



MUSCOGEE (CREEK) NATION COUNCIL

Creek Capital Complex - Hwy. 75 at Loop 56

P. O. Box 158

Okmulgee, OK 74447

(918) 758-1410 FAX (918) 549-2887

www.mcnc.com

Speaker: *Randall Hicks*

Second Speaker: *Thomasene Yahola Osborn*

MINUTES EMERGENCY SESSION Muscogee (Creek) National Council By Teleconference August 28, 2024

Time Meeting Convened: 12:01 p.m.

Call to Order: Speaker Randall Hicks

Invocation: Representative Mark Randolph

Roll Call: National Council Secretary Alicia Stroble

Roll call was taken with the following being recorded: **14 present, 1 absent, 1 excused**, at the time of roll call.

CREEK DISTRICT

Patrick Freeman Jr Present
Dode Barnett Present

OKFUSKEE DISTRICT

Randall Hicks Present
Sandra Golden Present

TULSA DISTRICT

Robert Hufft Present
Leonard Gouge Present

McINTOSH DISTRICT

Darrell Proctor Present
Galen Cloud Present

OKMULGEE DISTRICT

Nelson Harjo Sr. **Absent**
Robyn Whitecloud Present

WAGONER DISTRICT

Charles McHenry Present
Mark Randolph Present

MUSCOGEE DISTRICT

Mary Crawford Present
Joyce C. Deere Present

TUKVPVTCE DISTRICT

Anna Marshall **Excused**
Thomasene Yahola Osborn . Present

A quorum was established; therefore, all business transacted will be valid.

ORDER OF BUSINESS:

- TR 24-104** A TRIBAL RESOLUTION OF THE MUSCOGEE (CREEK) NATION AMENDING TR 19-076 (A TRIBAL RESOLUTION OF THE MUSCOGEE (CREEK) NATION TO SUSPEND ALL SPECIAL APPROPRIATIONS AND DONATIONS) AS AMENDED BY TRS 20-150, 21-080, 22-128, 22-143, 22-150, 22-155, 22-170, 23-045, 23-066, 23-096, 24-005 AND 24-095 Sponsor: **Mark Randolph (Postponed during the August 24, 2024 Regular Session)**

Representative Mark Randolph made a motion to **Adopt TR 24-104**. Representative Thomasene Yahola Osborn seconded the motion. Upon a motion and second being made, a roll call vote was taken with the following results being recorded: **11 in favor, 2 against**.

VOTE BY DISTRICT

CREEK DISTRICT

Patrick Freeman Jr. Yes
Dode Barnett Yes

OKFUSKEE DISTRICT

Randall Hicks.....
Sandra Golden No

TULSA DISTRICT

Robert Hufft Yes
Leonard Gouge..... Yes

MCINTOSH DISTRICT

Darrell Proctor No
Galen Cloud Yes

OKMULGEE DISTRICT

Nelson Harjo Sr.
Robyn Whitecloud..... Yes

WAGONER DISTRICT

Charles McHenry Yes
Mark Randolph..... Yes

MUSKOGEE DISTRICT

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

TUKVPTCE DISTRICT

Anna Marshall
Thomasene Yahola Osborn..... Yes

MOTION CARRIED. To Adopt **TR 24-104** and be forwarded to the Speaker for his signature and will be recorded in the Journal of the National Council.

TR 24-107 A TRIBAL RESOLUTION OF THE MUSCOGEE (CREEK) NATION AUTHORIZING THE PRINCIPAL CHIEF TO EXECUTE A PROGRAMMATIC AGREEMENT WITH THE UNITED STATES ARMY CORPS OF ENGINEERS FOR HISTORIC PRESERVATION FOR THE KEYSTONE DAM SAFETY MODIFICATION STUDY
Sponsor: Darrell Proctor

Representative Darrell Proctor made a motion to **Adopt TR 24-107**. Representative Galen Cloud seconded the motion. Upon a motion and second being made, a voice vote was taken with the following results being recorded: **14 in favor, 0 against**.

MOTION CARRIED. To Adopt **TR 24-107** and be forwarded to the Speaker for his signature and will be recorded in the Journal of the National Council.

***Representative Nelson Harjo present at 12:08 p.m.**

TR 24-108 A TRIBAL RESOLUTION OF THE MUSCOGEE (CREEK) NATION AUTHORIZING THE PRINCIPAL CHIEF TO EXECUTE A SERVICE AGREEMENT FOR MUSCOGEE EQUITY FUND, LLC AND CONSENT TO THE CHOICE OF OKLAHOMA LAW TO GOVERN SUCH AGREEMENT Sponsor: Nelson Harjo Sr.

Representative Nelson Harjo Sr. made a motion to **Adopt TR 24-108**. Representative Mark Randolph seconded the motion. Upon a motion and second being made, a voice vote was taken with the following results being recorded: **14 in favor, 0 against**.

MOTION CARRIED. To Adopt **TR 24-108** and be forwarded to the Speaker for his signature and will be recorded in the Journal of the National Council.

NCA 24-095 A LAW OF THE MUSCOGEE (CREEK) NATION AUTHORIZING A DONATION TO ZOYAHA NATION FOR THE ZOYAHA FEST 2024 **Sponsor: Mark Randolph (\$15,000.00) (Postponed during the August 24, 2024 Regular Session)**

Representative Mark Randolph made a motion to **Adopt NCA 24-095**. Representative Leonard Gouge seconded the motion. Upon a motion and second being made, a roll call was taken with the following results being recorded: **12 in favor, 2 against.**

VOTE BY DISTRICT

CREEK DISTRICT

Patrick Freeman Jr. Yes
Dode BarnettYes

OKFUSKEE DISTRICT

Randall Hicks.....
Sandra Golden No

TULSA DISTRICT

Robert HufftYes
Leonard Gouge..... Yes

MCINTOSH DISTRICT

Darrell Proctor No
Galen CloudYes

OKMULGEE DISTRICT

Nelson Harjo Sr. Yes
Robyn Whitecloud..... Yes

WAGONER DISTRICT

Charles McHenry Yes
Mark Randolph..... Yes

MUSKOGEE DISTRICT

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

TUKVPTCE DISTRICT

Anna Marshall
Thomasene Yahola Osborn..... Yes

MOTION CARRIED. To Adopt **NCA 24-095** and be forwarded to the Speaker for his signature and will be recorded in the Journal of the National Council.

***Funding Source identified as Interest on Permanent Fund**

NCA 24-100 A LAW OF THE MUSCOGEE (CREEK) NATION APPROVING AND AUTHORIZING THE PRINCIPAL CHIEF TO EXECUTE AND FILE THE ARTICLES OF ORGANIZATION WITH THE OFFICE OF THE SECRETARY OF THE NATION TO FORM "MUSCOGEE CAPITAL FUND, LLC" AND "MUSCOGEE EQUITY FUND, LLC" UNDER THE MUSCOGEE (CREEK) NATION LIMITED LIABILITY COMPANY ACT; AND APPROVING THE OPERATING AGREEMENT FOR "MUSCOGEE CAPITAL FUND , LLC"; AND APPROVING A SERVICE AGREEMENT BETWEEN "MUSCOGEE CAPITAL FUND, LLC" AND DEVELOPMENT CAPITAL NETWORK (DCN) TO MANAGE "MUSCOGEE CAPITAL FUND, LLC"; AND APPROVING THE OPERATING AGREEMENT FOR "MUSCOGEE EQUITY FUND, LLC"; AND APPROVING A SERVICE AGREEMENT BETWEEN "MUSCOGEE EQUITY FUND, LLC" AND CIMARRON CAPITAL ASSOCIATES II, LLC (CCAI) TO MANAGE "MUSCOGEE EQUITY FUND, LLC"
Sponsor: Nelson Harjo Sr.

Representative Nelson Harjo Sr. made a motion to **Adopt NCA 24-100**. Representative Dode Barnett seconded the motion. Discussion.

Representative Robert Hufft made a motion to **Send NCA 24-100 to the Business, Finance & Justice Committee**. Representative Sandra Golden seconded the motion. Upon a motion and second being made, a roll call was taken with the following results being recorded: **13 in favor, 0 against.**

VOTE BY DISTRICT

CREEK DISTRICT

Patrick Freeman Jr. Yes
Dode Barnett

OKFUSKEE DISTRICT

Randall Hicks.....
Sandra Golden Yes

TULSA DISTRICT

Robert Hufft Yes
Leonard Gouge..... Yes

MCINTOSH DISTRICT

Darrell Proctor Yes
Galen Cloud Yes

OKMULGEE DISTRICT

Nelson Harjo Sr. Yes
Robyn Whitecloud..... Yes

WAGONER DISTRICT

Charles McHenry Yes
Mark Randolph..... Yes

MUSKOGEE DISTRICT

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

TUKVPVTCE DISTRICT

Anna Marshall
Thomasene Yahola Osborn..... Yes

MOTION CARRIED. To Send **NCA 24-100** to the Business, Finance & Justice Committee.

***Representative Dode Barnett left meeting at 12:43 p.m.**

NCA 24-101 A LAW OF THE MUSCOGEE (CREEK) NATION ESTABLISHING THE MUSCOGEE (CREEK) NATION DEPARTMENT OF COMMERCE SMALL BUSINESS SUPPORT REVOLVING FUND IN MCNCA TITLE 37 § 2-236 Sponsor: Nelson Harjo Sr

Representative Nelson Harjo Sr. made a motion to **Adopt NCA 24-101.**

MOTION DIED. To Adopt **NCA 24-101** due to a lack of a second to the motion.

NCA 24-102 A LAW OF THE MUSCOGEE (CREEK) NATION AUTHORIZING THE EXPENDITURE OF AMERICAN RESCUE PLAN ACT (ARPA) LOCAL ASSISTANCE AND TRIBAL CONSISTENCY FUNDING (LATCF) RECEIVED FROM THE UNITED STATES DEPARTMENT OF THE TREASURY FOR THE BENEFIT OF THE MUSCOGEE (CREEK) NATION DEPARTMENT OF EDUCATION AND TRAINING Sponsor: Galen Cloud (\$1,281,815.00)

Representative Galen Cloud made a motion to **Adopt NCA 24-102.** Representative Leonard Gouge seconded the motion. Upon a motion and second being made, a roll call vote was taken with the following results being recorded: **13 in favor, 0 against.**

VOTE BY DISTRICT

CREEK DISTRICT

Patrick Freeman Jr. Yes
Dode Barnett

OKFUSKEE DISTRICT

Randall Hicks.....
Sandra Golden Yes

TULSA DISTRICT

Robert Hufft Yes
Leonard Gouge..... Yes

MCINTOSH DISTRICT

Darrell Proctor Yes
Galen Cloud Yes

OKMULGEE DISTRICT

Nelson Harjo Sr. Yes
Robyn Whitecloud..... Yes

WAGONER DISTRICT

Charles McHenry Yes
Mark Randolph..... Yes

MUSKOGEE DISTRICT

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

TUKVPVTCE DISTRICT

Anna Marshall
Thomasene Yahola Osborn..... Yes

MOTION CARRIED. To Adopt **NCA 24-102** and be forwarded to the Speaker for his signature and will be recorded in the Journal of the National Council.

NCA 24-103 A LAW OF THE MUSCOGEE (CREEK) NATION AUTHORIZING THE EXPENDITURE OF GRANT FUNDS AWARDED FROM THE UNITED STATES DEPARTMENT OF LABOR FOR THE BENEFIT OF THE VETERANS AFFAIRS SERVICES OFFICE Sponsor: Nelson Harjo Sr. (\$5,560.00)

Representative Nelson Harjo Sr. made a motion to **Adopt NCA 24-103**. Representative Leonard Gouge seconded the motion. Upon a motion and second being made, a roll call vote was taken with the following results being recorded: **13 in favor, 0 against.**

VOTE BY DISTRICT

CREEK DISTRICT

Patrick Freeman Jr. Yes
Dode Barnett

OKFUSKEE DISTRICT

Randall Hicks.....
Sandra Golden Yes

TULSA DISTRICT

Robert HufftYes
Leonard Gouge..... Yes

MCINTOSH DISTRICT

Darrell ProctorYes
Galen CloudYes

OKMULGEE DISTRICT

Nelson Harjo Sr. Yes
Robyn Whitecloud..... Yes

WAGONER DISTRICT

Charles McHenry Yes
Mark Randolph..... Yes

MUSKOGEE DISTRICT

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

TUKVPVTCE DISTRICT

Anna Marshall
Thomasene Yahola Osborn..... Yes

MOTION CARRIED. To Adopt **NCA 24-103** and be forwarded to the Speaker for his signature and will be recorded in the Journal of the National Council.

Representative Thomasene Yahola Osborn made a motion to **Readdress NCA 24-101**. Representative Leonard Gouge seconded the motion. Upon a motion and second being made, a roll call vote was taken with the following results being recorded: **13 in favor, 0 against.**

VOTE BY DISTRICT

CREEK DISTRICT

Patrick Freeman Jr. Yes
Dode Barnett

OKFUSKEE DISTRICT

Randall Hicks.....
Sandra Golden Yes

TULSA DISTRICT

Robert HufftYes
Leonard Gouge..... Yes

MCINTOSH DISTRICT

Darrell ProctorYes
Galen CloudYes

OKMULGEE DISTRICT

Nelson Harjo Sr. Yes
Robyn Whitecloud..... Yes

WAGONER DISTRICT

Charles McHenry Yes
Mark Randolph..... Yes

MUSKOGEE DISTRICT

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

TUKVPVTCE DISTRICT

Anna Marshall
Thomasene Yahola Osborn..... Yes

MOTION CARRIED.

NCA 24-101 A LAW OF THE MUSCOGEE (CREEK) NATION ESTABLISHING THE MUSCOGEE (CREEK) NATION DEPARTMENT OF COMMERCE SMALL BUSINESS SUPPORT REVOLVING FUND IN MCNCA TITLE 37 § 2-236 Sponsor: Nelson Harjo Sr

Representative Nelson Harjo Sr. made a motion to **Send NCA 24-101 to the Business, Finance & Justice Committee**. Representative Thomasene Yahola Osborn seconded the motion. Upon a motion and second being made, a roll call vote was taken with the following results being recorded: **13 in favor, 0 against.**

VOTE BY DISTRICT	OKFUSKEE DISTRICT	TULSA DISTRICT
CREEK DISTRICT		
Patrick Freeman Jr. Yes	Randall Hicks.....	Robert HufftYes
Dode Barnett	Sandra Golden Yes	Leonard Gouge..... Yes
MCINTOSH DISTRICT	OKMULGEE DISTRICT	WAGONER DISTRICT
Darrell ProctorYes	Nelson Harjo Sr. Yes	Charles McHenry Yes
Galen CloudYes	Robyn Whitecloud..... Yes	Mark Randolph..... Yes
MUSKOGEE DISTRICT	TUKVPVTCE DISTRICT	
Mary Crawford.....Yes	Anna Marshall	
Joyce C. DeereYes	Thomasene Yahola Osborn..... Yes	

MOTION CARRIED. To Send **NCA 24-101** to the Business, Finance & Justice Committee.

ANNOUNCEMENTS:

BENEDICTION:

Representative Nelson Harjo Sr. made a motion to **Adjourn**. Representative Galen Cloud the motion. Upon on a motion and a second being made, a voice vote was taken with the following being recorded: **All in favor, none against.**

Second Chief Del Beaver gave the Benediction.

Meeting adjourned at 12:59 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 **Twelve** members who approved this set of minutes on **September 28, 2024**.



Alicia Stroble, Recording Secretary
Muscogee (Creek) National Council

APPROVAL

I, Speaker of the National Council, hereby affix my signature, certifying that the minutes of **August 28, 2024** Emergency Session were approved on **September 28, 2024** during the Regular Session of the National Council.



Randall Hicks, Speaker
Muscogee (Creek) National Council