



Council of the Cherokee Nation

Meeting Minutes

Executive and Finance Committee

Thursday, December 20, 2007

3:00 PM

Legislative Conference Room

CALL TO ORDER

Chair Jack Baker called the meeting to order at 3:04 p.m.

INVOCATION

Councilman Bill John Baker gave the invocation.

ROLL CALL

Present 15 - Bill John Baker; S. Joe Crittenden; David Thornton Sr. ; Don Garvin; Cara Cowan Watts; Buel Anglen; Jack D. Baker; Tina Glory Jordan; Jodie Fishinghawk; Janelle Fullbright; Harley Buzzard; Curtis Snell; Chris Soap; Chuck Hoskin, Jr. and Julia Coates

Absent 1 - Bradley Cobb

Late Arrival 1 - Meredith Frailey

APPROVAL OF MINUTES

Councilor Cowan Watts moved for the approval of the minutes of the November 29th regular session. Councilor Coates seconded the motion. Motion carried.

REPORTS:

Financial Report/Secretary-Treasurer Report:
Tamyse Leake

Callie Catcher provided a written report.

Cherokee Nation Enterprise:
David Stewart

Mr. David Stewart announced for the month of November they are on track and are a little ahead of budget. They are seeing a fairly consistent trend of income. Their Cherokee and Native employment remains at the same approximate percentage. They are targeting to improve efficiency and save cost.

Councilor Buzzard inquired if exit interviews were performed on the exiting employees. Mr. Stewart stated they do exit interviews but not on 100% of those leaving. Councilor Buzzard inquired if the secession plan approved by the board and being implemented by CNE is only for tribal citizens. Mr. Stewart stated there are two plans within the company. One of which is a leadership development program that is designed for Cherokees called the Executive Development Program. They go through an analysis of their management capabilities, the gaps of what they need, and then placed on a program. The second class has begun with all participants being Cherokee except one. The other program is a senior management program which is primarily Cherokee. Councilor Buzzard stated he would like to see 100% native in all of the training programs.

Cherokee Nation Industries:

Dennis McLemore

Dennis McLemore reported at the end of October, they had \$10.1ml in cash, \$10.5ml in accounts receivable, \$9.8ml in inventory, \$9.7ml in liabilities, a net worth of \$10.7ml, and owe \$13.3ml on the line of credit. They experienced a gain in all areas with the exception of an approximate loss of \$50,000.00 in manufacturing.

Cherokee Nation Business:

Callie Catcher

Brad Carson apologized for missing the last resource committee meeting regarding the landfill. He stated he has been spending time with all of the entities discussing projections for the next three years. He announced on a consolidated basis as of November 30th the net income for CNB is \$8.99ml with a year to date combined net income of \$17.4ml. He announced with the major construction projects going on with CNE the net cash flow for the month of November is at an approximate -\$5ml. The current cash position hasn't changed much from last month. The current cash balance is approximately \$129ml some of which is in reserve cash with just under \$87ml available for various projects and expenditures.

Historical Society:

Carey Tilley

Carey Tilley reported through November 30th they had served 37,000 people which are up from 27,000 from last year. He announced November is normally a slow month. He stated in the past they normally had 10 groups visit in November and this year they had 30 groups. The ancient village outreach went out to 7 schools and reached over 1300 students. He stated they have really been able to do more with the partnership they entered into with Cherokee Nation. He announced they are in the middle of a fundraising campaign in which they have raised almost \$20,000.00. They didn't make a payment on their long term debt in November due the financial supervisor position being vacant and the need to be a little cautious. In December of 2005 the Heritage Center owed \$589,000 in long term debt and now the balance due is \$79,000. He stated they are receiving great cooperation with CNE in regard to the tourism initiative. They are working together with master planning and capitol projects. He announced he would share once they are finalized.

Career Services/Employment

Diane Kelley

Councilor Cowan Watts announced she and Diane Kelley had been working on a TERO presentation with a tentative date of January 15th at 2:00 p.m. She requested concurrence from the Council. This presentation would provide an opportunity for her staff to present the process of how a business becomes TERO certified, work with vendors and contractors, and TERO compliance. Diane Kelley announced they would provide a packet of information prior to the meeting for review as well as present a power point at the meeting.

Councilor Buzzard stated he can see some improvements being done as far as TERO is concerned. Councilor Anglen stated he has been receiving complaints that Flintco is not attempting to get TERO vendors. Mr. Jon Overacker stated over the last month they have been calling the TERO vendors to make bids. They appear at the pre bid meeting but do not make bids. He stated the main reason is due to the high bonding requirements. He stated Flintco has been really good at working with TERO vendors as sub contractors. Councilor Anglen inquired as to why Flintco is not supplying the bond and not requiring one from the smaller TERO vendors as sub contractors. Mr. Overacker stated this is a CNE requirement. Chair Jack Baker gave appreciation for the

tours.

Commerce

Anna Knight

Shay Smith provided a written report.

COMMUNITY ASSISTANCE

Mr. Doug Evans announced there aren't any requests in the packet but there have been some submitted since: Cherry Tree Community Organization \$200 Councilor Crittenden

Muldrow Cherokees Organization \$1000 Councilor Fullbright

Stilwell Senior Housing Assoc. \$200 Councilor Fishinghawk

New Hope United Methodist Church \$2000 Councilor Cobb

Bartlesville Indian Women's Club \$1000 Councilor Cobb

Pryor Arts and Humanities Council \$750 Councilor Soap

Evening Shade Community Organ. \$495 Councilor Thornton

Councilor Garvin moved for approval of all community assistance for the month of December. Councilor Soap seconded the motion. Motion carried.

LAW ENFORCEMENT REQUESTS

Mr. Evans stated there are no requests this month. He reported the motor vehicle tap apportionments for the car tag revenues will be coming forward next month. The associated budgets and amounts related to these dollars will be available at the next meeting as well as the road balance report, law enforcement report, and carryover of legal fees for community assistance for next year.

T.E.R.O. CERTIFICATIONS

Councilor Bill John Baker moved for the approval as recommended. Councilor Cowan Watts seconded the motion. Motion carried.

CEMETERY RESTORATION ASSISTANCE APPLICATIONS

Councilor Garvin moved to approve the Neff family cemetery in District 4. Councilor Angln seconded the motion. Motion carried.

Councilor Cowan Watts announced she has spoken to the gentleman who has submitted this application and had requested additional information which she hasn't received. She stated it may be more appropriate for these funds to go to the City of Chelsea. She made a motion to table this request for the Chelsea City Cemetery to next month. Councilor Crittenden seconded the motion. Motion carried.

Councilor Hoskin Jr. inquired if applicants are allowed to reapply within the same fiscal year for additional funding. Chair Jack Baker stated it is by cemetery and is limited to \$500.00 per year. Councilor Hoskin Jr. inquired if there is prescience for going beyond \$500.00. Councilor Cowan Watts stated there is, it has been done in the past for Chelsea cemetery. Councilor Hoskin Jr. announced Ms. Pat Reeder has submitted an application and Mr. Brian Jones has submitted supplemental information. He suggested rather than the two competing or submitting two applications that they combine and increase the funding amount. He made a motion to approve the cemetery request from Ms. Reeder in the amount of \$700.00. Councilor Cowan Watts seconded the motion. Motion carried.

OLD BUSINESS

None

NEW BUSINESS

AN ACT AMENDING LEGISLATIVE ACT #37-07 AUTHORIZING THE COMPREHENSIVE BUDGET FOR FISCAL YEAR 2008 - MOD 3; AND DECLARING AN EMERGENCY

Sponsors: Councilor Baker

Councilor Frailey made a motion to add the Youth Healing to Wellness Court in the amount of \$61,307.00 from Gen fund. They will run out of funding December 31st of this year and this request will carry them through January, February, and March. Councilors Cowan Watts and Anglen accepted the amendment. Mr. Evans stated in the month of December they had \$340,000 of grants reported; \$176,000 for child support enforcement increased award amount, a new award from DHS for long term care planning activities for \$50,000, NACETP program had a revised reward amount for \$6,000, and a carryover request of \$7200 for the Juvenile Healing to Wellness Court grant that has ended. The budget itself had a net decrease of \$79,000 before the amendment considered today. Sequoyah Commission is requesting carryover funds for \$4,000 which is the only gen fund item. The DOI self governance fund has a forestry operation funding from the previous year in the amount of \$53,500 to complete the forest management plan. NAHASDA has a net decrease of \$137,000 which is primarily the rental assistance from the 2006 IHP down to the actual unexpended balance. We are adjusting some previously anticipated carryover levels. He stated he doesn't have any problems with the mod package. Councilor Crittenden called for the question. Motion carried.

Councilor Cowan Watts made a motion to approve. Councilor Anglen seconded the motion. Motion carried.

ANNOUNCEMENTS

Chair Jack Baker announced the next meeting date is tentatively scheduled for January 31st at 3:00 p.m.

Councilor Snell announced he has received a letter from the Oaks Community Center requesting funds for a generator in which he would bring forward at next month's meeting.

Chair Jack Baker gave appreciation to the Council staff for their hard work over the last year and presented each staff member with a gift of appreciation.

Chair Jack Baker reminded the Council and staff of the gift exchange following the meetings. He invited all of the visitors to stay and enjoy snacks.

Councilor Cowan Watts announced a Executive and Finance sub committee meeting regarding PAC immediately following the adjournment of this meeting.

ADJOURNMENT

Councilor Bill John Baker moved for adjournment. Councilor Soap seconded the motion. Motion carried at 3:50 p.m.

STAFF PRESENT:

Callie Catcher
Doug Evans
Ben Phillips

Diane Kelley
Ginger Brown
Tonia Williams

Shay Smith
Jon Overacker
Melanie Knight

VISITORS PRESENT:

Dennis McLemore
Emily Bushyhead
Charles Dry
J.R. McClapan

Carey Tilley
David Stewart
Brad Carson
Shawn Slaton

Todd Hembree *Raymond Vann*
Gina Olaya

APPROVAL / DISTRIBUTION

Minutes submitted by: Shelli Brittain, Recording Secretary

Motion to approve minutes made by: _____

Minutes attested and concurred by: _____

Date: _____