

ORIGINAL

EASTERN SHAWNEE TRIBE OF OKLAHOMA  
REGULAR BUSINESS COMMITTEE MEETING

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**DATE: January 8, 2020**

**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 5:32 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, Treasurer Barnes and Secretary Littlefield. 2<sup>nd</sup> Chief Ross and Chief Wallace were in attendance.

MOTION to take agenda out of order at 5:34 p.m. by Treasurer Barnes with second by 3<sup>rd</sup> Council Stovall.

Motion carried: 5 approved, 0 opposed

Housing Authority Report – Ben Dixon

Presented explanation that Resolution Number 061219R-03 will need to be rescinded and a new resolution will be presented in its place.

This is due to confusion about the ICBDG grants and the way that they want to call the years. The first one that will be rescinded tonight is considered the 18 ICDBG and this next one is now considered the 19/20. HUD is now combining one application that covers two years.

The Grant has been raised to \$900,000.00 with a match of \$300,000.00 instead of the \$800,000.00 with a match of \$200,000.00.

We were not awarded the competitive grant that was applied for, which was the approximately \$300,000,000 grant that we were going to use to build houses. We are now a CDBO so we are eligible to request those funds from HUD to build individual houses. We would only be able to build maybe 5 houses. We want to dedicate the entire grant to building houses and we will look elsewhere for funds to build roads.

MOTION to go back to the original order of the agenda at 5:42 P.M. made by 1<sup>st</sup> Council Gardner with second by 2<sup>nd</sup> Council Daugherty.

Motion carried: 5 approved, 0 opposed

NEW ENROLLEES presented by Chief Wallace

Aylin Sage King Barrett (DOB: 08/04/2019)

Rashaan Roman Akim Harvey (DOB: 09/27/2019)

Anthony Manuel Hernandez III (DOB: 07/04/2019)

Mia Marie James (DOB: 09/14/2019)

Phoenyx Alan Bear (DOB: 03/19/2018)

Baylor Mae Bowling (DOB: 07/23/2019)

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44 MOTION to approve New Enrollees made by 2<sup>nd</sup> Council Daugherty  
45 with a second by 1<sup>st</sup> Council Gardner.  
46 Motion carried: 5 approved, 0 opposed  
47

48 MINUTES

49 MOTION to approve minutes of Dec. 18, 2019 Business Committee  
50 Meeting made by Treasurer Barnes with second by 3<sup>rd</sup> Council Stovall.  
51 Motion carried: 5 approved, 0 opposed  
52

53 **REPORTS**

54 **Chief Wallace reports she continues to receive numerous thank**  
55 **you notes from tribal employees for Christmas Bonuses and**  
56 **from tribal members for Christmas gift cards.**

57 **Donation Requests – One request submitted from a fund for**  
58 **teachers, Support 2020 Alliance. This is a fund for teacher**  
59 **fellowships. Donation was not approved.**

60 **Director Reports – handout provided by Chief Wallace.**

61 **Travel Reports – handout provided by Chief Wallace**

62 **Tribal Leadership Meeting Report – 34 Tribes participated with**  
63 **NIGA, Ernie Stephens, Liz Homan and Jason Giles also in**  
64 **attendance. 32 tribes were there physically with 2 tribes**  
65 **represented by proxy. Points covered – Gov. Stitt has been**  
66 **sued not the State of Oklahoma. The reason for that is that the**  
67 **Compact is a Federal Law. Gov. Stitt has retained Counsel. The**  
68 **suit was filed Dec. 31, 2019 by three tribes, the Choctaw,**  
69 **Chickasaw and the Cherokee. Jan. 2<sup>nd</sup> the Chickasaws received**  
70 **a letter from OMES about conducting an audit. The Chickasaw**  
71 **appeared in Court on Jan. 2<sup>nd</sup> and stated that since Gov. Still**  
72 **states the Compact is no longer active there would be no**  
73 **reason for them to submit to an audit and they politely left.**

74 **Jan. 6<sup>th</sup> Gov. Stitt was served in his office and that serving**  
75 **triggers some litigation deadlines. Jan. 20<sup>th</sup> is the typical**  
76 **deadline date for the tribes to make their revenue payments for**  
77 **the Dec. 20<sup>th</sup> gaming revenue. Jan. 27<sup>th</sup> they have to respond**  
78 **to that. One of the most important dates is Feb. 20<sup>th</sup>. Stitt**  
79 **maintains the compact has expired in 2019, so Feb. 20<sup>th</sup> is**  
80 **when we make payments for the 20<sup>th</sup> of Jan. So the question is**  
81 **whether Gov. Still will accept these payments and whether or**  
82 **not he can afford to not accept them. March 20<sup>th</sup> is the last**  
83 **date the state can accept or reject those funds. April 6<sup>th</sup> is the**  
84 **latest date for the judge to issue a scheduling order. A date**  
85 **has been scheduled for ITC meeting over at the ITC Building for**  
86 **Jan. 15<sup>th</sup>. Matt Morgan will be attending with the OIGA team**

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87 and they are inviting the Chiefs of the 9 Tribes of Ottawa  
88 County to be in attendance. They are encouraging everyone to  
89 contact their Legislatures. Tribes are encouraged to file suits  
90 as a group instead of individually.

91 Signage – A new large sign has been put up across the street  
92 from the Seneca Telephone Company and we are waiting for  
93 the two additional signs providing directions to Indigo Sky to  
94 be put up.

95 Summer Youth Program is for our Eastern Shawnee Tribal  
96 youth ages 16 and up. As there is talk about raising the  
97 minimum wage from \$7.00 something to \$12.00 an hour. We  
98 have decided to start our Summer Youth at a wage of \$10.40  
99 and will raise it .40 a year and within 5 years that would get us  
100 to the \$12.00 and it won't be such a huge impact on us.

101 Summer Intern Program is for students that have already  
102 graduated from high school and are either in college or intend  
103 to go to college. This program is basically for those that are  
104 most interested in Science and it would be in the EPA  
105 Department. A grant has been written for two people. That  
106 will come through the BIA in Miami and NEO College has  
107 indicated their support. Christy already has in her budget and  
108 in one of her grants for an intern – same definition. Does not  
109 have to be Eastern Shawnee but does have to be Native  
110 American. So that would make two summer interns on this  
111 grant and one summer intern on the grant that is already in  
112 existence. Those would start at our minimum wage which is  
113 \$11.37/hr.

114 Relocation of Hoop Houses – We are requesting to move our  
115 Hoop Houses up to Highway 10 property as the current place  
116 they are located floods when it rains. They are portable and  
117 can be moved. We would like to do this as quickly as possible  
118 as planting season is going to be here quickly.

119 Stateline Road – Chief Wallace reports that weather permitting  
120 they will be paving that road next week.

121 Chief Wallace answered questions about David Wyrick who was  
122 hired as a Project Director for the construction work on the  
123 Early Childhood Development Center. She states this will  
124 become a constant position for him and will take a lot of  
125 burden off of the maintenance staff.

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129 **MOTION to add four resolutions to the agenda (two concerning**  
130 **the ICDBG application, one for the property purchase and one**  
131 **for the Tribal Youth Initiative Program Grant) made by**  
132 **Treasurer Barnes with a second by 3<sup>rd</sup> Council Stovall.**  
133 **Motion carried: 5 approved, 0 opposed**

134

135 **RESOLUTIONS**

136 **Resolution Number 020830R-01 approving the amendment to**  
137 **the Eastern Shawnee Tribe of Oklahoma Tribal Administration**  
138 **Employee Handbook.**

139 **NOW THEREFORE BE IT RESOLVED, that the Constitution of the**  
140 **Eastern Shawnee Tribe of Oklahoma, Article IX, Section 1(x),**  
141 **empowers the Business Committee to determine all terms of**  
142 **employment for all persons employed by the Tribe through the**  
143 **adoption of appropriate ordinances, specifically the Employee**  
144 **Handbooks.**

145 **BE IT FURTHER RESOLVED, that pursuant to outside legal**  
146 **opinion, the Business Committee of the Eastern Shawnee Tribe**  
147 **of Oklahoma does hereby wish to adopt the attached changes**  
148 **to the Tribal Administration Handbook.**

149 **MOTION made by 1<sup>st</sup> Council Gardner with second by 3<sup>rd</sup>**  
150 **Council Stovall.**

151 **Motion carried: 5 approved, 0 opposed**

152

153 **Resolution Number 010820R-02 to rescind Resolution Number**  
154 **061219R-03 authorizing the submission of an Indian**  
155 **Community Development Block Grant application for the**  
156 **further development of infrastructure at the Eastern Shawnee**  
157 **Housing Authority to correct the applicable dates, project**  
158 **leverage and resources.**

159 **NOW THEREFORE BE IT RESOLVED, that the Business**  
160 **Committee of the Eastern Shawnee Tribe of Oklahoma does**  
161 **hereby authorize the submission of an Indian Community**  
162 **Development Block Grant application for the further**  
163 **development of infrastructure at the Eastern Shawnee Housing**  
164 **Authority to correct the applicable dates, project leverage and**  
165 **resources.**

166 **MOTION made by Treasurer Barnes with a second by 3<sup>rd</sup>**  
167 **Council Stovall.**

168 **Motion carried: 5 approved, 0 opposed**

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171 **Resolution Number 010820R-03 authorizing the submission of**  
172 **an Indian Community Development Block Grant Application for**  
173 **the further development of houses at the Eastern Shawnee**  
174 **Housing Authority.**

175 **NOW THEREFORE BE IT RESOLVED, that the Business**  
176 **Committee of the Eastern Shawnee Housing Authority to**  
177 **Submit an application to the Department of Housing and Urban**  
178 **Development (HUD) for an Indian Community Development**  
179 **Block Grant (ICDBG) FY2019/20 for the further development of**  
180 **houses on property owned by the Eastern Shawnee Housing**  
181 **Authority on behalf of the Eastern Shawnee Tribe of Oklahoma**  
182 **as outlined in 24 CFR 1003.5b, and**

183 **BE IT FURTHER RESOLVED, that the Eastern Shawnee Housing**  
184 **Authority is in the process of meeting the Citizen Participation**  
185 **Requirements of 24 CFR 1003.604, and will complete such**  
186 **requirements prior to the submission of any ICDBG Grant**  
187 **Application; and**

188 **BE IT FURTHER RESOLVED, that the Business Committee of the**  
189 **Eastern Shawnee Tribe of Oklahoma authorizes Karen Allen,**  
190 **Accounting Director of the Eastern Shawnee Tribe of Oklahoma,**  
191 **to implement the financial reporting requirements of this**  
192 **proposed HUD ICDBG project for the Eastern Shawnee Tribal**  
193 **Housing Authority; and**

194 **BE IT FURTHER RESOLVED, that the Eastern Shawnee Tribe of**  
195 **Oklahoma does hereby commit the following to the housing**  
196 **project;**

197 **1) Up to \$300,000.00 Tribal funds as leveraged resource;**  
198 **and**

199 **2) Improved land and held by the Eastern Shawnee**  
200 **Housing Authority valued at \$60,000.00.**

201 **BE IT FURTHER RESOLVED, that the Eastern Shawnee Housing**  
202 **Authority will use Indian Housing Block Grant monies to pay**  
203 **the maintenance and operation of the new housing as defined**  
204 **in the Operations & Maintenance Budget included in the grant**  
205 **application.**

206 **MOTION made by 1<sup>st</sup> Council Gardner with second by 3<sup>rd</sup>**  
207 **Council Stovall.**

208 **Motion carried: 5 approved, 0 opposed**

209

210 **Resolution Number 010820R-04 authorizing to purchase +/-19**  
211 **acres of Property contiguous to Tribal owned property near**  
212 **Lost Creek from Brenda Hacker, Glenda Cohen, and Drenda**  
213 **Mills.**

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214 **NOW THEREFORE BE IT RESOLVED, that the Business**  
215 **Committee of the Eastern Shawnee Tribe of Oklahoma does**  
216 **hereby wish to approve the purchase of +/-19 acres of**  
217 **property contiguous to Tribal owned property near Lost Creek**  
218 **from Brenda Hacker, Glenda Cohen, and Drenda Mills**  
219 **(McKibben Sisters) at a rate of \$3,500.00 per acre with the**  
220 **closing costs paid by the Tribe.**

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

224 **MOTION made by Treasurer Barnes with second by Secretary**  
225 **Littlefield.**

226 **Motion carried: 5 approved, 0 opposed**

227

228 **Resolution Number 010820R-05 to approve Tribal Youth**  
229 **Initiative Program Grant.**

230 **NOW THEREFORE BE IT RESOLVED, that the Business**  
231 **Committee of the Eastern Shawnee Tribe of Oklahoma does**  
232 **hereby authorize the submission of an application to the**  
233 **Bureau of Indian Affairs for Tribal Youth Initiative (TYI)**  
234 **Program.**

235 **BE IT FURTHER RESOLVED, that the Business Committee of the**  
236 **Eastern Shawnee Tribe of Oklahoma does hereby commit the**  
237 **support and development of tribal youth programs focused on**  
238 **science in alignment with conservation and resource**  
239 **management and provide opportunities for youth to engage in**  
240 **the field of natural resource management and encourage their**  
241 **interest in pursuing educational opportunities and careers in**  
242 **natural resources management.**

243

244 **REQUISITIONS**

245 **Requisition EN-63928 payable to Pelivan Transit/Grand**  
246 **Gateway E.D.A. for Pelivan Aug. 2019 in the amount of**  
247 **\$32,280.10 Invoice #631.**

248 **MOTION made by Treasurer Barnes with a second by 2<sup>nd</sup>**  
249 **Council Daugherty.**

250 **Motion carried: 5 approved, 0 opposed**

251 **Requisition EN-63929 payable to Pelivan Transit/Grand**  
252 **Gateway E.D.A. for Pelivan Sept. 2019 in the amount of**  
253 **\$33,617.57 Invoice # 635.**

254 **MOTION made by 2<sup>nd</sup> Council Daugherty with a second by 3<sup>rd</sup>**  
255 **Council Stovall.**

256 **Motion carried: 5 approved, 0 opposed**

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257 **Requisition EN-63930 payable to Pelivan Transit/Grand**  
258 **Gateway E.D.A. for Pelivan Oct. 2019 in the amount of**  
259 **\$32,922.99 Invoice #642.**  
260 **MOTION made by Treasurer Barnes with second by Secretary**  
261 **Littlefield.**  
262 **Motion carried: 5 approved, 0 opposed**

263  
264 **Requisition EN-63931 payable to Pelivan Transit/Grand**  
265 **Gateway E.D.A. for Pelivan Nov., 2019 in the amount of**  
266 **\$53,721.44 Invoice # 643.**  
267 **MOTION made by 3<sup>rd</sup> Council Stovall with second by 1<sup>st</sup> Council**  
268 **Gardner.**  
269 **Motion carried: 5 approved, 0 opposed**

270  
271 **CASINO PURCHASE REQUEST**  
272 **Purchase request authorizes payment to Raving for providing**  
273 **all services described in the proposal titled "Leadership Review**  
274 **& Leadership Skills Bootcamp for Indigo Sky Casino & Resort**  
275 **and Outpost Casino, payable in the amount of \$39,500 (plus**  
276 **expenses).**  
277 **MOTION to approve purchase request by 1<sup>st</sup> Council Gardner**  
278 **with second by 3<sup>rd</sup> Council Stovall.**  
279 **Motion carried: 5 approved, 0 opposed**

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281 **NEW BUSINESS – None**

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283 **OLD BUSINESS – None**

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285 **MOTION to go into Closed Session at 6:40 P.M. by 3<sup>rd</sup> Council**  
286 **Stovall with a second by Treasurer Barnes.**  
287 **Motion carried: 5 approved, 0 opposed**

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289 **CLOSED SESSION**

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291 **3<sup>rd</sup> Council Stovall left Closed Session at 7:40 p.m.**

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293 **MOTION to return to open session at 8:43 p.m. by 2<sup>nd</sup> Council**  
294 **Daugherty with second by Treasurer Barnes.**  
295 **Motion carried: 4 approved, 0 opposed, 1 absent**

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299 . **MOTION to pursue negotiating an Independent Contractor**  
300 **agreement for a Business Consultant based on the ongoing**  
301 **need for the position made by Secretary Littlefield with a**  
302 **second by Treasurer Barnes.**

303 **Motion carried: 3 approved, 1 opposed, 1 absent**  
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305 **MOTION to adjourn at 8:44 P.M. by Treasurer Barnes with**  
306 **second by 1<sup>st</sup> Council Gardner.**

307 **Motion carried: 4 approved, 0 opposed, 1 absent**  
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Debbie Littlefield, Secretary

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320 Date

01-22-2020

  
Jack Ross, Second Chief

320 Date

1-22-20