



# Council of the Cherokee Nation

## Meeting Minutes Resource Committee

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Monday, May 12, 2008

4:00 PM

Legislative Conference Room

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### CALL TO ORDER

Chair Soap called the meeting to order.

### INVOCATION

Ex Officio member John Masters gave the invocation.

### ROLL CALL

Ex Officio member John Masters is present.

**Present** 10 - Bill John Baker; S. Joe Crittenden; Jack D. Baker; Tina Glory Jordan; Jodie Fishinghawk; Harley Buzzard; Chris Soap; Bradley Cobb; Chuck Hoskin, Jr. and Julia Coates

**Absent** 2 - David Thornton Sr. and Curtis Snell

**Late Arrival** 5 - Don Garvin; Meredith Frailey; Cara Cowan Watts; Buel Anglen and Janelle Fullbright

### APPROVAL OF MINUTES

Chair Soap announced a housekeeping change on the Resource Sub minutes dates. The date on the agenda is listed as the 14th and should be the 15th.

Councilor Bill John Baker made a motion to approve the minutes of the April 14th regular session, April 15th sub committee for Council House Planning & Development and the April 18th sub committee for the Landfill. Councilman Jack Baker seconded the motion. Motion carried.

Councilor Buzzard made a motion to amend the agenda to include a resolution authorizing Cherokee Nation Environmental Programs to submit a formal grant application to the U. S. Environmental Protection Agency for an Indian general assistance program (GAP) grant package. He stated this resolution also needs to be considered at the Council meeting tonight due to funding deadlines. Councilor Bill John Baker seconded the motion. Motion carried.

### REPORTS:

1. Natural Resources - Angela Drewes

**Attachments:** [NR - Resources 05-08](#)

Mr. David Justice reported in the absence of Ms. Angela Drewes. He announced they have completed 24 site inspections. They continue to assist the Emergency Management team in the communities. Their Ga Du Gi projects for the month included plowing 60 gardens for Cherokee citizens in Adair County and provided a goose neck trailer for a gospel singing. They received notice that on May 9th

President Bush approved 23 counties in Oklahoma for Federal disaster assistance for cities and counties that were hard hit by spring storms occurring between April 9th and the 28th. The President had earlier approved 13 counties in Oklahoma for the same type relief for storms occurring between March 17th and the 23rd. Some of these counties include Adair, Delaware, Rogers, Sequoyah, Mayes, Wagoner, McIntosh and Muskogee. He stated this is public assistance not individual. Councilor Buzzard requested a Ga Du Gi project in Delaware County in the Oak Hill Community. He requested assistance in preparing already cleared land for a stomp ground.

2. Real Estate Services - Linda Donelson

**Attachments:** [Realty Committee Report May 2008\\_2\\_.pdf](#)

Ms. Linda Donelson announced they attended the National Realty Conference in Denver. They are working with the Health Department on a real estate tax issue. The Muskogee clinic is rated at \$219,000 a year in taxes therefore they are trying to get it into an exempt status. The Roland Casino 3.519 acres that was a parking lot is now in trust. The 45 acres in Park Hill off of Willis Road across from the Heritage Center 30 day notice published in the Tahlequah paper on May 2nd. The Patton property at the Highway 62 and 82 intersection was taken by the Regional Director on May 5th to the central office with a recommendation for it to be placed in trust. The environmental for the tribal complex II which includes the Council House, warehouse, motel and Road Department is currently being reviewed. If the environmental is approved this property may be in trust status before the first of October. They need a closure document on the lagoons. The environmental is almost complete for the Catoosa truck stop. They are in the process of getting a revised environmental for the Ross Road mandatory trust property. Councilor Anglen inquired as to the trust status of the Will Rogers Down property. Ms. Donelson stated there are issues with the property therefore CNE is holding back at this time.

3. Roads & Transportation - Michael Lynn

Mr. Michael Lynn gave the following update of IRR roads:

- Red Barn Road – It is progressing slowly. The contract time expired on the 1st of May. The contractor has requested an additional 120 days.
- Daytown Dry Creek – project is progressing well. They are installing sidewalks, paving ditches and repairing driveways.
- Barber – In the final design stages, waiting on the completion of the environmental
- Cedar Crest Road and Bridge – they received a letter from an attorney on behalf of one of the landowners around the road and bridge area. They are now trying to determine if the next step is condemnation.
- Fairview Euche – The project is final however there have been 2 roadway failures due to the recent rains.
- Cookson Overlay – should go out to bid within the next 30 days.
- Casino interchange – the contract has been executed. The tribe is contributing \$6ml to the project

He announced the tribally funded projects moving forward to Executive and Finance this month include Lost City Road in Cherokee County sponsored by Councilors Bill John Baker and Glory-Jordan in the amount of \$177,899, West 1600 Road in Washington County sponsored by Councilors Anglen and Cobb in the amount of \$100,000, Bridge 124 in the Ramona area sponsored by Councilor Anglen 36,631 and an overlay in the town of Foyil in Rogers County sponsored by Councilor Cowan

Watts in the amount of \$60,660. Councilor Buzzard inquired as to the status of the Rice Woodard condemnation. Mr. Lynn stated it has been filed and they are waiting on word from the District Attorney and the County Commissioner. Councilor Buzzard inquired if a decision had been made on the Kenwood overlay in regard to the bridge. Mr. Lynn stated no decision has been made.

4. Public Comments: Road Issues - Michael Lynn
5. Construction/Facilities - David Roberts

**Attachments:** [Facilities - Resources 05-08](#)

Mr. David Justice gave an update on the accomplishments as listed in the report provided.

6. Environmental Programs - Tom Elkins

**Attachments:** [Env Prog May 08 Resources Monthly Report](#)

Mr. Tom Elkins stated the environmental reviews, lead-based paint activities and radon work is 100% complete in regard to their annual goal. He announced they received a Brownfields grant for work on the Saline courthouse. He stated they are on target with the 30 day compliance issues at the landfill.

#### OLD BUSINESS

None

#### NEW BUSINESS

1. A RESOLUTION AUTHORIZING THE SUBMISSION OF A PROPOSAL TO THE U.S. ENVIRONMENTAL PROTECTION AGENCY FOR A CHEROKEE LEAD CERTIFICATION/ACCREDITATION PROGRAM  
**Sponsors:** Councilor Snell  
  
*Mr. Tom Elkins requested this resolution move on to Full Council tonight. He stated this is a lead certification program that allows the Cherokee Nation EPA to certify to work on lead base paint. He stated it is a time sensitive issue.*  
  
**A motion was made by Councilor Bradley Cobb and seconded by Councilor Harley Buzzard, that this matter be Approved and Forwarded to Council. The motion carried unanimously.**
2. A RESOLUTION AUTHORIZING THE ENVIRONMENTAL PROGRAMS GROUP TO SUBMIT AN APPLICATION TO THE U.S. ENVIRONMENTAL PROTECTION AGENCY FOR CLEAN AIR ACT SECTION 103 FUNDING  
**Sponsors:** Councilor Snell  
  
**A motion was made by Councilor Bradley Cobb and seconded by Councilor Jack D. Baker, that this matter be Approved and Forwarded to Council. The motion carried unanimously.**

3. A RESOLUTION AUTHORIZING THE TRANSFER OF TITLE TO MUTUAL-HELP HOUSING PARTICIPANT
- Sponsors:** Councilor Crittenden And Councilor Fishinghawk
- Councilor Anglen questioned his sponsorship of this resolution. Ms. Donelson stated this is an Adair County project. She stated Councilor Anglen was the sponsor on the old form and it carried forward. Councilors Crittenden and Fishinghawk agreed to sponsor the resolution. Councilor Anglen requested he be removed as sponsor.*
- A motion was made by Councilor Joe Crittenden and seconded by Councilor Bradley Cobb, that this matter be Approved and Forwarded to Council. The motion carried unanimously.**
4. A RESOLUTION AUTHORIZING CHEROKEE NATION ENVIRONMENTAL PROGRAMS TO SUBMIT A FORMAL GRANT APPLICATION TO THE U.S. ENVIRONMENTAL PROTECTION AGENCY FOR A MUNICIPAL SOLID WASTE PROJECT
- Sponsors:** Councilor Cowan Watts
- A motion was made by Councilor Buel Anglen and seconded by Councilor Joe Crittenden, that this matter be Approved and Forwarded to Council. The motion carried unanimously.**
5. A RESOLUTION AUTHORIZING CHEROKEE NATION ENVIRONMENTAL PROGRAMS TO SUBMIT A FORMAL GRANT APPLICATION TO THE U.S. ENVIRONMENTAL PROTECTION AGENCY FOR AN INDIAN GENERAL ASSISTANCE PROGRAM (GAP) GRANT PACKAGE
- Sponsors:** Councilor Snell
- Mr. Tom Elkins requested this resolution also be included on the Full Council agenda tonight.*
- A motion was made by Councilor Jack Baker and seconded by Councilor Don Garvin, that this matter be Approved and Forwarded to Council. The motion carried unanimously.**
- Mr. Todd Hembree stated we have our rules and procedure that we try not to deviate from at all cost. He stated this resolution needs to be on the Council agenda tonight and has not gone through any committee what so ever. He stated as Speaker, Ms. Frailey can assign a resolution to any committee that the committee chooses to consider. This would allow a committee vote on the resolution.*
- Councilor Meredith Frailey made a motion to amend the agenda to consider a resolution sponsored by Councilor Cobb for the submission of a grant application to the centers for disease control and prevention for funding for the use of traditional foods and sustainable ecological approaches for health promotion. Councilor Bill John Baker seconded the motion. Motion carried.**
6. A RESOLUTION AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE CENTERS FOR DISEASE CONTROL AND PREVENTION FOR FUNDING USE TRADITIONAL FOODS AND SUSTAINABLE ECOLOGICAL APPROACHES FOR HEALTH PROMOTION AND DIABETES PREVENTION IN AMERICAN INDIAN/ALASKA NATIVE (AI/AN) COMMUNITIES
- Sponsors:** Councilor Cobb
- Councilor Cobb stated this is an application for a grant for traditional foods in regard*

*to health promotion. He stated this is yet another way to attack the fight against diabetes. He stated if this resolution doesn't go to full council tonight we will be unable to apply for the grant. He stated the grant is for \$100,00 for 5 years.*

**A motion was made by Councilor Bradley Cobb and seconded by Councilor Don Garvin, that this matter be Approved and Forwarded to Council. The motion carried unanimously.**

ANNOUNCEMENTS

*Chair Soap announced the next meeting will be on June 16th at 4:00 p.m.*

ADJOURNMENT

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

STAFF PRESENT:

*David Justice                      Tom Elkins                      Michael Lynn  
Linda Donelson*

VISITORS PRESENT:

*Jim Ketcher   Todd Hembree*

APPROVAL / DISTRIBUTION

**Minutes submitted by: Shelli Brittain, Legal & Legislative Coordinator**

**Motion to approve minutes made by: \_\_\_\_\_**

**Minutes attested and concurred by: \_\_\_\_\_**

**Date: \_\_\_\_\_**