



Council of the Cherokee Nation

Meeting Minutes Resource Committee

Monday, March 16, 2009

4:00 PM

Legislative Conference Room

CALL TO ORDER

Chair Snell called the meeting to order at 4:20 p.m.

INVOCATION

Councilor Bill John Baker gave the invocation.

ROLL CALL

Ex - officio Member, John Master was present.

Present 16 - 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 and Chuck Hoskin, Jr.

Late Arrival 1 - Julia Coates

APPROVAL OF MINUTES

Councilor Garvin made a motion to approve the February 17, 2009 regular session minutes. Councilor Jack D. Baker seconded the motion. Motion carried

Councilor Jack D. Baker made a motion to amend the agenda to include a resolution to submit a grant application for community oriented policing services and a resolution allowing CNB to submit a grant application for renewable energy development. Councilor Cowan Watts seconded the motion with a friendly amendment to move the presentation pertaining to recycling and sustainability issues to be presented now. Councilor Jack D. Baker accepted. Motion carried.

PRESENTATION ON RECYCLING AND SUSTAINABILITY ISSUES WITHIN THE CHEROKEE NATION - Bobi Deere of Cherokee Recycling

Sponsors: Councilor Cara Cowan Watts

Ms. Deere provided a power point presentation and answered questions regarding the Cherokee Nation and recycling. Councilor Fishinghawk inquired as to why she hasn't presented to CNB. Ms. Deere stated she has contracted with CNE and CNB. She stated she was asked by Councilor Cowan Watts to present here today to help in some Green decisions here at the Cherokee Nation. Councilor Buzzard requested Ms. Deere's contact information. He stated a couple of recycling centers have closed in Jay. Councilor Cowan Watts stated she requested Ms. Deere to present to this Council. She stated the critical numbers are not only in regard to the ongoing landfill issues but also the perspective of the public relations as we advance on water rights and other issues. If we can demonstrate to the State that we are aggressively taking care of our own environment and being good stewards it speaks volumes. Councilor

Cobb inquired if anyone had additional information on the stimulus funds set aside for environmental issues and recycling. Mr. Tom Elkins stated there has been a lot of communication from the EPA and there is encouragement to be as Green as possible. Councilor Cowan Watts stated she just wanted Ms. Deere to present to educate us on the potential impact if we aggressively pursue recycling and other green initiatives through out the tribe and businesses.

REPORTS:

1. Management Resources - Jack Farmer/Angela Drewes

Mr. Farmer offered to answer questions from the report. Councilor FISHINGHAWK requested Human Resources be remodeled to provide privacy. Mr. Farmer stated he would look into the request.

2. Real Estate Services - Linda Donelson

Ms. Donelson announced the Patton Property, Sequoyah School Property, and the Claremore Federal Building are on hold at the Central Office waiting on the new Acting Deputy Secretary of the Interior to be appointed.

3. Roads & Transportation - Michael Lynn

Mr. Lynn announced his report has been provided. He requested a project be added to the Motor Fuel report for 186th Street on the Tulsa and Washington County lines. He stated this project would be moving forward to Executive and Finance this month. Councilor FULLBRIGHT inquired as to where the bridge is located that is referred to in the resolution on the agenda. Mr. Lynn stated it is on Marble City Road on the Tahlequah side.

4. Public Comments: Road Issues - Michael Lynn

5. Environmental Programs - Ryan Callison

Mr. Tom Elkins announced their report had been provided. He stated in regard to the green policies they placed a bid and Ms. Deere's recycling company is the only response received. He stated they are in the process of ironing out some details. They are looking at purchasing some of the recycling bins with wheels for paper, cans and plastics. Once this is complete they are working on a process for Ms. Deere to collect the bins to recycle. Councilor Hoskin Jr. inquired as to the possibility of this in the Northern Districts. Mr. Elkins stated right now they are concentrated in the Tahlequah area to develop a plan but hope to expand out. Councilor FISHINGHAWK requested information about the liners at the landfill not being welded together. Mr. Elkins stated there is a part of the landfill that is pre sub title D before the Resource Conservation Recovery Act regulations came out so it doesn't have a liner. There is another part that does have a liner then a new part that also has a liner. Where the two cells that have a liner have a 10 to 12 feet section that is not welded together. The company that did the welding has said they planned for this part to not be welded. He stated he is unsure as to why. A special EPC meeting was held last month to address how to resolve this. CNB's engineer has developed plans on how to fix the issue during the construction of the next cell. Councilor FISHINGHAWK inquired if there is any liability and if we continue to use A&M. Mr. Elkins stated he doesn't believe there is a liability issue. He stated it is a poor practice but doesn't believe there are any resulting environmental issues. A&M is not used as the contractor any longer. Councilor CRITTENDEN voiced concern for other areas not being

welded.

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 made a motion to table to the April meeting. Councilor Crittenden seconded the motion. Motion carried.

NEW BUSINESS

1. A RESOLUTION AUTHORIZING CHEROKEE NATION ENVIRONMENTAL PROGRAMS TO SUBMIT A FORMAL GRANT APPLICATION TO THE TRIBAL WATER POLLUTION CONTROL PROGRAM
Sponsors: Councilor Cara Cowan Watts, Councilor Curtis Snell and Councilor Harley Buzzard
Councilor Cowan Watts requested Councilors Buzzard and Snell be added as sponsors. She stated this is for the EPA 2010 clean water 106 projects which would provide clean water education and increase our macro invertebrate collection to include more streams.
Councilor Cowan Watts moved for approval. Councilor Anglen seconded the motion. Motion carried.
2. A RESOLUTION AUTHORIZING THE SUBMISSION OF A SPECIAL GRANT APPLICATION TO THE UNITED STATES NATIONAL PARK SERVICE FOR A HISTORIC PRESERVATION FUND GRANT
Sponsors: Councilor Cara Cowan Watts and Councilor Bradley Cobb
Councilor Cowan Watts stated this is an ethno-botany grant and requested Councilor Cobb join as a sponsor.
Councilor Cowan Watts moved for the approval. Councilor Cobb seconded the motion. Motion carried.
3. A RESOLUTION AUTHORIZING AN APPLICATION TO THE BUREAU OF INDIAN AFFAIRS (BIA) AND FEDERAL HIGHWAY ADMINISTRATION FOR INDIAN RESERVATION ROADS BRIDGE FUNDING FOR SEQUOYAH COUNTY BRIDGE #240047
Sponsors: Councilor Curtis Snell
Mr. Lynn stated this is the bridge Councilor Fullbright inquired as to the location earlier. The Commissioners have come to the tribe requesting IRR bridge replacement funds for this project. He stated it is a competitive process. This resolution allows them to seek the funding.
Councilor Cowan Watts moved for approval. Councilor Thornton seconded the motion. Motion carried.
4. A RESOLUTION AUTHORIZING THE PLACEMENT OF LAND IN TRUST - THREE RIVERS HEALTH CENTER, MUSKOGEE
Sponsors: Councilor Don Garvin

Councilor Garvin stated this resolution is to correct the legal description on the Three Rivers property trust application.

Councilor Garvin made a motion for approval and requested it be placed on the Council agenda tonight. Councilor Cobb seconded the motion. Motion carried.

5. A RESOLUTION AUTHORIZING THE LEASING OF TRUST PROPERTY AT CHEROKEE CASINO CATOOSA

Sponsors: Councilor Cara Cowan Watts

Councilor Cowan Watts stated this is for a lease on trust property at the Cherokee Casino concerning both the Toby Keith Restaurant and Meigs Jewelry. She stated there is no waiver of sovereign immunity required it just authorizes the lease on trust property.

Councilor Cowan Watts moved for approval. Councilor Garvin seconded the motion. Motion carried.

6. PRESENTATION ON RECYCLING AND SUSTAINABILITY ISSUES WITHIN THE CHEROKEE NATION - Bobi Deere of Cherokee Recycling

Sponsors: Councilor Cara Cowan Watts

This agenda item was presented prior to the reports.

7. A RESOLUTION AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE DEPARTMENT OF JUSTICE, OFFICE OF COMMUNITY ORIENTED POLICING SERVICES, FOR FUNDING UNDER THE TRIBAL RESOURCES GRANT PROGRAM 2009

Sponsors: Councilor Meredith Frailey

Councilor Frailey stated this is an application to apply for up to \$400k with no match required for policing equipment.

Councilor Frailey made a motion to approve and forward to Council tonight. Councilor Cowan Watts seconded the motion. Motion carried.

8. A RESOLUTION AUTHORIZING CHEROKEE NATION BUSINESSES, LLC TO SUBMIT A GRANT APPLICATION TO THE UNITED STATES DEPARTMENT OF ENERGY, OFFICE OF ENERGY AND ENERGY EFFICIENCY DEPARTMENT FOR RENEWABLE ENERGY DEVELOPMENT IN INDIAN COUNTRY

Sponsors: Councilor Jack D. Baker

Councilor Jack D. Baker stated this is for a wind energy project for the Cherokee Nation Businesses to submit a grant application to the Department of Energy for reconstruction projects at Chalice. This does require a 100% match however CNB approved in their budget on September 27, 2008 funds for the match.

Councilor Jack D. Baker made a motion to approve and forward to Council tonight. Councilor Bill John Baker seconded the motion. Motion carried.

ANNOUNCEMENTS

None.

ADJOURNMENT

Councilor Cowan Watts made a motion to adjourn. Councilor Jack D. Baker seconded the motion. Motion carried at 5:05 p.m.

STAFF PRESENT:

<i>Tom Elkins</i>	<i>Sharon Wright</i>	<i>Michael Lynn</i>
<i>Jack Farmer</i>	<i>Angela Drewes</i>	<i>Dana Espinal</i>
<i>Linda Donelson</i>	<i>Doug Evans</i>	

VISITORS PRESENT:

<i>Shirley Crowder</i>	<i>Todd Hembree</i>	<i>Bobbi Deere</i>
<i>Barbara Knowlton</i>		

APPROVAL / DISTRIBUTION

Minutes submitted by: Shelli Brittain, Legal & Legislative Coordinator

Motion to approve minutes made by: _____

Minutes attested and concurred by: _____

Date: _____