

REGULAR TRIBAL COUNCIL MEETING
Wednesday, May 29, 2024, 9:00 AM
TiWakan Tio Tipi Council Chambers

TRIBAL COUNCIL MEMBERS PRESENT:

BIG COULEE:	A. Lydia Amos
BUFFALO LAKE:	Kenneth Johnson
ENEMY SWIM:	Dallas Owen
HEIPAVEBLEN:	Brandon Gypsy Wanna
LAKE TRAVERSE:	Joan White
LONG HOLLOW:	Janell Cook
OLD AGENCY:	Floyd Kirk Jr.



TRIBAL EXECUTIVES PRESENT: Tribal Chairman J. Garret Renville, Tribal Vice-Chairwoman Alexandria Fancher (9:15), and Tribal Secretary Curtis Bissonette

CALL TO ORDER: Tribal Chairman J. Garret Renville called the meeting to order at 9:06 AM with two (2) Executives and seven (7) Council members from seven (7) Districts answering Roll Call. Opening prayer for the Big Coulee District said by

MOTION NO. 119: made by Dallas Owen, second by Floyd Kirk Jr., question by Janell Cook, to approve the Dakota Western Corporation report, as presented by General Manager Robert Huff.

WEIGHTED VOTE ON MOTION NO. 119: 17 For: Dallas Owen (3); Floyd Kirk Jr. (2); Brandon Gypsy Wanna (3); Joan White (2); Janell Cook (2); A. Lydia Amos (2); Kenneth Johnson (1); Tribal Vice-Chairwoman (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 0 Absent From Vote. 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 120: made by Floyd Kirk Jr., second by Kenneth Johnson, question by Dallas Owen, to authorize SW Law Enforcement to purchase twenty (20) portable radios and accessories from Minn-Kota Communications Inc., in the amount of \$37,437.60, as a sole source purchase, with the COPS Equipment grant as the funding source, as presented by Tribal Chairman J. Garret Renville.

WEIGHTED VOTE ON MOTION NO. 120: 17 For: Dallas Owen (3); Floyd Kirk Jr. (2); Brandon Gypsy Wanna (3); Joan White (2); Janell Cook (2); A. Lydia Amos (2); Kenneth Johnson (1); Tribal Vice-Chairwoman (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 0 Absent From Vote. 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 121: made by A. Lydia Amos, second by Brandon Gypsy Wanna, question by Janell Cook, to approve the SWO Fuel Inc. & Agency C-Store report, as presented by General Manager Ross Torgerson.

WEIGHTED VOTE ON MOTION NO. 121: 16 For: Dallas Owen (3); Floyd Kirk Jr. (2); Brandon Gypsy Wanna (3); Joan White (2); Janell Cook (2); A. Lydia Amos (2); Tribal Vice-Chairwoman (1); Tribal Secretary (1). 1 Opposed: Kenneth Johnson (1). 0 Abstained. 0 Absent From Vote. 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 122: made by Curtis Bissonette, second by A. Lydia Amos, question by Janell Cook, to approve the 2024 SWO Wacipi budget in the amount of \$278,300.00 (with \$250,000.00 from Gaming revenue and \$27,300.00 from Wacipi revenue) as presented by Wacipi Committee Members Ella Robertson, Pasha Renville, and Arnold White.

WEIGHTED VOTE ON MOTION NO. 122: 17 For: Dallas Owen (3); Floyd Kirk Jr. (2); Brandon Gypsy Wanna (3); Joan White (2); Janell Cook (2); A. Lydia Amos (2); Kenneth Johnson (1); Tribal Vice-Chairwoman (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 0 Absent From Vote. 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 123: made by Dallas Owen, second by Curtis Bissonette, question by Janell Cook, to approve the following contracts for the upcoming 2024 SWO Wacipi: Tyrel Fallis, security - \$9,000.00; Danielle DeCoteau, garbage collection - \$8,400.00; and Nichlauson Sanitation, toilets - \$11,400.00, with the Wacipi budget as the funding source, and to authorize the Tribal Chairman to execute the contracts, pending legal review, as presented by the Wacipi Committee.

WEIGHTED VOTE ON MOTION NO. 123: 17 For: Dallas Owen (3); Floyd Kirk Jr. (2); Brandon Gypsy Wanna (3); Joan White (2); Janell Cook (2); A. Lydia Amos (2); Kenneth Johnson (1); Tribal Vice-Chairwoman (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 0 Absent From Vote. 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 124: made by Alexandria Fancher, second by Floyd Kirk Jr., question by Janell Cook, to approve the Wacipi Committee report, as presented by Wacipi Committee Members Ella Robertson, Pasha Renville, and Arnold White.

WEIGHTED VOTE ON MOTION NO. 124: 17 For: Dallas Owen (3); Floyd Kirk Jr. (2); Brandon Gypsy Wanna (3); Joan White (2); Janell Cook (2); A. Lydia Amos (2); Kenneth Johnson (1); Tribal Vice-Chairwoman (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 0 Absent From Vote. 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 125: made by Floyd Kirk Jr., second by Dallas Owen, question by Janell Cook, to authorize the I.T Department to purchase renewal licensing subscriptions for the Microsoft Software Enterprise Agreement, from Softchoice, in the amount of \$270,228.02, with the IDC budget as the funding source, as presented by Tribal Vice-Chairwoman Alexandria Fancher.

WEIGHTED VOTE ON MOTION NO. 125: 16 For: Dallas Owen (3); Floyd Kirk Jr. (2); Brandon Gypsy Wanna (3); Joan White (2); Janell Cook (2); A. Lydia Amos (2); Tribal Vice-Chairwoman (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 1 Absent From Vote: Kenneth Johnson (1). 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 126: made by Dallas Owen, second by Floyd Kirk Jr., question by Janell Cook, to approve the revised Years of Service Award schedule for the Dakota Nation Gaming Enterprise, as presented by DNGE CFO Weston Quinn.

WEIGHTED VOTE ON MOTION NO. 126: 17 For: Dallas Owen (3); Floyd Kirk Jr. (2); Brandon Gypsy Wanna (3); Joan White (2); Janell Cook (2); A. Lydia Amos (2); Kenneth Johnson (1); Tribal Vice-Chairwoman (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 0 Absent From Vote. 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 127: made by A. Lydia Amos, second by Joan White, question by Brandon Gypsy Wanna, to approve Change Order 2531302-A for the Dakota Connection Casino Fuel Canopy, Islands, and Piping Project, in the amount of \$121,563.00, as presented by DNGE CFO Weston Quinn.

WEIGHTED VOTE ON MOTION NO. 127: 17 For: Dallas Owen (3); Floyd Kirk Jr. (2); Brandon Gypsy Wanna (3); Joan White (2); Janell Cook (2); A. Lydia Amos (2); Kenneth Johnson (1); Tribal Vice-Chairwoman (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 0 Absent From Vote. 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 128: made by Floyd Kirk Jr., second by Dallas Owen, question by A. Lydia Amos, to authorize Dakota Sioux Casino to purchase six (6) slot machines from IGT, in the amount of \$146,394.00, as presented by DNGE CFO Weston Quinn and DSC Interim General Manager Richard LaRoque.

WEIGHTED VOTE ON MOTION NO. 128: 17 For: Dallas Owen (3); Floyd Kirk Jr. (2); Brandon Gypsy Wanna (3); Joan White (2); Janell Cook (2); A. Lydia Amos (2); Kenneth Johnson (1); Tribal Vice-Chairwoman (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 0 Absent From Vote. 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 129: made by Alexandria Fancher, second by Floyd Kirk Jr., question by Curtis Bissonette, to approve the Dakota Nation Gaming Enterprise report, as presented by CEO Patrick Brown and CFO Weston Quinn; the Dakota Magic Casino report, as presented by Interim General Manager Maurice Redday III; the Dakota Connection Casino report, as presented by General Manager Felipe Limon; and the Dakota Sioux Casino report, as presented by Interim General Manager Richard LaRoque.

WEIGHTED VOTE ON MOTION NO. 129: 17 For: Dallas Owen (3); Floyd Kirk Jr. (2); Brandon Gypsy Wanna (3); Joan White (2); Janell Cook (2); A. Lydia Amos (2); Kenneth Johnson (1); Tribal Vice-Chairwoman (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 0 Absent From Vote. 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 130: made by Brandon Gypsy Wanna, second by Dallas Owen, question by A. Lydia Amos, to advertise the Gaming Commission Director position.

WEIGHTED VOTE ON MOTION NO. 130: 17 For: Dallas Owen (3); Floyd Kirk Jr. (2); Brandon Gypsy Wanna (3); Joan White (2); Janell Cook (2); A. Lydia Amos (2); Kenneth Johnson (1); Tribal Vice-Chairwoman (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 0 Absent From Vote. 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 131: made by Floyd Kirk Jr., second by Kenneth Johnson, question by Curtis Bissonette, to approve AIA Document A141 for the Enemy Swim Head Start Project, in the amount of \$3,691,714.24, with \$379,106.00 of this amount coming from Tax and TERO pass-through funds, with the balance included in the ARPA budget, and to authorize the Tribal Chairman to execute the documents, pending legal review, as presented by Construction Manager Russ Eberhardt.

WEIGHTED VOTE ON MOTION NO. 131: 17 For: Dallas Owen (3); Floyd Kirk Jr. (2); Brandon Gypsy Wanna (3); Joan White (2); Janell Cook (2); A. Lydia Amos (2); Kenneth Johnson (1); Tribal Vice-Chairwoman (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 0 Absent From Vote. 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 132: made by Kenneth Johnson, second by Floyd Kirk Jr., question by Janell Cook, in resolution form, to appoint Tribal Chairman J. Garret Renville as the SWO Voting Delegate, with Enemy Swim Tribal Council Member Dallas Owen and Buffalo Lake Tribal Council Member Kenneth Johnson as Alternates, to the National Congress of American Indians (NCAI), and to authorize payment of NCAI Membership Fees, with the Tribal Vice-Chairwoman to determine the funding source.

WEIGHTED VOTE ON MOTION NO. 132: 17 For: Dallas Owen (3); Floyd Kirk Jr. (2); Brandon Gypsy Wanna (3); Joan White (2); Janell Cook (2); A. Lydia Amos (2); Kenneth Johnson (1); Tribal Vice-Chairwoman (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 0 Absent From Vote. 1 Not Voting: Tribal Chairman.

MOTION PASSED.

Resolution No. SWO-24-

MOTION NO. 133: made by Brandon Gypsy Wanna, second by Dallas Owen, question by Janell Cook, to approve the resolution, "Resolution Authorizing the Sisseton-Wahpeton Oyate to Proceed Under ISDEAA Section 105(l) Facility Finance and Lease SWO Law Enforcement Center", as presented by Tribal Chairman J. Garret Renville.

WEIGHTED VOTE ON MOTION NO. 133: 17 For: Dallas Owen (3); Floyd Kirk Jr. (2); Brandon Gypsy Wanna (3); Joan White (2); Janell Cook (2); A. Lydia Amos (2); Kenneth Johnson (1); Tribal Vice-Chairwoman (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 0 Absent From Vote. 1 Not Voting: Tribal Chairman.

MOTION PASSED.

Resolution No. SWO-24-

MOTION NO. 134: made by Brandon Gypsy Wanna, second by Dallas Owen, question by Curtis Bissonette, to have the Legal Department coordinate and work with the Spirit Lake Tribe, Winnebago Tribe, and Native American Rights Fund (NARF) Attorneys to seek a Government-to-Government meeting with the U.S. Department of the Interior to discuss boarding school cemeteries and gravesites, and to authorize the Tribal Chairman to execute the necessary documents, as presented by Tribal Attorney Megan LaFromboise.

WEIGHTED VOTE ON MOTION NO. 134: 16 For: Dallas Owen (3); Floyd Kirk Jr. (2); Brandon Gypsy Wanna (3); Joan White (2); Janell Cook (2); A. Lydia Amos (2); Tribal Vice-Chairwoman (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 1 Absent From Vote: Kenneth Johnson (1). 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 135: made by Alexandria Fancher, second by Dallas Owen, question by Janell Cook, to have the Legal Department draft a letter to the Secretary of the South Dakota Department of Revenue to initiate the revision of our Tax Agreement, and to authorize the Tribal Chairman to execute the letter, as presented by Tribal Attorney Megan LaFromboise.

WEIGHTED VOTE ON MOTION NO. 135: 17 For: Dallas Owen (3); Floyd Kirk Jr. (2); Brandon Gypsy Wanna (3); Joan White (2); Janell Cook (2); A. Lydia Amos (2); Kenneth Johnson (1); Tribal Vice-Chairwoman (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 0 Absent From Vote. 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 136: made by Dallas Owen, second by Kenneth Johnson, question by Janell Cook, to amend Tribal Council Motion No. 58, of 3/6/24 and No. 110, of 5/20/24, to now read: *"to approve sponsorships for SWO Tribal Member students who will be attending the Tiospa Zina Senior Class Trip or the Sisseton Senior/Junior Class Trip, in the amount of \$1,000.00 each, or to give \$1,000.00 to each graduating senior who is currently enrolled in the SWO if they do not receive funding for the Tiospa Zina or Sisseton class trips, with the Youth budgets as the funding source, and with the understanding that this will be a one-time only sponsorship, with a deadline of August 1, 2024."*

WEIGHTED VOTE ON MOTION NO. 136: 17 For: Dallas Owen (3); Floyd Kirk Jr. (2); Brandon Gypsy Wanna (3); Joan White (2); Janell Cook (2); A. Lydia Amos (2); Kenneth Johnson (1); Tribal Vice-Chairwoman (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 0 Absent From Vote. 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 137: made by Alexandria Fancher, second by Dallas Owen, question by Curtis Bissonette, to authorize the disbursement of the School Clothes funds to the seven (7) Districts for the 2024-2025 school year, at \$100 per child for grades K-12, with the Youth budget as the funding source, and the disbursement date to be July 31, 2024, pending verification of the District Youth Rosters.

WEIGHTED VOTE ON MOTION NO. 137: 14 For: Dallas Owen (3); A. Lydia Amos (2); Brandon Gypsy Wanna (3); Joan White (2); Janell Cook (2); Tribal Vice-Chairwoman (1); Tribal Secretary (1). 3 Opposed: Floyd Kirk Jr. (2); Kenneth Johnson (1). 0 Abstained. 0 Absent From Vote. 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 138: made by Kenneth Johnson, second by Alexandria Fancher, question by Janell Cook, to amend the AIA Document B121 with EAPC Architects Engineers for the Master Agreement for the Law Enforcement Center Project and the Wellness Center Project, to extend the contract to be in effect until the punch list is complete and the building is conveyed to the Tribe, as presented by Special Attorney/Lobbyist Mark Van Norman.

WEIGHTED VOTE ON MOTION NO. 138: 15 For: Dallas Owen (3); A. Lydia Amos (2); Brandon Gypsy Wanna (3); Joan White (2); Janell Cook (2); Kenneth Johnson (1); Tribal Vice-Chairwoman (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 2 Absent From Vote: Floyd Kirk Jr. (2). 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 139: made by Alexandria Fancher, second by Curtis Bissonette, question by Janell Cook, to amend the AIA Document B221 with EAPC Architects Engineers for the Law Enforcement Center Project, to include Project Service Order Form Task Order for additional services for soil boring testing, as presented by Special Attorney/Lobbyist Mark Van Norman.

WEIGHTED VOTE ON MOTION NO. 139: 13 For: Floyd Kirk Jr. (2); A. Lydia Amos (2); Brandon Gypsy Wanna (3); Joan White (2); Janell Cook (2); Tribal Vice-Chairwoman (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 4 Absent From Vote: Dallas Owen (3); Kenneth Johnson (1). 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 140: made by Curtis Bissonette, second by Kenneth Johnson, question by Janell Cook, to amend the AIA Document B221 with EAPC Architects Engineers for the Law Enforcement Center Project, to include Project Service Order Form Task Order for additional services for geothermal conductivity testing, as presented by Special Attorney/Lobbyist Mark Van Norman.

WEIGHTED VOTE ON MOTION NO. 140: 14 For: Floyd Kirk Jr. (2); A. Lydia Amos (2); Brandon Gypsy Wanna (3); Joan White (2); Janell Cook (2); Kenneth Johnson (1); Tribal Vice-Chairwoman (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 3 Absent From Vote: Dallas Owen (3). 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 141: made by Curtis Bissonette, second by Floyd Kirk Jr., question by Janell Cook, to amend the AIA Document B221 with EAPC Architects Engineers for the Wellness Center Project, to include Project Service Order Form Task Order for additional services for preliminary site design, as presented by Special Attorney/Lobbyist Mark Van Norman.

WEIGHTED VOTE ON MOTION NO. 141: 14 For: Floyd Kirk Jr. (2); A. Lydia Amos (2); Brandon Gypsy Wanna (3); Joan White (2); Janell Cook (2); Kenneth Johnson (1); Tribal Vice-Chairwoman (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 3 Absent From Vote: Dallas Owen (3). 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 142: made by Floyd Kirk Jr., second by Kenneth Johnson, question by Janell Cook, to have EAPC Architects Engineers serve as the Owner's Representative for the Law Enforcement Center Project, to be onsite part-time as necessary, as presented by Special Attorney/Lobbyist Mark Van Norman.

WEIGHTED VOTE ON MOTION NO. 142: 14 For: Floyd Kirk Jr. (2); A. Lydia Amos (2); Brandon Gypsy Wanna (3); Joan White (2); Janell Cook (2); Kenneth Johnson (1); Tribal Vice-Chairwoman (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 3 Absent From Vote: Dallas Owen (3). 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 143: made by Alexandria Fancher, second by Dallas Owen, question by Janell Cook, to redirect the U.S. Department of Agriculture (USDA) water tower grant request towards a wastewater treatment center, as presented by Special Attorney/Lobbyist Mark Van Norman.

WEIGHTED VOTE ON MOTION NO. 143: 17 For: Dallas Owen (3); Floyd Kirk Jr. (2); Brandon Gypsy Wanna (3); Joan White (2); Janell Cook (2); A. Lydia Amos (2); Kenneth Johnson (1); Tribal Vice-Chairwoman (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 0 Absent From Vote. 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 144: made by Floyd Kirk Jr., second by Kenneth Johnson, question by Dallas Owen, to authorize the grant application to the U.S. Department of Justice for the upcoming COPS Grant for additional officers, and to request a waiver of the matching funds requirement, as presented by Special Attorney/Lobbyist Mark Van Norman.

WEIGHTED VOTE ON MOTION NO. 144: 16 For: Dallas Owen (3); Floyd Kirk Jr. (2); Brandon Gypsy Wanna (3); Joan White (2); Janell Cook (2); A. Lydia Amos (2); Kenneth Johnson (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 1 Absent From Vote: Tribal Vice-Chairwoman (1). 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 145: made by Floyd Kirk Jr., second by Dallas Owen, question by A. Lydia Amos, to extend the terms of Dakota Sioux Casino Interim General Manager Richard LaRoque and Dakota Magic Casino Interim General Manager Maurice Redday III for thirty (30) days.

WEIGHTED VOTE ON MOTION NO. 145: 16 For: Dallas Owen (3); Floyd Kirk Jr. (2); Brandon Gypsy Wanna (3); Joan White (2); Janell Cook (2); A. Lydia Amos (2); Kenneth Johnson (1); Tribal Secretary (1). 0 Opposed. 0 Abstained. 1 Absent From Vote: Tribal Vice-Chairwoman (1). 1 Not Voting: Tribal Chairman.

MOTION PASSED.

MOTION NO. 146: made by Dallas Owen, second by Floyd Kirk Jr., to adjourn.

MEETING ADJOURNED 11:47 AM.

Respectfully Submitted,


Verlyn Beaudreau, Recording Secretary