



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, April 28, 2016

1:00 PM

Tribal Council Offices

CALL TO ORDER

Chair Byrd called the meeting to order at 1:03 p.m.

INVOCATION

Councilor Thornton gave the invocation.

ROLL CALL

Present 15 - Jack D. Baker; Harley Buzzard; Joe Byrd; Frankie Hargis ; Curtis Snell; Janees Taylor; David Thornton, Sr. ; Victoria Vazquez; Keith Austin; Buel Anglen; Dick Lay; David Walkingstick; Wanda Hatfield; Rex Jordan and Bryan Warner

Absent 1 - Don Garvin

Late Arrival 1 - Shawn Crittenden

APPROVAL OF MINUTES

Councilor Vazquez moved to approve the March 9th special session and the March 31st regular session minutes. Councilor Thornton seconded the motion. Councilor Taylor offered a friendly amendment to correct page 4 of the March 31st minutes in the next to the bottom paragraph to include "be withdrawn" at the end of the sentence referring to Councilor Lay's proposed amendments. The friendly was accepted. The motion carried.

AMEND THE AGENDA

Councilor Warner moved to amend the agenda to move old business items 4 and 5 along with new business item 1 prior to reports. Councilor Hargis seconded the motion. After the Chair's suggestion Councilor Warner amended his motion to address all business items prior to reports. The motion carried.

OLD BUSINESS

1. [TMP-273](#) DISCUSSION AND POSSIBLE ACTION: CEMETERY RESTORATION ASSISTANCE POLICIES AND PROCEDURES

Councilor Vazquez moved to approve the revision provided in a handout today. Councilor Hargis seconded the motion. Councilor Taylor gave an overview of the proposed changes. Discussion was held on the requirement for an EIN#. Councilor Baker offered a friendly amendment under Funding Amounts to insert “any amount expended” after “receipts for” and to add “and account for remaining funds by January 1st” following “September 1st”. The friendly was accepted. The motion carried as amended.

2. [16-038](#) A RESOLUTION CONFIRMING THE NOMINATION OF VALERIE J. ROGERS AS A GOVERNING BOARD MEMBER OF THE CHEROKEE NATION HOME HEALTH SERVICES, INCORPORATED

Councilor Hargis moved to approve. Councilor Vazquez seconded the motion. The motion carried. Ms. Rogers gave a brief overview of her background and offered to answer questions.

3. [16-039](#) A RESOLUTION CONFIRMING THE NOMINATION OF VALERIE J. ROGERS AS A GOVERNING BOARD MEMBER OF CHEROKEE NATION COMPREHENSIVE CARE AGENCY (PACE)

Councilor Hargis moved to approve. Councilor Taylor seconded the motion. The motion carried.

4. [16-046](#) A RESOLUTION AUTHORIZING THE ATTORNEY GENERAL TO COMMENCE LITIGATION FOR AN ACCOUNTING OF CHEROKEE NATION TRUST ASSETS

Councilor Vazquez move to approve. Councilor Jordan seconded the motion. Attorney General Hembree gave an overview of the proposed Act. After discussion was held the motion to approve carried with no opposition.

AMEND THE AGENDA

Councilor Hargis made a motion to amend the agenda to move new business item 1 prior to old business 5. Councilor Walkingstick seconded the motion. The motion carried.

NEW BUSINESS

1. [16-061](#) A RESOLUTION CONFIRMING THE NOMINATION OF PAMELA SELLERS AS CHEROKEE NATION ELECTION BOARD COMMISSIONER

Chair Byrd gave an overview of this Council nomination. Councilor Crittenden requested to be added as a sponsor. Councilor Thornton moved to approve. Councilor Vazquez seconded the motion. Ms. Sellers gave a brief overview of her background and offered to answer questions. The motion to approve carried with Councilor Hargis abstaining.

OLD BUSINESS

5. [16-025](#)

AN ACT AMENDING LA-04-14 REVISING TITLE 26 ("ELECTIONS") OF THE CHEROKEE NATION CODE ANNOTATED

Councilor Vazquez moved to approve. Councilor Walkingstick seconded the motion. Councilor Lay handed out information from the constitutional convention and requested it be included in the minutes of this meeting. Attorney General Hembree provided a handout of the previously emailed new language for the definition of "term". He explained the reason for the new language. Councilor Vazquez clarified her motion to approve was to include the amended "term" language submitted by AG Hembree.

After lengthy debate and discussion was held the motion to approve with the amended term language carried with the following roll call vote:

Yea: 9 - Joe Byrd; Curtis Snell; David Thornton, Sr. ; Victoria Vazquez; Keith Austin; David Walkingstick; Wanda Hatfield; Rex Jordan and Bryan Warner

Nay: 6 - Jack D. Baker; Harley Buzzard; Janees Taylor; Buel Anglen; Dick Lay and Shawn Crittenden

Abstain: 1 - Frankie Hargis

Mr. Harvey Chaffin the attorney for the Election Commission requested "employer and" be deleted on page 19 under In Kind Contribution. Councilor Vazquez moved to delete the language as suggested by Mr. Chaffin. Councilor Hargis seconded the motion. The motion carried.

Yea: 9 - Joe Byrd; Curtis Snell; David Thornton, Sr. ; Victoria Vazquez; Keith Austin; David Walkingstick; Wanda Hatfield; Rex Jordan and Bryan Warner

Nay: 6 - Jack D. Baker; Harley Buzzard; Janees Taylor; Buel Anglen; Dick Lay and Shawn Crittenden

Abstain: 1 - Frankie Hargis

REPORTS:

Marshal Service - Shannon Buhl

Mr. Buhl offered to answer questions from the report provided. He announced this Saturday night at the BOK Center one of our Marshals will be fighting in the benefit Smoke and Guns fights. Councilor Taylor inquired if the violent crimes listed in the report are for this month alone.

Office of the Attorney General - Todd Hembree

Mr. Hembree provided an update on the litigation pending and the Keepseagle settlement. He offered to answer questions.

FOIA-GRA - Gwen Terrapin

Ms. Terrapin was not available for questions however a written report was provided.

Election Commission - Brooke Tillison

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

Tax Commission - Sharon Swepston

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

Self-Governance - Karen Ketcher

Ms. Ketcher was not available for questions.

Gaming Commission - Jamie Hummingbird

Mr. Hummingbird gave an update on the possible change in the IRS reporting amount from \$1,200 to \$600 for individual tax purposes.

Human Resources - Nason Morton

Mr. Morton provided an update on the new report format and also the time to fill positions.

ANNOUNCEMENTS

ADJOURNMENT

Councilor Hargis moved to adjourn. Councilor Vazquez seconded the motion. The motion carried at 2:46 p.m.

STAFF PRESENT:

<i>John Paden</i>	<i>Scot Craig</i>	<i>Chuck Hoskin Jr.</i>
<i>Canaan Duncan</i>	<i>Nason Morton</i>	<i>Jamie Hummingbird</i>
<i>Sharon Swepston</i>	<i>David Cornsilk</i>	<i>Willard Mounce</i>
<i>Shannon Buhl</i>	<i>Brooke Tillison</i>	<i>Connie Parnell</i>
<i>Todd Hembree</i>	<i>Chard Harsha</i>	<i>John Young</i>
<i>Mike Roach</i>	<i>Julie Hubbard</i>	<i>Joe Rainwater</i>

VISITORS PRESENT:

<i>JR Sellers</i>	<i>Pam Sellers</i>	<i>Lisa Long</i>
<i>Nate Young</i>	<i>Teddy Snell</i>	<i>Dianne Barker Harrold</i>
<i>Carolyn Allen</i>	<i>Twila Pennington</i>	<i>Harvey Chaffin</i>
<i>Martha Calico</i>	<i>Janice Randall</i>	