



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, April 29, 2021

1:00 PM

Tribal Council Offices

CALL TO ORDER

Chair Byrd called the meeting to order at 1:05 p.m.

INVOCATION

Pastor DJ McCarter gave the invocation.

ROLL CALL

Councilor Shaw attended remotely.

Present 16 - 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 and Keith Austin

Absent 1 - Julia Coates

APPROVAL OF MINUTES

Chair Byrd requested Councilor Coates family be kept in everyone's prayers.

REPORTS:

Marshal Service - Shannon Buhl

Marshal Buhl reported on the major cases over the past seven days; 2 homicides, an assault with a deadly weapon, shooting with intent, home invasion, a standoff with warrant service, a drive by shooting, 2 child abuse cases, 1 child neglect case, a stolen vehicle with a county officer involved shooting, assault and battery on a security officer, prisoner escape and assault on police officer, and a child sexual abuse case. He stated this is the new life of the Marshal Service. He clarified the process for cross deputation. He stated they currently have twenty-nine Marshals and have just hired six new. He stated the cross deputations are needed to protect our citizens. Councilor Deere inquired if they have cross deputations with our bordering counties and with other tribes. Councilor Buzzard inquired about Ottawa County cross deputations. Councilor Shambaugh inquired how many Marshals he would be comfortable with to

cover our reservation. Marshal Buhl commented the BIA did a study approximately ten years ago and reported eighty-four officers minimum. Post McGirt without cross deputations it would take a force the size of Tulsa. He also reported on the difficulty in hiring new Marshals and used this last round as an example; 342 applications for 12 positions and only able to hire 9, these new hires won't be in the communities working until next March. Councilor Smith inquired about volunteer or reserve officer training.

Office of the Attorney General - Sara Hill

Attorney General Hill gave an update on the Oklahoma Court of Criminal Appeals remand cases. At the last report to this committee they had filed 375 cases with tribal court and now we have 660 cases along with 67 referrals for juvenile offenders. They are in the process of transferring cases into the PBK program. They had a jury docket last week. She reported on the criminal code updates. AG Hill gave an overview of intergovernmental cooperation. She offered to answer questions from the report. Councilor Dobbins inquired about jury selection and if they have to be Cherokee citizens. Councilor Legg inquired about the budget needed and DOI grants. Councilor Shambaugh commented they had their first post McGirt prisoner and were turned down by three jails before finding one to accept.

FOIA-GRA - Gwen Terrapin

Ms. Terrapin reported there are currently eleven FOIA requests with two of those outstanding. There are zero GRA requests and the website has been updated.

Election Commission - Marcus Fears

Mr. Fears gave highlights from the report provided. Councilor Nofire suggested posting notice at the old precinct locations of where to go to vote. Councilor Shambaugh commented on difficulty getting a fax to go through to them.

Tax Commission - Sharon Swepston

Ms. Swepston offered to answer questions from the report provided. Councilor Buzzard requested clarification on the decrease in the tobacco tax numbers. Chair Byrd inquired about an issue with need a vehicle registration. Councilor Shaw inquired if the tribal i.d. will work in place of a real i.d.

Self-Governance - Ashlee Fox

Ms. Fox offered to answer questions from the report provided.

Gaming Commission - Janice Purcell

Ms. Purcell reported they are preparing re-opening letters to the NIGC for the smoke shops and travel plazas that have been closed more than a specific period of time. Chair Byrd inquired about an upcoming conference.

Human Resources - Alana Casteel

Ms. Casteel offered to answer questions from the report provided. Chair Byrd inquired about the number of employees currently.

OLD BUSINESS

None pending.

AMEND THE AGENDA

Councilor Duncan made a motion to amend the agenda to move new business item 14 prior to new business item 1. Councilor Vazquez seconded the motion. The motion carried.

NEW BUSINESS

14. [21-041](#) ACT RELATING TO THE NAMING OF THE CHEROKEE NATION OUTPATIENT HEALTH CENTER AS NVWOTII THE "MEDICINE PLACE"

Chair Byrd requested D.J. McCarter and other first language speakers met to discuss the name of the new Outpatient Clinic and came to the conclusion the best name for the clinic is "NVWOTII" meaning the Medicine Place. Councilor Crittenden requested to be added as a sponsor. Councilor Shambaugh made a motion to approve. Councilor Dobbins seconded the motion. The motion carried.

1. [21-028](#) A RESOLUTION CONFIRMING THE NOMINATION OF SUZANNE SULLIVAN AS A BOARD MEMBER OF THE ECONOMIC DEVELOPMENT TRUST AUTHORITY BOARD OF DIRECTORS

Councilor Smith made a motion to approve. Councilor Legg seconded the motion. The motion carried. Councilor Deere requested to be added as a sponsor.

2. [21-029](#) A RESOLUTION CONFIRMING THE NOMINATION OF WILFRED C. (W.C.) GERNANDT III AS A GOVERNING BOARD MEMBER OF CHEROKEE NATION COMPREHENSIVE CARE AGENCY (PACE)

Councilor Buzzard made a motion to approve. Councilor Patzkowski seconded the motion. The motion carried. Councilors Deere, Duncan, Byrd and Shambaugh requested to be added as sponsors.

3. [21-030](#) A RESOLUTION CONFIRMING THE NOMINATION OF ELMER TADPOLE AS A GOVERNING BOARD MEMBER OF CHEROKEE NATION COMPREHENSIVE CARE AGENCY (PACE)

Councilor Austin made a motion to approve. Councilor Taylor seconded the motion. The motion carried. Councilor Deere requested to be added as a sponsor.

4. [21-031](#) A RESOLUTION RENEWING THE CHARTER OF THE TSUNADELOQUASDI CHEROKEE IMMERSION SCHOOL AND APPROVING THE CONTRACT WITH THE TSUNADELOQUASDI CHEROKEE IMMERSION SCHOOL BOARD

Councilor Austin made a motion to approve. Councilor Patzkowski seconded the motion. The motion carried. Councilor Deere requested to be added as a sponsor.

5. [21-032](#) A RESOLUTION CONFIRMING THE NOMINATION OF RUSSELL FEELING AS A GOVERNING BOARD MEMBER OF TSUNADELOQUASDI CHEROKEE IMMERSION SCHOOL BOARD
- Councilor Shambaugh moved to approve. Councilor Duncan seconded the motion. The motion carried. Councilor Deere and Shambaugh requested to be added as sponsors.**
6. [21-033](#) A RESOLUTION CONFIRMING THE NOMINATION OF RUFUS KING AS A GOVERNING BOARD MEMBER OF TSUNADELOQUASDI CHEROKEE IMMERSION SCHOOL BOARD
- Councilor Duncan made a motion to approve. Councilor Vazquez seconded the motion. The motion carried. Councilor Deere requested to be added as a sponsor.**
7. [21-034](#) AN ACT AMENDING TITLE 10A OF THE CHEROKEE NATION CODE ANNOTATED AND DECLARING AN EMERGENCY
- Councilor Deere made a motion to approve. Councilor Legg seconded the motion. The motion carried. Councilor Shambaugh requested to be added as a sponsor.**
8. [21-035](#) AN ACT AMENDING TITLE 21 OF THE CHEROKEE NATION CODE ANNOTATED AND DECLARING AN EMERGENCY
- Councilor Jordan made a motion to approve. Councilor Legg seconded the motion. The motion carried with Councilor Shambaugh requesting to be added as a sponsor.**
9. [21-036](#) AN ACT AMENDING TITLE 21 OF THE CHEROKEE NATION CODE ANNOTATED AND DECLARING AN EMERGENCY
- Councilor Taylor made a motion to approve. Councilor Deere seconded the motion. Councilor Shambaugh requested to be added as a sponsor.**
10. [21-037](#) AN ACT AMENDING TITLE 22 OF THE CHEROKEE NATION CODE ANNOTATED AND DECLARING AN EMERGENCY
- Councilor Vazquez moved to approve. Councilor Duncan seconded the motion. The motion carried. Councilor Shambaugh requested to be added as a sponsor.**
11. [21-038](#) AN ACT AMENDING TITLE 47 OF THE CHEROKEE NATION CODE ANNOTATED AND DECLARING AN EMERGENCY
- Councilor Crittenden made a motion to approve. Councilor Legg seconded the motion. The motion carried. Councilor Shambaugh requested to be added as a sponsor.**
12. [21-039](#) ACT RELATING TO THE NAMING OF THE BONNIE KIRK VILLAGE
- Councilor Legg made a motion to approve. Councilor Duncan seconded the motion. The motion carried. Councilors Deere and Shambaugh requested to be added as sponsors.**

- 13. [21-040](#) ACT RELATING TO THE NAMING OF TSIDALENVHI GADUHV

 Councilor Duncan moved to approve. Councilor Shambaugh seconded the motion. The motion carried. Councilors Deere and Shambaugh requested to be added as sponsors.

- 14. [21-041](#) ACT RELATING TO THE NAMING OF THE CHEROKEE NATION OUTPATIENT HEALTH CENTER AS NVWOTII THE "MEDICINE PLACE"

 This business item was moved prior to New Business #1 of this agenda.

- 15. [21-044](#) AN ACT ESTABLISHING THE CHEROKEE NATION TRIBAL YOUTH COUNCIL ACT

 Councilor Nofire made a motion to approve. Councilor Vazquez seconded the motion. Councilor Austin requested an amendment to say this is effective upon the passage of a budget modification. The motion to approve with the friendly amendment carried. Councilors Deere, Austin, Nofire and Duncan requested to be added as sponsors.

ANNOUNCEMENTS

ADJOURNMENT

Councilor Duncan moved to adjourn. Councilor Vazquez seconded the motion. The motion carried at 2:27 p.m.

STAFF PRESENT:

<i>Todd Enlow</i>	<i>Howard Paden</i>	<i>Marcus Fears</i>
<i>Sara Hill</i>	<i>Sharon Swepston</i>	<i>Chuck Hoskin Jr.</i>
<i>Alana Casteel</i>	<i>Gwen Terrapin</i>	<i>Janice Purcell</i>
<i>Bryan Warner</i>	<i>Ashlee Fox</i>	
 <i>Remote:</i>		
<i>Connie Davis</i>		

VISITORS PRESENT:

<i>Russell Feeling</i>	<i>Rufus King</i>	<i>Tim Brown</i>
<i>Teddy Snell</i>	<i>DJ McCarter</i>	
 <i>Remote:</i>		
<i>Elmer Tadpole</i>	<i>Suzanne Sullivan</i>	