



MUSCOGEE (CREEK) NATIONAL COUNCIL

Creek Capital Complex - Hwy. 75 at Loop 56

P. O. Box 158

Okmulgee, OK 74447

(918) 758-1410 FAX (918) 756-756-6812

www.mcnc.com

Speaker: *Randall Hicks*

Second Speaker: *Darrell Proctor*

MINUTES

PLANNING SESSION

Muscogee (Creek) National Council

Council Chambers – Mound Building – Capitol Complex

January 26, 2021

BY TELECONFERENCE

Time Meeting Convened: 6:37 p.m.

Call to Order: Speaker Randall Hicks

Invocation: Representative Joyce Deere

Roll Call: National Council Secretary Kristie A. Jackson

Roll call was taken with the following being recorded: **16** present, **0** absent at the time of roll call.

CREEK DISTRICT

Patrick Freeman Jr Present

Joseph Hicks Present

OKFUSKEE DISTRICT

Randall Hicks Present

Travis Scott Present

TULSA DISTRICT

Robert Hufft Present

Lucian Tiger III Present

McINTOSH DISTRICT

Darrell Proctor Present

Adam Jones III Absent

OKMULGEE DISTRICT

James Jennings Present

William Lowe Present

WAGONER DISTRICT

Charles McHenry Present

Mark Randolph Present

MUSCOGEE DISTRICT

Mary Crawford Present

Joyce C. Deere Present

TUKVPTCE DISTRICT

Anna Marshall Present

Thomasene Yahola Osborn . Present

A quorum was established; therefore, all business transacted will be valid. Representative Adam Jones is excused.

SPEAKER'S REPORT:

January 3, assisted family with emergency housing due to home being destroyed by fire.

January 4, assisted family with making contact with Indian Child Welfare. Signed Subpoenas for Fact-Finding & Investigations committee. Attended the Internal Affairs committee meeting.

January 8, attended the Inter-Tribal Quarterly meeting by teleconference.

January 9, attended the Inter-Tribal Quarterly meeting by teleconference.

January 14, attended Internal Affairs committee meeting and Fact-Finding & Investigations committee meeting.

January 19, attended the Land, Natural Resources & Cultural committee meeting.

January 20, attended the Health, Education & Welfare committee meeting.

January 25, attended the Fact-Finding & Investigations committee meeting.
January 26, attended the Joint Committee meetings HEW/LNC; BFJ/LNC; BFJ/HEW

SECOND SPEAKER REPORT:

January 6, attended the Hickory Ground meeting.
January 8, attended Inter-Tribal Council meeting.
January 14 attended the Fact-Finding & Investigation meeting.
January 19 attended Land, Natural Resources & Cultural Committee meeting.
January 25, attended the Fact-Finding & Investigation meeting.
January 26, attended Planning Session.

REPORTS FROM EX-OFFICIO:

Representative Patrick Freeman Jr. reported Gaming Operations Authority Board met on January 6, 2021 discussion was the audit with BKB. The board met on January 20, 2021 for the presentation of the audit by BKB. Other items for discussion was the adoption of Resolution for the construction project of the Muskogee site. CEO Pat Crofts financial monthly report highlights;

- Month of December distribution to the Nation was \$9.5M which exceeds the budget by \$5.3M
- Three-month period distributions to the Nation was \$30M, exceeded the budget by \$16.2M
- December 2020 was the 7th consecutive month for record distributions to the Nation since closure due to Covid-19.

Business, Finance & Justice committee is now in the process of selecting candidates for the Gaming Operations Authority Board position. The committee will select and submit a candidate for approval to the full council.

Representative Travis Scott reported MNBE met on December 17, 2020 still working at minimal staff due to Covid-19. The Board adopted a new procurement policy. Projects that are ongoing are minimal due to Covid-19. Next meeting will be held on Thursday, January 28, 2021. Zoom information will be emailed. MNBE will have a board position open in a few months. Request BFJ to consider planning ahead to fill the board position.

Representative James Jennings reported the College of the Muscogee Nation Board of Regents met on January 11, 2020. The board discussed the update on the construction of the Natural Resources building is 80% complete. The construction of the building should be completed by the end of February. The board had an election and Dr. Dean Hughes has been selected as the Vice-Chairman. CMN currently has 106 students enrolled in the Spring Semester. CMN has 5 new employees. CMN President Selection Committee has been formed and will meet Thursday, January 28, 2021 to review the 10 applicants.

Mvskoke Loan Fund - Representative Adam Jones III is excused. No report at this time.

Representative Robert Hufft reported Onefire Holding Company, LLC Board will meet on Wednesday, January 27, 2021 at 2:00 p.m. The board packet has been sent to the full council.

COMMITTEE ANNOUNCEMENTS AND REPORTS

Health, Education & Welfare – Chairman Lucian Tiger III

Chairman Lucian Tiger III announced the committee met and reported the following items with DO PASS:

- TR 21-001** A TRIBAL RESOLUTION OF THE MUSCOGEE (CREEK) NATION AUTHORIZING THE PRINCIPAL CHIEF TO EXECUTE A CERTAIN AGREEMENT WITH THE INTERNATIONAL HEALTH TERMINOLOGY STANDARDS DEVELOPMENT ORGANIZATION
- TR 21-003** A TRIBAL RESOLUTION OF THE MUSCOGEE (CREEK) NATION AUTHORIZING THE PRINCIPAL CHIEF TO EXECUTE A CERTAIN AGREEMENT BETWEEN THE MUSCOGEE (CREEK) NATION DIVISION OF HEALTH AND CONNECTWISE, LLC ON BEHALF OF THE MUSCOGEE (CREEK) NATION DEPARTMENT OF HEALTH
- TR 21-004** A TRIBAL RESOLUTION OF THE MUSCOGEE (CREEK) NATION AUTHORIZING THE PRINCIPAL CHIEF TO EXECUTE A MEMORANDUM OF UNDERSTANDING BETWEEN THE UNLV WILLIAM S. BOYD SCHOOL OF LAW AND THE MUSCOGEE (CREEK) NATION
- TR 21-005** A TRIBAL RESOLUTION OF THE MUSCOGEE (CREEK) NATION APPROVING THE CASEY FAMILY PROGRAMS LETTER AGREEMENT FOR GRANT FUNDS AWARDED FOR THE BENEFIT OF CHILDREN AND FAMILY SERVICES ADMINISTRATION
- TR 21-006** A TRIBAL RESOLUTION OF THE MUSCOGEE (CREEK) NATION AUTHORIZING THE PRINCIPAL CHIEF TO EXECUTE A CERTAIN AGREEMENT WITH CVENT ON BEHALF OF THE MUSCOGEE (CREEK) NATION DEPARTMENT OF HEALTH
- NCA 21-001** A LAW OF THE MUSCOGEE (CREEK) NATION AUTHORIZING THE EXPENDITURE OF GRANT FUNDS AWARDED FROM CASEY FAMILY PROGRAMS FOR THE BENEFIT OF CHILDREN AND FAMILY SERVICES ADMINISTRATION
- NCA 21-002** A LAW OF THE MUSCOGEE (CREEK) NATION AUTHORIZING THE EXPENDITURE OF THE AMERICAN INDIAN COLLEGE FUND, NATIVE PATHWAYS TO COLLEGE, SPRING 2021 HIGHER PATHWAYS GRANT FOR THE BENEFIT OF THE MUSCOGEE (CREEK) NATION YOUTH SERVICES

No items for consideration. Next scheduled committee meeting will be February 10, 2021 at 2:00 p.m. by teleconference. No announcements.

Land, Natural Resources & Cultural Preservation – Chairman Mark Randolph

Chairman Mark Randolph announced the committee met and reported the following items with DO PASS:

- TR 21-007** A TRIBAL RESOLUTION OF THE MUSCOGEE (CREEK) NATION AUTHORIZING THE PRINCIPAL CHIEF TO EXECUTE AN ENGAGEMENT LETTER AND TERMS OF ENGAGEMENT WITH THE LAW FIRM FOSTER GARVEY FOR LEGAL SERVICES ON BEHALF OF THE MUSCOGEE (CREEK) NATION HISTORIC AND CULTURAL PRESERVATION DEPARTMENT
- TR 21-008** A TRIBAL RESOLUTION OF THE MUSCOGEE (CREEK) NATION AUTHORIZING THE MUSCOGEE (CREEK) NATION NATURAL RESOURCE CONSERVATION DISTRICT TO ENTER INTO A COOPERATIVE AGREEMENT WITH THE OKLAHOMA ASSOCIATION OF CONSERVATION DISTRICTS
- TR 21-009** A TRIBAL RESOLUTION OF THE MUSCOGEE (CREEK) NATION AUTHORIZING THE PRINCIPAL CHIEF TO EXECUTE A UNITED STATES DEPARTMENT OF INDIAN AFFAIRS RIGHT-OF-WAY APPLICATION AND THE GRANTING OF A CONSERVATION EASEMENT LOCATED IN MUSKOGEE COUNTY, OKLAHOMA, ON BEHALF OF THE MUSCOGEE (CREEK) NATION
- TR 21-010** A TRIBAL RESOLUTION OF THE MUSCOGEE (CREEK) NATION AUTHORIZING THE PRINCIPAL CHIEF TO EXECUTE A CONTRACT WITH WILSON EXCAVATION, LLC. FOR THE CIVIL CONSTRUCTION OF THE BERRYHILL ACRES HOUSING PROJECT IN OKMULGEE, OKLAHOMA
- TR 21-013** A TRIBAL RESOLUTION OF THE MUSCOGEE (CREEK) NATION AMENDING TR 13-015 (A TRIBAL RESOLUTION OF THE MUSCOGEE (CREEK) NATION AUTHORIZING THE PRINCIPAL CHIEF TO EXECUTE A CONTRACT FOR THE PURCHASE OF PROPERTY LOCATED IN CREEK COUNTY, OKLAHOMA)
- TR 21-014** A TRIBAL RESOLUTION OF THE MUSCOGEE (CREEK) NATION AMENDING TR 13-095 (A TRIBAL RESOLUTION OF THE MUSCOGEE (CREEK) NATION AUTHORIZING THE PRINCIPAL CHIEF TO EXECUTE A CONTRACT FOR THE PURCHASE OF PROPERTY LOCATED IN OKFUSKEE COUNTY, OKLAHOMA)

NCA 21-003 A LAW OF THE MUSCOGEE (CREEK) NATION AUTHORIZING THE EXPENDITURE OF THE ANDREW W. MELLON FOUNDATION 2020 COMMUNITY BASED ARCHIVES GRANT FOR THE BENEFIT OF THE MUSCOGEE (CREEK) NATION HISTORIC AND CULTURAL PRESERVATION DEPARTMENT

NCA 21-005 A LAW OF THE MUSCOGEE (CREEK) NATION AMENDING MCNCA TITLE 5, CHAPTER 1 ENTITLED “PROTECTION AND PRESERVATION OF CEREMONIAL SITES” AND CHAPTER 2 ENTITLED “FINANCIAL ASSISTANCE” TO ADD LAND ACQUISITION ASSISTANCE AND EMERGENCY ASSISTANCE

The committee met joint with Health, Education & Welfare Committee and reported TR 21-011, TR 21-012, TR 21-019 and TR 21-023 with a “Do Pass” to the full council to be added to the Quarterly Session Agenda January 30, 2021. Next scheduled committee meeting will be February 9, 2021 at 6:30 p.m. by teleconference. No announcements.

Business, Finance & Justice – Chairman William Lowe

Chairman William Lowe announced the committee met and reported the following items with DO PASS::

NCR 21-001 A RESOLUTION OF THE MUSCOGEE (CREEK) NATIONAL COUNCIL APPROVING THE LEGAL SERVICES AGREEMENT BETWEEN THE MUSCOGEE (CREEK) NATIONAL COUNCIL AND FLETCHER LAW, PLLC

TR 21-020 A TRIBAL RESOLUTION OF THE MUSCOGEE (CREEK) NATION AUTHORIZING THE PRINCIPAL CHIEF TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH THE UNITED STATES MARSHALS SERVICE TO ESTABLISH A FUGITIVE TASK FORCE WITH THE MUSCOGEE (CREEK) NATION LIGHTHORSE POLICE DEPARTMENT

TR 21-021 A TRIBAL RESOLUTION OF THE MUSCOGEE (CREEK) NATION APPROVING AN INTERGOVERNMENTAL CROSS-DEPUTIZATION AGREEMENT BETWEEN THE UNITED STATES, THE MUSCOGEE (CREEK) NATION AND THE COUNTY OF OKMULGEE, A POLITICAL SUBDIVISION OF THE STATE OF OKLAHOMA

NCA 21-004 A LAW OF THE MUSCOGEE (CREEK) NATION AUTHORIZING THE EXPENDITURE OF THE 2020 AFTERMATH K-9 GRANT PROGRAM FOR THE BENEFIT OF THE LIGHTHORSE POLICE DEPARTMENT

The committee met jointly with Land, Natural Resources & Cultural committee and reported TR 21-015, TR 21-016, TR 21-017, TR 21-018 and TR 21-025 with a “Do Pass” to the full council to be added to the Quarterly Session Agenda January 30, 2021. The committee met joint with Health, Education & Welfare Committee and reported TR 21-022 with a “Do Pass” to the full council to

be added to the Quarterly Session Agenda January 30, 2021. The next scheduled committee meeting will be February 18, 2021 at 6:30 p.m. by teleconference. No announcements.

OTHER BUSINESS:

NCA 20-098 A LAW OF THE MUSCOGEE (CREEK) NATION AMENDING MCNCA TITLE 16, § 1-108, ENTITLED “Commissions no substitution for joint approval of appointments” **Returned as a Veto on January 7, 2021**

Speaker announced NCA 20-098 Veto will be placed on the January 30, 2021 Quarterly Session Agenda.

HSPG & Associates presented the 2019 Audit Report to the full council.

NCA 21-008 A LAW OF THE MUSCOGEE (CREEK) NATION AUTHORIZING A SUPPLEMENTAL TO THE LEGISLATIVE BRANCH FISCAL YEAR 2021 BUDGET FOR THE CREATION OF THE LEGISLATIVE COMMUNICATIONS SPECIALIST POSITION OR THE NATIONAL COUNCIL

Representative Travis Scott made a **suspend the Rules of Procedures at Section 116, F. to pull NCA 21-008 from Committee to be placed on the Agenda and meet in Committee As A Whole.** Representative James Jennings seconded the motion. Upon a motion and a second being made a roll vote was taken with following results being recorded: **11 in favor, 3 against.**

VOTE BY DISTRICT

CREEK DISTRICT

Patrick Freeman Jr. Yes
Joseph HicksYes

OKFUSKEE DISTRICT

Randall Hicks.....
Travis Scott..... No

TULSA DISTRICT

Robert HufftYes
Lucian Tiger III Yes

McINTOSH DISTRICT

Darrell ProctorYes
Adam Jones III.....

OKMULGEE DISTRICT

James Jennings..... Yes
William Lowe Yes

WAGONER DISTRICT

Charles McHenry Yes
Mark Randolph..... No

MUSKOGEE DISTRICT

Mary Crawford.....Yes
Joyce C. DeereYes

TUKVPTCE DISTRICT

Anna Marshall Yes
Thomasene Yahola Osborn..... No

MOTION CARRIED.

Representative Joyce Deere made a motion to **“Do Pass” NCA 21-008.** Representative Joseph Hicks seconded the motion. Upon a motion and a second being made a roll call vote was taken with following results being recorded: **11 favor, 3 against.**

VOTE BY DISTRICT

CREEK DISTRICT

Patrick Freeman Jr. Yes
Joseph HicksYes

OKFUSKEE DISTRICT

Randall Hicks.....
Travis Scott..... No

TULSA DISTRICT

Robert HufftYes
Lucian Tiger III Yes

McINTOSH DISTRICT

OKMULGEE DISTRICT

WAGONER DISTRICT

Darrell Proctor Yes	James Jennings..... Yes	Charles McHenry Yes
Adam Jones III.....	William Lowe Yes	Mark Randolph..... No

MUSKOGEE DISTRICT

Mary Crawford..... Yes
 Joyce C. Deere Yes

TUKVPVTCE DISTRICT

Anna Marshall Yes
 Thomasene Yahola Osborn..... No

MOTION CARRIED.

Representative Joyce Deere made a motion to **Rise and Report and to place NCA 21-008 on the January 30, 2021 Quarterly Session Agenda for action in numerical order.** Representative Joseph Hicks seconded the motion. Upon a motion and a second being made a roll call vote was taken with following results being recorded: **11 favor, 3 against.**

VOTE BY DISTRICT

CREEK DISTRICT

Patrick Freeman Jr. Yes
 Joseph Hicks Yes

OKFUSKEE DISTRICT

Randall Hicks.....
 Travis Scott..... No

TULSA DISTRICT

Robert Hufft Yes
 Lucian Tiger III..... Yes

McINTOSH DISTRICT

Darrell Proctor Yes
 Adam Jones III.....

OKMULGEE DISTRICT

James Jennings..... Yes
 William Lowe Yes

WAGONER DISTRICT

Charles McHenry Yes
 Mark Randolph..... No

MUSKOGEE DISTRICT

Mary Crawford..... Yes
 Joyce C. Deere Yes

TUKVPVTCE DISTRICT

Anna Marshall Yes
 Thomasene Yahola Osborn..... No

MOTION CARRIED.

Representative Joyce Deere made a motion to **Come out of Committee As A Whole.** Representative James Jennings seconded the motion. Upon a motion and a second being made a roll call vote was taken with following results being recorded: **14 favor, 0 against.**

VOTE BY DISTRICT

CREEK DISTRICT

David Hill..... Yes
 Patrick Freeman Jr..... Yes

OKFUSKEE DISTRICT

Randall Hicks.....
 Travis Scott..... Yes

TULSA DISTRICT

Robert Hufft Yes
 Lucian Tiger III..... Yes

McINTOSH DISTRICT

Darrell Proctor..... Yes
 Adam Jones III.....

OKMULGEE DISTRICT

Del Beaver Yes
 James Jennings..... Yes

WAGONER DISTRICT

Johnnie Greene..... Yes
 Mark Randolph..... Yes

MUSKOGEE DISTRICT

Pete Beaver..... Yes
 Joyce C. Deere Yes

TUKVPVTCE DISTRICT

Anna Marshall Yes
 Thomasene Yahola Osborn..... Yes

MOTION CARRIED.

ANNOUNCEMENTS:

Representative Thomasene Yahola Osborn announced Fact-Finding & Investigation committee will meet on February 1, 2021 at 5:30 p.m.

ADJOURNMENT:

Representative Charles McHenry made a **motion to Adjourn**. Representative Joseph Hicks seconded the motion. Upon a motion and a second being made a voice vote was taken with following results being recorded: **All in favor, none against**.

Representative Mary Crawford gave the benediction.

Meeting adjourned at 7:33 p.m.

CERTIFICATION

I, the undersigned, certify that the foregoing is a true copy of the Journal of the Muscogee (Creek) National Council comprised of sixteen members, with **Fourteen** members who approved and **One** who abstained this set of minutes on **February 27, 2021**.

Alicia Stroble, Recording Secretary
Muscogee (Creek) National Council

APPROVAL

I, Speaker of the National Council, hereby affix my signature, certifying that the minutes of **January 26, 2021** Planning Session were approved on **February 27, 2021** during the Regular Session of the National Council.



Randall Hicks, Speaker
Muscogee (Creek) National Council