



November 24, 2010

By First Class Mail

Russell Bradley, Chairman
Kickapoo Tribe in Kansas
1107 Goldfinch Rd.
Horton, KS 66439

Re: Kickapoo Tribe in Kansas gaming ordinance amendment

Dear Chairman Bradley:

This letter responds to your October 12, 2010 request for the National Indian Gaming Commission to review and approve a March 27, 1998 amendment to the Kickapoo Nation Tribal Gaming Commission Ordinance. The amendment authorizes the Kickapoo Tribal Gaming Commission to hire and supervise the Executive Director of the Commission. We appreciate that the Tribe brought this amendment to our attention and provided us a copy of the updated ordinance. The Tribe's ordinance is approved as it is consistent with the requirements of the Indian Gaming Regulatory Act and the NIGC's regulations. If you have any questions, please feel free to contact Staff Attorney Dawn Sturdevant Baum at 202-632-7003.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Tracie Stevens".

Tracie Stevens
Chairwoman

(ATTACHMENT #3)

Special Tribal Council Meeting
March 27, 1998

Present: Nancy Bear, Chairperson
Fred Thomas Sr., Vice-Chairperson
Norene Negonsott, Treasurer
Bobbi Darnell, Secretary

John Thomas Sr., Member
Kenneth Cadue Jr., Member
Arlen Masqua, Member

Chairperson called the meeting to order at 9:45 a.m.

Norene made a motion to approve the October 31st, November 10th, November 14th, November 17th, November 21st, November 26th, December 1st, 5th, 12th, 22nd, & 23rd, 1997, January 9th, 13th, 30th, February 17th, 24th, March 6th, 1998 minutes.

Fred seconded.

Chairperson called for a roll call vote: Ken 1, John 1, Arlen 1, Norene 1, Fred 1, Bobbi 1. The motion passed with 6 for, 0 against, 0 abstaining, with the Chairperson not voting.

Ken made a motion to approve \$10,000.00 for the G.E.D. program at Kickapoo Nation School with the moneys to come from the Golden Eagle Casino revenue.

John seconded.

Chairperson called for a roll call vote: Ken 1, John 1, Arlen 1, Norene 1, Fred 1, Bobbi 1. The motion passed with 6 for, 0 against, 0 abstaining, with the Chairperson not voting.

Bobbi made a motion to approve John Thomas & Ken Cadue to travel to the Sac & Fox Detention Center to visit and check on the facilities.

Arlen seconded.

Chairperson called for a roll call vote: Ken abstained, John abstained, Arlen 1, Norene 1, Fred 1, Bobbi 1. The motion passed with 4 for, 0 against, 2 abstentions, with the Chairperson not voting.

Ken made a motion to approve Direct VSP Insurance (vision) based on the recommendation from John Kaul.

Bobbi seconded.

Chairperson called for a roll call vote: Ken 1, John 1, Arlen 1, Norene 1, Fred 1, Bobbi 1. The motion passed with 6 for, 0 against, 0 abstaining, with the Chairperson not voting.

Fred made a motion to approve Mr. Tom Bennet's bill at \$12,640.00 as our Engineer Consultant.

Bobbi seconded.

Chairperson called for a roll call vote: Ken 1, John 1, Arlen 1, Norene 1, Fred 1, Bobbi 1. The motion passed with 6 for, 0 against, 0 abstaining, with the Chairperson not voting.

Bobbi made a motion to approve Fred Thomas to attend the Area Office Budget meeting in Norman, Oklahoma on April 2, 1998.

Norene seconded.

Chairperson called for a roll call vote: Ken 1, John 1, Arlen 1, Norene 1, Fred abstained, Bobbi 1. The motion passed with 5 for, 0 against, 1 abstention, with the Chairperson not voting.

Bobbi made a motion to pass resolution KT98-26 to establish budget for the Legal Aid Department in the amount of \$87,260.50 with Attorney and Secretary salary to be negotiable.

Arlen seconded.

Chairperson called for a roll call vote: Ken 1, John 1, Arlen 1, Norene 1, Fred 1, Bobbi 1. The motion passed with 6 for, 0 against, 0 abstaining, with the Chairperson not voting.

Norene left the meeting.

Ken left the meeting.

John made a motion to approve A, B, and C of the Contract with Kane & Johnson for work orders and related cost.

Fred seconded.

Chairperson called for a roll call vote: John 1, Arlen 1, Fred 1, Bobbi 1. The motion passed with 4 for, 0 against, 0 abstaining, with the Chairperson not voting.

Norene & ken re-entered the meeting.

Bobbi made a motion to pass resolution KT98-27 for Federal funds from the Bureau of Reclamation of North Platte, Nebraska office to enter into a Public Law 93-638 cooperative agreement to accomplish several components with Kickapoo Rural Water Supply System.

Arlen seconded.

Chairperson called for a roll call vote: Ken 1, John 1, Arlen 1, Norene 1, Fred 1, Bobbi 1. The motion passed with 6 for, 0 against, 0 abstaining, with the Chairperson not voting.

Bobbi made a motion to donate \$2,500.00 to Haskell Indian Nations University from the Golden Eagle Casino revenue.

Fred seconded.

Chairperson called for a roll call vote: Ken 1, John 1, Arlen 1, Norene 1, Fred 1, Bobbi 1. The motion passed with 6 for, 0 against, 0 abstaining, with the Chairperson not voting.

Bobbi made a motion to pay off U.S. Direct Loan in amount of \$589,950.73 with moneys from the Golden Eagle Casino escrow account.

Ken seconded.

Chairperson called for a roll call vote: Ken 1, John 1, Arlen 1, Norene 1, Fred 1, Bobbi 1. The motion passed with 6 for, 0 against, 0 abstaining, with the Chairperson not voting.

Bobbi made a motion to hire Robert Lafromboise as the Executive Director for the Gaming Commission and salary to be negotiable and not to exceed \$65,000.00.

Norene seconded.

Chairperson called for a roll call vote: Ken no, John no, Arlen no, Norene 1, Fred 1, Bobbi 1. It was a tie with 3 for, 3 against, 0 abstaining, with the Chairperson voting yes. The motion did not pass.

Bobbi made a motion to amend resolution KT9713 to give authority back to the Gaming Commission in Section 2 (a) to add that the Gaming Commission hire and supervise the Executive Director.

Arlen seconded.

Chairperson called for a roll call vote: Ken 1, John abstained, Arlen 1, Norene 1, Fred 1, Bobbi 1. The motion passed with 5 for, 0 against, 1 abstention, with the Chairperson not voting.

Ken made a motion to adjourn at 4:55 p.m.

Norene seconded.

Nancy Bear
Nancy Bear, Chairperson

ATTEST:

Bobbi Darnell
Bobbi Darnell, Secretary



P.O. Box 271 Horton, KS 66439-0271

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RESOLUTION NO. KT97-13

RESOLUTION

WHEREAS, the Kickapoo Tribe adopted a constitution and bylaws and federal charter under the 1934 Indian Reorganization Act (25 U.S.C. 261 et seq.) and is empowered to engage in Class III gaming under said organic documents, the National Indian Gaming Regulatory Act and the Tribal/State Gaming Compact, and

WHEREAS the Kickapoo Tribe has established the Golden Eagle Casino as a Class III gaming facility on the Kickapoo Reservation and the tribe has operated and managed the casino since May, 1996, and

WHEREAS, based on a review of casino's operations and its inter-relationship with the Tribal Gaming Commission, the Tribal Council believes that amendments to the Amended Kickapoo Nation Tribal Gaming Commission Ordinance are needed to foster a better relationship between the management of the casino and the Tribal Gaming Commission to allow the casino to function in a more business-like manner.

NOW THEREFORE BE IT ORDAINED, that the Amended Kickapoo Nation Tribal Gaming Commission Ordinance 95-01 (approved by Resolution No. 96-39) is hereby amended to read as follows:

1. In Section 2, by inserting a new Section 2 (q) that states "(q) "Tribal Council" means the Tribal Council of the Kickapoo Tribe in Kansas" after Section 2 (p).
2. By striking the words "The Commission shall appoint an individual to serve as full time Executive Director" in the first sentence of Section 7 (d) and inserting "The Tribal Council shall appoint an individual to serve (at the discretion of the Tribal Council) as a full time Executive Director."

CERTIFICATION

The foregoing ordinance was adopted by the Kickapoo Tribal Council in a special session called for and by the Tribal Chairperson, held on this fifteenth day of January 1997, at which seven (7) members were present, constituting the required quorum with six (6) voting for, zero (0) against, zero (0) abstaining, with the Chairperson not voting.

Nancy Bear, Chairperson

NANCY BEAR, Kickapoo Tribal Chairperson

ATTEST:

Bobbi Darnell

BOBBI DARNELL, Kickapoo Tribal Secretary



may be required to protect the public interest; provided, that such order shall be subject to review by the Commission at its earliest opportunity, whereupon it may be confirmed or vacated by the Commission.

7 (d) Executive Director. The Commission shall appoint an individual to serve as a full time Executive Director of the Commission to administer its responsibilities on a day to day basis and to oversee inspectors appointed by the Commission as well as such other staff as the Commission may from time to time employ. The Executive Director shall be responsible for coordination of the functions of the Commission with the State Gaming Agency and other state and local agencies as necessary. The Chairman may request the Executive Director to conduct a preliminary investigation and render a recommendation to the Commission with respect to the grant or denial of any license, the imposition of any penalty, the investigation of any complaint, or any other action within the jurisdiction of the Commission. The Executive Director shall have the power, in the name of the Commission, to conduct any hearing, investigation or inquiry, compel the production of any information or documents, and otherwise exercise the investigatory powers of the Commission, which the Commission may exercise under this Ordinance.

(e) Procedures of the Commission.

(i) Regular meetings of the Commission may be held upon such notice, or without notice, and at such time and place as shall from time to time