

Minutes
Business, Finance, & Justice
Committee
February 17, 2022

CALL TO ORDER: Thomasene Yahola Osborn, Chairperson called the meeting to order at 3:00 p.m.

INVOCATION: Representative Randall Hicks

ROLL CALL: Tracy Wade Legislative Clerk accounted for five members present and none counted as absent/excused at the time of roll call. **Members present:** Patrick Freeman, Sandra Golden, Randall Hicks, Mark Randolph and Thomasene Yahola Osborn. **Members absent/excused:**

ESTABLISHMENT OF QUORUM: Yes. Five members present constitute a quorum. Therefore, any business transacted will be valid.

ORDER OF BUSINESS:

1/20/22 and 1/29/22

Representative Randall Hicks made a motion to **Approve the minutes with any changes necessary**. Representative Mark Randolph seconded the motion. Discussion. Upon a motion and a second being made a roll call vote was taken with the following results being recorded: **4 in favor, 0 against. Motion carried.**

Patrick Freeman – Yes	Sandra Golden –Yes	Randall Hicks – Yes
Mark Randolph – Yes	Thomasene Yahola Osborn –	

ORDER OF BUSINESS:

NCR 22-001 A RESOLUTION OF THE MUSCOGEE (CREEK) NATIONAL COUNCIL APPROVING THE LEGAL SERVICES AGREEMENT BETWEEN THE MUSCOGEE (CREEK) NATIONAL COUNCIL AND FLETCHER LAW, PLLC

Representative Mark Randolph made a motion to **Postpone Indefinitely**. Representative Sandra Golden seconded the motion. Discussion. Upon a motion and a second being made a roll call vote was taken with the following results being recorded: **3 in favor, 1 against. Motion carried.**

Patrick Freeman – No	Sandra Golden –Yes	Randall Hicks – Yes
Mark Randolph – Yes	Thomasene Yahola Osborn –	

TR 22-033 A TRIBAL RESOLUTION OF THE MUSCOGEE (CREEK) NATION CONFIRMING THE NOMINATION OF KATHLEEN SUPERNAW TO SERVE AS A SUPREME COURT JUSTICE OF THE MUSCOGEE (CREEK) NATION

Representative Mark Randolph made a motion to **Do Pass**. Representative Randall Hicks seconded the motion. Discussion. Upon a motion and a second being made a roll call vote was taken with the following results being recorded: **4 in favor, 0 against. Motion carried.**

Patrick Freeman – Yes Sandra Golden –Yes Randall Hicks – Yes
Mark Randolph – Yes Thomasene Yahola Osborn –

TR 22-034 A TRIBAL RESOLUTION OF THE MUSCOGEE (CREEK) NATION AUTHORIZING THE MUSCOGEE (CREEK) NATION CONTROLLER TO SELL SECURITY INVESTMENTS

Representative Mark Randolph made a motion to **Do Pass**. Representative Randall Hicks seconded the motion. Discussion. Upon a motion and a second being made a roll call vote was taken with the following results being recorded: **4 in favor, 0 against. Motion carried.**

Patrick Freeman – Yes Sandra Golden –Yes Randall Hicks – Yes
Mark Randolph – Yes Thomasene Yahola Osborn –

TR 22-035 A TRIBAL RESOLUTION OF THE MUSCOGEE (CREEK) NATION NOMINATING LISA OTIPOBY-HERBERT TO SERVE AS A DISTRICT TRIAL COURT JUDGE OF THE CRIMINAL DISTRICT TRIAL COURT LAW DIVISION OF THE MUSCOGEE (CREEK) NATION

Representative Mark Randolph made a motion to **Do Pass**. Representative Sandra Golden seconded the motion. Discussion. Upon a motion and a second being made a roll call vote was taken with the following results being recorded: **4 in favor, 0 against. Motion carried.**

Patrick Freeman – Yes Sandra Golden –Yes Randall Hicks – Yes
Mark Randolph – Yes Thomasene Yahola Osborn –

***Chairperson T. Osborn relinquished the Chair to Vice-Chair S. Golden.**

NCA 22-012 A LAW OF THE MUSCOGEE (CREEK) NATION AUTHORIZING THE EXPENDITURE OF THE WALTON FAMILY FOUNDATION GRANT FOR THE BENEFIT OF MVSKOKE MEDIA

Representative Thomasene Yahola Osborn made a motion to **Do Pass**. Representative Mark Randolph seconded the motion. Discussion. Upon a motion and a second being made a roll call vote was taken with the following results being recorded: **4 in favor, 0 against. Motion carried.**

Patrick Freeman – Yes
Mark Randolph –

Sandra Golden –Yes
Thomasene Yahola Osborn – Yes

Randall Hicks – Yes

NCA 22-013 A LAW OF THE MUSCOGEE (CREEK) NATION AUTHORIZING THE ACCEPTANCE AND EXPENDITURE OF GRANT FUNDS FROM THE OFFICE ON VIOLENCE AGAINST WOMEN FOR THE 2022 OVW FISCAL YEAR 2022 SUPPORT FOR TRIBES EXERCISING SPECIAL DOMESTIC VIOLENCE CRIMINAL JURISDICTION INITIATIVE FOR THE BENEFIT OF THE MUSCOGEE (CREEK) NATION OFFICE OF THE ATTORNEY GENERAL

Representative Thomasene Yahola Osborn made a motion to **Do Pass**. Representative Mark Randolph seconded the motion. Discussion. Upon a motion and a second being made a roll call vote was taken with the following results being recorded: **4 in favor, 0 against. Motion carried.**

Patrick Freeman – Yes
Mark Randolph –

Sandra Golden –Yes
Thomasene Yahola Osborn – Yes

Randall Hicks – Yes

***Vice-Chair S. Golden relinquished the Chair back to Chairperson T. Osborn.**

NCA 22-015 A LAW OF THE MUSCOGEE (CREEK) NATION AMENDING MCNCA TITLE 37 §3-505, ENTITLED “Employee at will doctrine not impliedly abolished”

Representative Mark Randolph made a motion to **Postpone for 1 month**. Representative Sandra Golden seconded the motion. Discussion. Upon a motion and a second being made a roll call vote was taken with the following results being recorded: **4 in favor, 0 against. Motion carried.**

Patrick Freeman – Yes
Mark Randolph – Yes

Sandra Golden –Yes
Thomasene Yahola Osborn –

Randall Hicks – Yes

NCA 22-016 A LAW OF THE MUSCOGEE (CREEK) NATION AMENDING MCNCA TITLE 37 §1-101 ENTITLED “Official Muscogee (Creek) Nation flag and Great Seal design”

Representative Mark Randolph made a motion to **Do Pass**. Representative Sandra Golden seconded the motion. Discussion. Upon a motion and a second being made a roll call vote was taken with the following results being recorded: **4 in favor, 0 against. Motion carried.**

Patrick Freeman – Yes
Mark Randolph – Yes

Sandra Golden –Yes
Thomasene Yahola Osborn –

Randall Hicks – Yes

NCA 22-017 A LAW OF THE MUSCOGEE (CREEK) NATION AMENDING NCA 21-156 (A LAW OF THE MUSCOGEE (CREEK) NATION APPROVING AND AUTHORIZING THE PRINCIPAL CHIEF TO EXECUTE AND FILE

ARTICLES OF ORGANIZATION WITH THE OFFICE OF THE SECRETARY OF THE NATION TO FORM “MUSCOGEE NATION GAMING ENTERPRISES, LLC” UNDER THE MUSCOGEE (CREEK) NATION LIMITED LIABILITY COMPANY ACT AND APPROVING THE OPERATING AGREEMENT FOR “MUSCOGEE NATION GAMING ENTERPRISES, LLC”)

Representative Randall Hicks made a motion to **Do Pass**. Representative Mark Randolph seconded the motion. Discussion. Upon a motion and a second being made a roll call vote was taken with the following results being recorded: **4 in favor, 0 against. Motion carried.**

Patrick Freeman – Yes	Sandra Golden –Yes	Randall Hicks – Yes
Mark Randolph – Yes	Thomasene Yahola Osborn –	

Referred Legislation:

NCA 22-009 A LAW OF THE MUSCOGEE (CREEK) NATION APPROPRIATING FUNDS TO THE NATION’S REALTY TRUST SERVICES DEPARTMENT FOR EQUIPMENT

Representative Randall Hicks made a motion to **Approve the Funding Source**. Representative Mark Randolph seconded the motion. Discussion. Upon a motion and a second being made a roll call vote was taken with the following results being recorded: **4 in favor, 0 against. Motion carried. Interest on the Permeant Fund.**

Patrick Freeman – Yes	Sandra Golden –Yes	Randall Hicks – Yes
Mark Randolph – Yes	Thomasene Yahola Osborn –	

NCA 22-011 A LAW OF THE MUSCOGEE (CREEK) NATION APPROPRIATING FUNDS TO THE NATION’S FACILITIES DEPARTMENT FOR EQUIPMENT

Representative Mark Randolph made a motion to **Approve the Funding Source**. Representative Randall Hicks seconded the motion. Discussion. Upon a motion and a second being made a roll call vote was taken with the following results being recorded: **4 in favor, 0 against. Motion carried. Interest on the Permeant Fund.**

Patrick Freeman – Yes	Sandra Golden –Yes	Randall Hicks – Yes
Mark Randolph – Yes	Thomasene Yahola Osborn –	

OTHER BUSINESS:

Discussion:

GOAB

Representative Patrick Freeman made a motion to **Go into Executive Session**. Representative Sandra Golden seconded the motion. Discussion. Upon a motion and a second being made a roll

call vote was taken with the following results being recorded: **4 in favor, 0 against. Motion carried.**

Patrick Freeman – Yes Sandra Golden –Yes Randall Hicks – Yes
Mark Randolph – Yes Thomasene Yahola Osborn –

In Executive Session at: 3:41 p.m.
Out of Executive Session at: 4:52 p.m.

Representative Randall Hicks made a motion to **Add NCA 22-018 to the Agenda.** Representative Sandra Golden seconded the motion. Discussion. Upon a motion and a second being made a roll call vote was taken with the following results being recorded: **4 in favor, 0 against. Motion carried.**

Patrick Freeman – Yes Sandra Golden –Yes Randall Hicks – Yes
Mark Randolph – Yes Thomasene Yahola Osborn –

NCA 22-018 A LAW OF THE MUSCOGEE (CREEK) NATION AMENDING MCNCA
TITLE 36 §3-108 ENTITLED “License plate”

Representative Randall Hicks made a motion to **Do Pass.** Representative Sandra Golden seconded the motion. Discussion. Upon a motion and a second being made a roll call vote was taken with the following results being recorded: **4 in favor, 0 against. Motion carried.**

Patrick Freeman – Yes Sandra Golden –Yes Randall Hicks – Yes
Mark Randolph – Yes Thomasene Yahola Osborn –

Representative Randall Hicks made a motion to **Go into Executive Session.** Representative Sandra Golden seconded the motion. Discussion. Upon a motion and a second being made a roll call vote was taken with the following results being recorded: **4 in favor, 0 against. Motion carried.**

Patrick Freeman – Yes Sandra Golden –Yes Randall Hicks – Yes
Mark Randolph – Yes Thomasene Yahola Osborn –

In Executive Session at: 4:57 p.m.
Out of Executive Session at: 5:10 p.m.

Representative Randall Hicks made a motion to **Add NCR 22-002 and NCR 22-05 to the Agenda.** Representative Sandra Golden seconded the motion. Discussion. Upon a motion and a second being made a roll call vote was taken with the following results being recorded: **4 in favor, 0 against. Motion carried.**

Patrick Freeman – Yes Sandra Golden –Yes Randall Hicks – Yes
Mark Randolph – Yes Thomasene Yahola Osborn –

NCR 22-002 A RESOLUTION OF THE MUSCOGEE (CREEK) NATIONAL COUNCIL
SELECTING CHRISTOPHER M. RAY TO THE BOARD OF DIRECTORS OF
MUSCOGEE NATION GAMING ENTERPRISES, LLC

Representative Randall Hicks made a motion to **Do Pass**. Representative Mark Randolph seconded the motion. Discussion. Upon a motion and a second being made a roll call vote was taken with the following results being recorded: **4 in favor, 0 against. Motion carried. *Rep. R. Hicks added as a Co-Sponsor.**

Patrick Freeman – Yes Sandra Golden –Yes Randall Hicks – Yes
Mark Randolph – Yes Thomasene Yahola Osborn –

NCR 22-005 A RESOLUTION OF THE MUSCOGEE (CREEK) NATIONAL COUNCIL
SELECTING KEVIN AGEE TO THE BOARD OF DIRECTORS OF
MUSCOGEE NATION GAMING ENTERPRISES, LLC

Representative Randall Hicks made a motion to **Do Pass**. Representative Sandra Golden seconded the motion. Discussion. Upon a motion and a second being made a roll call vote was taken with the following results being recorded: **4 in favor, 0 against. Motion carried.**

Patrick Freeman – Yes Sandra Golden –Yes Randall Hicks – Yes
Mark Randolph – Yes Thomasene Yahola Osborn –

ADJOURNMENT:

Representative Randall Hicks made a motion to **Adjourn**. Representative Sandra Golden seconded the motion. Discussion. Upon a motion and a second being made a voice vote was taken with the following results being recorded: **All in favor, None against. Motion carried.**

Representative Patrick Freeman gave benediction and served as adjournment.

Meeting adjourned at 5:15 p.m.

APPROVAL

Thomasene Yahola Osborn, Chairperson

Legislative Clerk

Date