

NINTH LEGISLATURE
OF THE
CHEYENNE AND ARAPAHO TRIBES
JUNE 10, 2022
SPECIAL SESSION
LCR, CONCHO, OK

RESOLUTION: A Resolution to Appropriate up to \$700,000 of the Net Revenue Loss Funds for Cost of Living Allowance (COLA) Relief for tribal employees and to authorize a COLA for casino employees.

RESOLUTION NO.: 9L-SS-2022-0610-001
DATE INTRODUCED: June 3, 2022
SPONSOR: Travis Ruiz, A3 District
CO-SPONSOR: Diane Willis, A1 District

SUBJECT: A Resolution to Appropriate up to \$700,000 of the Net Revenue Loss Funds for Cost of Living Allowance (COLA) Relief for tribal employees and to authorize a COLA for casino employees.

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

WHEREAS: Article VI, Section 5(a) of the Constitution provides that Legislative power shall reside with the Legislature; and

WHEREAS: Article VI, Section 5(a) of the Constitution grants the Legislature the “power to make all laws and resolutions in accordance with the Constitution which are necessary and proper for the good of the Tribes;” and

WHEREAS: Article VI, Section 5(d) of the Constitution authorizes the Legislature shall have the power to raise revenue and appropriate funds for expenditure; and

WHEREAS: Congress passed the American Rescue Plan (ARP) Act and was signed by President Joe Biden on March 11, 2021; and

WHEREAS: The Final Rule of the ARP Act allows Tribal governments to declare a portion of its allocation as “Net Revenue Loss” which can be used for tribal government services; and

WHEREAS: The United States Bureau of Labor Statistics sets a cost of living percentage each year, known as the Consumer Price Index (inflation rate) based on an annual

analysis of the cost of goods and items that people need to sustain their lives which includes: housing, utilities, food, gas and other necessities; and

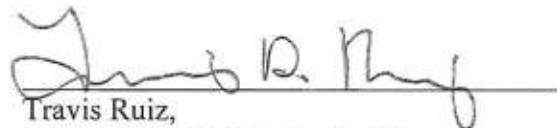
WHEREAS: Due to the dire straits of the Tribes finances prior to 2018, the Cheyenne and Arapaho Tribes had to put a freeze on all COLA and Merit Pay increases and have not authorized a COLA for its employees in over four (4) years; and

WHEREAS: The wages for the Cheyenne and Arapaho Tribes and Casino employees are not meeting the increased cost for housing, utilities, food, gas, and other living necessities in order to achieve a decent standard of living for all the employees; and

WHEREAS: The Ninth Legislature of the Cheyenne and Arapaho Tribes has determined it is in the best interest of the Tribes to provide the COLA assistance relief to tribal and casino employees and will use the tribal declared "Net Revenue Loss" funds for use in addressing the many anticipated and unanticipated needs of the Tribal and Casino employees during the COVID-19 pandemic which is still ongoing; and

NOW THEREFORE BE IT RESOLVED that Cost of Living Allowance (COLA) be paid for the most recent twelve (12) months that each Tribal Government employee and Casino employees have worked and earned within thirty (30) days of enactment of this Tribal Resolution at the rate of 6% and that this will be a one-time COLA payment until the Legislature and Executive branch reassess the Living Wage and can calculate an annual increase based upon the United States Bureau of Labor Statistics Consumer Price Index for Urban Wage Earners and Clerical Workers (CPI-W); and

NOW THEREFORE BE IT FURTHER RESOLVED that the Cheyenne and Arapaho Ninth Legislature authorizes and supplements funding, not to exceed the amount of \$700,000 to implement the 6% COLA payment in the amount of 6% for tribal government employees, with supplemental funding to come from the Net Revenue Loss funds and the 6% COLA funding for the casino employees will come from the operating budget of the casino.


Travis Ruiz,
Speaker of the Ninth Legislature
Cheyenne and Arapaho Tribes

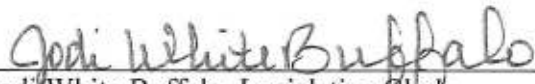


ATTEST:

I, Jodi White Buffalo, Legislative Clerk, hereby certify that the foregoing is a True and Accurate Copy of the Original Bill No. 9L-SS-2022-0610-001 which was acted upon by the Legislature of the Cheyenne and Arapaho Tribes in the Ninth Legislature Special Session, by a roll call vote on the 10th day of June 2022, by a vote.

VOTE RECORD:

DISTRICT	LEGISLATOR	YES	NO	ABSTAIN	ABSENT
A1	Diane Willis	✓			
A2	Kendricks Sleeper				✓
A3	Travis Ruiz	✓			
A4	Rector Candy	✓			
C1	Bruce Whiteman	✓			
C2	George Woods				✓
C3	Darrell Flyingman	✓			
C4	Byron Byrd	✓			
TOTAL		6			2
Passes (X) Fails () Tabled () Allowed to Die () No Action ()					



Jodi White Buffalo, Legislative Clerk
Ninth Legislature, Cheyenne and Arapaho Tribes



ATTEST:


Pursuant to Article VI, Section 7, subsection (a)(iv) of the Tribes Constitution reads in part: "All Bills passed by the Legislature shall be presented to the Governor for signature or veto."

Pursuant to Article VII, Section 4, subsection (g) of the Tribes Constitution reads: "The Governor shall have the power to sign any enactment passed by the Legislature into law or to veto any enactment passed by the Legislature within ten (10) days of passage with a written explanation of any objections; and if the Governor takes no action within ten (10) days, then the enactment shall become law in accordance with this Constitution."

{ } APPROVED

{ } VETOED: Attachment ____; Governor's written explanation of any objections.

On the 10th day of June, 2022.



Reggie Wassana, Governor
Cheyenne and Arapaho Tribes



TRANSMITTAL OF DOCUMENTS:

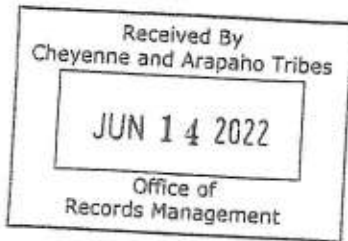
From the Legislative Branch to the Office of Records Management

ATTEST:

Pursuant to Article VI, Section 7, subsection (a)(v), of the Tribes Constitution reads, "The Office of Records Management shall compile all Laws and Resolutions into a comprehensive Code in an orderly manner that shall be published annually."

Office of Records Management Staff, hereby certify that the foregoing is a True and Accurate Original Resolution No. 9L-SS-0610-001.

Space below is reserved for Stamp:
Received (Date) Office of Record Management



Signature: Cheryl Blind

Print Name: Cheryl Blind

Title: Director

Date: 6/14/22

Office of Records Management
Department of Administration, Executive Branch
Cheyenne and Arapaho Tribes

