

ORIGINAL

EASTERN SHAWNEE TRIBE OF OKLAHOMA
REGULAR BUSINESS COMMITTEE MEETING

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DATE: July 8th, 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 5:36 P.M. with the following answering roll call: 1st Council Gardner, 3rd Council Stovall and Secretary Littlefield. 2nd Chief Ross and Chief Wallace were also in attendance. 2nd Council Daugherty and Treasurer Barnes were absent.

NEW ENROLLEES – Presented by Chief Glenna Wallace

Applicants presented for consideration:

Sage Charlene Slegers (DOB: 05/14/2019)

Jace Dewane Nichols (DOB: 03/25/2020)

Nataanii Sherryan Glenn Stoner (DOB: 12/15/2019)

Eli James Harris (DOB: 04/12/2020)

MOTION TO APPROVE applicants by 1st Council Gardner with second by Secretary Littlefield.

Motion carried: 3 approved, 0 opposed, 2 absent.

MINUTES

MOTION TO APPROVE minutes of June 24, 2020 Business Committee Meeting made by 1st Council Gardner with second by 3rd Council Stovall.

Motion carried: 3 approved, 0 opposed, 2 absent.

REPORTS

Chief Wallace:

Thank You – None Presented

Donation Requests – None Presented

Bank Report – from Deron J. Burr, President/CEO of People’s Bank of Seneca provided the highlights of the first six months to Chief Wallace who presented the report.

2020 – Net Profit - \$2.1mm, Total Assets \$267 mm, Past Dues 0.57%, Book Value \$1,638.96, ESTO Value \$11.5 mm, PPP Loans with SBA -352 loans for a total of 11.5 million – all closed within 45 days.

2019 – Net Profit \$1.3mm, Total Assets \$201mm, Past Dues 1.10%, Book Value \$1,406, ESTO Value \$9.9mm.

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43 **Directors Reports – Copies provided to all Business Committee**
44 **Members by Chief Wallace.**

45 **Travel Report – Travel restriction continues due to COVID-19.**
46 **COVID QUESTIONNAIR - An application certifying that Tribal**
47 **members have suffered economic impacts due to the COVID-19**
48 **public health emergency making economic assistance**
49 **necessary has been mailed to all Tribal Members. This**
50 **application must be filled out and returned to certify that this**
51 **assistance is necessary. Tribal members 18 and over will**
52 **receive \$1000.00 and tribal members under 18 will receive**
53 **\$500.00 if the application is returned. As of today, 530 tribal**
54 **citizens have returned the applications.**

55 **Early Childhood Learning Center – Between 40-65 children in**
56 **attendance for the Early Childhood Program and Summer**
57 **Program for month of June with an upward trend each day. The**
58 **Summer Program had between 12-19 students in attendance**
59 **and they went swimming and bowling. ECLC was open June 1st**
60 **thru 19th. We closed ECLC on June 20th due to COVID-19**
61 **exposure. All employees will be tested. The ECLC is closed**
62 **until Aug. 3rd.**

63 **POW WOW Committee Report – The Pow Wow Committee**
64 **reports that due to the COVID-19 public health emergency the**
65 **Pow Wow has been cancelled this year.**

66 **Children’s Pow Wow Report – The Committee met June 16th and**
67 **decided to cancel the evening Pow Wow. They are asking tribal**
68 **children to submit a video showing how their family does some**
69 **type of culture at home. Each family that turns in a video will**
70 **receive an honorarium. During the day they will be holding a**
71 **drive-thru Backpack with school supplies pick up. Everyone**
72 **will be required to stay in their vehicle. Committee members**
73 **and volunteers will wear mask, gloves and practice social**
74 **distancing. Each family vehicle will receive a voucher for one**
75 **free day’s admission to the Wild Wilderness Drive Thru Safari**
76 **Zoo in Gentry Arkansas.**

77 **Engagement Letters –**

78 **HIP Report – Applicant unhappy with inferior work that was**
79 **done to her home. Work has not been completed and it was**
80 **verified that the work done is inferior. Contractor had been**
81 **paid for the work done. Additional funds will be needed to**
82 **complete the job. Business Committee in agreement that this**
83 **job needs to be repaired properly and agrees that additional**
84 **fund be paid in order to accomplish this and also to use a**

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85 contractor that has established a positive work history with the
86 tribe.

87 General Council – Plans are continuing to be made for the
88 General Council Meeting in September. Due to the inability to
89 have enough room for social distancing and the size of the
90 crowd, the General Council will be held at Indigo Sky in the
91 Grand Cedar Ballroom instead of the BlueJacket Building.
92 Masks will be required.

93 Hazard Pay – to be discussed later.

94 COVID-19 – Tribal Admin has had their first positive case
95 reported. Everyone that works in this department has been
96 quarantined. Contact tracing has been done and those
97 individuals have also been quarantined.

98
99 **ORDINANCE NUMBER 070820R-01 General Welfare Program**
100 **Ordinance. The Eastern Shawnee Tribe of Oklahoma (Tribe)**
101 **enacts this General Welfare Program Ordinance for the**
102 **following purposes:**

103 **Section 1. To establish consistent, operative guidelines, rules,**
104 **and procedures for the Tribe to design and implement**
105 **programs that provide benefits that promote the general**
106 **welfare of the tribal community consistent with tribal law.**

107 **Section 2. To maximize the beneficial impact of the Tribe’s**
108 **general welfare programs by ensuring that the resources**
109 **allocated by the Tribe to meet the general welfare needs of the**
110 **tribal community are not treated as taxable income to**
111 **recipients by the Internal Revenue Service (IRS).**

112 **Section 3. To provide clarity to tribal members, tribal officials,**
113 **and tribal program administrators that the general welfare**
114 **benefits provided to tribal members are excluded from gross**
115 **income under the general welfare exclusion and are not subject**
116 **to tax withholding or reporting as has been clarified by IRS**
117 **Revenue Procedure 2014-35 and the Tribal General Welfare**
118 **Exclusion Act, 26 U.S.C. 139E.**

119 **Motion to approve Ordinance Number 070820-01 - General**
120 **Welfare Program Ordinance made by 3rd Council Stovall with**
121 **second by 1st Council Gardner.**

122 **Motion carried: 3 approved, 0 opposed, 2 absent.**

123

124 **RESOLUTIONS**

125 **RESOLUTION NUMBER 070820R-01 Approving the COVID-19**
126 **Public Health Emergency Relief Program under the Eastern**

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127 **Shawnee Tribe of Oklahoma General Welfare Program**
128 **Ordinance.**

129 **NOW THEREFORE BE IT RESOLVED, that the Business**
130 **Committee of the Eastern Shawnee Tribe of Oklahoma, by**
131 **virtue of the authority provided by the Tribe's Constitution,**
132 **hereby authorizes the COVID-19 Public Health Emergency**
133 **Relief Program, which provides for two direct emergency**
134 **financial assistance disbursements to members of the Tribe to**
135 **alleviate the severe economic hardships they are facing as a**
136 **result of the COVID-19 public health emergency; and**
137 **BE IT FURTHER RESOLVED, that members of the Tribe who**
138 **submit an application certifying they have suffered economic**
139 **impacts due to the COVID-19 public health emergency and that**
140 **economic assistance is necessary shall be eligible for**
141 **disbursements made under the COVID-19 Public Health**
142 **Emergency Relief Program. Those members 18 years or older**
143 **will receive \$1000.00 and members under the age of 18 will**
144 **receive \$500.00.**

145 **MOTION TO APPROVE Resolution Number 070820R-01 made by**
146 **3rd Council Stovall with second by Secretary Littlefield.**
147 **Motion carried: 3 approved, 0 opposed, 2 absent.**

148 **RESOLUTION NUMBER 070820R-02 to approve Eastern**
149 **Shawnee Tribe of Oklahoma General Welfare Assistance**
150 **Distribution using CARES Act Funding.**

151 **NOW THEREFORE BE IT RESOLVED, that the Business**
152 **Committee of the Eastern Shawnee Tribe of Oklahoma does**
153 **hereby adopt the attached process for distribution of Eastern**
154 **Shawnee Tribe of Oklahoma General Welfare Assistance using**
155 **CARES Act Funding.**

156 **Motion to approve by 3rd Council Stovall with second by 1st**
157 **Council Gardner.**

158 **Motion carried: 3 approved, 0 opposed, 2 absent.**

159 **RESOLUTION NUMBER 070820R-03 approving a Budget**
160 **Amendment to the FY2020 Elder Crisis General Fund Budget.**

161 **NOW THEREFORE BE IT RESOLVED, that the Business**
162 **Committee of the Eastern Shawnee Tribe of Oklahoma does**
163 **hereby wish to approve FY2020 budget modification #5 in the**
164 **amount of \$20,000 to increase the Elder Crisis Budget line item**
165 **due to anticipated increased need.**

166 **Motion to approve made by 1st Council Gardner with a second**
167 **by 3rd Council Stovall.**

168 **Motion carried: 3 approved, 0 opposed, 2 absent.**

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169 **RESOLUTION NUMBER 070820R-04 Approving the Eastern**
170 **Shawnee Tribe of Oklahoma COVID-19 Spending Plan.**
171 **NOW THEREFORE BE IT RESOLVED, that the Business**
172 **Committee of the Eastern Shawnee Tribe of Oklahoma does**
173 **hereby wish to approve the attached Eastern Shawnee Tribe of**
174 **Oklahoma COVID-19 Spending Plan.**

175 **Motion to approve Resolution Number 070820R-04 made by 1st**
176 **Council Gardner with second by 3rd Council Stovall.**

177 **Motion carried: 3 approved, 0 opposed, 2 absent**

178 **RESOLUTION NUMBER 070820-R-05 approving Eastern**
179 **Shawnee Tribe of Oklahoma Hazard Pay Policy.**

180 **NOW THEREFORE BE IT RESOLVED, that the Business**
181 **Committee of the Eastern Shawnee Tribe of Oklahoma does**
182 **hereby adopt the attached Eastern Shawnee Tribe of Oklahoma**
183 **Hazard Pay Policy to address adequate compensation of**
184 **employee's efforts in special**
185 **circumstances/situations/conditions in which they may be**
186 **asked to work.**

187 **Examples may include, but are not limited to the following:**

188 **Natural Disasters, Severe Weather Emergencies, Pandemic or**
189 **Epidemic Outbreak, Other Emergencies (floods/fires/power**
190 **outages/etc.), Other factors not specified.**

191 **Motion to approve by Secretary Littlefield with second by 1st**
192 **Council Gardner.**

193 **Motion carried: 3 approved, 0 opposed, 2 absent.**

194

195 **REQUISITIONS – None presented.**

196

197 **NEW BUSINESS**

198 **Chairman of Election Board explained that change of address**
199 **cannot be done verbally. A new voter registration form must**
200 **be filled out with the new change of address listed on the form.**
201 **Forms are available outside the door of the Election Office and**
202 **can be slid under the door after they are completed.**

203

204 **OLD BUSINESS**

205 **Discussion concerning termination of employees that are still**
206 **on furlough so that they will be able to enroll in COBRA**
207 **Insurance.**

208

209 **Motion to suspend Business Committee stipend during the**
210 **COVID-19 crisis/or tribal is financially stable made by 3rd**
211 **Council Stovall with second by Secretary Littlefield.**

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212 **Motion carried: 3 approved, 0 opposed, 2 absent.**

213

214 **MOTION to go into closed session at 7:03 P.M., following a five-**
215 **minute break, by 1st Council Gardner with second by 3rd Council**
216 **Stovall.**

217 **Motion carried: 3 approved, 0 opposed, 2 absent.**

218

219 **CLOSED SESSION**

220

221 **MOTION to return to open session at 8:35 P.M. made by 1st**
222 **Council Gardner with second by 3rd Council Stovall.**

223 **Motion carried: 3 approved, 0 opposed, 2 absent**

224

225 **Motion to end the Business Consultant Agreement made by 1st**
226 **Council Gardner with second by Secretary Littlefield.**

227 **Motion carried: 2 approved, (Gardner, Littlefield), 0 opposed, 2**
228 **absent, 1 abstained (Stovall)**

229

230 **Motion to hire the law firm Van Ness/Feldman made by 1st**
231 **Council Gardner with second by 3rd Council Stovall.**

232 **Motion carried: 3 approved, 0 opposed, 2 absent.**

233

234 **MOTION TO ADJOURN at 8:39 P.M. by 1st Council Gardner with**
235 **second by 3rd Council Stovall.**

236 **Motion carried: 3 approved, 0 opposed, 2 absent.**

237

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240

241 
242 Debbie Littlefield, Secretary

243

244 7-22-20
245 Date


Jack Ross, Second Chief

7-22-20
Date