



Council of the Cherokee Nation

Council House
17763 S. Muskogee Ave.
Tahlequah, OK 74464

Meeting Minutes - Final EXECUTIVE AND FINANCE COMMITTEE

Jack D. Baker, Chair

*Recording Secretary, Shelli Brittain
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Thursday, October 27, 2011

3:00 PM

Legislative Conference Room

CALL TO ORDER

Chair Jack D. Baker called the meeting to order at 3:20 p.m.

INVOCATION

Councilor Lay gave the invocation.

ROLL CALL

Present 14 - Buel Anglen; Chuck Hoskin, Jr. ; Curtis Snell; David Thornton Sr. ; Jack D. Baker; Cara Cowan Watts; Julia Coates; Jodie Fishinghawk; Janelle Fullbright; Tina Glory Jordan; Lee Keener Jr.; Dick Lay; David Walkingstick and Meredith Frailey

Absent 1 - Don Garvin

APPROVAL OF MINUTES

*Councilor Lay introduced constituents present from District 4.
Principal Chief Bill John Baker announced the \$39ml for housing has just been released from HUD. He provided a letter reflecting this information from the Department of Housing and Urban Development.*

Councilor Keener moved to approve the September 29th regular session minutes. Councilor Walkingstick seconded the motion. The motion carried.

AMEND THE AGENDA

Councilor Keener moved to amend the agenda to include a DOJ resolution. Councilor Cowan Watts seconded the motion. The motion carried.

REPORTS:

Financial Report/Treasurer Report - Callie Catcher

Ms. Catcher gave appreciation to the accounting and finance group as they have received notification for the 10th year in a row that they have received the GFOA Award. She introduced the auditors from BKD Kevin Kemp and Todd Lyle.

Cherokee Nation Businesses - David Stewart

Mr. Stewart announced the financial report doesn't include the business interruption insurance claim from the collapse of casino 3 at Hard Rock. The CNI Logistics Group received another \$42ml a few weeks ago. All of the projects are underway and will provide a report if something unusual should occur. The 2012 budget has been approved and a summary copy will be provided to the Council. An orientation for the Council will be provided in November. He offered to answer questions from the reports provided.

Career Services/Employment - Diane Kelley

Ms. Kelley offered to answer questions from the report provided. Councilor Thornton inquired if consideration could be given for the Day Work program participants to assist in roofing houses. Councilor Walkingstick inquired about partnering the transit program and the TERO workers to assist them in getting to work. Councilor Cowan Watts gave appreciation for the TERO Vendor fair and banquet. Councilor Snell inquired if the Day Work program could be used to clean up abandon homes.

Commerce - Anna Knight

Ms. Knight offered to answer questions from her report. She announced there were 140 vendors who set up booths at the vendor fair this year. They also had youth that participated in the Summer Entrepreneurship Camp where they made enough money to pay back the loans given to them. On November 29th the SBA is coming to Tahlequah and will conduct a youth entrepreneur summit. She offered to answer questions from the portfolio provided by email.

Historical Society - Carey Tilley

Mr. Tilley reported the numbers are down a bit from last summer but are still well over the average from the last five to six years. They are growing in their activities that include schools. He offered to answer questions from the report provided.

Cherokee Nation Foundation - Kimberlie Gilliland

Ms. Heather Sourjohn offered to answer questions from the report provided.

CONSENT ITEMS:

T.E.R.O. CERTIFICATIONS

Councilor Hoskin Jr. moved to approve as presented. Councilor Keener seconded the motion. Councilor Walkingstick inquired when the TERO sub-committee would be meeting. Councilor Cowan Watts commented she had planned to begin in January. The motion for certification approval carried.

CEMETERY RESTORATION ASSISTANCE APPLICATIONS

Councilor Thornton moved to approve the list provided. Councilor Walkingstick seconded the motion. The motion carried.

COMMUNITY ASSISTANCE

Councilor Glory-Jordan added D. D. Etchison Church for \$250 and \$250 from Councilor Walkingstick. She also clarified that the Family Christian Center, Swimmer Baptist Church and Tenkiller School were \$250 to each from her and \$250 each from Councilor Walkingstick. Councilor Cowan Watts requested information about the cooweescoowee organization. Councilor Walkingstick moved to approve. Councilor Fullbright seconded the motion. The motion carried as amended.

LAW ENFORCEMENT REQUESTS

None were presented.

ROADS

Councilor Hoskin Jr. moved to approve as amended. Councilor Walkingstick seconded the motion. The motion carried.

OLD BUSINESS

None pending.

NEW BUSINESS

1. [11-109](#) AN ACT RELATING TO AMENDMENT OF LA 16-96, THE CHEROKEE NATION GENERAL CORPORATION ACT, AS AMENDED BY LA 02-03, LA 04-04 AND LA 36-05 INCREASING DIVIDENDS, PROVIDING FOR SEVERABILITY AND DECLARING AN EMERGENCY
Councilor Hoskin Jr. introduced the item and moved to approve. Councilor Glory-Jordan seconded the motion and offered a friendly amendment. She requested Councilor Fullbright be added as a sponsor. Under Section 4 – 18 at the end of the underlined portion add “so long as the amount of the amount of the increase (over the current 30%) is conditioned upon CNE and CNB remaining in compliance with the financial covenants in the Credit Agreement and CNE Guaranty”. Councilor Hoskin accepted the friendly amendment. Councilor Cowan Watts handed out an amendment to the proposed act and stated she would also like to include the language proposed by Councilor Glory-Jordan. She moved to approve the act with her amendments and Councilor Glory-Jordan’s language. Councilor Anglen seconded the motion. Councilor Cowan Watts stated this would increase the dividend to 40% and define it for Cherokee Nation citizens as well as address those areas of need. After discussions and recommendations were made Councilor Anglen offered a friendly amendment for it to be for all counties within the Cherokee Nation jurisdiction. The friendly amendment was accepted by Councilor Cowan Watts.
After additional discussion was held the motion to approve the 40% dividend as amended failed with the following roll call vote:

Yea: 7 - Buel Anglen; Curtis Snell; Jack D. Baker; Cara Cowan Watts; Julia Coates; Lee Keener Jr. and Meredith Frailey

Nay: 7 - Chuck Hoskin, Jr. ; David Thornton Sr. ; Jodie Fishinghawk; Janelle Fullbright; Tina Glory Jordan; Dick Lay and David Walkingstick

Councilor Anglen offered a friendly amendment on the 5% increase to include all fourteen counties. Councilor Hoskin Jr. offered the following language "the funds expended under this section shall be expended to the Cherokee Nation citizens who reside within the fourteen county jurisdiction." Councilor Anglen agreed with the offered language. Councilors Hoskin and Glory-Jordan accepted the friendly amendment. Councilor Coates offered a friendly amendment to add the word "Nation" to follow citizen in Section 4. The friendly was accepted. Councilor Coates made a motion to incorporate the last paragraph of Councilor Watts failed amendment within this Act. Councilor Keener seconded the motion.

The motion failed by the following vote.

Yea: 7 - Buel Anglen; Jack D. Baker; Cara Cowan Watts; Julia Coates; Janelle Fullbright; Lee Keener Jr. and Meredith Frailey

Nay: 7 - Chuck Hoskin, Jr. ; Curtis Snell; David Thornton Sr. ; Jodie Fishinghawk; Tina Glory Jordan; Dick Lay and David Walkingstick

The question was called and the motion to approve the original act as amended carried with the following roll call vote:

Yea: 11 - Buel Anglen; Chuck Hoskin, Jr. ; Curtis Snell; David Thornton Sr. ; Cara Cowan Watts; Jodie Fishinghawk; Janelle Fullbright; Tina Glory Jordan; Lee Keener Jr.; Dick Lay and David Walkingstick

Nay: 3 - Jack D. Baker; Julia Coates and Meredith Frailey

2. [11-122](#)

AN ACT AMENDING LEGISLATIVE ACT #20-11 AUTHORIZING THE COMPREHENSIVE OPERATING BUDGET FOR FISCAL YEAR 2012 - MOD. 2; AND DECLARING AN EMERGENCY

Mr. Evans announced Treasurer Catcher has provided an amendment request regarding the inauguration. He gave an overview of the original mod request.

Councilor Cowan Watts moved to approve as amended. Councilor Hoskin Jr. seconded the motion. The motion carried by acclamation.

3. [11-124](#)

A RESOLUTION AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE DEPARTMENT OF JUSTICE UNDER THE COORDINATED TRIBAL ASSISTANCE SOLICITATION

Councilor Cowan Watts moved to approve. Councilor Anglen seconded the motion. The motion carried.

ANNOUNCEMENTS

ADJOURNMENT

Councilor Cowan Watts moved to adjourn. Councilor Anglen seconded the motion. The motion carried at 4:53 p.m.

STAFF PRESENT:

<i>Bill John Baker</i>	<i>Rick Richards</i>	<i>Callie Catcher</i>
<i>Todd Enlow</i>	<i>Doug Evans</i>	<i>Carey Tilley</i>
<i>Anna Knight</i>	<i>Diane Kelley</i>	<i>Jon Overacker</i>
<i>Heather Sourjohn</i>	<i>Reva Crawford</i>	

VISITORS PRESENT:

<i>Debbie West</i>	<i>Ollie Starr</i>	<i>Ruth Ann Weaver</i>
<i>Phyllis Lay</i>	<i>Kalyn Free</i>	<i>Raymond Vann</i>
<i>Marilyn Vann</i>	<i>Kevin Kemp</i>	<i>Todd Lyle</i>
<i>David Stewart</i>	<i>Barbara Knowlton</i>	<i>Dirk Van Veen</i>