

NINTH LEGISLATURE
OF THE
CHEYENNE AND ARAPAHO TRIBES
SPECIAL SESSION
SEPTEMBER 29, 2022
LCR, CONCHO, OK

RESOLUTION: A Resolution to appropriate \$195,000.00 to the Department of Business for a system design for the USDA Rural E-Connectivity Program Grant

RESOLUTION NO: 9L-SS-2022-0929-008
DATE INTRODUCED: September 22, 2022
SPONSOR: Travis Ruiz, Arapaho District 3
CO-SPONSOR: Bruce Whiteman Jr., Cheyenne District 1

SUBJECT: A Resolution to appropriate \$195,000.00 to the Department of Business for a system design for the USDA Rural E-Connectivity Program FY 2022 Grant to provide broadband availability throughout the jurisdiction of the Cheyenne and Arapaho Tribes.

WHEREAS: The Cheyenne and Arapaho Tribes are a federally recognized Indian Tribe Organized in accordance with Article XVII of the Tribe's Constitution and By-Laws and Section 3 of the Oklahoma Indian Welfare Act of June 26, 1936 (49 Stat. 1967), under an amended Constitution ratified on April 4, 2006 and approved by the Secretary of Interior on May 17, 2006 (the "Constitution"); 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 vests the Legislature with the power to make Laws and resolutions in accordance with the Constitution which are necessary and proper for the good of the Tribes; and

WHEREAS: The Legislature has the Constitutional obligation and public responsibility to the Tribes to oversee the Tribe's operations in order to establish and promote justice, establish guidance and direction for the government and advance the general welfare of the Tribes; and

WHEREAS: Article VII, Section 4(d) of the Constitution requires that the Legislature or Tribal Council give prior authorization for the signing of contracts by the Governor; and

WHEREAS: The Ninth Legislature finds that it is necessary and proper to address the need for broadband availability within the tribal jurisdiction; and

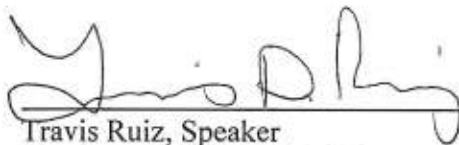
WHEREAS: The purpose of these funds is to develop the broadband infrastructure to provide broadband availability throughout the 11-county jurisdiction of the Tribes, and

WHEREAS:

- (a) The Federal Communications Commission (FCC) EBS spectrum was applied for and acquired in 2019. The FCC has a requirement of the EBS Spectrum to cover 40% of the population by October 21, 2024 and 80% of the population by October 21, 2028.
- (b) The system design will include an outline of a training plan to train tribal members to operate the network in future years.
- (c) The system design will identify various methods proposed to bring wireless connection into the home.
- (d) The Department of Business has sought out RFIP to provide a statement of work for this system design. RFIP was selected because they are a Native American owned business, have completed satisfactory work for the Tribes in the past, and they are on statewide contract SW1030.
- (e) The Cheyenne and Arapaho Tribes are proposing to request funding in the amount of \$25,000,000.00.
- (f) There will be no matching funds required by the Cheyenne and Arapaho Tribes for this grant.
- (g) The funding from the Rural E-Connectivity Program will be administered by the Department of Business.
- (h) Melissa Hamilton, Director, Procurement Grants and Contracts will serve as the Representative-Signature-Certifier (Rep-Sign-Cert)
- (i) Vanessa Vance, Director, Grants and Research, will serve as the Administrator for the grant submission.

NOW THEREFORE BE IT RESOLVED, that the Ninth Legislature pursuant to Article VII, Section 4(d) of the Tribal Constitution, does hereby approve and authorize the appropriation of \$195,000.00 from **tax commission** to the Department of Business for a system design from RFIP for the USDA Rural E-Connectivity Program FY 2022 Grant to provide broadband availability throughout the jurisdiction of the Cheyenne and Arapaho Tribes.

BE IT FINALLY RESOLVED, that the Ninth Legislature authorizes the appropriation of \$195,000.00 to the Department of Business for a system design for the USDA Rural E-Connectivity Program Grant and authorizes Governor Reggie Wassana to sign the agreement with RFIP to create the system design and all related documents.



Travis Ruiz, Speaker
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-2022-0929-008 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 29th day of September 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 Jr.	✓			
C2	George Woods	✓			
C3	Darrell Flyingman				✓
C4	Byron Byrd	✓			
TOTAL		5			3
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. All laws shall take effect thirty days after signature by the Governor or veto override by the Legislature unless any Member of the Tribes submits to the Coordinator of the Office of Tribal Council a petition signed by at least one hundred fifty Members of the Tribal Council seeking to repeal the law or resolution at the next Tribal Council meeting. If the Tribal Council fails to repeal such law or resolution at the next Tribal Council where the matter has been properly placed on the agenda for the Tribal Council meeting, such law or resolution shall become effective immediately."

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."

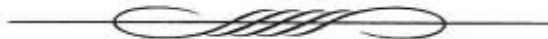
{ } APPROVED

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

On the 29th day of September, 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-2022-0929-008.

Space below is reserved for Stamp:

Received (Date) Office of Record Management



Signature: *Arienne Ortega*

Print Name: Arienne Ortega

Title: Records Clerk

Date: 9/30/22

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

