



# Council of the Cherokee Nation

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

## Tribal Council Minutes - Final TRIBAL COUNCIL

*Meredith Frailey, Speaker*

*Recording Secretary, Shelli Brittain*

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Monday, April 12, 2010

6:00 PM

Council Chambers

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### CALL TO ORDER

**Speaker Frailey called the meeting to order at 6:02 p.m.**

### INVOCATION

**Councilor Garvin gave the invocation.**

### ROLL CALL

**Present** 17 - 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; Jodie Fishinghawk; Julia Coates; Tina Glory Jordan and Bill John Baker

### APPROVAL OF MINUTES OF PREVIOUS MEETINGS

**Councilor Jack D. Baker moved to approve the March 15th regular session minutes. Councilor Cowan Watts seconded the motion. Motion carried.**

**Councilor Jack D. Baker moved to amend the agenda to allow a special presentation to Mrs. Hastings Shade immediately following the approval of this motion and to add new business item #11 Recognizing Former Chief Wilma Mankiller as a National Treasure. Councilor Bill John Baker seconded the motion. Motion carried.**

*Councilor Bill John Baker stated it was an honor and a privilege to bring forth this resolution, a small token of appreciation from this Council. He read Resolution 21-10 "A Resolution Recognizing Former Deputy Principal Chief Hastings Shade as a National Treasure of the Cherokee Nation" and presented a framed copy of the resolution to Mrs. Hastings Shade. Mrs. Loretta Shade accepted proudly and announced she needed to leave to teach his class. She stated she would continue to carry on with the classes of tradition and culture.*

## STATE OF THE NATION

*Principal Chief Smith requested a moment of silence for the friends and loved ones who have passed over the last month. He announced for those who were unable to attend the memorial service honoring the life of Wilma P. Mankiller it would be posted on WilmaMankiller.com or on Cherokee.org within the next week. The family was granted the Medal of Patriotism for Former Chief Mankiller's willingness to give her all to her government. This is the first Medal of Patriotism to be given to a non veteran. Mr. Roland Q. Humphrey was honored as a Cherokee Warrior. In program and service updates the 2010 Census is important to our citizens as it affects Federal, State and County services. He encouraged those who haven't to complete their survey paying close attention to questions #5 and #9. The traveling Census bus will be in the main complex parking lot tomorrow. The Health Group will be hosting the 15th anniversary celebration of the W. P. Mankiller Health Center in Stilwell from 2:00 to 4:00 p.m. this Thursday. Last Wednesday was the official opening of the Cherokee National Supreme Court Museum across from the Courthouse square in downtown Tahlequah. This is Oklahoma's oldest public building as it was originally built in 1844 after the Trail of Tears. He gave appreciation to CNE and the Cultural Tourism Group for their masterful job in restoring the building. On Saturday April the 17th at Sequoyah's new gym a Veteran's honoring dinner will be held. The annual California picnics for our At-Large Citizens will be held on April 24th in Bakersfield at the Heart Memorial Park and April 25th at the Northern California Rush Ranch near Sacramento. Chief Smith announced he has been selected to be one of the celebrity runners at the Tulsa Run on October 30th. He announced he has solicited the efforts of the Group Leaders to participate in the 1 mile fun run, 5K or 15K as this is a great way to lead by example. He stated he would also email each Council member with the challenge to participate. He commented of the heavy burden for all of us with the passing of Wilma Mankiller and reminded everyone to look back at the good things that occur. He announced one of the initiatives of Callie Catcher's late husband and the motorcycle group in which he was a part of was to advance motorcycle safety in Oklahoma by adding a fee to motorcycle tags for general motorcycle safety awareness. This bill passed the Oklahoma Legislature this week and now awaits the Governor's signature. To honor Ms. Catcher's late husband the bill has been named Gunner's Bill. Ms. Catcher, the Cherokee Nation Treasurer, gave appreciation to Chief Smith for his acknowledgement and commented she had just received a call that the Governor signed the bill an hour ago. She also acknowledged Chuck Hoskin Sr. who has been very supportive and helped get the bill passed through the House.*

## ACTION OF UNFINISHED BUSINESS

1. AN ACT RELATING TO CONSTRUCTION OF AND IMPROVING ACCESS TO CHEROKEE OWNED HOMES FROM PUBLIC ROADS OR RIGHT-OF-WAYS AND DECLARING AN EMERGENCY  
**Councilor Hoskin Jr. moved to table one more month and noted that there will be revised legislation on the Finance Committee agenda this month. Councilor Bill John Baker seconded the motion. Motion carried with no opposition.**

## COMMITTEE REPORTS

Monthly Reports:

#### Housing Authority - David Southerland

*Mr. Southerland their board meeting will be held this Friday at noon. The board will consider a change in the meeting time to noon on the third Tuesday of the month instead of 5:30 p.m. The Housing Services Group reached the 100% obligation deadline for the stimulus funds. He announced he would provide a list of the approximate 250 projects stimulus projects funded through the Housing Services Group at the next committee meeting. The occupancy in the low rent apartments has exceeded 90%.*

#### Cherokee Nation Entertainment - David Stewart

*Mr. Don LeBass reported in the absence of Mr. Stewart. He reported the January net income was up approximately 30% from December. January was negatively impacted by some weather across all properties. Catoosa is still being impacted by the road construction. The Sallisaw facility continues to see increased revenue as a result of the closing of Blue Ribbon Downs. He commented February was a good month and looks to be one of the most profitable in CNE history. The West Siloam Springs hotel construction continues on target and look for a Memorial Day opening. The Hard Rock event center remains on target with a September opening. The Ramona casino is looking at a late May or early June opening.*

#### Cherokee Nation Business, Inc - David Stewart

*Mr. LeBass stated there isn't anything financially significant to report. The major activity with regard to CNB is the consolidation of the boards. Councilor Cowan Watts gave congratulations to Mr. LeBass as a Cherokee citizen on his recent promotion to Chief Financial Officer.*

#### Cherokee Nation Industries - Bryan Collins

*Mr. Collins reported a January profit of \$178,000 with a year to date of over a half of a million in profit. Employment for CNI is at 506 employees with 84% of those being Native American. The Telecommunications has experienced a recent spike of 30 to 40% growth in various product lines. They have had record shipments for three weeks over the last month exceeding over 500 shipments per week. Today the management provided a cookout as a reward to the employees for their hard work. He received notice from Lockheed Martin that they are continuing to put them in the Star Alliance Program as a preferred supplier. Their March shipments for wiring harnesses broke records. Mr. Collins announced he would be traveling to Florida to receive a Supplier of Quality Award from Lockheed on the 28th of April for small business multiple launch systems. He reported CNI management is working with both the CNE and CNB staff in regard to the consolidation process. There currently is not a CNI board meeting scheduled however if one becomes necessary prior to the consolidation completion notice will be given.*

#### OLD BUSINESS

1.

#### **A RESOLUTION AUTHORIZING CONFIRMATION OF WILLIAM GRASS AS A MEMBER OF THE BOARD OF MANAGERS OF CHEROKEE MEDICAL SERVICES, LLC**

*Councilor Jack D. Baker moved to approve. Councilor Cowan Watts seconded the motion. Councilor Glory-Jordan stated she would be unable to support the*

*nomination due to questions concerning the CNI board and how they are handling the \$2ml loss on the Bentley project. She stated upon review of the boards minutes no questions were raised pertaining to this loss. Councilor Cowan Watts commented she hears the concerns but this nomination is for a subsidiary of CNI and doesn't involve the primary seat that this individual holds.*

**The motion to approve carried with Councilors Bill John Baker, Tina Glory-Jordan and Chuck Hoskin Jr. opposed.**

## NEW BUSINESS

### Education and Culture Committee

- 1. A RESOLUTION AUTHORIZING THE DONATION OF SURPLUS EXERCISE EQUIPMENT FROM SEQUOYAH SCHOOLS TO BELFONTE ELEMENTARY SCHOOL**  
**Councilor Coates moved to approve and requested Councilors Fullbright and Thornton be added as sponsors. Councilor Garvin seconded the motion. Motion carried.**

### Resource Committee

- 2. A RESOLUTION AUTHORIZING A BUSINESS LEASE ON TRUST LAND IN KAY COUNTY**  
**A motion for approval was made by Councilor Jack D. Baker and seconded by Councilor Don Garvin. The motion carried.**
- 3. A RESOLUTION AUTHORIZING THE PLACEMENT OF LAND IN TRUST - MORGAN DRAIN 81.5 ACRES**  
**A motion was made by Councilor Crittenden and seconded by Councilor Bill John Baker to approve in toto. The motion carried unanimously by consent.**
- 4. A RESOLUTION AUTHORIZING THE PLACEMENT OF LAND IN TRUST - GARRETT 80 ACRES**  
**A motion was made by Councilor Crittenden and seconded by Councilor Bill John Baker to approve in toto. The motion carried unanimously by consent.**

5. **A RESOLUTION AUTHORIZING LEASE OF TRUST LAND IN ROGERS COUNTY FOR A BUSINESS LEASE**

A motion for approval was made by Councilor Cowan Watts and seconded by Councilor Garvin. The motion carried.

6. **A RESOLUTION AUTHORIZING THE PLACEMENT OF LAND IN TRUST - THOMAS 120 ACRES**

A motion was made by Councilor Buzzard and seconded by Councilor Snell to approve in toto. The motion carried unanimously by consent.

7. **A RESOLUTION AUTHORIZING THE PLACEMENT OF LAND IN TRUST - JORDAN 157 ACRES**

A motion was made by Councilor Buzzard and seconded by Councilor Snell to approve in toto. The motion carried unanimously by consent.

Rules Committee

8. **A RESOLUTION CONFIRMING THE RENOMINATION OF JOHN SHURR TO THE CHEROKEE PHOENIX EDITORIAL BOARD**

A motion for approval was made by Councilor Cowan Watts and seconded by Councilor Garvin. The motion carried.

Executive and Finance Committee

9. **AN ACT AMENDING LA 25-09; RELATING TO DONATIONS AND CONTRIBUTIONS FROM THE CHEROKEE NATION; REPEALING PORTIONS OF LA 43-03, "THE EMERGENCY ASSISTANCE AND COMMUNITY SUPPORT PROJECTS AUTHORIZATION ACT OF 2003: AS AMENDED; DECLARING AN EMERGENCY**

*Councilor Hoskin stated this is an amendment to the donations and contributions legislation. Currently there is a time limitation on the equitable distribution of the donations and contributions. This legislation in Section 5G strikes this time limitation so that the equitable distribution is for the entire fiscal year. He moved to approve with an amendment to include a title on paragraph 5G as "Equitable Distribution" to remain consistent with the rest of the Act. Councilor Cowan Watts seconded the motion and requested clarification if the distribution is divided among 15 or 17 Councilors. Councilor Hoskin Jr. responded he reads the legislation to state divide between the 9 districts. He stated the intent is to stay consistent with how the division currently is and to only removed the time limitation.*

**The motion for approval as amended carried by the following vote:**

**Yea:** 15 - Buel Anglen; Cara Cowan Watts; David Thornton Sr. ; Don Garvin; 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

**Nay:** 1 - Jack D. Baker

**Not In Room:** 1 - Jodie Fishinghawk

10. **AN ACT AMENDING LEGISLATIVE ACT #21-09 AUTHORIZING THE COMPREHENSIVE BUDGET FOR FISCAL YEAR 2010 - MOD 6; AND DECLARING AN EMERGENCY**

Councilor Jack D. Baker gave an overview of budget modification #6 and moved for approval. Councilor Cowan Watts seconded the motion. Motion carried by acclamation.

11. **A RESOLUTION RECOGNIZING FORMER PRINCIPAL CHIEF WILMA PEARL MANKILLER AS A NATIONAL TREASURE OF THE CHEROKEE NATION**

Councilor Crittenden read the resolution and moved to approve with all 17 Councilors as sponsors. Councilor Bill John Baker seconded the motion. Motion carried.

#### ANNOUNCEMENTS

*Councilor Cowan Watts wished Speaker Frailey a Happy Birthday for her upcoming birthday this Sunday.*

*Councilor Jack D. Baker extended an invitation to everyone a special service at Oaks Mission this Saturday the 17th beginning at 10:00 a.m. at the Church. A dedication of a historical marker recognizing the earlier burials at the New Spring Place Mission Cemetery at 11:00 a.m. with lunch to follow.*

*Councilor Bill John Baker invited everyone to his and Councilor Glory-Jordan's hog fry and community meeting on Tuesday, April 20th.*

*Councilor Cowan Watts invited everyone to the Joint Council meeting this Friday at Hard Rock Catoosa at 10:00 a.m. in the Sequoyah room.*

*Speaker Frailey recognized visitor and former Councilor Jackie Bob Martin.*

#### ADJOURNMENT

**Councilor Bill John Baker moved to adjourn. Councilor Cowan Watts seconded the motion. Motion carried at 6:48 p.m.**

Next Tribal Council meeting will be held on May 10th, 6:00 p.m. at the tribal headquarters, W.W. Keeler Complex.