



# AMENDED:

## Pawnee Business Council Special Meeting

November 4, 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. Pawnee Business Council Travel Reports
- VII. Pawnee Tribal Development Corporation Report
- VIII. Executive Director Report
- IX. Old Business
- X. New Business
  1. Budget Committee Recommendations:
    - a. Approval of Payment for TERO Fees \$14,879.52, Transportation
    - b. Approval of Payment for Pawnee Art Gallery Damage \$7,970.78, Property
    - c. Approval of Purchase of Turkey or Ham for the Pawnee Nation Elders
  2. Approval of Revisions to Dept. of Health and Community Services Policy
    1. Handicap Assistance
    2. Elders Assistance
    3. Emergency Assistance
  3. Approval of Resolution #15-86 and 15-87, Appointment to the Environmental Regulatory Commission (2 Positions)
  4. Approval PNE Wind Resolution for Easement on Chilocco Property
  5. Approval of Resolution #15-89, Resignation of PBC President
  6. Approval of Resolution #15-90, Call for Special Election of President Position
  7. Election and Approval of PBC Interim Vice President
- XI. Open Forum
- XII. Executive Session
  - a. President Nuttle's Resignation
  - b. Vice President Pratt's Actions
- XIII. Adjournment

### \* Tabled Items:

1. Museum By-Laws
2. Approval of Interlocal Agreement with Pawnee County
3. Approval of Violence in the Workplace
4. Approval of Resolution #14-73, Bonus Policy
5. Approval of Resolution #15-80, Credit Card Policy Revisions
6. PBC Meeting Minutes June 10, 2015

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



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    3. Emergency Assistance
  3. Approval of Resolution #15-86 and 15-87, Appointment to the Environmental Regulatory Commission (2 Positions)
- XI. Open Forum
- XII. Executive Session
  1. Interview, Selection and Approval of Resolution #15-85 for Gaming Commission Appointment (1 Position)
    - a. Applicant 1, 1:30 pm
    - b. Applicant 2, 1:45 pm
    - c. Applicant 3, 2:00 pm
  2. Interview, Selection and Approval of Resolution #15-88 for Pawnee Tribal Development Corporation Board Member Appointment (1 Position)
    - a. Applicant 1, 3:00 pm
    - b. Applicant 2, 3:30 pm
- XIII. Adjournment

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A handwritten signature in cursive script, appearing to read "Hammie Hines", with a long horizontal flourish extending to the right.



# Pawnee Business Council Special Meeting

## MINUTES

November 4, 2015, 9:00 a.m., Pawnee Nation Multi-Purpose Building  
Pawnee Tribal Reserve

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Misty M. Nuttle - President	Sammye Adson – First Council seat
W. Bruce Pratt – Vice President	Dawna Hare - Second Council seat
Phammie Littlesun – Secretary	Adrian Spottedhorsechief - Third Council seat
M. Angela Thompson – Treasurer	Liana Chapman Teter – Fourth Council seat

=====

**Vice-President W. Bruce Pratt** called the meeting to order at 9:14 A.M. Adrian Spottedhorsechief gave the invocation.

### **I. Roll Call – Declaration of Quorum**

**Secretary Phammie Littlesun called the roll.** President Misty M. Nuttle – excused, Bruce Pratt– here, Phammie Littlesun – here, M. Angela Thompson – here, Sammye Adson – excused, arrived at 2:05 pm, Dawna Hare – here, Adrian Spottedhorsechief - here, and Liana Chapman Teter – here. **Quorum established.**

### **II. Approval of Agenda**

ADD: Executive Session, 1. President Nuttle’s Resignation 2. Vice President Pratt’s Actions; New Business, 4. Approval of PNE Wind Resolution, Easement on Chilocco Property;

REMOVE: Executive Session, 1. Interview, Selection and Approval of Resolution 15-85 for Gaming Commission Appointment (1 position); 2. Interview, Selection and Approval of Resolution 15-88 for Pawnee Tribal Development Corporation Board Member Appointment (1 position).

Motion made by M. Angela Thompson to amend the agenda and add in Executive Session, 1. President Nuttle’s Resignation and 2. Vice President Pratt’s Actions, seconded by Adrian Spottedhorsechief.

VOTE: Phammie Littlesun - yes, M. Angela Thompson - yes, Dawna Hare - no, Adrian Spottedhorsechief - yes, Liana Chapman Teter - no, and Vice President Pratt – not voting. Motion Carries.

Motion was made by Phammie Littlesun to add to New Business, Item 4. Approval of PNE Wind Resolution for right of way easement, seconded by Adrian Spottedhorsechief.

VOTE: Phammie Littlesun - yes, M. Angela Thompson - yes, Dawna Hare - yes, Adrian Spottedhorsechief - yes, Liana Chapman Teter - yes, and Vice President Pratt – not voting. Motion Carries.

Motion was made by Liana Chapman Teter to remove from Executive Session, Item 1. Interview, selection and Approval , seconded by Dawna Hare.

VOTE: Phammie Littlesun - yes, M. Angela Thompson - yes, Dawna Hare - yes, Adrian Spottedhorsechief - yes, Liana Chapman Teter - yes, and Vice President Pratt – not voting. Motion Carries.

Motion made by Adrian Spottedhorsechief to approve the Agenda with additions, seconded by M. Angela Thompson.

VOTE: Phammie Littlesun - yes, M. Angela Thompson - yes, Dawna Hare - yes, Adrian Spottedhorsechief - yes, Liana Chapman Teter - yes, and Vice President Pratt – not voting. Motion Carries.

### **III. Pawnee Business Council President Report**

*There is no President Report.*

### **IV. Pawnee Business Council Committee Reports**

Dawna Hare reported on the HR Committee. They are reviewing policy, and monitoring the paycom system for applicants. Attended the meeting with the BIA for the monitoring they started of the programs.

Liana Chapman Teter reported about the Oklahoma Hall of Fame banquet and induction ceremony for the Code Talkers. The event is on Friday November 13<sup>th</sup>.

M. Angela Thompson reported on the Budget Committee Meeting and items on the agenda.

W. Bruce Pratt reported that he attended the PBC and TDC joint meeting, the Prayer Breakfast sponsored by the Council for Native American Heritage month, and the Pawnee Nation Resource Center design meeting with ICDBG project. On the 15<sup>th</sup> of last month there was a Teacher Cultural Day with the school system. The teachers of Pawnee Public Schools attended a cultural day at the Roundhouse. Mr. Pratt also attended the strategic planning meeting with the Council and Planning office.

Phammie Littlesun reported she attended the NCAI conference in San Diego from the 18<sup>th</sup> through the 23<sup>rd</sup>. Ms. Littlesun also attended the PBC/TDC joint meeting, the Pawnee Nation College meeting with Mayor Sewell, and the Domestic Violence Walk in Ponca City.

Adrian Spottedhorsechief reported that he attended the joint meeting with TDC.

*Vice President Pratt called for a 10 minute break at 10:53 am.*

*Vice President Pratt called the Meeting back to order at 11:10 am.*

### **V. Pawnee Business Council Travel Reports**

*No PBC Travel*

### **VI. Pawnee Tribal Development Corporation Report**

Roger Smith, TDC CEO, was present to report to the Council what the Tribal Development Corporation has been working on. Mr. Smith did mention the following:

1. Joint meeting with PBC and TDC
2. Continuing with the purchase of the Construction company
3. Received a commitment letter with the Bank of Oklahoma for the financing on the expansion at StoneWolf for phase one
4. The next TDC Board meeting is on the 17th

### **VII. Executive Director Report**

Acting Executive Director, Muriel Robedeaux was present to report to the Council on program activities and what the Executive Director has been working on.

Ms. Robedeaux reported on the following:



1. Division updates and activities
2. Reported on activities scheduled for Native American Heritage Month
3. Information on Hunting Season
4. Update on New Hires and separations

**VIII. Old Business**

*No Old Business*

**IX. New Business**

1. Budget Committee Recommendations:
  - a. Approval of Payment for TERO Fees \$14,879.52, Transportation

Motion was made by M. Angela Thompson to approve the payment for TERO Fees by Transportation in the amount of \$14,879.52, seconded by Phammie Littlesun.

VOTE: Phammie Littlesun - yes, M. Angela Thompson - yes, Dawna Hare - yes, Adrian Spottedhorsechief - yes, Liana Chapman Teter - yes, and Vice President Pratt – not voting. Motion Carries.

- b. Approval of Payment for Pawnee Art Gallery Damage \$7,970.78, Property

Motion was made by M. Angela Thompson to approve the payment to the Pawnee Art Gallery in the amount of \$7,970.78 for damages to the property, second by Liana Chapman Teter.

VOTE: Phammie Littlesun - yes, M. Angela Thompson - yes, Dawna Hare - yes, Adrian Spottedhorsechief - yes, Liana Chapman Teter - yes, and Vice President Pratt – not voting. Motion Carries.

- c. Approval of Purchase of Turkey or Ham for the Pawnee Nation Elders

Motion was made by Phammie Littlesun to approve the purchase of vouchers for turkey or ham for the Pawnee Nation Elders ages 65 and older in the amount of \$5,743.08 to come out of the donation line item of the Pawnee Business Council, seconded by M. Angela Thompson.

VOTE: Phammie Littlesun - yes, M. Angela Thompson - yes, Dawna Hare - yes, Adrian Spottedhorsechief - yes, Liana Chapman Teter - yes, and Vice President Pratt – not voting. Motion Carries.

2. Approval of Revisions to Dept. of Health and Community Services Policy
  1. Handicap Assistance

Motion was made by Adrian Spottedhorsechief to approve the revisions to the Department of Health and Community Service Policy on Handicap Assistance, seconded by M. Angela Thompson.

VOTE: Phammie Littlesun - yes, M. Angela Thompson - yes, Dawna Hare - yes, Adrian Spottedhorsechief - yes, Liana Chapman Teter - yes, and Vice President Pratt – not voting. Motion Carries.

## 2. Elders Assistance

Motion was made by Liana Chapman Teter to table the revisions of the Department of Health and Community Services Policy on Elders Assistance until more information on the 80 and over numbers are presented, seconded by M. Angela Thompson.

VOTE: Phammie Littlesun - yes, M. Angela Thompson - yes, Dawna Hare - yes, Adrian Spottedhorsechief - yes, Liana Chapman Teter - yes, and Vice President Pratt – not voting. Motion Carries.

Motion was made by Dawna Hare to approve the revisions to the Department of Health and Community Services Policy on Elder's Assistance and to keep the policy at the 150% federal guidelines and 85 year of age, seconded by Liana Chapman Teter.

VOTE: Phammie Littlesun - yes, M. Angela Thompson - yes, Sammye Adson – yes, Dawna Hare - yes, Adrian Spottedhorsechief - yes, Liana Chapman Teter - yes, and Vice President Pratt – not voting. Motion Carries.

## 3. Emergency Assistance

Motion was made by Adrian Spottedhorsechief to approve the Department of Health and Community Services Policy on Emergency Assistance, seconded by Dawna Hare.

VOTE: Phammie Littlesun - yes, M. Angela Thompson - yes, Dawna Hare - yes, Adrian Spottedhorsechief - yes, Liana Chapman Teter - yes, and Vice President Pratt – not voting. Motion Carries.

*Vice-President Pratt called for a lunch break at 12:35 pm and to return at 2:00 pm.  
Vice-President Pratt called the meeting back to order at 2:07 pm.*

## 3. Approval of Resolutions 15-86 and 15-87, Appointment to the Environmental Regulatory Commission (2 Position)

Motion was made by Adrian Spottedhorsechief to approve Resolution #15-86 to appoint Randy Ledford to the Environmental Regulatory Commission, seconded by M. Angela Thompson.

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.

Motion was made by Adrian Spottedhorsechief to approve Resolution #15-87 to appoint Cynthia Butler to the Environmental Regulatory Commission, seconded by M. Angela Thompson.

VOTE: Phammie Littlesun - yes, M. Angela Thompson - yes, Sammye Adson – yes, Dawna Hare - yes, Adrian Spottedhorsechief - yes, Liana Chapman Teter - yes, and Vice President Pratt – not voting. Motion Carries.

## 4. Approval of PNE Wind Resolution for Right of Way easement on Chilocco Land

Motion was made by Sammye Adson to table the PNE Wind Resolution for the Right of Way Easement on the land at Chilocco, seconded by Adrian Spottedhorsechief.



VOTE: Phammie Littlesun - yes, M. Angela Thompson - yes, Sammye Adson – yes, Dawna Hare - yes, Adrian Spottedhorsechief - yes, Liana Chapman Teter - yes, and Vice President Pratt – not voting. Motion Carries.

5. Approval of Resolution #15-89, Resignation of PBC President

Motion was made by Dawna Hare to approve Resolution #15-89 to accept the Resignation of Misty Nuttle, seconded by Liana Chapman Teter.

VOTE: Phammie Littlesun - yes, M. Angela Thompson - yes, Sammye Adson - yes, Dawna Hare - yes, Adrian Spottedhorsechief - yes, Liana Chapman Teter - yes and Vice President Pratt – not voting. Motion Carries.

6. Approval of Resolution #15-90, Call for Special Election of President Position

Motion was made by Sammye Adson to approve Resolution #15-90 to call for a Special Election of the Pawnee Business Council President position, seconded by Liana Chapman Teter.

VOTE: Phammie Littlesun - yes, M. Angela Thompson - yes, Sammye Adson - yes, Dawna Hare - yes, Adrian Spottedhorsechief - yes, Liana Chapman Teter - yes and Vice President Pratt – not voting. Motion Carries.

7. Election and Approval of PBC Interim Vice President

There was discussion on the PBC nominating an Interim Vice President. This will be in compliance with the Pawnee Nation Constitution. Adrian Spottedhorsechief is nominated and wins by acclamation.

Motion was made by M. Angela Thompson to accept Adrian Spottedhorsechief as Interim Vice President of the Pawnee Business Council, by acclamation, seconded by Sammye Adson.

VOTE: Phammie Littlesun - yes, M. Angela Thompson - yes, Sammye Adson - yes, Dawna Hare - yes, Adrian Spottedhorsechief - abstain, Liana Chapman Teter - yes and Vice President Pratt – not voting. Motion Carries.

**X. Open Forum**

Ann Collins announced the winners for the silent auction and other raffles.

John Only A Chief wanted to thank the former Presidents for being in attendance for this meeting. He is grateful for their presence. He saw a posting on the Tribal Website about with the Pawnee Nation President resigning. As a tribal member he was a little confused. First there was resignation, then he was hearing that there was a rescinding of the resignation. He does not believe that this is a good showing of our nation or of our president. This is his opinion and he knows this is a difficult situation. Ultimately we have a constitution to govern and hope that the Council takes it in consideration. He would like better for our people. People are going to disagree but this is his opinion.

Duane Pratt wanted to thank Mr. Only A Chief for recognizing the former Presidents of the Business Council. Being a council person is an awesome responsibility. The oath that the Council people took was to uphold and defend and go along with the Tribal Constitution. He served on the Pawnee Business Council many times and in different capacities. When first coming into office they did not have the responsibility or luxury of being able to really govern themselves. The Indian self-



determination Act changed all of that. When it was changed there were some of the elder members who could not grasp the idea to govern ones self. We were in the realm of establishing our own government. In the area of Law Enforcement, the Council people had a hard time grasping that, they always depended on the state and the city. In the area of the court's jurisdiction, it was unheard of here in Pawnee. He seen a lot of change and through the course of the year, as administrations changed, he has witnessed disappointments of our Nation. Seeing the tribe go into great debt because of wrong leadership and also sitting by and watching the council wrongfully remove a President and the people later reinstating the same person. The thing that is really important is for all of our tribal council members are to be responsible, upright, outstanding individuals. You cannot set rules if you can't govern your own behavior. You cannot govern others if you cannot govern yourself. He believes the Constitution clearly defines what is to take place and you have sworn to abide by it, not to tear it down or look for loop holes. We are talking about governing a Nation. He asked why the Council is going into executive session to discuss this matter. Mr. Pratt feels that the matter needs to be transparent.

Mr. William Howell agrees with Mr. Pratt. He has been around watching the previous Councils. What we need to do is pray for our president. She is making bad decisions and pray she can overcome them. Even with those bad decisions, she is an elected official; she is not a tribal employee. They spent hours looking at the amendments to let the people vote on them. The Constitution governs our people. This is important and it is important to him. This was discussed back in the day and it is why they put it in the revisions. The people voted on it and voted for it. Our President is family, pray for her, but we have to have good representatives on our tribal council. If something goes wrong we have to move forward and move along. Do what needs to be done and do it openly.

Mr. Marshall Gover said that it is up to the council to interpret the way they want to interpret the Constitution. What disappointed him was when he turned on the television this morning and the news anchor person mentioned, who he knows to be the Greatest Nation on this earth and they are talking about our Great Pawnee Nations President. That we are in the news and that our President was in another bad situation. We might miss out on a \$3.7 million grant this week because the President is not there to present that to our senators. That hurts us as a Nation to miss out on an opportunity like that. It's just not hurting us, but hurting the future generations. It is hurting not just for our Pawnee People but hurting all of Indian Country from the East coast to the West coast. When one tribal official gets in trouble it affects the whole tribe. It affects us all.

Mr. Ron Rice said that in his heart he feels the same way. He was looking at the picture up there on the wall and those men. Our folks, our relatives, what they would of said during their time about this. Those leaders would have got up and spoke on behalf of the Nation. He appreciates the fact that it was said that our relative is hurting right now and we should pray on her behalf. Much of what was said is how we are affected by this. He was saddened by all the news of the President and his thoughts go out her children and what they have to face and have to see this made public. To see their mothers face on the television like that. It hurts but we all have choices to make each day. The wrong choice was made over 10 times, over and over again. We are going to face the consequences if we work against our laws, none the less what has happened has happened and we need to look for healing. We need to move on. What kind of impact do we have? These things are all public knowledge. He encourages the Council to make the right choices.

Ms. Sammye Adson thanked Mr. Rice and the gentlemen that spoke today. She is about transparency and would be open to do that. Unfortunately there is more to be said. She believes that there were some gaps. There was a lot of missing information and as a Council person she is disappointed. There is more to this and feels that the Council was overlooked in communication. The Council needs that



time as leadership to come together and talk it out. Right now there is just a lot of disappointment and consideration.

Ms. Carol Nuttle told the Council members that she trusts the Council to abide by the Constitution. In her opinion, the whole council should have been pulled together and be able to speak. The highest body of the Pawnee Nation should have had that opportunity to talk and discuss among each other and then make a decision. That did not happen and is an error. She supports her niece Misty and who puts in the late hours at that office and works diligently for our people. She has taken out of her own pocket and helped others. She has also served on the PBC and put her life on hold to serve for the Pawnee people. She has stripes when she has been beaten down by our own people. Ms. Nuttle urges the Council to make the right decision.

Mr. Adrian Spottedhorsechief said that there has been a lot of talk about prayer and wanted to invite everyone over to the roundhouse to the young dog dance Saturday to be a part one of our ceremonies.

Motion was made by Phammie Littlesun to go into Executive Session, seconded by Adrian Spottedhorsechief.

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.

#### **XI. Executive Session**

1. President Nuttle's Resignation
2. Vice-President Pratt's Actions

Motion was made by Dawna Hare to come out of Executive Session, seconded by M. Angela Thompson.

VOTE: All in favor, none against. Motion Carries.

Motion was made by M. Angela Thompson to not accept the resignation of President Nuttle's resignation, after review by the Pawnee Business Council and with accordance to the Pawnee Nation Constitution, President Nuttle did not breach the Constitution and the suspension imposed by Vice President Bruce Pratt was not authorized under Article VII, Section 3 of the Pawnee Nation, seconded by Adrian Spottedhorsechief.

VOTE: Phammie Littlesun - yes, M. Angela Thompson - yes, Sammye Adson - no, Dawna Hare - no, Adrian Spottedhorsechief - yes, Liana Chapman Teter - no and Tie Break Vote, Vice President Pratt – no. Motion Fails.

Amendment of the Agenda to add to New Business, Items:

5. Approval of Resolution #15-89, Resignation of PBC President
6. Approval of Resolution #15-90, Call for Special Election of President Position
7. Election and Approval of PBC Interim Vice President

Motion was made by M. Angela Thompson to amend the agenda according to the Pawnee Nation Constitution and add the Approval of Resolution #15-89, Resolution #15-90 and to elect an Interim Vice President, seconded by Sammye Adson.




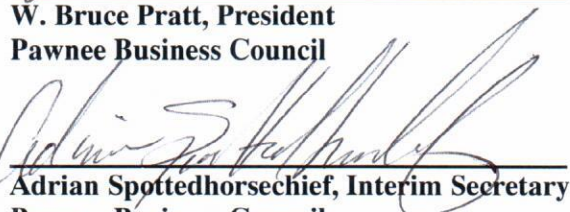
VOTE: Phammie Littlesun - yes, M. Angela Thompson - yes, Sammye Adson - yes, Dawna Hare - yes, Adrian Spottedhorsechief - yes, Liana Chapman Teter - yes and Vice President Pratt – not voting. Motion Carries.

5. **Adjournment**

**Motion made by M. Angela Thompson to adjourn, seconded by Adrian Spottedhorsechief.**

**Vote: All in favor, none against. Motion carries to adjourn at 6:47 pm.**

Approved: February 10, 2016  
Date

  
W. Bruce Pratt, President  
Pawnee Business Council  
  
Adrian Spottedhorsechief, Interim Secretary  
Pawnee Business Council