



# Council of the Cherokee Nation

Cherokee Nation Complex  
17675 S. Muskogee Ave.  
Tahlequah, OK 74464

## Tribal Council Minutes - Final TRIBAL COUNCIL

*Joe Byrd, Speaker*

*Recording Secretary, Shelli Brittain Coke*

*Phone: 1-800-995-9465*

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Thursday, August 27, 2020

5:30 PM

Tribal Council Offices

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### CALL TO ORDER

Joe Byrd  
Speaker of the Council

**Speaker Byrd called the meeting to order at 5:32 p.m.**

### INVOCATION

**Councilor Vazquez gave the invocation.**

### ROLL CALL

Shelli Brittain Coke  
Legal & Legislative Coordinator

**Present** 17 - Mike Shambaugh; Mike Dobbins; Mary Baker Shaw; E. O. "JR." Smith; Janees Taylor; Joe Byrd; Victoria Vazquez; Harley Buzzard; Canaan Duncan ; Rex Jordan; Wes Nofire; Daryl Legg; Shawn Crittenden; Dora Patzkowski; Joe Deere; Keith Austin and Julia Coates

### APPROVAL OF MINUTES OF PREVIOUS MEETINGS

**Councilor Taylor made a motion to approve the July minutes. Councilor Deere seconded the motion. The motion carried.**

### STATE OF THE NATION

Chuck Hoskin, Jr.  
Principal Chief

*Chief Hoskin gave appreciation to the hard work of the Council during this difficult time of COVID. He commented on a historic measures the Council will undertake; by approving the largest budget in the history of the Cherokee Nation; and the consideration of the legislation to protect our sovereignty and reservation by expanding our judicial capacity in the wake of McGirt. Lastly the Council is also poised to seat only the third woman in Cherokee Nation History to serve on the Supreme Court.*

### ACTION OF UNFINISHED BUSINESS

*None pending.*

## COMMITTEE REPORTS

Monthly Reports:

Cherokee Nation Business, LLC - Chuck Garrett

*Mr. Garrett reported in Executive & Finance Committee earlier in the day.*

## OLD BUSINESS

*None pending.*

## NEW BUSINESS

## AMEND THE AGENDA

**Councilor Duncan made a motion to amend the agenda to include the twelve items passed out of committees earlier today and during the budget hearings. Councilor Taylor seconded the motion. The motion carried.**

### 20-039

#### **A RESOLUTION AUTHORIZING THE PLACEMENT OF LAND IN TRUST - DOTSON ROBERTS AND THE PAVILION IN BLOCK 74, TAHLEQUAH O. T.**

**Sponsors:** Rex Jordan, Joe Byrd, Wes Nofire and Joe Deere

**Councilor Jordan made a motion to approve. Councilor Duncan seconded the motion. The motion carried.**

Enactment No: R-023-20

### 20-040

#### **A RESOLUTION AUTHORIZING THE PLACEMENT OF LAND IN TRUST - NICUT 127 ACRES**

**Sponsors:** Joe Byrd, Rex Jordan and Joe Deere

**Councilor Shambaugh made a motion to approve. Councilor Patzkowski seconded the motion. The motion carried.**

Enactment No: R-024-20

### 20-041

#### **A RESOLUTION ADOPTING THE REVISIONS TO THE FISCAL YEAR 2021 INDIAN HOUSING PLAN TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT**

**Sponsors:** Rex Jordan, Janees Taylor, Mike Shambaugh, Harley Buzzard, E. O. "JR." Smith, Daryl Legg, Dora Patzkowski and Joe Deere

**Councilor Buzzard made a motion to approve. Councilor Jordan seconded the**

motion. The motion carried.

Enactment No: R-025-20

[20-042](#)

**A RESOLUTION CONFIRMING THE NOMINATION OF SHAWNA BAKER AS A JUSTICE OF THE CHEROKEE NATION SUPREME COURT**

**Sponsors:** Victoria Vazquez, Janees Taylor, Mike Shambaugh, E. O. "JR." Smith, Joe Deere, Canaan Duncan, Daryl Legg, Keith Austin, Dora Patzkowski and Rex Jordan

**Councilor Austin made a motion to approve. Councilor Patzkowski seconded the motion. The motion carried with Councilors Nofire, Coates, Buzzard and Shaw opposed.**

Enactment No: R-026-20

[20-043](#)

**A RESOLUTION EXPRESSLY AGREEING TO JURISDICTION AND AUTHORIZING A LIMITED WAIVER OF SOVEREIGN IMMUNITY OF THE CHEROKEE NATION IN CONNECTION WITH THE ASSOCIATED PRESS IMAGES LICENSING AGREEMENT**

**Sponsors:** Canaan Duncan and Joe Deere

**Councilor Deere made a motion to approve. Councilor Duncan seconded the motion. The motion to approve carried.**

Enactment No: R-027-20

[20-044](#)

**A RESOLUTION SUPPORTING THE INTERGOVERNMENTAL AGREEMENT BETWEEN THE CHEROKEE NATION AND THE STATE OF OKLAHOMA REGARDING JURISDICTION OVER INDIAN CHILDREN WITHIN THE CHEROKEE NATION RESERVATION**

**Sponsors:** Janees Taylor, Canaan Duncan, Daryl Legg, Victoria Vazquez, Joe Deere, Rex Jordan, E. O. "JR." Smith, Dora Patzkowski and Mike Dobbins

**Councilor Patzkowski made a motion to approve. Councilor Vazquez seconded the motion. The motion carried.**

Enactment No: R-028-20

[20-045](#)

**CHEROKEE NATION RESERVATION, JUDICIAL EXPANSION AND SOVEREIGNTY PROTECTION ACT**

**Sponsors:** Victoria Vazquez, Canaan Duncan, Janees Taylor, Rex Jordan, Mike Shambaugh, Keith Austin, Dora Patzkowski, E. O. "JR." Smith, Daryl Legg, Joe Deere, Shawn Crittenden, Joe Byrd, Mike Dobbins and Wes Nofire

**Councilor Shambaugh made a motion to approve. Councilor Legg seconded the motion. The motion to approve carried by acclimation.**

Enactment No: LA-14-20

[20-048](#)

**AN ACT AMENDING THE CHEROKEE NATION CEMETERIES PRESERVATION ACT OF 2017 TO PROVIDE FOR THE REPAIR AND**

**RESTORATION OF UNMARKED AND DAMAGED HISTORICAL  
CHEROKEE GRAVES AND DECLARING AN EMERGENCY**

**Sponsors:** Joe Deere

Councilor Deere made a motion to approve. Councilor Patzkowski seconded the motion. The motion carried by acclamation.

Enactment No: LA-15-20

[20-038c](#)

**AN ACT AUTHORIZING AND APPROVING THE FISCAL YEAR 2021  
CAPITAL APPROPRIATIONS BUDGET; AND DECLARING AN  
EMERGENCY**

**Sponsors:** Janees Taylor

Councilor Taylor made a motion to approve. Councilor Shambaugh seconded the motion. The motion carried by acclamation.

Enactment No: LA-16-20

[20-038o](#)

**AN ACT AUTHORIZING AND APPROVING THE FISCAL YEAR 2021  
OPERATING BUDGET; AND DECLARING AN EMERGENCY**

**Sponsors:** Janees Taylor

Councilor Smith made a motion to approve. Councilor Duncan seconded the motion. The motion carried by acclamation.

Enactment No: LA-17-20

[20-049](#)

**AN ACT AMENDING LEGISLATIVE ACT #14-19 AUTHORIZING THE  
COMPREHENSIVE CAPITAL BUDGET FOR FISCAL YEAR 2020 - MOD.  
3; AND DECLARING AN EMERGENCY**

**Sponsors:** Janees Taylor

Councilor Vazquez made a motion to approve. Councilor Smith seconded the motion. The motion carried by acclamation.

Enactment No: LA-18-20

[20-047](#)

**AN ACT AMENDING LEGISLATIVE ACT #15-19 AUTHORIZING THE  
COMPREHENSIVE OPERATING BUDGET FOR FISCAL YEAR 2020 -  
MOD. 12; AND DECLARING AN EMERGENCY**

**Sponsors:** Janees Taylor

Councilor Legg made a motion to approve. Councilor Duncan seconded the motion. The motion carried by acclamation.

Enactment No: LA-19-20

**ANNOUNCEMENTS**

*Speaker Byrd announced Justice Garrett will perform the swearing in of our new Justice, Shawna Baker, in the Council Chambers following the adjournment of this*

*meeting.*

*Councilor Taylor recognized the passing of Sharon King of Pryor.*

*Councilor Austin recognized the passing of Buck Murray.*

*Councilor Coates recognized the passing Opal Moreland from the Bakersfield community and Errol Casey from Scottsdale Arizona.*

*Speaker Byrd recognized the following Cherokee Speakers who have passed recently; Jimmy Ray Livers, Floyd Bark, Woody Hare, Joe Scott, Durbin Feeling, and Sally Sevenstar.*

*Speaker Byrd requested a short moment of silence to honor all of those mentioned who have passed.*

#### ADJOURNMENT

**Councilor Duncan made a motion to adjourn. Councilor Shambaugh seconded the motion. The motion carried at 5:43 p.m.**

Next Tribal Council meeting will be held on Monday, September 14th at 6:00 p.m. at the tribal headquarters, W.W. Keeler Complex.