



Oneida Business Committee

Regular Meeting

9 a.m. Wednesday, Aug. 14, 2013

BC Conference Room, 2nd floor, Norbert Hill Center

Minutes

Present: Chairman Ed Delgado, Treasurer Tina Danforth, Secretary Patty Hoeft, Council members David Jordan, Paul Ninham, Brandon Stevens; **Not Present:** Vice Chairman Greg Matson, Council members Melinda J. Danforth, Vince DelaRosa; **Others Present:** Lorreta V. Metoxen, Arlie Doxtator, Karen Coffey, Mark Powless, Janice Hirth, Apache Danforth, Geraldine Danforth, Dewain Danforth, Lloyd E. Powless Jr., Tonya Boucher, Eric McLester, Mary Jo Nash, Lauren Hartman, Melinda K. Danforth, Priscilla Dessart, Kitty Melchert, Norbert Hill, Nicole Rommel, Eleanora Smith, Debbie Danforth, Michael Troge, Sharon Mousseau, Linda Jenkins, Matt Denny, John Breuninger, Susan White, Daniel King, Pat Pelky, Mike Finn, Rae Skenandore, Wilbert Rentmeester, Sylvia Cornelius, Paul Witek, Dennis Johnson, Sandra Reveles, Katrina Snyder, Jolene Valladares, Michelle Mays, Lynn Franzmeier, Ralinda Ninham-Lamberies, Maryann Kruckeberg, Mike Metoxen, Barb Skenandore, Joanie Buckley

I. Call to Order and Roll Call by Chairman Ed Delgado at 9:05 a.m.

II. Opening by Loretta V. Metoxen

III. Approve the agenda

Motion by Paul Ninham to adopt the agenda with the noted changes: three additions in open session 1. ~~Request~~ the GTC meeting start time for Sept. 21, 2013 be changed from 10 a.m. to 9 a.m. 2. Letter to Green Bay Packers CEO Mark Murphy 3. Adopt 2013-2014 Tribal Transportation Program resolution, seconded by David Jordan.

Motion carried unanimously:

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

Not present: Melinda J. Danforth, Vince DelaRosa, Greg Matson

IV. Oaths of Office – Administered by Secretary Patty Hoeft

1. **Oneida Gaming Commission** – Mark A. Powless Sr.
2. **Oneida Land Claims Commission** – Eric McLester
3. **Oneida Land Commission** – Lloyd Powless Jr., Matthew Denny
4. **Oneida Nation Commission on Aging** – Arlie Doxtator, Maryann Kruckeberg, Wesley Martin Jr.
5. **Oneida Trust/Enrollment Committee** – Loretta V. Metoxen, Norbert Hill Jr., Eric McLester
6. **Oneida Election Board** – Barbara Erickson, Melinda K. Danforth, Teresa Schuman (not present)
7. **Oneida School Board Parent Position** – Dewain Danforth, Priscilla Dessart
8. **Oneida Library Board** – Karen Coffey

V. Minutes to be approved

1. July 24, 2013 regular meeting minutes

Motion by David Jordan to approve July 24, 2013 regular meeting minutes, seconded by Paul Ninham. Motion carried unanimously:

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

Not present: Melinda J. Danforth, Vince DelaRosa, Greg Matson

VI. Resolutions

1. Oneida Golf Enterprises for Thornberry Creek at Oneida Selling Alcohol Beverages in Accordance with the Oneida Alcohol Beverage Licensing Law

Sponsor: Paul Ninham/Janice Skenandore-Hirth

Motion by Patty Hoeft to adopt resolution 08-14-13-A Oneida Golf Enterprise for Thornberry Creek at Oneida Selling Alcohol Beverages in Accordance with the Oneida Alcohol Beverage Licensing Law, seconded by David Jordan. Motion carried unanimously:

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

Not present: Melinda J. Danforth, Vince DelaRosa, Greg Matson

2. Three Clans Airport d/b/a Wingate by Wyndham and Oneida Airport Hotel Corporation d/b/a Radisson Inn Green Bay Selling Alcohol Beverages in Accordance with the Oneida Alcohol

Beverage Licensing Law

Sponsor: Brandon Stevens/Janice Skenandore-Hirth

Motion by Patty Hoeft to adopt resolution 08-14-13-B The Three Clans Airport d/b/a Wingate by Wyndham and Oneida Airport Hotel Corporation d/b/a Radisson Inn Green Bay Selling Alcohol Beverages in Accordance with the Oneida Alcohol Beverage Licensing Law, seconded by David Jordan. Motion carried unanimously:

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

Not present: Melinda J. Danforth, Vince DelaRosa, Greg Matson

3. Rescind/withdraw 8 fee-to-trust land applications for tax parcel numbers: HB-1480, HB-1695-10, HB-1493-A-42, HB-1695-19, HB-1493-A-23, HB-543-3, HB-1695-20, HB-1415-1

Sponsor: Pat Pelky

Motion by Paul Ninham to adopt resolution 08-14-13-C Fee to Trust for tax parcel numbers: HB-1480, HB-1695-10, HB-1493-A-42, HB-1695-19, HB-1493-A-23, HB-543-3, HB-1695-20, HB-1415-1 to withdraw the eight fee to trust application to give them sufficient time to correct the applications and resubmit in the future as per the memo from Lauren Hartman, Aug. 6, 2013 to the Oneida Business Committee, seconded by David Jordan. Motion carried unanimously:

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

Not present: Melinda J. Danforth, Vince DelaRosa, Greg Matson

VII. Reports

1. New York land claim settlement monthly report – Ed Delgado

Motion by Paul Ninham to defer the New York land claim settlement monthly report to the next Business Committee meeting, seconded by Tina Danforth. Motion carried unanimously:

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

Not present: Melinda J. Danforth, Vince DelaRosa, Greg Matson

2. Land Management Division – Pat Pelky

Excerpt from July 24, 2013: Motion by Patty Hoeft to approve the request to defer Land Management Division report to next BC meeting, seconded by Paul Ninham. Motion carried unanimously.

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

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

Not present: Melinda J. Danforth, Vince DelaRosa, Greg Matson

3. Emergency Management – Marty Antone

Excerpt from July 24, 2013: Motion by Paul Ninham to defer Emergency Management report to next BC meeting, seconded by David Jordan. Motion carried unanimously.

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

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

Not present: Melinda J. Danforth, Vince DelaRosa, Greg Matson

4. Governmental Services Division – Don White

Motion by Paul Ninham to accept the Governmental Services Division report, seconded by Brandon Stevens. Motion carried unanimously:

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

Not present: Melinda J. Danforth, Vince DelaRosa, Greg Matson

5. Human Resources Department – Geraldine Danforth

Motion by Paul Ninham to accept the Human Resources Department report, seconded by David Jordan. Motion carried unanimously:

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

Not present: Melinda J. Danforth, Vince DelaRosa, Greg Matson

VIII. Boards, Committees and Commissions

A. Appointments

1. Appoint Jacquelyn Zalim to the South Eastern Oneida Tribal Services advisory board

Motion by Paul Ninham to approve the recommendation to appoint Jacquelyn Zalim to the South Eastern Oneida Tribal Services advisory board, seconded by Patty Hoeft. Motion carried unanimously:

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

Not present: Melinda J. Danforth, Vince DelaRosa, Greg Matson

2. Appoint Melanie Mahkimetas to the Powwow Committee

Motion by David Jordan to approve the recommendation to appoint Melanie Mahkimetas to the Powwow Committee and to post two vacancies, seconded by Patty Hoeft. Motion carried unanimously:

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

3. Appoint Fern Orie to the Bay Bank Corporation Board

Motion by David Jordan to approve the recommendation to appoint Fern Orie to the Bay Bank Corporation Board, seconded by Tina Danforth. Motion carried with two opposed:

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

4. Appoint Ted Hawk to the Environmental Resource Board

Motion by David Jordan to approve the recommendation to appoint Ted Hawk to the Environmental Resource Board, seconded by Tina Danforth. Motion carried with one abstention:

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

5. Post two Oneida Arts Board vacancies

Motion by Patty Hoeft to approve posting two Oneida Arts Board vacancies, seconded by David Jordan. Motion carried unanimously:

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

6. Post one Hall of Fame Committee vacancy

Motion by Patty Hoeft to approve posting one Hall of Fame Committee vacancy, seconded by Paul Ninham. Motion carried unanimously:

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

B. Quarterly reports

1. Oneida Powwow Committee – Lloyd Powless Jr., Chairman

Excerpt from July 24, 2013: Motion by Paul Ninham to defer Oneida Powwow Committee quarterly report to the next BC meeting, seconded by Greg Matson. Motion carried unanimously.

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

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

2. Oneida Arts Board – Kelly Skenandore-Holtz, Chairwoman

Excerpt from July 24, 2013: Motion by Paul Ninham to defer Oneida Arts Board quarterly report to the next BC meeting, seconded by Tina Danforth. Motion carried unanimously.

Motion by Patty Hoeft to defer the Oneida Arts Board quarterly report to the next Business Committee meeting, seconded by David Jordan. Motion carried unanimously:

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

3. South Eastern Oneida Tribal Services – Pamela Ninham, Chairwoman

Excerpt from July 24, 2013: Motion by Paul Ninham to defer South Eastern Oneida Tribal Services quarterly report to the next BC meeting, seconded by Tina Danforth. Motion carried unanimously.

Motion by David Jordan to accept the South Eastern Oneida Tribal Services quarterly report, seconded by Tina Danforth. Motion carried unanimously:

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

4. Oneida Land Claims Commission – Amelia Cornelius, Chairwoman

Motion by Tina Danforth to defer the Oneida Land Claims Commission quarterly report to the next Business Committee meeting and that the Secretary follow up with a reminder, seconded by David Jordan. Motion carried unanimously:

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

5. Oneida Land Commission – Amelia Cornelius, Chairwoman

Motion by Tina Danforth to defer the Oneida Land Commission quarterly report to the next Business Committee meeting and that the Secretary follow-up with a reminder, seconded by David Jordan. Motion carried unanimously:

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

Not present: Melinda J. Danforth, Vince DelaRosa, Greg Matson, Paul Ninham

6. Oneida School Board – Bernie Stevens, Chairman

Motion by David Jordan to accept the Oneida School Board quarterly report, seconded by Patty Hoeft. Motion carried with one abstention:

Ayes: Patty Hoeft, David Jordan, Brandon Stevens, Paul Ninham
Abstained: Tina Danforth
Not present: Melinda J. Danforth, Vince DelaRosa, Greg Matson
For the record: Tina Danforth stated I'm abstaining because I think I asked a legitimate question of the School Board about the status and about their intentions around the Community Events Area and I would have liked that to have been clarified during their report.

IX. Standing Committees

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

1. Adopt resolution approving Per Capita Law amendments

Excerpt from July 24, 2013: Motion by Patty Hoeft to defer to the next BC meeting and ask that the LRO to clearly state what the problem is so we can come ready to give an answer, seconded by David Jordan. Motion carried unanimously.

Motion by Patty Hoeft to adopt resolution 08-14-13-D Amendments to the Per Capita Law, seconded by Brandon Stevens. Motion carried with one abstention:

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

2. Adopt amended Family Court resolution

Motion by Patty Hoeft to adopt resolution 08-14-13-E Amendment to the Family Court Law Transition Plan, seconded by David Jordan. Motion carried with one abstention:

Ayes: Patty Hoeft, David Jordan, Brandon Stevens, Paul Ninham
Abstained: Tina Danforth
Not present: Melinda J. Danforth, Vince DelaRosa, Greg Matson
For the record: Tina Danforth stated I'm abstaining because I think there are some things that have not been conclusive around reporting requirements.

B. Finance Committee – Treasurer Tina Danforth, Chairwoman

1. Aug. 9, 2013 meeting minutes

Motion by David Jordan to approve Aug. 9, 2013 Finance Committee meeting minutes, seconded by Tina Danforth. Motion carried unanimously:

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

C. Community Development Planning Committee – Vince DelaRosa, Chairman

1. July 17, 2013 meeting minutes

Motion by Patty Hoeft to approve July 17, 2013 CDPC meeting minutes, seconded by David Jordan. Motion carried unanimously:

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

2. Allocate \$44,831 matching funds for Conservation Department Headquarters Energy Reduction Project

Motion by Paul Ninham to approve allocating \$44,831 matching funds for Conservation Department Headquarters Energy Reduction Project, seconded by Patty Hoeft. Motion carried unanimously:

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

3. Remove \$1.6M bond funding from Community Events Area project and reallocate \$837,400 to complete phase 1B Oneida Fisheries Restoration Project phase 1, 06-006 as part of Oneida Lake development project and remaining funds to improve existing Oneida parks

Motion by Patty Hoeft to remove \$1.6M bond funding from Community Events Area project and reallocate \$837,400 to complete phase 1B Oneida Fisheries Restoration Project phase 1, 06-006 as part of the Oneida Lake development project and that the remaining funds are used to improve our existing Oneida Parks, seconded by Tina Danforth. Motion carried unanimously:

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

4. Assign first floor Norbert Hill Center space to Oneida Nation High School (ONHS) and relocate MIS offices to NHC 3rd floor as recommended by Facilities Management Team (FMT) request #13-01

Motion by Patty Hoeft to approve the assignment of first floor Norbert Hill Center space to ONHS and relocate MIS offices to NHC 3rd floor as recommended by FMT request #13-01, seconded by Paul Ninham. Motion carried unanimously:

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

D. Quality of Life – Paul Ninham, Chairman

X. General Tribal Council

1. GTC meeting Sept. 21, 2013: Approve FY2014 Tribal budget and meeting materials for printing and distribution

Motion by Tina Danforth to accept the FY2014 Tribal budget report and forward it to General Tribal Council, seconded by David Jordan. Motion carried unanimously:

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

2. Petitioner Brian Doxtator: Remove Tribal Chairman Edward Delgado--copy provided as information only

Motion by Tina Danforth to accept as FYI, seconded by Patty Hoeft. Motion carried unanimously:

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

XI. Unfinished Business

1. Proposed community fundraising plan using Green Bay Packers autographed items

Sponsor: Joame Buckley

Motion by Paul Ninham to delete from the agenda the proposed community fundraising plan using Green Bay Packers autographed items, seconded by Brandon Stevens. Motion carried unanimously:

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

XII. New Business/Requests

1. Approve CIP package, project #12-006 Community Signage and activation of \$152,000 from approved bond package FY2011

Sponsor: Butch Rentmeester

Motion by David Jordan to approve CIP package, project #12-006 Community Signage and activation of \$152,000 from approved bond package FY2011, seconded by Patty Hoeft. Motion carried unanimously:

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

2. Approve Memorandum of Agreement between Indian Health Services and the Oneida Tribe of Indians of Wisconsin for construction of sanitation facilities serving scattered sites

Sponsor: Ed Delgado

Motion by David Jordan to approve the Memorandum of Agreement between Indian Health Services and the Oneida Tribe of Indians of Wisconsin for construction of sanitation facilities serving scattered sites, seconded by Brandon Stevens. Motion carried unanimously:

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

XIII. Travel

A. Travel Reports

B. Travel Requests

1. Oneida Nation Veterans Affairs Committee: Procedural exception for 9 ONVAC members to travel to Code Talker Coin dedication, Nov. 19-21, 2013, Washington, DC

Excerpt from July 24, 2013: Motion by David Jordan to defer the procedural exception to the next BC meeting, requesting backup be submitted for the travel, seconded by Greg Matson. Motion carried unanimously.

Motion by Tina Danforth to approve for the procedural exception for 9 ONVAC members to travel to Code Talkers Coin dedication, Nov. 19-21, 2013, Washington, DC which is budgeted for, seconded by David Jordan. Motion carried unanimously:

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

Motion by Tina Danforth to approve 6 color guard to attend on behalf of ONVAC to travel to Milwaukee for Indian

Summer Activities and note this is also a procedural exception, seconded by Paul Ninham. Motion carried unanimously:

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

2. Retro-approve meeting with Scott Walker, Aug. 8-9, 2013, Lac Du Flambeau, WI

Sponsor: Ed Delgado, Paul Ninham

Motion by Patty Hoeft to retro-approve meeting with Scott Walker, Aug. 8-9, 2013, Lac Du Flambeau, WI for Chairman Ed Delgado and Council Member Paul Ninham, seconded by David Jordan. Motion carried unanimously:

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

3. Wisconsin Housing and Economic Development Authority (WHEDA) Tribal Advisory committee meeting, Aug. 29-30, 2013, Madison, WI

Sponsor: Vince DelaRosa

Motion by Patty Hoeft to approve travel request to WHEDA Tribal Advisory committee meeting, Aug. 29-30, 2013, Madison, WI, seconded by Paul Ninham. Motion carried unanimously:

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

4. Approve Trust Director to attend Fed Ex Corporation annual meeting, Sept. 23, 2013, Memphis, TN and Oneida Business Committee provide a written statement that the Trust Director may be present at meeting

Sponsor: Melinda J. Danforth

Motion by Paul Ninham to approve travel request for Trust Director to attend Fed Ex Corporation annual meeting, Sept. 23, 2013, Memphis, TN and Oneida Business Committee provide a written statement that the Trust Director may be present at meeting, seconded by Patty Hoeft. Motion carried with one abstention:

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

5. Tourism: Procedural exception to allow 9 staff to travel to Indian Summerfest, Sept. 3-9, 2013, Milwaukee, WI

Sponsor: Joanie Buckley

Motion by Patty Hoeft to approve travel request for procedural exception to allow 9 staff (Conservation: Todd Hill, Lloyd Ninham, Rod Hill, Jerod Skenandore, Scott King; Tourism: Rich Figueroa, Kirby Metoxen, Mike Metoxen; Kahliwisaks: Yvonne Kaquatosh) to travel to Indian Summerfest Sept. 3-9, 2013, Milwaukee, WI for set up and take down, seconded by David Jordan. Motion carried unanimously:

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

XIV. Additions

1. Request GTC meeting start time to 9 a.m., not 10 a.m.

Sponsor: Brandon Stevens

Motion by Patty Hoeft to maintain the same time at 10 a.m. for the Sept, 21, 2013 GTC meeting, seconded by David Jordan. Motion carried with one opposed:

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

2. Letter to Green Bay Packers CEO Mark Murphy

Sponsor: Paul Ninham

Motion by Paul Ninham to defer the letter back to Council member Paul Ninham's office for final draft and to bring back to the Business Committee, seconded by Brandon Stevens. Motion carried unanimously:

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

3. Adoption of the 2013-2014 Tribal Transportation Program Agreement between the Oneida Tribe of Indians and the United States Department of Interior Bureau of Indian Affairs and Approve Adoption of the Referenced Funding Agreement for FY 2013

Motion by Brandon Stevens to adopt resolution 08-13-14-F Adoption of the 2013-2014 Tribal Transportation Program Agreement between the Oneida Tribe of Indians of Wisconsin and the United States Department of Interior Bureau of Indian Affairs and Adopt the Referenced Funding Agreement for FY 2013, seconded by Paul Ninham. Motion carried unanimously:

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

XV. Action in open session on items from Executive Session Discussion meeting of Aug. 13, 2013

A. Reports

1. Chief Counsel report – Jo Anne House

Motion by Brandon Stevens to authorize the Oneida Law Office to assist tribal government in contacting BIA representatives, seconded by Patty Hoefft. Motion carried unanimously:

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

Motion by Paul Ninham to accept the Chief Counsel verbal report, seconded by Brandon Stevens. Motion carried with one abstention:

Ayes: Patty Hoefft, David Jordan, Brandon Stevens, Paul Ninham
Abstained: Tina Danforth
Not present: Melinda J. Danforth, Vince DelaRosa, Greg Matson
For the record: Tina Danforth stated I want to see written reports from Chief Counsel.

B. Audit Committee – Councilman Brandon Stevens, Chairman

1. June 20, 2013 Audit Committee minutes

Motion by Patty Hoefft to accept June 20, 2013 Audit Committee minutes, seconded by David Jordan. Motion carried unanimously:

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

2. Internal Audit June report w/ Attachment A

Motion by David Jordan to accept Internal Audit June report w/ Attachment A, seconded by Paul Ninham. Motion carried unanimously:

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

3. Oneida Golf Enterprise Audit and lift the confidentiality requirement allowing Tribal members to view the audit

Motion by Patty Hoefft to accept Oneida Golf Enterprise Audit and lift the confidentiality requirement allowing Tribal members to view the audit, seconded by Brandon Stevens. Motion carried unanimously:

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

4. Minibaccarat Rules of Play Audit and lift the confidentiality requirement allowing Tribal members to view the audit

Motion by Patty Hoefft to approve the Minibaccarat Rules of Play Audit and lift the confidentiality requirement allowing Tribal members to view the audit, seconded by Paul Ninham. Motion carried unanimously:

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

C. Unfinished Business/BC Directives

D. New Business/Requests

1. Community Development Planning Committee: Approve Oneida Neighborhood Development Team's recommendation for Fitzgibbons & Associates contract as approved by Community Development Planning Committee

Motion by Patty Hoefft to approve Oneida Neighborhood Development Team's recommendation for Fitzgibbons & Associates contract as approved by Community Development Planning Committee, seconded by Brandon Stevens. Motion carried with two opposed:

Ayes: Patty Hoefft, David Jordan, Brandon Stevens
Opposed: Tina Danforth, Paul Ninham
Not present: Melinda J. Danforth, Vince DelaRosa, Greg Matson
For the record: Tina Danforth stated I am opposing this request because it has no measurable deliverables pending this contract completion. I'm also opposing it because the time frame is eight months and I think if we're going to have anything for implementation it needs to be completed no later than January, rather than April as designated.

2. Approve Attorney Robert Collins contract for Family Court Judge

Sponsor: Jo Anne House

Motion by Paul Ninham to approve Family Court Judge contract with Judge Robert Collins, seconded by Brandon Stevens. Motion carried with one opposed:

Ayes: Patty Hoeft, David Jordan, Brandon Stevens, Paul Ninham
Opposed: Tina Danforth
Not present: Melinda J. Danforth, Vince DelaRosa, Greg Matson
For the record: Tina Danforth stated I'm opposing because there is a specific item that I requested be addressed regarding supervision.

3. Approve limited waiver of sovereign immunity for Pitney Bowes contract

Sponsor: Joanie Buckley

Motion by Patty Hoeft to approve a limited waiver of sovereign immunity for contract #2013-0892, Pitney Bowes, seconded by David Jordan. Motion carried unanimously:

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

4. Approve Attorney Charlene Smith three-year-extension to contract

Sponsor: Joanie Buckley

Motion by Patty Hoeft to approve three year extension to Attorney Contract with Charlene Smith, seconded by Paul Ninham. Motion carried unanimously:

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

5. Approve limited waiver of sovereign immunity for MIS contracts #2013-0853, #2013-0884, #2013-0885, #2013-0910

Sponsor: Jo Anne House

Motion by Patty Hoeft to approve a limited waiver of sovereign immunity with MIS contracts #2013-0853, #2013-0884, #2013-0885, #2013-0910, seconded by Paul Ninham. Motion carried with one abstention:

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

6. Approve limited waiver of sovereign immunity for Philips Healthcare contract

Sponsor: Debra Danforth/Dr. Vir

Motion by David Jordan to approve a limited waiver of sovereign immunity for contract #2013-0530, Philips Healthcare, seconded by Paul Ninham. Motion carried unanimously:

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

7. Approve limited waiver of sovereign immunity for Envision Rx Options Inc.

Sponsor: Debra Danforth/Dr. Vir

Motion by Patty Hoeft to approve a limited waiver of sovereign immunity for contract #2013-0146, Envision Rx Options Inc., seconded by David Jordan. Motion carried unanimously:

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

8. Approve limited waiver of sovereign immunity for Trilogy Healthcare contract

Sponsor: Debra Danforth/Dr. Vir

Motion by Patty Hoeft to approve a limited waiver of sovereign immunity for contract #2013-0740, Trilogy Healthcare, seconded by David Jordan. Motion carried with one abstention:

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

9. Status report on Family Court and proposed amendments to law

Sponsor: Melinda J. Danforth

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

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

10. Discuss concerns about Anna John Resident Centered Community Care facility, operation and federal funding

Sponsor: Ed Delgado

Motion by Patty Hoeft to accept the report, seconded by Paul Ninham. Motion carried unanimously:

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

Not present: Melinda J. Danforth, Vince DelaRosa, Greg Matson
For the record: Tina Danforth stated I have a question about our conversation yesterday on the concerns around the Anna John Resident Care Center and it was around the Director of Nursing hiring. I think we need to ask that be reconsidered to be filled by a tribal member and that there needs to be some discussion and that this position be held on hold until that conversation can be concluded because I think this is a prime opportunity where we need to have our own tribal nurses in charge of taking care of our tribal patients in our own tribal facility and that we are finding ways to restrict people, rather than to help them be a part of the programs.
For the record: Brandon Stevens stated I believe we need a qualified individual that meets the standards that the assisted living facility needs to operate the facility and I don't think the administration is trying to find ways to circumvent the process, they are looking for a qualified individual.

11. FY2013 Employment, Compensation & Benefits – Geraldine Danforth, HR Area Manager

a. Risk Management: Workforce level change from Risk Management Insurance Clerk to Museum Interpreter-Cultural for limited-term-employee for duration of agreement

Motion by Patty Hoefft to delete from agenda, seconded by David Jordan. Motion carried unanimously:

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

b. Tribal Chairman: Request to change Tribal Chairman (2) Senior Policy Advisor positions from part-time to full-time due to increased work load

Sponsor: Ed Delgado

Motion by Patty Hoefft to approve the request to change Tribal Chairman (2) Senior Policy Advisor positions from part-time to full-time due to increased work load. Motion failed due to no second.

Motion by Tina Danforth to deny the request, seconded by Paul Ninham. Motion carried with one opposed:

Ayes: Tina Danforth, David Jordan, Brandon Stevens, Paul Ninham
Opposed: Patty Hoefft
Not present: Melinda J. Danforth, Vince DelaRosa, Greg Matson
For the record: Patty Hoefft stated each Business Committee member is allowed to hire who they want. They get to pick that person and no one has a say about who they pick and that's how I'm treating this issue, because there is some disagreement about how you're staffing the office.
For the record: Tina Danforth stated I voted the way I did because this is a budget consideration. We just had this conversation when we approved the budget this morning, to have some kind of monitoring of the expenditure of the budget around employment and cost and this is not a budgeted item that's being asked of us. It's not about who, it's about cost.

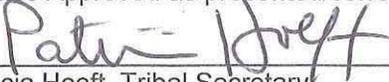
E. Additions

XVI. Adjourn

Motion by Paul Ninham to adjourn at 12:41 p.m., seconded by Brandon Stevens. Motion carried unanimously:

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

Minutes Approved as presented/corrected on Aug. 28, 2013.



Patricia Hoefft, Tribal Secretary
ONEIDA BUSINESS COMMITTEE