

ORIGINAL

EASTERN SHAWNEE TRIBE OF OKLAHOMA  
REGULAR BUSINESS COMMITTEE MEETING

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**DATE:** January 23, 2019

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

**LOCATION:** BlueJacket Building

**INVOCATION:** Chief Glenna Wallace

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

The Business Committee Meeting was called to order at 5:38 p.m. with the following answering roll call: 1<sup>st</sup> Council Gardner, 2<sup>nd</sup> Council Daugherty, 3<sup>rd</sup> Council Stovall, and Treasurer Barnes. A quorum was declared. 2<sup>nd</sup> Chief Ross and Chief Wallace were also in attendance.

**NEW ENROLLEES**

Those applicants presented for consideration were: Ashlyn Laine Martin (DOB: 01/23/17), Memphis Wyatt Holmes (DOB: 12/11/18), Natalie Ann Raganas Magbanlag (DOB: 07/08/18), and Dane Ellis Henry (DOB: 02/24/17). The **motion** to accept these was made by Treasurer Barnes and 2<sup>nd</sup> Council Daugherty made the second. Motion carried: 4 approve, 0 opposed, 1 vacancy.

**MINUTES**

The MOTION to approve the Minutes of the December 12, 2018 as written was made by 3<sup>rd</sup> Council Stovall and Treasurer Barnes seconded.

Motion carried: 4 approve, 0 opposed, 1 vacancy.

The MOTION to approve the Minutes of the December 27, 2018 Special Meeting as written was made by Treasurer Barnes and 1<sup>st</sup> Council Gardner Seconded.

Motion carried: 4 approve, 0 opposed, 1 vacancy.

The MOTION to approve the Minutes of the January 9, 2019 Meeting as written was made by 2<sup>nd</sup> Council Daugherty and 1<sup>st</sup> Council Gardner Seconded.

Motion carried: 3 approve, 0 opposed, 1 abstain, 1 vacancy.

The MOTION to approve the Minutes of the January 16, 2019 Special Meeting as written was made by Treasurer Barnes and 2<sup>nd</sup> Council Daugherty made the second.

Motion carried: 4 approve, 0 opposed, 1 vacancy.

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43 The MOTION to take the agenda out of order to hear a report from  
44 People's Bank CEO and CFO was made by 2<sup>nd</sup> Council Daugherty and  
45 1<sup>st</sup> Council Gardner made the second.

46 Motion carried: 4 approve, 0 opposed, 1 vacancy.

47

48 The MOTION to go into Closed Session at 5:44 p.m. was made by 2<sup>nd</sup>  
49 Council Daugherty and 1<sup>st</sup> Council Gardner seconded.

50 Motion carried: 4 approve, 0 opposed, 1 vacancy.

51

52 The MOTION to return to Open Session at 6:18 p.m. was made by 1<sup>st</sup>  
53 Council Gardner and seconded by Treasurer Barnes.

54 Motion carried: 4 approve, 0 opposed, 1 vacancy.

55

56 **REPORTS**

57 **CHIEF GLENNA WALLACE:**

58 **Thank you note:** Chief reports she has received approximately 20  
59 Thank You cards and letters. Most are for the Christmas Baskets and  
60 Cards sent to Tribal Members last month.

61 **Donation Request:** The MOTION to contribute \$415 from the BC  
62 Budget and \$1,000 from the Chief's budget for a Tribal Member to  
63 attend a dance academy was made by 2<sup>nd</sup> Council Daugherty and 3<sup>rd</sup>  
64 Council Stovall made the second.

65 Motion carried: 4 approve, 0 opposed, 1 vacancy

66 **Bank Summary:** Total shown at the end of December for Total  
67 Assets was \$195,194,000; Net Loans was \$151,930,000; Loan to  
68 deposit Ratio 88.68%; Total Deposits \$171,330,000; Book Value per  
69 Share increased to \$1,325.26 and Eastern Shawnee Value is  
70 \$9,294,000.

71 The yearly report was presented with highlights as follows: a new full-  
72 service branch was opened on Maiden Lane in Joplin, MO; passed two  
73 major exams with flying colors; total assets increased 8.8% during the  
74 year; loans grew 9.7% during the year; deposits grew 6.1% during  
75 the year; the secondary market portfolio increased to \$64,400,000;  
76 and they had record earnings of \$2,700,000 after taxes which was an  
77 increase of 58.8% for the year.

78 **Director and Travel Reports** – Were provided to the Business  
79 Committee for review.

80 **Stateline Road** – Work on the road is progressing. They have  
81 numerous pieces of equipment running every day, but the road is  
82 unfortunately a mess and at times near unnavigable. The government  
83 shutdown has not yet affected this this project, but is causing delays  
84 on the getting the waterline installed to our Shooting Range and other  
85 homes it will service.

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86 **Duplex Construction Report** – Our maintenance department self-  
87 performed the rough plumbing on the project. That work is now  
88 complete and we are waiting on warmer weather for the concrete  
89 contractors to be able to pour the slabs.

90 **HIP Report** – As of January 9<sup>th</sup> we have 47 application. 30 of those  
91 have been approved and have been completed or are in process.  
92 \$115,504 has been paid out during FY19.

93 **Christmas Gift Cards Report** – A total of 1,389 gift cards were  
94 mailed or picked up in person. Of those, 40 were returned with  
95 insufficient address and 19 of the 40 have been mailed to updated  
96 addresses.

97 **ECLC Report** – Chief Wallace explained the need for additional space  
98 at the Learning Center has been known for a couple years, but we  
99 have not been able to source funding. The Shakopee Tribe has  
100 expressed a willingness to donate \$250,000 toward the project and  
101 that Resolution will be presented later tonight.

102

103 **CASINO REPORT – MELANIE CHASE**

104 Financial Report

105 Month over previous month: Indigo Sky Revenues (+) 19%, Outpost  
106 Revenues (-) 1.3%, and Bordertown Revenues (+) 20%. All facilities  
107 had a great December and Bingo did extremely well for Bordertown.  
108 Month over same month previous year: Indigo Revenues (+) 16.8%,  
109 Expenses (+) 15%; Outpost Revenues (-) 21% Expenses (-) 8%;  
110 Bordertown Revenues (+) 8%, Expenses (+) 8.7%.

111 Year to date: Indigo Sky Revenues (+) 5.4%, Expenses (+) 9%;  
112 Outpost Revenues (-) 15.6, Expenses (-) 2.9%; Bordertown Revenues  
113 (-) 57.4%, Expenses (+) 5.3%

114 Before closing her report, Melanie asked to address those in  
115 attendance and those who may be watching. She spoke of the Tribe's  
116 34-year history in gaming and how it has not only affected the lives of  
117 our current 3400+ Tribal Members and 700+ employees, but also our  
118 patrons and the communities we live in. Our success is not based  
119 upon the actions of one person, but the collective efforts of all. In  
120 closing she asked that anybody posting or responding to a post or  
121 comment on social media first think of the effect their words could  
122 have on any or all of the Tribe and its Businesses.

123

124 **GAMING COMMISSION REPORT – JALENE WELLS**

125 This report is based on November 2018.

126 **Employees:** The department currently has 60 employees (15 in the  
127 Gaming Commission Department, 39 in the Surveillance Department,

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128 and 6 in the Surveillance Technical Department). Of these 18 are  
129 Tribal members, one (1) Tribal spouse, and six (6) Native Americans.  
130 **Licensing:** This area processed 73 new hires and renewals, 3 gaming  
131 companies, 27 gaming vendor employees, 8 non-gaming companies,  
132 19 non-gaming vendor employees, collected \$18,828.00 in vendor  
133 fees, and collected \$11,200.00 in employee licensing fees.  
134 **Electronic Gaming Machines:** There were 24 new machine installs,  
135 27 machine software/theme conversions, 28 machines removed, 25  
136 software upgrades, 7 software replacements, 29 gaming machine  
137 relocations, 2 server installs/upgrades, 114 single pieces of software  
138 tested, \$1,900 machine fees billed, and \$275.00 machine fees  
139 collected.  
140 **Surveillance:** There were 2,281 Policy Violations noted on Pryme  
141 across all facilities, 63 Incident Reports written, 47 Employee and  
142 Patron Medical Reports written, and 4 CD requests for Tribal Police  
143 Department.  
144 **Audit Observations and Reports:** Cage -161; EGM – 115; Jackpot  
145 – 139; Player’s Club – 125; Table Inventory – 43; Card Exchange – 2;  
146 Table Fill/Credit – 44/10; and 29 Title 31 Inquires completed. External  
147 Audit has been submitted to the NIGC, State, Business Committee,  
148 and Management. Internal Audit was finalized and delivered to the  
149 Business Committee and Management.  
150 **Technical Department:** Currently the Department supports and  
151 maintains over 1,200 cameras; 162 access control doors; 26 work  
152 stations; 30 servers with fail over; Air Fiber; and three (3) battery  
153 backup appliances. There are ten (10) buildings with Surveillance on  
154 Genetec (three (3) casinos, Travel Center, Wellness Center, Learning  
155 Center, James Greenfeather Bldg., BlueJacket Bldg., Annex, and the  
156 Police Department. The Library and EPA Buildings have Surveillance  
157 system assistance. There were several new cameras installed in  
158 various locations to improve views and coverage. Several door  
159 controls were upgraded to improve security and decrease down time  
160 during maintenance sessions.

161

162 **RESOLUTIONS**

163 **Resolution #012319R-01: Resolution to update authorized**  
164 **signature authority on Indigo Sky Casino, Outpost Casino, and**  
165 **Bordertown Casino Bank Accounts. NOW THEREFORE BE IT**  
166 **RESOLVED, that the Business Committee of the Eastern**  
167 **Shawnee Tribe of Oklahoma does hereby wish to designate**  
168 **Chief Glenna J. Wallace, Treasurer Cheryl Barnes, and 1<sup>st</sup>**  
169 **Council Dee Gardner as authorized signers on the following**  
170 **named accounts with the People’s Bank of Seneca: (account**

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171 listing followed) **BE IT FURTHER RESOLVED**, that the Business  
172 Committee of the Eastern Shawnee Tribe of Oklahoma does  
173 hereby wish to designate Jay Ross as an authorized signer on  
174 the following accounts with the People's Bank of Seneca:  
175 (account listing followed) **BE IT FURTHER RESOLVED**, that the  
176 Business Committee of the Eastern Shawnee Tribe of Oklahoma  
177 does hereby wish to remove all other individuals from the  
178 above-mentioned accounts.

179 2<sup>nd</sup> Council Daugherty made the motion and it was seconded by 3<sup>rd</sup>  
180 Council Stovall.

181 Motion carried: 4 approve, 0 opposed, 1 vacancy

182

183 **Resolution #012319R-02: Resolution to update signature**  
184 **authority on Indigo Sky Bordertown Bingo & Casino Bank**  
185 **Accounts with TTCU. NOW THEREFORE BE IT RESOLVED**, that  
186 **the Business Committee of the Eastern Shawnee Tribe of**  
187 **Oklahoma does hereby wish to designate Chief Glenna J.**  
188 **Wallace, Treasurer Cheryl Barnes, 1<sup>st</sup> Council Dee Gardner, and**  
189 **Casino Assistant General Manager / Finance Director Jay Ross**  
190 **as authorized signers on the Indigo Sky Bordertown Bingo &**  
191 **Casino accounting ending in 3519 with TTCU. BE IT FURTHER**  
192 **RESOLVED**, that the Business Committee of the Eastern  
193 **Shawnee Tribe of Oklahoma does hereby wish to remove all**  
194 **other individuals from the above-mentioned account**

195 2<sup>nd</sup> Council Daugherty made the motion and it was seconded by 3<sup>rd</sup>  
196 Council Stovall.

197 Motion carried: 4 approve, 0 opposed, 1 vacancy

198

199 **Resolution #012319R-03: Resolution to close E.S. Bingo &**  
200 **Casino Highway 60 Project account at the People's Bank of**  
201 **Seneca. THEREFORE, BE IT RESOLVED** that the Business  
202 **Committee of the Eastern Shawnee Tribe of Oklahoma does**  
203 **hereby wish to close E.S. Bingo & Casino Highway 60 Project**  
204 **account #1030078 at the People's Bank of Seneca. BE IT**  
205 **FURTHER RESOLVED**, that the Business Committee of the  
206 **Eastern Shawnee Tribe of Oklahoma does hereby wish to**  
207 **transfer the balance of account #1030078 to the Indigo Sky**  
208 **LLC Operations.**

209 Treasurer Barnes made the motion and 3<sup>rd</sup> Council Stovall made the  
210 second.

211 Motion carried: 4 approve, 0 opposed, 1 vacancy

212

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213 **Resolution #012319R-04: Resolution to close Eastern Shawnee**  
214 **Tribal Enterprises accounts with the People’s Bank of Seneca.**  
215 **THEREFORE, BE IT RESOLVED that the Business Committee of**  
216 **the Eastern Shawnee Tribe of Oklahoma does hereby wish to**  
217 **close the following Eastern Shawnee Tribal Enterprises**  
218 **Accounts with the People’s Bank of Seneca. (account listing**  
219 **followed). BE IT FURTHER RESOLVED, that the Business**  
220 **Committee of the Eastern Shawnee Tribe of Oklahoma does**  
221 **hereby wish to transfer the balances of these accounts to the**  
222 **ESTE Operating Account.**

223 2<sup>nd</sup> Council Daugherty made the motion and was seconded by 1<sup>st</sup>  
224 Council Gardner.

225 Motion carried: 4 approve, 0 opposed, 1 vacancy

226

227 **Resolution #012319R-05: Resolution to close an Eastern**  
228 **Shawnee Tribe of Oklahoma account with the People’s Bank of**  
229 **Seneca. THEREFORE, BE IT RESOLVED that the Business**  
230 **Committee of the Eastern Shawnee Tribe of Oklahoma does**  
231 **hereby wish to close the Eastern Shawnee Tribe of Oklahoma**  
232 **ESTO – IMLS Account #3808 with the People’s Bank of Seneca.**  
233 **BE IT FURTHER RESOLVED, that the Business Committee of the**  
234 **Eastern Shawnee Tribe of Oklahoma does hereby wish to**  
235 **transfer the balances of these accounts to the Eastern Shawnee**  
236 **Tribe General Fund Account.**

237 2<sup>nd</sup> Council Daugherty made the motion and was seconded by  
238 Treasurer Barnes.

239 Motion carried: 4 approve, 0 opposed, 1 vacancy

240

241 **Resolution #012319R-06: The Business Committee of the**  
242 **Eastern Shawnee Tribe of Oklahoma does hereby wish to**  
243 **authorize the Election Board to hold a General Council election**  
244 **to return Grant Award Number 90NA8342-01-00 funded by the**  
245 **Department of Health and Human Services Administration for**  
246 **Children and Families; Administration for Native Americans**  
247 **(ANA)”. THEREFORE, BE IT RESOLVED, that the Business**  
248 **Committee of the Eastern Shawnee Tribe of Oklahoma hereby**  
249 **authorizes the Election Board to hold a General Council election**  
250 **in regards to the vetoed Resolution #112818R-07 “Resolution**  
251 **to return Grant Award Number 90NA8342-01-00 funded by the**  
252 **Department of Health and Human Services Administration for**  
253 **Children and Families; Administration for Native Americans**  
254 **(ANA)”**

255

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257 1<sup>st</sup> Council Gardner made the motion and it was seconded by 3<sup>rd</sup>

258 Council Stovall.

259 Motion carried: 4 approve, 0 opposed, 1 vacancy

260

261 **Resolution #012319R-07: Approving the attached Farming &**

262 **Grazing Lease Addendum for Property owned by the Eastern**

263 **Shawnee Tribe of Oklahoma commonly known as the Rickner**

264 **Property. NOW THEREFORE BE IT RESOLVED, Glenna J.**

265 **Wallace, Chief of the Eastern Shawnee Tribe of Oklahoma, or**

266 **her designee (as provided in writing) is authorized to conduct**

267 **negotiations on behalf of the Eastern Shawnee Tribe of**

268 **Oklahoma and approve and execute any and all documents**

269 **relating to the subject lease. BE IT FINALLY RESOLVED, that**

270 **the Business Committee of the Eastern Shawnee Tribe of**

271 **Oklahoma does hereby wish to approve the attached Farming**

272 **and Grazing Lease Addendum to lease 921 000G040017 to**

273 **modify the additional lease requirements in Section A Clause 3**

274 **for utilities and adding Clause 4 for cattle water installations on**

275 **Property owned by the Eastern Shawnee Tribe of Oklahoma**

276 **located at 11990 S. 670 Rd. Wyandotte, OK 74370 commonly**

277 **known as the Rickner Property.**

278 Treasurer Barnes made the motion and it was seconded by 3<sup>rd</sup> Council

279 Stovall.

280 Motion carried: 4 approve, 0 opposed, 1 vacancy

281

282 The MOTION to add Resolutions not listed on the agenda was made by

283 2<sup>nd</sup> Council Daugherty and the second was made by Treasurer Barnes.

284 Motion carried: 3 approve, 0 opposed, 1 abstain, 1 vacancy

285

286 The MOTION to table the Shakopee Grant was made by 1<sup>st</sup> Council

287 Gardner and was seconded by 3<sup>rd</sup> Council Stovall.

288 Motion carried: 4 approve, 0 opposed, 1 vacancy.

289

290 **REQUISITIONS**

291 **MOTION:** To approve payment of EN-54715, to UMR, Inc., in the

292 amount of \$96,094.19, for the January 2019 health care premiums.

293 The motion was made by 3<sup>rd</sup> Council Stovall and Treasurer Barnes

294 made the second.

295 Motion carried: 4 approve, 0 opposed, 1 vacancy

296

297

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298 **MOTION:** To approve payment of EN-54725, to Dell Marketing, in the  
299 amount of \$67,133.44, for year 2 of 3 of the services agreements.  
300 The motion was made by 2<sup>nd</sup> Council Daugherty and 3<sup>rd</sup> Council Stovall  
301 made the second.

302 Motion carried: 4 approve, 0 opposed, 1 vacancy

303

304 **MOTION:** To approve payment of EN-54964, to REDW in the amount  
305 of \$26,652.50, for progress billing the FY18 Tribal Government Audit.  
306 The motion was made by 3<sup>rd</sup> Council Stovall and 2<sup>nd</sup> Council Daugherty  
307 made the second.

308 Motion carried: 4 approve, 0 opposed, 1 vacancy

309

310 **OLD BUSINESS:**

311 **4<sup>th</sup> of July Event** – nobody was present to discuss

312

313 **TSSD** – The Business Committee will look at the guidelines during  
314 their next meeting.

315

316 **Constitutional Amendments** – Some known areas of concern with  
317 the Tribe's Constitution were brought by various Members. The  
318 Business Committee decided they will discuss the best approach to  
319 creating a Committee to amend the Constitution during their next  
320 meeting then proceed.

321

322 **CLOSED SESSION**

323 The motion to go into Closed Session at 7:27 p.m., after a 10 minutes  
324 break, was made by Treasurer Barnes and seconded by 2<sup>nd</sup> Council  
325 Daugherty.

326 Motion carried: 4 approve, 0 opposed, 1 absent.

327

328 **OPEN SESSION**

329 The motion to return to Open Session at 12:17 a.m. was made by  
330 Treasurer Barnes and 2<sup>nd</sup> Council Daugherty made the second.

331 Motion carried: 4 approve, 0 opposed, 1 absent.

332

333 **Resolution #012319R-08: To open a Bordertown Casino &**  
334 **Arena account at the People's Bank of Seneca. THEREFORE, BE**  
335 **IT RESOLVED that the Business Committee of the Eastern**  
336 **Shawnee Tribe of Oklahoma does hereby wish to open a**  
337 **demand deposit account with The People's Bank of Seneca for**  
338 **Bordertown Casino and Arena. The account will be known as**  
339 **the BTCA Bull Finals Account.**

340



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341 **BE IT FURTHER RESOLVED, that the Business Committee of the**  
342 **Eastern Shawnee Tribe of Oklahoma does hereby wish to**  
343 **designate Chief Glenna J. Wallace, Treasurer Cheryl Barnes, 1<sup>st</sup>**  
344 **Council Dee Gardner, and Assistant General Manager / Finance**  
345 **Director Jay Ross as authorized signers on the account.**

346 Treasurer Barnes made the motion and it was seconded by 2<sup>nd</sup> Council  
347 Daugherty.

348 Motion carried: 4 approve, 0 opposed, 1 vacancy

349

350 **Resolution #012319R-09: Administrator of Cash Management**  
351 **for Indigo Sky Casino, Outpost Casino, and Bordertown Casino**  
352 **& Arena. NOW THEREFORE BE IT RESOLVED, that the Business**  
353 **Committee of the Eastern Shawnee Tribe of Oklahoma does**  
354 **hereby wish to name Assistant General Manager / Director of**  
355 **Finance Jay Ross as the Administrator of Cash Management for**  
356 **all Indigo Sky Casino, Outpost Casino, and Bordertown Casino**  
357 **& Arena bank accounts.**

358 1<sup>st</sup> Council Gardner made the motion and it was seconded by 3<sup>rd</sup>  
359 Council Stovall.

360 Motion carried: 4 approve, 0 opposed, 1 vacancy

361

362 **Resolution #012319R-10: Resolution to purchase +/- 139.86**  
363 **acres of Property adjacent to existing Tribal Properties from**  
364 **Lyndon & Phyllis McKibben, McKibben Farms, LLC and McKibben**  
365 **Farms, LLC II. NOW THEREFORE BE IT RESOLVED, that the**  
366 **Business Committee of the Eastern Shawnee Tribe of Oklahoma**  
367 **does hereby wish to approve the purchase of +/- 139.86 acres**  
368 **of property near adjacent to existing Tribal Properties from**  
369 **Lyndon & Phyllis McKibben, McKibben Farms, LLC and McKibben**  
370 **Farms, LLC II at a rate of \$5,500.00 per acre with the closing**  
371 **costs shared evenly between the Tribe and the Seller(s).**

372 **BE IT FURTHER RESOLVED, that the Business Committee of the**  
373 **Eastern Shawnee Tribe of Oklahoma authorizes Chief Glenna J.**  
374 **Wallace to execute all documents relevant to the purchase.**

375 Treasurer Barnes made the motion and it was seconded by 3<sup>rd</sup> Council  
376 Stovall.

377 Motion carried: 4 approve, 0 opposed, 1 vacancy

378

379 The MOTION to appoint Melanie Heskett as Interim Casino General  
380 Manager of all Eastern Shawnee Tribe of Oklahoma Casinos was made  
381 by 2<sup>nd</sup> Council Daugherty and 3<sup>rd</sup> Council Stovall made the second.

382 Motion carried: 4 approve, 0 opposed, 1 vacancy

383

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385 **ADJOURN**

386 There being no further business, the motion to adjourn at 12:23 a.m.

387 was made by Treasurer Barnes and 3<sup>rd</sup> Council Stovall seconded.

388 Motion carried: 4 approve, 0 opposed, 1 absent.

389

390

391

392

*Dee Gardner*

393

~~Cheryl Barnes, Treasurer~~  
*Dee Gardner, 1st Council*

394

395

2/14/19

396

Date

*Jack Ross*

Jack Ross, Second Chief

2-17-19

Date