



Oneida Business Committee

Executive Session
9:00 a.m. Tuesday, July 12, 2016
Executive Conference Room, 2nd floor, Norbert Hill Center

Regular Meeting
9:00 a.m. Wednesday, July 13, 2016
BC Conference Room, 2nd floor, Norbert Hill Center

Agenda

To get a copy of the agenda, go to: <http://oneida-nsn.gov/>

I. CALL TO ORDER AND ROLL CALL

II. OPENING

III. ADOPT THE AGENDA

IV. OATHS OF OFFICE *(No Requested Action)*

V. MINUTES

A. Approve June 22, 2016, regular meeting minutes *page 8*
Sponsor: Lisa Summers, Tribal Secretary

B. Approve July 5, 2016, special meeting minutes *page 21*
Sponsor: Lisa Summers, Tribal Secretary

VI. RESOLUTIONS

A. Adopt resolution titled Participation in a Nationwide Elder Needs Assessment *page 24*
Sponsor: Don White, Division Director/Governmental Services

B. Adopt resolution titled The Economic Development Administration Program Grant *page 29*
Sponsor: Joanie Buckley, Division Director/Internal Services

C. Adopt resolution titled Revenue Allocation Plan Fiscal Year 2016 *page 34*
Sponsor: Jo Anne House, Chief Counsel

- D. **Adopt resolution titled Implementing Per Capita Plan for Fiscal Year 2017 to Fiscal Year 2021 Adopted by General Tribal Council on June 13, 2016**
Sponsor: Lisa Summers, Tribal Secretary

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VII. APPOINTMENTS (No Requested Action)

VIII. STANDING COMMITTEES

A. Legislative Operating Committee

Sponsor: Councilman Brandon Stevens, Chair

1. **Accept June 15, 2016, Legislative Operating Committee meeting minutes**

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B. Finance Committee

Sponsor: Treasurer Trish King, Chair

1. **Accept July 5, 2016, Finance Committee meeting minutes**

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C. Community Development & Planning Committee (No Requested Action)

D. Quality of Life Committee (No Requested Action)

IX. GENERAL TRIBAL COUNCIL

A. Petitioner Michael Debraska: Special GTC meeting to establish a Health Care Board

Sponsor: Lisa Summers, Tribal Secretary

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1. **Accept financial analysis**

EXCERPT FROM MAY 25, 2016: (1) Motion by Lisa Summers to accept the legislative analysis, seconded by David Jordan. Motion carried unanimously. (2) Motion by Lisa Summers to accept the legal analysis, seconded by David Jordan. Motion carried unanimously. (3) Motion by David Jordan to defer the financial analysis for thirty (30) days, seconded by Jennifer Webster. Motion carried unanimously.

EXCERPT FROM MAY 11, 2016: Motion by Jennifer Webster to defer the legal analysis to the next regular business Committee meeting, seconded by David Jordan. Motion carried unanimously.

EXCERPT FROM APRIL 27, 2016: Motion by Melinda J. Danforth to accept the legislative progress report regarding Petitioner Michael Debraska: Special GTC meeting to establish a Health Care Board, seconded by Jennifer Webster. Motion carried unanimously.

EXCERPT FROM March 9, 2016: Motion by David Jordan to accept the verified petition from Michael Debraska: Special GTC meeting to establish a Health Care Board; to send the verified petition to the Law, Finance, Legislative Reference, and Direct Report Offices for the legal, financial, legislative, and administrative analyses to be completed; to direct the Law, Finance, and Legislative Reference Offices to submit the analyses to the Tribal Secretary's Office within sixty (60) days, and that a progress report be submitted in forty-five (45) days; and to direct the Direct Report Offices to submit the appropriate administrative analyses to the Tribal Secretary's Office within thirty (30) days, seconded by Trish King. Motion carried unanimously.

B. Petitioner Michael Debraska: Special GTC meeting regarding Per Capita Distribution \$3,000/\$5,000

Sponsor: Lisa Summers, Tribal Secretary

1. **Accept legislative analysis noting it was not due until the July 27, 2016, regular Business Committee meeting**
2. **Accept legal progress report noting the analysis is due at the July 27, 2016, regular Business Committee meeting**

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EXCERPT FROM MAY 25, 2016: Motion by Lisa Summers to accept the financial analysis, seconded by David Jordan. Motion carried unanimously.

EXCERPT FROM MAY 12, 2016: Motion by David Jordan to accept the verified petition from Michael Debraska regarding Per Capita Distribution; to send the verified petition to the Law, Finance, Legislative Reference, and Direct Report Offices for the legal, financial, legislative, and administrative analyses to be completed; to direct the Law, Finance, and Legislative Reference Offices to submit the analyses to the Tribal Secretary's Office within sixty (60) days, and that a progress report be submitted in forty-five (45) days; and to direct the Direct Report Offices to submit the appropriate administrative analyses to the Tribal Secretary's Office within thirty (30) day, seconded by Lisa Summers. Motion carried unanimously.

X. STANDING ITEMS (No Requested Action)

XI. UNFINISHED BUSINESS

A. Accept update regarding Oneida Sacred Burial Grounds per GTC Directive
(This item is scheduled to begin at 11:00 a.m.)

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Sponsor: Brandon Stevens, Councilman

EXCERPT FROM JUNE 22, 2016: Motion by Jennifer Webster [... to request the Tribal Secretary notify the Land Commission, Division of Land Management, Development Division, Trust & Enrollment Committee, and any other parties that are necessary, to be present at the July 13, 2016, regular Business Committee meeting, seconded by Fawn Billie. Motion carried unanimously.]¹

EXCERPT FROM JUNE 8, 2016: Motion by Lisa Summers to accept the information in the memorandum from the Trust Department dated May 31, 2016, as information, noting there have been two (2) identified alternative sites for a cemetery should the need arise and to send this item to the next available Officers' meeting for continued follow-up with the overall cemetery work plan, seconded by Tehassi Hill. Motion carried unanimously.

EXCERPT FROM MARCH 9, 2016: (1) Motion by Tehassi Hill to accept the presentation regarding the Oneida Sacred Burial Grounds per GTC Directive, seconded by Trish King. Motion carried unanimously. (2) Amendment to the main motion by Tehassi Hill to request an update at the first regular Business Committee meeting in June regarding potential locations of the cemetery, seconded by Trish King. Motion carried unanimously.

XII. TABLED BUSINESS (No Requested Action)

¹ This excerpt comes from the June 22, 2016, regular Business Committee meeting minutes for item X.A. Defer update regarding Work Plan for CIP # 14-002 Cemetery Improvements to the July 27, 2016, regular Business Committee meeting.

XIII. NEW BUSINESS

- A. Approve request to support recommendation of Nathaniel S. King to be appointed to the Bay Bancorporation Board of Directors** *page 153*
Liaison: Tina Danforth, Tribal Chairwoman
- B. Approve Indian Housing Plan for Fiscal Year 2017** *page 172*
Sponsor: Dale Wheelock, Director/Oneida Housing Authority
- C. Accept update and presentation as information – Youth Leadership Event – Washington D.C. – June 12-16, 2016** *page 221*
Sponsor: Tina Danforth, Tribal Chairwoman
- D. Enter E-poll results into the record approving letter of support from Oneida Business Committee for grant application submission by Oneida Nation’s gang task force program seeking program funding aimed at decreasing risks of girls entering juvenile system** *page 237*
Sponsor: Lisa Summers, Tribal Secretary
- E. Enter E-poll results into the record for approved travel request – Councilman Tehassi Hill – Food Distribution Program on Indian Reservations meeting – Norman, OK – July 11-13, 2016** *page 242*
Sponsor: Lisa Summers, Tribal Secretary
- F. Approve request to direct Tribal Treasurer and Chief Counsel to submit declaratory ruling request to Oneida Judiciary by July 15, 2016, regarding Chairwoman Tina Danforth’s opinion that the June 13, 2016, General Tribal Council’s per capita motion and amendments had irregularities and needed further discussion by General Tribal Council** *page 250*
Sponsor: Trish King, Tribal Treasurer

XIV. TRAVEL

A. TRAVEL REPORTS

- 1. Accept travel report – Chairwoman Tina Danforth – National Leadership Conference – Hinckley, MN – June 20-23, 2016** *page 252*

B. TRAVEL REQUESTS

- 1. Approve travel request in accordance with Travel & Expense Policy – Nine (9) Oneida Nation Veterans Affairs Committee (ONVAC) members – Indian Summer Festival – September 8-11, 2016** *page 254*
Liaison: Jennifer Webster, Councilwoman
- 2. Approve travel request – Secretary Lisa Summers – Midwest Alliance of Sovereign Tribes (MAST) summer meeting – Pokagon Band of Potawatomi Indians/Bufalo, MI – July 20-21, 2016** *page 263*
- 3. Approve travel request – Councilman Tehassi Hill – 2016 Partners in Action Conference – Sault Ste. Marie, MI – July 19-21, 2016** *page 266*

XV. REPORTS *(This section of the agenda is scheduled to begin at 1:30 p.m.)*

A. OPERATIONAL REPORTS

1. **Accept Development Division FY '16 3rd quarter report** *page 270*
Sponsors: James Petitjean, Interim Assistant Division Director/Development; Jacque Boyle, Interim Assistant Division Director/Operations; Scott Cottrell, Utilities Manager
2. **Defer Environmental Health & Safety Division FY '16 3rd quarter report to the July 27, 2016, regular Business Committee meeting** *page 299*
Sponsor: Patrick Pelky, Division Director/Environmental Health & Safety
3. **Defer Division of Land Management FY '16 3rd quarter report to the July 27, 2016, regular Business Committee meeting** *page 300*
Sponsor: Patrick Pelky, Division Director/Land Management

B. CORPORATE REPORTS *(No Requested Action)*

C. BOARDS, COMMITTEES, AND COMMISSIONS

1. **Defer Anna John Residential Centered Care Community Board FY '16 3rd quarter report to the July 27, 2016, regular Business Committee meeting** *page 301*
Chair: Candace House
Liaison: Melinda J. Danforth, Tribal Vice-Chairwoman
2. **Accept Oneida Nation Arts Board FY '16 3rd quarter report** *page 303*
Chair-Elect: Dawn Walschinski
Liaison: Jennifer Webster, Councilwoman

XVI. EXECUTIVE SESSION

A. REPORTS

1. **Accept Chief Counsel report** – Jo Anne House, Chief Counsel *page 310*

B. STANDING ITEMS

1. **Land Claims Strategy** *(No Requested Action)*

C. AUDIT COMMITTEE

Sponsor: Councilman Tehassi Hill, Chair

1. **Accept May 12, 2016, Audit Committee meeting minutes** *page 317*
2. **Approve Four Card Poker audit and lift confidentiality requirement allowing tribal members to view the audit** *page 320*
3. **Approve Three Card Poker Rules of Play audit and lift confidentiality requirement allowing tribal members to view the audit** *page 334*
4. **Approve Roulette Rules of Play audit and lift confidentiality requirement allowing tribal members to view the audit** *page 347*

D. UNFINISHED BUSINESS

1. Accept update regarding Print Shop – Mail Center Operational Plan
(1:30-2:00)

page 365

Sponsor: Joanie Buckley, Division Director/Internal Services

EXCERPT FROM APRIL 13, 2016: Motion by Fawn Billie to accept the Print Shop– Mail Center Operational plan as information and to request an update for the July 13, 2016, regular Business Committee meeting, seconded by Melinda J. Danforth. Motion carried unanimously.

EXCERPT FROM MARCH 30, 2016: No formal action was taken on this item.

EXCERPT FROM DECEMBER 9, 2015: (1) Motion by David Jordan to accept the report, seconded by Fawn Billie. Motion carried unanimously. (2) Motion by Lisa Summers to require the next update be brought back to the March 23, 2016, regular Business Committee meeting, seconded by Jennifer Webster. Motion carried unanimously.

EXCERPT FROM SEPTEMBER 23, 2015: Motion by Brandon Stevens to accept the update as information, seconded by Fawn Billie. Motion carried unanimously.

EXCERPT FROM SEPTEMBER 9, 2015: (1) Motion by Jennifer Webster to accept this item as information, seconded by Lisa Summers. Motion carried unanimously. (2) Amendment to the main motion by Melinda J. Danforth to request the Internal Services Director bring back the assessment to the Business Committee in three (3) months, seconded by Lisa Summers. Motion carried unanimously.

2. Accept transition plan from Internal Services/MIS Department regarding Surveillance System Replacement Project

page 370

(This item is scheduled to begin at 2:00 p.m.)

Sponsor: Joanie Buckley, Division Director/Internal Services

EXCERPT FROM APRIL 27, 2016: Motion by David Jordan to accept the update from the Gaming Commission, Retail, Finance, and Gaming regarding Surveillance System Replacement Project and to request that the agreed upon action plan be placed in writing and signed by all affected parties, seconded by Tehassi Hill. Motion carried unanimously.

EXCERPT FROM APRIL 13, 2016: (1) Motion by Lisa Summers to request that the team working on this item meet and collaborate on how to proceed and bring back this item to the April 27, 2016, regular Business Committee meeting for an update, seconded by Jennifer Webster. Motion carried unanimously. (2) Motion by Lisa Summers to defer a policy development on this issue to the Internal Services/MIS Department to bring back a recommendation on a transition plan which moves the Nation towards a long-term systems alignment and for this draft plan to be brought back to the July 13, 2016, regular Business Committee meeting, seconded by Fawn Billie. Motion carried unanimously. (3) Motion by David Jordan to request all the teams that were to be brought together and put under one team for a RFP to be vetted out and be transparent, seconded by Lisa Summers. Motion carried unanimously.

E. TABLED BUSINESS (No Requested Action)

F. NEW BUSINESS

1. Review U.S. Dept. of Housing and Urban Development (HUD) On-Site Monitoring review report and determine appropriate corrective actions

page 376

(This item is scheduled to begin at 9:00 a.m.)

Sponsor: Melinda J. Danforth, Tribal Vice-Chairwoman

2. Approve draft letter of engagement retaining Fletcher Law, PLLC – contract # 2016-0718

page 423

Sponsors: Trish King, Tribal Treasurer; Brandon Stevens, Councilman

- 3. Review Business Committee Officers' recommendations regarding personnel action, transition, and annual evaluation follow-up** *page 432*
Sponsor: Melinda J. Danforth, Tribal Vice-Chairwoman

- 4. Approve request to direct Area Manager of Human Resources Dept. to postpone posting Land Claims Commission – Administrative Assistant position** *page 450*
Sponsors: Trish King, Tribal Treasurer; Lisa Summers, Tribal Secretary
Liaison: Jennifer Webster, Councilwoman

- 5. Review and approve Business Committee Officer's recommendations regarding Interim Assistant Development Division Director – Operations' thirty (30) day report** *page 452*
Sponsor: Melinda J. Danforth, Tribal Vice-Chairwoman

XVII. ADJOURN

Posted on the Oneida Nation's official website, www.oneida-nsn.gov, at 4:00 p.m., Friday, July 8, 2016, pursuant to the Open Records and Open Meetings Law, section 7.17-1.

The meeting packet of the open session materials for this meeting is available by going to the Oneida Nation's official website at: <https://oneida-nsn.gov/government/business-committee/agendas-packets/>

For information about this meeting, please call the Business Committee Support Office at (920) 869-4364 or (800) 236-2214.