



CHEROKEE NATION ELECTION COMMISSION

Ph: 918-458-5899 | TF: 800.353.2895 | F: 918.458.6101

AGENDA SPECIAL MEETING

Monday, February 27th, 2023

4:30 PM

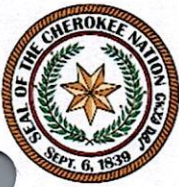
- I. Call to order
- II. Roll call
- III. Approval of Minutes from the February 27th Special Meeting (Hearing)
- IV. Old Business
- V. Current Items
 - a. Consideration and possible action on approving Precinct Certificate of Vote/Consolidated Returns Procedure for the 2023 Elections
 - b. Consideration and possible action on Bylaws
 - c. Consideration and possible action on MIDCON services pursuant to CNCA Title 26 Elections and CNEC Rules & Regulations regarding record retention.
 - d. Consideration and possible action on Certification of Eligibility of Candidates for the 2023 General Election Period
- VI. Executive Session
 - a. Confidential discussion with attorney on pending litigation, claims, investigations or protests
 - b. Personnel
 - c. Exit Executive Session
- VII. Action from Executive Session
- VIII. Announcements
- IX. Adjourn

POSTED
2/24/23 7:15 PM

February 24, 2023 by 4:30 PM
Cherokee Nation Election Office
17763 S. Muskogee Ave
Tahlequah, OK 74464

Chairperson: Rick Doherty

Posted by: _____



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Special Meeting Minutes

February 27, 2023

I. Call to order

- The Special Meeting of the Cherokee Nation Election Commission was called to order by Chairperson Rick Doherty at 4:31 P.M.

II. Roll call

- Election Commission Secretary Shawna Calico called roll and a quorum was established with the following Commissioners present:

Rick Doherty – Chairperson
Pamela Sellers – Vice Chairperson
Shawna Calico – Secretary/Treasurer
Randy Campbell – Commissioner
Elizabeth Ballew – Commissioner

- Office staff present: Marcus Fears and Connie Parnell
- Election Commission Attorney Harvey Chaffin was present.
- Election Commission Investigator Nick Goodwin was Present.

III. Approval of Minutes

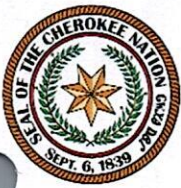
- Chairperson Rick Doherty asked for approval and/or discussion regarding the minutes of the February 27th Special Meeting (Hearing). Pam Sellers made a motion which was second by Elizabeth Ballew to table the February 27th Special Meeting (Hearing) minutes. The motion was approved by all Commissioners.

IV. Old Business

- None

V. Current Items

- Consideration and possible action on approving Precinct Certification of Vote/Consolidation Returns Procedure for the 2023 Elections. Pam Sellers made a motion which was second by Elizabeth Ballew to approve the Precinct Certification of Vote/Consolidation Returns Procedure for the 2023 Elections. The motion was approved by all Commissioners.



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- Consideration and possible action on Bylaws. Pam Sellers made a motion which was second by Elizabeth Ballew to approve the New Section 17 to Article 6 of the Bylaws.
- Consideration and possible action on MIDCON services pursuant to CNAC Title 26 Elections and CNEC Rules and Regulations regarding record retention. Pam Sellers made a motion which was second by Elizabeth Ballew to approve the disposal of 2019 Election Records pursuant to CNAC Title 26 Elections and CNEC Rules and Regulations.
- Consideration and possible action on Certification of Eligibility of Candidates for the 2023 General Election Period. Pam Sellers made a motion which was second by Elizabeth Ballew to approve the decision on Certification of Eligibility of Candidates for the 2023 General Election Period. (See Attached List) The motion was approved by all Commissioners.

VI. Executive Session

- None

VII. Action from Executive Session

- None

VIII. Announcements

- None

IX. Adjourn

- Pam Sellers made a motion which was second by Elizabeth Ballew to adjourn at 5:58 P.M. The motion was approved by all Commissioners. The meeting was adjourned.

Minutes submitted by Shawna Calico, Secretary/Treasurer

Shawna Calico

Precinct Certificate of Vote/ Consolidated Returns Procedure for 2023 Elections

1. At all precincts, Early Walk-in Absentee and Mail Absentee ballots will be counted and tabulated through a Verity Scanner and a high speed counter.
2. The number of total printouts at the precinct is as follows:
Certificate of Vote form provided by CNEC and filled in with the information of the election results by the precinct officials (4 Copy form).
White copy: returned to the CNEC office with election reports in the Election Returns Envelope.
Goldenrod copy: placed in the Ballot transfer case marked box 1
Pink copy: is posted on the precinct door at the end of the day.
Canary copy: is returned to the CNEC office with reports to post on the CNEC window for the public to view.
3. Tally reports from the Verity Scanner: Total of four copies
 - a. First total report along with the Zero printout (When the precinct was opened) attached and signed by the precinct officials is placed in the Election Returns Envelope with the reports.
 - b. Second Total report from the Verity Scanner is place on the precinct door at the end of the day.
 - c. The third copy from the Verity Scanner will be placed in the ballot transfer case marked 1.
 - d. The fourth copy from the Verity Scanner will be placed in the Elections Return Envelope for the Tabulation Watchers to view. All total tapes will be signed by the precinct officials for record.
4. Consolidated Returns of election results and posting of such reports: 3 copies of each report will be generated and 1 copy will be placed in the minutes, one copy for the public to view and one copy to be placed in the vault with the election ballots, reports, and other election related material that is permanent record.
 - a. Precinct report information: UNOFFICIAL till certified
Precinct name and district(s)
Mail absentee totals/percentages
Early absentee totals/percentages
Election Day totals/percentages
Numbers of voters that voted and the percentages
 - b. Canvass Report Unofficial and Official contains:
Totals for each race, candidate and percentages of the turnout of voters
 - c. Cumulative Report Unofficial before certified, Official Results to certify:
Totals, per race, candidate and all percentages of each race: This is the report that the Commission will certify the results in a meeting.

Approval Date: 3-8-23

Commission Chairperson: B. V. S.



Cherokee Nation Election Commission

P.O. Box 1188, Tahlequah, OK 74465-1188

Phone: 918-458-5899 Fax: 918-458-6101

2023 Candidate Certification of Eligibility

Dist	Candidate	Approve	Deny
Chief	David Cornsilk	✓	
Chief	Chuck Hoskin Jr.	✓	
Chief	Wes Nofire	✓	
Chief	Cara Cowan Watts	✓	
Deputy	David Comingdeer		✓
Deputy	Meredith Frailey	✓	
Deputy	Bill Pearson	✓	
Deputy	David Walkingstick	✓	
Deputy	Bryan Warner	✓	
1	Sasha Blackfox-Qualls	✓	
1	Dale Lee Glory	✓	
1	Brian Jackson		✓
1	Trae Ratliff	✓	
3	Sara Drywater Barnett		✓
3	Joseph Tali Byrd	✓	
3	Dyllon Fite		✓
3	Brandon L. Girty	✓	
3	Lisa Robison Hall	✓	
3	Brian Speake	✓	
6	Dustin W. Bush	✓	
6	Daryl Legg	✓	
6	Steven Russell		✓
8	Jillian Decker	✓	
8	Timothy Fishinghawk	✓	
8	Jerry Don Hardbarger	✓	
8	Troy Littledeer	✓	
8	Jon Minor	✓	
8	Codey Poindexter	✓	
8	John Teehee	✓	
12	Dora Patzkowski	✓	
12	Crystal St. John	✓	



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Dist	Candidate	Approve	Deny
13	Joe Deere	✓	
13	Ed Phillips	✓	
14	Kevin Easley, Jr.	✓	
14	Warren L. Murray		✓
14	Carrie Ann Vargas	✓	
AL	Julia Coates	✓	
AL	Jared Coody		✓ PLEB
AL	Craig Hood	✓	
AL	James Smay	✓	

We the Commission have certified the eligibility of the candidates for the 2023 General Election.

Dated this 27th day of February, 2023.

Rick Doherty

Rick Doherty, Chairperson

Pamela Sellers

Pamela Sellers, Vice Chairperson

Shawna Calico

Shawna Calico, Secretary/Treasurer

Randy Campbell

Randy Campbell, Commissioner

Elizabeth Ballew

Elizabeth Ballew, Commissioner

CHEROKEE NATION ELECTION COMMISSION

 REGULAR MEETING

 ✓ SPECIAL MEETING

ELECTION COMMISSION PRESIDED BY: Rick

MEETING DATE: 2/27/23 at 4:31 PM at the CNEC Office

Commission Member: Present/Absent

Rick Doherty Present/Absent

Pamela Sellers Present/Absent

Shawna Calico Present/Absent

Randy Campbell Present/Absent

Elizabeth Ballew Present/Absent

Quorum Established: YES / NO

CNEC Attorney: Harvey Chaffin ☒

CNEC Investigator: Nick Goodwin ☒

Staff Present: ☒ Marcus Fears, ☒ Connie Parnell, ☐ Kendal Bishop, ☐ Charlene Keys

Visitors:

Chad Hunter

Monday, February 27, 2023 4:30PM

Signature

**Bylaws of the
Cherokee Nation Election Commission**

Section 14. Election Commissioners will set up policies to ensure that the Election Commission office staff is protected and a grievance procedure set in place.

Section 15. Election Commissioners will have the authority to remove any persons from the voting precincts that causes disruption or interference with the voting process. Such persons will not be allowed to return.

Section 16. Election Commissioners will review and make any revisions necessary to all official forms adopted by the Commission to implement the election process.

Section 17. Any communication between Commissioners and/or Staff and Candidates or their Agents regarding Financial Statements shall be in writing and forwarded by e-mail, fax or postal letter; and, a copy of such communication shall be placed in the Candidate's file.

Any verbal communication by phone or in person between Commissioners and/or Staff and Candidates or their Agent shall be conducted in the presence of two Commissioners and/or Staff; a written memorandum of the substance of such communication shall be prepared and signed by the two Commissioners and/or Staff present; and, shall be placed in the Candidate's file.

Article VII. Vacancy of Office

Section 1. A vacancy automatically occurs when a Commissioner meets one of the following:

- a. resigns from office
- b. death
- c. fails to attend three (3) consecutive meetings without notice and being excused by the Election Commission
- d. either actively endorses or opposes a candidate for office

Section 2. The Principal Chief, the Cherokee Nation Tribal Council or the Election Commission will name a replacement as soon as possible according to who made the original appointment.

Section 3. If the vacancy results in an open office on the Commission, a new election of officers will be held to fill that officer's position.

Article VIII. Removal of Election Commission Members

An Election Commission member may be removed from office for committing any of the following acts:

1. Willful neglect of the duties prescribed in Legislative Act 12-16;
2. Corruption in office;
3. Acting in his or her official capacity while under the influence of alcohol or un-prescribed narcotics;
4. Incompetency, misfeasance, or malfeasance of office;
5. For any conviction involving moral turpitude committed while in office;
6. For campaigning for any Candidate or measure or who otherwise improperly interferes with or attempts to improperly interfere with the conduct of an election; and,
7. Violation of any law of the Cherokee Nation that would be a felony in the State of