

1 LUMBEE TRIBE OF NORTH CAROLINA

2 TRIBAL COUNCIL MEETING

3 MINUTES

4 Thursday, September 21, 2006

5 -6:30 p.m. -

6  
7 MR. LAWRENCE LOCKLEAR called the meeting to order.

8 MR. LARECE HUNT gave the Invocation.

9 MR. LAWRENCE LOCKLEAR led the Pledge of Allegiance.

10 MS. WENDY MOORE-GRAHAM: Roll Call.

11 Larece Hunt: Here.

12 Sharon Hunt: Here.

13 Gerald Goolsby: Here.

14 Pam Spaulding: Here.

15 Kent Hunt: Here.

16 John Lowery: Here.

17 Frances Chavis: Here.

18 Lawrence Locklear: Here.

19 Joel Garth Locklear: Here.

20 James Harold Locklear: Here.

21 Wendy Moore-Graham: Here.

22 Jerl Locklear: Here.

23 Linda Hammonds: Here.

24 Jimmy McNeill: Absent at roll call.

25

1 Richard Locklear: Absent at roll

2 call. Danita Locklear: Here.

3 Shelley Strickland: Here.

4 Ricky Burnett: Here.

5 Welford Clark: Here.

6 MS. WENDY MOORE-GRAHAM: We have a quorum.

7 MR. LAWRENCE LOCKLEAR: Okay, we have a quorum. We  
8 have 17 members present.

9 **REVIEW AND APPROVAL OF AGENDA**

10 MR. LAWRENCE LOCKLEAR: There's 2 things I want to  
11 add to the agenda. One, is right after the review and approval of  
12 minutes. I just want to give a recap of our September 7<sup>th</sup> meeting,  
13 just purely for the sake of minutes, put in the minutes what happened  
14 that night, September 7<sup>th</sup>, special meeting.

15 The other item is under new business. I had this  
16 request some time ago but when I asked for confirmation to make sure  
17 it was okay and everything, it was after the date that I had sent the  
18 agenda in, but I did have this request some time ago, and it's under  
19 New Business, I want to put it under New Business right before the  
20 report on the North Carolina Commission of Indian Affairs meeting.  
21 And it's "Community Ties in Relation to Enrollment Criteria" and  
22 that's Ms. Cynthia Hunt, she's gonna be presenting that. So, that's  
23 right before the report on the North Carolina Commission of Indian  
24 Affairs. It's titled, "Community Ties/Enrollment Criteria", and the  
25 presenter is Ms. Cynthia Hunt.

1 (Mr. Jimmy McNeill arrived to the meeting.)

2 MR. LAWRENCE LOCKLEAR: Anything else on the agenda?

3 MR. LARECE HUNT: Mr. Speaker, I offer a motion to  
4 adopt the modifications and changes so noted.

5 MR. LAWRENCE LOCKLEAR: Okay, we have a motion to  
6 accept the agenda with the modifications, do I hear a second?

7 MS. PAM SPAULDING: I'll second.

8 MR. LAWRENCE LOCKLEAR: We have a second on that.  
9 Is there any discussion? Okay, hearing no discussion, all those in  
10 favor, say aye. (Aye responses.) All those opposed? (None.) Motion  
11 carries and the agenda is accepted with those two modifications.

12 **REVIEW AND APPROVAL OF MINUTES**

13 MS. WENDY MOORE-GRAHAM: You have received the minutes  
14 the same time I received the minutes. Okay. We had some  
15 miscommunication when the council meeting was and I received the  
16 minutes yesterday. I got them off this morning and I got them back  
17 today. Is everybody current with their minutes excluding the August  
18 minutes? Is anybody missing any minutes?

19 MR. LAWRENCE LOCKLEAR: Yeah, you should have your  
20 May, June and July minutes.

21 MS. WENDY MOORE-GRAHAM: Does everybody have May, June  
22 and July? Does everybody have their August minutes? You got them  
23 today.

24 MR. LAWRENCE LOCKLEAR: Okay, we'll have to vote on  
25 those, the August minutes, at the next meeting so we can give

1 everyone time to review those. As far as the May, June and July  
2 minutes, does anyone have any corrections or any modifications or any  
3 changes to the May, June, or July minutes?

4 I wanted to make one notation on the July minutes, on  
5 the very last page, on page 77 where it says we go into closed  
6 session. We came out of closed session, you remember, and that's  
7 when we voted to buy the property, the main office complex. And  
8 that's not included on page 77. I want to make that modification to  
9 the July minutes.

10 MR. JOEL GARTH LOCKLEAR: I so move to make the  
11 correction.

12 MR. LAWRENCE LOCKLEAR: Okay. Do you have a motion,  
13 -- is to accept the minutes to accept the minutes, Mr. Garth?

14 MR. JOEL GARTH LOCKLEAR: To make the correction.

15 MR. LAWRENCE LOCKLEAR: Okay. I have a motion to  
16 make that modification on page 77 of the July minutes to add the vote  
17 and discussion in buying the office complex. Is there a second on  
18 that motion?

19 MR. GERALD GOOLSBY: Second.

20 MR. LAWRENCE LOCKLEAR: Okay, we have a second. Is  
21 there any discussion on that motion to add that change to the July  
22 minutes? Okay, hearing no discussion, all those in favor, -- the  
23 vote is to just add the change, to make that one change on the July  
24 minutes. Everyone understand that? Okay. So, the vote now is  
25 whether to make the change. All those in favor of making the change,

1 say, aye. (Aye responses.) All those opposed? (None.) That  
2 change has been made to change that.

3 Now, the vote is on the 3 months of minutes. Does any  
4 one have any other changes to the other ones? Okay, hearing now, do  
5 I then here a motion that we accept the May, June, and July minutes?

6 MR. WELFORD CLARK: Mr. Speaker, I'll offer that  
7 motion.

8 MR. LAWRENCE LOCKLEAR: Okay, I have a motion to  
9 accept the May, June and July minutes. Do I hear a second on that?

10 MR. JIMMY MCNEILL: Second.

11 MR. LAWRENCE LOCKLEAR: Okay, is there any  
12 discussion? Okay, hearing no discussion, all those in favor of  
13 accepting the May, June, and July minutes, please say aye. (Aye  
14 responses.) All those opposed? (None.) Okay, motion carries and  
15 the May, June, and July minutes are adopted.

16 **UPDATE - SEPTEMBER 7<sup>th</sup> MEETING**

17 MR. LAWRENCE LOCKLEAR: We had a special called  
18 Tribal Council meeting on September 7<sup>th</sup>. That night we adopted 2  
19 resolutions. First resolution was titled "Tribal enrollment number  
20 for the Tribe's designated service area", it's number is CLLR-2006-  
21 0907-01. And by a vote of 12 yeas and zero nays with one abstention  
22 the resolution was adopted.

23 The other resolution that we voted on that night was  
24 entitled, "Lumbee Tribal Mortgage Lending Program", in house Section  
25 184 loan program. The number for that resolution is CLLR-2006-0907-

1 02. And that resolution was adopted by a vote of 12 yeas, one  
2 nay, and zero abstentions. And that was the only action that we took  
3 that night.

4 **COMMITTEE REPORTS**

5 **CONSTITUTION AND ORDINANCE COMMITTEE:**

6 MS. LINDA HAMMONDS: Mr. Speaker, there are no new  
7 actions to be brought forth tonight, however there are 2 ordinances  
8 that we need to address in that the Tribal Council has a roll in both  
9 of those ordinances. The first one that we're going to look at, and  
10 all of you should have a copy of this particular one, it's not in  
11 your packet. This is an older ordinance. But what it's dealing with  
12 is the Elder's Review Committee. In that particular committee what  
13 we had to do as a Tribal Council is to bring forth to the full body  
14 the name of a person in our respective districts at which time,  
15 hopefully, at our next Tribal Council meeting that we will come up  
16 with some method of chance in which out of the 14 names that are  
17 brought forth, the committee will consist of 9 members and 5 ex-  
18 officio members and if you go through and look at your ordinance, you  
19 will see that the ex-officio members will be asked to participate  
20 with the meetings with the Elders Review.

21 Okay. So, once again, at our next Tribal Council  
22 meeting, we're asking the districts, those of you with more than one  
23 representative to get together to bring a name to serve on the Elders  
24 Review Committee at which time we will come up with some method of  
25 chance in which 9 out of those 14 will serve on the committee and 5

1 would be ex-officio members. And, once again, once you look at  
2 the ordinance, you will see that any time there is a situation where  
3 one of the nine members cannot serve, then the ex-officio member will  
4 move up in his or her place. Are there any questions regarding that?

5 MR. JOEL GARTH LOCKLEAR: What's the term?

6 MS. LINDA HAMMONDS: I think it was for 5 years, Mr.  
7 Garth. And again, if you'll look in some of your back papers, you'll  
8 find a copy of that. I will tell you that the person has to be a  
9 minimal age of 55, a resident of the territory of the Lumbee Tribe.  
10 They will serve an appointed term of 5 years and is eligibility to be  
11 reappointed to this particular committee, but not to exceed 2  
12 consecutive terms. And I'm sure, you know, without being redundant  
13 we all know the importance of the Elders Review Committee because  
14 they will be working with the Tribal roll. Okay, are there any other  
15 questions?

16 MR. KENT HUNT: This is different from the Elders  
17 Committee, right? We actually have a Elders Committee and this is  
18 the Elders Review Committee? This is just, --

19 MS. LINDA HAMMONDS: That is correct. This is dealing  
20 with the tribal enrollment.

21 MR. JOEL GARTH LOCKLEAR: Do you have a list of those  
22 who's term is up, eligible to go back?

23 MS. LINDA HAMMONDS: Well, at this time, Mr. Garth, I  
24 think they'll only 2 people that's working with that, two individuals  
25 because of situations that occur, Mr. Sanford for example was on that

1 committee as well. So, at this time, I think there's only 2  
2 people that are actually acting.

3 MR. JOEL GARTH LOCKLEAR: Are they eligible to be  
4 reappointed? Are their 5 years up?

5 MS. LINDA HAMMONDS: Well, at the time that these  
6 individuals were appointed, there were no guidelines to address their  
7 term of appointment.

8 MR. KENT HUNT: Any individuals on our current Elders  
9 Committee serve on this committee?

10 MS. LINDA HAMMONDS: Yes. I want to make sure that  
11 I'm confusing the Elders Committee with the, -- which Elder's  
12 Committee? I'm sorry.

13 MR. LAWRENCE LOCKLEAR: Yeah, there's an Elders  
14 Committee in every district.

15 MS. LINDA HAMMONDS: Oh, I'm sorry, yes, yes, yes.  
16 Okay, this is dealing only with Tribal enrollment.

17 MR. SHELLEY STRICKLAND: You're saying one per  
18 district?

19 MS. LINDA HAMMONDS: That is correct. Fourteen  
20 individuals.

21 MR. GERALD GOOLSBY: Ms. Linda, before you move off  
22 enrollment, the committee working on the, -- I believe it was brought  
23 up a few months back on the reapplication, --

1 MS. LINDA HAMMONDS: That's correct. In other  
2 words, Mr. Goolsby, in regards to an individual that finds out at  
3 some stage and point at his or her life that they are related or on  
4 our -

5 MR. GERALD GOOLSBY: They go apply and they flunk the  
6 test or whatever, when can they reapply?

7 MS. PAM SPAULDING: Can you give us a deadline for the  
8 submission of these names?

9 MS. LINDA HAMMONDS: Well, we want them at the next  
10 Council meeting. Okay bring forth all of your names, or your name  
11 rather I should say at the next Council meeting because at that point  
12 and time, that's when he will come up with some method of chance,  
13 either just by putting their names in a hat or whatever and drawing  
14 those nine.

15 MR. SHELLEY STRICKLAND: Was there an age limit on  
16 that? I'm sorry.

17 MS. LINDA HAMMONDS: A minimal age of 55. The second  
18 one deals with the ordinance on the establishment of an  
19 administrative court. At this time, it's my understanding that our  
20 administrative court is very, -- needs members in that we have some  
21 members that are not attending, so this particular ordinance behooves  
22 us to look at the selection process and come back and add additional  
23 people to this particular court. Understanding now that the Tribal  
24 Chairperson will bring forth a 5<sup>th</sup> judge and it can be from any one of  
25 the districts. You also have this ordinance in past packets that you

1 have had. I would very quickly, let me tell you what districts  
2 where we are looking at for a person to serve on the administrative  
3 court, very quickly.

4 District number one shall include all of the  
5 Philadelephius, Burnt Swamp, Raft Swamp, Back Swamp, Thompson, Union,  
6 Red Springs 1 and 2, and Lumberton 1 through 8. Those of you that  
7 are serving in that area will need to be together and have one name  
8 in which you will, -- it's Union here.

9 District number two shall include all of North  
10 Pembroke, Parkton, Rennert, Shannon, Lumber Bridge, Oxendine, Maxton,  
11 Alfordsville, and Prospect.

12 District number three shall include all of Rowland,  
13 South Pembroke, Gaddy's, Whitehouse, Sterlings, Orrum, Britts,  
14 Fairmont 1 and 2, Smyrna and Wishart, East and West Howellsville,  
15 Saddletree, North and South St. Pauls.

16 District four shall include Scotland, Hoke and  
17 Cumberland counties.

18 Those individuals should get together and come up with  
19 one name or an individual to serve on the administrative court.  
20 Again, the term is 5 years. You have this document in your back  
21 information. The Tribal Chairperson shall bring forth for  
22 consideration the name of a 5<sup>th</sup> judge from any one of those four  
23 districts that we have listed, so there will be a total of 5 on  
24 there. Any questions?

1 MR. GERALD GOOLSBY: Do we have some current ones  
2 serving.

3 MS. LINDA HAMMONDS: We have one, but I believe, but  
4 even with her particular term it is now coming up.

5 MR. GERALD GOOLSBY: Do we have a specific reason why  
6 the ones that were appointed are not serving? Because there was some  
7 calls that I had about some budgetary concerns and whys and places to  
8 meet that they were just frustrated that they didn't have these  
9 things and they just got burnt out with it. Is that something that  
10 we can address because it would be crazy not to address the root  
11 cause, -- you understand what I'm saying? If there was some issues,  
12 we need to deal with the issues and the replacements.

13 MS. LINDA HAMMONDS: I do understand, Mr. Goolsby,  
14 and although things have been expressed to me and probably others, I  
15 would rather ask that those who are there maybe to come and address  
16 this Tribal Council maybe at the next meeting on what some of their  
17 concerns are and what we can do to help them if you don't mind, or  
18 put that in the form of a motion.

19 MR. GERALD GOOLSBY: Second.

20 MR. LAWRENCE LOCKLEAR: Would you please restate  
21 that for me.

22 MS. LINDA HAMMONDS: Okay, that we would ask any  
23 current members of the administrative court to meet with us at the  
24 next Tribal Council meeting to discuss with us any of there concerns

1 and questions that they may have regarding their capacity to  
2 serve and what their needs are as an administrative court.

3  
4 MR. GERALD GOOLSBY: And the former ones that they  
5 quit because of that.

6 MS. LINDA HAMMONDS: Right, and as part of that to ask  
7 those who may have dropped out or stopped participating to also  
8 attend so that we can address their concerns as well.

9 MR. LAWRENCE LOCKLEAR: Okay, so we got a second on  
10 that motion. Is there any discussion on that motion?

11 MR. JAMES HAROLD LOCKLEAR: Maybe we'll get to it  
12 later down in New Business, but I see a couple of names in New  
13 Business down there is for the Supreme Court and we're talking about  
14 the administrative court and we want people for different, --

15 MR. LAWRENCE LOCKLEAR: Yeah, this is for the  
16 administrative court. Any other questions? Okay, hearing no further  
17 discussion, all those in favor of the motion, say aye. (Aye  
18 responses.). Those opposed? (None.) Okay, motion carries.

19 Okay, Ms. Linda your next meeting, you have it on the  
20 calendar for October 10<sup>th</sup>, immediately after Health and Human Services  
21 Committee and that committee meets at 6:30.

22 **ECONOMIC DEVELOPMENT**

23 MR. JERL LOCKLEAR: I'd like to say that most of you  
24 might know, we didn't get 8A certified. You'll hear more talk about

1 that at a later date in our committee meeting. Another thing,  
2 we had for-profit board, we had one moved out of the area so we voted  
3 in

4  
5  
6 committee to replace this person, Helen Locklear, and we nominated  
7 Fuller Locklear to replace her. So I need to put that in the form of  
8 a motion.

9 MR. LAWRENCE LOCKLEAR: Okay, we have a motion from  
10 the Economic and Development Committee that Fuller Locklear replace  
11 Helen Locklear on the for-profit board. Since it's coming from  
12 committee, a second is not required, is there any discussion on this  
13 motion? Okay, hearing no questions, all those in favor, say aye.  
14 (Aye responses.) All those opposed? (None.) Okay, the motion  
15 carries and Fuller Locklear replaces Helen Locklear on the for-profit  
16 board.

17 MR. JERL LOCKLEAR: Our next meeting is scheduled for  
18 the 5<sup>th</sup>, I think. It's the 5<sup>th</sup>. I know some is going to be out of  
19 town, so we may need to cancel this meeting to the following month or  
20 either wise call a special meeting in between now and the next one.  
21 I will just call a special meeting between this date and next month.

22 MR. LAWRENCE LOCKLEAR: Thank you, Mr. Jerl.

23 **EDUCATION AND CULTURE COMMITTEE**

24 MS. WENDY MOORE-GRAHAM: The Education and Culture  
25 Committee have been relatively busy. On 7/27, we met with Ms. Shaw

1 (sp ?), I met with her concerning the Scotland County issue on  
2 making Scotland County IEA Program more culturally sensitive to the  
3 American Indians there. One problem that we're seeing is that we do  
4 not have American Indians signing up as American Indians and we're  
5 hoping to do some drives. We did one Saturday, I set up a booth in  
6 Wagram at a pig pickin' even on the 9<sup>th</sup> of September to solicit  
7 participation in IEA with Ms. Jennifer Jones of the Tribal Enrollment  
8 office and her sister, Ms. Melanie Jones. On 8/14, all IEA directors  
9 met within the, -- within the Tribal territory, they met at the  
10 Tribal office at the request of Mr. Leon Jacobs and his staff and we  
11 were there to discuss alternatives for Lumbee children. And at that  
12 point, we have set forth a youth leadership summit that will kick off  
13 Indian Awareness month which will be November 3, 4, and 5. Now, is  
14 that in Raleigh, Mr. Leon or Fayetteville?

15 MR. LEON JACOBS: Fayetteville.

16 MS. WENDY MOORE-GRAHAM: That will be in Fayetteville.  
17 We're hoping that we can give some scholarships to some of the  
18 students who are having a hard time getting there, we'll working on  
19 that. On 8/24, Ms. Danita Locklear, Mr. Shelley Strickland, Mr.  
20 Richard Locklear, and myself met with the Superintendent of Public  
21 Schools in Scotland County, Dr. Prince. We met with Ms. Shaw who is  
22 the director of the IEA Program, and Dr. Chance who is the Doctor of  
23 Education over the middle schools in Scotland County, Denise Cooper  
24 and Jason Hunt who are the IEA directors in that area. We talked  
25 over ways that we hope that we can make our IEA Program more

1 culturally responsive to those children and we also talked about  
2 the tutorial services that they're planning on implementing for  
3 Indian children there.

4 Our next Education and Culture meeting will be this  
5 month, actually Monday night at 6:30. We have some ideas that is  
6 going to be discussed by Ms. Donna Oxendine of the Tribal Enrollment  
7 office. She has some wonderful ideas about scholarships and also we  
8 are going to be discussing a proposed educational scholarship banquet  
9 that we're hoping to have to raise some funds to generate monies for  
10 scholarships because at this time we don't have grant monies  
11 available. And we're looking to hopefully do that sometime in  
12 February. So, we're started planning now. So those of you who feel  
13 that you have a desire to help our kids succeed in academia, please  
14 come and help us out because we need all the help we can get.

15 Mr. Jacobs, I had given a supply list to Mr. Hardin.  
16 One is the Elders Committee over at Heritage Haven, the other is the  
17 Elders Committee over at North Carolina Indian Culture Center. They  
18 had a list of supplies that they needed in order to make the program  
19 flow better, you can talk to Mr. Hardin and I'm sure he has the list.  
20 I would appreciate y'all giving them, you know, your promptness  
21 response.

22 Are there any questions from anybody?

23 MR. JAMES HAROLD LOCKLEAR: Ms. Wendy, how were you  
24 received, you and the other Council members that went to Scotland  
25 County with the request that you were making to them?

1 MS. WENDY MOORE-GRAHAM: They did send a packet  
2 to me. I just got the packet and I will be reviewing it and I will  
3 give you an update on what the information is, but overall, I thought  
4 it was a very positive meeting. Ms. Danita, Mr. Shelley, would you  
5 like to say something with regard to the meeting. J

6 MR. SHELLEY STRICKLAND: I thought it was real good.

7 MR. JAMES HAROLD LOCKLEAR: They were aware of what  
8 you were there for because when we up to the community meetings up in  
9 that area, you know, the people were very despondent because like the  
10 money was coming there for them but it was being sent back rather  
11 than used.

12 MS. WENDY MOORE-GRAHAM: No, it wasn't being sent  
13 back. What was happening was, the money was being integrated into  
14 the larger pot, and you really weren't seeing American Indian  
15 students really pulled out but they were receiving, we were told they  
16 were receiving some tutorial services and things. But because of the  
17 IEA is appropriated on the basis of number, Scotland County doesn't  
18 have the numbers to constitute the monies such as Robeson County.  
19 Robeson County has almost 11,000 children and you get \$190 per child.  
20 Scotland County has I think somewhere around 8, 90 or something like  
21 that. So, they're working with a smaller budget. And we're looking  
22 at ways to try to look at grants that might help do collaborative  
23 efforts with the Public Schools of Scotland County and the other  
24 counties that are outside Robeson because Robeson is doing very well.  
25 They have a pilot program that's exemplarily across the nation. So,

1 I would ask when we do have the banquet, we're going to be  
2 asking Council to help us generate monies, help generate sales  
3 because I tell you what, you're children are worth it. And if you  
4 don't believe it, just look and you see children that are going to  
5 Texas and are winning the National Science award. You have scholars  
6 everywhere and we need to be more cognizant of these children and we  
7 need to start recognizing these children here, because these children  
8 are going to be our leaders of tomorrow. And we if we don't  
9 recognize them now, they may lose the motivation to be a leader.  
10 Thank you.

11 MR. LARECE HUNT: Help me clear up my understanding.  
12 When you first started your report, you said something about they're  
13 not getting enough Indians to sign up?

14 MS. WENDY MOORE-GRAHAM: The 506 form for IEA?

15 MR. LARECE HUNT: They're not completing the 506?

16 MS. WENDY MOORE-GRAHAM: You have to kind of  
17 understand what has happened over a period of years. When a lot of  
18 people in Scotland County were there, they were given the opportunity  
19 to be White or Black. They weren't really given the opportunity to  
20 Indian because to be Indian at times before, you were highly  
21 scrutinized. So, you were either White or Black. You know, as I sat  
22 in Wagram, I was discouraged because I would see Indians walk by and  
23 I'm sitting there and I'm saying, I know they're Indian, why don't  
24 they come and ask. And to tell you the truth I had more non-Indians  
25 come and say that they had grandchildren who were Lumbee and they

1 were more interested in it than the ones who were Indian. So, I  
2 really don't know the cultural stigma that's in Scotland County, but  
3 as a Tribal Council for the Lumbee people, we need to see what we can  
4 do to help address that stigmatism that exists there.

5  
6 MR. LARECE HUNT: I appreciate the efforts and the  
7 concerns that are being raised because as long as these Indian  
8 students are being assimilated in with the others and not really  
9 given the attention, that for example like systems like we have, IEA  
10 money just for those activities rather than mixing it all in one pot,  
11 until be put enough emphasis there, they may start getting pulled out  
12 and really get some emphasis on it.

13 MS. WENDY MOORE-GRAHAM: They were very receptive to  
14 ideas to make their program more culturally responsive, but the one  
15 thing that you need to understand is that IEA dictates how IEA is  
16 run. And IEA is concentrated more toward academia than it is  
17 culture. So, we're going to have to work on thinking out of the box  
18 in order to generate ideas that are culturally responsive as well as  
19 academically responsive.

20 MR. LARECE HUNT: One last thing, I think that we need  
21 to, at some point, we need to recognize our superintendent, Mr.  
22 Johnny Hunt, being a Lumbee Indian.

23 MS. WENDY MOORE-GRAHAM: Are there any more questions?

24 MS. DANITA LOCKLEAR: I don't have a question, but I  
25 do have a comment. When we met, I offered them my services as far as

1 going out to the individual homes to get those forms signed on  
2 my own because that seems to be the drawback, they're giving them to  
3 the kids and the kids are taking the forms home in order to have them  
4 signed, identify themselves as Indians. So, I, myself and Mr.

5  
6 Strickland has offered to go out into the homes in our district to  
7 get those forms and bring them back in so those numbers will go up.

8 MR. LARECE HUNT: You're talking about \$190 a form, I  
9 mean, that should impact somebody.

10 MS. WENDY MOORE-GRAHAM: Well, you have to understand  
11 that there is a stigmatism there and we're gonna have to overall the  
12 stigmatism before we can get signatures.

13 MR. JOEL GARTH LOCKLEAR: I lived in Scotland County  
14 when I resigned as Chief of Police of Pembroke back in the 70's and  
15 went to Scotland's Sheriff Department. I was the third Indian on  
16 staff there, Arthur Oxendine was already there and there was another  
17 Indian there who was as old as I was he had been there for 2 years.  
18 They had a racial flare up back at the time the schools were  
19 integrated, the Blacks were marching. They had a racial flare up in  
20 the county and the Blacks were marching on the schools because of  
21 racial integration. And as a result and something up in the grand  
22 jury, so the sheriff had to produce all of his law enforcement agents  
23 in his department and put us in the jury box. It was a small  
24 sheriff's department, but he had to identify how the racial make up  
25 in the department, and he identified me as a Lumbee Indian, then he

1 identified Arthur Oxendine and when he identified the third one,  
2 he was born and raised in Scotland County, he got mad and threatened  
3 to quit. He's not going to be no Indian.

4 But, it was hard on some of them to accept being an  
5 Indian, raised that way. They were raised not as Indians and don't  
6 want to be Indian. But, when we were little boys here in Robeson  
7 County we could go to Laurinburg and go in the movies downstairs. Go  
8 to Lumberton we couldn't' but all of us could go downstairs at  
9 Laurinburg. They treated us just as nice. So, these people were  
10 raised to be treated better than we had been treated and they don't  
11 want to go back.

12 MR. LAWRENCE LOCKLEAR: Anyone else have a question.  
13 Thank you, Ms. Wendy.

14 **ETHICS COMMITTEE**

15 MR. GERALD GOOLSBY: Ethics Committee met a couple of  
16 times last month. There were three issues that was brought before  
17 the committee. One of them was resolved so there's nothing to  
18 report on that. They other was withdrew and the third one is being  
19 investigated at the present time and Mr. John Lowry is chairing it as  
20 that because I brought it myself, so I withdrew from it concerning  
21 the board, the Lumbee Tribe non-profit thing and I had several issues  
22 on it. So, that's being reviewed.

23 So, really we don't have anything really to report  
24 because we resolved one issue without having to do anything, one  
25 issue was withdrew, the other one is being investigated and one part

1 of that has been resolved. There has been a Council member that  
2 asked me as a Ethics Chairman to look into something and I won't  
3 mention what it is. And there was also a Tribal member that asked  
4 the same request. The Ethics Committee cannot or will not  
5 investigate anything unless it comes to us in writing and signed.  
6 Okay. So, if you got an ethics issue or conflict of interest, submit  
7 it in reading and then we will investigate. Anybody got any  
8 questions for us?

9 MR. SHELLEY STRICKLAND: Did you receive a letter from  
10 Mabel Moses?

11 MR. GERALD GOOLSBY: Everybody got a letter from Ms.  
12 Mabel and I've talked to Ms. Mabel individually. I met her at the  
13 drug store and she had some concerns and I said submit whatever your  
14 concern is to the Ethics Committee in writing. This was after we  
15 received her letter. So, it wasn't sent to the Ethics Committee as  
16 an investigation. And she said she will do whatever she needed to do  
17 to do that, because of the Ordinance it needs to be in writing.

18 Next meeting is October the 5<sup>th</sup> after the Economic  
19 Develop meeting. John's coming back on Wednesday. I don't know  
20 about the rest of the committee, if the majority is out of town, we  
21 can re-schedule, it doesn't matter. What does the rest of the  
22 committee think? Who's gonna be here that's on the Ethics Committee  
23 on October 5<sup>th</sup>? (Counting.) We'll wait until the 12<sup>th</sup>. Is that okay  
24 with everyone? October 12<sup>th</sup> after the Economic Development meeting.

25 **FEDERAL RECOGNITION COMMITTEE**

1 MR. JOEL GARTH LOCKLEAR: Our next Federal  
2 Recognition Committee meeting is scheduled for October the 2<sup>nd</sup> at 6:00  
3 p.m. just before the housing meeting at Tribal headquarters.

4 All I can tell you about the federal recognition is  
5 pray. Time's running out. We only have a few days left in this  
6 session of court in Washington to get our bill passed. Senator  
7 Elizabeth Dole is working her heart out, our representatives are  
8 doing all they can and all I can say to you is pray for them that the  
9 Spirit will be with them. And that's it.

10 MR. GERALD GOOLSBY: Mr. Garth, do the same rule  
11 apply, wouldn't they be out of town the 2<sup>nd</sup> as well?

12 MR. JOEL GARTH LOCKLEAR: Well, if I'm not in court  
13 and not in California, I'll be here. Change it to the 9<sup>th</sup>.

14 MR. LAWRENCE LOCKLEAR: Thank you, Mr. Garth.

15 **FINANCE COMMITTEE:**

16 MS. DANITA LOCKLEAR: Good evening. The first thing  
17 on the agenda is we have made a motion, --I've been out of Council  
18 meetings and I've been pretty sick at some times and I haven't been  
19 able to be as consistent as I'd like to be, but hopefully that's  
20 going to change, but one of the motions in a prior meeting and I  
21 don't think that it was brought up at the last meeting, we had a  
22 motion on the floor to send out for RFP's in regard to major medical  
23 insurance. This came out of committee.

24 MR. LAWRENCE LOCKLEAR: Okay, we have a motion from  
25 the Finance Committee to send out RFP's for our major medical

1 insurance, since it's coming from committee a second is not  
2 required. Is there any discussion on this motion?

3 MR. GERALD GOOLSBY: Not to sound crazy, but is that a  
4 request for proposal, request for bid?

5  
6 MR. LAWRENCE LOCKLEAR: Yes. Is there any other  
7 questions?

8 MR. KENT HUNT: Is that proposal for the upcoming -

9 MS. DANITA LOCKLEAR: For the upcoming fiscal year.  
10 In regard to that we were trying to anticipate that we would get the  
11 information no later than December so we could approve or disapprove  
12 or either wise stay with the same company we got.

13 MR. LAWRENCE LOCKLEAR: Any other discussion, any  
14 other questions? Okay, hearing none, all those in favor of the  
15 motion, say aye. (Aye responses.) All those opposed, say no.  
16 (None.) Okay, motion carries.

17 MS. DANITA LOCKLEAR: We had a meeting on 9/18. We  
18 discussed several things in the meeting, as well as the budget. You  
19 have your financials for the month of August in front of you. And we  
20 will vote on that at the next meeting.

21 You also should have a front of you a copy of a draft  
22 budget and a set of attachments that go along with that budget. And  
23 this is not being voted on tonight because we have to have a public  
24 forum and that public forum is scheduled for the 26<sup>th</sup> at 6:30 at the  
25 Lumbee Tribal office, and on the 28<sup>th</sup> of September we will approve or

1 finalize the budget and that will be for the next fiscal year,  
2 and that will be the NAHASDA 2006 money.

3 MR. GERALD GOOLSBY: Ms. Danita, this draft that  
4 you've given us, is this the complete, -- that's gonna be open to the  
5 public next Tuesday?

6 MS. DANITA LOCKLEAR: Yes.

7 MR. GERALD GOOLSBY: Any additions or subtractions?

8 MS. DANITA LOCKLEAR: There may be some. That's still  
9 a draft. If you look on it, that is still a draft, but most of the  
10 information is in there. There's a few minor things that the Council  
11 will have to look at and, -- not only that we have to take into  
12 consideration the public's comments and like I said, that meeting  
13 will be on the 26<sup>th</sup> of September. So, your comments will be greatly  
14 appreciated at that time. But the budget will be finalized on  
15 Thursday, which is the 28<sup>th</sup> of September and adopt. Because the new  
16 fiscal year starts on October 1.

17 MR. LAWRENCE LOCKLEAR: If you look on your calendar,  
18 that's what the special called Tribal Council meeting is for on  
19 September 28<sup>th</sup> at 6:30.

20 MR. GERALD GOOLSBY: A what-if question. If the  
21 budget is not approved on the 28<sup>th</sup>, we gonna stay until we work it out  
22 or are we gonna, -- you know, what if it doesn't happen.

23 MS. DANITA LOCKLEAR: The budget is gonna be approved  
24 by that time because there's only some -

1 MR. GERALD GOOLSBY: What if we vote against  
2 approving the documents that's in front of us, what happens next.

3 MS. DANITA LOCKLEAR: Well, and why I say that,  
4 there's been 12 or 13 of us that have actually been consistent in  
5 working on this. And I understand where you're coming from -

6  
7 MR. GERALD GOOLSBY: It don't matter, I'm just asking  
8 a what if question. Just please answer that part of the question. I  
9 don't care how many people vote on it.

10 MS. DANITA LOCKLEAR: Well, you can't let it go. But  
11 the budget has to be approved.

12 MR. JAMES HAROLD LOCKLEAR: What he's saying, --

13 MS. DANITA LOCKLEAR: I understand what he's saying.

14 MR. GERALD GOOLSBY: If it's not approved, what  
15 happens? It's a simple question.

16 MS. DANITA LOCKLEAR: You work on it.

17 MR. GERALD GOOLSBY: Do we stay until it's finished  
18 and approved or do we lock the doors on the office or, do we schedule  
19 another meeting. I mean, what do we do? I mean, the government has  
20 non-budgets to approve all the time. What do we do?

21 MS. DANITA LOCKLEAR: We plan to stay and work on it  
22 until it is approved on the 28<sup>th</sup>, until it's finalized.

23 MS. LINDA HAMMONDS: I guess my question about the  
24 budget right now would be the information that, -- the budget that we  
25 have was, for example, with the NAHASDA was the 12 million plus.

1 Now, I understand that that was absolutely wrong. That the  
2 budget is 14 million plus. So we met to do something with the Tribal  
3 membership to get that budget, so what we're working with now is 12  
4 million something instead of the 14 million. Would anyone tell me,  
5 is that true. Where are we? What is the status?

6  
7 MS. DANITA LOCKLEAR: We had originally started with  
8 the 12 something, the budget for housing. That's what we had settled  
9 in that line item, 12 million and when I say with housing, I'm  
10 talking about just the housing line item itself. I'm not talking  
11 about the other programs. But, I only found out yesterday, I think  
12 it was, was it yesterday, that that budget had not changed and that  
13 was - has 2 million that's got to be placed in certain line items,  
14 but we had no knowledge of that. We had thought in the beginning  
15 that the budget had been cut by 2 million dollars but it not had.

16 MS. LINDA HAMMONDS: Madam Chairperson, let me correct  
17 you know. We did not think, I didn't think, we all were given  
18 documentation and paperwork from administration that said that 12  
19 million dollars. So, it wasn't a question of the Council thinking  
20 that, that was what we were told, and that's what we worked with.

21 MR. GERALD GOOLSBY: So, if it is not voted on and  
22 passed on the 28<sup>th</sup>, we're gonna stay here until we all reach an  
23 agreement that we can pass something on the 28th. That's my  
24 daughters birthday and I want to make sure of what I'm going to  
25 schedule for the 28<sup>th</sup>.

1 MS. DANITA LOCKLEAR: Yeah, we had planned to  
2 stay there until this budget is finalized.

3 MR. GERALD GOOLSBY: Is that normal process, Mr.  
4 Welford, is that the way it works as Sergeant of Arms or whatever?  
5 Is that the way it works? I mean, I just, -- cause, you know,  
6  
7 anything could happen between now and then and 2 more million dollars  
8 seems like an interesting thing to debate on.

9 MR. JAMES HAROLD LOCKLEAR: Let's work on that when we  
10 get to it.

11 MR. LAWRENCE LOCKLEAR: Okay, let's move on.

12 MS. DANITA LOCKLEAR: There was also a motion that  
13 came out of the Finance Committee that there be no disbursement from  
14 the food program and to re-advertise so all the people in the service  
15 area would have the same opportunity and that would not be until  
16 January of 2007.

17 MR. LAWRENCE LOCKLEAR: Okay, so I have a motion that  
18 no disbursement be made from the food program and it be re-advertise  
19 and this to be done after January 2007. Since it's coming from the  
20 committee, a second is not required. Is there any discussion on this  
21 motion?

22 MR. GERALD GOOLSBY: Yes, what about the programs  
23 that's already established and working. Are we going to penalize  
24 them? In other words, could we prorate it in a way that the programs  
25 that's already established continue to function?

1 MS. DANITA LOCKLEAR: We found out, Mr. Goolsby,  
2 that in regard to the CSBG grant where the money comes out of and  
3 doing the calculations this past week, we found out that there is a  
4 short fall. We got, we have to have, we got decisions we need to  
5 make in regard to ensuring that our employees have a position there  
6 and continue to be employed, or try to work something a little  
7 different and we thought the best solution to that problem was put  
8 the food bank on hold until January 1, 2007 and then not only that,  
9 we found out in regard to the food program there was only a limited  
10 number of applicants out there that had applied for that food grant,  
11 probably not so much that they didn't want the opportunity, but it  
12 was only advertised one time and with some newspapers or whatever, it  
13 didn't get in there in time so the people in the districts would not  
14 be afforded the same opportunity, so want to give everybody the same  
15 opportunity.

16 MR. LAWRENCE LOCKLEAR: Okay, is there any more  
17 discussion? Mr. Welford.

18 MR. WELFORD CLARK: I would just like the Chairwoman  
19 would clarify exactly what we're talking about when we say the food  
20 program. I wouldn't want people to get the impression that we had  
21 money for everything except food.

22 MS. DANITA LOCKLEAR: In the CBSG grant, there's  
23 \$25,000 set aside for someone to run basically a distribution out of  
24 your church or organization that's set up that you can store these  
25 foods. That Mr. Welford's area, because he works a lot in that

1 program. His church does it so you can come in and do an  
2 application to accept it on the behalf of the church, but you also  
3 have to have the storage facility, you have to have the freezer for  
4 whatever is necessary in order to house that food until it's  
5 distributed. And when I say the food program or food bank that's  
6 what it is.

7 And we tried in the past to get it across to all the  
8 districts and we want to ensure that we are consistent in doing that,  
9 but that's what the food program is set up for. To try to help out  
10 in the different districts and different communities.

11 MR. LAWRENCE LOCKLEAR: Okay, is there any more  
12 discussion?

13 MR. SHELLEY STRICKLAND: So, it could any non profit  
14 organization?

15 MS. DANITA LOCKLEAR: It doesn't just have to be a  
16 church.

17 MR. LAWRENCE LOCKLEAR: Any more discussion?

18 MR. JERL LOCKLEAR: Let's say that you have open  
19 application come in and you don't have enough of money to cover them  
20 all. How do you -

21 MS. DANITA LOCKLEAR: Normally, Mr. Jerl, the amount  
22 of applicants that come in, they prorate it according to the number  
23 of applicants that come in.

24 MR. GERALD GOOLSBY: District 2 is active in that as  
25 well over at the Riverside Church, Mr. Jimmy McNeill's church as

1 well. And I've been asked on several occasions when will it be  
2 available, and I mean, I'd hate to cut something out that they depend  
3 on. That's why we're saying if we could just prorate it and divide  
4 the number by 14, then if somebody don't apply, they can take the  
5 excess and give it to the districts who do apply.

6  
7 MS. DANITA LOCKLEAR: Well, that's something we need  
8 to discuss in committee. I just brought, the motion has been brought  
9 to the floor just to address the issue of putting the food program on  
10 hold until January 1, 2007.

11 MS. LINDA HAMMONDS: I was just going to say, it's  
12 only one area per district, correct? Usually just one entity per  
13 district?

14 MS. DANITA LOCKLEAR: I think in the past, I'm not  
15 sure about that because I think there has been more than one that's  
16 been served in a district, but more than one organization.

17 MR. RICKY BURNETT: It's being served, I guess,  
18 Pleasant View Baptist Church, you got Church of God, Cedar Grove,  
19 because what they did they made application, apply for it, and you  
20 meet all the qualifications, then they submit it and then they base  
21 it on the size and location, based on the set amount of money that  
22 you can receive.

23 MR. JIMMY MCNEILL: Ms. Danita, are you telling us  
24 that what has taken place is we have ran out of money as far as  
25 purchasing food?

1 MS. DANITA LOCKLEAR: No, that's not what I'm  
2 telling you. I'm telling you that, you know, the budget, there's a  
3 certain amount of money in that budget and according to the document,  
4 even in front of you, there's gonna be a short fall and we want, --  
5 our first priority in finance is to ensure the present employees have  
6 a position and able to keep that position.

7 MR. JIMMY MCNEILL: How did this short fall come  
8 about?

9 MS. DANITA LOCKLEAR: I can't explain to you in  
10 regard to that. You know, I've just got what you'd say actively  
11 involved in regard to the budget itself. So, maybe we can speak to  
12 that a little further down the road, but I wish I had an answer for  
13 you, but I do not.

14 MR. LAWRENCE LOCKLEAR: Any other questions or  
15 discussion?

16 MR. GERALD GOOLSBY: I'm sorry. I hate to take up so  
17 much time. Is January 1, is that too much time. I mean, could we do  
18 what we need to do in a shorter distance of time. I'm thinking of  
19 Christmas.

20 MS. DANITA LOCKLEAR: I understand that. I know our  
21 fiscal year for the budget starts on October 1, but you know, as it  
22 stands now I wish I could say we had the money in that budget, but if  
23 you'll look on the budget I just gave you under CSBG, and what's out  
24 there. You must also remember that the CSBG grant also supplies  
25 money to the election and we've got an election coming up. And that

1 election's got to go forward regardless. And so, that's another  
2 thing we have to consider.

3 MR. LAWRENCE LOCKLEAR: Okay, time has passed into  
4 discussion. The motion before us is there will be no disbursement  
5 from the food program and we'll re-advertise after January 2007. All  
6 those in favor of the motion, say aye. (Aye responses.) All those  
7 opposed. (Opposing responses.) Okay, motion carries by a voice  
8 vote.

9 MR. LARECE HUNT: Mr. Speaker, it may be in the  
10 information, but we need to get that information back out as quick as  
11 we could.

12 MS. WENDY MOORE-GRAHAM: Raise your hands who voted  
13 no.

14 MR. GERALD GOOLSBY: Roll call.

15 MR. LAWRENCE LOCKLEAR: Okay, since it's a motion,  
16 we'll do it by voice vote to carry out. So, they'll be no roll call  
17 vote.

18 MS. LINDA HAMMONDS: I think there's not an absolute  
19 explanation as to why we're in this position. It has nothing to do  
20 with the fact that we don't want to give the money for the food bank.  
21 What has happened is that the Community Service Block Grant has an  
22 allocated budget and throughout the year when you start taking other  
23 items from that budget, you can expect that that budget's gonna come  
24 up with a short fall. So, we're put in this position that either you  
25 pay the \$25,000 out to the food banks or you let the employees go.

1           So, the decision had to be made, that budget will  
2           come in, I think some time in November. So, the decision had to be  
3           made whether or not you were gonna spend \$25,000 that you didn't have  
4           and send the employees home for a couple of months because money has  
5           been taken out of that grant for other line items and so forth that  
6           caused that short fall.

7           MR. LAWRENCE LOCKLEAR:     Okay, that debate is over.  
8           We are gonna move forward.

9           MS. DANITA LOCKLEAR:     Okay, there was also and you  
10          see a copy of a resolution. There was a motion made in regard to two  
11          community buildings for District 3 and District 14, and you have the  
12          resolution in front of you. And this is to begin the bidding process  
13          for those 2 community buildings, that will be for District 3 and  
14          District 14. It's a motion that came out of committee.

15          MR. GERALD GOOLSBY:     Don't have a problem with  
16          community buildings at all, Mr. Welford and Ms. Pam don't take this  
17          that way. Any resolutions that's handed to me the night of the  
18          meeting, we need time to think about resolutions. I've said that at  
19          several meetings. I would ask if we could vote on this at next  
20          Thursday's meeting so each Tribal Council person could have at least  
21          a few days to review the resolution and the impact. I don't have a  
22          problem with community buildings.

23          MR. WELFORD CLARK:     In reference to that, let me say  
24          this. A resolution is really nothing except a fancy motion put on a  
25          piece of paper by itself. Number two, I put in every Tribal Council

1 persons box, from a calendar perspective, week before last notice  
2 of intent. I think that everyone probably received a letter in the  
3 mail from Ms. Pam Spaulding in District 3 sometime during the course  
4 of the week in which she announced her intention to bring that issue  
5 before the floor tonight, so it's nothing new. We have all been  
6  
7 involved in personal discussions throughout the last few days about  
8 it.

9 So, I don't like surprise and don't like to be  
10 surprised, but I don't think in this case that this comes as a  
11 surprise to anyone.

12 MR. LAWRENCE LOCKLEAR: Okay, we have a resolution  
13 from the Finance Committee entitled "Community Center Resolution".  
14 Since it's coming from committee, a second is not required. Is there  
15 any more discussion on this anyone who hasn't discussed it?

16 MR. JAMES HAROLD LOCKLEAR: Are we gonna vote on them  
17 both at the same time?

18 MR. LAWRENCE LOCKLEAR: Yes. Any more discussion?  
19 Okay, hearing no more discussion, since it's resolution, we'll have  
20 roll call vote. Ms. Wendy.

21 Larece Hunt: No.

22 Sharon Hunt: Yes.

23 Gerald Goolsby: Yes.

24 Pam Spaulding: Yes.

25 Kent Hunt: Yes.

1 John Lowery: Yes.  
2 Frances Chavis: Yes.  
3 Lawrence Locklear: Yes.  
4 Joel Garth Locklear: Yes.  
5 James Harold Locklear: Yes.  
6 Wendy Moore-Graham: Yes.  
7 Jerl Locklear: Yes.  
8 Linda Hammonds: Yes.  
9 Jimmy McNeill: Yes.  
10 Danita Locklear: Yes.  
11 Shelley Strickland: Yes.  
12 Ricky Burnett: Yes.  
13 Welford Clark: Yes.

14 MR. LAWRENCE LOCKLEAR: Okay, by a vote of 17 yeas and  
15 one nay, the resolution entitled "Community Center Resolution"  
16 carries.

17 MR. WELFORD CLARK: Mr. Speaker, could he go ahead at  
18 this point and time and assign that resolution number if it's blank  
19 at the top of that page?

20 MS. WENDY MOORE-GRAHAM: We already done that.

21 MR. WELFORD CLARK: And that number is?

22 MS. WENDY MOORE-GRAHAM: CLLR-2006-0921.

23 MR. WELFORD CLARK: I would like to bring to your  
24 attention too as well that when I typed this, I had a little senior  
25 moment down at the bottom and I dated it for the 22<sup>nd</sup> rather than the

1 21<sup>st</sup>. Would it be satisfactory to just correct that by pen,  
2 initial that and get the proper signatures on it tonight so that it  
3 be delivered to the hands of the Tribal Administrator before he  
4 exists the building?

5 MR. LAWRENCE LOCKLEAR: Does anyone have any  
6 objections to that?

7 MR. WELFORD CLARK: That's an earnest request. Mr. Ed  
8 Locklear who heads up this, created the nuts and bolts of this  
9 program, is going on vacation next week. And there's some things  
10 regarding the title search and environmental that needs to be ordered  
11 tomorrow.

12 MR. LAWRENCE LOCKLEAR: Okay, so no one has any  
13 problems.

14 MS. DANITA LOCKLEAR: There was a motion by the  
15 Finance Committee to solicit RFP's for an auditor and have them  
16 submitted to the Finance Committee.

17 MR. GERALD GOOLSBY: For a complete audit?

18 MS. DANITA LOCKLEAR: Yeah, you have to have an  
19 annual audit.

20 MR. LAWRENCE LOCKLEAR: Okay, I got a motion from  
21 the committee to solicit an RFP for an auditor and have those RFP's  
22 submitted to the Finance Committee. Since it's coming from committee,  
23 so second is required. Is there any discussion on this motion?

1                   Okay, hearing no discussion on this motion, all  
2 those in favor, say aye. (Ayes response.) All those opposed.  
3 (None.) Okay, motion carries. `

4                   MS. DANITA LOCKLEAR: Last, but not least. There was  
5 a motion from the Finance Committee that only one position be paid  
6 out of the Elderly Services.

7                   MR. LAWRENCE LOCKLEAR: Okay, we have a motion from  
8 the Finance Committee that only one position be paid out of the  
9 Elderly Services line item. Since it's coming from committee, a  
10 second is not required. Is there any discussion?

11                   MR. JIMMY MCNEILL: How many do we have now?

12                   MS. DANITA LOCKLEAR: Right now, we've been paying  
13 two employees out of that Elderly Services and our grant coming up  
14 this fiscal year is only \$75,000. In the past, it's been \$100,000.  
15 And so in order to afford the elderly, monies in there to do things  
16 with, we were looking at downsizing, taking one employee and maybe  
17 reroute them to housing or whatever, but it's not a matter that we  
18 want to do away with any employee, but we need to look at how much  
19 money we got to operate that budget with and maybe Mr. Leon, the  
20 Tribal Administrator, can reassign the other person in housing or  
21 whatever so that we will have monies there to carry out the functions  
22 of that program.

23                   MR. JAMES HAROLD LOCKLEAR: That one person, if it's  
24 voted one person, now will that person's salary stay the same by  
25 offering it as one?

1 MS. DANITA LOCKLEAR: It will stay the same and  
2 if you'll look on the sheets that I gave you, under Elderly Services,  
3 I gave you an outline as far as the budget for that program and that  
4 person's salary is there and the benefits. Everything's the same.

5 MR. GERALD GOOLSBY: What effect will reducing the  
6 employees down to one, what effect will it have on the services  
7 itself? Is that more people service or item services?

8 MS. DANITA LOCKLEAR: It will be more item services.

9 MR. GERALD GOOLSBY: What effect will it have on the  
10 actual service that our elders are receiving from this program.

11 MS. DANITA LOCKLEAR: Well, this program is just in  
12 the early stages, so it's a program that's just being started up  
13 basically. We had 2 people in there that was working on this program  
14 but then there was no monies there to afford them anything other than  
15 pay salaries. So, like I said it's in the infant stages of this  
16 program and we're not saying go back sometime and add money or  
17 increase that budget.

18 MR. WELFORD CLARK: Mr. Speaker, without discussing  
19 the merits of that. That's not my intention to do that at this time,  
20 but I think that this being a budget issue, it's really applicable to  
21 the upcoming budget, I don't think that this would be the proper time  
22 to address that, so I'm going to offer a motion that we tablet that  
23 and let that be a matter of discussion at the approval of the budget.

24 MR. GERALD GOOLSBY: Second.

1 MR. LAWRENCE LOCKLEAR: The motion and a second  
2 that we table the resolution, excuse me, the motion that only one  
3 position be paid out of Elderly Services. Is there any discussion?

4 MR. WELFORD CLARK: And I say that simply because  
5 this, there's probably only one other pay period in this fiscal year.  
6 I don't know when the next pay period is for this fiscal year for  
7 Tribal employees. There can't be more than one more paycheck? So  
8 any action that we take now would be of no consequence to this year's  
9 budget what so ever. And we're gonna be addressing other issues  
10 insofar as positions in the upcoming budget, so, that was my reason  
11 for doing that.

12 MR. LAWRENCE LOCKLEAR: Any other discussion?  
13 Other, hearing no other discussion, all those in favor of the motion  
14 to table the motion that only one person be paid out of Elderly  
15 Services, say aye. (Aye responses.) All those opposed. (None.)  
16 Okay, the motion is tabled and the motion carries. And you are going  
17 to meet?

18 MS. DANITA LOCKLEAR: We will have a budget meeting,  
19 we are going to tack it on Monday night behind, I think it's  
20 Education and Culture and PR. But those usually don't last long.  
21 So, we are gonna have a budget meeting so that we can make some more  
22 preparation for the meeting that's gonna be held on Tuesday night,  
23 the public forum.

24 MR. JOHN LOWRY: Ms. Danita, should this be 2007 up  
25 here on the top or -

1 MS. DANITA LOCKLEAR: No, that is the grant year  
2 of the program. Even though we are in 2006, it's like it's lagging  
3 behind.

4 MR. JOHN LOWRY: Okay and I got one more question.  
5 I'm not trying to be funny, but does anybody have any Tylenol or any  
6 Advil. I got a headache that's, -- (several people offer  
7 assistance).

8  
9  
10 **HEALTH AND HUMAN SERVICES**

11 MR. LARECE HUNT: It's ironic when we are going start  
12 talking about health issues, everybody's gotta start popping pills.  
13 But, I'll be brief.

14 First, let me call you attention to the newspaper  
15 article that I placed at your station that was recorded in Sunday's  
16 edition of the Robesonian entitled "Dying Young". Folks, I read that  
17 and that certainly reached up and grabbed my attention. This  
18 information shows that the life expectancy in Robeson County is  
19 second from the bottom of the 100 counties. 71.5 years is the  
20 average life expectancy of Robeson County. The only one lower than  
21 Robeson County is Martin, which is out on the coast towards East  
22 Carolina at 71.2 years compared to Watauga up in the mountains,  
23 breathing that fresh air, I assume, 78.6. That's a difference of 7.1  
24 years difference from side of the state to the other. That is very  
25 disturbing to me.

1                   And when you look at the state as a whole, North  
2                   Carolina ranks 40<sup>th</sup> in the United States. For those who went to  
3                   Hawaii you may have added a few more months because Hawaii is at the  
4                   top of the list.

5                   On the second part of that page, it says our County  
6                   Health Director, Bill Smith, wasn't surprised of Robeson's rank. And  
7                   I'm quoting, "Counties with higher minority population have lower  
8                   life expectations." Robeson County's make up presently, according to  
9                   this report, was 38% was American Indians, 25% was Black, 4.8%  
10                  Hispanic, that number is increasing, with the 2000 census. That is  
11                  very disturbing because in the 2<sup>nd</sup> column, and this is from Dr. Stuart  
12                  who is now operating out of Dr. Robinson's office there on Martin  
13                  Luther King Drive and he put it best. Oftentimes they lack the  
14                  appropriate guidance for health maintenance, they have urgent care  
15                  rather than preventive care. They do not have the funds to take care  
16                  of problems before they become problems. Dr. Stuart said one root  
17                  cause of these poor health is the family. The family is not setting  
18                  proper examples and plus the family does not have the skills and the  
19                  training and the money factors, the economic conditions to really set  
20                  a good example. But if you continue to live in Robeson County, you  
21                  can knot about 7 years off your life or you can move to Watauga.

22                  Another health issue that is growing daily according  
23                  to research, diabetes. Folks, report on TV stated that 2 out of 3  
24                  people that have been diagnosed with diabetes stand a very good  
25                  chance of having either a heart attack or stroke. The best way to

1 prevent diabetes or to help maintain it is through diet and  
2 exercise. How many of you walk at least an hour a day? How many of  
3 you did at least 50 push ups today or sit ups? The chances are  
4 you're contributing to the possibility of you getting diabetes.  
5 Folks, sometimes we get caught up in the daily rush of life and we  
6 forget the one thing that's probably gonna be the most important  
7 thing in our lives and that's our health.

8 We had Health and Human Resources meeting scheduled,  
9 but other schedules conflicted because no one showed up. But as I  
10 shared with Mr. Leon and Ms. June Jacobs, Director of Energy  
11 Assistance, at that meeting, I'm in the process now of working on a  
12 project that we may be able to provide some relief to prescription  
13 drugs. And I'm at a point that I can share anymore information with  
14 you until we finally get the ball up and rolling and hopefully by our  
15 next meeting I'll be able to share more information. So, we got to  
16 have some relief. A Tribal member approached me and said her medical  
17 bill was \$1900 a month. The discount cards for medical prescriptions  
18 could range through 20 to 30%, and you may say 20 or 30% that's not  
19 much. Do 30% of \$1900. Now it makes a little difference. And when  
20 you don't have any discount at all, it is a help.

21 I called Walmart today and asked if they had certain  
22 days that would give senior citizens discounts and they said their  
23 prices already included the discounts, however Walmart is one of the  
24 participants that if we go through the other project that we'll still

1 get a discount because they are a member of this organization.

2 But, I'll have more information for you at our next meeting.

3 MR. KENT HUNT: Mr. Larece, I seen on the news today  
4 that Walmart was gonna start offering their own generic medicines at  
5 a highly discounted price.

6 MR. LARECE HUNT: This project that I'm talking about,  
7 you get a higher discount of the generic drugs and they used the  
8 example Zestril for blood pressure. And they were saying at one  
9 point it may have cost \$154 but through their participation you could  
10 have gotten as much as 50% discount on it by going through a generic  
11 rather than actually paying 150 some dollars. If I keep telling, I'm  
12 going to tell more than I really should at this point, so. I'm  
13 working on that project and I hope to have a better report for you at  
14 our next meeting.

15 One last thing, this information came out of our  
16 Energy Assistance, that energy checks, fuel checks or light bill  
17 checks or gas checks ever how the people may know of them. Right now  
18 I think for this fiscal year, her office has received 1.2 million  
19 dollars. And the checks are going out and checks were sent out and  
20 in February of 2006 and July 2006 and the average check that went out  
21 was average of \$69 but the average for the whole program was \$232.  
22 And, again, that may not seem much to us, but when you're sitting  
23 there you got to make a choice, am I going to stay in the dark, am I  
24 going to be able to pay my bills, \$230 means a lot. So, you know,  
25 sometimes it depends on what standard you are comparing it with.

1 Folks, we have some serious problems with health. We have  
2 serious problems with energy and it goes back to the heating air.

3 MR. LEON JACOBS: We set a tentative date for the  
4 doctors and nurses meeting on October the 17<sup>th</sup> at noon. We will  
5 confirm that to all the Council members. I invite all of you, if you  
6 could, do a lunch meeting.

7 MR. JERL LOCKLEAR: MR. Larece, prostate cancer,  
8 that's getting to be a big thing amongst men now and the Healing  
9 Lodge had it where they give the test free and I participated in it.  
10 The doctors are coming there doing it free but they're not getting  
11 enough coming in there. If you got insurance or not, it's still  
12 free. But you have to be 40 or above to participate in it.  
13 Everybody needs to get involved.

14 MR. LARECE HUNT: And you know what the problem is Mr.  
15 Jerl. You back and you start talking about training. You get old  
16 stubborn people like me that don't want to go and take care of  
17 themselves. Oh, I'm gonna be okay. And again, from the time you  
18 really get it, you need corrective rather than preventive.

19 MR. JERL LOCKLEAR: They had 4 doctors there to give  
20 you an examination and they had 12 people. But they don't want to  
21 come for only 12. People need to get involved.

22 MR. LARECE HUNT: As I said, and I'll finish it up  
23 with a comment again. We sometimes neglect the most important part  
24 of our lives and that's our health. If we don't take care of  
25 ourselves, we're not in a position to render services. We talk about

1 being service factors to our Tribal members. We don't care of  
2 ourselves. Mr. Leon can testify to that. If you don't take care of  
3 yourselves, you can't help us, can you Mr. Leon, and neither can we  
4 serve our people in the capacity that we have the energy and that  
5 push to go.

6 Again, take care of yourselves, folks, and of each  
7 other.

8 MR. LAWRENCE LOCKLEAR: Ms. Danita had forgot one  
9 item during her report.

10  
11 MS. DANITA LOCKLEAR: Before I get into that, I'd  
12 like to say this to Mr. Larece, my medical bill costs me  
13 approximately \$1000 a month. So, I would be very much interested in  
14 that.

15 The thing that I forgot that we had voted in Finance  
16 Committee was in regard to the budget for the Tribal Council  
17 election. The total of that budget was \$17,210 in order to run that  
18 election and that came out of the committee.

19 MR. LAWRENCE LOCKLEAR: We have a motion from the  
20 Finance Committee to set the budget for the Elections Board at  
21 \$17,210. Since it's coming out of committee, a second is not  
22 required. Is there any discussion?

23 MR. GERALD GOOLSBY: It's my understanding that was  
24 submitted by the Election Board?

1 MS. DANITA LOCKLEAR: No, there was a different  
2 number submitted by the Elections Board. So, no, we looked at it and  
3 compared it to last years, but we did increase the amount from those  
4 of last year. We did increase, tacked on some additional dollars.  
5 No, their budget was different from this.

6 MR. LAWRENCE LOCKLEAR: Any other questions or  
7 comments? Okay, hearing none, all those in favor of the motion, say  
8 aye. (Aye responses.) All those opposed. (None.) Okay, motion  
9 carries.

10 MS. LINDA HAMMONDS: Mr. Speaker, Ms. Danita. One of  
11 the things that we should have brought up tonight is also when  
12 dealing with appointed positions that are not filled and that is the  
13 fact that the Elections Board is sitting there now with only 3  
14 individuals. There are 2 committees here at this table whose person  
15 is not represented on that committee. So, whatever committee you're  
16 on, I know that one of the individuals happens to be from Ms.  
17 Frances, Lawrence and my district. I'm not sure who Mr. Lowry is  
18 represented or who Ms. Clementine is represented. But there are at  
19 least 2 committees here whose person is not attending or has dropped  
20 out or something. But there needs to be 5 people on that board.

21 MR. JAMES HAROLD LOCKLEAR: Mr. Lowry is in the 7<sup>th</sup>  
22 district, he's in our district.

23 MR. LAWRENCE LOCKLEAR: What I'll do, I got a list  
24 of the committees, you remember we randomly drew committees. I'll  
25 get those to everyone so for those of you who don't have a person,

1 you need to get together and chose someone to serve on the  
2 Elections Board.

3 MS. LINDA HAMMONDS: Okay, in order to pick that  
4 person, there's about 5 people that get together and comes up with  
5 the name of the person to serve.

6 MR. GERALD GOOLSBY: One question, we already voted,  
7 but how much difference from what they asked for and what they got?

8 MS. DANITA LOCKLEAR: Does anybody have that original  
9 copy that we had the other night. I'm not sure. I don't have it in  
10 front of me so I'm not sure.

11 MR. GERALD GOOLSBY: Major difference?

12 MS. DANITA LOCKLEAR: But I want to say about \$11,000  
13 because it was 28 something but we decreased it down to 17 2.

14 MR. LAWRENCE LOCKLEAR: Okay, we are going to move  
15 on. Next report is Housing. Mr. Richard is not here tonight, he's  
16 been feeling a little under the weather. He had a doctor's  
17 appointment today and everything, no he couldn't be with us.

18 **HOUSING COMMITTEE**

19 (No report.)

20 **PUBLIC RELATIONS**

21 MR. LAWRENCE LOCKLEAR: My committee did not meet with  
22 month, but our next committee meeting is scheduled for September 25<sup>th</sup>,  
23 it's immediately after the Education and Culture Committee, and  
24 that's on a Monday night and that's on your calendar.

25 **OLD BUSINESS**

1 (MR. LAWRENCE LOCKLEAR briefly reviewed the  
2 calendar from September through December, noting some changes.  
3 Moving Executive Committee and Finance moved to the November 13<sup>th</sup>,  
4 just one day prior to and will meet in the 2<sup>nd</sup> building; moved  
5 Constitution Committee meeting to November 30<sup>th</sup>. For the December  
6 calendar, Tribal Council meeting moved to December 14<sup>th</sup>. Moved the  
7 Education and Culture and PR meeting up to the December 18<sup>th</sup>.)

8 MR. WELFORD CLARK: Mr. Speaker, as soon as possible  
9 in October to have a LNTF Board meeting.

10 MR. LAWRENCE LOCKLEAR: Okay. (Discussion about  
11 possible dates in October.)

12 MR. WELFORD CLARK: How about the 16<sup>th</sup>.

13 MR. LAWRENCE LOCKLEAR: Okay, so LNTF Board will meet  
14 on October 16<sup>th</sup> at 6:30.

15 MR. GERALD GOOLSBY: I have a question. We're  
16 supposed to be having the November meeting in our district?

17 MR. LAWRENCE LOCKLEAR: Yes. Ms. Sharon, the  
18 November meeting, do you have a location on that yet?

19 MS. SHARON HUNT: No.

20 MR. LAWRENCE LOCKLEAR: As soon as we found out, I'll  
21 let everyone know where it's gonna be at.

22 MR. KENT HUNT: Regarding Public Relations, the next  
23 issue of Lumbee Pride is due to come out this month or next month?

24 MR. LAWRENCE LOCKLEAR: I do not know. I can find  
25 out.

1 MS. PAM SPAULDING: In October with the Falmouth  
2 training, is that still a go?

3 MR. LAWRENCE LOCKLEAR: Yeah.

4 MS. PAM SPAULDING: But, those of us who cannot  
5 attend, would someone make sure we get packets.

6 MR. LAWRENCE LOCKLEAR: Yeah, we'll be able to get  
7 that. It's on October 27<sup>th</sup> and 28<sup>th</sup>, yeah, that's on your calendar.

8 MR. KENT HUNT: And also too, it would be a good idea  
9 I think. The paper that Mr. James distributes each month, I think  
10 it's called Native Visions. I think it would be a good idea for us  
11 to possibly collaborate our Lumbee Pride paper with his paper because  
12 his paper deals with a lot Indian happenings and he has a really good  
13 paper. It's real informative and I think it would be a good idea to  
14 possibly collaborate our information to him, possibly get any article  
15 or any news that we'd like to distribute each month and give it to  
16 him for him to possibly publish in his paper.

17 MR. LAWRENCE LOCKLEAR: I think we should definitely  
18 discuss that at the next PR meeting.

19 (BREAK)

20 MR. LAWRENCE LOCKLEAR: Okay, let's get started. I  
21 just wanted to note for the minutes, that Mr. Kent Hunt has to leave.  
22 So, please note that he left at 8:15.

23 **NEW BUSINESS**

24 **UPDATE ON TRIBAL ELECTIONS**

1 MR. OCEANUS LOWRY: Thank you, Mr. Speaker, I'll  
2 be short and sweet. I'm not much of a public speaker. All of you  
3 have a red folder in front of you. We met today with a conference  
4 call between myself, Christine Hunt, and Sharon Locklear. We  
5 discussed the qualifications of everybody that had filed for a Tribal  
6 Council seat and the Chairman's seat and they were all cleared and  
7 passed all of our scrutiny as the Constitution demands. So, that was  
8 voted on and passed by the 3 seating Election Board members.

9 Polling sites and candidates. Normally every year we  
10 have 7 seats that's up for re-election. Due to the death this year  
11 of 2 Tribal Council members, one Mr. Sanford Locklear, his seat was  
12 up for re-election this year anyway and the death of Mr. Carter in  
13 District 3, he had more than 12 months remaining on his term, so by  
14 our Constitution we had to have an election for his seat, so his  
15 seat, District 3 is on the ballot this time.

16 Now, if you haven't looked at it, I've got listed here  
17 the candidates in each district. Let me just run through it right  
18 quick. Everyone else has taken plenty of time.

19 In District 1, Audrey Hunt, Anthony Swett. Polling  
20 site is Gaddy's Community Building, Rowland Police Department.

21 When I cover these if there is anybody got any  
22 concerns or questions about it, would you please let me know. We  
23 have time to change this before we make it an official document and  
24 hopefully we'll do this Monday.

1 MS. LINDA HAMMONDS: Mr. Lowry. I am assuming  
2 that in that district we still have the Chairman tickets in there  
3 also, right?

4 MR. OCEANUS LOWRY: What we got here is the candidates  
5 that's up for election plus the Chairman in that district. Like  
6 number 2, there's no candidates in number 2 but the Chairman's seat  
7 is up. So, back to the polling sites in District 1, any questions  
8 or concerns just let me know.

9 District 2, we have just the Chairmanship running.  
10 And the polling sites, the Career Center, Fairmont City Hall, Smyrna  
11 Fire Department.

12  
13  
14 District 3, we have Harol Oxendine, Vicky Ivey, Laura  
15 Sampson. Polling site is Barker Ten Mile and West Lumberton  
16 Elementary.

17 District 4, Ms. Helen Locklear and Christopher Clark.  
18 Polling site is Red Springs Rescue.

19 MR. JOHN LOWRY: Mr. Oceanus. I notice on the Lumbee  
20 Election Board here, you said that there isn't a site in the  
21 Philadelphus area but now there will be 2 sites there, right, for  
22 District 4, voting wise? Is that correct?

23 MR. OCEANUS LOWRY: Yes, one site has not been  
24 confirmed yet. Listen, these are the sites that's been confirmed and  
25 there's no question as far as the availability and the use of it.

1                   District 5, Oxendine Elementary, Mr. Kernice  
2 Locklear, he's the only one filed in that district.

3                   MR. JOHN LOWRY: Mr. Oceanus. Also, are they voting  
4 at Prospect Elementary too in District 5?

5                   MR. OCEANUS LOWRY: Yeah, for the Chairmanship. That  
6 hasn't been confirmed yet. We'll get to that. I'm just giving you  
7 an update as to where we are.

8                   District 6 is just the Chairman's race. OP Owens  
9 Library, IEA Building.

10                  District 7, Ray Little Turtle, Pembroke Middle and  
11 Union Elementary should be added to that or will be once we get  
12 confirmed.

13  
14                  District 8, just the Chairmanship. Union Chapel  
15 Community Building.

16                  District 9, James Taft Smith, Linda Smith, and Mattie  
17 Lucy Bell. Saddletree Community Building is the voting site.

18                  District 10, Jimmy McNeill, Bradley McMillan. Rennert  
19 Community Building.

20                  District 11, just Chairmanship. Hawkeye Sands, South  
21 Hoke Elementary.

22                  District 12, Chairmanship. Evans Cross Roads Fire  
23 Department, John's Station and Quehill Fire Department.

24                  MS. DANITA LOCKLEAR: Ms. Lowry, why did we not go  
25 back with the Alfordsville Community Building?

1 MR. OCEANUS LOWRY: The last election, we didn't  
2 have one at Evans Cross Road Fire Department because there was a  
3 candidate running, Billy Dial, was running that and we changed from  
4 Evans to Alfordsville.

5 MS. DANITA LOCKLEAR: We've always held 'em at Evans  
6 Cross Roads, yeah, that was the first one, I think and the last one  
7 as being done there. They've always been previously held at the  
8 Alfordsville Community Building.

9 MR. OCEANUS LOWRY: I don't have a problem, but if you  
10 compare the facility, one to the other, I'd much rather have one at  
11 the fire department than have it, --

12  
13  
14 MS. DANITA LOCKLEAR: I can understand that, but I'm  
15 looking at it from the overall location of where people are used to  
16 going to vote.

17 MR. OCEANUS LOWRY: We'll take that under advisement.  
18 District 13 is Chairmanship, St. Pauls Community  
19 Building.

20 District 14, Mr. Welford Clark, Allenton Fire  
21 Department.

22 MR. GERALD GOOLSBY: How many polling sites is your  
23 goal to have.

24 MR. OCEANUS LOWRY: As lest amount as possible but  
25 give the people an opportunity to come vote. What we're really

1 looking where there's no candidates running, we try to get  
2 centrally located where they can get for the Chairman's race, and  
3 because of money constraints, but just can't have 2 or 3 in every  
4 area.

5 MR. GERALD GOOLSBY: I apologize for saying this, but  
6 I think the Chairman's race is as important or more important than  
7 any seat race and I just want to make sure that we got adequate  
8 coverage of our representative area that the people could vote and we  
9 budgeted, and the reason I asked again, is we budgeted 26 sites. You  
10 got 22 so you're only gonna add 4 more.

11 And my question, is that gonna be enough of sites or -

12 MR. OCEANUS LOWRY: We got 26 sites in our plan to be  
13 certified for the elections. That's where we feel like we need 26  
14 sites.

15 MR. GERALD GOOLSBY: For the Chairmanship?

16 MR. OCEANUS LOWRY: For everything.

17 MR. GERALD GOOLSBY: But, the Chairmanship is the  
18 sites you have to really deal with and it would take in the rest of  
19 the them. Because the Chairmanship site is covered, the district  
20 sites should be covered as well.

21 MR. RICKY BURNETT: On District 13, do you have a  
22 tentative location right now that you know of?

23 MR. OCEANUS LOWRY: There's a middle school in Hope  
24 Mills. Middle school or elementary school?

1 MS. DONNA OXENDINE: For Cumberland County, we'll  
2 looking at South View School. And with the other ones that weren't  
3 mentioned like Prospect Elementary for number 5, and Union for number  
4 7, and all we're doing is waiting on confirmation for those.

5 MR. RICKY BURNETT: On that, not to take away, Ms.  
6 Donna, the majority of the Indians live across the river, you'd be  
7 better suited to use the North Carolina Indian Housing facility.  
8 When I ran, we used St. Pauls Community Building and we used Hope  
9 Mills Elementary School and we also used North Carolina Indian  
10 Housing, because the majority of people and if we're gonna try to  
11 encourage our people to get out and vote, we need to go where it's  
12 easier for them, not to make it hard on them. Make it fair and just  
13 because there's some that live out that way, but the majority of the  
14 people lives, --

15  
16 MS. DONNA OXENDINE: And that's one reason that we  
17 bought this tonight because we needed to get some feedback from the  
18 Tribal Council, so it's not set in stone because we haven't  
19 advertised anything. We needed to find out from y'all about our  
20 polling sites.

21 MR. RICKY BURNETT: But I'd say with St. Pauls to  
22 attest because, Mr. Jimmy knows, you got Lumber Bridge that's right  
23 there close to it. It's easy for them to get there. Matter of fact  
24 on this side of Hope Mills, it's just a drop in the bucket for them  
25 to get to St. Pauls also, but for those back over, you know, living

1 in town, in Fayetteville, across the river, around Stedman,  
2 Godwin that way, that's the majority where all the Indians live at is  
3 across the liver.

4 MR. OCEANUS LOWRY: Ms. Hammonds, do you have a  
5 question.

6 MS. LINDA HAMMONDS: I guess with the St. Pauls  
7 Community building, is that North St. Pauls.

8 MR. OCEANUS LOWRY: Yes, it's North St. Pauls.

9 MS. LINDA HAMMONDS: Wasn't that Mr. McNeill's  
10 district now?

11 MR. JIMMY MCNEILL: When I ran the first time, they  
12 had a polling site for me there as a Tribal Council. My concern is  
13 this, I cover South St. Pauls and if they go to North St. Pauls, when  
14 they're closer, instead of going to Rennert, they'll go there to vote  
15 for Chairman and not vote for the seat.

16 MS. LINDA HAMMONDS: Right, that's what I just wanted  
17 to make clear.

18 MR. JIMMY MCNEILL: That's the problem I'm seeing  
19 that's gonna exist here. Just like you get close out there at  
20 Shannon, some of the people is closer to Red Springs than they are to  
21 Rennert, so they might go to Red Springs and vote for Chairman and  
22 not go to Rennert and vote for the seat. You see what I'm saying?  
23 And that's gonna create a problem.

24 MS. LINDA HAMMONDS: That's what I was saying, is the  
25 St. Pauls Community Building, is that gonna be for the District 10

1 seat and also why, you know, in the Shannon area, because you  
2 know, you got Rennert which is on one part and you got Shannon which  
3 is on another part, there's no way that those folks from Shannon are  
4 gonna go to Rennert and vice versa because it is, just some of these  
5 other districts, it's kind of wide.

6 MS. DONNA OXENDINE: The only option we would have,  
7 Ms. Linda, is to add more polling sites and that would increase the  
8 budget and if y'all allow us to do that, we don't have a problem with  
9 finding poll workers for those places, we were just trying to work  
10 within a certain set of money.

11 MR. JIMMY MCNEILL: What I'm saying here is if you're  
12 gonna have a St. Pauls facility open, then me and my opposing  
13 candidates, they should be able to vote for us there also. Because,  
14 South St. Pauls is part of my district.

15  
16 MS. DONNA OXENDINE: But we can't do that because  
17 North St. Pauls is in one district and South St. Pauls in another, --  
18 we would have to have a -

19 MR. OCEANUS LOWRY: That Road 20 is the dividing line.

20 MS. DONNA OXENDINE: We have to have a site in South  
21 St. Pauls and North St. Pauls, but we couldn't allow someone to vote  
22 outside their district.

23 MS. PAM SPAULDING: In the past the people who have  
24 voted at Barker Ten Mile Center, it's very very small. And if you  
25 cut out the one that's either at Lumberton High School or at the

1 armory building you're gonna not afford people the opportunity  
2 to vote because that's, it's, -- that Barker Ten Mile area, there's  
3 probably 30 people that votes there on account of -- but,

4 MS. DONNA OXENDINE: We picked these sites by the  
5 number of people who had voted in the past.

6 MS. PAM SPAULDING: You couldn't have. You couldn't  
7 have because if you go, -- there was very little people that voted at  
8 Barker Ten Mile.

9 MS. DONNA OXENDINE: But we took the sheets from the  
10 last -

11 MS. PAM SPAULDING: And for them to go all the way  
12 across town, they either got to go 20 miles this way or 20 miles that  
13 way to vote. That's not taking into consideration, -- even the  
14 people at Barker Ten Mile, if they didn't have that center, I bet you  
15  
16 6 out of 10 of them, they've got to pass through Lumberton on their  
17 way to work or home, --

18 MR. OCEANUS LOWRY: Let's address that, you're showing  
19 a concern over Barker Ten Mile. We'll re-look at that without  
20 beating a horse to death.

21 MR. JOHN LOWRY: Back nipple inversion or nipple  
22 discharge 2003, how many voting sites were there; do you know?

23 MR. OCEANUS LOWRY: No, not off the top of my head.

24 MS. DONNA OXENDINE: It was around 30.

1 MR. JOHN LOWRY: You know, if y'all need some  
2 more money and this Council definitely needs to look into giving some  
3 more money because at the end of the day, if people feel like they  
4 have to drive 10, 20 miles to vote, their not and then if you're  
5 running and you lose by 10 votes and it's because your cousin did not  
6 drive that 20 miles because the site wasn't close enough, I guarantee  
7 you, there are going to people fussing and arguing and everything  
8 else. Hey, if you can give more money, let's do it, let's do it  
9 because this is the biggest right is to vote. And we need to be able  
10 to allow them to vote.

11 MS. DANITA LOCKLEAR: Let me address that. If you  
12 will just give Mr. Oceanus your concerns about where your polling  
13 site needs to be tonight, we will be meeting on Monday night in  
14 regard to this budget and in regard to some things about the budget,  
15 so we can discuss that at that time. We're not gonna be able to  
16 resolve that in this meeting. And I also have a corrected version  
17 from Mr. Oceanus and we will discuss that on Monday night, if you'll  
18 give him some idea of where, -- if they chose to put incorrect site,  
19 give him an idea of that. There's no good of us getting caught up in  
20 what amount to run the election. We will discuss that on Monday  
21 night and see where we can get more monies to do that.

22 MR. OCEANUS LOWRY: Let me make one other statement.  
23 We did go back to 2003 and look at the number of polling sites and  
24 the number that voted. That was the last time you had a Chairman  
25 running and where there was a poll that 30, 25 people voted, those

1 are some of the ones we eliminated. I don't think if you put 2  
2 polling sites in any particular place that you'd get many more people  
3 come out and vote. So, we are looking at history, we're not just  
4 picking these sites off the trail.

5 MR. JAMES HAROLD LOCKLEAR: I want to ask you a  
6 question about your budget that you presented. Had you included  
7 these things in that budget? Your budget that you submitted to the  
8 Finance Committee.

9 MR. OCEANUS LOWRY: Is that the 28,000 budget you're  
10 talking about? We had enough sites in that we felt could cover the  
11 election, yes.

12 MR. GERALD GOOLSBY: My comment and then my statement.  
13 The election, --

14 MR. OCEANUS LOWRY: Let me answer, Brother James, that  
15 was not all just for polling sites the money that they, --

16  
17 MR. JAMES HAROLD LOCKLEAR: I know it wasn't, but I  
18 mean, it was in it.

19 MR. OCEANUS LOWRY: Yes, go ahead.

20 MR. GERALD GOOLSBY: My comment is the Election Board  
21 is a separate party from the Council in the sense that we don't want  
22 it to seem that any candidate is trying to put an election site where  
23 the strongest at and taking away from where their opposition is the  
24 strongest, so, your board, that's why it's non-political. You  
25 understand what I'm saying, you got five years and so, my comment

1 would be \$500 roughly is what is cost for a polling site, if  
2 I've added it correctly with the \$100 per building, I've used that as  
3 a number and three something per workers, I would say look at the  
4 populous and put them as close to the centralized populous that you  
5 can and then go on with live. And put enough of them there.

6 MR. OCEANUS LOWRY: That's what we've been trying to  
7 do.

8 MR. GERALD GOOLSBY: You understand what I'm saying .  
9 If I'm running for office, I want you to put a polling site right in  
10 the middle where I'm strong at, not one where my opponent is.

11 MR. LAWRENCE LOCKLEAR: Okay, can me, -- listen, I  
12 want to make a suggestion, like Ms. Danita mentioned, if you have  
13 concerns about the polling sites, please mention those to Mr. Oceanus  
14 after the meeting, and Ms. Danita's committee is gonna be meeting  
15 night, we are going to talk about this more. I'll let you make your  
16 comment then I'll let Mr. Oceanus move on with his report.

17 MS. DANITA LOCKLEAR: The comment that someone just  
18 asked about the budget, I think it was Mr. James. In regard to the  
19 budget that was submitted to us, there was no changes made other than  
20 what was being paid to employees. There was no changes made in  
21 regard to the amount of buildings or locations. We have no right to  
22 make that decision. But the only changes that were made were dollar  
23 amounts towards those that were getting paid. It was nothing to do  
24 with the number of polling sites and where those polling site were  
25 located. We have no core knowledge until tonight.

1 MR. LAWRENCE LOCKLEAR: Mr. Oceanus.

2 MR. OCEANUS LOWRY: I got one more page I'd like to  
3 cover. It's a brief synopsis of where we are with the election,  
4 it's the 3<sup>rd</sup> page that you have, title is "Lumbee Tribe Election  
5 Board", and some we have already discussed, polling sites have been  
6 confirmed with the exception of one in District 4, Philadelphus/Red  
7 Springs and District 13, Cumberland County. Poll workers are  
8 currently being recruited for election day. We have 64 confirmed  
9 workers and in the process of obtaining 14 more. Absentee ballots  
10 request will be posted on the website by 5 PM Friday, September 22<sup>nd</sup>.  
11 Also the proposed amendments will be posted at the same time. That's  
12 the proposed amendments to the Constitution, 1, 2, 3, and 4. All  
13 election material has been ordered, ballots, constitution amendments  
14 are being printed at this time. That's your ballots for each polling  
15 site, and the constitution amendments that we'll have at each polling  
16 site. Poll worker training dates are 11/02/06 and 11/04/06. Poll  
17 workers will be receiving notification by mail and will be called the  
18 day before the training to confirm attendance. Chief judging will  
19 pick up election material the night before the election.

20 Election voting rolls will go to press on the 13<sup>th</sup>,  
21 that's the big thick book with everybody's certification that your  
22 are a Lumbee and that you're registered, and they will be ready for  
23 election by the 27<sup>th</sup>. They are going to press on the 13<sup>th</sup> and will be  
24 ready on the 27<sup>th</sup>. All polls books have been completed for the

1 election, that's the poll books that we have at each polling  
2 site and write down the name and address of every person that votes.

3 The Election Board is in the process of finalizing  
4 polling sites and will advise them on Monday. All candidates will  
5 receive a list of the polling sites in the mail when they are tied  
6 down and confirmed. Any other questions?

7 MR. GERALD GOOLSBY: Absentee votes, you got where you  
8 pick them up, when's the last day for return?

9 MS. DONNA OXENDINE: Are you talking about the request  
10 or the actual ballot?

11 MR. GERALD GOOLSBY: The deadline for receipt back.  
12 It has to be postmarked by, --

13 MR. OCEANUS LOWRY: I don't have that information with  
14 me. It's been published but I don't have that with me.

15 MR. GERALD GOOLSBY: They gonna mail them, or, or, --

16  
17  
18 MR. OCEANUS LOWRY: They will be mailed back to the  
19 post office box that we have in Pembroke. The same post office box  
20 we've used the last couple of years.

21 MS. DONNA OXENDINE: The ballots have to be back in  
22 the box by November 10<sup>th</sup>.

23 MR. GERALD GOOLSBY: November 10<sup>th</sup>, postmarked by  
24 midnight November the 10<sup>th</sup>?

1 MS. DONNA OXENDINE: Yeah, I wanted to clarify  
2 that too when I said that we had picked the polling sites by the  
3 amount of money based on the past elections, not based by anything  
4 that Finance had said.

5 MS. DANITA LOCKLEAR: Thank you.

6 MS. DONNA OXENDINE: We based those on what we had  
7 spent in the past and how many polling sites that we had then, not  
8 based on anything else.

9 MR. JERL LOCKLEAR: What time will your workers be at  
10 the polling site.

11 MS. DONNA OXENDINE: 6 o'clock in the morning. And  
12 we were saying that they would work until 8 that night, you know,  
13 stay there and count the ballots.

14 MR. LAWRENCE LOCKLEAR: Thank you, Mr. Oceanus and  
15 Ms. Donna.

16 **NOMINATIONS TO SUPREME COURT AND ADMINISTRATIVE**

17 MR. LAWRENCE LOCKLEAR: I was given the names of  
18 Fedelia Locklear and Larry Roberts as nominees to the Tribal Supreme  
19 Court. Ms. Tammie Maynor says that she will get us resume for that  
20 and what I'm asking Council tonight is to set a date for a hearing  
21 for the Supreme Court nominees. The Supreme Court is down to 2  
22 members. Mr. Blanks' term expired and we down to 2 members on the  
23 Supreme Court.

24 MR. SHELLEY STRICKLAND: Are you saying it's too late  
25 for nominations for the Supreme Court?

1 MR. LAWRENCE LOCKLEAR: No, no, no. You  
2 remember the Chairman makes the nominations for the Court and then  
3 what we done in the past is we'll have a hearing to pose questions to  
4 those individuals and then we vote on that. (Discussion about  
5 availability of dates.)

6 MR. WELFORD CLARK: I offer the motion that we table  
7 the discussion concerning the date for the hearing.

8 MR. JERL LOCKLEAR: I second it.

9 MR. LAWRENCE LOCKLEAR: Okay, for clarification on  
10 the motion, the motion is to table discussion on setting a date?

11 MR. WELFORD CLARK: Yes. Well, excuse me. There has  
12 been no motion, so I need to restate that. I offer a motion that we  
13 take no action at this time regarding the setting of a date.

14 MR. JAMES HAROLD LOCKLEAR: Second.

15 MR. LAWRENCE LOCKLEAR: Okay, we got a motion and a  
16 second that we take no action on setting a date. Discussion? Okay,  
17 hearing no discussion, all those in favor of the motion to take no  
18  
19 action in setting a date, say aye. (Aye responses.) All those  
20 opposed. (Opposing responses.) Motion carries.

21 **COMMUNITY TIES AND ENROLLMENT CRITERIA**

22 MS: CYNTHIA HUNT: I'm going to be like Mr. Oceanus  
23 and take all the time I need. Legal aid is the attorney of record.  
24 Y'all never invite us so I'm gonna take advantage of this opportunity  
25 here this evening.

1                   For those who do not know me, my name is Cynthia  
2 Hunt. I'm paralegal of the Indian Law Unit at Legal Aid of North  
3 Carolina in Pembroke. I direct the activity of the Indian Law Unit  
4 and we represent 4 tribes in the federal acknowledgment process and  
5 on their efforts to obtain federal recognition, and Lumbee is one of  
6 those tribes. We have represented the Lumbee Tribe since 1980 and  
7 even prior to that when the acknowledgment regulations were  
8 established in 1978 and we have represented the Lumbee Tribe since  
9 that time. We have the formal retainer from 1980 with the Tribe and  
10 represented in their efforts.

11                   The reason I've been asked to do this and some of the  
12 older Council members, you've heard this before, but I think when you  
13 have new Council members that come on board that are just such issues  
14 that are so important to what you're doing, and it has a bearing on  
15 everything. Because one of the things that you need to keep in mind  
16 when you talk about Tribal enrollment is that the Tribal enrollment  
17 office is one of the most important offices you have because that is  
18 basically the Lumbee Tribe vital statistics office. We are a nation,  
19 we are a government and they are the ones that keeps our records.  
20 Without enrollment you don't have numbers for NAHASDA, you don't have  
21 monies for grants. So, you need to keep in mind that Lumbee Tribal  
22 enrollment is one of the most important offices you have.

23                   And there's been a lot of concern about tribal  
24 enrollment especially around the issues concerning community and  
25 social ties. Especially when anything passes across TV 13 that says

1 anything about the Lumbee bill automatically people thinks it's  
2 passed. They read the newspaper and they think it's passed and  
3 Indians start coming out of the woodwork, because they see Indian  
4 money, they see housing services, they see money for their children  
5 and their grandchildren to go to school., and you've never seen them  
6 in Pembroke before in your live. So, that is why community ties is  
7 so important and it has been a part of our culture from the very  
8 beginning. Historically, when you look at the activity of the Lumbee  
9 Tribe and how are informal Tribal government has functioned,  
10 community ties has always been a requirement to participate in Tribal  
11 activity. It was just never a formal written down policy.

12 So, one of the things that Legal Aid wanted to do is  
13 to formalize what we have always done in the past. Because in 1956,  
14 1888 when that petition was submitted to Congress, I can guarantee  
15 you that everybody on that petition knew everybody in their  
16 community. Any time they run across one another, a Lumbee always  
17 knows a Lum, and that's the same thing now. So, it's nothing new.  
18 It's only the fact that it's now formally part of the enrollment  
19 criteria and it has been that way since the first formal adoption of  
20 our criteria in the 1980's.

21 And one of the things that you need to look at is  
22 people are having questions about, -- I even heard it even mentioned  
23 here this evening, -- the test. The test that people have to take to  
24 be enrolled.

1                   And one of the things that you must understand  
2                   about community ties is that it is a process that must be qualitative  
3                   and not quantitative. It's not an easy process. But you must have  
4                   some sort of standard in order to determine whether or not an  
5                   applicant meets that part of the requirement. Because you got an  
6                   administrative court one and one of the issues that has been brought  
7                   to the administrative court is the issue of community ties. What  
8                   constitutes community ties. What constitutes Tribal ties and one  
9                   thing you need to understand, I give everybody a memo and while the  
10                  memo really addresses the federal acknowledgment process which is the  
11                  main reason for adding this provision in the enrollment criteria from  
12                  the beginning, but one of the things that you need to remember,  
13                  especially because we are in the midst of a legislative process is  
14                  that this, our criteria and this process that we're getting ready to  
15                  talk about will be conducted in a legislative process as well as  
16                  acknowledgment process.

17                  And the acknowledgement process, you have to have  
18                  verification of your tribal rolls to ensure that every member on that  
19                  tribal roll meets your enrollment criteria and you're gonna have that  
20                  whether you be in federal acknowledge process or whether you be in  
21                  the legislative process, the BIA will conduct that review to  
22                  determine whether or not Mr. Welford meet the community ties, Mr.  
23                  John meets the community ties or any other enrolled member, they will  
24                  go through that roll to see if they meet the criteria.

1           And one thing you need to understand like I said,  
2           it's qualitative and quantitaive. Therefore, lots of time it's gonna  
3           have to be done on a case by case basis. I mean, we have to be  
4           realistic and understand that we have people that live in California.  
5           They can't come home as often as people that live in Raleigh or  
6           Greensboro. But the other thing you have to understand is that you  
7           have people living right down the road from you that are Indian,  
8           identify as Lumbee and they may not meet the community ties  
9           requirement either. So, it's just doesn't apply to those people who  
10          live outside the Tribal territory, it also applies to those people  
11          living inside the Tribal territory.

12           You have to understand that it goes beyond family  
13          ties. So, that's why it's so important to talk about it this  
14          evening.

15           And the other thing that people understand, one of the  
16          biggest complaints that I get at my office is that the Tribal  
17          enrollment office did not do this or did not do that to help me  
18          demonstrate that I maintain community ties. One thing you have to  
19          understand is the burden of proof is on the applicant. It's their  
20          responsibility and they have the burden of proof to demonstrate that  
21          they met that criteria. Because enrollment is not a right, it's not  
22          an guaranteed entitlement because we have certain criteria that you  
23          must meet.

24           MR. JAMES HAROLD LOCKLEAR: Does this apply to  
25          football players and movie stars?

1 MS. CYNTHIA HUNT: Yes, it does. I have worked  
2 in this process for 22 years. I have worked with the enrollment  
3 office for 22 years and I can tell you that out of all of the offices  
4 that the Tribe has, the Tribe has always had an enrollment office  
5 that has been cognizant of maintaining the integrity of the Tribal  
6 roll and ensuring that the people on those Tribal rolls meet that  
7 criteria. That's how we ended up with "the test". Because they were  
8 concerned that there would be a standard method that they could use  
9 to determine whether applicants meet the enrollment criteria.

10 MR. JERL LOCKLEAR: I had 2 brothers in my district  
11 who live in Michigan, and they come home and had the old card, and  
12 come back to get the new one. They got to asking them questions and  
13 one of them got his and the other didn't. He come out raising sand,  
14 why didn't he get his card. He cussed and said I didn't all that  
15 stuff. And then he made out the only reason his brother got it, he  
16 was flirting with the woman.

17 MS. CYNTHIA HUNT: I go back to it's an applicant's  
18 responsibility and as a Tribal member, if I want to maintain my  
19 membership in the Tribe, it's my responsibility to do what I should  
20 do. So, if it means driving 15 miles to vote, then I should drive  
21 that 15 miles to vote. People have to understand that Tribal  
22 enrollment is not something that's just handed to you because you're  
23 born Lumbee. If you did not have this provision in your enrollment  
24 criteria, you think about it, right now you have 57,000 enrolled  
25 members. If you did not have the provision in your criteria, we'd

1 have over 100,000 people in the United States toting around a  
2 Lumbee card. And if we ever got a casino, we wouldn't get a dime, we  
3 wouldn't get up 2 cents a piece if we had a 100,000 members. You  
4 know, I mean, think about it.

5 And a lot of Council members disagree with this  
6 provision, a lot of Tribal members disagree with it, but now I want  
7 you to look at the legalities and the reasons behind it.

8 Before I do that, I want to talk about "the test"  
9 again and that test is just questions which other Tribes use to find  
10 out how much the applicant knows about the Tribe to determine whether  
11 or not they meet the criteria. So, some of the question that you can  
12 ask to determine whether an applicant meets those community ties  
13 requirement, how much does the applicant know about the Tribe. If  
14 they can't tell you Zinnie Chavis is, my arrows are gonna up right  
15 then. If they can't tell you know D.F. Lowry is, we got problems.  
16 If we don't know who Henry Berry Lowry is, you got some people that  
17 come in and they can't even tell you who Henry Berry Lowry is. Well,  
18 you just can't be a Lum if you don't know who Henry Berry Lowry is.  
19 I mean, I'm sorry. They may not teach it in school, but your  
20 grandma had community ties, which the ties have to be historical and  
21 contemporary, if your grandma had community ties, you'll gonna know  
22 who Henry Berry Lowry is, you're gonna know where Prospect School is.  
23 You know, you're gonna know these things. Do they come to  
24 homecoming every year, do they come to the veteran honors thing that  
25 you have. Do they come home for class reunions, church homecomings?

1 MS. PAM SPAULDING: Do you know what percentage  
2 of the people who don't pass this test? Are they intimidated by this  
3 or they just don't try, they give up and don't come back.

4 MS. CYNTHIA HUNT: I can tell you from personal  
5 experience, the Tribal enrollment office goes out of their way.  
6 That's one of the nicest staff. They're not intimidated. It's not  
7 an intimidating test. I mean, some of the questions on there are  
8 name 4 Lumbee schools. Names 3 Lumbee churches.

9 MR. JOHN LOWRY: If a person fails this test, is there  
10 a certain time period between they fail it and the time that they  
11 come back.

12 MS. CYNTHIA HUNT: No, there's not. Because what you  
13 have to understand is, like I said, community ties means that you  
14 have Tribal relations with the Tribe. If you don't have them in  
15 September, --

16 MR. JOHN LOWRY: Oh, I totally agree. I mean, I  
17 think, --

18 MS. CYNTHIA HUNT: You can't go out, it's not fair to  
19 say. - I didn't know these questions in February, I'm gonna buy me a  
20 book and read about Lumbee and I'm gonna know them next time it comes  
21 up. Then what you're doing is you're discrediting and you're taking  
22 away from the integrity of your Tribal roll.

23 MR. JOHN LOWRY: So, once they fail it, --

24 MS. CYNTHIA HUNT: That's it.

25 MR. GERALD GOOLSBY: I don't agree with that.

1 MS. WENDY MOORE-GRAHAM: Just to be fair to those  
2 outside Robeson County, it is possible that we could get a list given  
3 to the enrollment office of churches that are within Hoke, Scotland  
4 and Cumberland counties that would meet the criteria.

5 MS. CYNTHIA HUNT: The staff is aware of those  
6 churches. They're aware of the churches in the surrounding counties  
7 and the adjoining counties and the schools. They are aware of that.  
8 They actually help them.

9 MR. SHELLEY STRICKLAND: The enrollment office, are  
10 they asking these questions at random or are they asking everybody.

11 MS. CYNTHIA HUNT: They are asking everybody. One  
12 time they were doing it for just people out of the territory and  
13 Legal Aid advised them because of due process, you have to provide  
14 everybody due process, and advised that they had to start asking  
15 those questions to everybody, inside or outside the territory.

16 MS. DANITA LOCKLEAR: I'm asking this because I did  
17 sit in with an individual, he had a card in the past and he had to  
18 come in and update and this person had fell, well, he was in flight  
19 school or something and fell in service and had got some brain  
20  
21 damage. How do you address this type of situation or mental  
22 disabilities?

23 MS. CYNTHIA HUNT: If you've got somebody that  
24 incompetent then you bring somebody to vouch for that person and you  
25 bring the declaration of incompetency.

1 MS. DANITA LOCKLEAR: But what if there is not a  
2 declaration of incompetency.

3 MS. CYNTHIA HUNT: Then you get a letter from the  
4 doctor stating whatever condition this man has and that he can't  
5 remember because of A, B, C, and D, and then have somebody to vouch  
6 for them.

7 What you have to understand, enrollment is not a  
8 process of exclusion, it's a process of including, of inclusiveness  
9 to include all people that should be enrolled. It's not a process to  
10 exclude. That's why we're allowed by the federal government to  
11 determine our membership. The United State Supreme Court says that  
12 we can decide how we want our Tribal enrollment criteria to read. We  
13 could say everybody with bad hair can't be a member and you couldn't  
14 be sued against that because the United States Supreme Court has said  
15 every Tribe has the right to determine its own membership.

16 There is one questionnaire and it's all the same.

17 It's important for you guys to know the enrollment  
18 criteria and for you to know what community ties means so that you  
19 can address those issues. Because you are gonna have people that's  
20 gonna call and ask you that. But there's other questions that you  
21 can ask them too. How often do they visit the Tribe, do they attend  
22 churches within the Tribal community, do they have knowledge of the  
23 Tribe's governing body. Do they know who the Chairman is. And has  
24 the applicant made an effort to maintain social and community ties.

1                   One of the reasons that this first came up is  
2 because of the acknowledgment process and that's because under 83.7B  
3 and 83.7C it's specifically related to community or social ties.  
4 83.7B requires that you be able to demonstrate a separate and  
5 distinct community. 83.7C requires a petitioner to demonstrate that  
6 he has political autonomy over its membership. So, that was the  
7 reason for putting this provision in your enrollment criteria. You  
8 could no longer base your enrollment solely on descent from someone  
9 on the baseline documents. They had to be able to demonstrate they  
10 have community ties to the Tribe. So, if you have to prove political  
11 autonomy and you got a list of people this long, but those members  
12 don't know anything about you and you have no control over those  
13 members, then you have no political autonomy.

14                   And how this relates to the legislative process, and  
15 everyone knows that once you're in that process, the first thing they  
16 do is they go to the BIA and when they find out that you've got a  
17 petition for acknowledge in, they go in and they ask you how does the  
18 Lumbee meet the criteria. So, that's why this is not only important  
19 in the acknowledge process, but it's important in the legislative  
20 process.

21  
22                   The other thing that has become an issue is, this has  
23 become the focus of the BIA. In almost every decision issued by the  
24 Office of Federal Acknowledgement, the agency that reviews petitions.  
25 A tribe must be able to demonstrate social and community ties.

1                   The other thing that's important for you to  
2 understand about community ties is that this doesn't mean ties  
3 between family. So, if Mr. McNeill has the relatives that wants to  
4 enroll and if they go in and they can't answer the questions, but  
5 they say well I visit in my brother's home every other summer, or I  
6 go see my grandma, BIA has made it clear that there is a difference  
7 between family ties and social ties to the tribe. If you can only  
8 demonstrate family ties within your family, then you don't meet the  
9 community ties requirement. And that's the one thing that people  
10 don't understand when they're coming in to enroll.

11                   MR. JOHN LOWRY: I don't have a problem with this at  
12 all. While other tribes are disenrolling members, we're giving  
13 people 8 questions to answer to allow them to become members. My  
14 question sort of goes off base as far as this is concerned, but do we  
15 have anything in place to deal with individuals who might be enrolled  
16 with other tribes.

17                   MS. CYNTHIA HUNT: You cannot have dual enrollment  
18 under Lumbee.

19                   MR. JOHN LOWRY: Is there any way to really tell if a  
20 person has another tribal card?

21  
22                   MS. CYNTHIA HUNT: You have to ask them. I mean, and  
23 most people will be honest about that.

24                   MR. RICKY BURNETT: I understand what we're trying to  
25 do, but you got a young man and you try to instill in our people to

1 better ourselves, and he gets an engineering job or whatever and  
2 he's able to answer these questions. And about the only time he  
3 comes home is just Mother's Day or something like that, to see his  
4 family and go back, and because he's not going to a pow-wow and not  
5 going to some function, I'm going to deny him the opportunity to be a  
6 Lumbee. Is that what we're saying?

7 MS. CYNTHIA HUNT: No, not at all. What I just said  
8 it s qualitative, not quantitaive. There's other questions that are  
9 asked. Number one, they have to come home to recertify. They have  
10 to do that in person.

11 For example in my family, my father had a brother that  
12 lived in Arizona, he came to see his brother, he never had anything  
13 to do with the Tribe at all, therefore, he would not be eligible for  
14 enrollment, he didn't vote, he didn't go to an Indian church when he  
15 came home, whether he came home once a year or once every 2 years, he  
16 couldn't' tell you anything about the Tribe. He couldn't tell you  
17 anything about the history of the Tribe. That's what I'm talking  
18 about. Not because someone lives away and just because you live away  
19 doesn't mean that you can't maintain ties with the Tribe.

20 MS. LINDA HAMMONDS: I think the major problem that we  
21 have with those who identify themselves as Lumbee is that they  
22 believe that it is their right to be an enrolled member of the Tribe.  
23 When in actuality it is a privilege for them to be enrolled. We face  
24 this during Lumbee Homecoming, I was bombarded with this very  
25 question about, you are preventing me from being an enrolled member

1 of the Tribe. That's absolutely not true. The criteria is  
2 there and you have to follow it. We all at this table have family  
3 members who are in the same situation where they do not qualify by  
4 the criteria and we have to accept that.

5 So, when you're talking about taking that out and  
6 going to this community, to that community to enroll members in the  
7 Tribe, then you've actually eliminated one of those quantitative ways  
8 to measure the fact that you are maintaining contact with the Tribe.

9 MS. CYNTHIA HUNT: What you have to start thinking is  
10 that you are a government. This is a government and it is a  
11 governmental function. It's one of the few ways to exercise your  
12 tribal sovereignty as a state recognized tribe is Tribal enrollment,  
13 and it's a government. As a political figure, you sometimes have  
14 hard choices to make and this is one of them. Because you can't play  
15 around with the Tribal roll that already has 57,000 members in it,  
16 'cause you cut the integrity, you delete the integrity of that roll.  
17 And if you don't deal with it, you're not exercising the limited  
18 sovereignty that you have.

19 I'm going to close by making this statement. You need  
20 to understand that when tribes are not recognized and you can't take  
21 this lightly, because there have been instances where tribes have  
22 gone through the recognition process and because their tribal members  
23 did not maintain tribal contact, they had to be disenrolled. So, you  
24 either do it on this end or you wait until you go through a  
25 legislative process and the BIA does a verification of that role and

1 they take 'em off. Now, there's where you're gonna have  
2 problems when you've had people that's had cards for 15 years and  
3 then all of a sudden BIA says, well this is your criteria but they  
4 don't meet the community ties requirement. All they do is visit  
5 their family. Then, they are going to require you to take those  
6 people off.

7 Just like you're getting to vote, to have an election.  
8 Every enrolled member is guaranteed the right to vote and they're  
9 given that opportunity. That's how they can prove that they have  
10 community ties, by voting in the election. But you have to be  
11 careful with this because you don't want it to come back and haunt  
12 you.

13 MR. GERALD GOOLSBY: The only issue I have is that  
14 Henry Berry Lowry's grandson moved away and hasn't had ties, so he  
15 moves back and he's staying here for a while and he tried to apply  
16 and he couldn't get his card. So, he's staying here now and he's  
17 very involved in everything that goes with the tribe, he's very  
18 connected, he conducts the pow-wow and everything. When can he  
19 reapply?

20 MS. CYNTHIA HUNT: He can't reapply because the  
21 criteria says that you have to have historically and maintained, the  
22 community ties have to be maintained.

23 MR. GERALD GOOLSBY: So, he can never be an enrolled  
24 member as it currently stands.

1 MS. CYNTHIA HUNT: No. Because you cannot  
2 demonstrate that you've maintained those ties. And if you change  
3 that, Mr. Goolsby, and take that out, you would increase your roll  
4 within the next 2 weeks by over 40,000, I guarantee you.

5 MR. GERALD GOOLSBY: You see it every day, but I think  
6 a matter of - I mean, if it's 10 years.

7 MS. CYNTHIA HUNT: But number one, you'd have to do  
8 that with everybody. And what you're saying is, if you go the route  
9 that you're going then what you're saying is people that are on those  
10 baseline documents, on that 1888 Croatan petitioners list, okay,  
11 they're descendants may not have had anything to do with the Tribe  
12 until 2004. They may have been going somewhere going for Black and  
13 going for White and never had anything to do with the Tribe. So, if  
14 you do it your way in 2006, those people could come in and enroll and  
15 that's not fair to the people that's been here.

16 MR. SHELLEY STRICKLAND: So, you're saying that we  
17 shouldn't school before they go in to take the test?

18 MS. CYNTHIA HUNT: I'm an officer of the court, I'm a  
19 paralegal, I couldn't even answer that question.

20 MR. LARECE HUNT: You know, if these are the rules and  
21 the criteria we got to follow, I have no problem with it except for  
22 one thing. We cannot afford to neglect to inform the members of the  
23 process. That's were you get into, -- the folks between my age or  
24 Mr. Garth's, who's been in Detroit for the last 30 years and they  
25 come home and they don't the rules are there. It is difficult to

1 play the game when you don't know the rules. It behooves us to  
2 do a better job with our PR people to get this to every one of those  
3 57,000 if that's what it takes, but we have an obligation to inform  
4 those folks what the rules are. It's unfair if we don't. Then if  
5 they don't comply, then the responsibility is back on them. But if  
6 they know that's the rules we're playing by, then our hands should be  
7 clean.

8 MS. CYNTHIA HUNT: And the other thing too, you'd  
9 really be surprised at the people that are denied. Nine times out of  
10 10, those people haven't been to Robeson County or Pembroke within  
11 the last 15 to 20 years. It's very seldom that you find people  
12 that's really been involved that they're gonna say you're not  
13 eligible. The majority of the people that come in to enroll and  
14 can't meet that requirement, number one, they haven't identified  
15 themselves as Indian. They can't show you a document where they have  
16 Indian on their birth certificate of any other documentation.  
17 They've been in Scotland County or Hoke County or Wake County going  
18 for White. The majority of the people that you have coming in that  
19 are being denied enrollment based on this criteria, has no knowledge  
20 and the only way they meet that criteria is by blood and really we  
21 have one of the most strict enrollment criteria in Indian country.  
22 And senators and congressman like that, because it's not enough to be  
23 of Lumbee blood, you have to be able to show your ties to the Tribe.

24 So, if you have any more questions, I'll hush now. I  
25 thank you for your time.

1 MR. LAWRENCE LOCKLEAR: Thank you, Ms. Cynthia.

2 **REPORT ON NORTH CAROLINA COMMISSION OF INDIAN AFFAIRS**

3 **MEETING**

4 MR. LARECE HUNT: Mr. Lawrence, it says part of it for  
5 executive session. Basically, all I'm going to say in open session  
6 is that we met in Raleigh, our last meeting was scheduled to held in  
7 Cherokee and for some reason it was re-scheduled for Raleigh. And,  
8 we met and a great deal of the meeting that took placed revolved  
9 around our submitting different people for positions on the board.  
10 So, at this point, we probably need to discuss those things in  
11 executive sessions.

12 MR. LAWRENCE LOCKLEAR: If no one has any  
13 objections, does anyone mind if we go ahead and do the community  
14 comments. (No objections noted.)

15 **COMMUNITY ANNOUNCEMENTS**

16 (MR. LAWRENCE LOCKLEAR reminded everyone of the 3-  
17 minute time limit on community comments.)

18 MS. RETHA FREEMAN: I'm about to die. My name is  
19 Retha Freeman. First of all, this young fellow here, he's concerned  
20 about the election and this here, he said you come up and find money  
21 somewhere to set up more places, if you can find money for our  
22 election, why can't you find money to help old people that needs  
23 help. If you can find money to set up more election places, find  
24 some extra money to help with some old people that I know who can't  
25 even afford to buy their medicine.

1                   And, two, this here about being a Lumbee, I was  
2 born a Lumbee, I got the Lumbee card and I'll die a Lumbee. I have  
3 got my card, my children. And I know my husband's daughters is in  
4 Baltimore, in Chicago, and they're Lumbee. I don't care what the law  
5 says or nothing else says. Ya'll says it's a privilege to be  
6 enrolled in as Lumbee. I am proud to be a Lumbee. Where you come up  
7 with 87,000, when you're talking to Washington, you're talking about  
8 87,000 Lumbees. Where did ya'll come up with that at? (Tribal  
9 Council members quoting 57.) It's in the newspaper about it last  
10 year. I got every newspaper. 87,000 Lumbee Indians, the biggest  
11 tribe, the largest tribe there is. I got all my newspapers. And for  
12 ya'll to say that a person cannot be a Lumbee Indian just because  
13 they don't attend things, in the meeting, and at the pow-wow, all  
14 this here. I think, I'm ashamed of it, because I got cousins, like I  
15 say that's in Baltimore, their daddy moved down here and they can't  
16 afford to come down here. And I think that they are counted as  
17 Lumbee Indians and they ought to be in the Tribe. People have always  
18 talked about Pembroke being a reservation. I don't live in the town  
19 of Pembroke. I did up until I was 8 years old. I live in Lumberton  
20 and I ain't gonna live in Pembroke, but I think everybody that's a  
21 Lumbee Indian ought to be able to get a Lumbee card if they can prove  
22 their ancestors is a Lumbee Indian.

23  
24                   MR. LAWRENCE LOCKLEAR:     Thank you, Ms. Freeman. Is  
25 there anyone else.

1 MS. AUDREY HUNT: I'd like to make a comment. I  
2 just told Ms. Cynthia when she sat down, I said, you know I took that  
3 test last week, I renewed my card and the test was not hard. It was  
4 just a matter of sitting there thinking about who do I want to list.  
5 Because you had to list Native Americans that were prominent leaders.  
6 We have a lot of Lumbee leaders, so it was really easy questions,  
7 names Indian sections of Robeson County. It's a real easy test. If  
8 you have any communication at all with the community, it's real easy.

9 MR. LAWRENCE LOCKLEAR: Anyone else? Okay, hearing  
10 no more comments, then we will move into closed session at this time.  
11 The purpose is to discuss the Indian Housing Authority appointment  
12 and also the stipend issue.

13 Do I hear a motion to go into closed session.

14 MR. JERL LOCKLEAR: I make a motion to go into closed  
15 session.

16 MR. JOHN LOWRY: Second.

17 MR. LAWRENCE LOCKLEAR: Okay, hearing no discussion,  
18 all those in favor, say aye. (Aye responses.) All those opposed?  
19 (None opposed.)

20 (MEETING ADJOURNED INTO CLOSED SESSION)

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