



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, June 28, 2018

1:00 PM

Tribal Council Offices

CALL TO ORDER

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

INVOCATION

Councilor Taylor gave the invocation.

ROLL CALL

Chairman Byrd gave an update on Councilor Hargis.

Present 16 - Keith Austin; Buel Anglen; Dick Lay; David Walkingstick; Shawn Crittenden; Wanda Hatfield; Rex Jordan; Bryan Warner ; Joe Byrd; Janees Taylor; Victoria Vazquez; Harley Buzzard; E. O. "JR." Smith; Mike Shambaugh; Mike Dobbins and Mary Baker Shaw

Absent 1 - Frankie Hargis

APPROVAL OF MINUTES

Councilor Vazquez moved to approve the May 31st regular session minutes. Councilor Jordan seconded the motion. The motion carried.

REPORTS:

Marshal Service - Shannon Buhl

Mr. Buhl announced the Marshal Service Dive Team will be at the Tenkiller State Park this Saturday helping with the Underwater Olympics event. Our dive team recently recovered the eighteen year old drowning victim at Lake Tenkiller. The Special Operations Team had a hostage rescue in Claremore and an armed barricade with a gunman in Adair County over the last month. A follow up was given in regard to renewing cross deputations. He offered to answer questions from the report. Councilor Walkingstick inquired if they were assisting in the transport of McCoy. Councilor Shaw inquired if we assist with the wild fires.

Office of the Attorney General - Chrissi Nimmo

Ms. Nimmo gave an update on the new opioid case filed against the manufacturer. A couple of weeks ago the Marshal Service was served in a case in Delaware County where one of our Marshal's is listed as a defendant. She reported on a CNE employee whose gaming license was revoked by the Gaming Commission and is now appealing that decision in our courts. Ms. Nimmo gave an overview of the State passing State Question 788 pertaining to Medical Marijuana and what it means to the Cherokee Nation. Councilor Buzzard inquired about purchasing or owning guns with a medical marijuana license. Councilor Crittenden inquired about the types of conditions that would qualify for a license. He requested clarification on the revoked gaming license appeal in regard as to who the Attorney General's office is representing. Councilor Crittenden inquired about how to go about being placed on the vacant Gaming Commission Advisory Board. Councilor Buzzard inquired lawsuits filed in regard to the treaties.

FOIA-GRA - Gwen Terrapin

Ms. Terrapin provided a FOIA, GRA and website update. She offered to answer questions from her report.

Tax Commission - Sharon Swepston

Ms. Fonda Gritts reported in the absence of Ms. Swepston. Councilor Buzzard requested an update on the handicapped ramp at the Jay tag office. Councilors Shaw and Anglen inquired about the short staffing issues at the Tulsa office. Councilor Lay stated he still wants a tag office in Nowata. Councilor Shambaugh requested a report showing staffing at all locations.

Self-Governance - Karen Ketcher

No one present to report.

Gaming Commission - Jamie Hummingbird

Mr. Hummingbird recognized Gaming Commission Chairman, John Sparks, in attendance. He provided an update on the status of the craps and roulette games. Councilor Buzzard requested a brief overview of how someone's gaming license is revoked. Councilor Shaw inquired about the number of craps and roulette tables and at which properties. Councilor Crittenden requested clarification on who is required to have a gaming license. He also asked if the Gaming Commission is a complete commission and if they are Cherokee.

Human Resources - Nason Morton

Mr. Morton commented he would speak with Ms. Swepston in regard to the staffing at the tag offices. He offered to answer questions from the report provided. Councilor Warner asked if they do the hiring of all of the medical staff for the hospitals and clinics. Councilor Taylor inquired about the report including the length of time from date of application to hire date.

OLD BUSINESS

AMEND THE AGENDA

Councilor Shambaugh made a motion to move the old business item to follow the new business items. Councilor Vazquez seconded the motion. The motion carried.

NEW BUSINESS

1. [18-043](#) A RESOLUTION CONFIRMING THE REAPPOINTMENT OF TONYA ROZELL AS A BOARD MEMBER OF CHEROKEE NATION FOUNDATION
Councilor Jordan made a motion to approve. Councilor Vazquez seconded the motion. Following a few questions for Ms. Rozell the motion to approve carried.
2. [18-044](#) A RESOLUTION CONFIRMING THE REAPPOINTMENT OF PATSIANN NIX SMITH AS A BOARD MEMBER OF CHEROKEE NATION FOUNDATION
Councilor Jordan made a motion to approve. Councilor Vazquez seconded the motion. Following a few questions for Ms. Smith the motion to approve carried.
3. [18-045](#) A RESOLUTION CONFIRMING THE REAPPOINTMENT OF J. BLAKE FLETCHER AS A COMMISSIONER OF THE CHEROKEE NATION ENVIRONMENTAL PROTECTION COMMISSION
Councilor Smith made a motion to approve. Councilor Shambaugh seconded the motion. Councilor Crittenden requested of Administration to be contacted on all Adair County items for sponsorship. Following a few additional questions and comments Councilors Crittenden, Hatfield, Byrd and Shambaugh requested to be added as sponsors. The motion to approve carried.

OLD BUSINESS

1. [18-038](#) AN ACT AMENDING CNCA TITLE 40, "CHEROKEE NATION EMPLOYMENT RIGHTS ACT"
Councilor Walkingstick made a motion to approve. Councilor Lay seconded the motion. Ms. Diane Kelley gave a background of the TERO and the mentor/protégé procedure. She stated the amendments presented in the law today are included in the implemented policy. Councilor Lay voiced concern for not getting the policy until after the amendment was submitted. He commented this isn't the only time we haven't received the policy following legislation. Councilor Austin requested clarification from Councilor Walkingstick and Council Attorney Nofire Blakestad on the process for this legislation in regard to author and sponsor. Councilor Austin requested clarification on the confidential document distributed. Councilor Lay called for point of order. Chair Byrd inquired if Councilor Walkingstick is in agreement with the policy. Councilor Walkingstick stated it is not legislated it is only in policy and requested to move forward with the proposed amendment. Councilor Vazquez requested Councilor Austin be able to continue with his questions. Councilor Attorney Nofire Blakestad

commented this legislation needs to be amended to remove the appeals board section as it was dissolved last year.

The motion to approve as presented failed.

ANNOUNCEMENTS

ADJOURNMENT

Councilor Crittenden moved to adjourn. Councilor Warner seconded the motion. The motion carried at 2:22 p.m.

STAFF PRESENT:

<i>Canaan Duncan</i>	<i>Chuck Hoskin Jr.</i>	<i>Shannon Buhl</i>
<i>Chrissi Nimmo</i>	<i>Gwen Terrapin</i>	<i>Jamie Hummingbird</i>
<i>Nason Morton</i>	<i>Diane Kelley</i>	<i>Fonda Gritts</i>
<i>John Paden</i>	<i>Kim Teehee</i>	

VISITORS PRESENT:

<i>Tahlina Nofire Blakestad</i>	<i>Teddye Snell</i>	<i>Phyllis Lay</i>
<i>Martha Calico</i>	<i>Janice Randall</i>	<i>Patsi Nix Smith</i>
<i>Tonya Rozell</i>	<i>Blake Fletcher</i>	<i>John Sparks</i>