

REGULAR TRIBAL COUNCIL MEETING
Wednesday, November 30, 2022, 9:00 AM
TiWakan Tio Tipi Council Chambers

TRIBAL COUNCIL MEMBERS PRESENT:

BIG COULEE: A. Lydia Amos
BUFFALO LAKE: Louis Johnson
ENEMY SWIM: Dallas Owen
HEIPA/VEBLEN: Brandon Gypsy Wanna (arrived during Exec. Session)
LONG HOLLOW: Curtis Bissonette
OLD AGENCY: Brandon Adams

TRIBAL COUNCIL MEMBERS ABSENT:

LAKE TRAVERSE: Dionne Crawford (travel)

TRIBAL EXECUTIVES PRESENT: Tribal Chairman Delbert Hopkins Jr. and Tribal Secretary Myrna Thompson

TRIBAL EXECUTIVES ABSENT: Tribal Vice-Chairman Edmund Johnson Jr. (travel)

CALL TO ORDER: Tribal Chairman Delbert Hopkins Jr. called the meeting to order at 9:03 AM with two (2) Executives and five (5) Council members from seven (7) Districts answering Roll Call. Opening prayer for the Enemy Swim District said by Enemy Swim Tribal Council Member Dallas Owen.

MOTION NO. 108: made by Dallas Owen, second by A. Lydia Amos, question by Brandon Adams, to approve the Dakota Western Corporation report, as presented by General Manager Robert Huff.

WEIGHTED VOTE ON MOTION NO. 108: 11 For: Dallas Owen (3); A. Lydia Amos (2); Brandon Adams (2); Curtis Bissonette (2); Louis Johnson (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 0 Absent From Vote. 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 109: made by Dallas Owen, second by Brandon Adams, question by Louis Johnson, to approve the SWO Fuel Inc. & Agency C-Store report, as presented by Interim General Manager Floyd Kirk Jr.

WEIGHTED VOTE ON MOTION NO. 109: 11 For: Dallas Owen (3); A. Lydia Amos (2); Brandon Adams (2); Curtis Bissonette (2); Louis Johnson (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 0 Absent From Vote. 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 110: made by Myrna Thompson, second by A. Lydia Amos, question by Louis Johnson, to go into Executive Session, at 9:43 am.

WEIGHTED VOTE ON MOTION NO. 110: 11 For: Dallas Owen (3); A. Lydia Amos (2); Brandon Adams (2); Curtis Bissonette (2); Louis Johnson (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 0 Absent From Vote. 1 Not Voting: Tribal Chairman.

MOTION PASSED.

Note: Heipa Tribal Council Member Brandon Gypsy Wanna now present at meeting.

MOTION NO. 111: made by Curtis Bissonette, second by Dallas Owen, question by A. Lydia Amos, to come out of Executive Session, at 9:59 am.

WEIGHTED VOTE ON MOTION NO. 111: 14 For: Dallas Owen (3); A. Lydia Amos (2); Brandon Gypsy Wanna (3); Brandon Adams (2); Curtis Bissonette (2); Louis Johnson (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 0 Absent From Vote. 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 112: made by Myrna Thompson, second by Brandon Adams, question by A. Lydia Amos, to approve the resolution, "Tribal Council Compensation Policy", effective immediately, excluding the salary changes which will take effect January 3, 2023, as presented by the Tribal Executive Committee.

WEIGHTED VOTE ON MOTION NO. 112: 8 For: A. Lydia Amos (2); Louis Johnson (1); Brandon Adams (2); Curtis Bissonette (2); Tribal Secretary (1). 6 Opposed: Dallas Owen (3); Brandon Gypsy Wanna (3). 0 Abstained. 0 Absent From Vote. 1 Not Voting: Tribal Chairman.

MOTION PASSED.

Resolution No. SWO-22-088

MOTION NO. 113: made by Dallas Owen, second by Brandon Adams, question by Louis Johnson, to authorize the payment to United Cleaning Services, for cleaning services for November 2022, in the amount of \$8,242.00, with the ARPA budget as the funding source, as presented by DARE Program Coordinator Thomas LaBlanc Jr.

WEIGHTED VOTE ON MOTION NO. 113: 12 For: Dallas Owen (3); A. Lydia Amos (2); Brandon Gypsy Wanna (3); Brandon Adams (2); Louis Johnson (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 2 Absent From Vote: Curtis Bissonette (2). 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 114: made by Dallas Owen, second by Curtis Bissonette, question by Brandon Adams, to approve the DARE Program report, as presented by Coordinator Thomas LaBlanc Jr.

WEIGHTED VOTE ON MOTION NO. 114: 14 For: Dallas Owen (3); A. Lydia Amos (2); Brandon Gypsy Wanna (3); Brandon Adams (2); Curtis Bissonette (2); Louis Johnson (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 0 Absent From Vote. 1 Not Voting: Tribal Chairman.
MOTION PASSED.

MOTION NO. 115: made by Dallas Owen, second by Brandon Adams, question by Curtis Bissonette, to approve the 2022 Employee Christmas Party budget, in the amount of \$47,000.00, with the Employee Deduction budget as the funding source, as presented by Dr. Sherry Johnson.

WEIGHTED VOTE ON MOTION NO. 115: 14 For: Dallas Owen (3); A. Lydia Amos (2); Brandon Gypsy Wanna (3); Brandon Adams (2); Curtis Bissonette (2); Louis Johnson (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 0 Absent From Vote. 1 Not Voting: Tribal Chairman.
MOTION PASSED.

MOTION NO. 116: made by Dallas Owen, second by Brandon Adams, question by Curtis Bissonette, to approve the Employee Christmas Party report, as presented by Dr. Sherry Johnson.

WEIGHTED VOTE ON MOTION NO. 116: 14 For: Dallas Owen (3); A. Lydia Amos (2); Brandon Gypsy Wanna (3); Brandon Adams (2); Curtis Bissonette (2); Louis Johnson (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 0 Absent From Vote. 1 Not Voting: Tribal Chairman.
MOTION PASSED.

MOTION NO. 117: made by Dallas Owen, second by A. Lydia Amos, question by Louis Johnson, to approve the resolution, "Submission of Title VI A and C Grant Application – April 1, 2023 to March 31, 2026" as presented by Tribal Secretary Myrna Thompson.

WEIGHTED VOTE ON MOTION NO. 117: 12 For: Dallas Owen (3); A. Lydia Amos (2); Brandon Gypsy Wanna (3); Brandon Adams (2); Louis Johnson (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 2 Absent From Vote: Curtis Bissonette (2). 1 Not Voting: Tribal Chairman.
MOTION PASSED.
Resolution No. SWO-22-

MOTION NO. 118: made by Brandon Adams, second by A. Lydia Amos, question by Louis Johnson, to approve the request from Chief Judge Ruth Hopkins-Robertson to attend the Justice for Victims of Crime – National Indian Nations Conference, in Palm Springs, CA, December 5-9, 2022, with the Tribal Court budget as the funding source.

WEIGHTED VOTE ON MOTION NO. 118: 9 For: A. Lydia Amos (2); Brandon Gypsy Wanna (3); Brandon Adams (2); Louis Johnson (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 5 Absent From Vote: Dallas Owen (3); Curtis Bissonette (2). 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 119: made by Myrna Thompson, second by Brandon Adams, question by Brandon Gypsy Wanna, to authorize Dakota Magic Casino to purchase surveillance system upgrades, from Electronic Communications, Inc., in the amount of \$32,896.00, as presented by DMC General Manager Wanda Varns.

WEIGHTED VOTE ON MOTION NO. 119: 9 For: A. Lydia Amos (2); Brandon Gypsy Wanna (3); Brandon Adams (2); Louis Johnson (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 5 Absent From Vote: Dallas Owen (3); Curtis Bissonette (2). 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 120: made by Brandon Gypsy Wanna, second by Myrna Thompson, question by A. Lydia Amos, to authorize Dakota Magic Casino to purchase sixty-five (65) slot machines and seventeen (17) slot machine conversion kits, in the total amount of \$1,279,400.79, as presented by General Manager Wanda Varns.

WEIGHTED VOTE ON MOTION NO. 120: 11 For: A. Lydia Amos (2); Brandon Gypsy Wanna (3); Brandon Adams (2); Curtis Bissonette (2); Louis Johnson (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 3 Absent From Vote: Dallas Owen (3). 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 121: made by Curtis Bissonette, second by A. Lydia Amos, question by Brandon Adams, to authorize Dakota Connection Casino to purchase two (2) slot machines, from IGT, in the amount of \$42,990.00, as presented by General Manager Maurice Redday III.

WEIGHTED VOTE ON MOTION NO. 121: 11 For: A. Lydia Amos (2); Brandon Gypsy Wanna (3); Brandon Adams (2); Curtis Bissonette (2); Louis Johnson (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 3 Absent From Vote: Dallas Owen (3). 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 122: made by Curtis Bissonette, second by Brandon Gypsy Wanna, question by Myrna Thompson, to authorize Dakota Sioux Casino to purchase sixteen (16) slot machines from Konomi and twelve (12) slot machines from Aristocrat, in the total amount of \$612,054.60, as presented by DNGE CEO Kurt Schmidt.

WEIGHTED VOTE ON MOTION NO. 122: 14 For: Dallas Owen (3); A. Lydia Amos (2); Brandon Gypsy Wanna (3); Brandon Adams (2); Curtis Bissonette (2); Louis Johnson (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 0 Absent From Vote. 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 123: made by Curtis Bissonette, second by Brandon Gypsy Wanna, question by Dallas Owen, to approve the Agreement with Casino Cash Trac, to enhance the Revenue Audit and Cage/Vault operations and reporting capabilities for all three DNGE properties, in the monthly amount of \$12,000.00, pending legal review, as presented by DNGE CFO Weston Quinn.

WEIGHTED VOTE ON MOTION NO. 123: 14 For: Dallas Owen (3); A. Lydia Amos (2); Brandon Gypsy Wanna (3); Brandon Adams (2); Curtis Bissonette (2); Louis Johnson (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 0 Absent From Vote. 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 124: made by Louis Johnson, second by Curtis Bissonette, question by A. Lydia Amos, to authorize Dakota Magic Casino to pay the 2023 annual membership fees for the National Indian Gaming Association (NIGA) in the amount of \$25,000.00, and the United Tribes Gaming Association (UTGA) in the amount of \$25,000.00, as presented by DNGE CFO Weston Quinn.

WEIGHTED VOTE ON MOTION NO. 124: 14 For: Dallas Owen (3); A. Lydia Amos (2); Brandon Gypsy Wanna (3); Brandon Adams (2); Curtis Bissonette (2); Louis Johnson (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 0 Absent From Vote. 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 125: made by Myrna Thompson, second by Brandon Gypsy Wanna, question by Brandon Adams, to approve the Change Order from PCL Construction in the amount of \$72,847.00, for additional costs for the Dakota Magic Convention Center project, as presented by DNGE CEO Kurt Schmidt.

WEIGHTED VOTE ON MOTION NO. 125: 14 For: Dallas Owen (3); A. Lydia Amos (2); Brandon Gypsy Wanna (3); Brandon Adams (2); Curtis Bissonette (2); Louis Johnson (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 0 Absent From Vote. 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 126: made by Dallas Owen, second by Brandon Gypsy Wanna, question by Brandon Adams, to authorize Dakota Magic Casino to enter into a three (3) year agreement with U.S. Bank Stadium, to rent a field level suite, and to approve the first year payment of \$250,000.00, pending legal review, as presented by DNGE CEO Kurt Schmidt.

WEIGHTED VOTE ON MOTION NO. 126: 14 For: Dallas Owen (3); A. Lydia Amos (2); Brandon Gypsy Wanna (3); Brandon Adams (2); Curtis Bissonette (2); Louis Johnson (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 0 Absent From Vote. 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 127: made by Curtis Bissonette, second by Dallas Owen, question by A. Lydia Amos, to authorize Dakota Nation Gaming Enterprise to temporarily amend the criteria for employees to potentially qualify for quarterly bonuses if they were short hours (up to a maximum of 80 hours) due to COVID-19 related absences, with this temporary amendment to be in effect for a one time use as long as the Tribe is in a State of Emergency due to COVID-19, as presented by DNGE CEO Kurt Schmidt.

WEIGHTED VOTE ON MOTION NO. 127: 14 For: Dallas Owen (3); A. Lydia Amos (2); Brandon Gypsy Wanna (3); Brandon Adams (2); Curtis Bissonette (2); Louis Johnson (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 0 Absent From Vote. 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 128: made by Curtis Bissonette, second by Dallas Owen, question by Brandon Gypsy Wanna, to authorize Dakota Nation Gaming Enterprise to temporarily amend their policies to allow employees to receive up to a maximum of 80 hours of paid administrative leave, per fiscal year, for missing work due to contracting COVID-19, caring for persons with COVID-19, or being in close contact with person(s) who tested positive for COVID-19, with this temporary amendment to be in effect for a one time use as long as the Tribe is in a State of Emergency due to COVID-19, as presented by DNGE CEO Kurt Schmidt.

WEIGHTED VOTE ON MOTION NO. 128: 14 For: Dallas Owen (3); A. Lydia Amos (2); Brandon Gypsy Wanna (3); Brandon Adams (2); Curtis Bissonette (2); Louis Johnson (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 0 Absent From Vote. 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 129: made by Curtis Bissonette, second by Brandon Adams, question by Myrna Thompson, to go into Executive Session, at 11:17 am.

WEIGHTED VOTE ON MOTION NO. 129: 14 For: Dallas Owen (3); A. Lydia Amos (2); Brandon Gypsy Wanna (3); Brandon Adams (2); Curtis Bissonette (2); Louis Johnson (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 0 Absent From Vote. 1 Not Voting: Tribal Chairman.

MOTION PASSED.

Note: Enemy Swim Tribal Council Member Dallas Owen excused from meeting.

MOTION NO. 130: made by Curtis Bissonette, second by Brandon Adams, question by Myrna Thompson, to come out of Executive Session, at 11:58 am.

WEIGHTED VOTE ON MOTION NO. 130: 11 For: A. Lydia Amos (2); Brandon Gypsy Wanna (3); Brandon Adams (2); Curtis Bissonette (2); Louis Johnson (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 0 Absent From Vote. 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 131: made by Curtis Bissonette, second by Louis Johnson, question by Brandon Adams, to approve the resolution, "The Sisseton-Wahpeton Oyate's approval of the 2022 Amended Gaming Compact with North Dakota."

WEIGHTED VOTE ON MOTION NO. 131: 11 For: A. Lydia Amos (2); Brandon Gypsy Wanna (3); Brandon Adams (2); Curtis Bissonette (2); Louis Johnson (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 0 Absent From Vote. 1 Not Voting: Tribal Chairman.

MOTION PASSED.

Resolution No. SWO-22-

MOTION NO. 132: made by Curtis Bissonette, second by Brandon Adams, to adjourn.

MEETING ADJOURNED 12:22 PM.

Respectfully Submitted, _____

Lindsey Abraham, Recording Secretary Asst.