

ORIGINAL

EASTERN SHAWNEE TRIBE OF OKLAHOMA
REGULAR BUSINESS COMMITTEE MEETING

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DATE: Wednesday, December 16th, 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 5:30 p.m. with the following answering roll call: 1st Council Gardner, 2nd Council Daugherty, 3rd Council Kraus, Treasurer Barrett and Secretary Littlefield. Second Chief Ross and Chief Wallace were present. Declaration of Quorum by Second Chief Ross.

NEW ENROLLEES – Chief Wallace presented the following:

Lincoln Ray Brown – DOB: 04/03/2020

Ivy Mae Titus – DOB: 07/08/2020

Motion to approve new enrollees made by 2nd Council Daugherty with second by Treasurer Barrett.

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

MINUTES

Motion to approve Minutes of the December 2, 2020 Business Committee Meeting made by 3rd Council Kraus with second by 1st Council Gardner.

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

REPORTS

Pow Wow Committee – requested to be moved to closed session.

Aaron Epperson - Grant Writer – reporting on the ESTOO

Invasive Species Grant for FY2021, requesting approval for a Resolution. This grant employs two people and is for eradication of feral hogs. The grant is to buy supplies, and traps to rid the tribal properties of these hogs. There are no matching funds.

Casino – Melanie Heskett – General Manager

Oct. 20 to Nov. 20 – Indigo Sky Casino – Revenue down 8%,

Expenses down 4%. Outpost Casino – Revenue down 9.8%,

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38 **Expenses down 7%. Month over Month – Indigo Sky Casino –**
39 **Revenue up by 14.3%, Expenses down 11%, EBIDA – 119%.**
40 **Outpost Casino – Total Revenue up .9%, Expenses down 22%,**
41 **EBIDA up 44%. Total Year to Date – Indigo Sky Casino –**
42 **Revenue up 18.7%, Expenses down 11.6%, EBIDA up 155%.**
43 **Outpost Casino – Revenues up 10%, Expenses down 17.5%,**
44 **EBIDA up 64%.**
45 **Gaming Commission – Jalene Wells – Gaming Commissioner**
46 **November Report – 40 Total Employees as of 8-26-2020. 13 GC**
47 **Department – (1 Commissioner, 2 Deputy Commissioners, 1**
48 **Licensing Supervisor – 1 Vendor Licensing Agent, 1 Employee**
49 **Licensing Agent, and 1 Licensing Clerk.), 1 EGM Supervisor (2**
50 **EGM Agents), Compliance Officers (3 Compliance Agents), 0**
51 **Receptionist (Vacancy), 0 Administrative Assistant (Vacancy),**
52 **23 Surveillance Department (14 Agents, 6 Leads, 2 TG Lead and**
53 **1 Supervisor), 4 Technical Department (1 Technical Architect, 1**
54 **Systems Administrator, 1 Lead Technician, 1 Technician).**
55 **Licensing for November 2020 – Casino Employee – Processed**
56 **46 Renewals and New Hires processed (0 Denials, 0**
57 **Suspensions, 0 Revocations), Conditional Employee Licenses**
58 **Monitored 1, Non-Gaming Companies -processed 9, Non-**
59 **Gaming Vendor Employees o- Processed 53, Gaming Companies**
60 **– Processed 3, Gaming Vendor Employees – 42, Gaming Vendor**
61 **Fees Collected - \$9500, Non-Gaming Vendor Fees Collected -**
62 **\$3875, Employee Licensing Fees Collected - \$5300, Total Fees**
63 **Collected \$18675. EGM – November 2020 – 14 New machine**
64 **installs, 13 Machines Removed, 4 Machine Software/Theme**
65 **Conversions, 100 Software Upgrades, 2 Software**
66 **Replacements, 11 Gaming Machine relocations, 0 Server**

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67 **installs/Upgrades, 70 single pieces of software tested, 64 Seal**
68 **Activities, Machine Fees Billed - \$1725 (YTD \$2400), Machine**
69 **Fees Collected - \$675 (YTD \$1350), Audit Observations and**
70 **Reports – October 2020 – Cage 8, EGM 64, Jackpot 39, Players**
71 **Club 4, Table Inventory 2, Table Fill 2, Table Credit 0, Title 31**
72 **Inquiries 2. Surveillance for November 2020 – Incident**
73 **Reports written: ISC 97/ OP13, Medical Reports Written: ISC**
74 **29/OP 4, CD Request for Tribal PD: ISC 7/ OP 2.**
75 **Commissioner Reviews: 3 P&P Reviews and approvals for**
76 **Outpost Casino, 4 P&P Reviews and approvals for Indigo Sky**
77 **Casino, 6 Org. Charts reviewed and approved for Indigo Sky.**
78 **Training: 11/18/20 All Auditors, Sarah Hurley and Regina**
79 **DeMoss attended Free online Webinar on Truckers Against**
80 **Trafficking (NIGC Sponsored), 11/10/20 All Auditors**
81 **participated in the online IGT Advantage Workshops, 11/17/20**
82 **All Surveillance Leads participated in the online webinar for the**
83 **IGT Monitoring of Surveillance with 4 also participating in the**
84 **session for Table Games Manager. 11/10/20 Angelia and**
85 **Bridget participated in IGT Advantage workshop for**
86 **accounting, 12/2/- 12/3 All Licensing Department participated**
87 **in the NIGC Online CIJS Symposium Webinar.**
88 **Commissioner Wells also presented Information on the**
89 **11/13/2020 CJIS/IT Security Audit phone conference with**
90 **NIGC. Audit information was provided to the BC members.**
91 **Also presented an email from the Drug Task Force thanking the**
92 **surveillance team for their assistance with gathering**
93 **information concerning an ongoing drug investigation – the**
94 **information they provided aided in the arrest of several people**

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95 **and seizure of a large amount of methamphetamine and US**
96 **currency.**

97 **Treasurer Report – Justin Barrett, Treasurer**

98 **Included in the Treasurer’s Report provided to the BC members**
99 **was Business Committee budget for FY21, A current listing of**
100 **all donations from the Business Committee for FY 21, The cash**
101 **balances for tribal and casino accounts, Non Grant Budgets,**
102 **Grant Budgets, A report for Indigo Sky Casino, A report for**
103 **Outpost Casino and a combined report for Eastern Shawnee**
104 **Gaming Operations.**

105 **Gaming Operations Accounting: Machine Net Win, Bingo Net**
106 **Win and Pull- Tab Net Win are all performing above budget.**
107 **Total Net Win is above budget.**

108 **Tribal Accounting: Concern about PPP loan. The Accounting**
109 **Director has asked for forgiveness on this loan but has not**
110 **heard anything back at this time. The money for salaries that**
111 **was paid from this loan would have to have been paid by the**
112 **tribe anyway.**

113 **Tribal Members: Addressed questions from Tribal Members on**
114 **the Facebook page concerning the Hoop Houses. We received**
115 **funding in FY16 for a grant and in FY19 and FY20 we have sale**
116 **of product. Sale of product is \$1200. Revenues under**
117 **expenditures since FY16 is \$107,000 and the grant funding is**
118 **\$12,000. Chief Wallace states she will have a report prepared**
119 **to present at the next meeting.**

120

121 **RESOLUTIONS**

122 **RESOLUTION NUMBER 121620R-01 to approve Invasive**
123 **Species Program Grant.**

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124 **NOW THEREFORE BE IT RESOLVED, that the Business**
125 **Committee of the Eastern Shawnee Tribe of Oklahoma does**
126 **hereby authorize the submission of an application to the**
127 **Bureau of Indian Affairs for Invasive Species Program.**
128 **BE IT FURTHER RESOLVED, that the Business Committee of the**
129 **Eastern Shawnee Tribe of Oklahoma does hereby commit into**
130 **the irradiation of feral hogs on Tribal properties, jurisdictional**
131 **boundaries and Ottawa County.**
132 **MOTION TO APPROVE RESOLUTION NUMBER 121620R-01**
133 **Invasive Species Program Grant made by Treasurer Barrett**
134 **with second by Secretary Littlefield.**
135 **Motion carried: 5 approved, 0 opposed, 0 abstained.**
136 **RESOLUTION NUMBER 121620R-02 approving Eastern Shawnee**
137 **Tribe of Oklahoma Casino Transfers.**
138 **NOW THEREFORE BE IT RESOLVED, that the Business**
139 **Committee of the Eastern Shawnee Tribe of Oklahoma does**
140 **hereby wish to approve the following "Monthly" transfers from**
141 **Eastern Shawnee Tribe of Oklahoma Casinos to the Tribe, on or**
142 **before the 15th day of each month, beginning October 15, 2020.**
143 **1) \$1,022,248 – Tribal Admin (General Operations, based**
144 **upon the approved FY 2021 Budget)**
145 **2) \$25,000 – Economic Development and Land (Split \$12,500**
146 **to each)**
147 **3) \$222,082 – Regulatory Fees (Gaming Commission &**
148 **Surveillance, based upon the approved FY2021 Budget)**
149 **MOTION TO APPROVE RESOLUTION NUMBER 121620R-02**
150 **approving monthly transfers made by 1st Council Gardner with**
151 **2nd by 3rd Council Kraus.**
152 **Motion carried: 5 approved, 0 opposed, 0 abstained.**

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153 **RESOLUTION NUMBER 121620R-03 Approving the attached**
154 **Contract Modification and Extension between the Eastern**
155 **Shawnee Tribe of Oklahoma and the Cleary Law Group, P.C.**
156 **NOW THEREFORE BE IT RESOLVED, that the Business**
157 **Committee of the Eastern Shawnee Tribe of Oklahoma does**
158 **hereby wish to approve the attached Contract Modification and**
159 **Extension between the Eastern Shawnee Tribe of Oklahoma**
160 **and the Cleary Law Group, P.C. with the extension becoming**
161 **effective January 1, 2021 and extend the Contract through**
162 **December 31, 2021.**

163 **MOTION TO APPROVE RESOLUTION NUMBER 121620R-03**
164 **approving the attached Contract Modification and Extension**
165 **made by Treasurer Barrett with second by 1st Council Gardner.**
166 **Motion carried: 5 approved, 0 opposed, 0 abstained.**

167 **MOTION TO ADD Resolution Number 121620R-04, 121620R-05**
168 **and 121620R-06 to the Agenda made by Secretary Littlefield**
169 **with second by 2nd Council Daugherty.**

170 **Motion carried: 5 approved, 0 opposed, 0 abstained.**

171 **RESOLUTION NUMBER 121620R-04 Approving the Write Off of**
172 **Eastern Shawnee Travel Center note to ESTE.**

173 **NOW THEREFORE BE IT RESOLVED, that the Business**
174 **Committee of the Eastern Shawnee Tribe of Oklahoma does**
175 **hereby wish to approve the write off of the Eastern Shawnee**
176 **Travel Center note to ESTE in the amount of \$687,277.**

177 **MOTION TO APPROVE RESOLUTION NUMBER 121620R-04 made**
178 **by 1st Council Gardner with second by Secretary Littlefield.**

179 **Motion carried: 5 approved, 0 opposed, 0 abstained.**

180 **RESOLUTION NUMBER 121620R-05 Approving the Write Off of**
181 **N2N Balance due Burggraf.**

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182 **NOW THEREFORE BE IT RESOLVED, that the Business**
183 **Committee of the Eastern Shawnee Tribe of Oklahoma does**
184 **hereby wish to approve the write off of the N2N and N2N**
185 **University balance due Burggraf in the amount of \$411,973.**

186 **MOTION TO APPROVE RESOLUTION NUMBER 121620R-05**
187 **approving the write off made by 2nd Council Daugherty with**
188 **second by Treasurer Barrett.**

189 **Motion carried: 5 approved, 0 opposed, 0 abstained.**

190 **RESOLUTION NUMBER 121620R-06 Approving the Write Off of**
191 **ESTE Investment in TTE LLC.**

192 **NOW THEREFORE BE IT RESOLVED, that the Business**
193 **Committee of the Eastern Shawnee Tribe of Oklahoma does**
194 **hereby wish to approve the write off of the ESTE Investment in**
195 **TTE LLC in the amount of \$424,000.**

196 **MOTION TO APPROVE RESOLUTION 121620R-06 approving the**
197 **write off made by Treasurer Barrett with second by 2nd Council**
198 **Daugherty.**

199 **Motion carried: 5 approved, 0 opposed, 0 abstained.**

200

201 **REQUISITIONS**

202 **REQUISITION EN-73210 payable to Brown and Brown of**
203 **Oklahoma in the amount of \$41,067.00 for Workmen's Comp.**
204 **installment payments number 20.**

205 **MOTION TO APPROVE REQUISITION EN-73210 made by 2nd**
206 **Council Daugherty with second by Treasurer Barrett.**

207 **Motion carried: 5 approved, 0 opposed, 0 abstained.**

208

209 **NEW BUSINESS – None Presented**

210

211 **OLD BUSINESS – Discussion on how to handle concerns over**
212 **some children not receiving the Money mailed to Tribal Children**
213 **at Christmas time. Chief Wallace states that this needs to be**
214 **reported to her office and that a list is being made and they are**

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215 checking into the problem. Also discussed placement of the
216 splash pad for the ECLC. The splash pad must be connected to
217 the present facility.

218 David Wyrick presented the blueprint showing how the
219 proposed Tiny House (which would be a Safe House for women
220 and children) would be built. Kellie Alleman, Director of
221 Violence Against Women gave a presentation and answered
222 questions concerning the proposal. This will be discussed
223 further in closed session.

224 Treasurer Barrett presented questions concerning vaccinations
225 for our Tribal citizens. Chief Wallace provided information
226 concerning this subject from her meetings with Chief Billy
227 Friend. States the vaccine should be coming in at the last of
228 this week or first of next week and the priority of order is for
229 the Health Care Workers first. Native speakers have been
230 placed at the top of the list of some tribes due to 15 of them
231 from the Cherokee tribe dying from COVID. Elders would be
232 given the next priority. 563 vaccines have been received to be
233 split between our tribe and Wyandotte Nation.

234
235 **MOTION to go into Closed Session following a ten-minute break**
236 **made at 6:42 p.m. made by 1st Council Gardner with a second**
237 **by 2nd Council Daugherty.**

238 **Motion carried: 5 approved, 0 opposed, 0 abstained.**

239
240 **MOTION to return to Open Session at 9:32 P.M. made by 2nd**
241 **Council Daugherty with second by Treasurer Barrett.**

242 **Motion carried: 5 approved, 0 opposed, 0 abstained.**

243
244 **MOTION TO ADJOURN at 9:33 p.m. made by 2nd Council**
245 **Daugherty with second by Treasurer Barrett.**

246 **Motion carried: 5 approved, 0 opposed, 0 abstained.**

247

248 **ADJOURN**

249

250

251 
252 Debbie Littlefield, Secretary

253

254 1-13-21
255 Date


Jack Ross, Second Chief

1-13-21
Date