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THE LUMBEE TRIBE OF NORTH CAROLINA
LUMBEE TRIBAL COUNCIL MONTHLY MEETING
EVANS CROSSROADS FIRE DEPARTMENT
MAXTON, NORTH CAROLINA
THURSDAY, JULY 23, 2009

- 6:30 P.M. -

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2 (Meeting was called to order at 6:32 p.m.)

3 RICKY BURNETT: We call the meeting to order. At
4 this time, we will ask you to stand. And as you are standing, I
5 would ask that you turn your cell phones off or either put them
6 on vibrate.

7 Let us pray.

8 (Invocation was given by Speaker Ricky Burnett.)

9 RICKY BURNETT: As you remain standing, I would ask
10 you, our community, if you would turn and face towards the door.
11 The flag is flying outside. It's not in here, as we do our
12 Pledge of Allegiance.

13 And we're going to ask Mr. Furnie, if he would, to lead
14 us in the Pledge of Allegiance.

15 (Pledge of Allegiance was lead by Councilman Furnie
16 Lambert and recited in unison.)

17 RICKY BURNETT: Thank you. And as you remain
18 standing, as the Council will recite with me the Preamble to the
19 Tribal Constitution.

20 Together, let us begin.

21 (Preamble was lead by Speaker Ricky Burnett and recited
22 in unison.)

23 **Preamble to the Tribal Constitution:**

24 "In accordance with the inherent power of self-governance of
25 the Lumbee Tribe of North Carolina, the Tribe adopts this

1 Constitution for the purposes of establishing a tribal government
2 structure, preserving for all time the Lumbee way of life and
3 community, promoting the educational, cultural, social and
4 economic well-being of Lumbee people, and securing justice and
5 freedom for the Lumbee people."

6 RICKY BURNETT: Thank you, you may be seated. At
7 this time, we would ask Madame Secretary to do our roll call.

8 (The following Lumbee Tribal Council members answered roll
9 call and attendance was recorded as follows:)

10 Audrey Revels Hunt, District 1

11 Sharon Hunt, District 2 (Late)

12 L. Louise Mitchell, District 2

13 Laura B. Sampson, District 3 (Late)

14 Pam Spaulding, District 3

15 Helen Locklear, District 4

16 Charles Bullard, District 5

17 Kernice L. Locklear, District 5

18 James Deese, District 6

19 Larry Chavis, District 6

20 Ray Littleturtle, District 7 (Absent due to sickness)

21 James H. Locklear, District 7

22 Terry Campbell, District 7

23 Steve Sampson, District 8

24 James T. Smith, District 9

25 Bradley McMillian, District 10 (Late)

1 Linda Revels, District 11

2 Shelly Strickland, District 12

3 Furnie Lambert, District 12

4 Ricky Burnett, District 13

5 Welford Clark, District 14

6 LOUISE MITCHELL: We do have a quorum.

7 RICKY BURNETT: Thank you, Madame Secretary.

8 At this time, before we go any further, with the
9 resolution that we have, and Mr. Ray has called about -- we found
10 out today that he is sick and unable to attend.

11 I would entertain a motion for whether we accept him as
12 being excused due to sickness or not.

13 PAM SPAULDING: I offer such a motion.

14 FURNIE LAMBERT: Second.

15 JAMES H. LOCKLEAR: I second.

16 RICKY BURNETT: Any question? All in favor of that
17 motion, let it be known by saying aye.

18 (Ayes were given.)

19 All opposed?

20 (No nays were given.)

21 RICKY BURNETT: Motion carries.

22 (Motion 1 - Motion to record Council Littleturtle's absence
23 as excused was passed.)

24 RICKY BURNETT: All right, at this time, if I can
25 draw your attention to the Review and Approval of the agenda.

1 Review and Approval of the Agenda

2 RICKY BURNETT: Ms. Louise?

3 LOUISE MITCHELL: I have an ordinance that needs to
4 be added to the agenda. And that ordinance is the Engagement of
5 Convicted Felons as Tribal Employees, Contractors and
6 Consultants.

7 RICKY BURNETT: Mr. Shelley?

8 JAMES H. LOCKLEAR: Well, what page is that on? Or do
9 you want to adopt it or what?

10 LOUISE MITCHELL: It will be given out. Mr. Patrick
11 will give it to you.

12 RICKY BURNETT: Mr. Shelley?

13 SHELLEY STRICKLAND: I would like to add at the end or
14 along with Housing, after Larry makes his report, I have a
15 situation in my district where a family lost their home due to a
16 fire. And I want to ask the Council and the public, if they
17 desire, to assist.

18 RICKY BURNETT: Okay. Ms. Audrey?

19 AUDREY HUNT: Yes, I need to add also Ms. Wendy
20 Moore-Graham under Education and Culture. She is the
21 representative, the Tribal representative, to give her report.

22 RICKY BURNETT: Okay.

23 KERNICE LOCKLEAR: And where is that to be placed.

24 RICKY BURNETT: Under Education.

25 AUDREY HUNT: Under Education and Culture.

1 KERNICE LOCKLEAR: All right.

2 RICKY BURNETT: Mr. Steve?

3 STEVE SAMPSON: Following up behind Housing, I need
4 to make an announcement under Health and Human Services.

5 RICKY BURNETT: Okay, Health and Human Services.
6 Ms. Louise?

7 LOUISE MITCHELL: To the agenda, we need to delete,
8 under the Constitution and Ordinance, the Supreme Court of the
9 Lumbee Tribe confirmation. I don't think they're going to be
10 able to be with us tonight, is my understanding. Is that -- that
11 is true?

12 RICKY BURNETT: Let me say, now we can do the
13 confirmation and then they can be sworn in at a different time.

14 LOUISE MITCHELL: Okay, that's fine.

15 RICKY BURNETT: Confirmation will remain, but the
16 Oath of the Office referring to Ms. Tina Dicke and Judge Gary
17 Locklear will be at a later date.

18 Mr. Locklear is in trial, and there was a death with
19 Ms. Tina Dicke. So, they could not be here tonight. But, we
20 will still do the confirmation so that they can be sworn in at a
21 later date by Judge Bell.

22 KERNICE LOCKLEAR: So moved.

23 RICKY BURNETT: Any other? Hearing none, need a
24 motion that we accept the agenda.

25 KERNICE LOCKLEAR: I make a motion that we accept the

1 agenda.

2 JAMES DEESE: I second.

3 RICKY BURNETT: Move and second, question? All in
4 favor, let it be known by saying aye.

5 (Ayes were given.)

6 RICKY BURNETT: All opposed?

7 (No nays were given.)

8 (Motion 2 - Review and Approval of the Agenda with changes
9 was passed.)

10 WELFORD CLARK: Mr. Speaker, may I be excused for
11 two minutes?

12 **Review and Approval of June Tribal Council Minutes and Actions**

13 RICKY BURNETT: We will now look at the Review and
14 Approval of the May Tribal Council Minutes. That should be June,
15 that should read June. I'm sorry.

16 Are there any corrections? Hearing none, seeing none,
17 I entertain a motion we accept the --

18 KERNICE LOCKLEAR: Motion to accept.

19 PAM SPAULDING: So moved.

20 RICKY BURNETT: I have a motion and a second. All
21 in favor, let it be known by saying aye.

22 (Ayes were given.)

23 RICKY BURNETT: All opposed?

24 (No nays were given.)

25 RICKY BURNETT: Motion carries.

1 (Motion 3 - Review and Approval of June Tribal Council
2 Minutes and Actions was approved.)

3 **Community Comments**

4 RICKY BURNETT: At this time, we will go into our
5 Community Comments. Again, we say to you, you have three minutes
6 to address. We ask that as you address, please, because we have
7 an ordinance. We have a lot -- please do not call out names of
8 persons or individuals. You can just speak to us in a good way,
9 if you would.

10 And I have three names down here, Ms. Carvicous
11 Barfield, is that right? Ms. Kathy Jones and Ms. Judy Oxendine.

12 So, Ms. Carvicous, if you would at this time. And I
13 need to ask, if you would, come to either corner, this corner
14 here, so that you can be picked up.

15 MS. BARFIELD: I'd like to thank you, Mr. Speaker.
16 It's a pleasure to be with you tonight. And I have -- currently
17 I'll go through two concerns that I'd like to ask your opinion
18 about tonight and have some input.

19 My district has asked me to come and ask you these two
20 questions. How many of you here on the Council have built
21 community buildings so far? How many of you has community
22 buildings? Ms. Pam and Mr. Welford?

23 RICKY BURNETT: Yeah, Mr. Welford.

24 MS. BARFIELD: Our question to you is this, What
25 type of process did you go through when you started making

1 decisions for building these buildings? And I'd like to have a
2 response from that, Mr. Speaker.

3 PAM SPAULDING: Do you want me to respond?

4 RICKY BURNETT: Yes, Ma'am.

5 PAM SPAULDING: In our district, we had a community
6 meeting. We asked for volunteers. There were limited sites in
7 Lumberton available at that time. And we went with the most
8 viable, which was the most cost-effective and the most
9 centralized to our community.

10 And the -- more or less, the -- we could not have a
11 Boys and Girls Club because it was so close in proximity to the
12 one in Lumberton that the law does not allow us to have a Boys
13 and Girls Club. So, we had a community center. And the people
14 --

15 MS. BARFIELD: But, you did have -- excuse me.
16 But, you did have community involvement, that's the key question
17 that I'm interested in. Did you have community involvement in
18 making your decisions.

19 Mr. Welford was out when I asked this question. Mr.
20 Clark, my question to the Council is this, The people that has a
21 community building site that's already up and running, what
22 process did you go through in making the decisions to do that
23 with your building?

24 WELFORD CLARK: As to the type of structure, Ma'am,
25 is that --

1 PAM SPAULDING: No.

2 MS. BARFIELD: What process did you go through to
3 get the building approved and going, up and going?

4 WELFORD CLARK: Oh. The Tribal Administrator at
5 that time was Mr. Leon Jacobs. He said that in order for us to
6 do these facilities, there had to be a plan submitted to HUD
7 concerning the use of the structure, how it was to be managed,
8 the type of usage it was, and a proposal as to how that was going
9 to be happening.

10 I wrote that proposal --

11 MS. BARFIELD: By yourself?

12 WELFORD CLARK: I wrote it. Yes, Ma'am, I wrote
13 it. And I wrote it and I submitted it to the Tribal
14 Administrator. He reviewed it. I'm not so certain, Ma'am, I
15 don't think he made any changes to it.

16 MS. BARFIELD: Did you have community involvement?

17 WELFORD CLARK: Yes, Ma'am, we had community
18 meetings. In fact, we set out -- we didn't have a building. We
19 sit out at the old Allentown school and sit out in the mosquitoes
20 that night on wooden, raggedy bleachers, and let the bugs and the
21 mosquitoes fly in our hair. And that's where we had meetings
22 until --

23 MS. BARFIELD: But, you had community meetings.

24 WELFORD CLARK: Yes, Ma'am.

25 MS. BARFIELD: Ma'am?

1 LINDA REVELS: I'm sorry. Unfortunately, by the
2 time I got on the board, our community building had already been
3 built. So, I really don't know.

4 MS. BARFIELD: Who else by --

5 PAM SPAULDING: I wanted to finish my response. I
6 will add that there was, of course, some folks who wanted it in
7 one spot, some -- so we just had to let the majority rule and
8 make the best decision possible. There's no way to please
9 everybody in a radius of that size.

10 MS. BARFIELD: But, our concern is, you did have
11 community involvement.

12 SHARON HUNT: We decided we wanted to do a
13 project before we involved the community. We didn't involve the
14 community until after we decided to get -- after the project was
15 basically in approved to be funded. Then we could involve the
16 community to decide if we were gonna have just a community
17 building or a community building with the Boys and Girls Club.

18 MS. BARFIELD: But, you did have community
19 involvement?

20 SHARON HUNT: After the project was approved for
21 --

22 MS. BARFIELD: But, in your process, there was
23 community involvement?

24 SHARON HUNT: Afterwards. 'Cause I'm gonna get
25 -- let me get what I'm trying to say, Carvicous. You've got to

1 -- you have to give the people that you elect some responsibility
2 to make some decisions.

3 MS. BARFIELD: That's not my question.

4 SHARON HUNT: Well, this is my answer, is that
5 you've got to give them some responsibility to go out on a limb
6 to do what they feel is right. And then you involve the
7 community at some point.

8 We involved the community at some point afterwards when
9 we decided if we were gonna include -- when we had the big
10 community meeting is when we decided if were going to have just a
11 community building, if our district wanted to have just a
12 community building, or a community building with a Boys and Girls
13 Club.

14 MS. BARFIELD: But, you hadn't --

15 SHARON HUNT: But, initially --

16 MS. BARFIELD: You had not selected the site
17 before you had community input; did you?

18 SHARON HUNT: Pretty much.

19 MS. BARFIELD: But, you hadn't selected it, the
20 final decision, until after you got the --

21 SHARON HUNT: Our land was purchased before we
22 had that final meeting. Yes, it was, Louise.

23 LOUISE MITCHELL: Before the final meeting. But,
24 before the first meeting, we did have a community meeting before
25 the land was purchased, you remember, at the Farmer's Market. We

1 had a community meeting at that time.

2 And it was trying to decide whether it was going to be
3 geographical or population. And then we never did have a meeting
4 until after everything was done.

5 SHARON HUNT: Okay.

6 MS. BARFIELD: That was the two concerns from
7 District 1 that we had dealing with a -- I guess a resolution
8 that will be presented to you tonight to be voted on, to go on
9 through the process of dealing with a site that could possibly be
10 purchased for our district.

11 And our concern is this, -- and I can respect what
12 Councilwoman Sharon just stated. But, there is a certain point
13 in time when you get to where you got to have involvement from
14 this from your district. If you don't, you feel like you're
15 being dictated to.

16 Thank you. I appreciate your time.

17 RICKY BURNETT: Thank you. Ms. Kathy Jones? Ms.
18 Kathy.

19 MS. JONES: I'd like to thank everybody for the
20 opportunity to stand up here. And my question is addressed to
21 our district representative, and that is Ms. Revels.

22 And I'm wondering why you are not no more involved in
23 the Hoke County community like you said you would be when you
24 took the oath?

25 LINDA REVELS: Such as?

1 MS. JONES: Such as, I called, come out to my
2 house and look. You said you couldn't. My sister called and you
3 couldn't. I had a friend to call --

4 LINDA REVELS: Nixana (spelled phonetically).

5 MS. JONES: I had a friend to call and you said
6 you have a day job. I have a day job and I guess everybody here
7 has a day job. Some of them have five jobs.

8 But, when we had our first district representative,
9 Shirley Carter, she came out. She was a full-time nurse. She
10 came out on her lunch break. If she didn't get out on her lunch
11 break, she stopped by after work.

12 Now, she put her feet to where her mouth was. So, I'm
13 just asking.

14 LINDA REVELS: First of all, whenever somebody
15 does call me, whatever the concern is, I do call the Tribe. You
16 can call down there in any department, whether it's Boscoe, or
17 Paul, or whoever. If I do not go down personally, I do call to
18 check and find out what the situation is or the status is of
19 anybody that calls me.

20 I called your sister to let her know what the status of
21 her application was. And whoever else, like I said. I'm not
22 ashamed of my reputation. Like I said, anybody that calls me, I
23 do follow-up and I do call and let them know.

24 If I do not go out to the house, -- and I have been out
25 to several houses. But, I have not been out to your house.

1 MS. JONES: Nope.

2 LINDA REVELS: And like I said, I'm not ashamed of
3 my reputation. Like I said, when my folks call me I do follow-up
4 and I do call them back and let them know.

5 MS. JONES: Did you call me back?

6 LINDA REVELS: Yes, I have. I have called you
7 several times.

8 MS. JONES: But, you didn't call me back when I
9 called you to come out to my house.

10 LINDA REVELS: Oh, no, not to go out to your
11 house. No, I did not. But, like I said, I'm not ashamed of my
12 reputation.

13 MS. JONES: I thank you and I think you guys
14 need to put some more footwork, so you'll know what we're going
15 through. And I'm not putting you down or anything, but it could
16 be more footwork, so you'll know what we're talking about, that
17 we're not standing up here lying. I'm not trying to get anymore
18 money.

19 But, you'll know the truth. Come out and see us. Say,
20 yep, she's telling the truth. And you can come back and tell
21 them what situation our homes are in. That's just what I'm
22 saying. Everybody needs to do that.

23 If you're up here working for your district, you need
24 to go out and look at that person's house when you get a chance,
25 not just get on the phone and tell them, well, it's such and such

1 and such. Well, you don't know what they're talking about unless
2 you come out and see.

3 LINDA REVELS: Well, like I said, I'm not ashamed
4 of my reputation. Thank you.

5 MS. JONES: I'm not ashamed of your reputation
6 either. You just need to do more footwork.

7 LINDA REVELS: Well, I appreciate it. Thank you.

8 MS. JONES: Thank you very much.

9 LINDA REVELS: Thank you.

10 RICKY BURNETT: Ms. Judy Oxendine? Is she here?

11 MS. OXENDINE: It's been over, I assume, about 12
12 years when I applied for a home, and I haven't heard or seen
13 nothing yet. And I want to know what the problem is. Is my
14 color a little bit darker or what?

15 SHELLEY STRICKLAND: Where do you live, Ma'am?

16 MS. OXENDINE: Highway 74.

17 SHELLEY STRICKLAND: Where at? Is that near the caution
18 light, or the stoplight, or at 710?

19 MS. OXENDINE: Down there from the -- where the
20 travel -- where the guy that has the buses at, right there behind
21 that. It's been over I know about 12 years. They keep telling
22 me I'm approved, but I ain't got seen yet.

23 RICKY BURNETT: Who did you apply with, Ma'am? Was
24 it LRDA?

25 MS. OXENDINE: Uh-huh.

1 RICKY BURNETT: Okay. I can't speak for LRDA. I
2 know we were supposed to have got all the files. And to my
3 understanding, many of the files got lost, people trying to
4 reapply and things like that.

5 But I want to ask this, Have you had any conversation
6 with the Lumbee Tribe as to where you are? In other words, from
7 the office now on Union Chapel Road, have you spoken with anybody
8 from that office?

9 MS. OXENDINE: Yeah, in the office, yeah. They
10 kept saying -- well, when I called, the guy said -- I mean, the
11 lady at the desk said come in. And then I go there and they say,
12 well, I'll get on it. But they never does. I said I ain't seen
13 nothing.

14 RICKY BURNETT: Okay.

15 TERRY CAMPBELL: Ma'am, you made a reference to a
16 guy. Did you have a name? Do you have specific names of an
17 individual.

18 MS. OXENDINE: His name was Robin.

19 TERRY CAMPBELL: I'm sorry?

20 MS. OXENDINE: I believe it was Robin.

21 RICKY BURNETT: Robin.

22 ALEX BAKER: Ms. Speaker, I'll take care of the
23 information. I will handle it from there. I'll be your guiding
24 angel.

25 CHAIRMAN GOINS: Just step outside with her now and

1 get it right now. Is that all right, Baby?

2 MS. OXENDINE: Okay, all right.

3 CHAIRMAN GOINS: You go right now.

4 **Recognition of Sgt. Brooks**

5 RICKY BURNETT: Okay. At this time, I would ask
6 Councilman Bullard if he would come forward, and also Sergeant
7 First Class Jonathan Brooks.

8 CHAIRMAN GOINS: Mr. Speaker?

9 RICKY BURNETT: Mr. Chairman.

10 CHAIRMAN GOINS: Could you call his father and his
11 mother. His wife's coming, she's in the bathroom.

12 Are there anymore veterans here, Welford, Furnie, y'all
13 boys come here and let's stand with him.

14 CHARLES BULLARD: Ladies and gentlemen, it ain't
15 often that we get to be in the presence of a true American hero.
16 And right here, we have not only a true American hero, but a true
17 American Lumbee hero.

18 Mr. Brooks, I've had an opportunity to meet him and
19 talk with him. He lives in God's country. If you don't know
20 where that's at, that's in Prospect.

21 He's one of a kind, very intelligent, very smart. He's
22 got a heart for this country and a heart for his people. We're
23 here to give him a little recognition for the job he done.

24 I want him to tell you about what he's done. He got
25 recognized with the Bronze Star. Dick Cheney himself pinned a

1 Bronze Star. So, I want him to us how -- what happened.

2 SGT. BROOKS: How do you go back to a day like that.
3 It makes you think about the ones that didn't come back. I'm
4 lucky to be standing here.

5 All right, I can get to it now. It was about 130, 140
6 degrees every day. Three platoons, if y'all know what a platoon
7 is, it's about a 35-man element on three helicopters, and all
8 three of them landed in different positions.

9 In my position, we had about maybe this many people
10 (indicating). And we was told we'll be fine, you guys are fine,
11 we're gonna be setup in a security area where there's no way they
12 can get to you. You guys are safe.

13 Well, the first night, nothing happened. I'm in
14 charge of the mortar for fire and indirect fire. If you don't
15 know what it is, it's -- if you've seen 'We Were Soldiers' with
16 Mel Gibson, when the guys have to standup and gear-down on tubes
17 to keep them cool, that's what I do. I don't know if you've seen
18 the movie or not, but that's what I do.

19 Well, the first night, we fired about maybe 30 or 40
20 rounds. And this type mortar was had was 60 millimeter mortar.
21 I mean, you can move it, you can shoot it in your hand, you can
22 put it in body mount mode. I know people are looking at me like
23 I don't know what you're talking about, but I'm trying to explain
24 it to you.

25 And the next day, we woke up and we weren't really

1 thinking anything was happening, so we didn't have our IBAs, we
2 didn't have our helmets on. Just sitting around talking, and
3 before you know it, about 10 or 12 RPGs went over my people.

4 And excuse my French, but I said some few choices
5 words, oh shit, here we go. And I had one of my soldiers grabbed
6 a 60 millimeter mortar, toted it around and put it in his
7 handheld mode, and had to run 100 meters.

8 I gathered up as much ammo as I could and I went
9 running after him. Crap on myself, I was worried about him. And
10 I sent another one running about maybe 200 yards, trying to run
11 to get on the 50 caliber machine gun. And I watched him run, and
12 as he was running, bullets was hitting right behind him.

13 Thirty minutes later, it had all stopped. Twenty
14 minutes after that, it picked back up again. By the time that
15 day was over with, we had fired 2,000 rounds from that 50 cal.
16 We fired about maybe 200 mortar rounds. And if you don't know
17 what a mortar round is, it's about a 10-pound hand grenade.

18 We killed 12 people. I didn't lose no soldiers. I
19 didn't lose no soldiers.

20 (Applause and standing ovation was given.)

21 SGT. BROOKS: But that's -- I'm not up here emotional
22 because of what I done or what I didn't do. I think about the
23 boys that had to go home, the 18 and 19 year old boys that have
24 never had a chance to have children, never had a chance to get
25 married.

1 They don't know what it feels -- don't even know what
2 it's like to own a home. Their home is a 6-foot grave. They're
3 just doing what they do because somebody's got to do it. They're
4 doing it for a greater good than themselves.

5 So us as one big people, the Lumbee Tribe, when we do
6 what we do, don't think about yourself. Don't think about a
7 certain individual person. It's about the greater good for the
8 whole community. Think about the greater good.

9 Just like the young lady said, there's a few
10 individuals that need to get out and get in the highways and
11 byways. If this was your church, get out in the highways and
12 byways and win souls for Christ, we can do it as a Tribe.

13 If we can sit back and we can take a breath, there's
14 more work we can be doing. I don't sit on the Tribal Council,
15 one day maybe, hopefully, I'd like to. I could see myself doing
16 this because I love working with people.

17 But, empower yourself. Don't just sit up here thinking
18 it's an easy job. I know it's not an easy job. I'm not sitting
19 here trying to tell you how to do your job, but get out. Any
20 time you got free time, get out. Get out and find out what's
21 going on, make phone calls, answer phone calls, go meet people.

22 CHARLES BULLARD: Well, Brother, I believe if Henry
23 Berry was here, he'd want you on his team.

24 (Applause was given.)

25 RICKY BURNETT: It is an honor to be able to stand with

1 Sergeant First Class Brooks and to say the Lumbee people are
2 someone, and we've got young men like this who are doing great
3 things. They're fighting so that we can be free, and taking care
4 of those people around them.

5 And it is an honor today, Sergeant First Class Brooks,
6 that this Resolution of Honor be presented to you. And it says:

7 "Whereas, Sergeant First Class Jonathan P. Brooks,
8 United States Army distinguished himself through valorous
9 achievement while serving as a Mortar Section Sergeant for Alpha
10 Company 1-508th ABN during the execution of combat operations
11 during operation William Buckley on May the 27th and June 2nd,
12 2005; and

13 "Whereas, during this operation, First Class Sergeant
14 Brooks' extraordinary heroism and uncommon valor without regard
15 for his own body in order to save others thwarted AQAM activities
16 in the Bermel Valley; and

17 "Whereas, First Class Sergeant Jonathan P. Brooks'
18 professionalism and leadership resulted in the unprecedented
19 success of Alpha Company 1-508th ABN during the operation; and

20 "Whereas, through his distinctive accomplishments,
21 Sergeant First Class Brooks reflected credit upon himself, Task
22 Force Fury, the United States Army, and the Department of
23 Defense.

24 "Therefore, Sergeant First Class Jonathan P. Brooks
25 received a 'Bronze Star with Valorous Device' from the United

1 States Army and the Department of Defense.

2 "Therefore, be it even further resolved the Tribal
3 Council of the Lumbee Tribe of North Carolina bestows the highest
4 honor of the Tribal Council of the Lumbee Tribe of North Carolina
5 to Sergeant First Class Jonathan P. Brooks on this 23rd day of
6 July for his heroism and service to the United States of America.

7 "This 'Sergeant First Class Jonathan P. Brooks
8 Resolution of Honor' presented in a meeting of the Tribal Council
9 of the Lumbee Tribe of North Carolina this 23rd day of July,
10 2009."

11 (Applause and standing ovation was given.)

12 SGT. BROOKS: I leave next month. I'm going to Iraq
13 the 15th. Pray for me.

14 WELFORD CLARK: Godspeed, Brother.

15 CHAIRMAN GOINS: You know, when government formed,
16 we seen right fast that we had neglected two groups of people.
17 We had quit honoring them the way Lumbee Indians should. One of
18 those groups is our elders.

19 But the first group we had really disappointed was our
20 veterans, our warriors. The Indian tradition is to always
21 recognize your warriors first.

22 Jonathan's my neighbor. When he first married Harvey's
23 daughter, he had to cut the grass all the time. But here lately,
24 I've seen Harvey cutting. So evidently, things have smoothed out
25 by Harvey.

1 He's a good member of New Prospect Holiness-Methodist
2 Church. And the kid you see here before you, he is a kid. He
3 might not have no scars on his outside, but he'll carries on the
4 inside of his mind the rest of his life.

5 He'll never be the same Jonathan that he was four or
6 five years ago. He's different. His wife can tell you that. He
7 probably has some mood swings nobody can figure out. Trust me,
8 it's coming from what he's been through.

9 And with that being said, Veterans I want you to line
10 up right here. We're going to bear -- this man has give his life
11 for us. We can give you up a few minutes here. I want every one
12 of you veterans to line up in a single line. I want you to come
13 by and shake his hand and say the magical words, "Welcome Home."

14 Please line up, Veterans. Jonathan, we're proud of
15 you, Boy. We love you.

16 (Sergeant First Class Jonathan P. Brooks was greeted and
17 honored by the Veterans.)

18 RICKY BURNETT: At this time, I'd entertain a
19 motion from the Tribal Council that we recognize Mr. Bradley
20 McMillian, Ms. Sampson and also Ms. Sharon Hunt because they came
21 in late.

22 LAURA SAMPSON: Because of what?

23 RICKY BURNETT: To recognize you as you came in.

24 LAURA SAMPSON: Oh, okay.

25 RICKY BURNETT: All in favor, let it be known by

1 saying aye.

2 (Ayes were given.)

3 RICKY BURNETT: All opposed?

4 (No nays were given.)

5 RICKY BURNETT: Motion carries.

6 (Motion 4 - Recognize the presence of Lumbee Tribal Council
7 members who joined the meeting after roll call was passed.)

8 **Constitution and Ordinance Committee Report**

9 RICKY BURNETT: At this time, we will go into our
10 committee reports. At this time, Constitution and Ordinance, Ms.
11 Louise.

12 LOUISE MITCHELL: Good evening. First of all, in
13 your packets you have Supreme Court of the Lumbee Tribe of North
14 Carolina Appointment. I know it's listed as Confirmation, but
15 the Constitution says that we appoint.

16 So, we're gonna go through this resolution. And this
17 is where we had our hearing with Judge Gary Locklear. And we had
18 it on June 14th, 2009. And the vote coming out to seat him as a
19 Supreme Court Judge was unanimous.

20 And this resolution is brought to you tonight for his
21 appointment. And it states, we're going to go to the third
22 Whereas at the top. We're going back up to the top.

23 "Whereas, the Constitution of the Lumbee Tribe of North
24 Carolina authorizes the Tribal Council of the Lumbee Tribe of
25 North Carolina to appoint the nomination; and

1 "Whereas, Retired Superior Court Judge Gary Locklear
2 was nominated by Tribal Chairman Jimmy Goins to serve on the
3 Supreme Court of the Lumbee Tribe of North Carolina; and

4 "Whereas, a Supreme Court of the Lumbee Tribe of North
5 Carolina Confirmation Hearing was held on behalf of Retired
6 Superior Court Judge Gary Locklear on July 14, 2009 where a
7 motion to send the name to the Tribal Council of the Lumbee Tribe
8 of North Carolina for appointment.

9 "Therefore, be it resolved, the Tribal Council of the
10 Lumbee Tribe of North Carolina does hereby support the nominee of
11 Gary Locklear to the Supreme Court of the Lumbee Tribe of North
12 Carolina.

13 "Therefore, be it even further resolved, upon swearing-
14 in Gary Locklear will serve a 5-year term on the Supreme Court of
15 the Lumbee Tribe of North Carolina."

16 SHARON HUNT: Ms. Louise, I think the third
17 Whereas should be reworded to say -- according to the
18 Constitution, this is not the way it reads, it shouldn't read
19 this way.

20 It should read that the Constitution of the Lumbee
21 Tribe of North Carolina authorizes the Tribal Chairperson and the
22 Tribal Council to make nominations and appointments to the
23 Supreme Court. The Constitution does not give us any authority
24 to make confirmations.

25 Confirmations is nowhere in the Consttitution.

1 LOUISE MITCHELL: That's correct.

2 SHARON HUNT: But it also gives the same power to
3 the Tribal Council and the Tribal Chair to make the appointment
4 and nominations. So I think that third Whereas should say
5 authorizes the Tribal Chairperson and the Tribal Council to make
6 the nominations and appointments to the Supreme Court.

7 And actually, the fourth whereas should be omitted.

8 WELFORD CLARK: Is that a motion?

9 SHARON HUNT: I'd like to make that in the form
10 of a motion, make those corrections.

11 LOUISE MITCHELL: That's fine.

12 WELFORD CLARK: Second.

13 SHARON HUNT: And everywhere it says Confirmation
14 to change it to Appointment.

15 RICKY BURNETT: Okay, we have a motion on the floor
16 and we have a second. Any questions? All in favor, let it be
17 known by saying -- oh, I'm sorry, Mr. Kernice.

18 KERNICE LOCKLEAR: At the fifth Whereas, you need to
19 put the -- make a correction there and put the "F", it's just got
20 "O" in "of."

21 LOUISE MITCHELL: Yes.

22 KERNICE LOCKLEAR: Okay, that's all I wanted to say.
23 Go ahead.

24 RICKY BURNETT: All in favor of that motion, let it
25 be known by saying aye.

1 (Ayes were given.)

2 RICKY BURNETT: All opposed?

3 (No nays were given.)

4 RICKY BURNETT: Motion carries.

5 (Motion 5 - Motion to corrections to Resolution on Supreme
6 Court Confirmation was passed.)

7 RICKY BURNETT: Now, this ordinance coming from
8 committee needs no second, with corrections.

9 Roll call vote, Madame Secretary.

10 LOUISE MITCHELL: Ms. Audrey Revels Hunt.

11 AUDREY HUNT: Yes.

12 LOUISE MITCHELL: Ms. Sharon Hunt.

13 SHARON HUNT: Yes.

14 LOUISE MITCHELL: Ms. Louise Mitchell. Yes.

15 Ms. Laura Sampson.

16 LAURA SAMPSON: (Absent from seat).

17 LOUISE MITCHELL: Ms. Pam Spaulding.

18 PAM SPAULDING: Yes.

19 LOUISE MITCHELL: Ms. Helen Locklear.

20 HELEN LOCKLEAR: Yes.

21 LOUISE MITCHELL: Mr. Kernice Locklear.

22 KERNICE LOCKLEAR: Yes.

23 LARRY CHAVIS: Wait a minute, we'll ask y'all to
24 be quiet, please. You can't hear her on the recording.

25 LOUISE MITCHELL: Mr. Charles Bullard.

1 CHARLES BULLARD: Yes.

2 LOUISE MITCHELL: Mr. James Deese.

3 JAMES DEESE: Yes.

4 LOUISE MITCHELL: Mr. Larry Chavis.

5 LARRY CHAVIS: Yes.

6 LOUISE MITCHELL: Mr. James Harold Locklear.

7 JAMES H. LOCKLEAR: Yes.

8 LOUISE MITCHELL: Mr. Terry Campbell.

9 TERRY CAMPBELL: Yes.

10 LOUISE MITCHELL: Mr. Steve Sampson.

11 STEVE SAMPSON: Yes.

12 LOUISE MITCHELL: Mr. James Taft Smith.

13 JAMES SMITH: Yes.

14 LOUISE MITCHELL: Mr. Bradley McMillian.

15 BRAD McMILLIAN: Yes.

16 LOUISE MITCHELL: Ms. Linda Revels.

17 LINDA REVELS: Yes.

18 LOUISE MITCHELL: Mr. Furnie Lambert.

19 FURNIE LAMBERT: Yes.

20 LOUISE MITCHELL: Mr. Shelley Strickland.

21 SHELLEY STRICKLAND: Yes.

22 LOUISE MITCHELL: Mr. Ricky Burnett.

23 RICKY BURNETT: Yes.

24 LOUISE MITCHELL: Mr. Welford Clark.

25 WELFORD CLARK: Yes.

1 LOUISE MITCHELL: Resolution passes.

2 (Motion 6 - Supreme Court of the Lumbee Tribe of North
3 Carolina Nomination was approved.)

4 LOUISE MITCHELL: Okay, our next ordinance in your
5 packet -- and Patrick, I had called him back. There was some
6 corrections that needed to be made. He passed out a corrected
7 copy to everyone here tonight. So, look for the one that was
8 passed out, not in your booklet.

9 And this is an act to provide for Tribal Enrollment.
10 We have a law already in place that deals with tribal enrollment.
11 But there was a need to make a more comprehensive tribal
12 enrollment.

13 The one you have before you does list the source
14 documents that they pull the descendency, historical descendency
15 from. And that's under Section 1-A. Before it was not listed in
16 the old ordinance, but it is listed now.

17 Does everybody have a copy? Mr. Patrick, I think Ms.
18 Audrey needs a copy.

19 AUDREY HUNT: Ms. Sharon.

20 LOUISE MITCHELL: Ms. Sharon.

21 PATRICK STRICKLAND: I put them on your tables
22 somewhere. They're all up there on your table.

23 SHARON HUNT: Are you doing the tribal enrollment
24 before you're doing the enrollment is closed thing?

25 LOUISE MITCHELL: Yes. Well, that was the second

1 one; wasn't it?

2 LARRY CHAVIS: No, the second one was
3 Certification for Tribal Membership while enrollment is closed.

4 SHARON HUNT: You got them out of line, Ms.
5 Louise.

6 LOUISE MITCHELL: Oh, okay. I'm sorry. Well, we're
7 go back and go what's in the order then.

8 Okay, in your packet, the Certificate of Eligibility
9 for Tribal Membership while Enrollment is Closed. This
10 ordinance, we have one that was already in place. But whenever
11 we had the update of June the 23rd cutoff date for updating your
12 tribal enrollment, this particular ordinance became a conflict to
13 the ordinance that was in place.

14 So we went back and we tried to add some more language
15 in this particular ordinance. But there's a lot of questions
16 still to this ordinance. I've had several phone calls from
17 Tribal Council members today. And I'm entertaining a motion that
18 this particular ordinance -- Ms. Sharon?

19 SHARON HUNT: I'd like to make a motion that we
20 send this ordinance back to committee. And let me tell you one
21 of my reasons why. I do go to the Constitution meetings, but I
22 weren't at the last one. But I'm not saying that I'm against it.
23 But I'm saying I'm not sure.

24 Does NAHASDA require that you be an enrolled member?
25 If they don't how can we?

1 LOUISE MITCHELL: It does.

2 SHARON HUNT: But if they do, that's good. But I
3 still think there's a lot of questions about this. I'm not sure
4 that -- if I could support -- when we voted some time back, we
5 said that the penalty for not re-certifying was that you could
6 not receive services for one year.

7 So how do you say well you can receive these services,
8 but not these services? I do understand the unfortunate
9 situation if you're in a mortgage situation. But the same thing
10 would apply say if your house burned down. If your house burned
11 down and you weren't eligible to receive services, then you
12 couldn't live in one of our transitional homes.

13 And that's just as unfortunate to me as need mortgage
14 assistance. So I would like to make a motion that we send this
15 back to committee just to look at a little bit further.

16 PAM SPAULDING: Second.

17 RICKY BURNETT: I have a motion and a second. Any
18 questions? Roll call vote.

19 LOUISE MITCHELL: Mr. Welford Clark.

20 SHARON HUNT: Moving right along.

21 WELFORD CLARK: Mr. Speaker, if I can, some things
22 can wait. But some things can't wait. There's a tribal member
23 whose house now is about to be foreclosed on. And without the
24 passage of this ordinance, this man is going to lose his house.

25 RICKY BURNETT: Mr. Welford, and I'm not

1 disagreeing, but I asked if there's anything and you didn't
2 speak.

3 And the only thing now, it's being taken into vote.
4 And I ask you to respect that.

5 WELFORD CLARK: I vote no.

6 LOUISE MITCHELL: Mr. Ricky Burnett.

7 RICKY BURNETT: Yes.

8 LOUISE MITCHELL: Mr. Shelley Strickland.

9 SHELLEY STRICKLAND: Yes.

10 LOUISE MITCHELL: Mr. Furnie Lambert.

11 FURNIE LAMBERT: Yes.

12 LOUISE MITCHELL: Ms. Linda Revels.

13 LINDA REVELS: Yes.

14 LOUISE MITCHELL: Mr. Bradley McMillian.

15 BRADLEY McMILLIAN: Yes.

16 LOUISE MITCHELL: Mr. James Taft Smith.

17 JAMES T. SMITH: Yes.

18 LOUISE MITCHELL: Mr. Steve Sampson.

19 STEVE SAMPSON: Yes.

20 LOUISE MITCHELL: Mr. Terry Campbell.

21 TERRY CAMPBELL: Yes.

22 LOUISE MITCHELL: Mr. James Harold Locklear.

23 JAMES H. LOCKLEAR: Yes.

24 LOUISE MITCHELL: Mr. James Deese.

25 JAMES DEESE: No.

1 LOUISE MITCHELL: Mr. Larry Chavis.
2 LARRY CHAVIS: Yes.
3 LOUISE MITCHELL: Mr. Charles Bullard.
4 CHARLES BULLARD: Yes.
5 LOUISE MITCHELL: Mr. Kernice Locklear.
6 KERNICE LOCKLEAR: Yes.
7 LOUISE MITCHELL: Ms. Helen Locklear.
8 HELEN LOCKLEAR: Yes.
9 LOUISE MITCHELL: Ms. Pam Spaulding.
10 PAM SPAULDING: Yes.
11 LOUISE MITCHELL: Ms. Laura Sampson.
12 LAURA SAMPSON: Yes.
13 LOUISE MITCHELL: Ms. Louise Mitchell, yes.
14 Ms. Sharon Hunt.
15 SHARON HUNT: Yes.
16 LOUISE MITCHELL: Ms. Audrey Revels.
17 AUDREY HUNT: Yes.
18 LOUISE MITCHELL: Motion to go back to committee.
19 (Motion 7 - Send Resolution on Certification of Eligibility
20 for Tribal Membership back to committee was passed.)
21 LOUISE MITCHELL: Okay, moving right along, not in
22 your packet, but the one that was given out, handed out. And you
23 will see that the title is also changed from the Lumbee Tribe of
24 North Carolina Membership Eligibility to an Act to Provide for
25 Tribal Enrollment.

1 With this ordinance, the tribal enrollment office, Ms.
2 Ruth Locklear, who is -- deals with this every day, was a part of
3 getting this ordinance together for a more comprehensive
4 ordinance that needed to be in place of our tribal enrollment.

5 Section 1-A is added language to this new ordinance.
6 Section 2, Special Conditions, is new language, number A, Section
7 2-A, and this talks about DNA testing requested, if it's
8 requested and needed.

9 Also, Section 2-B, Applicants rejected or terminated
10 because of insufficient tribal contact may reapply for Lumbee
11 tribal membership after seven years from the date of that final
12 termination or rejection. That was heavily discussed, heavily
13 debated in our Constitution Committee. And that's what came out
14 of our Constitution Committee.

15 Section 3 is the Office of Enrollment and Records. And
16 this gives the responsibility to that office of maintaining
17 current membership. Section 4 deals with application for
18 enrollment, who must file. 4-B, when and where to file the
19 application, and that gives us the Office of the Enrollment and
20 Records.

21 And Section 4-B2, there is not deadline date
22 established for filing enrollment applications, except when the
23 Tribal Council authorizes an enrollment cutoff date. If you go
24 down to Section 4-C, what the application must contain. And this
25 talks about birth certificates, death certificates, and any other

1 vital records that is needed to affirm the historical contact and
2 genealogy.

3 If we move on down to Section 5, processing the
4 application, this is a duty that the Office of Enrollment and how
5 it is determined. If you look at Section B, this is some new
6 language that was also added in there. New applicants or their
7 parents or legal guardians or sponsors.

8 If an applicant is under the 18, shall be interviewed
9 by the Office of Enrollment and Records to determine if the
10 applicant has maintained historical or present-day tribal
11 contact. And if the applicant has failed to maintain historical
12 or present-day contact, the applicant shall be advised of his or
13 her right to appeal to the Tribal Administrative Court.

14 And then we have C and D. Okay, if you move over to
15 Section 7, blood quantum. This is dealing with what we do now in
16 the office that determines, you know, based on the rolls and what
17 is deemed. Section 7, did I skip one? I'm sorry. Excuse me,
18 okay, I'm sorry.

19 Okay, if we go back to Section 6, Updating of
20 Membership Rolls. In Section 6-A, we had heavy discussions.
21 This was something that Mr. Kernice brought to the Constitution.
22 And it came out of our orientation meeting that we had at the
23 beginning of our year of serving.

24 And it says all members except for members age 55 years
25 and older are required to recertify tribal enrollment by

1 providing current mailing and physical addresses and other
2 changes to personal information once every seven years. One of
3 the things that we failed to look at when we were meeting, if you
4 will look down at Section 6.1.

5 Members who are 55 years or older are encouraged go
6 periodically update their membership file, but are not required
7 to do so. It is -- it will be the responsibility of them to
8 bring in when their address changes. But also look at the last
9 part of that sentence, inactive members 55 years of age and older
10 as of June the 24th, 2009 must update at lease once.

11 Now, what may happen when this -- if this becomes the
12 law, is that 55 years of age persons will think well they don't
13 have to recertify. They won't. But they will that first initial
14 certification because the cards that maybe some people are still
15 holding were a part of LRDA's organization at the time.

16 And we are required to have current status on our
17 tribal enrolled members. If you will look down at Section 6.4,
18 this is also new in this ordinance because there was a concern
19 about spouses and husbands being in the military, and the wives
20 were there, too. And they were not able to come home to update
21 their tribal membership.

22 So, we added this language that the spouse and the
23 children who are tribal members and living with a spouse serving
24 in the military service outside the tribal territory may update
25 their tribal membership by completing and mailing a

1 recertification form to the Office of Tribal and Enrollment and
2 Records.

3 And basically, this law is all saying that when you do
4 update, you have to be present there. But there are some
5 exception, especially for people that are physically and mentally
6 unable to appear. Okay, and Section C, under Section 6-C, when
7 must the member update his or her enrollment card. And it deals
8 with that.

9 It tells when and that each card has an expiration
10 date. Then it asks what happens if the member fails to meet the
11 deadline. And we all know that failure to recertify by the
12 termination date shall result in a loss of tribal voting rights
13 and services. Voting rights and services shall be restored upon
14 a one year calendar year from the date of recertification.

15 That was already in the law that we had previous to
16 this. Do you want me to finish and then come back and answer
17 questions? All right.

18 And Section 7 is new and to a more comprehensive tribal
19 enrollment, blood quantum. And Ms. Ruth and them have already
20 been dealing with that in the office. Okay? And then Section 8,
21 records reserved. Our office do and are supposed to keep all
22 records safe, fireproof, so that they will never, you know, be
23 destroyed if at all possible.

24 Okay, loss of membership. It will talk about
25 relinquishing, members relinquishing. Then down, if you'll look

1 at Section 9 under A-5. You will only have that one time to re-
2 enroll. Adult members relinquishing their membership will be
3 entitled to re-enroll with the Tribe. Any subsequent
4 relinquishment shall be final, and the individual shall never be
5 able to reapply for Lumbee Tribal membership. It's only a one
6 time.

7 Section 10 talks about enrollments. And then if you'll
8 go over to the last page on Section 11. It talks about honorary
9 membership. We do have, I think, some enrolled members that are
10 honorary, or this allows us to have that. But these honorary
11 memberships do not have voting rights. They will not be able to
12 vote in any elections or receive tribal services based on his or
13 her honorary membership with the Lumbee Tribe.

14 Mr. Shelley had a question.

15 SHELLEY STRICKLAND: If a person or persons --

16 RICKY BURNETT: Excuse me, again I asked, if you
17 would, respect the Council as they're speaking. The air
18 conditioner is going, and then when you're talking like that, it
19 just gets distorted and you can't understand what's being said.

20 So, out of respect, I ask you to please give your
21 respect to the Tribal Council as we conduct our business meeting.

22 SHELLEY STRICKLAND: I get asked this question a lot.
23 But if a person or persons meets all the qualifications you just
24 stated, to get their card renewed or new enrollment, look at
25 Section 2-B. Would this disqualify someone from getting their

1 card?

2 LOUISE MITCHELL: If it's insufficient tribal
3 contact, if they're not maintaining contact with the tribe, it
4 wouldn't disqualify them. They would have to wait at least seven
5 years, and then they can come back and reapply.

6 PAM SPAULDING: Ricky, the Chairman would like to
7 speak.

8 CHAIRMAN GOINS: Councilwoman Mitchell, I think your
9 committee has done an outstanding job. I'm so glad to see y'all
10 clearing this up. But this doesn't get us where we need to go.
11 And I know nobody wants to address this, but since I can't run no
12 more as the Tribal Chairman, let it fall on me.

13 The question Councilman Strickland asked, applicants
14 rejected or terminated because of insufficient tribal contact,
15 nobody can explain to nobody else what contact means. I know we
16 had historical or present-day contact.

17 You're trying to get there, but I think this would be
18 an opportune time since you're dealing with this -- you've done a
19 great job, don't get me wrong about this. This looks beautiful,
20 just beautiful.

21 But now would be a time for the Tribal Council to
22 address the definition of contact. What criteria are we going to
23 say is contact? Is it coming home once a year, or you got to
24 come home five times? Or if you don't come home, can I just make
25 a phone call to Mama from California because I can't get here.

1 This is where we're getting a lot of confusion, Mr.
2 Speaker. But that's just my thoughts on it. But I think you've
3 done a wonderful job, Louise. I'm so proud of you. But if we
4 could just it a little step farther.

5 LOUISE MITCHELL: I've got to respond to that, too,
6 Chairman Goins. In our, you know, the mandatory criteria that we
7 have that we have to meet -- and I'll give you some definition of
8 what BIA looks for as far as what they're gonna look for. And
9 we're gonna have to verify these lists whenever they come or they
10 will.

11 And the definitions that they have for a member of an
12 Indian tribe means and individual who meets the membership
13 requirements of the Tribe as set forth in its governing document
14 or absence of such document, has been recognized as a member
15 collectively by those persons comprising in the tribal governing
16 body, and has consistently maintained tribal relations with the
17 tribe, or is listed on the tribal rolls of the tribe as a member
18 if such rolls are kept.

19 And then it talks about from the BIA, tribal roll. For
20 the purposes of these regulations means a list exclusively of
21 those individuals who have been determined by the Tribe to meet
22 the Tribe's membership requirements as set forth in its governing
23 document. In the absence of such a document of tribal roll means
24 a list of those recognized as members by the Tribe's governing
25 body.

1 In either case, those individuals on the tribal roll
2 must have affirmatively demonstrated consent to being listed as a
3 member. Now, my interpretation of maintaining contact is
4 maintaining contact with my Tribe. Historically, the tribal
5 government itself. Now, you know, because I don't know that when
6 your family member is living away, and comes home for social
7 events and different things like that.

8 I don't know that they've maintained contact with the
9 Tribe, not unless they come and be involved with the tribal
10 government itself as a member, in membership.

11 CHAIRMAN GOINS: Okay, I'm not arguing. I'm just
12 saying let's just put something in black and white. And what you
13 was reading, I've read that before, so I agree with you. BIA
14 leaves that determination of what contact is up to the Tribe to
15 determine.

16 All I'm saying, if Danita introduced someone from
17 California that said we come home at least once a year, in her
18 mind that might be contact. If they'd ask me that though, I just
19 don't believe that that's sufficient contact with a Tribe. So
20 it's just too subjective, but I see where you're going.

21 And I just wish we'd put something in black and white.
22 That take subjectivity out of it. We know what we're looking
23 for. Do y'all understand what I'm saying? All I'm interested in
24 is just add that in.

25 LOUISE MITCHELL: I do know we have to add some

1 language, and that would be fine with me because our Constitution
2 does say in several different places maintain contact. Anybody
3 else?

4 PAM SPAULDING: I wanted to say, too, I have to
5 agree with Mr. Goins for the simple reason that my definition of
6 contact, maybe yours, contact is talking on the telephone.
7 That's a form of contact. So, I mean, that is kind of a broad
8 statement. I mean, it does need to be expounded on, I feel like.

9 AUDREY HUNT: I was just gonna say that the
10 Tribal Enrollment Office already has established a list of what
11 they consider as contact. So maybe we need to add that or --
12 because they do have an established list.

13 LAURA SAMPSON: I don't know, I was just wondering
14 like the difference between 2-B, which says seven years. I guess
15 applicants rejected or terminated because of insufficient tribal
16 contact. And how is that determined?

17 LOUISE MITCHELL: Basically, by your recertification
18 of your cards, you know, when you update your cards and stuff.

19 LAURA SAMPSON: And what process -- I mean, what
20 part of that recertification determines that?

21 LOUISE MITCHELL: It's your current mailing and
22 physical address, you know, when you recertify. Making sure that
23 all your status is current and updated. And they do some
24 interviews. I don't know if they're doing them like that, the
25 interviews.

1 LAURA SAMPSON: That's what I -- I mean, it has to
2 be more than your address. So I'm just wondering like what part
3 of that --

4 LOUISE MITCHELL: I think that's addressed in here
5 about the interviews, too.

6 LAURA SAMPSON: Oh, is it? Okay. That compared to
7 6-D, which speaks about your voting rights and services being
8 restored one year from the date. So does that mean if I just
9 fail to come in and recertify then I just lose everything for one
10 calendar year. And then in a year I have a chance to come back
11 and restore that?

12 LOUISE MITCHELL: Tribal Council.

13 LAURA SAMPSON: Okay, now Section 1, back to
14 Section 1-B. Seven years sounds pretty stern. I mean, was there
15 -- I know you said it was all a debate and you talked about it.
16 I don't know, that just seems like -- I mean, it seems stern. I
17 don't know what the reasoning was.

18 LOUISE MITCHELL: Well, that's what came out of the
19 Constitution and Committee meeting that we had, Ms. Laura, and
20 they voted it seven years.

21 LAURA SAMPSON: Was there -- do you remember any
22 particular year why it was seven and not two, or -- anybody who
23 was there?

24 LOUISE MITCHELL: I think that would be consistent
25 with what we have in place as far as the recertification, to be

1 consistent.

2 LAURA SAMPSON: All right, and what part of the
3 recertification is consistent --

4 LOUISE MITCHELL: Seven years that you have to come
5 back and update your cards.

6 LAURA SAMPSON: Well, but then -- I don't know. I
7 just think seven years is pretty stern. I think that's a long
8 time. A lot can happen in seven years that people might need
9 services. And it might be for one reason or the other that -- I
10 don't know. Would one year not be consistent with failure to
11 meet the deadline? I mean, --

12 LOUISE MITCHELL: Well, Ms. Laura, we have some
13 people that have come to enroll and have never been here. So,
14 you know, you have to take things like that into consideration,
15 people that were born and never came and maintained any kind of
16 contact with the Tribe. So you got to think along those lines
17 also.

18 Mr. Kernice?

19 LAURA SAMPSON: Yeah, and I understand that. I
20 just don't think -- I wouldn't think that everybody would meet
21 that criteria.

22 LOUISE MITCHELL: No, not everybody, but you know you
23 have some that do.

24 LAURA SAMPSON: And I agree, you probably do have
25 --

1 LOUISE MITCHELL: And there's no way that -- I don't
2 know how that you're going to be able to separate it, you know.

3 LAURA SAMPSON: And I agree that you are going to
4 have some, but I don't know. I think it's unfair to categorize
5 everybody in there in that line of --

6 LOUISE MITCHELL: Well, it states --

7 LAURA SAMPSON: I wasn't through --

8 LOUISE MITCHELL: -- what it says is insufficient
9 tribal contact. That is determined by the tribal enrollment
10 office.

11 LAURA SAMPSON: And I think we all know what that's
12 determined by, you know, and it's a little interview, test if you
13 will, whatever. And again, I don't know. I just think seven
14 years is kind of stern. You can't put everybody in the category
15 of that you've never been back here, you know, because that's not
16 the case for everybody.

17 And, you know, I just think seven years is stern.

18 LOUISE MITCHELL: Mr. Kernice.

19 RICKY BURNETT: Mr. Terry.

20 TERRY CAMPBELL: Madame Chair, as we all know, life
21 has its mitigating circumstances from time to time. And in
22 reference to this, our elders that can't get to us to make
23 contact. Could we not take this and maybe make some exceptions
24 there on their behalf.

25 LOUISE MITCHELL: We have that in there, I think.

1 And if you look at Section 6, number 5, that's already included
2 in there.

3 TERRY CAMPBELL: It is in there?

4 LOUISE MITCHELL: Yes.

5 TERRY CAMPBELL: Another question as far as BIA
6 right now, that's a bridge that we'll be crossing would I be
7 correct in saying when we receive our Federal Recognition?

8 LOUISE MITCHELL: When Federal Recognition happens,
9 the BIA would come down and verify our rolls and see if we are in
10 compliance with the current status.

11 TERRY CAMPBELL: But they couldn't hold our hands
12 through the fire now as far as what we're talking about here
13 tonight?

14 LOUISE MITCHELL: No, I mean, you need to have some
15 good criteria. That's all I'm saying. You need to have good
16 criteria in your law, whatever you're going to do.

17 KERNICE LOCKLEAR: I'm sorry, I was not at the meeting
18 because I had an Economic Development meeting that night and I
19 couldn't make it, and I was partly sick, too. But when we talk
20 about consistency, seven years does seem like a long time. We've
21 got to consider these people that's way off, like the guy that we
22 met in California.

23 Could contact be with like he could get on the internet
24 and make contact with the Tribe? Is that contact or how --

25 LOUISE MITCHELL: I think he needs to be present.

1 KERNICE LOCKLEAR: So he needs to fly all the way from
2 California here? Okay, that's all.

3 SHELLEY STRICKLAND: I guess I started this. So just
4 for the record, I like this, I just -- I'm totally against
5 Section 2-B. End of story.

6 AUDREY HUNT: And I want so say now, this is not
7 saying -- Section 2-B. This is no stating that these people need
8 to come home every year. You've got seven years. I mean, you
9 have to update your card every seven years. So it's not saying
10 that you've got to come home every year in order to maintain
11 contact.

12 The is not being said there. And folks, those of you
13 know that volunteered when it was time to recertify for those
14 applications, there were people who showed up in there that
15 hadn't been in North Carolina in 20 years. They heard that the
16 roles were closing. And those of you that worked know that.

17 They didn't know anything about the Lumbee Tribe and
18 they -- they had cards because their parents gave them to them
19 when they were little.

20 KERNICE LOCKLEAR: Right.

21 AUDREY HUNT: And they've never maintained
22 contact or anything. But this is not saying that you have to
23 come home every -- you know. It's just knowing your people. I
24 mean, if you go in there when they ask the questions, if you know
25 your family, your folks and where they live and all that, it's

1 not a hard thing to pass.

2 FURNIE LAMBERT: Madame Chairman, I make a motion
3 that we take this back to committee. We have some work to do.

4 PAM SPAULDING: That was my -- I'll second it.
5 That was my exact words.

6 RICKY BURNETT: Any questions? We have a motion on
7 the floor. Roll call vote.

8 LOUISE MITCHELL: Ms. Audrey Hunt.

9 AUDREY HUNT: Yes.

10 LOUISE MITCHELL: Ms. Sharon Hunt.

11 SHARON HUNT: Yes.

12 LOUISE MITCHELL: Ms. Louise Mitchell. Yes.

13 Ms. Laura Sampson.

14 LAURA SAMPSON: Yes, Ma'am.

15 LOUISE MITCHELL: Ms. Pam Spaulding.

16 PAM SPAULDING: Yes.

17 LOUISE MITCHELL: Ms. Helen Locklear.

18 HELEN LOCKLEAR: Yes.

19 LOUISE MITCHELL: Mr. Kernice Locklear.

20 KERNICE LOCKLEAR: Yes.

21 LOUISE MITCHELL: Mr. Charles Bullard.

22 CHARLES BULLARD: No.

23 LOUISE MITCHELL: Mr. James Deese.

24 JAMES DEESE: Yes.

25 LOUISE MITCHELL: Mr. Larry Chavis.

1 LARRY CHAVIS: Yes.
2 LOUISE MITCHELL: Mr. James Harold Locklear.
3 JAMES H. LOCKLEAR: Yes.
4 LOUISE MITCHELL: Mr. Terry Campbell.
5 TERRY CAMPBELL: Abstain.
6 LOUISE MITCHELL: Mr. Steve Sampson.
7 STEVE SAMPSON: Yes.
8 LOUISE MITCHELL: Mr. James Taft Smith.
9 JAMES SMITH: Yes.
10 LOUISE MITCHELL: Mr. Bradley McMillian.
11 BRAD McMILLIAN: Yes.
12 LOUISE MITCHELL: Ms. Linda Revels.
13 LINDA REVELS: Yes.
14 LOUISE MITCHELL: Mr. Furnie Lambert.
15 FURNIE LAMBERT: Yes.
16 LOUISE MITCHELL: Mr. Shelley Strickland.
17 SHELLEY STRICKLAND: Yes.
18 LOUISE MITCHELL: Mr. Ricky Burnett.
19 RICKY BURNETT: Yes.
20 LOUISE MITCHELL: Mr. Welford Clark.
21 WELFORD CLARK: No.

22 (Motion 7 - Send Resolution on Lumbee Tribe of North Carolina
23 Membership Eligibility back to committee was passed.)

24 LOUISE MITCHELL: I would like to invite everybody to
25 our next Constitution Committee meeting. I'd like to invite

1 everyone sitting around this table to be present. Thank you.

2 The next ordinance that we have for you tonight is the
3 Governing the Engagement of Convicted Felons as Tribal Employees,
4 Contractors and Consultants. It was passed out, handed out.

5 Does everybody have a copy? Mr. Patrick, please.

6 This ordinance was brought a couple of meetings ago at
7 our Council meeting. It came out of Constitution for a vote. It
8 went back to Committee and it came back out again. This is the
9 final draft of this ordinance.

10 And it deals with eligibility for tribal enrollments.
11 And it talks about no person shall be eligible for employment of
12 the Lumbee Tribe, hereafter referred to as the Tribe, who has
13 been convicted of a felon under the laws of the state of North
14 Carolina, hereafter referred to as the State, or the United State
15 of America, hereafter referred to as the U.S. within ten years
16 since the date of conviction.

17 Now, at the last meeting we had concerns about the
18 years was not consistent. It went back to Committee for work
19 with the years to be consistent with the Housing policy that we
20 have in place. So the ten years are liste in this. Okay, and
21 this will not affect anyone that would be employed at this time
22 if this law was to pass. Not unless they were terminated from
23 their job and then would come back.

24 Also, eligibility for contractors, basically the same
25 years. And then in Section 3 deals with consultants. All three

1 of them basically have about the same language. We did not
2 include appointments in this particular ordinance because we
3 already have a law in place that deals with appointments.

4 RICKY BURNETT: Coming from Committee requires no
5 second. Is there any questions?

6 JAMES H. LOCKLEAR: Question.

7 RICKY BURNETT: Mr. James.

8 JAMES H. LOCKLEAR: Ms. Louise, in Section 3.1, where
9 it says ten tears.

10 RICKY BURNETT: It should be years.

11 LOUISE MITCHELL: That is a typo, Mr. James, with a
12 correction of y-e-a-r-s.

13 JAMES H. LOCKLEAR: Thank you very much.

14 RICKY BURNETT: Roll call vote. Oh, I'm sorry.

15 WELFORD CLARK: We need to strike in the therefore,
16 we inadvertently put appointees on there, and there's no
17 reference to appointees in this, so.

18 LOUISE MITCHELL: Yes, I did strike mine, Mr.
19 Welford, and I forgot to tell everyone else to strike theirs.

20 RICKY BURNETT: Do you have a question, Mr. James?

21 JAMES DEESE: Yes. Ms. Louise, you know where I
22 stand, and I'm against this about the ten years.

23 LAURA SAMPSON: And so am I.

24 JAMES DEESE: I think you have different degrees
25 of felon. And I honestly feel like -- I don't feel like that --

1 that's just too strong for somebody that's got just a minor
2 felony, and trying to keep them from -- a good person, trying to
3 keep them from, you know, a job at the Tribe.

4 LAURA SAMPSON: And I just agree with what Mr.
5 Deese said. Ten years is a long time, a lot can happen, you
6 know. Like people can grow up. They make stupid mistakes, and
7 we've all done that. And I just think it's punishing people
8 long-term, you know, even though people have gotten things right,
9 or maybe it was just a minor mistake, or whatever.

10 I just think again ten years is harsh. And I think
11 mercy, love and grace.

12 RICKY BURNETT: Roll call vote.

13 LOUISE MITCHELL: Mr. Welford Clark.

14 WELFORD CLARK: Yes.

15 LOUISE MITCHELL: Mr. Ricky Burnett.

16 RICKY BURNETT: Yes.

17 LOUISE MITCHELL: Mr. Shelley Strickland.

18 SHELLEY STRICKLAND: Yes.

19 LOUISE MITCHELL: Mr. Furnie Lambert.

20 FURNIE LAMBERT: Yes.

21 LOUISE MITCHELL: Ms. Linda Revels.

22 LINDA REVELS: Yes.

23 LOUISE MITCHELL: Mr. Bradley McMillian.

24 BRADLEY McMILLIAN: No.

25 LOUISE MITCHELL: Mr. James Taft Smith.

1 JAMES T. SMITH: Yes.

2 LOUISE MITCHELL: Mr. Steve Sampson.

3 STEVE SAMPSON: No.

4 LOUISE MITCHELL: Mr. Terry Campbell.

5 TERRY CAMPBELL: Abstain.

6 LOUISE MITCHELL: Mr. James Harold Locklear.

7 JAMES H. LOCKLEAR: Yes.

8 LOUISE MITCHELL: Mr. James Deese.

9 JAMES DEESE: No.

10 LOUISE MITCHELL: Mr. Larry Chavis.

11 LARRY CHAVIS: Yes.

12 LOUISE MITCHELL: Mr. Charles Bullard.

13 CHARLES BULLARD: Yes.

14 LOUISE MITCHELL: Mr. Kernice Locklear.

15 KERNICE LOCKLEAR: Yes.

16 LOUISE MITCHELL: Ms. Helen Locklear.

17 HELEN LOCKLEAR: No.

18 LOUISE MITCHELL: Ms. Pam Spaulding.

19 PAM SPAULDING: No.

20 LOUISE MITCHELL: Ms. Laura Sampson.

21 LAURA SAMPSON: No.

22 LOUISE MITCHELL: Ms. Louise Mitchell, yes.

23 Ms. Sharon Hunt.

24 SHARON HUNT: Yes.

25 LOUISE MITCHELL: Ms. Audrey Hunt.

1 AUDREY HUNT: Yes.

2 SHELLEY STRICKLAND: I'd like to change my vote to no.

3 LOUISE MITCHELL: To no? 12 yes, 6 no, motions
4 carries, the ordinance carries. And one abstention.

5 (Motion 8 - Ordinance Governing the Engagement of Convicted
6 Felons was passed.)

7 LOUISE MITCHELL: And I think that concludes my
8 report.

9 **Education, Culture and Public Relations Committee Report**

10 AUDREY HUNT: You have before you an ordinance,
11 it's the Act to Establish a Tribal Flag.

12 "Whereas, the Lumbee Tribe of North Carolina (Lumbee
13 Tribe) is a recognized American Indian tribe of the state of
14 North Carolina subject to the Constitution of the Lumbee Tribe of
15 North Carolina, Tribal Constitution, and its inherent powers of
16 self-government;

17 "Whereas, Article VII, Section 1 of the Tribal
18 Constitution delegates all legislative authority of the Tribal
19 Council of the Lumbee Tribe of North Carolina (Tribal Council);
20 and

21 "Therefore, be it enacted by the Tribal Council of the
22 Lumbee Tribe of North Carolina this ordinance that shall be cited
23 as "An Act to Establish a Tribal Flag."

24 And if you'll read through this, it'll let you know
25 that we previously had a flag. But with this, this would rescind

1 the old flag and allow us to establish this flag which you have
2 before you.

3 RICKY BURNETT: Coming from Committee, requires no
4 second. Question? Ms. Pam.

5 PAM SPAULDING: Ms. Audrey.

6 AUDREY HUNT: Yes.

7 PAM SPAULDING: This background, is it brown?

8 AUDREY HUNT: It's going to be -- this is not
9 real accurate, but it's going to be -- it says that we're going
10 to try and get it the color of the water, the Lumbee River, like
11 dark waters.

12 CHARLES BULLARD: I'm not gonna vote for it unless it
13 says -- you got to put Prospect on it.

14 RICKY BURNETT: Mr. Kernice.

15 KERNICE LOCKLEAR: Is this passes, is we gonna have
16 banners made up --

17 AUDREY HUNT: Yes.

18 KERNICE LOCKLEAR: -- for this effect?

19 AUDREY HUNT: We can. I mean, this is just for a
20 flag. And with this, we would use these, these flags would be
21 flown at our tribal complexes, elderly sites.

22 LOUISE MITCHELL: Yes, also if you'll notice in that
23 ordinance, under Section 3, number 2, it's asking the Tribal
24 Council at some point in time to adopt another tribal ordinance
25 that further outlines the display and the use of the tribal flag.

1 If we go back, so that we don't forget it's there.

2 AUDREY HUNT: I was gonna say, if you want to
3 make that in the form of a motion to put tribally owned entities
4 in there? Section 3, number 2, where we would say that the flag
5 would be flown in tribally owned entities. You know, so if you
6 want to put down where we're gonna fly the flag. Or we can just
7 come back to that later and just adopt this flag.

8 RICKY BURNETT: Ms. Sharon.

9 SHARON HUNT: Ms. Audrey, if you'll change that
10 word rectangle to rectangular. And number 4, add Lumbee Tribe of
11 North Carolina instead of Lumbee Tribe.

12 AUDREY HUNT: Yes.

13 RICKY BURNETT: Any other questions? Again, coming
14 from Committee requires no second. Roll call vote, Madame
15 Secretary.

16 LOUISE MITCHELL: Ms. Audrey Hunt.

17 AUDREY HUNT: Yes.

18 LOUISE MITCHELL: Ms. Sharon Hunt.

19 SHARON HUNT: Yes.

20 LOUISE MITCHELL: Ms. Louise Mitchell. Yes.

21 Ms. Laura Sampson.

22 LAURA SAMPSON: Yes.

23 LOUISE MITCHELL: Ms. Pam Spaulding.

24 PAM SPAULDING: Yes.

25 LOUISE MITCHELL: Ms. Helen Locklear.

1 HELEN LOCKLEAR: Yes.

2 LOUISE MITCHELL: Mr. Kernice Lee Locklear.

3 KERNICE LOCKLEAR: Yes.

4 LOUISE MITCHELL: Mr. Charles Bullard.

5 CHARLES BULLARD: Yes.

6 LOUISE MITCHELL: Mr. James Deese.

7 JAMES DEESE: Yes.

8 LOUISE MITCHELL: Mr. Larry Chavis.

9 LARRY CHAVIS: Yes.

10 LOUISE MITCHELL: Mr. James Harold Locklear.

11 JAMES H. LOCKLEAR: Yes.

12 LOUISE MITCHELL: Mr. Terry Campbell.

13 TERRY CAMPBELL: Yes.

14 LOUISE MITCHELL: Mr. Steve Sampson.

15 STEVE SAMPSON: Yes.

16 LOUISE MITCHELL: Mr. James Taft Smith.

17 JAMES SMITH: Yes.

18 LOUISE MITCHELL: Mr. Bradley McMillian.

19 BRAD McMILLIAN: Yes.

20 LOUISE MITCHELL: Ms. Linda Revels.

21 LINDA REVELS: Yes.

22 LOUISE MITCHELL: Mr. Furnie Lambert.

23 FURNIE LAMBERT: Yes.

24 LOUISE MITCHELL: Mr. Shelley Strickland.

25 SHELLEY STRICKLAND: Yes.

1 LOUISE MITCHELL: Mr. Ricky Burnett.

2 RICKY BURNETT: Yes.

3 LOUISE MITCHELL: Mr. Welford Clark.

4 WELFORD CLARK: Yes.

5 (Motion 9 - Ordinance on Act to Establish a Tribal Flag was
6 passed.)

7 AUDREY HUNT: I don't have anything else to vote
8 on. But, if you will bear with me a moment, I'd kind of like to
9 brag a little bit about some Lumbee members of the Boys and Girls
10 Club that attended the Baltimore powwow. And if you would,
11 Southern Son is a representative for -- they're all made up and
12 composed of Lumbee members.

13 They came in first place with the drum. And the second
14 place was a group called Young Society. And that group is from
15 the Boys and Girls Club. So we're real proud of them.

16 (Applause was given.)

17 AUDREY HUNT: Also, and I'll do this quickly, but
18 I want to give you a list of the winners that we had from the
19 powwow. It was a wonderful powwow. It was a very -- I'm trying
20 to look for the word. There were so many people glad to see
21 people from Robeson County.

22 KERNICE LOCKLEAR: Explosive.

23 AUDREY HUNT: It was just a very heartwarming,
24 emotional event. So the winners, we had the Men's Straight
25 Dance, third place was Josh Gibb. Traditional Men, third place

1 Patrick Green. Men's Grass, we had second place and a third. It
2 was John Locklear with second, John Oxendine third.

3 Teen Boy's Traditional, second place Brandon Locklear,
4 third place Julian Baxley. Teen Boy's, we had first place Kevin
5 Locklear, second place Chris Jacobs. Boy's Traditional, first
6 place Keona Leviner. Boy's Grass, first place Yonna Locklear.

7 Women's Traditional, first place Becky Goins. Teen
8 Women's Traditional, first place Laya Locklear. Teen Women's
9 Jingle, first place Sierra Locklear, second place Brianna
10 Locklear. And Girl's Fancy, second place was Farrin Lambert.
11 And we just kind of brought home the gold. So we're proud of our
12 people at the Tribe. Thank you.

13 RICKY BURNETT: Mr. Welford, at this time.

14 WELFORD CLARK: Just to make you aware of it, and I
15 apologize for not speaking to Ms. Audrey and getting on the
16 agenda. But as many of you know, three weeks ago -- well, at the
17 last Tribal Council meeting, I made you aware of the fact that
18 there was a contingent from the Boys and Girls Club that was
19 going to the burial grounds down in Claxton, Georgia.

20 We made that trip three weeks ago with 16 kids, about
21 five staff people. The Chairman came, the PR man came. There's
22 some good pictures you'll find on the website of what took place
23 down there.

24 It was real hot. We did some cleaning up, had a nice
25 service Sunday morning at the burial grounds. There will be

1 another trip, and there's a lot of interest being expressed in
2 that burial ground now. In fact, some tribal members traveled
3 down there last week to look at it.

4 But we will be going again the weekend before
5 Thanksgiving with another group of the Boys and Girls Club.
6 We'll spend a little bit more time cleaning up. There again,
7 keep in touch with, I guess, Ms. Wanda Locklear would be a good
8 contact point at Youth Services.

9 If some of you want to go, we can make all the hotel
10 and motel reservations at one time. And it would be nice to have
11 a real good ceremony down at the burial grounds, the weekend
12 before, the Friday, Saturday, Sunday before Thanksgiving.

13 And let me say this, you notice I said burial ground.
14 We have been calling this thing a graveyard for too long. We've
15 been calling it a cemetery too long. It is not a graveyard, it
16 is not a cemetery. It is our ancestral burial ground.

17 And to give it the proper respect it is due, when we
18 refer to it, we should refer to it as such.

19 SHELLEY STRICKLAND: I would like to ask Ms. Audrey if
20 she could to come to Scotland County. I have some concerns about
21 out IEA program and how our monies are being spent. And I'll set
22 up a date for that.

23 AUDREY HUNT: That would be just great. Thank
24 you.

25 RICKY BURNETT: At this time, the Chair recognizes

1 Ms. Wendy.

2 WENDY MOORE: First of all, I'd like to thank the
3 ladies and gentlemen on the Lumbee Tribal Council for giving me
4 your vote of support and confidence as your representative for
5 the North Carolina Indian Cultural Center.

6 Secondly, I'd like to thank Chairman Goins who has been
7 so generous as to give us a place to meet, and to extend every
8 courtesy that he could to see that meetings were held.

9 If any of you read the paper Sunday, you know that
10 there is a lot of contention going on. For some reason or
11 another, no one that has been appointed to this board
12 legitimately has been contacted by the media.

13 The only one who has been contacted thus far is Mr.
14 Eric Locklear. And it seems that we were reported as being his
15 board. Let me tell you for the record, we are not Eric
16 Locklear's board. We are a board of indigenous peoples
17 representing the 12 tribes and urban centers in North Carolina.

18 Currently, there are eight of those 12 being
19 represented legitimately. And I take great offense to the way
20 journalistic contortionism (sic), how you bend over backwards to
21 prove your point of view. It was very misplaced, especially with
22 me.

23 Before you, you have my letter of appointment. And I
24 want you to take a good look at that because that says that the
25 administration does know who it has appointed. It is signed and

1 it was delivered via mail.

2 Secondly, the address of the -- you would think that
3 there was some of coup d'etat going on, and that we were doing
4 some subversive military takeover. But that is not what is
5 happening. Folks, what's happening is we're trying to straighten
6 out a mess. And that's one.

7 But it seems like -- I don't know if yours was a vote
8 of confidence or if it was a setup because it seems like I've
9 been in the ditches ever since I got off of this Tribal Council
10 with this Culture Center trying to do what I believe, not just
11 for Lumbee people, folks, this is bigger than us.

12 It's about taking something that has been exclusive and
13 making it inclusive to all Indian people in North Carolina, so
14 when they go there, they can feel like this is mine. Yes, there
15 has been renovation there. The grass is being cut. Buildings
16 have been built. And some have been renovated.

17 We do not deny this. But there is one thing that the
18 North Carolina Indian Culture Center lacks in its equation to be
19 viable. That is the people. We do not have an embrace of the
20 Indian people in North Carolina, and we are seeking to do that.

21 But yet, we're being made to look as though we are
22 trying to do a takeover. In your packet, you will see there are
23 two letters. One from the Attorney General of North Carolina
24 from his assistant, and one from the Department of
25 Administration, their state property office.

1 In these two letters, it clearly gives directive to the
2 North Carolina Indian Culture Center board to, number one, insure
3 the property. I'm glad to say tonight, that we have done. And
4 if you want to call it Eric Locklear's board, that's who did it.
5 But we as the legitimate board have done that.

6 Secondly, it says that we must terminate any subleases
7 of the premises which have not been approved in writing. Now,
8 anyone who is elected to a board of directors should understand
9 what kind of bylaws or criteria that they are governed by.
10 Evidently, something slipped through the cracks.

11 And there is one thing that this board is not packing,
12 and that is a hip-pocket politician. We don't have a politician
13 in our back pocket. Nor do we have the ear of the media. We are
14 just a group of concerned individuals who have been appointed to
15 do a job without regard to how dirty it is.

16 And as Larry the Cable Guy says, just get 'er done.
17 That's what we're doing. We entreat you to come to our meeting.
18 Our meeting will be held next Friday, August 31st, courtesy of
19 the Lumbee Tribe of North Carolina. July 31st, you see. It's
20 plummeted me into next month.

21 But it will be held next Friday, July 31st, from 10:00
22 a.m. to 3:00, courtesy of the Lumbee Tribe. And we extend to you
23 an invitation to come and to get the truth. As Paul Harvey could
24 say, we want you to get the rest of the story. Because you've
25 only been given he said, she said, and this is black and white.

1 We did not act out of anything other than directive
2 from the state of North Carolina. We have minutes provided and
3 it shows you who the representatives are from each Tribe and
4 urban center. We will refrain due to pending litigation of
5 calling any names, and because the Speaker said not to.

6 But we entreat each and every one of you who have a
7 concern to see this Indian Culture Center become something for
8 the people, rather than a one-man show. Thank you.

9 RICKY BURNETT: Economic Development, Mr. Kernice.
10 No report?

11 KERNICE LOCKLEAR: None at this time.

12 RICKY BURNETT: No report? Federal Recognition,
13 Ms. Sharon?

14 **Federal Recognition Committee Meeting**

15 SHARON HUNT: I can do it from right here. I'd
16 just like to report that on Tuesday, July 14th, Vice-Chairman Mr.
17 Lambert and Ms. Pam Spaulding, and Ms. Ruth Locklear out of
18 Tribal Enrollment and myself, we made a trip to Hinckley,
19 Minnesota. It was not a pleasure trip.

20 We left on Monday night at 7:00. We got into our rooms
21 about 2:30 in the morning. We were up the next morning at 8:30.
22 We met with the Midwest Alliance of Sovereign Tribes. Most of
23 that group is made up of about -- they represent about 135,000
24 American Indians from Minnesota, Wisconsin, Iowa and Michigan.

25 We did get what we went after. It was not a unanimous

1 vote, but we did have one person to abstain. And he was very new
2 to the group, and he has since contacted me to get further
3 information.

4 But we went to get a resolution to support our Federal
5 Recognition efforts, and we came back with that. They were very
6 supportive. They felt like that we had waited long enough. We
7 went there to do a PowerPoint. We didn't even have to get to
8 that point because right at ten minutes into our presentation,
9 they made a motion to give us a resolution of support.

10 And again, that's for those four states. And I thought
11 that was pretty awesome. And Mr. Danford (phonetically) set that
12 meeting up for us, but he was unable to attend. And the Chairman
13 was unable to attend, so we didn't know until the last minute
14 that we had to go.

15 But it was real fast. We were there one night and we
16 jumped back on the plane the next day and come right back home.
17 But we got what we went after. And as far as our bill, I'd just
18 like to -- the only thing I can report publicly is that both our
19 Senators are working together to do what they can do to get our
20 bill on the floor.

21 KERNICE LOCKLEAR: Thank you.

22 (Applause was given.)

23 **Finance Committee Report**

24 RICKY BURNETT: At this time, Finance, Ms. Pam.

25 PAM SPAULDING: Good evening. I would like to ask

1 the Tribal Council on this first budget amendment, if you would,
2 strike out the second portion, down here where it deals with the
3 land purchase. We have got to -- we're in negotiation now to get
4 a firm commitment. We will do this as soon as we get the
5 paperwork, we'll do that in a special meeting, if that's
6 agreeable.

7 71 and 43, just cross out all of that because it all
8 pertains to that. But we will get that settled before our next
9 full meeting because it needs to be -- as soon as we hear from
10 the landowners, we need to do that.

11 So in this first resolution, it's 2008-2009 Housing
12 Budget Amendment. And it just simply states:

13 "Whereas, the Tribal Council of the Lumbee Tribe of
14 North Carolina reserves the right to amend the budget as deemed
15 appropriate to maintain a balanced budget."

16 We're simply increasing the amount that is in the
17 current budget for emergency rental assistance, and taking that
18 money out of rehab repairs. This reason being is that rehab has
19 sufficient money because we just got the \$4.7 million stimulus
20 money. So, that line item is fine.

21 RICKY BURNETT: Coming from Committee requires no
22 second. Is there any question? Hearing none, seeing none,
23 Madame Chair, roll call vote.

24 WELFORD CLARK: Yes.

25 LOUISE MITCHELL: Mr. Ricky Burnett.

1 RICKY BURNETT: Yes.

2 LOUISE MITCHELL: Mr. Shelley Strickland.

3 SHELLEY STRICKLAND: Yes.

4 LOUISE MITCHELL: Mr. Furnie Lambert.

5 FURNIE LAMBERT: Yes.

6 LOUISE MITCHELL: Ms. Linda Revels.

7 LINDA REVELS: Yes.

8 LOUISE MITCHELL: Mr. Bradley McMillian.

9 BRADLEY McMILLIAN: Yes.

10 LOUISE MITCHELL: Mr. James Taft Smith.

11 JAMES T. SMITH: Yes.

12 LOUISE MITCHELL: Mr. Steve Sampson.

13 STEVE SAMPSON: Yes.

14 LOUISE MITCHELL: Mr. Terry Campbell.

15 TERRY CAMPBELL: (Absent from seat).

16 LOUISE MITCHELL: Mr. James Harold Locklear.

17 JAMES H. LOCKLEAR: Yes.

18 LOUISE MITCHELL: Mr. James Deese.

19 JAMES DEESE: No.

20 LOUISE MITCHELL: Mr. Larry Chavis.

21 LARRY CHAVIS: Yes.

22 LOUISE MITCHELL: Mr. Charles Bullard.

23 CHARLES BULLARD: Yes.

24 LOUISE MITCHELL: Mr. Kernice Locklear.

25 KERNICE LOCKLEAR: Yes.

1 LOUISE MITCHELL: Ms. Helen Locklear.

2 HELEN LOCKLEAR: Yes.

3 LOUISE MITCHELL: Ms. Pam Spaulding.

4 PAM SPAULDING: Yes.

5 LOUISE MITCHELL: Ms. Laura Sampson.

6 LAURA SAMPSON: Yes.

7 LOUISE MITCHELL: Ms. Louise Mitchell, yes.

8 Ms. Sharon Hunt.

9 SHARON HUNT: Yes.

10 LOUISE MITCHELL: Ms. Audrey Hunt.

11 AUDREY HUNT: Yes.

12 LOUISE MITCHELL: Motion carries.

13 (Motion 10 - 2008/2009 Housing Budget Amendment Resolution
14 was passed.)

15 PAM SPAULDING: Okay, the next resolution was on
16 the District 8 land purchase. As I said, it may be next week.
17 But we don't have the exact paperwork as we have to do it. But
18 we will -- I'll see that that gets done. I'll try to do it
19 tomorrow or Monday. And we have a budget meeting, so if we can
20 ask the Speaker to do us a special.

21 For the next one, on District 1 Land Purchase. Number
22 one, I need to speak to this because in our community comments
23 we're asked not to speak. I was asked a question, so therefore I
24 did have to respond to it.

25 The question was asked how do we determine was there

1 community involvement in our community buildings. And yes, there
2 is. The other side of that is, this resolution is wrong. We are
3 not putting a Boys and Girls Club in District 1. We are putting
4 an Elders Site.

5 And just for clarification purposes, District 2 has an
6 Elders Site, which is Heritage Haven. The site was determined by
7 administration and not the Council. We have an upcoming Elders
8 Site going in District 12. Councilors Shelley Strickland and
9 Furnie Lambert determined where that land was going to be for the
10 Elders Site.

11 And correct me if I'm wrong. District 13 has an
12 upcoming Elders Site. The Speaker Ricky Burnett did determine
13 without anything from the community because that's a whole
14 different ball game. He determined what was in the best interest
15 of his district for District 13.

16 Now, community centers, absolutely different. But I go
17 on record as saying District 1 is not getting -- and this whole
18 resolution is wrong. Number one, it says Land Purchase. There's
19 several mistakes in here. And I think Ms. Sharon was working on
20 it.

21 In one whereas, it's got District 5. It should be
22 District 1. And everywhere it says Boys and Girls Club or a
23 community center should be stricken because it is not a Boys and
24 Girls, it's not a community center. It is an Elders Site.

25 FURNIE LAMBERT: For the record, we had input from

1 the community on District 12.

2 PAM SPAULDING: I thought y'all did, but I know
3 that Heritage Haven and Preacher Ricky, I know he selected. And
4 District 8 also has an upcoming Elders Site. And that
5 representative has determined what is in the best interest. Some
6 things you just leave it to the discretion of your
7 representative.

8 But yes, I did have input from my community, and that
9 was before Ms. Laura came on. She came on and then we listened
10 to our community. We did do that with our community center. But
11 this is an Elders Site, it's completely different. There's
12 certain things you have to do with HUD.

13 So I just wanted to clear that. And Ms. Sharon, if you
14 have time --

15 KERNICE LOCKLEAR: This is pending HUD's approval,
16 right? It's giving them authority to do it, right?

17 PAM SPAULDING: If you'll look at the last
18 therefore, we always have to put pending HUD approval. Ms.
19 Sharon's going to give us the corrections so that we can vote on
20 this, please.

21 SHARON HUNT: "Whereas, District 1 has shown the
22 need to establish a Tribal Elder Housing site; and

23 "Whereas, District 1 representative of the Tribal
24 Council of the Lumbee Tribe of North Carolina has selected a
25 specific tract of land for a Tribal Elders Housing site.

1 "Therefore, be it resolved, that the Tribal Council of
2 the Lumbee Tribe of North Carolina does support and request
3 Tribal Administration to begin the environmental phase and
4 process for the purchase of a tract of land in District 1 for the
5 establishment of a Tribal Elders Housing site pending HUD
6 approval."

7 PAM SPAULDING: Did you get all that clarification?
8 Ms. Laura.

9 LAURA SAMPSON: So this is just -- so it's not a
10 land purchase. Is the name of the resolution going to change or
11 --

12 PAM SPAULDING: It's actually negotiation.

13 SHARON HUNT: It's the first phase for the
14 negotiations of the parties before they --

15 LAURA SAMPSON: So should that change?

16 PAM SPAULDING: Yeah, it does.

17 SHARON HUNT: It should be the first phase before
18 they do the negotiations, where they do the environmentals.

19 LAURA SAMPSON: What was the verbiage in the past?

20 PATRICK STRICKLAND: What it is is the motion that was
21 made in the Housing meeting said land purchase, which is why I
22 went with this. But in my conversation with Ms. Sharon today, it
23 will go to -- it's exactly what it says, environmental phase.

24 LAURA SAMPSON: And the other question was, do we
25 have -- so -- an appraisal? Has this land been appraised at all?

1 PAM SPAULDING: This actually comes before the
2 appraisal. You have to do this resolution before you can do the
3 appraisal.

4 LAURA SAMPSON: So it hasn't been appraised,
5 surveyed, none of that? Okay.

6 PAM SPAULDING: It's just on the table.

7 SHARON HUNT: The survey process is in this.

8 PAM SPAULDING: In with this. Okay.

9 RICKY BURNETT: All right, coming from Committee
10 requires no second, with the changes to this resolution. Roll
11 call vote.

12 WELFORD CLARK: Yes.

13 LOUISE MITCHELL: Mr. Ricky Burnett.

14 RICKY BURNETT: Yes.

15 LOUISE MITCHELL: Mr. Shelley Strickland.

16 SHELLEY STRICKLAND: Yes.

17 LOUISE MITCHELL: Mr. Furnie Lambert.

18 FURNIE LAMBERT: Yes.

19 LOUISE MITCHELL: Ms. Linda Revels.

20 LINDA REVELS: Yes.

21 LOUISE MITCHELL: Mr. Bradley McMillian.

22 BRADLEY McMILLIAN: Yes.

23 LOUISE MITCHELL: Mr. James Taft Smith.

24 JAMES T. SMITH: Yes.

25 LOUISE MITCHELL: Mr. Steve Sampson.

1 STEVE SAMPSON: Yes.

2 LOUISE MITCHELL: Mr. Terry Campbell.

3 TERRY CAMPBELL: Yes.

4 LOUISE MITCHELL: Mr. James Harold Locklear.

5 JAMES H. LOCKLEAR: Yes.

6 LOUISE MITCHELL: Mr. James Deese.

7 JAMES DEESE: Yes.

8 LOUISE MITCHELL: Mr. Larry Chavis.

9 LARRY CHAVIS: Yes.

10 LOUISE MITCHELL: Mr. Charles Bullard.

11 CHARLES BULLARD: Yes.

12 LOUISE MITCHELL: Mr. Kernice Locklear.

13 KERNICE LOCKLEAR: Yes.

14 LOUISE MITCHELL: Ms. Helen Locklear.

15 HELEN LOCKLEAR: Yes.

16 LOUISE MITCHELL: Ms. Pam Spaulding.

17 PAM SPAULDING: Yes.

18 LOUISE MITCHELL: Ms. Laura Sampson.

19 LAURA SAMPSON: Yes.

20 LOUISE MITCHELL: Ms. Louise Mitchell, abstain.

21 Ms. Sharon Hunt.

22 SHARON HUNT: Yes.

23 LOUISE MITCHELL: Ms. Audrey Hunt.

24 AUDREY HUNT: Yes.

25 LOUISE MITCHELL: Motion carries.

1 (Motion 11 - Resolution on District 1 Land Purchase was
2 passed with changes and corrections.)

3 PAM SPAULDING: Okay, the last resolution I have
4 regards a Tribal Housing File Clerk position. And let me just
5 say for the record, the Speaker is going to call a -- we have a
6 budget session July 28th. You have to give five days notice for
7 a special called meeting.

8 So we will be having that special called meeting and he
9 will announce that, to clarify the Land 8, and we can approve it
10 on that night, July 28th, which is Tuesday night. We just got to
11 have some different paperwork.

12 The last resolution regards a Tribal Housing File Clerk
13 position. And in with our stimulus money, which was \$4.7
14 million, there is a need for another position. And actually, the
15 stimulus money is supposed to create jobs. You know, that is
16 part of what it's about. So this is just simply taking a portion
17 of this money that's in the with the new money.

18 So what that tell us is this job technically is only a
19 three-year position. Now, it could turn into more later on. But
20 this will be a three-year position. And it's titled Tribal
21 Housing File Clerk position.

22 "Therefore, be it resolved, the Tribal Council of the
23 Lumbee Tribe of North Carolina agrees to create the Tribal
24 Housing File Clerk positions, which will be inclusive of the
25 \$500,000 allocated to rehab and emergency services.

1 "Therefore, be it further resolved, the Tribal Housing
2 File Clerk positions will be responsible for categorizing a
3 breakdown of services to be rendered for pending emergency and
4 rehab housing files."

5 Thank you.

6 RICKY BURNETT: Again, coming from Committee, it
7 requires no second. Is there a question? Ms. Laura.

8 LAURA SAMPSON: Yes, I was trying to understand why
9 we're creating the position? Why are we creating the position
10 versus administration.

11 PAM SPAULDING: Yes, yes.

12 LAURA SAMPSON: And I'm just -- I remember us
13 talking about it. I just don't know why we --

14 PAM SPAULDING: Actually because we're going to be
15 so overwhelmed with putting all this extra money into rehab.
16 We're trying to get all the backlog caught up. And --

17 LAURA SAMPSON: Why does it require a resolution?
18 I mean, why --

19 PAM SPAULDING: Because it's in the budget and
20 because this is not part of our '09, this is special monies.

21 LAURA SAMPSON: Okay.

22 PAM SPAULDING: So, you know, what we did was we
23 allocated \$500,000 to Housing. But this, we have to designate
24 exactly what -- when we do -- and I probably need to explain that
25 this \$4.7 million is not just a given. There's all kind of

1 reports. If we don't do all the reports timely, then we lost the
2 money, as simple as that.

3 So that's going to require additional personnel.

4 KERNICE LOCKLEAR: It's just a time effective thing,
5 right?

6 PAM SPAULDING: That's right.

7 KERNICE LOCKLEAR: It's got to be done.

8 PAM SPAULDING: Yes, Sir. Yes, Sir. Mr. Welford?

9 WELFORD CLARK: The absolute correct answer as to
10 why it is in resolution form is this, it's simply because the
11 Tribal Council cannot hire staff. And it's just a way of us
12 expressing to the Tribal Administration how strongly we feel
13 about the issue. Because it is a request to them. They can
14 choose to do it or not to do it.

15 But by us putting it in writing this way, hopefully
16 they'll understand the depth of our concern and wished for it.

17 PAM SPAULDING: In other words, we're not cutting
18 anybody out of any rehabbing houses, I assure you. I promise you
19 that because I know that it is a delicate issue with the Council
20 as well as the community. And I promise we're not taking money
21 from services. Anybody else, Mr. Chair?

22 TERRY CAMPBELL: Have we come up with a figure for
23 this salary?

24 PAM SPAULDING: No, because we can't. This is the
25 Tribal Council. That's an administrative function and we try

1 very hard not to cross the channels. I mean, you know, we could
2 have recommended. But, you know, we're not there on the day-to-
3 day basis. I don't think we know exactly what other people in
4 that position are being paid. And this would be like a different
5 position, so. This is administrative.

6 KERNICE LOCKLEAR: Call for the question.

7 RICKY BURNETT: Roll call vote.

8 LOUISE MITCHELL: Ms. Audrey Hunt.

9 AUDREY HUNT: Yes.

10 LOUISE MITCHELL: Ms. Sharon Hunt.

11 SHARON HUNT: Yes.

12 LOUISE MITCHELL: Ms. Louise Mitchell. Yes.

13 Ms. Laura Sampson.

14 LAURA SAMPSON: Yes.

15 LOUISE MITCHELL: Ms. Pam Spaulding.

16 PAM SPAULDING: Yes.

17 LOUISE MITCHELL: Ms. Helen Locklear.

18 HELEN LOCKLEAR: Yes.

19 LOUISE MITCHELL: Mr. Kernice Locklear.

20 KERNICE LOCKLEAR: Yes.

21 LOUISE MITCHELL: Mr. Charles Bullard.

22 CHARLES BULLARD: No.

23 LOUISE MITCHELL: Mr. James Deese.

24 JAMES DEESE: Yes.

25 LOUISE MITCHELL: Mr. Larry Chavis.

1 LARRY CHAVIS: Yes.

2 LOUISE MITCHELL: Mr. James Harold Locklear.

3 JAMES H. LOCKLEAR: Yes.

4 LOUISE MITCHELL: Mr. Terry Campbell.

5 TERRY CAMPBELL: No.

6 LOUISE MITCHELL: Mr. Steve Sampson.

7 STEVE SAMPSON: Yes.

8 LOUISE MITCHELL: Mr. James Taft Smith.

9 JAMES SMITH: Yes.

10 LOUISE MITCHELL: Mr. Bradley McMillian.

11 BRAD McMILLIAN: Yes.

12 LOUISE MITCHELL: Ms. Linda Revels.

13 LINDA REVELS: Yes.

14 LOUISE MITCHELL: Mr. Furnie Lambert.

15 FURNIE LAMBERT: Yes.

16 LOUISE MITCHELL: Mr. Shelley Strickland.

17 SHELLEY STRICKLAND: Yes.

18 LOUISE MITCHELL: Mr. Ricky Burnett.

19 RICKY BURNETT: Yes.

20 LOUISE MITCHELL: Mr. Welford Clark.

21 WELFORD CLARK: Yes.

22 LOUISE MITCHELL: Motion carries.

23 RICKY BURNETT: Thank you.

24 (Motion 12 - Resolution on Tribal Housing File Clerk
25 Positions was passed.)

1 **Housing Committee Report**

2 RICKY BURNETT: At this time, we'll hear from
3 Housing, Mr. Larry.

4 LARRY CHAVIS: Before us, we got an Application
5 Status Change, Case Number 0188792. And we'll go down.

6 "Whereas, the Lumbee Tribe is dedicated to proving
7 quality service based on the need of the individual tribal
8 member, which will often exceed the amount allotted in the tribal
9 housing policy.

10 "Therefore, be it resolve, the Tribal Council of the
11 Lumbee Tribe of North Carolina will agree to change the
12 application status of case number 0188792 from emergency to
13 rehab, in an effort to provide the adequate rehabilitation
14 services needed."

15 RICKY BURNETT: Again, coming from Committee, it
16 requires no second. Any questions? See none, hearing none,
17 Madame Secretary, roll call vote.

18 WELFORD CLARK: Yes.

19 LOUISE MITCHELL: Mr. Ricky Burnett.

20 RICKY BURNETT: Yes.

21 LOUISE MITCHELL: Mr. Shelley Strickland.

22 SHELLEY STRICKLAND: Yes.

23 LOUISE MITCHELL: Mr. Furnie Lambert.

24 FURNIE LAMBERT: Yes.

25 LOUISE MITCHELL: Ms. Linda Revels.

1 LINDA REVELS: Yes.

2 LOUISE MITCHELL: Mr. Bradley McMillian.

3 BRADLEY McMILLIAN: Yes.

4 LOUISE MITCHELL: Mr. James Taft Smith.

5 JAMES T. SMITH: Yes.

6 LOUISE MITCHELL: Mr. Steve Sampson.

7 STEVE SAMPSON: Yes.

8 LOUISE MITCHELL: Mr. Terry Campbell.

9 TERRY CAMPBELL: Yes.

10 LOUISE MITCHELL: Mr. James Harold Locklear.

11 JAMES H. LOCKLEAR: Yes.

12 LOUISE MITCHELL: Mr. James Deese.

13 JAMES DEESE: No.

14 LOUISE MITCHELL: Mr. Larry Chavis.

15 LARRY CHAVIS: Yes.

16 LOUISE MITCHELL: Mr. Charles Bullard.

17 CHARLES BULLARD: Yes.

18 LOUISE MITCHELL: Mr. Kernice Locklear.

19 KERNICE LOCKLEAR: Yes.

20 LOUISE MITCHELL: Ms. Helen Locklear.

21 HELEN LOCKLEAR: Yes.

22 LOUISE MITCHELL: Ms. Pam Spaulding.

23 PAM SPAULDING: Yes.

24 LOUISE MITCHELL: Ms. Laura Sampson.

25 LAURA SAMPSON: Yes.

1 LOUISE MITCHELL: Ms. Louise Mitchell, yes.

2 Ms. Sharon Hunt.

3 SHARON HUNT: Yes.

4 LOUISE MITCHELL: Ms. Audrey Hunt.

5 AUDREY HUNT: Yes.

6 LOUISE MITCHELL: Motion carries.

7 (Motion 13 - Resolution on Application Status Change was
8 approved.)

9 RICKY BURNETT: At this time, the Chair recognizes
10 Mr. Shelley Strickland.

11 SHELLEY STRICKLAND: I found out yesterday that I have a
12 family in my district that lost their home due to fire. It was a
13 double-wide completely burned down. And we have to be careful,
14 of course, as to how we spend HUD money, or NAHASDA money, the
15 government money.

16 And this family didn't qualify for assistance. So I'm
17 asking, from me, they don't know anything about this, for Council
18 and anyone in the audience for donations for this family. Any
19 questions?

20 (At which time, a collection was taken per Councilman
21 Strickland's request.)

22 **Health and Human Services Committee Report**

23 RICKY BURNETT: Mr. Steve, Health and Human
24 Services.

25 STEVE SAMPSON: While they're taking up the

1 collection, I just have an announcement. I'm going to let Ms.
2 Ronda Jones elaborate more on this.

3 If you're interested in becoming a foster care
4 parent, know someone that's interested in becoming a foster care
5 parent, or if you're currently raising a Lumbee child and not
6 getting any assistance from the state, please come to an
7 orientation-type workshop dinner on August 4th at 6:30 p.m at the
8 Lumbee Tribal Office at 707 Union Chapel Road.

9 I'll let Ms. Ronda elaborate more on it. And it
10 is posted on our website.

11 MS. JONES: We are having our first orientation
12 August 4th at 6:30. We're trying to promote through the churches
13 because we're feeling church members. I feel like that's the
14 best people for foster parents. And so, we're asking you all to
15 mention that to your churches Sunday that we're having our first
16 orientation August the 4th.

17 LAURA SAMPSON: Any flyers we can pass out?

18 MS. JONES: Yeah, we do have flyers. I can
19 bring them to you or at the tribal office. I just wanted to
20 bring out some more information. And I first want to thank the
21 Tribe for their support.

22 STEVE SAMPSON: Folks, folks, if we can have your
23 attention please. Give this lady your time for just a few
24 minutes. This is very important.

25 As the Chairman spoke, our elders are great, our

1 veterans are great. But there's nothing more precious than a
2 child that needs a home. So award her this time. Thank you.

3 MS. JONES: Thank you. Once agin, I do want to
4 thank the Tribe for their support that they have given me, and
5 also the support they're giving to the families that we serve. I
6 want to inform you of the progress that the Tribe has made so far
7 throughout the state.

8 I was in Charlotte this past Tuesday in Family Court.
9 Prior to my involvement with this case, the goal for this family
10 was to terminate parental rights, and to begin the adoption
11 process. Tuesday, the Judge reviewed out state laws that protect
12 our children. The Judge did review the state law, and the Judge
13 ordered DSS to work with the Tribe, and ordered DSS and put
14 myself in the child family team meet.

15 And the child family team meet is a group of people
16 together to discuss their goals for that particular child. She
17 also informed DSS that they can no longer continue with the
18 adoption process because they have not informed the Tribe in a
19 timely manner.

20 Therefore, the Judge ordered to change the goal from
21 termination of parental rights back to reunification. So
22 therefore, I felt like that was a success. There is also one
23 case, and I want to thank Mr. Campbell for giving us that
24 information on that case.

25 And I also want to thank Mr. Clark for buying us food

1 for that family in Robeson County. We provide a -- this
2 particular child was taken from the hospital a few days old due
3 to not having plumbing in the home. We were able to provide her
4 an apartment by the Tribe.

5 DSS is coming out there to approve that place. And we
6 hope to have that child back home by this summer. There's so
7 many children in custody. My goal is to provide support for
8 those children and their families.

9 We had our community dialogue meeting the 12th. I feel
10 like that was a success. We had representation throughout our
11 region. Our purpose was to educate our community about our
12 children in foster care, and to provide unity among the Tribe and
13 other agencies.

14 We're having our next meeting the 29th at the tribal
15 office at 2:30. I had a conference call with the state DSS as
16 well as the Jordan Institute. And they would like to see more
17 representation from the Tribe at those meetings. Tomorrow the
18 North Carolina Indian Child Welfare Task Force is having their
19 meeting, which I'll be providing them information about our
20 community dialogue.

21 A week ago, I also was in Charlotte for three days to
22 also be trained for to help to train therapeutic foster parents.
23 Again, August the 4th at 6:30, we are having at the tribal for
24 our orientation. And again, our goal is to recruit at least 50
25 foster parents.

1 And again, I'd like to thank the Tribe for providing
2 that advertisement on the website. That did help a lot. I've
3 been getting a lot of phone calls concerning that orientation.
4 And I'd also like to inform the Tribe about guardian ad litem.
5 They are also collaborating well with us.

6 Their plan is to attend our next community dialogue.
7 And also, they want to make sure that the children that's in
8 foster care is making -- I know that y'all mentioned earlier
9 about making contact with the Tribe.

10 But guardian ad litem wants to make sure that the
11 children in foster care is making contact with the Tribe, and
12 that we're going to use the Boys and Girls Club as well as
13 culture classes to do s.

14 I thank you so much for your time tonight.

15 RICKY BURNETT: I'd like to draw your attention to
16 the calendar.

17 (Review and additions to the calendar was held at this
18 time.)

19 RICKY BURNETT: Hearing or seeing no other changes
20 to this calendar, I entertain a motion that we adjourn.

21 PAM SPAULDING: I'd like to offer a motion to
22 recess and reconvene on July 28th at 6:00 p.m.

23 FURNIE LAMBERT: I'll second.

24 RICKY BURNETT: All in favor, let it be known by
25 saying aye.

1 (Ayes were given.)

2 (Motion 14 - Motion to adjourn was passed.)

3 RICKY BURNETT: Mr. James, if you would, dismiss us
4 in a word of prayer.

5 (Benediction was given by Councilman James H. Locklear.)

6 (Meeting adjourned at 8:44 p.m.)

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Calendar Review

1 (The following items were either announced or
2 added to the Tribal Council calendar.)

July 2009

3
4 30th 7:00 p.m. District 5 Community Meeting
5 Prospect Church

August 2009

6
7 4th 6:30 p.m. Housing and Finance Committee Meeting
8 6:30 p.m. Foster Care Orientation - Tribal Complex
9 6th 6:30 p.m. Constitution and Ordinance Committee Meeting
10 11th 6:00 p.m. LNTP and Budget Session
11 18th 6:00 p.m. Economic Development
12 6:30 p.m. Constitution and Ordinance Committee Meeting
13
14 25th 7:00 p.m. District 1 Community Meeting - Rowland
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	Table of Motions	Page / Line
1	"Motion 1" - Approved	5 / 22
2	Motion to excuse Councilman Ray Littleturtle due to	
3	illness.	
4	"Motion 2" - Approved	8 / 8
5	Motion to Approve the Agenda.	
6	"Motion 3" - Approved	9 / 1
7	Review and Approval of Tribal Council Minutes and	
8	Actions for June 2009.	
9	"Motion 4" - Approved	26 / 6
10	Motion to recognize Tribal Council who arrived late.	
11	"Motion 5" - Approved	29 / 5
12	Motion to accept corrections to Resolution for Supreme	
13	Court Nomination to Appointment.	
14	"Motion 6" - Approved	31 / 2
15	Resolution for Supreme Court Appointment of Retired	
16	Superior Court Judge Gary Locklear	
17	"Motion 7" - Approved	35 / 19
18	Motion to send Resolution on Certification of	
19	Eligibility back to Committee.	
20	"Motion 8" - Approved	56 / 7
21	Ordinance Governing the Engagement of Convicted Felons.	
22	"Motion 9" - Approved	60 / 5
23	Ordinance on Act to Establish a Tribal Flag.	
24	"Motion 10" - Approved	70 / 13
25	Resolution for 2008-2009 Housing Budget Amendment.	

1 "Motion 11" - Passed 76 / 1
2 Resolution on District 1 Land Purchase.
3 "Motion 12" - Passed 80 / 24
4 Resolution on Tribal Housing File Clerk positions.
5 "Motion 13" - Passed 83 / 7
6 Resolution for Application Status Change.
7 "Motion 14" - Passed 88 / 2
8 Motion to recess meeting until July 28th, 2009.

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