



# Council of the Cherokee Nation

## Meeting Minutes Resource Committee

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Monday, November 10, 2008

4:00 PM

Head Start Conference Room

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### CALL TO ORDER

Chair Snell called the meeting to order at 4:05 p.m.

### INVOCATION

Councilor Crittenden gave the invocation.

### ROLL CALL

*Ex - Officio Member, John Masters, was unable to attend.*

**Present** 17 - Bill John Baker; S. Joe Crittenden; David Thornton Sr. ; Don Garvin; Meredith Frailey; Cara Cowan Watts; Buel Anglen; Jack D. Baker; Tina Glory Jordan; Jodie Fishinghawk; Janelle Fullbright; Harley Buzzard; Curtis Snell; Chris Soap; Bradley Cobb; Chuck Hoskin, Jr. and Julia Coates

### APPROVAL OF MINUTES

**Councilor Cobb made a motion to approve the minutes of the October 13th regular session. Councilor Anglen seconded the motion. Motion carried.**

**Councilor Thornton made a motion to amend the agenda to include an Act pertaining to the 2008 tobacco compact with the State of Oklahoma to be placed on the agenda prior to the reports. Councilor Cowan Watts seconded the motion. Motion carried.**

ACT RELATING TO AND APPROVING A CERTAIN COMPACT WIT THE STATE OF OKLAHOMA TO BE KNOWN AS THE "CHEROKEE NATION/STATE TOBACCO TAX COMPACT ACT OF 2008"

**Sponsors:** Councilor Cara Cowan Watts and Councilor David Thornton

*Councilor Thornton stated the purpose of this act is that the Nation and the State have agreed to enter into a compact for the mutual benefit of both sovereign governments. Councilor Thornton made a motion to approve. Councilor Cowan Watts seconded with a friendly amendment. Councilor Thornton accepted the amendment along with the proposed changes in Section 3 regarding Title 68 Chapter 4. Councilor Garvin seconded the motion to accept the proposed changes.*

**Councilor Thornton made a motion to approve with amendments. Councilor Cowan Watts seconded the motion. Motion carried by acclamation.**

**Councilor Bill John Baker made a motion to amend the agenda to include a resolution that goes hand in hand with the compact just passed. Councilor Crittenden seconded the motion. Motion carried.**

A RESOLUTION CALLING UPON THE CHEROKEE NATION TAX COMMISSION TO EXPEDITE THE REBATE OF CERTAIN TRIBAL TOBACCO TAXES

COLLECTED PURSUANT TO THE TOBACCO TAX COMPACT BETWEEN THE STATE OF OKLAHOMA AND THE CHEROKEE NATION

*Councilor Bill John Baker stated this resolution rebates funds for loss profits on taxes collected on border shops within 30 days of receipt from the State. Chief Smith stated he has no objections to this resolution.*

**Councilor Cowan Watts moved for the approval. Councilor Thornton seconded the motion. Mr. Hembree pointed out a scrivener's error in the Therefore be it resolved clause it states this rebate occur not less than 30 days and should say not more than 30 days. Councilor Bill John Baker offered the correction as a friendly amendment. Councilor Cowan Watts accepted. Motion carried.**

REPORTS:

1. Natural Resources - Jack Farmer/Angela Drewes

*Ms. Laura Adair offered to answer questions pertaining to the report. Councilor Buzzard inquired if there are plans for fire guards around the pines. Ms. Adair stated she would ask Ms. Drewes.*

2. Construction/Facilities Report - Jack Farmer/Angela Drewes

*Ms. Adair reported Emergency Management is working with Colcord to provide water. She stated she is unsure how long the boil order will be in effect.*

3. Real Estate Services - Linda Donelson

*Ms. Donelson gave a review of her written report and offered to answer questions.*

4. Roads & Transportation - Michael Lynn

*Jackie Gibson gave an update on the IRR projects:*

*Barber Road - currently working on the design*

*NE Ft. Gibson - meeting was held with the design engineers - right of way should begin December 1st.*

*Rice Woodard - they are bidding out the trenching*

*Cookson - final inspection was performed with a few minor issues*

*Red Barn - APCO continues to work with an expired contract*

*Honey Hill - separated in 2 phases - construction on phase 1 should begin early 2009*

*Greasy rehab - design is complete and have been sent out for a second level review*

*Delonegah South - Community meeting is scheduled November 17th at 6:30 in the school cafeteria*

*Twin Oaks Bull Hollow - design 90% complete*

*Kenwood Road - meeting held with Guy Engineering and County Commissioners on bridge issues*

*Daytown Drycreek - construction ahead of schedule - dedication is scheduled for November 18th at 6:30 at the Kansas High School*

*Cedar Crest Road and Bridge - most recent counter offer contained 6 provisions*

*The have established a pick up point for the Eldon community for the transit program from Stilwell to Tahlequah. The Pryor, Claremore, Catoosa route will begin on the first of December.*

5. Public Comments: Road Issues - Michael Lynn

## 6. Environmental Programs - Tom Elkins

*Mr. Elkins pointed out they have changed their program goals for the upcoming year. They have began construction at the Landfill on the new cell. He handed out an agreed policy update.*

## OLD BUSINESS

## 1. A LEGISLATIVE ACT RELATED TO CHEROKEE NATION SUSTAINABLE ENERGY AND RESOURCES - For Discussion Only

**Sponsors:** Councilor Cara Cowan Watts

**Councilor Cowan Watts moved to table this item until next month. Councilor Bill John Baker seconded the motion. Motion carried.**

## NEW BUSINESS

## 1. A RESOLUTION AUTHORIZING CHEROKEE NATION ENVIRONMENTAL PROGRAMS TO DONATE TWO (2) SURPLUS BELFORT RAIN GAUGE UNITS TO THE TRIBAL AIR MONITORING SUPPORT (TAMS) CENTER IN LAS VEGAS, NV

**Sponsors:** Councilor Cara Cowan Watts

**Councilor Cowan Watts made a motion for approval. Councilor Jack Baker seconded the motion. Motion carried.**

## 2. A RESOLUTION AUTHORIZING CHEROKEE NATION ENVIRONMENTAL PROGRAMS TO SUBMIT A FORMAL GRANT APPLICATION TO THE U.S. ENVIRONMENTAL PROTECTION AGENCY FOR THE INTER-TRIBAL ENVIRONMENTAL COUNCIL SUPERFUND PROGRAM

**Sponsors:** Councilor Cara Cowan Watts

**Councilor Cobb made a motion to approve. Councilor Garvin seconded the motion. Motion carried.**

## ANNOUNCEMENTS

*Councilor Jack Baker announced the University of Tulsa Presidents Dinner honoring the Cherokee Nation is on the 17th of November. There will be a behind the scenes tour of the Gilcrease Museum at 3:00 before the dinner for those interested.*

## ADJOURNMENT

**Councilor Cowan Watts moved to adjourn. Councilor Cobb seconded the motion. Motion carried at 4:55 p.m.**

## STAFF PRESENT:

*Tom Elkins  
Laura Adair  
Jackie Gibson  
Melanie Knight*

*Doug Evans  
Sharon Swepston  
Linda Donelson*

*Chief Smith  
Gregg Simmons  
Will Chavez*

VISITORS PRESENT:

*Charles Dry*

*Todd Hembree*

APPROVAL / DISTRIBUTION

Minutes submitted by: Shelli Brittain, Legal & Legislative Coordinator

Motion to approve minutes made by:

*Bill John Baker*

Minutes attested and concurred by:

*Curtis D. Hill*

Date:

*12/15/08*