



Council of the Cherokee Nation

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

Meeting Minutes - Final RULES COMMITTEE

Mike Shambaugh, Chair

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

Thursday, May 26, 2022

1:00 PM

Tribal Council Offices

CALL TO ORDER

Chair Shambaugh called the meeting to order at 1:04 p.m.

INVOCATION

Councilor Kidwell gave the invocation.

ROLL CALL

Councilors Coates attended remotely.

Present 15 - Rex Jordan; Daryl Legg; Shawn Crittenden; Dora Patzkowski; Keith Austin; Julia Coates; Johnny Kidwell; Candessa Tehee; Danny Callison; Joshua Sam; Melvina Shotpouch; Mike Dobbins; E. O. "JR." Smith; Mike Shambaugh and Victoria Vazquez

Absent 2 - Wes Nofire and Joe Deere

APPROVAL OF MINUTES

Councilor Vazquez moved to approve the April minutes as submitted.
Councilor Jordan seconded the motion. The motion carried.

REPORTS:

Marshal Service - Shannon Buhl

Marshal Buhl reported it has been a busy month for the Special Operations Team due to storms and fugitive recoveries. He offered to answer questions from the report provided.

Office of the Attorney General - Sara Hill

A.G. Hill provided an update on the case filings and the probation office. She commented on her recent Tulsa University commencement address. She commented on the upcoming Sovereignty Symposium. She offered to answer question from the report. Councilor Austin inquired about public defenders being available to a citizen.

*Councilor Tehee inquired if statements from elected officials that are clearly treasonous, clearly traderess, clearly wrongheaded, clearly a dereliction of duty as an elected official make her work as Attorney General more difficult. Councilor Callison inquired about the Governor not signing cross deputation agreements. He also inquired if we are charged a higher rate to hold a detainee than others are charged. Councilor Nofire addressed the comments made by Councilor Tehee **Councilor Nofire was not within the rules of Remote Attendance and is therefore considered absent and all votes stricken from the record - See the June 30, 2022 Rules Committee Meeting Minutes***

FOIA-GRA - Gwen Terrapin

Ms. Terrapin provided an update on the requests and the website. She announced FOIA requests can now be completed and signed online.

Tax Commission - Sharon Swepston

Ms. Swepston gave an update on the Catoosa, Jay and Stilwell offices. Councilor Austin inquired if it would be the same staff in Catoosa. He also inquired about the 11% increase in motor vehicle tax funding.

Gaming Commission - Janice Purcell

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

Human Resources - Samantha Hendricks

Ms. Hendricks reported they continue to work to streamline the processes. She reported on interview events. Starting next week, they will be able to do new employment drug screening throughout the fourteen counties. They have added an additional day for orientations. Councilor Legg requested clarification on the additional day of orientation. Councilor Callison inquired about financial literacy training for employees. Councilor Crittenden inquired about a process for notification to applicants.

OLD BUSINESS

None pending.

NEW BUSINESS

AMEND THE AGENDA

Councilor Jordan made a motion to amend the agenda to add Rules of Procedure Governing the Cherokee Nation Tribal Council. Councilor Tehee seconded the motion. The motion to amend carried with two-thirds in favor.

TMP-403

AMENDMENT TO THE TRIBAL COUNCIL RULES OF PROCEDURE

Councilor Jordan stated a copy of the proposed amendments have been provided. He gave an overview of the changes to require five sponsors for legislation. He read into the record the five sponsors of this amendment. He made a motion to approve.

*Councilor Tehee seconded the motion. Chair Shambaugh called for those in favor. Councilor Nofire requested discussion. **Councilor Nofire was not within the rules of Remote Attendance and is therefore considered absent and all votes stricken from the record - See the June 30, 2022 Rules Committee Meeting Minutes** Chair Shambaugh inquired if Councilor Nofire was on Council business that would allow him to remote attend. He stated you can only remote attend if you are on Cherokee Nation business or there is an extraordinary circumstance. Chair Shambaugh requested clarification from Council Attorney Young. Councilor Nofire questioned if his being on phone calls with constituents didn't qualify, we are still under extraordinary circumstance due to the emergency order for the pandemic. Chair Shambaugh stated we are not. Councilor Coates inquired when the emergency order had been lifted as she had not received notice. Chair Shambaugh stated obviously it is with meetings being held in the Council chambers and the public attending in person. Chair Shambaugh stated if Councilor Nofire does not meet either requirement for remote attendance, he couldn't remote attend. Councilor Nofire stated he has met both requirements. **Councilor Nofire was not within the rules of Remote Attendance and is therefore considered absent and all votes stricken from the record - See the June 30, 2022 Rules Committee Meeting Minutes***

Councilor Coates gave clarification on the motions on the floor.

Councilor Austin stated he also would have liked to have discussion and that is should have been tabled for a month as it has just been made available. He stated this is a substantial change to our procedures and discussions should have been held. Councilor Coates stated she would support tabling for a month. She voiced concerns for the changes and requested reasoning for the change to require a minimum of five sponsors. Lengthy discussion was held pertaining to the change to require at least five sponsors.

Councilor Kidwell made a motion to table for a month. Councilor Austin seconded the motion. By a show of hands the motion to table failed with a vote of 7 to table and 8 not to table.

Councilor Coates inquired if other amendments to the Rules of Procedure would be entertained. She offered a friendly amendment to change the word "censored" to "censured" under TRIBAL COUNCIL MEMBERS DUTIES AND RESPONSIBILITIES – Conduct. Chair Shambaugh stated it is a scrivener's error.

The motion to approve the change to the Council Rules of Procedure carried with Councilors Austin, Kidwell and Coates opposed.

1. [22-039](#) A RESOLUTION CONFIRMING THE APPOINTMENT OF JON MICHAEL MCGRATH II AS A COMMISSIONER OF THE CHEROKEE NATION ENVIRONMENTAL PROTECTION COMMISSION

Councilor Austin made a motion to approve with the correction that this is a nomination not a reappointment. Councilor Jordan seconded the motion. Councilors Vazquez, Jordan and Callison requested to be added as sponsors. The motion to approve carried. Mr. McGrath was given a moment to address the Committee.

2. [22-040](#) A RESOLUTION CONFIRMING THE APPOINTMENT OF JULIE EDDY ROKALA AS A BOARD MEMBER OF CHEROKEE NATION BUSINESSES, LLC

Councilor Patzkowski made a motion to approve the substitute version provided. Councilor Vazquez seconded the motion. Councilor Coates requested to be added as a sponsor. The motion carried. Ms. Rokala was

given a moment to address the Committee.

- 3. [22-041](#) A RESOLUTION CONFIRMING THE APPOINTMENT OF BRENDA THOMPSON AS A BOARD MEMBER OF CHEROKEE NATION BUSINESSES, LLC

Councilor Vazquez made a motion to approve the substitute version provided. Councilor Jordan seconded the motion. The motion carried. Ms. Thompson was given a moment to address the Committee.

- 4. [22-042](#) A RESOLUTION SUPPORTING THE CHEROKEE NATION MARSHAL SERVICE BADGE AND CREDENTIAL RETIREMENT PROGRAM

Councilor Callison made a motion to approve. Councilor Vazquez seconded the motion. Marshal Buhl provided explanation for the request. All Councilors present requested to be added as sponsors.

ANNOUNCEMENTS

Chair Shambaugh inquired about the July meeting all being held on the 11th and 12th to allow for vacations. Following discussion the July meetings will all be held on Monday, July 11th.

Councilor Crittenden announced he and Councilor Sam will have a community meeting on June 10th in the Stilwell cafeteria.

ADJOURNMENT

Councilor Vazquez made a motion to adjourn. Councilor Jordan seconded the motion. The motion carried at 2:25 p.m.

STAFF PRESENT:

<i>Shannon Buhl</i>	<i>Tina Glory Jordan</i>	<i>Chad Harsha</i>
<i>Sara Hill</i>	<i>Camerin Fite James</i>	<i>Gwen Terrapin</i>
<i>Chuck Hoskin Jr.</i>	<i>Samantha Hendricks</i>	<i>Taralee Montgomery</i>
<i>Howard Paden</i>	<i>Corey Bunch</i>	<i>Janice Purcell</i>

VISITORS PRESENT:

<i>John Young</i>	<i>Jon McGrath II</i>	<i>Julie Rokala</i>
<i>Brenda Thompson</i>	<i>Teddy Snell</i>	