



Council of the Cherokee Nation

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

Meeting Minutes - Final RULES COMMITTEE

Joe Byrd, Chair

Recording Secretary, Shelli Brittain Coke
Phone: 1-800-995-9465,
E-mail: council-public@cherokee.org

Thursday, May 27, 2021

1:00 PM

Tribal Council Offices

CALL TO ORDER

Chair Byrd called the meeting to order at 1:01 p.m.

INVOCATION

Councilor Duncan gave the invocation.

ROLL CALL

Councilor Coates attended remotely.

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

APPROVAL OF MINUTES

**Councilor Vazquez moved to approve the April regular session minutes.
Councilor Shaw seconded the motion. The motion carried.**

REPORTS:

Marshal Service - Shannon Buhl

Mr. Buhl reported the special operations team arrested two armed robbery suspects and have also been assisting the Oklahoma Bureau of Investigation looking for gravesites of the two female victims from Pitcher. They performed a high risk drug warrant. The special operations team was called out on an armed barricaded gunman who was a suspect in a shooting in Tahlequah. He recognized L.D. Drywater on security here at this meeting for his longtime long time career at the Marshal Service. He offered to answer questions from the report provided.

Office of the Attorney General - Sara Hill

Ms. Hill reported although the federal approval of the 1999 Constitution isn't required, she gladly reported U. S. Secretary of Interior, Deb Haaland, signed it on May 12, 2021.

The Cherokee Nation filed 1 count of election fraud and 1 count of false impersonation against an individual who falsified absentee request forms. A.G. Hill gave an update on the tribal court cases and processes. They continue to have outreach conversations with law enforcement agencies throughout the reservation. A ribbon cutting was held on May 11th on the new Juvenile Justice Center in Muskogee. On May 11th an introduction of legislation from Congressman Tom Cole which would authorize compacting between the Chickasaw Nation, the Cherokee Nation and the State of Oklahoma. She gave an update on a trio of cases that are in the Court of Criminal Appeals in which the crimes were committed by non-Indians to Indians. These non-Indians are on death row. She announced the Attorney General of Oklahoma is resigning. She offered to answer questions from the report provided. Councilor Crittenden inquired if Game Wardens aren't able to make the Adair County meeting if there could be another meeting he could attend. Councilor Shaw inquired about hiring district courts to prosecute and assist with the case load. She requested clarification on the non-Indian committing crimes against Indians going to Supreme Court. Lastly she inquired if she knew who the new Oklahoma Attorney General may be and what their relationship with the tribe may be.

FOIA-GRA - Gwen Terrapin

Ms. Terrapin reported there are twelve FOIA requests, no GRA requests and the website has been updated. Councilor Buzzard asked about an extension granted on a FOIA request for CCO policies.

Tax Commission - Sharon Swepston

Ms. Swepston reported the motor vehicle revenue is up fourteen percent from this time last year. The Jay office is closed until June 1 due to building renovations. Councilor Buzzard inquired who owns the building in Jay and what the issue is with the building. Councilor Shaw inquired if we issue Real I.D.s. Councilor Shambaugh gave appreciation for the heads up on the Jay office. Councilor Buzzard inquired if we actively engage in getting the veterans the tax exempt cards.

Gaming Commission - Janice Purcell

Ms. Purcell reported the agenda for the meeting on June 4th has been posted at the Echota Center and online. They have been inspecting the Catoosa Smoke Shop which includes games for reopening. They have also been working on their standard operating procedures. She announced they are 90% vaccinated at CNGC.

Human Resources - Alana Casteel

Ms. Casteel offered to answer questions from the report provided. Councilor Deere requested an update on the responses for people who have applied for positions. Ms. Casteel gave clarification that employees will not be terminated if not vaccinated. Councilor Legg wanted to make sure it wasn't punitive for new hires and program participants.

OLD BUSINESS

None pending.

NEW BUSINESS

1. [21-046](#) A RESOLUTION EXPRESSLY AGREEING TO CHOICE OF LAW AND BINDING ARBITRATION AND AUTHORIZING A LIMITED WAIVER OF SOVEREIGN IMMUNITY OF THE CHEROKEE NATION IN CONNECTION WITH THE USE OF RANK ONE SPORTS WEBSITE

Councilor Nofire made a motion to approve. Councilor Patzkowski seconded the motion. Councilor Dobbins requested clarification as to if this is OSSAA required. The motion carried.
2. [21-047](#) AN ACT AMENDING TITLE 12 OF THE CHEROKEE NATION CODE ANNOTATED, ESTABLISHING THE ANTI-HARASSMENT ACT OF 2021, AND DECLARING AN EMERGENCY

Councilor Vazquez made a motion to approve. Councilor Duncan seconded the motion. Councilor Nofire voiced concern for the violation of our Freedom of Speech and the removal of firearms. AG Hill gave some clarification on the proposed legislation. Councilor Shambaugh requested to be added as a sponsor. Following lengthy discussion the motion to approve carried with Councilors Nofire, Shaw and Buzzard opposed.
3. [21-048](#) AN ACT AMENDING TITLE 21 OF THE CHEROKEE NATION CODE ANNOTATED AND DECLARING AN EMERGENCY

Councilor Legg made a motion to approve. Councilor Shambaugh seconded the motion and requested to be added as a sponsor. The motion carried.
4. [21-049](#) AN ACT AMENDING TITLE 22 OF THE CHEROKEE NATION CODE ANNOTATED AND DECLARING AN EMERGENCY

Councilor Smith made a motion to approve. Councilor Shambaugh seconded the motion and requested to be added as a sponsor. The motion to approve carried.
5. [21-050](#) AN ACT AMENDING TITLE 47 OF THE CHEROKEE NATION CODE ANNOTATED AND DECLARING AN EMERGENCY

Councilor Shambaugh made a motion to approve and requested to be added as a sponsor. Councilor Duncan seconded the motion. The motion carried.
6. [21-051](#) A LEGISLATIVE ACT AMENDING TITLE 62 OF THE CHEROKEE NATION CODE ANNOTATED - PUBLIC FINANCE; AND DECLARING AN EMERGENCY

Councilor Taylor made a motion to approve the revised version provided. Councilor Vazquez seconded the motion. Treasurer Tralynna Scott went over the changes as requested by Councilor Nofire. Ms. Scott introduced her investment advisor, Randy Cloud. Following discussion clarification Councilor Shambaugh requested to be added as a sponsor. The motion to approve carried.
7. [21-052](#) AN ACT AMENDING LA 35-17, "CHEROKEE NATION SOVEREIGN WEALTH FUND" AND DECLARING AN EMERGENCY

Councilor Taylor made a motion to approve the revised version provided. Councilor Legg seconded the motion. Councilor Shambaugh requested to be

added as a sponsor. The motion to approve carried.

ANNOUNCEMENTS

ADJOURNMENT

Councilor Shambaugh made a motion to adjourn. Councilor Shaw seconded the motion. The motion carried at 2:20 p.m.

STAFF PRESENT:

<i>Taralee Montgomery</i>	<i>Shannon Buhl</i>	<i>Sara Hill</i>
<i>Tina Glory Jordan</i>	<i>Ashlee Fox</i>	<i>Jody Reece</i>
<i>Sharon Swepston</i>	<i>Chuck Hoskin Jr.</i>	<i>Gwen Terrapin</i>
<i>Janice Purcell</i>	<i>Tralynna Scott</i>	

VISITORS PRESENT:

<i>Tim Brown</i>	<i>Teddy Snell</i>	<i>Randy Cloud</i>
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