



Onedas bringing several hundred bags of corn to Washington's starving army at Valley Forge, after the colonists had consistently refused to aid them.

Oneida Tribe of Indians of Wisconsin

BUSINESS COMMITTEE



UGWA DEMOLUM YATEHE
Because of the help of this Onaida Chief in cementing a friendship between the six nations and the colony of Pennsylvania, a new nation, the United States was made possible.

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ONEIDA BUSINESS COMMITTEE REGULAR MEETING MINUTES

October 29, 2008

Business Committee Conference Room

Present: Rick Hill - Chair
Patty Hoeft - Secretary
Edward Delgado - Council member
Melinda J. Danforth - Council member
Brandon Stevens - Council member
Ron "Tehassi" Hill Jr. - Council member
Trish King - Council member

Excused: Kathy Hughes - Vice Chair, Tina Danforth - Treasurer

Others Present: Barb Skenandore, Julie Denny, Lois Strong, Gerald W. Jordan, Lou Williams, Apache Danforth, Scott Murray, Art Skenandore, J. Fleming, Racquel Hill, Geraldine Danforth, Diane House, Peril Huff, Pete King III, Louise Cornelius, Rhiannan Metoxen, Eleanore Danforth, Pearl McLester, Mary Adams, Barb Kolich, Judy Skenandore, Kimberly E. Pelky, Jo Swamp, Fred Muscavitch, Phil Wisneski, Celene Elm, Wanda Diemel, Kitty Melchert, Barb Dickson

Opening Prayer: Tracy Williams

Special Recognitions: Retirement of 21 years of service to Eleanore Danforth by Lou Williams

1. **Call to Order:** Chairman Rick Hill at 9:10 a.m.
2. **Oath of Office**
Oneida Environmental Resource Board
Gerald Jordan
3. **Approval of the Agenda**
 - a. **Additions:** New business request #3 re: Intergovernmental agreement between the Oneida Tribe and state of Wisconsin regarding the Highway 41 Corridor project, new business request #4 re: GTC meeting FY09 Budget, new business request #5 re: approval of purchase order of Microsoft maintenance renewal, and Oath of Office given to Gerald Jordan on the Environmental Resource Board.

b. Deletions

c. Moves: Executive session under Attorney Brief regarding: Adoption of the official tribal zoning Map to open session under new business requests #2.

Action: Motion by Patty Hoeft to approve the agenda with the five changes that include adding an oath of office to be given to Gerald Jordan for the Environmental Resource Board to be the first order of business, move executive session item regarding: zoning map to regular session under request item #2, add intergovernmental agreement proposal between the Oneida Tribe and Wisconsin to request item #3, add request to have a GTC meeting on Jan. 17 for the FY09 budget to request item #4, and to add a request to approve a purchase order for the Microsoft maintenance renewal contract to request item #5, seconded by Trish King. Motion carried unanimously.

4. Minutes to be Approved

October 15, 2008 Business Committee Minutes

Action: Motion by Ed Delgado to approve the Oct. 15, 2008 Business Committee minutes, seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously.

October 16, 2008 Special Business Committee Minutes

Action: Motion by Patty Hoeft to table the Oct. 16, 2008 Special Business Committee minutes until the end of the meeting for corrections of adding Trish King excused at 2:15 pm and determining the individual vote or vote carried unanimously, seconded by Melinda J. Danforth. Motion carried unanimously.

5. Tabled Business – none

6. Reports

a. Oneida Police Commission – (quarterly: Jan/Apr/July/Oct)
David Webster – submitted

Action: Motion by Trish King to approve the Oneida Police Commission quarterly report, seconded by Ed Delgado. Motion carried unanimously.

b. Oneida Appeals Commission (quarterly: Jan/Apr/July/Oct)
Winnifred Thomas – submitted

Action: Motion by Brandon Stevens to approve the Oneida Appeals Commission quarterly report, seconded by Melinda J. Danforth. Motion carried unanimously.

c. Oneida Nation Commission on Aging (quarterly: Jan/Apr/July/Oct)
Lois Strong – submitted

Action: Motion by Melinda J. Danforth to approve the Oneida Nation Commission on Aging quarterly report, seconded by Trish King. Motion carried unanimously.

d. Oneida Seven Generations Corporation (quarterly: Jan/Apr/July/Oct)
Kevin Cornelius – submitted

Action: Motion by Trish King to approve the Oneida Seven Generations Corporation quarterly report, seconded by Ron “Tehassi” Hill Jr. Motion carried unanimously.

7. **Travel Reports - none**

8. **Follow up Reports/BC Directives from Previous Meetings**

1. Kathy Hughes RE: Evening meeting for reports

Excerpt from October 6, 2008: Motion by Patty Hoeft to defer the evening meeting for reports to an October Business Committee meeting, seconded by Ed Delgado. Motion carried unanimously.

Action: Motion by Patty Hoeft to defer the evening meeting for reports to the Nov. 12 Business Committee meeting, seconded by Trish King. Motion carried unanimously.

2. Patty Hoeft RE: Status on Oneida Health Board & Anna John Nursing Home Board

Excerpt from Aug. 6, 2008: Motion by Patty Hoeft to defer the status report on the Oneida Health Board and Anna John Nursing Home Board to a September Business Committee meeting, seconded by Paul Ninham. Motion carried unanimously.

Excerpt from Sept. 17, 2008: Motion by Patty Hoeft to defer the status on the Oneida Health Board and Anna John Nursing Home Board until October, seconded by Ed Delgado. Motion carried unanimously.

Action: Motion by Patty Hoeft to approve the recommendation to post all vacancies on the Anna John Nursing Home Board, seconded by Ron “Tehassi” Hill Jr. Motion carried unanimously.

Action: Motion by Patty Hoeft to bring back a report on how to proceed with the Oneida Health Board and Anna John Nursing Home Board in 120 days, seconded by Ed Delgado. Motion carried unanimously.

3. Patty Hoeft RE: Concerns with GTC packet

Excerpt from Oct. 15, 2008: Motion by Kathy Hughes to refer the request of concerns with the General Tribal Council packet to the Tribal Secretary's office with a report to be brought back to the Oct. 29 Business Committee meeting, seconded by Patty Hoeft. Motion carried unanimously.

Action: Motion by Patty Hoeft to bring back a report regarding the questions of the General Tribal Council packet to the Nov. 12 Business Committee meeting, seconded by Ed Delgado. Motion carried unanimously.

4. Rick Hill RE: Indigenous Games Presentation

Excerpt from Oct. 15, 2008: Motion by Patty Hoeft to defer the Indigenous Games presentation to the Oct. 29 Business Committee meeting, seconded by Melinda J. Danforth. Motion carried unanimously.

Action: Motion by Trish King to accept the Indigenous games presentation report and to defer to the General Manager's office for continued relations and communication with the appropriate entities of the tribe and to have quarterly reports, seconded by Patty Hoeft. Motion withdrawn.

Action: Motion by Patty Hoeft to accept the Indigenous games presentation, seconded by Trish King. Motion carried unanimously.

Action: Motion by Patty Hoeft to direct the General Manager to bring the Business Committee a plan on how the Oneida tribe is going to work with and participate with the Indigenous Games 2011 Planning Committee, seconded by Melinda J. Danforth. Motion carried unanimously.

9. New Business

a. Resolutions - none

b. Requests

1. Rick Hill RE: Reconsideration of Senior Staff bonuses
Kathy Hughes

Action: Motion by Patty Hoeft to reconsider the Senior Staff bonus and discussion be in executive session, seconded by Brandon Stevens. For: Patty Hoeft, Trish King, Melinda J. Danforth, Brandon Stevens, Ron "Tehassi" Hill Jr. Oppose: Ed Delgado. Motion carried.

Action: Motion by Tina Danforth to deny the reconsideration of the senior staff bonus, seconded by Ed Delgado. For: Patty Hoeft, Ed Delgado, Tina Danforth. Oppose: Trish King. Abstain: Melinda J. Danforth. Motion carried.

Action: Motion by Melinda J. Danforth to direct my office to develop a bonus policy for senior management direct reports under the Business Committee and to come back within six months, seconded by Trish King. For: Patty Hoeft, Trish King, Tina Danforth, Melinda J. Danforth. Abstain: Ed Delgado. Motion carried.

2. Becky Webster RE: Adoption of the official Tribal Zoning Map

Action: Motion by Trish King to adopt the official tribal zoning map and Resolution Adoption of the Official Tribal Zoning Map 10-29-08-A, seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously.

3. Bill Gollnick RE: Intergovernmental Agreement between Oneida and the Wis. Dept. of Transportation

Action: Motion by Patty Hoeft to approve the intergovernmental agreement between the Oneida Tribe of Indians of Wisconsin and the Wisconsin Department of Transportation regarding the Highway 41 corridor expansion project for two years beyond the date of execution by the Department of Transportation and that we direct the General Manager to name a representative to serve as the tribal representative, seconded by Trish King. Motion carried unanimously.

Action: Amendment to the main motion by Melinda J. Danforth to request the Chairman's office and the Communications Department to develop a public relations piece for this intergovernmental agreement, seconded by Patty Hoeft. Motion carried unanimously.

Action: Motion by Melinda J. Danforth to approve the limited waiver of sovereign immunity language, seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously.

4. Tina Danforth RE: Approve GTC meeting date of Jan. 17, 2009 for FY09 Budget

Action: Motion by Patty Hoeft to approve the date of Jan. 17, 2009 to have a GTC meeting to consider the FY2009 budget, seconded by Ron "Tehassi" Hill Jr. Not present: Melinda J. Danforth. Motion carried unanimously.

5. Tina Danforth

RE: Approve PO #TJW-98480-09 for
Microsoft maintenance renewal contract

Action: Motion by Ed Delgado to approve the request for the Microsoft maintenance renewal contract, seconded by Brandon Stevens. Not present: Melinda J. Danforth. Motion carried unanimously.

c. Travel Requests

1. Kathy Hughes

RE: Approve retroactive travel to attend the
Fall Joint Tribal/Federal/Urban Health
Programs Meeting in Minneapolis, MN
Oct. 28-30, 2008

Action: Motion by Patty Hoeft to approve retroactive travel for Vice Chair Kathy Hughes to attend the Fall Joint Tribal/Federal/Urban Health Programs Meeting in Minneapolis, MN Oct. 28 through 30, 2008, seconded by Trish King. Not present: Melinda J. Danforth. Motion carried unanimously.

Action: Motion by Patty Hoeft to recess at 11:44 a.m. to 1:30 p.m., seconded by Ed Delgado. Motion carried unanimously.

10. Finance Committee - none

11. Legislative Operating Committee (LOC) - none

12. Treasurer's Report - none

13. Oneida Business Committee Planning - none

14. Executive Staff Meeting - none

15. Legislative Affairs Update - none

16. Executive Session

Action: Motion by Ron "Tehassi" Hill Jr. to go into executive session at 1:37 p.m, seconded by Brandon Stevens. Motion carried unanimously.

Action: Motion by Trish King to recess the meeting until Oct. 30 at 9:00 am, seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously.

Note: Tina Danforth is present.

**ONEIDA BUSINESS COMMITTEE MINUTES
REGULAR RECONVENED MEETING
October 30, 2008
9:15 a.m.
Business Committee Conference Room**

Members: Rick Hill - Chair
Tina Danforth - Vice Chair
Patty Hoeft - Secretary
Edward Delgado - Council member
Melinda J. Danforth - Council member
Trish King - Council member

Excused: Kathy Hughes – Vice Chair, Brandon Stevens - Council member, Ron “Tehassi” Hill Jr. - Council member

Others Present: None

Reconvened meeting called to order by Chairman Rick Hill at 9:15 a.m.

16. Executive Session

Action: Motion by Trish King to come out of executive session on Oct. 30 at 10:33 a.m., seconded by Tina Danforth. Motion carried unanimously.

a. Tabled Business - none

b. Old Business

1. Trish King RE: Sub-Committee year-end report

Excerpt from Oct. 15, 2008: Motion by Patty Hoeft to defer the sub-committee year end report to Trish King to follow up with the Joint Executive Team and bring another report due at the Oct. 29 Business Committee meeting, seconded by Ron “Tehassi” Hill Jr. For: Patty Hoeft, Ed Delgado, Melinda J. Danforth, Brandon Stevens, Ron “Tehassi” Hill Jr. Abstain: Trish King. Motion carried.

Action: Motion by Tina Danforth to accept the report and to defer the financial planning to the Treasurer’s office and to report back at the Nov. 12 Business Committee meeting, seconded by Melinda J. Danforth. Motion carried unanimously.

Tina Danforth: For the record, I may be getting it in under the wire, because I have a lot of other commitments for next week. Just so you are aware.

2. Paul Van Noie RE: OBC Approval of Consent Letter
Terry Cornlieus

Excerpt from Oct. 15, 2008: Motion by Ed Delgado to defer the Bank of America National Association – TNA Guaranty to the Oct. 29 Business Committee meeting, seconded by Patty Hoeft. Motion carried unanimously.

Action: Motion by Tina Danforth to defer this item until Nov. 12 and there be a comprehensive meeting for community members to further consider this item, seconded by Melinda J. Danforth. For: Tina Danforth. Oppose: Patty Hoeft, Ed Delgado, Trish King, Melinda J. Danforth. Motion failed.

Action: Motion by Patty Hoeft to adopt the consent letter for Bank of America regarding the TNA guaranty, seconded by Trish King. For: Patty Hoeft, Ed Delgado, Trish King, Melinda J. Danforth. Oppose: Tina Danforth. Motion carried.

Tina Danforth: For the record I oppose, because I don't believe not enough comprehensive information has been brought forward in order to move forward on this project.

Action: Motion by Trish King to schedule a special meeting on Nov. 4 regarding OTIE, seconded by Ed Delgado. For: Patty Hoeft, Ed Delgado, Trish King, Melinda J. Danforth. Abstain: Tina Danforth. Motion carried.

Trish King: For the record, to give clarity of the motion for the special meeting regarding the loan guaranty and subordination agreement and to direct the Chief Counsel to provide a legal review of the loan guaranty and subordination agreement, to direct the Chief Financial Officer to provide financial recommendations regarding financial impact on the tribe, to direct that the legal counsel review from OTIE regarding the asset purchase be submitted, to direct the business and financial information regarding the development of OTIE in this purchase be presented, and to request the board, CEO, and legal counsel for OTIE be present.

c. New Business

1. Patty Hoeft RE: City of DePere's Response to Trust Application

No Action

2. Patty Hoeft RE: Land Commission Recommendation

Action: Motion by Melinda J. Danforth to defer the Land commission recommendation to the General Manager and the Chief Financial Officer for an analysis of the space in the financials to come back at the Nov. 12 Business Committee meeting, seconded by Patty Hoeft. Motion carried unanimously.

d. Legislative Affairs Update - none

e. Attorney Brief

1. Land Claims; Correspondence Approval; Negotiation Team

Action: Motion by Ed Delgado to approve the letter to Governor Patterson, seconded by Trish King. For: Patty Hoeft, Ed Delgado, Trish King, Tina Danforth, Abstain: Melinda J. Danforth. Motion carried.

Melinda J. Danforth: For the record, I was not present during this discussion.

Action: Motion by Trish King to approve the negotiation of a new development agreement regarding land claims settlement, seconded by Patty Hoeft. For: Patty Hoeft, Ed Delgado, Trish King, Tina Danforth. Abstain: Melinda J. Danforth. Motion carried.

Action: Motion by Trish King to appoint a development team of Chairman Rick Hill and Treasurer Tina Danforth, OEDA representative Gene Koluche, and a representative from the Oneida Law Office, seconded by Patty Hoeft. Motion carried unanimously.

Action : Motion by Trish King to direct the Development Team to provide regular update reports to the Business Committee starting Nov. 12, seconded by Melinda J. Danforth. Motion carried unanimously.

2. Election Board; Resolution #BC-8-14-91-A; Public Officials

Action: Motion by Tina Danforth to accept the Election Board legal opinion as FYI, seconded by Trish King. Motion carried unanimously.

3. Resolution Adopting Consent Agreement Regarding Zoning Authority and Zoning Jurisdiction for Thornberry Creek Golf Course and Granting Limited Waiver of Sovereign Immunity

Action: Motion by Patty Hoeft to adopt the Resolution Adopting Consent Agreement Regarding Zoning Authority and Zoning Jurisdiction for Thornberry Creek Golf Course and Granting Limited Waiver of Sovereign Immunity # 10-30-08-A, seconded by Trish King. For: Patty Hoeft, Trish King, Tina Danforth, Melinda J. Danforth. Abstain: Ed Delgado. Motion carried.

f. Audit Committee

1. Ed Delgado RE: Approve Internal Audit Report

2. Ed Delgado RE: Approve Special Audit Committee Minutes of May 2, 2008

3. Ed Delgado RE: Approve Special Audit Committee Minutes of Sept. 4, 2008
4. Ed Delgado RE: Approve Special Audit Committee Minutes of Sept. 11, 2008

Excerpt from Oct. 15, 2008: Motion by Ed Delgado to defer Audit Special Audit Committee meeting minutes of May 2, 2008, Sept. 4, 2008, and Sept. 11, 2008 to the Oct. 29 Business Committee meeting, seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously.

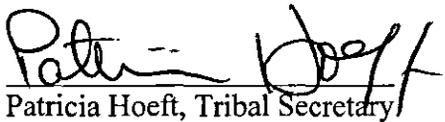
Action: Motion by Ed Delgado to defer the Audit report and Audit minutes of May 2, Sept. 4, and Sept. 11, 2008 to the Nov. 12 Business Committee meeting, seconded by Trish King. Motion carried unanimously.

g. Oneida Enterprise Development Authority - none

Recess/Adjourn

Action: Motion by Trish King to adjourn at 10:53 a.m., seconded by Melinda J. Danforth. Motion carried unanimously.

Minutes Approved as presented/corrected on November 12, 2008.



Patricia Hoeft, Tribal Secretary
ONEIDA BUSINESS COMMITTEE