



**NCA 10-075**

**CLASSIFICATION: #15. CULTURAL AFFAIRS/HISTORY/MUSEUM**

**A LAW OF THE MUSCOGEE (CREEK) NATION AMENDING TITLE 15, § 4-103 TO ADD THE SECOND CHIEF AND DIRECTOR/CURATOR OF THE MUSEUM OF THE MYSKOKVLKE TO THE MCN MUSEUM, CULTURAL CENTER, AND ARCHIVES DEVELOPMENT OVERSIGHT COMMITTEE AND AUTHORIZING A SPECIAL APPROPRIATION TO THE MCN MUSEUM, CULTURAL CENTER AND ARCHIVES REVOLVING FUND**

**Be it Enacted by the National Council of the Muscogee (Creek) Nation:**

**SECTION ONE. NEW LAW. The following new Law is hereby enacted:**

**Section 1-101. Findings. The National Council finds that:**

- A. The Second Chief of the Muscogee Creek Nation is responsible for all cultural related activities of the tribe and should be a member of the Muscogee (Creek) Nation Museum, Cultural Center, and Archives Development Oversight Committee.
- B. The Director/Curator of the Museum of the Mvskokvlke is responsible for all administrative and technical aspects of the Museum and should be an ex-officio member of the Muscogee (Creek) Nation Museum, Cultural Center, and Archives Development Oversight Committee.
- C. The Muscogee (Creek) Nation Museum, Cultural Center, and Archives Development Oversight Committee has made significant progress in the development of a state of the art facility to house the Nation's antiquities.
- D. The Programming/Pre-Design Phase of the established schedule is complete and the Committee is ready to proceed with the Schematic Design Phase.
- E. Appropriation of the desired funds is in the best interest of this Nation in order to continue the progress towards a state of the art museum and repository that will be located on the Okmulgee Capital Complex.
- F. The desired appropriation is in line with all cost projections as determined by HGA and EWC-1 Incorporated architectural firms.

**SECTION TWO. PURPOSE.** The purpose of this Act is to authorize a special appropriation to the Muscogee (Creek) Nation Museum, Cultural Center and Archives Revolving Fund to allow the committee to carry out all tasks associated with the Schematic Design Phase of the Muscogee (Creek) Nation Museum, Cultural Center and Archives Development project. The special appropriation shall be distributed in three separate phases with each phase requiring legislative approval.

**SECTION THREE. APPROPRIATION.** The amount of Eight Hundred Forty Thousand and No/100 Dollars (\$840,000.00) is required to fund the Schematic Design Phase of the Museum Project. The total appropriation shall be completed in three phases and each phase shall be subject to legislative approval.

Phase 1: on the 1<sup>st</sup> day of May, 2010, the amount of Two Hundred Eighty Thousand and No/100 Dollars (\$280,000.00) shall be disbursed from the Interest on Permanent Fund Account for the Implementation of this Act;

The National Council of the Muscogee (Creek) Nation hereby approves the funding associated with Phase 1 of this project. Funding for Phase II and Phase III shall be considered by the National Council in later legislation.

**SECTION FIVE. AUTHORIZATION.** The National Council hereby authorizes the Principal Chief or his designee to expend the sum of Two Hundred Eighty Thousand and No/100 Dollars (\$280,000.00) to the Muscogee (Creek) Nation Museum, Cultural Center, and Archives Development Oversight Committee for the implementation of this Act.

**SECTION FOUR. AMENDMENT.** MCNCA TITLE 15, § 4-103 is hereby amended to read as follows.

**§ 4-103. Oversight Committee**

- A.** There is hereby created a Muscogee (Creek) Nation Museum, Cultural Center and Archives Development Oversight Committee charged with oversight of planning for the operation, development and implementation of a Master Plan for a Muscogee (Creek) Nation Museum, Cultural Center and Archives. This Committee shall consist of the Principal Chief or designee, the Second Chief, one member and alternate from the Business & Governmental Committee, one member and alternate from the Tribal Affairs Committee, one member and alternate from the Human Development Committee, one member and alternate from the Community Services & Cultural Committee, Traditional Expert Amos McNac, Traditional Expert Mike Berryhill, the Muscogee (Creek) Nation District Court Judge, Dr. Betty Gerber and a Ceremonial Ground Mekko and alternate to


be selected by the Muscogee (Creek) Nation Museum, Cultural Center and Archives Development Oversight Committee. The Director/Curator of the Museum of the Mvskokvlke shall serve as an ex-officio member of the Committee. The ex-officio member may participate in discussions and activities of the Committee but shall not make motions or vote.

**B.** The Muscogee (Creek) Nation Museum, Cultural Center and Archives Development Oversight Committee shall organize within thirty (30) days, select a Chairman and Vice-Chairman, appoint a Record Clerk for all record keeping purposes and set regular meeting dates and times. Meetings held at the Capital Complex shall be in the District Courtroom and video recorded. Meetings may from time to time be scheduled and conducted over the internet, by telephone or at locations to be determined by the Committee. All contracts, expenditures and actions taken by the Committee shall require approval by a majority vote of all Committee members and the Muscogee (Creek) Nation Controller shall provide assistance as required. The Chairman shall report on a quarterly basis to the Muscogee (Creek) National Council and Office of the Principal Chief on all Committee activities accomplished during the prior quarter. The Accounting Policy and Procedures statutorily in effect for the District Court shall be in effect for this Committee. The Muscogee (Creek) Nation Museum, Cultural Center and Archives Development Oversight Committee is authorized to create within the Revolving Fund additional accounts to accomplish the purposes of this Act. The Committee may accept or solicit non-Muscogee (Creek) Nation funds, which may be dedicated by a donor toward specific museum or cultural exhibits, construction or purchases.

**SECTION FIVE. EFFECTIVE DATE.** This Act shall become effective immediately upon proper approval and execution in accordance with the requirements of the Muscogee (Creek) Nation Constitution.

**ENACTED** by the Muscogee (Creek) National Council on this 24<sup>th</sup> day of April 2010.

**IN WITNESS WHEREOF**, the Speaker of the Muscogee (Creek) National Council has hereto attached his signature.

  
\_\_\_\_\_  
Roger Barnett, Speaker  
National Council  
Muscogee (Creek) Nation


**CERTIFICATION**

I, the undersigned, certify that the foregoing is a true extract from the minutes of the Muscogee (Creek) National Council comprised of twenty-six members with **Twenty-Three** members attending this meeting on the **24<sup>th</sup>** day of **April 2010**, and that the above is in conformity with the provisions therein adopted by a vote of **18** in favor, **4** against, **0** abstentions, and that said Law has not been rescinded or amended in any way and the above is the signature of the Speaker of the National Council.

  
\_\_\_\_\_  
Terry A. Fish, Recording Secretary  
Muscogee (Creek) National Council

**APPROVAL**

I, the Principal Chief of the Muscogee (Creek) Nation, hereby affix my signature this 17<sup>th</sup> day of May, 2010, to the above Law, **NCA 10-075** authorizing it to become a Law under Article VI., Section VI., of the Constitution of the Muscogee (Creek) Nation.

  
\_\_\_\_\_  
A. D. Ellis, Principal Chief  
Muscogee (Creek) Nation

