



Council of the Cherokee Nation

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

Meeting Minutes - Final EXECUTIVE AND FINANCE COMMITTEE

Thursday, January 26, 2012

3:00 PM

Legislative Conference Room

CALL TO ORDER

Chair Fishinghawk called the meeting to order at 3:21 p.m.

INVOCATION

Councilor Fullbright gave the invocation.

ROLL CALL

Present 16 - Buel Anglen; Chuck Hoskin Jr. ; Curtis Snell; David Thornton, Sr. ; Don Garvin; Jack D. Baker; Cara Cowan Watts; Julia Coates; Jodie Fishinghawk; Janelle Fullbright; Tina Glory Jordan; Lee Keener Jr.; Dick Lay; David Walkingstick; Frankie Hargis and Joe Byrd

Late Arrival 1 - Meredith Frailey

APPROVAL OF MINUTES

Councilor Cowan Watts moved to approve the December 13th regular session minutes. Councilor Anglen seconded the motion. The motion carried.

REPORTS:

Financial Report/Treasurer Report - Lacey Horn

Ms. Horn reported the comprehensive annual report has been drafted and is now being looked at by the auditors who arrive on Monday. She offered to answer questions from the report provided.

Cherokee Nation Businesses - David Stewart

Mr. Stewart announced financially they are a little ahead of budget due to a combination of gaming being up and the diversified companies being slightly down. CNI is experiencing losses due to one of the contracts terminating and those employees being re-trained. An orientation was held last week for the new board members. The next board meeting is scheduled for Monday. They have signed a non-binding contract for the purchase of the Woodmark building here in Tahlequah. He commented about looking forward to the new advisory board members attending the next board meeting.

Career Services/Employment - Diane Kelley

Ms. Kelley announced they have completed three construction fairs with another scheduled for Bartlesville in February. They have been meeting with CNB to strengthen their working relationship. She offered to answer questions from the report provided.

Commerce - Anna Knight

Ms. Knight offered to answer questions from the report provided. Councilor Cowan Watts requested the last fifteen years of defaults for either commercial or personal loans through the Commerce Department.

Historical Society - Carey Tilley

Mr. Tilley pointed out a few of the highlights from the report by stating the new village is going up with the eighth building currently being framed. He reported they had over 19,000 hours on the Day Training Program. He also called attention to the numbers and how they reflect the growth in the area schools.

Cherokee Nation Foundation - Kimberlie Gilliland

Ms. Heather Sourjohn reported in the absence of Ms. Gilliland. She announced the application process for Cherokee Scholars will open again in March. She offered to answer questions from the report provided.

CONSENT ITEMS:

T.E.R.O. CERTIFICATIONS

Councilor Hoskin Jr. moved to approve. Councilor Glory-Jordan seconded the motion. Councilor Cowan Watts offered a friendly amendment to correct Pest Off Exterminators to reflect that Bruce P. Long is Chickasaw not Cherokee. She also requested a correction on LRE Royal Electric to strike "Mowa Band of Choctaw" as it is not a federally recognized tribe. A request was made for the TERO Certification Committee to not list as a tribe unless it is a federally recognized tribe. The motion to approve carried with Councilor Cowan Watts opposed.

CEMETERY RESTORATION ASSISTANCE APPLICATIONS

Chair Fishinghawk announced a revised list has been provided. Councilor Cowan Watts moved to approve. Councilor Jack D. Baker seconded the motion. The motion carried.

COMMUNITY ASSISTANCE

Chair Fishinghawk announced a revised list has also been provided for community assistance. Councilor Thornton moved to approve. Councilor Cowan Watts seconded the motion. The motion carried.

Mr. Evans a report has been provided show the elective travel balances to come forward. He stated he would be requesting this as well as another item be considered as an amendment to Mod 5. Once Mod 5 is approved in full Council these elective travel balances will be added to the community assistance balances.

LAW ENFORCEMENT REQUESTS

Mr. Evans requested clarification from Councilor Hoskin Jr. on his request to the City of Vinita. Councilor Hoskin Jr. requested a donation to the City of South Coffeyville be added in the amount of \$3,000 for a storm siren. Councilor Hoskin Jr. moved to approve with the changes. Councilor Hargis seconded the motion.

COMMUNITY ASSISTANCE

Councilor Glory-Jordan requested clarification on the use of community assistance funds for the use of mail outs. Councilor Cowan Watts commented it is the three District 5 Councilors using their funds as the mailer budget is not adequate. She stated they are trying to help with apportionment and making sure people's addresses are correct as well as obtain physical addresses. She stated they have more than adequate funds with the carryover. Councilor Hoskin Jr. commented he takes a pretty liberal view of community assistance but if additional funds are needed in the mailer budget it should be revisited. Chair Fishinghawk requested Mr. Evans review to see if there were additional funds available to supplement the mailer budget. Councilor Cowan Watts clarified it is our mail room doing all of the work with no outside vendors. Mr. Evans cautioned if the Cherokee Nation mail room continues to be requested to perform large activities like this their budget may also need to be revisited. Councilor Coates inquired if the At Large Councilors had a mailer budget.

ROADS

Mr. Evans announced there aren't any changes to the report submitted. Councilor Thornton moved to approve. Councilor Hoskin Jr. seconded the motion. The motion carried.

Mr. Evans reported the motor vehicle tax funds were allocated to each respective account in the amount of \$99,578.

OLD BUSINESS

None pending.

NEW BUSINESS

1. [12-014](#) AN ACT AMENDING LEGISLATIVE ACT #20-11 AUTHORIZING THE COMPREHENSIVE OPERATING BUDGET FOR FISCAL YEAR 2012 - MOD 5; AND DECLARING AN EMERGENCY
Mr. Evans reported he worked through a few issues with Mod 5 but technically believes it to be sound. He stated a memo has been provided requesting consideration for a settlement involving our third party administrator and health claims in the amount of \$55,576. The funding for this request is coming out of contingency reserve. Councilor Cowan Watts inquired with the authorization of the contract health service cost in this mod would there need to be a line item that states the citizens who aren't under Cherokee Nation contract health services could use these funds. Councilor Hoskin Jr. commented that the enabling law covers the fourteen counties therefore there shouldn't be a need to reference in the budget. Councilor Hoskin Jr. moved to approve with the amendment to include the settlement. Councilor Byrd seconded the motion. Mr. Evans reported the carryover of the travel to the community assistance funds also needs to be an amendment to this mod package. Councilor Glory-Jordan offered a friendly amendment to include this carryover in the

budget mod. The friendly amendment was accepted.

The motion to approve mod 5 with the two amendments carried with no opposition.

2. [12-015](#)

AN ACT AMENDING LEGISLATIVE ACT #21-11 AUTHORIZING THE CAPITAL APPROPRIATIONS BUDGET FOR FISCAL YEAR 2012 - MOD 2; AND DECLARING AN EMERGENCY

Councilor Glory-Jordan moved to approve. Councilor Walkingstick seconded the motion. Mr. Evans gave his overview of this mod. The motion to approve carried with not opposition.

ANNOUNCEMENTS

ADJOURNMENT

Councilor Glory-Jordan moved to adjourn. Councilor Walkingstick seconded the motion. The motion carried at 4:00 p.m.

STAFF PRESENT:

*Lacey Horn
Doug Evans
Diane Kelley*

*Anna Knight
Amy Brill
Jon Overacker*

*Charles Head
Bill Foster
Heather Sourjohn*

VISITORS PRESENT:

*David Stewart
Todd Hembree
Raymond Vann*

*Patricia Carpenter
Larry Horn
Charles Dry*

*Phyllis Lay
Carey Tilley
Ollie Starr*