

An Act

LEGISLATIVE ACT 14-16

AN ACT AMENDING LEGISLATIVE ACT #16-15 AUTHORIZING THE COMPREHENSIVE CAPITAL BUDGET FOR FISCAL YEAR 2016 – Mod. 3; AND DECLARING AN EMERGENCY

BE IT ENACTED BY THE CHEROKEE NATION:

SECTION 1. TITLE AND CODIFICATION

This legislative act shall be titled and codified as “**An Act Amending Legislative Act #16-15 Authorizing the Comprehensive Capital Budget for FY 2016 – Mod. 3**”.

SECTION 2. PURPOSE

The purpose of this amendment is to authorize and approve the use of funds, subject to the availability of such funds, in accordance with Section 4, changing the amounts of certain cost centers approved in the “Comprehensive Capital Budget Act for Fiscal Year 2016” or subsequent amendment. The cumulative total of the capital budget is increased by **\$ 129,500** for a total capital budget authority of **\$ 291,821,842**. The following items are identified as the components of such change:

Grants Received & Authorized per L.A. 16-15 (detail attached)	\$	0
Modification Request (per Section 4 below)		129,500
Cumulative change in budget authority		\$ 129,500

SECTION 3. LEGISLATIVE HISTORY

The provisions of compliance, policy of accountability, authorities and severability provided in Legislative Act #16-15 are applicable to this amendment.

SECTION 4. FUNDING AUTHORIZATIONS

The changes reflect increases to cost centers set forth in the program budget justifications incorporated herein. This modification request changes the total amount of the comprehensive capital budget authorization by an increase of **\$ 129,500** to wit:

A. An increase in the **General Fund** budget authority of **\$ 129,500**.

SECTION 5. PROVISIONS AS CUMULATIVE

The provisions of this Act shall be cumulative to existing law.

SECTION 6. SEVERABILITY

The provisions of this Act are severable and if any part or provision hereof shall be held void the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this Act.

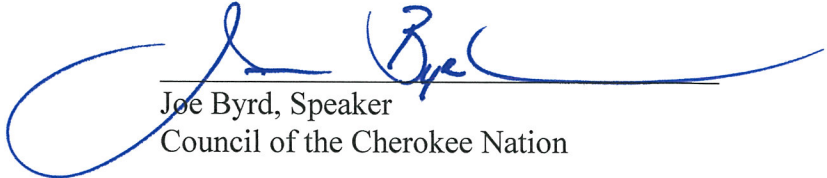
SECTION 7. EFFECTIVE DATE: EMERGENCY DECLARED

It being immediately necessary for the welfare of the Cherokee Nation, the Council hereby declares that an emergency exists, by reason whereof this Act shall take effect immediately upon its approval and signatures.

SECTION 8. SELF-HELP CONTRIBUTIONS

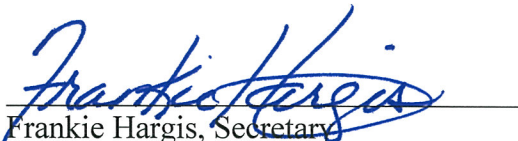
To the extent that this Act involves programs or services to citizens of the Nation or others, self-help contributions shall be required, unless specifically prohibited by the funding agency, or a waiver is granted due to physical or mental incapacity of the participant to contribute.

Passed by the Cherokee Council on the 13th day of June 2016



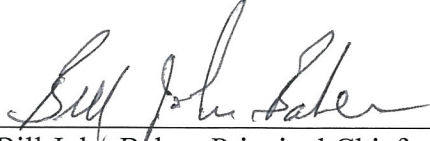
Joe Byrd, Speaker
Council of the Cherokee Nation

ATTEST:




Frankie Hargis, Secretary
Council of the Cherokee Nation

Approved and signed by the Principal Chief this 14th day of June, 2016



Bill John Baker, Principal Chief
Cherokee Nation

ATTEST:



Chuck Hoskin, Jr., Secretary of State
Cherokee Nation

YEAS AND NAYS AS RECORDED:

Rex Jordan	<u>Yea</u>	Harley Buzzard	<u>Yea</u>
Joe Byrd	<u>Yea</u>	Victoria Vazquez	<u>Yea</u>
David Walkingstick	<u>Yea</u>	Dick Lay	<u>Yea</u>
Don Garvin	<u>Yea</u>	Buel Anglen	<u>Yea</u>
David W. Thornton, Sr.	<u>Absent</u>	Keith Austin	<u>Yea</u>
Bryan Warner	<u>Yea</u>	Janees Taylor	<u>Absent</u>
Frankie Hargis	<u>Yea</u>	Jack Baker	<u>Yea</u>
Shawn Crittenden	<u>Yea</u>	Wanda Hatfield	<u>Absent</u>
Curtis Snell	<u>Yea</u>		

CHEROKEE NATION
 PROPOSED FY 2016 AMENDMENT
 Sorted by Funding Source

				Data		
Funding Source	Ref # by FS	Program/Purpose	FY 2016 Prior LA	Amend. Change to Sources	Amend. Expenses Total Change	Net Change
01-Cherokee Nation	1	1012010 John A. Ketcher Youth Shelter Repair	NEW	129,321	129,500	\$ (179)
01-Cherokee Nation Total				\$ 129,321	\$ 129,500	\$ (179)
Grand Total				\$ 129,321	\$ 129,500	\$ (179)

Capital Mod #3 Request

**COMPREHENSIVE BUDGET
FOR FISCAL YEAR 2016**

Funding Source	Revenues		Revenues			Expenditures			NET
	Revenues	Transfers In	Total	Direct Exp.	Indir. Exp.	Transfers Out	Total		
Tribally Funded Funding Source	103,312,319	1,859,378	105,171,697	81,088,282	4,788,217	19,291,424	105,167,923	3,774	
Motor Fuels Tax Funding Srce	8,905,998	18,213,025	27,119,023	19,057,971	119,541	7,941,511	27,119,023	0	
Motor Vehicle Tax Funding Srce	24,502,408	975,182	25,477,590	23,042,304	550,531	1,884,755	25,477,590	0	
Permanent Fund Funding Source	10,300	0	10,300	10,300	0	0	10,300	0	
DOI General Funding Source	12,380,065	850,000	13,230,065	12,507,926	722,139	0	13,230,065	0	
DOI Self Gov Funding Source	14,868,409	79,600	14,948,009	13,593,979	1,312,441	41,589	14,948,009	0	
DOI Self Gov Roads Funding Src	10,259,512	0	10,259,512	10,107,519	131,792	20,201	10,259,512	0	
Dept of Transportation Fnd Src	65,259,966	0	65,259,966	64,952,094	208,029	99,843	65,259,966	0	
DOI PL102-477 Funding Source	19,313,281	0	19,313,281	18,493,424	819,857	0	19,313,281	0	
IHS Self Gov Health Funding Sr	298,824,479	0	298,824,479	274,418,781	21,755,698	2,650,000	298,824,479	0	
IHS Self Gov TEH Funding Src	4,515,860	0	4,515,860	4,217,433	298,427	0	4,515,860	0	
IHS Self Gov Offic Funding Src	322,788	0	322,788	285,490	37,298	0	322,788	0	
IHS Discretionary Funding Src	40,000	0	40,000	35,000	0	5,000	40,000	0	
DHHS General Funding Source	38,482,551	510,739	38,993,290	35,803,726	3,189,564	0	38,993,290	0	
USDA Funding Source	19,400,295	818,085	20,218,380	19,440,209	778,171	0	20,218,380	0	
Dept of Education Funding Src	1,046,036	63,957	1,109,993	1,018,785	91,208	0	1,109,993	0	
HUD Funding Source	42,973,370	1,229,757	44,203,127	41,877,580	1,149,393	1,176,154	44,203,127	0	
Housing Proceeds Funding Src	0	0	0	0	0	0	0	0	
EPA Funding Source	2,113,570	0	2,113,570	1,873,235	240,335	0	2,113,570	0	
Dept of Labor Funding Source	12,522,959	0	12,522,959	11,593,374	929,585	0	12,522,959	0	
Federal Other Funding Source	5,962,314	38,089	6,000,403	4,188,373	178,718	1,633,312	6,000,403	0	
State of Oklahoma Funding Src	1,442,994	0	1,442,994	1,331,715	111,279	0	1,442,994	0	
Private Funding Source	624,845	206,111	830,956	767,838	63,118	0	830,956	0	
Indirect Cost Pool Funding Sr	46,061,784	338,400	46,400,184	46,400,184	0	0	46,400,184	0	
Fringe Pool Funding Source	0	0	0	0	0	0	0	0	
Internal Lease Pool Funding Sr	4,552,390	0	4,552,390	4,552,390	0	0	4,552,390	0	
Enterprise Funding Source	1,280,086	2,044,466	3,324,552	3,288,716	35,836	0	3,324,552	0	
Other Funding Source	276,592	17,000	293,592	274,101	19,491	0	293,592	0	
Debt Service Funding Source	0	2,650,000	2,650,000	2,650,000	0	0	2,650,000	0	
Capital Projects Funding Source	10,751,536	178,742,062	189,493,598	185,601,536	0	3,892,062	189,493,598	0	
Total	\$ 750,006,707	\$ 208,635,851	\$ 958,642,558	\$ 882,472,265	\$ 37,530,668	\$ 38,635,851	\$ 958,638,784	\$ 3,774	

Non Grant Requests

Oper Mod #8 Req	9,717,786.00	05/26 E&F
Cap Mod #3 Req	129,500	05/26 E&F
Oper Mod #7 Req	10,000	05/16 Council
Total after pending Mod's	\$ 968,496,070	

CAPITAL RECONCILIATION

LA-16-15	\$ 119,446,919	
Capital Mod #1	2,245,423	02/16 Council
Capital Mod #2	170,000,000	04/11 Council
Capital Mod #3	129,500	05/26 E&F
Total Capital	\$ 291,821,842	
Operating (LA17-15)	\$ 676,674,228	Cumulative Oper
Capital (LA-16-15)	291,821,842	Cumulative Cap
Grand Total	\$ 968,496,070	



CHEROKEE NATION TRIBAL COUNCIL

Jody S. Reece, CPA, CIA, CMA

Executive Director of Financial Oversight

Mem o

To: Janees Taylor, Chairman, Executive & Finance Committee
From: Jody S. Reece
CC: Executive & Finance Committee
Date: 05/11/2016
Re: Review of Capital Budget Modification #3 – **Total \$ 129,500**

Per your request, I have reviewed the administration’s budget modification request for this month’s Executive & Finance Committee Meeting. Below is a summary of my review:

A. Grant Reporting:

<u>Funding Source</u>	<u># of Budgets - Reason</u>	<u>Amount</u>
None	None	\$ 0
TOTAL GRANTS		\$ 0

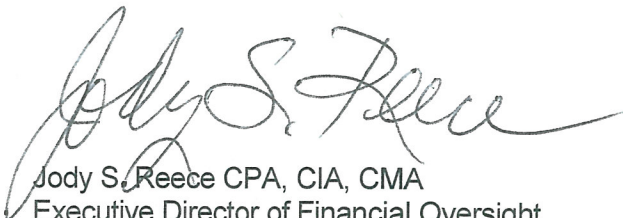
B. MOD #3 Request - (1 budget) Increase in budget authority - \$ 129,500

1. John A. Ketcher Youth Shelter Repair – 1012010 – General Fund: New budget requesting an increase in expenditure authorization of \$129,500 for repairs as outlined in the narrative attached to the budget. \$129,321 funding is transferred in from the Skinner Family Living Trust (see Operating Budget Mod). The remaining \$179 is provided by General Fund.

Summary:

After reviewing the submission of Capital Mod #3 by administration, I find no technical issues surrounding these requests, nor do I have any unmentioned concerns related to their respective carryover or other estimates. If I can provide any further information, please do not hesitate to contact me.

Respectfully,



Jody S. Reece CPA, CIA, CMA
 Executive Director of Financial Oversight
 Office: 918-453-5573
 Cell: 918-525-2017
 Email: jody-reece@cherokee.org

CHEROKEE NATION - FY2016 BUDGET REQUEST FORM

PART-1

Budget Period:	10/01/2015 - 09/30/2016	Budget Preparer	Phone: 5375
Contract Period:		Name:	Penny Norseworthy/Stephen Walker
Contract Number:		Accounting Unit Director/Manager	Phone: 5150
Accounting Fund:	1-General Fund	Name:	Jennifer Kirby
Funding Source:	01-Cherokee Nation	Executive Director	Phone: 5355
AU Description:	John A. Ketcher Youth Shelter Repair	Name:	Marsha Lamb
Accounting Unit:	1012010	1st Person Responsible	
	Place IDC Rate in Part 4 Below	Employee #	102555
Date/Time Printed:	04-May-16 10:29 AM		

Notes:

PART-2

Staffing Summary:	FY 2016 ORIG REQUEST	FY 2015 BUDGET	Incr \ (Decr)
# of Regular Full-Time Employee Equivalents:			-
# of Regular Part-Time Employee Equivalents:			-
# of Temp. Full-Time Employee Equivalents:			-
# of Temp. Part-Time Employee Equivalents:			-
# of Other Employee Equivalents:			-
TOTAL NUMBER OF EMPLOYEE-EQUIVALENTS			-

PART-3

Revenues: (Show as positive #)	Account #	Incr \ (Decr)
Please enter a valid account number - >>>		\$ -
Please enter a valid account number - >>>		\$ -
Please enter a valid account number - >>>		\$ -
Please enter a valid account number - >>>		\$ -
DO NOT COPY TO, COPY BELOW, OR REMOVE THIS LINE!		\$ -
Total Revenues		\$ -

PART-4

Expenditures:	Account #	Subject to IDC ?		Subject to IDC ?		Incr \ (Decr)
		YES	NO	YES	NO	
DO NOT COPY TO, COPY ABOVE, OR REMOVE THIS LINE!						
Salaries & wages	60000	\$				\$ -
Fringe benefits	610000	\$				\$ -
Building improvements >= \$5K	770030		\$129,500			\$ 129,500
Please enter a valid account number - >>>						\$ -
Please enter a valid account number - >>>						\$ -
Please enter a valid account number - >>>						\$ -
Please enter a valid account number - >>>						\$ -
DO NOT COPY TO, COPY BELOW, OR REMOVE THIS LINE!						\$ -
Expenditures NOT Subject to IDC						
Expenditures SUBJECT to IDC		\$ -	\$ 129,500	\$ -	\$ -	\$ 129,500
Indirect Cost Rate (If blank or zero, must explain in Notes above)		13.86%		13.86%		\$ -
Indirect Cost Allocation	970000	\$ -		\$ -		\$ -
Total Expenditures			\$ 129,500		\$ -	\$ 129,500

Revenues OVER \ (UNDER) Expenditures		\$ (129,500)	\$ -	\$ (129,500)
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Transfers In\Out - (Show ALL as Positive Numbers)

Operating Transfers IN						
Other financing sources	900000					\$ -
Cash in: tribally required	900010		\$129,321			\$ 129,321
Cash in: grant required	900020					\$ -
Cash in: motor fuel tax	900040					\$ -
Cash in: vehicle tax	900050					\$ -
Cash in: interprogram contract	900060					\$ -
Cash in: debt service	900070					\$ -
Operating Transfers OUT						
Other financing uses	900001					\$ -
Cash out: tribally required	900011					\$ -
Cash out: grant required	900021					\$ -
Cash out: motor fuel tax	900041					\$ -
Cash out: vehicle tax	900051					\$ -
Cash out: interprogram contract	900061					\$ -
Cash out: debt service	900071					\$ -
Transfers In\Out - Net			\$ 129,321		\$ -	\$ 129,321

Take to Narrative ==>		\$ 129,500	\$ -	\$ -
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Excess\ (Deficit) of Revenues, Expenditures and Net Transfers		\$ (179)	\$ -	\$ (179)
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Cherokee Nation FY 2016 Comprehensive Budget Narrative

Department/Program	Executive Director	ED Phone #	
13 - Human Services	Marsha Lamb	5355	
Accounting Unit	Accounting Unit Name		
1012010	John A. Ketcher Youth Shelter Repair		
Program Director/Manager	Pgm Dir/Mgr Phone #	Period Budget Covers	
Jennifer Kirby	5150	10/01/2015 - 09/30/2016	
FY2015 Budget Approved	FY2016 Budget Request	\$ Increase/(Decrease) Requested – Approved	% Increase/(Decrease) (Request – Approved) / Approved
\$ -	\$ 129,500	\$ 129,500	100.00%
Staffing Plan (FTE)	FY2016	FY2015	Net Change in Staffing
Regular Full-Time	-	-	-
Regular Part-Time	-	-	-
Temporary Full-Time	-	-	-
Temporary Part-Time	-	-	-
IPA/MOA/Other	-	-	-
Total	-	-	-

PROGRAM NARRATIVE:

Repairs are needed on the John A. Ketcher Youth Services Center, which houses the Youth Shelter. There has been a leak in the roof which continues to cause problems and has only been temporarily fixed over the years. There are also other maintenance issues that have not been addressed over the years and they have now created potential problems, such as an outdated sprinkler system, lack of handicap accessible bathroom, lack of generator, and inadequate outside lighting.

The following breakdown is immediate repairs that need to be performed to bring the operations of the Shelter up to date and ensure safe housing for the youth residents.

John A. Ketcher Youth Shelter Repair Estimates

Roofing:	\$16,000.00
Remodel of bathrooms, including a handicap bathroom:	\$21,500.00
Outside lighting:	\$9,500.00
Sprinkler System:	\$60,000.00
Flooring:	\$3,000.00
Natural Gas Generator:	\$19,500.00
Total:	\$129,500.00

SIGNIFICANT CHANGES:

Jody

Cherokee Nation Act/Resolution Proposal Form

ADMINISTRATIVE CLEARANCE

Dept/Program:

Act Resolution

AN ACT AMENDING LEGISLATIVE ACT #16-15 AUTHORIZING THE COMPREHENSIVE BUDGET FOR FISCAL YEAR 2016 CAPITAL - MOD 3 ; AND DECLARING AN EMERGENCY

TITLE:

Signature/Initial Date

Executive Director:

DEPARTMENT CONTACT: Gaylon Thompson

RESOLUTION PRESENTER: _____

Signature/Initial Date

Treasurer: (Required: Grants/Contracts/Budgets)

COUNCIL SPONSOR: _____

NARRATIVE:

Gaylon Thompson 5-4-16
Signature/Initial Date

Government Resources:

Signature/Initial Date

Administration Approval:

05-10-16P12:40 RCVD

Bill J. Baker 5-5-16
Signature/Initial Date

LEGISLATIVE CLEARANCE:

Legal & Legislative Coordinator:

Brittany 5/10/16
Signature/Initial Date

Standing Committee & Date:

Executive + Finance 5/10/16

Chairperson:

Taylor
Signature/Initial Date

Returned to Presenter:

Date