



Pawnee Business Council Special Meeting

August 12, 2015, **9:00 a.m.**, Pawnee Nation Multi-Purpose Building
Pawnee Tribal Reserve

Misty M. Nuttle - President
W. Bruce Pratt - Vice President
Phammie Littlesun - Secretary
M. Angela Thompson - Treasurer

Sammye Adson - First Council seat
Dawna Hare - 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. Pawnee Business Council President Report
- V. Pawnee Business Council Committee Reports
- VI. Nasharo Council Meeting Update
- VII. Pawnee Business Council Travel Reports
- VIII. Pawnee Tribal Development Corporation CEO Report
- IX. Executive Director Report
- X. Old Business
 1. PBC Quarterly Meeting Minutes June 6, 2015
 2. Approval of PNE Wind Lease and Resolution #15-54
- XI. New Business
 1. Approval of Resolution #15-56, Tribal Transportation Program Safety Funds Grant, Education
 2. Approval of Resolution #15-57, Tribal Transportation Program Safety Funds Grant, Engineering
 3. Budget Recommendations:
 - a. Approval of purchase of the Conference System, over \$5,000
 - b. Approval of Resolution #15-58, \$50,000 for Higher Ed Scholarships
 - c. Approval of MIP Maintenance and Support Renewal, \$6,818, Finance
 - d. Approval of ICDBG Request for Leveraging Funds Supplement
 - e. Approval of Title VI Budget for 2015
 - f. Approval of 2016 Budgets
 4. Sports Commission Update
- XII. Open Forum
- XIII. Executive Session
 1. Elders Assistance, Ramona Moore
- XIV. Adjournment

* Tabled Items:

1. Resolution 12-48, Revisions Liquor Control Act
2. Museum By-Laws
3. PBC Meeting Minutes March 25, 2015
4. Approval of Resolution #14-73, Bonus Policy
5. Violence in the Workplace Policy
6. Approval of Interlocal Agreement with Pawnee County

**Disclaimer: Agenda is subject to change until approved in Council Meeting

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MINUTES

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I. Call to Order & Invocation

Vice President W. Bruce Pratt called the meeting to order at 9:10 A.M. Ms. Sammye Adson gave the invocation.

II. Roll Call – Declaration of Quorum

Secretary Phammie Littlesun called the roll. President Nuttle – excused (arrived at 9:43 am), Bruce Pratt – here, Phammie N. Littlesun – here, M. Angela Thompson – here, Sammy Adson – here, Dawna Hare – here, Adrian Spottedhorsechief - here, and Liana Chapman Teter – here. **Quorum established.**

III. Approval of Agenda

Motion made by Adrian Spottedhorsechief to approve the agenda, seconded by Sammye Adson.

Vote: Phammie Littlesun – yes, M. Angela Thompson – yes, Sammye Adson – yes, Dawna Hare – no, Adrian Spottedhorsechief – yes, Liana Chapman Teter – no and Vice President Pratt – not voting. **Motion carries.**

IV. Pawnee Business Council President Report

President Nuttle apologized for being late. She mentioned she was on a phone call with OSU to possibly get interns for Indian Health Services. Ms. Nuttle reported she attended the Pawnee/Wichita Visitation. There was meeting to find out options that Bank of America offers and about GSA cards for travel needs. She had an introduction meeting with the new Gaming Director, discussion on what the roll of gaming and expectations of the job. A meeting with the Executive Director and Tribal Historic Preservation Officer regarding the FCC and the positive training control Mr. Knife Chief was going to work on a trip report and it will sent to the Council. He brought an issue forward, there are holes be constructed along the railroads with no consultation with THPO or SHPO, and the quick fix was to pass an MOU and deem their actions legal. This is so they will not have to pay the fees for consultation. Mr. Knife Chief will bring forward more information. Ms. Nuttle attended the Veterans Training Summit in Norman. Her focus in going into the meeting was about the medical needs and resources for Veterans. The VA has an MOU with IHS to take care of some of their needs and it is a reimbursable cost. There are plans to renovate the old hospital here in Pawnee to use as a Veterans Clinic. The Mayor has established a medical task force to establish an after-hours facility. The City has received a grant to do some renovations to remove the asbestos at the old hospital. She met with George Eisenbach with the Veterans Cemetery Grant Program. In 2008 the Pawnee Nation submitted a proposal for a Veterans Cemetery. We are number 66 on the list and Mr. Eisenbach said that there are probably no resolution or a firm commitment of the funds for the project and the funds will have to be a tribal match. The suggested site in the proposal is the east side of the roundhouse. The announcement comes out every year and so we can send an updated proposal. Attended the PBC Quarterly Meeting. Met with the major and discussed the collection of sales tax at the lake and rodeo area. Oil well and disposal wells, there was word there was a City Ordinance passed and he confirmed it has passed. She will forward it on the Council for review. Mr. Sewell mentioned that he wants to develop an earthquake sites and the well sites. He wants to write letters to the state legislators

about the fracking and disposal wells being close to tribal land. Oklahoma Department of Transportation black bear project, none of the traffic will be diverted according to them but people will probably still use our road. They have met with Pawnee Pride and the CHR director about purchasing playground equipment for the city. Her question was why they were approaching the City of Pawnee and not trying to get a playground on tribal land. Mr. Sewell mentioned his plans for the electric infrastructure and wants to building a solar energy farm. Met with the Acting Superintendent of the BIA, Jeremy Lovekamp, on and inquiries on the trust land, fee to trust property, and asked for signed copies of the UML lease. Discussion was also on the work orders for the building, and he reported that all the work order has been met. The GSA lease is coming up for renewal or review and Tanika Collins with GSA has been contacting the Nation for that to be reviewed. Annuity payment that was cut because of the rescission, Mr. Lovekamp was not aware of the issue but will get information on whom to call at Southern Plains to get the issue taken care of. Had a meeting with an elder on cutting grass at her residence. Met with the Planning Director on dates for the Strategic Planning meeting and it will be scheduled for mid-September. Meeting with a tribal member to discuss a donation request; phone call with Eva and Louis Olsen to get an update on Whitefox; Nasharo Council Secretary met about the laptop and they have received it and also talked about their budget. The Council had some questions about seed preservation project and how it started. She forwarded the information to them. The Chief was ok with the revisions to the budget and were told that their contact will be Carrie Peters and Karen Haymond to get budgets into Microix and that Muriel Robedeaux is the approver. She forwarded the flyer to the Council on the school supplies distribution and the education program will be taking on the distribution for the other monies that were appropriated and developing a procedure or establish criteria for that disbursement. The Pawnee Nation Community Meeting with ICDBG will be on August 20 at the Community Building.

V. Pawnee Business Council Committee Reports

Adrian Spottedhorsechief reported that he attended the Budget Committee meeting.

Sammye Adson reported she is the chair of the Land Management Committee and Utility Committee. She asked that the committee and commission listing on the website be updated.

Phammie Littlesun reported she had attended the budgets meetings and on Friday she attended the Enrollment Committee Meeting where they approved applicants and relinquishments.

Bruce Pratt reported that he met Mr. Frank Kraatz with PNE Wind and he will be here later to talk to the Council.

M. Angela Thompson reported the Budget Committee has been conducting budget hearing for the past two weeks. There was a lot of information given and she commended the staff for their work and input on getting the budgets finalized. At the meeting the request from Vice President Pratt was tabled and some of the other items are on the agenda today.

Liana Chapman Teter reported that she attended the Oklahoma Heritage planning meeting in Oklahoma City for the induction of the Pawnee Code Talkers. She reported on details of that meeting. Lanny Asepermy is the ambassador for the Pawnee Nation and she has been working with him on getting information out to the families. Mrs. Teter also attended a meeting in Oklahoma City on Charter schools and the possibility of the Nation having their own. She was provided with information on how to get started and suggestions to raise money and also which programs could be utilized.

Dawna Hare reported she attended the TERO Conference and sent the report to the Council and Commission. Some of the discussion was on the value of TERO and what the role of TERO is and what you can do. She

also attended the Enrollment meeting and had an HR Committee meeting where they looked at applicants and forwarded them on to the programs.

VI. Nasharo Council Meeting Update

Phammie Littlesun attended the Nasharo meeting on Saturday. She presented the letter on the fee waiver for the Building Rentals and she is going to present that to the Property Committee. Mr. Andrew Knife Chief gave a presentation at the meeting on the remains that are in Nebraska. The budget was talked about and there was discussion on getting the laptop and they claim they have not received it or printer. The Council was trying to decide on a policy for deaths that happen with in the tribe. This will cover what events will stop and what can continue on. She informed the Nasharo Council that the Pawnee Nation is working on a policy to fit into the HR policy to cover Cultural events and funerals. Mr. Morris reminded everyone about the attendance and absences for meetings. Morgan Littlesun mentioned the all Indian rodeo that TDC is hosting and was encouraging the Chiefs the join in and participate in the parade in for the event. They mentioned that they would have liked to have and invitation to attend the budget meeting.

VII. Pawnee Business Council Travel Reports

There were no PBC Travel Reports

VIII. Pawnee Tribal Development Corporation CEO Report

Roger Smith reported that the TDC will having their public meeting on Saturday at 2 pm and will be providing a meal afterwards. Walter Echo-Hawk will be presiding over the meeting and there will be the time for individuals to ask questions. The All Indian Rodeo will be held at the lake side arena. The association is expecting around 400 participants and there will be events during the day. It is free admission and there will be a parade scheduled.

Ms. Adson asked how much money was being put into the event.

Mr. Smith said that they are looking to spend roughly \$50,000.

Ms. Adson asked if those figures were what TDC were willing to put towards the Homecoming Powwow.

Mr. Smith said that he does not make that decision but he will be willing to take that to the board.

Mr. Spottedhorsechief asked what they are looking to gain from the having the rodeo.

Mr. Smith mentioned that they look to gain revenue from gas, casino play, and convenient store sales.

Mr. Smith also reported that highway 18 is back open. Working with the construction company on working agreements and discussions are moving forward. They are in the process of doing the background checks and they are moving forward.

Mr. Spottedhorsechief asked about the progress of the

Mr. Smith said that he will have set up a meeting for discussion.

Ms. Thompson mentioned that HD boxing is who her son goes through and suggested them contacting them.

IX. Executive Director Report

Lisa Gover reported to the Council on appointments for staff. Aaron Moss has left and Christal Windholz will be acting IT Manager. Acting Cultural Resources Director will be Andrew Knife Chief. Administrative Affairs/Finance Director has been working on the budgets and audit process. The Procurement Clerk has sent a letter to employees and how he plans to operate the department. The higher education scholarships are being processed and look to get them out soon. Divisions are waiting for interviews for staff hiring. Gaming is looking to hire a few more surveillance positions and office assistance. Division of Health and Community Services have been working on help with the summer youth camp and the summer pride with the Pawnee Public School. The department also mentioned the meeting with the City for the purchase on the equipment for the park. She was unaware of the plans and will be meeting with the program. The Substance Abuse Program Coordinator, Barbara Attocknie will be out for six to eight weeks on medical leave. She reported on the budget process and that it was a long process.

Mr. Spottedhorsechief asked who was in charge of the Employee Fun Day and the Inter-Tribal Fun Day.

Ms. Gover said that Employee Fun Day will be coordinated by Cynthia Butler and the Inter-Tribal Fun Day Committee will make final plans.

Mr. Spottedhorsechief asked who was making the arrangements for the Code Talker Induction.

Ms. Gover mentioned that Liana Teter will be doing that.

Ms. Thompson asked if Ms. Gover would get with the programs on the tabled items on the agenda to try and get these items taken off. She mentioned to Ms. Gover also that any program or division that wants to go to the City or outside agencies need to come through the Executive Office or the President's office for direction or approval.

Ms. Gover agreed with Ms. Thompson and will talk with the programs and divisions to remind them on doing that.

Ms. Adson asked about the employee evaluations and if they have been completed.

Ms. Gover said that they are not all done and she will report to the Council when they are.

Ms. Littlesun asked about the list for centralized purchasing and where is the procurement department at with that and if there was a budget approved for centralized purchasing.

Ms. Thompson said it was not included.

Ms. Gover said that Mr. DeRoin is developing a list and it is important. They are looking into hiring a receiving clerk to be in compliance with the policies. The plan is in the works.

President Nuttle called for a 10 minute break at 11:07 am.

President Nuttle called the meeting back to order at 11:27 am.

X. Old Business

1. PBC Quarterly Meeting Minutes June 6, 2015

Motion made by Liana Chapman Teter to approve the Pawnee Business Council Quarterly Meeting Minutes for June 6, 2015 with changes, seconded by Dawna Hare.

Vote: Bruce Pratt – yes, Phammie Littlesun – yes, M. Angela Thompson – yes, Sammye Adson – yes, Dawna Hare – yes, Adrian Spottedhorsechief – yes, Liana Chapman Teter – yes and President Nuttle – not voting. Motion carries.

2. Approval of PNE Wind Lease and Resolution #15-54

Motion made by Bruce Pratt to table Item #2, PNE Wind Lease and Resolution #15-54 until August 18, 2015, seconded by M. Angela Thompson.

Vote: Bruce Pratt – yes, Phammie Littlesun – yes, M. Angela Thompson – yes, Sammye Adson – yes, Dawna Hare – yes, Adrian Spottedhorsechief – yes, Liana Chapman Teter – yes and President Nuttle – not voting. Motion carries.

President Nuttle called for a lunch break at 12:34 pm and to return at 1:30 pm.

President Nuttle called the meeting back to order at 1:36 pm.

XI. New Business

1. Approval of Resolution #15-56, Tribal Transportation Program Safety Funds Grant, Education

Motion made by Bruce Pratt to approve Resolution #15-56, Tribal Transportation Program Safety Funds Grant for Education, seconded by Adrian Spottedhorsechief.

Vote: Bruce Pratt – yes, Phammie Littlesun – yes, M. Angela Thompson – yes, Sammye Adson – yes, Dawna Hare – yes, Adrian Spottedhorsechief – yes, Liana Chapman Teter – yes and President Nuttle – not voting. Motion carries.

2. Approval of Resolution #15-57, Tribal Transportation Program Safety Funds Grant, Engineering

Motion made by Adrian Spottedhorsechief to approve Resolution #15-57, Tribal Transportation Program Safety Funds Grant for Engineering, seconded by Bruce Pratt.

Vote: Bruce Pratt – yes, Phammie Littlesun – yes, M. Angela Thompson – yes, Sammye Adson – yes, Dawna Hare – yes, Adrian Spottedhorsechief – yes, Liana Chapman Teter – yes and President Nuttle – not voting. Motion carries.

3. Budget Recommendations:

a. Approval of purchase of the Conference System, over \$5,000

Motion made by Adrian Spottedhorsechief to approve the purchase of the Conference System at \$9,748.68 for the Business Council, seconded by Phammie Littlesun.

Vote: Bruce Pratt – yes, Phammie Littlesun – yes, M. Angela Thompson – yes, Sammye Adson – yes, Dawna Hare – yes, Adrian Spottedhorsechief – yes and Liana Chapman Teter - no, President Nuttle – not voting. Motion carries.

b. Approval of Resolution #15-58, \$50,000 for Higher Ed Scholarships

Motion made by Bruce Pratt to approve Resolution #15-58 Proceeds of Labor in the amount of \$50,000 for Higher Education Scholarships, seconded by Liana Chapman Teter.

Vote: Bruce Pratt – yes, Phammie Littlesun – yes, M. Angela Thompson – yes, Sammye Adson – yes, Dawna Hare – yes, Adrian Spottedhorsechief – yes, Liana Chapman Teter – yes and President Nuttle – not voting. Motion carries.

c. Approval of MIP Maintenance and Support Renewal, \$6,718, Finance

Motion made by Bruce Pratt to approve the MIP Maintenance and Support renewal of \$6,718 for the Finance Department, seconded by Sammye Adson.

Vote: Bruce Pratt – yes, Phammie Littlesun – yes, M. Angela Thompson – yes, Sammye Adson – yes, Dawna Hare – yes, Adrian Spottedhorsechief – yes and Liana Chapman Teter - no, President Nuttle – not voting. Motion carries.

d. Approval of ICDBG Request for Leveraging Funds Supplement

No action was taken on the ICDBG request for leveraging funds.

e. Approval of Title VI Budget for 2015

Motion made by Sammye Adson to table the Tribal budget and approve the Federal budget for the Title VI program for 2015, seconded by Liana Chapman Teter.

Vote: Bruce Pratt – yes, Phammie Littlesun – yes, M. Angela Thompson – yes, Sammye Adson – yes, Dawna Hare – yes, Adrian Spottedhorsechief – yes, Liana Chapman Teter – yes and President Nuttle – not voting. Motion carries.

f. Approval of 2016 Budgets

Motion made by Sammye Adson to approve the 2016 Budgets with the modifications, seconded by Liana Chapman Teter.

Vote: Bruce Pratt – yes, Phammie Littlesun – yes, M. Angela Thompson – yes, Sammye Adson – yes, Dawna Hare – yes, Adrian Spottedhorsechief – yes, Liana Chapman Teter – yes and President Nuttle – not voting. Motion carries.

4. Sports Commission Update

Mr. Spottedhorsechief introduced Lyle Fields and Pius Spottedhorsechief as commissioners of the Pawnee Nation Sports Commission and asked them to report on their trip for a Sports Commission Conference.

Mr. Fields mentioned that the commission has attended six events to work with staff and other commissioners to learn about how events are run. This has helped with the development and process of hosting an event by allowing the commission to shadow them and see what putting on an event entails. The commission is working on their regulations and looking forward to getting that approved so they can start planning their own events.

Mr. Pius Spottedhorsechief mentioned that he was excited about the organization and it is moving along fast and looking forward to their first event. The Commission is getting a lot of support from the other tribes. These events will bring more job opportunities and revenue to the Tribe.

Mr. Adrian Spottedhorsechief commended all the Commissioners on the work that they done with this commission. He is thankful to the other tribes to open their doors to the Pawnee Nation and share their information with us. Joe Miller, who is with a state agency, has been really supportive of us and tribes establishing commissions. While in San Diego the Commission received associate membership which entails the access to all the databases on the fighters. They are looking to gain full membership and are looking to gain that membership by the end of this year. With the help of the other tribes and commissions it makes it easy to bring the information here and get the ball rolling.

XII. Open Forum

Elizabeth Blackowl asked about the Commissioners required to have a background checks and asked the Council to let the appointees know right away so that they can participate in the meetings. Is this a policy that has been established? Because in the ordinance does not require a background check.

Cynthia Butler mentioned that it is in the Committee and Commission handbook that was established. When the background check is completed he will be notified.

Ms. Blackowl asked if at some point will the Commission need to put this in the ordinance.

President Nuttle said that the reason the background checks were initiated was because of the Housing Authority having to have background checks done. In a meeting it was suggested that if we are going to do background checks then we should do them across the board and require background checks for all commissioners. HR started sending out the information for the background check and then proceeded with the process. The background check will need to be completed and satisfactory before the commissioner would be able to sit on the commission.

Mr. Leroy Downs commended the Council on the Business meeting they have conducted today. He liked the way the Council interact with one another. He is representing CDBC, and they are here to talk about health insurance for Native Americans and Tribal members. They have developed a program to simplify the program for tribes. They take the ACA funds and use that to try and help Native Americans with healthcare.

Mr. Steve Covert mentioned that the reason he became involved in Medicare was he lost a son to cancer. He passed out some information to the Council to look at. Being a sovereign Nation, they provide healthcare to its

members. Under the new umbrella of healthcare, costs are low and people do not realize that they are eligible for this low cost.

President Nuttle introduced them to the HR Manager, Nicholas Wahpepah and asked Nicholas to get with them on the getting the information.

Ms. Littlesun asked why there was a Council member on the HR Committee.

President Nuttle said that this issue came about the first meeting they had, she is on this committee because of her experience and background. The Committee does not do the hiring. All they do is review and rank the applicants make recommendations to the Director. Nicholas has addressed the conflict of interest issues and she will not review any applications that will need to come before the Council.

Ms. Thompson asked if the Committee could implement that if a Tribal member is not selected for a position, they provide a reason why they were not chosen.

Ms. Littlesun said she believes in all fairness and no employee should be on that committee. There are division directors and employees who are disgruntled and believe it is not a fair process. She would like it to be people who are not associated with the tribe.

Ms. Thompson suggested that the names not be on the application when reviewed so that they do not know who they are and are looking at just the qualifications.

President Nuttle mentioned that the recommendation was mentioned to the HR Manager and he is going to do a comparison on how the computer system ranks the applicants versus the way the Committee would rank them. There still has to be the human factor in the process, but the recommendation was to rank on the qualifications.

Ms. Littlesun said she has been complaining about the ranking system and people are not happy with the system because it was so flawed. Her suggestion was to the committee to get rid of the digital ranking system. There is a flaw and it needs to be fixed.

Mrs. Hare said that coming on the committee the members want to use the paycom ranking but because of the problems they are monitoring and working the bugs out. They would like it to be policy development and work on developing human capital.

Motion made by M. Angela Thompson to go into Executive Session, seconded by Sammye Adson.

Vote: Bruce Pratt – yes, Phammie Littlesun – yes, M. Angela Thompson – yes, Sammye Adson – yes, Dawna Hare – yes, Adrian Spottedhorsechief – yes, Liana Chapman Teter – yes and President Nuttle – not voting. Motion carries.

XIII. Executive Session

1. Elders Assistance, Ramona Moore

Motion made by Sammye Adson to come out of Executive Session, seconded by W. Bruce Pratt.

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


No Council action taken after Executive Session.


XIV. Adjournment

Motion made by Sammye Adson to adjourn, seconded by Bruce Pratt.

Vote: All in favor, none against, none abstaining. Motion carries to adjourn at 4:35 pm.

Approved: December 21, 2015
Date


W. Bruce Pratt, President
Pawnee Business Council


Phammie Littlesun, Secretary
Pawnee Business Council