



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
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Thursday, March 27, 2014

1:00 PM

Tribal Council Offices

CALL TO ORDER

Chair Byrd called the meeting to order at 1:00 p.m.

INVOCATION

Chairman Byrd gave the invocation.

ROLL CALL

Present 16 - Cara Cowan Watts; Tina Glory Jordan; Janelle Fullbright; Dick Lay; Lee Keener Jr.; David Walkingstick; Julia Coates; Jack D. Baker; Harley Buzzard; Joe Byrd; Don Garvin; Frankie Hargis ; Curtis Snell; Janees Taylor; David Thornton, Sr. and Victoria Vazquez

Late Arrival 1 - Jodie Fishinghawk

APPROVAL OF MINUTES

Councilor Baker moved to approve the February 27th regular session minutes. Councilor Vazquez seconded the motion. The motion carried.

AMEND THE AGENDA

Councilor Walkingstick moved to amend the agenda to include a resolution pertaining to a Chief's Leadership Day and a resolution to provide equal per capita funding to all eligible JOM school. Councilor Vazquez seconded the motion. The motion carried.

REPORTS:

Marshal Service - Shannon Buhl

Marshal Buhl announced they would be hosting lunch for the Council prior to the Rules committee meeting in May. They have been asked to go to the Indian Capitol Technology Center in April to take part in the new Criminal Justice program. In June they will be hosting and teaching a multi-agency swat school in June here in

Tahlequah. He offered to answer questions from the report provided. Councilor Cowan Watts inquired about a regular drive through patrol at the Claremore Indian Hospital. Councilor Thornton inquired about the new Marshals. Mr. Buhl introduced Kevin Jackson and Nate Bunch as our newest Marshals and provided an update on the remaining position. Councilor Thornton inquired about the status of the dog. Councilor Buzzard inquired if they participated in other agency raids.

Office of the Attorney General - Todd Hembree

Attorney General Hembree provided an update on the Freedman case, the United Keetoowah Band case and the Able Rule. Councilor Cowan Watts inquired about the children's issues at the State level.

Codification - Todd Hembree

Mr. Hembree provided an update on codification by stating 79 of the 85 titles have been completed. The color orange has been selected for the 5 volume set. They are waiting on the forewords from each branch. He believes they can obtain a commitment from West to start publishing in April.

Election Commission - Bill W. Horton

No one was present for the report however their written report was provided. Councilor Cowan Watts requested they be present at the meeting next month to address questions.

Tax Commission - Sharon Swepston

Ms. Swepston offered to answer questions from the report provided. She reported the target date for the At Large tags is the first of July. Councilor Cowan Watts requested an update on the out of jurisdiction counties tag sales to date.

Self-Governance - Vickie Hanvey

Ms. Hanvey provided an update on the contract support cost issues. She announced the Annual National Self Governance Conference will be the first week of May in Arlington, Virginia. The new name for Contract Health Service is Purchased and Referred Care. They have submitted their final offer to IHS regarding the Contract Health Service amendments.

Gaming Commission - Jamie Hummingbird

Mr. Hummingbird offered to answer questions from the report provided. He gave an update on the National Tribal Gaming Commissioners and Regulators Conference held last week at the Hard Rock facility in Tulsa. So far they haven't seen any developments in the Bay Mills case. Councilor Thornton requested an overview of the Bay Mills case.

Human Resources - Nason Morton

Mr. Morton announced the benefits open enrollment begins April 2nd and ends April 15th for insurance. He commented his report is currently with the Attorney General awaiting approval for submission. He provided the Human Resource policies on disk for the Council; these policies are the same as on Sharepoint and are current to the date listed on the disk. He submitted two graphs of the initial on boarding process. He provided information regarding the process for the job descriptions and

communication with the departments. Councilor Glory Jordan requested a flow chart showing a current employee the termination process. Councilor Cowan Watts inquired about the conduct in a GSA vehicle.

AMEND THE AGENDA

Councilor Keener made a motion to amend the agenda to move up the resolution regarding the National Day of Honor prior to old business. Councilor Walkingstick seconded the motion. The motion carried.

NEW BUSINESS

3. [14-040](#) A RESOLUTION ESTABLISHING A CHEROKEE NATIONAL DAY OF HONOR AND RECOGNITION KNOWN AS CHEROKEE NATION LEADERSHIP DAY

Councilor Walkingstick moved to approve. Councilor Taylor seconded the motion. The motion carried. Councilor Walkingstick recognized Cierra Fields in her efforts in this resolution and requested she be given a moment to address the committee. All Councilors requested to be added as sponsors.

OLD BUSINESS

1. [13-137](#) A LEGISLATIVE ACT AMENDING LA #10-11 RELATING TO GAMING WITHIN THE JURISDICTION OF THE CHEROKEE NATION

Councilor Thornton moved to approve. Councilor Fishinghawk seconded the motion. Councilor Cowan Watts requested an explanation of the proposed changes. Council Attorney Barker Harrold gave an overview of the major changes being minimal control standards and the implementation of an advisory board. Jamie Hummingbird of the Gaming Commission along with Mark Fulton and Bear Christensen of CNE were requested to come up and answer questions regarding the amendments. After very lengthy discussion Councilor Glory Jordan offered a friendly amendment in Section 1 to change the year to 2014 and in §22 D5 add the word "directly" in front of related and "only" following activities. The friendly amendments were accepted.

Councilor Glory Jordan called for the question. After objections were heard regarding the call for the question the motion failed by the following roll call vote with two-thirds not being reached.

Yea: 10 - Jodie Fishinghawk; Tina Glory Jordan; Janelle Fullbright; David Walkingstick; Joe Byrd; Frankie Hargis ; Curtis Snell; Janees Taylor; David Thornton, Sr. and Victoria Vazquez

Nay: 7 - Cara Cowan Watts; Dick Lay; Lee Keener Jr.; Julia Coates; Jack D. Baker; Harley Buzzard and Don Garvin

As discussion continued Councilor Garvin requested the list of items being referred too from CNE.

RECESS

Councilor Glory Jordan made a motion to recess to allow the other meetings to take place and reconvene this meeting today following the last meeting today. Councilor Walkingstick seconded the motion. The motion carried with Councilors Coates, Keener, Baker, Cowan Watts and Garvin in opposition. The meeting recessed at 3:15 p.m.

RECONVENNE

Chair Byrd called the meeting back to order at 5:46 p.m.

AMEND THE AGENDA

Councilor Glory Jordan moved to amend the agenda to move the new business items prior to the continued discussion on the old business item regarding Gaming. Councilor Baker seconded the motion. The motion carried.

NEW BUSINESS

1. [14-033](#) A RESOLUTION AUTHORIZING THE ELECTION COMMISSION TO SECURE EXISTING ELECTION SERVICE SAFETY DEPOSIT BOX
Councilor Glory Jordan made a motion to approve. Councilor Walkingstick seconded the motion. Councilor Cowan Watts requested the contents of the safety deposit box be listed as part of their report next month. The motion to approve carried.

2. [14-039](#) A RESOLUTION FOR CHEROKEE NATION EDUCATION DEPARTMENT TO PROVIDE EQUAL PER CAPITA FUNDING TO ALL ELIGIBLE JOHNSON-O'MALLEY STUDENTS AT ALL PUBLIC SCHOOLS WITHIN THE 14 COUNTY JURISDICTION OF THE CHEROKEE NATION FOR THE FY'15 SCHOOL YEAR
Councilor Walkingstick moved to approve. Councilor Vazquez seconded the motion. Councilor Cowan Watts requested to be added as a sponsor. Upon the completion of discussion Councilor Garvin moved table until additional information is received from the Education Department. Councilor Fullbright seconded the motion. Councilor Glory Jordan offered a friendly amendment to refer this to the Education & Culture Committee. The friendly was accepted. The motion carried.

OLD BUSINESS

1. [13-137](#) A LEGISLATIVE ACT AMENDING LA #10-11 RELATING TO GAMING WITHIN THE JURISDICTION OF THE CHEROKEE NATION
Discussion once again continued on the proposed gaming amendments. Councilor Cowan Watts moved to table for one month. Councilor Garvin seconded the motion (no vote was taken). Councilor Glory Jordan gave an overview of the amendments proposed. Councilor Lay offered a friendly amendment to move forward with the advisory board amendment and wait for sixty days on the other amendments to allow time to work out the other items. Councilor Taylor pointed out a typo on page 11 §22 C "gamin" should be "gaming".
Upon the completion of a very lengthy discussion the motion to approve as amended carried with the following roll call vote:
Yea: 9 - Jodie Fishinghawk; Tina Glory Jordan; Janelle Fullbright; David Walkingstick; Frankie Hargis ; Curtis Snell; Janees Taylor; David Thornton, Sr. and Victoria Vazquez

Nay: 7 - Cara Cowan Watts; Dick Lay; Lee Keener Jr.; Julia Coates; Jack D. Baker; Harley Buzzard and Don Garvin

Abstain: 1 - Joe Byrd

ANNOUNCEMENTS

ADJOURNMENT

Councilor Garvin moved to adjourn. Councilor Cowan Watts seconded the motion. The motion carried at 6:55 p.m.

STAFF PRESENT:

<i>Shannon Buhl</i>	<i>Nason Morton</i>	<i>Todd Hembree</i>
<i>Vickie Hanvey</i>	<i>Chuck Hoskin Jr.</i>	<i>Jamie Hummingbird</i>
<i>Tracy Asher</i>	<i>David Moore</i>	<i>Bruce Davis</i>
<i>Gary Cooper</i>	<i>Elizabeth Odell</i>	<i>Lacey Horn</i>
<i>Kelly Myers</i>	<i>Rhonda Trumbla</i>	<i>Connie Chandler</i>
<i>Jon Overacker</i>		

VISITORS PRESENT:

<i>Cierra Fields</i>	<i>Lisa Long</i>	<i>Dianne Barker Harrold</i>
<i>Shawn Slaton</i>	<i>Gina Olaya</i>	<i>Larry Horn</i>
<i>Mark Fulton</i>	<i>Bear Christensen</i>	