



Council of the Cherokee Nation

Cherokee Nation Complex
17675 S. Muskogee Ave.
Tahlequah, OK 74464

Tribal Council Minutes - Final TRIBAL COUNCIL

Meredith Frailey, Speaker

Recording Secretary, Shelli Brittain

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Thursday, February 23, 2012

4:00 PM

Council Chambers

This meeting was originally scheduled for Monday, February 13th.

CALL TO ORDER

Meredith Frailey
Speaker of the Council

Speaker Frailey called the meeting to order.

INVOCATION

Councilor Keener gave the invocation.

ROLL CALL

Shelli Brittain
Legal & Legislative Coordinator

Present 17 - Buel Anglen; David Thornton, Sr. ; Don Garvin; Jack D. Baker; Meredith Frailey; Chuck Hoskin Jr. ; Curtis Snell; David Walkingstick; Lee Keener Jr.; Dick Lay; Jodie Fishinghawk; Janelle Fullbright; Cara Cowan Watts; Julia Coates; Tina Glory Jordan; Frankie Hargis and Joe Byrd

AMEND THE AGENDA

Councilor Jack D. Baker moved to amend the agenda to include three items from Community Service 1) the IRR roads update, 2) the FY2008 housing plan and 3) and the Mayes County Bridge resolution and from Rules committee the item amending the resolutions for the new CNB Board members. Councilor Glory-Jordan seconded the motion. The motion carried as new business items 12 through 15.

Councilor Hargis moved to amend the agenda to move Council new business items 5, 6, and 7 to follow the State of the Nation. Councilor Walkingstick seconded the motion. The motion carried.

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

Councilor Cowan Watts moved to approve the January 16th regular session and the January 26th special session minutes in Toto. Councilor Jack D. Baker seconded the motion. The motion carried.

STATE OF THE NATION

Bill John Baker
Principal Chief

Chief Baker announced they have rolled out the economic impact statement for the Cherokee Nation showing where money is spent county by county. The distribution of checks totaling over \$3ml were given to the schools on President's Day. CNB has recently signed a \$5.7ml contract for design and renovation at Dover Air Force Base, CRC has signed a \$1.6ml contract with Dover AFB, Red Wing has just signed a \$18.4ml and a \$20ml contract to provide nonstandard materials and services to the Army. He recognized two of our EMT's were received honors at the Annual National Native American Medical Services Association Conference. We hosted the Cherokee Nation Science Fair at NSU which had ninety-six entries from seven schools across the fourteen counties. He recognized two of the science fair winners who will represent the Cherokee Nation at the National Contest in May. Free and open to the public beginning Cherokee language classes are scheduled to start next month in eight counties. He requested a moment of silence for those Cherokee citizens whom we have lost over the last month. Veterans honored for the month of February were brothers James Carl Warrington and Lindsay Eugene Warrington also recognized was Curtis G. Johnson.

NEW BUSINESS

5. [11-098](#) **A RESOLUTION ELECTING THE OFFICE OF SPEAKER FOR THE CHEROKEE NATION TRIBAL COUNCIL**

 Speaker Frailey moved to approve. Councilor Fishinghawk seconded the motion. The motion carried.

 Enactment No: R-19-12

6. [11-099](#) **A RESOLUTION ELECTING THE OFFICE OF DEPUTY SPEAKER FOR THE CHEROKEE NATION TRIBAL COUNCIL**

 Speaker Frailey moved to approve. Councilor Glory-Jordan seconded the motion. The motion carried.

7. [11-100](#) **A RESOLUTION ELECTING THE OFFICE OF SECRETARY OF THE TRIBAL COUNCIL**

 Speaker Frailey moved to approve. Councilor Hoskin Jr. seconded the motion. The motion carried.

 Enactment No: R-21-12

SWEARING IN

Justice Wilcoxon swore in Tina Glory-Jordan as the Speaker of the Council, Chuck Hoskin Jr. as the Deputy Speaker of the Council and Shawna Calico as an Election Commissioner.

ACTION OF UNFINISHED BUSINESS

None pending.

COMMITTEE REPORTS

Monthly Reports:

Housing Authority - David Southerland

Mr. Southerland announced they are gearing up for new construction. They have mailed letters to families that are on the self-help home waiting list and the vacant mutual help home waiting list to offer them the new program first. They will begin taking applications in the near future from everyone else. A decision needs to be made soon in regard to the number of applications to be taken per year. They have begun constructing the three model homes which will be used as office space once complete. He encouraged everyone to stop by and look at the homes. There will be sixteen contracts awarded on the model homes, twelve of which will be awarded to TERO vendors. The Housing Authority will serve as the general contractor of the model homes. The premiums for the Community Shield homeowners coverage have gone up \$1 per year.

Cherokee Nation Business, Inc - David Stewart

Mr. Stewart reported the financial results are very strong. The net income is at \$11.5ml which is 5% above budget. Their projects are on schedule and the expansion at the Hard Rock is being funded with cash.

OLD BUSINESS

None pending.

NEW BUSINESS

Community Services Committee

1. [12-004](#) **A RESOLUTION AUTHORIZING THE REVISION OF THE FY 2012 INDIAN HOUSING PLAN**

Councilor Glory-Jordan moved to approve. Councilor Flshinghawk seconded the motion. All Council members requested to be addedd as sponsors. The motion carried.

Enactment No: R-22-12

Education and Culture Committee

2. [12-003](#) **AN ACT AMENDING LEGISLATIVE ACT 31-07 PROVIDING HIGHER EDUCATION SCHOLARSHIPS FOR CHEROKEE NATION STUDENTS**

Councilor Walkingstick moved to approve and made an amendment to Section 5 by striking four years and inserting ten semesters. Councilor Glory-Jordan seconded the motion. All Councilors requested to be added as sponsors. The motion to approve carried by acclamation.

Enactment No: LA-03-12B

Resource Committee

3. [12-001](#) **A RESOLUTION REQUESTING THE DONATION OF THREE SELF-CONTAINED BREATHING APPARATUSES AND A STOKES BASKET TO THE MID-COUNTY FIRE DEPARTMENT LOCATED IN ADAIR COUNTY, OKLAHOMA**

Councilor Fishinghawk moved to approve. Councilor Byrd seconded the motion. The motion carried.

Enactment No: R-23-12

4. [12-002](#) **A RESOLUTION REQUESTING THE DONATION OF A 25' FLAG POLE FOR THE PROCTOR CEMETERY LOCATED IN PROCTOR, OKLAHOMA**

Councilor Fishinghawk moved to approve. Councilor Hargis seconded the motion. The motion carried.

Enactment No: R-24-12

Rules Committee

8. [12-011](#) **AN ACT AMENDING LEGISLATIVE ACT 25-01 THE FREEDOM OF INFORMATION ACT SETTING FORTH DISCLOSURE REQUIREMENTS AND DECLARING AN EMERGENCY**

Councilor Thornton moved to approve by acclamation. Councilor Garvin seconded the motion. The motion carried.

Enactment No: LA-04-12

9. [11-120](#) **AN ACT REVISING TITLE 51 ("IMPEACHMENT"), CHAPTER 8, SECTIONS 81 - ? OF THE CHEROKEE NATION CODE ANNOTATED; AMENDING LA#10-02; AND DECLARING AN EMERGENCY**

Councilor Hoskin Jr. moved to approve. Councilor Hargis seconded the motion. The motion carried by acclamation.

Enactment No: LA-05-12

Executive and Finance Committee

10. [12-014](#) **AN ACT AMENDING LEGISLATIVE ACT #20-11 AUTHORIZING THE COMPREHENSIVE OPERATING BUDGET FOR FISCAL YEAR 2012 - MOD 5; AND DECLARING AN EMERGENCY**
- Councilor Jack D. Baker moved to approve by acclamation. Councilor Garvin seconded the motion. The motion carried.
- Enactment No: LA-06-12
11. [12-015](#) **AN ACT AMENDING LEGISLATIVE ACT #21-11 AUTHORIZING THE CAPITAL APPROPRIATIONS BUDGET FOR FISCAL YEAR 2012 - MOD 2; AND DECLARING AN EMERGENCY**
- Councilor Jack D. Baker moved to approve by acclamation. Councilor Garvin seconded the motion. The motion carried.
- Enactment No: LA-07-12
12. [12-017](#) **A RESOLUTION AUTHORIZING THE BUREAU OF INDIAN AFFAIRS (BIA) TO REVISE AND UPDATE THE CHEROKEE NATION'S INVENTORY OF INDIAN RESERVATION ROADS**
- Councilor Glory-Jordan moved to approve. Councilor Byrd seconded the motion. The motion carried.
- Enactment No: R-25-12
13. [12-028](#) **A RESOLUTION AUTHORIZING AN APPLICATION TO THE FEDERAL HIGHWAY ADMINISTRATION FOR INDIAN RESERVATION ROADS BRIDGE PROGRAM FUNDING FOR BRIDGE #15 OVER ROCK CREEK, MAYES COUNTY, OKALHOMA**
- Councilor Hoskin Jr. moved to approve. Councilor Garvin seconded the motion. The motion carried.
- Enactment No: R-26-12
14. [12-019](#) **A RESOLUTION AUTHORIZING THE REVISION OF THE 2008 INDIAN HOUSING PLAN**
- Councilor Hoskin Jr. moved to approve. Councilor Hargis seconded the motion. The motion carried.
- Enactment No: R-27-12
- Councilor Hoskin Jr. moved to approve in Toto items 15A through 15J. Councilor Thornton seconded the motion. The motion carried.
- 15A [12-030](#) **A RESOLUTION AMENDING RESOLUTION 83-11 CONFIRMING THE NOMINATION OF BRENT TAYLOR AS A BOARD MEMBER OF CHEROKEE NATION BUSINESSES, LLC**
- Approved in Toto.
- Enactment No: R-29-12
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- 15B [12-031](#) **A RESOLUTION AMENDING RESOLUTION 84-11 CONFIRMING THE NOMINATION OF BOB BERRY AS A BOARD MEMBER OF CHEROKEE NATION BUSINESSES, LLC**
Approved in Toto.
Enactment No: R-30-12
- 15C [12-032](#) **A RESOLUTION AMENDING RESOLUTION 85-11 CONFIRMING THE NOMINATION OF REX EARL STARR AS A BOARD MEMBER OF CHEROKEE NATION BUSINESSES, LLC**
Approved in Toto.
Enactment No: R-31-12
- 15D [12-033](#) **A RESOLUTION AMENDING RESOLUTION 86-11 CONFIRMING THE NOMINATION OF TOMMYE SUE BRADSHAW WRIGHT AS A BOARD MEMBER OF CHEROKEE NATION BUSINESSES, LLC**
Approved in Toto.
Enactment No: R-32-12
- 15E [12-034](#) **A RESOLUTION AMENDING RESOLUTION 87-11 CONFIRMING THE NOMINATION OF MICHAEL WATKINS AS A BOARD MEMBER OF CHEROKEE NATION BUSINESSES, LLC**
Approved in Toto.
Enactment No: R-33-12
- 15F [12-035](#) **A RESOLUTION AMENDING RESOLUTION 05-12 CONFIRMING THE NOMINATION OF HAROLD RAY "SAM" HART AS A BOARD MEMBER OF CHEROKEE NATION BUSINESSES, LLC**
Approved in Toto.
Enactment No: R-34-12
- 15G [12-036](#) **A RESOLUTION AMENDING RESOLUTION 06-12 CONFIRMING THE NOMINATION OF GARY COOPER AS A BOARD MEMBER OF CHEROKEE NATION BUSINESSES, LLC**
Approved in Toto.
Enactment No: R-35-12

- 15H [12-037](#) **A RESOLUTION AMENDING RESOLUTION 07-12 CONFIRMING THE NOMINATION OF JERRY HOLDERBY AS A BOARD MEMBER OF CHEROKEE NATION BUSINESSES, LLC**

Approved in Toto.

Enactment No: R-36-12

- 15I [12-038](#) **A RESOLUTION AMENDING RESOLUTION 08-12 CONFIRMING THE NOMINATION OF RICKY DOHERTY AS A BOARD MEMBER OF CHEROKEE NATION BUSINESSES, LLC**

Approved in Toto.

Enactment No: R-37-12

- 15J [12-039](#) **A RESOLUTION AMENDING RESOLUTION 09-12 CONFIRMING THE NOMINATION OF DEACON TURNER AS A BOARD MEMBER OF CHEROKEE NATION BUSINESSES, LLC**

Approved in Toto.

RECESS

Councilor Glory-Jordan moved to recess. Councilor Fishinghawk seconded the motion. The motion carried at 5:04 p.m.

RECONVENE

Speaker Frailey called the meeting back to order at 5:10 p.m.

ROLL CALL

Present 13 - David Thornton, Sr. ; Don Garvin; Jack D. Baker; Meredith Frailey; Chuck Hoskin Jr. ; Curtis Snell; David Walkingstick; Dick Lay; Jodie Fishinghawk; Janelle Fullbright; Tina Glory Jordan; Frankie Hargis and Joe Byrd

Absent 4 - Buel Anglen; Lee Keener Jr.; Cara Cowan Watts and Julia Coates

AMEND THE AGENDA

Councilor Jack D. Baker moved to amend the agenda to include a resoltuion honoring Prather as an Eagle Scout and two Acts regarding amendments to the Sex Offender legislation. Councilor Garvin seconded the motion. The motion carried.

16. [12-027](#) **A RESOLUTION HONORING KENDALL ALEXANDER PRATHER FOR RECEIVING THE LEVEL OF EAGLE SCOUT FROM THE BOY SCOUTS OF AMERICA**
- Councilor Jack D. Baker moved to approve. Councilor Garvin seconded the motion. The motion carried.
- Enactment No: R-28-12
17. [12-012](#) **AN ACT AMENDING TITLE 63 OF THE CHEROKEE NATION CODE ANNOTATED, AMENDING LEGISLATIVE ACT 22-08 RELATING TO SEX OFFENDER REGISTRATION AND NOTIFICATION AND DECLARING AN EMERGENCY**
- Councilor Jack D. Baker moved to approve. Councilor Garvin seconded the motion. The motion to approve carried by acclamation.
- Enactment No: LA-08-12
18. [12-013](#) **AN ACT AMENDING TITLE 21 OF THE CHEROKEE NATION CODE ANNOTATED, AMENDING LEGISLATIVE ACT 20-08 RELATING TO SEX CRIMES AND OTHER CRIMES AGAINST THE PERSON**
- Councilor Jack D. Baker moved to approve. Councilor Garvin seconded the motion. The motion carried by acclamation.
- Enactment No: LA-09-12

ANNOUNCEMENTS

Attorney General Hembree gave appreciation to Speaker Frailey and stated it has been a pleasure working with her as our first Speaker of the Council. Speaker Frailey commented it has been an honor to serve as the Speaker for the last eight years. She gave appreciation for the Council and the Council staff. Councilor Glory-Jordan gave appreciation to a job well done. Speaker Frailey was given a standing ovation. Speaker Frailey passed the gavel over to Speaker Glory-Jordan.

ADJOURNMENT

Councilor Thornton moved to adjourn. Councilor Hargis seconded the motion. The motion carried at 5:15 p.m.

Next Tribal Council meeting will be held on Monday, March 12th at 6:00 p.m. at the tribal headquarters, W.W. Keeler Complex.