



Council of the Cherokee Nation

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

Tribal Council Minutes - Final TRIBAL COUNCIL

Tina Glory-Jordan, Speaker

Recording Secretary, Shelli Brittain

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Monday, April 22, 2013

6:00 PM

Council Chambers

CALL TO ORDER

Tina Glory-Jordan
Speaker of the Council

Speaker Glory-Jordan called the meeting to order at 6:00 p.m.

INVOCATION

Councilor Byrd 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

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

Councilor Baker moved to approve the March 11, 2013 regular session minutes. Councilor Frailey seconded the motion. The motion carried.

STATE OF THE NATION

Bill John Baker
Principal Chief

Principal Chief Bill John Baker stated it has been an historic month for the Cherokee Nation as they launched an overhaul of the tribe's health system with a one hundred million dollar investment from CNB profits. Last week at the Supreme Court the Cherokee Nation worked with national native organizations to help protect the rights of the Brown family and to ensure the Indian Child Welfare Act is upheld as testimony was heard in the Baby Veronica case. The One Fire Task Force for domestic violence will host an open house at their headquarters in the newly remodeled Cort Mall on April 30th from 10:00 to 2:00. He requested all of the members and volunteers of the task force to stand and be recognized. Chief Baker signed a

proclamation declaring the month of April as Sexual Assault and Child Abuse Awareness Month. Refreshments will be provided following this meeting in the lobby. On May 2nd a fundraising golf tournament will be held at the Cherokee Springs Golf course with all proceeds going to the task force. Just over a week ago we contributed a record \$3.2ml to public schools with car tag money. Since the inception of the tag program the Cherokee Nation has awarded nearly \$30ml to public education. He stated he would be traveling back to Washington D. C. to testify before the United States Congress on federal budget appropriations. He proudly announced during the fiscal year 2012 CNB earned more than \$715ml in revenue, this is a record breaking amount. Later this week they will visit our At Large citizens in California as they host picnics in Bakersfield and the Bay Area. He requested a moment of silence to honor those Cherokee friends and family lost over the last month.

CHEROKEE WARRIOR VETERAN AWARDS

S. Joe Crittenden
Deputy Principal Chief

Deputy Chief Crittenden inquired as to those who visited the Vietnam Memorial Traveling Wall this week while it was at Sequoyah Schools. He honored seven Cherokee Veterans all of whom are Cherokee Marshals: Daniel Mead, Danny Doolin, Joe Rainwater, John W. Catcher, L.D. Drywater, Shannon Buhl and Tony Asbil.

ACTION OF UNFINISHED BUSINESS

None pending.

AMEND THE AGENDA

Councilor Hoskin Jr. moved to amend the agenda to include six items passed out of committees earlier today. Councilor Fishinghawk seconded the motion. The motion carried with the items being added as items 10 - 15 under new business.

COMMITTEE REPORTS

Monthly Reports:

Housing Authority - Gary Cooper

Mr. Cooper announced the next board meeting will be held tomorrow at 5:30 p.m. the NAHASDA Reauthorization is scheduled to take place this year. The Negotiated Rule Making is also scheduled to take place this year with the dates yet to be determined. He stated they continue to construct new homes in all fourteen counties. They expect to see houses in all fourteen counties by summer. He provided an update on the new home ownership program. The Housing Authority continues to provide assistance to nearly 6,000 families on a monthly basis through the Rental Assistance Program, College Housing Programs, Homeownership Program, Low Rent Apartment Program and the Community Shield Insurance Program. He announced the Community Shield Program is a very successful program with 2,414 families participating. He recognized the Wright Family who was interviewed by News Channel 8 KTUL about their story and receiving our 20th new home built.

Cherokee Nation Business, LLC - Shawn Slaton

Mr. Slaton stated it has been a great year so far at the almost completion of the second quarter. They submitted \$275,000 in tax collections for January and \$278,000 for February. They continue to earn record revenue and growth after the first half of the year both in gaming and in the diversified businesses. They have outgrown the facility in Pryor and will be moving part of that operation to Tahlequah at the Woodmark building. The Cherokee Nation Red Wing Division was awarded a \$4.2ml contract with the U.S. Army. Cherokee Nation CRC was recently awarded a contract to provide facility services and security at the U.S. Environmental Protection Agency Robert S. Kerr Environmental Research Center in Ada. He provided construction updates at the Ft. Gibson facility. The new wing at Hard Rock is smoke free and has been very well received. They have converted an eight-hundred square foot area at West Siloam to be non-smoking. He commended the employees for their volunteer time and gave an update on their recent activities. This past month they honored their Community Impact Team with awards for volunteer of the year. Over the past year they have volunteered 4,435 hours in our communities, collected \$17,679 for the American Diabetes Association, \$88,000 for Big Brothers and Big Sisters, and 751 pints of blood collected. The current employment at CNB is 4,366 with a Cherokee percentage of 72.6, other Native American at 7.3 for a total Native American employment of 79.9%. He offered to answer questions from the report provided. Councilor Cowan Watts gave appreciation for the recycling efforts. She questioned staff shortages. Councilor Byrd inquired if the expansion of the health facilities could be expedited. He also inquired about doing public relations stories like our neighboring tribes do. Councilor Fishinghawk gave appreciation for the high Cherokee employment numbers and record earnings.

OLD BUSINESS

None pending.

NEW BUSINESS

Councilor Attorney Dianne Barker Harrold reiterated a few details discussed earlier today in committee meeting regarding the One Fire Task Force. This was a vision of the former Secretary of State Charles L. Head had and it is moving forward. She recognized his widow Francis Head in attendance and also First Lady Sherri Baker who very involved with the task force. She invited everyone to the open house next week with an invitation, flyer and a purple and orange ribbon.

Education and Culture Committee

1. [13-039](#) **A RESOLUTION RECOGNIZING CHEROKEE CITIZEN - CODY WILLIAM WEST**

Councilor Cowan Watts moved to approve. Councilor Anglen seconded the motion. The motion to approve carried. Mr. West came before the Council and gave appreciation for the recognition and his hopes once he graduates from the academy.

Enactment No: R-027-13b

Rules Committee

2. [13-007](#) **A RESOLUTION CONFIRMING THE NOMINATION OF LYNN BURRIS AS A BOARD MEMBER OF THE CHEROKEE NATION ADMINISTRATIVE APPEALS BOARD**
- Councilor Byrd moved to approve. Councilor Fishinghawk seconded the motion. Councilors Fullbright, Hargis and Fishinghawk requested to be added as sponsors.*
- After several questions were asked the motion to approve carried with the following roll call vote:**
- Yea:** 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
- Nay:** 4 - Buel Anglen;Lee Keener Jr.;Cara Cowan Watts and Julia Coates
- Enactment No: R-028-13
3. [13-029](#) **A RESOLUTION CONFIRMING THE NOMINATION OF CURTIS KEITH AUSTIN AS AN EDITORIAL BOARD MEMBER OF THE CHEROKEE PHOENIX**
- Councilor Hoskin Jr. moved to approve. Councilor Lay seconded the motion. Councilors Lay and Byrd requested to be added as sponsors.*
- After several questions were asked the motion to confirm carried with the following roll call vote:**
- Yea:** 10 - David Thornton, Sr. ;Chuck Hoskin Jr. ;Curtis Snell;David Walkingstick;Dick Lay;Jodie Fishinghawk;Janelle Fullbright;Tina Glory Jordan;Frankie Hargis and Joe Byrd
- Nay:** 7 - Buel Anglen;Don Garvin;Jack D. Baker;Meredith Frailey;Lee Keener Jr.;Cara Cowan Watts and Julia Coates
- Enactment No: R-029-13
4. [13-044](#) **A RESOLUTION CONFIRMING THE NOMINATION OF ROY J. HAMILTON AS A BOARD MEMBER OF CHEROKEE NATION COMMUNITY ASSOCIATION CORPORATION**
- Councilor Hoskin Jr. moved to table. Councilor Lay seconded the motion. The motion carried.**
5. [13-045](#) **A RESOLUTION CONFIRMING THE NOMINATION OF SHAUN A. SHEPHERD AS A MEMBER OF THE BOARD OF DIRECTORS OF CHEROKEE NATION WASTE MANAGEMENT, LLC**
- Councilor Byrd moved to approve. Councilor Walkingstick seconded the motion. After questions were asked the motion to approve carried with no opposition.**
- Enactment No: R-030-13

6. [13-046](#) **A RESOLUTION CONFIRMING THE NOMINATION OF PATSIANN NIX SMITH AS A BOARD MEMBER OF CHEROKEE NATION FOUNDATION**
- Councilor Byrd moved to approve. Councilor Walkingstick seconded the motion. After a few questions were asked the motion to approve carried with opposition from Councilor Keener.
- Enactment No: R-031-13
7. [13-051](#) **A RESOLUTION AUTHORIZING CHEROKEE NATION TO BECOME A MEMBER OF THE NATIONAL CONGRESS OF AMERICAN INDIANS AND TO APPOINT THE TRIBAL DELEGATE AND ALTERNATES**
- Councilor Hoskin Jr. moved to approve. Councilor Byrd seconded the motion. The motion to approve carried with no opposition.
- Enactment No: R-032-13
8. [13-053](#) **A RESOLUTION AUTHORIZING CERTAIN LENDING TRANSACTIONS INVOLVING CHEROKEE NATION BUSINESSES, L.L.C., A CHEROKEE NATION TRIBAL LIMITED LIABILITY COMPANY AND AUTHORIZING A LIMITED WAIVER OF SOVEREIGN IMMUNITY**
- Councilor Lay moved to approve. Councilor Hoskin Jr. seconded the motion. Speaker Glory-Jordan requested CNB CFO Doug Evans provide an overview of the request. After discussion was held the motion to approve carried with Councilor Keener opposed.
- Enactment No: R-033-13

Executive and Finance Committee

9. [13-050](#) **AN ACT AMENDING LEGISLATIVE ACT #37-12 AUTHORIZING THE COMPREHENSIVE OPERATING BUDGET FOR FISCAL YEAR 2013 - MOD. 7a; AND DECLARING AN EMERGENCY**
- Councilor Fishinghawk moved to approve. Councilor Hoskin Jr. seconded the motion. After discussion was held the motion to approve carried with the following roll call vote:
- Yea:** 15 - Buel Anglen; David Thornton, Sr. ; Don Garvin; Jack D. Baker; Meredith Frailey; Chuck Hoskin Jr. ; Curtis Snell; David Walkingstick; Dick Lay; Jodie Fishinghawk; Janelle Fullbright; Cara Cowan Watts; Tina Glory Jordan; Frankie Hargis and Joe Byrd
- Nay:** 2 - Lee Keener Jr. and Julia Coates
- Enactment No: LA-12-13
10. [13-055](#) **A RESOLUTION AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION FOR YOUTH SHELTER SERVICES BY THE DEPARTMENT OF CHILDREN, YOUTH AND FAMILY SERVICES TO THE U.S. FAMILY AND YOUTH SERVICES BUREAU, RUNAWAY AND**

HOMELESS YOUTH PROGRAM

Councilor Frailey made a motion to approve items 10, 11 and 12 in Toto. Councilor Thornton seconded the motion. The motion carried.

Enactment No: R-034-13

11. [13-056](#) **A RESOLUTION AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE DEPARTMENT OF CHILDREN, YOUTH AND FAMILY SERVICES TO THE U.S. DHHS, FAMILY VIOLENCE PREVENTION AND SERVICES PROGRAM, FOR VICTIMS OF FAMILY VIOLENCE**

Councilor Frailey made a motion to approve items 10, 11 and 12 in Toto. Councilor Thornton seconded the motion. The motion carried.

Enactment No: R-035-13

12. [13-057](#) **A RESOLUTION AUTHORIZING THE SUBMISSION OF A SPECIAL GRANT APPLICATION FOR THE CHEROKEE NATION CHILD CARE PROGRAM**

Councilor Frailey made a motion to approve items 10, 11 and 12 in Toto. Councilor Thornton seconded the motion. The motion carried.

Enactment No: R-036-13

13. [13-058](#) **A RESOLUTION AUTHORIZING CHEROKEE NATION ENVIRONMENTAL PROGRAMS TO SUBMIT A FORMAL GRANT APPLICATION TO THE TRIBAL WATER POLLUTION CONTROL PROGRAM**

Councilor Snell moved to approve items 13, 14 and 15 in Toto. Councilor Walkingstick seconded the motion. The motion carried.

Enactment No: R-037-13

14. [13-059](#) **A RESOLUTION AUTHORIZING CHEROKEE NATION ENVIRONMENTAL PROGRAMS TO SUBMIT A FORMAL GRANT APPLICATION TO THE USEPA OFFICE OF PESTICIDES**

Councilor Snell moved to approve items 13, 14 and 15 in Toto. Councilor Walkingstick seconded the motion. The motion carried.

Enactment No: R-038-13

15. [13-060](#) **A RESOLUTION AUTHORIZING CHEROKEE NATION ENVIRONMENTAL PROGRAMS TO SUBMIT A FORMAL GRANT APPLICATION TO THE USEPA FOR A 2014 CHEROKEE NATION INDOOR AIR PROGRAM**

Councilor Snell moved to approve items 13, 14 and 15 in Toto. Councilor Walkingstick seconded the motion. The motion carried.

Enactment No: R-039-13

ANNOUNCEMENTS

Councilor Fullbright announced the ribbon cutting for the Dialysis Center in Sallisaw will be held at 10:00 a.m. tomorrow morning.

Councilor Hargis announced Jason Christie a professional fisherman and a Cherokee citizen has won his second tournament within two weeks.

Councilor Fishinghawk reminded everyone the Strawberry Festival will be held on May 11th in Stilwell.

ADJOURNMENT

Councilor Garvin moved to adjourn. Councilor Cowan Watts seconded the motion. The motion carried at 7:47 p.m.

Next Tribal Council meeting will be held on Monday, May 13th at 6:00 p.m. at the tribal headquarters, W.W. Keeler Complex.