



Council of the Cherokee Nation

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

Meeting Minutes - Final TRIBAL COUNCIL

Meredith Frailey, Speaker

Recording Secretary, Shelli Brittain

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Monday, June 20, 2011

6:00 PM

Council Chambers

CALL TO ORDER

Meredith Frailey
Speaker of the Council

Speaker Frailey called the meeting to order at 6:00 p.m.

INVOCATION

Councilor Soap gave the invocation.

ROLL CALL

Shelli Brittain
Legal & Legislative Coordinator

Present 16 - Buel Anglen; Cara Cowan Watts; David Thornton Sr. ; Don Garvin; Jack D. Baker; Meredith Frailey; S. Joe Crittenden; Bradley Cobb; Chris Soap; Chuck Hoskin, Jr. ; Curtis Snell; Harley Buzzard; Janelle Fullbright; Julia Coates; Tina Glory Jordan and Bill John Baker

Absent 1 - Jodie Fishinghawk

AMEND THE AGENDA

Councilor Cobb moved to amend the agenda to include items 12 and 13 on the agenda passed out of committees earlier today; from Health Committee a resolution authorizing an application to the CDC for a public prevention health fund grant and from the Education & Culture Committee a resolution authorizing an application for a head start replacement grant. Councilor Thornton seconded the motion. The motion carried.

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

Councilor Jack D. Baker moved to approve the May 16th regular session minutes. Councilor Garvin seconded the motion. The motion carried.

LEADERSHIP PROGRAM PARTICIPANT INTRODUCTIONS

Mr. George Roach gave an overview of the Summer Youth Leadership Program stating it is a six week paid internship program where you must be Cherokee, have a 3.0 grade point average and live within the fourteen county boundaries. He requested the eleven participants to introduce themselves.

STATE OF THE NATION

Chad Smith
Principal Chief

Principal Chief Chad Smith requested a moment of silence for those Cherokee friends and family who we have lost over the last month. The veterans honored for the month were Chester Kelley, Carl Ralston, Joe Watt and father and son Jerry and Virgil Davis. In program and service updates he announced the Cherokee Nation will receive \$3.7ml from the BIA to update our land title records. The NAHASDA funding will increase by \$3.9ml due to the final allocation of housing funds. The Cherokee Nation broke ground on a new expanded casino at Ft. Gibson. In West Siloam a satellite office was opened to allow Cherokees to access the Cherokee Nation employment and vocational resources. The central mail order pharmacy was opened in Muskogee. The general election is this Saturday with early voting opportunities in the Election Commission office from 8:00 a.m. to 5:00 p.m. on Tuesday through Thursday. He announced the Cherokee Nation Marshal Service, Emergency Management, Career Services, Talking Leave Job Corp and Cherokee Nation Entertainment responded to the areas recently hit by the devastating tornados. The Cherokee Nation also served as a collection point to drop off supplies for the tornado victims. The riders from the Remember the Removal Project will return home this Friday with a welcome home event scheduled at 10:30 at the Court House Square. He stated tonight on the agenda is something historical and of great governmental value. This is an opportunity to correct a blemish on the laws of the Cherokee Nation. These two laws passed in 1997 were passed without a quorum present and found unconstitutional by the Courts. Councilors Cowan Watts and Anglen presented Chief Smith with a baseball signed by Cherokee citizen Dylan Bundy who was just drafted by the Baltimore Orioles.

ACTION OF UNFINISHED BUSINESS

None pending.

COMMITTEE REPORTS

Monthly Reports:

Housing Authority - David Southerland

Mr. Southerland announced a board meeting is scheduled on June 28th at noon with a lengthy agenda. He stated he looks forward to working with the two new board members once confirmed this evening. He gave thanks and appreciation to the two former board members Wayne Dunham and Ken Limore. They received notification they are not eligible for the Cookson Hill Community Action FEMA trailers. Mr. Southerland stated they are looking forward to the implementation of a portion of their

new financial software in August of this year.

Cherokee Nation Business, Inc - David Stewart

Mr. Stewart reported financially the company is doing very well with results approximately 7% over last year. They are slightly behind budget year to date from last year net income. The line of credit has been paid off therefore they have no long term debt. The jobs well done initiative is alive and well with 95% of the new hires over the last sixty days being Cherokee. They are in the design phase of all of the different properties and will provide renderings to view once complete. The Jay laundry is moving along slow as they have to remodel the building purchased. Councilor Thornton requested a report regarding the hydroelectric plant be provided at the next committee meeting. Councilor Cowan Watts commended Mr. Stewart on the article in the Cherokee Phoenix regarding economic development. Speaker Frailey stated she has received a lot of positive feedback on the Jay laundry.

OLD BUSINESS

None pending.

NEW BUSINESS

Community Services Committee

1. [11-066](#) A RESOLUTION APPROVING AND AUTHORIZING THE SUBMISSION OF THE FISCAL YEAR 2011 INDIAN HOUSING PLAN TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
Councilor Buzzard moved to approve the revised version with the final award included. Councilor Cowan Watts seconded the motion. The motion carried with Councilor Bill John Baker opposed.
2. [11-067](#) A RESOLUTION APPROVING AND AUTHORIZING THE SUBMISSION OF THE FISCAL YEAR 2012 INDIAN HOUSING PLAN TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
Councilor Buzzard moved to approve. Councilor Cowan Watts seconded the motion. The motion carried with Councilor Bill John Baker opposed.
3. [11-070](#) A RESOLUTION AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION THE 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 Buzzard moved to approve. Councilor Bill John Baker seconded the motion. The motion carried.

Education and Culture Committee

4. [11-077](#) A RESOLUTION APPROVING THE CREATION OF A CHARTER SCHOOL WITHIN THE CHEROKEE NATION AND APPROVING THE APPLICATION OF CHEROKEE NATION EDUCATION SERVICES TO CHARTER
Councilor Coates moved to approve. Councilor Cowan Watts seconded the motion. The motion carried.

Rules Committee

5. [11-073](#) A RESOLUTION CONFIRMING THE NOMINATION OF JAMES AMOS AS COMMISSIONER OF THE HOUSING AUTHORITY OF THE CHEROKEE NATION BOARD OF COMMISSIONERS
Councilor Fullbright moved to approve the nominations of Mr. Amos and Mr. Yates in Toto. Councilor Thornton seconded the motion. The motion carried.
6. [11-074](#) A RESOLUTION CONFIRMING THE NOMINATION OF J. ANTHONY YATES AS A COMMISSIONER OF THE HOUSING AUTHORITY OF THE CHEROKEE NATION BOARD OF COMMISSIONERS
Councilor Fullbright moved to approve the nominations of Mr. Amos and Mr. Yates in Toto. Councilor Thornton seconded the motion. The motion carried.
7. [11-075](#) A RESOLUTION AUTHORIZING THE DONATION OF SURPLUS EQUIPMENT TO FLINT RIDGE RURAL WATER DISTRICT
Councilor Buzzard moved to approve. Councilor Jack D. Baker seconded the motion. The motion carried.
8. [11-078](#) A RESOLUTION AUTHORIZING THE DISPOSAL OF THE SOUTH COFFEYVILLE MOBILE HOME (220000 SEMINOLE ST.)
Councilor Hoskin Jr. moved to approve. Councilor Cobb seconded the motion. The motion carried.
9. [11-063](#) A LEGISLATIVE ACT RELATING TO AMENDING THE CHEROKEE NATION SOVEREIGN IMMUNITY ACT, LA#23-04
Councilor Jack D. Baker moved to approve. Councilor Cowan Watts seconded the motion. The motion carried by acclamation.
10. [11-076](#) AN ACT DECLARING RESOLUTION 17-97 AND LEGISLATIVE ACT 6-97 VOID AB INITIO AND DIRECTING CORRECTION OF THE LEGISLATIVE RECORD
Councilor Cowan Watts moved to approve. Councilor Anglen seconded the motion. Councilor Cowan Watts stated this is the agenda item referred to earlier by Chief Smith. She stated we are here to provide a transparent government and the legislative record should be reflected correctly. Councilor Garvin requested the recording secretary be directed to read the legislative history into the record. The legislative history was read into the record as requested. Councilor Bill John Baker requested to be added as a sponsor of this legislation. Councilor Hoskin Jr. stated he opposes this not to re-litigate issues that happened so long ago but because it is an un-necessary interference with a process already in place through codification. Councilor Coates commented this is a critical time in our history and should be reflected properly. She referred to creating a record within LegiStar for void ab initio to provide this accurate understanding. Councilor Glory-Jordan stated she is in opposition of this legislation due to the method in which it is being done as it has already being corrected in the courts.

The motion to approve carried with the following roll call vote:

Yea: 13 - Buel Anglen; Cara Cowan Watts; David Thornton Sr. ; Don Garvin; Jack D. Baker; Meredith Frailey; S. Joe Crittenden; Bradley Cobb; Chris Soap; Harley Buzzard; Janelle Fullbright; Julia Coates and Bill John Baker

Nay: 3 - Chuck Hoskin, Jr. ; Curtis Snell and Tina Glory Jordan

Executive and Finance Committee

11. [11-071](#) AN ACT AMENDING LEGISLATIVE ACT #29-10 AUTHORIZING THE COMPREHENSIVE BUDGET FOR FISCAL YEAR 2011 - MOD 8; AND DECLARING AN EMERGENCY
Councilor Jack D. Baker announced Mod 8 increases our budget by over \$24ml bringing our total budget to \$654ml. He made a motion to approve. Councilor Cowan Watts seconded the motion.
The motion to approve carried by acclimation.
12. [11-081](#) A RESOLUTION AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE CENTERS FOR DISEASE CONTROL AND PREVENTION (CDC) FOR PUBLIC PREVENTION HEALTH FUND: COMMUNITY TRANSFORMATION GRANTS
Councilor Cobb moved to approve. Councilor Bill John Baker seconded the motion. The motion carried.
13. [11-086](#) A RESOLUTION AUTHORIZING THE SUBMISSION OF GRANT APPLICATION FOR HEAD START REPLACEMENT GRANT - ADAIR, CHEROKEE, SEQUOYAH AND MCINTOSH COUNTIES, OKLAHOMA
Councilor Coates moved to approve. Councilor Garvin seconded the motion. The motion carried.

ANNOUNCEMENTS

Speaker Frailey reminded everyone to get out and vote this Saturday.

ADJOURNMENT

Councilor Cowan Watts moved to adjourn. Councilor Garvin seconded the motion. The motion carried at 7:03 p.m.

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