

Minutes
Business, Finance, & Justice
Committee
July 21, 2022

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

INVOCATION: Representative Mark Randolph

ROLL CALL: April Lindsey, Legislative Clerk accounted for four members present and one counted as absent/excused at the time of roll call. **Members present:** Randall Hicks, Mark Randolph, Sandra Golden and Thomasene Yahola Osborn. **Members absent/excused:** Patrick Freeman.

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

ORDER OF BUSINESS:

6/9/22

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: **3 in favor, 0 against. Motion carried.**

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

ORDER OF BUSINESS:

TR 22-120 A TRIBAL RESOLUTION OF THE MUSOGEE (CREEK) NATION CONFIRMING THE NOMINATION OF SHANE HOLUBY TO SERVE AS TRIBAL ADMINISTRATOR 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: **2 in favor, 1 against. Motion carried.**

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

TR 22-121 A TRIBAL RESOLUTION OF THE MUSCOGEE (CREEK) NATION CONFIRMING THE NOMINATION OF MARY MASHUNKASHEY AS THE TAX COMMISSIONER 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: **3 in favor, 0 against. Motion carried.**

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

TR 22-122 A TRIBAL RESOLUTION OF THE MUSCOGEE (CREEK) NATION AUTHORIZING THE EXECUTIVE BRANCH TO PREPARE AND SUBMIT GRANT APPLICATIONS TO FEDERAL AND STATE GOVERNMENTAL AGENCIES AND PRIVATE FOUNDATIONS FOR BOTH FY 2023 AND FY 2024 AND AUTHORIZING THE PRINCIPAL CHIEF TO EXECUTE ALL NECESSARY GRANT DOCUMENTS

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: **3 in favor, 0 against. Motion carried.**

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

TR 22-123 A TRIBAL RESOLUTION OF THE MUSCOGEE (CREEK) NATION ALLOWING THE PRINCIPAL CHIEF TO EXECUTE GRANT AWARDS AND COOPERATIVE AGREEMENTS WITH GENERAL TERMS AND CONDITIONS FOR FISCAL YEARS 2023 AND 2024

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: **2 in favor, 0 against. Motion carried.**

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

TR 22-124 A TRIBAL RESOLUTION OF THE MUSCOGEE (CREEK) NATION CONFIRMING THE NOMINATION OF TIM WHEELER TO SERVE ON THE MVSKOKE LOAN FUND BOARD

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: **3 in favor, 0 against. Motion carried.**

Patrick Freeman – Sandra Golden – Yes Randall Hicks – Yes

Mark Randolph – Yes

Thomasene Yahola Osborn –

TR 22-125 A TRIBAL RESOLUTION OF THE MUSCOGEE (CREEK) NATION AUTHORIZING THE SUBMITTAL OF A LETTER OF DECLARATION WITH THE FEDERAL AVIATION ADMINISTRATION FOR THE BENEFIT OF THE MUSCOGEE (CREEK) NATION LIGHTHORSE POLICE DEPARTMENT

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: **3 in favor, 0 against. Motion carried.**

Patrick Freeman –

Sandra Golden – Yes

Randall Hicks – Yes

Mark Randolph – Yes

Thomasene Yahola Osborn –

TR 22-126 A TRIBAL RESOLUTION OF THE MUSCOGEE (CREEK) NATION CONFIRMING THE NOMINATION OF MATT DUMOND TO SERVE ON THE MVSKOKE LOAN FUND BOARD

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: **3 in favor, 0 against. Motion carried.**

Patrick Freeman –

Sandra Golden – Yes

Randall Hicks – Yes

Mark Randolph – Yes

Thomasene Yahola Osborn –

TR 22-129 A TRIBAL RESOLUTION OF THE MUSCOGEE (CREEK) NATION APPROVING AND AUTHORIZING THE LEASE AGREEMENT, ADVANCE ADDENDUM, WIDE AREA NETWORK SERVICES ADDENDUM FOR BALLY WAP GAMES, AND ADDENDUM FOR IGT’S NATIVE AMERICAN PROGRESSIVE SYSTEM WITH PLATINUM GAMING VENTURES, LLC (“GCG”)

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: **3 in favor, 0 against. Motion carried.**

Patrick Freeman –

Sandra Golden – Yes

Randall Hicks – Yes

Mark Randolph – Yes

Thomasene Yahola Osborn –

TR 22-130 A TRIBAL RESOLUTION OF THE MUSCOGEE (CREEK) NATION AUTHORIZING THE MUSCOGEE NATION GAMING ENTERPRISES, LLC (MNGE) TO DEPOSIT ADDITIONAL FUNDS IN THE MUSCOGEE CREEK NATION CASINOS INSURANCE RESERVE FUND

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

BFJ

July 21, 2022

Minutes

taken with the following results being recorded: **3 in favor, 0 against. Motion carried.**

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

NCA 22-059 A LAW OF THE MUSCOGEE (CREEK) NATION AMENDING MCNCA TITLE 37, CHAPTER 3, SUBCHAPTER 8 ENTITLED “DRUG-FREE WORKPLACE” AND CREATING NEW SUBSECTION § 3-813 ENTITLED “Medical Marijuana License Holder Protection and Non-Discrimination”

Representative Mark Randolph made a motion to **Do Pass Substitute**. 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: **3 in favor, 0 against. Motion carried.**

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

NCA 22-075 A LAW OF THE MUSCOGEE (CREEK) NATION AMENDING MCNCA TITLE 27, CHAPTER 1, ENTITLED “AUTHORITIES, JURISDICTION, AND APPLICABLE LAW” BY ADOPTING THE STANDARDS, RIGHTS AND RESPONSIBILITIES DEFINED BY *THE AMERICANS WITH DISABILITIES ACT OF 1990, THE ADA AMENDMENTS ACT OF 2008, AND THE REHABILITATION ACT OF 1973*, REQUIRING THAT ALL SERVICES OFFERED BY THE MUSCOGEE (CREEK) NATION ARE ACCESSIBLE TO ITS CITIZENS WITH DISABILITIES

Representative Sandra Golden made a motion to **Do Pass**. Representative Randall Hicks seconded the motion. Discussion.

Representative Randall Hicks made a motion to **Postpone for one month**. 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: **3 in favor, 0 against. Motion carried.**

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

NCA 22-087 A LAW OF THE MUSCOGEE (CREEK) NATION AUTHORIZING THE CREATION OF MCNCA TITLE 14, CHAPTER 1, SUBCHAPTER 11 ENTITLED “INSANITY OF ACCUSED; DETERMINATION OF COMPETENCE”

Representative Sandra Golden 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: **3 in favor, 0 against. Motion carried.**

Patrick Freeman – Sandra Golden – Yes Randall Hicks – Yes

Mark Randolph – Yes

Thomasene Yahola Osborn –

NCA 22-088 A LAW OF THE MUSCOGEE (CREEK) NATION AMENDING MCNCA TITLE 35, CHAPTER 12, ENTITLED “DONATIONS”

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: **3 in favor, 0 against. Motion carried.**

Patrick Freeman –

Sandra Golden – Yes

Randall Hicks – Yes

Mark Randolph – Yes

Thomasene Yahola Osborn –

NCA 22-089 A LAW OFF THE MUSCOGEE (CREEK) NATION CREATING NEW LAW BY ESTABLISHING “GOVERNMENT RELATIONS” IN MCNCA TITLE 25, CHAPTER 6 AND APPROPRIATING FUNDS FOR THE REMAINING OF FISCAL YEAR 2022

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: **2 in favor, 1 against. Motion carried. Interest on the Permeant Fund.**

Patrick Freeman –

Sandra Golden – No

Randall Hicks – Yes

Mark Randolph – Yes

Thomasene Yahola Osborn –

NCA 22-090 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 BUSINESS HOLDING, LLC” UNDER THE MUSCOGEE (CREEK) NATION LIMITED LIABILITY COMPANY ACT AND APPROVING THE OPERATING AGREEMENT FOR “MUSCOGEE NATION BUSINESS HOLDINGS, 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: **3 in favor, 0 against. Motion carried.**

Patrick Freeman –

Sandra Golden – Yes

Randall Hicks – Yes

Mark Randolph – Yes

Thomasene Yahola Osborn –

Referred Legislation:

NCA 22-082 A LAW OF THE MUSCOGEE (CREEK) NATION AUTHORIZING AN APPROPRIATION FOR THE CONSTRUCTION OF A BUS BARN FOR THE TULSA HEAD START CENTER

BFJ

July 21, 2022

Minutes

Representative Mark Randolph made a motion to **Approve the Funding Source (Capt. Improvement)** . 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: **3 in favor, 0 against. Motion carried.**

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

OTHER BUSINESS:

Representative Randall Hicks made a motion to **Add TR 22-132 to the Agenda.** 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: **3 in favor, 0 against. Motion carried.**

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

TR 22-132 A TRIBAL RESOLUTION OF THE MUSCOGEE (CREEK) NATION
AUTHORIZING THE EXECUTION OF A RELEASE AND WAIVER OF
LIABILITY, ASSUMPTION OF RISK AND INDEMNITY AGREEMENT
WITH 555 FITNESS

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: **3 in favor, 0 against. Motion carried.**

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

Representative Randall Hicks made a motion to **Go into Executive Session.** 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: **3 in favor, 0 against. Motion carried.**

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

In Executive Session at: 4:48 p.m.
Out of Executive Session at: 6:06 p.m.

Discussion:

MNGE (GOAB)
Muscogee Nation Business Enterprise
Muscogee International, LLC

ADJOURNMENT:

Representative Randall Hicks made a motion to **Adjourn**. Representative Mark Randolph 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 Randall Hicks gave benediction and served as adjournment.

Meeting adjourned at 6:07 p.m.

APPROVAL

Thomasene Yahola Osborn, Chairperson

Legislative Clerk

Date