is valued.

## A Counterpoint

*Councilwoman Annette Ketchum*

The Trust Board members have been working on a revision of the obsolete Trust Document. My concern is that it still needs revisions to take out any articles that are already in the Constitution. It is not necessary to have a pseudo-Constitution, which in my opinion, causes confusion.

Now that the Tribe has had its Federal Recognition restored, the only purpose of the Trust Document is to oversee the Distribution Plan for the social services programs in the plan. Additional, redundant, unnecessary, and confusing information will lead to the document being turned down at the polls.

Since the tribal staff and accounting department are quite adequate in carrying out the function of the Distribution Plan and since the annual budget is also prepared by the accounting department, the only job of the Trust Board members is to be an oversight committee, although the Tribe has built in checks and balances for oversight. Actually, if we continue with a Trust Board (since the Arvest Management is the actual trustee), I think we may be delaying dissolving both the Trust Document and Trust Board out of sentimentality. Both are of no further use to the operations of the Tribe.

The reasons it is no longer needed:

1. We have our Federal Recognition.
2. The Board is not the Trustee of the judgment funds.

3. The staff and accounting department do the work of the Board.
4. The Delaware Citizens serve on the programs' committees and can chair those program committees.

Another glaring problem that exists with the Trust Board is that only three members who are currently serving are elected. Four are appointments

So, be sure to attend the Town Hall meetings this month. I would like to hear good reasons for keeping the Trust Board, since I don't believe there are sound, long term reasons for keeping it.

Annette Ketchum  
Delaware Tribe of Indians  
Councilwoman  
918-337-6590  
[aketchum@delawaretribe.org](mailto:aketchum@delawaretribe.org)

## From the Desk of Verna Crawford, Tribal Council Secretary

The Tribe will be moving some of the Tribal operations to Kansas. Why? As long as the Tribe limits the Tribal jurisdiction to Oklahoma and the Cherokee Nation, it cannot provide more and better services to the Delaware people. Presently the Tribe cannot apply for grants or services unless the Cherokee Nation approves.

Having a jurisdictional area in Kansas will allow the Delaware Tribe to provide services such as housing, health, education, economic development, jobs and more.

The Tribe is currently preparing a grant application for planning to develop a charter school. The school would be located in Kansas to avoid conflict with or oversight by the Cherokee Nation. The school will combine academic with cultural instruction and K thru 12th grade. The grant is for three years to do the planning.

Some of the information needed for the grant application include: the interest of students in attending the school, and whether qualified Delaware teachers in Kansas are interested in teaching there. Let us know your thoughts.■

## Dedication of the Social Services Building, May 22, 2013

On Wednesday, May 22, the Delaware Tribe of Indians proudly officially opened its new Social Services Building at 166 NE Barbara on the Tribe's Bartlesville campus. Former chief Dee Ketchum performed the smoke-off ceremony, after which Chief Pechonick and the other members of the Tribal Council were joined by Bartlesville Chamber of Commerce officials for the ribbon-cutting.

We invite tribal members and others to visit this new facility, which includes our Housing, Social Services, Education, and Environmental Programs as well as the Library, Museum, and Archives.



Top, Dee Ketchum conducts the smoke-off ceremony; Chief Pechonick cuts the ribbon. Bottom, part of the gathering for the Open House; our new Memorial Garden north of the pond across the street from the Social Services building. Our thanks to tribal employee Gina Roth and her son Trey for their hard work getting it set up.

## We Want Your Feedback: Possible Charter School

The Delaware Tribe is considering starting a Charter School in Kansas. The curriculum would include grades K thru 12 and academic and cultural instruction.

We want feedback about the level of interest:

1. Would you send your students to a Delaware Charter School?
2. Delaware or Native American teachers: would you consider working at a Delaware Charter School?
3. Teachers: do you have Kansas accreditation or would you acquire it?

## We Want Your Feedback: Service Needs of Kansas Tribal Members

As discussed over the last year or more, the Delaware Tribe is working to serve the needs of tribal members in Kansas.

If you live in the proposed Kansas service area, we want your input:

1. Do you need housing assistance?
2. Do you need medical assistance?
3. Do you need education assistance?
4. What are your job/professional skills?

Please send feedback to Verna Crawford, Delaware Tribal Council Secretary, at [vcrawford@delawaretribe.org](mailto:vcrawford@delawaretribe.org) or 170 NE Barbara, Bartlesville, OK 74006.

## Remember: We Need Your Current Address!

Don't forget to send us any changes to the address of you or your family so we can mail you an election ballot!!

## Proposed Revised Trust Document of the Delaware Tribe of Indians

**WHEREAS**, The Delaware Tribe maintained a governing Council before and after the Tribe's moving to Indian Territory in 1867-89, and:

**WHEREAS**, In September 1990 The Delaware Tribe of Indians were not on the list of federally recognized tribes possessing governmental powers, and

**WHEREAS**, The Delaware Tribal members approved the original Trust Document of the Delaware Tribe of Indians to establish an entity to which the BIA would release Delaware judgment funds for management and indirectly support the Delaware Tribal Government, and

**WHEREAS**, In 2009 The Delaware Tribe of Indians reacquired their federal recognition status as a functioning government and,

**WHEREAS**, The Delaware Tribal Council is the governing body of the Delaware Tribe of Indians, the Constitution of the Delaware Tribe of Indians is the governing document of the Delaware Tribe, and

**WHEREAS**, We, the Delaware Tribe of Indians, a/k/a LENAPE, associated with the Cherokee Nation in accordance with Article II of the Delaware Agreement, dated April 8, 1867, in order to preserve our Delaware organization, and;

**WHEREAS**, as it had become expedient and necessary for the release of the 10% Judgment Funds provided for in the Act of Congress dated October 3, 1972, P.L. 92-456, 86 Stat. 762, 25 U.S.C. § 1294(b), and;

**WHEREAS**, both the Cherokee Nation and the Secretary of the Interior have committed themselves to the fact that the Cherokee Nation will not interfere with or be called upon to approve, administer or oversee the administration, purpose, or use of such funds, and;

**NOW THEREFORE BE IT RESOLVED**, the following Document of the Delaware Tribe of Indians is hereby declared to be the formal expression of the procedure to administer the judgment funds of the Delaware Tribe of Indians appropriated by the Act of December 26, 1969 (83 Stat. 447, 453) (unclassified), to pay a judgment in favor of the Delaware Tribe of Indians in Docket 298, and in Docket 72, together with any interest thereon in the above referenced Act of Congress, dated October 3, 1972.

**THEREFORE BE IT FURTHER RESOLVED**; that any future judgment funds that may be placed with the Board for governing by consent of the Delaware Tribal Council and/or the Delaware people by referendum vote shall be administered by the Board. Also any funds donated, received by grants, or fundraisers that are specifically received for programs shall be administered by the Board.

### ARTICLE I - Authority

The Supreme Authority of the Delaware Tribe of Indians is vested in the tribal members, (as defined in Article II of the Constitution of the Delaware Tribe).

- A. The Members of the Delaware Tribe of Indians, in 1990, established the Delaware Trust Board, to administer judgment funds when released to the Tribe by the BIA for Dockets 72 and 298.
- B. Any future judgment funds, donations, grants, etc., that are delegated to the Trust Board by the Tribal Members and/or the Delaware Tribal Council shall be administered by the Board.
- C. The members of the Delaware Tribe of Indians (as defined in Article II of the Constitution of the Delaware Tribe) delegated to the Delaware Tribal Council the authority to govern the Tribe and take care of all other business of the Delaware Tribe.
- D. Business: The sole and only methods of conducting business under this document shall be limited to:
  1. The elected Trust Board as delegated authority by the Delaware people by approving this document, as provided herein.
  2. The members voting by referendum; or the members meeting in General Council and the members voting by referendum;
- E. **General Council**: as herein used shall mean a meeting or gathering of all members of the Delaware Tribe of Indians who assemble in one geographic location, after due and proper notice has been given.

1. The General Council shall convene annually on any Saturday during the month of November of each year at which time the Chair of the Trust Board shall make a "Trust status" address. Notice of the General Council meeting shall be given by the Chief and Tribal Council, as stated in the Delaware Constitution Article XI, not less than thirty (30) days nor more than forty-five (45) days preceding the meeting through the United States Postal Service and by public notice. If any matter is found relevant the matter shall be considered. If found not relevant the matter shall not be considered.
2. A quorum of not less than 100 voters shall be convened before any business of the General Council can be conducted. Procedures for the conducting of business of the General Council shall be consistent with Roberts Rules of Order Revised, unless in conflict with this document, the Delaware Tribal Constitution, or the Constitution of the United States of America.
3. Any action passed by General Council, regarding the Trust Board, must be confirmed by a referendum vote of the people.

#### F. Trust Board

1. There was created, by the Document approved on September 21, 1990, a representative body, which is known as the Delaware Trust Board, hereinafter referred to as "Trust Board."
2. The Trust Board consists of one (1) Chair and six (6) members, all of whom must be registered voters within the Delaware Tribe. Three (3) of the six (6) members shall be designated as the following officers: Vice-Chair, Secretary and Treasurer.
3. Trust Board managerial functions, including the employment of workers, as needed, and the execution of routine Trust Board business functions, shall be delegated to the Trust Board.
4. The Trust Board shall meet at least once per month at a time and place designated by the majority vote of said Board at the previous meeting. All meetings of the Trust Board shall be held in accordance with Roberts Rules of Order Revised, unless in conflict with this document, the Delaware Tribal Constitution, and the Constitution of the United States of America.
5. All meetings of the Trust Board shall be public, except:
  - a. when matters of personnel and their employment are discussed;
  - b. when the question of moral turpitude of any Trust Board member is discussed; or
  - c. when the decorum of the audience shall prejudice orderly administration of business.

Such exceptions above will allow the Board to go into executive session. In the event that consideration of a subject shall take place in executive session, the vote shall take place in an open meeting.

6. No action shall be taken at any Trust Board meeting unless there is present a quorum, which shall be four (4) members of the Board.
7. The Chair of the Trust Board shall call and conduct all regular and special meetings of the said Board. The chair of the Trust Board shall exercise his/her voting right only when it will affect the outcome (i.e., break tie votes of the Trust Board).
8. The vice-chair, in the absence of the chair, shall perform the duties of the chair, assuming all the duties, privileges, and responsibilities of the chair.
9. The secretary of the Trust Board shall correctly record and maintain all proceedings of the meetings of the said Board and shall upon request, make records available to members of the said Board and tribal members for inspection during regular business hours and send a copy of each to the superintendent of the Tahlequah Agency of the Department of the In-

terior, Bureau of Indian Affairs. In the absence of the chair and vice-chair the secretary may conduct the meeting, if a quorum is present.

10. The Treasurer shall have direct supervision over the accounting department in regard to any monies administered by this Board. All monies entrusted in his/her care are in a special account and all disbursements therefrom are made by a check. All checks so issued shall be signed and properly countersigned by the properly designated trust officials before distribution.

a. The treasurer, working with the Tribal accounting department, maintains the formal accounting system for trust funds, which includes the accurate accounting of receipts and disbursements of said funds and shall present monthly reports to the Trust Board. The treasurer shall make an annual report at General Council. The treasurer shall make all Trust accounts and records available to the Superintendent at all times for inspection and/or audit.

1. The fiscal year shall begin on January 1 and end on December 31.

2. Each program will submit an annual budget to the treasurer. The treasurer shall then, with assistance from accounting, prepare an annual budget and supplements, thereto administering the judgment funds and consistent with the Plan as set forth in Article III of this Document. The Trust Board will approve the annual budget and present it to Tribal members in the *Delaware Indian News* and on the Delaware Tribe web site ([www.delawaretribe.org](http://www.delawaretribe.org)). Upon approval chair of the Trust Board shall submit the annual budget to the Secretary of the Interior for the Secretary's review.

11. The members of the Trust Board consist of those persons elected to the Office of Chair or member of the Trust Board in a duly called election in accordance with Article IV - Elections of Trust Board.

**E. Tribal Records:** All expenditures of Judgment Trust Funds shall be a matter of public record open to all tribal members at all reasonable times. Official minutes and reports of the General Council, the Trust Board and any of their programs shall also be available to all tribal members at all reasonable times.

1. Any reports, minutes or other information pertaining to matters of personnel shall remain confidential to the extent necessary to protect the individual rights of the person or persons involved. However, the personnel decision of the Tribal entity shall be a public record available to review by all tribal members at all reasonable times.

2. Tribal members shall be allowed reasonable arrangements to copy open Tribal records, subject to appropriate federal law. The cost of such reproduction shall be born by the tribal member requesting reproduction, unless waived. Such cost shall not exceed that charged by local photocopying companies.

## ARTICLE II – Eligible Program Recipients

All members of the Delaware Tribe of Indians, as determined in Article II of the Constitution Delaware Tribe of Indians, are eligible to receive program benefits. All program applicants must meet the individual program guidelines.

## ARTICLE III – Program Plan

The Delaware Trust Board sets forth this plan to administer the Delaware Judgment Fund Distribution Plan as provided in Public Law 92-456, any additional funds from future judgment settlements, donations, grants etc. as determined by the Delaware people. This plan establishes perpetual funding for the operation of programs and services as provided in this plan:

### A. Purpose of the plan is:

1. To safeguard the assets of the Delaware people administered by this plan.
2. To establish rules and regulations for administration of programs.
3. To ensure that every eligible Delaware Tribal member has an opportunity to benefit from the use of the tribal assets, as described in this document, and investments. The plan will identify general guidelines to ensure effective delivery of services to the Delaware people.

### B. Definitions

1. Board shall mean Delaware Trust Board
2. BIA will be used to mean Bureau of Indian Affairs
3. Funds shall mean any funds supervised by the Board.
4. Tribe shall mean Delaware Tribe of Indians.

### C. Background

On December 26, 1969, the United States awarded a claim to the Delaware Tribe of Indians in Docket 298, with accumulated interest. The claim was a settlement for the Delaware outlet in Kansas in payment for lands taken in 1856 and 1857 and sold under Treaty of 1854 (10 Stat. 1048 involving sale of the Delaware Trust Land).

The funds not apportioned to the Absentee Delaware of Western Oklahoma (aka. Delaware Nation) were placed to the credit of the Delaware Tribe in the United States Treasury and were to be administered as follows: 90 percent of the funds were distributed in equal shares to each person enrolled pursuant to subsection 2(c) (1), and 10 percent remained to the credit of the Tribe in the United States Treasury, and was designated to be advanced, expended, invested or reinvested for any purpose that may be authorized by the entity as described in this document.

### D. Methodology:

This plan is the product of a series of meetings, planning and research by the Delaware Trust Board, Tribe and Tribal Staff. The original plan was implemented as follows:

1. For the purpose of this document the definition of assets refers to Delaware Judgment Funds as provided in Public Law 92-456, any additional funds from future judgment settlements assigned to the administration of this Board,
2. The original Delaware Judgment Funds, approximately \$1.5 million plus accumulated interest were placed under the supervision of the BIA.
3. The Board removed all except \$50,000 from the supervision of the BIA and invested it in secure interest bearing accounts,
4. All money under the supervision of the Board shall be placed in secure interest bearing accounts.
5. The annual earned interest is used to fund the programs and services as presented in this document.
6. All money under the supervision of the Board shall be audited at the conclusion of the fiscal year by an independent certified public accountant.
7. Only registered members of the Delaware Tribe of Indians, as provided in the Delaware Tribal Constitution, are eligible to receive services and programs presented in this plan.
8. All funds allocated to a program within this plan that are not expended at the conclusion of the fiscal year shall be carried over to be used by that program in the next fiscal year in addition to the new years budget.
9. The Board reserves the right to transfer the investment management of the Delaware Judgment Funds from the supervision of the BIA to a private sector entity {as provided in Public Law 92-456, Section 4 (a)} upon approval of a properly submitted resolution to the Bureau of Indian Affairs. Such resolution and transfer shall require the approval of the BIA.

Neither the United States nor the Secretary of the Interior shall be liable, because of the Secretarial approval of an investment decision under this plan, for any losses encountered within such and investment decision.



10. The Board reserves the right to withdraw funds from the principal of the Funds provided:
  - a. The Board shall require the approval of the BIA and a referendum vote of the Delaware people over the age of 18 years. Approval requires a 2/3<sup>rd</sup> majority of votes cast.
  - b. Any withdrawal shall not exceed twenty percent (20%) of the total principal of the funds and may not reduce the principal below a value of \$3.8 million.
  - c. There shall be no more than one withdrawal from the principal of the funds during the fiscal year.

#### E. Program Plan Distribution

1. Community Service	30%
2. Education	25%
3. Cultural Preservation	10%
4. Elders	5%
5. Veterans	5%
6. Tribal Operations	15%
7. Reinvestment	<u>10%</u>
	100%

#### F. Program Parameters

The Board shall determine the duration, eligibility requirements, commencement date, budget amounts and rules and regulations for each of the selected distribution areas. Each program will develop an annual budget to be approved by the Board and presented to Tribal members in the *Delaware Indian News* and on the Delaware Tribe web site ([www.delawaretribe.org](http://www.delawaretribe.org)).

##### 1. Community Services Program—30%

The Community Services Program will promote the general welfare and well being of the members of the Tribe through support services and technical assistance. The supportive service will meet the need for Delaware Family Assistance and will provide a Central Information-Referral Service component. The services will be available on an emergency basis and will provide such services as financial assistance. This program will be national in scope to assist enrolled Tribal members as families, individuals and with community resource referral service component. This program will be flexible and available to all ages.

The Board will establish a committee to develop and oversee the program. It will assign one of the Board members to be chairman. Guidelines for available services will be available from the Tribal Center and on the Tribal Web site ([www.delawaretribe.org](http://www.delawaretribe.org)).

##### 2. Education Program—25%

The Education Program shall provide financial and technical support to Tribal members of all ages to promote educational endeavors, including but not limited to higher education scholarships. This program will be national in scope. The Board will establish a committee to develop and oversee the program. It will assign one of the Board members to be chairman. Guidelines for available educational services are available from the Tribal Center and on the Tribal Web site ([www.delawaretribe.org](http://www.delawaretribe.org)).

##### 3. Cultural Preservation—10%

The Cultural Preservation Program will provide a centralized system to maintain the language, ceremonies and traditions of the Lenape. This program will include the establishment of a museum, a library, ceremonial grounds, cemeteries and learning resource center for the Delaware people.

The Board will establish a committee composed of tribal elders, historians, staff members and volunteers to implement the program. One of the Board members will be appointed chairman.

##### 4. Elder Committee—5%

The Board will establish a committee headed by a member of the Board to address elder services, issues and needs. The committee will establish guidelines and goals to be achieved.

##### 5. Veterans Committee—5%

The Board will establish a committee headed by a member of the Board to address veteran services, issues and needs. Chair or co-chair shall be a veteran. The Committee will establish guidelines and goals to be achieved.

##### 6. Tribal Operations—15%

The purpose of this program is to provide an administrative structure of operations that will implement and maintain the various services called for in the Plan. These funds will be transferred to the tribal accounting department to provide administrative, accounting and staff support to all Trust programs. The annual audit will be paid for by the Board from each program according to the percentage received by each.

##### 7. Reinvestment—10%

The Reinvestment Program will provide a continuous growth of the financial reserve and enhance the concept of a perpetual funding sources for the Delaware people. The Board, on an annual basis, will reinvest ten percent of the annual accumulated interest on the principal amount back into the principal.

### ARTICLE IV – Election of Trust Board

#### A. Officers and Terms of Office

1. Each elected chair or Trust Board member shall serve staggered terms of four (4) years.
2. Elections of Trust Board members shall be by referendum vote (ballots sent to all eligible Delaware voters with current addresses on file).
3. In concurrence with the Constitution of the Delaware Tribe of Indians, all members, eighteen (18) years of age or older, who are registered to vote, may vote in all elections and sign petitions.
4. Public notice of the date of election and designation of polling places shall be given at least thirty (30) days and not more than forty-five (45) days prior to the date of elections. Notice shall be given through the United States Postal Service to all members of the Delaware Tribe of Indians eligible to vote and by public notice.
5. Declaration of Trust Board candidacy shall be for either of the following positions: (a) Chair of Trust Board; or (b) member of the Trust Board.
6. Members elected to the Trust Board shall take office at the next regular meeting of the Trust Board after the election at which time they shall take an oath administered by the Chair. In absence of the chair, the Vice-Chair, or Chair Pro-Tem elected by a majority of the Trust Board shall administer the oath of office.
7. The Trust Board, after being installed in office, shall elect by majority vote of its members, a vice Chair, secretary and Treasurer.
8. Vacancies of elected Board positions shall be announced at the Trust Board meeting at which the resignation is announced. Such vacancy shall also be posted on the Delaware Tribal web site for a minimum of 21 days. Tribal members interested in being considered for such position shall submit in writing their interest and qualifications to the Trust Board and be present at the next regular meeting. The position shall remain vacant until the next regular meeting of the Trust Board, provided applications have been received and public notice has been given. Candidates not elected in the previous Trust Election shall be placed in the vacant seat according to most votes received that election, provided they submit an application for the position. If no previous candidates apply, Trust Board shall then appoint a tribal member, who has submitted an application, receiving the majority of the votes of the Trust Board then assembled, to the vacant post. The member chosen in this manner shall serve out the unexpired term of the office.
9. If the Trust Board shall fail to give proper notice of the election or in case a regular election has not been held, the Election Board, upon receipt of a

valid petition signed by at least 100 registered voters shall call such election and shall give thirty (30) days notice, setting the time and place of the election.

**B. Election Board.**

The Election Board, chosen jointly by Tribal Council and Trust Board, shall consist of five (5) tribal members who shall not be members of the Trust Board, nor candidates for or hold any elective positions within the Delaware Tribe of Indians or employed by under contract to the tribe. The Election Board shall have the responsibility for overseeing elections and shall serve for a term of one (1) year or until successors are duly chosen and installed.

**C. Election Regulations.**

The Election Board, first selected in accordance with this Trust Document, shall present, for approval to the Tribal Council and Trust Board, proposed election regulations which shall provide for, among other things, walk-in balloting, mail-out secret balloting, voter registration and procedures for settling election disputes. Upon adoption by the Tribal Council and Trust Board, the election regulations shall remain in effect until amended by the Tribal Council and Trust Board.

1. The Tribal Council and Trust Board shall, in an election year, establish the location, date and time for the election.
2. Elections shall be held every even year the first Saturday of November to coincide with the Tribal Council elections.
3. Elections of Trust Board members shall be by referendum vote (ballots sent to all eligible Delaware voters with current addresses on file).

### ARTICLE V - Removal From Office

- A. Any member of the Trust Board shall be subject to removal from office for willful neglect of duty, corruption in office, habitual substance abuse, incompetency, prior or current conviction of a felony or convictions involving moral turpitude, provided such offenses occurred while the member is in office.
- B. Any member of the Trust Board not in attendance two consecutive times with unexcused absences, or a total of four regularly scheduled Board meetings, may be subject to removal from office.
  1. Excused Absences--
    - a. Illness—Board member, immediate family (spouse, children, parents, siblings)
    - b. Accidents—automobile accidents, unexpected breakdowns, i.e, flat tire, motor problems that leaves the Board member without transportation
    - c. Death in family
    - d. Board member shall provide documentation (doctor’s note or bill, receipts for auto problems, photos or personal statements).
- C. The Trust Board shall make rules as are necessary for carrying into effect the provisions of this article, insuring therein that due process is afforded to all persons.

### ARTICLE VI - Initiative, Referendum and Amendment

- A. Reserved Power
 

Notwithstanding the provisions of Article I of this document, the members of the Delaware Tribe of Indians reserve to themselves the power to propose resolutions, regulations or Trust Document amendments and to enact or reject the same at the polls, and also reserve power at their own option to amend or reject any act of the Trust Board. The power of initiative, referendum and amendment shall be exercised by petition. The Trust Board shall make suitable provisions for carrying into effect the provisions of this Article.

**B. Petitions**

A valid petition signed by one hundred (100) voting members of the Delaware Tribe shall be required to propose resolutions, regulations or amendments. The petition shall, at the beginning, contain a statement of purpose in clear and concise language. Petitions shall be typed and clearly set forth the proposal. A copy of the petition shall be filed with the Trust Board Secretary and addressed to the Trust Board Chair, prior to obtaining signatures. Petitions not filed will be invalid. Persons signing the petition must print their full legal name, address, and affix their signature. In determining whether the signatures are valid (those of registered voters), only those names, which appear on the same page as the “Statement of Purpose” with the text of the proposal, shall be counted. The Trust Board Secretary shall verify the voting status of all persons signing any petition.

**C. Referendum**

From time to time certain issues may require a mandate of the registered Tribal members 18 years or older. A referendum petition meeting the requirements of Article VI, section B, and signed by at least one hundred (100) voting members shall require the Trust Board Chair to institute a special election within forty-five (45) days, provided:

1. Referendum election shall be by secret mailed ballots prepared by the Election Committee;
2. The issue or question is clearly and concisely stated;
3. Notice and mailing of such ballots be accomplished not less than thirty (30) days and no more than forty-five (45) days before the deadline for submission of such ballots; and
4. Due process requirements are met, as provided by the Indian Civil Rights Act of 1968, 25 U.S.C., Section 1302.

**D. Amendment**

This Trust Document of the Delaware Tribe of Indians may be amended by 2/3 majority vote of the registered voters participating in a duly conducted referendum election. If two or more amendments are proposed they shall be submitted in such a manner that electors may vote for or against them separately. No proposal for the amendment of this document which is submitted to the voters shall embrace more than one general subject and the voters shall vote separately for or against each proposal submitted; provided, however, that in the submission of proposals for the amendment of this document by articles, which embrace a general subject, each proposed article shall be deemed a single proposal or proposition.

### ARTICLE VII - Ratification

This Trust Document shall become effective upon date of ratification, when ratified by:

Those eligible to vote in Delaware Tribal elections as defined in the Constitution of the Delaware Tribe of Indians Article VI Section 6.

1. Those persons whose name; or Whose lineal ancestor’s name appear on the per capita roll prepared by the secretary of the Interior on April 20, 1906; and
2. Who are eighteen (18) years of age or older and are registered Tribal members.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal the Trust Board of the Delaware Tribe of Indians to be affixed. This Trust Document of the Delaware Tribe of Indians is passed and certified in accordance with this document this \_\_\_\_\_ day of \_\_\_\_\_, 2013 at Bartlesville, Oklahoma.

\_\_\_\_\_  
Chairman of the Delaware Trust Board

\_\_\_\_\_  
Secretary of the Delaware Trust Board

## Tribal Member Presents Art Show

Jacque Lynn Moody-McDonald presented her Bachelor of Fine Arts Thesis Show, at Missouri Southern State University, Spiva Gallery. This exhibition "Abuse and Neglect" consists of life-sized ceramic sculptures of children. The show opened on May 6th, with the closing reception on May 10th from 5:30 to 8:00 in the Missouri Southern State University Campus, Spiva Art Center on the upcoming project "Artworkers: Creativity across America," funded by the National Endowment for the Arts. She also participated in "The Phoenix Rising," Phoenix Fired Arts Mural on 16th and Main; The Joplin Mural on 15th and Main; and the Jupiter Florida Lighthouse Mural in Jupiter, Florida.



Mrs. McDonald grew up in Joplin, Missouri, married, and left the area for 40 years, relocating to pursue a career at the University of Miami Medical School in Coral Gables, Florida, as an International Meeting planner and administrator over the residency program in surgery. She and her husband returned to southwest Missouri after retirement and Mrs. McDonald decided to complete her degree in Art at Missouri Southern State University four years ago. Initially wanting to study drawing and painting she soon found three-dimensional art was more her calling and therefore, sought Ceramic Sculpture for her medium.

Some of her recent achievements include being a participant

and core artist with the Spiva Art Center on the upcoming project "Artworkers: Creativity across America," funded by the National Endowment for the Arts. She also participated in "The Phoenix Rising," Phoenix Fired Arts Mural on 16th and Main; The Joplin Mural on 15th and Main; and the Jupiter Florida Lighthouse Mural in Jupiter, Florida.

Mrs. McDonald is recognized by the Bureau of Indian Affairs as a Native American Artist of the Delaware Tribe. She also has had the privilege to work with some of the most notable artist in the area as well as in Florida. Her accomplishments and interests are varied but she is actively pursuing children's issues with her thesis exhibition "Abuse and Neglect."

*Editor's note: Chief Pechonick and Councilwoman Ketchum attended the exhibit on May 6. ■*

## Important Information for Tribal Members

Jenifer Pechonick

As we try to stretch our available funds to provide the services that we can, we are always looking for help. If you are able, we would love contributions for (1) a van to transport Tribal elders to the lunch program and to medical and dental appointments, (2) fireproof filing cabinets; and (3) donations to Delaware Tribe's Library, Museum and Archives (including display cases).

Thanks you to everyone who sent me your concerns, problems and ideas. How can we make the DIN better? Would you prefer periodic emails? Would a different format for the DIN reach more people?

Feel free to contact me by email at [jeniferp917@aol.com](mailto:jeniferp917@aol.com) or [jpechonick@delaware-tribe.org](mailto:jpechonick@delaware-tribe.org), or call or text 918-214-6872. ■

## NEO Student Crowned 2013 Miss Indian Oklahoma

Miami, Okla. – Monday, May 13, 2013 – Robynn Rulo, sophomore at Northeastern Oklahoma A&M College (NEO) was crowned 2013 Miss Indian Oklahoma after winning Miss Indian NEO.

Miss Indian NEO, Robynn Rulo, was crowned 2013 Miss Indian Oklahoma on May 4 at the First Council Event Center in Newkirk, Okla.

Rulo is a sophomore at NEO from Pawhuska, Okla. Rulo plans on completing an additional year at NEO to earn a degree in Native Studies.

"I am so pleased with the way Robynn Rulo has represented Northeastern A&M College and the American Indian Center for Excellence as Miss Indian NEO," said Claudia Little Axe, AICE cultural specialist. "She exemplifies how to be successful in the Native American world, in mainstream society, and in the educational setting. Ms. Rulo will do great things in the future, and I am so proud that I have gotten to work so closely with her."

Rulo is a member of the Osage, Delaware, Quapaw and Shawnee tribes. She made the Deans' Honor Roll and is a member of the Phi Theta Kappa Honor Society. Rulo serves as president of the AICE Advisory Club, treasurer of NASA, and she also served on a student panel for the Native American

Student Transfer National Symposium in October.

"I'm humbled and honored to be representing my tribes as well as all other tribes within Oklahoma, as well as the Oklahoma Federation of Indian Women," Rulo said.

She is a member of the Social Work Club and assisted with training of the female basketball team last year. Rulo is a student member of the Internal Evaluation Team for NEO's Title III grant.

"It was an honor to watch Miss Robynn Rulo compete and win the title of Miss Indian Oklahoma. The Oklahoma Federation of Indian Women chose the theme for the pageant to be "Women Gathering Strength." I believe Robynn is a perfect example of a woman who gathers strength, through her close relationship with her family, her dedication to her education, and her leadership skills demonstrate a woman who is dedicated to strengthening the preservation of her culture."

The Miss Indian Oklahoma pageant is sponsored by The Oklahoma Federation of Indian Women. According to the website, the organization was founded under a state charter on April 17, 1972. A constitution was written with the stated purpose: "The advancement of the economic and social welfare of the American Indian; the development of education and cultural programs; preservation



of Indian culture and traditions; and to portray the true image of the American Indian."

*Reprinted from press release from Northeastern Oklahoma A&M College, May 13, 2013.*

*Note: Robynn is the daughter of Dana Daylight of Pawhuska, OK. She is of Delaware, Osage, Shawnee, Quapaw decent. She currently attends NEO A & M College in Miami, OK, where she is a sophomore. Her hobbies and interests include: zumba, beading, sewing, concerts, Osage Ceremonial dances, Green Corn, stomp dances, powwows, Native American Church, sweats, and any cultural social gatherings. Robynn is on the Deans Honor Roll, a member of Phi Theta Kappa, and currently holds the highest GPA for Native American students at NEO. ■*

## Powwow Committee Needs Help!

A fund-raiser is being planned for the 50th Delaware Pow-wow, which is coming up in May 2014. The fund-raiser will be held October 19, 2013 at the Fred Fall-leaf Memorial Pow-wow Grounds, Copan, OK. There will be an auction, raffles, a hog fry, Halloween party, and a hayride. Starting at 3:00.

The Pow-wow Committee is looking for items to be used in the auction, hog fry and Halloween party. If you would like to help or have items to donate please call Lu Ann Hainline at 918-338-9907. We are hoping to have a great time and raise some money for the 50th Delaware Pow-wow. See you there! ■

## New Van



*Many thanks for the new van donated to the tribe by tribal member Joe Roth, of Catoosa.*

**2013 Falleaf-Wallace Camp Turtle Race**

The Falleaf-Wallace camp put on the fourth annual turtle race with great success! It started four years ago with five cousins in the camp. The camp had so much fun that it was extended the second year by word of mouth with 16 participating. Last year there were only five who competed but this year there were 33 turtles registered but only 32 actually raced in four heats with the top turtle going into the "final four" race. Taking home the traveling trophy this year is Kenzi Stark and her turtle Jeremy – Congratulations Kenzi & Jeremy! Second place was William Burks and his turtle Kibble while Cayla Magee and her turtle Jack placed third. The traveling trophy is a brass turtle that was made by Johnny Ray Wallace many years ago. The family donated the turtle for the 2<sup>nd</sup> annual race and it has made it back to camp every year for the next winner to take home. The family would like to express their appreciation for every ones involvement and good sportsmanship. They look forward to this every year – not just to see who wins but the excitement on every ones face and the names that are chosen for each turtle. Please keep in mind, these turtles are our relatives and every year they come to us at the pow-wow to visit and share in our good feelings. We need to take care of these turtles in a good way so please handle them with care and love and pray for them when you let them go. Wanishi, Falleaf-Wallace camp

SPONSOR	TURTLE
1. Joe	Si
2. Aniyah	Fast Lightning
3. Morgan	Sheldon
4. Ruby	Nick
5. Danny	Old Dirty Neck
6. Debra	Jace
7. Manny	Spike
8. Olivia	Kate
9. Riley	Sawyer
10. Cayla	Jack
11. Chris	D
12. Justin	Chrome
13. Jacob	Phil
14. Jamison	Dragon
15. Colin	Fiesty
16. Cadyn	1X
17. Gavin	Spotted Orange
18. Lexie	Cinderella
19. Brennan	SpongeBob
20. Eagan	Patrick
21. Sara	Fredrick 2
22. Kaden	Enderman
23. Kenzi	Jeremy
24. Kaylee	Princess Emma
25. Kylan	Turtle
26. William	Kibble
27. Emilia	Tiny
28. Sheridan	Spunk
29. Zoe	Runner
30. Tyler	Lil Mikey
31. Jackson	David
32. Legend	Barney
33. Maggie	Feather

**2013 Champion**

Kenzi Stark and her turtle Jeremy!  
Kenzi is the daughter of Tina & Steven Stark and represents the Dobbs camp.

**First Place (Right) - Kenzi Stark & Jeremy, Second Place (Left) - William Burks & Kibble, Third Place (Middle) - Cayla Magee & Jack**

Judges Benjamin Stahl, Mariah Devore, Madeline Anna and Douglas Anna

Thank you to all the sponsors and their turtles. Hope to see everyone back next year!



**Five generations of the Ketchum family.** Lewis Ketchum (99 years old), Dee Ketchum, Kala Ketchum, Coleton Thomas, and Eli Thomas. Back row, left to right: Carena Barsch (fiancee of Clay Sears), Hannah Sears, Annette Ketchum, Kala Ketchum, Coleton Thomas, Jake Sears, and DeAnn Ketchum; front row, left to right: Whitney Thomas, Dee Ketchum, Lewis Ketchum, holding Eli Thomas, and Clay Sears.



Hunter Perrier had the Grand Champion Heifer, Reserve Grand Champion Heifer, and Junior Showmanship at the 2013 Washington County Spring Livestock Show. Third grader at Bartlesville Public Schools and a member of the 4-H Beef Club. Son of Keven and Shannon Perrier, grandson of Janet and John Clanton, and great-great grandson of the late "Jack" Ketchum Hayes. Photo Dawn Baxstrom Photography.



**Dena Marie Wayne**  
Greenville, NC

Graduated May 13, 2013 from Nursing Program at Pitt Community College in Winterville, NC with and Associates Degree in Nursing with an Academic Status of Honor Roll. She has also passed her NCLEX making her a Nationally Certified RN. Dena is the granddaughter of Virginia Infield Johnson of Midwest City, OK, the great granddaughter of the late Ida Sarcoxie Infield of Bartlesville, OK and the great-great-granddaughter of the late Little John Sarcoxie.

## 26th Annual Oklahoma Indian Summer Festival

Mark your calendars for the 26th Annual Oklahoma Indian Summer Festival, northeast Oklahoma's premier intertribal Native American festival, scheduled Thursday-Saturday, September 12-15, 2013 at the Bartlesville Community Center at the corner of Cherokee Ave. and Adams Blvd. in Bartlesville, OK. All events are free and open to the public.

The Festival's website is [www.okindiansummer.org](http://www.okindiansummer.org) and is updated through the year with details of this multicultural exchange.

The juried art show features Native American and Western artists who exhibit and sell Friday through Sunday. Enjoy many activities scheduled throughout the festival including arts and crafts vendors, food vendors and an intertribal powwow.

Northeast Oklahoma teachers: please begin preparing for the Youth Art Show! Items crafted by students in Green Country (northeast Oklahoma) from 4th to 12th grade will be on display throughout the festival. Green Country students in 9th-12th grade are eligible to participate in a \$1000 scholarship for "Best of Show" for the school of their choice.

Interested teachers, artists, concessionaires and vendors should contact Jenifer Pechonick, festival director at [jeniferp917@aol.com](mailto:jeniferp917@aol.com) or 918-331-0934 for additional information. ■

## 49th Annual Delaware Powwow, May 24-26, 2013



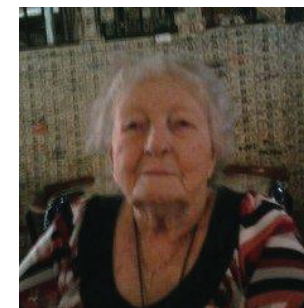
Top row, l-r: Orange Fancy Dance featuring Jake Lawhead; tribal member Anna Pechonick; tribal member Bear Thompkins; tribal member Bucky Buck; Delaware War Mothers Princess Hayden Griffith. Bottom row, l-r: Delaware Color Guard; Kara House and Vincent Jackson leading the two-step; Grand Entry with Bruce Martin, Chief Pechonick, Jimmie Johnson.



Bruce Martin meets with high school students from Bartlesville High during Operation Eagle to discuss scholarship opportunities.



One of the items found in the 100-year "Century Chest" time capsule opened at the First Lutheran Church in Oklahoma City on April 21 was this beaded garter.



## Happy 94th Birthday!

Happy 94th birthday to Mrs. Mary C. Falleaf (June 29th). Mary is the widow of deceased tribal member Numerous Falleaf and became part of the tribe many, many years ago as a young girl in 1935. She played a key role in founding Copan PowWow and over the years she has touched the lives and hearts of a great number of our Delaware people. Today she resides in Apache Junction, Arizona and is no longer able to make the long journey home to visit us but let us all keep this great lady in our hearts and prayers as we wish her a happy birthday and many more to come.



Chief Pechonick, Councilwoman Jenifer Pechonick, Anita Mathis, and Jana Roth at local planning committee meeting for National Congress of American Indians (NCAI), June 19, at Muscogee Creek River Spirit Casino in Tulsa. Tulsa will be hosting the NCAI 70th Annual Convention and Marketplace at the Tulsa Convention Center, October 13-18, 2013.



Council members visit old stomp grounds in Wyandotte County, Kansas, guided by Doug Spangler of the Wyandotte County Museum.

## Children's Book Festival

Ada, OK, June 10, 2013 — Turning Pages Children's Book Festival, as part of its goal to inspire future generations of authors and illustrators, has announced short story and book cover design competitions for elementary and middle school students in Oklahoma.

Turning Pages Children's Book Festival is October 11-12, 2013 at the Pontotoc County Agri-Plex Convention Center in Ada, OK. For information on attending or getting involved in the Turning Pages Children's Book Festival, visit [www.turningpagesfestival.com](http://www.turningpagesfestival.com). ■

## Town Hall Meetings!

**Please plan to attend one of the Town Hall meetings to be held in July!**

Stew, frybread and dessert will be served. Door prizes will be awarded at the end of each meeting.

We want to hear your concerns. If you cannot attend, videos of the meetings will be available on the tribal web site.

**Sat, July 13, 11:00 AM:**  
Chelsea Boys & Girls Club  
119 North Ash  
Chelsea, OK

**Sat, July 20, 11:00 AM:**  
Nowata City County Library (West Room)  
224 South Pine Street  
Nowata, OK

**Sat, July 27, 11:00 AM:**  
Delaware Community Center  
5100 Tuxedo Blvd.  
Bartlesville, OK



Chief Pechonick accepts a gift of tobacco from Mohegan Tribe (CT) Chief Bruce Bozsum at the National Museum of the American Indian in New York.



Chief Pechonick recognizes Hayden Griffith, this year's Delaware War Mothers Princess, at the April 1 Tribal Council meeting.

## Obituaries



### Eva J. Hada

April 8, 1966-  
August 14, 2012

Eva J. Hada, of Boyes Hot Springs, California, passed away at the age of 46.

Eva Johanna Hada was born on April 8, 1966 in Santa Clara, California, the daughter of Phillip and Karee (Heady) Hada. Eva grew up in San Jose, California and graduated from Oak Grove High School in 1984. While in high school, Eva excelled in soccer and enjoyed working with local Search and Rescue organizations. She worked at various times as counter person, lead, supervisor and buyer for Whole Foods grocery chain. She enjoyed the outdoors and frequently went hiking and traveling in her spare time. She was a member of the Delaware Tribe and a member of the Turtle Clan.

Eva's Indian Name was *Opak-Winaoxhwe (Op-Akw-Inao-Xhwe)*. Nora Dean gave her the name from the Creator.

Her grandfather was James Ewing Heady, who was a professional rodeo rider before he entered the military. He died in the VA Hospital in Southern California

Eva is survived by both parents, Phil and Karee Hada of Rosamond CA; one brother, Mark of Rescue, CA; and three sisters, Sandy Muscianese of San Jose, CA, Cynthia Arnold of Cameron

Park, CA, and Edna Starr of Waterford, CA. Eva also had four nephews and four nieces. She was the egg donor for one of the nephews and two of the nieces.

Eva's ashes were returned to the Creator when they were distributed at sea near Bodega Bay, CA, which was a place she frequently visited. ■



### Virginia Ruth "Froelich" Harkins

November 24, 1920-  
May 12, 2013

Virginia Ruth "Froelich" Harkins, 92, Nowata County resident, passed away May 12, 2013 at the Jane Phillips Nowata Health Center. She was born November 24, 1920 north of Childers in Nowata County to Warren C. and Gertrude (Childers) York. Virginia grew up just east of Childers, attending school there and after graduation, married Arthur Froelich in Delaware on August 2nd, 1940.

They moved to their farm in the Ruby Valley area where they farmed and ranched. There they raised their three children, Sylvia Shipley and longtime companion, Woody Walker of Nowata, Pat Woldridge and husband Ron of Claremore, and Richard Froelich and wife Sharon of Nowata.

Virginia enjoyed her life as a homemaker, caring for her family, flower gardening, cooking, and sewing. She and Art enjoyed family trips to town on Saturdays and the pastime of country dancing.

Art passed away in 1985 and on February 13, 1988, Virginia married Ernie Harkins. They continued the farming and ranching operation and enjoyed a number of years of retirement, travelling and also spent many evenings of country dancing.

After Ernie's death in 2006, Virginia continued the farming operation with the help of close friends and neighbors which enabled her to spend her final years entertaining family and friends on the farm where she moved to as a bride in 1940, over seventy two years!

She was preceded in death by her parents, her husbands, brothers Bill and Bob, sisters Mary and Helen, her son-in-law Walter Shipley and grandson Jerry Shipley.

Survivors are one sister, Maxine McMains of little Rock, Arkansas, her three children, a step son, David Harkins and wife Roberta of Coffeyville, 11 grandchildren, and numerous great grandchildren and a host of friends and neighbors. She is also survived by her companion and protector friend Charlie, her Golden Retriever.

Virginia was a longtime faithful member of the Lutheran faith and was known to burst into song, singing the doxology and various gospel hymns, much to the enjoyment of us all! She was an inspiration and encouragement to everyone and although we have released her to go be with her Savior, she will be missed by all who knew her.

Funeral services for Virginia are 11:00 A.M., Thursday, May 16, 2013 at the Benjamin Funeral Service Chapel with Pastor Richard Peckman officiating. Interment will follow at Martin Cemetery in Childers. Online condolences may be left at [www.honoringmemories.com](http://www.honoringmemories.com). Memorials in Virginia's name may be made to the 1033 Wheelchair Van. ■



### Benjamin Stokes Thaxton

August 31, 1921-  
May 13, 2013

Benjamin Stokes Thaxton, 91, born in Dewey, OK on August 31, 1921. He entered into rest on May 13, 2013. Ben died at his home in the presence of his wife of 70 years, Charlotte Roberta Hale Thaxton. A proud Delaware Native American and member of the Lenape Gourd Society, he was born to Otis and Minnie Wilson Thaxton.

He and his sisters and brother were raised on their mother's allotted Indian land northeast of Dewey. From age 14 Ben worked as a ranch hand on Scudder Ranch until he was drafted into the U.S. Army in July, 1942. He made two trips to South Africa as a military police bringing back German prisoners of war. Later he served as a medic in Verdun, France. He returned to civilian life in January 1946. Ben worked 40 years for the various subsidiaries of Blue Circle Cement Plant, retiring in 1986. He became a deacon in the First Baptist Church of Dewey, OK in 1958. The Thaxton family relocated to Claremore, OK in 1966. Afterwards he served as both active and inactive deacon and Sunday school teacher in various local churches.

He was preceded in death by his parents, six infant brothers, a brother Dempsey Logan Thaxton, and a sister Frances Mary Hud-

son. He is survived by his wife of almost 71 years, Charlotte, of the home, his children: Linda Thaxton Boggs, Ben D. Thaxton, Nancy Thaxton Messimore and her husband Johnny, Lori Thaxton Hager and her husband Stephen, Todd Thaxton and his wife Dana, numerous grandchildren, great grandchildren, sister Bonnie Lee Thaxton, and numerous nieces and nephews. Private services under the direction of Kennedy-Kennard Catoosa. In lieu of flowers donations to First Baptist Church of Verdigris would be appreciated. ■



*New \$1 coin produced earlier this year by the U. S. Mint. It's the first Indian dollar coin since the Sacajawea in 2000, and is only available in collector proofs and sold through the mint. The Delaware Tribe signed the first Indian treaty with the U.S. at Fort Pitt and approved by Congress on September 17, 1778.*

If one of your relatives or close friends has passed, please send us an obituary. We will run it in the next *Delaware Indian News*. Obituaries can be sent to [din@delawaretribe.org](mailto:din@delawaretribe.org) or to the Tribal Offices.

Please also pass along any birth or death announcements to the Enrollment Office at [lfall-leaf@delawaretribe.org](mailto:lfall-leaf@delawaretribe.org). Remember that the Community Services Committee has a burial assistance program if you need help. ■

# Minutes of the Tribal Council, March 2013-May 2013

## Monday, March 4, 2013 Community Center

*Respectfully submitted by Jana Roth, Special Asst to the Chief*

The Chief called the meeting to order at 5:45 pm. Assistant Chief Chet Brooks prayed in Lenape and English. Present: Chief Pechonick, Assistant Chief Chet Brooks, Nathan Young, Annette Ketchum, and Janifer Brown. (Jenifer Pechonick—absent, on Tribal Business, Verna Crawford—absent, due to illness)

Guests: Curtis Zunigha, Charles and Mary Randall, Bruce Martin, Jana Roth, Amanda Proctor, Bonnie Jo Griffith, Cy Hughes, Doris Warnock-Holler, Diana Bird, and Jim Gray.

The Chief recognized the guests in the audience and asked if anyone wished to address the Council.

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

Nathan Young made a motion to enter into Executive Session to examine pending litigation. 2nd Janifer Brown. Motion passed all in favor.

Chief Paula Pechonick called the meeting back to order at 7:15 p.m.

Chet Brooks made a motion to accept the February 4, 2013 Minutes with changes. Motion passed all in favor.

Annette Ketchum asked about the "Rental Subsidy program" in Kansas. Curtis Zunigha explained that Lacey Harris, the Social Services Program Manager, oversees the property rental management services and that her office has been moved from the Caney office to the new Social Services building in Bartlesville.

Nathan Young made a motion to approve the Treasurers report, pending audit. 2nd Chet Brooks. Motion passed all in favor.

Curtis Zunigha presented the Monthly Tribal Manager Report.

Nathan Young made a motion to accept the written Tribal Manager's report. 2nd Jan Brown. 4 in favor, Annette Ketchum abstained. Motion passed.

Curtis Zunigha announced the March 15th deadline for articles for publication in the April issue of the Delaware Indian News and that the "All Staff" meeting would be held Tuesday, March 5 in the conference room of the new Social Services building.

### Unfinished Business

Curtis Zunigha discussed the brush pile left in the pond, the loss of 3 members of the housing staff and 3 DEA staff members. Zunigha added that Mike Taylor and Jean Lewis were assisting him with keeping these departments afloat and that he had advertised for a housing director and he planned to hire someone with experience in Tribal housing.

Jan Brown stated that a survey regarding opening the Wellness Center pool is being circulated during the daily elders lunch.

Curtis Zunigha noted that Wellness Center attendant, Mickey Morrison, reported an average of 4-5 people per night utilize the Wellness Center.

The agenda item regarding the review of the Web Editorial Policy could not be discussed due to the absence of council member Jenifer Pechonick. Nathan Young motioned to table the Web Editorial Policy discussion. 2nd Jan Brown. All in favor. Motion passed.

Jan Brown made the motion to remove the brush pile from the pond. 2nd Annette Ketchum. All in favor, motion passed.

Jan Brown made a motion to approve Resolution 2013-12 authorizing Leslie Fall-Leaf to sign documents requesting blood quantum and Tribal membership information. 2nd Nate Young. Motion passed with all in favor.

Nathan Young motioned to adopt Resolution 2013-13 accept-

ing the enrollment of 21 new Tribal members. Annette Ketchum read the names of the new members. Nate called for question. 4 in favor of accepting all new members listed, Nate Young abstained on member #5 (his granddaughter Olivia Ruth Young) but approved all other new members on the list. Motion passed.

Jan Brown motioned to approve Resolution 2013-14 approving the submission of the "Images of our Grandfathers" project application. 2nd Nathan Young. All in favor. Motion passed.

Nathan Young motioned to approve Resolution 2013-15 to ratify poll vote of March 1 authorizing the submission of the institute of Museum and Library Services Native American Library Services: Enhancement Grant FY 2013. 2nd Jan Brown. All in favor. Motion passed.

Curtis Zunigha presented artwork for renaming the Irene Apartments. Zunigha made the recommendation to rename the complex "The Lodges."

Annette Ketchum made the motion to approve renaming the Irene Apartments to "The Lodges" and approve the submission logo design #1, integrating red, black, and white into the ribbonwork. Nathan Young 2nd. All in favor. Motion approved.

### Other Business

None.

Jan Brown made motion to adjourn. Motion passed. Meeting adjourned at 7:45 pm.

## Monday, April 1, 2013 Community Center

*Respectfully submitted by Jana Roth, Special Asst to the Chief*

The Chief called the meeting to order at 6:08 pm. Councilwoman Annette Ketchum prayed. Present: Chief Pechonick, Assistant Chief Chet Brooks, Jenifer

Pechonick, Nathan Young, Annette Ketchum, Janifer Brown and Verna Crawford.

Guests: Curtis Zunigha, Charles and Mary Randall, Rick Barnes, Greg Brown, Bruce Martin, Jana Roth, Judy Dull, Jean Lewis, Cy Young, Christopher Ketchum, and Jim Gray.

Nathan Young made a motion to amend the agenda to include discussion of a contract with Gray and Gray before unfinished business. 2nd Jenifer Pechonick, motion passed all in favor.

Janifer Brown made a motion to approve the minutes March 4, 2013. 2nd Nathan Young. Motion passed 5 yes 2 abstain (V. Crawford, J. Pechonick) due to being absent for the meeting.

Nathan Young made a motion to approve the Treasurer's report pending audit. 2nd Jenifer Pechonick. Motion passed all in favor.

Annette Ketchum made a motion to include DFMS, DTFS and DEA in the monthly Tribal Council financials. 2nd Chet Brooks. Motion passed all in favor.

Nathan Young made a motion to accept the Tribal Manager's report and supporting documents, 2nd Jenifer Pechonick. Motion passed all in favor. Discussion was held about packets and financials. The Tribal Council would like the financials on the 15th and the rest of the reports the week prior to the Council Meeting. Jenifer noted the ATG money for 2012 (for Oct '11-Sept '12) wasn't received until February 2012. CORRECTION: the 2012 money wasn't received until July 2012.

The Delaware War Mothers presented their new Princess Hayden Griffith to the Tribal Council.

Nathan Young made a motion to ratify poll votes: Resolution 2013-16 ICDBG Grant 2013 Operation & Maintenance; Resolution 2013-17 ICDBG Grant 2013 Land for Construction and Reso-

lution 2013-18 ICDBG Grant 2013 Application, 2nd Verna Crawford. Nathan Young asked the vote be spread of the record.

The Chief showed a mock-up of the 2013 Native American coin commemorating the First Treaty of the United States with the Delaware Tribe. The coin can be purchased from the mint, later this month.

Nathan Young made a motion to approve Resolution 2013-19 Approval of Tribal Membership. 2nd Janifer Brown. Motion passed all in favor. Seventeen members were enrolled. Rick Barnes requested an update on how many Tribal members are of voting age and how many under eighteen (18) years.

Verna Crawford made a motion to set the fee schedule at \$25 per document for LLC formations. 2nd Janifer Brown. Motion passed all in favor.

Jenifer Pechonick made a motion to approve the amended Resolution 2013-21. 2nd Janifer Brown. Discussion: Bonnie Jo Griffith is to be added to the resolution. 6 yes 1 no (A. Ketchum)

Greg Brown proposed minor changes to the editorial policy of the website and DIN to require articles to be related to the Tribe.

Annette Ketchum made a motion to amend the editorial policy to require articles for the newspaper and website to be related to the Tribe. 2nd Nathan Young. Motion passed all in favor.

The Tribal Council will have a workshop Thursday, April 4, 2013.

Chet Brooks asked the Tribal Council if the Trust Board could request an opinion from Amanda Proctor regarding the security of the Trust funds. Curtis and Chet will contact Amanda Proctor this week.

The Tribal Council went into executive session to discuss the Gray and Gray contract.

continued from page 15

The Tribal Council came out of executive session.

Nathan Young made a motion to approve the contract with correction of typo, 2nd Verna Crawford. Motion passed all in favor.

Meeting adjourned at 8:22pm.

## Monday, May 6, 2013 Community Center

*Respectfully submitted by Jana Roth, Special Asst to the Chief*

The Chief called the meeting to order at 5:05 pm. Councilwoman Annette Ketchum prayed. Present: Chief Pechonick, Assistant Chief Chet Brooks, Jenifer Pechonick, Annette Ketchum, Janifer Brown and Verna Crawford. Nathan Young was absent due to illness.

Guests: Curtis Zunigha, Charles and Mary Randall, Bruce Martin, Jana Roth, Jean Lewis, Leslie Fall-Leaf, Ben Plemmons, Gina Carrigan-St. Clair, Jo Griffith, Don and Priscilla Mason and John Chapman Young.

Annette Ketchum made a motion to accept the agenda as presented. 2nd Verna Crawford. Motion passed all in favor.

Jenifer Pechonick made a motion to approve the minutes May 6, 2013 with corrections. 2nd Chet Brooks. 5 yes, 1 abstain (Janifer Brown, absent for meeting).

Janifer Brown made a motion to approve the Treasurer's report pending audit. 2nd Jenifer Pechonick. Motion passed all in favor.

Verna Crawford made mention the Trust Fund is up \$60k due to the market.

Annette Ketchum made a motion to approve the reports in packet, 2nd Jenifer Pechonick. Motion passed all in favor.

Verna Crawford made a motion to approve a 25% increase in the consultation fees for Brice's department to \$250 per historic consultation. 2nd Janifer Brown. Discussion: the Tribal Council discussed what other Tribes are charging. Curtis discussed how some of the funds are spent. Motion passed all in favor.

### Unfinished Business

Leslie Fall-Leaf reported on the enrollment backlog and recent training. In the last month 148 updates, 92 cards (which may not be accurate due to printer jams), 67 affidavits of membership, 3 BIA 44-32 forms, 59 profile forms. The backlog is still 103, with 31 new ones last month. Priority is to get new people in and scan documents later. The 2nd seat for Progeny has been purchased.

### Ratification of Poll Vote

A poll vote was conducted May 30, 2013 for Resolution 2013-27 (Contract with a Tribal Judge for the Tribal Child Support Enforcement Program). Verna Crawford made the motion to work on codes, 2nd Chet Brooks to ratify the poll vote. Motion passed all in favor.

Jenifer Pechonick made a motion to approve Resolution 2013-28 To Amend the Delaware Tribal Membership Act. 2nd Janifer Brown. Discussion: the resolution moves Section 13 to 14 and Section 14 to 15. Motion passed all in favor.

Annette Ketchum made a motion to approve Resolution 2013-29, to Amend the Delaware Tribal Membership Act, Changes Section 12 to Section 13 Ineligible Tribal Member Removal Procedures. 2nd Verna Crawford. Discussion: the provision allows for removal of tribal membership in the event of mistaken identity or deliberately false information as well as due process for applicants.

Jana Roth presented information regarding a planning grant for a Tribal charter school.

Verna Crawford made a motion to approve Resolution 2013-30, Establish Tribal Education Department, 2nd Chet Brooks. Motion passed all in favor. Discussion: Curtis Zunigha said the challenge will be for the Trust Education Committee to work with the Tribal Council.

Verna Crawford said that we are holding consideration of Resolution 2013-31 until a later date.

Verna Crawford made a motion to approve Resolution 2013-32

Chief Financial Officer and Director of Human Resources will fall under the supervision of the Chief. 2nd Annette Ketchum. Discussion: The Tribal Council feels the changes of the organizational chart are necessary to help the flow of information.

Verna Crawford made a motion to approve Resolution 2013-33 Remove Title 25 and Title 19 and any resolutions pertaining to these. 2nd Janifer Brown. Discussion: these titles pertain to the job descriptions and personnel policy mandated into law in 1983 per the Tribal Codes. Motion passed all in favor.

Verna Crawford made a motion to approve Resolution 2013-34 NCAI Delegate and Alternate. 2nd Annette Ketchum. Discussion: resolution is required by NCAI to designate the representative and alternates. Motion passed all in favor.

Chief Pechonick welcomed Gina Carrigan-St. Clair back as our Tribal attorney.

Don Mason, Chief Justice, reported on Sovereignty Symposium. He said there is money for law enforcement. Local and State law enforcement is interested in partnering with Indian tribes. ICWA and Economic Development were hot issues. Don also discussed instituting criminal codes and enforcement with which to enforce the codes in the future. Don also applauded establishment of the Education Department. Don mentioned the meeting this afternoon on behalf of Child Support Enforcement.

Verna Crawford said that she, Curtis Zunigha and Chet Brooks attended the Office of Trust Fund Management reform. She said on Friday Curtis Zunigha gave a verbal outline of our situation and she and Chet commended Curtis's presentation. Chet Brooks said one of the commissioners pledged to help us.

Curtis Zunigha reminded everyone the DIN deadline is June 15.

Meeting adjourned at 6:07 pm. ■

## Tribal Organizational Development Moves Forward

*Jenifer Pechonick*

The Tribal Council recognized the need for organizational development throughout the various departments earlier this year. Some of our identified needs (out of a huge list of priorities) include: DFMS 8(a) certification; follow-up on contacts made at conferences such as RES; staff development including effective staff meetings, improving internal communication, review of job descriptions; effective time and task management; avoiding duplication of work; process analysis of each department for maximum effectiveness; review of all policies and procedures to have current documented policies and procedures for all areas; developing a New Hire Manual; training on quarterly and annual reports identify potential 638 programs; meeting with various BIA officials to discuss expanding 638 service area into Kansas; meeting with Cherokees and BIA to secure direct funding of Aid-to-Tribal Government monies; reviewing the Housing program, formula area, and sub-recipient agreement with Cherokee; working with the Tribal Court on needs, training, codes; working with Child Support Enforcement for necessary renovations to Caney building to meet the security needs of a comprehensive program; creating a Memorial Garden; and funding and maintenance needs for the Boys and Girls Club of Chelsea.

We are happy to report that work on many of these items is underway! In order to assist with this huge undertaking, the Tribe contracted with Gray and Gray Consultants. Gray and Gray is an Osage-owned consulting firm made up of Jim and Libbi Gray (Jim Gray is a former chief of the Osage Tribe, and Libbi is an MBA with extensive experi-

ence in organizational review and training). Their combined background and work experience made them an asset in many areas.

In the first two months, they have accomplished quite a lot. Libbi, along with several staff members, are reviewing the Tribal Code book, which was put together in the 1980s, to make sure it is complete and to add other proposed codes that will be presented to the Tribal Council in the coming months. She has simultaneously been working with another team to develop and improve internal communication between staff and Council, and between staff members themselves. The Enrollment Department has been an area of focus and has resulted in improved knowledge of our enrollment software, improved workspace, staffing changes (adding a second full-time employee to the department), and hopefully streamlined procedures for handling the large volume of work for a large tribe such as ours. Libbi has worked with several staff members one-on-one to help address concerns or design improved processes. She has provided training in the use of Microsoft Outlook (especially its calendar functions) and has helped design an "intranet" to make the sharing of information more efficient. The staff has been appreciative of their efforts.

Jim has assisted on a state and federal level in development of intertribal and federal agency relations and works with the Tribal Council on preliminary strategic planning. Gray and Gray undertake many specific tasks each week which they document and report to their various "project sponsors" on the Council weekly and monthly. ■



# Minutes of the Delaware Trust Board, March 2013-May 2013

## Monday, March 4, 2013 Social Services Conference Room

*Respectfully submitted by Jana Roth, Special Asst to the Chief*

Chairman Chet Brooks called the March meeting to order on March 4, 2013 at 4:10 p.m. Joe Brooks gave the invocation.

Chairman Chet Brooks called roll, those present were DeAnn Ketchum, Homer Scott, Chairman Chet Brooks, John Sumpter, and Joe Brooks. Secretary Verna Crawford was absent due to illness. Cass Smith resigned at the Special meeting, three weeks earlier.

Chairman Chet Brooks welcomed guests and invited anyone present to address the Board.

**Joe Brooks** moved to approve the agenda. Homer Scott seconded. Motion carried with 5 yeas.

### Minutes of Previous Meeting

**Joe Brooks** moved to approve the Minutes of February 4, 2013 with no corrections. Homer Scott seconded the motion. Motion carried with 5 yeas.

### Treasurer's Report

DeAnn Ketchum noted she had not reviewed the financials. Chairman Brooks stated that Jean Lewis, the CFO, gave a synopsis of the Trust Board financials in February and that the Trust Fund was at \$ 3,873,663.14 in January. Homer Scott noted that Fund was moving up and that was *the main thing*. Chairman Chet Brooks asked if anyone had any questions regarding the Financials.

**John Sumpter** moved to approve the Financials. Joe Brooks seconded the motion. Motion carried with 5 yeas.

Jean Lewis, the CFO addressed the Board and stated she was prepared for the auditor. She also stated that last year the auditor had suggested changing the fiscal year end to the same as the Tribe's

fiscal year end. She explained that such a change would be difficult and that MIP would have to re-open and close each year in order to change the fiscal year which will be costly. MIP will charge \$1500.00 to \$1600.00 to make the change. She suggested the Trust Board had run the old fiscal year calendar for years with no problem but she asked what the Trust Board wanted to do. Curtis Zunigha, the Tribal manager discussed the requirements of the Trust documents regarding budgets. Jean Lewis stated she thought there was no point in changing the fiscal year, that there would be no benefit for us to do it. Joe Brooks asked if it would make the audit cheaper. Jean Lewis responded no it would not. Jean Lewis recommended that there be no change to the old fiscal year structure. Jean explained that once you change it, it's expensive to go back. Janifer Brown asked if the fiscal year end was changed, would they have to change all the years and Jean responded "yes." Chairman Brooks asked if, from a technical standpoint, if the budget is for a year regardless, would the extra 3 months look like we overspent. Jean Lewis responded it would be easy to take the changes we had made, back to the old fiscal year calendar. Chairman Brooks noted that there was nothing wrong with going over budget and Jean replied that was true.

**Joe Brooks** made a motion to change the calendar back to fiscal year January 1 through December 31. John Sumpter seconded. Motion carried with 5 yeas.

### Economic Development Report

**Joe Brooks** stated there was no report because the DEA takes care of the Tribe's economic development.

### Community Services Report

Verna Crawford was absent so Homer Scott stated the Commu-

nity Services Committee met and approved 37 educational scholarships in February and 10 or 12 tribal assistance applications. Joe Brooks thanked the Community Services Committee and the Trust Board on behalf of his daughter, who received assistance for nursing school.

Curtis Zunigha reported on the cemetery project. He stated that the clearing of the property was under way and significant progress had been made. He stated that after this phase was completed the Cultural Preservation Committee would be consulted. Curtis Zunigha added the cemetery was located SE of the Copan about one and half miles above the Caney River (which has flooded the cemetery several times). Zunigha noted this is a long-term restoration project and that he would put together a report. Annette Ketchum asked how much money had been spent. Zunigha replied about \$4000.00 has been paid to Barnes American Tree Service and that the Tribe had received a discount because Terry Barnes is a Tribal member who wanted to work on the project out of respect to our Delaware ancestors buried there. Zunigha also discussed plans for restoration of the head stones at the cemetery. Furthermore, Zunigha noted that some of the money for the project could come from Cultural Preservation and some could come out of Land Management. Zunigha stated that as the project progresses he will seek the guidance and direction of the Historical Preservation Committee, the Cultural Preservation Committee, Land Management, and the descendants of those buried at the cemetery.

Joe Brooks asked about a Two Mile Cemetery restoration effort. Zunigha replied that any overgrown trees would be cut back. Brooks asked Mr. Zunigha to check on that cemetery. Zunigha added that the head stones at that cemetery will also be addressed in

the future and that he had spoken with Windle's Rock shop to inquire about the cost to restore the headstones.

Bonnie Jo Griffith stated that she was on the cemetery committee. Verna Artherton asked if people could get into the cemetery and John Sumpter replied yes.

DeAnn Ketchum asked about getting ground penetration radar from Dr. Brice Obermeyer. Zunigha stated that it could be leased using cultural preservation funds and suggested the Ruby Cranor book might be used to find where "they" are and "who" they are. He also stated that funding could be provided by the Trust Fund, the Preservation fund and possibly fund raising efforts.

Joe Brooks requested the brush pile that is now floating in the pond be removed, as it was not anchored and feared it would eventually block the drain and cause flooding. There was some discussion on whether or not the brush was left to make a fish habitat. Charles Randall suggested that the state might stock the pond but Joe Brooks said "no" because then the pond would be open for non-tribal members to fish. It was also suggested that a "No Fishing" sign be posted. Zunigha stated he would be addressing the Tribal Council this evening to request the brush be removed as soon as possible.

John Sumpter stated that someone (a non-Tribal member, according to Leslie Fall-Leaf) had called him and asked about the Silver Lake Cemetery and he referred them to Leslie Fall-Leaf. It was also mentioned that although the Tribe does not own the cemetery, many Delaware people are buried there but he had heard that it is now full. Annette Ketchum said that if the Tribe requested it, the county wouldn't allow anyone outside of the Tribe to be buried there, unless they already had family buried there. Bonnie Jo Griffith stated that the county

mows the Silver lake Cemetery. Bruce Martin stated that in 2005, he was told there were only 2 or 3 plots left. Ms. Griffith stated that she was on the cemetery committee and asked why decisions regarding cemeteries where being made here?

### Reinvestment Report

John Sumpter asked what Chairman Brooks wanted to do about hiring attorney Michael McBride. Chairman Brooks replied that he had called on Wednesday or Thursday and was informed it would take a \$1000 retainer to review the situation. Annette Ketchum added that the attorney charges approximately \$400 per hour. John Sumpter stated that a financial attorney is more expensive but that the Trust document papers are way out of date. Joe Brooks stated that he wondered if there was something better than Arvest Bank to keep the Trust Fund. Sumpter stated that Arvest was a safe and sound investment but the Trust Fund document needs to be "modernized." Annette Ketchum asked if Jean Lewis, the Tribe's CFO could look at it. Joe stated that Lewis wasn't qualified to decide whether the Trust Funds were safe or not and the bank refuses to give an opinion on it.

DeAnn Ketchum asked when was the last time that it was analyzed and the reply was that it was last analyzed back when Raymond Cline was the Trust Board Chair.

John Sumpter stated that he had asked the accountant about it but the accountant told him he would need a financial attorney to look at it. Joe Brooks said he was concerned about the cost of an attorney and that he wants to know:

1. Is the Trust money safe and if the Tribe gets sued are the Trust monies safe? And,
2. What do we need to do to modernize?

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Curtis Zunigha said, in his opinion, he didn't think the Trust Fund was at risk because it's a fund that's approved by a vote of the people and it is not under the control of the Tribal Council. Discussion ensued and John Sumpter stated he still thought legal opinion was needed to modernize the documents and that maybe an attorney could strike a better rate with Arvest. Chief Pechonick asked John Sumpter why he doesn't just ask Arvest for a better rate.

**Joe Brooks** made a motion that the Chairman ask the financial attorney:

1. How much he would charge to review and make sure the Trust Funds were safe from a lawsuit. And,

2. The maximum number of hours he would need to answer if the monies are safe.

No action was made on the motion.

**Joe Brooks** made a motion for Chet Brooks and John Sumpter to speak to the attorney. No action was made on the motion.

Chet Brooks said that the attorney had told him that reviewing the Trust document and the Constitution wouldn't take that much time but if we get sued it will take a lot of hours.

Joe Brooks requested the attorney be asked:

1. How much does the attorney charge per hour. And,

2. That the attorney state the projected number of hours in the contract. Furthermore, the attorney should not go over a set number of hours.

John Sumpter noted it should be sent as a packaged bundle with the Trust Document, the

Constitution, and the contract with Arvest. Annette Ketchum asked if the government didn't guarantee its safety up to a certain amount? Sumpter stated the main issue is the old paperwork. Annette Ketchum stated that the Tribal attorney said her firm has

access to specialized attorneys. Sumpter asked how much the attorney would charge per hour and what would be the maximum number of hours for the attorney to review the bank, Trust Document, and Constitution. Chairman Brooks asked if the Tribe would have any problem asking Amanda Proctor? Curtis Zunigha stated that Ms. Proctor charges \$150 per hour with no retainer.

**Joe Brooks** made a motion to call the lawyers and Amanda Proctor and ask how much per hour do they charge, what would be the projected number of hours to review the Trust Document, Constitution, the contract with Arvest, and to evaluate whether the Trust Fund monies were safe. Motion seconded by John Sumpter. Motion carried with 5 yeas.

### Tribal Operations Report

No committee meeting because the money is used to take care of the audit for the Tribe and Trust.

### Cultural Preservation Report

The meeting was held last month. Reminder of the upcoming Stomp Dance on March 23, in Chelsea at 6 p.m. Bruce Martin is coordinating with the Boys and Girls Club in Chelsea. He will also be taking the van which allows for 15 passengers for anyone who would like a ride to and from the event.

Joe Brooks stated that he told Pat Fitzgerald, who prints a newspaper called "The Links" about the Stomp Dance and he is going to run a free advertisement for the event weekly till March 23. Joe Brooks requested that Chairman Brooks call Mr. Fitzgerald to thank him for the free advertisement. Joe Brooks added that the paper is offered for free across northeastern Oklahoma. Annette Ketchum requested Mr. Fitzgerald's contact information in order to advertise events for the Bartlesville Indian Women's Club.

### Unfinished Business

None.

### New Business

Cass Smith resigned approximately three weeks ago at a Special Meeting so there is an open seat on the Trust Board. Tribal member Nicky Michaels has requested to fill any vacant trust Board seat.

Chairman Brooks noted that any Trust Board openings are filled at the pleasure of Trust Board members. Bonnie Jo Griffith suggested that the opening be posted on the Tribe's Facebook page and on the website to allow all tribal members the opportunity to serve.

Joe Brooks noted that according to the Trust Board document, if someone resigns from the trust Board, the seat will be filled at the next Trust Board meeting. So the resignation is accepted at this meeting and then the opening is advertised prior to being filled at the next meeting.

**John Sumpter** motioned to accept the resignation of Cass Smith and to advertise for the open seat. Joe Brooks seconded. Motion was passed with 5 yeas.

Curtis Zunigha suggested the open seat be advertised in the Delaware Indian News next month. But it was mentioned that it would be too late because the delivery date would be after the April 1 meeting date.

Chairman Brooks stated that Verna Crawford had told him she was approximately half-way through with the changes that were discussed at the last Special Meeting and she suggested arranging another Special Meeting. Curtis Zunigha suggested an article regarding the revision of the Trust Document be published in the April issue and in July placing a notice for the people to vote in the November election. Chairman Brooks stated that he believed it would be ready for print in the July edition. Zunigha stated he was in favor of extending an election calendar for holding elections every two years and that we didn't have to wait until November.

John Sumpter asked to set a date for the next Special workshop. Chairman Brooks asked if Mondays were acceptable. A ten-

tative date was set for 1:00 p.m., two weeks from today, on March 18 in the Social Services Conference Room.

Chairman Brooks asked for further new business. None.

Curtis Zunigha asked to make a statement regarding the new Social Services building. He stated that Housing, Child Welfare, EPA, and the Library and Archives are now located in the building. He also pointed out that Conference Room could be scheduled for any meetings. He noted that future Tribal Council and Trust Board meetings would be held upstairs in Forsythe Hall following the completion of construction.

**Chairman Chet Brooks** moved to adjourn. Joe Brooks seconded the motion. With 5 yeas, Chairman Brooks declared the meeting adjourned at approximately 5:30 p.m.

### Monday, April 1, 2013 Community Center

*Respectfully submitted by Verna Crawford, Trust Board Secretary*

Chairman Chet Brooks called the April 1, 2013 Trust Board meeting to order at 4:15 p.m.

Homer Scott gave the invocation.

Secretary called the roll; those present were Chairman Chet Brooks, John Sumpter, Joe Brooks, Homer Scott and Secretary Verna Crawford. DeAnn Ketchum was absent.

Chairman Chet Brooks welcomed guests. He invited anyone who would like to address the Board to do so.

Guests, Tribal officials and employees present included Rick L Barnes, Chief Paula Pechonick, Dee Ketchum, Councilman Nathan H. Young, Jana Roth, Nicky Kay Michael, Mr. Michael, Judge Charles Randall, Mary Randall, Councilwoman Janifer Brown, Jean Lewis, Bruce Martin, Bonnie Jo Griffith, Cece Biggoose, Councilwoman Annette Ketchum, Greg Brown and Business Manager Curtis Zunigha.

**Verna Crawford** moved to approve the agenda with amendment to fill the Trust Board vacancy after approval of minutes. Homer Scott seconded the motion. Motion carried with four yeas.

### Minutes of Previous Meeting

**Joe Brooks** moved to approve the minutes of March 4, 2013 with corrections. Homer Scott seconded the motion.

**Discussion:** Chairman Brooks stated the only mistake he had noticed was in approving motions. He said that since the Chairman only votes in the case of a tie so the correct motion approvals should read four yeas not five.

**Motion** carried with three yeas and one abstention (Verna Crawford).

Chairman Brooks stated that there was a vacancy on the Board with the resignation of Cass Smith and according to the Trust Document requires the seat to be filled at the next Board meeting after the seat becomes vacant. He announced that he had received four requests to be considered for the vacancy, Nicky Michael, Bonnie Jo Griffith, Mary Longhorn and Phil Oyler. Nicky Michael and Bonnie Jo Griffith were present. Candidates are required to send a letter of request to be considered and to be present at the meeting to be considered for vacant positions. Therefore only Ms. Michael and Ms. Griffith could be considered.

**Chairman Brooks** asked the two candidates if they would like to address the Board. He called on Nicky Michael first.

**Ms. Michael** introduced herself as a mother having a PHD and teaching at Rogers and several other hats. She stated that she came to the Board to address her interest in the vacant seat and why she felt she was qualified for the position. She stated that she has worked for several other tribes and handles the Lenapeowski Foundation. This foundation is geared for the benefit of children. She felt she has the experience to manage

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our trust money. She said she had ideas how to use them, grow them, address them with more professionalism; there are numerous ways to do that. She mentioned a new Tribal program called 7871. Tribes are putting some of their assets in. She said this program is kind of like non-profits for Tribes and to her the trust monies are non-profit, because we are serving Tribal members with them. Other things we could be doing are student and youth programs. She felt like she could bring a lot to the table in this area. She stated she also has a PHD in History, which included research with the Tribe and our relationship with the Cherokee Nation.

She assured the Board she would be able to attend most of the meetings including committee meetings and workshop.

**Ms. Griffith** told the Board that she was retired. She is a mother, grandmother and great grandmother. She stated that she has thirty years experience in the corporate world. She spent some time in accounting, took care of accounts payable, but most of the time she worked in marketing and was in charge of about a million dollar budget. She prepared and submitted reports, traveled extensively across the US. She stated she knows the importance of return on investments. She said she could attend any meetings required. She commented that she has the time, energy and desire to serve the Tribe. She felt she had experience that would balance the lack of the formal education possessed by Ms. Michael.

**Chairman Brooks** called for the Board members to vote on paper distributed by the Secretary. There were two votes for each person and Chairman Brooks had to break the tie. He thanked both for their interest in serving the Tribe and stated it was very difficult for him to vote, because both ladies were equally qualified. Brooks broke the tie by voting for Bonnie Jo Griffith, the elder.

**Chairman Brooks** gave Ms. Griffith the oath of office and she took her seat at the table.

#### **Treasurer's Report**

Verna Crawford moved to accept the Treasurer's report pending audit, seconded by Joe Brooks.

**Discussion:** Chairman Brooks commented that the balance has increased by \$29,000.

Joe Brooks stated, for the benefit of the audience, that the principal is at \$3,902,151.80.

**Motion** carried with four yes and one abstention, (Bonnie Jo Griffith).

#### **Committee Reports**

##### **ECONOMIC DEVELOPMENT: CHAIR JOE BROOKS**

Joe Brooks stated that Economic Development had not had a meeting since Delaware Economic Authority now handles the Tribes Economic Development. Brooks said that eliminating the committee was being considered in the November election.

##### **COMMUNITY SERVICES: CHAIR VERNA CRAWFORD**

The Community Services Committee met on Monday, March 8, 2013. Chairman Crawford was not at the March meeting due to illness. Co-chair Homer Scott reported that the Committee approved 17 requests for service.

##### **LAND MANAGEMENT: CHAIR DEANN KETCHUM**

Chairman Brooks reported that the Committee Chair was absent and no report was presented.

##### **CULTURAL PRESERVATION: CHAIR CHET BROOKS**

The committee meets the third Tuesday of each month starting at 6 p.m. in the Community Center.

Chairman Brooks thanked Bruce Martin for his work coordinating a Stomp Dance at the Boys and Girls Club in Chelsea. The dance was well attended and additional dances are being considered.

##### **EDUCATION: CHAIR VERA CRAWFORD**

The Education Committee met on Monday, March 8, 2013. Chairman Crawford was not at the March meeting due to illness. No report was presented.

Joe Brooks brought a problem to the floor regarding students attending college year round. He requested the Committee look at this because students doing this will have a degree equal to four years and are losing out.

Crawford stated that the Committee would review and consider this situation.

##### **REINVESTMENT: CHAIR JOHN SUMPSTER**

The committee meets quarterly. Committee Chair John Sumpter asked the Trust Board to consider having an attorney review the current process and give the Board direction on the status and possibilities that are available. Verna Crawford suggested inviting Mr. Thompson from Arvest Bank to a Trust Board Workshop Monday, April 8, 2013.

Joe Brooks suggested hiring Amanda Proctor, the Tribal Attorney, to give a legal opinion on the status of the safety of the Trust Money.

**Verna Crawford** moved to direct Chairman Brooks to hire Attorney Amanda Proctor for up to six hours to review the Trust Document and structure and advise the Board of our possibilities open to the Board, the cost to be divided among the Committees based on percent allocated to them. With a contract if needed, Joe Brooks seconded the motion. Motion carried with four yes.

##### **TRIBAL OPERATIONS: CHAIR JOE BROOKS**

Meets quarterly. No report was given due to no meeting being held.

##### **Unfinished Business**

**Joe Brooks** moved to eliminate Economic Development and Land Management and replace them with an Elders Committee

and Veterans Committee. Change the percentage allocated to the committees as follows:

Tribal Operations—15%; Education—25%; Community Service—30%; Cultural Preservation—10%; Reinvestment—10%; Elders Committee—5% and Veterans Committee—5%. To be confirmed by a referendum vote of the Delaware people in November. Bonnie Jo Griffith seconded the motion. Motion carried with five yes.

##### **New Business**

Judge Rick Barnes addressed the Board with the suggestion to hold at least one meeting in Caney, Kansas. He felt it would be appropriate since Caney is designated as our Kansas Tribal headquarters.

Joe Brooks said that would be fine if we hold one in Chelsea also. Comments from others that to be fair, a meeting should also be held in Nowata.

**Bonnie Jo Griffith** moved to hold the May 6, 2013 Trust Board meeting at the Caney, Kansas building at 3 pm. Joe Brooks seconded the motion. Motion carried with five yes.

Joe Brooks stated that he would not be at the May meeting. He would be on vacation and that his absence should be unexcused.

**Joe Brooks** moved that the absence of DeAnn Ketchum be unexcused. John Sumpter seconded the motion.

**Discussion:** Chairman Brooks told the Board that DeAnn had sent him an email that she would not be at the meeting due to work. She also suggested that the Board meet quarterly, not monthly.

Chairman Brooks stated that is not a possibility, because the Trust Document requires the Board to meet on the first Monday every month.

**Motion** carried with five yes.

**Verna Crawford moved to adjourn.** Joe Brooks seconded the motion. Motion carried with five yes. The meeting adjourned at 6:10 pm.

#### **Monday, May 6, 2013 Kansas Headquarters, 601 High Street, Caney, KS**

*Respectfully submitted by Verna Crawford, Trust Board Secretary*

Chairman Chet Brooks called the May 6, 2013 Trust Board meeting to order at 3:05 p.m. in the Kansas Headquarters, 601 High Street, Caney, KS.

Verna Crawford gave the invocation.

Secretary called the roll; those present were Chairman Chet Brooks, John Sumpter, Homer Scott, Bonnie Jo Griffith, and Secretary Verna Crawford.

Joe Brooks and DeAnn Ketchum were absent. Chairman Brooks announced that he had received a letter from DeAnn Ketchum tendering her registration. He also stated that Joe Brooks wanted his absence noted as unexcused since Joe was on vacation.

Chairman Chet Brooks welcomed guest inviting anyone who would like to address the Board to do so.

Judge Rick Barnes issued his appreciation that the Trust Board was holding the meeting in the Caney office. The meeting was held in the Tribal Court Room.

Chairman Brooks noted that the facilities are nice. The meeting was held in the court room.

Guests, tribal officials and employees present included Rick L Barnes, Chief Paula Pechonick, Nicky Kay Michael, Mr. Michael, Judge Charles Randall, Mary Randall, Bruce Martin and Nancy Sumpter.

Verna Crawford moved to approve the agenda as presented. Homer Scott seconded the motion. Motion carried with four yes.

#### **Minutes of Previous Meeting**

Bonnie Jo Griffith moved to approve the minutes of April 4, 2013. Homer Scott seconded the motion. Motion carried with four yes.

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### Treasurer's Report

John Sumpter moved to accept the Treasurer's report pending audit seconded by Verna Crawford.

Discussion: Chairman Brooks stated that DeAnn Ketchum was the treasurer. Brooks noted that as of March 30, the principal balance was \$3,955,299.75.

Bonnie Jo Griffith commented that at the April meeting Joe Brooks reported the balance at \$3,902,151.80. That is an increase of over \$50,000, at that rate we could go over \$4 million by next meeting, Bonnie stated.

Motion carried with four yes.

Verna Crawford moved to approve Resolution 2003 to set the Trust Board fiscal year to the calendar year. Bonnie Jo Griffith seconded the motion.

Discussion: The Trust Board fiscal year was the calendar year (January 1 to December 31). The Trust Board changed that to coincide with the Tribal Council year of October 1 to September 30. CFO Jean Lewis reported to change the fiscal year would require the software company to make the necessary changes and that would cost up to \$1,600, Chairman Brooks explained.

Motion carried with four yes.

### Committee Reports

#### ECONOMIC DEVELOPMENT: CHAIR JOE BROOKS

No Report

#### COMMUNITY SERVICES: CHAIR VERNA CRAWFORD

The Community Services Committee met on Monday, April 8, 2013. The Committee approved six requests for services, two burials, one rental assistance and three medical. The next meeting will be Monday, May 20, 2013 following the Education meeting, reported Verna Crawford.

#### CULTURAL PRESERVATION: CHAIR CHET BROOKS

Meets the third Tuesday of each month starting at 6 p.m. in the Community Center. The Dela-

ware Powwow will be in less than three weeks, (Memorial Weekend—May 24-26, 2013). Everyone is encouraged to attend. April 21, 2013, tribal representatives, including four Committee members, attended an opening ceremony "Honoring Code Talkers" at the Wyandotte County Museum in Bonner Springs, Kansas. Those attending were Chief Paula Pechonick, Assistant Chief and Trust Board Chairman Chet Brooks, Janifer Brown, Charles and Mary Randall, Verna Crawford, Jim Rementer, Annette Ketchum and Anna Pechonick. April 22, 2013 John Sumpter and Chet Brooks attended the play, "Manhatta" in Oklahoma City, Oklahoma, reported Chair Chet Brooks. There will be one more committee meeting before Powwow.

#### EDUCATION: CHAIR VERA CRAWFORD

The Education Committee met on Monday, April 8, 2013. The Committee approved three applications, one for Vo-tech training and two for Athletic Assistance. The next meeting will be Monday, May 20, 2013 following the Education meeting, reported Verna Crawford.

As an addition to the Community Services report, Tribal members Karon Miller and Jodie Peck will be presenting a plan to assist elders and later, other Tribal members, to receive free or low cost prescriptions. They plan to have the project plan in early June.

#### LAND MANAGEMENT: CHAIR DEANN KETCHUM

John Sumpter reported the cemeteries are looking good and are being prepared for Memorial Weekend.

#### REINVESTMENT: CHAIR JOHN SUMPTER

Attorney Amanda Proctor and Arvest Bank representative Scott Thompson met with members of the committee and Trust Board to discuss what the status of the Trust is. The general consensus

is that it is an irrevocable Trust because the Delaware people as a whole owns the money and have designated a plan for the use of it. There still needs to be an official determination before everyone will be comfortable with this, reported John Sumpter.

#### TRIBAL OPERATIONS: CHAIR JOE BROOKS

Meets quarterly. No report was given.

#### Unfinished Business

Secretary Verna Crawford read into the record the Poll Vote to approve Resolution 2013-1 into the record: The resolution is titled: "A resolution of the Trust Board of the Delaware Tribe of Indians support and assistance to the Delaware Museum, Archives and Library project."

The resolution provides the Delaware Museum, Archives and Library project with \$5,000 to purchase products to start-up a gift shop, provided the revenue will be used to purchase and, when feasible, support the project. Anita Mathis is the project head and has obtained many historical items for the Museum. She will supervise the purchase and sale of the products and other expenditures, stated Crawford.

The resolution passed with four yes and two no (Joe Brooks and Bonnie Jo Griffith). (Resolution and Poll vote attached). The reason for the poll vote was an emergency because of the need to purchase products in time for the Powwow.

Nancy Sumpter commented that products need to be American and/or Native American made.

John Sumpter stated that consignment doesn't work for the Native craftsman. It takes a lot of time and material and isn't feasible for the craftsman. Craftsman may put products in the booth on consignment.

Crawford requested volunteers for working the booth at the Delaware Powwow.

A monthly report will be presented to the board.

### New Business

Resolution 2013-02 titled "A Resolution of the Trust Board of the Delaware Tribe of Indians to Identify Designated Officials Approved to Conduct Business with the Office of the Special Trustee for American Indians."

Bonnie Jo Griffith moved to table the Resolution till next meeting, seconded by Homer Scott. Motion carried with four yes.

Charles Randall suggested that the Resolutions be placed on the website so that if there are questions regarding a previous resolution, it would be easily available, unless the resolution contains confidential information.

John Sumpter moved to accept the resignation of DeAnn Ketchum, seconded by Bonnie Jo Griffith. Motion carried with four yes.

Chairman Brooks stated that the vacancy on the Board would be posted on the Internet regarding the position. The notice will state that applicants must send letter, via mail or email, stating their interest in serving and that they must be present at the June meeting to be considered.

### Other Business

John Sumpter moved to make the absence of Joe Brooks unexcused, seconded by Bonnie Jo Griffith. Motion carried with four yes.

Chief Pechonick pointed out the Verna Crawford has been setting in two seats, Assistant Chairman and Secretary, and perhaps the Board should appoint a new secretary. It was noted that a treasurer would need to be appointed at the June meeting.

John Sumpter moved to wait till June to appoint a secretary and treasurer at the June meeting, seconded by Bonnie Jo Griffith. Motion carried with four yes.

Bonnie Jo Griffith stated she had a problem with poll voting. She agreed that the Museum was an emergency because of the need to buy product. But the day after the last meeting she was called to vote on a matter that had been decided at the meeting the day be-

fore. Bonnie Jo Griffith said unless it is a real emergency she will not vote on any poll vote.

Emergency will be only matters that cannot wait till next meeting.

Bonnie Jo Griffith moved to have the June meeting at 4 p.m. in the Delaware Tribal Community Center, John Sumpter seconded the motion. Motion carried with four yes.

Adjourn: John Sumpter moved to adjourn seconded by Bonnie Jo Griffith.

Chairman Brooks declared the meeting adjourned at 4:05 p.m. ■

### Delaware Indian News

The *Delaware Indian News* (DIN) is the official publication of the Delaware Tribe of Indians. It is published quarterly by the Delaware Tribe of Indians and is mailed free to members.

Subscriptions to non-tribal members are available at \$20 per year. To order a subscription, contact 918-337-6590 or [din@delawaretribe.org](mailto:din@delawaretribe.org).

We invite contributions, but reserve the right to limit printing based upon available space. Tribal members are encouraged to support the *DIN* with contributions.

The deadline for articles, letters, ads and calendar of events is September 15, 2013 for the October 2013 issue. Submissions may be mailed, faxed or hand delivered to the tribal office or emailed to [din@delawaretribe.org](mailto:din@delawaretribe.org).

Published July 2013. Reprint permission is granted with credit to the *Delaware Indian News*, unless otherwise noted.

The mission of the *DIN* is to serve, empower and inform the Lenape people, while adhering to the policy of unbiased reporting in an ethical and professional manner.

Editor: Gregory Brown  
[gbrown@delawaretribe.org](mailto:gbrown@delawaretribe.org)  
918-337-6529 ■

## Delaware Tribe Environmental Program

*Jimmie Johnson*

Good day, hope this finds everyone well. The Delaware Tribe Environmental Program has kept pretty busy in the last few months. In April DTEP participated in Operation Clean House sponsored by Washington County and Conoco-Phillips. This event was for the disposal/recycling of household hazardous waste, tires, used motor oil, and this year it included e-recycling (computers, televisions, household electronic devices). DTEP was able to properly dispose of approximately 20 non-working, obsolete computer monitors and televisions that were taking up space at our offices. Along with the e-recycling DTEP participated at the Dewey Fairgrounds Site that accepted used motor oil, anti-freeze, tires, appliances, and scrap metal.

In addition to the e-recycling material that was disposed of during Operation Clean House, DTEP collected other computer equipment that was being stored at the tribal offices in Bartlesville, Chelsea, and Caney Kansas. This equipment included desktop CPU's, broken keyboards, mouse pointers, adding machines, and desktop printers. All of the equip-

ment collected was non-functional and required disposal. This equipment was then taken to Natural Evolution in Tulsa, a native/female owned electronics recycling company. This project made storage space available at all our office locations and responsibly disposed of non-working electronic equipment.

Along with recycling activities DTEP Director Jimmie Johnson has been drafting the "Delaware Tribal Environmental Protection Act." This piece of legislation will set federal regulations and environmental laws as a baseline for environmental regulation on any and all lands owned or under the responsibility of the Delaware Tribe of Indians. DTEP is extremely excited to be involved in this project as it will pave the way to expand the environmental program in the future.

For questions, suggestions, or comments for the Delaware Tribe Environmental Program, please feel free to contact Director Jimmie Johnson at [jimmiejohnson@delawaretribe.org](mailto:jimmiejohnson@delawaretribe.org) or (918) 337-6590.

-Wanishi ■

## Tribal Manager's Report

*Curtis Zunigha*

We've had some significant accomplishments during the last three months. Throughout this issue you'll see stories and photos of our new Social Services Building. It was funded primarily by an Indian Community Development Block Grant (HUD). We now have new offices for Housing, Social Services, Education, and Environmental Programs. The Library/Museum/Archives is also located there. Next door is the Wellness Center with modern exercise equipment and locker rooms. Coming this summer will be an aqua-therapy pool and a massage therapist. And in the Community Center is the newly enlarged and remodeled kitchen which serves our Elder Nutrition program. Each of these programs and services are staffed by one or more Delaware tribal members. We're also proud of the new offices for our Chief and Executive Assis-

tant. And just recently several gardens have been planted on the grounds. It's all capped off by our beautiful new sign as you enter the Bartlesville campus.

With these upgrades, plus maintaining two hundred housing units in four counties, we have a significant investment in Oklahoma. However, our priority is expanding our tribal jurisdiction into Kansas and we're searching for more land. We're already providing tribal services to members in 37 different counties there. We have been in substantive discussions with the Bureau of Indian Affairs about contracts to provide more services. An application to place our Caney, KS facility in federal trust status is pending approval. That building houses our Tribal Court, Child Support Enforcement Program, and a tribally-owned company providing maintenance and janitorial services. It's also the location of Delaware Tribal Financial Services.

In the midst of exercising tribal sovereignty and providing services we also provide professional-grade training to improve

the knowledge and skills of our staff. In order to be a true Indian tribal government we also improve our cultural knowledge and skills. Our cultural preservation committee supports local events where language, dancing, singing, and the arts revive our proud heritage. The recent 49th Annual Delaware Powwow at Copan was attended by thousands. Three tribal employees are on the committee. We had a tribal gift shop booth there and the Delaware Enterprise Authority donated rations to campers. A local non-profit "Lenapeowski" conducts weekly youth and family activities which practice our tribal culture. They meet Thursday evenings at the Delaware Community Center.

We need you to keep in touch with us. Whether you apply for services, get a new membership card, or just change your contact information we have several different ways to connect...phone, email, postal mail, website, or Facebook. We're proud of our accomplishments and honored to serve our people. Wanishi! ■

*Tribal employees serve on Earth Day at Washington County Recycle event "Operation Clean House." Left to right, Housing Inspector Michael Marshall, Human Resources Director Mike Taylor, Environmental Director Jimmie Johnson, Tribal Manager Curtis Zunigha.*



## Delaware Tribe Housing Program

*DTHP Staff*

THE LODGES apartment complex located at 1026 S. Johnstone in Bartlesville, Oklahoma and DELAWARE ACRES located in Chelsea, Oklahoma are owned and operated by the Delaware Tribe of Indians. One- and two-bedroom units are available for rent to qualified low-income Delaware tribal members and other Native Americans. Inquire at the Delaware Tribe Housing Program office at 166 NE Barbara Street in Bartlesville.

For more information contact:

Bartlesville Office:  
Cece Biggoose  
(918)337-6572  
[cbiggoose@delawaretribe.org](mailto:cbiggoose@delawaretribe.org)

Chelsea Office  
Bobbie Feeler  
(918) 789-2525  
[bfeeler@delawaretribe.org](mailto:bfeeler@delawaretribe.org).

You may also get more information and download applications on our website at [www.delawaretribe.org](http://www.delawaretribe.org). ■

## Delaware Tribe of Indians

### Bartlesville Tribal Offices:

170 NE Barbara  
Bartlesville, OK 74006  
918-337-6590

### Chelsea Housing Office:

6 Northview Dr.  
Chelsea, OK  
918-789-2525

### Caney Office:

601 High Street  
Caney, KS 67333  
620-879-2189

**Office Hours:** 8:00 a.m.–5:00 p.m. M-F

## How Well Do You Know Lenape?

### Nipën (Summer): English translation

**Yukwe ta nipënëmihëna,**

We are now experiencing summer,

**Tekata, konaet ksëkhikshihëna,**

Be careful, we might get sunburned,

**Kwinkashëwilhùmëna kshëlàntëke,**

We like to go swimming if it is hot weather,

**Shita kawihëna enta thako nulëmëlantëke.**

Or we will sleep in the shade if it is hot and humid.

## News from the Enrollment Department

*Leslie Fall-Leaf*

The Tribal Enrollment Department has been undergoing great changes since the last *DIN* with the kick-off of the Enrollment Department Improvement Project. Though we remain in the same building, the opening of the new Social Services building has allowed us to take over a much larger office space which can also house all of our membership records, offering even greater security to your enrollment information and eliminating the need to run back and forth for file access, which should speed up the process of processing enrollment applications.

We are also in the process of moving Chris Miller full time to our department as an enrollment specialist. You may have met Chris if you have visited our tribal offices recently. He currently mans the reception desk in the Wellness Center.

This will be the first time that the tribe has had a multi-person staff in Enrollment and we have a lot of catching up to do as well as big plans to make things run smoother and more efficiently. We are excited that our department is expanding and improving to meet the needs of our tribal members.

Chris and I recently attended a training seminar specific to our enrollment database software and are very excited to be able to implement the things we learned to streamline and customize the system to meet the needs of the tribe. With two full-time staff members we hope to be able to serve our people in a timelier manner although please keep in mind that the ratio is still nearly 11,000 members to two of us, so please try to be as patient as possible. We are doing our very best to meet your needs and keep everyone up to date.

Due to the transitions going on in our department and a substantial number of current members requiring service, no new members were added in the month of June. However, we have been taking applications, and will continue to accept and process all applications that are received. We are hopeful that the changes being made to the enrollment department will speed things up.

You may download the applications for new enrollment as well as for photo ID membership cards from the tribal website at [www.delawaretribe.org](http://www.delawaretribe.org), or contact us to have them sent to you either electronically or by regular U.S. mail. Please remember to check the "Lost List" while you're visiting our website for friends and family we have lost touch with. We want to keep all of our tribal members informed and active with the tribe. We look forward to hearing from you!■

## Massage Therapy Now Available at the Delaware Tribe Wellness Center

*Mickey Morrison*

Starting in July, the Delaware Tribe Wellness Center is pleased to add a new service. Tribal member Cassandra Brown will offer massages Monday through Wednesday, 8:00 am to 8:00 pm (by appointment only). Ms. Brown has over 10 years experience as a massage technician.

Rates are \$45 per hour or \$25 for a half-hour. To arrange an appointment, call Cassandra Brown at 918-214-7853.



The Delaware Tribe Wellness Center is open Monday through Friday from 8:00 am to 8:00 pm and Saturday 8:00 am to 1:00 pm. It is located at the Tribal Complex at 170 NE Barbara, Bartlesville, OK. (Barbara Avenue is located a block west of the Tuxedo Blvd. and Madison Ave. intersection.)

There is no fee to use the Wellness Center for Delaware and Cherokee members. Just bring

your CDIB card or your tribal membership card with you. Tribal members of other tribes (with their membership card) pay just \$10 per month. Anyone else can come in to get healthy for the small fee of \$20 per month. Walk-in guests pay just 2 dollars a day.

For more information call 918-337-6590.

*Please note that there is no medical staff on duty, so use the equipment at your own risk.■*

## Child Support Enforcement Program

*Gina Roth*

The Child Support Enforcement Program continues to grow by leaps and bounds. Rachel Overmyer will be joining the team as the new Program Coordinator. She graduated from the University of Kansas with a bachelor's degree in Social Work, and is a licensed social worker who currently works as a Permanency Case Manager for KVC Behavioral Healthcare in Kansas City. Rachel also volunteers at a domestic violence hotline as a client advocate. Rachel will be attending training with other program staff and

assist in developing and implementing the new program. The entire team looks forward to working with her.

The Delaware Tribal Court and Judges have been working with the Child Support Program to develop a judicial branch to enact and enforce child support orders. Chief Justice Don Mason and Director Gina Roth recently attended the Kansas Child Support Enforcement Association Conference in Salina, Kansas. The Child Support Enforcement Program will be housed in the Delaware Tribe's Caney, Kan-

sas office. The program will not only serve Washington, Rogers, Craig, Nowata and northern Tulsa counties, but will also serve 37 counties in southeast Kansas.

Staff members have had the opportunity to visit and observe several local tribal Child Support Programs, including that of the Kaw and Osage Nations. We are currently working with Gray and Gray to develop new departmental policies and procedures and court procedures.

The program continues to make progress in the planning and implementation phase and looks forward to having the capacity to serve Native American children and their families in October 2014.■

## Learn Tai Chi with Our Elders!

A demonstration of 'meditation of movement' Tai Chi will be presented on July 23rd to the Elder Nutrition participants at 1:00 pm in the Community Center dining room, 5100 E Tuxedo, Bartlesville, OK. Anyone interested is invited to join the elders.

The trained Tai Chi instructors are Judy Fu and Peter Fletcher. They were asked to come to our elder program for the benefit of the elders and they kindly accepted. Chair exercise is already offered Monday, Wednesday and Thursday at the Center but some people might enjoy finding a different approach to staying healthy or improving mobility.

A 'FREE' Tai Chi class is held every Wednesday at 2:00 pm at the First Baptist Church Family Life Center, 4th and Cherokee, Bartlesville, OK.■

## Elder Exercise Program

Delaware Tribal Community Center  
Bartlesville, OK  
Mon, Wed and Fri 10:30 am

Elder friendly exercise group meets three times a week. Exercises are designed to do in a chair or standing.

## Congratulations!

Congratulations to Gina Parks (Accounts Payable) on her 10th anniversary of employment with the Tribe. Chief Pechonick presented her a plaque of recognition at the May 6th Tribal Council meeting.■



## Delaware Tribe Historic Preservation Office

Brice Obermeyer

We are pleased to announce that we will soon be nominating the Delaware Town site (23CN1), located near Springfield, Missouri, to the National Register of Historic Places. You may remember from earlier issues of this newspaper that the Tribe has collaborated with archaeologists from Missouri State University to further more than ten years of excavations and surveys of the area. The information gained from excavations at Delaware Town will significantly contribute to our understanding of our Delaware and national heritage, as it represents the only archaeological excavation of a residence associated with the Delaware occupation in the Missouri Ozarks. This site is situated within the historical context of the early movements of the Delaware and other Eastern Woodland tribes to regions west of the Mississippi River in order to continue their traditional lifeways away from the bloodshed and missionary efforts that were increasingly present on the Ohio Valley and Great Lakes frontiers following the American Revolution.

According to the historical literature, some Delaware groups first began moving into the Ozarks, along with other groups of their Shawnee, Kickapoo, Piankashaw and Peoria allies, in the 1780s. They first established villages in the eastern Missouri Ozarks. These Delaware and Algonquin immigrants were slowly pressured to points further west as American encroachment and harassment substantially increased west of the Mississippi following the Louisiana Purchase and the War of 1812. As these allied groups moved into the western Missouri Ozarks, the so-called main body of Delaware who had remained along the White River

in Indiana agreed to the Treaty of St. Mary's, 1818, in which they ceded all land in Indiana in exchange for "a country to reside in, on the west side of the Mississippi." Then-Missouri territorial governor William Clark assigned the Delaware lands in southwest Missouri on the eastern border of the Osage Reservation. It was at the Delaware Town site that the Indiana Delaware and the Ozark Delaware coalesced in a linear riverine village along the James River from 1820 to 1822, and remained there until leaving for their Kansas reservation in 1830. During these years, Delaware Chief William Anderson, who had risen to prominence amidst the nativistic revivals in the Indiana villages, was looked to as the principal spokesperson for the newly-coalesced James River Delaware. Anderson also provided leadership for the neighboring Shawnee, Kickapoo, Piankashaw, and Peoria villagers who settled in and near the Delaware reservation and subordinated themselves to them, whom they still considered as their "Grandfathers."

The Delaware Town site is the archaeological remains of what was once a residence associated with this last Delaware and multi-tribal settlement present along the James River from 1821 to 1830. Delaware Town can thus significantly contribute to our understanding of this important but underrepresented time period in American history. Current information about this time period is based largely on the archival record and historical publications that have interpreted such collections. I am not aware of any archaeological interpretations that have been produced based on the material culture from these Eastern Woodland settlements

beyond the survey reports and conference papers that have come from research on the Delaware Town site. Although the Delaware Town site and others like are known and documented, their presence and significance may be underrepresented in the historical and archaeological record due to the often transient nature of these sites (often occupied for a decade or less) and their close similarity in material culture with other, non-Indian, historic-period frontier settlements. Documenting and preserving the Delaware Town site and emphasizing its veiled uniqueness, can thus significantly contribute to our knowledge of the Ozark region's history. It is the only site of which I am aware that has yielded both archaeological evidence of the experience of Delawares and allied Algonquins in the Ozark region.

The value of this work to the Tribe is that it helps preserve this important component of Delaware history. Archaeological sites are destroyed every day when they are not actively protected. Once successfully added to the National Register of Historic Places, the Delaware Town Site would enjoy further protections under federal law from potential development that is currently threatening the integrity of the site. Who knows what we will learn from this site if it is preserved for the future?■

## Tribal Archives

Anita Mathis

HELLO to all tribal members and your families from the Archive/Library Project.

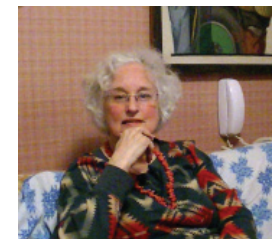
We have moved into the new Social Service Building. With the move brings new opportunities for tribal members as well as for others. We have a small library of books for doing research on Delawares along with other Indian tribes. We now have two computers set up for tribal members to research the archive database. You can search the photos, documents, and other research we have compiled so far with new items added daily. We now also have a small gift shop located in the Archive/Library area. We are working on the online gift shop and hope to have it up and running very soon. Please come check us out.

In mid-June Tribal Archivist Anita Mathis attended the International Conference of Indigenous Archives, Libraries, and Museums (ATALM) at Santa Ana Pueblo, New Mexico. The nine workshops covered everything from museum storage strategies on a shoestring budget to creating do-it-yourself archival storage boxes and protecting fragile archival materials.

A big thank you to all our contributors! Special thanks this quarter to Kay Wood, who is contributing a variety of documents and photos to our collection as well as volunteering to help us find grant opportunities.

As always we want your photos, documents, anything that is related to the Delaware Tribe of Indians. These items can be donated, or you can bring them in to be copied or scanned and given right back to you, with which your items will then be added to the archive database and shared with all tribal members. If you have anything to contribute, please contact Anita Mathis at [amathis@delaware-tribe.org](mailto:amathis@delaware-tribe.org) or at 918-337-6595 or 918-440-8734.

Wanishi.■



Kay Wood.

### Contact Information Change Form

Send form to: **Delaware Tribe of Indians, 170 N.E. Barbara, Bartlesville, OK 74006**

Name: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_

State: \_\_\_\_\_ Zip: \_\_\_\_\_

Others Affected: \_\_\_\_\_

To have a name changed on the tribal roll, send proper documentation, such as a legal document, stating the change (examples: marriage license, adoption papers, divorce papers, etc.). Be sure to include your previous name or names since that will be the way it is listed on the roll. Including Tribal Registration number is helpful, but not required.

Please include others in your household who are affected by this contact info change, including children, so that their records can be updated. Thank you!

## Delaware Tribe visits Confederated Salish and Kootenai Tribes

By Alyssa Nenemay

PABLO – Council representatives for the “Lenape” Delaware Tribe of Indians traveled from Oklahoma to tour the Confederated Salish and Kootenai tribal operations. The group hoped to receive mentorship on how to successfully re-establish their own nation, which re-received federal recognition a short four years ago.

The Delaware, or as they were traditionally known “Lenape,” were among the first tribes to come in contact with Europeans in the 1600s. Forcefully relocated westward from their aboriginal territory along the Delaware River, the tribe’s historical relationship with the US Government is strained with war and resistance. The Delaware have received and lost federal recognition three times.



Members of the Delaware Tribe traveled from Oklahoma to gain insight on the Confederated Salish and Kootenai tribal operations. (Photo By Alyssa Nenemay)

“We are survivors and adapters,” said Delaware representative Nate Young. “We’ve had a hard history but we’re trying to move forward. We’re looking for fresh ideas and that’s why we came here. We’re so impressed with everything the Confederated Salish and Kootenai tribes has been able to accomplish.”

With 10,500 members, the Delaware tribe is now based in Bartlesville, Oklahoma. Headed by its first female Chief Paula Pechonick, the tribe has established several programs for its members including historic preservation, environmental protection, language revitalization, and educational assistance.

“The Delaware are looking for support to reach a level that other tribes have reached,” said former Osage chief and the group’s consultant Jim Gray. “The example (CSKT) set with your self-governance is the direction they are trying to go. It’s no small fight—the city of Kansas hasn’t been open with the tribe’s development. Whatever advice or help you give won’t go unappreciated.”

During their two-day tour, the Delaware chief and tribal council members met with department heads to share ideas on how to expand on similar ventures, as well as learn how to establish and run new ones.

“Each tribe faces unique circumstance but we can all help each other to move forward,” said CSKT Chairman Joe Durglo. “I think we have some of the best staff in the country. They help us every day and I don’t know where we’d be without them.”

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