



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, February 11, 2013

6:00 PM

Council Chambers

CALL TO ORDER

Tina Glory-Jordan
Speaker of the Council

Speaker Jordan called the meeting to order at 6:10 p.m.

INVOCATION

Councilor Byrd gave the invocation.

STATE OF THE NATION

Bill John Baker
Principal Chief

Principal Chief Bill John Baker began the State of the Nation with a moment of Silence to remember our Secretary of State Charles Head. To honor our Secretary of State they have named a new program the Charles L. Head One Fire Task Force with a mission to provide a one stop shot to victims of domestic abuse and mental health illness of Cherokee citizens in our boundaries. He announced the investigation into Sequoyah High School Athletics has been closed. A new safety protocol has been implemented at Sequoyah Schools. He stated the Cherokee Nation has raised the salaries of more than two-hundred employees at W. W. Hastings Hospital and area clinics. He reported through the Elders in Need Program they have been able to help over 1,250 households. The Cherokee Nation Environmental Programs can help citizens save on utility bills with a free home energy audit. The I.R. S. Volunteer Income Tax Assistance Program will once again be donating their time to assist those Cherokee citizens earning less than \$50,000 a year in filing their taxes. He requested a moment of silence for those Cherokees who are no longer with us this month.

CHEROKEE WARRIOR VETERAN AWARDS

S. Joe Crittenden
Deputy Principal Chief

Deputy Chief Crittenden honored Howard Holloway, Paul Jay Adair and Terry "TJ" Scott as Cherokee Warriors.

ROLL CALL

Shelli Brittain

Legal & Legislative Coordinator

Present 16 - 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; Tina Glory Jordan; Frankie Hargis and Joe Byrd

Late Arrival 1 - Julia Coates

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

Councilor Garvin moved to approve the January 14, 2013 regular session minutes. Councilor Baker seconded the motion. The motion carried.

AMEND THE AGENDA

Councilor Hoskin Jr. moved to amend the agenda to include items 12 through 16 passed out of committee earlier today. Councilor Fishinghawk seconded the motion. The motion carried.

ACTION OF UNFINISHED BUSINESS

None pending.

COMMITTEE REPORTS

Monthly Reports:

Housing Authority - Gary Cooper

Mr. Cooper announced the next Housing Authority Board meeting will be held next Tuesday at 5:30. They are on schedule to have another fifteen new homes completed by the end of this month. He announced they proudly assist over 6,000 families with some type of housing assistance. He provided an update on the Community Shield Insurance Program.

Cherokee Nation Business, LLC - Shawn Slaton

Mr. Slaton reported on the November and December results. He stated January was softer than expected. They provided \$274,000 in additional net income to the tribe. He gave an update on the expansion projects. He announced the Cherokee Nation Cultural Tourism group is offering grants for its education tour program. The women's Cherokee syllabary watch is available now in the gift shops. The Oklahoma Hotel and Lodge Association recently announced their Stars of the Industry and our employee Linda Wall won an award while Ashley Boarders and Jason Barr were also nominated. The employees volunteered for the Junior Achievement Workshop at Kenwood Schools. He stated they are the presenting sponsor of the Bassmaster Classic and also sponsoring fisherman and Cherokee Citizen Jason Christie. Their current employment is 4,350 with 72.1% being Cherokee, 7.5% other Native American for a total percentage of 79.6% Native American. Councilor Cowan Watts

inquired if there have been any more land or business purchases. She requested a list of the purchases to date. She inquired if the hangar has been sold. She also inquired as to the use of the Woodmark building here in Tahlequah. She lastly inquired as to the proposed use of the Cherry Springs/Berry property and the total cost. Councilor Byrd inquired about the status of the feasibility study in Sequoyah County. Councilor Garvin inquired about the Ft. Gibson signage. Councilor Keener inquired about the Tribal Council policy. Councilors Byrd and Thornton inquired about converting their vehicles over to CNG.

OLD BUSINESS

None pending.

NEW BUSINESS

Rules Committee

1. [13-001](#) **A RESOLUTION ELECTING THE OFFICE OF SECRETARY OF THE TRIBAL COUNCIL**

Councilor Hoskin Jr. moved to approve. Councilor Cowan Watts seconded the motion. The motion carried with Councilor Coates abstaining.

Enactment No: R-003-13

2. [13-003](#) **A RESOLUTION CONFIRMING THE NOMINATION OF STACY L. LEEDS AS A COMMISSIONER OF THE CHEROKEE NATION GAMING COMMISSION**

Councilor Garvin moved to approve. Councilor Walkingstick seconded the motion. Councilor Byrd requested to be added as a sponsor. The motion to approve carried.

Enactment No: R-004-13

3. [13-004](#) **A RESOLUTION CONFIRMING THE NOMINATION OF JANICE CARLILE RANDALL AS A BOARD MEMBER OF CHERKEE NATION FOUNDATION**

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

Enactment No: R-005-13

4. [13-006](#) **A RESOLUTION CONFIRMING THE NOMINATION OF GLORIA SLY AS A BOARD MEMBER OF CHEROKEE NATION FOUNDATION**

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

Enactment No: R-006-13

5. [13-012](#) **A RESOLUTION CONFIRMING THE NOMINATION OF FANNIE E. ROBINSON AS A MEMBER OF THE BOARD OF DIRECTORS OF CHEROKEE NATION WASTE MANAGEMENT, LLC**
- Councilor Byrd moved to approve. Councilor Snell seconded the motion. After questions were asked Councilors Glory-Jordan, Fullbright, Snell, Byrd, Lay and Hargis requested to be added as sponsors. The motion carried.
- Enactment No: R-007-13
6. [13-013](#) **A RESOLUTION CONFIRMING THE NOMINATION OF LOU ANN COLLINS 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 discussion was held Councilors Lay, Thornton, Snell and Byrd requested to be added as sponsors. The motion carried.
- Enactment No: R-008-13
7. [13-014](#) **A RESOLUTION CONFIRMING THE NOMINATION OF CHRIS CARTER AS A COMMISSIONER OF THE CHEROKEE NATION TAX COMMISSION**
- Councilor Hoskin Jr. moved to approve. Councilor Hargis seconded the motion. Councilors Hargis, Fishinghawk, Byrd, Frailey, Fullbright, Garvin, Lay and Snell requested to be added as sponsors. The motion to approve carried.
- Enactment No: R-009-13
8. [12-160](#) **A LEGISLATIVE ACT AMENDING THE CHEROKEE NATION LIMITED MIXED BEVERAGES SALES ACT - LEGISLATIVE ACT #41-03 AS AMENDED BY LEGISLATIVE ACT #09-04 AND #13-08**
- Councilor Lay moved to approve. Councilor Thornton seconded the motion. The motion carried by acclamation.
- Enactment No: LA-03-13
9. [13-015](#) **AN ACT RELATING TO THE AMENDMENT OF THE CHEROKEE NATION TRIBAL NOTARIES PUBLIC CODE, TITLE 49 CHEROKEE NATION CODE ANNOTATED**
- Councilor Hoskin Jr. moved to approve. Councilor Fishinghawk seconded the motion. After a few questions were asked Councilor Lay made a motion to amend to include language in sub section 11d pertaining to the mailing of absentee ballots. Councilor Cowan Watts seconded the motion. After debate was held and concerns were voiced Councilor Lay withdrew his motion.*
- The motion to approve carried with the following roll call vote:**
- Yea:** 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
- Enactment No: LA-04-13

10. [12-107](#) **AN ACT RELATING TO DRUG TESTING FOR ELECTED OFFICIALS**

Councilor Thornton moved to approve. Councilor Hoskin Jr. seconded the motion with a friendly amendment to add a new section 5g pertaining to life threatening illnesses or potentially terminal illnesses being exempt. The friendly was accepted. After some discussion was held Councilor Baker offered a friendly amendment to Section 5b to read the first initial test would be thirty days after the policy is adopted instead of stating implementation of this act. The friendly was accepted.

After additional discussion and concerns were voiced the motion to approve carried with the following roll call vote:

Yea: 10 - Buel Anglen;David Thornton, Sr. ;Don Garvin;Meredith Frailey;Curtis Snell;David Walkingstick;Lee Keener Jr.;Jodie Fishinghawk;Cara Cowan Watts and Joe Byrd

Nay: 7 - Jack D. Baker;Chuck Hoskin Jr. ;Dick Lay;Janelle Fullbright;Julia Coates;Tina Glory Jordan and Frankie Hargis

Enactment No: LA-05-13

Executive and Finance Committee

11. [13-017](#) **AN ACT AMENDING LEGISLATIVE ACT #37-12 AUTHORIZING THE COMPREHENSIVE OPERATING BUDGET FOR FISCAL YEAR 2013 - MOD. 5; AND DECLARING AN EMERGENCY**

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

Enactment No: LA-06-13

12. [13-020](#) **A RESOLUTION AUTHORIZING THE BUREAU OF INDIAN AFFAIRS (BIA) TO REVISE AND UPDATE THE CHEROKEE NATION'S INVENTORY OF TRIBAL TRANSPORTATION FACILITIES**

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

Enactment No: R-010-13

13. [13-025](#) **AN ACT RELATING TO AN AMENDMENT TO THE CONCURRENT ENROLLMENT SCHOLARSHIP ACT OF 2011 TO REVISE ELIGIBILITY REQUIREMENTS**

Councilor Walkingstick moved to approve. Councilor Garvin seconded the motion. Councilor Baker made the same motion made during committee to restore the stricken language in Section 5a pertaining to the map of eligibility. The friendly was accepted. The motion carried by acclamation.

14. [13-026](#) **A RESOLUTION RECOGNIZING THE LIFE AND SERVICE OF SECRETARY OF STATE CHARLES L. HEAD**

Councilor Hoskin Jr. moved to approve. Councilor Byrd seconded the motion. The motion carried with Councilor Coates abstaining.

Enactment No: R-011-13

15. [13-027](#) **A RESOLUTION AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION FOR THE 2013 CTAS-COORDINATED TRIBAL ASSISTANCE SOLICITATION**

Councilor Hoskin Jr. moved to approve. Councilor Cowan Watts seconded the motion. The motion carried.

Enactment No: R-012-13

16. [13-018](#) **AN ACT AMENDING LEGISLATIVE ACT #38-12 AUTHORIZING THE COMPREHENSIVE CAPITAL BUDGET FOR FISCAL YEAR 2013 - MOD. 3; AND DECLARING AN EMERGENCY**

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

Enactment No: LA-08-13

ANNOUNCEMENTS

Several visitors in attendance were recognized. Councilor Hargis announced on Saturday from 9 to 1 a work day would be held at the Fairview Children's Mission in Bunch she invited volunteers to come. Councilor Walkingstick reminded everyone the last day to file on the Cobell settlement is the first of March. Councilor Fullbright announced the Sallisaw girls basketball team lost all of their phones and iPads from the locker room. The Sallisaw Booster Club is trying to raising funds to try to replace them if anyone would like to donate.

ADJOURNMENT

Councilor Garvin moved to adjourn. Councilor Fishinghawk seconded the motion. The motion carried at 8:11 p.m.

Next Tribal Council meeting will be held on Monday, March 11th at 6:00 p.m. at the tribal headquarters, W.W. Keeler Complex.