

ORIGINAL

EASTERN SHAWNEE TRIBE OF OKLAHOMA
REGULAR BUSINESS COMMITTEE MEETING

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DATE: Wednesday, March 10th, 2021

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 5:30 p.m. with the following answering roll call: 1st Council Gardner, 2nd Council Daugherty, Treasurer Barrett and Secretary Littlefield. Chief Wallace and 2nd Chief Ross were in attendance. 3rd Council Kraus was absent.

NEW ENROLLEES –

Micah Keeton Johnston (DOB: 12/04/2020),

Seneca Raye Boggan (DOB: 05/20/2019),

Ruthie Fay Tayrien (DOB: 05/30/2020).

MOTION TO APPROVE NEW ENROLLEES MADE BY 1ST Council Gardner with second by Treasurer Barrett.

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

MINUTES

Motion to approve Minutes of the February 24th, 2021 Business Committee Meeting was made by Treasurer Barrett with second by 1st Council Gardner.

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

REPORTS – Chief Wallace

THANK YOU – None Presented

DONATION REQUESTS – None Presented

RESCUE ACT 1.9 TRILLION – Announcement made by Chief Wallace that this has passed. Has the largest amount that has ever happened in the United States for the American Indians. 930 million goes to BIA, quite a bit of money goes to rental assistance and some of that could go to Tribe's and there is quite a bit of money set aside for Tribal Languages.

ORIGINAL CARE'S ACT STIMULUS PAYMENT – We voted to pay \$1,000 to Adults and \$500.00 to children under the age of 18. We have expended all of that money. Chief Wallace requested that we put out a notice that those funds have been expended and that we are not taking additional applications.

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44 **We have extended these payments for 7 full months.**
45 **Authorization was given to Chief Wallace by the Business**
46 **Committee to put out the notice that these funds have been**
47 **expended and we are no longer taking applications.**

48 **AOA – The sprinkler system malfunctioned and we had pipes to**
49 **burst so the AOA has been closed since Feb. 15th, 2021. The**
50 **AOA will be opening on Monday of this week. It is a drive thru**
51 **pick-up and the hours are still the same 11-12:30. They are**
52 **servicing out of the West door.**

53 **BANK DIVIDEND - \$245,455 has been paid.**

54 **BUDDY HARRIS REQUEST – Rowdy Harris, his son, has a severe**
55 **pituitary injury that he had to have surgery for that has left**
56 **him unable to do much. Rowdy has 4 dogs that he had been**
57 **releasing about 4 times a week down by the creek to let them**
58 **run. He indicates that he was stopped by the Police. so he is**
59 **submitting a request that his son be able to do that as this is an**
60 **outlet for his son. As this is on the POW WOW side this request**
61 **will be given to the POW WOW Committee to make the**
62 **determination.**

63 **DIRECTOR REPORTS – Submitted and provided to each**
64 **Business Committee Member.**

65 **EQUINE THERAPY LOCATION - Chief Wallace states we have**
66 **received a grant and she would like to know the preference as**
67 **to where to conduct Equine Therapy classes. Could be held on**
68 **the ground that is south of the ECLC behind the police station,**
69 **the arena at the Recycling Center or Covered Arena at**
70 **Bordertown. Pros and cons of each were presented.**
71 **Discussion followed concerning the hiring of an Equine**
72 **Therapist, job description and requirements, possible**
73 **duplication of services. Treasurer Barrett requested that the**
74 **job description be amended to reflect what the Business**
75 **Committee approved when they authorized the grant – the**
76 **person hired is to be a licensed Psychologist. This will be**
77 **discussed further at the Business Committee Planning Meeting**
78 **on March 24th at 10:00 A.M.**

79 **TREASURY PRESENTATION MARCH 18 SHAWNEES VS. YELLIN -**

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80 **This was a conference that you could log into scheduled for**
81 **March 18th and today the title was changed to Shawnees vs**
82 **Yellin. Yellin is the appointee of Biden's to the Treasury. Chief**
83 **Wallace is registered to attend this conference to listen. Ben**
84 **Barnes believes that the Treasury will lose the lawsuit that the**
85 **Shawnees have filed in the first CARE's Act when their**
86 **population was reported as zero and so they received only**
87 **\$100,000 funding and the Shawnees filed suit to challenge**
88 **that. The first ruling went against the Shawnees, but they**
89 **appealed it. The second ruling went in favor of the Shawnees**
90 **that it was not a correct way to distribute the funds and they**
91 **would hopefully receive additional monies. The formula would**
92 **be changed. This is now in the final appeals and Ben believes**
93 **that the Treasury is going to lose. This Business Committee**
94 **has discussed whether we should file a suit or not. Chief**
95 **Wallace has sent the information to Attorney Daniel Gomez so**
96 **that he can decide if he wants to listen in to this conference.**

97 **NANCY WEEKS FUNERAL is at 11:00 on March 11th, 2021 in the**
98 **Sandy Captain Cultural Center.**

99 **RENTAL ASSISTANCE – Chief Wallace reviewed very quickly.**
100 **We can receive almost \$87,000 for rental assistance to our**
101 **tribal members. We would spend however much the**
102 **applications that come in. It is for only rental, not for people**
103 **who own their homes. They can receive assistance for up to 3**
104 **months if they have been in arrears on their rent or if they are**
105 **having difficulty now it can also be used for utilities. It is a**
106 **maximum of three months of up to \$2500. assistance. There**
107 **will be an application for this and there will be requirements.**
108 **Information is in BC packets to be reviewed later tonight.**

109 **RESOLUTIONS**

110 **Education Policies & Procedures was tabled by a motion from**
111 **2nd Council Daugherty with second by 1st Council Gardner until**
112 **March 24th Planning Meeting.**

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

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115 **MOTION TO ADD Resolution Number 031021-R-01 and**
116 **Resolution Number 031021-R-02 to the Agenda made by**
117 **Treasurer Barrett with second by 2nd Council Daugherty.**

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

120 **RESOLUTION NUMBER 031021-R-01 approving a Budget**
121 **Amendment to the FY2021 Tribal Administration Budget –**
122 **Children Gift Cards**

123 **NOW THEREFORE BE IT RESOLVED that the Business**
124 **Committee of the Eastern Shawnee Tribe of Oklahoma does**
125 **hereby wish to approve FY2021 budget modification #3 to**
126 **increase the Special Projects line item under Chief’s Budget by**
127 **\$10,000 for the purpose of Children’s Gift Card age eligibility**
128 **changed from age 12 to age 17.**

129 **MOTION TO APPROVE RESOLUTION NUMBER 031021-R-01**
130 **made by 2nd Council Daugherty with second made by Secretary**
131 **Littlefield.**

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

134

135 **RESOLUTION NUMBER 031021-R-02 Approving a Budget**
136 **Amendment to the FY 2021 Tribal Administration Budget –**
137 **Woodland’s Construction.**

138 **NOW THEREFORE BE IT RESOLVED that the Business**
139 **Committee of the Eastern Shawnee Tribe of Oklahoma does**
140 **hereby wish to approve FY2021 budget modification #4 to set**
141 **up a Woodland’s Construction budget in the amount of**
142 **\$235,000 with \$100,000 from Capital Outlay budget and**
143 **\$135,000 from current committed Woodland’s reserve.**

144 **MOTION TO APPROVE RESOLUTION 031021-R-02 made by 2nd**
145 **Council Daugherty with second by Treasurer Barrett.**

146 **Motion carried: 4 approved (Gardner, Daugherty, Barrett,**

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147 Littlefield), 0 opposed, 0 abstained, 1 absent (Kraus).
148

149 **REQUISITIONS**

150 **REQUISITION EN-74835 payable to Indigo Sky Casino in the**
151 **amount of \$39,060.00 for COVID testing supplies and tests.**

152 **MOTION TO APPROVE REQUISITION EN-74835 made by 2nd**
153 **Council Daugherty with second by 1st Council Gardner.**

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

156 **REQUISITION EN-75039 payable to Brown and Brown of**
157 **Oklahoma in the amount of \$87,200.50 for General Liability,**
158 **Auto and Crime Insurance.**

159 **MOTION TO APPROVE REQUISITION EN-75039 made by 2nd**
160 **Council Daugherty with second by 1st Council Gardner.**

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

163 **Two sets of bids were presented for roofing. The first set of**
164 **bids is for the Sandy Captain Bldg. There are three contractors**
165 **with four bids for this project. One submitted two bids with**
166 **different qualities of material. The second set of bids is for the**
167 **Charles Enyart Building.**

168 **MOTION TO AUTHORIZE Tracy Wright to choose between the**
169 **two middle bids and make a selection to repair the roof for the**
170 **Sandy Captain Building if our own Construction Crew is unable**
171 **to do the work, made by Treasurer Barrett with second by**
172 **Secretary Littlefield.**

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

175 **MOTION TO TABLE the decision on the Charles Enyart Building**
176 **roof until further information and a third bid can be obtained,**
177 **made by 2nd Council Daugherty with second by Treasurer**
178 **Barrett.**

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

181
182 **NEW BUSINESS**

183 **Bud Enyart voiced concerns over accessibility of Resolutions to**
184 **Tribal Members. Request was made for Business Committee to**
185 **research and find a Resolution from 2011 concerning a Court**
186 **Case that was moved from CFR Court to Federal Court. Mr.**
187 **Enyart wants to see if there was a vote made in Open Session**
188 **and if there was a Resolution. He asks that this information be**

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189 put on the March 24th, 2021 Agenda and findings to be
190 presented at this time to see if it was done legally or illegally.
191 Bud Nelson presented on the Constitution and breaking of the
192 Federal laws.
193 Kellie King requested a copy of the Buddy Harris Request letter
194 to share with the Pow Wow Committee. Chief Wallace agreed
195 to provide a copy of the letter and pertinent information for the
196 Committee.

197

198 **OLD BUSINESS**

199 Treasurer Barrett brought up lifting the travel ban so that
200 Tribal Employees could attend the OIGA and NIGA trade shows.
201 **MOTION TO MAKE AN EXCEPTION** to allow Employees to attend
202 OIGA and NIGA made by 2nd Council Daugherty with second by
203 1st Council Gardner.

204 Motion carried: 4 approved (Gardner, Daugherty, Barrett,
205 Littlefield), 0 opposed, 0 abstained, 1 absent (Kraus).

206

207 **MOTION** to go into Closed Session at 8:18 p.m. following a ten-
208 minute break made by Treasurer Barrett with second by 1st
209 Council Gardner.

210 Motion carried: 4 approved (Gardner, Daugherty, Barrett,
211 Littlefield), 0 opposed, 0 abstained, 1 absent (Kraus).

212

213 **CLOSED SESSION**

214

215 **MOTION** to return to Open Session at 10:51 p.m. by Treasurer
216 Barrett with second by 1st Council Gardner.

217 Motion carried: 4 approved (Gardner, Daugherty, Barrett,
218 Littlefield), 0 opposed, 0 abstained, 1 absent (Kraus).

219

220 **OPEN SESSION**

221 **RESOLUTION NUMBER 031021-R-03** Authorizing the sale of
222 Burggraf Corporation Property located in Fort Smith, AR to DTA
223 Holdings.

224 **NOW THEREFORE BE IT RESOLVED** that the Business
225 Committee of the Eastern Shawnee Tribe of Oklahoma does
226 hereby wish to authorize the sale of Burggraf Corporation
227 Property located in Fort Smith, AR. More specifically Lots 2 & 4
228 on the attached map, to DTA Holdings. Closing to occur on or
229 before March 31, 2021.

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230 **MOTION TO APPROVE RESOLUTION NUMBER 031021-R-03**
231 **made by Treasurer Barrett with second by 2nd Council**
232 **Daugherty.**

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

235
236 **MOTION TO APPROVE Hardship Appeal as discussed made by**
237 **Secretary Littlefield with second by 1st Council Gardner.**

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

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243 **MOTION TO ADJOURN at 10:52 p.m. made by 2nd Council**
244 **Daugherty with second by Treasurer Barrett.**

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

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248 **ADJOURN**

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Debbie Littlefield, Secretary


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257

258

03-24-21
Date


Jack Ross, Second Chief

3-24-21
Date