



Council of the Cherokee Nation

Meeting Minutes Resource Committee

Monday, September 15, 2008

4:00 PM

Legislative Conference Room

CALL TO ORDER

Chair Snell called the meeting to order at 4:08 p.m.

INVOCATION

Councilor Crittenden gave the invocation.

ROLL CALL

John Masters Ex-officio Member

Present 14 - Bill John Baker; S. Joe Crittenden; David Thornton Sr. ; Don Garvin; Cara Cowan Watts; Buel Anglen; Jack D. Baker; Tina Glory Jordan; Jodie Fishinghawk; Janelle Fullbright; Harley Buzzard; Curtis Snell; Bradley Cobb and Julia Coates

Absent 1 - Chuck Hoskin, Jr.

Late Arrival 2 - Meredith Frailey and Chris Soap

APPROVAL OF MINUTES

Councilor Cobb made a motion to approve the August 11th regular session minutes. Councilor Fullbright seconded the motion. Motion carried.

REPORTS:

1. Natural Resources - Angela Drewes

Mr. Jack Farmer reported the Markoma girls dorm has been completed and turned over to Health Services to take possession. The boys dorm will be complete by the end of the month. The gym should be complete by the weeks end. A handout was provided giving an update on the Saline Courthouse. Ms. Angela Drewes stated the lead based paint encapsulation work should begin shortly after October first that they are waiting on the EPA. Councilor Buzzard requested an update on the pecan trees at Kenwood. Ms. Drewes stated they have been working on a revision of their forest management plan. They have a resolution that should be presented in the October meeting. She stated right now they are unable to do any harvesting or thinning without the approval of the Bureau. The resolution will allow them to do projects under \$15,000 without the Bureau's approval. Councilor Buzzard inquired if they have discussed this with self-governance to see if there is an exception to these rules. Ms. Drewes stated the self-governance department is aware of the situation but she would discuss it with them further.

2. Construction/Facilities Report - Angela Drewes

3. Real Estate Services - Linda Donelson

Ms. Donelson reported over the last month an easement was given on the Markoma property for an AT&T fiber optic cabinet. She announced the trust acquisition called Complex I which includes the main complex, finance building, TERO building, and the Marshal building has been published by the BIA in the Daily Press. If the publication runs for 30 days with no objections we could have a trust deed by the end of October. The environmental document for the Patton property at the Y here in Tahlequah has been approved with no requirements at the Central Office in Washington DC. They are now required to run a publication in the paper to allow comments. They have reviewed 6 cemeteries for possible GPR work and have completed GPR work at the Moss Ridge cemetery in Delaware County. Over the last month they purchased the car wash on the corner of Downing and Water streets in Tahlequah and 53 acres in Vinita for the health clinic. Councilor Cobb inquired as to the status of the gas lease at Chilocco. Ms. Donelson announced they have a resolution pertaining to this lease on the Council agenda tonight. She stated they are working with the other tribes to come to an agreement. Councilor Cobb inquired if they have negotiated mandatory lease requirements. Ms. Donelson stated they would request the mandatory requirements of the BIA. Councilor Cobb inquired if any social programs have been discussed with the company. Ms. Donelson stated they have not but final terms have not been discussed at this point. Councilor Cobb inquired if royalty payments had been discussed. Ms. Donelson stated they haven't at this point.

4. Roads & Transportation - Michael Lynn

Mr. Lynn gave an update on the IRR projects:

Cedar Crest Road & Bridge - no changes to report

Daytown Drycreek - should begin paving within the next couple of weeks and should finish ahead of schedule

Red Barn Road - the contract has expired however the project is progressing

Rice Woodard - in the process of moving utilities

Twin Oaks/Bull Hollow - finalizing the project design

Barber Road - final stages of design process - problem with home being extremely close to the road

Cookson Overlay - progressing very well - had problems with the asphalt company

Greasy Road - they are beginning the design process

The Pawpaw Creek Road in Craig County for \$15,000 and the Brush Creek and Pine Knot Road in Delaware County for approximately \$31,000 are the two projects going to Executive & Finance this month along with some refunds for projects that came in under budget. He stated they have received a lot of requests for additional funds or for the scope of the project to change due to the change in the oil markets and material prices going up but some are due to the age of the projects. He stated they are in the process of developing policy to elevate the time issue. Councilor Buzzard inquired if there had been a decision made on the Kenwood overlay project. Mr. Lynn stated he received an email from Guy Engineering in regard to funding the six bridges. He stated they are scheduling a meeting with the engineering company and the commissioner.

5. Public Comments: Road Issues - Michael Lynn

6. Environmental Programs - Tom Elkins

Mr. Elkins announced the EPC meeting to be held at the landfill was cancelled due to a lack of quorum. He stated they have far exceeded their goals for the year. They met with Councilor Cowan Watts in regard to sustainable energy. He stated they are in the process of trying to determine what is in place and what may be needed. He extended an invitation to everyone to attend the next meeting on the 25th of this month.

OLD BUSINESS

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

Councilor Cowan Watts requested considerations from the committee for recycling and sustainable energy. She requested Mr. Elkins provide a report next month in regard to what the Nation and entities are currently doing in this regard.

Councilor Cowan Watts made a motion to table to October. Councilor Jack Baker seconded the motion. Motion carried.

NEW BUSINESS

1. A RESOLUTION AUTHORIZING THE CHEROKEE NATION OFFICE OF ENVIRONMENTAL PROGRAMS TO SUBMIT A FORMAL GRANT APPLICATION TO THE U.S. ENVIRONMENTAL PROTECTION AGENCY FOR A BROWNFIELDS JOB TRAINING GRANT

Councilor Jack Baker made a motion to approve. Councilor Thornton seconded the motion. Motion carried.

2. A RESOLUTION AUTHORIZING THE CHEROKEE NATION OFFICE OF ENVIRONMENTAL PROGRAMS TO SUBMIT A FORMAL GRANT APPLICATION TO THE U.S. ENVIRONMENTAL PROTECTION AGENCY FOR A BROWNFIELDS REVOLVING LOAN FUND

Mr. Elkins announced there is a 20% match requirement in which they are completing a waiver request form at this time. The resolution has to be submitted with the grant application soon. He stated if this doesn't meet the Cherokee Nation's match requirements they will not accept the grant.

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

ANNOUNCEMENTS

Chair Snell announced the next meeting would be held at 10:00 am at the Bull Hollow shop with a fish fry to follow.

ADJOURNMENT

Councilor Cobb made a motion to adjourn. Councilor Jack Baker seconded the motion. Motion carried at 4:47 p.m.

STAFF PRESENT:

*Tom Elkins
Angela Drewes*

*Jack Farmer
Laura Adair*

*Michael Lynn
Linda Donelson*

VISITORS PRESENT:

Jim Ketcher

Shirley Crowder

APPROVAL / DISTRIBUTION

Minutes submitted by: Shelli Brittain, Legal & Legislative Coordinator

Motion to approve minutes made by: _____

Minutes attested and concurred by: _____

Date: _____