

# An Act

## **Legislative Act 23-22**

### **THE PRINCIPAL CHIEF WILMA P. MANKILLER CAPITOL PARK ACT**

#### **BE IT ENACTED BY THE CHEROKEE NATION:**

#### **Section 1. Title and Codification**

This legislative act shall be titled and codified as the “**Principal Chief Wilma P. Mankiller Cherokee Capitol Park Act**”

#### **Section 2. Findings**

The Council of the Cherokee Nation has demonstrated its commitment to improving access to outdoor recreation activities through various legislative actions, including but not limited to; the Cherokee Nation Wildlands, Parks and Fishing and Hunting Preserve Act of 2021, the Public Health and Wellness Improvement Act of 2022, and the appropriation of American Recovery Plan Act dollars, supporting various public park improvements. The Council finds that these kinds of investments across the Cherokee Nation reservation, improve the quality of life for Cherokee citizens. In furtherance of these efforts, the Council finds it to be in the Cherokee Nation’s interest to establish a public park in Tahlequah, befitting its status as our nation’s capital city. The Council further finds it appropriate to name the park after Wilma P. Mankiller, former Principal Chief of the Cherokee Nation, in honor of her service to the Cherokee people.

#### **Section 3. Purpose**

The purpose of this Act is to authorize the construction of and funding for a public park located in Tahlequah, Oklahoma, to be named in honor of Wilma P. Mankiller, from enactment until the end of fiscal year 2024.

#### **Section 4. Substantive Provisions**

##### **§ 1. Amounts Authorized.**

- A. For fiscal years 2022, 2023, and 2024 a total of \$5,000,000 is authorized for expenditure under this Act.
- B. The primary funding source is federal American Rescue Plan Act (ARPA) funds under the Cherokee Nation COVID-19 Respond, Recover and Rebuild Plan (RRR). Other

funding sources include the Cherokee Nation Public Health and Welfare Fund Improvement Act; the Housing, Jobs and Sustainable Communities Act of 2022; dividends received from those for-profit corporations in which Cherokee Nation is the sole or majority shareholder, and that are incorporated under Cherokee Nation law and grants, miscellaneous sources and contributions, revenues of enterprises, taxes, and special and general fund sources.

C. All funding authorized herein is subject to the Council appropriations process.

**§ 3. Wilma P. Mankiller Cherokee Capitol Park**

A. The park established by this act shall:

a. Be located on approximately 6.25 acres of land located at approximately 18050 S. Muskogee Ave, Tahlequah Oklahoma the description of which is as follows:

The W½ NW¼ NW¼ lying North of US Hwy 62 in Section 21, Township 16 North Range 22 East, and the South 820 feet of the W½ SW¼ SW¼ and all that part of the SE¼ SW¼ SW¼ lying and being north of US Hwy 62 and lying West of the 50' road easement located in the SW¼ of Section 16, Township 16 North, Range 22 East of the Indian Base & Meridian, Cherokee County, State of Oklahoma, containing 19.50 acres more or less.

b. Include elements of Cherokee language, culture and traditions in its design, landscaping, public art, playground and facilities.

c. Include a building for community gatherings.

d. Include a space of sufficient size within the park for the future placement of a statue of former Principal Chief Wilma P. Mankiller.

e. Be named "Wilma P. Mankiller Cherokee Capitol Park"

f. Be a "reserved land" within the meaning of the Cherokee Nation Park, Wildlands, Fishing and Hunting Preserve Act of 2021, LA 06-21.

B. Consultation with Representatives of Mankiller Family:

a. The Principal Chief shall make reasonable efforts to consult with such representatives of Chief Mankiller's family as he deems appropriate to the overall design of the park and any depiction of Chief Mankiller at the park, including any statue of Chief Mankiller. Said consultation shall be memorialized in at least one interim and one final report to the Council as to the status of the park.

C. Chief Mankiller Statue:

a. The Principal Chief is authorized to solicit, on behalf of Cherokee Nation,

private funds to support the construction of a statue of Chief Mankiller to supplement such funds as may be appropriated by the Council.

**Section 5. Provisions as cumulative**

The provisions of this act shall be cumulative to existing law.

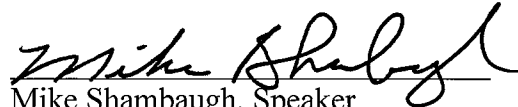
**Section 6. Severability**

The provisions of this act are severable and if any part of provision hereof shall be held void the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this act.

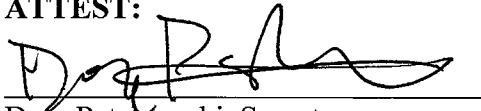
**Section 7. Effective Date: Emergency Declared**

It being immediately necessary for the welfare of the Cherokee Nation, the Council hereby declares that an emergency exists, by reason whereof this Act shall take effect immediately upon its approval and signatures.

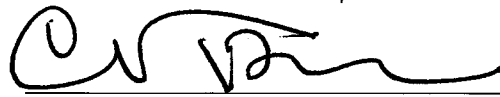
Enacted by the Council of the Cherokee Nation on the 11<sup>th</sup> day of July, 2022.

  
Mike Shambaugh, Speaker  
Council of the Cherokee Nation

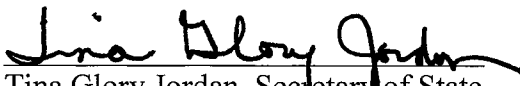
ATTEST:

  
Dora Patzkowski, Secretary  
Council of the Cherokee Nation

Approved and signed by the Principal Chief this 11<sup>th</sup> day of July, 2022.

  
Chuck Hoskin, Jr., Principal Chief  
Cherokee Nation

ATTEST:

  
Tina Glory Jordan, Secretary of State  
Cherokee Nation

YEAS AND NAYS AS RECORDED:

Rex Jordan	<u>Yea</u>	Melvina Shotpouch	<u>Absent</u>
Candessa Tehee	<u>Yea</u>	Victoria Vazquez	<u>Yea</u>
Wes Nofire	<u>Yea</u>	Dora Patzkowski	<u>Yea</u>
Dr. Mike Dobbins	<u>Yea</u>	Joe Deere	<u>Yea</u>
E.O. "Jr." Smith	<u>Yea</u>	Keith Austin	<u>Yea</u>
Daryl Legg	<u>Yea</u>	Danny Callison	<u>Yea</u>
Josh Sam	<u>Yea</u>	Johnny Kidwell	<u>Yea</u>
Shawn Crittenden	<u>Yea</u>	Julia Coates	<u>Yea</u>
Mike Shambaugh	<u>Yea</u>		

# Cherokee Nation Act/Resolution Proposal Form

Act       Resolution

<b><u>ADMINISTRATIVE CLEARANCE</u></b>	
Dept/Program:	
Signature/Initial	Date
<b>Executive Director:</b>	
Signature/Initial	Date
<b>Treasurer (Required: Grants/Contracts/Budgets):</b>	
Signature/Initial	Date
<b>Government Relations:</b>	
Signature/Initial	Date
<b>Administration Approval:</b>	
Signature/Initial	Date

**TITLE:**

**THE PRINCIPAL CHIEF WILMA P. MANKILLER  
CAPITOL PARK ACT**

**DEPARTMENT CONTACT:**      Chuck Hoskin Jr.

**RESOLUTION PRESENTER:**      Taralee Montgomery

**COUNCIL SPONSOR:**      Candessa Tehee, Rex Jordan, Shawn Crittenden, Josh Sam, Mike Shambaugh, Dora Patzkowski, Johnny Kidwell, Melvina Shotpouch, Joe Deere, Victoria Vazquez, Julia Coates, Danny Callison, Keith Austin, Mike Dobbins, Daryl Legg, I

**NARRATIVE:**

The Principal Chief Wilma P. Mankiller Capitol Park Act

<b><u>LEGISLATIVE CLEARANCE:</u></b>	
<b>Legal &amp; Legislative Coordinator:</b>	
Signature/Initial	Date
<b>Standing Committee &amp; Date:</b>	
Signature/Initial	Date

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