

CHEROKEE NATION TRIBAL COUNCIL RESOURCES COMMITTEE REPORT

Group: Government Resources

Month/Year of Report: July, 2017

Executive Director: Chuck Hoskin, Jr.
Email: chuck-hoskin@cherokee.org

Phone: 918-453-5644

Director: Ginger Reeves
Email: ginger-reeves@cherokee.org

Phone: 918-453-5675

Real Estate Services

The Office of Real Estate Services is responsible for administering the laws, regulations, and policies affecting the protection and management of the trust and restricted lands of individual Indian landowners and the land owned by the Cherokee Nation itself, located within the 14 county area of the Cherokee Nation. Real Estate Services is operated under a Self-Governance Compact with the Secretary of the Interior.

Real Estate Services provides advice and assistance in the following areas:

- Appraisals
- Business, Agriculture and Residential leasing
- Cherokee/English Interpreter
- Deed Exchanges
- Environmental Reviews
- Fee to Trust Applications
- Jurisdictional calls
- Last Will & Testaments
- Notary Services
- Probate information/research
- Quiet Title research
- Removal of Restrictions
- Report for Distributions
- Restricted Mineral Interests
- Rights of Entry
- Rights of Way
- Sale or Purchase of Land
- Service Line Agreements
- Summary Distributions
- Trespass on Restricted/Trust Land

I. Budget Highlights: None.

II. Program Highlights:

1. Lane acquisitions. None.
2. Appraisals. Two appraisals were ordered and completed during the month of July.

3. Quiet Titles. Eight Quiet Title requests were received, researched and returned.
4. Restriction Removal Applications. Three restriction removal applications are being processed.
5. Inventory/Heirship. Six Inventory/Heirships were requested, completed and returned.
6. Last Will and Testaments. Three Last Will and Testaments were prepared and endorsed; three District Court approval wills were completed; six additional new interviews were taken; six drafts prepared.
7. Rights of Way, Rights of Entry, Service Line Agreements. Three Rights of Way were submitted; four pending. 10 Rights of Entry were requested; eight processed to date. One Service Line Agreement submitted; three pending; one approved.
8. On-Site Inspections, Home visits, Trespass issues. 13 on-site inspections were requested and completed. Seven home visits were requested and completed. Four trespass issue was requested and addressed.
9. Leases. Four agriculture restricted leases were submitted; three pending; one approved. One agriculture trust lease was submitted and approved. Two renewals of business leases on restricted land were submitted and approved.
10. Maps/platting. 24 requests for maps/platting assistance were received and completed.
11. Jurisdictional calls. 46 jurisdictional calls were completed during the month, with 20 after hours.
12. District Court Probates. There are no inventory applications for probate on the waiting list. All probates that are at paid status for court costs are completed through Real Estate Services, ready for filing by attorney.
13. Trust Asset and Accounting Management System Project. When the TAAMS project started, there were 12,669 allotments that required research. There are 58 total files remaining for status determination, research and abstracting.
14. Stats. 89 client sign-ins (walk-ins), 56 phone inquiries, 47 obituaries processed.
15. Impact Aide. One and requested and completed for Kansas schools.
16. Financial transactions. \$274,568.12 was processed through the lockbox and \$173,347.61 was processed as lease payments during the month of July.
17. Trainings or other events.
 - Inter-tribal Conference and Arkansas Riverbed Authority meeting.

CHEROKEE NATION TRIBAL COUNCIL RESOURCE COMMITTEE REPORT

Dept: Cherokee Nation Environmental Programs (CNEP) Administrator: Tom Elkins, August (FY17)

Phone: 918-453-5237, Cell: 918-822-2793, email: tom-elkins@cherokee.org

I. Program Performance:

a.) Environmental Review

Goal Requirement	# This month	Year to date	% of annual goal
900 ERR (Housing & W&S)	83	663	74%
6 ERR (Roads)	0	7	116%

b.) Lead-Based Paint Activities

Goal Requirement	# this month	Year to date	% of annual goal
250 Lead Paint Insp. , R. A., Clearance, Visuals	23	224	90%

c.) Radon Activities

Goal Requirement	# this month	Year to date	% of annual goal
50 Radon Tests	0	8	16%

d.) Asbestos Activities

Goal Requirement	# this month	Year to date	% of annual goal
150 Asbestos Tests	7	115	77%

e.) Home Energy Audits

Goal Requirement	# this month	Year to date	% of annual goal
200 Energy Audits	12	111	56%

f.) Mold/IAQ Inspections

Goal Requirement	# this month	Year to date	% of annual goal
30 Mold/IAQ Inspections	6	40	133%

g) Landfill Inspection Dates

June 29th

July 6th

July 18th

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II Highlights:

a) Clean Air Program:

- Air staff met with Kiet Nguyen/Alion Science and Technology at the Stilwell monitoring site for the NCore (National Core) CO, SO₂ and ozone EPA NPAP (National Performance Audit Program) audits on July 11th.
- Air staff transported the air program's local primary ozone standard to the EPA Region 7 laboratory in Kansas City, KS for annual certification on July 13th.
- Three bid requests for the independent audits of the air monitoring sites were received; Inquest Environmental was chosen and will be notified of their selection.
- Staff set up two Aeroqual ozone sensors at the Vinita Clinic and is also running two monitors at the Pryor site. These low-cost sensors are on loan from the TAMS Center; our goal is to see how data from the sensors compares to our regulatory ozone monitor at Pryor, and to determine if there are any issues with ozone transport in the Vinita area that might warrant regulatory monitoring in the future.

b) Pesticides Program:

- Staff hosted the FY 2017 Pesticides Grant Mid-year Review with Lee McMillan and Eric Nystrom from Region 6 EPA on May 24th. Eric Nystrom is replacing Lee McMillan as the new Region 6 project officer for Cherokee Nation and Oklahoma. Grant progress is on schedule.
- Staff is actively recruiting speakers for the pesticides session at the upcoming ITEC conference in July.
- Staff continues to enter pesticides application notifications received for the current quarter.

c) Clean Water Program:

- Staff sampled Sallisaw Creek and Fourteen Mile Creek June 20th-21st and Spring Creek, Flint Creek, Spavinaw Creek, Saline Creek, Little Lee Creek, and Caney Creek June 26th-28th for water quality. Staff sent the samples to Green Country Testing for analysis on pH, temperature, specific conductivity, dissolved oxygen, E. Coli bacteria, total phosphorus, nitrogen, nitrate, nitrite, ortho phosphorous, nitrogen as ammonia, sulfate, fluoride, turbidity, and hardness. Once the data has been received staff will review and compile the data for entry into EPA's STORET data base.

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- Staff sampled Copan Lake and Oologah Lake July 11th-12th for water quality. Staff sent the samples to Green Country Testing for analysis on pH, temperature, specific conductivity, dissolved oxygen, E. Coli bacteria, total phosphorus, nitrogen, nitrate, nitrite, ortho phosphorous, nitrogen as ammonia, sulfate, fluoride, turbidity, and hardness. Once the data has been received staff will review and compile the data for entry into EPA's STORET data base.
- Staff attended the Oklahoma Kill Response Management Team (OKRMT) fish kill training in Stillwater, OK June 26th – 29th. The training was attended by personnel from the Oklahoma Department of Wildlife Conservation (ODWC), Oklahoma DEQ, Oklahoma Water Resources Board (OWRB), Fish and Wildlife Service (FWS), and Oklahoma Department of Agriculture, Food and Forestry (ODAFF). Cherokee Nation and Sac & Fox were the only tribal representatives. The classroom portion covered sampling design, equipment, fish count techniques and water quality issues; there was also a hands-on scenario conducted at Lake McMurtry.

d) Information Exchange Grant Program:

- Staff has worked with IS to complete tasks for the Exchange Network grant; the individual assigned to the project is Ash Ali/Lead Applications Developer. Air monitoring data has been successfully published on a publicly accessible website; the reports can be accessed at <http://geodata.cherokee.org/CleanAir/>. We have also published historical reports that contain roughly three months of data, which could be useful to researchers, epidemiologists, etc. The download site for the reports is located at <https://taxcredit.cherokee.org/EnvironmentalHistoricalReports/>. All deliverables for this grant have been met; the grant period ends July 31st.

1. Tar Creek:

- Staff participated in the EPA OU 5 Plant Sample Locations Conference Call on May 15th. This conference call focused on planning activities for the sample collection event. Staff also participated in the EPA OU5 Human Health Risk Assessment Conference call on June 7th.
- Staff participated in the Tar Creek Tour on May 26th with U.S. DOI, USFWS, USGS, Peoria Tribe and Wyandotte Nation.

e) Natural Resource Damage Assessment and Restoration (NEDAR)

- Staff participated in the Tribes/US DOI Tribal NRDAR Conference call on July 11th. This call focused on the Tribal NRDAR Conference hosted by Cherokee Nation, U.S. DOI updates, and the status of tribal cultural use claims.

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Tar Creek:

- Staff participated in the Tar Creek Trustee Council Meeting by conference call on June 26th. This Trustee Council Meeting focused on Assessment Studies, Peabody Bankruptcy, Operable Unit (OU) #5 Sediments, OU #4 Terrestrial and restoration activities.
- Staff participated in the TCTCIT (Tar Creek Trustee Council Indian Tribes) Conference call on June 26th. This conference call focused on Peabody Bankruptcy, funding available, restoration budgets, tribal studies and task orders for the Tribal aquatic project.

National Zinc:

- Cherokee Nation has signed the Tolling Agreement and submitted back to the Trustee Council. This will extend the Statute of Limitations with the PRP and continue with the negotiations.

Tulsa County Smelter Complex:

- No activities were conducted for the Tulsa County Smelter Complex NRDAR Project.

f) Cherokee Nation Real Estate Services:

- Staff worked with Cherokee Nation Real Estate Services staff on the Craig County Site. Staff conducted a site inspection on June 19th. This project is a Fee to Trust Phase I Report for the Cherokee Nation. This project is expected to be completed next month.
- Staff worked with Cherokee Nation Real Estate Services and BIA to set up an inspection for the Rose Cottage Property. This inspection took place on July 6th. This is a Fee to Trust Application for the Cherokee Nation Real Estate Services. Staff completed the Phase I Report. This report has been submitted to Cherokee Nation Real Estate Services.
- Staff conducted a final site inspection with BIA and wrote an update letter for the Cooweescoowee Health Center for the Cherokee Nation Real Estate Services. This health center is located in Ochelata, Oklahoma. This project is in the final stages and close to being put into Trust for the Cherokee Nation.