



# Council of the Cherokee Nation

Council House  
17763 S. Muskogee Ave.  
Tahlequah, OK 74464

## Meeting Minutes - Draft RULES COMMITTEE

*Meredith Frailey, Chair*

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

---

Thursday, March 31, 2011

1:00 PM

Legislative Conference Room

---

### CALL TO ORDER

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

### INVOCATION

**Councilor Cowan Watts gave the invocation.**

### ROLL CALL

**Present** 15 - Bill John Baker; Buel Anglen; Cara Cowan Watts; Chris Soap; Chuck Hoskin, Jr. ; Curtis Snell; David Thornton Sr. ; Don Garvin; Harley Buzzard; Jack D. Baker; Janelle Fullbright; Jodie Fishinghawk; Meredith Frailey; S. Joe Crittenden and Tina Glory Jordan

**Late Arrival** 2 - Bradley Cobb and Julia Coates

**Councilor Thornton moved to amend the agenda to include three resolutions pertaining keeping State parks open. Item 12 would be for the Adair State Park, item 13 would be for the Eucha State Park and item 14 would be for the Brushy Lake State Park. Councilor Bill John Baker seconded the motion. The motion carried.**

### NEW BUSINESS

**10. [TMP-169](#)** DISCUSSION AND POSSIBLE ACTION ON THE CONSTITUTIONALITY OF PREVIOUS ACTS  
*Councilor Hoskin Jr. questioned the sponsorship of this item. Chair Frailey agreed to sponsor to allow discussion.*

**11. [TMP-127](#)** REQUEST TO MOVE THE TUESDAY MORNING COMMITTEE MEETINGS and REQUEST TO MOVE THE JUNE 13th AND 14th COUNCIL AND COMMITTEE MEETINGS

**Councilor Buzzard withdrew this item from the agenda.**

2. [11-046](#) A RESOLUTION CONFIRMING THE NOMINATION OF SANDRA DOWNING AS A GOVERNING BOARD MEMBER OF CHEROKEE NATION HOME HEALTH SERVICES, INC.

**Chair Frailey announced the Administration has requested this item be withdrawn from the agenda at this time.**

#### APPROVAL OF MINUTES

**Councilor Jack D. Baker moved to approve the February 24th regular session minutes. Councilor Thornton seconded the motion. The motion carried.**

#### REPORTS:

Marshal Service - Sharon Wright

*Ms. Wright answered questions from the report provided. Councilor Bill John Baker requested a copy of the investigation audit report. Councilor Thornton inquired if the Marshal Service had a dive team. Councilor Glory-Jordan inquired about the processes for evidence inventory.*

Office of the Attorney General - Diane Hammons

*Ms. Hammons announced they are currently in a jury trial in our Tribal Courts on a juvenile case. She reported she has reviewed various ballots and has returned them to the Election Office. Councilor Bill John Baker inquired about the workings of Ethics Point. Councilor Fishinghawk inquired as to the status of the information requested regarding the Sequoyah High School student case.*

Election Commission - Roger Johnson

*No one was present to report although a written report was provided.*

Tax Commission - Sharon Swebston

*Mr. Andy Quetone offered to answer questions from the Tax Commission report in the absence of Ms. Swebston.*

Self-Governance - Vickie Hanvey

*Ms. Hanvey announced they received the continuing resolution payments through the 8th of April. They are preparing for the Recovery Act Reporting. Councilor Hoskin Jr. inquired about the potential Government shutdown impact. Councilor Glory-Jordan requested a summary report showing the awards, expenditures and unspent funds of federal grants.*

Gaming Commission - Jamie Hummingbird

*Mr. Hummingbird offered to answer questions and stated he ensure copies of his report were provided.*

Codification - Todd Hembree

*Mr. Hembree stated the Titles to be codified are being reformatted at this time. Once complete it will be presented to the Council along with Acts which aren't Constitutional for approval prior to sending to the printer.*

Registrar Citizenship Data Update - Todd Enlow

*Mr. David Justice offered to answer questions in the absence of Mr. Enlow.*

Youth Leadership Council - Todd Enlow

*Mr. Garrett Reid the Youth Leadership Council President offered to answer questions from their report. Councilor Fishinghawk inquired if they attend the NCAI meetings.*

#### OLD BUSINESS

1. [TMP-157](#) TRIBAL COUNCIL TRAVEL EXPENSE POLICY PROPOSED AMENDMENTS  
**Councilor Anglen moved to table for one month. Councilor Cowan Watts seconded the motion. The motion carried.**

#### NEW BUSINESS

1. [11-045](#) A RESOLUTION CONFIRMING THE NOMINATION OF JANIE DIBBLE AS A GOVERNING BOARD MEMBER OF CHEROKEE NATION COMPREHENSIVE CARE AGENCY  
**Councilor Cobb moved to approve. Councilor Anglen seconded the motion. The motion carried.**
2. [11-046](#) A RESOLUTION CONFIRMING THE NOMINATION OF SANDRA DOWNING AS A GOVERNING BOARD MEMBER OF CHEROKEE NATION HOME HEALTH SERVICES, INC.  
**Withdrawn by Administration.**
3. [11-048](#) A RESOLUTION CONFIRMING THE NOMINATION OF DEBORAH SCOTT AS A BOARD MEMBER OF CHEROKEE NATION COMMUNITY ASSOCIATION CORPORATION  
**Councilor Coates moved to approve. Councilor Jack D. Baker seconded the motion. The motion carried. Councilor Hoskin Jr. requested a sponsor be assigned if not already prior to going to full Council. Both Councilors Jack D. Baker and Coates agreed to sponsor.**
4. [11-052](#) A RESOLUTION DECLARING "TSA-LA-GI, WE ARE MANY" AS THE NATIONAL ANTHEM OF THE CHEROKEE NATION  
*Councilor Bill John Baker introduced this item and moved to approve. Councilor Jack D. Baker seconded the motion. A request was made for this to be a competition and for the actual music to be included with the Resolution.*  
**Councilor Cowan Watts moved to table for one month. Councilor Soap seconded the motion. The motion carried.**

5. [11-049](#) A LEGISLATIVE ACT AMENDING TITLE 10 OF THE CHEROKEE NATION CODE ANNOTATED - PATERNITY; AMENDING CHAPTER 3 PATERNITY  
*Chair Frailey gave an overview of the proposed amendments.*  
**Councilor Jack D. Baker moved to approve by acclamation. Councilor Cowan Watts seconded the motion. The motion carried.**
6. [11-050](#) AN ACT ESTABLISHING PROCEDURES AND REQUIREMENTS FOR THE NAMING OF BUILDINGS OR FACILITIES OF THE CHEROKEE NATION AND ITS ENTITIES  
*Councilor Hoskin gave an overview of the reasons for the Legislative Act. He moved to approve. Councilor Glory-Jordan seconded the motion. Discussion was held. Councilor Jack D. Baker stated this Act doesn't have a provision for anyone to bring forward a name.*  
**Councilor Jack D. Baker moved to table for one month. Councilor Cowan Watts seconded the motion. The motion carried.**
7. [11-051](#) AN ACT REJECTING THE RECOMMENDATIONS OF THE CITIZENS COMMITTEE ESTABLISHED UNDER LEGISLATIVE ACT 05-11 WHICH CALLS FOR A PAY INCREASE FOR ELECTED OFFICIALS  
*Councilor Bill John Baker stated this Act is the Council's opportunity to reject the Citizens Committee's recommendation for a pay raise. He moved to approve. Councilor Crittenden seconded the motion. Several Council members spoke in regard to this proposed Act. Councilor Garvin read into the record a letter submitted by Chief Smith. Councilor Fishinghawk stated she objected to the Chief's letter being read into the minutes. Councilors Glory-Jordan and Fishinghawk requested to be added as sponsors.*  
**The motion failed by the following roll call vote.**  
**Yea:** 4 - Bill John Baker; Jodie Fishinghawk; S. Joe Crittenden and Tina Glory Jordan  
**Nay:** 13 - Bradley Cobb; Buel Anglen; Cara Cowan Watts; Chris Soap; Chuck Hoskin, Jr. ; Curtis Snell; David Thornton Sr. ; Don Garvin; Harley Buzzard; Jack D. Baker; Janelle Fullbright; Julia Coates and Meredith Frailey
8. [11-053](#) AN ACT REQUIRING ALL ELECTED OFFICIALS OF THE CHEROKEE NATION TO UNDERGO RANDOM DRUG TESTING  
**Councilor Crittenden stated he would like to table this until next month to allow time for review this and the substitute version submitted by Councilor Hoskin Jr. Councilor Hoskin Jr. seconded the motion. The motion carried.**
9. [TMP-168](#) DISCUSSION REGARDING THE ADMINISTRATION'S USE OF CONTRACTORS TO CONDUCT FOCUS GROUPS/OPINION SURVEYS OF CHEROKEE NATION EMPLOYEES AND CITIZENS  
*Councilor Hoskin Jr. gave appreciation to the Administration for some information provided. He stated after brief discussion he would like to table this until next month. He voiced concern with the timing of the focus group. Mr. David Stewart provided background information and commented it isn't necessarily the performance of the tribe but more the perception of the tribe and its image.*  
**Councilor Hoskin Jr. moved to table to allow time to review the information provided. Councilor Glory-Jordan seconded the motion. The motion carried.**

10. [TMP-169](#) DISCUSSION AND POSSIBLE ACTION ON THE CONSTITUTIONALITY OF PREVIOUS ACTS
- Secretary of State Knight provided the exact packet that had been provided at the previous month's meeting. She provided history on an Act as the courts had determined it to be illegal and questioned how many others may exist. Mr. Hembree stated it is a part of the codification process and they would be bringing forward a list of Acts in which a recommendation for repeal would be made. Councilor Cowan Watts made a motion for this to be an agenda item rather than a subcommittee where action can be taken on each Act in question. Councilor Garvin seconded the motion.*
- After discussion was held the motion carried with Councilors Hoskin Jr., Glory-Jordan and Fishinghawk opposed.**
11. [TMP-127](#) REQUEST TO MOVE THE TUESDAY MORNING COMMITTEE MEETINGS and REQUEST TO MOVE THE JUNE 13th AND 14th COUNCIL AND COMMITTEE MEETINGS
- Withdrawn**
12. [11-056](#) A RESOLUTION IN SUPPORT OF THE ADAIR STATE PARK LOCATED IN STILWELL, ADAIR COUNTY, OKLAHOMA AND A REQUEST TO THE STATE OF OKLAHOMA FOR IT TO REMAIN OPEN
- Councilor Fishinghawk moved to approve. Councilor Hoskin Jr. seconded the motion. All Council members requested to be added as sponsors. The motion carried.**
13. [11-057](#) A RESOLUTION IN SUPPORT OF LAKE EUCHA STATE PARK LOCATED IN DELAWARE COUNTY, OKLAHOMA AND A REQUEST TO THE STATE OF OKLAHOMA FOR IT TO REMAIN OPEN
- Councilor Thornton moved to approve. Councilor Garvin seconded the motion. All Council members requested to be added as sponsors. The motion carried.**
14. [11-058](#) A RESOLUTION IN SUPPORT OF THE BRUSHY LAKE STATE PARK LOCATED IN SEQUOYAH COUNTY, OKLAHOMA AND A REQUEST TO THE STATE OF OKLAHOMA FOR IT TO REMAIN OPEN
- Councilor Thornton moved to approve. Councilor Bill John Baker seconded the motion. All Council members requested to be added as sponsors. The motion carried.**
- Councilor Thornton made a request that these three resolutions be provided to the State Representatives and Senators.**

#### ANNOUNCEMENTS

*Councilor Thornton announced he had received an email regarding Ron Cooper who is walking the upper trail of the Trail of Tears and suggested the Cherokee Nation meet and sponsor him when he arrives in Tahlequah. He requested a resolution be brought forward to recognize him.*

ADJOURNMENT

**Councilor Cowan Watts moved to adjourn. Councilor Jack D. Baker seconded the motion. The motion carried at 2:55 p.m.**

STAFF PRESENT:

<i>Patrick Hill</i>	<i>Sharon Wright</i>	<i>Vickie Harvey</i>
<i>Andy Quetone</i>	<i>Paula Ragsdale</i>	<i>Pat Ragsdale</i>
<i>Doug Evans</i>	<i>Diane Hammons</i>	<i>David Justice</i>
<i>Jamie Hummingbird</i>	<i>Mike Miller</i>	<i>Melanie Knight</i>
<i>Nason Morton</i>	<i>Kara Whitworth</i>	<i>Elizabeth Odell</i>
<i>Jamie Custer</i>		

VISITORS PRESENT:

<i>Garrett Reed</i>	<i>Todd Hembree</i>	<i>Janie Dibble</i>
<i>Gina Olaya</i>	<i>Mark Vance</i>	<i>Ollie Starr</i>
<i>David Stewart</i>	<i>Bev Cowan</i>	<i>Natalie Fullbright</i>