



Council of the Cherokee Nation

Council House
17763 S. Muskogee Ave.
Tahlequah, OK 74464

Meeting Minutes - Final RULES COMMITTEE

Tuesday, December 15, 2009

9:00 AM

Legislative Conference Room

CALL TO ORDER

Chair Frailey called the meeting to order at 9:10 a.m.

INVOCATION

Councilor Chris Soap gave the invocation.

ROLL CALL

Present 12 - Bill John Baker; S. Joe Crittenden; David Thornton Sr. ; Don Garvin; Meredith Frailey; Cara Cowan Watts; Jack D. Baker; Tina Glory Jordan; Janelle Fullbright; Harley Buzzard; Chris Soap and Julia Coates

Late Arrival 5 - Buel Anglen; Jodie Fishinghawk; Curtis Snell; Bradley Cobb and Chuck Hoskin, Jr.

APPROVAL OF MINUTES

Councilor Bill John Baker made a motion to approve the minutes of of the November 16th Special session and the November 17th regular session. Councilor Cara Cowan Watts seconded the motion. Motion carried.

REPORTS:

1. Marshal Service - Sharon Wright

Frankie Dreadfulwater gave an update on the program highlights for District I, II, & III. He also gave a brief update on other issues, future plans and new initiatives.

2. Office of the Attorney General - Diane Hammons

Diane Hammons reported they have filed the brief in the poultry appeal which is the appeal on Judge Frizzell's denial of the Nation's motion to intervene. They have a new Assistant Attorney General, Susan Worth who started yesterday. Ms. Hammons gave a brief overview on the Cobell ruling.

3. GEG Investigation Report - Diane Hammons

Nothing new to report on GEG.

4. Election Commission -

Roger Johnson offered to answer any questions Council may have on the written report that was submitted.

5. Tax Commission - Sharon Swepston

Sharon Swepston stated she would like to add to her written report since she did not have the October numbers for the Tobacco side. She reported a 148.10% increase compared to October 2009 on revenue. She offered to answer any questions the Council may have.

6. Self-Governance - Vickie Hanvey

Vicki Hanvey reported they have received funding for two additional stimulus road projects and offered to answer any questions Council may have on her written report.

7. Gaming Commission - Jamie Hummingbird

Jamie Hummingbird announced NIGC has a new commissioner, Stephanie Cochran, who is a member of the Chickasaw Nation. There is still no news as to when they can expect a full time replacement for the Chair position. NIGC published on December 4th their MEPA Manuel in which they hope to define for themselves and other tribes what types of actions may constitute a MEPA review.

8. Codification - Todd Hembree

Todd Hembree stated they are still waiting for a proposal on West Law on the cost. They have given West Law an estimate of five volumes and are requesting a cost estimate on hard bound and soft bound covers. Hopefully by next month they will have quotes to report.

OLD BUSINESS

1. A RESOLUTION AUTHORIZING CONFIRMATION OF WILLIAM GRASS AS A MEMBER OF THE BOARD OF MANAGERS OF CHEROKEE MEDICAL SERVICES, LLC
Councilor Cara Cowan Watts made a motion to table. Councilor Joe Crittenden seconded the motion. Motion carried with Councilor Chris Soap opposing.
2. A RESOLUTION CONFIRMING THE NOMINATION OF WILLIAM GRASS AS A MEMBER OF THE BOARD OF MANAGERS OF CHEROKEE NATION DISTRIBUTORS, LLC
Councilor Cara Cowan Watts made a motion for approval. Councilor Chris Soap seconded the motion. Motion carried with Councilor Tina Glory-Jordan opposing.
3. A RESOLUTION CONFIRMING THE RENOMINATION OF EDDIE HUMPHREY AS A BOARD MEMBER OF CHEROKEE NATION BUSINESSES, LLC
Councilor Jack Baker made a motion for approval. Councilor Buel Anglen seconded the motion. Motion carried.

4. A RESOLUTION CONFIRMING THE RENOMINATION OF ADOLPH LECHTENBERGER AS A BOARD MEMBER OF CHEROKEE NATION BUSINESSES, LLC
- Councilor Jack Baker made a motion for approval. Councilor Janelle Fullbright seconded the motion. The motion for approval passed with the following roll call vote:**
- Yea:** 11 - David Thornton Sr. ; Don Garvin; Meredith Frailey; Cara Cowan Watts; Buel Anglen; Jack D. Baker; Janelle Fullbright; Harley Buzzard; Chris Soap; Bradley Cobb and Julia Coates
- Nay:** 5 - S. Joe Crittenden; Tina Glory Jordan; Jodie Fishinghawk; Curtis Snell and Chuck Hoskin, Jr.
- Not In Room:** 1 - Bill John Baker

5. AN ACT AMENDING LEGISLATIVE ACT 30-04 ESTABLISHING REQUIREMENTS FOR APPOINTMENT OF MEMBERS OF BOARDS AND COMMISSIONS; ENABLING AN EMERGENCY
- Councilor Tina Glory-Jordan requested to withdraw this legislation.**

6. A LEGISLATIVE ACT AMENDING LA#01-01, "THE CHEROKEE NATION MOTOR VEHICLE LICENSING AND TAX CODE"; AMENDING ALLOCATION OF REVENUES
- Councilor David Thornton made a motion to table. Councilor Brad Cobb seconded the motion. The motion to table carried with the following roll call vote:**
- Yea:** 10 - Bill John Baker; S. Joe Crittenden; David Thornton Sr. ; Meredith Frailey; Tina Glory Jordan; Jodie Fishinghawk; Curtis Snell; Bradley Cobb; Chuck Hoskin, Jr. and Julia Coates
- Nay:** 7 - Don Garvin; Cara Cowan Watts; Buel Anglen; Jack D. Baker; Janelle Fullbright; Harley Buzzard and Chris Soap

7. A RESOLUTION CONFIRMING THE NOMINATION OF CARLILE ROBERTS AS A MEMBER OF THE BOARD OF DIRECTORS OF CHEROKEE NATION WASTE MANAGEMENT, LLC
- Councilor Cara Cowan Watts made a motion for approval. Councilor Bill John Baker seconded the motion. Motion carried.**

NEW BUSINESS

1. A RESOLUTION CONFIRMING THE NOMINATION OF RICK DOHERTY AS A MEMBER OF THE BOARD OF DIRECTORS OF CHEROKEE NATION WASTE MANAGMENT, LLC.
- Councilor Cara Cowan Watts made a motion for approval. Councilor Buel Anglen seconded the motion. Motion carried.**

2. A RESOLUTION CONFIRMING THE NOMINATION OF KEN PURDY AS A MEMBER OF THE BOARD OF DIRECTORS OF CHEROKEE NATION WASTE MANAGEMENT, LLC

Councilor Cara Cowan Watts made a motion for approval. Councilor Bill John Baker seconded the motion. Motion carried.
3. A LEGISLATIVE ACT AMENDING TITLE 68 CHAPTER 2 OF THE CHEROKEE NATION CODE ANNOTATED - CHEROKEE NATION TAX COMMISSION AND ENFORCEMENT PROCEDURES AMENDING § 23 - PENALTY AND INTEREST

Councilor Cara Cowan Watts made a motion for approval. Councilor Brad Cobb seconded the motion. Motion carried by acclamation.
4. A LEGISLATIVE ACT AMENDING TITLE 68 CHAPTER 9 OF THE CHEROKEE NATION CODE ANNOTATED - CHEROKEE NATION MOTOR VEHICLE LICENSING AND TAX CODE §1259 - REGISTRATION FEES AND TAXES

Add all 17 Council Members as Sponsors.

Councilor Brad Cobb made a motion to approve. Councilor Cara Cowan Watts seconded the motion. Motion carried by acclamation.
5. AN ACT RELATING TO EMPLOYEES OF THE CHEROKEE NATION OR ITS WHOLLY OWNED CORPORATIONS; TERMINATION APPEALS PROCEDURES AND EMPLOYEE BACK PAY ACT OF 2005; PROVIDING FOR SEVERABILITY AND DECLARING AN EMERGENCY

Councilor Bill John Baker made a motion for approval. Councilor Cara Cowan Watts seconded the motion. Motion carried with Councilor Brad Cobb opposing.
6. A LEGISLATIVE ACT AMENDING TITLE 63 CHAPTER 3, ARTICLE 2 § 101 OF THE CHEROKEE NATION CODE ANNOTATED, THE ENVIRONMENTAL QUALITY CODE; AND DECLARING AN EMERGENCY

Councilor Cara Cowan Watts made a motion for approval. Councilor Bill John Baker seconded the motion. Motion carried by acclamation.

ANNOUNCEMENTS

Special Rules Meeting scheduled for January 11, 2009 at 2:00 p.m. for Election Law.

ADJOURNMENT

Councilor Joe Crittenden moved for adjournment. Meeting adjourned at 10:05 a.m.

STAFF PRESENT:

*Doug Evans
Jamie Hummingbird
Diane Hammons*

*Tom Elkins
Greg Simmons
Diane Kelley*

*Sharon Swepston
Vicki Hanvey*

VISITORS PRESENT:

*Curtis Rohr
Todd Hembree
Gina Olaya
Charles Dry*

*Roger Johnson
Brenda Walker
Martha Calico
Bob Huffman*

*Chief Smith
Patsy Morton
Carlile Roberts*

APPROVAL / DISTRIBUTION

Minutes submitted by: Gayle Miller, Recording Secretary

Motion to approve minutes made by: _____

Minutes attested and concurred by: _____

Date: _____