

ORIGINAL

EASTERN SHAWNEE TRIBE OF OKLAHOMA  
REGULAR BUSINESS COMMITTEE MEETING

1 **DATE:** Wednesday, August 25, 2021

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

3 **LOCATION:** Bluejacket Building

4 **INVOCATION:** Second Chief Jack Ross

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

7 The Business Committee Meeting was called to order at 5:31 p.m. with the following  
8 answering roll call: 1<sup>st</sup> Council Gardner, 2<sup>nd</sup> Council Daugherty, 3<sup>rd</sup> Council Kraus,  
9 Treasurer Barrett, Secretary Littlefield. 2<sup>nd</sup> Chief Ross was in attendance. Chief Wallace  
10 was not in attendance.

11 A Quorum was declared by 2<sup>nd</sup> Chief Ross.

12  
13 **NEW ENROLLEES**

14 Elena Maria Andersen DOB: 09/15/2017

15 Teagan Reece Crain DOB: 05/11/2021

16 Boyce Martin Austin III DOB: 05/16/2019

17 Phoenix Monet Sanders DOB: 10/10/2016

18 Deacon George Prophet DOB: 08/01/2021

19 Faith Elizabeth Bristol DOB: 02/25/2019

20 Cooper Nash Fleming DOB: 06/28/2021

21  
22 **MOTION:** To approve New Enrollees. The motion was made by 2<sup>nd</sup> Council Daugherty  
23 with second by Treasurer Barrett.

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

25  
26 **MINUTES**

27 **MOTION:** To approve the minutes of the August 11, 2021. The motion was made by 2<sup>nd</sup>  
28 Council Daugherty and seconded by 3<sup>rd</sup> Council Kraus.

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

30  
31 **REPORTS**

32 **Chief**

33 Chief was absent.

34  
35 **Casino – Melanie Heskett, General Manager**

36 General Manager Heskett presented the Casino Financial Report for June.

37 Indigo Sky Casino and Resort month to previous month (July over June) revenue up 8%  
38 with expenses up by 5%.

39 Outpost Casino month to previous month (July over June) revenue down 5% with  
40 expenses up 39%.

41 Indigo Sky Casino and Resort July 2021 to July 2020 revenue down 4% with expenses up  
42 2%.

43 Outpost Casino July 2021 to July 2020 revenue is up 8% with expenses down 1%.

44 Indigo Sky Casino and Resort Year to Date revenue is up 43% with expenses up 8%.

45 EBIDA is up 169%.

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46 Outpost Casino Year to Date revenue is up 66% with expenses up 1%. EBIDA is up by  
47 229%.

48

49 **Gaming Commission – Jalene Wells, Gaming Commissioner**

50 Gaming Commissioner Wells presented the ESTGC Report for June.

51

52 The Gaming Commission has 37 total employees as of August 2021. Open positions are  
53 an EGM Agent, Administrative Assistant/Receptionist, and 1 Surveillance Agent.

54 10 employees of the Gaming Commission are tribal members, 1 tribal spouse, and 3 are  
55 native.

56

57 The Licensing Department processed:

58 107 renewals and new hires for the employee licenses

59 17 non-gaming vendor companies

60 38 non-gaming vendor employee licenses

61 5 gaming companies

62 42 gaming vendor employees

63 The Gaming Commission collected \$40,755 in licensing fees for the month of June and  
64 \$228,935 year to date.

65

66 The EGM Department performed the following:

67 3 new machines were installed

68 4 machines removed

69 0 machine software/theme changes

70 33 software upgrades

71 6 software replacements

72 0 gaming machine relocations

73 3 server installs/upgrades

74 153 pieces of software tested

75 87 seal activities

76 The Gaming Commission billed \$1,650 for machine fees with \$95,925 year to date.

77 The Gaming Commission collected \$1,425 in machine fees with \$95,675 year to date.

78

79 The Compliance Department performed the following observations:

80 Cage – 142

81 EGM – 56

82 Jackpot – 108

83 Players Club – 89

84 Table Inventory – 70

85 Table Fill – 48

86 Table Credit – 3

87 Title 31 Inquiries – 10

88

89 The Surveillance Department performed the following for Indigo Sky Casino and Resort:

90 Policy Violations Noted – 107

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91 Incident Reports Written – 44  
92 Medical Reports Written – 32  
93 CD Requests from Tribal Police – 4

94  
95 The Surveillance performed the following for Outpost Casino:  
96 Policy Violations Noted – 25  
97 Incident Reports Written – 1  
98 Medical Reports Written – 1  
99 CD Requests from Tribal Police – 1

100

101 **Treasurer – Justin Barrett, Treasurer**

102 The July Treasurers Report included the Business Committee Donations, Cash Balances,  
103 Budget Modifications, Business Committee Budget, Indigo Sky Casino Financial  
104 Overview, Outpost Casino Financial Overview, and Consolidated Gaming Operations  
105 Financial Overview.

106

107 Cash Balances for Tribal Administration:  
108 Tribal Administration Accounts: \$90,859,692  
109 Total Committed Funds: \$69,920,126

110

111 Total Available Cash for the Tribe: \$20,939,565

112

113 The report for the General Council is done. It will include the budget by department,  
114 revenue comparison, expense comparison, financial statements for all entities in FY 20,  
115 and financial statements ending 6/30/21.

116

117 **MOTION:** To approve a \$2,500.00 donation request to the American Legion in Miami,  
118 OK. The motion was made by 1<sup>st</sup> Council Gardner and seconded by Treasurer Barrett.  
119 Motion carried: 5 approved, 0 opposed, 0 abstained, and 0 absent.

120

121 **RESOLUTIONS**

122 **RESOLUTION NUMBER 082521-R-01 Approving the attached Farming &**  
123 **Grazing Lease of Property owned by the Eastern Shawnee Tribe of Oklahoma**  
124 **commonly known as the Harkins Property.**

125 **NOW THEREFORE BE IT RESOLVED,** Glenna J. Wallace, Chief of the Eastern  
126 Shawnee Tribe of Oklahoma, or her designee (as provided in writing) is authorized to  
127 conduct negotiations on behalf of the Eastern Shawnee Tribe of Oklahoma and approve  
128 and execute any and all documents relating to the subject lease.

129 **BE IT FINALLY RESOLVED,** that the Business Committee of the Eastern Shawnee  
130 Tribe of Oklahoma does hereby wish to approve the attached Farming and Grazing Lease  
131 of Property owned by the Eastern Shawnee Tribe of Oklahoma located at 10604 S. 689  
132 Rd. Wyandotte, OK 74370 commonly known as the Harkins Property for a lease period  
133 of three (3) years with lease number 921000G040028 with BIA TAAMS Document  
134 number 4200235993; does expressly waive all bonds associated with this lease; does  
135 expressly waive insurance requirements; does expressly waive administrative fees

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136 associated with this transaction; and does hereby grant permission to the Bureau of Indian  
137 Affairs to approve a lease for the Harkins Property.

138 **MOTION:** To approve Resolution Number 082521-R-01. The motion was made by  
139 Treasurer Barrett and seconded by 1<sup>st</sup> Council Gardner.

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

141

142 **RESOLUTION NUMBER 082521-R-02 Approving the attached Farming &**  
143 **Grazing Lease of Property owned by the Eastern Shawnee Tribe of Oklahoma**  
144 **commonly known as the Stoner Property.**

145 **NOW THEREFORE BE IT RESOLVED,** Glenna J. Wallace, Chief of the Eastern  
146 Shawnee Tribe of Oklahoma, or her designee (as provided in writing) is authorized to  
147 conduct negotiations on behalf of the Eastern Shawnee Tribe of Oklahoma and approve  
148 and execute any and all documents relating to the subject lease.

149 **BE IT FINALLY RESOLVED,** that the Business Committee of the Eastern Shawnee  
150 Tribe of Oklahoma does hereby wish to approve the attached Farming and Grazing Lease  
151 of Property owned by the Eastern Shawnee Tribe of Oklahoma located at 10995 S. 679  
152 Rd. Wyandotte, OK 74370 commonly known as the Stoner Property for a lease period of  
153 three (3) years with lease number 921000G040029 with BIA TAAMS Document  
154 Number 4200235989; does expressly waive all bonds associated with this lease; does  
155 expressly waive insurance requirements; does expressly waive administrative fees  
156 associated with this transaction; and does hereby grant permission to the Bureau of Indian  
157 Affairs to approve a lease for the Stoner Property.

158 **MOTION:** To approve Resolution Number 082521-R-02. The motion was made by  
159 Treasurer Barrett and seconded by Secretary Littlefield.

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

161

162 **RESOLUTION NUMBER 082521-R-03 Approving the attached Farming &**  
163 **Grazing Lease of Property owned by the Eastern Shawnee Tribe of Oklahoma**  
164 **commonly known as the Young Property.**

165 **NOW THEREFORE BE IT RESOLVED,** Glenna J. Wallace, Chief of the Eastern  
166 Shawnee Tribe of Oklahoma, or her designee (as provided in writing) is authorized to  
167 conduct negotiations on behalf of the Eastern Shawnee Tribe of Oklahoma and approve  
168 and execute any and all documents relating to the subject lease.

169 **BE IT FINALLY RESOLVED,** that the Business Committee of the Eastern Shawnee  
170 Tribe of Oklahoma does hereby wish to approve the attached Farming and Grazing Lease  
171 of Property owned by the Eastern Shawnee Tribe of Oklahoma located at 69101 E. 100  
172 Rd. Wyandotte, OK 74370 commonly known as the Young Property for a lease period of  
173 three (3) years with lease number 921000G040030 with BIA TAAMS Document  
174 Number 4200235991; does expressly waive all bonds associated with this lease; and does  
175 expressly waive administrative fees associated with this transaction; does expressly waive  
176 insurance requirements; and does hereby grant permission to the Bureau of Indian Affairs  
177 to approve a lease for the Young Property.

178 **MOTION:** To approve Resolution 082521-R-03. The motion was made by 1<sup>st</sup> Council  
179 Gardner and seconded by 2<sup>nd</sup> Council Daugherty.

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

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181 **RESOLUTION NUMBER 082521-R-04 To Designate all tribal land previously**  
182 **known as the Pence Property (+/-260 acres) for Ceremonial Chief Shawn King to**  
183 **begin establishing an Eastern Shawnee Cemetery and Buffalo Herd.**

184 **NOW THEREFORE BE IT RESOLVED**, that the Business Committee of the Eastern  
185 Shawnee Tribe of Oklahoma does hereby wish to designate all tribal land previously  
186 known as the Pence Property (+/- 260 acres) for Ceremonial Chief Shawn King to begin  
187 establishing an Eastern Shawnee Tribe Cemetery and Buffalo Herd.

188 **FURTHER BE IT RESOLVED**, that the property is currently under lease and said lease  
189 will not be entirely terminated until such time it is necessary to do so. The lands will  
190 likely be removed from the lease slowly beginning on the south side of 120 Rd.

191 **MOTION:** To approve Resolution 082521-R-04. The motion was made by Secretary  
192 Littlefield and seconded by 1<sup>st</sup> Council Gardner.

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

194

195 **RESOLUTION NUMBER 082521-R-05 Resolution to Approve the FY2022 Tribal**  
196 **Member Benefits Manual.**

197 **NOW THEREFORE BE IT RESOLVED**, that the Business Committee of the Eastern  
198 Shawnee Tribe of Oklahoma does hereby wish to approve the FY2022 Tribal Member  
199 Benefits Manual.

200 **MOTION:** To approve Resolution 082521-R-05. The motion was made by Treasurer  
201 Barrett and seconded by 1<sup>st</sup> Council Gardner.

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

203

204 **RESOLUTION NUMBER 082521-R-06 Resolution to allocate American Rescue**  
205 **Plan Act Funding and transfer \$373,500.00 to the City of Seneca, Missouri**

206 **NOW THEREFORE BE IT RESOLVED**, that the Business Committee of the Eastern  
207 Shawnee Tribe of Oklahoma does hereby allocates \$273,500.00 of the American Rescue  
208 Plan Act Funding to assist with the construction and completion of the Seneca Fire  
209 Station.

210 **BE IT FURTHER RESOLVED**, that the Business Committee of the Eastern Shawnee  
211 Tribe of Oklahoma does hereby allocate \$100,000.00 of the American Rescue Plan Act  
212 Funding to assist with the general operations of the City of Seneca Police Department.

213 **MOTION:** To approve Resolution 082521-R-06. The motion was made by Treasurer  
214 Barrett and seconded by 1<sup>st</sup> Council Gardner.

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

216

217 **RESOLUTION NUMBER 082521-R-07 Eastern Shawnee Tribe of Oklahoma**  
218 **Casino Transfers**

219 **NOW THEREFORE BE IT RESOLVED**, that the Business Committee of the Eastern  
220 Shawnee Tribe of Oklahoma does hereby wish to approve the following “Monthly”  
221 transfers from Eastern Shawnee Tribe of Oklahoma Casinos to the Tribe, on or before the  
222 15thday of each month beginning October 15, 2021.

223 1)\$1,163,998–Tribal Admin (General Operations, based upon the approved

224 FY2022Budget)

225 2)\$25,000–Economic Development and Land (Split \$12,500 to each)

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226 3)\$205,540—Regulatory Fees (Gaming Commission & Surveillance, based upon the  
227 approved FY2022 Budget).

228 **MOTION:** To approve Resolution 082521-R-07. The motion was made by Secretary  
229 Littlefield and seconded by Treasurer Barrett.

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

231

232 **MOTION:** To add a resolution to the agenda for a budget modification. The motion was  
233 made by 1<sup>st</sup> Council Gardner and seconded by 2<sup>nd</sup> Council Daugherty.

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

235

236 **RESOLUTION NUMBER 082521-R-08 Approving a Budget Amendment to the**  
237 **FY2021 Tribal Administration Budget Down Payment Assistance.**

238 **NOW THEREFORE BE IT RESOLVED,** that the Business Committee of the Eastern  
239 Shawnee Tribe of Oklahoma does hereby wish to approve FY2021 budget modification  
240 #6 to increase the Down Payment Assistance Program by \$20,000.00

241 **MOTION:** To approve Resolution 082521-R-08. The motion was made by 1<sup>st</sup> Council  
242 Gardner and seconded by 3<sup>rd</sup> Council Kraus.

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

244

245 **REQUISITIONS**

246 Requisition EN-79056 payable to Early Childhood Learning Center in the amount of  
247 \$30,000.00 for July childcare.

248 **MOTION:** To approve EN-79056. The motion was made by 2<sup>nd</sup> Council Daugherty and  
249 seconded by Secretary Littlefield.

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

251

252 Requisition EN- 79125 payable to Ronnie Weisinger in the amount of \$27,054.00 for  
253 brick on the new duplex.

254 **MOTION:** To approve EN-79125. The motion was made by 2<sup>nd</sup> Council Daugherty and  
255 seconded by 3<sup>rd</sup> Council Kraus.

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

257

258 Purchase Requisition PR-53484 payable to Proforma GPS in the amount of \$152,640.00  
259 for the October 2021 Continuity Program.

260 **MOTION:** To approve PR-53484. The motion was made by Treasurer Barrett and  
261 seconded by 2<sup>nd</sup> Council Daugherty.

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

263

264 Purchase Requisition PR-53488 payable to Proforma GPS in the amount of \$191,040.00  
265 for the December 2021 Continuity Program.

266 **MOTION:** To approve PR-53488. The motion was made by 2<sup>nd</sup> Council Daugherty and  
267 seconded by 3<sup>rd</sup> Council Kraus.

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

269

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270 Purchase Requisition PR-53489 payable to Proforma GPS in the amount of \$167,040.00  
271 for the January 2022 Continuity Program.

272 **MOTION:** To approve PR-53489. The motion was made by 2<sup>nd</sup> Council Daugherty and  
273 seconded by Treasurer Barrett.

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

275

276 Purchase Requisition PR-53414 payable to Proforma GPS in the amount of \$181,440.00  
277 for the February 2022 Continuity Program.

278 **MOTION:** To approve PR-53414. The motion was made by Treasurer Barrett and  
279 seconded by 2<sup>nd</sup> Council Daugherty.

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

281

282 **NEW BUSINESS**

283 The Pow Wow Committee presented a report. Kelley King (Chair) and Katherine Ross  
284 (Treasurer) represented the committee. The Pow Wow Committee addressed false  
285 allegations that committee members are paid stipends if they do not attend meetings. All  
286 stipends are paid for attendance verified by signature and signed by the Chair and  
287 Treasurer, then they are turned into accounting for processing with approval from the  
288 authorized signers for the tribal administration check runs. They asked for permission to  
289 use their remaining funds to make improvements to the Pow Wow grounds.

290

291 **MOTION:** To approve the Pow Wow Committee to make electrical upgrades to the Pow  
292 Wow grounds with the FY21 budget. The motion was made by 2<sup>nd</sup> Council Daugherty  
293 and seconded by 3<sup>rd</sup> Council Kraus.

294 Motion carried: 4 approved, 0 opposed, 1 abstained (Barrett) and 0 absent.

295

296 **MOTION:** To authorize retention pay of \$1,000.00 for all employees of all entities who  
297 have been employed for one year as of August 25, 2021, from CARES funding. The  
298 motion was by 1<sup>st</sup> Council Gardner and seconded by Secretary Littlefield.

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

300

301 **MOTION:** To approve the FY2022 budgets for Indigo Sky Casino & Resort and the  
302 Outpost Casino. The motion was made by 2<sup>nd</sup> Council Daugherty and seconded by  
303 Treasurer Barrett.

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

305

306 **MOTION:** To proceed with the selling of the Burgraff properties as discussed. The  
307 motion was made by 2<sup>nd</sup> Council Daugherty and seconded by 1<sup>st</sup> Council Gardner.

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

309

310 **OLD BUSINESS**

311 None

312

313 **MOTION:** To go into Closed Session at 6:15 p.m. after a five-minute break. The motion  
314 was made by 1<sup>st</sup> Council Gardner and seconded by 2<sup>nd</sup> Council Daugherty.

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

316

317 **CLOSED SESSION**

318

319 **MOTION:** To return to Open Session at 7:12 p.m. The motion was made by Treasurer  
320 Barrett and seconded by 3<sup>rd</sup> Council Kraus.

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

322

323 **MOTION:** To adjourn at 7:13 p.m. The motion was made by Treasurer Barrett and  
324 seconded by Secretary Littlefield.

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

326

327 **ADJOURN**

328

329

330

331

332

333

334   
Justin Barrett, Treasurer

335

336

337 Date

332   
333 Jack Ross, Second Chief

334

335   
336 Date