

ORIGINAL

EASTERN SHAWNEE TRIBE OF OKLAHOMA  
REGULAR BUSINESS COMMITTEE MEETING

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**Date of Meeting:** Wednesday, April 24, 2024  
**Time of Meeting:** 5:43 p.m.  
**Location of Meeting:** Mahogany Room, Indigo Sky Casino, Wyandotte, OK  
**Invocation:** Chief Glenna J. Wallace

**CALL TO ORDER, ROLL CALL, DECLARATION OF QUORUM:**

The Business Committee Meeting was called to order at 5:43 p.m. by 2<sup>nd</sup> Chief Chris Samples, with the following answering roll call: 1<sup>st</sup> Council Clint Kisse, 2<sup>nd</sup> Council Shawn Daugherty, 3<sup>rd</sup> Council Norma Kraus, Secretary Kathie Kent, and Treasurer Justin Barrett. A quorum was declared by 2<sup>nd</sup> Chief Samples. Chief Glenna J. Wallace was present.

**Premier – Insurance Update**

Information for Financial Overview for Plan year 2023 in review (February 1, 2023 - January 31, 2024).

**NEW ENROLLEES:**

<b>Name</b>	<b>Birth Year</b>
Hansel, Hayden Jacob Ryder	2023

**MOTION:** To approve new enrollee. The motion was made by Treasurer Barrett, with second 2<sup>nd</sup> Council Daugherty.

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

**MINUTES:**

**MOTION:** To approve the April 10, 2024, Business Committee Meeting minutes, with corrections to line 274 and 286. The motion was made by 1<sup>st</sup> Council Kisse, with second by Secretary Kent.

**Motion carried:** 4 approved, 0 opposed, 1 abstained.

**REPORTS:**

**Casino Update – Melanie Heskett**

Casino Financial Report for January and February

In January Indigo Sky Casino Actual Revenues came in under budget by 11%  
With Expenses under budget by 10%

Outpost Casino Actual Revenues came in 23% under budget.

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43  
44 And expenses were 8% under budgeted numbers.  
45  
46 We did close the Outpost, Bingo, and Card Games due to inclement weather and 9 days  
47 of below 0 temps.  
48  
49 We experienced better weather in February that bolstered Indigo Sky Revenues as they  
50 came in 14% higher than forecasted.  
51 Expenses came in on budget.  
52  
53 Outpost Casino Revenues came in 15% higher than forecasted.  
54 And actual expenses were 2% under budget.  
55  
56  
57 Actual YTD Revenues for Indigo Sky Casino are 3% under budget.  
58 With Expenses under budget by 2%  
59  
60 Actual YTD revenues for Outpost Casino are under half a percent of budget.  
61 And expenses came in a half percent under budget.  
62  
63 March numbers should be ready for the next Business Committee meeting.

64  
65 **Treasurer Update – Justin Barrett**

66  
67 **Cash Balance as of 03/25/24.**

68 General Fund 70.8 M  
69 Land 2.3 M  
70 Education Reserve 1.4 M  
71 Social Services/Education Reserve 21.1 M  
72 Total Available Cash 20.4 M  
73 Cash balance changes from 09/30/2023 to 03/25/2024.

74  
75 To open Shawnee Skies LLC and Shawnee Skies Training Center and Shooting Complex  
76 LLC, bank accounts. General fund reduction of 5 M to place 2.5 M to each account.

77  
78 CDs, sweeps account and money market investments were 65.6 M as of 03/25/2024 vs  
79 32.4 M invested in 09/30/2023.

80  
81 Federal Grant Funds: OSG, DHHS, Treasury, EPA, HUD, DOJ, USDA – RBEG is  
82 19.3 M.

83  
84 **NET ASSETS**

85	FY2020	FY2021	FY2022	FY2023	12/31/2023
86	117 M	249 M	282 M	314 M	318 M

87

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89 **Businesses**

90 ESC Business Board will be in to present updates the last meeting in May.

91

92 **ES COMPANIES LLC – HOLDING CO.**

93 ES Construction, LLC – Has account – Not active

94 ES Professional Services, LLC – Has account – active

95 ES Geospatial Solutions, LLC - Has account - Not active

96 ES Staffing Solutions, LLC - Has account - Not active

97

98 **WOODLANDS MANAGEMENT, LLC – HOLDING CO.**

99 Woodlands Hospitality, LLC - Not active

100 Woodlands Development, LLC - Not active

101 Woodlands Management Services, LLC - Not active

102 Woodlands Entertainment, LLC – Account - Not active

103

104 **EASTERN SHAWNEE TRIBAL ENTERPRISES, LLC – HOLDING CO.**

105 Burggraf – *Title work in process so this company can be dissolved a transfer of all assets*  
106 *to the Holding Company.*

107

108 **SHAWNEE SKIES, LLC – HOLDING CO** – Account – Active

109 Shawnee Skies Training Center & Shooting Complex, LLC – Account – Active

110

111 **December 31, 2023, Financial Statement**

112

113 ES Companies LLC – Operating Income (\$257,000.00). as of today, they are under  
114 budget \$54,000. for expenses.

115

116 Woodlands Management, LLC as a whole – has \$65.00 in expenses.

117

118 ES Tribal Enterprise, LLC – Burggraf – Operating Income of \$11,425.

119

120 Narrative with tribal member discussion.

121 The Business Committee has one investment we would not like to discuss currently due  
122 to the review of contracts by legal counsel. Once we get a better understanding from our  
123 legal counsel, we may be able to share some information at that time, at this time it's not  
124 in our best interest. This investment is from a few years back. How much money does  
125 the Eastern Shawnee Tribe of Oklahoma have invested at this time. The money went to  
126 Woodlands and then was split out to the Tribe and some to ESC. The breakdown is as  
127 follow. ESC has 4 M, (3 M active cash, 1 M for in CD for bonding) Shawnee Skies has 5  
128 M, 2.5 M each and that was Tribal cash, that is in sweep accounts. Woodland's cash is  
129 7.6 M and 5 M of that has been auto committed, back to the Tribal reserves. So, the total  
130 investment with these figures that is still on the balance sheet is 16 M. Cash has been  
131 moved around to try and build a kind of corporate structure setup. Having longevity in  
132 these accounts puts us in a better position when dealing with other companies. The

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133  
134 opinion by 2<sup>nd</sup> Chief Samples on the Construction company. We don't have a  
135 performance history or a portfolio that supports us providing construction management or  
136 services. The construction company is there in case ESC wants to use it at some point. It  
137 would be the last line they want to activate in their business model. The Business  
138 Committee has discussed with the companies to give updates on the Businesses at hand  
139 so Tribal members can stay informed.

140  
141 **RESOLUTIONS:**

142  
143 **Resolution Number 042424-R-01** Authorizing the Eastern Shawnee EPA Department to  
144 submit a Tribal Performance Partnership Grant which consists of the EPA 106 Grant,  
145 EPA 319 Grant, and the EPA GAP Grant.

146 **THEREFORE, BE IT RESOLVED** that the Business Committee of the Eastern  
147 Shawnee Tribe of Oklahoma does hereby wish to authorize the Eastern Shawnee EPA  
148 Department to submit a Tribal Performance Partnership Grant consisting of the Clean  
149 Water Act Section 106 Water Quality Monitoring Grant, Clean Water Act Section 319  
150 Nonpoint Source Pollution Prevention Grant, and the EPA General Assistance Program  
151 Grant (GAP) totaling \$697,620.00 for FY 2025-2026.

152 **MOTION:** To approve Resolution Number 042424-R-01. The motion was made by  
153 Treasurer Barrett with second by 2<sup>nd</sup> Council Daugherty.

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

155  
156 **Motion:** To add Resolution 042424-R-02 to the agenda, Approving Tribal  
157 Administration Lease Policy. The motion was made by Treasurer Barrett with second by  
158 2<sup>nd</sup> Council Daugherty.

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

160  
161 **Resolution Number 042424-R-02** Approving Tribal Administration Lease Policy  
162 **NOW THEREFORE BE IT RESOLVED** that the Business Committee of the Eastern  
163 Shawnee Tribe of Oklahoma does hereby wish to approve the attached Lease Policy.

164 **MOTION:** To approve Resolution Number 042424-R-02. The motion was made by 1<sup>st</sup>  
165 Council Kisse with second by 2<sup>nd</sup> Council Daugherty.

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

167  
168 **REQUISITIONS:**

169  
170 **Requisition EN-107426** in the amount of \$25,659.87 for Marmic Fire and Safety Co., to  
171 install fire safety system in Social Services building.

172 **MOTION:** To approve Requisition EN-107426. The motion was made by Treasurer  
173 Barrett with second by 2<sup>nd</sup> Council Daugherty.

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

175  
176 **Requisition EN-107618** in the amount of \$31,279.16 for Pelivan Transit/Grand Gateway  
177 E.D.A. for Invoice #828 March 2024.

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179 **MOTION:** To approve Requisition EN-107618. The motion was made by 2<sup>nd</sup> Council  
180 Daugherty with second by 3<sup>rd</sup> Council Kraus.

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

182

183 **Purchase Requisition 00065321** in the amount of \$68401.50. Presidio quote for in room  
184 apps. Indigo Sky

185 **MOTION:** To approve Purchase Requisition 00065321. The motion was made by 1<sup>st</sup>  
186 Council Kissee with second by Treasurer Barrett.

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

188

189 **Purchase Requisition 00065339** in the amount of \$69,000.00. M&M Painting Bid #2 for  
190 exterior stain work. Indigo Sky

191 **MOTION:** To approve Purchase Requisition 00065339. The motion was made by 1<sup>st</sup>  
192 Council Kissee with second by 2<sup>nd</sup> Council Daugherty.

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

194

195 **Purchase Requisition 00065372** in the amount of \$30640.00. Season tickets Kansas City  
196 Chiefs, coming out of prize pool for Table Games. Indigo Sky

197 **MOTION:** To approve Purchase Requisition 00065372. The motion was made by 2<sup>nd</sup>  
198 Council Daugherty with second by 1<sup>st</sup> Council Kissee.

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

200

201 **NEW BUSINESS:** None currently.

202

203 **OLD BUSINESS:** None currently.

204

205

206

207 **MOTION:** To go into Closed Session at 6:48 p.m. The motion was made by Treasurer  
208 Barrett with a second by 2<sup>nd</sup> Council Daugherty.

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

210

211 **MOTION:** To return to Open Session at 9:45 p.m. The motion was made by 2<sup>nd</sup> Council  
212 Daugherty with second by 1<sup>st</sup> Council Kissee.

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

214

215 **MOTION:** To reaffirm that the employee or portion of the employee-only plan is \$655.36  
216 for 2024 that's an increase from \$500.94 from 2023. All other coverages will remain the  
217 same. The motion was made by Treasurer Barrett with second by 2<sup>nd</sup> Council Daugherty.

218 **Motion carried:** 4 approved, 0 opposed, 1 abstained.

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221 **Resolution number 042424-R-03** A Resolution confirming Nominations to the Eastern  
222 Shawnee Tribe of Oklahoma NAGPRA Committee.

223 **THEREFORE, BE IT RESOLVED** the Business Committee of the Eastern Shawnee  
224 Tribe of Oklahoma hereby confirms the nominations of the following individuals as the  
225 Eastern Shawnee Tribe of Oklahoma NAGPRA Committee: Shawn King, Larry Kropp,  
226 Janet Hansen, Brett Barnes, Zach Barnes, and Don Enyart.

227 **BE IT FURTHER RESOLVED** in the event a seat becomes vacant the Eastern Shawnee  
228 Tribe of Oklahoma NAGPRA Committee will make nominations of an individual to fill  
229 the vacant seat and the Business Committee of the Eastern Shawnee Tribe of Oklahoma  
230 will confirm or deny said nomination. Be it finally resolved this resolution supersedes all  
231 other resolutions appointing an Eastern Shawnee Tribe of Oklahoma NAGPRA  
232 Committee.

233 **Motion:** To approve Resolution 042424-R-03. The motion was made by 2<sup>nd</sup> Council  
234 Daugherty with second by 3<sup>rd</sup> Council Kraus.

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

236

237 **Resolution number 042424-R-04** Approving a loan from People's Bank of Seneca for  
238 the purchase of Lost Creek Ranch from Beck Family Trust.

239 **NOW THEREFORE BE IT RESOLVED** that the Business Committee of the Eastern  
240 Shawnee Tribe of Oklahoma does authorize the negotiation and execution of a loan to the  
241 Eastern Shawnee Tribe of Oklahoma from People's Bank of Seneca for the purchase of  
242 Lost Creek Ranch from Beck Family Trust. Terms of the note will not exceed the  
243 following:

244 1) Principle Amount - \$20,993,175.00

245 2) Interest Rate – 2% over the CD rate

246 3) Length 60 months

247 **BE IT FURTHER RESOLVED** that the Business Committee of the Eastern Shawnee  
248 Tribe of Oklahoma hereby authorizes Chief Glenna J. Wallace to negotiate within the  
249 terms specified above and execute all documents relevant to the transaction.

250

251 **Motion:** To approve Resolution 042424-R-04. The motion was made by 1<sup>st</sup> Council  
252 Kissee with second by 3<sup>rd</sup> Council Kraus.

253 **Motion carried:** 4 approved, 1 opposed, 0 abstained.

254

255 **MOTION:** To adjourn at 10:36 p.m. The motion was made by 1<sup>st</sup> Council Kissee with  
256 second by 3<sup>rd</sup> Council Kraus.

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

258

259

260 **ADJOURN**

261

262

263

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264

265 Kathie Kent, Secretary

Chris Samples, Second Chief

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267

Kathie Kent

Chris Samples

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Date 5-1-24

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