

**CHEROKEE NATION ELECTION COMMISSION
SPECIAL MEETING
JULY 31, 2012
4:00 P.M.**

Agenda

- I. Call Meeting to Order and Roll Call of Commissioners present or absent**
- II. Current Agenda**
- a. N/A
 - b. N/A
- III. New Business**
- 1. Discussion and possible action on Lela B. Weber's request to register in Mayes County.
 - 2. Discussion and possible action to amend the Election Commissioners' contracts.
 - 3. Discussion and possible action on At-Large policy.
 - 4. Discussion and possible action on Bad Addresses.
 - 5. EXECUTIVE SESSION: As provided in Section 75-1-9 Paragraph A. 2. of the Cherokee Nation Code concerning pending litigation in case NO. 11-CV-648-TCK-TLW. In the United States District Court for the Northern District of Oklahoma (Freedmen Case) to Discuss matters covered by the Attorney Client privilege.
- IV. Adjournment**

POSTED
7-27-12

@ 4:45 AM/PM
Cherokee Nation Election Office
22116 S. Bald Hill Road
Tahlequah, OK 74464

**CHEROKEE NATION
ELECTION COMMISSION SPECIAL MEETING
ELECTION SERVICES OFFICE MEETING ROOM
Special Meeting
July 31, 2012
4:00 p.m.**

Commission Presided by: Bill Horton

Commission Date/Time/Place: July 31, 2012/4:00 p.m.
Election Services Office Meeting Room

Commission Member Present/Absent:

Carolyn Allen	<u>Present</u> /Absent
Martha Calico	<u>Present</u> /Absent
Shawna R. Calico	<u>Present</u> /Absent
Lindsay Earls	<u>Present</u> /Absent
Bill Horton	<u>Present</u> /Absent

Quorum Established: YES/NO

Staff Present: Wanda Beaver Joyce Gourd Genny Scott

Visitors:

CHEROKEE NATION ELECTION COMMISSION
 P.O. BOX 1188
 TAHLEQUAH, OK 74465-1188
 PHONE (918) 458-5899 FAX (918) 458-6101

MEETING ATTENDANCE RECORD

FOR THE MONTH OF July 2012

REGULAR OR SPECIAL	DATE: 07/10/2012	REGULAR OR SPECIAL	DATE:
COMMISSIONER <i>Montal Calico</i>		COMMISSIONER	
COMMISSIONER <i>Bill W. Horton</i>		COMMISSIONER	
COMMISSIONER <i>Shauna Calico</i>		COMMISSIONER	
COMMISSIONER <i>Carolyn Allen</i>		COMMISSIONER	
COMMISSIONER <i>Randy Ford</i>		COMMISSIONER	

REGULAR OR SPECIAL	DATE: 07/31/2012	REGULAR OR SPECIAL	DATE:
COMMISSIONER <i>Shauna Calico</i>		COMMISSIONER	
COMMISSIONER <i>Carolyn Allen</i>		COMMISSIONER	
COMMISSIONER <i>Bill W. Horton</i>		COMMISSIONER	
COMMISSIONER <i>Montal Calico</i>		COMMISSIONER	
COMMISSIONER <i>Randy Ford</i>		COMMISSIONER	

**Cherokee Nation Election Commission
Special Meeting
Election Services Meeting Room
July 31, 2012**

Minutes

CALL TO ORDER/ROLL CALL:

The Special Meeting of the Election Commission was called to order at 4:03 p.m. Roll Call was taken and a quorum was established. In attendance were:

Commission - Bill W. Horton – Chairman
Lindsay Earls – Vice-Chair
Martha Calico – Secretary/Treasurer
Shawna Calico - Commissioner
Carolyn Allen – Commissioner

Office Staff - Geneva Scott
Wanda Beaver
Joyce Gourd

Guests -	Harvey Chaffin	Sandra Pallie	John Brown
	Rodslen Brown	Zenobia Howard	
	Cheryl Brown	Marilyn Vann	
	Rena Logan	Julia Coates	
	Steven Baycock	Sarah Brown	

APPROVAL OF MINUTES:

N/A

MINUTES:

Discussion was held regarding Mrs. Lela Weber's request to be changed from an at-large voter. The Election Commission denied Mrs. Weber's request due to her selection to be an at-large voter during the time that at-large voters were given a choice. A motion was made by Lindsay Earls to have the office staff draft a letter to Mrs. Weber. The motion was seconded by Carolyn Allen. A vote was taken and the motion was approved unanimously.

Discussion was held to amend the Election Commissioners contracts for additional monies. After reviewing the budget report it was determined that there would not be sufficient funds to amend all five contracts. A motion was made Lindsay Earl to withdraw the amendments. The motion was seconded by Martha Calico. A vote was taken and the motion was approved unanimously.

Discussion was held regarding the At-Large policy. No further action was taken.

Discussion was held regarding the voter list bad addresses. The Commission discussed the possibility of placing ads in the Cherokee Phoenix to request address updates or

updates on deceased information. Martha suggested having the office staff to check with the newspaper and get price quotes. A motion was made by Lindsay Earls to table the issue pending further information. The motion was seconded by Carolyn Allen. A vote was taken and the motion was approved unanimously.

A motion was made by Lindsay Earls to go into executive session at 4:39 p.m. for discussion of legal issues with Mr. Chaffin. The motion was seconded by Carolyn Allen. A vote was taken and the motion was approved unanimously.

A motion was made by Carolyn Allen to reconvene the meeting at 5:31 p.m. The motion was seconded by Martha Calico. A vote was taken and the motion was approved unanimously.

A motion was made by Lindsay Earls to give Mr. Chaffin permission to enter an appearance on behalf of the Election Commission, in their official capacity as Commissioners and to file an answer consistent with our independent, autonomous status of the Commission. Mr. Chaffin will answer any and all questions pertaining to this issue. The motion was seconded by Carolyn Allen. A vote was taken and the motion was approved unanimously.

A motion was made by Shawna Calico to adjourn at 5:37 p.m. The motion was seconded by Lindsay Earls.



Martha Calico, Secretary/Treasurer

This is a copy of Mrs. Weber's Voter Registration form. At the time that Voters were given a choice to select a precinct or to go at-large, this was the selection that she made.

She stated that she is old and did not know what she was doing. She wanted the Commission to know that she was from Mayes County and that she had previously always voted there. She would also like the Commission to know that her father was Joel Mayes Bryan. Her request is to be allowed to be put back in a precinct in the Mayes County District.



PO Box 1188 Tahlequah, Oklahoma 74465-1188
Phone: (918) 458-5899 1-800-353-2895 Fax: (918) 458-6101

CHEROKEE NATION ELECTION COMMISSION

Bill W. Horton, Chairperson
Lindsay Earls, Vice-Chairperson
Martha Calico, Secretary/Treasurer
Shawna Calico, Commissioner
Carolyn Allen, Commissioner

August 1, 2012

Lela B. Weber
150 White Avenue
Fairhope, AL 36532

Dear Mrs. Weber;

We have reviewed your request to change your voting status from an at-large voter. After reviewing the Law and looking over your previous Voter Registration form, we have no choice but to deny your request. The Cherokee Nation Constitution and Election Laws clearly state that once a selection is made to become an at-large voter, the voter may not register back in a precinct unless they move to that jurisdiction.

During the time that you were given the option to choose, you selected to be switched to an at-large voter. (copy enclosed) We have to go by the selection that you made at that time. We apologize for any inconvenience and we hope that our decision does not dissuade you from participating in future elections.

Sincerely,

Bill W. Horton

Bill W. Horton, Chairman
Cherokee Nation Election Commission