

Tribal Council Office
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October 2019 ATCM

Annual Tribal Council Meeting Minutes and Resolutions.

No signed resolutions were available at the Tribal Council Office so provided copies of the resolutions heard at the meeting and the resolutions not heard due to quorum being lost.

Annual Tribal Council Meeting
October 5th, 2019
Concho Community Hall, Concho, OK

Roll Call around 11:15 and quorum met

Tribal Council Coordinator called for counters and the following were counters: Vince Scott, Lydia West, Lavonne Post, Yvonne Verjuan, Terri Wellbourne, Erica Domingues

Nominations for chairman:

Darrell Flyingman nominated Albert Old Crow

Winnie Whitetail and Charlene Wassana were nominated but declined (no notes on who nominated these individuals)

Albert Old Crow won by acclamation

Chairman Albert Old Crow called for secretary nominations and no record on who nominated who but Jennifer Plummer was nominated and Bobbie Hamilton was nominated. Bobbie Hamilton declined.

Pete Salinas made a motion for Agenda Item #8 to be moved to Agenda Item #1. A 2nd motion was made by Darrell Flyingman

This passed with 186 yes and there was 12 no

Agenda Item #8 that was moved to #1 A Resolution on the Selection of the Tribal Council Coordinator.

Michelle Bigfoot: 138

Pete Salinas: 122

Voting for Michelle had to be done twice because of individuals moving around and getting counted twice. Security was questioning the voting count as well.

Agenda Item #2 A Resolution to pass the 2020 Budget

Governor Wassana spoke about amendment needed for the resolution because the amount was incorrect. Instead of it saying \$45,500,000.00 it should say \$128,498,880 and wanted to make amendment.

Robert Wilson spoke and said that there is standing order from the Supreme Court that says no amending of the resolutions from the floor

Hershel Gorham said that he needs to show Supreme Court order and depends on amendment. Also people can take it court and challenge it.

Pat Smothers spoke and said to table it and vote for it another time.

Vote to Amend the budget passed 108 yes to 79 no

Next was voting on the budget and discussion

Wilma Blackbear mentioned there are all tribal employees there to vote because their jobs and salaries depended on it. She is disappointed in leadership and the TCC. Asked the Tribal Council to vote No.

Governor Wassana asked the Tribal Council to vote yes on his budget

Victor Whitebird Orange said the budget did not make sense to him. Different amount than resolution.

Pete Salinas spoke and said they will do what they want with the budget and advised everyone to make a smart choice come Tuesday and vote in good Legislators

There was a call for a vote by Chris Yelloweagle and 2nd by Bonita Cruz

2020 Budget Passed 139 Yes to 79 No

Agenda Item #3 Repeal of Resolution 100408ATC-002 Rules of Order and Procedure of the Tribal Council

Discussion:

Pete Salinas discussed voting them down

Michelle Bigfoot discussed she got input off social media comments

Jennifer Plummer discussed there is still pending supreme court order waiting and would affect these new procedures if passed. Also the Tribal Council should have input in them.

Hershel Gorham spoke about he did not write them

Victor Whitebird Orange spoke about no balance of power and watched right here today an \$80 million decision from the floor. Tribal Council needs to take their power back.

Wilma Blackbear said the rules are not constitutional and does not abide by the constitution. The Election Commission should not be handling Tribal Council Petitions

Call for the vote by Jane Nightwalker and 2nd by Aaron Robinson

Yes 51 and No 93

This resolution did not pass

Chairman Albert Old Crow called for recess for Lunch at 1:39 and lunch prayer by Louise White Horse

Meeting started after lunch around 2:46 pm and hand votes were taken to see if we had quorum and we had 75 in attendance

Agenda Item #4 Repeal of Resolution 100408ACT-001 Terms and conditions of Employment for the Tribal Council Coordinator

Discussion by Pete Salinas, Michele Bigfoot and Jennifer Plummer

Malcolm Whitebird called for the vote

Quorum of 75 was lost for this resolution and vote was 8 yes 47 no

Meeting was adjourned at 3:15 pm

Tribal Council Coordinator Michele Bigfoot informed secretary that chairman did not have to sign the minutes just the secretary.

CERTIFICATION

I, the undersigned, as Secretary of the 2019 Annual Tribal Council Meeting of the Cheyenne & Arapaho Tribes: do hereby certify that a quorum was present for three of the four resolutions heard on October 5th, 2019.


Secretary



Public Notice & Agenda

Annual Tribal Council Meeting

10:00 A.M.

October 5, 2019

Concho, Community Hall

Concho, Oklahoma

In accordance with the Cheyenne and Arapaho tribes' Constitution, pursuant to Article V, §. 3 (a) An Annual Meeting of the Tribal Council shall be held on the first Saturday in October. No other meetings of the Tribes shall be held on the first Saturday in October including a Special Tribal Council Meeting or a meeting of the Legislature. The Annual Meeting of the Tribal Council shall be held in Concho.

Pursuant to Article V, § 3 (a) reads in part, The Tribes shall provide bus transportation for members of the Tribes to attend the Annual meeting (SEE ATTACHMENT, BUS SCHEDULE).

Pursuant to Article V, § 2 (d); Resolution No. 100408ATC-002 and § 4 (c) requires all RESOLUTION(S) SUBMITTED at least thirty days before each Annual Meeting and Special Meeting or the Tribal Council.

Deadline Posted of September 3, 2019 @ 4:00 P.M. are as follows on the 2019 Annual Agenda:

1. FY 2020 Annual Tribal Budget.
2. Resolution to **REPEAL** Resolution No. 100408ATC-002 Tribal Council Rules of Order and Procedure; and **REPLACE** with Resolution No. 100519ACT-00 Rules of Order and Procedure for the Annual Meeting and Special Meeting(s) of the Tribal Council.
3. Resolution to **REPEAL** Resolution No. 100408ACT-001 Terms and Conditions of Employment for the Tribal Council Coordinator and **REPLACE** with Resolution No. 100519ACT-00 Terms and Conditions for the Coordinator, Office of Tribal Council.
4. Resolution- Request Legal Assistance from NARF.
5. Resolution- Medical Marijuana Policy for all Employees.
6. Resolution- Increase Tribes' funding for Higher Education.
7. Resolution- Forensic Audit.
8. Selection of Coordinator, Office of Tribal Council.

Phone numbers: Main: 1-800-247-4612 Office: 405-422-7430/ cell: 405-416-0726
email: mbigfoot@cheyenneandarapaho-nsn.gov

CHEYENNE and ARAPAHO TRIBES
Annual Tribal Council Meeting

10 :00 A.M.

October 5, 2019

Concho Community Hall

Concho, Oklahoma

Resolution No.

100519ATC-001

Date Posted:

September 5, 2019

Date Approved:

October 5, 2019

SUBJECT: Selection of a Coordinator, Office of Tribal Council.

WHEREAS; the Cheyenne & Arapaho Tribes are a federally recognized Indian tribe organized under a Constitution approved by the tribal membership on April 4, 2006 and approved by the Secretary of the Interior; and

WHEREAS; Article V, § 2 (a) of the Constitution grants the Tribal Council the power to set policy for the Tribes and shall have all other powers and duties specifically provided by this Constitution; and

WHEREAS; Article V, § 5 (a) An Office of the Tribal Council is hereby established. A Coordinator for the Office of Tribal Council shall be selected by the Tribal Council at the Annual Meeting of the Tribal Council or at a Special Meeting of the Tribal Council as needed. Members of the Tribes interested in serving in the position of the Coordinator shall submit an application at least thirty days prior to the Tribal Council Meeting. All applications for Coordinator shall be published at least thirty days prior to the Tribal Council Meeting.

WHEREAS; on July 24, 2019 and July 31, 2019 the Cheyenne and Arapaho Tribal Tribune was contacted and published an announcement for the position of Tribal Council Coordinator which invited interested persons to submit an application for the job of Coordinator; and

WHEREAS; the notice established a deadline of September 3, 2019 @ 4 pm, to receive applications for the Coordinator, Office of Tribal Council.

WHEREAS: Article V, § 5 (b) of the Constitution states the Coordinator shall serve in accordance with the Terms and Conditions established by Tribal Council; and

THEREFORE BE IT RESOLVED, the Tribal Council of the Cheyenne and Arapaho Tribes certifies that there are two (2) Candidates for Coordinator, Office of Tribal Council:

1. Karen Michelle Bigfoot- Watonga, Oklahoma _____
2. Pete Salinas- Elk City, Oklahoma _____
3. Eddie Hamilton, El Reno, Oklahoma- DEADLINE 4PM- app came in at 4:20PM (See Attachments PUBLIC NOTICE).

NOW THEREFORE BE IT RESOLVED, that the Tribal Council of the Cheyenne and Arapaho Tribes certifies the election of _____ as Coordinator, Office of Tribal Council at the Annual Tribal Council Meeting held October 5, 2019. Concho, Oklahoma.

Cheyenne and Arapaho Tribes
Annual Tribal Council Meeting

Chairperson

CERTIFICATION

I, the under signed _____, Secretary of the Tribal Council of the Cheyenne and Arapaho Tribes Annual Tribal Council Meeting October 5, 2019 and; that the forgoing resolutions were adopted by the affirmative vote.

COORDINATOR CANDIDATES VOTE COUNT

Karen Michelle Bigfoot	Pete Salinas	ABSTAIN

Secretary

Date

CHEYENNE and ARAPAHO TRIBES

Annual Tribal Council Meeting

10:00 am

October 5, 2019

Concho Community Hall,
Concho, Ok.

Resolution No. 100519ATC-002

DATE POSTED: September 5, 2019

DATE APPROVED: October 5, 2019

SUBJECT: A Tribal Council Resolution to Approve the 2020 Budget

WHEREAS: The Cheyenne and Arapaho Tribes are a federally recognized tribe with their own form of self-government organized under a constitution approved by Tribal membership on April 4, 2006, and approved by the Secretary of the Interior; and,

WHEREAS: Article V, Section 2(a) of the Constitution grants the Tribal Council the power to set policy for the Tribes and shall have all other powers and duties specifically provided by the Constitution; and

WHEREAS: Article V, Section 2(a) of the Constitution provides the Tribal Council exclusive power to approve the annual budget for the Tribes; provided that if the Tribal Council fails to approve or disapprove the annual budget within thirty days of receipt of the annual budget as approved in the Legislative Process, then the annual budget shall be deemed approved. The annual budget shall include all revenue and funds controlled by the Tribes including gaming revenue, and all revenue and funds received by the Tribes from any and all sources; and

NOW THEREFORE BE IT RESOLVED, that the Tribal Council of the Cheyenne and Arapaho Tribes hereby approves the 2020 Annual Budget of the Cheyenne and Arapaho Tribes in the amount of \$ 45,500,000.00 effective January 1, 2020.

Tribal Council of the
Cheyenne and Arapaho Tribes
2019 Annual Tribal Council Meeting

Chairperson

CERTIFICATION

I, the under signed _____, Secretary of the Tribal Council of the
Cheyenne and Arapaho Tribes 2019 Annual Tribal Council Meeting October 5, 2019 and;
that the forgoing resolutions were adopted by the affirmative vote.

YES	NO	ABSTAIN

Secretary

Date

CHEYENNE and ARAPAHO TRIBES
Annual Tribal Council Meeting

10 :00 A.M.

October 5, 2019

Concho Community Hall

Concho, Oklahoma

Resolution No.

100519ATC-003

Date Posted:

September 5, 2019

Date Approved:

October 5, 2019

SUBJECT: Repeal/ Replace Resolution No. 100408ATC-002 Tribal Council Rules of Order and Procedure.

Replace with **RESOLUTION No. ATCM-2019-1005-00** Rules of Order and Procedure for the Annual Meeting and Special Meetings of the Tribal Council.

- WHEREAS; The Cheyenne and Arapaho Tribes are a federally recognized Indian Tribes organized under a Constitution approved by tribal membership on April 4, 2006 and approved by Secretary of the Interior; and
- WHEREAS; The Article V, §2 (d) of the constitution grants the Tribal Council power to establish its own rules of order and procedure; and
- WHEREAS; The tribal council here by Repeals Resolution No. 100408ACT-002 and Replaces with Resolution ACTM-2019-1005-001; and
- WHEREAS; The Tribal Council shall establish and follow the Rules of Order and Procedure for enacting all resolutions which shall include the following:

Introduction "Rules or Order"

The Coordinator of the Office of Tribal Council shall provide notice of all Regular Meetings and Special Meetings of the Tribal Council at least fifteen days before such Meeting

Resolution- All proposed Resolutions shall be submitted to the Office of the Tribal Council in Accordance with the requirements of this Constitution. Resolutions due at least thirty days before each Annual Meeting or Special Meeting of the Tribal Council. Resolutions shall include statement identifying the resolution, if it is to Supersede, Repeal, or Amend. All supporting documents hard copy or disc format shall be included. Coordinator will Stamp in Date Accepted: Resolution(s) and give a copy to the tribal member/ tribal government branch submitting for Tribal Council Meeting.

Formatting- This formatting will be useful when Coding all Laws and Resolutions for publication (SEE ATTACHMENTS #1).

Resolution(s) shall be AS FOLLOWS for **Annual Meeting** (SEE ATTACHMENT #2) and for **Special Meetings** of the Tribal Council (SEE ATTACHMENT #3).

The Secretary selected at the Tribal Council meeting is responsible for turning in Resolutions with the following signature; Chairperson and Secretary. The resolutions are due at the end of the Tribal Council Meeting; however, in case of a RECESS resolution(s) shall kept by the Coordinator and a Date, Time and location will be given to RECONVENE Tribal Council Meeting.

ANNUAL TRIBAL COUNCIL MEETING-

Public Notice will go out 30 days prior to the thirty-day Constitutional requirement. This Public Notice will be a Call for Resolutions and Application for Coordinator, Office of Tribal Council. (SEE ATTACHMENT #4).

PUBLISHING AND POSTING- All proposed Resolutions shall be Published thirty days before the meeting and Posted fifteen days by the Coordinator. Specific Publishing sites should include:

Tribal Community Buildings- Concho Community Hall, Geary Community Hall, Clinton Community Hall, Watonga Community Hall, Seiling Community Hall and Hammon Community Hall. The Cheyenne and Arapaho website and social media sites.

Publishing- Coordinator Shall Publish all Proposed Resolutions, Public Notice and Agenda Fifteen days prior to Annual Meeting or Special Meeting of the Tribal Council. Specific Publishing sites should include:

Cheyenne and Arapaho Tribal Tribune, Watonga Republican, Thomas Tribune, Elk City Daily News, Seiling, Woodward News, Canton Times, Clinton Daily News, El Reno Tribune, Geary Star, The Kingfisher, and Weatherford Daily News.

SPECIAL TRIBAL COUNCIL MEETING-

Petition- Petition Shall be accepted at any time and placed on the agenda at the next Tribal Council Meeting. Petition shall state what Tribal Council is seeking to do, repeal an enacted law or resolution.

Tribal member starting a petition shall be assisted by the Coordinator, Office of Tribal Council.

Check List for Petition shall be filled out at time of requesting assistance and a copy given to tribal member (SEE ATTACHMENT #5).

CHECK LIST for Petition

ACKNOWLEDGEMENT of Petition Process:

Petition carrier Name: _____ (signature), I understand the penalties under the Criminal Offense Act of 2012 § 720 Unsworn Falsification. A. The crime of unsworn falsification occurs when a person

communicates with a Tribal Official of employees in the performance of the Tribal Official(s) or employees' official duty by: 3. Making use or any writing or object knowing that this is not authentic or that it is false. Initialing indicates that you Acknowledge the "Criminal Offense Act or 2012; as well as petition requirements.

- ✓ Resolutions shall include statement identifying the resolution, if it is to Supersede, Repeal, or Amend. All supporting documents hard copy or disc format shall be included.

- ✓ Validating of the petition shall be coordinated between the Office of Tribal Council and Enrollment Department. Please allow 5-10 working days due to unforeseen circumstances. Date submitted to Department for verification. Line for employee name and date of acceptance (SEE ATTACHMENT #5).

- ✓ Petition Formatting shall be consistent as follows: Subject of Petition, Date, Time, and Location shall be noted on each petition sheet. The signature page shall include the following fields: Date (must be dated for date of signing petition), Print Name, Signature Name, Roll Number and/ or Date of Birth (I.D. REQUIRED); all fields must be filled in (SEE ATTACHMENT #6).

Upon a valid petition the Coordinator of the Office of Tribal Council shall process the following Public Notice and Agenda- Subject, date, Time and location, Petitions for Special Tribal Council Meetings must be filed by close of business. The Special Council Meeting shall be held within Cheyenne and Arapaho Reserve Area; upon request from the Tribal Council.

Petition to Remove Coordinator, Office of Tribal Council-

- o Petition Process will need to be coordinated with the Election Commission.
- o Preponderance of evidence in violation of Rules of Order and Procedure, Terms and Conditions, or the Constitution of the Cheyenne and Arapaho Tribes.
- o Only by action of Tribal Council.

PUBLISHING AND POSTING- All proposed Resolutions shall be Published thirty days before the meeting and Posted fifteen days by the Coordinator. Specific Publishing sites should include:

Tribal Community Buildings- Concho Community Hall, Geary Community Hall, Clinton Community Hall, Watonga Community Hall, Seiling Community Hall and Hammon Community Hall. The Cheyenne and Arapaho website and social media sites.

Publishing- Coordinator Shall Publish all Proposed Resolutions, Public Notice and Agenda Fifteen days prior to Annual Meeting or Special Meeting of the Tribal Council. Specific Publishing sites should include:

Cheyenne and Arapaho Tribal Tribune, Watonga Republican, Thomas Tribune, Elk City Daily News, Seiling, Woodward News, Canton Times, Clinton Daily News, El Reno Tribune, Geary Star, The Kingfisher, and Weatherford Daily News.

REFERANDUM – As granted in the Constitution, 250 votes and 120 days to collect votes. Tribal Council will be coordinating with the Election Commission at this time.

AMENDMENTS- Tribal Council will coordinate with the Election Commission, within 90 days of an official request, 30 percent of the members of the Tribes age eighteen or older. Election Commission shall call and hold a Special Election to amend the Constitution within ninety days of receipt of a valid petition.

Transition-

Election of new Coordinator for the Office of Tribal Council.

- Two- week transition period for incoming Coordinator, Office of Tribal Council.
- Out going Coordinator will provide assistance in electronic filing and hardcopy of Resolutions.
- All vendors must be paid prior to Annual or Special meeting of the tribal council.
- All property and list of inventory must be turned in prior to meeting: Keys, Cell phone, any and all electronic equipment and files. Record of Resolutions for previous year.
- Payroll Action and exit form shall be done by Coordinator, week of Annual Tribal Council Meeting.

Introduction "Procedure"

Order of Business, The order of business at any Annual and Special Meeting of the Tribal Council shall be as follows:

A Certified list of eligible voters, members of the Cheyenne and Arapaho Tribes age eighteen and older will be provided by the Cheyenne and Arapaho Department of Enrollment. The certified list shall be used at all Annual Tribal Council Meeting and Special Tribal Council Meetings. An I.D. will be required before given a wrist band. This wristband is for verification of being an eligible voter.

The meeting will be called to order once the transportation buses/ vans provided for tribal members have arrived.

Coordinator-

- a. Call meeting to Order-
- b. Invocation- Select from audience.
- c. Roll call- Quorum of 75 eligible voters, members eighteen and older
- d. Call for volunteers- eight counters.
- e. Counters will be assigned to a designated area for counting.
- f. Call for Nomination of Chairman.
- g. Vote on Chairman.
- h. Announcement of Chairman.

Tribal Council-

- Chairman Presides- It is the Duty of the Chairman to maintain Order in conducting Annual Meeting and Special Meetings in a fair and proper manner.

- Nomination of Secretary.
- Vote on Secretary.
- Nomination of Sgt. Of Arms.
- Vote taken on Sgt. Of Arms.

Officers will then be asked to move to the front and take a seat. Coordinator, Office of Tribal Council will take a seat in the audience.

Resolutions- Each proposed resolution shall be read into Tribal Council record by the chairman or the tribal council member who proposed resolution for meeting.

Discussion- # -minute limit from the floor. **WHAT TIME LIMIT WOULD BE GOOD??**

Voting- All Tribal Council Members eligible to vote will also include the Chairman, Secretary, Sgt. of Arms. and tribal members volunteering at the registration.

Counting of votes will either be by hand, secret ballot, or electronic poll voting. The voting will be taken section by section. The Coordinator is responsible for the organization of Voting setup.

The Sections will be taped off, so that votes are counted properly. There will be two sections broken down to four smaller sections. The Four smaller sections will have one counter per section depending on attendance size. Larger sections may have to be broken down more with additional counters (SEE ATTACHMENT #7).

- Hand voting- voting will be counted section by section. Counters will be chosen by Coordinator. Counters cannot be immediate family of coordinator.
- Secret Ballot voting- Secret Ballot voting will be done as secret ballot. Tribal members will be given a ballot with name of resolution, boxes to vote Yes, No or Not Voting will be the options. Ballots will be handed out during sign in. Ballots will coincide with Resolution numbers on the agenda. Voting on an Amendment to a Resolution will be done by hand vote, and recorded by the secretary. The Ballot will be for the Finale vote. Has to be Approved a Year in Advanced.
- Electronic poll voting- has to be Approved a year in advanced by Tribal Council.
- Voting for Coordinator- all applicants for Coordinator will be given a chance to speak as to "Why Tribal Council should select them to be Coordinator."
 - ✓ A vote will be taken on all the candidates.
 - ✓ A run off with the top two candidates will be taken.

Announcements-

Adjournment-

NOW, THEREFORE, BE IT RESOLVED The Article V, §2 (d) of the constitution grants the Tribal Council power to establish its own rules of order and procedure. The tribal council here by Repeals Resolution No. 100408ACT-002 and Replaces with Resolution ATCM-2019-1005-001 and ATTACHMENTS #1-#7.

The Tribal Council of the Cheyenne and Arapaho Tribes hereby enacts the following **Resolution No. ATCM-2019-1005-001** Rules of Order and Procedure (with attachments #1-#7) for the Branch of Tribal Council.

Tribal Council of the
Cheyenne and Arapaho Tribes
2019 Annual Tribal Council Meeting

Chairperson

CERTIFICATION

I, the under signed _____, Secretary of the Tribal Council of the Cheyenne and Arapaho Tribes 2019 Annual Tribal Council Meeting October 5, 2019 and; that the forgoing resolutions were adopted by the affirmative vote.

YES	NO	ABSTAIN

Secretary

Date

CHEYENNE and ARAPAHO TRIBES

Annual Tribal Council Meeting

10 :00 A.M.

October 5, 2019

Concho Community Hall

Concho, Oklahoma

Resolution No. 100519ATC-004

Date Posted: September 5, 2019

Date Approved: October 5, 2019

SUBJECT: Repeal/ Replace Resolution No. 100408ATC-001 Terms and Conditions of Employment for the tribal council coordinator. Repeal/ Replace Resolution No. 111310ATC-001 Terms and Conditions of Employment for the Tribal Council Coordinator.

Replace with **RESOLUTION No. 100519ATC-00** Terms and Conditions for Coordinator, Office of Tribal Council.

WHEREAS; The Cheyenne and Arapaho Tribes are a federally recognized Indian Tribes or organized under a Constitution approved by tribal membership on April 4, 2006 and approved by Secretary of the Interior; and

WHEREAS; The Article V, §5(b) The Coordinator shall serve in accordance with terms and conditions established by the Tribal Council.

WHEREAS; the Tribal Council Hereby Repeals Resolution No. 100408ATC-001 Terms and Conditions for Tribal Council Coordinator; and

WHEREAS; The Tribal Council Replaces with Resolution No. 100519ATC-00_____ Terms and Conditions for the Coordinator, Office of Tribal Council; and

WHEREAS; The Tribal Council shall establish and follow the Terms and Condition for the Coordinator, Office of Tribal Council which shall include the following:

TERMS:

Constitutional

1. 18yrs. And older
2. Tribal member
3. Coordinator, shall be selected by the Tribal Council at the **Annual** Meeting of the Tribal Council or at a Special Meeting of the Tribal Council as needed.

Additional:

- a. Abide by Cheyenne and Arapaho Personnel Policies (See Attachment Employment Application).
- b. Possess an Oklahoma Driver's License.

- c. High School/ GED.

CONDITION:

Constitutional

4. Provide notice of all Regular Meetings and Special Meetings of the Tribal Council as least fifteen days before meeting.
5. Receive a copy of decisions and minutes of each Tribal Council meeting from the Secretary selected by tribal council.
6. Accept all proposed Resolutions which are submitted at least thirty days before each Annual Meeting or Special Meeting of the Tribal Council.
7. Publish all proposed Resolutions which are submitted at least thirty days before the meeting.
8. Accept petitions to repeal an enacted law or Resolutions at any time.
9. Prepare agenda for Annual or Special meetings of the Tribal Council.
10. Compile all approved laws and Resolutions within ten days of passage into a code which shall be published.

Additional:

- d. Become knowledgeable of the functions of the other three branches of tribal government.
- e. Publish Annual Financial report for the Office of Tribal Council at the Annual Tribal Council meeting.
- f. Attend trainings that are beneficial to position of Coordinator, Office of Tribal Council.
- g. Abide by the Terms and Conditions.
- h. Abide by the Rules of Order and Procedure set forth by tribal council.
- i. Abide by the Constitution of the Cheyenne and Arapaho Tribe.

BE IT FURTHER RESOLVED Repeal/ Replace **Resolution No. 100408ATC-001 Terms and Conditions of Employment for the tribal council coordinator.**

Replace with **RESOLUTION No. ATCM-2019-1005-002** Terms and Conditions for Coordinator, Office of Tribal Council. The Tribal Council of the Cheyenne and Arapaho Tribes hereby adopt and set the Terms and Condition as outlined above and;

BE IT FURTHER RESOLVED that the Tribal Council of the Cheyenne and Arapaho Tribes hereby approves the Resolution No. ATCM-2019-1005-002.

Tribal Council of the
Cheyenne and Arapaho Tribes
2019 Annual Tribal Council Meeting

Chairperson

CERTIFICATION

I, the under signed _____, Secretary of the Tribal Council of the Cheyenne and Arapaho Tribes 2019 Annual Tribal Council Meeting October 5, 2019 and; that the forgoing resolutions were adopted by the affirmative vote.

YES	NO	ABSTAIN

Secretary

Date

RECEIVED

SEP 03 2019

Cheyenne & Arapaho
Tribal Council Office

CHEYENNE AND ARAPAHO TRIBES
ANNUAL TRIBAL COUNCIL MEETING
CONCHO COMMUNITY BLDG., CONCHO, OKLAHOMA
OCTOBER 5, 2019

RESOLUTION No.: _____

DATE: _____

POSTED: _____

APPROVED: _____

SUBJECT: Forensic Audit

WHEREAS: The Cheyenne and Arapaho Tribes are a federally recognized Indian Tribe organized under a Constitution approved by tribal membership on April 6, 2006 and approved by the Secretary of Interior, and

WHEREAS: Article V., Sect. 2.(a) which states "The Tribal Council shall have the power to set policy for the Tribes and shall have all other powers and duties specifically provided by this Constitution.", and

WHEREAS: Article VII., Sect. 4(f) which states "The Governor shall ensure that an annual audit of the Tribes is conducted by a reputable accounting firm or certified public accountant.", and

WHEREAS: The Tribal Council hereby direct the Governor to conduct a Forensic Audit on the 1. Gaming Revenue, 2. The Tax Commission/Motor Fuel and 3. The Federal Programs, and

WHEREAS: The Tribal Council hereby approve the funds for this Audit which shall be allocated from same account the Respect Program, Warriors, Elders and Governors Powwows are being funded, and

NOW THEREFORE BE IT RESOLVED That all adult Tribal Members receive a copy of this Forensic Audit June 1, 2020 by mail, and

BE IT FURTHER RESOLVED That this Audit shall cover the years January 5, 2014 to December 31, 2019.

Tribal Council Chairperson

I, _____, Secretary of the Annual Tribal Council Meeting October 5, 2019 hereby affirms to following count of this Resolution: _____ For, _____ Against, _____ Abstain.

Tribal Council Secretary

RECEIVED

AUG 29 2019

Cheyenne & Arapaho
Tribal Council Office

**CHEYENNE & ARAPAHO TRIBES
ANNUAL TRIBAL COUNCIL MEETING**

October 5, 2019

CONCHO COMMUNITY BUILDING—CONCHO, OK

RESOLUTION NO. _____

DATE POSTED: _____

DATE APPROVED: _____

SUBJECT: Request Legal Assistance From NARF

WHEREAS; The Cheyenne & Arapaho Tribes are a federally recognized Native American Tribes organized under a Constitution approved by tribal membership on April 4, 2006 and approved by the Secretary of the Interior; and

WHEREAS; ARTICLE VII SECTION 4, (b) of the Constitution states "Spending government revenues or drawing monies from the Treasury without authorization and appropriation by law and without a signature by the Governor shall constitute embezzlement and fraud against the Tribes and which shall be punishable by a jail term of up to one year and a fine of up to five Thousand dollars per offense.

WHEREAS; In 2012 several persons including former Governor, Janice Prairie Chief Boswell illegally spent \$9.4 million in tribal funds on the Poker tribes and Bingo tribes contracts without proper authorization.

WHEREAS; The Cheyenne & Arapaho Tribes has no law enforcement department of its own and relies on federal agencies such as the Bureau of Indian Affairs-Office of Justice Services and the Federal Bureau of Investigations to provide law enforcement services to the Tribes.

WHEREAS; These law enforcement agencies have a federal trust responsibility to protect tribal treaty rights, lands, assets, and resources, as well as a duty to carry out the mandates of federal law with respect to American Indian tribes.

WHEREAS; Evidence of embezzlement of tribal funds was turned over to the appropriate federal law enforcement agencies. Also Tribal Council passed Resolution No. 100513ATC-007 on October 5, 2013 at the Annual Tribal Council Meeting consenting to a federal investigation and prosecution of those involved in the illegal expenditure of tribal funds.

WHEREAS; That now six years later the Cheyenne & Arapaho Tribal Council hereby declares the BIA-Office of Justice Services and the FBI are in breach of their federal trust responsibilities to the Tribes by failing to indict and prosecute those involved in the illegal expenditures of tribal funds.

WHEREAS; The Native American Rights Fund based in Boulder Colorado is a nonprofit law firm dedicated to defending the rights of Native American Tribes and holding the federal government accountable for not upholding their trust responsibility to tribes.

Resolution No. _____ Request Legal Assistance From NARF

WHEREAS, The Native American Rights Funds will consider a tribes request for legal assistance on federal Indian law if the tribe requests assistance.

NOW THEREFORE IT BE RESOLVED: The Cheyenne & Arapaho Tribes hereby requests legal assistance from the Native American Rights Fund for holding any and all federal agencies and or federal officers accountable for breach of their federal trust responsibilities to the Cheyenne & Arapaho Tribes.

**2019 TRIBAL COUNCIL OF THE
CHEYENNE & ARAPAH0 TRIBES**

Chairman _____

ATTEST:

Secretary _____

CERTIFICATION

I, the undersigned, as Secretary of the 2019 Tribal Council of the Cheyenne & Arapaho Tribes; do hereby certify that a quorum was present at the duly called Annual Tribal Council Meeting held on the 5th day of October, 2019, and that the foregoing resolution was passed / not passed by a vote of _____ for _____ opposed and _____ abstaining.

Secretary _____

RECEIVED

AUG 29 2019

Cheyenne & Arapaho
Tribal Council Office

CHEYENNE & ARAPAHO TRIBES

Annual Tribal Council Meeting

October 5, 2019

Concho Community Building-Concho OK

RESOLUTION NO. _____

DATE POSTED _____

DATE APPROVED _____

DATE PUBLISHED _____

SUBJECT: MEDICAL MARIJUANA POLICY FOR ALL EMPLOYEES

WHEREAS; The Cheyenne & Arapaho Tribes are a federally recognized tribe organized under a Constitution approved by the tribal membership on April 4, 2006 and approved by the Secretary of the Interior, and;

WHEREAS; Article V, Section 2, (a), of the Constitution states;

"The Tribal Council shall have the power to set policy for the Tribes and shall have all other powers and duties specifically provided by this Constitution."

WHEREAS; In 2018, the Legislature authorized the Executive Branch to begin enforcing a Drug and Alcohol Free Workplace Policy effective January 1, 2019.

WHEREAS; The Drug and Alcohol Free Workplace Policy states;

"At a minimum, the Cheyenne and Arapaho Tribes Controlled Substance tests shall test for the following substances:

Amphetamines, **THC (cannabinoids, marijuana, hash)**, Cocaine, Opiates, Phencyclidine, Barbiturates, Benzodiazepines, Methaqualone, Methadone, Propoxyphene, Synthetic (K2)."

"Initial positive results will be forwarded to the Medical Review Officer. The MRO will verify that the positive results are justified or unjustified. That review may include:

*Affording the individual employee an opportunity to discuss the test results with the MRO.

* Requesting and receiving, with the consent of the employee, a doctor's note or other documentation from the employee's physician to verify information obtained.

* Determining whether there is a legitimate explanation for the results, including legally prescribed medication."

WHEREAS; On June 26, 2018, Oklahoma voters approved State Question 788 legalizing medical marijuana. State Question 788 established the legality of possession if a person has a medical marijuana license. Under SQ 788, an individual who obtains a Medical Marijuana License from the Oklahoma Medical Marijuana Authority may consume marijuana legally.

RESOLUTION NO. _____

WHEREAS; The Cheyenne and Arapaho Tribes Drug and Alcohol Free Workplace Policy has no specific wording to allow the use of medical marijuana, THC, cannabinoids, if said tribal employee has a Oklahoma state issued medical marijuana license in compliance with SQ 788 and the Oklahoma Medical Marijuana Authority.

NOW THEREFORE BE IT RESOLVED The Cheyenne & Arapaho Tribal Council hereby enacts a policy recognizing Oklahoma State Question 788 and all laws, regulations and licenses issued by the Oklahoma Medical Marijuana Authority.

BE IT FURTHER RESOLVED THAT Tribal employees and employee applicants shall not suffer from any disciplinary actions or exclusion from employment if said employee or prospective employee has a medical marijuana license issued to them by the Oklahoma Medical Marijuana Authority.

Tribal Council Chairperson

ATTEST:

I, _____, hereby certify that the foregoing is a true and correct copy of Tribal Council Resolution _____, which was voted on by the Tribal Council of the Cheyenne and Arapaho Tribes, Annual Tribal Council Meeting on October 5, 2019, by a vote of _____ for, _____ against, and _____ abstaining.

RECEIVED

SEP 03 2019

Cheyenne & Arapaho
Tribal Council Office

**CHEYENNE AND ARAPAHO TRIBES
ANNUAL TRIBAL COUNCIL MEETING**

OCTOBER 5, 2019

Concho Community Hall, Concho, Okla.

10:00 a.m.

RESOLUTION No. _____

DATE POSTED: _____

DATE APPROVED: _____

SUBJECT: Increase Tribes' funding for Higher Education

WHEREAS: The Cheyenne and Arapaho Tribes are a federally recognized under A Constitution approved by Tribal membership on April 4, 2006 and approved by Secretary of the Interior, and

WHEREAS: Article V., Sec. 2(a) of the Cheyenne and Arapaho Tribes' Constitution grants the Tribal Council the power to set policy for the Tribes and **shall** have all other powers and duties specifically provided by the Constitution, and

WHEREAS: The Tribal Council vote to increase the Higher Education assistance for our enrolled tribal college students to \$10,000.00 per year, and

WHEREAS: The distribution of these funds shall be dispersed to the College and/or University before classes begin (this school year being late due to most schools have already started), and

WHEREAS: This Resolution **shall** become effective on approval by the Tribal Council and in accordance with the Constitution, and

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WHEREAS: This will include all tribal members presently enrolled at any and all College/Universities across the continent.

NOW THEREFORE BE IT RESOLVED THAT the funding of this Resolution **shall** be funded by Cheyenne and Arapaho Tribes' Tax Commission, Motor Fuel and Gaming Accounts, and

BE IT FURTHER RESOLVED THAT applications shall be the same as present Gaming application for educational assistance, and

BE IT FURTHER RESOLVED THAT funds for all present College and/or University students for Fall semester 2019 **shall** be disbursed within thirty days of October 5, 2019.

TRIBAL COUNCIL CHAIRPERSON

I, _____, hereby certify that the foregoing is a true and correct copy of the Tribal Council Resolution _____, which was voted on by the Cheyenne and Arapaho Tribes' Annual Tribal Council Meeting on October 5, 2019 at Concho, Oklahoma by a vote of _____ for, _____ against, and _____ abstaining.

TRIBAL COUNCIL SECRETARY