



AMENDED:
May 13, 2015

Pawnee Business Council Special Meeting

May 13, 2015, **9:00 a.m.**, Multi-Purpose Building
Pawnee Tribal Reserve

Marshall R. Gover - President
W. Bruce Pratt - Vice President
Phammie Littlesun - Secretary
Misty M. Nuttle - Treasurer

Richard Tilden - First Council seat
Karla Knife Chief - Second Council seat
Adrian Spottedhorsechief - Third Council seat
Liana Chapman Teter - Fourth Council seat

- I. Call to Order & Invocation
II. Roll Call - Declaration of Quorum
III. Approval of Agenda
IV. Approval of Minutes - PBC Meeting Minutes March 11, 2015, PBC Meeting Minutes March 25, 2015, PBC Meeting Minutes April 8, 2015, PBC Meeting Minutes April 22, 2015 and PBC Emergency Meeting Minutes April 29, 2015
V. Old Business
VI. New Business
1. Chilocco Lease Reassignment, Mr. Winney
1. MSPI Retro Pay
2. Administrative Leave for Funerals
3. Approval of Donation Request of \$300 for the Kitkehahki Dance
4. Approval of Resolution #15-41, Re-Assignment of Resolution #15-35 Tax Commission Appointment
5. Approval of Resolution #15-42, Membership Dues to UINOKT (United Indian Nations of Oklahoma Kansa and Texas)
6. Approval of Resolution #15-43, Accepting OMB Super Circular
7. Approval of the THPO Appointment Letter
VII. Open Forum
VIII. Executive Session
1. Executive Director Annual Evaluation
2. Court Case
3. OIG Investigation
4. Lateral Transfer
IX. Adjournment

* Tabled Items:

1. Resolution 12-48, Revisions Liquor Control Act
2. Museum By-Laws
3. Bonus Policy, Resolution #14-73
4. Violence in the Workplace Policy



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Pawnee Business Council Special Meeting MINUTES

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Pawnee Tribal Reserve

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Marshall R. Gover - President	Richard Tilden – First Council seat
W. Bruce Pratt – Vice President	Karla Knife Chief - Second Council seat
Phammie Littlesun – Secretary	Adrian Spottedhorsechief - Third Council seat
Misty M. Nuttle – Treasurer	Liana Chapman Teter – Fourth Council seat

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I. Call to Order & Invocation

President Marshall R. Gover called the meeting to order at 9:13 A.M. Bruce Pratt gave the invocation.

II. Roll Call – Declaration of Quorum

Secretary Phammie Littlesun called the roll. President Gover – here, Bruce Pratt – here, Phammie Littlesun – here, Misty M. Nuttle – here, Richard Tilden – arrived at 9:24 am, Karla Knife Chief – here, Adrian Spottedhorsechief - here, and Liana Chapman Teter – excused. **Quorum established.**

III. Approval of Agenda

ADD: Executive Session: 2. Court Case, 3. OIG Investigation, Item 4. Approval of Donation 5. Approval of Resolution 15-41, 6. UINOKT Approval of Membership, 7. Approval of Resolution 15-43 OMB SC, 8. Approval of THPO Letter,

Motion made by Misty M. Nuttle to approve the agenda with changes, seconded by Karla Knife Chief.

Vote: Bruce Pratt – yes, Phammie Littlesun – yes, Misty M. Nuttle – yes, Richard Tilden – absent, Karla Knife Chief – yes, Adrian Spottedhorsechief – yes, and President Gover – not voting. **Motion carries.**

IV. Approval of Minutes – PBC Meeting Minutes March 11, 2015,

Motion made by Misty M. Nuttle to table the Pawnee Business Council Meeting Minutes March 11, 2015, seconded by Karl Knife Chief.

Vote: Bruce Pratt – yes, Phammie Littlesun – yes, Misty M. Nuttle – yes, Richard Tilden – abstain, Karla Knife Chief – yes, Adrian Spottedhorsechief – yes and President Gover – not voting. **Motion carries.**

PBC Meeting Minutes March 25, 2015,

Motion made by Phammie Littlesun to table the Pawnee Business Council March 25, 2015, seconded by Adrian Spottedhorsechief.

Vote: Bruce Pratt – yes, Phammie Littlesun – yes, Misty M. Nuttle – abstain, Richard Tilden – abstain, Karla Knife Chief – yes, Adrian Spottedhorsechief – yes, and President Gover – not voting. **Motion carries.**

Motion made by Karla Knife Chief to approve the Pawnee Business Council Meeting Minutes of April 8, 2015, seconded by Misty M. Nuttle.

Vote: Bruce Pratt – yes, Phammie Littlesun – abstain, Misty M. Nuttle – yes, Richard Tilden – yes, Karla Knife Chief – yes, Adrian Spottedhorsechief – yes, and President Gover – not voting. Motion carries.

Motion made by Karla Knife Chief to approve the Pawnee Business Council Meeting Minutes of April 22, 2015, seconded by Adrian Spottedhorsechief.

Vote: Bruce Pratt – abstain, Phammie Littlesun – abstain, Misty M. Nuttle – abstain, Richard Tilden – yes, Karla Knife Chief – yes, Adrian Spottedhorsechief – yes, and President Gover – yes (Tie Breaker). Motion carries.

Motion made by Adrian Spottedhorsechief to approve the Pawnee Business Council Emergency Meeting Minutes of April 29, 2015, seconded by Misty M. Nuttle.

Vote: Bruce Pratt – yes, Phammie Littlesun – yes, Misty M. Nuttle – yes, Richard Tilden – yes, Karla Knife Chief – abstain, Adrian Spottedhorsechief – yes, and President Gover – not voting. Motion carries.

V. Old Business

1. Chilocco Lease Reassignment, Mr. Winney, Approval of Resolution #15-37

Motion made by Adrian Spottedhorsechief to approve Resolution #15-37 to reassign the Chilocco Lease to Mr. Winney, seconded by Misty M. Nuttle.

Vote: Bruce Pratt – yes, Phammie Littlesun – yes, Misty M. Nuttle – yes, Richard Tilden – yes, Karla Knife Chief – yes, Adrian Spottedhorsechief – yes, and President Gover – not voting. Motion carries.

VI. New Business

1. MSPI Retro Pay

Ms. Gover let the Council know that the PAFs were approved to get the staff the retro and the raise in pay.

Ms. Littlesun mentioned that she was disappointed with the way it needed to be handled and hopes in the future that it will be taken care of.

2. Administrative Leave for Funerals

Ms. Littlesun said that she would like to put this into the policy. They are trying to push the culture and allow employees to attend the funeral feasts. She would like to see this happen and mentioned that not everyone should be penalized for those few who have taken advantage of the leave in the past.

Misty Nuttle made a recommendation that this go to the Culture Committee to develop a policy. She is also asking to keep the employees in mind to allow them to participate.

Mr. Tilden mentioned that he thinks the policy needs to be defined.

Ms. Littlesun mentioned that this came from the Nasharo Council. This is a ceremony and a blessing for people to attend.

President Gover agrees with Misty and said that there are times you go to a funeral feast and there are no Chiefs or Council Members there and he would like see more attendance from the Council members at the funeral feasts.

Ms. Littlesun mentioned that in the Ho-chunk Nation has a policy that they were given Cultural Leave and developed a leave sheet and had the Tribal Leader to sign off on that sheet to approve and verify that they were in attendance. She is suggesting a leave approval of the same and would like to use this as solution and policy.

3. Lateral Transfers

Ms. Littlesun had some concerns that a division director position needs to be advertised and the Council is the hiring authority for division directors. She does not agree with the lateral transfer of the position, it is taking that away from the Council and that is why she brought this issue up and they should be able to choose that position.

Ms. Nuttle asked where in the policy it says that the Council hires the division director.

President Gover mentioned that before this goes any further, this is a personnel issue and should be moved to executive session.

Motion made by Adrian Spottedhorsechief to move this item to Executive Session, seconded by Karla Knife Chief.

Vote: Bruce Pratt – yes, Phammie Littlesun – no, Misty M. Nuttle – no, Richard Tilden – yes, Karla Knife Chief – yes, Adrian Spottedhorsechief – yes, and President Gover – not voting. Motion carries.

4. Approval of 300.00 Donation for the Kitkehahki Dance

Motion made by Karla Knife Chief to approve donation of \$300 for the Kitkehahki Dance, seconded by Phammie Littlesun.

Vote: Bruce Pratt – yes, Phammie Littlesun – yes, Misty M. Nuttle – yes, Richard Tilden – yes, Karla Knife Chief – yes, Adrian Spottedhorsechief – abstain, and President Gover – not voting. Motion carries.

5. Resolution #15-41, Reassignment of Resolution #15-35, Tax Commission Appointment of Nancy Moore

Motion made by Phammie Littlesun to approve Resolution #15-41 to appoint Nancy Moore to the Pawnee Nation Tax Commission and to re-assign Resolution #15-35 which was a duplicate resolution that was approved on April 22, 2015 Council Meeting, seconded by Adrian Spottedhorsechief.

Vote: Bruce Pratt – yes, Phammie Littlesun – yes, Misty M. Nuttle – abstain, Richard Tilden – yes, Karla Knife Chief – yes, Adrian Spottedhorsechief – yes and President Gover – not voting. Motion carries.

6. Approval of Resolution 15-42, Membership Dues to UINOKT (United Indian Nations of Oklahoma, Kansas and Texas)

Motion made by Misty M. Nuttle to approve Resolution #15-42 membership dues of \$2,000 for the United Indian Nations of Oklahoma, Kansas and Texas, seconded by Adrian Spottedhorsechief.

Vote: Bruce Pratt – yes, Phammie Littlesun – yes, Misty M. Nuttle – yes, Richard Tilden – yes, Karla Knife Chief – yes, Adrian Spottedhorsechief – yes and President Gover – not voting. Motion carries.

7. Approval of Resolution 15-43, Accepting OMB Super Circular

Motion made by Karla Knife Chief to approve Resolution #15-43 to adopt the Office of Management and Budgets (OMB) Super Circular, CFR Part 200, seconded by Adrian Spottedhorsechief.

Vote: Bruce Pratt – yes, Phammie Littlesun – yes, Misty M. Nuttle – yes, Richard Tilden – yes, Karla Knife Chief – yes, Adrian Spottedhorsechief – yes and President Gover – not voting. Motion carries.

8. Approval of the THPO Appointment Letter

Motion made by Karla Knife Chief to approve the Tribal Historic Preservation Office appointment letter, seconded by Misty M. Nuttle.

Vote: Bruce Pratt – yes, Phammie Littlesun – yes, Misty M. Nuttle – yes, Richard Tilden – yes, Karla Knife Chief – yes, Adrian Spottedhorsechief – yes and President Gover – not voting. Motion carries.

VII. Open Forum

Ms. Elizabeth Blackowl brought a concern to the Council about the Osage Nation compacting IHS. She asked if the Tribe is gathering any data to present. The Osage Nation are having community meetings and feels that their doing this will affect us financially and wondered if the Tribe is doing anything about this.

Mr. Bruce Pratt mentioned that he brought this up a couple of council meetings ago and also feels that it will affect the service unit here. In talking with 2 of their leaders, that is the plan but whether they will do anything is the decision they will have to make. There is really nothing definitive but they are meeting with the area office to try and do this.

Ms. Carol Nuttle mentioned that the area office will have all that information and everything is public information for everyone to know what is going on. She also mentioned that they need to do 3rd party billing. Also suggested that they find out what is going on and ask about what is being done.

Ms. Nuttle asked what the service unit board is doing. She also mentioned that they will look into this issue and get with the board on what they are going to do.

President Gover said that he has enjoyed the last few years and he had a good ride while in office. He mentioned that back in the 90s he took off for a few years, they told him not to get excited and then he ran for tribal politics. He has had a great time, got to meet a lot of people and two Presidents. He wanted to thank everyone and said he had enjoyed it. He is looking forward to spending time with his grandkids. He said Thank you.

Richard Tilden said thank you to everyone and the Council. He has enjoyed being able to come home and be among his people again.

Ms. Gover let everyone know that everyone is invited to the Reception of the Outgoing Council members.

President Gover called for a break at 10:53 am.

President Gover called the meeting back to order at 11:01 am.

Motion made by Karla Knife Chief to go into Executive Session, seconded by Richard Tilden.

Vote: Bruce Pratt – yes, Phammie Littlesun – yes, Misty M. Nuttle – yes, Richard Tilden – yes, Karla Knife Chief – yes, and Adrian Spottedhorsechief – yes, President Gover – not voting. Motion carries.

VIII. Executive Session

1. Executive Director Annual Evaluation
2. Court Case
3. OIG Investigation
4. Lateral Transfer

Motion made by Adrian Spottedhorsechief to come out of Executive Session, seconded by Richard Tilden.

Vote: All in favor, none against. Motion carries.

Mr. Leading Fox wanted to address the Council about a TDC Employee who is being wrongfully treated by the HR office of TDC. An incident happened after an investigation was done and she was asked to sign resignation paperwork that claimed the employee was impaired when the accident occurred. He wants to the Council to be made aware of this incident.

Motion made by Misty M. Nuttle to accept the Satisfactory Evaluation that was completed on May 13, 2015 of the Pawnee Nation Executive Director, seconded by Richard Tilden.

Vote: Bruce Pratt – yes, Phammie Littlesun – yes, Misty M. Nuttle – yes, Richard Tilden – yes, Karla Knife Chief – yes, and Adrian Spottedhorsechief – yes, President Gover – not voting. Motion carries.

Motion made by Karla Knife Chief to Step 1. Contact both attorneys to contact Mr. Lyons, if this does not work, Step 2. File a Court document to enjoin the party from serving as a business committee member until her case is final or until she dismisses it and to be done as soon as possible, the request is for Misty M. Nuttle to contact the attorneys, seconded by Adrian Spottedhorsechief.

Vote: Bruce Pratt – no, Phammie Littlesun – yes, Misty M. Nuttle – yes, Richard Tilden – abstain, Karla Knife Chief – yes, and Adrian Spottedhorsechief – yes, President Gover – not voting. Motion carries.

Motion made by Misty M. Nuttle to approve for IT to develop an optional purchase plan, seconded by Karla Knife Chief.

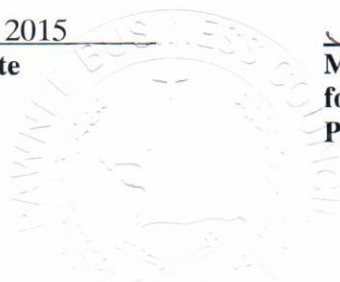
Vote: Bruce Pratt – yes, Phammie Littlesun – yes, Misty M. Nuttle – yes, Richard Tilden – yes, Karla Knife Chief – yes, and Adrian Spottedhorsechief – yes, President Gover – not voting. Motion carries.

IX. Adjournment


Motion made by Adrian Spottedhorsechief to adjourn, seconded by Richard Tilden.

Vote: All in favor, none against. Motion carries to adjourn at 1:21 pm.

Approved: _____
Date



Misty M. Nuttle, President
for Marshall R. Gover
Pawnee Business Council


Phammie Littlesun, Secretary
Pawnee Business Council

