



Council of the Cherokee Nation

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

Meeting Minutes - Final EXECUTIVE AND FINANCE COMMITTEE

Tuesday, December 15, 2009

10:00 AM

Legislative Conference Room

CALL TO ORDER

Chair Jack Baker called the meeting to order at 10:25 a.m.

INVOCATION

Councilor Brad Cobb gave the invocation.

ROLL CALL

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

Late Arrival 2 - David Thornton Sr. and Jodie Fishinghawk

APPROVAL OF MINUTES

Councilor Julia Coates made a motion to approve the November 17th regular session and November 17th PAC Subcommittee minutes. Councilor Garvin seconded the motion. Motion carried.

REPORTS:

Financial Report/Treasurer Report - Callie Catcher

Callie Catcher reported they have issued a request for proposals on financing for the Vinita Clinic and those are due back today. They will be evaluating the proposals and hopefully start working on financing to get that clinic construction going.

Cherokee Nation Entertainment - David Stewart

David Stewart reported game revenues are holding from last year but the operating expenses are up, payroll is up due to giving employees a 3% merit raise. All projects are on schedule and on budget. Cultural Tourism is doing well and they have opened up the retail store for Cherokee Art at Hard Rock.

Cherokee Nation Businesses - David Stewart

David Stewart reported all companies are doing well and CNB continues to provide some governance to the subsidiaries in terms of looking at their operations to make sure best practice and procedures are in place. The combination of the boards is still in process and they are 60-90 days away. The Chief will be working on this issue therefore, it is essentially in his hands to push it forward. Councilor Glory-Jordan inquired if CNB provides bonding and a line of credit. David Stewart stated CNB does provide some bonding capability to all the different companies and also a credit line to CNI at their request. Councilor Glory-Jordan inquired as to what point the board will look at them not making money. David Stewart stated from a business stand point the board of that company essentially has the responsibility for authorizing the note and they basically look at it to make sure that process is followed and there is some due diligence at CNI level. Councilor Frailey thanked Mr. Stewart for CNB's efforts on diversification. She also asked when they diversify and purchase a new company how do they develop and get the employees ready. David Stewart stated CNE has a leadership program where they go through and identify high potential employees who are part of that leadership program and essentially try to educate them about the process at CNE and the Tribe. Bob Schooly, CNE employee heads up the leadership program. Councilor FISHINGHAW asked if Bob Schooly is Cherokee. David Stewart stated no he is not Cherokee. Councilor Cowan Watts stated she would like to understand the leadership program and the work Bob Schooly does. David Stewart offered a copy of the power point of the program.

Cherokee Nation Industries - Robert Drvostep

Robert Drvostep reported they are still in the process of closing for the month of November, therefore he has not submitted a written report but would entertain any questions Council may have. Councilor FISHINGHAW asked if CNI had the contract on Facet. Mr. Drvostep stated yes. He reported the Bixby project is substantially complete and they will be meeting with the owner on Monday for a walk through of the facility. Councilor BUZZARD asked if there would be a loss on the Bixby project. Mr. Drvostep stated yes but that Bryan Collins would be working to try and recoup the loss.

Career Services/Employment - Diane Kelley

Diane Kelley distributed an overview report of the Day Work Program in addition to her written report. She entertained any questions Council may have.

Commerce - Anna Knight

Anna Knight entertained any questions Council may have about her written report.

Historical Society - Carey Tilley

Historical Society reports quarterly, therefore should not have been on the agenda for this month.

Cherokee Nation Education Corporation - Shelley Butler-Allen

CN Education Corporation reports quarterly, therefore should not have been on the agenda for this month.

CONSENT ITEMS:

T.E.R.O. CERTIFICATIONS

Councilor Tina Glory-Jordan moved to approved the T.E.R.O. Certifications as presented. Councilor Joe Crittenden seconded the motion. Motion carried with Councilor Cara Cowan Watts abstaining.

CEMETERY RESTORATION ASSISTANCE APPLICATIONS

Doug Evans stated there are three additions to the cemetery list. They include Keener Cemetery, McKee Cemetery, and Long Prairie Cemetery. Councilor David Thornton moved to approve. Councilor Bill John Baker seconded the motion. Motion carried with Councilor Don Garvin abstaining.

LAW ENFORCEMENT REQUESTS

No new law enforcement requests.

ROADS

None

OLD BUSINESS

1. AN ACT REPEALING AND SUPERSEDING CHEROKEE NATION LAW REGARDING LABOR AND THE EMPLOYMENT RIGHTS ORDINANCE SETTING FORTH REQUIREMENTS FOR THE CONTRACTING PROCESS FOR TERO EMPLOYEES
Councilor Cara Cowan Watts made a motion to table. Councilor Brad Cobb seconded the motion. Motion carried with Councilor Chris Soap opposing.
2. AN ACT REPEALING AND SUPERSEDING CHEROKEE NATION LAW REGARDING LABOR AND EMPLOYMENT RIGHTS ORDINANCE SETTING FORTH REQUIREMENTS FOR EMPLOYMENT AND EMPLOYEE PREFERENCE OF NATIVE AMERICANS WITH TERO EMPLOYERS
Councilor Cara Cowan Watts made a motion to table. Councilor Don Garvin seconded the motion. Motion carried with Councilor Chris Soap opposing.
3. AN ACT SUPERSEDING CHEROKEE NATION LAW REGARDING LABOR AND THE EMPLOYMENT RIGHTS ORDINANCE AND DECLARING AN EMERGENCY
Councilor Bill John Baker made a motion to table. Councilor Tina Glory-Jordan seconded the motion. Motion carried with Councilor Chris Soap opposing.
4. AN ACT ENABLING COMMUNITY ASSISTANCE DISTRIBUTION TO CHEROKEE NATION COMMUNITY ORGANIZATIONS
Councilor Chuck Hoskin, Jr. withdrew the legislation.
5. CHEROKEE NATION ELECTION COMMISSION COMPENSATION (Discussion and Possible Action)

Councilor Meredith Frailey withdrew the legislation.

NEW BUSINESS

1. AN ACT REPEALING AND SUPERSEDING LEGISLATIVE ACT 38-05 A CHEROKEE NATION LAW REGARDING LABOR AND THE EMPLOYMENT RIGHTS ORDINANCE AND PROVIDING SEVERABILITY AND DECLARING EMERGENCY

Councilor Tina Glory-Jordan made a motion to table to next month. Councilor Julia Coates seconded the motion. Motion carried with Councilor Chris Soap opposing.

2. AN ACT AMENDING LEGISLATIVE ACT #21-09 AUTHORIZING THE COMPREHENSIVE BUDGET FOR FISCAL YEAR 2010; MOD 3; AND DECLARING AN EMERGENCY

Councilor Brad Cobb made a motion to approve. Councilor Meredith Frailey seconded the motion. Motion carried.

ANNOUNCEMENTS

None

ADJOURNMENT

Councilor Brad Cobb moved to adjourn. Councilor Julia Coates seconded the motion. Motion carried at 11:05 a.m.

STAFF PRESENT:

<i>Melanie Knight</i>	<i>Diane Kelley</i>	<i>Doug Evans</i>
<i>Jamie Hummingbird</i>	<i>Callie Catcher</i>	<i>Nason Morton</i>
<i>Greg Simmons</i>	<i>Ashley Canoe</i>	

VISITORS PRESENT:

<i>David Stewart</i>	<i>Patsy Morton</i>	<i>Brenda Walker</i>
<i>Jerry Crew</i>	<i>Curtis Rohr</i>	<i>Roger Johnson</i>
<i>Charles Dry</i>	<i>Todd Hembree</i>	<i>Shaun Slaton</i>
<i>Gina Olaya</i>	<i>Martha Calico</i>	<i>Bob Huffman</i>
<i>Bob Drvostep</i>		

APPROVAL / DISTRIBUTION

Minutes submitted by: Gayle Miller, Recording Secretary

Motion to approve minutes made by: _____

Minutes attested and concurred by: _____

Date: _____