

An Act

LEGISLATIVE ACT 09-19

AN ACT AMENDING LEGISLATIVE ACT #22-18 AUTHORIZING THE COMPREHENSIVE OPERATING BUDGET FOR FISCAL YEAR 2019 – Mod. 9; AND DECLARING AN EMERGENCY

BE IT ENACTED BY THE CHEROKEE NATION:

SECTION 1. TITLE AND CODIFICATION

This legislative act shall be titled and codified as “An Act Amending Legislative Act #22-18 Authorizing the Comprehensive Operating Budget for FY 2019 – Mod. 9”.

SECTION 2. PURPOSE

The purpose of this amendment is to authorize and approve the use of funds, subject to the availability of such funds, in accordance with Section 4, changing the amounts of certain cost centers approved in the “Comprehensive Budget Act for Fiscal Year 2019” or subsequent amendment. The cumulative total of the budget is decreased by \$ (500,289) for a total budget authority of \$ 780,781,136. The following items are identified as components of such change:

Grants Received & Authorized per LA-22-18 (detail attached)	\$ (502,289)
Modification Request (see Section 4 below)	<u>2,000</u>
Cumulative change in budget authority	<u>\$ (500,289)</u>

SECTION 3. LEGISLATIVE HISTORY

The provisions of compliance, policy of accountability, authorities and severability provided in Legislative Act #22-18 are applicable to this amendment.

SECTION 4. FUNDING AUTHORIZATIONS

The changes reflect increases to cost centers set forth in the program budget justifications incorporated herein. This modification request changes the total amount of the comprehensive budget authorization by an increase of \$ 2,000 to wit:

- A. An increase in the **General Fund** budget authority of \$ 2,000.

SECTION 5. PROVISIONS AS CUMULATIVE

The provisions of this Act shall be cumulative to existing law.

SECTION 6. SEVERABILITY

The provisions of this Act are severable and if any part or provision hereof shall be held void, the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this Act.

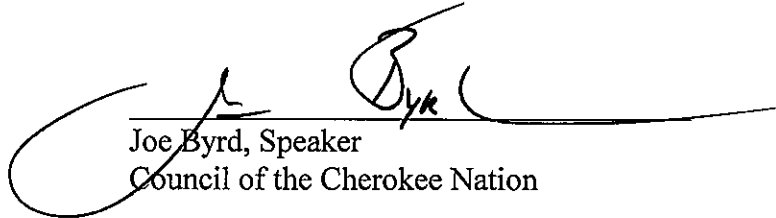
SECTION 7. EFFECTIVE DATE: EMERGENCY DECLARED

It being immediately necessary for the welfare of the Cherokee Nation, the Council hereby declares that an emergency exists, by reason whereof this Act shall take effect immediately upon its approval and signatures.

SECTION 8. SELF-HELP CONTRIBUTIONS

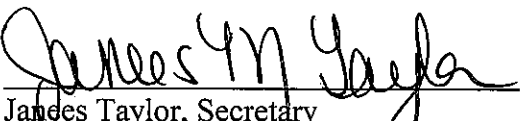
To the extent that this Act involves programs or services to citizens of the Nation or others, self-help contributions shall be required, unless specifically prohibited by the funding agency, or a waiver is granted due to physical or mental incapacity of the participant to contribute.

Enacted by the Council of the Cherokee Nation on the 15th day of July, 2019



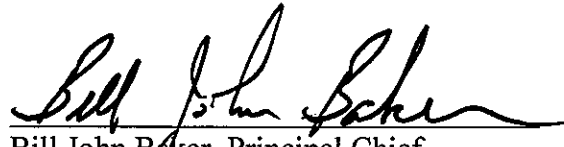
Joe Byrd, Speaker
Council of the Cherokee Nation

ATTEST:




James Taylor, Secretary
Council of the Cherokee Nation

Approved and signed by the Principal Chief this 17th day of July, 2019



Bill John Baker, Principal Chief
Cherokee Nation

ATTEST:



S. Joe Crittenden, Deputy Principal Chief
Cherokee Nation

YEAS AND NAYS AS RECORDED:

Rex Jordan	<u>Yea</u>	Harley Buzzard	<u>Yea</u>
Joe Byrd	<u>Yea</u>	Victoria Vazquez	<u>Yea</u>
David Walkingstick	<u>Yea</u>	Dick Lay	<u>Yea</u>
Dr. Mike Dobbins	<u>Yea</u>	Buel Anglen	<u>Yea</u>
E.O. "Jr" Smith	<u>Yea</u>	Keith Austin	<u>Yea</u>
Bryan Warner	<u>Yea</u>	Janees Taylor	<u>Yea</u>
Canaan Duncan	<u>Yea</u>	Mary Baker Shaw	<u>Yea</u>
Shawn Crittenden	<u>Yea</u>	Wanda Hatfield	<u>Yea</u>
Mike Shambaugh	<u>Yea</u>		

CHEROKEE NATION
 PROPOSED FY 2019 AMENDMENT
 Sorted by Funding Source

				Data		
Funding Source	Ref # by FS	Program/Purpose	FY 2019 Prior LA	Amend. Change to Sources	Amend. Expenses Total Change	Net Change
45-USDA	1	3453504 WIC Operational Adj	LA 22-18	17,162	17,162	\$ -
	2	3453505 WIC Food	LA 22-18	(1,328,240)	(1,328,240)	\$ -
45-USDA Total				\$ (1,311,078)	\$ (1,311,078)	\$ -
85-Private	3	3856300 Volkswagen Settlement	New	808,789	808,789	\$ -
85-Private Total				\$ 808,789	\$ 808,789	\$ -
Grand Total				\$ (502,289)	\$ (502,289)	\$ -

June Operating Grants - Reporting Only

CHEROKEE NATION
 PROPOSED FY 2019 AMENDMENT
 Sorted by Funding Source

				Data		
Funding Source	Ref # by FS	Program/Purpose	FY 2019- Prior LA	Amend. Change to Sources	Amend. Expenses Total Change	Net Change
01-Cherokee Nation	1	1010249 Community Recreation Center	LA 22-18	2,000	2,000	\$ -
01-Cherokee Nation Total				\$ 2,000	\$ 2,000	\$ -
Grand Total				\$ 2,000	\$ 2,000	\$ -

Operating Mod #9 Request

COMPREHENSIVE BUDGET FOR FISCAL YEAR 2019

Funding Source	Revenues	Transfers In	Total	Direct Exp.	Indir. Exp.	Transfers Out	Total	NET
Tribally Funded Funding Source	117,283,444	1,267,372	118,550,816	98,992,414	5,449,421	14,108,374	118,550,209	607
Motor Fuels Tax Funding Srce	9,295,674	17,338,610	26,634,284	18,549,398	107,290	7,977,596	26,634,284	0
Motor Vehicle Tax Funding Srce	32,369,030	1,126,604	33,495,634	31,285,997	623,976	1,585,661	33,495,634	0
Permanent Fund Funding Source	10,100	0	10,100	10,100	0	0	10,100	0
DOI General Funding Source	10,905,409	446,691	11,352,100	10,262,537	1,089,563	0	11,352,100	0
DOI Self Gov Funding Source	14,236,084	79,600	14,315,684	12,973,133	1,289,816	52,735	14,315,684	0
DOI Self Gov Roads Funding Srce	6,650,986	0	6,650,986	6,485,297	111,257	54,432	6,650,986	0
Dept of Transportation Fnd Srce	78,319,668	0	78,319,668	78,027,881	191,944	99,843	78,319,668	0
DOI PL102-477 Funding Source	32,206,606	0	32,206,606	30,934,319	1,272,287	0	32,206,606	0
IHS Self Gov Health Funding Sr	373,330,199	0	373,330,199	320,222,308	26,107,891	27,000,000	373,330,199	0
IHS Self Gov TEH Funding Srce	17,006,563	296,000	17,302,563	17,018,061	284,502	0	17,302,563	0
IHS Self Gov Offic Funding Srce	381,515	0	381,515	337,586	43,929	0	381,515	0
IHS Discretionary Funding Srce	175,000	0	175,000	45,000	0	130,000	175,000	0
DHHS General Funding Source	47,920,334	572,688	48,493,022	44,922,777	3,570,245	0	48,493,022	0
USDA Funding Source	21,074,395	995,583	22,069,978	21,244,094	825,884	0	22,069,978	0
Dept of Education Funding Srce	1,263,996	82,222	1,346,218	1,245,817	85,401	15,000	1,346,218	0
HUD Funding Source	33,599,346	266,667	33,866,013	32,960,897	638,449	266,667	33,866,013	0
Housing Proceeds Funding Srce	0	0	0	0	0	0	0	0
EPA Funding Source	2,086,552	0	2,086,552	1,862,404	224,148	0	2,086,552	0
Dept of Labor Funding Source	15,479,107	0	15,479,107	14,259,218	1,219,889	0	15,479,107	0
Federal Other Funding Source	12,046,474	278,098	12,324,572	10,523,047	424,250	1,377,275	12,324,572	0
State of Oklahoma Funding Srce	1,519,970	0	1,519,970	1,393,240	126,730	0	1,519,970	0
Private Funding Source	2,175,438	200,550	2,375,988	2,310,400	65,588	0	2,375,988	0
Indirect Cost Pool Funding Srce	51,091,392	9,184	51,100,576	51,100,576	0	0	51,100,576	0
Fringe Pool Funding Source	0	0	0	0	0	0	0	0
Internal Lease Pool Funding Sr	5,709,873	0	5,709,873	5,709,873	0	0	5,709,873	0
Enterprise Funding Source	3,497,434	2,152,273	5,649,707	5,379,026	270,681	0	5,649,707	0
Other Funding Source	216,768	17,000	233,768	225,408	8,360	0	233,768	0
Debt Service Funding Source	0	0	0	0	0	0	0	0
Capital Projects Funding Source	126,318,186	27,538,441	153,856,627	153,856,627	0	0	153,856,627	0
Total	\$ 1,016,169,543	\$ 52,667,583	\$ 1,068,837,126	\$ 972,137,435	\$ 44,031,501	\$ 52,667,583	\$ 1,068,836,519	\$ 607

Non Grant Requests

Oper Mod #9	2,000	06/11 E&F
Oper Mod #8B	342,906	06/10 Council
Total after pending Mod's	\$ 1,069,181,425	

CAPITAL RECONCILIATION

LA 21-18	\$ 167,732,803	
Cap Mod #1	111,808,391	
Cap Mod #2	952,003	
Cap Mod #3	805,933	
Cap Mod #4	7,061,159	
Total adjustment	40,000	Note 1
Total Capital	\$ 288,400,289	

Operating (LA 22-18)	780,781,136	Cumulative Oper
Capital (LA 21-18)	288,400,289	Cumulative Cap
Grand Total	\$ 1,069,181,425	

Note 1: Adjustment between operating mod 6 and capital mod 4. Reported in operating mod 8.

CHEROKEE NATION TRIBAL COUNCIL

Jody S. Reece, CPA, CIA, CMA

Executive Director of Financial Oversight



M e m o

To: Janees Taylor, Chairman, Executive & Finance Committee
From: Jody S. Reece
CC: Executive & Finance Committee
Date: 05/29/2019
Re: Review of Operating Budget Modification #9 – Total \$ 500,289

Per your request, I have reviewed the administration's budget modification request for this month's Executive & Finance Committee Meeting. Below is a summary of my review:

A. Grant Reporting:

<u>Funding Source</u>	<u># of Budgets</u>	<u>Amount</u>
USDA	2	\$ (1,311,078)
Private	1	808,789
Total Grant Reporting		<u>\$ (502,289)</u>

General Fund Cash Match for Grants (1010315) – Start of Year

Cash Out: Grant Required	\$ 1,878,362
Appropriated for Cash Match (future grants)	<u>1,807,710</u>
Original Total Budget	<u>\$ 3,686,072</u>

Original Appropriated for Cash Match (future grants)	\$ 1,807,710	
Used: 3758200 Pre-Disaster Mitigation Grant	(82,630)	Mod #2
3453458 Nutrition Ed Grant	(7,232)	Mod #3
3405100 Child Support Services – reduced match	13,822	Mod #4
3758500 SHS School Violence Prevention (SVPP)	(157,733)	Mod #5
3753300 Federal Transit Program – reduced match	35,729	Mod #5
Balance Available for Future Grant Matching	<u>\$ 1,609,666</u>	

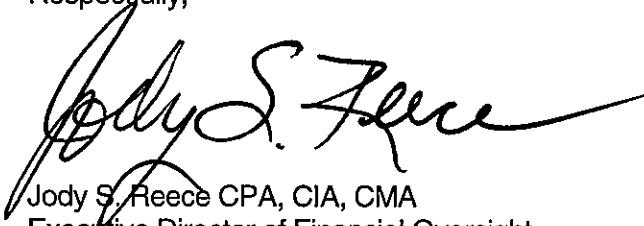
B. MOD #9 Request - (1 budget) Increase in budget authority - \$ 2,000

1. Community Recreation Center – 1010249 – General Fund: Modification requesting an increase in expenditure authorization of \$2,000. The funding is provided by contributions and donations. The new expenditure total is \$943,650 with the net expenditure total remaining at \$861,650.

Summary:

After reviewing the submission of the operating modification by administration, I find no technical issues surrounding these requests, nor do I have any unmentioned concerns related to their respective carryover estimates. If I can provide any additional information, please do not hesitate to contact me.

Respectfully,

A handwritten signature in black ink, reading "Jody S. Reece". The signature is fluid and cursive, with a long horizontal flourish extending to the right.

Jody S. Reece CPA, CIA, CMA
Executive Director of Financial Oversight
Office: 918-453-5573
Cell: 918-525-2017
Email: jody-reece@cherokee.org

CHEROKEE NATION - FY2019 BUDGET REQUEST FORM

PART-1			
Budget Period:	10/01/2019 - 09/30/2019	Budget Preparer	Phone: 4906
Contract Period:		Name:	Julie Kimble
Contract Number:		Accounting Unit Director/Manager	Phone: 4906
Accounting Fund:	1-General Fund	Name:	Julie Kimble
Funding Source:	01-Cherokee Nation	Executive Director	Phone: 4044
AJ Description:	Community Recreation Center	Name:	Stephen Jones
Accounting Unit:	1010249	1st Person Responsible	
Place IDC Rate in Part 4 Below		Employee #	108094
Date/Time Printed:	08-May-19 08:45 AM		

Notes:

PART-2			
Staffing Summary:	FY 2019 REVISION 1	FY 2019 ORIG REQUEST	Incr \ (Decr)
# of Regular Full-Time Employee Equivalents:	9.59	10.00	(0.41)
# of Regular Part-Time Employee Equivalents:	1.79	2.00	(0.21)
# of Temp. Full-Time Employee Equivalents:			-
# of Temp. Part-Time Employee Equivalents:			-
# of Other Employee Equivalents:			-
TOTAL NUMBER OF EMPLOYEE-EQUIVALENTS	11.38	12.00	(0.62)

PART-3				
Revenues: (Show as positive #)	Account #			Incr \ (Decr)
Customer fees	410020	\$80,000	\$80,000	\$ -
Contributions & donations	480010	\$2,000		\$ 2,000
Please enter a valid account number - >>>				\$ -
Please enter a valid account number - >>>				\$ -
DO NOT COPY TO, COPY BELOW, OR REMOVE THIS LINE!				
Total Revenues		\$ 82,000	\$ 80,000	\$ 2,000

PART-4						
Expenditures:	Account #	Subject to IDC ?		Subject to IDC ?		Incr \ (Decr)
		YES	NO	YES	NO	
DO NOT COPY TO, COPY ABOVE, OR REMOVE THIS LINE!						
Salaries & wages	600000	\$393,758		\$413,077		\$ (19,319)
Fringe benefits	610000	\$124,864		\$130,217		\$ (5,353)
Contract services >=\$5K	650000	\$0			\$7,000	\$ (7,000)
Supplies	680000	\$44,026		\$11,463		\$ 32,563
Direct billed: telephone expense	690080	\$500		\$500		\$ -
Direct billed: cell/mobile phone	690090	\$2,000		\$2,000		\$ -
Direct billed: internet	690110	\$400		\$400		\$ -
Lease/rent: furniture & equip	690500	\$3,600		\$3,600		\$ -
Direct billed: space cost	700080	\$257,000		\$257,000		\$ -
Direct billed: property insurance	710090	\$252		\$252		\$ -
Bank service charge	760020	\$1,000		\$1,000		\$ -
Please enter a valid account number - >>>						\$ -
Please enter a valid account number - >>>						\$ -
Please enter a valid account number - >>>						\$ -
DO NOT COPY TO, COPY BELOW, OR REMOVE THIS LINE!						
Expenditures NOT Subject to IDC			\$ -		\$ 7,000	\$ (7,000)
Expenditures SUBJECT to IDC		\$ 827,400		\$ 819,509		\$ 7,891
Indirect Cost Rate (If blank or zero, must explain in Notes above)		14.05%		14.05%		
Indirect Cost Allocation	970000	\$ 116,250		\$ 115,141		\$ 1,109
Total Expenditures		\$ 943,650		\$ 941,650		\$ 2,000

Revenues OVER \ (UNDER) Expenditures		\$ (861,650)	\$ (861,650)	\$ -
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Transfers In/Out - (Show ALL as Positive Numbers)						
Operating Transfers IN						
Other financing sources	900000					\$ -
Cash in: tribally required	900010					\$ -
Cash in: grant required	900020					\$ -
Cash in: motor fuel tax	900040					\$ -
Cash in: vehicle tax	900050					\$ -
Cash in: interprogram contract	900060					\$ -
Cash in: debt service	900070					\$ -
Operating Transfers OUT						
Other financing uses	900001					\$ -
Cash out: tribally required	900011					\$ -
Cash out: grant required	900021					\$ -
Cash out: motor fuel tax	900041					\$ -
Cash out: vehicle tax	900051					\$ -
Cash out: interprogram contract	900061					\$ -
Cash out: debt service	900071					\$ -
Transfers In/Out - Net		\$ -		\$ -		\$ -

Take to Narrative ==>		\$ 943,650	\$ 941,650	
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Excess\ (Deficit) of Revenues, Expenditures and Net Transfers		\$ (861,650)	\$ (861,650)	\$ -
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PAYROLL WORKSHEET

Accounting Unit Description: Community Recreation Center
 Accounting Unit Name: 1010249
 For Budget Period: 10/01/2018 - 09/30/2019
 Prepared By: Julie Kimble
 Printed Date: 08-May-18
 Printed Time: 08:42 AM

Line	Job Title	Position Status	Vacancy	Salary Class	Hourly	MO/PA#	N	Position Code	Grade Range	Emp. #	Expected Hours To Pay on this AU		Series-Status	Fringe Rate%	% Charged to this AU	On Multiple AUs	Expected Wages (Gross)	Expected Fringe Benefits
											Regular	Overtime						
1	CHP Clerk I	E		H	1609	2		1609	2		1,840		Full Time	33.80%	100%		\$17,020	\$5,759
2	CHP Clerk I	E		H	1609	2		1609	2		2,080		Full Time	33.80%	100%		\$19,760	\$6,670
3	Maternal CHP Administrative Secretary	E		H	203	6		203	6	100144	2,080		Full Time	33.80%	100%		\$20,966	\$7,087
4	CHP Babysitter	E		H	1611	2		1611	2		2,080		Full Time	33.80%	100%		\$21,362	\$7,200
5	CHP Lead Recreation Specialist	E		H	1953	96		1953	96	104634	2,080		Full Time	33.80%	100%		\$36,608	\$12,374
6	CHP Babysitter	E		H	1611	2		1611	2		600		Part Time	12.10%	100%		\$5,400	\$1,800
7	CHP Babysitter	E		H	1611	2		1611	2	506805	1,040		Part Time	12.10%	100%		\$3,800	\$1,333
8	CHP Babysitter	E		H	1611	2		1611	2	306380	1,040		Part Time	12.10%	100%		\$3,800	\$1,333
9	CHP Babysitter	E		H	1611	2		1611	2	105854	1,040		Part Time	12.10%	100%		\$3,800	\$1,333
10	CHP Physical Activity Specialist I - C	E		S	3089	120		3089	120		1,040		Part Time	12.10%	100%		\$10,483	\$3,483
11	Maternal CHP Special Projects Officer	E		S	296	141		296	141	103389	1,040		Part Time	33.80%	100%		\$26,531	\$8,867
12	CHP Physical Activity Specialist II - A	E		S	3052	173		3052	173	101951	2,080		Full Time	33.80%	100%		\$36,043	\$12,015
13	CHP Primary Prevention Project Supervisor-B	E		S	278	223		278	223	105844	2,080		Full Time	33.80%	100%		\$44,051	\$14,689
14	Maternal Health Promotion & Disease Prevention Coordinator	E		S	282	223		282	223	106894	2,080		Full Time	33.80%	100%		\$48,599	\$16,166
15																	\$52,867	\$17,249
16																	\$0	\$0
17																	\$0	\$0
18																	\$0	\$0
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64																	\$0	\$0
65																	\$0	\$0
66																	\$0	\$0
67																	\$0	\$0
68																	\$0	\$0
69																	\$0	\$0
70																	\$0	\$0
71	Participated Turnover																\$0	\$0
72	Adjustment to Fringe Benefits																\$0	\$0
73	AU 3% Merit Increase																\$0	\$0
74	Shift Differential																\$0	\$0
75	Christmas Bonus - Regular Full Time																\$0	\$0
76	Christmas Bonus - Regular Part Time																\$0	\$0
Totals																		
Please input these totals on the Budget Request Form!																		
\$393,758 \$124,864																		

GL Commitment Analysis Report

GL298 Date 05/08/19
Time 08:39

Company 1 Cherokee Nation
GL Commitment Analysis Report - Commitment Analysis
Periods 1 - 12
Year 2019

Acct Unit	1010249	Community Recreation Center	Budget	1 FY 2019 Approved Budget	USD
Account	Expenditures	Encumbrances	Commitments	Total	Budget Balance
410010 0000	405.01-	0.00	0.00	405.01-	405.01
Sales income					
410020 0000	21,255.40-	420.00-	0.00	21,675.40-	58,324.60-
Customer fees					
480010 0000	2,000.00-	0.00	0.00	2,000.00-	2,000.00
Contributions & donations					
600000 0000	202,202.78	0.00	0.00	202,202.78	210,874.22
Salaries & wages					
610000 0000	113,495.58	0.00	0.00	113,495.58	16,721.42
Fringe benefits					
610160 0000	17,470.46-	0.00	0.00	17,470.46-	17,470.46
Annual leave used (contra)					
610180 0000	16,097.66	0.00	0.00	16,097.66	16,097.66-
Full time vacation taken					
610185 0000	1,372.80	0.00	0.00	1,372.80	1,372.80-
Vacation sell back					
610200 0000	11,786.44	0.00	0.00	11,786.44	11,786.44-
Sick leave					
610210 0000	11,786.44-	0.00	0.00	11,786.44-	11,786.44
Sick leave used (contra)					
610260 0000	13,518.29-	0.00	0.00	13,518.29-	13,518.29
Holiday leave used (contra)					
610270 0000	13,518.29	0.00	0.00	13,518.29	13,518.29-
Holiday observance: full-time					
650000 0000	0.00	0.00	0.00	0.00	0.00
Contract services >=\$5K					
680000 0000	8,194.95	2,455.45	0.00	10,650.40	7,000.00
Supplies					
690080 0000	381.44	0.00	0.00	381.44	812.60
Direct billed: telephone expense					
690090 0000	814.56	0.00	0.00	814.56	118.56
Direct billed: cell/Mifi/Ipad					
690110 0000	398.02	0.00	0.00	398.02	1,185.44
Direct billed: internet					
690120 0000	34.61	0.00	0.00	34.61	1.98
Direct billed: mailing cost					
690500 0000	2,758.34	843.06	0.00	3,601.40	34.61-
Lease/rent: furniture & equip					
					1.40-

Cherokee Nation Act/Resolution Proposal Form

Act Resolution

<u>ADMINISTRATIVE CLEARANCE</u>	
Dept/Program:	
Signature/Initial	Date
Executive Director:	
Signature/Initial	Date
Treasurer: (Required: Grants/Contracts/Budgets)	
<i>JRC 5/22/19</i>	
Signature/Initial	Date
Government Resources:	
Signature/Initial	Date
Administration Approval:	
<i>Bill John Fisher 5/23/19</i>	
Signature/Initial	Date
<u>LEGISLATIVE CLEARANCE:</u>	
Legal & Legislative Coordinator:	
<i>John S. Peace 5/23/19</i>	
Signature/Initial	Date
Standing Committee & Date:	
<i>Executive & Finance 6/11/19</i>	
Chairperson:	
<i>Taylor</i>	
Signature/Initial	Date
Returned to Presenter:	
Date	

TITLE: AN ACT AMENDING LEGISLATIVE ACT #22-18 AUTHORIZING THE COMPREHENSIVE BUDGET FOR FISCAL YEAR 2019 OPERATING – MOD 09 ; AND DECLARING AN EMERGENCY

DEPARTMENT CONTACT: Daniel Stroup

RESOLUTION PRESENTER: _____

COUNCIL SPONSOR: _____

NARRATIVE:

MAY 23 '19 PM 2:53