



# Council of the Cherokee Nation

## Meeting Minutes Rules Committee

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Thursday, September 24, 2009

1:00 PM

Legislative Conference Room

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### CALL TO ORDER

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

### INVOCATION

Councilor Crittenden gave the invocation.

### ROLL CALL

**Present** 12 - Bill John Baker; S. Joe Crittenden; David Thornton Sr. ; Don Garvin; Meredith Frailey; Buel Anglen; Jack D. Baker; Tina Glory Jordan; Jodie Fishinghawk; Harley Buzzard; Curtis Snell and Julia Coates

**Absent** 1 - Chris Soap

**Late Arrival** 4 - Cara Cowan Watts; Janelle Fullbright; Bradley Cobb and Chuck Hoskin, Jr.

### APPROVAL OF MINUTES

Councilor Thornton made a motion to approve the August 11th special session, August 27th special session and the August 27th regular session minutes. Councilor Bill John Baker seconded the motion. Motion carried.

Councilor Bill John Baker made a motion to amend the agenda to accept written reports and allow questions from the reports at the end of the meeting, move new business #20 to immediately follow the passage of this motion, and then begin with new business items. Councilor Thornton seconded the motion. Councilor Jack D. Baker requested to add to the agenda a resolution confirming the renomination of Lela Ummerteskee as the Cherokee Nation registrar. Councilors Bill John Baker and Thornton accepted. Motion carried.

### NEW BUSINESS

20.

#### DISCUSSION REGARDING HOUSING AND JOBS FOR FELONS

Councilor Thornton announced a meeting was held not to long ago in Marble City due to felons in the area having problems obtaining housing and jobs. He introduced Clifton Pettit as a pastor in Marble City, a youth leader and the director of the Marble City Food Pantry. Mr. Pettit stated it is a great honor to come before the Council. He

stated drug and alcohol addiction is a problem throughout the Cherokee Nation jurisdiction and as a leader doesn't believe all felony charges should have the same punishment in regard to housing and jobs. He stated there is a small percentage of felons who want to succeed in life and need to be able to get assistance if needed through the Cherokee Nation with housing and jobs. Councilor Thornton announced the Keetoowah's and the State of Oklahoma have a program to assist felons. He provided a pamphlet of information regarding the program through the Keetoowah's. He suggested Human Resources research to see if this program could be stated here at the Nation and entities. The program also covers dishonorable discharge, poor credit and poor work history. He questioned why a family was unable to receive rehab assistance using discretionary funds with the husband of the family having a felony. Councilor Thornton introduced Gene Copeland and Shawn Pettit also in attendance with Mr. Pettit. He gave appreciation for their attendance and input. Councilor Bill John Baker concurred with Councilor Thornton. He stated the Housing Authority had a policy that you were cut from any housing services or terminated if currently using housing services if your name appeared in the paper for drug charges. He stated this was when they had all of the housing programs and it didn't matter if there was a conviction or not. Councilor Fullbright commented she has spoken to Chief Smith in regard to this issue and has been told the Administration is doing a study throughout the programs to determine their policies regarding the issue. Councilor Cowan Watts voiced concern for this issue not being resolved when discussed before in regard to the varying degree of felons. Councilor Buzzard requested this issue be moved over to the Community Service Committee for further discussion. Councilor Thornton seconded Councilor Buzzard. Councilor Glory-Jordan offered a friendly amendment to move it to the housing work group. Councilors Buzzard and Thornton accepted. Councilor Coates called point of information. She inquired if this it is moved to the housing work group would they also consider other programs that may be impacted by this in terms of employment and other aspects of the problem. Councilor Thornton stated it would be a good place to start. Council Attorney Todd Hembree stated the correct protocol would be to forward to the Community Service Committee then that committee refer it to a work group or sub committee. Chair Frailey agreed and announced it would be forward to the Community Service Committee. Secretary of State, Melanie Knight, announced over the past several months through a survey they have found the eligibility varies greatly for felons. She stated a consistent policy is certainly in order for program eligibility. They are also reviewing the policy guidelines in regard to gaming do determine is there is an ability to make changes or if it is regulated by NIGC. They have drafted a policy that would be over arching for program eligibility. Ms. Knight stated we do ask on employment applications if they have had a felony conviction. She stated we do not prohibit hiring felons in our policy however there are certain positions that are driven by federal law that are considered youth sensitive and extra steps must be taken. She suggested at the Community Service Committee bringing forward a report showing their discoveries, where they are in the process and what has been drafted to this point.

**The motion to refer this discussion to the Community Service Committee carried.**

1.

A RESOLUTION AUTHORIZING CONFIRMATION OF WILLIAM GRASS AS A MEMBER OF THE BOARD OF MANAGERS OF CHEROKEE MEDICAL SERVICES, LLC

Chair Frailey announced there are several of the nominees who are unable to attend today but have given contact numbers if there are questions of them.

Ms. Knight announced this nomination of William Grass to the Cherokee Medical Services, LLC is a corporation formed under the CNB. She stated he also serves on CNI's board. Councilor Jack D. Baker moved to approve Mr. Grass. Councilor

Fullbright seconded the motion. Councilor Fishinhawk requested answers of the following three questions for all nominees: 1) if they are Cherokee, 2) if they live within the fourteen county jurisdictional area, and 3) if they serve on any other boards and if so do they receive compensation. Ms. Knight stated she would answer for those not present as best she could. Chair Frailey replied Mr. Grass is Cherokee, serves on CNB and CNI and lives in Tulsa. Councilor Cowan Watts commented Mr. Grass' business is located outside of the jurisdiction in Tulsa and he would receive a salary from both CNB and CNI. Councilor Glory-Jordan stated there should be many other Cherokee's qualified to sit on these boards. She voiced concern for people sitting on multiple boards. She stated she is unable to vote for people sitting on multiple boards. Councilor Cowan Watts stated the current structure of CNB requires two CNI Board members and two CNE Board members to sit on the CNB Board. She suggested this be a larger discussion as to if this structure is actually working. Councilor Fishinhawk inquired as to how much each board pays. Ms. Knight stated she doesn't have this information with her. Councilor Cowan Watts commented it is in close proximity to what the Council receives with a bit more as Chairman. Councilor Fishinhawk inquired as to how often they meet. Councilor Cowan Watts stated the CNE Board meets fiscally every two months with meetings by phone every month in between. She stated they also have obligations outside of the board meetings.

**Councilor Glory-Jordan moved to table this appointment of Mr. Grass to Cherokee Medical Services along with item #6 which is the appointment to Cherokee Nation Distributors. Councilor Fishinhawk seconded the motion. Motion carried.**

2.

A RESOLUTION CONFIRMING THE NOMINATION OF KENNETH LIMORE AS A BOARD MEMBER OF CHEROKEE NATION ADMINISTRATIVE APPEALS BOARD

Ms. Knight stated this is a re appointment to the Administrative Appeals Board. Mr. Limore is from Stilwell. Councilor Cowan Watts moved to approve. Councilor Cobb seconded the motion. Councilor Cowan Watts inquired as to how the appeals board is working. Mr. Limore stated he has heard one TERO appeal and several employee appeals. He stated in his perspective as a judge the time limitations for employee appeals are too lengthy. He requested action be taken to speed up the process. His experience is the hearings have been very well prepared and they have ruled both ways. Councilor Cowan Watts inquired as to a recommendation for a time line and further inquired as to how the TERO hearing went. Mr. Limore stated the TERO hearing went faster than the employee hearings. Councilor Glory-Jordan inquired if Mr. Limore preferred this board or the Housing Authority board. Mr. Limore stated they are both important boards. He stated he considers himself more of an Administrative Law Judge more in a capacity of an employee by working for the tribe to provide a service to the people. As a Housing board member he helps with policy. He stated he doesn't have a preference of one or the other. Councilor Glory-Jordan inquired when he would be up for renewal on the Housing board. Mr. Limore responded approximately one year. Councilor Glory-Jordan inquired about compensation for the two boards. Mr. Limore stated with the Administrative Appeals Board he receives a stipend of \$200 per month and \$500 per hearing. Councilor Glory-Jordan once again inquired as to which he preferred. Mr. Limore stated if he had to choose today as an attorney he would choose the Administrative Law Judge. Councilor Fishinhawk stated when the Housing Authority moved over to the Nation COBRA wasn't offered to the employees who weren't transferred. She questioned why it wasn't offered. Mr. Limore stated he would have to review the records and files to determine why. Councilor Fishinhawk moved to table. Councilor Glory-Jordan seconded the motion.

**The motion to tabled failed by the following roll call vote:**

**Yea:** 5 - Bill John Baker; S. Joe Crittenden; Tina Glory Jordan; Jodie Fishinghawk and Chuck Hoskin, Jr.

**Nay:** 9 - Don Garvin; Meredith Frailey; Cara Cowan Watts; Buel Anglen; Jack D. Baker; Janelle Fullbright; Curtis Snell; Bradley Cobb and Julia Coates

**Not In Room:** 2 - David Thornton Sr. and Harley Buzzard

**Councilor Garvin moved to approve. Councilor Cobb seconded the motion.**

**Mr. Limore's re appointment was approved by the following roll call vote:**

**Yea:** 12 - Bill John Baker; S. Joe Crittenden; Don Garvin; Meredith Frailey; Cara Cowan Watts; Buel Anglen; Jack D. Baker; Janelle Fullbright; Curtis Snell; Bradley Cobb; Chuck Hoskin, Jr. and Julia Coates

**Nay:** 2 - Tina Glory Jordan and Jodie Fishinghawk

**Not In Room:** 2 - David Thornton Sr. and Harley Buzzard

*Councilor Fishinghawk requested Mr. Limore provide an answer at a later date regarding COBRA not being offered to the employees who were not transferred. Councilor Fishinghawk stated for the record she was not for his appointment due to what he has done to the Housing Authority employees.*

3.

**A RESOLUTION CONFIRMING THE RENOMINATION OF ADOLPH LECHTENBERGER AS A BOARD MEMBER OF CHEROKEE NATION BUSINESSES, LLC**

*Ms. Knight stated this is a re nomination of Mr. Lechtenberger to the CNB Board of Directors. He also sits on the CNE Board of Directors, doesn't live within the jurisdiction and he is Cherokee. Councilor Glory-Jordan stated he is up for re nomination to our two most important Boards. Ms. Knight stated there is a requirement by law as earlier stated for so many of the board members from each of the subordinate boards sit on the CNB Board of Directors. Councilor Glory-Jordan stated she would be voting no because she can no longer vote to place someone on dual boards when there are ample Cherokee's available to fill the positions. She suggested offering to let Mr. Lechtenberger determine which board he considers most important.*

**Councilor Glory-Jordan moved to table. Councilor Cowan Watts seconded the motion. Motion carried by the following roll call vote:**

**Yea:** 8 - Bill John Baker; S. Joe Crittenden; Don Garvin; Cara Cowan Watts; Buel Anglen; Tina Glory Jordan; Jodie Fishinghawk and Chuck Hoskin, Jr.

**Nay:** 5 - Meredith Frailey; Jack D. Baker; Janelle Fullbright; Bradley Cobb and Julia Coates

**Not In Room:** 3 - David Thornton Sr. ; Harley Buzzard and Curtis Snell

4.

**A RESOLUTION CONFIRMING THE RENOMINATION OF EDDIE HUMPHREY AS A BOARD MEMBER OF CHEROKEE NATION BUSINESSES, LLC**

*Councilor Jack D. Baker moved to approve. Councilor Cobb seconded the motion. Ms. Knight announced Mr. Humphrey only sits on the CNB Board of Directors and she is unsure if he is Cherokee however they are attempting to get an answer now. Councilor Glory-Jordan made a motion to table until it is determined if he is Cherokee. Councilor Fishinghawk seconded the motion.*

**The motion to table carried by the following roll call vote:**

**Yea:** 7 - Bill John Baker; S. Joe Crittenden; Cara Cowan Watts; Buel Anglen; Tina Glory Jordan; Jodie Fishinghawk and Chuck Hoskin, Jr.

**Nay:** 6 - Don Garvin; Meredith Frailey; Jack D. Baker; Janelle Fullbright; Bradley Cobb and Julia Coates

**Not In Room:** 3 - David Thornton Sr. ; Harley Buzzard and Curtis Snell

5.

**A RESOLUTION CONFIRMING THE RENOMINATION OF WILLIAM GRASS AS A BOARD MEMBER OF CHEROKEE NATION BUSINESSES, LLC**

*Councilor Jack D. Baker moved to approve. Councilor Anglen seconded the motion. Ms. Knight announced Mr. Grass is Cherokee, he lives outside of the jurisdiction and currently serves on CNE and CNI Boards. Councilor Glory-Jordan stated again she would be voting no due to the compensation of both boards and the ample number of Cherokee's who could fill these positions. She stated a position must be taken on dual board holding. Councilor Coates requested clarification as stated already multiple times today that it is required by Cherokee law that positions on the CNB Board are made up from two board members from CNE and two board members from CNI. Ms. Knight agreed. Councilor Coates stated then by law we don't have an option but to accept to put people on two boards. Ms. Knight agreed. Councilor Glory-Jordan called point of order and stated it is not a law it is policy. Ms. Knight stated the requirement is within the Jobs Growth Act. Councilor Glory-Jordan stated she want to see the statute and requested Mr. Hembree to interpret it. Councilor Fishinghawk inquired as to how many boards Mr. Grass serves. Ms. Knight stated it would be two additional boards. Councilor Glory-Jordan requested clarification it would be four boards total as CNI, CNB, Cherokee Nation Distributors and Cherokee Medical Services. Ms. Knight agreed. Councilor Cowan Watts referred back to Mr. Ballew's multiple nominations not to long ago and stated due to CNI's status as an 8A and how they set up multiple 8A companies these are nominations under CNI to 8A companies. Ms. Knight stated they structure these 8A companies without duplicating a lot of overhead in order to compete for contracts. Councilor Fishinghawk commented CNI didn't make any money yet we keep placing the same people on the boards to loose the Nation's money. Mr. Hembree in reference to the inquiries of Council Members referred to Section 5A of the Jobs Growth Act in regard to the CNB Board of Directors. He stated that section states the CNB Board of Directors shall be comprised of no more than eleven members which shall consist of two or more members each from the Board of Directors from CNE and CNI. Mr. Hembree stated this Act would have to be amended to change this requirement. He stated in regard to the salaries of the Boards of CNE and CNB he contacted David Stewart. He stated the salaries for CNB are comparable to CNE but would notify with correct amounts. The Chairman for the Board of Directors for CNE receives \$75,000 per year. A CNE Board member receives \$12,000 per year plus \$1,000 per month for each committee they serve on which averages out to approximately \$36,000 per year. Councilor Cobb inquired as to the date of passage of the Jobs Growth Act. Mr. Hembree stated November of 2005.*

**The motion to approve carried by the following roll call vote:**

**Yea:** 9 - Don Garvin; Meredith Frailey; Buel Anglen; Jack D. Baker; Janelle Fullbright; Curtis Snell; Bradley Cobb; Chuck Hoskin, Jr. and Julia Coates

**Nay:** 5 - Bill John Baker; S. Joe Crittenden; Cara Cowan Watts; Tina Glory Jordan and Jodie Fishinghawk

**Not In Room:** 2 - David Thornton Sr. and Harley Buzzard

6. A RESOLUTION CONFIRMING THE NOMINATION OF WILLIAM GRASS AS A MEMBER OF THE BOARD OF MANAGERS OF CHEROKEE NATION DISTRIBUTORS, LLC  
**This nomination was tabled with New Business item #1.**
7. A RESOLUTION CONFIRMING THE RENOMINATION OF ADOLPH LECHTENBERGER AS A BOARD MEMBER OF CHEROKEE NATION ENTERTAINMENT, LLC  
*Councilor Jack D. Baker moved to approve. Councilor Cobb seconded the motion. Ms. Knight stated Mr. Lechtenberger is Cherokee, lives outside of the jurisdiction and currently serves on CNE and CNB Boards.*  
**The motion to approve carried with Councilor Crittenden opposed.**
8. A RESOLUTION CONFIRMING THE RENOMINATION OF B.J. DUMOND AS A BOARD MEMBER OF CHEROKEE NATION ENTERTAINMENT, LLC  
*Councilor Bill John Baker moved to approve. Councilor Cowan Watts seconded the motion. Ms. Knight stated Mr. Dumond is Cherokee and only serves on the CNE Board. She was unsure if his Oklahoma residence was outside of the jurisdiction.*  
**The motion for approval carried with no opposition.**
9. A RESOLUTION CONFIRMING THE RENOMINATION OF DENNIS DOWELL AS A BOARD MEMBER OF CHEROKEE NATION ENTERTAINMENT, LLC  
*Mr. Hembree provided clarification after receiving a phone call by stating the CNE Board compensation amounts were correct. CNB Board members receive between \$30,000 and \$36,000 with no difference with the Chairman and no additional monies for committees.*  
  
*Councilor Jack D. Baker moved to approve. Councilor Cowan Watts seconded the motion. Ms. Knight announced this is a re nomination to CNE which is the only board he serves on. Mr. Dowell is Cherokee and lives outside of the jurisdiction.*  
**The motion to approve carried with no opposition.**
10. A RESOLUTION CONFIRMING THE NOMINATION OF ROBIN FLINT BALLENGER AS A BOARD MEMBER OF THE CHEROKEE NATION EDUCATION CORPORATION  
*Councilor Cobb moved to approve. Councilor Cowan Watts seconded the motion. Ms. Knight stated Ms. Ballenger is Cherokee, lives outside of the jurisdiction and hasn't served on any other boards. Councilor Fishinghawk stated she would be voting no due to Ms. Ballenger's Cherokee hiring practices.*  
**The motion to approve carried with Councilor Fishinghawk opposed.**
11. A RESOLUTION CONFIRMING THE RENOMINATION OF LORILEE SMILEY AS A BOARD MEMBER OF THE ECONOMIC DEVELOPMENT TRUST AUTHORITY BOARD OF DIRECTORS  
*Councilor Cobb moved to approve. Councilor Cowan Watts seconded the motion. Ms. Knight announced Ms. Smiley is Cherokee, lives here in Tahlequah and she doesn't receive compensation for this nomination. Ms. Smiley does currently serve on the National Treasurers Committee which is also an unpaid position.*  
**The motion to approve carried with no opposition.**
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12. A RESOLUTION CONFIRMING THE RENOMINATION OF MIKE CRAWLEY AS A BOARD MEMBER OF THE ECONOMIC DEVELOPMENT TRUST AUTHORITY BOARD OF DIRECTORS
- Councilor Bill John Baker moved to approve. Councilor Crittenden seconded the motion. Ms. Knight stated Mr. Crawley is not Cherokee and lives here in Tahlequah. Mr. Crawley is the Senior Vice President at Armstrong Bank and provides the greatly needed qualifications to the Economic Development Trust Authority Board of Directors. Councilors Bill John Baker and Crittenden withdrew their motions by stating they didn't realize he wasn't Cherokee. Councilor Cobb moved to approve. Councilor Garvin seconded the motion.*
- The motion to approve carried with the following roll call vote:**
- Yea:** 7 - Don Garvin; Meredith Frailey; Buel Anglen; Jack D. Baker; Janelle Fullbright; Bradley Cobb and Julia Coates
- Nay:** 6 - Bill John Baker; S. Joe Crittenden; Tina Glory Jordan; Jodie Fishinghawk; Curtis Snell and Chuck Hoskin, Jr.
- Not In Room:** 3 - David Thornton Sr. ; Cara Cowan Watts and Harley Buzzard
13. A RESOLUTION CONFIRMING THE RENOMINATION OF TERRI DANIELS AS A BOARD MEMBER OF THE ECONOMIC DEVELOPMENT TRUST AUTHORITY BOARD OF DIRECTORS
- Councilor Jack D. Baker made a motion to approve. Councilor Anglen seconded the motion. Ms. Knight announced Ms. Daniels is Cherokee, lives in Sallisaw and doesn't serve on any other board.*
- The motion to approve carried with no opposition.**
14. A RESOLUTION CONFIRMING THE RENOMINATION OF ED FITE AS A MEMBER OF THE CHEROKEE NATION ENVIRONMENTAL PROTECTION COMMISSION
- Councilor Bill John Baker moved to approve. Councilor Glory-Jordan seconded the motion. Ms. Knight stated Mr. Fite is a Cherokee citizen and resides within the jurisdiction.*
- The motion to approve carried with no opposition.**
15. A RESOLUTION CONFIRMING THE RENOMINATION OF MARK FREDRICK GREEN AS A MEMBER OF THE CHEROKEE NATION ENVIRONMENTAL PROTECTION COMMISSION
- Councilor Garvin moved to approve. Councilor Anglen seconded the motion. Ms. Knight stated this is a re nomination, he is Cherokee and lives outside of the jurisdiction in Muskogee.*
- The motion to approve carried with no opposition.**
16. A RESOLUTION CONFIRMING THE NOMINATION OF MARJORIE JOHNSON LOWE AS A MEMBER OF THE CHEROKEE NATION REGISTRATION COMMITTEE
- Councilor Cobb moved to approve. Councilor Anglen seconded the motion. Ms. Knight announced Ms. Lowe is Cherokee as required by the Constitution to serve on this committee. She doesn't serve on any other boards or commissions and lives outside of the jurisdiction.*
- The motion to approve carried with no opposition.**

17. A RESOLUTION CONFIRMING THE NOMINATION OF MARYBELLE CHASE AS A MEMBER OF THE CHEROKEE NATION REGISTRATION COMMITTEE

*Councilor Cobb moved to approve. Councilor Anglen seconded the motion. Ms. Knight announced Ms. Chase is Cherokee, she lives just outside of the jurisdiction and doesn't serve on any other boards or commissions.*

**The motion to approve carried with no opposition.**

18. A RESOLUTION CONFIRMING THE RENOMINATION OF DEWAYNE MARSHALL AS A BOARD MEMBER OF THE CHEROKEE NATION SEQUOYAH HIGH SCHOOL BOARD OF DIRECTORS

*Councilor Garvin moved to approve. Councilor Glory-Jordan seconded the motion. Ms. Knight announced Mr. Marshall is Cherokee, he doesn't currently serve on any other boards and the Sequoyah Board of Directors is not compensated. Councilor Bill John Baker stated Mr. Marshall is not Cherokee he is Creek with wife and children who are Cherokee. Councilor Glory-Jordan withdrew her second. Councilor Jack D. Baker seconded the motion.*

**The motion to approve carried with Councilor Fishinghawk in opposition.**

19. A RESOLUTION CONFIRMING THE RENOMINATION OF SCOTT GREGORY AS A COMMISSIONER OF THE CHEROKEE NATION TAX COMMISSION

*Councilor Jack D. Baker made a motion to approve. Councilor Garvin seconded the motion. Ms. Knight announced this is a re nomination to the Tax Commission, he is a CPA who lives in Kansas City, Missouri and is a Cherokee citizen.*

**The motion to approve carried with Councilor Crittenden opposed.**

21. A RESOLUTION CONFIRMING THE RENOMINATION OF LELA UMMERTESKEE AS REGISTRAR FOR THE CHEROKEE NATION REGISTRATION COMMITTEE

*Councilor Fishinghawk inquired how the appointments and nominations are picked. Ms. Knight stated ultimately it is the Chief's nomination. He takes recommendations from various sources such as Council members, other members of the boards, staff, and so on. She extended an invitation to the Council to submit resumes for anyone they would like to see on a board or commission. Ginger Brown coordinates the boards and commissions on behalf of the Chief. Councilor Fishinghawk requested a list of all of the boards and commissions appointments separated out by Cherokee and other Native Americans. Ms. Knight stated some of the boards require Cherokee nominees and others don't.*

*Councilor Cobb moved to approve the re nomination of Lela Ummerteskee. Councilor Garvin seconded the motion. Ms. Knight stated Ms. Ummerteskee is Cherokee and is our current Registrar.*

**The motion to approve carried with no opposition.**

*Councilor Glory-Jordan inquired if Chair Frailey would consider placing on the Rules agenda next month a resolution to require that all future nominees for any boards or commission be Cherokee. Mr. Hembree stated the motion at this time is improper. He suggested they meet and together draft legislation and submit by the October agenda deadline. Councilor Glory-Jordan announced she will be bringing this legislation forward and requested everyone's consideration. She stated she would also bring forward legislation that doesn't allow anyone to serve on dual boards.*



*Councilor Cobb requested Councilor Glory-Jordan review and take into consideration some of the new policies that are being considered at CNE and CNB.*

22.

**NOMINATIONS OF CHEROKEE NATION WASTE MANAGEMENT ADVISORY BOARD MEMBERS**

*Chair Frailey stated this is to select members of the Tribal Council to serve as advisory board members on the Cherokee Nation Waste Management Board. The advisory board members do not have voting capacity. She entertained nominations.*

**Councilor Glory-Jordan moved to appoint Councilors Fishinghawk and Crittenden to the Cherokee Nation Waste Management Advisory Board. Councilor Hoskin Jr. seconded the motion. Motion carried.**

**OLD BUSINESS**

1.

**AN ACT AMENDING LA#7-97 AND LA#39-05; REVISING TITLE 26 ("ELECTIONS") OF THE CHEROKEE NATION CODE ANNOTATED**

*Mr. Hembree stated before us is red line version #3. The Election Commission and their Attorney Mr. Cole are present. He stated the red line version is what has passed out of sub committee. Additional amendments have also been provided those are sponsored by Councilor Cowan Watts. Suggestions have also been provided by the Election Commission. He recommended the course of action be a motion for approval and a second then entertain the additional amendments in order if the committee desires. Councilor Jack D. Baker moved to approve. Councilor Glory-Jordan seconded the motion.*

*Councilor Cowan Watts inquired if some of the amendment listed had already been addressed by the Committee. Ms. Shelli Brittain announced the first four amendments listed are included in the red line version and discussion should begin with § 12 (c) (12).*

**§ 12 (c) (12)**

*Councilor Cowan Watts made a motion to approve. Councilor Garvin seconded the motion. Councilor Cowan Watts commented this has been discussed before in regard to the local law enforcement being able to enforce our election laws. Councilor Hoskin Jr. stated he authored the original section and this isn't inconsistent with his intentions. This paragraph is about the policing of electioneering at polling sights. He commented this clarifies his intent. Motion carried.*

**§ 21 (c) (1)**

*Councilor Cowan Watts stated this amendment is to clarify who is eligible to vote. She read the proposed language to follow the last sentence. Councilor Cowan Watts moved to approve. Councilor Jack D. Baker seconded the motion. Mr. Hembree agreed with the amendment stating it does clarify the language more. Mr. Cole stated they had no objections to the amendment. Motion carried.*

*Councilor Glory-Jordan commented the next section will need time for discussion.*

**Councilor Glory-Jordan made a motion to adjourn and begin here with the amendments next time. Councilor Jack D. Baker seconded the motion. Councilor Cowan Watts suggested it to be more appropriate to table this until the next meeting then do a separate motion to adjourn. Councilor Glory-Jordan accepted as a friendly amendment. Motion carried.**

REPORTS:

**WRITTEN REPORTS WERE ACCEPTED FOR THE FOLLOWING 8 REPORTS.**

1. Marshal Service - Sharon Wright
2. Office of the Attorney General - Diane Hammons
3. GEG Investigation Report - Diane Hammons
4. Election Commission -
5. Tax Commission - Sharon Swepston
6. Self-Governance - Vickie Harvey
7. Gaming Commission - Jamie Hummingbird
8. Codification - Todd Hembree

ANNOUNCEMENTS

ADJOURNMENT

**The motion to adjourn made during the Old Business discussion carried at 2:55 p.m.**

STAFF PRESENT:

<i>Gregg Simmons</i>	<i>Mike Miller</i>	<i>Nason Morton</i>
<i>Chrissi Nimmo</i>	<i>Anna Knight</i>	<i>Melanie Knight</i>
<i>Shelly Butler-Allen</i>	<i>Sharon Wright</i>	<i>Sharon Swepston</i>
<i>Lela Ummerteskee</i>		

VISITORS PRESENT:

<i>Kim Gilliland</i>	<i>Lloyd Cole</i>	<i>Roger Johnson</i>
<i>Gene Copeland</i>	<i>Clifton Pettit</i>	<i>Shawn Pettit</i>
<i>Jim Ketcher</i>	<i>Brenda Waler</i>	<i>Martha Calico</i>
<i>Bev Cowan</i>	<i>Kenneth Limore</i>	<i>Patsy Morton</i>
<i>Ed Fite</i>	<i>Todd Hembree</i>	<i>Curtis Rohr</i>
<i>Dennis Dowell</i>	<i>Marybelle Chase</i>	<i>Robin Flint Ballenger</i>
<i>Scott Gregory</i>		

APPROVAL / DISTRIBUTION

Minutes submitted by: Shelli Brittain, Legal & Legislative Coordinator

Motion to approve minutes made by: Cara Cowan Watts

Minutes attested and concurred by: Meredith Frisby

Date: 10/29/09