



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
Phone: 1-800-995-9465,
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Thursday, September 26, 2013

1:00 PM

Tribal Council Offices

CALL TO ORDER

Chair Byrd called the meeting to order at 1:08 p.m.

INVOCATION

Councilor Snell gave the invocation.

ROLL CALL

Present 12 - Jodie Fishinghawk; Tina Glory Jordan; Janelle Fullbright; Dick Lay; David Walkingstick; Harley Buzzard; Joe Byrd; Don Garvin; Frankie Hargis ; Curtis Snell; Janees Taylor and David Thornton, Sr.

Absent 1 - Lee Keener Jr.

Late Arrival 3 - Cara Cowan Watts; Julia Coates and Jack D. Baker

AMEND THE AGENDA

Councilor Buzzard moved to amend the agenda to include the amendment to the Cherokee Nation motor vehicle licensing and tax code. Councilor Garvin seconded the motion. The motion carried.

ANNOUNCEMENTS:

Councilor Walkingstick announced he would like to move the Education & Culture committee to 3:00 p.m. monthly on the day of the Council meeting. No opposition was given.

AMEND THE AGENDA

Councilor Glory Jordan made a motion to amend the agenda to move new business item 1 prior to the reports. Councilor Hargis seconded the motion. The motion carried.

APPROVAL OF MINUTES

Councilor Hargis moved to approve the August 12th special session and the August 29th regular session minutes. Councilor Glory Jordan seconded the motion. The motion carried.

NEW BUSINESS

1. [13-117](#) A RESOLUTION CONFIRMING THE REAPPOINTMENT OF ROBERTA GIBSON AS A BOARD MEMBER OF THE CHEROKEE NATION SEQUOYAH HIGH SCHOOL BOARD OF EDUCATION

Councilor Walkingstick moved to approve. Councilor Glory Jordan seconded the motion. The motion to approve carried with no opposition.

REPORTS:

Marshal Service - Shannon Buhl

Captain Scott Craig reported in the absence of Marshal Buhl. Councilor Fishinghawk requested a list of cost incurred by the Marshal Service on the Baby V case.

Office of the Attorney General - Todd Hembree

Ms. Sara Hill reported for Attorney General Hembree. Councilor Hargis requested an update on the Tobacco Compact negotiations.

Codification - Todd Hembree

Ms. Hill announced they have received Titles 1 – 20 from West and the AG's office is in the process of reviewing those. She could not provide a date for completion.

Election Commission - Bill W. Horton

Mr. Horton gave a brief update of their preparations for the District 11 Special election. Councilor Lay inquired about the requirement for the CO# to be included on the absentee ballot request. Several other questions were asked regarding the absentee ballots and registration. Councilor Thornton inquired about moving a precinct. Councilor Cowan Watts requested clarification on the new non-Indian hire at the Election Commission office. Councilor Fishinghawk requested the Election Commission be present at the Executive & Finance committee to discuss the TERO hiring practices. Mr. Harvey Chaffin, the Election Commission Attorney, stated he would review and provide an opinion. Councilor Lay inquired about the Election Commission hiring processes.

Tax Commission - Sharon Swepston

Ms. Swepston offered to answer questions from the report provided. Councilor Cowan Watts inquired about the status of the implementation of the new car tag compact as well as the impact at the Collinsville office. Councilor Garvin inquired about the implementation dates.

Self-Governance - Vickie Hanvey

Ms. Hanvey offered to answer questions from the report. Councilor Cowan Watts inquired if she was involved in the federal recognition consultations or if it was just the

Government Relations department and a copy of any comments that had been submitted be provided.

Gaming Commission - Jamie Hummingbird

Ms. Tracy Asher reported in the absence of Mr. Hummingbird. She extended an invitation to the Council to attend their quarterly all staff meeting being held tomorrow along with their 5th annual chili cook-off. She commented they are in need of judges for the cook-off. Councilor Fishinghawk requested Mr. Hummingbird be present next month with his travel in an itemized statement and be able to defend the expenses. Councilor Cowan Watts inquired about the employee background requirements and if there has been a recent change.

OLD BUSINESS

1. [TMP-279](#) DISCUSSION AND POSSIBLE ACTION: POTENTIAL CLAIMS BY THE CHEROKEE NATION TO LANDS FORMERLY HELD BY RAILROAD COMPANIES OPERATING WITHIN THE CHEROKEE NATION
Councilor Fishinghawk upon Councilor Glory Jordan's request withdrew this item.

NEW BUSINESS

2. [13-118](#) A RESOLUTION CHANGING THE PLACEMENT PREFERENCES OF INDIAN CHILDREN
Councilor Hargis moved to table for one month. Councilor Walkingstick seconded the motion. The motion carried.
3. [13-119](#) A RESOLUTION SETTING THE DATE FOR THE SWEARING-IN OF THE NEWLY ELECTED COUNCIL MEMBER FOR DISTRICT 11
Councilor Fishinghawk moved to approve the revised version provided. Councilor Thornton seconded the motion. The motion carried.
4. [13-122](#) A LEGISLATIVE ACT ENTITLED "THE CHEROKEE NATION MOTOR VEHICLE LICENSING AND TAX CODE MODIFICATION OF 2013"
Councilor Cowan Watts moved to approve. Councilor Walkingstick seconded the motion. Ms. Sara Hill from the Attorney General's office provided an overview of the changes made. Councilor Baker requested clarification of Section 105B3 and if meant we would be contributing to the building of roads outside the jurisdictional area of the Cherokee Nation. Numerous questions and concerns were voiced regarding expanding the roads in the expanded jurisdictional area. Councilor Glory Jordan requested clarification on the definition of the compact jurisdictional area and if the Council still determines where the 20% is spent. Councilor Cowan Watts inquired if striking the word compact from "Cherokee Nation compact jurisdiction would violate the compact.
Councilor Glory Jordan moved to table to a special meeting date to be determined. Councilor Thornton seconded the motion. Councilor Lay voiced concern for the lateness of receiving the information. Councilor Glory Jordan amended her motion to table this item to a recessed meeting to be held at noon on October 14th the day of the Council meeting. Councilor Fishinghawk seconded the motion. The motion carried.

ANNOUNCEMENTS

ADJOURNMENT

Chair Byrd announced this meeting has been recessed until October 14th at noon.

STAFF PRESENT:

*Chuck Hoskin Jr.
Scott Craig
Raymond Vann*

*Sara Hill
Dr. Neil Morton
Tracy Asher*

*Elizabeth Odell
Vickie Hanvey*

VISITORS PRESENT:

*Roberta Gibson
Lisa Long
Patricia Carpenter
Dianne Barker Harrold*

*Bill Horton
Ollie Starr
Larry Horn*

*Martha Calico
Harvey Chaffin
Ruth Ann Weaver*