



# Oneida Business Committee

Regular Meeting  
9 a.m. Wednesday, Jan. 22, 2014  
BC Conference Room, 2<sup>nd</sup> floor, Norbert Hill Center

## Minutes

**Present:** Vice Chairman Greg Matson, Treasurer Tina Danforth, Secretary Patty Hoeft, Council members David Jordan, Brandon Stevens; **Not present:** Chairman Ed Delgado, Council members Melinda J. Danforth, Vince Delarosa, Paul Ninham; **Others present:** Dianne McLester-Heim, Pat Pelky, Michelle Mays, Scott Denny, Sandra Reveles, Twylite Moore, Janice Hirth, Mari Kriescher, Katsi Danforth, Jason King, Geraldine Danforth, Melanie Burkhart, Chaz Wheelock, Kathy Metoxen

I. **Call to Order and Roll Call** by Vice Chairman Greg Matson at 9:06 a.m.

II. **Opening**

III. **Approve the agenda**

Motion by David Jordan to approve the agenda with the noted changes: one addition in open session, 1. 2014 Winter Legislative Summit travel request; four additions in executive session, 1. Treasurer's report, 2. LTE position extension request-procedure exception for Executive Clerk, Tribal Secretary Office, 3. Request legal review of Tribe's agreement with Procurement Technical Assistance Center (PTAC), 4. Approve amendments for employment contract for David L. Dzubinski MD, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Tina Danforth, David Jordan, Patty Hoeft, Brandon Stevens

Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

IV. **Oaths of Office**

V. **Minutes to be approved**

1. **Jan. 8, 2014 regular meeting minutes**

Motion by David Jordan to approve Jan. 8, 2014 regular meeting minutes, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Tina Danforth, David Jordan, Patty Hoeft, Brandon Stevens

Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

VI. **Resolutions**

1. **Tribal Election Fines Imposed on Campaign sign Restrictions per Oneida Election Law**

Sponsor: Vicki Cornelius, Election Board Chairwoman

*Excerpt from Jan. 8, 2014: Motion by Paul Ninham to refer this resolution back to the LRO to redraft the resolution and bring it back in two weeks at the next Business Committee meeting, seconded by Vince DelaRosa. Motion carried unanimously.*

Motion by Patty Hoeft to adopt resolution 01-23-14-A Adoption of Tribal Election Fines for Campaign Restrictions, seconded by David Jordan. Motion carried unanimously:

Ayes: Tina Danforth, David Jordan, Patty Hoeft, Brandon Stevens

Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

VII. **Reports**

1. **Ombudsman** – Dianne McLester-Heim

*Excerpt from Oct. 9, 2013: Motion by Patty Hoeft to ask Diane McLester-Heim to bring back a recommendation in 90 days to the Business Committee on how to expand the Ombudsman role to a National one for the Tribe, seconded by Greg Matson. Motion carried with one abstention.*

Motion by Patty Hoeft to accept the Ombudsman report, seconded by David Jordan. Motion carried unanimously:

Ayes: Tina Danforth, David Jordan, Patty Hoeft, Brandon Stevens

Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

Motion by Patty Hoeft to defer the request for a recommendation on how to expand the Ombudsman role to a National level to the Quality of Life standing committee, seconded by David Jordan. Motion carried unanimously:

Ayes: Tina Danforth, David Jordan, Patty Hoeft, Brandon Stevens  
Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

**2. Land Management Division – Pat Pelky**

*Excerpt from Jan. 8, 2014: Motion by Vince DelaRosa to defer the Land Management Division report to the next Business Committee meeting, seconded by Patty Hoeft. Motion carried unanimously.*

Motion by David Jordan to accept the Land Management Division report, seconded by Tina Danforth. Motion carried unanimously:

Ayes: Tina Danforth, David Jordan, Patty Hoeft, Brandon Stevens  
Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

**3. Self-Governance – Chris Johns**

*Excerpt from Jan. 8, 2014: Motion by Vince DelaRosa to defer the Self-Governance report to the next Business Committee meeting, seconded by Patty Hoeft. Motion carried unanimously.*

Motion by Brandon Stevens to defer the Self-Governance report to the next Business Committee meeting, seconded by David Jordan. Motion carried unanimously:

Ayes: Tina Danforth, David Jordan, Patty Hoeft, Brandon Stevens  
Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

**4. Internal Services Division – Joanie Buckley**

Motion by Patty Hoeft to accept the Internal Services Division report, seconded by David Jordan. Motion carried unanimously:

Ayes: Tina Danforth, David Jordan, Patty Hoeft, Brandon Stevens  
Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

**VIII. Boards, Committees and Commissions**

**A. Appointments**

**1. Sapatis Menomin to the Oneida Arts Board**

Motion by David Jordan to appoint Sapatis Menomin to the Oneida Arts Board, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Tina Danforth, David Jordan, Patty Hoeft, Brandon Stevens  
Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

Motion by David Jordan to repost three more positions for the Oneida Arts Board, seconded by Patty Hoeft.

Motion carried unanimously:

Ayes: Tina Danforth, David Jordan, Patty Hoeft, Brandon Stevens  
Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

**B. Quarterly reports**

**1. Oneida Police Commission – Bernie John-Stevens, Chairman**

*Excerpt from Jan. 8, 2014: Motion by Paul Ninham to defer the Oneida Police Commission quarterly report to the next Business Committee meeting, seconded by Brandon Stevens. Motion carried unanimously.*

Motion by David Jordan to accept the Oneida Police Commission quarterly report, seconded by Tina Danforth.

Motion carried unanimously:

Ayes: Tina Danforth, David Jordan, Patty Hoeft, Brandon Stevens  
Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

**2. Oneida Library Board – Danielle White, Chairwoman**

*Excerpt from Jan. 8, 2014: Motion by Paul Ninham to defer the Oneida Library Board quarterly report to the next Business Committee meeting, seconded by Brandon Stevens. Motion carried unanimously.*

Motion by Tina Danforth to accept the Oneida Library quarterly report, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Tina Danforth, David Jordan, Patty Hoeft, Brandon Stevens  
Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

**3. Oneida Nation Veterans Affairs Committee – Loretta Metoxen, Chairwoman**

Motion by David Jordan to defer the Oneida Nation Veterans Affairs Committee quarterly report to the next Business Committee meeting, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Tina Danforth, David Jordan, Patty Hoeft, Brandon Stevens  
Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

**4. Oneida Powwow Committee – Lloyd Powless Jr.**

Motion by David Jordan to accept the Oneida Powwow Committee quarterly report, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Tina Danforth, David Jordan, Patty Hoefft, Brandon Stevens  
Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

**5. Oneida Arts Board – Nick Reynolds, Chairman**

Motion by David Jordan to accept the Oneida Arts Board quarterly report, seconded by Patty Hoefft, Motion carried unanimously:

Ayes: Tina Danforth, David Jordan, Patty Hoefft, Brandon Stevens  
Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

**6. South Eastern Oneida Tribal Services – Pamela Ninham, Chairwoman**

Motion by David Jordan to defer South Eastern Oneida Tribal Services quarterly report to the next Business Committee meeting, seconded by Patty Hoefft. Motion carried unanimously:

Ayes: Tina Danforth, David Jordan, Patty Hoefft, Brandon Stevens  
Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

**IX. Standing Committees**

**A. Legislative Operating Committee – Melinda J. Danforth, Chairwoman**

**1. LOC quarterly report**

Motion by Brandon Stevens to accept the LOC quarterly report, seconded by Patty Hoefft. Motion carried unanimously:

Ayes: Tina Danforth, David Jordan, Patty Hoefft, Brandon Stevens  
Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

**2. Dec. 4, 2013 meeting minutes**

Motion by Patty Hoefft to accept the Dec. 4, 2013 meeting minutes, seconded by David Jordan. Motion carried unanimously:

Ayes: Tina Danforth, David Jordan, Patty Hoefft, Brandon Stevens  
Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

**3. Pardon and Forgiveness Law amendments**

Motion by David Jordan to adopt resolution 01-23-14-B Amendments to the Pardon and Forgiveness Law, seconded by Brandon Stevens. Motion carried with one abstention:

Ayes: David Jordan, Patty Hoefft, Brandon Stevens  
Abstained: Tina Danforth  
Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

**4. GTC meeting stipend analysis**

Motion by Patty Hoefft to accept the report and refer it to the next Business Committee work meeting so that we can begin preparing a plan to have the conversation with the community at large about this issue, seconded by Brandon Stevens. Motion carried with one abstention and one opposed:

Ayes: David Jordan, Patty Hoefft  
Opposed: Tina Danforth  
Abstained: Brandon Stevens  
Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

**B. Finance Committee – Treasurer Tina Danforth, Chairwoman**

**1. Jan. 17, 2014 meeting minutes**

Motion by David Jordan to approve Jan. 17, 2014 meeting minutes, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Tina Danforth, David Jordan, Patty Hoefft, Brandon Stevens  
Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

**C. Community Development Planning Committee – Vince DelaRosa, Chairman**

**D. Quality of Life – Paul Ninham, Chairman**

**X. General Tribal Council**

**1. Include April 6 in 2014 GTC meeting schedule**

Sponsor: Patty Hoefft

Motion by David Jordan to approve adding April 6 to the 2014 GTC meeting schedule, seconded by Patty Hoefft. Motion carried with one abstention:

Ayes: David Jordan, Patty Hoefft, Brandon Stevens  
Abstained: Tina Danforth  
Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

**XI. Unfinished Business**

**1. E-poll: Approve and sign waiver for book introduction titled Laura Cornelius Kellogg: Our Democracy and the American Indian and Other Writings**

Sponsor: Don White

*Excerpt from Jan. 8, 2014: Motion by Melinda J. Danforth to defer to the next Business Committee meeting, with the understanding that there may be an e-poll conducted depending upon the publication deadline, seconded by Paul Ninham. Motion carried with one abstention.*

Motion by Patty Hoeft to retro approve the e-poll approving and signing waiver for book introduction titled Laura Cornelius Kellogg: Our Democracy and the American Indian and Other Writings, seconded by Brandon Stevens. Motion carried with two abstentions:

Ayes: Patty Hoeft, Brandon Stevens  
Abstained: Tina Danforth, David Jordan  
Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

**2. Designate use for Oneida Tribe hotel room tax collections**

Sponsor: Ed Delgado

*Excerpt from Jan. 8, 2014: Motion by Patty Hoeft to defer this resolution to the Chairman's office and to bring back a new recommendation in two weeks at the next Business Committee meeting, seconded by Brandon Stevens. Motion carried unanimously.*

Motion by Patty Hoeft to defer designate use for Oneida Tribe hotel room tax collections to the Chairman's office to bring back a recommendation, seconded by David Jordan. Motion carried with one opposed:

Ayes: David Jordan, Patty Hoeft, Brandon Stevens  
Opposed: Tina Danforth  
Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

**XII. New Business/Requests**

**1. Approve three-year-contract between Wisconsin Public Service Corporation and Oneida Tribe of Indians of Wisconsin for Main Casino complex starting Jan. 1, 2014**

Sponsor: Louise Cornelius

Motion by David Jordan to approve the limited waiver of sovereign immunity for the three-year-contract between Wisconsin Public Service Corporation and Oneida Tribe of Indians of Wisconsin for the Main Casino complex starting Jan. 1, 2014, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Tina Danforth, David Jordan, Patty Hoeft, Brandon Stevens  
Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

**2. FY2014 Employment, Compensation & Benefits – Geraldine Danforth, HR Area Manager**

**a. Internal Security: Approve to maintain workforce levels in Security Officer position**

**Motion by David Jordan to approve maintaining workforce levels in Security Officer position, noting that they will not be able to go over their budget, seconded by Brandon Stevens. Motion carried with one opposed:**

Ayes: David Jordan, Patty Hoeft, Brandon Stevens  
Opposed: Tina Danforth  
Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham  
For the record: Tina Danforth stated I'm opposing because of budget considerations. We're lagging behind budget right now and we keep asking people to reduce their workforce numbers and we keep getting requests monthly, if not twice a month, to make procedural exceptions. I'm just trying to be consistent about the need to reduce the liability of the Tribe by increasing workforce numbers. So it's not about Security, it's about the overall condition of the Tribe right now from a financial standpoint.

**XIII. Travel**

**A. Travel Reports**

**B. Travel Requests**

**1. Meeting with Lee Swindall on Economic Development District Bill, Jan. 23, 2014, Madison, WI DELETED FROM AGENDA**

Sponsor: Vince DelaRosa

**2. Tribal Internet Gaming Alliance (TIGA) Informational meeting, Jan. 17, 2014, Lac Du Flambeau, WI**

Sponsor: Ed Delgado

Motion by Patty Hoeft to delete the travel request from the agenda, seconded by David Jordan. Motion carried unanimously:

Ayes: Tina Danforth, David Jordan, Patty Hoeft, Brandon Stevens  
Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

**3. 2014 Governor Walker State of the State Address, Jan. 22-23, 2014, Madison, WI**

Sponsor: Greg Matson

Motion by Patty Hoeft to approve travel for the Vice Chairman to the 2014 Governor Walker State of the State Address, Jan. 22-23, 2014, Madison, WI, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Tina Danforth, David Jordan, Patty Hoeft, Brandon Stevens

Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

#### XIV. Additions

##### 1. 2014 Winter Legislative Summit, Jan. 28-29, 2014, Washington, DC

Sponsor: Brandon Stevens

Motion by David Jordan to approve 2014 Winter Legislative Summit, Jan. 28-29, 2014, Washington, DC travel request, noting that NIGA is covering the traveling costs, seconded by Patty Hoeft. Motion carried with one abstention:

Ayes: Tina Danforth, David Jordan, Patty Hoeft

Abstained: Brandon Stevens

Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

#### XV. Action in open session on items from Executive Session Discussion meeting of Jan. 21, 2014

##### A. Reports

##### 1. Chief Counsel report – Jo Anne House

##### a. Village of Hobart ordinance mandating garbage and recycling pick-up services to be utilized by all residential properties

*Excerpt from Jan. 8, 2014: Motion by Patty Hoeft to refer Village of Hobart ordinance mandating garbage and recycling pick-up services to be utilized by all residential properties to the Chairman's office and bring back to the Business Committee in two weeks, seconded by Paul Ninham. Motion carried unanimously.*

Motion by Patty Hoeft to accept the report regarding the recycling pick-up services to be utilized by all the residential properties, seconded by David Jordan. Motion carried with one abstention:

Ayes: David Jordan, Patty Hoeft, Brandon Stevens

Abstained: Tina Danforth

Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

##### 2. Gaming General Manager bi-monthly report – Louise Cornelius

Motion by Patty Hoeft to accept the Gaming General Manager bi-monthly report, seconded by David Jordan. Motion carried unanimously:

Ayes: Tina Danforth, David Jordan, Patty Hoeft, Brandon Stevens

Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

##### a. Ovarions team update 9 a.m.

##### 3. Legislative Affairs monthly report – Nathan King

Motion by David Jordan to accept the Legislative Affairs monthly report, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Tina Danforth, David Jordan, Patty Hoeft, Brandon Stevens

Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

##### B. Audit Committee – Councilman Brandon Stevens, Chairman

##### C. Unfinished Business/BC directives

##### 2. Request deadline extension for proposed ATM Services Agreement for the Menominee Kenosha Facility

Sponsor: Ed Delgado

*Excerpt from Jan. 8, 2014: Motion by Patty Hoeft to defer request deadline extension for proposed ATM Services Agreement for the Menominee Kenosha Facility to the next Business Committee meeting, seconded by Paul Ninham. Motion carried unanimously.*

Motion by Patty Hoeft to approve the extension for the ATM Services Agreement for the Menominee Kenosha Facility, seconded by David Jordan. Motion carried unanimously:

Ayes: Tina Danforth, David Jordan, Patty Hoeft, Brandon Stevens

Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

##### D. New Business/Requests

##### 1. FY2014 Employment, Compensation & Benefits – Geraldine Danforth, HR Area Manager

##### a. Chief Financial Officer: Approve workforce level change and to move existing limited term employee with the position

Motion by Patty Hoeft to approve the workforce level change and to move existing limited term employee with the position, seconded by David Jordan. Motion carried unanimously:

Ayes: Tina Danforth, David Jordan, Patty Hoeft, Brandon Stevens

Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

**b. Environmental-Oneida Housing Authority: Approve hiring a limited term employee in the Administrative I position**

Motion by Patty Hoeft to deny the request for a limited term employee in the Administrative I position in Housing Authority but approve to post this position and continue the emergency temporary employee for an additional 90 days or until the position is filled through the posting and hiring processes, seconded by Brandon Stevens. Motion carried with one abstention:

Ayes: David Jordan, Patty Hoeft, Brandon Stevens  
Abstained: Tina Danforth  
Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

**c. Oneida Police Department: Accept action of e-poll placing Kaylynn Gresham in position of Emergency Management Director on an interim basis for six months**

Motion by Patty Hoeft to approve placing the Assistant Emergency Management Director in the Emergency Management Director position on an interim basis for a period of six months, with a 15 percent increase, seconded by David Jordan. Motion carried unanimously:

Ayes: Tina Danforth, David Jordan, Patty Hoeft, Brandon Stevens  
Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

**E. Additions**

**1. Treasurer's report**

Sponsor: Tina Danforth

Motion by Brandon Stevens to approve the Treasurer's report, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Tina Danforth, David Jordan, Patty Hoeft, Brandon Stevens  
Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

**2. FY2014 Employment, Compensation & Benefits – Geraldine Danforth, HR Area Manager**

**a. Business Committee: LTE position extension request-procedure exception for Executive Clerk, Tribal Secretary Office**

Motion by Patty Hoeft to approve the posting of the Tribal Executive Clerk position and to approve a procedural exception to extend the current employee in the LTE position for an additional 90 days or until the position is posted and filled through the interviewing process, seconded by David Jordan. Motion carried with one abstention:

Ayes: David Jordan, Patty Hoeft, Brandon Stevens  
Abstained: Tina Danforth  
Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

**3. Request legal review of Tribe's agreement with Procurement Technical Assistance Center (PTAC)**

Sponsor: Patty Hoeft

Motion by Patty Hoeft to approve the request for legal review of Tribe's agreement with Procurement Technical Assistance Center (PTAC), seconded by Brandon Stevens. Motion carried with one opposed:

Ayes: David Jordan, Patty Hoeft, Brandon Stevens  
Opposed: Tina Danforth  
Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

**4. FY2014 Employment, Compensation & Benefits – Geraldine Danforth, HR Area Manager**

**a. Comprehensive Health: Approve amendments for employment contract for David L. Dzubinski MD**

Sponsor: Dr. Vir

Motion by David Jordan to go into executive session at 10:46 a.m., seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Tina Danforth, David Jordan, Patty Hoeft, Brandon Stevens  
Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

Motion by David Jordan to come out of executive session at 10:59 a.m., seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Tina Danforth, David Jordan, Patty Hoeft, Brandon Stevens  
Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

Motion by David Jordan to approve the amendments for employment contract for David L. Dzubinski, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Tina Danforth, David Jordan, Patty Hoeft, Brandon Stevens  
Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

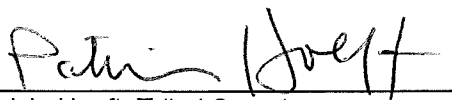
**II. Adjourn**

Motion by Patty Hoefl to adjourn at 11:01 a.m., seconded by David Jordan. Motion carried unanimously:

Ayes: Tina Danforth, David Jordan, Patty Hoefl, Brandon Stevens  
Not present: Melinda J. Danforth, Vince DelaRosa, Ed Delgado, Paul Ninham

Minutes prepared by Danelle Wilson, Executive Tribal Clerk

Minutes approved as presented/corrected on Feb. 12, 2014.



Patricia Hoefl, Tribal Secretary  
ONEIDA BUSINESS COMMITTEE