



Council of the Cherokee Nation

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

Meeting Minutes - Final RULES COMMITTEE

Chuck Hoskin Jr., Chair

Recording Secretary, Shelli-Brittain
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Thursday, April 25, 2013

1:00 PM

Legislative Conference Room

CALL TO ORDER

Chair Hoskin Jr. called the meeting to order at 1:21 p.m.

INVOCATION

Councilor Snell gave the invocation.

ROLL CALL

Present 15 - Buel Anglen; Chuck Hoskin Jr. ; Curtis Snell; David Thornton, Sr. ; Don Garvin; Jack D. Baker; Cara Cowan Watts; Jodie Fishinghawk; Tina Glory Jordan; Dick Lay; Lee Keener Jr.; David Walkingstick; Julia Coates; Frankie Hargis and Joe Byrd

Late Arrival 2 - Meredith Frailey and Janelle Fullbright

APPROVAL OF MINUTES

Councilor Hargis moved to approve the March 28th regular session minutes. Councilor Lay seconded the motion. The motion carried.

AMEND THE AGENDA

Councilor Glory-Jordan moved to amend the agenda to bring #1 of old business and #1 and #2 of new business and also to take from the table the resolution authorizing the limited waiver of sovereign immunity in connection with the wind energy evaluation leases and wind resource leases to immediately following the approval of this motion. Councilor Fishinghawk seconded the motion. Councilor Lay requested division, Chair Hoskin Jr. requested two separate motions.

Councilor Glory-Jordan moved to amend the agenda to bring #1 of old business and #1 and #2 of new business be considered prior to the reports. Councilor Hargis seconded the motion. The motion carried.

AMEND THE AGENDA

Councilor Glory-Jordan moved to amend the agenda to bring off of the table the resolution authorizing the limited waiver of sovereign immunity in connection with the

wind energy evaluation leases and wind resource leases. Councilor Cowan Watts seconded the motion. Chair Hoskin Jr. gave clarification on the route in which this resolution has taken. Councilor Lay requested clarification and a few moments to review the document provided.

The motion carried with Councilor Lay opposed.

OLD BUSINESS

1. [13-047](#) A RESOLUTION CONFIRMING THE NOMINATION OF AMBER LYNN GEORGE AS A BOARD MEMBER OF CHEROKEE NATION FOUNDATION
Councilor Byrd moved to approve. Councilor Walkingstick seconded the motion. Ms. George gave a brief overview of her background.
After several questions the motion to approve carried with no opposition.

NEW BUSINESS

1. [13-061](#) A RESOLUTION CONFIRMING THE REAPPOINTMENT OF STEVEN M. WILSON AS A COMMISSIONER OF THE CHEROKEE NATION TAX COMMISSION
Councilor Glory-Jordan moved to approve. Councilor Hargis seconded the motion.
After questions were asked the motion to approve carried with no opposition.
 2. [13-062](#) A RESOLUTION CONFIRMING THE NOMINATION OF GLENDON KAY WATKINS AS A BOARD MEMBER OF THE ECONOMIC DEVELOPMENT TRUST AUTHORITY BOARD OF DIRECTORS
Councilor Glory-Jordan moved to approve with an amendment for the seat to reflect seat two (2) not seat four (4). Councilor Walkingstick seconded the motion. Councilors Fishinghawk, Hargis and Lay requested to be added as sponsors.
After questions ceased the motion to approve as amended carried with no opposition.
- OB4. [13-049](#) A RESOLUTION AUTHORIZING THE LIMITED WAIVER OF SOVEREIGN IMMUNITY OF THE CHEROKEE NATION IN CONNECTION WITH THE WIND ENERGY EVALUATION LEASES AND WIND RESOURCE LEASES TO CHILOCCO WIND FARM, LLC
Councilor Glory-Jordan moved to approve and provided a brief explanation of the request to bring off the table and reconsider today. Councilor Cowan Watts seconded the motion. Chair Hoskin Jr. directed attention to two emails provided today pertaining to the consultation fee being waived. Councilor Lay voiced concerns with the situation and requested an investigation be held explaining how the questions asked and information discussed in a FOIA request he submitted is included in the two emails provided today. Councilor Cowan Watts voiced concern for not being able to see the contracts. She questioned the multiple funding triggers. Assistant Attorney General, Elizabeth Odell provided some clarification. Councilor Cowan Watts inquired what contracts are going to take place over the life of the project. Chair Hoskin Jr. requested Ms. Odell commit in assisting in making sure the documents are available for review by this Council. Councilor Cowan Watts inquired if any money has been expended by the Cherokee Nation or our entities on this project to date. Councilor Keener questioned the involvement of CNB on the project. Councilor Frailey questioned what this phase triggers if approved. Councilor Lay once again voiced his multiple concerns with the project. Upon the completion of

other Councilor comments Chair Hoskin Jr. stated the expectations of the committee would be to be given the opportunity to inspect the documents at the Attorney General's office prior to the Council meeting.

The motion to approve carried with the following roll call vote:

Yea: 13 - Buel Anglen; Chuck Hoskin Jr. ; Curtis Snell; Don Garvin; Jack D. Baker; Meredith Frailey; Cara Cowan Watts; Jodie Fishinghawk; Tina Glory Jordan; Janelle Fullbright; Lee Keener Jr.; Julia Coates and Frankie Hargis

Nay: 2 - David Thornton, Sr. and Dick Lay

Abstain: 2 - David Walkingstick and Joe Byrd

REPORTS:

Marshal Service - Shannon Buhl

Mr. Danny Tanner offered to answer questions from the report provided. Councilor Cowan Watts requested details be included in the report pertaining to the calls to Claremore Indian Health Facility.

Office of the Attorney General - Todd Hembree

Mr. Nason Morton reported in the absence of Attorney General Hembree. Ms. Chrissi Nimmo provided an update on the Baby V Supreme Court Case. Chair Hoskin Jr. requested a list of the groups who lined up against the Cherokee Nation in this case.

Codification - Todd Hembree

Ms. Christina Carroll provided an update on codification by stating it is moving along well. She was unable to provide any timeline or specific deadlines. Councilor Cowan Watts inquired if there is a plan to keep the codification process current once this large task is complete.

Election Commission - Bill W. Horton

No one was present to report. Councilor Cowan Watts commented she is hearing concerns in the communities and requested a representative be present next month.

Tax Commission - Sharon Swepston

Ms. Swepston provided a handout of sample cards for the tax exemption for the veterans. She requested input from the Council so they can move forward. They look to have the policy finalized in the next 30 days.

Self-Governance - Vickie Hanvey

Mr. Clint Hastings reported in the absence of Ms. Hanvey. He offered to answer questions from the report provided. He announced Ms. Hanvey is representing the Eastern Oklahoma Region on the Tribal Interior Budget Council this week in Washington D.C.

Gaming Commission - Jamie Hummingbird

Ms. Rhonda Trumbler offered to answer questions in the absence of Mr. Hummingbird.

Registrar Citizenship Data Update - David Justice

Mr. Justice announced the Registration Department has implemented a new database and are currently in training. Chair Hoskin Jr. requested his concern for space issues within their department be voiced. Councilor Cowan Watts inquired about the new database and requested a report next month.

OLD BUSINESS

2. [13-019](#) A RESOLUTION ALLOWING FOR THE SALE OF CHEROKEE NATION AFFINITY TAGS BY THE STATE OF OKLAHOMA
Councilor Baker moved to table until after #4 of new business. Councilor Cowan Watts seconded the motion. The motion carried.
3. [13-031](#) EMPLOYEE CONDUCT IN POLITICAL MATTERS ACT OF 2013
Councilor Fishinghawk moved to table for one month. Councilor Cowan Watts seconded the motion. The motion carried.

NEW BUSINESS

3. [13-065](#) A RESOLUTION HONORING JEFF STANCIL FOR HIS WORK AND DEDICATION TO PRESERVE CHEROKEE HISTORY AND CULTURE
Councilor Baker moved to approve. Councilor Garvin seconded the motion. All Councilors requested to be included as sponsors. The motion to approve carried.
4. [13-066](#) APPROVAL OF THE MOTOR VEHICLE TAG COMPACT BETWEEN THE CHEROKEE NATION AND OKLAHOMA
Councilor Glory-Jordan moved to approve to allow discussion. Councilor Fishinghawk seconded the motion. Mr. Nason Morton announced Attorney General Hembree is in Oklahoma City regarding these negotiations as we speak. He requested this item be tabled until next month.
Councilor Glory-Jordan moved to table for one month. Councilor Cowan Watts seconded the motion. The motion carried.
- OB2. [13-019](#) A RESOLUTION ALLOWING FOR THE SALE OF CHEROKEE NATION AFFINITY TAGS BY THE STATE OF OKLAHOMA
Councilor Baker moved to table for one month. Councilor Byrd seconded the motion. The motion carried.
5. [13-067](#) A RESOLUTION OPPOSING 113TH CONGRESSIONAL HOUSE RESOLUTION 1066, AMENDMENTS TO THE INDIAN ARTS AND CRAFTS ACT
Councilor Glory-Jordan moved to table for one month. Councilor Walkingstick seconded the motion. The motion carried.

6. [TMP-257](#)

DISCUSSION AND POSSIBLE ACTION: COUNCILOR CONDUCT TOWARDS NOMINEES AND OTHER GUESTS AT COMMITTEE MEETINGS

Councilor Glory-Jordan read the Council conduct portion of the Council Rules and Procedures. She reminded everyone they should stay with the merits of the discussion and not operate on rumor. She commented copies of the policy can be provided to anyone who needs them.

Councilor Fishinghawk moved to table for one month. Councilor Glory-Jordan seconded the motion. The motion carried.

ANNOUNCEMENTS

ADJOURNMENT

Councilor Walkingstick moved to adjourn. Councilor Fishinghawk seconded the motion. The motion carried at 2:52 p.m.

STAFF PRESENT:

<i>Nason Morton</i>	<i>David Justice</i>	<i>Elizabeth Odell</i>
<i>Christina Carroll</i>	<i>Sara Hill</i>	<i>Lisa Long</i>
<i>Sharon Swepston</i>	<i>Terrisa Muskrat</i>	<i>Anna Knight</i>
<i>Clint Hastings</i>	<i>Chrissi Nimmo</i>	<i>Danny Tanner</i>
<i>Rhonda Trumbula</i>		

VISITORS PRESENT:

<i>Amber George</i>	<i>Jim Wilson</i>	<i>Glendon Watkins</i>
<i>Phyllis Lay</i>	<i>Ollie Starr</i>	<i>Ruth Ann Weaver</i>
<i>Larry Horn</i>		