



Oneida Business Committee

Executive Session
9:00 a.m. Tuesday, August 23, 2016
Executive Conference Room, 2nd floor, Norbert Hill Center

Regular Meeting
9:00 a.m. Wednesday, August 24, 2016
BC Conference Room, 2nd floor, Norbert Hill Center

Agenda

To get a copy of the agenda, go to: oneida-nsn.gov/government/business-committee/agendas-packets/

- I. CALL TO ORDER AND ROLL CALL**
- II. OPENING**
- III. ADOPT THE AGENDA**
- IV. OATHS OF OFFICE**
 - A. Oneida Land Commission** – Rebecca Webster and Lloyd Powless Jr.
 - B. Oneida Land Claims Commission** – Charles Wheelock, Chris Cornelius, and Tomas Escamea
 - C. Oneida Nation Commission on Aging** – Mary Ann Kruckeberg, Dale Webster, and Arlie Doxtator
 - D. Oneida Trust/Enrollment Committee** – Norbert Hill Jr., Dylan Benton, and Loretta Metoxen
 - E. Oneida Nation School Board** – Shanna Torres
 - F. Oneida Election Board** – Brian Beaulieu and Teresa Schuman
- V. MINUTES**
 - A. Approve August 3, 2016, special meeting minutes**
Sponsor: Lisa Summers, Tribal Secretary
 - B. Approve August 10, 2016, regular meeting minutes**
Sponsor: Lisa Summers, Tribal Secretary

VI. RESOLUTIONS

- A. Adopt resolution titled Adoption of the Oneida Youth Leadership Institute's Charter**
Sponsor: Joanie Buckley, Division Director/Internal Services
 - 1. Approve corresponding Oneida Youth Leadership Institute's by-laws**
- B. Adopt resolution titled Wisconsin Dept. of Transportation (WisDOT)/Tribal Historic Preservation Office (THPO) Project**
Sponsor: Joanie Buckley, Division Director/Internal Services
- C. Adopt resolution titled Oneida Nation of Wisconsin 2015-2020 Pre-Disaster Mitigation Plan**
Sponsor: Kaylynn Gresham, Director/Emergency Management

VII. APPOINTMENTS

- A. Approve recommendation to appoint Beverly Anderson and Twylite Moore to Oneida Police Commission**
Sponsor: Tina Danforth, Tribal Chairwoman
- B. Approve recommendation to appoint Jennifer L. Hill and Michael Denny to Oneida Library Board**
Sponsor: Tina Danforth, Tribal Chairwoman
- C. Approve recommendation to appoint Peter Stevens to Southeastern Oneida Tribal Services Advisory Board**
Sponsor: Tina Danforth, Tribal Chairwoman
- D. Approve recommendation to appoint Teresa Schuman to Oneida Pow Wow Committee**
Sponsor: Tina Danforth, Tribal Chairwoman
- E. Approve recommendation to appoint Melinda K. Danforth and Wesley Martin Jr. to Child Protective Board**
Sponsor: Tina Danforth, Tribal Chairwoman
- F. Approve recommendation to appoint Leland Wigg-Ninham, Eric Krawczyk, and Jennifer L. Hill to Oneida Personnel Commission**
Sponsor: Tina Danforth, Tribal Chairwoman

VIII. STANDING COMMITTEES

- A. Legislative Operating Committee**
Sponsor: Councilman Brandon Stevens, Chair
 - 1. Accept August 3, 2016, Legislative Operating Committee meeting minutes**
- B. Finance Committee**
Sponsor: Tribal Treasurer Trish King, Chair
 - 1. Approve August 15, 2016, Finance Committee meeting minutes**

IX. GENERAL TRIBAL COUNCIL

- A. Approve three (3) requests regarding a Reconvened Special General Tribal Council meeting from the August 10, 2016, Special General Tribal Council meeting**
Sponsor: Lisa Summers, Tribal Secretary
- B. Approve meeting date and time for 2017 Annual General Tribal Council meeting; reserving February 13, 2017, as an alternate date in event of inclement weather**
Sponsor: Lisa Summers, Tribal Secretary
- C. Accept verified petition submitted by Madelyn Genskow and Yvonne Metivier regarding incentive stipends for Oneida Nation elections starting 2017; and request appropriate analyses**
Sponsor: Lisa Summers, Tribal Secretary

X. STANDING ITEMS

- A. Accept update regarding Work Plan for Cemetery Improvements project # 14-002**
Sponsor: James Petitjean, Interim Assistant Division Director/Development

XI. UNFINISHED BUSINESS

- A. Review update regarding Oneida Sacred Burial Grounds and determine appropriate next steps**
Sponsor: Brandon Stevens, Councilman and Liaison/Trust and Enrollment Committee

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.

- B. Approve updated Oneida Head Start/Early Head Start Selection Criteria**
Sponsor: Don White, Division Director/Governmental Services

EXCERPT FROM AUGUST 10, 2016: Motion by Trish King to defer the remaining agenda items to the August 24, 2016, regular Business Committee meeting..., seconded by Lisa Summers. Motion carried unanimously.

- C. Approve request from Tribal Member to direct Division Director of Environmental Health & Safety to provide timelines, clarifications, and accountability regarding Environmental Health & Safety FY '16 3rd quarter report (*This item is scheduled at 10:00 a.m.*)**
Sponsor: Tina Danforth, Tribal Chairwoman

EXCERPT FROM AUGUST 10, 2016: Motion by Trish King to defer the remaining agenda items to the August 24, 2016, regular Business Committee meeting..., seconded by Lisa Summers. Motion carried unanimously.

XII. TABLED BUSINESS

A. 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

EXCERPT FROM AUGUST 10, 2016: Motion by Trish King to defer the remaining agenda items to the August 24, 2016, regular Business Committee meeting..., seconded by Lisa Summers. Motion carried unanimously.

EXCERPT FROM JULY 13, 2016: (1) Motion by Lisa Summers to adopt resolution titled Implementing Per Capita Plan for Fiscal Year 2017 to Fiscal Year 2021 Adopted by General Tribal Council on June 13, 2016, seconded by Brandon Stevens. Motion ruled out of order by Chairwoman Tina Danforth. (2) Motion by Lisa Summers to table this item to the July 27, 2016, regular Business Committee meeting, seconded by David Jordan. Motion carried unanimously.

XIII. NEW BUSINESS

A. Approve request to post one (1) vacancy on the Southeastern Oneida Tribal Services Advisory Board with a term end date of November 12, 2017

Sponsor: Lisa Summers, Tribal Secretary

B. Approve request to direct Business Committee Officers to complete reorganization of Utilities/Wastewater Dept. to the Dept. of Public Works in accordance with Standard Operating Procedure titled Reorganizing Positions

Sponsor: Trish King, Tribal Treasurer

XIV. TRAVEL

A. UNFINISHED TRAVEL REPORTS

1. Accept travel report – Chairwoman Tina Danforth – American Indian Sovereignty in Action – Havana, Cuba – July 18-22, 2016

EXCERPT FROM AUGUST 10, 2016: Motion by Trish King to defer the remaining agenda items to the August 24, 2016, regular Business Committee meeting..., seconded by Lisa Summers. Motion carried unanimously.

B. TRAVEL REPORTS

1. Accept travel report – Secretary Lisa Summers – National Congress of American Indians (NCAI) mid-year conference – Spokane, WA – June 27-30, 2016

2. Accept travel report – Secretary Lisa Summers – Midwest Alliance of Sovereign Tribes (MAST) summer meeting – New Buffalo, MI – July 20-21, 2016

C. UNFINISHED TRAVEL REQUESTS

1. Enter E-Poll results into the record for approval of Oneida Arts Board travel request in accordance with the Travel & Expense Policy – Three (3) Music from Our Culture (MOC) teachers and six (6) Kids Learning their Culture/Ways (KLU) students – National Indian Tourism Conference – Seattle, WA – September 13-15, 2016

Sponsor: Lisa Summers, Tribal Secretary

EXCERPT FROM AUGUST 10, 2016: Motion by Trish King to defer the remaining agenda items to the August 24, 2016, regular Business Committee meeting..., seconded by Lisa Summers. Motion carried unanimously.

D. TRAVEL REQUESTS

- 1. Approve travel request in accordance with Travel & Expense Policy – Four (4) Oneida Language Department staff – Kaliwiyo Ceremonies – Corfu, NY (Tonawanda Seneca Longhouse) – September 9-16, 2016**

Sponsor: Don White, Division Director/Governmental Services

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

A. UNFINISHED REPORTS

- 1. Accept Internal Services Division FY '16 3rd quarter report (1:30 p.m.-1:50 p.m.)**

Sponsor: Joanie Buckley, Division Director/Internal Services

EXCERPT FROM AUGUST 10, 2016: Motion by Lisa Summers to defer the Internal Services Division FY '16 3rd quarter report to the August 24, 2016, regular Business Committee meeting, seconded by Tehassi Hill. Motion carried unanimously.

B. OPERATIONAL REPORTS

- 1. Accept Comprehensive Health Division FY '16 3rd quarter report (1:50 p.m.-2:10 p.m.)**

Sponsors: Debra Danforth Division Director/Comprehensive Health Operations; Dr. Ravinder Vir, Division Director/Medical Operations

C. BOARDS, COMMITTEES, AND COMMISSIONS

- 1. Accept Land Claims Commission FY '16 3rd quarter report (2:10 p.m.-2:35 p.m.)**

Vice-Chair: Loretta Metoxen
Liaison: Brandon Stevens, Councilman

- 2. Accept Oneida Nation School Board FY '16 3rd quarter report (2:35 p.m.-2:50 p.m.)**

Chair: Debra Danforth
Liaison: Fawn Billie, Councilwoman

- 3. Accept Oneida Library Board FY '16 3rd quarter report (2:50 p.m.-3:05 p.m.)**

Vice-Chair: Roxanne Anderson
Liaison: Fawn Billie, Councilwoman

- 4. Accept Environmental Resources Board FY '16 3rd quarter report (3:05 p.m.-3:20 p.m.)**

Chair: Marlene Garvey
Liaison: Tehassi Hill, Councilman

- 5. Defer Child Protective Board FY '16 3rd quarter report to the September 14, 2016, regular Business Committee meeting**

Chair: Dale Powless
Liaison: Lisa Summers, Tribal Secretary

XVI. EXECUTIVE SESSION

A. REPORTS

1. **Accept Intergovernmental Affairs & Communications report** – Nathan King, Director
2. **Accept Chief Counsel report** – Jo Anne House, Chief Counsel
 - a. **Enter E-Poll results into the record approving 1st Amendment to Attorney McAndrews employment contract # 2013-0873**
 - b. **Approve limited waiver of sovereign immunity – LexisNexis-Time Matters Annual Maintenance Agreement – contract # 2016-0909**
 - c. **Approve Andrus Intellectual Property Law LLP. – contract # 2016-0912**
3. **Accept Chief Financial Officer report** – Larry Barton, Chief Financial Officer

B. STANDING ITEMS

1. **Land Claims Strategy** (*No Requested Action*)
2. **Oneida Golf Enterprise – Ladies Professional Golf Association**
(*This item is scheduled at 10:00 a.m.*)
Sponsor: Trish King, Tribal Treasurer

C. UNFINISHED BUSINESS

1. **Accept Chief Counsel report dated August 9, 2016** – Jo Anne House, Chief Counsel

EXCERPT FROM AUGUST 10, 2016: Motion by Trish King to defer the remaining agenda items to the August 24, 2016, regular Business Committee meeting..., seconded by Lisa Summers. Motion carried unanimously.

2. **Approve two (2) recommendations by sub-committee; and close-out complaint # 2016-DR06-01**

Sponsors: Tehassi Hill, Councilman; Brandon Stevens, Councilman; Jennifer Webster, Councilwoman

EXCERPT FROM AUGUST 10, 2016: Motion by Trish King to defer the remaining agenda items to the August 24, 2016, regular Business Committee meeting..., seconded by Lisa Summers. Motion carried unanimously.

EXCERPT FROM JUNE 22, 2016: Motion by Jennifer Webster to defer the update regarding complaint # 2016-DR06-01 to the August 10, 2016, regular Business Committee meeting, seconded by Tehassi Hill. Motion carried unanimously.

EXCERPT FROM MAY 25, 2016: Motion by Lisa Summers to accept the update regarding complaint # 2016-DR06-01; and to defer item to the June 22, 2016, regular Business Committee meeting, seconded by David Jordan. Motion carried unanimously.

EXCERPT FROM MARCH 30, 2016: Motion by Tehassi Hill to accept Complaint # 2016-DR06-01, to acknowledge merit, and to assign Councilman Brandon Stevens, Councilman Tehassi Hill, and Councilwoman Jennifer Webster, seconded by Fawn Billie. Motion carried with one abstention.

3. Approve investigation results and close-out concern # 2016-CC-09

Sponsor: Melinda J. Danforth, Tribal Vice-Chairwoman; Fawn Billie, Councilwoman

EXCERPT FROM AUGUST 10, 2016: Motion by Trish King to defer the remaining agenda items to the August 24, 2016, regular Business Committee meeting..., seconded by Lisa Summers. Motion carried unanimously.

EXCERPT FROM JUNE 22, 2016: Motion by Jennifer Webster to defer concern # 2016-CC-09 to Vice-Chairwoman Melinda J. Danforth and Councilwoman Fawn Billie, seconded by Fawn Billie. Motion carried unanimously.

4. Approve two (2) requests regarding complaint # 2016-DR07-01

Sponsors: Lisa Summers, Tribal Secretary; David Jordan, Councilman; Brandon Stevens, Councilman

EXCERPT FROM AUGUST 10, 2016: Motion by Trish King to defer the remaining agenda items to the August 24, 2016, regular Business Committee meeting..., seconded by Lisa Summers. Motion carried unanimously.

EXCERPT FROM JULY 27, 2016: Motion by Melinda J. Danforth to assign Secretary Lisa Summers, Councilman David Jordan, and Councilman Brandon Stevens to form a subcommittee to investigate the complaint, seconded by Fawn Billie. Motion carried unanimously.

5. Enter E-Poll results into the record approving (4) four requests regarding Family Court Judge job description and position

Sponsor: Lisa Summers, Tribal Secretary

EXCERPT FROM AUGUST 10, 2016: Motion by Trish King to defer the remaining agenda items to the August 24, 2016, regular Business Committee meeting..., seconded by Lisa Summers. Motion carried unanimously.

D. NEW BUSINESS

**1. Approve limited waiver of sovereign immunity – BDO USA LLP. – contract # 2016-0279
(This item is scheduled at 9:00 a.m.)**

Sponsor: Patrick Pelky, Division Director/Environmental Health & Safety

XVII. ADJOURN

Posted on the Oneida Nation's official website, www.oneida-nsn.gov, at 3:00 p.m., Friday, August 19, 2016, pursuant to the Open Records and Open Meetings Law, section 7.17-1.

The meeting packet of the open session 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.