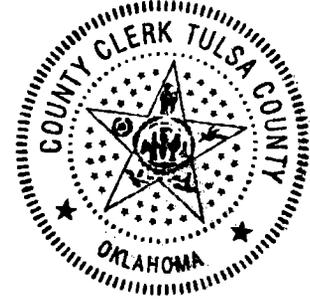




000905656001



OFFICE OF ATTORNEY GENERAL
STATE OF OKLAHOMA



FILED

FEB 21 2007

OKLAHOMA SECRETARY
OF STATE

Darita DeLoach Huckabee
Legal & Legislative Affairs Coordinator
INCOG
201 West 5th Street, Suite 600
Tulsa, OK 74103-4236

Re: Second Amended Agreement to ICA 98-0025 Creating the Indian National Council of Governments for addition of the Cherokee, Creek and Osage Nations as INCOG members

Dear Ms. Huckabee:

LETTER OF APPROVAL

I have reviewed the referenced Agreement and found it to comply with the provisions of the Interlocal Cooperation Act. Pursuant to the provisions of 74 O.S. 2001, § 1004(f), the referenced Agreement is hereby officially **APPROVED** as of the date of the signature manifested hereon.

Please be advised that, before the Agreement may go into force, copies of the Agreement, and of this Letter of Approval, must be filed with the County Clerk and the Secretary of State.

Signed this 18th day of January, 2007.

Respectfully submitted,

Bryan Neal
Assistant Attorney General

ICA2006/98-0025 2ndAmendment.011807

RECEIVED

FEB 21 2007

OKLAHOMA SECRETARY
OF STATE

nl

**SECOND AMENDED
AGREEMENT
CREATING THE
INDIAN NATIONS COUNCIL OF GOVERNMENTS**

FILED

FEB 21 2007

OKLAHOMA SECRETARY
OF STATE

Whereas, the 30th Oklahoma Legislature enacted Senate Bill No. 343 (Title 74, O.S. Supp. 1965, § 1001 et seq.) permitting public agencies to enter into agreements with one another for joint or cooperative action pursuant to the provisions of said act; and

Whereas, pursuant thereto, it is the purpose and desire of the undersigned public agencies to create a Council of Governments to enable said public agencies to more efficiently use their powers by cooperating with each other on a basis of mutual advantage and thereby provide services and facilities in a manner and pursuant to a form that will accord best with geographic, economic, population and other factors influencing the needs and development of said public agencies.

NOW, THEREFORE, the Indian Nations Council of Governments is hereby created by agreement of the parties hereto, under the authority of Title 74, O.S. Supp. 1965, § 1001 et seq., in accordance with the following provisions.

STATEMENT OF PRINCIPLES AND POLICIES

1. The underlying concept of the Indian Nations Council of Governments (hereinafter referred to as the Council) is that the public agencies, which are closest to the people, should exercise the basic initiative and leadership and have the primary responsibility for dealing with those problems and needs which require action on an area-wide or regional basis.
2. The physical, economic and social well-being of the region, its citizens and business enterprises, now and in the future, are dependent upon an orderly development of the entire region. This will be possible only with the successful coordination of services and policies of public agencies.
3. Counties, cities, and towns are the principal public agencies in the region. As such, they have the responsibility for anticipating and meeting the local governmental needs which future development will produce, including the need for joint and coordinated area-wide services.
4. County, City and Indian Nations are, and should continue to be, the top policy makers in the region. They are directly concerned with all services and regulations affecting the public in their communities.

5. Constructive and workable policies and programs for meeting and solving the area-wide problems of public agencies will be most effectively and expeditiously developed by regular meetings of public agency members in an area-wide voluntary council dedicated to the solution of these problems.
6. The Council is an organization through which individual public agencies can coordinate their efforts. It is not in itself a government nor does it seek to become one.
7. The Council shall consider such matters as are area-wide or regional in nature.

**MEMBERSHIP IN INDIAN NATIONS
COUNCIL OF GOVERNMENTS**

Section I.

General Assembly Membership: Membership in the General Assembly and execution of this Agreement shall be determined by a passage of an ordinance, resolution or otherwise pursuant to law of the governing body of the participating public agency and shall include the following:

- A. The counties of Creek, Osage, Tulsa, Rogers and Wagoner and any additional contiguous county executing this Agreement.
- B. Incorporated cities and towns that are located in counties which are participating members may join as participating members subject to the provisions herein.
- C. Incorporated cities and towns with population of 3,500 and over that are located in counties contiguous to member counties may join as participating members subject to the provisions herein.
- D. Incorporated cities and towns of under 3,500 population that have unsuccessfully petitioned their respective county to become a participating member.
- E. All public agencies with an elected policy board having some jurisdiction within any county named in Section I-A or any additional county which subsequently joins may be members.
- F. In the case where a county elects not to join INCOG, an individual county commission district in that county desiring to join may execute this Agreement subject to the provisions herein.
- G. The Cherokee, Creek and Osage Indian Nations.

Section II.

General Assembly Participating Membership Delegates and Voting: Participating membership in the General Assembly shall be those eligible incorporated cities and towns, counties, county commission

districts and Indian Nations set forth or determined under Section I which voluntarily determine to cooperate in the activities of the Council by appointing a delegate to the General Assembly as provided below.

- A. Delegates: Each participating member shall appoint one (1) Delegate to the General Assembly. All Delegates shall be public officials who hold an elective office.
- B. Voting: Each participating member shall be entitled to one (1) vote in the General Assembly.

Section III.

General Assembly Associate Membership: Associate membership in the General Assembly shall be open to incorporated municipalities of under 3,500 population that have unsuccessfully petitioned their respective county to become a participating member, and other public agencies with elected policy boards, e.g. special districts, etc., which voluntarily determine to cooperate in the activities of the Council by paying an annual fee for general staff service in an amount sufficient to provide funds as necessitated by the Council budget set by the Board of Directors.

- A. Delegates: Each associate member shall appoint one (1) Delegate to the General Assembly. All Delegates shall be public officials who hold an elective office.
- B. Voting: Associate members shall not be entitled to vote, but may participate in the Assembly's discussion.

Section IV.

- A. Powers of the General Assembly: Powers exercised by the General Assembly shall be to:
 - 1. Annually adopt a budget and annual assessment schedule upon receipt of favorable recommendation from the Board of Directors.
 - 2. Approve and/or adopt plans and policies which are regionwide in nature upon receipt of favorable recommendation of the Board of Directors.
 - 3. Propose and approve amendments to the INCOG General Assembly Bylaws.
 - 4. Amend this Agreement in concert with the Board of Directors according to the procedures set out in Section IX.
 - 5. Any official delegate may at any meeting of the General Assembly request a review by the General Assembly of any action taken by the Board of Directors since the preceding General Assembly meeting other than those actions for which the Board of Directors are assigned sole responsibility under Section VI.

6. The General Assembly may ratify, amend or reject any official action of the Board of Directors which may be requested for review under Item 5 above.
7. The General Assembly shall ratify or reject any action of the Board of Directors regarding the addition of new members to the Council.

Section V.

Board of Directors

- A. The Board of Directors shall be the governing board of the Council of Governments. Between meetings of the entire membership (General Assembly) a quorum of the Board of Directors shall be responsible for the general policies and programs of the Council of Governments and for the administration of all its funds.
- B. The Board of Directors shall be composed of the Chairman of the General Assembly and other members, selected as follows:
 - (1) The governing body of each participating city having more than 50,000 population shall select one (1) representative for each 50,000 increment of population or any fraction thereof. The majority of said representatives shall be public officials who hold an elective office and shall be members of the governing body of said city. For purposes of determining the membership for the City of Tulsa, the Mayor and City Auditor shall be considered to be members of the governing body of the City and shall represent the City on the Board of Directors along with other members appointed to serve.
 - (2) The governing body of each participating city or town having a population between 3,500 and 50,000 shall select one (1) representative who shall be a public official and hold an elective office and be a member of said governing body.
 - (3) The Board of County Commissioners of each county, in consultation with the participating cities and towns of less than 3,500 population in that county, shall appoint one (1) person to represent those cities and towns.
 - (4) The Board of County Commissioners of each participating county having less than 100,000 population shall select three (3) representatives, who shall be county commissioners.
 - (5) The Board of County Commissioners of each participating county having more than 100,000 population shall select three (3) representatives, who shall be county

commissioners, for the first 100,000 population, and select one (1) representative for each additional 100,000 population or fraction thereof. A majority of said representatives shall be public officials who hold an elective office.

- (6) In the case where a county commission district is a participating member, the representative to the Board of Directors shall be the county commissioner of said district.
 - (7) The immediate past chairman of the Board of Directors shall continue to serve on the board as an ex officio non-voting member for a two-year period.
 - (8) The Chief of each participating Indian Nation, or his/her designee.
- C. Each year staff will submit to the Board of Directors for its adoption, an estimate of population of cities, towns, counties which shall serve, when adopted, as the determination of population for representation and finances.
- D. The members of the Board of Directors shall hold office at the pleasure of the governing body or bodies appointing said members, except that the requirements of appointment as designated in Section V B (1-7) shall be maintained at all times.

Section VI.

- A. Powers of the Board of Directors: The Board of Directors shall have the following powers:
1. Board of Directors shall appoint, fix salary of and remove the Executive Director.
 2. The Board of Directors shall propose, initiate, review, adopt or approve any study or plans.
 3. The Board of Directors may establish standing and ad hoc policy and technical advisory committees as it deems necessary and helpful to the exercise of its responsibilities under this Agreement.
 4. The Board of Directors may appoint subcommittees from their members.
 5. The Board of Directors shall receive and expend all grants, gifts and bequests, specifically including Federal and State funds and other funds available for the purposes for which this organization exists, and to contract with the United States, State of Oklahoma, and all other legal entities with respect thereto.
 6. The addition of all new members shall require the approval of the Board of Directors, subject to the ratification of the General Assembly.

7. The Board of Directors shall also be responsible for preparing business for the annual and special meetings of the General Assembly, including the preparation of an annual budget and schedule of assessment for consideration at the annual meeting of the General Assembly.
8. The Board of Directors shall have the power to transfer funds within the approved total budget in order to meet unanticipated needs or changed situations. Such action shall be reported to the General Assembly at its next meeting.
9. The Board of Directors shall have the sole power to ensure that such staff as necessary are employed, that office space is obtained, and such equipment and/or supplies as may be deemed necessary to conduct the business of the Council of Governments are purchased. The Board shall also have sole authority to enter into contracts.

Section VII.

- A. Executive Director: The Executive Director shall be the Chief Administrative Officer of the Council. The power and duties of the Executive Director are:
 1. To appoint and remove all employees of the Council.
 2. Annually to prepare and present a proposed budget to the Board of Directors and to administer the approved budget.
 3. To perform such other and additional duties as the Board of Directors may require.

Section VIII.

- A. MANNER OF FINANCING: The Council's annual budget approved by the Board of Directors and the General Assembly shall be financed as follows:
 1. All member cities, towns and counties shall be assessed membership dues calculated on a per capita basis. Member counties shall pay dues on behalf of cities and towns under 3,500 population.
 2. Tribal Nations shall be assessed membership dues as established by the Board of Directors based on the annual budget and work program.
 3. Other public agencies shall be assessed membership dues as determined by the Board of Directors based on the annual budget and work program.

4. Members needing special studies or services not part of the basic services offered all members shall pay a mutually agreed upon amount for such services.
5. Grants from federal, state and other entities.

Section IX.

- A. Additional Agencies: Public agencies with elected policy boards desiring to participate in the Indian Nations Council of Governments which are not among the original signatories may execute this Agreement and designate representatives subject to the provisions herein.
- B. Amendment of Agreement: Amendments to this Agreement shall be approved by a two-thirds vote of members present at separate meetings of both the General Assembly and the Board of Directors. Amendments must be executed by the governing body of each participating member which has agreed to cooperate in the activities of the Council by paying an annual fee for general staff service in an amount sufficient to provide funds as necessitated by the Council budget set by the Board of Directors.

Section X.

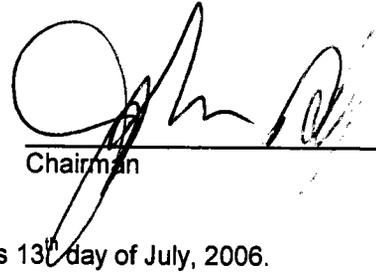
Dissolution:

- A. Dissolution of the Indian Nations Council of Governments shall be effected upon a majority vote of all members of the Board of Directors.
- B. Upon dissolution or final liquidation of the Council, after discharge or satisfaction of all outstanding obligations and liabilities, the remaining assets, if any, of the Council shall be distributed to the participating members in the same proportion to which each participating member contributed to the overall cost of the operation of the Council during the fiscal year of such dissolution or final liquidation.

Section XI.

Effective Date: This Agreement shall become effective on July 1, 1967, or upon approval of the Attorney General of Oklahoma if approved after July 1, 1967, and shall remain in full force and effect until the organization is dissolved under the provisions of Section X-A.

Approved by the Board of Directors of the Indian Nations Council of Governments this 13th day of July, 2006.



Chairman

Approved by the INCOG General Assembly this 13th day of July, 2006.



Chairman

Approval by the Attorney General of the State of Oklahoma

I the undersigned, Bryan Neal, Assistant Attorney General for the State of Oklahoma, do hereby approve the above and foregoing 2nd Amended Interlocal Cooperation Agreement as to form and content under 74 O.S. 2001 §1004(f) on this 18th day of January, 2007.


Assistant Attorney General of Oklahoma

Our File No. ICA-98-0025

RESOLUTION 2006-23

**APPROVING AND ADOPTING THE SECOND AMENDED AGREEMENT
CREATING THE INDIAN NATIONS COUNCIL OF GOVERNMENTS**

WHEREAS the Indian Nations Council of Governments (INCOG) was created pursuant to the Interlocal Cooperation Act, 74 O.S. sec. 1001 et seq., to enable local governments to more efficiently use their powers by cooperating with each other on a basis of mutual advantage; and

WHEREAS On July 13, 2006, the Board of Directors and the General Assembly of INCOG approved amending the Interlocal Agreement to provide membership for the Cherokee, Creek and Osage Indian Nations;

NOW THEREFORE BE IT RESOLVED by the City of Bixby, Oklahoma that:

The Second Amended Agreement creating the Indian Nations Council of Governments be adopted and approved.

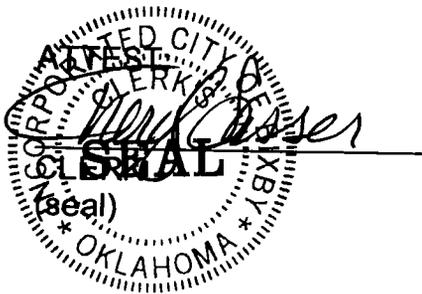
The Mayor by signing this resolution and causing it to be attached to the interlocal agreement, hereby demonstrates the City's approval of the agreement and causes the agreement to be executed.

APPROVED AND ADOPTED THIS 14 DAY OF August, 2006.

City of Bixby



Mayor



APPROVED:



ATTORNEY

RESOLUTION R337-080706

**APPROVING AND ADOPTING THE SECOND AMENDED AGREEMENT
CREATING THE INDIAN NATIONS COUNCIL OF GOVERNMENTS**

WHEREAS the Indian Nations Council of Governments (INCOG) was created pursuant to the Interlocal Cooperation Act, 74 O.S. sec. 1001 et seq., to enable local governments to more efficiently use their powers by cooperating with each other on a basis of mutual advantage; and

WHEREAS On July 13, 2006, the Board of Directors and the General Assembly of INCOG approved amending the Interlocal Agreement to provide membership for the Cherokee, Creek and Osage Indian Nations;

NOW THEREFORE BE IT RESOLVED by the City of Bristow, Oklahoma that:

The Second Amended Agreement creating the Indian Nations Council of Governments be adopted and approved.

The Mayor by signing this resolution and causing it to be attached to the interlocal agreement, hereby demonstrates the City's approval of the agreement and causes the agreement to be executed.

APPROVED AND ADOPTED THIS 24 DAY OF Aug., 2006.

City of Bristow



Mayor

TEST: I. S. S. S.

CLERK
(seal)

APPROVED

ATTORNEY

Resolution No. 436

APPROVING AND ADOPTING THE SECOND AMENDED AGREEMENT CREATING THE INDIAN NATIONS COUNCIL OF GOVERNMENTS

WHEREAS the Indian Nations Council of Governments (INCOG) was created pursuant to the Interlocal Cooperation Act, 74 O.S. sec. 1001 et seq., to enable local governments to more efficiently use their powers by cooperating with each other on a basis of mutual advantage; and

WHEREAS On July 13, 2006, the Board of Directors and the General Assembly of INCOG approved amending the Interlocal Agreement to provide membership for the Cherokee, Creek and Osage Indian Nations;

NOW THEREFORE BE IT RESOLVED by the City of Broken Arrow, Oklahoma that:

The Second Amended Agreement creating the Indian Nations Council of Governments be adopted and approved.

The Mayor by signing this resolution and causing it to be attached to the interlocal agreement, hereby demonstrates the City's approval of the agreement and causes the agreement to be executed.

APPROVED AND ADOPTED THIS 7th DAY OF August, 2006.

City of Broken Arrow

Richard M. Carter
Mayor

ATTEST:

Cheryl C. Fagundes
CLERK
(seal)



APPROVED:

R. Howard Dennis
ATTORNEY

RESOLUTION NO. 380

**APPROVING AND ADOPTING THE SECOND AMENDED AGREEMENT
CREATING THE INDIAN NATIONS COUNCIL OF GOVERNMENTS**

WHEREAS the Indian Nations Council of Governments (INCOG) was created pursuant to the Interlocal Cooperation Act, 74 O.S. sec. 1001 et seq., to enable local governments to more efficiently use their powers by cooperating with each other on a basis of mutual advantage; and

WHEREAS On July 13, 2006, the Board of Directors and the General Assembly of INCOG approved amending the Interlocal Agreement to provide membership for the Cherokee, Creek and Osage Indian Nations;

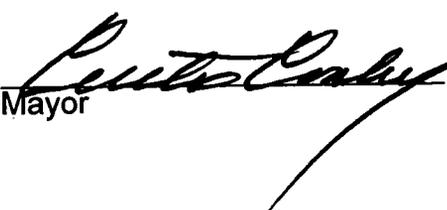
NOW THEREFORE BE IT RESOLVED by the City of Catoosa, Oklahoma that:

The Second Amended Agreement creating the Indian Nations Council of Governments be adopted and approved.

The Mayor by signing this resolution and causing it to be attached to the interlocal agreement, hereby demonstrates the City's approval of the agreement and causes the agreement to be executed.

APPROVED AND ADOPTED THIS 7th DAY OF August, 2006.

City of Catoosa


Mayor

ATTEST:



APPROVED:
ATTORNEY

City of Catoosa
P. O. Box 190
Catoosa OK 74015

RESOLUTION

2006- 15

**APPROVING AND ADOPTING THE SECOND AMENDED AGREEMENT
CREATING THE INDIAN NATIONS COUNCIL OF GOVERNMENTS**

WHEREAS the Indian Nations Council of Governments (INCOG) was created pursuant to the Interlocal Cooperation Act, 74 O.S. sec. 1001 et seq., to enable local governments to more efficiently use their powers by cooperating with each other on a basis of mutual advantage; and

WHEREAS On July 13, 2006, the Board of Directors and the General Assembly of INCOG approved amending the Interlocal Agreement to provide membership for the Cherokee, Creek and Osage Indian Nations;

NOW THEREFORE BE IT RESOLVED by the City of Claremore, Oklahoma that:

The Second Amended Agreement creating the Indian Nations Council of Governments be adopted and approved.

The Mayor by signing this resolution and causing it to be attached to the interlocal agreement, hereby demonstrates the City's approval of the agreement and causes the agreement to be executed.

APPROVED AND ADOPTED THIS 21st DAY OF August, 2006.



City of Claremore



Mayor



CLERK
(seal)

APPROVED:


ATTORNEY

RESOLUTION 2006-16

**APPROVING AND ADOPTING THE SECOND AMENDED AGREEMENT
CREATING THE INDIAN NATIONS COUNCIL OF GOVERNMENTS**

WHEREAS the Indian Nations Council of Governments (INCOG) was created pursuant to the Interlocal Cooperation Act, 74 O.S. sec. 1001 et seq., to enable local governments to more efficiently use their powers by cooperating with each other on a basis of mutual advantage; and

WHEREAS On July 13, 2006, the Board of Directors and the General Assembly of INCOG approved amending the Interlocal Agreement to provide membership for the Cherokee, Creek and Osage Indian Nations;

NOW THEREFORE BE IT RESOLVED by the City of Collinsville, Oklahoma that:

The Second Amended Agreement creating the Indian Nations Council of Governments be adopted and approved.

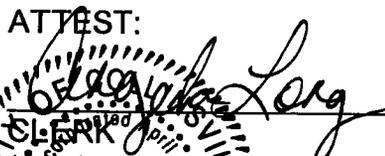
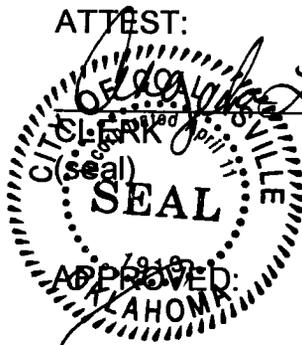
The Mayor by signing this resolution and causing it to be attached to the interlocal agreement, hereby demonstrates the City's approval of the agreement and causes the agreement to be executed.

APPROVED AND ADOPTED THIS 7th DAY OF August, 2006.

City of Collinsville


Mayor

ATTEST:



CITY CLERK
(seal)
SEAL
APPROVED:
OKLAHOMA

ATTORNEY

RESOLUTION No. 2006-30

**APPROVING AND ADOPTING THE SECOND AMENDED AGREEMENT
CREATING THE INDIAN NATIONS COUNCIL OF GOVERNMENTS**

WHEREAS the Indian Nations Council of Governments (INCOG) was created pursuant to the Interlocal Cooperation Act, 74 O.S. sec. 1001 et seq., to enable local governments to more efficiently use their powers by cooperating with each other on a basis of mutual advantage; and

WHEREAS On July 13, 2006, the Board of Directors and the General Assembly of INCOG approved amending the Interlocal Agreement to provide membership for the Cherokee, Creek and Osage Indian Nations;

NOW THEREFORE BE IT RESOLVED by the City of Coweta, Oklahoma that:

The Second Amended Agreement creating the Indian Nations Council of Governments be adopted and approved.

The Mayor by signing this resolution and causing it to be attached to the interlocal agreement, hereby demonstrates the City's approval of the agreement and causes the agreement to be executed.

APPROVED AND ADOPTED THIS 7th DAY OF August, 2006.



City of Coweta

Robert M. ...
Mayor

ATTEST:

Joyce Jerry
CLERK
(seal)

APPROVED:

J. J. ...
ATTORNEY

RESOLUTION

**APPROVING AND ADOPTING THE SECOND AMENDED AGREEMENT
CREATING THE INDIAN NATIONS COUNCIL OF GOVERNMENTS**

WHEREAS the Indian Nations Council of Governments (INCOG) was created pursuant to the Interlocal Cooperation Act, 74 O.S. sec. 1001 et seq., to enable local governments to more efficiently use their powers by cooperating with each other on a basis of mutual advantage; and

WHEREAS On July 13, 2006, the Board of Directors and the General Assembly of INCOG approved amending the Interlocal Agreement to provide membership for the Cherokee, Creek and Osage Indian Nations;

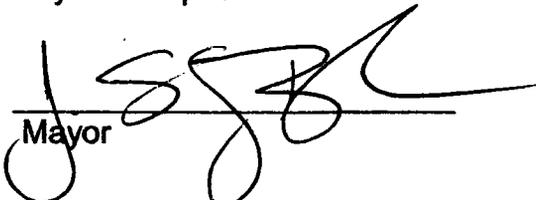
NOW THEREFORE BE IT RESOLVED by the City of Glenpool, Oklahoma that:

The Second Amended Agreement creating the Indian Nations Council of Governments be adopted and approved.

The Mayor by signing this resolution and causing it to be attached to the interlocal agreement, hereby demonstrates the City's approval of the agreement and causes the agreement to be executed.

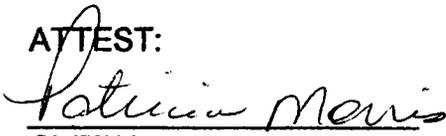
APPROVED AND ADOPTED THIS 7 DAY OF August, 2006.

City of Glenpool



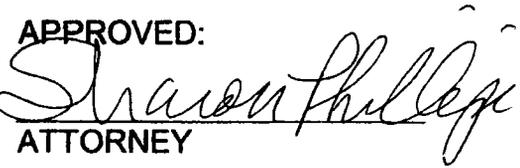
Mayor

ATTEST:

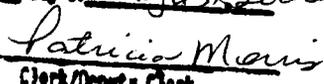


CLERK
(seal)

APPROVED:



ATTORNEY

FILED
In the office of the Clerk of the
City of Glenpool, Oklahoma on
the 7 day of August, 2006
By: 
Clerk/Deputy Clerk

RESOLUTION NO. 0806

**APPROVING AND ADOPTING THE SECOND AMENDED AGREEMENT
CREATING THE INDIAN NATIONS COUNCIL OF GOVERNMENTS**

WHEREAS the Indian Nations Council of Governments (INCOG) was created pursuant to the Interlocal Cooperation Act, 74 O.S. sec. 1001 et seq., to enable local governments to more efficiently use their powers by cooperating with each other on a basis of mutual advantage; and

WHEREAS On July 13, 2006, the Board of Directors and the General Assembly of INCOG approved amending the Interlocal Agreement to provide membership for the Cherokee, Creek and Osage Indian Nations;

NOW THEREFORE BE IT RESOLVED by the Town of Haskell, Oklahoma that:

The Second Amended Agreement creating the Indian Nations Council of Governments be adopted and approved.

The Mayor by signing this resolution and causing it to be attached to the interlocal agreement, hereby demonstrates the town's approval of the agreement and causes the agreement to be executed.

APPROVED AND ADOPTED THIS 7th DAY OF AUGUST, 2006.

Town of Haskell

Charly E. Smith
Mayor

ATTEST:

[Signature]
CLERK
(seal)
APPROVED
August 7, 2006

RESOLUTION 2006-5

**APPROVING AND ADOPTING THE SECOND AMENDED AGREEMENT
CREATING THE INDIAN NATIONS COUNCIL OF GOVERNMENTS**

WHEREAS the Indian Nations Council of Governments (INCOG) was created pursuant to the Interlocal Cooperation Act, 74 O.S. sec. 1001 et seq., to enable local governments to more efficiently use their powers by cooperating with each other on a basis of mutual advantage; and

WHEREAS On July 13, 2006, the Board of Directors and the General Assembly of INCOG approved amending the Interlocal Agreement to provide membership for the Cherokee, Creek and Osage Indian Nations;

NOW THEREFORE BE IT RESOLVED by the City of Hominy, Oklahoma that:

The Second Amended Agreement creating the Indian Nations Council of Governments be adopted and approved.

The Mayor by signing this resolution and causing it to be attached to the interlocal agreement, hereby demonstrates the City's approval of the agreement and causes the agreement to be executed.

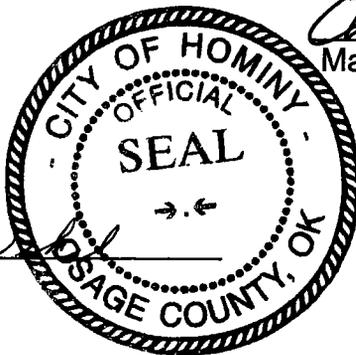
APPROVED AND ADOPTED THIS 18 DAY OF Aug, 2006.

City of Hominy


Mayor

ATTEST:

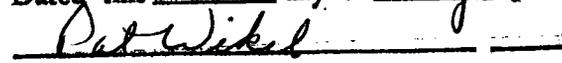

CLERK
(seal)



APPROVED:


ATTORNEY

I certify that this instrument is a true and correct copy of the original in City Hall, Hominy, Oklahoma.

Dated this 25 day of Aug, 2006

City Clerk

RESOLUTION NO. 427

**APPROVING AND ADOPTING THE SECOND AMENDED AGREEMENT
CREATING THE INDIAN NATIONS COUNCIL OF GOVERNMENTS**

WHEREAS the Indian Nations Council of Governments (INCOG) was created pursuant to the Interlocal Cooperation Act, 74 O.S. sec. 1001 et seq., to enable local governments to more efficiently use their powers by cooperating with each other on a basis of mutual advantage; and

WHEREAS On July 13, 2006, the Board of Directors and the General Assembly of INCOG approved amending the Interlocal Agreement to provide membership for the Cherokee, Creek and Osage Indian Nations;

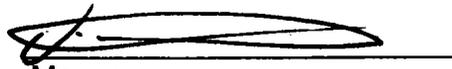
NOW THEREFORE BE IT RESOLVED by the City of Jenks, Oklahoma that:

The Second Amended Agreement creating the Indian Nations Council of Governments be adopted and approved.

The Mayor by signing this resolution and causing it to be attached to the interlocal agreement, hereby demonstrates the City's approval of the agreement and causes the agreement to be executed.

APPROVED AND ADOPTED THIS 7th DAY OF August, 2006.

City of Jenks



Mayor

ATTEST



CLERK

(seal)

APPROVED:



ATTORNEY

CITY OF OWASSO, OKLAHOMA

RESOLUTION NO. 2006-19

A RESOLUTION APPROVING AND ADOPTING THE SECOND AMENDED AGREEMENT CREATING THE INDIAN NATIONS COUNCIL OF GOVERNMENTS.

WHEREAS, the Indian Nations Council of Governments (INCOG) was created pursuant to the Interlocal Cooperation Act, 74 O.S. sec. 1001 et sep., to enable local governments to more efficiently use their powers by cooperating with each other on a basis of mutual advantage; and,

WHEREAS, On July 13, 2006, the Board of Directors and the General Assembly of INCOG approved amending the Interlocal Agreement to provide membership of the Cherokee, Creek, and Osage Indian Nations.

NOW, THEREFORE, BE IT RESOLVED that the Second Amended Agreement creating the Indian Nations Council of Governments be adopted and approved. Furthermore, the Mayor by executing this resolution and causing it to be attached to the interlocal agreement, hereby documents the City of Owasso's approval of the agreement and causes the agreement to be executed.



ADOPTED this 15th day of August, 2006



Stephen Cataudella, Mayor

ATTEST:



Sherry Bishop, City Clerk

RESOLUTION 2006-5

**APPROVING AND ADOPTING THE SECOND AMENDED AGREEMENT
CREATING THE INDIAN NATIONS COUNCIL OF GOVERNMENTS**

WHEREAS the Indian Nations Council of Governments (INCOG) was created pursuant to the Interlocal Cooperation Act, 74 O.S. sec. 1001 et seq., to enable local governments to more efficiently use their powers by cooperating with each other on a basis of mutual advantage; and

WHEREAS On July 13, 2006, the Board of Directors and the General Assembly of INCOG approved amending the Interlocal Agreement to provide membership for the Cherokee, Creek and Osage Indian Nations;

NOW THEREFORE BE IT RESOLVED by the City of Pawhuska, Oklahoma that:

The Second Amended Agreement creating the Indian Nations Council of Governments be adopted and approved.

The Mayor by signing this resolution and causing it to be attached to the interlocal agreement, hereby demonstrates the City's approval of the agreement and causes the agreement to be executed.

APPROVED AND ADOPTED THIS 7 DAY OF August, 2006.



City of Pawhuska



Mayor

ATTEST:



CLERK
(seal)

APPROVED:



ATTORNEY

RESOLUTION NO.07-02

**APPROVING AND ADOPTING THE SECOND AMENDED AGREEMENT
CREATING THE INDIAN NATIONS COUNCIL OF GOVERNMENTS**

WHEREAS the Indian Nations Council of Governments (INCOG) was created pursuant to the Interlocal Cooperation Act, 74 O.S. sec. 1001 et seq., to enable local governments to more efficiently use their powers by cooperating with each other on a basis of mutual advantage; and

WHEREAS On July 13, 2006, the Board of Directors and the General Assembly of INCOG approved amending the Interlocal Agreement to provide membership for the Cherokee, Creek and Osage Indian Nations;

NOW THEREFORE BE IT RESOLVED by the City of Sand Springs, Oklahoma that:

The Second Amended Agreement creating the Indian Nations Council of Governments be adopted and approved.

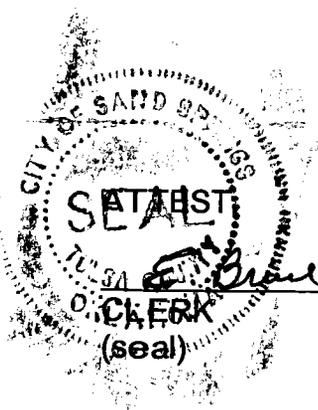
The Mayor by signing this resolution and causing it to be attached to the interlocal agreement, hereby demonstrates the City's approval of the agreement and causes the agreement to be executed.

APPROVED AND ADOPTED THIS 14th DAY OF August, 2006.

City of Sand Springs

Robert L Walker

Mayor



APPROVED:

[Signature]
ATTORNEY

Janice L. Almy, City/Deputy City Clerk of and for the City of Sand Springs, County of Tulsa, State of Oklahoma, do hereby certify that the foregoing is a true full and correct copy of the instrument hereunto set out as appears on the records in the City Clerk's office of the City of Sand Springs, County of Tulsa, State of Oklahoma, this

15th day of August, 2006.

Janice L. Almy
City/Deputy City Clerk for the City of Sand Springs, Oklahoma

RESOLUTION NO. 2931

**A RESOLUTION OF THE CITY OF SAPULPA, OKLAHOMA
APPROVING AND ADOPTING THE SECOND AMENDED
AGREEMENT CREATING THE INDIAN NATIONS COUNCIL
OF GOVERNMENTS.**

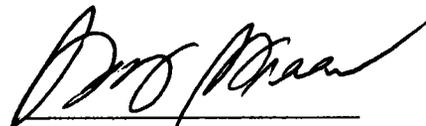
WHEREAS, the Indian Nations Council of Governments (INCOG) was created pursuant to the Interlocal Cooperation Act, 74 O.S. Sec. 1001 et seq., to enable local governments to more efficiently use their powers by cooperating with each other on a basis of mutual advantage; and

WHEREAS, on July 13, 2006, the Board of Directors and the General Assembly of INCOG approved amending the Interlocal Agreement to provide membership for the Cherokee, Creek and Osage Indian Nations;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Sapulpa, Oklahoma, that the body of this Resolution be approved as followed:

- The Second Amended Agreement creating the Indian Nations Council of Governments be adopted and approved.

PASSED AND APPROVED by the City Council for the City of Sapulpa, Oklahoma, and signed by the Mayor this 7th day of August, 2006.



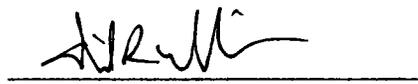
Doug Haught, Mayor

ATTEST:



Shirley Burzio, City Clerk

APPROVED AS TO FORM:



David Widdoes, City Attorney



TOWN OF SKIATOOK
RESOLUTION No. 2006-08

**APPROVING AND ADOPTING THE SECOND AMENDED AGREEMENT
CREATING THE INDIAN NATIONS COUNCIL OF GOVERNMENTS**

WHEREAS the Indian Nations Council of Governments (INCOG) was created pursuant to the Interlocal Cooperation Act, 74 O.S. sec. 1001 et seq., to enable local governments to more efficiently use their powers by cooperating with each other on a basis of mutual advantage; and

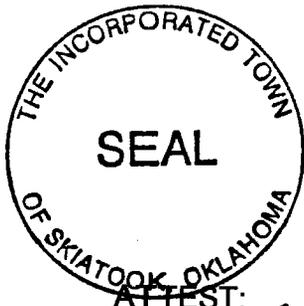
WHEREAS On July 13, 2006, the Board of Directors and the General Assembly of INCOG approved amending the Interlocal Agreement to provide membership for the Cherokee, Creek and Osage Indian Nations;

NOW THEREFORE BE IT RESOLVED by the Town of Skiatook, Oklahoma that:

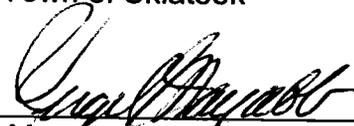
The Second Amended Agreement creating the Indian Nations Council of Governments be adopted and approved.

The Mayor by signing this resolution and causing it to be attached to the interlocal agreement, hereby demonstrates the Town's approval of the agreement and causes the agreement to be executed.

APPROVED AND ADOPTED THIS 8 DAY OF Aug, 2006.



Town of Skiatook



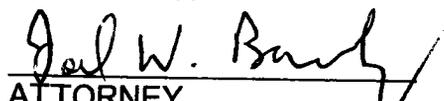
Mayor

ATTEST:



CLERK
(seal)

APPROVED:



ATTORNEY

(Published in the Tulsa Daily Commerce
& Legal News,
November 1, 2006.)

RESOLUTION 7403

A RESOLUTION APPROVING AND ADOPTING THE SECOND AMENDMENT TO THE INTERLOCAL AGREEMENT CREATING THE INDIAN NATIONS COUNCIL OF GOVERNMENTS (INCOG) PURSUANT TO THE INTERLOCAL COOPERATION ACT OF OKLAHOMA; PROVIDING FOR THE MEMBERSHIP OF THE CHEROKEE, CREEK AND OSAGE INDIAN NATIONS IN INCOG; AND DECLARING AN EMERGENCY.

WHEREAS, the Indian Nations Council of Governments (INCOG) was created in 1967, pursuant to the Interlocal Cooperation Act, 74 O.S.2001, Section 1001, *et seq.*, to enable local governments to more efficiently use their powers by cooperation with each other on a basis of mutual advantage and to provide services and facilities in a manner that will accord best with geographic, economic, population and other factors influencing the needs and development of local communities; and

WHEREAS, the original Interlocal Agreement creating INCOG was approved by the City of Tulsa on June 23, 1967, by adoption and approval of Resolution Number 4023 and the first amendment of that Agreement was approved by the City of Tulsa on April 24, 1997, by approval and adoption of Resolution Number 19262; and

WHEREAS, on July 13, 2006, the Board of Directors and the General Assembly of INCOG approved amending their Interlocal Agreement to provide membership for the Cherokee, Creek and Osage Indian Nations; and

WHEREAS, the attached copy of the proposed Second Amended Agreement Creating the Indian Nations Council of Governments (Exhibit "A") meets with the approval of the City Council and the Mayor of the City of Tulsa, Oklahoma.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF TULSA, OKLAHOMA, THAT:

Section 1. The Second Amended Agreement Creating the Indian Nations Council of Governments, a copy of which is attached as Exhibit "A", is by this Resolution adopted and approved by the City Council and the Mayor of the City of Tulsa, Oklahoma.

PTB

INCOG Resolution
09/27/2006

Section 2. EMERGENCY CLAUSE. That an emergency is now declared to exist for the preservation of the public peace, health and safety, by reason whereof this Resolution shall take effect immediately from and after its adoption, approval and publication.

ADOPTED by the Council: OCT 19 2006
Date

[Signature]
Chairman of the Council

ADOPTED as an emergency measure: OCT 19 2006
Date

[Signature]
Chairman of the Council

OFFICE OF THE MAYOR

Received by the Mayor: _____, at _____
Date Time

Kathy Taylor, Mayor

By _____
Secretary

APPROVED by the Mayor of the City of Tulsa, Oklahoma: OCT 25 2006
Date

at 2:00 P.M.
Time

[Signature]
Mayor **PRO-TEM**



[Signature]
City Clerk

APPROVED:
[Signature]
City Attorney **PTB**

PTB

RESOLUTION 2006-55

**APPROVING AND ADOPTING THE SECOND AMENDED AGREEMENT
CREATING THE INDIAN NATIONS COUNCIL OF GOVERNMENTS**

WHEREAS the Indian Nations Council of Governments (INCOG) was created pursuant to the Interlocal Cooperation Act, 74 O.S. sec. 1001 et seq., to enable local governments to more efficiently use their powers by cooperating with each other on a basis of mutual advantage; and

WHEREAS On July 13, 2006, the Board of Directors and the General Assembly of INCOG approved amending the Interlocal Agreement to provide membership for the Cherokee, Creek and Osage Indian Nations;

NOW THEREFORE BE IT RESOLVED by the County Commission of Creek County, Oklahoma that:

The Second Amended Agreement creating the Indian Nations Council of Governments be adopted and approved.

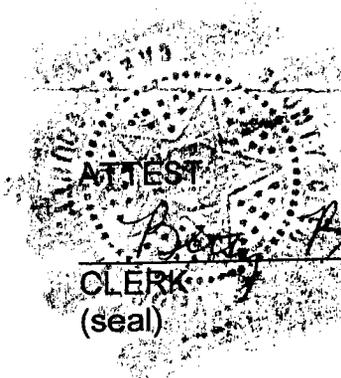
The Chair by signing this resolution and causing it to be attached to the interlocal agreement, hereby demonstrates the County's approval of the agreement and causes the agreement to be executed.

APPROVED AND ADOPTED THIS 7 DAY OF August 2006.

CREEK COUNTY



Chair


ATTEST


CLERK
(seal)

APPROVED:


ATTORNEY

RESOLUTION

**APPROVING AND ADOPTING THE SECOND AMENDED AGREEMENT
CREATING THE INDIAN NATIONS COUNCIL OF GOVERNMENTS**

012684

WHEREAS the Indian Nations Council of Governments (INCOG) was created pursuant to the Interlocal Cooperation Act, 74 O.S. sec. 1001 et seq., to enable local governments to more efficiently use their powers by cooperating with each other on a basis of mutual advantage; and

WHEREAS On July 13, 2006, the Board of Directors and the General Assembly of INCOG approved amending the Interlocal Agreement to provide membership for the Cherokee, Creek and Osage Indian Nations;

NOW THEREFORE BE IT RESOLVED by the County Commission of Osage County, Oklahoma that:

The Second Amended Agreement creating the Indian Nations Council of Governments be adopted and approved.

The Chair by signing this resolution and causing it to be attached to the interlocal agreement, hereby demonstrates the County's approval of the agreement and causes the agreement to be executed.

APPROVED AND ADOPTED THIS 7th DAY OF August, 2006.

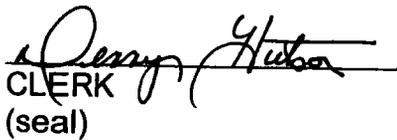
OSAGE COUNTY


Chair


Member


Member

ATTEST:


CLERK
(seal)

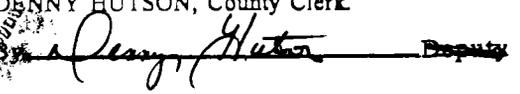
APPROVED:

ATTORNEY



STATE of OKLAHOMA } ss.
COUNTY of OSAGE

DENNY HUTSON, County Clerk in and for the County and State above named do hereby certify, that the foregoing is a true and correct copy of a like instrument now of record in my office. Witness my hand and official seal This 7th day of August, 2006
DENNY HUTSON, County Clerk


Deputy

RESOLUTION

**APPROVING AND ADOPTING THE SECOND AMENDED AGREEMENT
CREATING THE INDIAN NATIONS COUNCIL OF GOVERNMENTS**

WHEREAS the Indian Nations Council of Governments (INCOG) was created pursuant to the Interlocal Cooperation Act, 74 O.S. sec. 1001 et seq., to enable local governments to more efficiently use their powers by cooperating with each other on a basis of mutual advantage; and

WHEREAS On July 13, 2006, the Board of Directors and the General Assembly of INCOG approved amending the Interlocal Agreement to provide membership for the Cherokee, Creek and Osage Indian Nations;

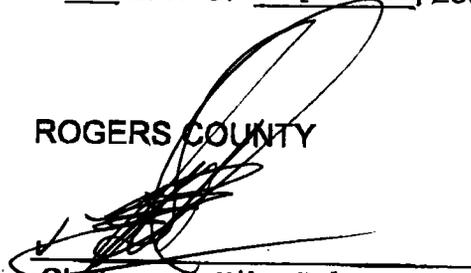
NOW THEREFORE BE IT RESOLVED by the County Commission of Rogers County, Oklahoma that:

The Second Amended Agreement creating the Indian Nations Council of Governments be adopted and approved.

The Chair by signing this resolution and causing it to be attached to the interlocal agreement, hereby demonstrates the County's approval of the agreement and causes the agreement to be executed.

APPROVED AND ADOPTED THIS 18th DAY OF September, 2006.

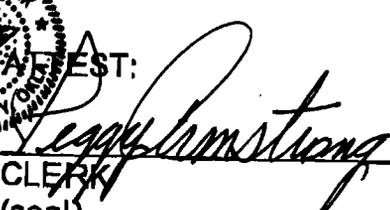
ROGERS COUNTY



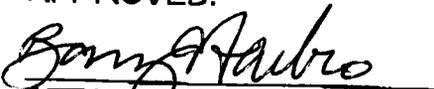
Chair Mike Helm
Board of County Commissioners
Rogers County, Oklahoma



WITNESSETH:


CLERK
(seal)

APPROVED:


ATTORNEY

APPROVED

AUG 07 2006

RESOLUTION

**APPROVING AND ADOPTING THE SECOND AMENDED AGREEMENT
CREATING THE INDIAN NATIONS COUNCIL OF GOVERNMENTS**

WHEREAS the Indian Nations Council of Governments (INCOG) was created pursuant to the Interlocal Cooperation Act, 74 O.S. sec. 1001 et seq., to enable local governments to more efficiently use their powers by cooperating with each other on a basis of mutual advantage; and

WHEREAS On July 13, 2006, the Board of Directors and the General Assembly of INCOG approved amending the Interlocal Agreement to provide membership for the Cherokee, Creek and Osage Indian Nations;

NOW THEREFORE BE IT RESOLVED by the County Commission of Tulsa County, Oklahoma that:

The Second Amended Agreement creating the Indian Nations Council of Governments be adopted and approved.

The Chair by signing this resolution and causing it to be attached to the interlocal agreement, hereby demonstrates the County's approval of the agreement and causes the agreement to be executed.

APPROVED AND ADOPTED THIS 7 DAY OF August, 2006.

203245



TULSA COUNTY

Walter E. Collins

Chair

ATTEST:

Catherine Wilson

CLERK
(seal)

APPROVED:

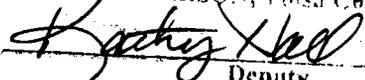
ATTORNEY

2006 JUL 31 PM 4:22
EARL E. JOHNSON
TULSA COUNTY CLERK
TULSA COUNTY
RECORDED

STATE OF OKLAHOMA }
COUNTY OF TULSA } SS

I, Earlene Wilson, Tulsa County Clerk, in and for the County and do hereby certify that the foregoing is a true and correct copy of a page of a document now on file in my office.

Dated the 7th day of August, 2006
EARLENE WILSON, Tulsa County Clerk


Deputy

STATE OF OKLAHOMA }
COUNTY OF TULSA } SS

I, Earlene Wilson, Tulsa County Clerk, in and for the County and State above named, do hereby certify that the foregoing is a true and correct copy of a page of a document now on file in my office.

Dated the 7th day of August, 2006
EARLENE WILSON, Tulsa County Clerk

Hayden Hall
Deputy

RESOLUTION 2006-055

**APPROVING AND ADOPTING THE SECOND AMENDED AGREEMENT
CREATING THE INDIAN NATIONS COUNCIL OF GOVERNMENTS**

WHEREAS the Indian Nations Council of Governments (INCOG) was created pursuant to the Interlocal Cooperation Act, 74 O.S. sec. 1001 et seq., to enable local governments to more efficiently use their powers by cooperating with each other on a basis of mutual advantage; and

WHEREAS On July 13, 2006, the Board of Directors and the General Assembly of INCOG approved amending the Interlocal Agreement to provide membership for the Cherokee, Creek and Osage Indian Nations;

NOW THEREFORE BE IT RESOLVED by the County Commission of Wagoner County, Oklahoma that:

The Second Amended Agreement creating the Indian Nations Council of Governments be adopted and approved.

The Chair by signing this resolution and causing it to be attached to the interlocal agreement, hereby demonstrates the County's approval of the agreement and causes the agreement to be executed.

APPROVED AND ADOPTED THIS 7 DAY OF August, 2006.

WAGONER COUNTY

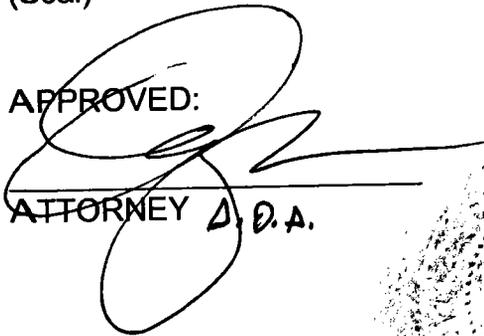

Chair

ATTEST:


CLERK
(seal)



APPROVED:


ATTORNEY D. D. A.



Certified True Copy
CAROLYN KUSLER, COUNTY CLERK
Wagoner County, Okla.

By 
DEPUTY

INCOG

a voluntary association of local governments serving creek, osage, rogers, tulsa and wagoner counties

201 west 5th street, suite 600·tulsa, oklahoma 74103-4236·918/584-7526

MEMORANDUM

TO: Secretary of State
County Clerk, Creek
County Clerk, Osage
County Clerk, Rogers
County Clerk, Wagoner County

FROM: ^{D.H.} Darita Huckabee
Legislative & Legal Coordinator

SUBJECT: SECOND AMENDMENT TO
AGREEMENT CREATING INCOG

DATE: February 20, 2006

Enclosed please find the Second Amendment to the Agreement Creating the Indian Nations Council of Governments. A copy of the amended Agreement is attached and should be filed in your office.

Please file this Agreement and return a filed, stamped copy to me for our files.

Thank you for your attention to this matter.

DH/ve
Enclosure