

**CHEROKEE NATION ENVIRONMENTAL  
PROTECTION COMMISSION  
MEETING**  
Cherokee Nation Environmental Programs Office  
208 E. Allen Road, Tahlequah, Oklahoma  
June 9, 2015 – 9:00 AM

**PRESENT:**

Commissioner: Dr. Marty Matlock, Chairman  
Commissioner: Ed Fite  
Commissioner: J. Blake Fletcher  
Commissioner: Jack Spears

**ABSENT:**

Commissioner: Dr. Lynna Carson

**STAFF AND GUESTS:**

Tom Elkins, CNEP  
Jackie Woodward, CNEP  
Michael Miley, CNEP  
Fan Robinson, CNWM  
David Miller, CNWM  
Jamie Clinton, CNWM  
Nancy John, CNEP  
Cohl Fowler, CN Gov. Rels.  
Pat Gwin, CN Admin Support  
Joe Washum, CNB  
Jody Schaap, SWCA Consultants  
Roger Vann, CNNR  
Debra Wilson, CN Gaming Comm.  
Laura Adair, CNEP

**APPROVED**

**JUL 07 2015**

**Cherokee Nation**  
Environmental Protection Commission

1. Meeting called to order by Chairman Matlock at 9:08 A.M.
2. Chairman Matlock acknowledged and placed into record the Record of Public Notice and Agenda, distributed and posted as appropriate.
3. Commissioner Fite made a Motion to approve the minutes from the May 5, 2015 meeting, seconded by Commissioner Spears, roll call vote, minutes approved.
4. Public Comments – Commissioner Fite stated that he will be serving on the State of Oklahoma Water Resources Board as a Member until the next Legislative Session due to the withdrawal of nomination by the Governor of his successor. In the previous month's minutes Commissioner Fite stated that he would not be a member of the Board.
5. Reports
  - A. EPC & Environmental Programs & NEPA projects for Realty, IHS, NAHASDA, Roads-Tom Elkins
    - Provided a status report on the follow-up of a spill that was documented in the May EPC meeting.
    - Praised the CNEP Intern, Tarrance Nofire, on his service to CNEP
    - Commissioner Spears asked if the testing of herbicides and pesticides of Lake Tenkiller was done on an annual basis. Mr. Elkins stated it was done quarterly. Further discussions ensued regarding the testing procedure and results of testing.

- Chairman Matlock asked if CN received Cobell settlement revenues for Natural Resources and Mr. Elkins replied not to his knowledge.
- B. Administration Support-Pat Gwin
- Still in negotiations regarding Endangered Species Act and the captive breeding program previously discussed will probably not happen.
- C. Cherokee Nation Businesses-Joe Washum
- Outpost I plans are still being finalized.
  - Began construction of roadway entrances to the Cherokee Plaza.
  - Stormwater permit has been received and sent to CNEP.
  - WRD currently under consent order because lagoon is undersized. All items of Consent Order have been achieved except for one relating to freeboard. Work continues to comply with the final item on the consent order. Mr. Washum explained the emergency process that was performed because of the voluminous amount of rain received on Memorial Day weekend and prior to. Discussions ensued on this topic.
- D. Emergency Management
- Informed the Commission that Emergency Management is still in its transition phase, funding has been temporarily frozen while the program is being evaluated. A director will be hired. Marshal Scott Craig is the transition team leader.
- E. Natural Resources-Roger Vann
- No additional information to report.
6. Cherokee Nation Sanitary Landfill-Jamie Clinton
- Mr. Elkins stated a NOV was issued due to placing leachate on the top of Cell #2, an unlined landfill cell, which ran down the terraced sides into the storm water pond. Efforts were made to pump the storm water pond down. The pond was pumped and amounts documented daily. Storm water was transported to Stilwell or pumped back into lined cells at the landfill. Sampling was performed after the release. Results showed the storm water pond meets Table L-1 storm water criteria listed in the operating permit. Ms. Robinson stated the release on Cell #2 was a mistake and being addressed with staff. Mr. Clinton notified the engineer from EPA and there was no response. Ms. Robinson commended the landfill staff on their diligent efforts to rectify the problem in the poor weather conditions. Chairman Matlock noted that the Commission was very sensitive to the difficulties encountered. Additional discussions ensued on this topic.
7. Attorney General Issues – no representative in attendance
8. Environmental Statute Review – Tom Elkins
- Project is on hold pending directives from Administration.
9. New Business - none
10. Announcement of upcoming meetings and events
- CNWM Board meeting – June 11, 2015 @ 10:00 AM at the Landfill
  - Next EPC meeting – July 7, 2015 @ 9:00 AM
11. Commissioner Fite made a Motion to adjourn, seconded by Commissioner Spears, meeting adjourned.