

Minutes of General Council Meeting – January 25, 2025

Alan Kelley for the invocation.

Tim Rhodd called the meeting to order at 9:08 am

Quorum was established.

Executive Committee – all present

October 19, 2024, General Council Meeting Minutes

Rebecca Liberty asked not to include the \$500,000.00 for the infusion to Grey Snow included in the financials.

Tim says \$500,000.00 was not the infused amount, he thinks it was around \$4,200,000.00.

Chris Walters motions to approve the minutes with the amendments including spelling and grammar corrections. Jimmy Rhodd seconded the motion. This motion carried 23-for, 5-opposed.

Rebekka Jones asked that we not approve the minutes until the spelling and grammar errors are corrected.

January 25, 2025, General Council Meeting Agenda

Britni Beck asked to add executive positions and duties & order of business.

Rebecca Liberty asked to add Grey Snow financials, ITKN financials and status of the audits, Nuweh financials/Report from treasurer of Nuweh, Report of assistance from housing per request at previous meeting, support for homeowners in need of updates and repairs, and status of eye program.

Olivia Brien asked to add transparency motion, video recordings, codes/ordinances, and board meeting minutes.

Donnell Zerkel asked to add revenue allocation plan.

Misty Slater motions to approve the agenda with the above items added. Britni Beck seconded the motion. This motion carried with 0-opposed.

Unfinished Business

Constitution Committee Proposed Amendments

#1 Patrice Lewerenz motions to approve proposed amendment #1. Deborah Ebke seconded the motion. This motion carried 46-for, 0-opposed. See Attached

#2 Josie Norris motions to approve proposed amendment #2. Olivia Brien seconded the motion. This motion carried 51-for, 0-opposed. See attached.

#3 Russ Brien motions to approve proposed amendment #3. Rebecca Liberty seconded the motion. This motion carried 45-for, 0-opposed. See attached.

Rebecca Liberty motions to move the items that need less discussion to the top of the approval list and the items that need more discussion to the bottom of the approval list. This motion failed due to the lack of a second. See attached.

Dan said the constitution committee did not want to make judgement calls on which one would take longer, and which one would take less time so they presented them this way.

Rebecca says she has a list of the ones that seems to need more discussion, Motion #8 and #9 need to go to the end of the list, then the preamble, and #12 needs to go last.

#4 Debbie Ebke motions to approve proposed amendment #4. Chris Walters seconded the motion. This motion carried 38-for, 5-opposed. See attached.

Donnell Zerkel asked to explain the purpose of the preamble.

Dan says a preamble serves as a mission statement or a value statement. It sets the tone and then you have the articles.

#5 Debbie Ebke motions to approve proposed amendment #5. Andrea Norris seconded the motion. This motion carried 40-for, 5-opposed.

Jim DeRoin don't understand what they are trying to do.

Dan Lewrenz says any member can be enrolled, but not all have.

Dan clarified how the constitution and how it reads, when you are born you are a member but not an enrolled member.

Rebecca Liberty says in section 221, it says only citizens of the Tribe shall be eligible for enrollment should be member.

Dan says we wrote this so citizen and member mean the same thing and are interchangeable.

Britni Beck wanted to add that she doesn't like the term member, says it is not very powerful and would like it to be citizen.

Dan thanked her for her comment, saying there were split recommendations among the committee, so they decided to use both.

Karen Kissinger wants to advocate for this due to some individuals that the parent has passed and they have not been able to get enrolled.

Brett Ramey asked to clarify member vs. enrolled member.

Dan explained.

There was a lengthy discussion on the terminology member, enrolled member and citizen.

#6 Chris Walters motions to approve. Missty Slater seconded the motion.
This changes the title member to member at large.

Phillip Simmonds would like to motion to change “and such other officers and committees as deemed necessary”. to add members as seen fit in the future. This would allow the General Council to do so.

Olivia Brien would like to identify who would have the power to do so and who would deem it necessary.

Phillip says he and Missty discussed this. The General Council would only have the power to make this change.

Andrea Norris wants to understand how it would work.

Dan says they are working on how this would be spelled out.

James Keller asked why we would ever need to expand the EC.

Missty says she worked with Phillip that in theory it was a booming economy ten years down the road they may need to add a subcommittee.

James says a subcommittee would not need to enlarge the EC.

Missty says that it would only be if it was deemed necessary by the General Council in order to have a highly functioning government.

James says his only concern is adding members could sway votes.

Jim DeRoin thinks the EC has the authority to make a recommendation to expand the EC.

Dan says he doesn't recall it saying that, but they can create committees.

Olivia Brien said she would like it to say, “other office as deemed necessary”.

Phillip would take that as a friendly amendment. Missty seconded the change.

Chris Walters says he would like to know the wage of the EC before he would be comfortable voting on this. Chris says all elected positions their wages are public knowledge, and he is not aware that they are. Chris says all EC should receive a stipend rather than a wage.

Rebecca Liberty says she needs to see the responsibilities of what the EC does so that if someone wanted to run, they would know what the requirements are.

Missty says this would be the framework.

Donell Zerkel says we should keep business on the business side and keep the EC at five members.

Dan says the constitution states five members and that can't be changed other than by a constitutional amendment.

Brett Ramey mentioned that this could open up something in the future for even a spiritual leader or even to expand as needed roles are needed.

James Keller says everything has been for future business and the whole idea was to separate the EC from the business side.

Chris Walters says the EC should not have day-to-day duties, the EC should only do what the constitution states the EC duties.

Rebecca says we need one person for the day to day and they report to the EC.

Olivia wants to clarify some language and had some language to add.

Dan says that is a lot that isn't written down and we need to approve or deny today.

Olivia asked if we could table this amendment until after lunch.

Phillip says all that Olivia offered needs to be defined but not that specific. Phillip says the framework is here to where we could define it when or if the positions are needed. Phillip is not accepting as a friendly amendment.

Olivia motions that addition members of the Executive Committee must be required by motion of the General Council with roles and responsibilities to be clarified by Election Board, and to be approved by the General Council during the following General Council meeting position will be filled at the next election, by special election if necessary, and add it in such a way to maintain a staggered election to officials. Jack Popejoy seconded the motion.

Dan says he doesn't think this should be in the election ordinance.

Jim Rhodd says we are supposed to be working on constitutional changes, and we are way off doing other things.

This motion failed 19-for, 29-opposed.

Phillip would like to change his motion to say, and such other officers as may be deemed necessary by the General Council and in accordance with a policy adopted by the General Council while maintaining an odd number of Executive Committee members. Misty Slater seconded the motion. This motion failed 25-for, 30-opposed.

Now we are back to the original proposal from the committee, considering changing member to member at large.

This motion carried 41-for, 10-opposed.

#7 Patrice Lewerenz motions to remove Farmers Home Administration Loan Program. Seconded by Debbie Ebke. This motion carried 31-for, 0-opposed.

Recess for Lunch at 11:51 am.

Jim Rhodd gave the blessing for the meal.

Reconvene at 12:52 pm.

#8 see attached.

Aimie Krause motions to adopt #8. Patrice Lewerenz seconded the motion. This motion carried 34-for, 0-opposed.

#9 see attached.

Patrice Lewerenz motions to approve #9. Karen Kissinger seconded the motion. This motion carried 34-for, 0-opposed.

Rebecca Liberty motions to amend motion #9 to state further, such ordinance shall require that no write in votes be accepted. No absentee ballots shall be accepted with the exceptions of enrolled members who are unable to vote in person due to requirements of military service, hospitalized, or in long term care facility/skilled nursing facility. Darla Veltrop seconded the motion. This motion failed 28-for, 32-opposed.

There was discussion on the count from the election board being accurate or not.

Olivia Brien would like to add higher education.

Dan asked Rebecca if she would consider this a friendly amendment.

Rebecca said this would need more discussion.

Olivia motions to add higher education. Rebekka Jones seconded the motion. This motion failed 11-for, 37-opposed.

#10 see attached.

Aimie Krause motions to accept #10. Debbie Ebke seconded the motion. This motion carried 48-for, 0-opposed.

#11 see attached.

Aimie Krause motions to approve amendment #11. Chris Walters seconded the motion. This motion carried 42-for, 4-opposed.

#12 see attached.

Andrea Norris motions to approve amendment #12. Olivia Brien seconded the motion. This motion carried 37-for, 6-opposed.

Rebecca Liberty says there were individuals that recommend using another word rather than regulate.

Dan says this does not give the Tribe any new power to regulate. They already have the power to regulate.

Donell Zerkel asks if this amendment strikes out section #3 in the bill of rights.

Dan says this does not change the property rights in the constitution.

James Keller asks who the Tribe has to enforce these regulations.

Tim says EPA and land and water.

Tim says that the federal government will eventually come in and regulate.

James says as a note this is the only one Tim has had part of the discussion, this is a slippery slope, next the Tribe may be at the Hullman Brothers because of an oil drip.

Rebecca asked who would regulate the hunting on the reservation.

The tribe does to an extent, the state has jurisdiction on the fee simple land.

Rebecca motions to remove the term "and regulate" from the proposal. Jack Popejoy seconded the motion. This motion carried 16-for, 16-opposed, Tim broke the tie and voted for removing "regulate."

Rebekka Jones does not agree with removing "and regulate" due to the General Council expecting the Executive Committee to protect and regulate.

Brett Ramey asked if the tribe has the ability regulate with it in or out.

Dan says yes, the Tribe does have the ability to do so with the word regulate in it or out of it.

Chris Walters says if the word regulate hurts someone's feelings use the word manage or oversee.

James Keller asked what is meant by tribal lands.

Dan says tribal lands means lands owned by the Tribe but not Indian land owned by individuals.

Russ Brien says tribal lands are all lands within the reservation boundaries.

#13 see attached.

Missty explained the secretarial election process and to either have all the amendments lumped together.

Patrice says every tribal enrolled member will have a chance to vote on these amendments.

Aimie Krause motions to combine all the amendments into one. Debbie Ebke seconded the motion. This motion failed 3-for, 41-opposed.

Rebecca Liberty is concerned that some tribal members may not like one particular item and vote no and all the work would be wasted.

Dan says then vote no.

Dan says the constitution committee appreciates all of the members participation.

This will go to the secretary in twelve separate amendments.

There was a five-minute break.

Revenue Allocation Plan

Tim says the goal is to have the revenue generated from Grey Snow and Nuweh go into this plan, and we are asking for percentages of buckets to be set by the General Council. The revenue that comes in will be put into an account and then be distributed to each bucket that are selected by the General Council.

Britni Beck asked how they will determine where this money will go without seeing the budgets.

Robert says all the budgets should be turned in by the end of the month from each department, they will then be shared for the General Council to review.

Moss Adams will have the 2022 audit by March of 2025.

The 2023 audit will be done July 2025.

The 2024 audit will be done by December 2025.

Britni Beck asks if we will be presenting the budgets to the General Council before the end of the year for them to approve.

Robert answered yes, we will.

Donell said on June 1, 2024 the EC shared a plan for the revenue allocation plan. She asked where we got these buckets and named the buckets.

Tim said those were just put together from the EC for things we thought were needed.

Tim said Tobin Beal is working on the needs assessment to help figure out where the funds are needed to help the General Council prioritize.

Tim said the revenue allocation plan needs to be on the General Council meeting agenda until it is complete.

Donell says the needs assessment that was done should be enough to keep this revenue allocation plan on the move.

Tim said this is a special meeting and we can't conduct business.

Dan says a special meeting can't conduct business other than what is on the agenda.

Olivia says the constitution is clear on it that you can conduct business.

Rebecca Liberty says she made the motion to have this special constitution meeting and then others came and made a motion to have quarterly meetings.

Donell recommended a committee to put this revenue allocation plan.

Russ Brien recommended a community meeting, and someone needs to take ownership of that.

Rebecca Liberty says the members in the service area were not valid if the members in the service area did not understand.

Rebecca says the members in the service area were not represented and the same process that was offered to those out of the service area needs to be offered to those in the service area.

Donell says that at the community meeting the people could share their needs.

Tobin is in the process of getting proposals for the needs assessment.

Tim says that during the previous needs assessment that a lot of tribal members called and stated the questions were misleading.

Rebecca Liberty said they felt they were forced to answer questions that did not apply to them, with no option to opt out of any question.

Tim says the procurement policy only requires two bids. We are working on the RFP process to get a competitive bid.

Rebecca says people are saying that if there is a contract the EC would tell their friends to apply.

Rebecca says we need to post any of these anytime one opens up.

We are working on the accounting internal controls. Yahya is in the process of working on these.

Robert doesn't have an update for this to be finished due to hiring Moss Adams for the audit.

Rebecca asked if we will be opening this up to anyone? The EC stated yes it will be opened up to anyone.

Olivia Brien asked if RFP's are in the policy, she is pretty sure anything over a certain amount of money requires bids.

Tim said that is true that we require a minimum of two bids.

Olivia asked if we have rules about posting bids?

Tim said it may be in there but don't remember off of the top of his head.

Olivia would like to make a motion that we put the Tribes current procurement policy on the members area. Britni Beck seconded the motion. This motion carried 20-for, 0-opposed.

Chris Walters asked what are the requirements for selecting a bid?

Tim said first we make sure the bids are bidding exactly the same thing.

Chris asked if there is a cap we can approve on the change orders.

Tim said if there is a bid from a tribal member, we can allow 10% higher we can select the native.

Donell asked if we can make motions or not?

Tim said he was under the impression that we couldn't make a motion.

Brook Herbel asked why we have to outsource all of the policies and codes.

Tim says we do not have enough help to do it on house.

Brook asked if any of these are list on the government sites to give 8a businesses an opportunity.

Tim says they are not posted on the government sites.

Brandon said when he was with Grey Snow they used the government site.

Rebecca Liberty motions to have the needs assessment in motion including the whole tribal community by the June meeting.

Olivia says she motioned at the last meeting to have a complete needs assessment done.

The EC was to be coming to this meeting with a plan.

Olivia says there was supposed to be one in person meeting and two online community meetings to discuss the revenue allocation plan.

Donell says it seems like a lot of time we say all of this, and it doesn't get followed through with.

Tim says that would be Tony Fee the, secretary.

Tim says he does not hire, nor does he fire. The HR does the hiring and firing.

Donell says she is not here to badger the EC they are here to help.

Donell says what we are doing to where we can't get these things that the General Council asks of us done. She emailed all of us and asked what our roles and responsibilities are.

Jim DeRoin says the General Council are running the EC butts off they all do a ton, and you keep piling it on them.

Oliva has a suggestion that we have HR come into each and every quarterly meeting to talk about job openings, where they are posting the listings, things to make things better for the employees.

Brook Herbel says the comment of not having qualified individuals when she has applied and was told she was not qualified, she feels she was overqualified.

Brook says she has applied for several positions and also at the clinic and was told she was not qualified.

Brook says if we need help that bad, she told HR that she would take the pay that was offered.

Russ Brien asked who would take on sitting up the meetings. Robert will do this with Russ.

Grey Snow Financials

Rebecca says we touched a little bit on Grey Snow financials and posting them to the members area.

Karen Kissinger says Grey Snow financials are up to date but are not post yet. Karen says we have new information. There was one specific question about seed money from ARPA.

Missty whatever account the Tribe pulled money out of to give Grey Snow is a tribal business matter. Missty and Sarah are handing out the start-up fund and the quarterly financial reports. You will also see taking the capitalization out of the profit you will see on the balance sheet in this quarterly report you will see the capitalization pulled out on the balance sheet as it is not in the profit and loss statement.

Rebecca says when looking at Grey Snow they don't care where the funds were pulled from as much that you pulled funds and gave it to them. They have included that as profit, and it was not profit. She said it is great when things are posted in advance so they can come with very concrete questions. If things are posted, they can direct questions to the Grey Snow Board and not the EC. If the board can't answer the questions they can redirect them to the EC and all financial should be going through Robert.

Karen says please direct the questions to Tony and she gives him permission to give out her email or phone number to go over this. She says we can have a meeting with Kathy there.

Rebecca asked why you are directing us to Tony.

Karen says he is the president of the Grey Snow Board.

Rebecca says that explains why you are too busy being in high-capacity board positions, you are not only doing Grey Snow business but also EC business and your job. That makes it very difficult for you.

Karen says the board has to have EC oversight just like the president of Nuweh is Brad Campbell on the EC.

Rebecca says we do a lot of reaching out to people, if we have a streamlined approach if you have a concern about Grey Snow plop it in here and then whoever it would go to whomever is assigned to handle that from the comment box. There should be a chain of command and a streamlined approach rather than calling or bothering Tony.

Tim said that he gave approval to post these along with Brandon, but he doesn't think that anyone else responded, that is why those did not get posted prior to the meeting.

Misty says she may have a few answers to Rebeccas questions. The capitalization start up fund has not been posted to the members areas of the website, however the quarterly financials have been posted. These are not audited numbers because they are quarterly numbers prepared by a CPA and approved by the board.

Rebecca asked if the fourth quarter profit was \$26,605.00 for all of Grey Snow entities.

Misty says yes it was.

Rebecca says Grey Snow Professional Services had a loss of \$162,700.00 for one quarter.

Misty says they agreed with the Iowa Tribe to decrease our billable rate for accounting services that were done for the Tribe in 2023.

Misty says the full financials are included in the appendix.

Britni Beck says the current numbers posted on the members area were not approved by the board or by the EC, so once the audit for the Tribe is complete these number should match.

Tim asked Rebecca if that answers her questions since this was the agenda item that she added.

ITKN Financials and Status of the Audit

Moss Adams is doing the audit and Yahya is preparing the materials.

Robert says Yahya was hired in 2023 and they started the book work, so the audits moving forward will be kept up to have the audit done as soon as the prior year is done.

We meet with Moss Adams and Akana weekly.

We are not working on the 2024 audit yet due to waiting on 2022.

Robert says the accounting is keeping up to date with the books for 2024.

We have already updated 2024 to match what Yahya is doing.

Robert says the plan is to have the 2025 audit done by June of 2026.

In June we may not have the audited financials, but we will have the unaudited financials.

Nuweh Financials

Robert says the financials for Nuweh have been posted, what has not been posted is what was given to Nuweh before the accounting team took over. That total was \$123,576.07 and that was for five payments were for worked that came under 1099 for CEO and vice president of operations.

Rebecca Said it was not operations at that point, it was for establishing the framework of the company, setting it up and getting the licenses.

Was the \$120,000.00 seed money or a contract for sitting up the company.

The Nuweh positions were voted on by the board members. Rebecca asked if those positions were ever announced.

Brad Campbell said no they were not announced.

Rebecca asked if Nuweh will be doing a newsletter on their own.

Rebecca asked if communications will be using the Tribe's staff or Nuweh will have their own staff.

Brad says Nuweh has their own staff. Brad says they are working on getting a link to the Nuweh website put on the Tribe's website.

Rebecca says most of the expenses are for labor or professional services, but the wages are not spelled out, She is asking if we a still paying professional services vs. wages.

Brad says they have one employee, the CEO and two contract employees.

Rebecca asked if these contractors also have their own businesses.

Brad says they are running all of the work through Nuweh.

Brad says once business gets rolling we will see if the contractors will be made employees.

They also have a contractor working on the Nuweh financials.

Rebecca says watch the cost because a contract billing can add up, when it could possible be at a much lower rate.

Rebecca asked why Nuweh is doing a non-profit.

Brad says he will have to have the CEO answer that question.

Brad said email Kansas City Brad for that answer.

Olivia asked about the \$123,576.07 that went to Wolf Den, she asked if Brad owns Wolf Den.

Brad says yes, he does along with his son.

Olivia asked how many dollars were taken from the Tribe's general fund to seed Nuweh.

Brad says \$450,000.00.

Olivia asked what the \$450,000.00 was allocated to before it went to Nuweh.

Robert said those were capacity dollars.

Tim said those were CARES money that the previous council had ear marked for to build capacity for the internal government. There were several employees that were paid out of this.

They are set up for \$100,000.00 line of credit for Nuweh.

Olivia says we have \$1,100,000.00 on a credit card and loans that came from the CARES in the amount of \$450,000.00 and the \$123,000.00 on top of all of that. Olivia asked what happened to the \$1,000,000.00 that was earmarked for the national park.

Tim said they have been spent in other areas. They were earmarked \$1,000,000.00 over five years.

Olivia asked what the plan was to fund the National Park and the Culture Committee.

With the \$1,500,000.00 that is no longer available to them.

Tim says he has ideas. He has been talking to individuals that may be able to fund these, but he don't know if he can get to the \$1,500,000.00.

Olivia asked Robert if he could verify that the \$1,000,000.00 that was dedicated to the National Park, not a single penny went to Nuweh.

Robert says that was spent before he got on the EC.

Olivia asked why the EC decided to start Nuweh and why the money was not used for the National Park.

Tim says that he can't answer due to the issues with Brobst Accounting.

Olivia says she is not asking him; she is asking the other four board members.

Robert says he was not here then, so he doesn't know where it was spent.

Tony said he was not aware of any of the negotiations with KC Brad, it was back and forth, and it eventually passed.

Olivia says these minutes are not posted.

Tony says he has sent them to Michelle and Emily and is not sure why they are not posted but he will follow through and get them posted.

Brad looked at Nuweh as a revenue source for the Tribe.

Olivia says you supported Nuweh in duplicating services that Grey Snow is already doing. She asked Brad if he is saying that duplicating these businesses are more important than the National Park.

Brad don't see this as duplicating businesses, He says they both have a vision, and they are not the same vision.

Olivia would love to see the business plan on the members area.

Brad will get this to the proper people to get the business plan posted.

Missy says the minutes are not all there, some are and some are not.

Tony will get with the proper individuals to get them posted.

Robert sent the financials to Emily to be posted.

Rebecca says there was not a treasurer for a while and we can't blame Robert for these things, so he is getting caught up on the treasurer's duties since there was not a treasurer for some time.

There was a report that was shown online that the money was going here and there and then the money never went to where it was reported that it was going to go.

Rebecca says that Nuweh was put into place that it was coming with this audience base with KC Brand and Lori. Nuweh should be able to generate this money and give it back to the National Park.

Tim says he hopes they have revenue coming in soon so the burn rate on the \$450,000.00 will not last long and they will soon start on the loans.

Rebecca asked what the revenue is from the fourth quarter for Nuweh.

Brad says that they have jobs in Falls City for around \$900,000.00 and the profit should be \$250,000.00.

Rebecca asked if the treasurer sees the anticipated profit for each time Nuweh asks him for money.

Brandon asks why they are pushing Nuweh and not holding Grey Snow accountable and asking for their financials.

Rebecca says they are now seeing the progress from Grey Snow.

Brandon says there is a lot of money that went to the farm and others that was spent.

Tim says he is going to be all transparent, the financials were posted for Grey Snow, Tim said those are wrong and he told Robert they were incorrect.

We can't keep the elected officials in the weeds on all of the Tribe's businesses.

Tim says we need a General Manager that handles all of the day-to-day activities of the Tribe.

Tim says until this happens we will continue to have these issues.

Rebecca says this has been something that the General Council has asked, separation of business and government.

Rebecca asked why we are all not working together on this.

Tim says he would not have the support from the EC.

Tim said when Elyse and Megan had all of these things going down, there was relationships with Megan Brobst that nobody wanted to step on anyone's toes. Three months went by and then he revisited this. Tim had a proposal for Pat Obrien to help along with Moss Adams.

Having the minutes online lets the GC see the votes and all. They asked four years ago to have separation and now they see it going backwards.

Tim says it is going backwards, there is going to be issues coming for the Trump administration with funding. What will we do if this happens to keep the government and the Tribe going if we don't have income from Grey Snow and Nuweh?

Rebecca asked if the money that is generated from Nuweh will be returned to the National Park.

Robert says the National Park was already spent.

This will all show up in the audit.

Rebecca wants to know if Nuweh will help put the National Park money back.

They are required to pay the seed money back to the Tribe.

What is the plan with the seed money when it comes back to the Tribe.

Brad says once the 8a is approved it won't be long to repay the seed money.

Tim said Matt Metcalf was supposed to work on contracts before they got the 8a.

Tim says he was not supportive of this since he has not seen any contracts.

Russ Brien says the Tribe is the guarantor of the loan.

Rebecca says they just want to know where the payback of the \$450,000.00 when it is returned.

Robert says they are to have it paid back in 18 months and it will go back into the National Park. Was the 18 months from the time the contract was signed. Nuweh stated at the last meeting that it will be paid back to the Tribe in 18 months.

Chris Walters asked if there was no date or agreement for the 18 months.

Brandon asked why they are still hounding on Nuweh and not Grey Snow.

Rebecca said they have learned their lesson from Grey Snow and are going to stay ahead of Nuweh.

Does the EC have a plan for the funding when the profit comes back to the Tribe?

Robert says we do not have a written plan, but we will have one.

Rebecca says that Nuweh is registered with two EIN numbers, so we need to get that straightened out.

Rebecca asked what is in the contract for Nuweh, Robert needs to know what the contract says.

Olivia says that if her sister murders someone and we tell her it is wrong. Do we point at her sister and say "do I get to murder someone to?" Olivia says do not come at us with that, that is insulting.

Chris Walters says that not one elected official should be an employee of that entity that they are a council member over. That is a direct conflict of interest. He says it is a direct conflict of interest for Brad to be the director of housing and an EC member. Chris said that it is the same thing when Jolene was going to run for the treasurer position, he told her she can't be the Tribal Administrator and the Treasurer at the same time. He says the

only one besides Tim and Tony that have any experience of running an entity like this is Brad since he has the longest tenure as housing director.

Brandon says he was a township treasurer for eight years.

Chris says but you are not the treasurer.

Brandon says he helps Robert out.

Chris says you get all upset about people talking about Nuweh when you were the construction manager for Grey Snow.

Chris says you guys get all of your family members to vote you in and then you hire them, the nepotism is rampant. Chris says the EC gets asked questions and all sit silent.

We were put in these positions from the individuals in the room. We should not get paid for those positions and should only get a stipend like Brad. Chris says if you want to work for the Tribe go be an employee. If you want to be on the council give up your job with the Tribe. Chris says you are unethical. Chris says he is going to ask why the salaries as an elected official not public knowledge.

Robert says due to the payroll system the Tribe had when he got into office.

Brandon says were they ever public knowledge before.

Chris says does that make it right. Chris says all of the General Council should know the Executive Committee wages.

Tim says Robert has come along way and is working through everything as he should.

Chris says he could stand here all day and talk about nepotism and hiring your cousin to be the CEO of an entity. The EC duties and responsibilities should be to enforce the constitution and the things that come along with that. All five of you should not have duties in the weeds. Chris says if he would have known what the wage was he may have considered running but he didn't want the ass pain of all the things we put up with. If it didn't pay, would you have ran for this spot?

Robert says he didn't come here for the money; he made more money doing what he was doing.

Brandon said the same with him, he had his own construction company before he came here.

Chris asked Brandon what his reason for doing this with zero experience.

Brandon said he just said he does not have zero experience.

Brandon says in three years if he wants the position, to run.

Chris says he does not want it. He doesn't envy you guys at all.

Brandon says you just want to sit up there and talk about us or what.

Chris said he thinks he made his point, you should not be hiring family members or covering things you were in charge of.

Tim said he has been in support of this structure for a long time, but he can't get the support.

Chris says that someone with any knowledge would not try to fire someone before they go on FMLA either.

Donell says there are many cases for everyone, we need to not talk about things we don't have all the information for. We just need to fix it. We need to follow the policies and procedures with HR.

Olivia says there is a huge problem with the transparency, the EC is supposed to be meeting only on Wednesdays, you can call emergency meetings on one specific topic. If

there are decisions made outside of these meetings there need to be minutes. There needs to be notice for any other meeting other than Wednesdays.

Olivia asked what happens when Nuweh burns through the \$450,000.00 and they start getting into the loan and credit cards. Why are we not looking to strengthen Grey Snow and starting another company? Olivia says she had sat in EC meetings trying to educate those who never attended the General Council meetings until they were elected. What is going to happen when we don't have the money. Why are we not looking ahead. If you need help ask for the help and take the help.

Rebecca says we are not being fair to our EC if we don't have job descriptions for them. Anyone could have ran for the position and didn't. They did and we didn't. They ran and they were elected. There is not a job description for any of the EC. She says we can't hold them so accountable when we are not accountable. She says we cannot say people are not qualified, who can say what you are qualified when there is no job description. There are no guidelines that say the EC has to be here on Wednesdays and no definition to say who or what qualifications are for an EC member. You ran, you chose to run, you paid the fee, and got voted in. You should receive two paychecks on as and elected official and one as an employee. We can't enforce a structure that is not in place. Board positions need to have descriptions and what the board members are responsible for. Olivia said there was a resolution that was passed at one point that the EC wrote out their ethics and what they were being paid for. She would like to ask the EC what in the heck happened there.

Tim said they first came in we didn't know how to set up the wage, the policy was developed and adopted by resolution. We were hearing at the time that due to the classification of the EC as employees those wages didn't have access. He said the solution is going to the IRS and classifying the EC as political status.

Missty says it is the difference between wages being for employees and compensation as an elected official. At this point everything is fine just getting it into the payroll system and classified right. Different positions have different duties between constitution and code.

Rebecca asked Tim if you don't run again you will stay as the ag director.

Tim said he don't know it is all political now.

Rebecca says you are now ag director and you have not been fired from that so you should stay ag director.

Tony has day-to-day duties as the secretary is over the enrollment. He has a specific role as filing and maintaining the LLC's. He is over the rental houses, maintenance, road maintenance.

Brandon oversees Grandview Oil.

Tim says there needs to be a board that oversees all of the businesses on the reservation to take all of that off the EC. Or an on-reservation holding company to house all of the on-reservation businesses.

Nuweh is a construction company and is supposed to go out and get government contracts to bring outside dollars back to the reservation.

Donell says if anyone of us is in the EC position we would not be doing the day-to-day jobs as we do today.

Tim said if this board was in place the EC would not be doing what we do day-to-day.

Britni Beck says she understands that we are employees and who do we report to. When the new election comes will these jobs be advertised? How are the new one's full-time employees? Is the General Council electing employees?

Tim said this is a precedence that has been set way back. He used Alan Kelley as an example that he was elected and not considered full-time but tribal members came in and thought he should be full-time, so he was brought on as an IT.

Britni asked what the next election looks like and if someone runs what they will be expected to do as an EC member.

Chris Walters says the EC gets enough people to vote them in and then they get a job and become an employee.

Britni asked the EC to put something together as to what running for one of the EC positions coming up in October looks like and what the individuals running for a position will be expected to do and what the meeting stipend would be.

Tim says that is coming with the ethics and financial policy. Tim says we don't want to sit here and pick and choose what people on the EC make. HR is working on the wage scale. Tim thinks the General Council will have to set the wage scale for the EC.

Robert says according to the constitution the Chairman and the Secretary are full-time positions.

Britni asked if we could get job descriptions and salary ranges by the next meeting for what individuals wanting to run for the EC should expect.

Tim asked if this wage scale has Tribal leadership in it.

Robert says it does, but it is not the same as what this EC does.

Tim says if it is for bigger tribes or smaller tribes it may not be accurate.

Britni asked if the next election the members running for the EC will just be EC members or have day-to-day jobs also or will this all be fixed with the separation of the government and the business.

Tim says he hopes to have that all separated.

Tim asked Russ to provide a timeline on how to get enough information out, Russ asked what we wanted that to look like. He says they need to be representing the tribe and not running a gas station and a shop. Russ says all of his other clients work about 16 hours a day on government items and not day-to-day. All of the elected officials should be paid out of the general fund not out of grants. Russ says it takes money to hire people for these day-to-day positions.

Tim said the CDC was voted on by the EC.

Rebecca asked if there is enough work to do daily to have the EC full-time.

Tim said yes there is plenty of work.

Rebecca asked if someone leaves a job to be an elected official do they go back to that job if they no longer run for office.

No, they would not go back to their old job, they gave that up when they chose to run for office.

Russ says business is one thing, when we talk about government the EC is the government. As far as the government goes, we have the tribal administrator that everything should funnel up to. Russ says on a short notice every EC member should show up to Topeka for bills and should be traveling and talking to folks and lobbying to protect our tribe and the interests.

Tony went over all of the items added to the agenda. We still have several items to get through.

Rebecca asked for her three things she added could have updates posted.

Rebecca asked for an update on the eyeglasses and an update on the housing assistance be posted. She says we talked about roles and responsibilities also.

Chris Walters asked how the applications were picked for the HIP program.

Brandon said there was a certain number of funds there and they were picked first come first serve. Brandon said the first 23 people got estimates and were chosen.

Chris asked if they were all time stamped.

Brandon says as they came in, they were stamped, they got estimates and were approved.

Chris asked what the cap was.

Brandon says it was set at \$7,500.00 and would help 23 members.

Tim said this was all sent over to the housing and Brandi Liberty put together the application. This was then changed back over to the EC and taken back from the housing for the EC to administer. Tim said there was a points system that was taken out at some point.

Russ said the income guidelines were taken out.

Chris says there were no needs based.

Chris says Brandon the first 23 were approved. Like if you needed a roof, deck, repairs to your house. It was not a needs-based program.

Olivia says there were individuals that were putting applications in before it was posted.

Brandon says it was on the website the day it was rolled out.

Tim confirmed that most of the EC wasn't aware of the points system taken out.

Chris says it sounds like it was not a needs-based program.

Brandon and Missty went through the application.

Tim said he had called Russ and asked about the change's vs the original application.

Tim asked how the points system got taken out.

Missty says that was a rules document or a process document. If we got an overwhelming amount of applications all at once the points system would kick in.

Chris says basically the people that needed the updates didn't get them over the people that wanted them.

Missty says it was set up as first come first serve.

Tim said he has a couple members that didn't get help with electrical and one of them their house burnt down.

Brandon says it was approved for Brandon to oversee the project and how it functioned.

Tim said that is correct, but his recommendation was to have the EC make the final decision.

Olivia asked who done the construction.

Brandon said all individuals got their own bids.

Olivia asked if she could run through her items really quick and if there was a certain order she needed to go through.

Tony said transparency motion was next.

Olivia said if we are ok with it, we can discuss this in an EC meeting. She sees this meeting being recorded and asked if it will be posted on the members' area and also if we are working toward the EC meetings as well.

Tony said this is a trial thing right now to see if it works and how it works. Job has recommended a \$3,000.00 recorder with a hard drive to record the meetings.

Olivia wants to make sure that if it worked it would be online.

Board minutes she would like to table along with codes and ordinances. She asked that these be added to the next meeting under old business.

Britni would like to see job descriptions and salary ranges for those seeking to run for and EC position. She said we can table the reporting and orders of business.

Olivia asked if we could have those items at the beginning of the meeting so we make sure they get covered.

Meeting adjourned a 6:31 pm

Constitution Committee Motion #1 Amendments to Correct Typographical and OCR Errors, and for Style

First, there are several errors in our current Constitution. Some might be typographical (for example, some typist's fingers tapped "n" when they meant to tap "m"), but most appear to be optical character recognition or OCR (for example, the letter "l" appears in the typed document, that document is scanned and turned into an image, that image is then converted to text and doing so changes the letter "l" into the numeral "1"). These amendments are intended to correct those errors.

Second, three style changes: The Committee recommends (1) dropping the word "Bylaws" from this document, because that word is most often associated with corporate governance and not actual government operation; (2) capitalizing "Constitution," because this is our central governing document and most constitutions refer to themselves in the proper (uppercase) form; (3) generally ensuring consistency throughout the document (for example, some places the Section # is underlined and some parts it is not). Also, where the current Constitution is inconsistent with section headers (sometimes not underlined, sometimes underlined when so *what* is underlined is inconsistent, sometimes titles stand alone and sometimes they flow into sentences), the Committee recommendation adopts a standardized style.

Committee Recommendations

Page 1

- Preamble
 - Line 4: **capitalize** "Constitution"
 - Lines 4-5: **delete** "and bylaws"
 - Line 6: **capitalize** "Constitution"; **delete** "and bylaws"
- Article II
 - Section 1
 - Subsection b
 - Line 18: **correct** typo to read "whose" instead of "those"
 - Line 19: **insert** "Tribe" between "Iowa" and "of"
 - Section 2
 - Line 21: **underline** period (".") after "2"

Page 2

- Article II
 - Section 4
 - Line 1: **delete** the period (".") between "Section" and "4"
- Article III
 - Section 1
 - Line 6: **underline** period (".") after "1"
 - Section 2

- Line 25: **underline** period (“.”) after “2”
 - Section 3
 - Line 27: **underline** period (“.”) after “3”
 - Article IV
 - Section 1
 - Line 30:
 - **insert** a space (“ ”) between “1.” and “The”
 - in “Council1” **delete** numeral-and-comma “1,” and **replace it with** letter-and-period “1.”
 - **insert** after “Council.” “The General Council,”
 - Lines 31-32: **delete** “and Bylaws”

Page 3

- Article IV
 - Section 2
 - Line 1
 - **delete** the period (“.”) between “Section” and “2” and **replace it with** a space (“ ”)
 - **insert** a space (“ ”) between “2.” and “The”
 - **delete** the comma (“,”) after “Committee” and **replace it with** a period (“.”)
 - **insert** after “Committee.” “The Executive Committee,”
 - Line 2: **delete** “Constitution” and **replace it with** “Constitution.”
 - Line 3: **delete** “and bylaws”
- Article V
 - Section 1
 - Line 6: **underline** period (“.”) after “Powers”
 - Section 2
 - Line 29: **underline** period (“.”) after “Powers”

Page 4

- Article V
 - Section 4
 - Line 1: **underline** period (“.”) after “Delegations”
- Article VI
 - Section 1
 - Line 9
 - **underline** period (“.”) after “Removal”
 - **close space** between “Removal.” and “Any”
 - Section 2

- Line 24
 - **delete** period (“.”) after “Section”
 - in “Recall” **delete** numeral-and-(not-underlined)-period “1.” and **replace them with** letter-and-(underline)-period “1.”
 - **close space** between “Recall.” and “Under”
- Line 28: **insert** “Executive” between “the” and “Committee”

Page 5

- Article VI
 - Section 3
 - Line 3
 - **delete** period (“.”) after “Section”
 - **close space** between “Referendum” and period (“.”) and **underline** the period (“.”)
 - Line 13: **close space** before “The”
 - Section 4
 - Line 18
 - **delete** period (“.”) after “Section”
 - **insert** period (“.”) after “Vacancies”
 - between “Vacancies.” and “in” **insert** “Any”
- Article VII
 - Section 1
 - Line 22: **delete** “Section 1.”
 - Line 24: between “the” and “Committee” **insert** “Executive”
 - Line 25
 - **delete** “fay” and **replace it with** “by”
 - between “the” and “Committee” **insert** “Executive”
- Article VIII
 - Section 1
 - Line 28: **underline** period (“.”) after “Ordinances”
 - Line 31
 - **delete** period (“.”) after “Section”
 - **underline** period (“.”) after “Motions”

Page 6

- Article VIII
 - Section 3
 - Line 4: **delete** period (“.”) after “Section”
 - Section 4

- Line 7: **delete** period (".") after "Section"
 - Line 8: between "effect" and "in" **insert** "if enacted"
 - Article IX
 - Section 1
 - Line 13
 - **close space** between "1." and "Elections"
 - **add** a period (".") after "Office"
 - **pull up** the text beginning at Line 14 to that it begins one space after "Office." on Line 13
 - Section 2
 - Line 23
 - **close space** between "2." and "Election"
 - **add** a period (".") after "Ordinance"
 - **pull up** the text that begins at Line 24 to that it begins one space after "Ordinance." on Line 23
 - Line 29: **delete** "council" and **replace it with** "Council"

Page 7

- Article IX
 - Section 3
 - Line 3
 - **close space** between "3." and "Voter"
 - **add** a period (".") after "Qualifications"
 - **pull up** the text that begins at Line 4 to that it begins one space after "Qualifications." on Line 3
 - Section 4
 - Line 6
 - **close space** between "4." and "Qualifications"
 - **add** a period (".") after "Candidates"
 - **pull up** the text that begins at Line 7 to that it begins one space after "Candidates." on Line 6
 - Section 5
 - Line 21
 - **close space** between "5." and "Vacancies"
 - **add** a period (".") after "Vacancies"
 - **pull up** the text that begins at Line 22 to that it begins one space after "Vacancies." on Line 21

Page 8

- Article X
 - Section 1
 - Line 2: **underline** the period (“.”) after “1”
 - Line 7: **delete** “and Bylaws”
 - Line 10
 - **delete** “constitution” and **replace it with** “Constitution”
 - **delete** “and bylaws”
- Article XI
 - Section 1
 - Line 12:
 - **underline** period (“.”) after “1”
 - **insert** “Chairperson” between “1.” and “The”
 - Line 13
 - **delete** “constitution” and **replace it with** “Constitution”
 - **delete** “and bylaws”
 - Section 2
 - Line 18:
 - **underline** period (“.”) after “2”
 - **insert** “Vice-Chairperson” between “2.” and “The”
 - Section 3
 - Line 27:
 - **underline** period (“.”) after “3”
 - **insert** “Secretary” between “3.” and “The”
 - Line 29: **delete** “Morton” and **replace it with** “Horton”

Page 9

- Article XI
 - Section 4
 - Line 7
 - **delete** period (“.”) after “Section”
 - **underline** period (“.”) after “4”
 - **insert** “Treasurer” between “4.” and “The”
 - Section 5
 - Line 25:
 - **underline** period (“.”) after “5”
 - **underline** “Appointive Officers.”
 - Section 6
 - Line 29
 - **delete** period (“.”) after “Section”

- **underline** period (“.”) after “6”
- **underline** “Tribal Employees.”

Page 10

- Article XII
 - Section 1
 - Subsection a
 - Line 3
 - between “a.” and “Annual” **insert** “Annual meeting.”
 - **delete** “(3rd)” and **replace it with** “(3rd)”
 - Subsection b
 - Line 5:
 - between “b.” and “Special” **insert** “Special meetings.”
 - Subsection c
 - Line 11: **underline** “Notice of Special General Council Meeting.”
 - Subsection d
 - Line 15: between “d.” and “The” **insert** “Agenda.”
 - Subsection e
 - Line 18: **underline** “Quorum.”
 - Line 25
 - **delete** “constitution” and **replace it with** “Constitution”
 - **delete** “and bylaws”

Page 11

- Article XII
 - Section 3
 - Line 3
 - **delete** period (“.”) after “Section”
 - **underline** period (“.”) after “Meetings”
 - Subsection a
 - Line 5: **underline** period (“.”) after “Frequency”
 - Subsection b
 - Line 7: **underline** period (“.”) after “Quorum”
 - Subsection c
 - Line 9: **underline** period (“.”) after “Meeting Notice”
 - Subsection d
 - Line 12
 - **insert** underlined period (“.”) after “Absences”
 - **insert** “Any absences” between “Absences.” and “from”

- Article XIII
 - Section 1
 - Line 26
 - **delete** “constitution” and **replace it with** “Constitution”
 - **delete** “and bylaws”
 - Section 2
 - Line 28
 - **delete** “constitution” and **replace it with** “Constitution”
 - **delete** “and bylaws”
- Article XIV
 - Line 30
 - **delete** “constitution” and **replace it with** “Constitution”
 - **delete** “and bylaws”

Page 12

- Article XV
 - Line 2
 - **delete** “constitution” and **replace it with** “Constitution”
 - **delete** “and bylaws”
- Article XVI
 - Line 13
 - **delete** “constitution” and **replace it with** “Constitution”
 - **delete** “and bylaws”

Constitution Committee Motion #02
Proposed Amendments to Achieve Gender-Neutral Language

The Committee received extensive feedback that the use of presumptively male language in the current Constitution (for example, “Chairman”) excludes approximately one-half of our members and does not reflect the balance that our Tribe historically demonstrated. Thus, the Committee recommends changing all presumptively male terms to gender-neutral terms (for example, “Chair”).

Committee Recommendations

Page 2

- Article III
 - Section 1
 - Subsection d
 - Line 15: **delete** “himself” and **replace it with** “themselves”
 - Subsection f
 - Line 19: **delete** “him or her” and **replace it with** “them”; **delete** “his or her” and **replace it with** “their”
 - Lines 19-20: **delete** “his or her” and **replace it with** “their”
 - Line 20: **delete** “his or her” and **replace it with** “their”

Page 3

- Article IV
 - Section 2
 - Line 3:
 - **delete** “Chairman” and **replace it with** “Chairperson”
 - **delete** “Vice-Chairman” and **replace it with** “Vice-Chairperson”
- Article V
 - Section 3
 - Line 35: **delete** “his” and **replace it with** “their”

Page 4

- Article VI
 - Section 1
 - Line 10: **delete** “he is” and **replace it with** “they are”
 - Line 11: **delete** “his” and **replace it with** “their”
 - Line 15: **delete** “Chairman” and **replace it with** “Chairperson”
 - Line 18: **delete** “him” and **replace it with** “them”
 - Line 23: **delete** “his” and **replace it with** “their”
 - Section 2

- Line 29: **delete** “he” and **replace it with** “they”
- Line 30
 - **delete** “his” and **replace it with** “their”
 - **delete** “Chairman” and **replace it with** “Chairperson”
- Lines 30-31: **delete** “Vice-Chairman” and **replace it with** “Vice-Chairperson”
- Line 30: **delete** “Vice-Chairman” and **replace it with** “Vice-Chairperson”

Page 5

- Article VI
 - Section 2
 - Line 1: **delete** “spokesman” and **replace it with** “spokesperson”
 - Section 3
 - Line 6: **delete** “Chairman” and **replace it with** “Chairperson”
 - Line 7: **delete** “Vice-Chairman” and **replace it with** “Vice-Chairperson”
 - Line 8: **delete** “spokesman” and **replace it with** “spokesperson”
 - Line 13: **delete** “Chairman” and **replace it with** “Chairperson”
 - Line 16: **delete** “Chairman” and **replace it with** “Chairperson”
 - Lines 16-17: **delete** “Vice-Chairman” and **replace it with** “Vice-Chairperson”

Page 6

- Article IX
 - Section 1
 - Line 16: **delete** “Chairman” and **replace it with** “Chairperson”
 - Lines 16-17: **delete** “Vice-Chairman” and **replace it with** “Vice-Chairperson”

Page 8

- Article XI
 - Section 1
 - Line 12: **delete** “Chairman” and **replace it with** “Chairperson”
 - Line 17: **delete** “Chairman” and **replace it with** “Chairperson”
 - Section 2
 - Line 18:
 - **delete** “Vice-Chairman” and **replace it with** “Vice-Chairperson”
 - **delete** “Chairman” and **replace it with** “Chairperson”
 - Line 19
 - **delete** “Chairman” and **replace it with** “Chairperson”
 - **delete** “Vice-Chairman” and **replace it with** “Vice-Chairperson”
 - Line 20: **delete** “Chairman” and **replace it with** “Chairperson”
 - Line 21: (both uses) **delete** “Chairman” and **replace it with** “Chairperson”
 - Line 23

- **delete** “Vice-Chairman” and **replace it with** “Vice-Chairperson”
 - **delete** “Chairman” and **replace it with** “Chairperson”
 - Line 24: **delete** “Vice-Chairman” and **replace it with** “Vice-Chairperson”
 - Line 25: **delete** “Vice-Chairman” and **replace it with** “Vice-Chairperson”
- Section 3
 - Line 32: **delete** “Chairman” and **replace it with** “Chairperson”
 - Line 35
 - **delete** “Chairman” and **replace it with** “Chairperson”
 - **delete** “Vice-Chairman” and **replace it with** “Vice-Chairperson”
 - Line 36: **delete** “Chairman” and **replace it with** “Chairperson”

Page 9

- Article XI
 - Section 4
 - Line 12: **delete** “his” and **replace it with** “their”
 - Line 16: **delete** “Chairman” and **replace it with** “Chairperson”
 - Line 18: **delete** “his” and **replace it with** “their”

Page 10

- Article XII
 - Section 1
 - Subsection b
 - Line 5: **delete** “Chairman” and **replace it with** “Chairperson”
 - Line 6: **delete** “Chairman” and **replace it with** “Chairperson”
 - Line 7: **delete** “Chairman” and **replace it with** “Chairperson”
 - Subsection 3
 - Line 22: **delete** “Chairman” and **replace it with** “Chairperson”

Page 11

- Article XII
 - Section 1
 - Subsection e
 - Line 17: **delete** “Chairman” and **replace it with** “Chairperson”

Constitution Committee Motion #03
Proposed Amendments Deleting Most References to the Secretary of the Interior

The Committee received feedback objecting to those parts of our Constitution that give the Secretary of the Interior (sometimes extensive) control over many aspects of our Tribal governance. Thus, the Committee recommends deleting from the Constitution most (but not all) references to the Secretary of the Interior. (Note: The Committee voted to retain the Secretary's role in Constitutional elections, but to change the language to describe that role as merely administrative, with no discretion over the substance of the Tribe's Constitution.)

Committee Recommendations

Page 1

- Article II
 - Section 1
 - Subsection a
 - Line 16: **insert** a period (“.”) to end the sentence after General Council
 - Line 17: **delete** “subject to the approval of the Secretary of the Interior.”
 - Section 3
 - Lines 28-29: **delete** “, subject to the approval of the Secretary of the Interior;”

Page 3

- Article V
 - Section 1
 - Subsection b
 - Lines 12-13: **delete** “, the choice of counsel and fixing of fees to be subject to the approval of the Secretary of the Interior”
 - Subsection h
 - Line 26: **delete** “subject to the approval of the Assistant Secretary—Indian Affairs”

Page 12

- Article XV
 - Lines 5-6: after “until” **delete** “it shall have been approved by the Secretary of the Interior” and **replace it with** “the election results approving such amendment shall have been certified by the Secretary of the Interior”
- Article XVI
 - Line 16
 - **delete** (both uses) “his approval” and **replace it with** “their certification”

Constitution Committee Motion #04
Proposed Amendments to Preamble

The Committee received feedback from multiple ITKN members who wanted to see the Constitution better reflect traditional Ioway cultural values, including respect for the environment. The Committee believed that recognizing the importance of Hina Maya (Mother Earth) was a good way to do this. The Committee believed that putting a statement of respect for Hina Maya in the Preamble would show the Tribe's commitment without creating any specific, enforceable rights.

Committee Recommendations

- See **Committee Motion #01** for proposed corrections to typographical errors, OCR errors, and style.

Page 1

- After line 8, **add** a new paragraph that reads: "The citizens of the Iowa Tribe of Kansas and Nebraska recognize the critical importance of Hina Maya (Mother Earth) to our existence as a people, our history and culture. Without Hina Maya, we cannot practice our traditional ways which are vital to our physical, mental, and spiritual health. Through Hina Maya we are connected to our past and our future is ensured."

Final Version, if Committee Motion #04 is Approved

Preamble

We, the members of the Iowa Tribe of Kansas and Nebraska, initially organized under a Constitution approved February 26, 1937, pursuant to the Indian Reorganization Act (IRA) of June 18, 1934 (48 Stat. 984), do hereby establish this Constitution under the authority of the IRA in order to form a more functional government, develop our tribal resources and promote the economic and social welfare of ourselves and our descendants.

The citizens of the Iowa Tribe of Kansas and Nebraska recognize the critical importance of Hina Maya (Mother Earth) to our existence as a people, our history and culture. Without Hina Maya, we cannot practice our traditional ways which are vital to our physical, mental, and spiritual health. Through Hina Maya we are connected to our past and our future is ensured.

Constitution Committee Motion #05
Amendments to Article II and Subsequent Sections

Although the current Constitution distinguishes between membership (governed by Article II, § 1) and enrollment (governed by Article II, § 2), the Committee heard concerns that too often the two ideas get confused. Thus, the Committee recommends the following amendments to Article II, and to subsequent sections of the Constitution where appropriate.

In addition, because the current Constitution Section 1 describes membership in mandatory terms, and because the current Constitution does not allow for members to relinquish their membership, the Committee thought it necessary to add language allowing members relinquish their membership (but not describing a specific process for doing so, which can be set forth by ordinance).

Committee Recommendations

- See **Committee Motion #01** for proposed corrections to typographical errors, OCR errors, and style.
- See **Committee Motion #03** for proposed amendments deleting most references to the Secretary of the Interior.

Page 1

- Title
 - Line 13: Amend the title to read: **“ARTICLE II – MEMBERSHIP, CITIZENSHIP, AND ENROLLMENT”**
- Section 1
 - Between Lines 20-21: after Subsection b, **add** a new paragraph that reads “Notwithstanding the foregoing, the membership of the Iowa Tribe of Kansas and Nebraska shall not include any person who has formally relinquished their membership.”
- Section 2
 - Line 21:
 - as the first sentence of this Section, **insert** “Only citizens of the Iowa Tribe of Kansas and Nebraska shall be eligible for enrollment.”
 - **delete** “enrolled as members of” and **replace it with** “members or citizens of, or enrolled with,”
 - Lines 22-23: **delete** “enrollment as members of” and **replace it with** “membership in, citizenship of, or enrollment with,”
 - Line 25: **delete** “membership” and **replace it with** “enrollment”
 - Line 26: **delete** “membership in” and **replace it with** “such membership in, citizenship of, and enrollment with, as applicable,”
- Section 3
 - Line 28: **delete** “membership” and **replace it with** “enrollment”

Page 2

- Section 4
 - Line 4: **delete** “a” and **replace it with** “an enrolled”
- After Section 4
 - Between Lines 4-5: **Add** a new section that reads as follows: “Section 5. References in this Constitution and the laws of the Iowa Tribe of Kansas and Nebraska to “members,” “citizens,” or “tribal citizens” of the Iowa Tribe of Kansas and Nebraska shall mean the persons included in the membership of the Iowa Tribe of Kansas and Nebraska described in Article II, Section 1 of this Constitution. References to “enrolled members” or “enrolled citizens” are limited to those persons enrolled with the Iowa Tribe of Kansas and Nebraska in accordance with this Article II.”

Page 5

- Article VI
 - Section 3
 - Line 11: **insert** “enrolled” before “tribal members”
- Article VIII
 - Section 1
 - Line 30: **insert** “enrolled” before “members”

Page 7

- Article IX
 - Section 3
 - Line 4 **insert** “enrolled” before “member”
 - Section 4
 - Line 7: **insert** “enrolled” before “member”
 - Section 5
 - Line 29: **delete** “a” and **replace it with** “an enrolled”

Page 9

- Article XI
 - Section 6
 - Line 30: **insert** “enrolled” before “tribal members”

Page 11

- Article XII
 - Section 3
 - Line 4: **insert** “enrolled” before “tribal members”

Final Version, if Committee Motion #05 is Approved

Article II – Membership, Citizenship, and Enrollment

Section 1. The membership of the Iowa Tribe of Kansas and Nebraska shall consist of the following:

- a. All persons of Indian blood whose names appear on the official census roll of the tribe as of January 1, 1937; provided that the roll may be corrected at any time by the General Council.
- b. All lineal descendants of persons enrolled under Section 1(a), one of whose parents is an enrolled member of the tribe and; provided such descendant possesses Iowa Tribe of Kansas and Nebraska Indian blood.

Notwithstanding the foregoing, the membership of the Iowa Tribe of Kansas and Nebraska shall not include any person who has formally relinquished their membership.

Section 2. Only citizens of the Iowa Tribe of Kansas and Nebraska shall be eligible for enrollment. Persons who are members or citizens of, or enrolled with, another Indian tribe shall not be eligible for enrollment with the Iowa Tribe of Kansas and Nebraska if they have, by virtue of membership in, citizenship of, or enrollment with, another Indian tribe, shared in assets of that tribe, including land or monetary benefits. Persons who are members or citizens of or enrolled with another Indian tribe and have not shared in tribal assets as specified above, shall be eligible for enrollment with the Iowa Tribe of Kansas and Nebraska if they file a formal relinquishment of such membership in, citizenship of, and enrollment with, as applicable, the other tribe.

Section 3. The Executive Committee shall serve as the enrollment committee and shall approve enrollment with the Iowa Tribe of Kansas and Nebraska and shall have the authority to enact resolutions consistent with Article II of this Constitution and to establish enrollment procedures.

Section 4. Honorary tribal membership may be bestowed by the Executive Committee of the Iowa Tribe of Kansas and Nebraska. This honorary membership will entitle the individual to the title of “honorary tribal member” only, and does not qualify any such honorary member for tribal benefits, assets, or the right to vote as an enrolled member.

Section 5. References in this Constitution and the laws of the Iowa Tribe of Kansas and Nebraska to “members,” “citizens,” or “tribal citizens” of the Iowa Tribe of Kansas and Nebraska shall mean references to persons included in the membership of the Iowa Tribe of Kansas and Nebraska described in Article II, Section 1 of this Constitution. References to “enrolled members” or “enrolled citizens” are limited to those individuals enrolled with the Iowa Tribe of Kansas and Nebraska in accordance with this Article II.

Constitution Committee Motion #06 Amendments to Article IV

The Committee observed that the Constitution frequently uses “member” to refer to *tribal members*, but also uses “member” to refer to the *Member position on the Executive Committee*. To alleviate confusion, the Committee recommends changing the title of office to “Member at Large.”

Committee Recommendations

- See **Committee Motion #01** for proposed corrections to typographical errors, OCR errors, and style.
- See **Committee Motion #02** for proposed amendments achieving gender neutrality.
- See **Committee Motion #05** concerning uses of the terms “member,” “citizen,” and “enrolled member.”

Page 3

- Article IV
 - Section 2
 - Line 4: **delete** “member” and **replace it with** “Member at Large”

Page 6

- Article IX
 - Section 1
 - Line 17: after “Member” **insert** “at Large”

Final Version, if Committee Motion #06 is Approved

ARTICLE IV – Governing Bodies

Section 1. The General Council. The General Council, composed of all enrolled members who are at least eighteen (18) years of age, shall exercise those governing authorities specifically set out for its use in this Constitution, subject to any limitation imposed by the laws or Constitution of the United States.

Section 2. The Executive Committee. The Executive Committee, composed of five (5) members elected at large from the General Council for four-year terms of office, shall exercise those authorities delegated to it by this Constitution. The General Council shall elect, by secret ballot, a Chairperson, Vice-Chairperson, Secretary, Treasurer and Member at Large.

Constitution Committee Motion #07
Amendments to Article V

The Committee identified language in Article V, Section 1.a and Section 2 that seemed unnecessary, and recommends its deletion. In addition, the Committee wanted to clarify that a reference to a “Superintendent” is to the regional Bureau of Indian Affairs Superintendent, and that a reference to the “Secretary” was to the Secretary of the Interior.

Committee Recommendations

- See **Committee Motion #01** for proposed corrections to typographical errors, OCR errors, and style.
- See **Committee Motion #03** for proposed amendments deleting most references to the Secretary of the Interior.

Page 3

- Article V
 - Section 1
 - Lines 10-11: **delete** “including participation in the Farmers Home Administration Loan Program (84 Stat. 120)”
 - Section 2
 - Lines 30-31: **delete** “and may be exercised through the adoption of appropriate constitutional amendments”
 - Section 3
 - Line 34: before “Superintendent” **insert** “BIA”
 - Line 35: after “Secretary” **insert** “of the Interior”

Constitution Committee Motion #08 Amendments to Article VI

Based on ITKN member feedback and Committee deliberations, the Committee recommends several substantive changes. (1) In Section 1, the Committee recommends two changes. (1a) The first would give any Executive Committee member subject to removal fourteen (14) days instead of ten (10) days notice of the charges against them. (1b) The second adds new language requiring the publication of notice of any Executive Committee meeting at which removal will be considered, and allows General Council members (and legal counsel for the Tribe and for the accused) to attend that meeting. (2) In Section 2, the Committee recommends language to clarify that the standard for recall would be based on the number of persons who voted in the prior election, and not on the specific voters from that election. (3) In Section 3, the Committee recommends two changes. (3a) First, the Committee felt that a threshold of 60 signatures was too low for a Tribe with almost 5,000 members, and recommended changing the requirement for Initiative and Referendum to a percentage of the voters in the prior election. (3b) Second, the Committee thought that the parenthetical references to Section 2 was unnecessary and recommends deleting it.

Committee Recommendations

- See **Committee Motion #01** for proposed corrections to typographical errors, OCR errors, and style.
- See **Committee Motion #02** for proposed amendments achieving gender neutrality.
- See **Committee Motion #03** for proposed amendments deleting most references to the Secretary of the Interior.

Page 4

- Article VI
 - Section 1
 - Line 18: **delete** “ten (10)” and **replace it with** “fourteen (14)”
 - Line 20: after “meeting.” **add** “Notice of such Executive Committee meeting and a statement of such changes shall be posted to the “members only” area of the Iowa Tribe of Kansas and Nebraska website for a period beginning at least fourteen (14) days prior to such Executive Committee meeting. Such meeting shall be open to the General Council of the Iowa Tribe of Kansas and Nebraska but shall be closed to persons who are not included in the General Council of the Iowa Tribe of Kansas and Nebraska, provided, however, that counsel for the accused and for the Iowa Tribe of Kansas and Nebraska may be present during such meeting for the sole purpose of conferring with their client.”
 - Section 2
 - Line 24: between “by” and “at” **insert** “a number of eligible voters which is”

- Line 25: between “of” and “voters” **insert** “eligible”

Page 5

- Article VI
 - Section 3
 - Lines 3-4: **delete** “at least sixty (60) qualified voters” and **replace it with** “a number of eligible voters which is at least fifty percent (50%) of the number of eligible voters who signed the register at the preceding election”
 - Line 6: **delete** “(See Section 2 of this Article for Recall.)”
 - Line 16: **delete** “(See Section 2 of this Article for Recall.)”

Final Version, if Committee Motion #08 is Approved

ARTICLE VI – Removal, Recall, Referendum and Filling Vacancies

Section 1. Removal. Any member of the Executive Committee or other official of the Iowa Tribe of Kansas and Nebraska, who during the term for which they are elected or appointed, is convicted of a felony, shall automatically forfeit their office, effective on the date of their initial conviction in court. Any such official found guilty in any court, or by the Executive Committee, of behavior involving misconduct reflecting on the dignity and integrity of the tribal government, malfeasance in office, or gross neglect of duty, may be removed from office if at least four (4) members of the Executive Committee vote in favor of such removal. Voting must be by secret ballot and the Chairperson is entitled to vote. If the accused is a member of the Executive Committee, the accused shall have the right to cast a secret ballot. Before any vote for removal from office is taken, such member shall be given a written statement of the charges against them at least fourteen (14) days before the meeting of the Executive Committee at which they are to appear, and they shall be given an opportunity to answer any and all charges at the designated Executive Committee meeting. Notice of such Executive Committee meeting and a statement of such charges shall be posted to the “members only” area of the Iowa Tribe of Kansas and Nebraska website for a period beginning at least fourteen (14) days prior to such Executive Committee meeting. Such meeting shall be open to the General Council of the Iowa Tribe of Kansas and Nebraska but shall be closed to persons who are not included in the General Council of the Iowa Tribe of Kansas and Nebraska; provided, however, that counsel for the accused and for the Iowa Tribe of Kansas and Nebraska may be present during such meeting for the sole purpose of conferring with their client.

The decision of the Executive Committee shall be final, and such Executive Committee member or official shall not be returned to office unless duly elected by the General Council. No member of the Executive Committee shall preside over the meeting at which their removal is being considered.

Section 2. Recall. Upon receipt of a petition signed by a number of eligible voters which is at least seventy-five percent (75%) of the number of eligible voters who signed the register at the preceding election, it shall be the duty of the Chairperson to call and conduct within thirty (30) days, a special meeting of the General Council to consider the recall of a member of the Executive Committee. Such meeting is subject to quorum provisions. Only one (1) member of the Executive Committee shall be considered for recall at any given recall meeting. Once an individual is subjected to recall proceedings, they shall not again be considered for such action during the balance of their term of office. If the Chairperson is the object of a recall petition, it shall be the duty of the Vice-Chairperson to call and conduct the special recall meeting. If the Vice-Chairperson refuses to call and conduct such a meeting, the other officers in descending rank shall be empowered to do so. If each of the Executive Committee members refuses to call and conduct such a meeting, the spokesperson for the petitioners shall be empowered to do so.

Section 3. Initiative and Referendum. Upon receipt of a petition signed by a number of eligible voters which is at least fifty percent (50%) of the number of eligible voters who signed the register at the preceding election, it shall be the duty of the Chairperson to call and conduct within thirty (30) days, a special meeting of the General Council for the purpose of presenting to the voters for their determination any issue or question, except recall. If the Chairperson refuses to call such a meeting, the Vice-Chairperson or other officer in descending rank shall be empowered to do so. If each of the Executive Committee members refuses to call and conduct such a meeting, the spokesperson for the petitioners shall be empowered to do so. The decision of the majority of those voting shall be binding on the Executive Committee, provided a quorum is present. Once a petition concerning any issue or question has been submitted to a vote of the enrolled tribal members and rejected, that same issue or question shall not again be considered for such action for at least six (6) months.

The Chairperson, upon written request by a majority of the Executive Committee, shall be required to call and conduct a special meeting of the General Council within thirty (30) days after receipt of such notice for the purpose of presenting to the voters for their determination, any issue or question except recall. If the Chairperson refuses to call such meeting, the Vice-Chairperson or other office in descending rank shall be empowered to do so.

Section 4. Vacancies. Any vacancies in the membership of the Executive Committee shall be filled as provided for in Article IX section 5. Vacancies in appointive positions shall be filled by appointment of the Executive Committee.

Constitution Committee Motion #08 Amendments to Article VI

Based on ITKN member feedback and Committee deliberations, the Committee recommends several substantive changes. (1) In Section 1, the Committee recommends two changes. (1a) The first would give any Executive Committee member subject to removal fourteen (14) days instead of ten (10) days notice of the charges against them. (1b) The second adds new language requiring the publication of notice of any Executive Committee meeting at which removal will be considered, and allows General Council members (and legal counsel for the Tribe and for the accused) to attend that meeting. (2) In Section 2, the Committee recommends language to clarify that the standard for recall would be based on the number of persons who voted in the prior election, and not on the specific voters from that election. (3) In Section 3, the Committee recommends two changes. (3a) First, the Committee felt that a threshold of 60 signatures was too low for a Tribe with almost 5,000 members, and recommended changing the requirement for Initiative and Referendum to a percentage of the voters in the prior election. (3b) Second, the Committee thought that the parenthetical references to Section 2 was unnecessary and recommends deleting it.

Committee Recommendations

- See **Committee Motion #01** for proposed corrections to typographical errors, OCR errors, and style.
- See **Committee Motion #02** for proposed amendments achieving gender neutrality.
- See **Committee Motion #03** for proposed amendments deleting most references to the Secretary of the Interior.

Page 4

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- Line 25: between “of” and “voters” **insert** “eligible”

Page 5

- Article VI
 - Section 3
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 - Line 6: **delete** “(See Section 2 of this Article for Recall.)”
 - Line 16: **delete** “(See Section 2 of this Article for Recall.)”

Final Version, if Committee Motion #08 is Approved

ARTICLE VI – Removal, Recall, Referendum and Filling Vacancies

Section 1. Removal. Any member of the Executive Committee or other official of the Iowa Tribe of Kansas and Nebraska, who during the term for which they are elected or appointed, is convicted of a felony, shall automatically forfeit their office, effective on the date of their initial conviction in court. Any such official found guilty in any court, or by the Executive Committee, of behavior involving misconduct reflecting on the dignity and integrity of the tribal government, malfeasance in office, or gross neglect of duty, may be removed from office if at least four (4) members of the Executive Committee vote in favor of such removal. Voting must be by secret ballot and the Chairperson is entitled to vote. If the accused is a member of the Executive Committee, the accused shall have the right to cast a secret ballot. Before any vote for removal from office is taken, such member shall be given a written statement of the charges against them at least fourteen (14) days before the meeting of the Executive Committee at which they are to appear, and they shall be given an opportunity to answer any and all charges at the designated Executive Committee meeting. Notice of such Executive Committee meeting and a statement of such charges shall be posted to the “members only” area of the Iowa Tribe of Kansas and Nebraska website for a period beginning at least fourteen (14) days prior to such Executive Committee meeting. Such meeting shall be open to the General Council of the Iowa Tribe of Kansas and Nebraska but shall be closed to persons who are not included in the General Council of the Iowa Tribe of Kansas and Nebraska; provided, however, that counsel for the accused and for the Iowa Tribe of Kansas and Nebraska may be present during such meeting for the sole purpose of conferring with their client.

The decision of the Executive Committee shall be final, and such Executive Committee member or official shall not be returned to office unless duly elected by the General Council. No member of the Executive Committee shall preside over the meeting at which their removal is being considered.

Section 2. Recall. Upon receipt of a petition signed by a number of eligible voters which is at least seventy-five percent (75%) of the number of eligible voters who signed the register at the preceding election, it shall be the duty of the Chairperson to call and conduct within thirty (30) days, a special meeting of the General Council to consider the recall of a member of the Executive Committee. Such meeting is subject to quorum provisions. Only one (1) member of the Executive Committee shall be considered for recall at any given recall meeting. Once an individual is subjected to recall proceedings, they shall not again be considered for such action during the balance of their term of office. If the Chairperson is the object of a recall petition, it shall be the duty of the Vice-Chairperson to call and conduct the special recall meeting. If the Vice-Chairperson refuses to call and conduct such a meeting, the other offices in descending rank shall be empowered to do so. If each of the Executive Committee members refuses to call and conduct such a meeting, the spokesperson for the petitioners shall be empowered to do so.

Section 3. Initiative and Referendum. Upon receipt of a petition signed by a number of eligible voters which is at least fifty percent (50%) of the number of eligible voters who signed the register at the preceding election, it shall be the duty of the Chairperson to call and conduct within thirty (30) days, a special meeting of the General Council for the purpose of presenting to the voters for their determination any issue or question, except recall. If the Chairperson refuses to call such a meeting, the Vice-Chairperson or other officer in descending rank shall be empowered to do so. If each of the Executive Committee members refuses to call and conduct such a meeting, the spokesperson for the petitioners shall be empowered to do so. The decision of the majority of those voting shall be binding on the Executive Committee, provided a quorum is present. Once a petition concerning any issue or question has been submitted to a vote of the enrolled tribal members and rejected, that same issue or question shall not again be considered for such action for at least six (6) months.

The Chairperson, upon written request by a majority of the Executive Committee, shall be required to call and conduct a special meeting of the General Council within thirty (30) days after receipt of such notice for the purpose of presenting to the voters for their determination, any issue or question except recall. If the Chairperson refuses to call such meeting, the Vice-Chairperson or other office in descending rank shall be empowered to do so.

Section 4. Vacancies. Any vacancies in the membership of the Executive Committee shall be filled as provided for in Article IX section 5. Vacancies in appointive positions shall be filled by appointment of the Executive Committee.

Constitution Committee Motion #09 Amendments to Article IX

Based on ITKN member feedback and extensive Committee deliberations, the Committee initially recommended deleting language from Article IX, Section 2 that prohibits absentee and write-in voting. However, that recommendation was the subject of a motion at the October 19, 2024, meeting of the General Council and is no longer part of the Committee's recommendations. The only remaining Committee recommendation, then, is to delete unnecessary language from Article IX, Section 4.

Committee Recommendations

- See **Committee Motion #01** for proposed corrections to typographical errors, OCR errors, and style.
- See **Committee Motion #02** for proposed amendments achieving gender neutrality.
- See **Committee Motion #05** concerning uses of the terms “member,” “citizen,” and “enrolled member.”

Page 7

- Article IX
 - Section 2
 - Lines 27-29: *Note that this is where the Committee initially recommended deleting the sentence that read “Further, such ordinance shall require that no write in votes or absentee ballots be accepted in any tribal election since elections shall be conducted during meetings of the General Council.” By motion at the General Council meeting on October 19, 2024, that proposed amendment was stricken from the Committee’s recommendations.*
 - Section 4
 - Line 10
 - **delete** “any member who”

Constitution Committee Motion #10 Amendments to Article XI

The Committee received feedback from ITKN members that the “Member” (designated as “Member at Large” by previous motion) position on the Executive Committee was undefined and had not duties assigned by the Constitution. Upon seeking member feedback about the appropriate role for the Member at Large and extensive Committee deliberation, the Committee recommends making the Member at Large an ombudsperson for the Executive Committee, with responsibility for outreach to the ITKN membership.

Committee Recommendations

- See **Committee Motion #01** for proposed corrections to typographical errors, OCR errors, and style.
- See **Committee Motion #02** for proposed amendments achieving gender neutrality.
- See **Committee Motion #03** for proposed amendments deleting most references to the Secretary of the Interior.
- See **Committee Motion #05** concerning uses of the terms “member,” “citizen,” and “enrolled member.”
- See **Committee Motion #6** designating the Executive Committee “Member” as “Member at Large”

Page 9

- Article XI
 - **Inserts** new Section 5 as follows: “Section 5. Member at Large. The purpose of the Member at Large is to represent and advocate for all members of the Iowa Tribe of Kansas and Nebraska, regardless of where they live, while addressing challenges and trends facing them, and shall be responsible for providing responses.”
 - Previous Section 5 **renumbered** as Section 6.
 - Previous Section 6 **renumbered** as Section 7.

Constitution Committee Motion #11
Amendments to Article XV

Committee deliberations identified two concerns with Article XV, and as a result the Committee recommends two amendments. (1) First, the Committee was concerned that, in a Tribe with almost 5,000 members, any 100 of them could trigger the constitutional amendment process by petitioning the Secretary of the Interior; the Committee recommends instead tying that numerical threshold to voting in the prior ITKN election. (2) The reference to 25 C.F.R. Part 52 is out of date, as the regulations for Secretarial Election have moved to 25 C.F.R. Part 81; rather than citing to a particular C.F.R. Part, which could be moved again, the Committee recommends generally referring to Interior's regulations.

Committee Recommendations

- See **Committee Motion #01** for proposed corrections to typographical errors, OCR errors, and style.
- See **Committee Motion #03** for proposed amendments deleting most references to the Secretary of the Interior.
- See **Committee Motion #05** concerning uses of the terms “member,” “citizen,” and “enrolled member.”

Page 12

- Article XV
 - Lines 8-9: **delete** “of at least one hundred (100) qualified voters of the Iowa Tribe of Kansas and Nebraska” and **replace it with** “signed by a number of eligible voters which is at least seventy-five percent (75%) of the number of eligible voters who signed the register at the preceding election”
 - Lines 10-11: **delete** “set forth in 25 CFR 52” and **replace it with** “promulgated by the Secretary of the Interior”

See next page for final version if Committee Motion #11 is approved.

Final Version, if Committee Motion #11 is Approved

ARTICLE XV - Amendments

This Constitution may be amended by a majority vote of the qualified voters of the Iowa Tribe of Kansas and Nebraska voting in an election called for that purpose by the Secretary of the Interior, provided that at least thirty percent (30%) of those entitled to vote shall vote in such election; but no amendment shall become effective until the election results approving such amendment shall have been certified by the Secretary of the Interior.

It shall be the duty of the Secretary of the Interior to call an election on any proposed amendment at the request of the General Council, the Executive Committee, or upon receipt of a petition signed by a number of eligible voters which is at least seventy-five percent (75%) of the number of eligible voters who signed the register at the preceding election. The amendment shall be conducted pursuant to regulations promulgated by the Secretary of the Interior.

Constitution Committee Motion #12
Proposed Amendment to Create New Article XVII – Rights of Nature

Upon receiving feedback from ITKN members that the ITKN Constitution should include language making environmental protection a priority, which commenters suggested was consistent with ITKN traditional ways, the Constitution Committee conducted extensive research into Tribal, State, and Foreign Nation constitutions that include such language. Drawing on these examples, the Constitution Committee drafted a proposed new Article XVII that would make it a policy priority to preserve ITKN lands, waters, air quality, animal and plant life, and other important resources.

Committee Recommendation

Page 12

- After Line 16: **Add** the following new provision:

ARTICLE XVII – Rights of Nature

For the benefit of present and future generations, the Iowa Tribe of Kansas and Nebraska shall conserve and protect Hina Maya (Mother Earth), the natural beauty and all natural resources on tribal lands, including land, water, air, minerals, soil, animals, plants, and energy sources. Ecosystems, natural communities, and species within tribal lands possess inherent, fundamental, and inalienable rights to naturally exist, flourish, regenerate, and evolve, and to restoration, recovery, and preservation. The Iowa Tribe of Kansas and Nebraska and its governing bodies have an obligation to protect, maintain, and regulate the use of natural resources.

Constitution Committee Motion #13
Consolidation of Approved Motions

The secretarial election process will go much more smoothly if all of the proposed amendments that are approved by the General Council are submitted for a single vote in the secretarial election.

Committee Recommendation

The Committee moves that the substance of the motions approved during today's General Council meeting be consolidated into a single proposal before being sent to the Secretary of the Interior for secretarial election, provided that any motion that was defeated during today's General Council meeting shall not be included in the consolidated proposal.