

Oneida Tribe of Indians of Wisconsin

Legislative Reference Office

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Committee Members

Brandon Stevens, Chair

Ron "Tehassi" Hill, Vice-Chair

Jennifer Webster, Councilmember

Fawn Billie, Councilmember

LEGISLATIVE OPERATING COMMITTEE MEETING MINUTES

Business Committee Conference Room-2nd Floor

Norbert Hill Center

September 17, 2014 9:00 a.m.

PRESENT: Brandon Stevens, Fawn Billie, Jennifer Webster, Tehassi Hill

OTHERS PRESENT: Lynn Franzmeier, Taniquelle Thurner, Layatalati Hill, Candice Skenandore, Michelle Mays, RC Metoxen, Danelle Wilson, Fawn Cottrell, Dale Wheelock, Cheryl Skolaski, Rae Skenandore, Lora Skenandore, Patricia King, Tamara Vanschyndel

I. Call to Order and Approval of the Agenda

Brandon Stevens called the September 17, 2014 Legislative Operating Committee meeting to order at 9:00 a.m.

Motion by Jennifer Webster to approve the agenda with two additional items: Amendments to the Oneida Nation Gaming Ordinance; and Emergency Amendments to the Personnel Policies and Procedures Regarding Job Duties and Work Assignments; seconded by Tehassi Hill. Motion carried unanimously.

II. Minutes

None

III. Current Business

None

IV. New Submissions

1. Judiciary Law Emergency Amendments (00:55-04:08)

Motion by Tehassi Hill to approve the resolution/transition plan, as corrected, for the adoption of emergency amendments to the Judiciary Law; and forward to the Oneida Business Committee for consideration; seconded by Fawn Billie. Motion carried unanimously.

Note: Brandon Stevens will be the sponsor.

2. Administrative Procedures Act Repeal (04:15-06:53)

Motion by Tehassi Hill to approve forwarding the GTC Resolution to Repeal the Administrative Procedures Act to the Oneida Business Committee for consideration; seconded by Jennifer Webster. Motion carried unanimously.

Note: Brandon Stevens will be the sponsor.

3. Petition: Hold a GTC Meeting to Address Tribal Election Issues (06:53-09:40)

Motion by Tehassi Hill to add the Petition: Hold a GTC Meeting to Address Tribal Election Issues to the Active Files List, seconded by Fawn Billie. Motion carried unanimously.

Note: Tehassi Hill will be the sponsor.

V. Additions

1. Amendments to the Oneida Nation Gaming Ordinance (09:40-18:15)

Motion by Jennifer Webster to add the Amendments to the Oneida Nation Gaming Ordinance to the Active Files List on an emergency basis; seconded by Fawn Billie. Motion carried unanimously.

Motion by Fawn Billie to direct the Legislative Reference Office to bring back an analysis, resolution and statement of effect for the October 1, 2014 LOC meeting; seconded by Tehassi Hill. Motion carried unanimously.

Note: Brandon Stevens will be the sponsor.

2. Emergency Amendments to the Personnel Policies and Procedures regarding Job Duties and Work Assignments (18:26-39:00)

Motion by Tehassi Hill to add Emergency Amendments to the Personnel Policies and Procedures regarding Job Duties and Work Assignments to the Active Files List, seconded by Jennifer Webster. Motion carried unanimously.

Note: Tehassi Hill will be the sponsor.

Motion by Tehassi Hill to direct the Legislative Reference Office to provide a Statement of Effect and Legislative Analysis, by Monday (September 22, 2014), seconded by Fawn Billie. Motion carried unanimously.

VI. Administrative Update

1. 2011-2014 Active Files List Review

Budget Management and Control Law (39:57-40:29)

Motion by Tehassi Hill to add the Budget Management and Control Law to the Active Files List with Brandon Stevens as sponsor; seconded by Fawn Billie. Motion carried unanimously.

Audit Committee Bylaws (40:30-43:16)

Motion by Fawn Billie to add the Audit Committee Bylaws to the Active Files List with Fawn Billie as the sponsor; seconded by Tehassi Hill. Motion carried unanimously.

Audit Law Amendments (43:16-44:38)

Motion by Jennifer Webster to add the Audit Law Amendments to the Active Files List, with Jennifer Webster as sponsor; seconded by Tehassi Hill. Motion carried unanimously.

GTC Meeting Stipend Payment Policy Amendments (44:39-47:45)

Motion by Jennifer Webster to send a letter to the Oneida Business Committee to see if they want the LOC to continue working on the GTC Meeting Stipend Payment Policy Amendments; seconded by Fawn Billie. Motion carried unanimously.

Health Board Bylaws (47:48-50:22)

Motion by Tehassi Hill to not add the Health Board Bylaws to the Active Files List and to provide notice to the Oneida Business Committee; seconded by Jennifer Webster. Motion carried unanimously.

Human Resources Reorganization (50:25-53:45)

Motion by Tehassi Hill to not add Human Resources Reorganization to the Active Files List, and to provide notice to the Oneida Business Committee; seconded by Fawn Billie. Motion carried unanimously.

Personnel Commission Legislation (53:56-56:11)

Motion by Jennifer Webster to send a memo to the Oneida Business Committee asking for direction; seconded by Fawn Billie. Motion carried unanimously.

Personnel Policies and Procedures: Area Manager Appeals (56:25-59:48)

Motion by Jennifer Webster to not add Personnel Policies and Procedures: Area Manager Appeals to the Active Files List and to provide notice to the Oneida Business Committee; seconded by Tehassi Hill. Motion carried unanimously.

Workplace Violence Policy (59:49-1:03:38)

Motion by Fawn Billie to not add Workplace Violence Policy to the Active Files List, and to provide notice to the Oneida Business Committee. Motion withdrawn.

Motion by Tehassi Hill to add the Workplace Violence Policy to the Active Files List with Tehassi Hill as the sponsor; seconded by Jennifer Webster. Motion carried unanimously.

Furlough Policy Emergency Adoption (1:03:38-1:06:24)

Motion by Jennifer Webster to not add the Furlough Policy Emergency Adoption to the Active Files List and to provide the Oneida Business Committee a memo stating that it is the intent of the Legislative Operating Committee to let the emergency adoption expire; seconded by Tehassi Hill. Motion carried unanimously.

Public Use of Tribal Land Emergency Amendments (1:06:24-1:09:53)

Motion by Jennifer Webster to add the Public Use of Tribal Land Emergency Amendments to the Active Files List with Tehassi Hill as sponsor; seconded by Tehassi Hill. Motion carried unanimously.

GTC Meetings Law, Petitions (1:09:54-1:14:09)

Motion by Fawn Billie to add the following five items to the Active Files List: GTC Meetings Law; Petition: Directing a “Stall Mall” be Created; Petition: Publishing Names and Addresses of Petition Signers in GTC Mailouts; Petition: Real Estate Taxes for all Tribe Owned Property to be Paid by Tribe; Petition: Responding to Questions and Comments from the Floor at GTC; seconded by Tehassi Hill. Motion carried unanimously.

Note: Fawn Billie will be the sponsor for the GTC Meetings Law, and Brandon Stevens will be the sponsor for the petitions.

Alcohol Beverage Licensing Law Amendments (1:14:16-1:23:06)

Motion by Jennifer Webster to not add the item Alcohol Beverage Licensing Law Amendments to the Active Files List, and to send notice to the Licensing Department that they would need to resubmit this item if so desired; seconded by Fawn Billie. Motion carried unanimously.

Comprehensive Policy Governing Boards, Committees and Commissions Amendments (1:23:08-1:24:40)

Motion by Jennifer Webster to add the Comprehensive Policy Governing Boards, Committees and Commissions Amendments to the Active Files List; seconded by Fawn Billie. Motion carried unanimously.

Note: Jennifer Webster will be the sponsor for this item.

Election Law Amendments (1:24:40-1:26:29)

Motion by Tehassi Hill to add the Election Law Amendments to the Active Files List with Tehassi Hill as the sponsor; seconded by Jennifer Webster. Motion carried unanimously.

Family Court Amendments: Bench Warrants (1:26:29-1:28:48)

Motion by Jennifer Webster to add the Family Court Amendments: Bench Warrants to the Active Files List, and send a memo to the responsible departments, asking for their information for implementation, seconded by Fawn Billie. Motion carried unanimously.

Note: Brandon Stevens will be the sponsor for this item.

Vehicle Driver Certification and Fleet Management (1:28:49-1:31:00)

Motion by Jennifer Webster to add Vehicle Driver Certification and Fleet Management to the Active Files List; seconded by Tehassi Hill. Motion carried unanimously.

Note: Jennifer Webster will be the sponsor for this item.

Children’s Code (1:31:01-1:33:00)

Motion by Fawn Billie to add the Children’s Code to the Active Files List; seconded by Jennifer Webster. Motion carried unanimously.

Note: Fawn Billie will be the sponsor for this item.

Code of Ethics Law Amendments (1:33:01-1:37:14)

Motion by Tehassi Hill to add the Code of Ethics Law Amendments to the Active Files List; seconded by Jennifer Webster. Motion carried unanimously.

Note: Tehassi Hill will be the sponsor for this item.

Employment Law (1:37:16-1:37:55)

Motion by Jennifer Webster to add the Employment Law to the Active Files List, with Brandon Stevens as the sponsor; seconded by Tehassi Hill. Motion carried unanimously.

Employee Advocacy Law (1:37:56-1:41:20) (1:45:27-1:46:33)

Motion by Jennifer Webster to add the Employee Advocacy Law to the Active Files List, with Jennifer Webster as the sponsor; seconded by Fawn Billie. Motion carried unanimously.

Fitness for Duty Policy (1:41:21-1:42:33)

Motion by Jennifer Webster to add the Fitness for Duty Policy to the Active Files List; seconded by Tehassi Hill. Motion carried unanimously.

Note: Jennifer Webster will be the sponsor for this item.

Rulemaking Law (1:42:34-1:45:26)

Motion by Tehassi Hill to add the Rulemaking Law to the Active Files List with Tehassi Hill as the sponsor; seconded by Fawn Billie. Motion carried unanimously.

Tribally-Owned Business Organization Code (1:46:34-1:47:35)

Motion by Jennifer Webster to add the Tribally-Owned Business Organization Code to the Active Files List with Jennifer Webster as the sponsor; seconded by Tehassi Hill. Motion carried unanimously.

Guardianship Law (1:47:35-1:49:22)

Motion by Jennifer Webster to add the Guardianship Law to the Active Files List; seconded by Fawn Billie. Motion carried unanimously.

Note: Fawn Billie will be the sponsor for this item.

Leasing Law (1:49:23-1:50:50)

Motion by Tehassi Hill to add the Leasing Law to the Active Files List with Tehassi Hill as sponsor; seconded by Fawn Billie. Motion carried unanimously.

Whistleblower Law (1:50:51-1:55:35)

Motion by Jennifer Webster to add the Whistleblower Law to the Active Files List with Jennifer Webster as sponsor; seconded by Fawn Billie. Motion carried unanimously.

Worker's Compensation Law Amendments (1:55:38-1:57:51)

Motion by Fawn Billie to not add the Worker's Compensation Law Amendments to the Active Files List and to notify the Human Resources Department and Risk Management that they will need to resubmit their request if so desired, seconded by Jennifer Webster.

Capping Damages and Awards from the Judicial System (1:59:54-2:03:32)

Motion by Jennifer Webster to add Capping Damages and Awards from the Judicial System to the Active Files List; seconded by Fawn Billie. Motion carried unanimously.

Note: Jennifer Webster will be the sponsor for this item.

Emergency Management and Homeland Security Law Amendments (2:03:32-2:05:23)

Motion by Tehassi Hill to not add the Emergency Management and Homeland Security Law Amendments to the Active Files List, and to let the Emergency Management Homeland Security department know that they will need to resubmit their request if so desired; seconded by Fawn Billie. Motion carried unanimously.

Higher Education Forgiveness Policy (2:05:28-2:06:36)

Motion by Jennifer Webster to not add the item Higher Education Forgiveness Policy to the Active Files List; seconded by Fawn Billie. Motion carried unanimously.

Housing Legislation (2:06:36-2:07:34)

Motion by Jennifer Webster to not add the item Housing Legislation to the Active Files List; seconded by Tehassi Hill. Motion carried unanimously.

Law Enforcement Ordinance Amendments (2:07:34-2:08:06)

Motion by Tehassi Hill to not add the Law Enforcement Ordinance Amendments to the Active Files List, and to notify the Police Department that they can resubmit their request if so desired; seconded by Fawn Billie. Motion carried unanimously.

Law Enforcement Ordinance Amendments – Conservation Officers (2:08:07-2:11:12)

Motion by Jennifer Webster to add Law Enforcement Ordinance Amendments – Conservation Officers to the Active Files List; seconded by Tehassi Hill. Motion carried unanimously.

Note: Tehassi Hill will be the sponsor for this item.

Membership Ordinance (2:11:13-2:11:55)

Motion by Jennifer Webster to add the Membership Ordinance to the Active Files List; seconded by Tehassi Hill. Motion carried unanimously.

Note: Brandon Stevens will be the sponsor for this item.

Rules of Appellate Procedure (2:11:55-2:12:47)

Motion by Jennifer Webster to add the Rules of Appellate Procedure to the Active Files List with Jennifer Webster as the sponsor; seconded by Tehassi Hill. Motion

carried unanimously.

SEOTS Board Bylaws (2:12:48-2:13:46)

Motion by Tehassi Hill to not add the item SEOTS Board Bylaws to the Active Files List and to send notification to the requesting party; seconded by Fawn Billie. Motion carried unanimously.

Tribal Hearing Bodies (2:13:47-2:15:56)

Motion by Jennifer Webster to add Tribal Hearing Bodies to the Active Files List; seconded by Tehassi Hill. Motion carried unanimously.

Note: Jennifer Webster will be the sponsor for this item.

Petition: Child Care Department Consumer Complaint Policy (2:15:57-2:17:01)

Motion by Jennifer Webster to add the Child Care Department Consumer Complaint Policy to the Active Files List; seconded by Fawn Billie. Motion carried unanimously.

Note: Jennifer Webster will be the sponsor for this item.

Petition: Develop a Dialysis Center to the Active Files List (2:17:02-2:18:49)

Motion by Tehassi Hill to add the Petition: Develop a Dialysis Center to the Active Files List with Brandon Stevens as sponsor; seconded by Fawn Billie. Motion carried unanimously.

VII. Executive Session (2:20:15-2:21:43)

Motion by Tehassi Hill to go into executive session at 11:21 a.m., seconded by Fawn Billie. Motion carried unanimously.

Motion by Tehassi Hill to come out of executive session at 11:42 a.m., seconded by Fawn Billie. Motion carried unanimously.

1. Legislative Reference Office – Staff Attorney Position

Motion by Jennifer Webster to forward a recommendation to extend the LTE position to executive session of the Oneida Business Committee meeting on September 23, 2014; seconded by Fawn Billie. Motion carried with Tehassi Hill abstaining.

VIII. Recess/Adjourn

Motion by Fawn Billie to adjourn the September 17, 2014 Legislative Operating Committee meeting at 11:43 a.m.; seconded by Jennifer Webster. Motion carried unanimously.