



Council of the Cherokee Nation

Cherokee Nation Tribal
Council
17763 S. Muskogee Ave.
Tahlequah, OK 74464

Meeting Minutes - Final EXECUTIVE AND FINANCE SUB COMMITTEE - TERO

Chuck Hoskin Jr., Chair

*Recording Secretary, Shelli Brittain
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Thursday, June 28, 2012

11:00 AM

Legislative Conference Room

CALL TO ORDER

Chair Hoskin Jr. called the meeting to order at 11:20 a.m.

INVOCATION

Councilor Thornton gave the invocation.

ROLL CALL

Present 8 - Buel Anglen; Cara Cowan Watts; Lee Keener Jr.; Don Garvin; Chuck Hoskin Jr. ; Dick Lay; David Thornton, Sr. and Tina Glory Jordan

Absent 1 - David Walkingstick

Late Arrival 5 - Jodie Fishinghawk; Frankie Hargis ; Curtis Snell; Joe Byrd and Janelle Fullbright

12-067

ACT REPEALING AND SUPERSEDING CHEROKEE NATION LAW REGARDING LABOR AND THE EMPLOYMENT RIGHTS ORDINANCE AND REPEALING EXECUTIVE ORDER NO. 12-10-CS - CONTRACT LAW; AND DECLRING AN EMERGENCY

Chair Hoskin Jr. provided a revision to the version in the packet and referred to page 7, Section 8B1.

Section 8 B

Councilor Glory Jordan moved to approve Section 8B as written. Councilor Lay seconded the motion. Chair Hoskin Jr. gave an overview of the changes. Councilor Keener offered a friendly amendment to strike the ee from the employee in the first sentence in purple. The friendly was accepted. Councilor Cowan Watts raised question about the debarment process for non-TERO businesses. Councilor Glory-Jordan suggested a separate piece of legislation for non-TERO businesses. Councilor Cowan Watts requested an agenda item in August for this issue. Chair Hoskin Jr. requested a draft policy be presented on debarment prior to the August meeting for review. The motion to approve as amended carried.

Section 9

Councilor Cowan Watts moved to approve Section 9. Councilor Keener seconded the motion. The motion carried.

Section 10

Councilor Cowan Watts moved to approve Section 10 changes and add Nation following Cherokee. Councilor Keener seconded the motion. Councilor Keener offered a friendly amendment to add a sentence following opportunities to read as follows "The preference will apply as follows:" The friendly was accepted. The motion carried.

Section 23

Councilor Cowan Watts moved to keep the stricken language and accept the added language. Councilor Anglen seconded the motion. The friendly amendment to strike "including any employee or agent thereof" in B and correct the spelling of among was accepted. The motion to approve carried.

Section 26 C

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

Section 28 B

Councilor Cowan Watts moved to approve. Councilor Anglen seconded the motion. Councilor Cowan Watts requested a copy of the policy showing how this is going to be implemented. After questions were raised and discussion was held the motion to approve carried.

Section 27 C

Councilor Keener moved to change Judicial Appeals Tribunal to Supreme Court of the Cherokee Nation. Councilor Cowan Watts seconded the motion. The motion carried.

Section 4

Councilor Glory-Jordan moved to approve the definition of Emergency. Councilor Fishinghawk seconded the motion. The motion carried.

Chair Hoskin Jr. requested Mr. Carlin from CNB come forward and address some of the concerns he has with this legislation. Mr. Carlin had the following three concerns 1) the graduation of fines and the time period, 2) definition of an emergency – what constitutes an emotional or financial burden and 3) definition of contractor – the inclusion of Cherokee Nation and all of its entities. He inquired if there could be an exemption for inter-company transactions. Mr. Overacker addressed some of the Concerns voiced. Councilor Cowan Watts requested CNB provide proposed amendments prior to the Executive & Finance committee for review and consideration.

Councilor Fishinghawk moved to approve the Act in its entirety to Executive & Finance committee in July. Councilor Hargis seconded the motion. The motion carried.

ANNOUNCEMENTS

Chair Hoskin Jr. inquired about the employment Act still needed. Mr. Overacker commented they would need the guidance of this committee. He stated he would provide copies of a WorkForce Protection Act from the National TERO Office to use as a map or guideline. Chair Hoskin Jr. announced the next meeting would be held at 11:00 on July 26th.

ADJOURNMENT

Councilor Hargis moved to adjourn. Councilor Cowan Watts seconded the motion. The motion carried at 12:03 p.m.

STAFF PRESENT:

<i>Anna Knight</i>	<i>Dianna Turtle</i>	<i>Jon Overacker</i>
<i>Tammy Beaver</i>	<i>Willard Mounce</i>	<i>Rebecca Mitchell</i>
<i>Ginger Brown</i>	<i>Diane Kelley</i>	<i>George Roach</i>

VISITORS PRESENT:

<i>Marilyn Vann</i>	<i>Jason Carlin</i>
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