

ORIGINAL

EASTERN SHAWNEE TRIBE OF OKLAHOMA
REGULAR BUSINESS COMMITTEE MEETING

1 **DATE:** Wednesday, April 27th, 2022

2 **TIME:** 5:30 p.m.

3 **LOCATION:** Bluejacket Building

4 **INVOCATION:** Chief Glenna Wallace

5
6 **CALL TO ORDER, ROLL CALL, DECLARATION OF QUORUM**

7 The Business Committee Meeting was called to order at 5:35 p.m. by 2nd Chief Samples
8 with the following answering roll call: 1st Council Gardner, 2nd Council Daugherty, 3rd
9 Council Kraus, Secretary Littlefield and Treasurer Barrett. Chief Wallace was present.

10 A Quorum was declared by 2nd Chief Samples.

11
12 **NEW ENROLLEES**

13 Oliver Franklin Higbee DOB: 11/11/2021

14 Beckett Lee Gibson DOB: 11/08/2021

15 **MOTION:** To approve New Enrollees. Motion made by 2nd Council Daugherty with
16 second by Treasurer Barrett.

17 Motion carried: 5 approved, 0 opposed, 0 abstained, 0 absent.

18
19 **MINUTES**

20 **MOTION:** To approve the minutes of the April 13th, 2022. The motion was made by
21 Treasurer Barrett with second by 1st Council Gardner.

22 Motion carried: 5 approved, 0 opposed, 0 abstained, 0 absent.

23
24 **REPORTS**

25 **Casino – Melanie Heskitt, General Manager**

26 Casino Financial Report for March, 2022.

27
28 March was a good month for the casinos. The weather cooperated and we did much
29 better than we had thought we were going to.

30
31 Indigo Sky Revenues exceeded monthly actual to budgeted numbers by 16% with
32 expenses under budget by 6%.

33 Outpost revenues were up 8% over forecasted numbers and expenses were under budget
34 by 2%.

35
36 Year to Date actual to budget revenues for Indigo Sky were up by 13% with expenses
37 under budget by 8%.

38 Year to Date revenues for Outpost came in 2% higher than forecast and expenses were
39 down by 5%.

40
41 **Gaming Commission – Jalene Wells, Gaming Commissioner**

42 Report will be provided at the next BC Meeting, May 11th, 2022.

43
44 **Treasure Report – Justin Barrett, Treasurer**

45

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46 Tribal Cash Balance as of April 26th
47 General Fund \$46,720,040
48 People's Bank CD's \$1,229,348
49 Total General Fund Accounts \$47,405,828
50 General Fund increase since 12/31/21 of \$1.2+ million

51
52 Committed Funds
53 Economic Development \$2,638,858
54 Land \$609,308
55 Social Service and Education Reserves \$20,124,855
56 Education Reserves \$1,274,076
57
58 Total Available Cash \$21,713,335
59 Total available cash is up \$1.5 million since 12/31/21
60

61 Tribal Budgets:
62 The tribe has spent 37% of the General Fund Budget.
63 The Business Committee has spent 34% of their budget.
64 We should in theory be at 50% in expenses due to us being in the middle of this fiscal
65 year.

66
67 I received a donation request from the Lady Outlaws (6U) Softball Team.
68

69 IGA Report:
70 I attended the Indian Gaming Association Conference in Anaheim last week. I was able
71 to meet several tribal leaders. Three Tribal Chairman invited me and the other elected
72 officials to tour their businesses and properties. We have been working on our 8a status.
73 One of the tribal Chairman said they have an 8a company in Kansas City and are willing
74 to help us.

75
76 Oklahoma Tribal Finance Consortium:
77 I have been nominated to serve on the OTFC Board of Directors. The board elections
78 take place in September.

79
80 I have also been appointed to serve on the Oklahoma Native Impact Study Committee. I
81 will start serving on this committee in May.

82
83 DONATION REQUEST from the Lady Outlaws (6U) Softball Team was presented by
84 Treasurer Barrett.

85 **MOTION:** To Approve \$1500.00 donation to Lady Outlaws (6U) Softball Team made
86 by 1st Council Gardner with second by 2nd Council Daugherty.
87 Motion carried: 5 approved, 0 opposed, 0 abstained, 0 absent.

88
89 **RESOLUTIONS**

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90 **RESOLUTION NUMBER 042722R-01 Resolution to Amend the Eastern Shawnee**
91 **Tribe of Oklahoma Election Ordinance.**

92 **NOW THEREFORE BE IT RESOLVED, that the Business Committee of the**
93 **Eastern Shawnee Tribe of Oklahoma does hereby wish to approve the amended**
94 **Eastern Shawnee Tribe of Oklahoma Election Ordinance “attached” with an**
95 **effective date of April 27th, 2022. This ordinance upon full execution of this**
96 **Resolution, supersedes all prior ESTO Election Ordinances.**

97 **MOTION: To approve Resolution Number 042722R-01. The motion was made by 1st**
98 **Council Gardner with second by Treasurer Barrett.**

99 **Motion carried: 5 approved, 0 opposed, 0 abstained and 0 absent.**

100 **(An explanation of the changes made to the Ordinance was provided by 2nd Chief**
101 **Samples, Treasurer Barrett and Joseph Blackburn.)**

102

103 **RESOLUTION NUMBER 042722R-02 Resolution to Approve the Operating**
104 **Agreement of Woodlands Management, LLC.**

105 **NOW, THEREFORE BE IT RESOLVED, that the Business Committee of the**
106 **Eastern Shawnee Tribe of Oklahoma does hereby wish to approve the attached**
107 **Operating Agreement of Woodlands Management, LLC.**

108 **MOTION: To approve Resolution Number 032422R-02. The motion was made by**
109 **Treasurer Barrett with second by Secretary Littlefield.**

110 **Motion carried: 5 approved, 0 opposed, 0 abstained, 0 absent.**

111

112 **RESOLUTION NUMBER 042722-R-03 Resolution to Approve the Operating**
113 **Agreement of Woodlands Hospitality, LLC.**

114 **NOW THEREFORE BE IT RESOLVED, that the Business Committee of the**
115 **Eastern Shawnee Tribe of Oklahoma does hereby approve the attached Operating**
116 **Agreement of Woodlands Hospitality, LLC.**

117 **MOTION: To Approve Resolution Number 042722R-03. Motion made by 1st**
118 **Council Gardner with second by Treasurer Barrett.**

119 **Motion carried: 5 approved, 0 opposed, 0 abstained, 0 absent**

120

121 **RESOLUTION NUMBER 042722-R-04 Resolution to Approve the Operating**
122 **Agreement of Woodlands Management Services, LLC.**

123 **NOW THEREFORE BE IT RESOLVED, that the Business Committee of the**
124 **Eastern Shawnee Tribe of Oklahoma does hereby approve the attached Operating**
125 **Agreement of Woodlands Management Services, LLC.**

126 **MOTION: To Approve Resolution Number 042722-R-04. Motion made by**
127 **Treasurer Barrett with second by 3rd Council Kraus.**

128 **Motion carried: 5 approved, 0 opposed, 0 abstained, 0 absent.**

129

130 **RESOLUTION NUMBER 042722-R-05 Resolution to Approve the Operating**
131 **Agreement of Woodlands Development, LLC.**

132 **NOW THEREFORE, BE IT RESOLVED that the Business Committee of the**
133 **Eastern Shawnee Tribe of Oklahoma does hereby approve the attached Operating**
134 **Agreement of Woodlands Development.**

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135 **MOTION: To Approve Resolution 042722-R-05. Motion made by 3rd Council**
136 **Kraus with second by Secretary Littlefield.**

137 **Motion carried: 5 approved, 0 opposed, 0 abstained, 0 absent.**
138

139 **MOTION: TO ADD RESOLUTIONS 042722-R06 and 042722-R07 to this Agenda.**

140 **Motion made by 1st Council Gardner with second by 2nd Council Daugherty.**

141 **Motion carried: 5 approved, 0 opposed, 0 abstained, 0 absent.**
142

143 **RESOLUTION NUMBER 042722-R-06 Resolution to Approve the Herd**
144 **Management Agreement between Eastern Shawnee Tribe and Tammy and Wiconi**
145 **James.**

146 **NOW THEREFORE BE IT RESOLVED, that the Business Committee of the**
147 **Eastern Shawnee Tribe of Oklahoma does hereby approve the attached Herd**
148 **Management Agreement between the Eastern Shawnee Tribe and Tammy and**
149 **Wiconi James.**

150 **MOTION: To Approve Resolution Number 042722-R-06. Motion made by 2nd**
151 **Council Daugherty with second by 3rd Council Kraus.**

152 **Motion carried: 4 approved (Gardner, Daugherty, Kraus, Littlefield), 0 opposed,**
153 **1 abstained (Barrett), 0 absent.**
154

155 **RESOLUTION NUMBER 042722-R-07. Resolution authorizing a Limited Waiver**
156 **of Sovereign Immunity.**

157 **NOWHEREFORE BE IT RESOLVED, that the Business Committee of the**
158 **Eastern Shawnee Tribe of Oklahoma does hereby authorize Chief Glenna J.**
159 **Wallace to execute a Limited Waiver of Sovereign Immunity with First American**
160 **Title Insurance Company for the sale of 2404 Military Ave. Baxter Springs, KS**
161 **66713,**

162 **MOTION: To Approve Resolution Number 042722-R-07. Motion made by**
163 **Secretary Littlefield with second by 1st Council Gardner.**

164 **Motion carried: 5 approved, 0 opposed, 0 abstained, 0 absent.**
165

166 **REQUISITIONS**

167 Requisition EN-85104 payable to Arctic Information Technology Inc. in the amount of
168 \$81,765.00 for Tribal Software 25% payment.

169 **MOTION: To approve EN-85104. The motion was made by 2nd Council Daugherty with**
170 **second by Treasurer Barrett.**

171 **Motion carried: 5 approved, 0 opposed, 0 abstained, 0 absent.**
172

173 Requisition EN- 85233 payable to Hudson Prince Engineering & Inspection, PLLC in the
174 amount of \$69,812.50 for engineering on the E110 Road project.

175 **MOTION: To approve EN-85233. The motion was made by 2nd Council Daugherty**
176 **with second by 3rd Council Kraus.**

177 **Motion carried: 5 approved, 0 opposed, 0 abstained, 0 absent.**
178

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179 Requisition EN-85265 payable to Early Childhood Learning Center in the amount of
180 \$38,163.00 for March childcare.

181 **MOTION:** To approve EN-85265. Motion made by Secretary Littlefield with second by
182 Treasurer Barrett.

183 Motion carried: 5 approved, 0 opposed, 0 abstained, 0 absent.

184

185 Requisition EN-85314 payable to Satterlee Heating & AC in the amount of \$338,623.00
186 for final Payment Application for HVAC work (funded through CARES) at Casino – 3
187 boilers and water softeners.

188 **MOTION:** To approve EN-85314. Motion made by Treasurer Barrett with second by
189 2nd Council Daugherty.

190 Motion carried: 5 approved, 0 opposed, 0 abstained, 0 absent.

191

192 **NEW BUSINESS**

193

194 **OLD BUSINESS**

195

196 **MOTION:** To go into Closed Session at 6:27 p.m. after a five-minute break. The motion
197 was made by Treasurer Barrett with second by 2nd Council Daugherty.

198 Motion carried: 5 approved, 0 opposed, 0 abstained, 0 absent.

199

200 **CLOSED SESSION**

201

202 **MOTION:** To return to Open Session 8:21 p.m. The motion was made by Treasurer
203 Barrett with second by 2nd Council Daugherty.

204 Motion carried: 5 approved, 0 opposed, 0 abstained, 0 absent.

205

206 **MOTION:** To approve Tribal Member request as discussed. Motion made by 2nd
207 Council Daugherty with second by Treasurer Barrett.

208 Motion carried: 5 approved, 0 opposed, 0 abstained, 0 absent.

209

210 **MOTION:** To approve \$15,000 Donation to Oklahoma Indian Gaming Association.
211 (One half to come from the Casino and one half to come from Gaming.) Motion made by
212 2nd Council Daugherty with 2nd by 1st Council Gardner.

213 Motion carried: 5 approved, 0 opposed, 0 abstained, 0 absent.

214

215 **MOTION:** To adjourn at 8:23 p.m. The motion was made by Treasurer Barrett with
216 second by 3rd Council Kraus.

217 Motion carried: 5 approved, 0 opposed, 0 abstained, 0 absent.

218

219 **ADJOURN**

220

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Debbie Littlefield
Debbie Littlefield, Secretary

5-11-22
Date

Chris Samples
Chris Samples, Second Chief

5-11-22
Date