Oneida Business Committee

Regular Meeting & Executive Session
9:00 a.m. Wednesday, April 27, 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

A. Special Recognition for Years of Service *Page 9*
Sponsor: Geraldine Danforth, Area Manager/Human Resources Department

III. ADOPT THE AGENDA

IV. OATHS OF OFFICE

A. Oneida Library Board – Marena Bridges *Page 14*
Sponsor: Lisa Summers, Tribal Secretary

B. Anna John Residential Centered Care Community Board – Janice McLester, Candace House, Blanche Mary Adams, and Sandra Skenandore *Page16*
Sponsor: Lisa Summers, Tribal Secretary

V. MINUTES

A. Approve April 13, 2016, regular meeting minutes *Page 18*
Sponsor: Lisa Summers, Tribal Secretary

VI. RESOLUTIONS

A. Adopt resolution titled Resolution Approving a Government to Government Agreement for Tribal Transportation Funding and TTP Referenced Funding Agreements (RFA) Fiscal Year 2016 *Page 31*
Sponsor: James Petitjean, Interim Assistant Division Director/Development

B. Adopt resolution titled Election Law Emergency Amendments *Page 58*
Sponsor: Brandon Stevens, Councilman

VII. APPOINTMENTS *(No Requested Action)*

VIII. STANDING COMMITTEES

A. Legislative Operating Committee
Sponsor: Councilman Brandon Stevens, Chair

1. **Accept April 4, 2016, Legislative Operating Committee meeting minutes** *Page 92*

B. Finance Committee
Sponsor: Tribal Treasurer Trish King, Chair

1. **Approve April 18, 2016, Finance Committee meeting minutes** *Page 96*

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

D. Quality of Life Committee *(No Requested Action)*

IX. GENERAL TRIBAL COUNCIL

A. Accept as information the request from John Powless Jr. to withdraw petition regarding Per Capita Distribution *Page 102*
Sponsor: Lisa Summers, Tribal Secretary

B. Accept legislative progress report regarding Petitioner Michael Debraska: Special GTC meeting to establish a Health Care Board *Page 105*
Sponsor: Brandon Stevens, Councilman

EXCERPT FROM March 9, 2016: Motion by David Jordan to accept the verified petition from Michael Debraska 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.

X. STANDING ITEMS

A. Accept update regarding Work Plan for CIP # 14-002 Cemetery Improvements *Page 109*
Sponsor: James Petitjean, Interim Assistant Division Director/Development

B. Accept update from the Constitutional Amendments Implementation Team *Page 113*
Sponsor: Melinda J. Danforth, Tribal Vice-Chairwoman

XI. UNFINISHED BUSINESS

A. Accept Oneida Total Integrated Enterprises' update as it relates to the February 20, 2016, General Tribal Council Directive *Page 143*
Sponsor: Tehassi Hill, Councilman

*EXCERPT FROM MARCH 30, 2016: **(1)** Motion by Jennifer Webster to direct OITE to put into place, by April 20, 2016, an enrolled Oneida Member as successor of OTIE, seconded by Lisa Summers. Motion carried unanimously. **(2)** Motion by Lisa Summers to request the Liaison to send correspondence to Oneida Total Integrated Enterprises letting them know that they need to include being an enrolled Oneida as one of the minimum qualifications per the directive, seconded by Melinda J. Danforth. Motion carried unanimously. **(3)** Motion by Melinda J. Danforth to request all Business Committee members to provide Oneida Total Integrated Enterprises with feedback regarding job description and qualifications by Friday, April 1, 2016, seconded by Jennifer Webster. Motion carried with one abstention. **(4)** Motion by Jennifer Webster to direct the Trust and Enrollment Committee to provide mail out information to Oneida Total Integrated Enterprises in order for the job description to be mailed out to every Tribal head-of-household, seconded by Melinda J. Danforth. Motion carried with two abstentions.*

B. Approve five (5) requests regarding proposed Compensation Plans and wage/salary increases *Page 145*
Sponsor: Trish King, Tribal Treasurer

*EXCERPT FROM APRIL 13, 2016: **(1)** Motion by Lisa Summers to accept the Compensation Plan proposal as information and to forward the item to the Law and Finance Offices for analyses to be brought back to the Business Committee, seconded by Fawn Billie. Motion carried unanimously. **(2)** Motion by Trish King to request the legal and financial analyses be brought back to the April 27 2016, regular Business Committee meeting and that we ask for an option to be prepared that would provide a dollar amount for increases versus a percentage, seconded by Lisa Summers. Motion carried unanimously.*

XII. TABLED BUSINESS *(No Requested Action)*

XIII. NEW BUSINESS

A. Approve request to post one (1) vacancy on the Oneida Child Protective Board with a term end date of May 27, 2019 *Page 156*
Sponsor: Lisa Summers, Tribal Secretary

B. Approve 2016 Semi-Annual Report templates and draft correspondence *Page 158*
Sponsor: Lisa Summers, Tribal Secretary

XIV. TRAVEL

A. TRAVEL REPORTS

1. **Accept travel report – Treasurer Trish King – ANA Inspiration-Ladies Professional Golf Association's First Major – Rancho Mirage, CA – March 27-31, 2016** *Page 176*

2. **Accept travel report – Chairwoman Tina Danforth – Meeting with Seneca Nation of Indians – New York – April 7-9, 2016** *Page 178*

3. **Accept travel report – Councilwoman Fawn Billie – National Indian Gaming Association (NIGA) 2016 Tradeshow and Convention – Phoenix, AZ – March 13-17, 2016** *Page 181*

B. TRAVEL REQUESTS

1. **Enter E-poll results into the record for approved travel request – Chairwoman Tina Danforth – Meeting with Seneca Nation of Indians – New York – April 7-9, 2016** *Page 184*

2. **Approve travel request – Councilman Brandon Stevens – Spring Haskell Board of Regents Meeting – Lawrence, KS – May 3-6, 2016** *Page 189*

3. **Approve travel request – Chairwoman Tina Danforth – 11th Annual Philanthropy Institute "Raising Impact with Native Voices" Conference – San Diego, CA – May 24-27, 2016** *Page 197*

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

A. OPERATIONAL REPORTS

1. **Accept Oneida Housing Authority FY '16 2nd quarter report** *(1:30-2:00)* *Page 202*
   Sponsor: Scott Denny, Operations Manager/Oneida Housing Authority

B. CORPORATE REPORTS *(No Requested Action)*

C. BOARDS, COMMITTEES, AND COMMISSIONS

1. **Accept Oneida Nation Veterans Affairs Commission FY '16 2nd quarter report** *(2:00-2:10)* *Page 207*
   Chair: Mike Hill
   Liaison: Jennifer Webster, Councilwoman

2. **Accept Oneida Pow Wow Committee FY '16 2nd quarter report and approve three (3) additional committee meetings during month of June 2016** *(2:10-2:20)* *Page 211*
   Vice-Chair: Tonya Webster
   Liaison: Fawn Billie, Councilwoman

3. **Accept Oneida Police Commission FY '16 2nd quarter report** *(2:20-2:30)* *Page 215*
   Chair: Bernie John-Stevens
   Liaison: Lisa Summers, Tribal Secretary

4. **Accept Southeast Oneida Tribal Services Advisory Board FY '16 2nd quarter report** *Page 223*
   (2:30-2:40)
   Chair: Daniel Schiller
   Liaison: Tina Danforth, Tribal Chairwoman

XVI. EXECUTIVE SESSION

A. REPORTS

1. **Accept Intergovernmental Affairs and Communications report –** Nathan King, Director *Page 226*
2. **Accept Chief Financial Officer report –** Larry Barton, Chief Financial Officer *Page 241*
3. **Accept Chief Counsel report –** Jo Anne House, Chief Counsel *Page 243*
   a) **Approve 1st Amendment to Attorney Contract # 2015-1098** *Page 244*
   b) **Approve limited waiver of sovereign immunity – Apple Inc.-Direct Customer Agreement – Contract # 2016-0346** *Page 247*
   c) **Determine how to address YouTube video postings of General Tribal Council meetings** *Page 262*

B. STANDING ITEMS

1. **Land Claims Strategy** ***(No Requested Action)***
2. **Oneida Golf Enterprise – Ladies Professional Golf Association** *Page 271*
   Sponsor: Trish King, Tribal Treasurer

C. AUDIT COMMITTEE

Sponsor: Councilman Tehassi Hill, Chair

1. **Accept March 10, 2016, Audit Committee meeting minutes** *Page 277*
2. **Accept April 8, 2016, Audit Committee meeting minutes** *Page 281*

D. UNFINISHED BUSINESS

1. Accept transition team update regarding new Comprehensive Housing Division *Page 284*
Sponsor: Melinda J. Danforth, Tribal Vice-Chairwoman

EXCERPT FROM APRIL 13, 2016: Transition team update deleted at the adoption of the agenda.
EXCERPT FROM MARCH 30, 2016: Motion by Lisa Summers to approve the continuation of additional duties compensation for Division Director of Land Management until June 31, 2016, seconded by Tehassi Hill. Motion carried unanimously.
*EXCERPT FROM DECEMBER 9, 2015: **(1)** Motion by Lisa Summers to extend the recommended additional duties compensation up to three (3) months, seconded by David Jordan. Motion carried unanimously. **(2)** Motion by Lisa Summers to approve the implementation of the approved Comprehensive Housing Concept and to defer item to the next Business Committee work meeting for the coordination of a team to begin working on a transition and implementation plan, seconded by Tehassi Hill. Motion carried unanimously. **(3)** Motion by Lisa Summers to request the new transition team provide an update at the March 23, 2016, regular Business Committee meeting, seconded by Jennifer Webster. Motion carried unanimously.*

2. Accept update regarding Complaint # 2015-DR11-01 *Page 295*
Sponsor: David Jordan, Councilman

EXCERPT FROM MARCH 30, 2016: Motion by David Jordan to defer the update regarding Complaint # 2015-DR11-01 to the April 27, 2016, regular Business Committee meeting, seconded by Jennifer Webster.
EXCERPT FROM MARCH 9, 2016: Motion by David Jordan to defer the update regarding complaint # 2015-DR11-01 to the March 30, 2016, regular Business Committee meeting, seconded by Jennifer Webster. Motion carried unanimously.
EXCERPT FROM FEBRUARY 24, 2016: Motion by Lisa Summers to defer the remainder of the agenda to the March 9, 2016, regular Business Committee meeting, seconded by Fawn Billie. Motion carried unanimously.
EXCERPT FROM DECEMBER 9, 2015: Motion by Lisa Summers to accept complaint # 2015-DR11-01 and to defer item to Chairwoman Tina Danforth, Councilman David Jordan, and Councilman Brandon Stevens for follow-up, seconded by Jennifer Webster. Motion carried unanimously.

3. Accept update regarding # 2015-DR11-02 *Page 297*
Sponsor: David Jordan, Councilman

EXCERPT FROM MARCH 30, 2016: Motion by David Jordan to defer the update regarding Complaint # 2015-DR11-02 to the April 27, 2016, regular Business Committee meeting, seconded by Jennifer Webster.
EXCERPT FROM MARCH 9, 2016: Motion by David Jordan to defer the update regarding complaint # 2015-DR11-02 to the March 30, 2016, regular Business Committee meeting, seconded by Brandon Stevens. Motion carried unanimously.
EXCERPT FROM FEBRUARY 24, 2016: Motion by Lisa Summers to defer the remainder of the agenda to the March 9, 2016, regular Business Committee meeting, seconded by Fawn Billie. Motion carried unanimously.
EXCERPT FROM DECEMBER 9, 2015: Motion by Lisa Summers to accept complaint # 2015-DR11-02 and to defer item to Chairwoman Tina Danforth, Councilman David Jordan, and Councilman Brandon Stevens for follow-up, seconded by Fawn Billie. Motion carried unanimously.

4. **Accept update regarding Complaint # 2015-DR14-01** *Page 299*
   Sponsor: David Jordan, Councilman

   EXCERPT FROM MARCH 30, 2016: Motion by David Jordan to defer the update regarding Complaint # 2015-DR14-01 to the April 27, 2016, regular Business Committee meeting, seconded by Jennifer Webster.
   EXCERPT FROM MARCH 9, 2016: Motion by David Jordan to defer the update regarding complaint # 2015-DR14-01 to the March 30, 2016, regular Business Committee meeting, seconded by Brandon Stevens. Motion carried unanimously.
   EXCERPT FROM FEBRUARY 24, 2016: Motion by Lisa Summers to defer the remainder of the agenda to the March 9, 2016, regular Business Committee meeting, seconded by Fawn Billie. Motion carried unanimously.
   EXCERPT FROM DECEMBER 9, 2015: Motion by David Jordan to defer complaint # 2015-DR14-01 to Chairwoman Tina Danforth, Councilman David Jordan, and Councilman Brandon Stevens for follow-up, seconded by Lisa Summers. Motion carried unanimously.

5. **Accept update from Gaming Commission, Retail, Finance, and Gaming regarding Surveillance System Replacement Project** ***(2:45 -3:15)*** *Page 301*
   Sponsor: Lisa Summers, Tribal Secretary

   *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. **Approve limited waiver of sovereign immunity – Green Bay Metropolitan Sewerage District-Silver Creek – Contract # 2016-0291** *Page 305*
   Sponsor: Patrick Pelky, Division Director/Environmental Health & Safety

2. **Approve request to place a moratorium on executing new City of Green Bay Service Agreement – Tribal Member** *Page 319*
   Sponsor: Melinda J. Danforth, Tribal Vice-Chairwoman

3. **Defer Outagamie County Service Agreement to Law Office for review** *Page 323*
   Sponsor: Lisa Summers, Tribal Secretary

4. **Approve subcommittee's recommendations to fill Interim Assistant Development Division Director position** *Page 326*
   Sponsor: Tehassi Hill, Councilman

5. **Review Complaint # 2016-DR10-01 and determine appropriate next steps** *Page 335*
   Sponsor: Lisa Summers, Tribal Secretary

6. **Review Tribal employee's complaint and determine appropriate next steps** *Page 346*
   Sponsor: Melinda J. Danforth, Tribal Vice-Chairwoman

7. **Enter E-poll results in the record for failed request to provide Ho-Chunk Nation with a copy of Oneida Nation's IHS Multi-Year Funding Agreement** *Page 353*
   Sponsor: Melinda J. Danforth, Tribal Vice-Chairwoman

   a) **Reconsider request for approval to provide Ho-Chunk Nation with a copy of Oneida Nation's IHS Multi-Year Funding Agreement** *Page 376*

8. **Review Concern # 2016-CC-03 and determine appropriate next steps** *Page 378*
   Sponsor: Tina Danforth, Tribal Chairwoman

9. **Review Concern # 2016-CC-04 and determine appropriate next steps** *Page 401*
   Sponsor: Tina Danforth, Tribal Chairwoman

XVII. ADJOURN

Posted on the Oneida Nation's official website, www.oneida-nsn.gov, at 2:30 p.m., on Friday, April 22, 2016, pursuant to the Open Records and Open Meetings Law, section 7.17-1. For additional information, please call the Business Committee Support Office at (920) 869-4364.

The meeting packet of the open session materials for this meeting is available to Oneida members by going to the Members-Only section of the Oneida Nation's official website at: www.oneida-nsn.gov/MembersOnly.

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

Oneida Nation

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

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

BC Meeting Materials <u>April 27, 2016</u>

Open Session

CERTIFICATION

I, the undersigned, as Secretary of the Oneida Business Committee, hereby certify that the following 227 pages are the Open Session meeting materials presented at a meeting duly called, noticed and held on the 27th day of April, 2016.

Lisa Summers, Tribal Secretary
Oneida Business Committee

Oneida Business Committee Agenda Request

1. Meeting Date Requested: 04 / 27 / 16

2. General Information:

Session: ☒ Open ☐ Executive - See instructions for the applicable laws, then choose one:

Agenda Header: Annoucement/Recognition

☐ Accept as Information only

☒ Action - please describe:

Presentation of Years of Service Certificates to four (4) employees by their immediate supervisor along with the Business Committee.

3. Supporting Materials

☐ Report ☐ Resolution ☐ Contract

☒ Other:

1. List of employees to be recognized
2. Years of Service Work Standard
3.
4.

☐ Business Committee signature required

4. Budget Information

☐ Budgeted - Tribal Contribution ☐ Budgeted - Grant Funded ☐ Unbudgeted

5. Submission

Authorized Sponsor / Liaison: Geraldine R. Danforth, HRD Area Manager Geraldine R Danforth

Primary Requestor: Submitted by: Maureen Metoxen, Executive Assistant/Human Resources Dept.
Your Name, Title / Dept. or Tribal Member

Additional Requestor:
Name, Title / Dept.

Additional Requestor:
Name, Title / Dept.

Oneida Business Committee Agenda Request

6. Cover Memo:

Describe the purpose, background/history, and action requested:

HRD coordinates efforts on a quarterly basis, with all supervisors and the Business Committee to recognize employees who have reached the 25+ years milestone. With the assistance from each supervisor, HRD will create the certificate to be presented to the Years of Service recipient.

1) Save a copy of this form for your records.

2) Print this form as a *.pdf *OR* print and scan this form in as *.pdf.

3) E-mail this form and all supporting materials in a **SINGLE** *.pdf file to: BC_Agenda_Requests@oneidanation.org

2016 YOS Recipients

Name	Supervisor Name	ADOH	Years	
1st Quarter				
VANDENBERG,CINDY A	POELS,JAMES R	1/14/1991	25	rec'd
SMITH,JACQUELINE M	LAITINEN-WARREN,LAURA	2/4/1991	25	rec'd
HILL,REESE E	DOXTATER,ANDREW J	2/12/1991	25	rec'd
BLAKER,VICTORIA L	CORNELIUS,VINCENT G	3/4/1991	25	will not attend
DANFORTH,CRISTINA S	GTC	3/18/1991	25	rec'd
DENNY,CELESTINE M	GRANT,ANGELA M	3/22/1976	40	will not attend

ONEIDA TRIBE OF WISCONSIN STANDARD OPERATING PROCEDURE	TITLE: Years of Service Recognition Work Standard and Standard Operating Procedure	ORIGINAL DATE: September 1, 2008 REVISION DATE: 2/17/10 Effective Date Upon final signatures
***DIVISION*: All**	APPROVED BY: N/A	DATE: N/A
***DEPARTMENT*: All**	APPROVED BY: N/A	DATE: N/A
Author: BD/BK	APPROVED BY: H.R. Manager Barbara Kolitsch	DATE: 2/17/10
PAGE NO:1 of 2 PRD- 008	REVIEWED BY: *PRO* Susan K. Dorlator	2-11-10

1.0 PURPOSE

To provide a uniform process when recognizing employees for their continuous years of employment with the Oneida Tribe of Indians of Wisconsin.

2.0 DEFINITIONS:

2.1 Years of Service shall be defined as the time period an employee has continuous years of employment with the Oneida Tribe of Indians of Wisconsin.

2.2 Years of Service list shall be defined as a report created by the Human Resource Department utilizing the H.R. systems

3.0 WORK STANDARDS:

3.1 Employees shall be recognized for continuous years of employment with the Oneida Tribe. The following milestones shall be criteria for recognition in accordance with the Tribal Years of Service program:

3.1.1 3 years
3.1.2 5 years
3.1.3 10 years
3.1.4 15 years
3.1.5 20 years
3.1.6 25 years
3.1.7 30 years
3.18 35 years

3.2 Supervisors are encouraged to recognize their employees at a staff function when an employee reaches the following milestones:

3.2.1 3 - 14 years

3.3 Division Director level positions, in coordination with the employee's supervisor, are encouraged to recognize employees within their respective divisions when an employee reaches the following milestones:

3.3.1 15 – 20 years

3.4 The General Manager, Gaming General Manager, Chief Financial Officer and Chief of Staff, in coordination with the employee's supervisor, are encouraged to

recognize employees within their respective chain of command when an employee reaches the following milestones:

3.4.1 21 – 24 years

3.5 The General Manager, Gaming General Manager, Chief Financial Officer and Chief of Staff, in coordination with the employee's supervisor, shall place recognition of an employee on a duly called Oneida Business Committee agenda when an employee reaches the following milestones:

3.5.1 25 years

3.5.2 30 years

3.5.3 35 years

3.5.4 +5 year increments

3.6 Recognitions and/or awards, in excess of what the Years of Service program provides, shall not be allowed through the departmental budget.

4.0 PROCEDURES

ONEIDA HUMAN RESOURCE DEPARTMENT

4.1 Shall promulgate a list of employees attaining years of service recognition in accordance with criteria outlined in 3.1.

4.2 The years of service list shall be distributed quarterly to each appropriate Division Director

DIVISION DIRECTOR

4.3 Shall distribute the years of service list to the appropriate supervisor

SUPERVISOR

4.4 Shall coordinate the recognition per the years of services list. E.g. Department level recognition, Division level recognition, etc.

GENERAL MANAGER, GAMING GENERAL MANAGER, CHIEF FINANCIAL OFFICER, CHIEF OF STAFF

4.5 Shall coordinate efforts with the appropriate Division Director and supervisor to place on a duly called Oneida Business Committee meeting agenda recognition of an employee for years of service outlined in 3.5

5.0 REFERENCES

5.1 Years of Service program contract

5.2 Tribal Wide Employee Incentives Work Standards and procedures

Oneida Business Committee Agenda Request

1. Meeting Date Requested: 04 / 27 / 16

2. General Information:

Session: ☒ Open ☐ Executive - See instructions for the applicable laws, then choose one:

Agenda Header: Oaths of Office

☐ Accept as Information only

☒ Action - please describe:

Administer Oath of Office to Marena Bridges to the Oneida Library Board

3. Supporting Materials

☐ Report ☐ Resolution ☐ Contract

☐ Other:

1. 3.

2. 4.

☐ Business Committee signature required

4. Budget Information

☐ Budgeted - Tribal Contribution ☐ Budgeted - Grant Funded ☐ Unbudgeted

5. Submission

Authorized Sponsor / Liaison: Lisa Summers, Tribal Secretary

Primary Requestor: Kathleen M. Metoxen, Executive Tribal Clerk
Your Name, Title / Dept. or Tribal Member

Additional Requestor:
Name, Title / Dept.

Additional Requestor:
Name, Title / Dept.

Oneida Business Committee Agenda Request

6. Cover Memo:

Describe the purpose, background/history, and action requested:

The posting was in the February 4, 206 issue of the Kalihwisaks for (1) vacancy on the Oneida Library Board for a (3) year term with the deadline of March 4, 2016. There was (1)applicant for the (1) vacancy on the Oneida Library Board. The appointment was made on the April 13, 2016 BC Agenda.

1) Save a copy of this form for your records.

2) Print this form as a *.pdf *OR* print and scan this form in as *.pdf.

3) E-mail this form and all supporting materials in a **SINGLE** *.pdf file to: BC_Agenda_Requests@oneidanation.org

Oneida Business Committee Agenda Request

1. Meeting Date Requested: 04 / 27 / 16

2. General Information:

Session: ☒ Open ☐ Executive - See instructions for the applicable laws, then choose one:

Agenda Header: Oaths of Office

☐ Accept as Information only

☒ Action - please describe:

Administer Oath of Office to Janice Mc Lester, Candace House, Blanche Mary Adams, and Sandra Skenandore to the Anna John Resident Centered Care Community Board.

3. Supporting Materials

☐ Report ☐ Resolution ☐ Contract

☐ Other:

1. 3.

2. 4.

☐ Business Committee signature required

4. Budget Information

☐ Budgeted - Tribal Contribution ☐ Budgeted - Grant Funded ☐ Unbudgeted

5. Submission

Authorized Sponsor / Liaison: Lisa Summers, Tribal Secretary

Primary Requestor: Kathleen M. Metoxen, Executive Tribal Clerk
Your Name, Title / Dept. or Tribal Member

Additional Requestor:
Name, Title / Dept.

Additional Requestor:
Name, Title / Dept.

Oneida Business Committee Agenda Request

6. Cover Memo:

Describe the purpose, background/history, and action requested:

The posting was in the February 18, 2016 issue of the Kalihwisaks for (4) vacancies on the Anna John Resident Centered Care Community Board to finish the terms with the deadline of March 18, 2016. There were (9) applicants for the (4) vacancies on the Anna John Resident Centered Care Community Board. The appointment was made on the April 13, 2016 BC Agenda. With these people finishing these terms:

Janice Mc Lester-7/8/18
Candace House-1/28/18
Blanche Mary Adams-7/25/17
Sandra Skenandore-11/12/17

1) Save a copy of this form for your records.

2) Print this form as a *.pdf *OR* print and scan this form in as *.pdf.

3) E-mail this form and all supporting materials in a **SINGLE** *.pdf file to: BC_Agenda_Requests@oneidanation.org

Oneida Business Committee Agenda Request

1. Meeting Date Requested: 04 / 27 / 16

2. General Information:

Session: ☒ Open ☐ Executive - See instructions for the applicable laws, then choose one:

Agenda Header: Minutes

☐ Accept as Information only

☒ Action - please describe:

Approve April 13, 2016, regular meeting minutes

3. Supporting Materials

☐ Report ☐ Resolution ☐ Contract

☒ Other:

1. April 13, 2016, regular meeting minutes
2.
3.
4.

☐ Business Committee signature required

4. Budget Information

☐ Budgeted - Tribal Contribution ☐ Budgeted - Grant Funded ☐ Unbudgeted

5. Submission

Authorized Sponsor / Liaison: Lisa Summers, Tribal Secretary

Primary Requestor/Submitter: Heather Heuer, Info. Mgmt. Specialist/BC Support Office
Your Name, Title / Dept. or Tribal Member

Additional Requestor:
Name, Title / Dept.

Additional Requestor:
Name, Title / Dept.

D R A F T

Oneida Business Committee

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

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

Minutes - DRAFT

EXECUTIVE SESSION
Present: Chairwoman Tina Danforth, Vice-Chairwoman Melinda J. Danforth, Treasurer Trish King, Secretary Lisa Summers, Council members: Fawn Billie, Tehassi Hill, David Jordan, Jennifer Webster;
Not Present: ;
Arrived at: Councilman Brandon Stevens at 9:05 a.m.;
Others present: Jo Anne House, Larry Barton, Joanie Buckley, Michelle Danforth, Tamara Vanschyndel, Patrick Stensloff, Louise Cornelius, Michele Doxtator, Rich VanBoxtel, Chad Fuss, Dave Cluckey, Bill Cornelius, Janice Jourdan, Mark Powless, Tom Danforth, Barb Erikson, Matt Denny, Leon Adams, William Cornelius;

REGULAR MEETING
Present: Chairwoman Tina Danforth, Vice-Chairwoman Melinda J. Danforth, Treasurer Trish King, Secretary Lisa Summers, Council members: Fawn Billie, Tehassi Hill, David Jordan, Brandon Stevens, Jennifer Webster;
Not Present: ;
Arrived at: ;
Others present: Jo Anne House, Heather Heuer, Brad Graham, Bill Graham, Russell Skenandore, Mike Debraska, Cathy Metoxen, Nancy Barton, Danelle Wilson, RC Metoxen, Jessica Wallenfang, Louise Cornelius, Dawn Moon-Kopetsky, Ed Delgado, Leyne Orosco, Geraldine Danforth, Madelyn Genskow, Larry Barton, Paul Witek, Doug McIntyre, Patrick Pelky, James Petitjean, Scott Cottrell, Troy Parr, Linda Dallas, Marianne Close, Connie Danforth, Sandra Reveles, Carol Elm, Bridget John;

I. CALL TO ORDER AND ROLL CALL by Chairwoman Tina Danforth at 8:59 a.m.

II. OPENING by Councilman Tehassi Hill

III. ADOPT THE AGENDA (00:03:22)

Motion by Lisa Summers to adopt the agenda with the following change [delete item 16.D.02. Accept transition team update re: Continuation of additional duties compensation for Division Director of Land Management, as this item will added to the April 27, 2016, regular Business Committee agenda], seconded by Jennifer Webster. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens, Lisa Summers, Jennifer Webster

D R A F T

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

V. MINUTES (00:07:43)

A. Approve March 30, 2016, regular meeting minutes

Sponsor: Lisa Summers, Tribal Secretary

Motion by Melinda J. Danforth to approve the March 30, 2016, regular meeting minutes with the following changes [delete Tribal Treasurer Trish King from being listed as "Present" under Regular Session attendance list; and add further clarification on time stamps with dates], seconded by Jennifer Webster. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens, Lisa Summers, Jennifer Webster

VI. RESOLUTIONS (00:11:37)

A. Adopt resolution titled Revising the Standard Oath for Elected and Appointed Positions

Sponsor: Lisa Summers, Tribal Secretary

Motion by Lisa Summers to adopt resolution 04-13-16-A Revising the Standard Oath for Elected and Appointed Positions, seconded by Fawn Billie. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens, Lisa Summers, Jennifer Webster

VII. APPOINTMENTS (00:17:30)

A. Appoint Marena A. Bridges to the Oneida Library Board

Sponsor: Tina Danforth, Tribal Chairwoman

Motion by Lisa Summers to appoint Marena A. Bridges to the Oneida Library Board, seconded by Fawn Billie. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens, Lisa Summers, Jennifer Webster

B. Appoint Janice McLester, Candace House, Blanche Mary Adams, and Sandra Skenandore to the Anna John Residential Centered Care Community Board

Sponsor: Tina Danforth, Tribal Chairwoman

Motion by David Jordan to appoint Janice McLester, Candace House, Blanche Mary Adams, and Sandra Skenandore to the Anna John Residential Centered Care Community Board, seconded by Melinda J. Danforth. Motion carried with two abstentions:

Ayes: Melinda J. Danforth, Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens

Abstained: Lisa Summers, Jennifer Webster

D R A F T

VIII. STANDING COMMITTEES (00:19:13)

A. Legislative Operating Committee

Sponsor: Councilman Brandon Stevens, Chair

1. Accept March 22, 2016, Legislative Operating Committee meeting minutes

Motion by Melinda J. Danforth to accept the March 22, 2016, Legislative Operating Committee meeting minutes, seconded by Lisa Summers. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens, Lisa Summers, Jennifer Webster

B. Finance Committee

Sponsor: Tribal Treasurer Trish King, Chair

1. Approve April 4, 2016, Finance Committee meeting minutes

Motion by David Jordan to approve the April 4, 2016, Finance Committee meeting minutes, seconded by Jennifer Webster. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens, Lisa Summers, Jennifer Webster

C. Community Development & Planning Committee

Sponsor: Tribal Vice-Chairwoman Melinda J. Danforth, Chair

1. Accept Community Development & Planning Committee FY '16 1st quarter report

EXCERPT FROM MARCH 30, 2016: Motion by Fawn Billie to defer the Community Development & Planning Committee FY '16 1st quarter report to the April 13, 2016, regular Business Committee meeting, seconded by Tehassi Hill. Motion carried unanimously.

Motion by David Jordan to accept the Community Development & Planning Committee FY '16 1st quarter report, seconded by Tehassi Hill. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens, Lisa Summers, Jennifer Webster

D. Quality of Life Committee *(No Requested Action)*

D R A F T

IX. GENERAL TRIBAL COUNCIL (00:20:40)

Treasurer Trish King departs at 9:33 a.m.

A. Enter E-poll results into the record for the approval to move the John Powless and Yvonne Metivier petitions, both regarding per capita payments, to the June 13, 2016, Special General Tribal Council meeting and cancel the May 23, 2016, Special General Tribal Council meeting date that was approved for these two items
Sponsor: Lisa Summers, Tribal Secretary

Motion by Lisa Summers to enter the E-poll results into the record for the approval to move the John Powless and Yvonne Metivier petitions, both regarding per capita payments, to the June 13, 2016, Special General Tribal Council meeting and cancel the May 23, 2016, Special General Tribal Council meeting date that was approved for these two items, seconded by Jennifer Webster. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, Tehassi Hill, David Jordan, Brandon Stevens, Lisa Summers, Jennifer Webster
Not Present: Trish King

X. STANDING ITEMS *(No Requested Action)*

XI. UNFINISHED BUSINESS *(No Requested Action)*

XII. TABLED BUSINESS *(No Requested Action)*

XIII. NEW BUSINESS (00:42:26)

A. Approve request to post one (1) vacancy on the Oneida Personnel Commission
Sponsor: Lisa Summers, Tribal Secretary

Motion by Jennifer Webster to approve the request to post one (1) vacancy on the Oneida Personnel Commission, seconded by David Jordan. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, Tehassi Hill, David Jordan, Brandon Stevens, Lisa Summers, Jennifer Webster
Not Present: Trish King

Treasurer Trish King returns at 9:45 a.m.
Secretary Lisa Summers departs at 9:49 a.m.
Secretary Lisa Summers returns at 9:52 a.m.

B. Approve Concept Paper for CIP # 16-006 and CIP # 16-007 Main & Mason St. Casino Exterior Enhancement
Sponsor: Louise Cornelius, Gaming General Manager

Motion by Jennifer Webster to approve the Concept Paper for CIP # 16-006 and CIP # 16-007 Main & Mason St. Casino Exterior Enhancement, seconded by Lisa Summers. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens, Lisa Summers, Jennifer Webster

D R A F T

Vice-Chairwoman Melinda J. Danforth departs at 9:56 a.m.
Councilman Tehassi Hill departs at 10:04 a.m.
Councilman Tehassi Hill returns at 10:08 a.m.
Vice-Chairwoman Melinda J. Danforth returns at 10:20 a.m.

C. Approve five (5) requests regarding proposed Compensation Plans and wage/salary increases
Sponsor: Trish King, Tribal Treasurer

Motion by Lisa Summers to accept the Compensation Plan proposal as information and to forward the item to the Law and Finance Offices for analyses to be brought back to the Business Committee, seconded by Fawn Billie. Motion carried unanimously:
Ayes: Melinda J. Danforth, Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens, Lisa Summers, Jennifer Webster

Motion by Trish King to request the legal and financial analyses be brought back to the April 27 2016, regular Business Committee meeting and that we ask for an option to be prepared that would provide a dollar amount for increases versus a percentage, seconded by Lisa Summers. Motion carried unanimously:
Ayes: Melinda J. Danforth, Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens, Lisa Summers, Jennifer Webster

D. Approve three (3) requests regarding the proposed schedule for the second regular Business Committee meeting in April 2016
Sponsor: Lisa Summers, Tribal Secretary

Motion by Jennifer Webster to cancel executive discussion meeting scheduled for Monday, April 25, 2016; to hold executive discussion as part of the regularly scheduled Business Committee meeting on Wednesday, April 27, 2016; and to schedule Thursday, April 28, 2016, as a tentative Business Committee meeting continuation date, in the event additional meeting time is needed, seconded by David Jordan. Motion carried unanimously:
Ayes: Melinda J. Danforth, Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens, Lisa Summers, Jennifer Webster

XIV. TRAVEL

A. TRAVEL REPORTS (1:58:40)

1. Accept travel report – Treasurer Trish King and Councilwoman Jennifer Webster – National Reservation Economic Summit (RES) – Las Vegas, NV – March 20-24, 2016

Motion by David Jordan to accept the travel report – Treasurer Trish King and Councilwoman Jennifer Webster – National Reservation Economic Summit (RES) – Las Vegas, NV – March 20-24, 2016, seconded by Brandon Stevens. Motion carried with two abstentions:
Ayes: Melinda J. Danforth, Fawn Billie, Tehassi Hill, David Jordan, Brandon Stevens, Lisa Summers
Abstained: Trish King, Jennifer Webster

D R A F T

2. **Accept travel report – Councilman Tehassi Hill – National Congress of American Indians (NCAI) 2016 Executive Council Winter Session – Washington D.C. – February 22-25, 2016**

Motion by David Jordan to accept the travel report – Councilman Tehassi Hill – National Congress of American Indians (NCAI) 2016 Executive Council Winter Session – Washington D.C. – February 22-25, 2016, seconded by Lisa Summers. Motion carried with one abstention:

Ayes: Melinda J. Danforth, Fawn Billie, David Jordan, Trish King, Brandon Stevens, Lisa Summers, Jennifer Webster
Abstained: Tehassi Hill

3. **Accept travel report – Councilman Tehassi Hill – National Indian Gaming Association (NIGA) 2016 Tradeshow & Convention – Phoenix, AZ – March 13-17, 2016**

Motion by Lisa Summers to accept the travel report – Councilman Tehassi Hill – National Indian Gaming Association (NIGA) 2016 Tradeshow & Convention – Phoenix, AZ – March 13-17, 2016, seconded by Jennifer Webster. Motion carried with one abstention:

Ayes: Melinda J. Danforth, Fawn Billie, David Jordan, Trish King, Brandon Stevens, Lisa Summers, Jennifer Webster
Abstained: Tehassi Hill

4. **Accept travel report – Secretary Lisa Summers and Councilwoman Fawn Billie – PL280 Training – Ho-Chunk/Baraboo, WI – March 8-10, 2016**

Motion by David Jordan to accept the travel report – Secretary Lisa Summers and Councilwoman Fawn Billie – PL280 Training – Ho-Chunk/Baraboo, WI – March 8-10, 2016, seconded by Trish King. Motion carried with two abstentions:

Ayes: Melinda J. Danforth, Tehassi Hill, David Jordan, Trish King, Brandon Stevens, Jennifer Webster
Abstained: Fawn Billie, Lisa Summers

B. <u>TRAVEL REQUESTS</u> (2:07:32)

Councilman David Jordan departs at 11:07 a.m.
Councilman David Jordan returns 11:11 a.m.

1. **Approve travel request in accordance Travel & Expense Policy – Up to thirteen (13) Oneida Gaming Commission employees – Wisconsin Gaming Regulators Association (WGRA) Summer 2016 Conference – St. Croix/Danbury, WI – June 15-17, 2016**
   Sponsor: Brandon Stevens, Councilman

Motion by Lisa Summers to approve the travel request in accordance with the Travel & Expense Policy – Up to thirteen (13) Oneida Gaming Commission employees – Wisconsin Gaming Regulators Association (WGRA) Summer 2016 Conference – St. Croix/Danbury, WI – June 15-17, 2016, seconded by Brandon Stevens. Motion carried with one opposed and one abstention:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens, Lisa Summers
Opposed: Jennifer Webster
Abstained: Melinda J. Danforth

D R A F T

2. **Approve travel request in accordance with the Travel & Expense Policy – Up to eight (8) Comprehensive Health Division employees – Share the Care 2016 Cancer Conference – Ho Chunk/Wisconsin Dells, WI – May 17-18, 2016**
   Sponsor: Debra Danforth, Division Director/Comprehensive Health-Operations

Motion by Lisa Summers to approve the travel request in accordance with the Travel & Expense Policy – Up to eight (8) Comprehensive Health Division employees – Share the Care 2016 Cancer Conference – Ho Chunk/Wisconsin Dells, WI – May 17-18, 2016, seconded by Tehassi Hill. Motion carried with one abstention:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens, Lisa Summers, Jennifer Webster
Abstained: Melinda J. Danforth

3. **Approve travel request – Secretary Lisa Summers – Tribal Consultations and Great Lakes Inter-tribal Council (GLITC) meeting – Red Cliff/Bayfield, WI – May 9-12, 2016**

Motion by David Jordan to approve the travel request – Secretary Lisa Summers – Tribal Consultations and Great Lakes Inter-tribal Council (GLITC) meeting – Red Cliff/Bayfield, WI – May 9-12, 2016, seconded by Fawn Billie. Motion carried with one abstention:

Ayes: Melinda J. Danforth, Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens, Jennifer Webster
Abstained: Lisa Summers

Motion by Lisa Summers to recess at 11:52 a.m. until 1:30 p.m., seconded by Jennifer Webster. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens, Lisa Summers, Jennifer Webster

Meeting called to order by Chairwoman Tina Danforth at 1:30 p.m.

Vice-Chairwoman Melinda J. Danforth, Treasurer Trish King, and Councilman Brandon Stevens not present.

D R A F T

XV. REPORTS (2:53:30) *(This section of the agenda is scheduled to begin at 1:30 p.m.)*

Motion by Fawn Billie to move the Anna John Residential Centered Care Community Board FY '16 2nd quarter report to the beginning of the Reports section, seconded by David Jordan. Motion carried unanimously:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Lisa Summers, Jennifer Webster
Not Present: Melinda J. Danforth, Trish King, Brandon Stevens

Vice-Chairwoman Melinda J. Danforth and Treasurer Trish King arrive at 1:31 p.m.
Councilman Brandon Stevens arrives at 1:32 p.m.

A. OPERATIONAL REPORTS

Councilman Tehassi Hill departs at 1:48 p.m.

1. Accept Development Division FY '16 2nd quarter report
Sponsor: James Petitjean, Interim Assistant Division Director/Development; Jacque Boyle, Interim Assistant Division Director/Operations; Scott Cottrell, Utilities Manager

Motion by Jennifer Webster to accept the Development Division FY '16 2nd quarter report, seconded by Lisa Summers. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, David Jordan, Trish King, Brandon Stevens, Lisa Summers, Jennifer Webster
Not Present: Tehassi Hill

Councilman Tehassi Hill returns at 1:52 p.m.

2. Accept Environmental Health & Safety Division FY '16 2nd quarter report
Sponsor: Patrick Pelky, Division Director/Environmental Health & Safety

Motion by Lisa Summers to accept the Environmental Health & Safety Division FY '16 2nd quarter report, seconded by Tehassi Hill. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens, Lisa Summers, Jennifer Webster

3. Accept Division of Land Management FY '16 2nd quarter report
Sponsor: Patrick Pelky, Division Director/Land Management

Motion by Lisa Summers to accept the Division of Land Management FY '16 2nd quarter report, seconded by Jennifer Webster. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens, Lisa Summers, Jennifer Webster

B. CORPORATE REPORTS *(No Requested Action)*

D R A F T

C. BOARDS, COMMITTEES, AND COMMISSIONS

1. Accept Land Commission FY '16 1st quarter report

Chair: Rae Skenandore
Liaison: Tehassi Hill, Councilman

EXCERPT FROM MARCH 30, 2016: Motion by Melinda J. Danforth to table the Land Commission FY '16 1st quarter report until a Land Commissioner can be present, seconded by Lisa Summers. Motion carried unanimously.

Motion by Lisa Summers to accept the Land Commission FY '16 1st quarter report and to ask the Land Commission send written correspondence as to why they are not attending to represent their report, seconded by Trish King. Motion withdrawn.

Motion by Lisa Summers to take this item from the table, seconded by Fawn Billie. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens, Lisa Summers, Jennifer Webster

Motion by Lisa Summers to accept the Land Commission FY '16 1st quarter report and to ask the Land Commission to submit something in writing that indicates why they haven't attended to represent their report, seconded by Trish King. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens, Lisa Summers, Jennifer Webster

Motion by Lisa Summers to send the Comprehensive Policy Governing Boards, Committees and Commissions section 8-4(d) to the Legislative Operating Committee to bring back a recommendation on how to clarify reporting requirements for Boards, Committees, and Commissions, seconded by Fawn Billie. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens, Lisa Summers, Jennifer Webster

2. Accept Anna John Residential Centered Care Community Board FY '16 2nd quarter report

Member: Patricia Moore
Liaison: Melinda J. Danforth, Tribal Vice-Chairwoman

Motion by Jennifer Webster to accept the Anna John Residential Centered Care Community Board FY '16 2nd quarter report, seconded by Lisa Summers. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens, Lisa Summers, Jennifer Webster

3. Accept Oneida Nation Arts Board FY '16 2nd quarter report

Chair Elect: Dawn Walschinski
Liaison: Jennifer Webster, Councilwoman

Motion by David Jordan to accept the Oneida Nation Arts Board FY '16 2nd quarter report, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens, Lisa Summers, Jennifer Webster

D R A F T

XVI. EXECUTIVE SESSION

A. REPORTS

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

Motion by Melinda J. Danforth to accept the Chief Counsel report, seconded by Tehassi Hill. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens, Lisa Summers, Jennifer Webster

B. STANDING ITEMS

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

2. **Oneida Golf Enterprise – Ladies Professional Golf Association** ***(No Requested Action)***

C. AUDIT COMMITTEE ***(No Requested Action)***

D. UNFINISHED BUSINESS

1. **Review Print Shop – Mail Center Operational plan** ***(9:00 a.m.-9:30 a.m.)***
   Sponsor: Joanie Buckley, Division Director/Internal Services Division

   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 months, seconded by Lisa Summers. Motion carried unanimously.*

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:

Ayes: Melinda J. Danforth, Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens, Lisa Summers, Jennifer Webster

2. ~~**Accept transition team update re: Continuation of additional duties compensation for Division Director of Land Management** ***(1:30 p.m.-2:00 p.m.)***~~
   ~~Sponsor: Melinda J. Danforth, Tribal Vice Chairwoman~~

   ~~*EXCERPT FROM MARCH 30, 2016: Motion by Lisa Summers to approve the continuation of additional duties compensation for Division Director of Land Management until June 31, 2016, seconded by Tehassi Hill. Motion carried unanimously.*~~
   ~~*EXCERPT FROM DECEMBER 9, 2015: **(1)** Motion by Lisa Summers to extend the recommended additional duties compensation up to three (3) months, seconded by David Jordan. Motion carried unanimously. **(2)** Motion by Lisa Summers to approve the implementation of the approved Comprehensive Housing Concept and to defer item to the next Business Committee work meeting for the coordination of a team to begin working on a*~~

D R A F T

~~*transition and implementation plan, seconded by Tehassi Hill. Motion carried unanimously.*~~ ~~***(3)*** *Motion by Lisa Summers to request the new transition team provide an update at the March 23, 2016, regular Business Committee meeting, seconded by Jennifer Webster. Motion carried unanimously.*~~

Item deleted at the adoption of the agenda.

3. **Approve limited waiver of sovereign immunity – BDO Consulting – Contract # 2016-0279**
   Sponsor: Patrick Pelky, Division Director/Environmental Health & Safety Division

   EXCERPT FROM MARCH 30, 2016: Motion by Lisa Summers to defer the request to approve a limited waiver of sovereign immunity – BDO Consulting – Contract # 2016-0279 to the April 13, 2016, regular Business Committee meeting and to request Finance bring back suggested solutions on the issues raised today, seconded by Fawn Billie. Motion carried unanimously.

Motion by Tehassi Hill to approve the limited waiver of sovereign immunity – BDO Consulting – Contract # 2016-0279, seconded by Brandon Stevens. Motion carried with one abstention:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens, Lisa Summers, Jennifer Webster
Abstained: Melinda J. Danforth

4. **Review February 2016 Treasurer's Report and determine appropriate next steps**
   Sponsor: Lisa Summers, Tribal Secretary

   EXCERPT FROM MARCH 30, 2016: Motion by Lisa Summers to defer reviewing the February 2016 Treasurer's Report to the April 13, 2016, regular Business Committee meeting, seconded by Fawn Billie. Motion carried unanimously.

Motion by Melinda J. Danforth to accept item as information, seconded by Fawn Billie. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens, Lisa Summers, Jennifer Webster

Motion by Lisa Summers to direct the Tribal Secretary's Office to communicate with Direct Reports and Boards, Committees, and Commissions on including the revised financial statements in their quarterly reports, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens, Lisa Summers, Jennifer Webster

E. TABLED BUSINESS *(No Requested Action)*

F. NEW BUSINESS

1. **Review Concern # 2016-CC-02 and determine appropriate next steps**
   Sponsor: Lisa Summers, Tribal Secretary

Motion by Melinda J. Danforth to accept Concern # 2016-CC-02 and forward the complaint to the appropriate Supervisor, seconded by Lisa Summers. Motion carried with one abstention:

Ayes: Melinda J. Danforth, Fawn Billie, Tehassi Hill, David Jordan, Trish King, Lisa Summers, Jennifer Webster
Abstained: Brandon Stevens

D R A F T

2. **Review Surveillance System Replacement Project information and determine appropriate next steps with Gaming Commission, Gaming, Retail, and Finance**
   Sponsor: Lisa Summers, Tribal Secretary ***(2:00p.m.-2:45 p.m.)***

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:
Ayes: Melinda J. Danforth, Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens, Lisa Summers, Jennifer Webster

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:
Ayes: Melinda J. Danforth, Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens, Lisa Summers, Jennifer Webster

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:
Ayes: Melinda J. Danforth, Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens, Lisa Summers, Jennifer Webster

3. **Approve limited waiver of sovereign immunity – Tyco Integrated Security – Contract # 2016-0007** ***(9:30 a.m.-10:00 a.m.)***
   Sponsor: Debra Danforth, Division Director/Comprehensive Health-Operations

Motion by Lisa Summers to approve the limited waiver of sovereign immunity – Tyco Integrated Security – Contract # 2016-0007, seconded by Jennifer Webster. Motion carried unanimously:
Ayes: Melinda J. Danforth, Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens, Lisa Summers, Jennifer Webster

XVII. ADJOURN

Motion by Lisa Summers to adjourn at 2:46 p.m., seconded by Jennifer Webster. Motion carried unanimously:
Ayes: Melinda J. Danforth, Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens, Lisa Summers, Jennifer Webster

Minutes prepared by Heather Heuer, Information Management Specialist
Minutes approved as presented/corrected on _____.

_____
Lisa Summers, Secretary
ONEIDA BUSINESS COMMITTEE

Oneida Business Committee Agenda Request

1. Meeting Date Requested: 04 / 27 / 16

2. General Information:

Session: ☒ Open ☐ Executive - See instructions for the applicable laws, then choose one:

Agenda Header: Resolutions

☐ Accept as Information only

☒ Action - please describe:

1. Review FY 16 Referenced Funding Agreement (TTP Funds)
2. Approve Resolution
3. Signature of approval from the Tribal Chairwoman Christina Danforth

3. Supporting Materials

☐ Report ☐ Resolution ☐ Contract

☐ Other:

1. Resolution
2. TTP Funding Agreement
3.
4.

☒ Business Committee signature required

4. Budget Information

☐ Budgeted - Tribal Contribution ☒ Budgeted - Grant Funded ☐ Unbudgeted

5. Submission

Authorized Sponsor / Liaison: James Petitjean, Interim Assistant Div. Dir./Development

Primary Requestor: Submitted by: Colleen Cottrell, Admin. Services Manager/Development
Your Name, Title / Dept. or Tribal Member

Additional Requestor:
Name, Title / Dept.

Additional Requestor:
Name, Title / Dept.

ONEIDA LAW OFFICE

CONFIDENTIAL: ATTORNEY/CLIENT WORK PRODUCT

TO: James J. Petitjean
Engineering Department

FROM: Michelle L. Mays, Staff Attorney

DATE: April 15, 2016

RE: U.S. Interior, Dept. of Bureau of Indian Affairs-
2016 Reference Funding Agreement

Use this number on future correspondence:

2016-0198

Purchasing Department Use
_____ **Contract Approved**
_____ **Contract Not Approved**
(see attached explanation)

If you have any questions or comments regarding this review, please call 869-4327.

The attached agreement, contract, policy and/or guaranty has been reviewed by the Oneida Law Office for legal content only. Please note the following:

- ✓ The document is in appropriate legal form. *(Execution is a management decision.)*
- ✓ Attached is the revised Resolution. It is now ready for approval by the Oneida Business Committee.

Oneida Nation

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

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

BC Resolution # __-__-__-_
Resolution Approving a Government to Government Agreement for Tribal Transportation Funding and TTP Referenced Funding Agreements (RFA) Fiscal Year 2016

WHEREAS, the Oneida Nation is a federally recognized Indian government and a treaty tribe recognized by the laws of the United States of America; and

WHEREAS, the Oneida General Tribal Council is the governing body of the Oneida Nation; and

WHEREAS, the Oneida Business Committee has been delegated the authority of Article IV, Section 1, of the Oneida Tribal Constitution by the Oneida General Tribal Council; and

WHEREAS, transportation plays an integral role in serving local infrastructure and community needs; and

WHEREAS, the Oneida Business Committee established a Government to Government Agreement to provide Tribal Transportation related funding including planning, construction and maintenance with the Bureau of Indian Affairs (Bureau); and

WHEREAS, the Bureau and the Oneida Business Committee desire to continue the Government-to-Government Agreement (Agreement) and associated Referenced Funding Agreements to provide the Tribal Transportation related funding.

NOW THEREFORE BE IT RESOLVED, that the Oneida Business Committee hereby approves the Government to Government Agreement and associated Referenced Funding Agreements for Tribal Transportation funding for Fiscal Year 2016 and future years until this approval is rescinded; and

BE IT FINALLY RESOLVED, that the Oneida Business Committee supports and adopts the 2016 TTP referenced funding agreement and government to government agreement for tribal transportation funding.

FY2016 REFERENCED FUNDING AGREEMENT

Pursuant to Oneida Tribe of Indians of Wisconsin Tribal Transportation Program Agreement ( ) With the Bureau of Indian Affairs

Section 1. Authority. This Referenced Funding Agreement (RFA) is entered into by the Director, Bureau of Indian Affairs (BIA), on behalf of the Secretary of the Interior, and by the Oneida Tribe of Indians of Wisconsin (Tribe) and together with the BIA (collectively "the Parties"), pursuant to the Tribal Transportation Program Agreement (Program Agreement) between the Parties for comprehensive transportation planning, research, design, engineering, construction, maintenance of highway, road, bridge, parkway, or transit facility programs or projects that are located on, or which provide access to, the Oneida Tribe of Indians of Wisconsin along with related program administration activities and associated transportation services authorized by Chapter 2 of Title 23, United States Code, as amended by the Fixing America's Surface Transportation Act (FAST Act) Pub. L. 114-94 (December 4, 2015), 25 C.F.R. Part 170, and in accordance with the Indian Self-Determination and Education Assistance Act (hereinafter "the ISDEAA"), Pub. L. 93-638, as amended, for purposes of Federal Tort Claims Act coverage, and by resolution of the Tribe's governing body.

Section 2. Effective Date. If the Program Agreement is in effect, this RFA is effective upon its approval and execution by authorized representatives of the Tribe and BIA; alternatively, if the Program Agreement is not in effect, this RFA shall become effective only upon approval of the Program Agreement by authorized representatives of the Tribe and BIA.

Section 3. Purpose. The purpose of this RFA is to set forth specific conditions for Fiscal Year 2016 funding under the Program Agreement, including terms that identify the specific programs, functions, services and activities (PFSAs) to be performed, the funds to be provided, the time and method of payment, and such other provisions as the Parties agree in writing, if any, as provided below.

Section 4. Activities to be Performed. The activities covered by this RFA and as further detailed in the Tribe's current FHWA-approved Tribal Transportation Improvement Program (TTIP):

- Transportation Planning, including National Tribal Transportation Facility Inventory (NTTFI) updates;
- Program Administration;
- Preliminary Engineering;
- Construction;
- Construction Engineering;
- Construction Management;
- Road Maintenance as authorized by 23 U.S.C. § 202 (a)(8)(A);
- Repayment of Financing Instruments and Tribal Transportation Program (TTP) eligible costs as defined in the Tribe's Advance Construction Agreement;

- Development and negotiation of Tribal-State road maintenance agreements as authorized 23 U.S.C. § 202 (a)(8)(C);
- Other TTP-eligible activities authorized under Chapter 2 of Title 23 or 25 C.F.R. Part 170, as amended by the FAST Act.

Section 5. Summary of Funds. The total amount and sources of funding provided under this RFA are as follows:

Prior Year Funds (If Applicable)		
IRR Program Funds		
IRR Program Transportation Planning (2%)		
IRR Bridge Program Funds		
TTP Funds		
TTP Transportation Planning Funds (2%)		
TTP Safety Funds		
Tribal Transportation Facility Bridge Program Funds		
Other Prior Year Funding		
Total Prior Year Funding	***$***	-
FY 2016 Tribal Transportation Program Funds and Other FHWA Funds		
TTP Funds	$	1,037,816.00
TTP Transportation Planning Funds (2%)	$	23,587.00
TTP Safety Funds		
Tribal Transportation Facility Bridge Program Funds		
Other Federal Lands Highways Program Funds		
Funds Transferred Under Intergovernmental Fund Transfer Agreement		
Other Funds As Described in Attached Agreement		
Funds Retained Under Retained Services Addendum	$	(5,000.00)
Total FY 2016 Funds:	***$***	***1,056,403.00***
Total Amount for this RFA:	**$**	**1,056,403.00**

Section 6. Eligibility for Additional Funding and Services. The Tribe shall be eligible for additional TTP funds on the same basis as other Indian tribes according to the statutory distribution in 23 U.S.C. § 202 (b), as well as other funds, not included in this RFA, which are made available to tribes on a competitive, formula, or other basis, including non-recurring funding. Whenever there are errors in calculations or other mistakes regarding estimates of available funding which may need to be renegotiated, both Parties agree to take action as necessary to correct such errors.

Section 7. Time and Method of Payment. Subject to the availability of funds, and the execution of this RFA by both Parties, the Director shall provide to the Tribe or its designee the funds identified in Section 5 of this RFA in a single advance payment within thirty (30) calendar days. This transfer shall be made electronically. The final amounts available in the fiscal year are subject to the determination of the Tribe's share under Article II, Section 2.B of the TTP Program Agreement.

Section 8. Other Provisions.

A. Use of Funds Advanced. Funds advanced to the Tribe shall be used by the Tribe as permitted under 23 U.S.C. § 202 and 25 C.F.R. Part 170, both as amended by the FAST Act, other applicable laws, and for the purposes authorized under the Program Agreement. The Tribe reserves the right to reallocate funds among the eligible projects identified on its FHWA-approved Transportation Improvement Program (TIP), so long as such funds are used in accordance with Federal appropriations law. Further, funds advanced to the Tribe pending disbursement for a purpose authorized under the Program Agreement shall be placed in appropriate savings, checking or investment accounts as further detailed in the Program Agreement. As provided in 25 C.F.R. Part 170.607, contract support costs are an eligible item out of the Tribe's Program allocation and will be included in project construction budgets prepared by the Tribe. The Tribe may apply its most current negotiated Indirect Cost Rate to the funds paid under this RFA to determine the amount of funds that may be used by the Tribe to pay eligible contract support cost expenses associated with carrying out the Program Agreement.

B. Prior Year Indian Reservation Roads Program Funds. Any prior year Indian Reservation Roads (IRR) Program Relative Need Distribution Formula funds, IRR Program Transportation Planning funds, IRR Bridge Program funds, IRR High Priority Project funds advanced to the Tribe that were made available under the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU), Pub. L. 109-59 (August 10, 2005), shall be administered in accordance with the provisions of SAFETEA-LU including, but not limited to, the restriction that only 25% of such funds may be used for eligible road maintenance activities, 25 C.F.R. Part 170 and other applicable laws. Upon the request of the Tribe, the Director shall provide technical assistance regarding, but not limited to, the administration of the SAFETEA-LU funds advanced under this RFA.

C. Carryover. As provided in Article II, Sec. 8 of the Program Agreement or unless otherwise noted, any funds which are paid to the Tribe under this RFA which have not been expended by the Tribe at the conclusion of the Federal fiscal year shall not expire, shall remain in the custody of the Tribe and be used for the purposes authorized herein and under the Program Agreement.

Section 9. Amendments. Except as otherwise provided by the Program Agreement, any modification of this RFA shall be in the form of a written amendment and shall require the signatures of the authorized representatives of the Tribe and the Director.

Section 10. Retained Services. In accordance with Article IV, Section 7.B., of the Program Agreement, and upon agreement of both parties, the Director will perform the activities identified in the attached "Retained Services Addendum" (RSA), if any. The funds identified in said addendum shall be retained by the Director. Any funds retained under this RSA that are not expended by the Director as of September 1st of the respective funding year shall be obligated to the Tribe's Program Agreement prior to September 30th of that funding year.

Section 11. Notice of Availability of Additional Funds - If the Bureau of Indian Affairs receives notice of the availability of additional FY2016 funding for any purpose authorized under the Program Agreement and RFA, including the availability of unspent TTP funds, the Director shall promptly notify the Tribe regarding such funding so that the Tribe may access and apply for any funds they may be eligible to receive.

Section 12. Successor Funding Agreements - Ninety (90) days before the expiration of this RFA, the Parties shall commence negotiation of a successor RFA.

Oneida Tribe of Indians of Wisconsin

By_____
Cristina Danforth
Chairperson

_____
Date

United States Department of the Interior
Bureau of Indian Affairs

By_____
Hankie P. Ortiz
Deputy Bureau Director
Office of Indian Services

_____
Date

TRIBAL TRANSPORTATION PROGRAM AGREEMENT BETWEEN THE ONEIDA TRIBE OF INDIANS OF WISCONSIN AND THE UNITED STATES DEPARTMENT OF THE INTERIOR BUREAU OF INDIAN AFFAIRS

ARTICLE I – AUTHORITY AND PURPOSE

Section 1. Authority. This Tribal Transportation Program Agreement (hereinafter "the Agreement") is entered into by the Director of the Bureau of Indian Affairs, (hereinafter "Director," which term shall mean the Director or his designee, as appropriate), for and on behalf of the United States Department of the Interior, Bureau of Indian Affairs (hereinafter "BIA") and by the Oneida Tribe of Indians of Wisconsin (hereinafter "the Tribe") (collectively hereinafter the "Parties"), under the authority of the Constitution and By-Laws of the Tribe and by resolution of the Tribal Government, a copy of which is attached hereto, and under the authority granted by Chapter 2 of Title 23, United States Code, as amended by the Fixing America's Surface Transportation Act (FAST Act), Pub. L. 114-94 (December 4, 2015), and the Delegations of Authority set forth in 25 U.S.C. §§ 1, 1a, and 2. This agreement will be implemented in a manner consistent with Executive Order 13175 (Nov. 6, 2000, 65 Fed. Reg. 67249) (Consultation and Coordination with Indian Tribal Governments), the Presidential Memorandum on Tribal Consultation dated November 5, 2009, and authorizes the Tribe to perform the planning, research, design, engineering, construction, and maintenance of highway, road, bridge, parkway, or transit facility programs or projects that are located on, or which provide access to, the Oneida Tribe of Indians of Wisconsin Reservation or a community of the Tribe that are eligible for funding pursuant to 25 CFR Part 170 (TTP regulations), as amended by the FAST Act. This Agreement is made pursuant to 23 U.S.C. § 202 (a)(2)(B), the TTP regulations, and as authorized by the Indian Self-Determination and Education Assistance Act (hereinafter "the ISDEAA"), Pub. L. 93-638, as amended (25 U.S.C. §§ 450, et seq.), for purposes of Federal Tort Claims Act coverage.

Section 2. **Purpose**. The purpose of this Agreement is as follows:

A. to transfer to the Tribe all of the functions and duties that the Secretary of the Interior would have performed with respect to a program or project under Chapter 2 of Title 23, United States Code, other than those functions and duties that cannot be legally transferred under 23 U.S.C. §§ 202 (b)(6)(A) and (B), together with such additional activities as the Tribe may perform under the FAST Act and the TTP Regulations;

B. to carry out the statutory requirements pursuant to section 1118 of the FAST Act and to maintain and improve its unique and continuing government-to-government relationship with and responsibility to the Tribe;

C. to provide the Tribe or its designee, under this Agreement, its formula share of TTP funds pursuant to the FAST Act and the TTP regulations, together with such additional Federal Lands Highways funds as the Tribe may receive or otherwise be entitled to through a formula or competitive grant, award, earmark or other appropriation to the Department of Transportation, as well any other state-aid funds under Chapter 1 of Title 23, United States Code, or funds from other sources that may be made available to the Tribe under an agreement to transfer such funds approved the Director or his designee.

D. to provide the Tribe or its designee, under this Agreement, such available prior year funds remaining under the Moving Ahead for Progress in the 21st Century Act (MAP-21), Pub. L. 112-141 (July 6, 2012), or the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU), Pub. L. 109-59 (August 10, 2005), as the Tribe wishes to receive, provided that:

(i) MAP-21 funds transferred to the Tribe under this Agreement shall be administered in accordance with this Agreement;

(ii) SAFETEA-LU funds transferred to the Tribe under this Agreement shall be administered in accordance with the provisions of SAFETEA-LU including, but not limited to, the restriction that only 25% of such funds may be used for eligible road maintenance activities, 25 C.F.R. Part 170 and other applicable laws. Upon the request of the Tribe, the Director shall provide technical assistance regarding, but not limited to, the administration of the SAFETEA-LU funds transferred under this Agreement;

(iii) MAP-21, SAFETEA-LU or other funds previously transferred to the Tribe shall continue to be administered in accordance with the Tribe's MAP-21 and/or

SAFETEA-LU Program Agreement approved by the Director on August 22, 2013, which the Parties now mutually agree shall amended to add the reporting requirements in Article III, Section 7., herein, and extended until such funds are expended or returned to the Director.

ARTICLE II – TERMS, PROVISIONS, and CONDITIONS

Section 1. Effective Date and Term. This agreement shall become effective upon the date of its approval and execution by authorized representatives of the Tribe and the Director and shall automatically extend for the maximum period authorized by any statutory extensions to the FAST Act or until all funds transferred to the Tribe under this Agreement have been expended or returned to the Director, whichever occurs last.

Section 2. Funding.

A. Subject to the availability of funding and in accordance with 23 U.S.C. § 202 (b)(4), the Director shall provide to the Tribe or its designee, through an electronic transfer, a single annual lump sum funding amount equal to the amount that the Tribe would otherwise receive for the TTP as described in 23 U.S.C. § 202 (b)(3). Not later than 30 days after the date on which funds are made available to the Director, the funds shall be distributed to, and made available for immediate use.

B. Upon the execution of this Agreement and a Referenced Funding Agreement (RFA) by both Parties, and subject to the availability of funds and the determination of the Tribe's annual funding percentage under 23 U.S.C. § 202 (b)(3), the Director shall notify the Tribe or its designee, in accordance with Article IV, Section 1 of this Agreement, that the funds identified in the RFA are available. The Tribe shall submit electronic banking information as required by the ACH Vendor/Miscellaneous Payment Enrollment Form (see Attachment B) and register in the Treasury Department's Automated Standard Payment System (ASAP) to receive the funds into its account. The Director shall provide to the Tribe a single advance payment in the amount identified in an RFA within thirty (30) calendar days of his receipt of the Payment Enrollment Form and notification of the Tribe's enrollment in ASAP. The Parties agree that the RFA will be renegotiated annually on a fiscal year basis.

C. Pursuant to 25 CFR §§ 170.607 – 170.608, Contract Support Costs (CSCs) are an eligible cost and the Tribe may use their TTP allocation to pay such costs. The Tribe shall include a line item for CSCs in the Tribe's project construction budgets. The Tribe may also include, as eligible CSCs, one-time start-up costs and pre-award costs incurred by the Tribe in the initial year of this Agreement similar to 25 U.S.C. §§ 450j-1(a)(5) and (6). The Parties acknowledge that TTP funds are distributed pursuant to a statutory formula to the federally-recognized tribes participating in the TTP and that the Tribe's total share of TTP funds includes all direct and indirect costs associated with the TTP. The parties also acknowledge there are no additional TTP or other funds from the Department of the Interior are available for any additional CSCs which are incurred.

D. Funds advanced to the Tribe under this Agreement shall be used by the Tribe as permitted under 23 U.S.C. § 202 (a)(1) and the TTP regulations, as amended by the FAST Act, other applicable laws, and as authorized under this Agreement. The Tribe reserves the right to reallocate funds among the eligible projects identified on an FHWA-approved TTP Transportation Improvement Program (TTPTIP), so long as such funds are used in accordance with Federal appropriations law. Funds advanced to the Tribe pending disbursement for a purpose authorized under the Agreement may not be reprogrammed for other purposes and therefore shall be placed in a savings, checking or investment account containing only funds transferred under this Agreement, which is separated from, and tracked independently of, all other Tribal accounts. For purposes of this Agreement, such funds when invested or deposited by the Tribe shall be subject to the following:

(i) Advanced funds not immediately spent for program activities may be invested only in obligations of the United States, in obligations or securities that are guaranteed or insured by the United States, or mutual (or other) funds registered with the Securities and Exchange Commission and which only invest in obligations of the United States or securities that are guaranteed by the United States;

(ii) If not invested, advanced funds must be deposited into accounts that are insured by an agency or instrumentality of the United States or must be fully collateralized to ensure protection of the funds, even in the event of a bank failure;

(iii) Interest and investment income that accrue on any funds provided for by this agreement become the property of the Tribe in accordance with the provisions of 25

U.S.C. § 450j (b) and may be used on projects and activities identified on a FHWA approved TTPTIP; and

(iv) Upon the receipt of funds under this Agreement, the Tribe shall expend the funds for the purposes set forth in this Agreement and as authorized by law; provided however that the Tribe may accumulate multiple annual allocations of TTP funds when necessary to fund an eligible project which requires more than one fiscal year of funding and is identified on a tribal TIP or a tribal priority list.

E. The Tribe may use funds provided under this agreement for flexible financing as provided in 23 U.S.C. § 122, 25 CFR §§ 170.227 – 230, and other applicable laws, as amended by the FAST Act.

F. The Tribe may issue bonds or enter into other debt financing instruments under 23 U.S.C. §122, as amended by the FAST Act, with the expectation of payment of TTP funds to satisfy the instruments, including, but not limited to, the repayment of loan principal and interest on such debt instruments. When the Tribe elects to use flexible financing to advance construct an eligible project or projects under this Agreement, the Director agrees (i) to maintain the project(s) on the FHWA-approved TTPTIP until all debt instruments, including interest thereon, are repaid in full by the Tribe, and (ii) at the option and direction of the Tribe (after receipt of electronic banking information on the Payment Enrollment Form and notice that the Tribe has enrolled in ASAP by the Director), to provide all or a portion of the funds the Tribe is eligible to receive under this Agreement directly to a trustee or other depository so designated by the Tribe pursuant to the provisions of any RFA received by the Director thereunder.

F. The designation of an eligible debt financing instrument for reimbursement with funds awarded under this Agreement shall not –

(i) constitute a commitment, guarantee, or obligation on the part of the United States to provide for payment of principle or interest on the eligible debt financing instrument entered into by the Tribe; or

(ii) create any right of a third party against the United States for payment under the eligible debt financing instrument.

I. As authorized by 25 CFR § 170.228, the Tribe may use TTP funds to:

(i) leverage other funds; and

(ii) pay back loans or other finance instruments for a project that:

(a) the Tribe paid for in advance of the current year using non-TTP funds, including Tribal funds; and

(b) was included in an FHWA-approved TTP-TIP; and

(c) was included in the National Tribal Transportation Facility Inventory (NTTFI) before commencement of construction.

J. The Tribe may use TTP funds awarded under this Agreement to meet matching or cost participation requirements for any Federal or non-Federal transit grant or program.

K. The Parties agree that this Agreement is entered into and funds are made available to the Tribe pursuant to 23 U.S.C. §§ 202 (a)(2)(B), and as authorized by the ISDEAA for purposes of Federal Tort Claims Act coverage. Payments under this Agreement shall be made in accordance with Article II, Section 2.B., herein. In the event funds due the Tribe under this Agreement are not paid to the Tribe in accordance with the requirements of Article II, Section 2.B., the Parties shall rely upon the dispute resolution provisions set forth in Article II, Section 4 of this Agreement.

Section 3. Powers. The Tribe shall have all powers that the Secretary of the Interior would have exercised in administering the funds provided to the Tribe for the TTP under 23 U.S.C. § 202 (b)(6), except to the extent that such powers are inherently Federal and cannot be transferred. Such powers shall include, but are not limited to, the Secretary of the Interior's (Secretary) powers under the TTP regulations, together with such duties and responsibilities as may be performed by the Secretary or an Indian tribe under the TTP regulations, or as are otherwise permitted by law.

Section 4. Dispute Resolution. In the event of a dispute arising under this Agreement, the Tribe and the Director agree to use mediation, conciliation, arbitration and other dispute resolution procedures authorized under 25 CFR § 170.934. The goal of these dispute resolution procedures is to provide an inexpensive and expeditious forum to resolve disputes. The Director agrees to attempt to resolve disputes at the lowest possible staff level and by consent whenever possible.

Section 5. Construction of this Agreement. This Agreement shall be construed in a manner to facilitate and enable the transfer of programs authorized by 23 U.S.C. § 202, as amended by the FAST Act, and Chapter 1 of Title 23, as amended.

Section 6. Activities to be Performed. Consistent with the provisions of 23 U.S.C. § 202 (a)(1), the activities to be performed by the Tribe under this Agreement may include:

- Transportation Planning;
- Program Administration;
- Preliminary Engineering (including the use of Tribal Environmental Policy Act (TEPA) processes and procedures to satisfy compliance with the National Environmental Policy Act (NEPA) and other environmental and cultural resource requirements);
- Construction;
- Construction Engineering;
- Construction Management;
- Road Maintenance as authorized under 23 U.S.C. § 202 (a)(8)(A), (the greater of 25% of the funds allocated to the Tribe through the TTP funding formula under 23 U.S.C. § 202 (b) or $500,000 may be expended for the purpose of eligible road maintenance activities, excluding road sealing which shall not be subject to any limitation);
- Development and negotiation of Tribal-State road maintenance agreements authorized under 23 U.S.C. § 202 (a)(8)(C);
- Other TTP-eligible activities authorized under Chapter 1 or 2 of Title 23 or the TTP regulations, as each may be amended by FAST Act, or other applicable law including activities funded under agreements developed under 23 U.S.C. § 202 (a)(9).

Section 7. Limitation of Costs. The Tribe shall not be obligated to continue performance under this Agreement that requires an expenditure of funds in excess of the amount of funds awarded under this Agreement or the RFA. If, at any time, the Tribe has reason to believe that the total amount required for performance of this Agreement, or a specific activity conducted under this Agreement or the RFA would be greater than the amount of funds provided under this Agreement or the RFA, the Tribe shall provide reasonable notice to the Director. If the Director does not increase the amount of funds allocated under this Agreement or the RFA, the Tribe may suspend performance of this Agreement until such time as additional funds are made available.

Section 8. Carry-over. Any funds provided to the Tribe under this Agreement or the RFA which have not been expended at the conclusion of the fiscal year in which such funds were allocated shall remain in the custody of the Tribe and be used for the purposes authorized under this Agreement. Determination of the priority and amount of funds to be used for each program, function, service or activity shall be the responsibility of the Tribe, except as limited by law or otherwise proscribed by this Agreement.

Section 9. Applicable Regulations. The TTP regulations as modified by the FAST Act and any amendments thereto apply to this Agreement. The Tribe may seek a waiver of these regulations to the extent permitted by law and as set forth in 25 CFR §§ 170.625 and 170.626.

Section 10. Use of Tribal Facilities and Equipment. The Parties agree that the Tribe shall be permitted to utilize TTP, other Federal Lands Highway funds, and additional TTP-eligible funds awarded under this Agreement to pay such lease/rental rates, as well as to maintain such facilities and equipment when performing PFSAs under this Agreement. For purposes of this Agreement, in those cases where the Tribe reasonably determines, and provides written notice and analysis documentation to the Director that the purchase of equipment is more cost effective than the leasing of equipment, the Parties agree that the purchase of construction equipment shall be an allowable cost to the Tribe, as permitted under Appendix A to Subpart G of the TTP regulations, provided that not more than 25% or a maximum of $500,000 of the Tribe's TTP funds may used for this purpose.

ARTICLE III – RESPONSIBILITIES OF THE TRIBE

Section 1. Health and Safety. In exercising responsibility for carrying out the eligible programs and projects under this Agreement, the Tribe assures the Director that within available funding, they will meet all applicable health, safety, and labor standards related to the administration, planning, engineering and construction activities performed. To this end, and within available funding, the Tribe agrees to obtain or provide qualified personnel, equipment, materials and services necessary to administer the transportation programs, including opportunities that provide for Indian preference in employment and sub-contracting as mandated by 25 U.S.C. § 450e (b).

Section 2. Program Standards and Regulations. The Tribe agrees to initiate and perform the contracted programs and projects in accordance with the requirements of the TTP regulations, as amended by the FAST Act. Additionally, the Tribe may, at its sole option, adopt applicable FHWA or BIA policies, procedures, program guidelines and memoranda, or develop tribal policies, procedures, program guidelines and memoranda which meet or exceed federal standards to facilitate operation or administration of any aspect of the programs assumed by or delegated to the Tribe under this Agreement.

Section 3. Plans, Specifications and Estimates Approval Authority.

A. Tribal and BIA-owned facilities. The Tribe is authorized to review and approve plans, specifications and estimates ("PS&E") project packages in accordance with the requirements of 25 CFR §§ 170.460 through 170.463, as amended by 23 U.S.C § 202 (b)(5), and will provide a copy of said PS&E approval to the facility owner and BIA. The Tribe shall:

(i) provide assurances under this Agreement that the construction will meet or exceed applicable health and safety standards; and

(ii) obtain the advance review of the PS&E from a civil engineer licensed by the State in which the project is located who has certified that the PS&E meets or exceeds the applicable health and safety standards; and

(iii) provide a copy of the State-licensed civil engineer's certification to the Director with a copy to the BIA and the Federal Lands Highways Program administrator.

B. Facilities owned or maintained by a public authority other than the Tribe or the BIA. In the interest of building stronger government-to-government relations in transportation planning and coordination, the Tribe voluntarily agrees to perform its PS&E review and approval function as to facilities owned or maintained by a public authority, as that term is defined in 23 U.S.C. § 101 (a)(20). For a facility owned or maintained by a public authority other than the BIA or the Tribe, in addition to satisfying the requirements of paragraph (A)(i) of this Section, above, the Tribe further agrees to:

(i) provide the public authority an opportunity to review and comment on the Tribe's PS&E package when it is between 75 and 95 percent complete, unless an agreement between the Tribe and the public authority states otherwise;

(ii) allow the public authority at least 30 days for review and comment on the PS&E package, unless the Tribe and the public authority agree upon a longer period of time;

(iii) prior to soliciting bids for the project(s), certify in writing to the Director that it afforded the public authority an opportunity to review and comment on the PS&E package and received no written comments from the public authority that prevent the Tribe from proceeding with the project.[1]

Section 4. Transportation Planning and Inventory. Within available funding, the Tribe further agrees to carry out a transportation planning process and provide this information to the BIA, with courtesy copies to FHWA, as may be reasonably necessary for the BIA to maintain an updated NTTFI of TTP-eligible transportation facilities as required by 23 U.S.C. § 202 (b)(1) and to develop the annual TTPTIP.

Section 5. Easements, Maintenance/Utility Agreements, Environmental Assessments. In coordination with local jurisdictions and to the extent required by Federal law, the TTP regulations, and 25 C.F.R. Part 169, if applicable, the Tribe agrees to develop appropriate construction easements or right-of-ways, maintenance and utility agreements needed for the construction of TTP facilities carried out under this Agreement. The Tribe agrees to perform all environmental and archeological review functions under this Agreement, except those functions which are inherently Federal and cannot be transferred, in accordance with the 23 U.S.C. § 139, the TTP regulations, and other applicable laws, as amended by the FAST Act.

Section 6. Construction.

A. In accordance with the FHWA-approved TTPTIP, the Tribe agrees to initiate and complete TTP construction projects in accordance with the approved PS&E and any Tribally-approved change orders and shall ensure that adequate management of the TTP construction project is performed according to applicable BIA, FHWA or Tribal standards which meet or exceed federal standards.

B. The Tribe agrees to expend TTP funds on:

(i) program and administrative expenses authorized under:

(a) this Agreement;

(b) the TTP regulations, as amended by the FAST Act;

(c) 2 CFR Part 200; or

(d) other applicable law; and

[1] The Parties agree that these procedures establish no precedent for future agreements with this Tribe or any other Indian tribes, nor waives any rights of the Parties.

(ii) construction activities on projects that are listed on a FHWA approved TTPTIP.

C. Once a TTP construction project is completed, the Tribe shall prepare for the Director a final construction report and as-built plans for final inspection in accordance with the TTP regulations at 25 CFR §§ 170.472 through 170.474 and 25 CFR Part 169, if applicable.

D. The Tribe agrees to allow BIA officials or, by mutual agreement, a delegated representative of BIA, the opportunity to visit project sites at critical project milestones or other mutually agreeable times, provided that BIA gives the Tribe reasonable advance written notice. These visits are intended to allow BIA to carry out its oversight and stewardship responsibilities for the TTP or project(s) assumed by the Tribe under this Agreement. BIA will not provide direction or instruction to the Tribe's contractor or any subcontractor at any time.

Section 7. Reporting Requirements.

A. The Tribe shall provide the Director with a courtesy copy of its annual single agency audit report within 30 days of its submission to the Federal Audit Clearinghouse. If the Tribe is not required to carry out a single agency audit, then the Tribe shall provide the Director with an annual review in accordance with its approved financial management systems or procedures.

B. The Tribe shall also provide the Director with its annual and semi-annual financial status reports for the TTP and other funds awarded under this Agreement using a Federal Financial Report, SF-425, within sixty (60) days following the conclusion of each reporting period, which shall run from October 1 to March 31 and from April 1 to September 30.

C. Additionally, in order to assist the Tribe with fulfilling the requirements of 23 U.S.C. § 201 (c)(6)(C), the BIA will establish an electronic data reporting system, the Tribe shall be responsible for inputting its data into that system, and the Tribe shall provide its reports to the Director no later than December 30 of each year. From that data, a report will be generated by BIA and FHWA for the Secretaries. The Tribe acknowledges its understanding that the submittal of its data is mandated by statute, and that non-compliance with this requirement may be a sole basis for termination of this Agreement by the Director.

ARTICLE IV – RESPONSIBILITIES OF THE DIRECTOR

Section 1. Provision of Funds. The Director shall provide funds to the Tribe in accordance with Article II, Section 2 of this Agreement.

Section 2. Authorize Project Work. The Director authorizes the Tribe to carry out preliminary engineering, construction engineering, development of management systems, construction, and maintenance of the programs and projects that are otherwise contractible under this Agreement for PFSAs related to projects/facilities included on an FHWA-approved TTPTIP in accordance with the approved PS&E packages, this Agreement and applicable laws and regulations.

Section 3. Coordination with Public Authorities. The Director, upon the Tribe's request, shall coordinate with representatives of a public authority to assist the Tribe during the public authority's review of a PS&E package or final inspection of a completed project to ensure that the public authority's input during the review and comment period, or during the final inspection does not interfere with the Tribe's efficient administration of projects performed under this Agreement.

Section 4. Designated Officials. All notices, proposed amendments, and other written correspondence between the Parties shall be submitted to the following officials:

To the Tribe:

Chairperson Cristina Danforth
Oneida Tribe of Indians of Wisconsin
P.O. Box 365
Oneida, WI 54155-0365

With a copy to:

To the BIA:

Director
Bureau of Indian Affairs
United States Department of the Interior
1849 C Street, N.W., MS 4606 MIB
Washington, D.C. 20240

With a copy to:

Chief, Division of Transportation
Bureau of Indian Affairs
United States Department of the Interior
1849 C Street, N.W., MS 4512 MIB
Washington, D.C. 20240

Section 5. Federal Construction Standards. The Director may provide information about Federal construction standards as early as possible in the construction process. If Tribal construction standards are consistent with or exceed applicable federal standards, the Tribe's proposed standards will be accepted. The Director may also accept commonly used industry construction standards, including design and construction standards adopted by the State of Wisconsin.

Section 6. Joint Inspection. The Director shall conduct the final project inspection jointly with the Tribe and facility owner for the purpose of BIA's acceptance of the construction project or activity and for the purpose of including the updating the NTTFI.

Section 7. Technical Assistance and Retained Services.

A. Technical Assistance. Upon the request of the Tribe and subject to the availability of funds, the Director shall provide or make available technical assistance to the Tribe to aid the Tribe in carrying out its responsibilities under this Agreement.

B. Retained Services. Upon the request of the Tribe, the Director may provide planning, preliminary engineering and construction engineering services to the Tribe under the terms of a Retained Services Addendum (RSA). The RSA shall be negotiated and agreed upon before any direct services are commenced by the Director or his designees, and any funds associated with the RSA shall remain with the Regional TTP office. Any funds remaining after the direct services are completed shall be returned to the Tribe.

Section 8. Reporting. The Director shall provide the Tribe with semi-annual reports on program matters of common concern to the parties.

Section 9. Notice of Availability of Additional Funds. If the Director receives notice of the availability of additional funding for any purpose authorized under this Agreement, including the availability of unspent TTP funds, the Director shall promptly notify the Tribe regarding such funding so that the Tribe may apply for any funds they may be eligible to receive on the same basis as any other Indian tribe.

ARTICLE V – OTHER PROVISIONS

Section 1. Eligibility for Additional Funding and Services. The Tribe shall be eligible, under this Agreement, to receive additional TTP funds on the same basis as other Indian tribes according to statutory formula as provided by 23 U.S.C. § 202 (b)(3), as well as other funds not included in this Agreement which are available to Tribe on a competitive, formula, or other basis, including non-recurring funding such as Tribal High Priority Project Program funding, Tribal Transportation Bridge Program Funds, Congressional earmarks, and other discretionary grants programs such as, but not limited to, Public Lands Highways Discretionary grants; additionally, any state-aid funds under Chapter 1 of Title 23, United States Code, or funds from other sources that may be credited to the TTP as provided by 23 U.S.C. § 202 (a)(9) and made available to the Tribe, but only under the terms of an agreement to transfer such funds that is acceptable to, and approved by, the Director or his designee. Whenever there are errors in calculations or other mistakes regarding estimates of available funding which may need to be renegotiated, both Parties agree to take action as necessary to correct such errors.

Section 2. Access to Data Available to the Director to Administer the Program. The Tribe is administering a federal program under the authority of the FAST Act and by resolution of the Tribal government. In order for the Tribe to carry out this program effectively and without diminishment of federal services to program beneficiaries, and consistent with this Agreement, the Director shall provide the Tribe with all releasable data and information necessary to carry out the PFSAs assumed by the Tribe under this Agreement.

Section 3. Sovereign Immunity. Nothing in this Agreement shall be construed as:

A. affecting, modifying, diminishing, or otherwise impairing the sovereign immunity from suit enjoyed by the Tribe; or

B. authorizing or requiring the termination of any existing trust responsibility of the United States to Indians.

Section 4. Trust Responsibility. Nothing in this Agreement shall absolve the United States from any responsibility to individual Indians and the Tribe, including responsibilities derived from the trust relationship and any treaty, executive order, or agreement between the United States and the Tribe.

Section 5. Federal Tort Claims Act/Insurance. In accordance with the provisions of Pub.L. 101-512, Title III, § 314, 104 Stat. 1959, as amended by Pub.L. 103-138, Title III, § 308, 107 Stat. 1416 (25 U.S.C. § 450f, note), for purposes of Federal Tort Claims Act coverage under this Agreement, the Tribe and its employees are deemed to be employees of the Federal government while performing work under this Agreement. This status is not changed by the source of the funds used by the Tribe to pay the employee's salary and benefits unless the employee receives additional compensation for performing covered services from anyone other than the Tribe. The Tribe is also authorized to use the funds provided under this Agreement to purchase such insurance coverage as may be necessary and prudent, in the determination of the Tribe. In full recognition of and without undermining the federal tort claims protection provided in this section, the Parties understand and agree that prudent project management requires that Tribal contractors purchase adequate workers compensation, auto and general liability insurance when completing construction projects funded under this Agreement. Accordingly, the Tribe shall include in any construction contracts entered into with funds provided under this Agreement a requirement that Tribal contractors maintain workers compensation, auto, general liability insurance and bond coverage consistent with statutory minimums and local construction industry standards. The Parties understand and agree that this insurance requirement does not apply to the Tribe itself.

Section 6. Indian and Tribal Preference.

A. Federal law gives hiring and training preferences, to the greatest extent feasible, to Indians for all work performed under the TTP. Under 25 U.S.C. § 450e (b), Indian organizations and Indian-owned economic enterprises are entitled to a preference, to the greatest extent feasible, in the award of contracts, subcontracts, and sub-grants for all work performed under the TTP.

B. The Tribe's employment rights and contracting preference laws, including tribal preference laws, apply to this Agreement.

C. In accordance with 23 U.S.C. §§ 202 (a)(3) and (a)(10), the Tribe shall establish and follow procurement management standards regarding competition.

Section 7. Program Review. The Tribe agrees to allow BIA and/or FHWA officials to perform an annual review of the Tribe's TTP. The review is intended to allow BIA to carry out its oversight and stewardship responsibilities for the TTP assumed by the Tribe under this Agreement. The BIA will provide a written report to the Tribe within 45 days of the review.

Section 8. Severability. Should any portion or provision of this Agreement be held invalid, it is the intent of the Parties that the remaining portions or provisions thereof continue in full force and effect.

Section 9. Termination of the Agreement. In the event the Tribe wishes to terminate this Agreement, the Tribe shall notify the Director in writing of its intention to do so, including specifying the effective date of termination, and thereafter the Director shall continue to provide transportation services in accordance with applicable law. In the event the Director makes a specific written finding that the Tribe has failed to comply with the terms of this Agreement and provides notice to the Tribe that it is no longer eligible to receive funding under this Agreement, at the Tribe's election, the Tribe may perform such PFSAs as it chooses to include in an ISDEAA contract or agreement to be entered into with the Secretary of the Interior upon the termination of this Agreement. If the Tribe disputes the Director's eligibility determination, the Parties may utilize the dispute remedies available under Article II, Section 4 herein, and the Director shall suspend any decision to transfer funds pending the outcome of the dispute.

Section 10. (NO SPECIAL CONDITIONS/ISSUES APPLICABLE)

Section 11. Amendments. Any modification of this Agreement shall be in the form of a written amendment and shall require the signed agreement of a duly authorized representative of the Tribe and the Director. The Parties agree to work together in good faith, following the implementation of this Agreement, to identify additional issues or matters that should be addressed in this Agreement subject to the Parties' mutual written consent.

Section 12. Good Faith. The Parties agree to exercise the utmost good faith in the implementation and interpretation of this Agreement and agree to consider and negotiate such additional provisions as may be required to improve the delivery and cost-effectiveness of transportation services.

Section 13. Successor Agreements.

A. Tribal Transportation Program Agreement. No later than six months prior to the expiration of this Agreement, the Parties shall commence negotiation of a successor Tribal Transportation Program Agreement. It is the intent of the Parties to have a successor Agreement in place to run concurrent with the highway reauthorization legislation which succeeds the FAST Act.

B. Referenced Funding Agreement. Ninety (90) days before the expiration of each year's RFA, the Parties shall commence negotiation of the subsequent year's RFA.

Section 14. Electronic Signature Election and Authorization.

A. The Parties are not required to execute, electronically scan, and transmit this Agreement, the RFA, RSA (if applicable), or any Amendments of each, by electronic means but the Tribe may choose to do so, and only in such event shall the following Paragraphs (i), (ii) and (iii) be applicable:

(i) the Parties agree that an electronically scanned exact counterpart of this Agreement, the RFA, RSA (if applicable), and any Amendments of each, in its entirety bearing their respective authorized signatures shall act as their legally binding execution of this Agreement; and

(ii) that the Tribe shall include an electronically scanned copy of its tribal government resolution or other official action authorizing its representative to enter into this Agreement, the RFA, RSA (if applicable), and Amendments of each, on the Tribe's behalf as an attachment to the counterpart it sends to the Director; and

(iii) that execution of this Agreement in such a manner shall have the same effect as an original handwritten signature and the electronic counterparts shall together constitute one and the same instrument.

Section 15. Counterparts and Facsimiles. This Agreement may be executed in exact counterparts and transmitted via facsimile to the other Party, each of which shall be deemed the original, and all of which together shall constitute one and the same instrument.

Oneida Tribe of Indians of Wisconsin

By_____
Cristina Danforth
Chairperson

_____
Date

United States Department of the Interior
Bureau of Indian Affairs

By_____
Michael Black
Director

_____
Date

Agreement # A13AP00154

RETAINED SERVICES ADDENDUM

Pursuant to Oneida Tribe of Indians of Wisconsin's Tribal Transportation Program Agreement With the Bureau of Indian Affairs for Fiscal Year 2016

The Retained Services Addendum (RSA) sets forth those services and functions to be performed by the Secretary pursuant to **Section 10 – Retained Services** of the Oneida Tribe of Indians of Wisconsin's FY2016 Referenced Funding Agreement (RFA). This RSA shall become effective upon approval by authorized representatives of the Secretary and the Oneida Tribe of Indians of Wisconsin.

1. The projects and activities identified below are part of an approved Transportation Improvement Program (TIP), as governed by federal law and regulations.
2. Each of the projects and activities identified below shall be funded in the amount estimated on the aforementioned TIP.
3. The estimated amounts listed below shall be used by the BIA in performance of the services designated herein for the Tribe.
4. The BIA agrees to use professionals qualified to perform the Retained Services work.
5. The Tribe agrees the estimated costs are fair and reasonable and consents to the BIA's use of qualified personnel to perform the designated services.
6. A summary description of the scope of work follows:

Project	Services	Estimated Cost
TTP Planning	TTP Safety Plan	$5,000.00
	TOTAL ESTIMATE	$5,000.00

In accordance with Article IV, Section 7.B., of the Tribal Transportation Program Agreement, the funds identified in this RSA shall be retained by the Secretary.

The Parties agree that the amount identified above is an estimate, and that the Secretary shall have the authority to expend more or less on each project and/or activity identified, so long as the actual costs do not exceed the total estimated amount listed above.

In the event the Secretary requires additional funds beyond those identified above or the Tribe requests the Secretary perform additional activities this RSA shall be amended accordingly.

Finally, the Parties agree that any funds retained under this RSA that are unexpended by the Secretary on September 1st of the respective funding year shall be obligated to the Tribe's Program Agreement by September 30th of that funding year.

Approved:

United States Department of the Interior
Bureau of Indian Affairs

Todd P. Kennedy
Regional Road Engineer, Midwest Region

12-16-15
Date

Diane Rosen
Regional Director, Midwest Region

12/16/15
Date

Approved:

ONEIDA TRIBE

Cristina Danforth
Chairperson

11/9/15
Date

Oneida Business Committee Agenda Request

1. Meeting Date Requested: 04 / 27 / 16

2. General Information:

Session: ☒ Open ☐ Executive - See instructions for the applicable laws, then choose one:

Agenda Header: Resolutions

☐ Accept as Information only

☒ Action - please describe:

Consider approving the attached emergency amendments to the Election Law which would allow 18 yr olds to vote in the May 7, 2016 caucus.

3. Supporting Materials

☐ Report ☒ Resolution ☐ Contract

☒ Other:

1. Memo
2. Resolution and SOE
3. Redline Draft with analysis
4. Clean Draft with analysis

☐ Business Committee signature required

4. Budget Information

☐ Budgeted - Tribal Contribution ☐ Budgeted - Grant Funded ☐ Unbudgeted

5. Submission

Authorized Sponsor / Liaison: Brandon Stevens, Council Member

Primary Requestor: Melinda Danforth, Vice Chairwoman
Your Name, Title / Dept. or Tribal Member

Additional Requestor: Constitutional Amendments Implementation Team
Name, Title / Dept.

Additional Requestor: Submitted by: Krystal John, Staff Attorney/Legislative Reference Office
Name, Title / Dept.

Oneida Nation

Legislative Reference Office
P.O. Box 365
Oneida, WI 54155
(920) 869-4376
(800) 236-2214
http://oneida-nsn.gov/LOC

Committee Members
Brandon Stevens, Chairperson
Tehassi Hill, Vice Chairperson
Fawn Billie, Councilmember
David P. Jordan, Councilmember
Jennifer Webster, Councilmember

Memorandum

To: Oneida Business Committee
From: Brandon Stevens, LOC Chairperson
Date: April 27, 2016
Re: Election Law Emergency Amendments

Please find the following attached backup documentation for your consideration of the Election Law Emergency Amendments:

1. Resolution: Election Law Emergency Amendments
2. Statement of Effect: Election Law Emergency Amendments
3. Election Law Emergency Amendments (redline)
4. Election Law Emergency Amendments (clean)

Overview

The attached Resolution will adopt emergency amendments to the Election Law. Amendments to the law were requested by the Constitutional Amendments Implementation Team in order to update the age requirement for voting to align with the results of the May 2, 2015 Secretarial Election.

In the May 2, 2015 Secretarial Election the Nation's membership voted to amend Section 2 of Article III of the Oneida Tribal Constitution to change the age of a qualified voter from twenty-one (21) and over to eighteen (18) and over. On June 16, 2015 these results were certified by the United States Department of Interior, Bureau of Indian Affairs. Subsequently, in July of 2015, a tribal member filed an appeal to the Interior Board of Indian Appeals which suspended the certification and implementation of the constitutional amendments.

On February 11, 2016 the Interior Board of Indian Appeals denied the tribal member's appeal and upheld the Bureau of Indian Affairs certification of all the constitutional amendments. On February 24, 2016 the Oneida Business Committee formally acknowledged receipt of the Interior Board of Indian Appeals decision and directed the Constitutional Amendments Implementation Team to begin implementation of the constitutional amendments.

Emergency adoption of this amendment to the Election Law is necessary in order to ensure compliance with recent actions taken by the Nation's membership directing that tribal members eighteen (18) years of age and older are able to vote in the Nation's election, which would include the upcoming caucus scheduled for May 7, 2016. Emergency amendments do not require a public meeting or fiscal impact statement. If adopted, these amendments will become effective immediately and will remain in effect for six months, unless extended or permanently adopted *[See Legislative Procedures Act 16.9-5]*.

Requested Action

Approve the Resolution: Emergency Amendments to the Election Law

Oneida Nation

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

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

BC Resolution __-__-__-_
Election Law Emergency Amendments

WHEREAS, the Oneida Nation is a federally recognized Indian government and a treaty tribe recognized by the laws of the United States of America; and

WHEREAS, the Oneida General Tribal Council is the governing body of the Oneida Nation; and

WHEREAS, the Oneida Business Committee has been delegated the authority of Article IV, Section 1, of the Oneida Tribal Constitution by the Oneida General Tribal Council; and

WHEREAS, on May 2, 2015, the Oneida Tribal membership voted at the Secretarial Election to amend Section 2 of Article III of the Oneida Tribal Constitution to change the age of a qualified voter from twenty-one (21) and over to eighteen (18) and over; and

WHEREAS, on June 16, 2015 the United States Department of Interior, Bureau of Indian Affairs approved by certification the amendment to Section 2 of Article III of the Oneida Tribal Constitution to change the age of a qualified voter from twenty-one (21) and over to eighteen (18) and over; and

WHEREAS, in July 2015, a tribal member filed an appeal to the Interior Board of Indian Appeals which suspended the certification and implementation; and

WHEREAS, on February 11, 2016 the Interior Board of Indian Appeals denied the tribal member's appeal and upheld the Bureau of Indian Affairs certification of all the constitutional amendments; and

WHEREAS, on February 24, 2016 the Oneida Business Committee formally acknowledged receipt of the Interior Board of Indian Appeals decision and directed the Constitutional Amendments Implementation Team to begin implementation of the constitutional amendments; and

WHEREAS, the Legislative Procedures Act authorizes the Oneida Business Committee to enact legislation on an emergency basis; and

WHEREAS, emergency adoption of this amendment to the Election Law is necessary for the preservation of the public health, safety, or general welfare of the reservation population to ensure compliance with recent actions taken by the Tribal membership; and observance of the adoption requirements under the Legislative Procedures Act for passage of laws and policies would be contrary to public interest.

NOW THEREFORE BE IT RESOLVED, that the attached emergency amendments to the Election Law shall take effect immediately.

Oneida Nation
Legislative Reference Office

Krystal L. John, Staff Attorney
Douglass A. McIntyre, Staff Attorney
Taniquelle J. Thurner, Legislative Analyst
Maureen Perkins, LTE Legislative Analyst

P.O. Box 365
Oneida, WI 54155
(920) 869-4376
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https://oneida-nsn.gov/Laws

Statement of Effect

Resolution: Election Law Emergency Amendments

Summary

This Resolution adopts Emergency Amendments to the Election Law. These amendments would update the Election Law to comply with the results of the May 2, 2015 Secretarial Election amending the Tribal Constitution. The only Constitutional amendments that are addressed in these emergency amendments are the revision to the minimum voting age requirement from twenty-one (21) to eighteen (18) years of age [*see 2.8-1*] and the change from "Tribe" to "Nation" throughout the law

Submitted by Krystal L. John, Staff Attorney, Legislative Reference Office

Analysis from Legislative Reference Office

This Resolution adopts emergency amendments to the Election Law, which was adopted through resolution GTC-07-06-98-A, and thereafter amended by Resolutions GTC-01-04-10-A, BC-02-25-15-C, and GTC-01-04-10-A. These emergency amendments will bring the Election Law into alignment with the Tribal Constitutions amended minimum voting age requirements and change the reference from "Tribe" to "Nation."

In the May 2, 2015 Secretarial Election the Nation's membership voted to amend Section 2 of Article III of the Oneida Tribal Constitution to change the age of a qualified voter from twenty-one (21) and over to eighteen (18) and over. On June 16, 2015 these results were certified by the United States Department of Interior, Bureau of Indian Affairs. Subsequently, in July of 2015, a tribal member filed an appeal to the Interior Board of Indian Appeals which suspended the certification and implementation of the constitutional amendments.

On February 11, 2016 the Interior Board of Indian Appeals denied the tribal member's appeal and upheld the Bureau of Indian Affairs certification of all the constitutional amendments. On February 24, 2016 the Oneida Business Committee formally acknowledged receipt of the Interior Board of Indian Appeals decision and directed the Constitutional Amendments Implementation Team to begin implementation of the constitutional amendments.

Emergency adoption of this amendment to the Election Law is necessary in order to ensure compliance with recent actions taken by the Nation's membership directing that tribal members eighteen (18) years of age and older are able to vote in the Nation's election, which would include the upcoming caucus scheduled for May 7, 2016.

Section 16.9-5 of the Legislative Procedures Act (LPA) allows the Oneida Business Committee to take emergency action where it is "necessary for the immediate preservation of the public health, safety or general welfare of the reservation population" and when "enactment or amendment of legislation is required sooner than would be possible under the" LPA. Through the Resolution, the Oneida Business Committee has issued a finding of an emergency and has stated the necessity for approving emergency amendments to this Law.

Conclusion

Adoption of this Resolution would not conflict with the Nation's law.

Chapter 2
ONEIDA ELECTION LAW
Onʌyoteʔa·ká· Tho Ni· Yót Tsiʔ ʌyethiyataláko Tsiʔ Kayanlʌ́hsla
People of the Standing Stone how it is we will appoint them the kind of laws we have

Analysis by the Legislative Reference Office					
Title	The Election Law (the Law)				
Requester	Constitutional Amendments Implementation Team	**Drafter**	Michelle Mays/ Krystal L. John	**Analyst**	Taniquelle Thurner
Reason for Request	To implement the Constitutional amendments approved by the Oneida membership through the May 2, 2015 Secretarial Election.				
Purpose	The Law governs the Oneida Nation's election process.				
Authorized/ Affected Entities	Election Board				
Related Legislation	Oneida Nation boards, committees and commissions that set a minimum age requirement in their by-laws may want to consider whether to lower those minimum age requirements accordingly.				
Enforcement & Due Process	N/A				

The proposed amendments to the Election Law (the Law) are made to reflect one of the Oneida Constitutional amendments passed at the May 2, 2015 Secretarial Election, which lowered the minimum voting age for Tribal elections from 21 years old to 18 years old.

Currently, the Election Law defines "qualified voters" as persons who are at least 21 years old, which conflicts with the amended Oneida Constitution. The proposed amendments change the definition for a "qualified voter," to mean enrolled Tribal members who are at least 18 years old, instead of those who are at least 21 years old. [2.3-18 and 2.8-1]

Additional Changes

The Constitutional Amendments also changed the official name of the tribe to "Oneida Nation." Throughout the Law, various references to the "Tribe" are changed to instead refer to the "Nation," and a definition for "Nation" is added. [2.3-15]

Various references to the "Enrollment Department" are changed to refer to the "Trust Enrollment Department," and section 2.2 is updated to incorporate the language requirements set out in the Legislative Procedures Act.

Other

These proposed amendments are being submitted for emergency adoption in order to become effective prior to a Tribal caucus scheduled to be held on May 7, 2016.

Section 16.9-5 of the Legislative Procedures Act (LPA) authorizes the OBC to temporarily enact an emergency law where necessary for the immediate preservation of the public health, safety or general welfare of the reservation population, when it is required sooner than would be possible through the standard legislative process. If adopted on an emergency basis, these amendments will become effective immediately and remain in effect for up to six months, with a possibility of a one-time extension of up to an additional six months. [LPA 16.9-5(b)] Emergency amendments to the Election Law to lower the voting age to 18 were adopted on June 28, 2015; however those amendments expired after six months.

A public meeting is not required for emergency legislation.

Chapter 2
ONEIDA ELECTION LAW
Onʌyote?a·ká· Tho Ni· Yót Tsi? ʌyethiyataláko Tsi? Kayanlʌ́hsla
People of the Standing Stone how it is we will appoint them the kind of laws we have

2.1. Purpose and Policy
2.2. Adoption, Amendment, Repeal
2.3. Definitions
2.4. Election Board
2.5. Candidate Eligibility
2.6. Selection of Candidates
2.7. Notice of Polling Places
2.8. Registration of Voters
2.9. Election Process
2.10. Closing Polls and Securing Ballots
2.11. Election Outcome and Ties
2.12. Elections

2.1. Purpose and Policy

2.1-1. It is the policy of the ~~Tribe~~Nation that this law shall govern the procedures for the conduct of orderly Tribal elections, including pre-election activities such as caucuses and nominations. Because of the desire for orderly and easily understood elections, there has not been an allowance made for write-in candidates on ballots.

2.1-2. This law defines the duties and responsibilities of the Election Board members and other persons employed by the ~~Oneida Tribe~~Nation in the conduct of elections. It is intended to govern all procedures used in the election process.

2.2. Adoption, Amendment, Repeal

2.2-1. This law was adopted by the Oneida General Tribal Council by resolution # GTC 7-06-98-A and amended by resolutions #GTC-01-04-10--A~~ and~~, BC-02-25-15-C~~. The amendments adopted by resolution #~~, and GTC-01-04-10-A ~~shall be effective January 4, 2010~~.

2.2-2. This law may be amended ~~pursuant to the procedures set out in the Oneida Administrative Procedures Act~~ by the Business Committee or the Oneida General Tribal Council pursuant to the procedures set out in the Legislative Procedures Act. Actions of the Election Board regarding amendments to this law and policies adopted regarding implementation of this law are to be presented to the Business Committee who shall then adopt or forward action(s) to the General Tribal Council for adoption.

2.2-3. Should a provision of this law or the application thereof to any person or circumstances be held as invalid, such invalidity shall not affect other provisions of this law which are considered to have legal force without the invalid portions.

2.2-4. ~~Any law, policy, regulation, rule, resolution or motion, or portion thereof, which directly conflicts with the provisions of this law is hereby repealed to the extent that it is inconsistent with or is contrary to this law~~In the event of a conflict between a provision of this law and a provision of another law, the provisions of this law shall control.

2.2-5. This law is adopted under authority of the Constitution of the Oneida ~~Tribe of Indians of Wisconsin~~Nation.

2.3. Definitions

2.3-1. This section shall govern the definitions of words and phrases used within this law. All words not defined herein shall be used in their ordinary and everyday sense.

2.3-2. "Alternate" shall mean an individual appointed by the Business Committee to serve on the Election Board during an election and until election results have been certified.

2.3-3. "Applicant" shall mean a potential candidate who has not yet been officially approved for acceptance on a ballot.

2.3-4. "Business day" shall mean Monday through Friday, 8:00 a.m. – 4:30 p.m., excluding Tribal holidays.

2.3-5. "Campaigning" shall mean all efforts designed to influence Tribal members to support or reject a particular Tribal candidate including, without limitation, advertising, rallying, public speaking, or other communications with Tribal members.

2.3-6. "Candidate" shall mean a petitioner or nominee for an elected position whose name is placed on the ballot by the Election Board after successful application.

2.3-7. "Clerk" shall mean the election official who identifies proper registration for the purpose of determining voter eligibility.

2.3-8. "Close of business" shall mean 4:30 p.m. Monday through Friday.

2.3-9. "Conflict of Interest" shall mean any interest, whether it be personal, financial, political or otherwise, in which a Tribal elected official, employee, consultant, appointed or elected, member of any board, committee or commission, or their immediate relatives, friends or associates, or any other person with whom they have contact, that conflicts with any right of the ~~Tribe~~Nation to property, information, or any other right to own and operate its enterprises, free from undisclosed competition or other violation of such rights of the Oneida ~~Tribe~~Nation, or as defined in any law or policy of the ~~Tribe~~Nation.

2.3-10. "Election" shall mean every primary and election.

2.3-11. "General election" shall mean the election held every three (3) years in July to elect the Chairperson, Vice-Chairperson, Secretary, Treasurer, and the five Council Members of the Business Committee and may include contests for elected boards, committees and commissions positions.

2.3-12. "Judge" shall mean the election official who informs and advises the Chairperson of discrepancies, complaints and controversy regarding voter eligibility.

2.3-13. "Judiciary" means the judicial system that was established by Oneida General Tribal Council resolution GTC-01-07-13-B to administer the judicial authorities and responsibilities of the ~~Tribe~~Nation.

2.3-14. "Lot drawing" shall mean the equal chance method used to select a candidate as the winner of an elected position, in the case of a tie between two (2) or more candidates.

2.3-15. "Nation" means the Oneida Nation.

2.3-~~15~~16. "Oneida Police Officer" shall mean an enrolled member of the Oneida ~~Tribe of Indians~~Nation who is a police officer on any police force.

2.3-~~16~~17. "Private property" shall mean any lot of land not owned by the ~~Tribe~~Nation, a residential dwelling or a privately owned business within the boundaries of the Reservation.

2.3-~~17~~18. "Prominent locations" shall mean the polling places, main doors of the Norbert Hill Center, main doors of the Oneida Community Library, Tsyunhehkwa Retail Store, the Oneida Community Health Center, the SEOTS building and all One-Stop locations.

2.3-~~18~~19. "Qualified voter" shall mean an enrolled Tribal member who is ~~21~~eighteen (18) years of age or older.

2.3-~~19~~20. "Rejected Ballots" shall mean those ballots which are rejected by the vote tabulating machine.

2.3-~~20~~21. "Spoiled Ballot" shall mean a ballot which contains a voter error or is otherwise marred and is not tabulated.

2.3-~~21~~22. "Teller" shall mean the election official in charge of collecting and storing of all ballots.

2.2-23. "Tribal member" shall mean an enrolled member of the Nation.

2.3-~~22~~24. "Tribal newspaper" shall mean the Kalihwisaks, or any other newspaper operated by

the ~~Tribe~~Nation for the benefit of transmitting news to Tribal members which is designated by the Election Board as a source for election related news.

~~2.3-23. "Tribe" means the Oneida Tribe of Indians of Wisconsin.~~

2.4. Election Board

Section A. Establishment, Composition and Election

2.4-1. An Election Board is hereby created for the purpose of carrying out the provisions of this law and Article III, Sections 2 and 3 of the Oneida Constitution.

2.4-2. The Election Board shall consist of nine (9) elected members. All members shall be elected to terms of three (3) years, not to exceed two (2) consecutive terms.

2.4-3. *Recusal.* An Election Board member shall recuse himself/herself from participating as an Election Board member in any pre-election, election day, or post-election activities while he or she is a petitioner, applicant or candidate in any election or there is otherwise a conflict of interest.

2.4-4. *Removal.* Removal of members shall be pursuant to the Oneida Removal Law. A member who is removed from the Election Board shall be ineligible to serve on the Board for three (3) years from the time he or she is removed from the Election Board.

2.4-5. *Vacancies.* Any vacancy in an unexpired term shall be filled by appointment by the Business Committee for the balance of the unexpired term. The filling of a vacancy may be timed to correspond with the pre-election activities and the needs of the Election Board.

2.4-6. The Election Board shall identify tellers, judges and clerks in advance of an election.

2.4-7 The Business Committee may appoint or reappoint a sufficient number of alternates to the Election Board, as recommended by the Election Board, to assist with election day and pre-election activities.

2.4-8. The Election Board shall choose a Chairperson from amongst themselves as set out in the By-laws of the Election Board, to preside over the meetings. This selection shall be carried out at the first meeting of the Election Board following an election. The Chairperson shall then ask the Election Board to select a Vice-Chairperson and Secretary.

Section B. Duties of the Election Board

2.4-9. The Election Board shall have the following duties, along with other responsibilities listed throughout this law.

(a) The Election Board shall be in charge of all registration and election procedures; and

(b) Upon completion of an election, the Election Board shall make a final report on the election results as set out in this law.

Section C. Specific Duties of Officers and Election Board Members

2.4-10. Specific duties of the Chairperson and other Election Board members, in addition to being present at all Election Board meetings and assisting the handicapped through the voting process, are as set out herein:

(a) Chairperson: Shall preside over meetings of the Election Board; shall select the hearing body for applicants found to be ineligible in accordance with 2.5-6 in the event of an appeal; shall oversee the conduct of the election; shall dismiss the alternates and ~~Oneida~~ the Trust Enrollment Department personnel when their election day duties are complete; and shall post and report election results.

(b) Vice-Chairperson: Shall preside over all meetings in the absence of the Chairperson.

(c) Secretary: Shall keep a record of the meetings and make them available to the Tribal Secretary, other Election Board members and the public as required in the Open Records and Open Meetings Law.

(d) Clerks: Shall implement the requirements of identifying and registering all voters and determining voter eligibility. Clerks shall work in conjunction with the ~~Oneida~~ Trust Enrollment Department personnel in the registration process, and assist the Chairperson as directed in conducting the election. Clerks cannot be currently employed by the ~~Oneida~~ Trust Enrollment Department.

(e) Tellers: Shall collect and keep safe all ballots, until the election is complete, as determined by this law. Shall assist the Chairperson in conducting the election.

(f) Judges: Shall inform and advise the Chairperson of all aspects of the election conducted under this law. In case of disputes among Election Board members, or between Tribal members and Election Board members, or any controversy regarding voter eligibility, the Judge(s) shall assist the Chairperson in making a determination. The Judge(s) shall also ensure that all ballots of voters whose eligibility may be in question, remain confidential.

Section D. Compensation Rates

2.4-11. Election Board members are to be compensated at an hourly rate when conducting elections as provided for in the Election Board's bylaws as approved by the Business Committee. The Election Board shall have a budget, approved through the budgeting process of the ~~Tribe~~Nation.

2.4-12. The ~~Oneida~~ Trust Enrollment Department personnel and Oneida Police Officer(s) shall be compensated at their regular rate of pay out of their respective budgets.

2.5. Candidate Eligibility

Section A. Requirements

2.5-1. In addition to any specific requirements and/or exceptions set out in duly adopted by-laws or other documents, all applicants shall meet the minimum requirements set out in this section in order to become a candidate.

2.5-2. Minimum Requirements. In order to be eligible to be a candidate, applicants shall:

(a) be a~~n enrolled~~ Tribal member, as verified by membership rolls of the ~~Tribe~~Nation.

(b) be a qualified voter on the day of the election.

(c) provide proof of physical residency as required for the position for which they have been nominated or for which they have petitioned. Proof of residency may be through one (1) or more of the following:

(1) a valid Wisconsin driver's license;

(2) a bill or pay check stub showing name and physical address of the candidate from the prior or current month;

(3) another form of proof that identifies the candidate and that the candidate has physically resided at the address and identifies that address as the primary residence.

2.5-3. No applicant may have a conflict of interest with the position for which they are being considered, provided that any conflict of interest which may be eliminated within thirty (30)

calendar days of being elected shall not be considered as a bar to nomination or election.

2.5-4. Applications and petitions where the applicant was not nominated during caucus shall be filed by presenting the information to the Tribal Secretary, or designated agent, during normal business hours, 8:00 to 4:30 Monday through Friday, within five (5) business days after the caucus. No mailed, internal Tribal mail delivery, faxed or other delivery method shall be accepted.

2.5-5. The names of the candidates and the positions sought shall be a public record and made available to the public upon the determination of eligibility by the Election Board or the Board's designated agent.

Section B. Eligibility Review

2.5-6. Applicants found to be ineligible shall have two (2) business days to request an appeal. At least four (4) Election Board members shall constitute a hearing body. The Chairperson shall select the hearing body. The hearing shall be held within two (2) business days of receipt of the appeal. The applicant shall be notified by phone of time and place of the hearing. The decision of the hearing body shall be sent via certified mail or hand delivery within two (2) business days of the hearing. Any appeal from a decision of the Election Board hearing body shall be to the Judiciary on an accelerated schedule.

2.5-7. The Election Board shall be responsible for reviewing the qualifications of applicants to verify eligibility. Any applicant found to be ineligible for a nominated or petitioned for position shall be notified by certified mail return receipt requested. The notice shall provide the following information:

(a) Position for which they were considered

(b) Qualification of the position and citation of the source. (Copies of source may be attached.)

(c) A brief summary explaining why the applicant was found to be ineligible.

(d) That the applicant has two (2) business days from notification to make an appeal. Appeals must be filed at the location designated on the notice by hand delivery. The location designated shall be on the Reservation. No mailed, internal Tribal mail, faxed or other delivery method will be accepted.

Section C. Campaign Financing

2.5-8. Contributions:

(a) Solicitation of Contributions by Candidates.

(1) Candidates shall only accept contributions from individuals who are ~~members of the Tribe~~Tribal members or individuals related by blood or marriage to the candidate. Candidates may not accept contributions from any business, whether sole proprietorship, partnership, corporation, or other business entity.

(2) Candidates shall not solicit or accept contributions in any Tribal office or business/facility.

(b) Fines. Violation of the contribution restrictions shall result in a fine imposed by the Election Board in an amount specified in a resolution adopted by the Business Committee.

2.5-9. Campaign Signs and Campaigning:

(a) Placement of campaign signs:

(1) Campaign signs shall not be posted or erected on any Tribal property except for private property with the owner/tenant's permission.

(2) No campaign sign shall exceed sixteen (16) square feet in area. A maximum of seven (7) such signs may be placed on a building or on a lot.

(3) No campaign sign shall project beyond the property line into the public right of way.

(b) Removal of campaign signs. All campaign signs shall be removed within five (5) business days after an election.

(c) Employees of the ~~Tribe~~Nation shall not engage in campaigning for Tribal offices during work hours. Tribal employees shall be subject to disciplinary action under the personnel policies and procedures for political campaigning during work hours.

(d) Enforcement. The Zoning Administrator shall cause to be removed any campaign signs that are not in compliance with this law, in accordance with the Zoning and Shoreland Protection Law.

(e) Fines. Violation of the campaign sign restrictions shall result in a fine imposed by the Election Board in an amount specified in a resolution adopted by the Business Committee.

Section D. Candidate Withdrawal

2.5-10 Any candidate may withdraw his or her name from a ballot if submitted in writing by the candidate prior to submission of the ballot for printing to any Election Board member, excluding alternates.

2.5-11 After printing of the ballot, any candidate may withdraw his or her name from the election by submitting in writing a statement indicating they are withdrawing from the election prior to the opening of the polls to any Election Board member, excluding alternates. This statement shall be posted alongside any sample ballot printed prior to the election in the newspaper or any posting at the polling places.

2.5-12. Candidates withdrawing after opening of the polls shall request, in writing to the Election Board members in charge of the polling place, to be removed from the ballot. The written statement shall be posted next to any posted sample ballot.

2.5-13. Candidates withdrawing by any method listed herein shall be denied any position from which they have withdrawn regardless of the number of votes cast for that candidate. A written statement shall be considered the only necessary evidence of withdrawal and acceptance of denial of any position withdrawn from.

2.5-14. *Candidate Withdrawal After Winning an Election.*

(a) In the event a candidate declines an office after winning an election, the Election Board shall declare the next highest vote recipient the winner. This procedure shall be repeated as necessary until a winner is declared.

(b) If all vote recipients decline or are otherwise unable to be declared the winner, then a Special Election shall be held.

2.6. Selection of Candidates

Section A. Setting of Caucus

2.6-1. The Election Board shall be responsible for calling a caucus before any election is held. The caucus for the general election shall be held at least ninety (90) calendar days prior to the

election date. Caucuses for other elections shall be held at least forty-five (45) calendar days prior to the election date. In a general election year, caucuses shall be combined so that candidates for the Business Committee and elected boards, committees and commissions are nominated at the same caucus.

2.6-2. The procedures for the caucus shall be as follows:

(a) Candidates shall be nominated from the floor.

(b) Candidates present at the caucus will accept/decline their nomination at the caucus. Candidates nominated at the caucus, but not present to accept the nomination, shall be required to follow the petition process.

(c) Nominations shall consist of the following positions: Chairperson, Vice-Chairperson, Treasurer, Secretary, Council Member and other elected positions as required by by-laws or creating documents of a board, committee, or commission.

Section B. Petition

2.6-3. Any eligible Tribal member may petition to be placed on a ballot according to the following procedures:

(a) Each petitioner, not nominated at caucus, shall file a petition containing endorsee's original signatures; photocopies shall not be accepted.

(b) Petitioners shall use an official petition form as designated by this law which may be obtained in the Tribal Secretary's Office or from the mailing for that caucus.

(c) The petition form shall consist of each endorsee's:

(1) printed name and address;

(2) date of birth;

(3) Oneida Tribal ~~Enrollment~~ enrollment ~~Number~~number; and

(4) signature.

(d) Petitioners shall obtain not less than ten (10) signatures of qualified voters as defined under this law.

(e) Petitions shall be presented to the Tribal Secretary, or designated agent, during normal business hours, 8:00 to 4:30 Monday through Friday, but no later than prior to close of business five (5) business days after the caucus. The location to drop-off petitions shall be identified in the mailing identifying the caucus date.

(f) The Tribal Secretary shall forward all petitions to the Election Board Chairperson the next business day following the close of petition submissions.

(g) The Election Board shall have the ~~Oneida~~ Trust Enrollment Department verify all signatures contained on the petition.

2.6-4. A person who runs for a position on the Oneida Business Committee, or a position on a judicial court or commission, shall not run for more than one (1) elective office or seat per election.

2.7. Notice of Polling Places

2.7-1. The Election Board shall post a notice in the prominent locations, stating the location of the polling places and the time the polls will be open. This notice shall also be posted in an easily visible position, close to the entrance of Tribal businesses/facilities.

2.7-2. Polling information shall be posted no less than ten (10) calendar days prior to the election, and shall remain posted until the poll closes on the day of the election.

2.7-3. Except for a Special Election, notice for the election shall be mailed to all Tribal members, stating the time and place of the election and a sample of the ballot, no less than ten (10) calendar days prior to the election, through a mass mailing. The ~~Oneida~~ Trust Enrollment Department shall be notified, by the Election Board Chairperson, no less than twenty (20) calendar days prior to the requested mailing.

2.7-4. Notice of the election shall be placed in the Tribal newspaper.

2.8. Registration of Voters

Section A. Requirements

2.8-1. *Registration of Voters.* All ~~enrolled members of the Tribe,~~Tribal members who are ~~twenty-one (21~~eighteen (18) years of age or over~~,~~ are qualified voters of such election(s) as defined in Article III, Section 2 of the Oneida Tribal Constitution.

Section B. Identification of Voters

2.8-2. All voters must present one of the following picture identifications in order to be able to vote:

(a) Tribal I.D.
(b) Drivers License.
(c) Other I.D. with name and photo.

Section C. Registration Procedures

2.8-3. Voters shall physically register, on the day of the election, at the polls.

2.8-4. ~~Oneida~~ Trust Enrollment Department personnel shall be responsible for verifying Tribal enrollment. Conduct of ~~Oneida~~ the Trust Enrollment Department personnel is governed by the Election Officials during the voting period.

2.8-5. Every person who intends to vote must sign his/her name on an official Voter Registration Form containing the voter's following information:

(a) name and maiden name (if any);
(b) current address;
(c) date of birth; and
(d) enrollment number.

Section D. Qualification/Verification of Voter Eligibility

2.8-6. Should a question or dispute arise as to the eligibility of a voter being qualified to vote, the Judges of the Election Officials appointed by the Election Board Chairperson shall meet with the Trust Enrollment Department personnel who are registering voters, to decide the voting member's eligibility currently being questioned and shall make such decisions from the facts available, whether the applicant is, in fact, qualified/verifiable under the Oneida Tribal Constitution, Article III Section 2, to vote in tribal elections.

2.8-7. Any voter denied eligibility shall be allowed to vote, provided that the ballot shall be placed in an envelope, initialed by two (2) Election Officials, sealed and numbered. The name of the voter shall be written next to a numbered list which corresponds to the numbered and sealed envelope. The voter shall be required to mail a written appeal to the Election Board at P.O. Box 413, Oneida, Wisconsin, 54155, postmarked within two (2) business days of the election if they desire to challenge the decision made by the Election Officials. The Election Board shall make a

final decision, within five (5) business days of receiving the appeal and shall report this decision in the final report sent to the Oneida Business Committee.

2.9. Election Process

Section A. Polling Places and Times

2.9-1. In accordance with Article III, Section 4 of the Tribal Constitution, elections shall be held in the month of July on a date set by the General Tribal Council. The General Tribal Council shall set the election date at the January annual meeting, or at the first GTC meeting held during a given year. Special Elections shall be set in accordance with 2.12-6.

2.9-2. Elections shall be held in an Oneida Tribal facility(s) as determined by the Election Board.

2.9-3. Voting for elections shall begin at 7:00 a.m. and shall end at 7:00 p.m. All voters in line to vote at 7:00 p.m. shall be allowed to vote.

(a) If a ballot counting machine is used, the ballot counting machine shall be prepared prior to 7:00 a.m. on the day of the election. The Judges shall open the polls only after four (4) Tribal members verify, through signature on the tape, the ballot box is empty and the ballot counting machine printer tape has a zero (0) total count.

2.9-4. At least one (1) Oneida Police Officer shall be present during the time the polls are open, and until the counting of ballots is completed, and tentative results posted.

2.9-5. The Election Board shall provide a voting area sufficiently isolated for each voter such that there is an area with at least two sides and a back enclosure.

2.9-6. No campaigning of any type shall be conducted within two hundred eighty (280) feet of the voting area, excluding private property.

2.9-7. No one causing a disturbance shall be allowed in the voting area.

2.9-8. Election Board members may restrict the voting area to qualified voters only. This restriction is in the interest of maintaining security of the ballots and voting process.

Section B. Ballot Box

2.9-9. All ballots being votes, shall be placed in a receptacle clearly marked "Ballot Box" and shall be locked until counting at the close of polls. Provided that, with electronic ballot counting, the ballots may be placed within the ballot counting machine as they are received.

Section C. Spoiled Ballots

2.9-10. If a voter spoils his/her ballot, he/she shall be given a new ballot.

2.9-11. The spoiled ballot shall be marked "VOID" and initialed by two (2) Election Officials and placed in an envelope marked as "Spoiled Ballots."

2.9-12. The Spoiled Ballot envelopes shall be retained and secured for no less than fifteen (15) calendar days following finalization of any challenge of the election, at the Records Management Department.

Section D. Rejected Ballots

2.9-13. Rejected Ballots are to be placed in a specially marked container and sealed.

(a) Computer rejected ballots shall be reviewed by the Election Officials to verify the authenticity of the ballot. Ballots rejected because of mutilation shall be added to the final computer total, provided that, a new ballot was not received as set out in sections

2.9-10 through 2.9-12.

(b) Ballots rejected, either during the computer process or during a manual counting, shall be reviewed by the Election Officials to verify that they are authentic. If the Election Officials determine that the ballot is not an official ballot, or that it is an illegal ballot, the ballot shall be designated 'void,' and placed in a sealed container marked "Void Ballots."

2.10. Tabulating and Securing Ballots

Section A. Machine Counted Ballots

2.10-1. When ballots are counted by machine, at the close of polls the Judges shall generate from the ballot counting machine copies of the election totals from the votes cast.

2.10-2. At least six (6) Election Board members shall sign the election totals, which shall include the tape signed by the Tribal members before the polls were opened per section 2.9-3(a).

Section B. Manually Counted Ballots

2.10-3. When ballots are manually counted, at the close of polls the Judges shall unlock the ballot box and remove the ballots.

2.10-4. If the ballots need to be counted at a location other than the polling site, the ballots shall be secured in a sealed container for transportation to the ballot counting location. The sealed ballots shall be transported by an Oneida Police Officer with at least three (3) of the Election Officials for counting/tallying of ballots.

2.10-5. The sealed ballots shall be opened at the time of counting by the Election Officials and witnessed/monitored by an Oneida Police Officer.

2.10-6. Ballots must be counted by two different Election Officials until two final tallies are equal in back to back counting. Final tallies shall be verified by the Election Judges.

Section C. Securing Ballots

2.10-7. The Judges shall place together all ballots counted and secure them together so that they cannot be untied or tampered with without breaking the seal. The secured ballots, and the election totals with the signed tape, if applicable, shall then be secured by the Judges in a sealed container in such a manner that the container cannot be opened without breaking the seals or locks, or destroying the container. The Oneida Police Officer shall then deliver, on the day of the election, the sealed container to the Records Management Department for retaining.

2.11. Election Outcome and Ties

Section A. Election Results Announcement

2.11-1. The tentative results of an election shall be announced and posted by the Election Board within twenty-four (24) hours after the closing of the polls. Notices of election results shall contain the following statement:

> *"The election results posted here are tentative results. Final election results are forwarded by the Oneida Election Board to the Oneida Business Committee via a Final Report after time has lapsed for recount requests, or challenges or after all recounts or challenges have been completed, whichever is longer"*

2.11-2. The Election Board shall post, in the prominent locations, and publish in the Tribal newspaper, the tentative results of an election.

Section B. Tie

2.11-3. In the event of a tie for any office, and where the breaking of a tie is necessary to determine the outcome of an election, the Election Board shall conduct an automatic recount of the votes for each candidate receiving the same number of votes. Any recount conducted shall be the only recount allowed for the tied candidates.

2.11-4. For Business Committee positions, a run-off election between the candidates with the same number of votes shall be held if there remains a tie after the recount. Said run-off election shall be held within twenty one (21) calendar days after the recount. For all other positions, if there remains a tie after the recount, the Election Board shall decide the winner of the tied positions at least two (2) business days after, but no more than five (5) business days after the recount through a lot drawing, which shall be open to the public.

(a) The Election Board shall notify each of the tied candidates and the public of the date, time, and place of the drawing at least one (1) business day before the drawing. Notice to the tied candidates shall be in writing. Notice to the public shall be posted by the Election Board in the prominent locations.

(b) On the date and at the time and place the drawing was noticed, the Election Board Chairperson shall clearly write the name of each tied candidate on separate pieces of paper in front of any witnesses present. The pieces of paper shall be the same, or approximately the same, color, size, and type. The papers shall be folded in half and placed in a container selected by the Election Board Chairperson.

(c) The Election Board Chairperson shall designate an uninterested party to draw a name from the container. The candidate whose name is drawn from the container first shall be declared the winner. An Election Board member other than the Chairperson shall remove the remaining pieces of paper from the container and show them to the witnesses present.

Section C. Recount Procedures

2.11-5. A candidate may request the Election Board to complete a recount, provided the margin between the requesting candidate's vote total and vote total for the unofficial winner was within two percent (2%) of the total votes for the office being sought or twenty (20) votes, whichever is greater. A candidate requests a recount by hand delivering a written request to the Tribal Secretary's Office, or noticed designated agent, within five (5) business days after the election. Requests shall be limited to one (1) request per candidate. The Tribal Secretary shall contact the Election Board Chairperson by the next business day after the request for recounts.

2.11-6. The Election Board shall respond by the close of business on the fifth (5th) day after the request regarding the results of the recount. Provided that, no recount request need be honored where there have been two (2) recounts completed as a result of a request either as a recount of the whole election results, or of that sub-section.

2.11-7. All recounts shall be conducted manually with, if possible, the original Election Officials and Oneida Police Officer present, regardless of the original type of counting process. Manual recounts may, at the discretion of the Election Officials, be of the total election results, or of the challenged sub-section of the election results.

2.11-8. The Oneida Police Officer shall be responsible for picking up the locked, sealed container with the ballots from the Records Management Department and transporting it to the ballot recounting location.

2.11-9. A recount shall be conducted by a quorum of the Election Board, including at least three (3) of the original Election Officials. The locked, sealed ballots shall be opened by the Election Board Chairperson and an Oneida Police Officer shall witness the recount.

2.11-10. Recounting of ballots may be performed manually or by computer. All ballots shall be counted until two (2) final tallies are equal in back to back counting and the total count of ballots reconciles with the total count from the ballot counting machine. Sub-sections of candidates may be recounted in lieu of a full recount.

(a) Manually counted ballots shall be recounted by the Election Board. Ballots shall be counted twice by different persons and certified by the Judges.

(b) Computer counted ballots shall be recounted twice and certified by the Judges. Prior to using an electronic ballot counting device, it shall be certified as correct either by the maker, lessor of the machine, or Election Board.

Section D. Challenges and Declaration of Results

2.11-11. *Challenges.* Any qualified voter may challenge the results of an election by filing a complaint with the Judiciary within ten (10) calendar days after the election. The Judiciary shall hear and decide a challenge to any election within two (2) business days after the challenge is filed. Any appeal to the appellate body of the Judiciary shall be filed within one (1) business day after the issuance of the lower body's decision and decided within two (2) business days after the appeal is filed.

(a) The person challenging the election results shall prove by clear and convincing evidence that the Election Law was violated or an unfair election was conducted, and that the outcome of the election would have been different but for the violation.

(b) If the Judiciary invalidates the election results, a Special Election shall be ordered by the Judiciary for the office(s) affected to be held on a date set by the Judiciary for as soon as the Election Law allows for a Special Election.

2.11-12. *The Final Report.* The Election Board shall forward a Final Report to the Tribal Secretary after time has lapsed for recount requests, or challenges or after all recounts or challenges have been completed, whichever is longer. The Final Report shall consist of the following information:

(a) Total number of persons voting.

(b) Total votes cast for each candidate by subsection of the ballot.

(c) List of any ties and final results of those ties, including the method of resolution.

(d) List of candidates elected and position elected to.

(e) Number of spoiled ballots.

(f) Cost of the election, including the compensation paid to each Election Board member.

2.11-13. *Declaration of Results.* The Business Committee shall declare the official results of the election and send notices regarding when the swearing in of newly elected officials shall take place within ten (10) business days after receipt of the Final Report.

2.11-14. Candidates elected to the Business Committee shall resign from any salaried position effective prior to taking a Business Committee oath of office

2.11-15. Except in the event of an emergency, as determined by the Business Committee, newly elected officials shall be sworn into office no later than thirty (30) calendar days after the official results of an election are declared by the Business Committee.

(a) If a newly elected official is not sworn in within thirty (30) calendar days, the seat

shall be considered vacant and the Election Board shall declare the next highest vote recipient the winner. This procedure shall be repeated as necessary until a winner is declared.

(b) If all vote recipients decline or are otherwise unable to be declared the winner, then a Special Election shall be held.

2.11-16. The Election Board shall send notice to the Records Management Department to destroy the ballots thirty (30) calendar days after the election or after the final declaration of official election results occurs, whichever is longer.

2.12. Elections

Section A. Primary Elections; Business Committee

2.12-1. When a primary is required under 2.12-2, it shall be held on a Saturday at least sixty (60) calendar days prior to the election.

2.12-2. There shall be a primary election for Business Committee positions whenever there are three (3) or more candidates for any officer positions or sixteen (16) or more candidates for the at-large council member positions.

(a) The two (2) candidates receiving the highest number of votes cast for each officer position shall be placed on the ballot.

(b) The fifteen (15) candidates receiving the highest number of votes cast for the at-large council member positions shall be placed on the ballot.

(c) Any position where a tie exists to determine the candidates to be placed on the ballot shall include all candidates where the tie exists.

2.12-3. The Election Board shall cancel the primary election if the Business Committee positions did not draw the requisite number of candidates for a primary by the petitioning deadline set for the primary.

2.12-4. In the event a candidate withdraws or is unable to run for office after being declared a winner in the primary, the Election Board shall declare the next highest primary vote recipient the primary winner. This procedure shall be repeated as necessary until the ballot is full or until there are no available candidates. If the ballot has already been printed, the procedures for notifying the Oneida public in section 2.5-11 and 2.5-12 shall be followed, including the requirement to print a notice in the Tribal newspaper if time lines allow.

Section B. Special Elections

2.12-5. Matters subject to a Special Election, i.e., referendum, vacancies, petitions, etc., as defined in this law, may be placed on the same ballot as the subject matter of an election.

2.12-6. Dates of all Special Elections shall be set, as provided for in this law, by the Business Committee as recommended by the Election Board or as ordered by the Judiciary in connection with an election challenge.

2.12-7. Notice of said Special Election shall be posted by the Election Board in the prominent locations, and placed in the Tribal newspaper not less than ten (10) calendar days prior to the Special Election.

2.12-8. In the event of an emergency, the Election Board may reschedule the election, provided that no less than twenty-four (24) hours notice of the rescheduled election date is given to the voters, by posting notices in the prominent locations.

Section C. Referendums

2.12-9. Registered voters may indicate opinions on any development, law or resolution, proposed, enacted, or directed by the Business Committee, or General Tribal Council, in a special referendum election.

(a) Referendum elections in which a majority of the qualified voters who cast votes shall be binding on the Business Committee to present the issue for action/decision at General Tribal Council.

(b) Referendum requests may appear on the next called for election.

(c) Referendum questions are to be presented to the Tribal Secretary, in writing, at the caucus prior to election, regarding issues directly affecting the ~~Tribe~~Nation or general membership.

Section D. Initiation of Special Elections

2.12-10. Special Elections may be initiated by a request or directive of the General Tribal Council or the Oneida Business Committee.

2.12-11. Special Election may be requested by a Tribal member to the Business Committee or General Tribal Council.

2.12-12. All Special Elections shall follow rules established for all other elections. This includes positions for all Boards, Committees and Commissions.

End.

Adopted - June 19, 1993
Amended - June 28, 1995 (Adopted by BC on Behalf of GTC, Completion of Agenda)
Presented for Adoption of 1997 Revisions - GTC-7-6-98-A
Amended- October 11, 2008 (General Tribal Council Meeting)
Amended-GTC-01-04-10-A
Amended – BC-02-25-15-C
Emergency Amended-BC-06-28-15-A (expired)

Draft 1
2016 04 20

Chapter 2
ONEIDA ELECTION LAW

Onʌyote?a·ká· Tho Ni· Yót Tsi? ʌyethiyataláko Tsi? Kayanlʌ́hsla

People of the Standing Stone how it is we will appoint them the kind of laws we have

2.1. Purpose and Policy
2.2. Adoption, Amendment, Repeal
2.3. Definitions
2.4. Election Board
2.5. Candidate Eligibility
2.6. Selection of Candidates
2.7. Notice of Polling Places
2.8. Registration of Voters
2.9. Election Process
2.10. Closing Polls and Securing Ballots
2.11. Election Outcome and Ties
2.12. Elections

2.1. Purpose and Policy

2.1-1. It is the policy of the Nation that this law shall govern the procedures for the conduct of orderly Tribal elections, including pre-election activities such as caucuses and nominations. Because of the desire for orderly and easily understood elections, there has not been an allowance made for write-in candidates on ballots.

2.1-2. This law defines the duties and responsibilities of the Election Board members and other persons employed by the Nation in the conduct of elections. It is intended to govern all procedures used in the election process.

2.2. Adoption, Amendment, Repeal

2.2-1. This law was adopted by the Oneida General Tribal Council by resolution # GTC 7-06-98-A and amended by resolutions #GTC-01-04-10-A, BC-02-25-15-C, and GTC-01-04-10-A .

2.2-2. This law may be amended by the Business Committee or the Oneida General Tribal Council pursuant to the procedures set out in the Legislative Procedures Act. Actions of the Election Board regarding amendments to this law and policies adopted regarding implementation of this law are to be presented to the Business Committee who shall then adopt or forward action(s) to the General Tribal Council for adoption.

2.2-3. Should a provision of this law or the application thereof to any person or circumstances be held as invalid, such invalidity shall not affect other provisions of this law which are considered to have legal force without the invalid portions.

2.2-4. In the event of a conflict between a provision of this law and a provision of another law, the provisions of this law shall control.

2.2-5. This law is adopted under authority of the Constitution of the Oneida Nation.

2.3. Definitions

2.3-1. This section shall govern the definitions of words and phrases used within this law. All words not defined herein shall be used in their ordinary and everyday sense.

2.3-2. "Alternate" shall mean an individual appointed by the Business Committee to serve on the Election Board during an election and until election results have been certified.

2.3-3. "Applicant" shall mean a potential candidate who has not yet been officially approved for acceptance on a ballot.

2.3-4. "Business day" shall mean Monday through Friday, 8:00 a.m. – 4:30 p.m., excluding Tribal holidays.

2.3-5. "Campaigning" shall mean all efforts designed to influence Tribal members to support or reject a particular Tribal candidate including, without limitation, advertising, rallying, public speaking, or other communications with Tribal members.

2.3-6. "Candidate" shall mean a petitioner or nominee for an elected position whose name is placed on the ballot by the Election Board after successful application.

2.3-7. "Clerk" shall mean the election official who identifies proper registration for the purpose of determining voter eligibility.
2.3-8. "Close of business" shall mean 4:30 p.m. Monday through Friday.
2.3-9. "Conflict of Interest" shall mean any interest, whether it be personal, financial, political or otherwise, in which a Tribal elected official, employee, consultant, appointed or elected, member of any board, committee or commission, or their immediate relatives, friends or associates, or any other person with whom they have contact, that conflicts with any right of the Nation to property, information, or any other right to own and operate its enterprises, free from undisclosed competition or other violation of such rights of the Oneida Nation, or as defined in any law or policy of the Nation.
2.3-10. "Election" shall mean every primary and election.
2.3-11. "General election" shall mean the election held every three (3) years in July to elect the Chairperson, Vice-Chairperson, Secretary, Treasurer, and the five Council Members of the Business Committee and may include contests for elected boards, committees and commissions positions.
2.3-12. "Judge" shall mean the election official who informs and advises the Chairperson of discrepancies, complaints and controversy regarding voter eligibility.
2.3-13. "Judiciary" means the judicial system that was established by Oneida General Tribal Council resolution GTC-01-07-13-B to administer the judicial authorities and responsibilities of the Nation.
2.3-14. "Lot drawing" shall mean the equal chance method used to select a candidate as the winner of an elected position, in the case of a tie between two (2) or more candidates.
2.3-15. "Nation" means the Oneida Nation.
2.3-16. "Oneida Police Officer" shall mean an enrolled member of the Oneida Nation who is a police officer on any police force.
2.3-17. "Private property" shall mean any lot of land not owned by the Nation, a residential dwelling or a privately owned business within the boundaries of the Reservation.
2.3-18. "Prominent locations" shall mean the polling places, main doors of the Norbert Hill Center, main doors of the Oneida Community Library, Tsyunhehkwa Retail Store, the Oneida Community Health Center, the SEOTS building and all One-Stop locations.
2.3-19. "Qualified voter" shall mean an enrolled Tribal member who is eighteen (18) years of age or older.
2.3-20. "Rejected Ballots" shall mean those ballots which are rejected by the vote tabulating machine.
2.3-21. "Spoiled Ballot" shall mean a ballot which contains a voter error or is otherwise marred and is not tabulated.
2.3-22. "Teller" shall mean the election official in charge of collecting and storing of all ballots.
2.2-23. "Tribal member" shall mean an enrolled member of the Nation.
2.3-24. "Tribal newspaper" shall mean the Kalihwisaks, or any other newspaper operated by the Nation for the benefit of transmitting news to Tribal members which is designated by the Election Board as a source for election related news.

2.4. Election Board

Section A. Establishment, Composition and Election

2.4-1. An Election Board is hereby created for the purpose of carrying out the provisions of this

law and Article III, Sections 2 and 3 of the Oneida Constitution.

2.4-2. The Election Board shall consist of nine (9) elected members. All members shall be elected to terms of three (3) years, not to exceed two (2) consecutive terms.

2.4-3. *Recusal.* An Election Board member shall recuse himself/herself from participating as an Election Board member in any pre-election, election day, or post-election activities while he or she is a petitioner, applicant or candidate in any election or there is otherwise a conflict of interest.

2.4-4. *Removal.* Removal of members shall be pursuant to the Oneida Removal Law. A member who is removed from the Election Board shall be ineligible to serve on the Board for three (3) years from the time he or she is removed from the Election Board.

2.4-5. *Vacancies.* Any vacancy in an unexpired term shall be filled by appointment by the Business Committee for the balance of the unexpired term. The filling of a vacancy may be timed to correspond with the pre-election activities and the needs of the Election Board.

2.4-6. The Election Board shall identify tellers, judges and clerks in advance of an election.

2.4-7 The Business Committee may appoint or reappoint a sufficient number of alternates to the Election Board, as recommended by the Election Board, to assist with election day and pre-election activities.

2.4-8. The Election Board shall choose a Chairperson from amongst themselves as set out in the By-laws of the Election Board, to preside over the meetings. This selection shall be carried out at the first meeting of the Election Board following an election. The Chairperson shall then ask the Election Board to select a Vice-Chairperson and Secretary.

Section B. Duties of the Election Board

2.4-9. The Election Board shall have the following duties, along with other responsibilities listed throughout this law.

(a) The Election Board shall be in charge of all registration and election procedures; and

(b) Upon completion of an election, the Election Board shall make a final report on the election results as set out in this law.

Section C. Specific Duties of Officers and Election Board Members

2.4-10. Specific duties of the Chairperson and other Election Board members, in addition to being present at all Election Board meetings and assisting the handicapped through the voting process, are as set out herein:

(a) Chairperson: Shall preside over meetings of the Election Board; shall select the hearing body for applicants found to be ineligible in accordance with 2.5-6 in the event of an appeal; shall oversee the conduct of the election; shall dismiss the alternates and the Trust Enrollment Department personnel when their election day duties are complete; and shall post and report election results.

(b) Vice-Chairperson: Shall preside over all meetings in the absence of the Chairperson.

(c) Secretary: Shall keep a record of the meetings and make them available to the Tribal Secretary, other Election Board members and the public as required in the Open Records and Open Meetings Law.

(d) Clerks: Shall implement the requirements of identifying and registering all voters and determining voter eligibility. Clerks shall work in conjunction with the Trust Enrollment Department personnel in the registration process, and assist the Chairperson

as directed in conducting the election. Clerks cannot be currently employed by the Trust Enrollment Department.

(e) Tellers: Shall collect and keep safe all ballots, until the election is complete, as determined by this law. Shall assist the Chairperson in conducting the election.

(f) Judges: Shall inform and advise the Chairperson of all aspects of the election conducted under this law. In case of disputes among Election Board members, or between Tribal members and Election Board members, or any controversy regarding voter eligibility, the Judge(s) shall assist the Chairperson in making a determination. The Judge(s) shall also ensure that all ballots of voters whose eligibility may be in question, remain confidential.

Section D. Compensation Rates

2.4-11. Election Board members are to be compensated at an hourly rate when conducting elections as provided for in the Election Board's bylaws as approved by the Business Committee. The Election Board shall have a budget, approved through the budgeting process of the Nation.

2.4-12. The Trust Enrollment Department personnel and Oneida Police Officer(s) shall be compensated at their regular rate of pay out of their respective budgets.

2.5. Candidate Eligibility

Section A. Requirements

2.5-1. In addition to any specific requirements and/or exceptions set out in duly adopted by-laws or other documents, all applicants shall meet the minimum requirements set out in this section in order to become a candidate.

2.5-2. Minimum Requirements. In order to be eligible to be a candidate, applicants shall:

(a) be a Tribal member, as verified by membership rolls of the Nation.

(b) be a qualified voter on the day of the election.

(c) provide proof of physical residency as required for the position for which they have been nominated or for which they have petitioned. Proof of residency may be through one (1) or more of the following:

(1) a valid Wisconsin driver's license;

(2) a bill or pay check stub showing name and physical address of the candidate from the prior or current month;

(3) another form of proof that identifies the candidate and that the candidate has physically resided at the address and identifies that address as the primary residence.

2.5-3. No applicant may have a conflict of interest with the position for which they are being considered, provided that any conflict of interest which may be eliminated within thirty (30) calendar days of being elected shall not be considered as a bar to nomination or election.

2.5-4. Applications and petitions where the applicant was not nominated during caucus shall be filed by presenting the information to the Tribal Secretary, or designated agent, during normal business hours, 8:00 to 4:30 Monday through Friday, within five (5) business days after the caucus. No mailed, internal Tribal mail delivery, faxed or other delivery method shall be accepted.

2.5-5. The names of the candidates and the positions sought shall be a public record and made available to the public upon the determination of eligibility by the Election Board or the Board's

designated agent.

Section B. Eligibility Review

2.5-6. Applicants found to be ineligible shall have two (2) business days to request an appeal. At least four (4) Election Board members shall constitute a hearing body. The Chairperson shall select the hearing body. The hearing shall be held within two (2) business days of receipt of the appeal. The applicant shall be notified by phone of time and place of the hearing. The decision of the hearing body shall be sent via certified mail or hand delivery within two (2) business days of the hearing. Any appeal from a decision of the Election Board hearing body shall be to the Judiciary on an accelerated schedule.

2.5-7. The Election Board shall be responsible for reviewing the qualifications of applicants to verify eligibility. Any applicant found to be ineligible for a nominated or petitioned for position shall be notified by certified mail return receipt requested. The notice shall provide the following information:

(a) Position for which they were considered

(b) Qualification of the position and citation of the source. (Copies of source may be attached.)

(c) A brief summary explaining why the applicant was found to be ineligible.

(d) That the applicant has two (2) business days from notification to make an appeal. Appeals must be filed at the location designated on the notice by hand delivery. The location designated shall be on the Reservation. No mailed, internal Tribal mail, faxed or other delivery method will be accepted.

Section C. Campaign Financing

2.5-8. Contributions:

(a) Solicitation of Contributions by Candidates.

(1) Candidates shall only accept contributions from individuals who are Tribal members or individuals related by blood or marriage to the candidate. Candidates may not accept contributions from any business, whether sole proprietorship, partnership, corporation, or other business entity.

(2) Candidates shall not solicit or accept contributions in any Tribal office or business/facility.

(b) Fines. Violation of the contribution restrictions shall result in a fine imposed by the Election Board in an amount specified in a resolution adopted by the Business Committee.

2.5-9. Campaign Signs and Campaigning:

(a) Placement of campaign signs:

(1) Campaign signs shall not be posted or erected on any Tribal property except for private property with the owner/tenant's permission.

(2) No campaign sign shall exceed sixteen (16) square feet in area. A maximum of seven (7) such signs may be placed on a building or on a lot.

(3) No campaign sign shall project beyond the property line into the public right of way.

(b) Removal of campaign signs. All campaign signs shall be removed within five (5) business days after an election.

(c) Employees of the Nation shall not engage in campaigning for Tribal offices during work hours. Tribal employees shall be subject to disciplinary action under the personnel policies and procedures for political campaigning during work hours.

(d) Enforcement. The Zoning Administrator shall cause to be removed any campaign signs that are not in compliance with this law, in accordance with the Zoning and Shoreland Protection Law.

(e) Fines. Violation of the campaign sign restrictions shall result in a fine imposed by the Election Board in an amount specified in a resolution adopted by the Business Committee.

Section D. Candidate Withdrawal

2.5-10 Any candidate may withdraw his or her name from a ballot if submitted in writing by the candidate prior to submission of the ballot for printing to any Election Board member, excluding alternates.

2.5-11 After printing of the ballot, any candidate may withdraw his or her name from the election by submitting in writing a statement indicating they are withdrawing from the election prior to the opening of the polls to any Election Board member, excluding alternates. This statement shall be posted alongside any sample ballot printed prior to the election in the newspaper or any posting at the polling places.

2.5-12. Candidates withdrawing after opening of the polls shall request, in writing to the Election Board members in charge of the polling place, to be removed from the ballot. The written statement shall be posted next to any posted sample ballot.

2.5-13. Candidates withdrawing by any method listed herein shall be denied any position from which they have withdrawn regardless of the number of votes cast for that candidate. A written statement shall be considered the only necessary evidence of withdrawal and acceptance of denial of any position withdrawn from.

2.5-14. *Candidate Withdrawal After Winning an Election.*

(a) In the event a candidate declines an office after winning an election, the Election Board shall declare the next highest vote recipient the winner. This procedure shall be repeated as necessary until a winner is declared.

(b) If all vote recipients decline or are otherwise unable to be declared the winner, then a Special Election shall be held.

2.6. Selection of Candidates

Section A. Setting of Caucus

2.6-1. The Election Board shall be responsible for calling a caucus before any election is held. The caucus for the general election shall be held at least ninety (90) calendar days prior to the election date. Caucuses for other elections shall be held at least forty-five (45) calendar days prior to the election date. In a general election year, caucuses shall be combined so that candidates for the Business Committee and elected boards, committees and commissions are nominated at the same caucus.

2.6-2. The procedures for the caucus shall be as follows:

(a) Candidates shall be nominated from the floor.

(b) Candidates present at the caucus will accept/decline their nomination at the caucus. Candidates nominated at the caucus, but not present to accept the nomination, shall be

required to follow the petition process.

(c) Nominations shall consist of the following positions: Chairperson, Vice-Chairperson, Treasurer, Secretary, Council Member and other elected positions as required by by-laws or creating documents of a board, committee, or commission.

Section B. Petition

2.6-3. Any eligible Tribal member may petition to be placed on a ballot according to the following procedures:

(a) Each petitioner, not nominated at caucus, shall file a petition containing endorsee's original signatures; photocopies shall not be accepted.

(b) Petitioners shall use an official petition form as designated by this law which may be obtained in the Tribal Secretary's Office or from the mailing for that caucus.

(c) The petition form shall consist of each endorsee's:

(1) printed name and address;

(2) date of birth;

(3) Oneida Tribal enrollment number; and

(4) signature.

(d) Petitioners shall obtain not less than ten (10) signatures of qualified voters as defined under this law.

(e) Petitions shall be presented to the Tribal Secretary, or designated agent, during normal business hours, 8:00 to 4:30 Monday through Friday, but no later than prior to close of business five (5) business days after the caucus. The location to drop-off petitions shall be identified in the mailing identifying the caucus date.

(f) The Tribal Secretary shall forward all petitions to the Election Board Chairperson the next business day following the close of petition submissions.

(g) The Election Board shall have the Trust Enrollment Department verify all signatures contained on the petition.

2.6-4. A person who runs for a position on the Oneida Business Committee, or a position on a judicial court or commission, shall not run for more than one (1) elective office or seat per election.

2.7. Notice of Polling Places

2.7-1. The Election Board shall post a notice in the prominent locations, stating the location of the polling places and the time the polls will be open. This notice shall also be posted in an easily visible position, close to the entrance of Tribal businesses/facilities.

2.7-2. Polling information shall be posted no less than ten (10) calendar days prior to the election, and shall remain posted until the poll closes on the day of the election.

2.7-3. Except for a Special Election, notice for the election shall be mailed to all Tribal members, stating the time and place of the election and a sample of the ballot, no less than ten (10) calendar days prior to the election, through a mass mailing. The Trust Enrollment Department shall be notified, by the Election Board Chairperson, no less than twenty (20) calendar days prior to the requested mailing.

2.7-4. Notice of the election shall be placed in the Tribal newspaper.

2.8. Registration of Voters

Section A. Requirements

2.8-1. *Registration of Voters.* All Tribal members who are eighteen (18) years of age or over are qualified voters of such election(s) as defined in Article III, Section 2 of the Oneida Tribal Constitution.

Section B. Identification of Voters

2.8-2. All voters must present one of the following picture identifications in order to be able to vote:

(a) Tribal I.D.
(b) Drivers License.
(c) Other I.D. with name and photo.

Section C. Registration Procedures

2.8-3. Voters shall physically register, on the day of the election, at the polls.

2.8-4. Trust Enrollment Department personnel shall be responsible for verifying Tribal enrollment. Conduct of the Trust Enrollment Department personnel is governed by the Election Officials during the voting period.

2.8-5. Every person who intends to vote must sign his/her name on an official Voter Registration Form containing the voter's following information:

(a) name and maiden name (if any);
(b) current address;
(c) date of birth; and
(d) enrollment number.

Section D. Qualification/Verification of Voter Eligibility

2.8-6. Should a question or dispute arise as to the eligibility of a voter being qualified to vote, the Judges of the Election Officials appointed by the Election Board Chairperson shall meet with the Trust Enrollment Department personnel who are registering voters, to decide the voting member's eligibility currently being questioned and shall make such decisions from the facts available, whether the applicant is, in fact, qualified/verifiable under the Oneida Tribal Constitution, Article III Section 2, to vote in tribal elections.

2.8-7. Any voter denied eligibility shall be allowed to vote, provided that the ballot shall be placed in an envelope, initialed by two (2) Election Officials, sealed and numbered. The name of the voter shall be written next to a numbered list which corresponds to the numbered and sealed envelope. The voter shall be required to mail a written appeal to the Election Board at P.O. Box 413, Oneida, Wisconsin, 54155, postmarked within two (2) business days of the election if they desire to challenge the decision made by the Election Officials. The Election Board shall make a final decision, within five (5) business days of receiving the appeal and shall report this decision in the final report sent to the Oneida Business Committee.

2.9. Election Process

Section A. Polling Places and Times

2.9-1. In accordance with Article III, Section 4 of the Tribal Constitution, elections shall be held in the month of July on a date set by the General Tribal Council. The General Tribal Council

shall set the election date at the January annual meeting, or at the first GTC meeting held during a given year. Special Elections shall be set in accordance with 2.12-6.

2.9-2. Elections shall be held in an Oneida Tribal facility(s) as determined by the Election Board.

2.9-3. Voting for elections shall begin at 7:00 a.m. and shall end at 7:00 p.m. All voters in line to vote at 7:00 p.m. shall be allowed to vote.

(a) If a ballot counting machine is used, the ballot counting machine shall be prepared prior to 7:00 a.m. on the day of the election. The Judges shall open the polls only after four (4) Tribal members verify, through signature on the tape, the ballot box is empty and the ballot counting machine printer tape has a zero (0) total count.

2.9-4. At least one (1) Oneida Police Officer shall be present during the time the polls are open, and until the counting of ballots is completed, and tentative results posted.

2.9-5. The Election Board shall provide a voting area sufficiently isolated for each voter such that there is an area with at least two sides and a back enclosure.

2.9-6. No campaigning of any type shall be conducted within two hundred eighty (280) feet of the voting area, excluding private property.

2.9-7. No one causing a disturbance shall be allowed in the voting area.

2.9-8. Election Board members may restrict the voting area to qualified voters only. This restriction is in the interest of maintaining security of the ballots and voting process.

Section B. Ballot Box

2.9-9. All ballots being votes, shall be placed in a receptacle clearly marked "Ballot Box" and shall be locked until counting at the close of polls. Provided that, with electronic ballot counting, the ballots may be placed within the ballot counting machine as they are received.

Section C. Spoiled Ballots

2.9-10. If a voter spoils his/her ballot, he/she shall be given a new ballot.

2.9-11. The spoiled ballot shall be marked "VOID" and initialed by two (2) Election Officials and placed in an envelope marked as "Spoiled Ballots."

2.9-12. The Spoiled Ballot envelopes shall be retained and secured for no less than fifteen (15) calendar days following finalization of any challenge of the election, at the Records Management Department.

Section D. Rejected Ballots

2.9-13. Rejected Ballots are to be placed in a specially marked container and sealed.

(a) Computer rejected ballots shall be reviewed by the Election Officials to verify the authenticity of the ballot. Ballots rejected because of mutilation shall be added to the final computer total, provided that, a new ballot was not received as set out in sections 2.9-10 through 2.9-12.

(b) Ballots rejected, either during the computer process or during a manual counting, shall be reviewed by the Election Officials to verify that they are authentic. If the Election Officials determine that the ballot is not an official ballot, or that it is an illegal ballot, the ballot shall be designated 'void,' and placed in a sealed container marked "Void Ballots."

2.10. Tabulating and Securing Ballots

Section A. Machine Counted Ballots

2.10-1. When ballots are counted by machine, at the close of polls the Judges shall generate from the ballot counting machine copies of the election totals from the votes cast.

2.10-2. At least six (6) Election Board members shall sign the election totals, which shall include the tape signed by the Tribal members before the polls were opened per section 2.9-3(a).

Section B. Manually Counted Ballots

2.10-3. When ballots are manually counted, at the close of polls the Judges shall unlock the ballot box and remove the ballots.

2.10-4. If the ballots need to be counted at a location other than the polling site, the ballots shall be secured in a sealed container for transportation to the ballot counting location. The sealed ballots shall be transported by an Oneida Police Officer with at least three (3) of the Election Officials for counting/tallying of ballots.

2.10-5. The sealed ballots shall be opened at the time of counting by the Election Officials and witnessed/monitored by an Oneida Police Officer.

2.10-6. Ballots must be counted by two different Election Officials until two final tallies are equal in back to back counting. Final tallies shall be verified by the Election Judges.

Section C. Securing Ballots

2.10-7. The Judges shall place together all ballots counted and secure them together so that they cannot be untied or tampered with without breaking the seal. The secured ballots, and the election totals with the signed tape, if applicable, shall then be secured by the Judges in a sealed container in such a manner that the container cannot be opened without breaking the seals or locks, or destroying the container. The Oneida Police Officer shall then deliver, on the day of the election, the sealed container to the Records Management Department for retaining.

2.11. Election Outcome and Ties

Section A. Election Results Announcement

2.11-1. The tentative results of an election shall be announced and posted by the Election Board within twenty-four (24) hours after the closing of the polls. Notices of election results shall contain the following statement:

> *"The election results posted here are tentative results. Final election results are forwarded by the Oneida Election Board to the Oneida Business Committee via a Final Report after time has lapsed for recount requests, or challenges or after all recounts or challenges have been completed, whichever is longer"*

2.11-2. The Election Board shall post, in the prominent locations, and publish in the Tribal newspaper, the tentative results of an election.

Section B. Tie

2.11-3. In the event of a tie for any office, and where the breaking of a tie is necessary to determine the outcome of an election, the Election Board shall conduct an automatic recount of the votes for each candidate receiving the same number of votes. Any recount conducted shall be the only recount allowed for the tied candidates.

2.11-4. For Business Committee positions, a run-off election between the candidates with the

same number of votes shall be held if there remains a tie after the recount. Said run-off election shall be held within twenty one (21) calendar days after the recount. For all other positions, if there remains a tie after the recount, the Election Board shall decide the winner of the tied positions at least two (2) business days after, but no more than five (5) business days after the recount through a lot drawing, which shall be open to the public.

(a) The Election Board shall notify each of the tied candidates and the public of the date, time, and place of the drawing at least one (1) business day before the drawing. Notice to the tied candidates shall be in writing. Notice to the public shall be posted by the Election Board in the prominent locations.

(b) On the date and at the time and place the drawing was noticed, the Election Board Chairperson shall clearly write the name of each tied candidate on separate pieces of paper in front of any witnesses present. The pieces of paper shall be the same, or approximately the same, color, size, and type. The papers shall be folded in half and placed in a container selected by the Election Board Chairperson.

(c) The Election Board Chairperson shall designate an uninterested party to draw a name from the container. The candidate whose name is drawn from the container first shall be declared the winner. An Election Board member other than the Chairperson shall remove the remaining pieces of paper from the container and show them to the witnesses present.

Section C. Recount Procedures

2.11-5. A candidate may request the Election Board to complete a recount, provided the margin between the requesting candidate's vote total and vote total for the unofficial winner was within two percent (2%) of the total votes for the office being sought or twenty (20) votes, whichever is greater. A candidate requests a recount by hand delivering a written request to the Tribal Secretary's Office, or noticed designated agent, within five (5) business days after the election. Requests shall be limited to one (1) request per candidate. The Tribal Secretary shall contact the Election Board Chairperson by the next business day after the request for recounts.

2.11-6. The Election Board shall respond by the close of business on the fifth (5th) day after the request regarding the results of the recount. Provided that, no recount request need be honored where there have been two (2) recounts completed as a result of a request either as a recount of the whole election results, or of that sub-section.

2.11-7. All recounts shall be conducted manually with, if possible, the original Election Officials and Oneida Police Officer present, regardless of the original type of counting process. Manual recounts may, at the discretion of the Election Officials, be of the total election results, or of the challenged sub-section of the election results.

2.11-8. The Oneida Police Officer shall be responsible for picking up the locked, sealed container with the ballots from the Records Management Department and transporting it to the ballot recounting location.

2.11-9. A recount shall be conducted by a quorum of the Election Board, including at least three (3) of the original Election Officials. The locked, sealed ballots shall be opened by the Election Board Chairperson and an Oneida Police Officer shall witness the recount.

2.11-10. Recounting of ballots may be performed manually or by computer. All ballots shall be counted until two (2) final tallies are equal in back to back counting and the total count of ballots reconciles with the total count from the ballot counting machine. Sub-sections of candidates may be recounted in lieu of a full recount.

(a) Manually counted ballots shall be recounted by the Election Board. Ballots shall be counted twice by different persons and certified by the Judges.

(b) Computer counted ballots shall be recounted twice and certified by the Judges. Prior to using an electronic ballot counting device, it shall be certified as correct either by the maker, lessor of the machine, or Election Board.

Section D. Challenges and Declaration of Results

2.11-11. *Challenges.* Any qualified voter may challenge the results of an election by filing a complaint with the Judiciary within ten (10) calendar days after the election. The Judiciary shall hear and decide a challenge to any election within two (2) business days after the challenge is filed. Any appeal to the appellate body of the Judiciary shall be filed within one (1) business day after the issuance of the lower body's decision and decided within two (2) business days after the appeal is filed.

(a) The person challenging the election results shall prove by clear and convincing evidence that the Election Law was violated or an unfair election was conducted, and that the outcome of the election would have been different but for the violation.

(b) If the Judiciary invalidates the election results, a Special Election shall be ordered by the Judiciary for the office(s) affected to be held on a date set by the Judiciary for as soon as the Election Law allows for a Special Election.

2.11-12. *The Final Report.* The Election Board shall forward a Final Report to the Tribal Secretary after time has lapsed for recount requests, or challenges or after all recounts or challenges have been completed, whichever is longer. The Final Report shall consist of the following information:

(a) Total number of persons voting.

(b) Total votes cast for each candidate by subsection of the ballot.

(c) List of any ties and final results of those ties, including the method of resolution.

(d) List of candidates elected and position elected to.

(e) Number of spoiled ballots.

(f) Cost of the election, including the compensation paid to each Election Board member.

2.11-13. *Declaration of Results.* The Business Committee shall declare the official results of the election and send notices regarding when the swearing in of newly elected officials shall take place within ten (10) business days after receipt of the Final Report.

2.11-14. Candidates elected to the Business Committee shall resign from any salaried position effective prior to taking a Business Committee oath of office

2.11-15. Except in the event of an emergency, as determined by the Business Committee, newly elected officials shall be sworn into office no later than thirty (30) calendar days after the official results of an election are declared by the Business Committee.

(a) If a newly elected official is not sworn in within thirty (30) calendar days, the seat shall be considered vacant and the Election Board shall declare the next highest vote recipient the winner. This procedure shall be repeated as necessary until a winner is declared.

(b) If all vote recipients decline or are otherwise unable to be declared the winner, then a Special Election shall be held.

2.11-16. The Election Board shall send notice to the Records Management Department to destroy the ballots thirty (30) calendar days after the election or after the final declaration of

533 official election results occurs, whichever is longer.
534
535 **2.12. Elections**
536 *Section A. Primary Elections; Business Committee*
537 2.12-1. When a primary is required under 2.12-2, it shall be held on a Saturday at least sixty (60)
538 calendar days prior to the election.
539 2.12-2. There shall be a primary election for Business Committee positions whenever there are
540 three (3) or more candidates for any officer positions or sixteen (16) or more candidates for the
541 at-large council member positions.
542 (a) The two (2) candidates receiving the highest number of votes cast for each officer
543 position shall be placed on the ballot.
544 (b) The fifteen (15) candidates receiving the highest number of votes cast for the at-large
545 council member positions shall be placed on the ballot.
546 (c) Any position where a tie exists to determine the candidates to be placed on the ballot
547 shall include all candidates where the tie exists.
548 2.12-3. The Election Board shall cancel the primary election if the Business Committee
549 positions did not draw the requisite number of candidates for a primary by the petitioning
550 deadline set for the primary.
551 2.12-4. In the event a candidate withdraws or is unable to run for office after being declared a
552 winner in the primary, the Election Board shall declare the next highest primary vote recipient
553 the primary winner. This procedure shall be repeated as necessary until the ballot is full or until
554 there are no available candidates. If the ballot has already been printed, the procedures for
555 notifying the Oneida public in section 2.5-11 and 2.5-12 shall be followed, including the
556 requirement to print a notice in the Tribal newspaper if time lines allow.
557
558 *Section B. Special Elections*
559 2.12-5. Matters subject to a Special Election, i.e., referendum, vacancies, petitions, etc., as
560 defined in this law, may be placed on the same ballot as the subject matter of an election.
561 2.12-6. Dates of all Special Elections shall be set, as provided for in this law, by the Business
562 Committee as recommended by the Election Board or as ordered by the Judiciary in connection
563 with an election challenge.
564 2.12-7. Notice of said Special Election shall be posted by the Election Board in the prominent
565 locations, and placed in the Tribal newspaper not less than ten (10) calendar days prior to the
566 Special Election.
567 2.12-8. In the event of an emergency, the Election Board may reschedule the election, provided
568 that no less than twenty-four (24) hours notice of the rescheduled election date is given to the
569 voters, by posting notices in the prominent locations.
570
571 *Section C. Referendums*
572 2.12-9. Registered voters may indicate opinions on any development, law or resolution,
573 proposed, enacted, or directed by the Business Committee, or General Tribal Council, in a
574 special referendum election.
575 (a) Referendum elections in which a majority of the qualified voters who cast votes shall
576 be binding on the Business Committee to present the issue for action/decision at General
577 Tribal Council.

(b) Referendum requests may appear on the next called for election.

(c) Referendum questions are to be presented to the Tribal Secretary, in writing, at the caucus prior to election, regarding issues directly affecting the Nation or general membership.

Section D. Initiation of Special Elections

2.12-10. Special Elections may be initiated by a request or directive of the General Tribal Council or the Oneida Business Committee.

2.12-11. Special Election may be requested by a Tribal member to the Business Committee or General Tribal Council.

2.12-12. All Special Elections shall follow rules established for all other elections. This includes positions for all Boards, Committees and Commissions.

End.

Adopted - June 19, 1993
Amended - June 28, 1995 (Adopted by BC on Behalf of GTC, Completion of Agenda)
Presented for Adoption of 1997 Revisions - GTC-7-6-98-A
Amended- October 11, 2008 (General Tribal Council Meeting)
Amended-GTC-01-04-10-A
Amended – BC-02-25-15-C
Emergency Amended-BC-06-28-15-A (expired)

Oneida Business Committee Agenda Request

1. Meeting Date Requested: 4 / 27 / 16

2. General Information:

Session: ☒ Open ☐ Executive - See instructions for the applicable laws, then choose one:

Agenda Header: Standing Committees

☐ Accept as Information only

☐ Action - please describe:

Accept the April 6, 2016 LOC Meeting Minutes

3. Supporting Materials

☐ Report ☐ Resolution ☐ Contract

☒ Other:

1. Minutes
2.
3.
4.

☐ Business Committee signature required

4. Budget Information

☐ Budgeted - Tribal Contribution ☐ Budgeted - Grant Funded ☐ Unbudgeted

5. Submission

Authorized Sponsor / Liaison: Brandon Stevens, Council Member

Primary Requestor: Submitted by: Doug McIntyre, Staff Attorney/Legislative Reference Office

Your Name, Title / Dept. or Tribal Member

Additional Requestor:

Name, Title / Dept.

Additional Requestor:

Name, Title / Dept.

Oneida Business Committee Agenda Request

6. Cover Memo:

Describe the purpose, background/history, and action requested:

The purpose of this request is to ask the OBC to accept the attached LOC meeting minutes. In accordance with the LOC Bylaws, all minutes shall be submitted to the Tribal Secretary's Office within 30 calendar days after approval by the LOC [See LOC Bylaws, 4-2(a)].

Action Requested:
Accept the LOC meeting minutes of April 6, 2016.

1) Save a copy of this form for your records.

2) Print this form as a *.pdf *OR* print and scan this form in as *.pdf.

3) E-mail this form and all supporting materials in a **SINGLE** *.pdf file to: BC_Agenda_Requests@oneidanation.org

Oneida Nation

Legislative Reference Office
P.O. Box 365
Oneida, WI 54155
(920) 869-4376
(800) 236-2214
http://oneida-nsn.gov/LOC

Committee Members
Brandon Stevens, Chairperson
Tehassi Hill, Vice Chairperson
Fawn Billie, Councilmember
David P. Jordan, Councilmember
Jennifer Webster, Councilmember

LEGISLATIVE OPERATING COMMITTEE MEETING MINUTES
Business Committee Conference Room-2nd Floor Norbert Hill Center
April 6, 2016 9:00 a.m.

Present: Jennifer Webster, Tehassi Hill, and David P. Jordan
Excused: Brandon Stevens, Fawn Billie
Others Present: Taniquelle Thurner, Krystal John, Douglass McIntyre, Maureen Perkins, Rae Skenandore, Danelle Wilson, Bonnie Pigman, Dianne McLester-Heim, Ed Delgado, Rebecca Webster and Rhiannon Metoxen

I. Call to Order and Approval of the Agenda

Tehassi Hill called the April 6, 2016 Legislative Operating Committee meeting to order at 9:01 a.m.

Motion by David P. Jordan to adopt the agenda with moving the Leasing Law to be the first item; seconded by Jennifer Webster. Motion carried unanimously.

II. Minutes to be approved

1. **March 22, 2016 LOC Meeting Minutes**
   Motion by David P. Jordan to approve the March 22, 2016 LOC meeting minutes; seconded by Jennifer Webster. Motion carried.

III. Current Business

1. **Back Pay Law Amendments** *(31:00-31:27)*
   Motion by David P. Jordan to prepare the Back Pay Law Amendments for a public meeting scheduled May 5, 2016; seconded by Jennifer Webster. Motion carried unanimously.

2. **Marriage Law Amendments** *(31:30-34:05)*
   Motion by Jennifer Webster to defer the review of the Marriage Law Amendments - public comments to a work meeting to be scheduled; seconded by David P. Jordan. Motion carried unanimously.

3. **Per Capita Law Amendments** *(34:06-34:35)*
   Motion by Jennifer Webster to prepare the Per Capita Law Amendments for a public meeting to be held on May 19, 2016; seconded by David P. Jordan. Motion carried unanimously.

4. **Leasing Law Amendments** *(2:29-30:55)*
   Motion by David P. Jordan to accept the update and defer the Leasing Law Amendments back to the Legislative Reference Office with the noted changes to make section 65.6-5 more clear and remove "document" in section 65.8-1 and prepare for a public meeting to be held on May 19, 2016; seconded by Jennifer Webster. Motion carried unanimously.

   Motion by David P. Jordan to have the legislative analysis updated based on the discussion at the meeting, be included in the public meeting packet; seconded by Jennifer Webster. Motion carried unanimously.

IV. New Submissions

V. Additions

VI. Administrative Updates

VII. Executive Session

VIII. Recess/Adjourn

Motion by David P. Jordan to adjourn the April 6, 2016 Legislative Operating Committee meeting at 9:34 a.m.; seconded by Jennifer Webster. Motion carried unanimously.

Oneida Business Committee Agenda Request

1. Meeting Date Requested: 04 / 27 / 16

2. General Information:

Session: ☒ Open ☐ Executive - See instructions for the applicable laws, then choose one:

Agenda Header: Standing Committees

☐ Accept as Information only

☒ Action - please describe:

BC approval of Finance Committee Meeting Minutes of April 18, 2016

3. Supporting Materials

☐ Report ☐ Resolution ☐ Contract

☒ Other:

1. FC Mtg Minutes of 4/18/16
2. FC E-Poll approving 4/18/16 Minutes
3.
4.

☐ Business Committee signature required

4. Budget Information

☐ Budgeted - Tribal Contribution ☐ Budgeted - Grant Funded ☐ Unbudgeted

5. Submission

Authorized Sponsor / Liaison: Trish King, Tribal Treasurer

Primary Requestor: Denise Vigue, Executive Assistant /Finance Administration
Your Name, Title / Dept. or Tribal Member

Additional Requestor:
Name, Title / Dept.

Additional Requestor:
Name, Title / Dept.

Oneida Business Committee Agenda Request

6. Cover Memo:

Describe the purpose, background/history, and action requested:

Oneida Business Committee approval is required to approve all Finance Committee meeting actions as the FC is a standing committee of the OBC.

1) Save a copy of this form for your records.

2) Print this form as a *.pdf *OR* print and scan this form in as *.pdf.

3) E-mail this form and all supporting materials in a **SINGLE** *.pdf file to: BC_Agenda_Requests@oneidanation.org

ONEIDA FINANCE COMMITTEE

April 18, 2016 – 9:00 A.M.
Business Committee Executive Conference Room

REGULAR MEETING MINUTES – DRAFT

Members Present:
Patricia King, Treasurer/FC Chair
Patrick Stensloff, Purchasing Director
Jennifer Webster, BC Council Member
Wesley Martin, Jr., Community Elder Member

Excused: Larry Barton, CFO/FC Vice-Chair, David Jordan, BC Council Member and Chad Fuss, Gaming AGM/FC Alternate

Others Present: Daniel Habeck, Racquel Hill, Apache Danforth and Denise Vigue, FC recording secretary

I. **Call to Order:** The meeting was called to order by the FC Chair at 10:04 A.M.

II. **Approval of Agenda:** APRIL 18, 2016

Motion by Wesley Martin, Jr. to approve the Finance Committee agenda for April 18, 2016. Seconded by Jennifer Webster. Motion carried unanimously.

III. **Approval of Minutes:** APRIL 4, 2016 (Approved via E-Poll on 4/5/16):

Motion by Wesley Martin, Jr. to ratify the FC E-Poll action of April 5, 2015 approving the Finance Committee meeting minutes of April 4, 2015. Seconded by Patrick Stensloff. Motion carried unanimously.

IV. **Approval of FC Special E-Poll:** April 7, 2016 RE: Creative Sign:

Motion by Jennifer Webster to ratify the FC Special E-Poll action of April 7, 2015 regarding the approval of Creative Sign. Seconded by Patrick Stensloff. Motion carried unanimously.

V. **Tabled Business:** No tabled business

VI. **Capital Expenditures:** See items 2-6 under New Business.

VII. **New Business:**

1. The Karma Group-Branding Initiative
   Nathan King, Intergovernmental Affairs & Communication

Racquel Hill was present to discuss this item. This three-year contract was approved by the Finance Committee last year; it is on the agenda to approve payment for year two of the three year contract; this year the deliverables consist of presenting a consistent tribal logo that will be sent out internally; this will also be important for advertising of the upcoming LPGA tournament. Wes noted the branding initiative was presented at ONCOA and was greatly received.

Motion by Wesley Martin, Jr. to approve the Karma Group-Branding Initiative payment for year two of a three year contract in the amount of $106,000 noting Legislative Affairs Office will send the needed documents to Purchasing. Seconded by Patrick Stensloff. Motion carried unanimously.

2. US Venture-Petroleum Equip-Tr Ctr. Amount: $158,509.
   Daniel Habeck, Retail Enterprise

Daniel Habeck was present to discuss these gas dispenser capital expenditure requests. The machines and Point-of-Sales equipment are needed to be able to accept the new industry-wide EMV credit cards; on this and request #4 they need to replace the whole dispensers as the ones now will become obsolete and manufacturer will not be updating the technology; Larson and Westwind will only need the small computer control units and E&EE will get a new circuit computer board only; this latter will be the only one that will not be connected to the new Oncore System but will be at a future date; the 54 One Stop when open will already have the new dispensers. There was a discussion about the technological updates nationwide and the legal reviews for these requests.

Motion by Jennifer Webster to approve the Capital Expenditure requests for US Venture-Petroleum Equipment for items #2 through #6 for the 5 different One Stops in the amounts indicated. Seconded by Patrick Stensloff. Motion carried unanimously.

3. US Venture-Petroleum Equip-Larson OS Amount: $13,500.

4. US Venture-Petroleum Equip-Packerland OS Amount: $158,509.

5. US Venture-Petroleum Equip-Westwind OS Amount: $13,500.

6. US Venture-Petroleum Equip-E&EE OS Amount: $19,360.

- See motion in NB #2 for NB #3 through #6.

VIII. Finance Committee - Initiative Oversite:

The Kick-Off meeting has been scheduled for May 2, 2016 from 9:00 – 10:00 A.M.

IX. Donation Requests and /or Reports:

1. FY16 Q1 & Q2 Donation Line Update Report
   Denise Vigue, Finance

Motion by Jennifer Webster to accept the Donation Line Update Report for the first two quarters for FY2016. Seconded by Patrick Stensloff. Motion carried unanimously.

2. DONA Report: Oneida Longhouse (FY15)
   Submitted by: Apache Danforth

Apache Danforth was present to discuss this follow-up report from the Longhouse for funds received in FY2015; the bathrooms are compete and there is running water; they have propane for the furnace and are working on obtaining Insurance; the people have also been doing fundraisers throughout last and this year; it was noted by the FC that now that this report has been received the Longhouse can now apply for a Donation in FY2016; the new packets for requests will be sent.

Motion by Wesley Martin, Jr. to accept the required Follow-Up Report from the Oneida Longhouse for Donation funds received in FY 2015. Seconded by Jennifer Webster. Motion carried unanimously.

3. DONA Report: Holy Apostles Church
   Submitted by: Abby Webster

Motion by Wesley Martin, Jr. to accept the required Follow-Up Report from the Holy Apostles Church for Donation funds received in FY 2016. Seconded by Patrick Stensloff. Motion carried unanimously.

4. DONA Report: LLS – Wellsprings
   Submitted by: Jane Jordan

Wes wanted to note that the Lutheran Church has worked for many years helping with adoptions and services such as this one for women; they are very important to the community.

Motion by Wesley Martin, Jr. to accept the required Follow-Up Report from the LLS-Wellsprings Program for Donation funds received in FY 2016. Seconded by Jennifer Webster. Motion carried unanimously.

X. Executive Session: No items submitted

XI. Follow Up: No follow up

XII. FYI and/or Thank You:

1. FYI: Aristocrat (12) Lightning Link Games-No Purchase
   David Emerson, Gaming Slots

Motion by Jennifer Webster to accept the Aristocrat (2) Slot Lightning Link games information as FYI. Seconded by Patrick Stensloff. Motion carried unanimously.

2. FYI: Bally (5) AHICCC, Alpha Wave-No Purchase
   David Emerson, Gaming Slots

Motion by Jennifer Webster to accept as FYI the Bally (5) Slot AHICCC, Alpha Wave games information as FYI. Seconded by Patrick Stensloff. Motion carried unanimously.

XIII. Adjourn: Motion by Wesley Martin, Jr. to adjourn. Seconded by Jennifer Webster. Motion carried unanimously. The meeting ended at 10:32 A.M. The next Finance Committee meeting is scheduled for Monday, May 2, 2016 at 10:00 A.M. in the BC Executive Conference Room with the Special Financial Initiative meeting starting at 9:00 A.M.

Minutes taken and transcribed by:
Denise Vigue, Executive Assistant in Finance
& Finance Committee Recording Secretary

Finance Committee- E-Poll Minutes Approval Date: April 18, 2016

Oneida Business Committee- FC Minutes- Approval Date: _____

Oneida Nation
P.O. Box 365
Oneida, WI 54155

MEMORANDUM

TO: Finance Committee

CC: Business Committee

FR: Denise Vigue, Executive Assistant

DT: April 18, 2016

RE: **E-Poll Results of: FC Meeting Minutes of April 18, 2016**

An E-Poll vote of the Finance Committee was conducted to approve the April 18, 2016 Finance Committee meeting minutes. The results of the completed E-Poll are as follows:

E-POLL RESULTS:

There was a Majority 3 YES votes from Patrick Stensloff, Jennifer Webster and Wesley Martin, Jr. to approve the April. 18, 2016 Finance Committee Meeting Minutes.

The minutes will be placed on the next BC agenda of April 27, 2016 for approval and the next Finance Committee agenda of May 2, 2016 to ratify this E-Poll action.

YawΛko

* Per the Finance Committee By-Laws Article III-Meetings, 3-4 Quorum. Four (4) members of the Finance Committee shall constitute a quorum & 3-6 Voting. (d) The Finance Committee shall act by a majority of vote of the quorum present at any meeting.

Finance Administration Office
Phone: 920- 869-4325
FAO@oneidanation.org

IX. GENERAL TRIBAL COUNCIL

A. **Accept as information the request from John Powless Jr. to withdraw petition regarding Per Capita Distribution**
   Sponsor: Lisa Summers, Tribal Secretary

B. **Accept legislative progress report regarding Petitioner Michael Debraska-Special GTC meeting to establish a Health Care Board**
   Sponsor: Lisa Summers, Tribal Secretary

These agenda items contain information for Tribal Members only. Please visit the Business Committee Support Office on the second floor of the Norbert Hill Center with Tribal I.D. to obtain full packet materials. Materials may also be obtained after logging into the Tribal Members only portal at https://oneida-nsn.gov/members-only/gtc-portal/bc-meeting-materials-for-members-only/

For any questions, please call the Business Committee Support Office at (920)869-4364 or send an email to TribalSecretary@oneidanation.org. Thank you.

Oneida Business Committee Agenda Request

1. Meeting Date Requested: 4 / 27 / 16

2. General Information:

Session: ☒ Open ☐ Executive - See instructions for the applicable laws, then choose one:

Agenda Header: Unfinished Business

☒ Accept as Information only

☐ Action - please describe:

Accept update of Work Plan for Cemetery Improvements project #14-002.

3. Supporting Materials

☐ Report ☐ Resolution ☐ Contract

☒ Other:

1. Work Plan
2.
3.
4.

☐ Business Committee signature required

4. Budget Information

☐ Budgeted - Tribal Contribution ☐ Budgeted - Grant Funded ☐ Unbudgeted

5. Submission

Authorized Sponsor / Liaison: Brandon Stevens, Council Member

Primary Requestor/Submitter: James Petitjean, Interim Asst. Division Director/Development
Your Name, Title / Dept. or Tribal Member

Additional Requestor: Paul J. Witek, Senior Tribal Architect/ Engineering Dept.
Name, Title / Dept.

Additional Requestor: Fawn Cottrell, Contract Processor/ Engineering Dept.
Name, Title / Dept.

Oneida Business Committee Agenda Request

6. Cover Memo:

Describe the purpose, background/history, and action requested:

STANDING ITEM:

Purpose:

Follow-up to item XII.A from December 9, 2015 OBC Meeting for a update to Work Plan.

Background:

On December 9, 2015 the Business Committee approved a motion to request the Cemetery Improvement Project #14-002 Work Plan be a standing item on the second regular Business Committee meeting agenda of each month starting in January of 2016 for updates.

Action Requesting:

1. Acceptance of Work Plan status update for Cemetery Improvements project #14-002.

1) Save a copy of this form for your records.

2) Print this form as a *.pdf *OR* print and scan this form in as *.pdf.

3) E-mail this form and all supporting materials in a **SINGLE** *.pdf file to: BC_Agenda_Requests@oneidanation.org

WORK PLAN

Cemetery Improvements Project
#14-002 4/19/16

No.	Description	Notes	Tasks	Task Coordinator	Estimated Completion Date	Status
1	Continue data readings from monitoring wells.	Monthly data readings.	a. Collect data.	CW&S Dept.	On-going	On-going
2	Install additional monitoring wells.	Install monitoring wells at existing raised plateaus and on property to east.	a. Draft and release Request For Proposals (RFP).	Engineering Dept.	12/16/15	Complete, issued 12/9/15; proposals received 12/16/15.
			b. Draft and award contract.	Engineering Dept.	1/22/16	Complete.
			c. Install monitoring wells	Vendor	2/9/16	4 wells installed Feb. 8 & 9. Remaining 2 will be coordinated with Hydrogeology study.
3	Hydrogeology Study (ground-water study).	The study will review previous reports, existing data from monitoring wells, data from new monitoring wells and provide verification/recommendations of plan of action to address groundwater concerns.	a. Identify budget source for study.	Troy Parr	12/14/15	Transfer of funds from #07-009 Building Demolitions was approved by Finance Committee 12/14/15.
			b. Draft and release Request For Proposals (RFP).	Engineering Dept.	1/28/16	Issued 1/9/16; 4 proposals received and scored 1/28/16.
			c. Draft and award contract.	Engineering Dept.	3/14/16	GEI Consultants, Inc. approved, Notice to Proceed issued.
		Study duration is anticipated to be 6 months.	d. Conduct study.	GEI	Fall 2016	Underway, Kick-off meeting held on 4/4/16.
			e. Present Final Report to OBC	Engineering Dept. / GEI	Fall 2016	Waiting on completion of item 3.d.
4	Request funding for implementation.	Funding will be requested through the CIP Budget and amounts will be based upon estimates included in the Hydrogeology Study.	a. Include budget request in annual fiscal year CIP Budget request.	Engineering Dept.	T.B.D.	Waiting on Hydrogeology Study results. Will estimate cost and include a request in FY2017.
5	Additional drain tile installation.	Contingent upon results of Hydrogeology Study. If study results confirm this is an appropriate action, work will commence as funding allows.	a. Define specific scope of work with Technical Team.	Engineering Dept.	T.B.D.	Waiting on Hydrogeology Study results.
			b. Drain tile installation.	CW&S Dept.	T.B.D.	Waiting on completion of item 5.a.
6	Raise grades between existing plateaus.	Contingent upon results of Hydrogeology Study. If study results confirm this is an appropriate action, work will commence as funding allows.	a. Prepare Construction Documents to define scope of work and allow bidding of work.	Vendor/ Engineering Dept.	T.B.D.	Waiting on Hydrogeology Study results.
			b. Request bids and award construction contract.	Engineering Dept.	T.B.D.	Waiting on completion of item 6.a.

WORK PLAN

Cemetery Improvements Project
#14-002 4/19/16

No.	Description	Notes	Tasks	Task Coordinator	Estimated Completion Date	Status
			c. Construction	Vendor	T.B.D.	Waiting on completion of item 6.b.

Oneida Business Committee Agenda Request

1. Meeting Date Requested: 04 / 27 / 16

2. General Information:

Session: ☒ Open ☐ Executive - See instructions for the applicable laws, then choose one:

Agenda Header: New Business

☐ Accept as Information only

☒ Action - please describe:

Constitutional Amendments Implementation Team Report #2 for the Business Committee

3. Supporting Materials

☒ Report ☐ Resolution ☐ Contract

☒ Other:

1. Draft Letters to Oneida of the Thames & OIN
2. Draft Letter to 18-20 year olds
3. Tribally chartered corporations notification
4. Copy of amended Constitution

☐ Business Committee signature required

4. Budget Information

☐ Budgeted - Tribal Contribution ☐ Budgeted - Grant Funded ☐ Unbudgeted

5. Submission

Authorized Sponsor / Liaison: Melinda J. Danforth, Tribal Vice Chairwoman

Primary Requestor/Submitter: _____
Your Name, Title / Dept. or Tribal Member

Additional Requestor: _____
Name, Title / Dept.

Additional Requestor: _____
Name, Title / Dept.

Oneida Business Committee Agenda Request

6. Cover Memo:

Describe the purpose, background/history, and action requested:

At the February 24, 2016 Business Committee meeting, the Oneida Business Committee directed that the Constitutional Amendments implementation team submit reports beginning with the March 30th Business Committee meeting. This report will be the 2nd report provided to the Business Committee.

Attachments for the report include:

a. Draft Letters to Oneida of the Thames & OIN
b. Draft letters to the 18-20 year old tribal members
b. Copies of the notification letters sent to tribally chartered corporations
c. Tribal Secretary's notification to the organization re: Constitutional amendments and use of letterhead
d. Copy of the amended Constitution
e. Signage inventory report submitted by the Development Division

Requested Actions:

1. Accept the report

2. Approve the Chairwoman to sign the notification letters to the Oneida of the Thames and Oneida Indian Nation

3. Approve the draft letter to the 18 - 20 year old tribal members notifying them of their ability to participate in elections and GTC meetings

1) Save a copy of this form for your records.

2) Print this form as a *.pdf *OR* print and scan this form in as *.pdf.

3) E-mail this form and all supporting materials in a **SINGLE** *.pdf file to: BC_Agenda_Requests@oneidanation.org

Oneida Nation

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

UGWA DEMOLUM YATEH
Because of the help of this Oneida Chief in cementing a friendship between the six nations and the colony of Pennsylvania, a new nation, the United State was made possble.

MEMORANDUM

TO: Oneida Business Committee

FROM: Constitutional Amendments Implementation Team

DATE: April 27, 2016

SUBJECT: Report #2

Please accept this report as the second report to the Oneida Business Committee regarding the progress of the implementation team to address the Constitutional Amendments. Below, you will find the updates since the March 30, 2016 report.

Oath of Office Language

The Comprehensive Policy governing Boards, Committees & Commissions section 6-3.C.1 was very specific in what the oath of office language was. In the oath it references the "Oneida Tribe of Indians of WI." On April 13, 2016, the Business Committee took action to change the oath to reference "Oneida Nation."

Election Law

LOC was requested to emergency amend the Election Law to reflect the constitutional changes (i.e. 18-20 year old tribal members can vote and run in the election) in time for the July 2016 election process.

Letterhead usage

The team is recommending that the Business Committee utilize the letterhead attached to this report until the branding initiative produces new letterhead for the organization.

Official notification to 18-20 year old tribal members

As per the communications plan, the attached letter was drafted to tribal members ages 18-20 years old notifying them of their ability to participate in tribal elections and GTC meetings. The team is

recommending the Business Committee approve the attached letter to be mailed out to all tribal members 18-20 years of age.

GTC Meeting Rules Review

A review of the draft GTC Meetings law was conducted to ensure no conflict existed with the passage of the constitutional amendment that allows for Annual and Semi-Annual GTC meetings to be held on any day in January and July, respectively. It was determined that the GTC meetings law had no conflicts with the amendment.

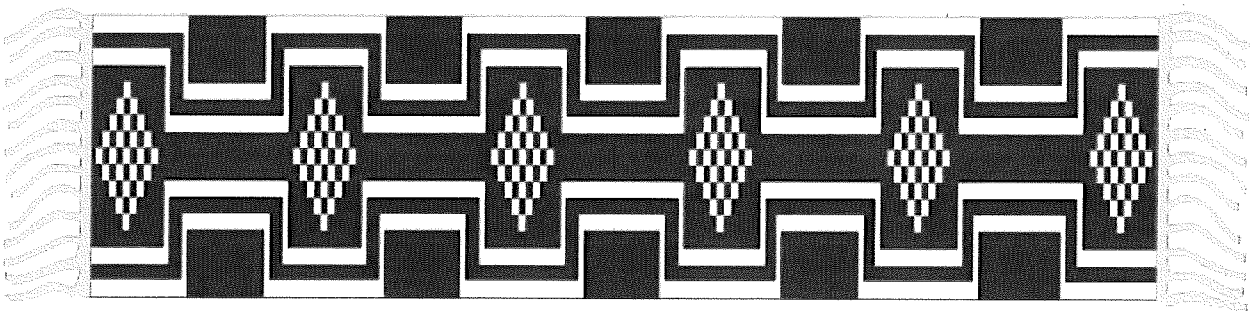
Notification to Tribally Chartered Corporation

Attached to the report are the notification letters that were sent to the tribally chartered corporations.

Requested Actions:

1. Accept report
2. Approve the Chairwoman to sign the notification letters to the Oneida of the Thames and Oneida Indian Nation
3. Approve the draft letter to the 18-20 year old tribal members notifying them of their ability to participate in elections and GTC meetings

Implementation of the Oneida Constitutional Amendments Report #2



Report for the Oneida Business Committee

By the Constitutional Amendments Implementation Team

April 27, 2016

Background

On August 21, 2010 the General Tribal Council (GTC) considered the following 6 constitutional amendments to send to a Secretarial Election.

1. Lower voting age and age to participate in GTC from 21 years old to 18 years old
2. Change the Tribe's official name from Oneida Tribe of Indians of Wisconsin to Oneida Nation
3. Lift requirement to present yourself at the polls, thereby allowing for the development of absentee balloting for Oneida Business Committee elections which are held every three years
4. Remove the Secretary of Interior from an oversight and approval role with the Tribe
5. Formally establish a judicial branch within the Constitution
6. Remove the mandatory "first Monday" meeting requirement to allow the semi-annual meetings to be held on different days

The GTC voted to send all the constitutional amendments to a Secretarial Election, except #3 "Lift requirement to present yourself at the polls, thereby allowing for the development of absentee ballot for Oneida Business Committee elections."

The Business Committee worked with the Department of Interior, Bureau of Indian Affair to process Oneida's request for a Secretarial Election and on May 2, 2015, the BIA held a Secretarial Election where the Oneida Nation's members voted and approved all five (5) constitutional amendments. The 5 amendments are as follows;

a. Lower the voting age and age to participate in GTC from 21 years old to 18 years old
b. Change the Tribe's official name from Oneida Tribe of Indians of Wisconsin to Oneida Nation
c. Remove the Secretary of Interior from an oversight and approval role with the Tribe
d. Formally establish a judicial branch within the Constitution
e. Remove the mandatory "first Monday" meeting requirement to allow the semi-annual meetings to be held on different days

The BIA noticed the Oneida Nation on June 24, 2015 that each of the amendments had been certified. In July 2015, an appeal was filed to the Interior Board of Indian Appeals (IBIA) by a tribal member that halted the certification and implementation of the amendments. On February 17, 2016, the Oneida Nation received the IBIA's decision dated February 11, 2016 that rejected the appeal and upheld the decision of the BIA to certify Oneida's Secretarial Election. The Law Office has advised that there are additional appeal processes available to the tribal member in

federal court. However, the amendments are deemed effective and certified which requires implementation of the amendments.

On February 24, 2016 the Business Committee formally acknowledged receipt of the IBIA's decision and directed the Constitutional Amendments Implementation Team begin reporting at the 2nd Regular Business Committee meeting of the month on the implementation of the constitutional amendments. This report serves as the second report to the Business Committee.

Constitutional Implementation Team Members

Melinda J. Danforth, Vice Chairwoman

Lisa Summers, Tribal Secretary

Lisa Liggins, Legislative Asst to the Tribal Secretary

Chad Wilson, Project Manager for ERB

Michelle Mays/Jo Ann House, Law Office

Bobbi Webster, Public Relations

Amendment #1: Lowering of the Voting Age

ISSUE	WHO
GTC Meeting Stipend Payment Policy may need to be amended to include 18 year olds. Possible emergency amendments until it can be adopted permanently	• **Complete** A review of the policy by the Law office concluded that the language in the policy did not need to change.
Confirm the FY16 budget contains the potential increase in stipend payments for GTC meetings **18 year olds were allowed to participate at the February 20, 2016 GTC meeting** Attendance will be monitored and FY17 budget will reflect the change	• **Complete** Treasurer confirmed that the FY 16 GTC Stipend budget has 11 meetings budgeted and should cover the cost for FY16 FY17 Budget will reflect this change
Election Law will need to amended	LOC working on emergency

Target: July 2016 Special Elections	amendments
Space for GTC meetings	Secretary will continue to monitor attendance
Information sessions for 18-20 year olds to prepare them to participate in the GTC meetings.	RC & Danelle – work with summer student interns to develop e-learning tools and enhance curriculum with the school

Amendment #2: Name Change to Oneida Nation

ISSUE	WHO
Branding Initiative will be a vehicle to assist in the logo development, letterhead usage, signage, etc. along with the necessary budget **Business Committee approved the branding initiative to move forward**	Intergovernmental Affairs
Signage - Inventory of signage being compiled by Development Division (Jeff Witte) - Troy Parr providing a report on current signage being installed	• **Complete**
Tribal Seal – change	Lisa Liggins & Bobbi Webster finalizing drafts with Garth Webster Law Office to provide a legal opinion on required approvals (in process)
Business Committee resolution to allow for the name change to take place in all of our laws	Michelle drafting the resolution for BC approval
Directive from the BC to Direct Reports to make name changes as it comes up. Also, continue using existing paper and letterhead until change is implemented via the branding initiative	• **Complete** Tribal Secretary sent memo out 4/13
Comprehensive Policy Governing Boards, Committees and Commissions – Oath of Office is specific in the policy and references "Oneida Tribe"	• **Complete** BC approved change at 4/13 BC meeting
Notification to Chief Counsel that we will need to prepare for any changes that are required with the State, pending lawsuits, and with our corporations (i.e. OTIE, 7 Generations Corp, etc.)	• **Complete** Tribal Secretary's office has formally notified all tribally

	chartered corporations.
Send letters to other Oneida communities of the official name change	**Requesting approval of the letters at 4/27 BC Meeting**
Follow up with federal agencies regarding the name change	Federal agencies are notified through the Federal Register.
Banking Information – signature cards, account information, etc.	Finance/Accounting in process

Amendment #3: Removal of the DOI

ISSUE	**WHO**
Develop policy for future amendments to the constitution	Michelle continuing to draft
Develop SOP's and flowchart consistent with Policy for changing future amendments to constitution	Lisa Liggins, Chad Wilson & Michelle – in progress
Election Law needs to be amended to reflect the constitutional referendum as described in the new amendments process.	Language incorporated in the Election Law amendments. LOC working on emergency amendments
Create petition form for constitutional amendments	Lisa Summers drafting

Amendment #4: Judiciary

ISSUE	**WHO**
GTC Resolution delegating judicial authority to the Judiciary adopted in 2013.	Michelle to draft resolution • **In progress**

Amendment #5: Removal of the 1st Monday Meeting Requirement

- Alternate GTC Meeting Dates will be considered after the July 2016 Semi-Annual GTC meeting.

ISSUE	WHO

Review the GTC meeting rules draft to insure there is no language that would need to change before it goes to the GTC for consideration	• **Complete** Michelle indicates no language is conflicting in the GTC meeting rules

Other Issues Identified:

1. **Overall Communications Plan – Bobbi assigned**
   - Special Edition of the Kali to address the implementation plans for all amendments that pass.
   - Marketing to the 18-20 year olds that they are able to attend the GTC meetings
2. **Celebration –IGAC Assigned**
   - Business Committee directed a celebration to occur for the July 2016 GTC meeting. The Office of Intergovernmental Affairs and Communications has been assigned this task.
3. Amended Constitution was posted on Oneida Nation's website by the Legislative Reference Office

[insert date]

ONEIDA NATION OF THE THAMES
CHIEF & COUNCIL
2210 ELM AVE
SOUTHWOLD, ONTARIO
CANADA N0L2G0

She:ku Chief Sheri Doxtator and Councilmembers:

We are very pleased to be able to inform you of our recent changes in our Nation's Constitution. In June of 2013, a delegation of our elected council visited the Southwold community and met with your elected council. At that time, our delegation informed the elected council that several constitutional amendments were pending in our community. The elected council requested that we inform them if the changes were approved, and it is my pleasure to honor that request with this letter.

Our Constitution was last amended in the 1960s and continues to stand the tests of time. Since 2010, our community has worked toward holding a Secretarial Election to approve amendments to our Constitution. We were successful in holding a Secretarial Election in 2015, and our constitutional changes are now effective. Those changes have much significance to our community as we have finally regained control over our organic governmental documents by removing the federal government oversight requirements contained within the Constitution.

A second important aspect of the amendments is an official name change from Oneida Tribe of Indians of Wisconsin to the "Oneida Nation." Our community adopted this new name change to more formally recognize our sovereign status and acknowledge our treaties.

As always, we continue to recognize our relations in Southwold and our responsibilities to each other and look forward to our continuing relations. If there should be any questions, please contact me at (920) 869-2214

Yaw^ko',

Cristina Danforth, Chairwoman
On behalf of the Oneida Business Committee

DRAFT

[insert date]

Honorable Ray Halbritter, Nation Representative
ONEIDA INDIAN NATION
2037 DREAM CATCHER PLAZA
ONEIDA, NY 13421-2729

She:ku Nation Representative Ray Halbritter:

We are very pleased to inform you of our recent changes in our Nation's Constitution. In February 2011, our Nation's representatives met with you and your Nation's representatives on various issues that included the constitutional amendments and indicated we would keep you informed on the status of the amendment regarding the change of the official name of the Oneida Tribe to the Oneida Nation. It is my pleasure to honor that request with this letter.

In August 2010, the Oneida Nation's General Tribal Council approved five proposed constitutional amendments to move forward to a Secretarial Election. Since that time, we have worked with the Bureau of Indian Affairs to hold a Secretarial Election and the election occurred on May 2, 2015. Subsequently, our Nation's tribal members approved all of the amendments. As our constitutional amendments are now certified and effective, we are pleased to notify you that the official name of the Oneida Tribe of Indians of Wisconsin is now the "Oneida Nation."

If you should have any questions, please feel free to contact me at (920) 869-2214.

Yaw^ko',

Cristina Danforth, Chairwoman
Oneida Nation

DRAFT

Sheku,

With this letter the Oneida Nation is proud to welcome you to participate in all future Oneida Nation elections, meetings of the General Tribal Council and other governmental activities.

As of February 24, 2016 Oneida has begun to implement constitutional change which paves the way for all enrolled Oneidas who are age 18 or older to participate in governmental activities such as elections, GTC meetings or to serve on various Boards, Committees or Commissions. Previous to this, enrolled Oneidas were not eligible to participate in these activities unless 21 years of age was achieved. The new requirements now expand participation by 500 Oneidas, a great accomplishment for the Nation!

This historic change to the Oneida Constitution means that Oneida Citizens over the age of 18 are eligible to vote at the polls for the special election this summer. The election and positions for candidacy will be listed in the Kalihwisaks and on our tribal web page, www.oneidanation-nsn.gov. This also means you may be eligible for an opportunity to be appointed or elected to one of Oneida's various boards, committees and commissions.

There are some positions on boards, committees and commissions that have an age requirement which must be honored; however, there are many boards, committees or commissions without a specific age requirement. For example, the Oneida Constitution requires candidates for the Oneida Business Committee to be at least 21 years of age, so this must be honored. However, the Oneida Election Board, has no age requirement, therefore any enrolled Oneida citizen at least 18 may be eligible to become a candidate of this board if all the requirements are met.

Perhaps you have already participated in a GTC meeting, and if you have not we want to provide some information to help you register.

1. You must present your valid WI Driver's License, WI Identification card or an Oneida Tribal Identification card~~s~~ to register at a GTC meeting.
2. You must be in line for a duly called GTC meeting at within 15 minutes of the scheduled start time.
3. You may obtain an official Oneida identification card at the Oneida Enrollment Office located at 210 Elm Street, Oneida, located next to Oneida Library in Site I. Identification cards cost $3.50 and must be obtained in person. You may go to http://www.oneidanation.org/enrollment/svcidcards.aspx to see more details about membership.

We hope you exercise your rights as an enrolled Oneida eligible to participate in our governmental process and take the opportunities offered to learn more about your Nation. Please feel free to contact any of your elected Oneida officials if you have questions or concerns.

Ohn^ki?wah

ONEIDA NATION
BUSINESS COMMITTEE

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

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

P.O. BOX 365 · ONEIDA, WI 54155
TELEPHONE: 920-869-4364 · FAX: 920-869-4040

March 22, 2016

Oneida Seven Generations Corporation
Attn: Pete King III, Managing Agent
PO Box 257
Oneida WI 54155-0257

Re: Oneida's Approved Constitutional Amendments

Dear Mr. King:

The purpose of this letter is to notify you, as the Managing Agent of Oneida Seven Generations Corporation (OSGC), that the Oneida Business Committee (OBC) has received and accepted notice from the Bureau of Indian Affairs that the pending constitutional amendments have been approved. The OBC has assigned an implementation team to ensure all tribal entities are aware of the constitutional changes. This notice means any applicable changes affecting OSGC can be implemented. The changes are as follows:

- Oneida Nation is now the official name;
- The legal voting age is now 18 years of age;
- A Judicial branch of government is now in the constitution;
- The Monday requirement for the Annual and Semi-Annual General Tribal Council meetings has been removed; and
- The Secretary of Interior role has been removed from the constitution.

If you have any questions about the above changes or need additional clarification, please contact me via phone at 920-869-4478 or via email at lsummer2@oneidanation.org.

Sincerely,

Lisa Summers

Lisa Summers, Secretary
Oneida Nation

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

ONEIDA NATION
BUSINESS COMMITTEE

P.O. BOX 365 · ONEIDA, WI 54155
TELEPHONE: 920-869-4364 · FAX: 920-869-4040

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

March 22, 2016

Oneida Total Integrated Enterprises
Attn: Wilbert Rentmeester, Executive Vice President
2555 Packerland Dr
Green Bay WI 54313-5735

Re: Oneida's Approved Constitutional Amendments

Dear Mr. Rentmeester:

The purpose of this letter is to notify you, as the Executive Vice President of Oneida Total Integrated Enterprises (OTIE), that the Oneida Business Committee (OBC) has received and accepted notice from the Bureau of Indian Affairs that the pending constitutional amendments have been approved. The OBC has assigned an implementation team to ensure all tribal entities are aware of the constitutional changes. This notice means any applicable changes affecting OTIE can be implemented. The changes are as follows:

- Oneida Nation is now the official name;
- The legal voting age is now 18 years of age;
- A Judicial branch of government is now in the constitution;
- The Monday requirement for the Annual and Semi-Annual General Tribal Council meetings has been removed; and
- The Secretary of Interior role has been removed from the constitution.

If you have any questions about the above changes or need additional clarification, please contact me via phone at 920-869-4478 or via email at lsummer2@oneidanation.org.

Sincerely,

Lisa Summers, Secretary
Oneida Nation

cc: OTIE board members

ONEIDA NATION
BUSINESS COMMITTEE

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P.O. BOX 365 · ONEIDA, WI 54155
TELEPHONE: 920-869-4364 · FAX: 920-869-4040

March 22, 2016

Oneida Airport Hotel Corporation
Attn: Janice Skenandore-Hirth, President
2040 Airport Dr.
Green Bay WI 54313-5538

Re: Oneida's Approved Constitutional Amendments

Dear Ms. Skenandore-Hirth:

The purpose of this letter is to notify you, as the President of Oneida Airport Hotel Corporation (OAHC), that the Oneida Business Committee (OBC) has received and accepted notice from the Bureau of Indian Affairs that the pending constitutional amendments have been approved. The OBC has assigned an implementation team to ensure all tribal entities are aware of the constitutional changes. This notice means any applicable changes affecting OAHC can be implemented. The changes are as follows:

- Oneida Nation is now the official name;
- The legal voting age is now 18 years of age;
- A Judicial branch of government is now in the constitution;
- The Monday requirement for the Annual and Semi-Annual General Tribal Council meetings has been removed; and
- The Secretary of Interior role has been removed from the constitution.

If you have any questions about the above changes or need additional clarification, please contact me via phone at 920-869-4478 or via email at lsummer2@oneidanation.org.

Sincerely,

Lisa Summers, Secretary
Oneida Nation

cc: OAHC board members

ONEIDA NATION
BUSINESS COMMITTEE

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P.O. BOX 365 · ONEIDA, WI 54155
TELEPHONE: 920-869-4364 · FAX: 920-869-4040

March 22, 2016

Bay Bancorporation Inc.
Attn: Jeff Bowman, President
2555 Packerland Dr
Green Bay WI 54313-5735

Re: Oneida's Approved Constitutional Amendments

Dear Mr. Bowman:

The purpose of this letter is to notify you, as the President of Bay Bancorporation Inc., that the Oneida Business Committee (OBC) has received and accepted notice from the Bureau of Indian Affairs that the pending constitutional amendments have been approved. The OBC has assigned an implementation team to ensure all tribal entities are aware of the constitutional changes. This notice means any applicable changes affecting Bay Bancorporation Inc. can be implemented. The changes are as follows:

- Oneida Nation is now the official name;
- The legal voting age is now 18 years of age;
- A Judicial branch of government is now in the constitution;
- The Monday requirement for the Annual and Semi-Annual General Tribal Council meetings has been removed; and
- The Secretary of Interior role has been removed from the constitution.

If you have any questions about the above changes or need additional clarification, please contact me via phone at 920-869-4478 or via email at lsummer2@oneidanation.org.

Sincerely,

Lisa Summers, Secretary
Oneida Nation

cc: Bay Bancorporation Inc. board members

ONEIDA NATION
BUSINESS COMMITTEE

P.O. BOX 365 · ONEIDA, WI 54155
TELEPHONE: 920-869-4364 · FAX: 920-869-4040

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

March 22, 2016

Oneida ESC Group, LLC and Subsidiaries
Attn: Jacquelyn Zalim, Chair
2555 Packerland Dr
Green Bay WI 54313-5735

Re: Oneida's Approved Constitutional Amendments

Dear Ms. Zalim:

The purpose of this letter is to notify you, as the Chair of Oneida ESC Group, LLC and Subsidiaries (OESC), that the Oneida Business Committee (OBC) has received and accepted notice from the Bureau of Indian Affairs that the pending constitutional amendments have been approved. The OBC has assigned an implementation team to ensure all tribal entities are aware of the constitutional changes. This notice means any applicable changes affecting OESC can be implemented. The changes are as follows:

- Oneida Nation is now the official name;
- The legal voting age is now 18 years of age;
- A Judicial branch of government is now in the constitution;
- The Monday requirement for the Annual and Semi-Annual General Tribal Council meetings has been removed; and
- The Secretary of Interior role has been removed from the constitution.

If you have any questions about the above changes or need additional clarification, please contact me via phone at 920-869-4478 or via email at lsummer2@oneidanation.org.

Sincerely,

Lisa Summers, Secretary
Oneida Nation

cc: OESC Group board members

ONEIDA NATION
Office of the Tribal Secretary

Location:
N7210 Seminary Road
Oneida, WI 54155

Phone: (920)869-2214

Mailing Address:
P.O. Box 365
Oneida, WI 54155-0365

Fax: (920)869-4040

Memorandum

To: Boards, Committees and Commissions
Business Committee Direct Reports

From: Lisa Summers, Tribal Secretary

Date: April 13, 2016

Re: Oneida's Approved Constitutional Amendments

The purpose of this memorandum is to provide formal notification to you that the Oneida Business Committee (OBC) has received and accepted notice from the Bureau of Indian Affairs that the pending constitutional amendments have been approved.

Background
On February 24, 2016 the OBC accepted notice from the Interior Board of Indian Appeals that the pending appeal which suspended the implementation of Oneida's Constitutional amendments had concluded. This action allows the Nation to begin implementing the constitutional changes.

For your reference, there is an implementation team that is assigned to ensure all tribal entities are aware of the constitutional changes, including the next steps. A majority changes will take place through the Nation's approved branding initiative, for example, the replacement of signage where needed.

This notice also means any applicable changes affecting your area can be implemented. For example, upcoming grant applications may now say Oneida Nation, or a signature line may include Oneida Nation. Attached you will find an example of the letterhead the Oneida Business Committee has already changed. This change had a minimal cost to complete, as it is electronic change done by Oneida Printing. Also, any change you need implement which may impact your area's budget, should be processed through the appropriate chain of command.

As a reminder, the changes to the constitution include:

- Oneida Nation is now the official name;
- The legal voting age is now 18 years of age;
- A Judicial branch of government is now in the constitution;
- The Monday requirement for the Annual and Semi-Annual General Tribal Council meetings has been removed; and
- The Secretary of Interior role has been removed from the constitution.

If you have any questions about the above changes or need additional clarification, please contact me via phone at 920-869-4478 or via email at lsummer2@oneidanation.org. You may also contact the Vice-Chairwoman Melinda J. Danforth at 920-869-4461 or via email at mdanforj@oneidanation.org.

cc: Boards, Committees and Commission File
Direct Reports File
Constitutional Amendments File

Oneida Nation

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

CONSTITUTION AND BY-LAWS OF THE ONEIDA NATION

We, the people of the Oneida Nation, grateful to Almighty God for his fostering care, in order to reestablish our tribal organization, to conserve and develop our common resources and to promote the welfare of ourselves and our descendants, do hereby ordain and establish this Constitution.

This constitution serves as an affirmation of the Oneida Nation's sovereign status as an independent Indian nation and the solemn trust relationship between this Nation and the United States of America.

Article I-Territory

The jurisdiction of the Oneida Nation shall extend to the territory within the present confines of the Oneida Reservation and to such other lands as may be hereafter added thereto within or without said boundary lines under any law of the United States, except as otherwise provided by law.

Article II-Membership

Section 1. The membership of the Oneida Nation shall consist of:

(a) All persons of Indian blood whose names appear on the membership roll of the Oneida Nation in accordance with the Act of September 27, 1967 (81 Stat. 229), Public Law 90-93.

(b) Any child of a member of the Nation born between September 28, 1967, and the effective date of this amendment, who is of at least one-fourth degree Indian blood, provided, that, such member is a resident of the Reservation at the time of the birth of said child.

(c) All children who possess at least one-fourth degree Oneida blood are born after the effective date of this amendment to members of the Nation who are residents of the reservation at the time of said children's birth.

Section 2. The General Tribal Council shall have the power to promulgate ordinances covering future membership and the adoption of new members.

Article III-Governing Body

Section 1. The governing body of the Oneida Nation shall be the General Tribal Council composed of all the qualified voters of the Oneida Nation.

Section 2. All enrolled members of the Oneida Nation who are eighteen (18) years of age or over shall be qualified voters provided they present themselves in person at the polls on the day of election.

Section 3. The qualified voters of the Oneida Nation shall elect from among the enrolled Oneida Nation members age twenty-one (21) and over who physically reside in either Brown or Outagamie Counties of Wisconsin by secret ballot (a) a chairman; (b) a vice-chairman; (c) a secretary; (d) a treasurer; (e) and five councilmen. These shall constitute the Business Committee and shall perform such duties as may be authorized by the General Tribal Council

A majority of the Business Committee including the chairman or vice-chairman shall constitute a quorum of this body. Regular meetings of the Business Committee may be established by resolution of the Business Committee. Special meetings of the Business Committee shall be held upon a three-day advance notice by the chairman to all members thereof or upon written request of a majority of the Business Committee stating the time, place, and purpose of the meeting.

The General Tribal Council may at any regular special meeting fill any vacancies that occur on the Business Committee for the unexpired term.

The General Tribal Council may at its discretion remove any official on the Business Committee by a two-thirds majority vote at any regular or special meeting of the Tribal Council, pursuant to a duly adopted ordinance. Such ordinance shall fix the specific causes for removal and ensure that the rights of the accused are protected, including his receiving in writing a statement of the charges against him and assurance on sufficient notice thereof where he shall be afforded every opportunity to speak in his own defense.

Section 4. The General Tribal Council shall meet in January and July.

Section 5. The officials provided for in Section 3 of this Article shall be elected every three years in the month of July on a date set by the General Tribal Council. The General Tribal Council shall enact necessary rules and regulations governing the elections of tribal officials.

Section 6. The chairman or fifty (50) qualified voters may, by written notice, call special meetings of the General Tribal Council. Seventy-five (75) qualified voters shall constitute a quorum at any regular or special meeting of the General Tribal Council.

Article IV-Powers of the General Tribal Council

Section 1. Enumerated Powers. - The General Tribal Council of the Oneida Nation shall exercise the following powers, subject to any limitations imposed by the statutes or the Constitution of the United States:

(a) To negotiate with the Federal, State, and local governments.

(b) To employ legal counsel, the choice of counsel and fixing of fees.

(c) To veto any sale, disposition, lease or encumbrance of tribal lands, interests in lands, or other tribal assets of the Nation.

(d) To advise with the Secretary of the Interior with regard to all appropriation estimates or Federal projects for the benefit of the Oneida Nation prior to the submission of such estimates to the Bureau of the Budget and to Congress.

(e) To manage all economic affairs and enterprises of the Oneida Nation.

(f) To promulgate and enforce ordinances, governing the conduct of members of the Oneida Nation, providing for the manner of making, holding, and revoking assignments of tribal land or interests therein, providing for the levying of taxes and the appropriation of available tribal funds for public purposes, providing for the licensing of non-members coming upon the reservation for purposes of hunting, fishing, trading, or other business, and for the exclusion from the territory of the Nation of persons not so licensed and establishing proper agencies for law enforcement upon the Oneida Reservation.

(g) To appoint committees, delegates, and officials deemed necessary for the proper conduct of tribal business or relations.

(h) To charter subordinate organizations for economic purposes and to delegate to such organizations, or to any subordinate boards or officials of the Nation, any of the foregoing powers, reserving the right to review any action taken by virtue of such delegated power.

(i) To adopt resolutions not inconsistent with this Constitution and the attached By-laws, regulating the procedure of the Council itself and of other tribal agencies, tribal officials, or tribal organizations of the Oneida Reservation.

Section 2. Future Powers. - The General Tribal Council may exercise such further powers as may in the future be delegated to the Council by the Secretary of the Interior or any other duly authorized official or agency of the State or Federal Government.

Section 3. Reserved Powers. - Any rights and powers heretofore vested in the Oneida Nation but not expressly referred to in this Constitution shall not be abridged by this Article, but may be exercised by the people of the Oneida Nation through the adoption of appropriate By-laws and constitutional amendments.

Article V-Judiciary

Section 1. The General Tribal Council shall, by law, establish a judiciary to exercise the judicial authority of the Oneida Nation.

Section 2. Any judiciary in operation prior to the effective date of this amendment to the Constitution may be designated as the judiciary authorized under this article upon passage of a resolution by the General Tribal Council. Such designation shall remain in full force and effect until amended by General Tribal Council.

Article VI – Amendment

Section 1. Amendment by the Oneida Business Committee. Amendments to this Constitution and By-Laws may be proposed by the Oneida Business Committee. Proposed amendments agreed to by eight members of the Oneida Business Committee, excluding the Chair, shall be put before a meeting of the General Tribal Council. If a majority of the voting General Tribal Council members vote in favor of the proposed amendment, the proposed amendment shall be placed upon the ballot of the next General election or special election called for the purpose to consider an amendment.

Section 2. Amendment by Petition. Amendment to this Constitution and By-Laws may be proposed by petition of the members eligible to vote. Every petition shall include the full text of the proposed amendment, and be signed by members eligible to vote, equal in number to at least ten percent (10ó) of the members eligible to vote. Petition with the requisite number of signatures may be put before the Oneida people for their approval or rejection at the next general election, except when the Oneida Business Committee or General Tribal Council orders a special election for the purpose. Such petitions shall be filed with the person authorized by law to receive the same at least ninety (90) days before the election at which the proposed amendment is to be voted upon. Any such petition shall be in the form, and shall be signed and circulated in such manner, as prescribed by Oneida law. The person authorized by law to receive such petition shall upon its receipt determine, as provide by law, the validity and sufficiency of the signatures on the petition, and make an official announcement thereof at least sixty (60) days prior to the election at which the proposed amendment is to be voted upon. Any amendment proposed by such petition shall be submitted, not less than ninety (90) days after it was filed, to the next general or special election called for the purpose to consider an amendment.

Section 3. Any proposed amendment, existing provision of the Constitution and By-Laws which would be altered or abrogated thereby, and the question as it shall appear on the ballot shall be published in full as provided by Oneida Law. Copies of such publications shall be prominently posted in each polling place, at Tribal administration offices, and furnished to news media as provided Oneida law.

The ballot to be used in such election shall contain a statement of the purpose of the proposed amendment, expressed in not more than one hundred (100) words, exclusive of caption. Such statement of purpose and caption shall be prepared by the person who is so authorized by Oneida law, and shall consist of a true and impartial statement of the purpose of the amendment in such language as to create no prejudice for or against the proposed amendment.

If the proposed amendment is approved by sixty-five percent (65ó) of the members eligible to vote who presented themselves at the polls and voted on the question, it shall become part of the Oneida Constitution and By-Laws, and shall abrogate or amend existing provisions of the Constitution and By-Laws at the end of thirty (30) days after submission of the final election report as directed law. If two or more amendments approved by the voters at the same election conflict, the amendment receiving the highest affirmation vote shall prevail.

Article VII-Bill of Rights

All members of the Nation shall be accorded equal opportunities to participate in the economic resources and activities of the Nation. All members of the tribe may enjoy, without

hindrance, freedom of worship, conscience, speech, press, assembly, association and due process of law, as guaranteed by the Constitution of the United States.

BY-LAWS OF THE ONEIDA NATION

Article I-Duties of Officers

Section 1. Chairman of Council. - The Chairman of the Council shall preside over all meetings of the Council, shall perform the usual duties of a Chairman, and exercise any authority delegated to him by the Council. He shall vote only in the case of a tie.

Section 2. Vice-Chairman of Council. - The Vice-Chairman shall assist the Chairman when called upon to do so and in the absence of the Chairman, he shall preside. When so presiding, he shall have all the rights, privileges and duties as well as the responsibilities of the Chairman.

Section 3. Secretary of the Council. - The Secretary of the Tribal Council shall conduct all tribal correspondence and shall keep an accurate record of all matters transacted at Council meetings. It shall be his duty to submit promptly to the Superintendent of the jurisdiction, and the Commissioner of Indian Affairs, copies of all minutes of regular and special meetings of the Tribal Council.

Section 4. Treasurer of Council. - The Treasurer of the Tribal Council shall accept, receive, receipt for, preserve and safeguard all funds in the custody of the Council, whether they be tribal funds or special funds for which the Council is acting as trustee or custodian. He shall deposit all funds in such depository as the Council shall direct and shall make and preserve a faithful record of such funds and shall report on all receipts and expenditures and the amount and nature of all funds in his possession and custody, at each regular meeting of the General Tribal Council, and at such other times as requested by the Council or the business committee.

He shall not pay out or otherwise disburse any funds in his possession or custody, except in accordance with a resolution duly passed by the Council.

The Treasurer shall be required to give a bond satisfactory to the Council and to the Commissioner of Indian Affairs.

Section 5. Appointive Officers. - The duties of all appointive boards or officers of the Community shall be clearly defined by resolutions of the Council at the time of their creation or appointment. Such boards and officers shall report, from time to time as required, to the Council, and their activities and decisions shall be subject to review by the Council upon the petition of any person aggrieved.

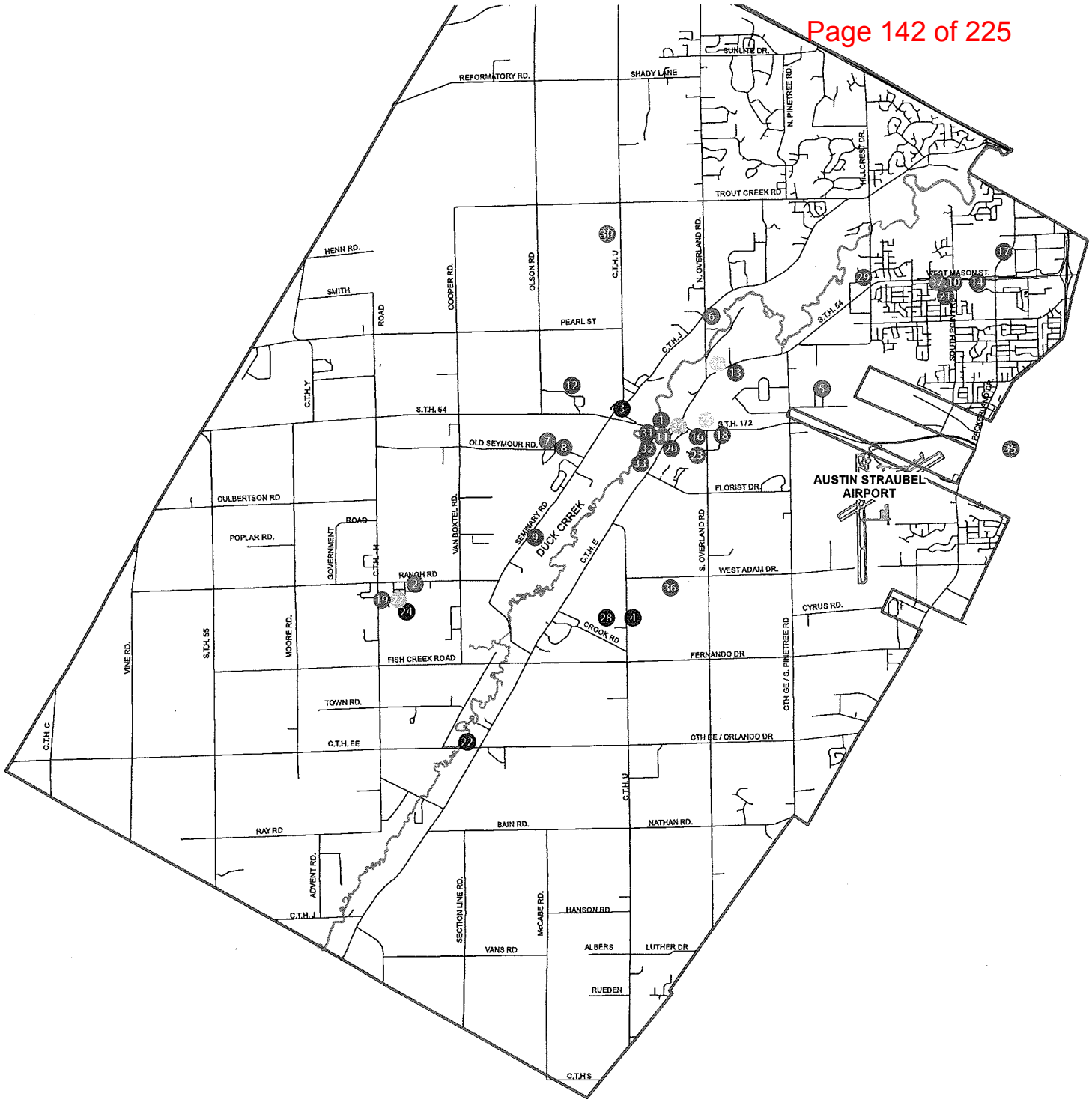
Article II-Ratification of Constitution and By-laws

This Constitution and these By-laws, when adopted by a majority vote of the voters of the Oneida Nation voting at a special election called by the Secretary of the Interior, in which at least 30 per cent of those entitled to vote shall vote, shall be submitted to the Secretary of the Interior for his approval, and shall be effective from the date of such approval. 7

Adoption Dates

-Original Constitution adopted November 14, 1936 by Oneida Tribe. Approved by the Secretary of the Interior December 21, 1936.
-Amended June 3, 1939, approved June 15, 1939.
-Amended October 18, 1969, approved November 28, 1969.
-Amended June 14, 1969, approved August 25, 1969.
-Amended June 14, 1969, approved August 25, 1969.
-Amended June 14, 1969, approved, August 25, 1969.
-Amendment X approved June 16, 2015, notice received June 24, 2015
-Amendment XI approved June 16, 2015, notice received June 24, 2015
-Amendment XII approved June 16, 2015, notice received June 24, 2015
-Amendment XIII approved June 16, 2015, notice received June 24, 2015
-Amendment XIV approved June 16, 2015, notice received June 24, 2015

Sign	Location	Cabinet Copy (English)
1	201 ELM ST, ONEIDA	PLACE OF THE DUCK CREEK
2	W1005 RANCH RD, ONEIDA	FLYING LEAF PARK
3	N6300 County Line Road, de pere	DUCK CREEK TRAIL
4	7320 SEMINARY RD, ONEIDA	WHERE THE WATER BIRDS NEST
5	3173 JONAS CIR, ONEIDA	CORA HOUSE PARK
6	3500 BLOCK N OVERLAND RD, ONEIDA	QUARRY PARK
7	7100 BLOCK OLD SEYMOUR RD, ONEIDA	TURTLE WHERE IT ENDS PARK
8	7100 BLOCK OLD SEYMOUR RD, ONEIDA	TURTLE WHERE IT ENDS NEIGHBORHOOD
9	N6824 SEMINARY RD, ONEIDA	ONEIDA HOUSING AUTHORITY WAREHOUSE
10	2801 COUNTRY CLUB RD, GREEN BAY	THREE SISTERS NEIGHBORHOOD
11	2400 BLOCK EAST SERVICE RD, ONEIDA	MISSION PARK
12	W7360 WATER CIRCLE PLACE, ONEIDA	NORI DAMROW FOOD DISTRIBUTION WAREHOUSE
13	3783 W MASON ST, ONEIDA	ONEIDA UTILITIES DEPARTMENT
14	2710 W MASON ST, GREEN BAY	PRINT SHOP AND MAIL CENTER
15	703 PACKERLAND DR, GREEN BAY	GEOGRAPHIC LAND INFORMATION CENTER
16	2965 S OVERLAND DR, ONEIDA	AIRPORT ROAD CHILD CARE CENTER
17	701 PACKERLAND DR, GREEN BAY	EMPLOYEE HEALTH NURSING
18	500 BLOCK AIRPORT RD, ONEIDA	ONEIDA COMMUNITY HEALTH CENTER
19	6300 block cty hwy h, de pere	GREEN EARTH COURT
20	N2936 FREEDOM RD, ONEIDA	PARISH HALL
21	2801 COUNTRY CLUB RD, GREEN BAY	THREE SISTERS HEAD START
22	W894 CTY HWY E, ONEIDA	ONEIDA NATION MUSEUM
23	MINOKA HILL DR AT HENRY RD	ELDER VILLAGE NEIGHBORHOOD
24	W1197 BEECHTREE LN, ONEIDA	FLYING LEAF WILDLIFE AREA
25	3700 BLOCK W MASON ST, ONEIDA	Place of the Oneida
26	500 BLOCK AIRPORT DR, ONEIDA	Place of the Oneida
27	W1273 REDTAIL DR, DE PERE	GREEN EARTH BRANCH LIBRARY
28	W100 BLOCK CROOK RD, DE PERE	ON-YOTE-A-KA LAKE (No English Cabinet)
29	3703 HILLCREST DR, ONEIDA	ONEIDA CULTURAL HERITAGE
30	N8047 COUNTY HWY U, ONEIDA	ONEIDA CONSERVATION DEPARTMENT
31	201 ELM STREET	TRUST AND ENROLLMENT DEPARTMENT
32	2931 COMMISSIONER, ONEIDA	ONEIDA HOUSING AUTHORITY
33	2912 ARTLEY ST, ONEIDA	CIVIC CENTER
34	291 ELM ST, ONEIDA	ONEIDA COMMUNITY LIBRARY
35	2491 BABCOCK RD, GREEN BAY	EMPLOYEE SERVICES BUILDING
36	100 BLOCK W ADAM DR, DE PERE	ONEIDA SACRED BURIAL GROUNDS
37	2700 BLOCK W MASON ST, ONEIDA	THREE SISTERS NATURAL AREA



Legend

- Road Centerlines
- Duck_Creek
- Oneida Reservation

GEOGRAPHIC LAND INFORMATION SYSTEMS
N 703 Packerland Drive
Green Bay, Wisconsin
(920) 496-2007

File: 11x17-Oneida - Rds.mxd Date: Revised 12-09-08

N

Source: Photography April 24, 2014
Coordinate System: Wisconsin State Plane, Central Zone
Lambert Projection, U.S. Foot
Horizontal Datum: NAD83
Vertical Datum: Nav88

Oneida Business Committee Agenda Request

1. Meeting Date Requested: 4 / 27 / 16

2. General Information:

Session: ☒ Open ☐ Executive - See instructions for the applicable laws, then choose one:

Agenda Header: Reports

☐ Accept as Information only

☒ Action - please describe:

For Business Committee Information

3. Supporting Materials

☐ Report ☐ Resolution ☐ Contract

☒ Other:

1. Letter to Business Committee
2.
3.
4.

☐ Business Committee signature required

4. Budget Information

☐ Budgeted - Tribal Contribution ☐ Budgeted - Grant Funded ☐ Unbudgeted

5. Submission

Authorized Sponsor / Liaison: Tehassi Hill, Council Member

Primary Requestor: Wilbert Rentmeester, OTIE Board Chairman
Your Name, Title / Dept. or Tribal Member

Additional Requestor: Submitted by: Heather Cotey, Corporate Administrator/OTIE
Name, Title / Dept.

Additional Requestor:
Name, Title / Dept.

2555 Packerland Drive
Green Bay, WI 54313
920.884.3959
Fax 920.884.3989

April 18, 2016

Dear Oneida Business Committee,

The OTIE board has voted by e-poll to name Wilbert Rentmeester, P.E. as successor to OTIE. We are doing this in order to comply with the OBC directive from the March 30, 2016 OBC meeting.

As Chairman of the OTIE board, I am responsible for the day to day operations of OTIE. Please see below the excerpts from the OTIE Operating Agreement:

> 3.8. Procedures. A quorum of the Board of Managers shall consist of a majority of the Managers then in office. Any action that may be authorizes or taken at a meeting of the Board of Managers, may be authorized or taken without a meeting, by written consent signed by all of the Managers entitled to vote on the matter. A facsimile or similar transmission by a Manager shall be regarded as signed by the Manager for purposes of this Section. The consent shall be filed in the records of the Company. Managers may participate in any meeting through telephonic or similar communications equipment by means of which all persons participating in the meeting can hear one another, and such participation shall constitute presence in person at such meeting. It there is any deadlock or unresolvable dispute among the Board of Managers, the issue or dispute shall be to the Member for a final decision.
>
> 3.9. Officers. The Board of Managers may elect a President, a Secretary, a Treasurer, and, in its discretion, may elect one or more other officers, as the Board of Managers may deem necessary. Any two or more of the offices may be held by the same person, but no officer shall execute, acknowledge or verify any instrument in more than one capacity, if such instrument is required to be executed, acknowledged or verified by two or more officers or by the Member. The salaries or other compensation, if any, of such officers shall be fixed from time to time by the Board of Managers.
>
> 3.10. Term of Office: Vacancies. The officers of the Company shall hold office until the next annual meeting of the Board of Managers and until the successors are elected, except in case of resignation, removal from office and death. The Board of Managers may remove any officer at any time with or without cause by a vote of the majority of the Managers then in office by a vote of the Managers then in office. The Board of Managers may fill any vacancy in the office by a vote of the majority of the Managers.
>
> 3.11. President. Subject to directions of the Board of Managers, and the restrictions contained in this Article III, the President shall be responsible for the day-to-day operations of the Company's business and have general executive supervision over the property, business and affairs of the Company. Subject to this Article III, he may execute all authorized contracts, and other obligations in the name of the Company and shall have such other authority and shall perform such other duties as may be determined by the Board of Managers.
>
> 3.12. Delegation of Authority and Duties. The Board of Managers is authorized to delegate the authority and duties of any officer to any other officer and generally to control the action of the officers and to require the performance of duties in addition to those mentioned herein.

Thank you,

Wilbert C Rentmeester P.E.

Wilbert Rentmeester, P.E.
OTIE Chairman of the Board

Oneida Business Committee Agenda Request

1. Meeting Date Requested: 04 / 27 / 16

2. General Information:

Session: ☒ Open ☐ Executive - See instructions for the applicable laws, then choose one:

Agenda Header: Unfinished Business

☒ Accept as Information only

☐ Action - please describe:

Approve five (5) requests regarding proposed Compensation Plans and wage/salary increases.

- Follow-up Item #1 - Dollar amount for increases

- Follow-up Item #2 - Explanation of FY'17 wage adjustment

3. Supporting Materials

☒ Report ☐ Resolution ☐ Contract

☒ Other:

1. Legal Review
3.
2.
4.

☐ Business Committee signature required

4. Budget Information

☐ Budgeted - Tribal Contribution ☐ Budgeted - Grant Funded ☐ Unbudgeted

5. Submission

Authorized Sponsor / Liaison: Geraldine Danforth, HRD Area Manager

Primary Requestor/Submitter: Submitted by: Maureen Metoxen, Executive Assistant/Human Resources Dept.
Your Name, Title / Dept. or Tribal Member

Additional Requestor:
Name, Title / Dept.

Additional Requestor:
Name, Title / Dept.

Oneida Business Committee Agenda Request

6. Cover Memo:

Describe the purpose, background/history, and action requested:

Follow up items from the April 13, 2016, OBC Meeting where the following motions were made:

1) MOTION by Lisa Summers to accept the Compensation Plan proposal as information and to forward the item to the Law and Finance Offices for analysis to be brought back to the Business Committee, seconded by Fawn Billie.

2) MOTION by Trish King to request the legal and financial analysis be brought back to the April 27, 2016 regular BC meeting and that we ask for an option to be prepared that would provide a dollar amount for increases versus a percentage, seconded by Lisa Summers.

1) Save a copy of this form for your records.

2) Print this form as a *.pdf *OR* print and scan this form in as *.pdf.

3) E-mail this form and all supporting materials in a **SINGLE** *.pdf file to: BC_Agenda_Requests@oneidanation.org

ONEIDA TRIBE OF INDIANS OF WISCONSIN
Human Resources Department

Location:
909 Packerland
Green Bay, WI 54303

Mailing Address:
P.O. Box 365
Oneida, WI 54155-0365

MEMO:

TO: Oneida Business Committee
FROM: Geraldine R. Danforth, HR Area Manager
DATE: April 19, 2016
RE: Compensation Plan FY 17

Attached is an example of how implementing increases for proper placement within the employee's determined grade could take place.

The first attachment is a visual that explains placement in a pay grade. If you divide the pay grade into thirds:

- first third is **developing**,
- Middle third is **Proficient,**
- Upper third is **Master**.

The second attachment provides an example of how an employee's wages should progress through their pay grade over time, based upon the employee's proficiency. An employee should progress towards the midpoint (middle third) as they become proficient in their position. The progression generally starts with a steep upward movement as the employee becomes proficient in their position. As they become proficient the wage movement starts to taper off as they reach the upper third of the pay grade. Within the example, there are two progressions illustrated. In both examples, the employee becomes proficient in their position around 4-6 years into the position.

The black line illustrates how the wage progression should be. As the employee becomes proficient, their wages should progress towards the middle third of pay range. The red line illustrates wages that have little growth over a long period of time. While the black line reaches the middle third around 4-5 years, the red line never reaches the middle third. This could indicate inequities in the employee's wage, impact morale and productivity, and cause retention issues.

REQUIREMENTS FOR IMPLEMENTATION

- Each department and/or division will determine the method to be used for proper placement for each employee within the determined grade of the position.
  - The method must be submitted to Human Resources prior to implementation.
  - Example:
    - $.25 per hour for educational degree acquired after start of employment.
      - Education acquired after the employee was hired and is above the job requirement. Employee must include a copy of diploma from an accredited educational institution and must be related to the position.
      - Employees who do not meet minimal educational requirements of their position will not be eligible for the $.25 increase. Must have completed the minimal educational standard.
    - $.50 or a % based on related experience with the Tribe. External if directly related and at a lower rate.
    - Must have a satisfactory or higher evaluation in 2016.
    - All increases may not exceed $1.00 below the maximum of the grade.
  - Professional Licenses or certifications related to the position which are acquired after hire can be used. May not use Licenses or certifications which were required to maintain.
- No employees will be allowed to be placed at the maximum of their grade.
  - Employees need room to grow. Once an employee reaches the maximum of the grade, they can no longer receive pay increases unless the wage structure increases.
- Exclusions, per standard operating procedure, SEE ATTACHED:
  - Contracted for medical providers and teachers. Teachers are currently on different scale that places the teachers/staff based on education and experience.
  - Temporary employees, i.e. Sub-reliefs, emergency temps, new hires-less than one year of service in their current position.

ATTACHMENT 1

Chart B – Placement in Pay Grade

The chart below provides guidance on what wage to offer an employee based upon whether they are Developing, Proficient or Master (Subject Matter Expert).

Placement in Grade

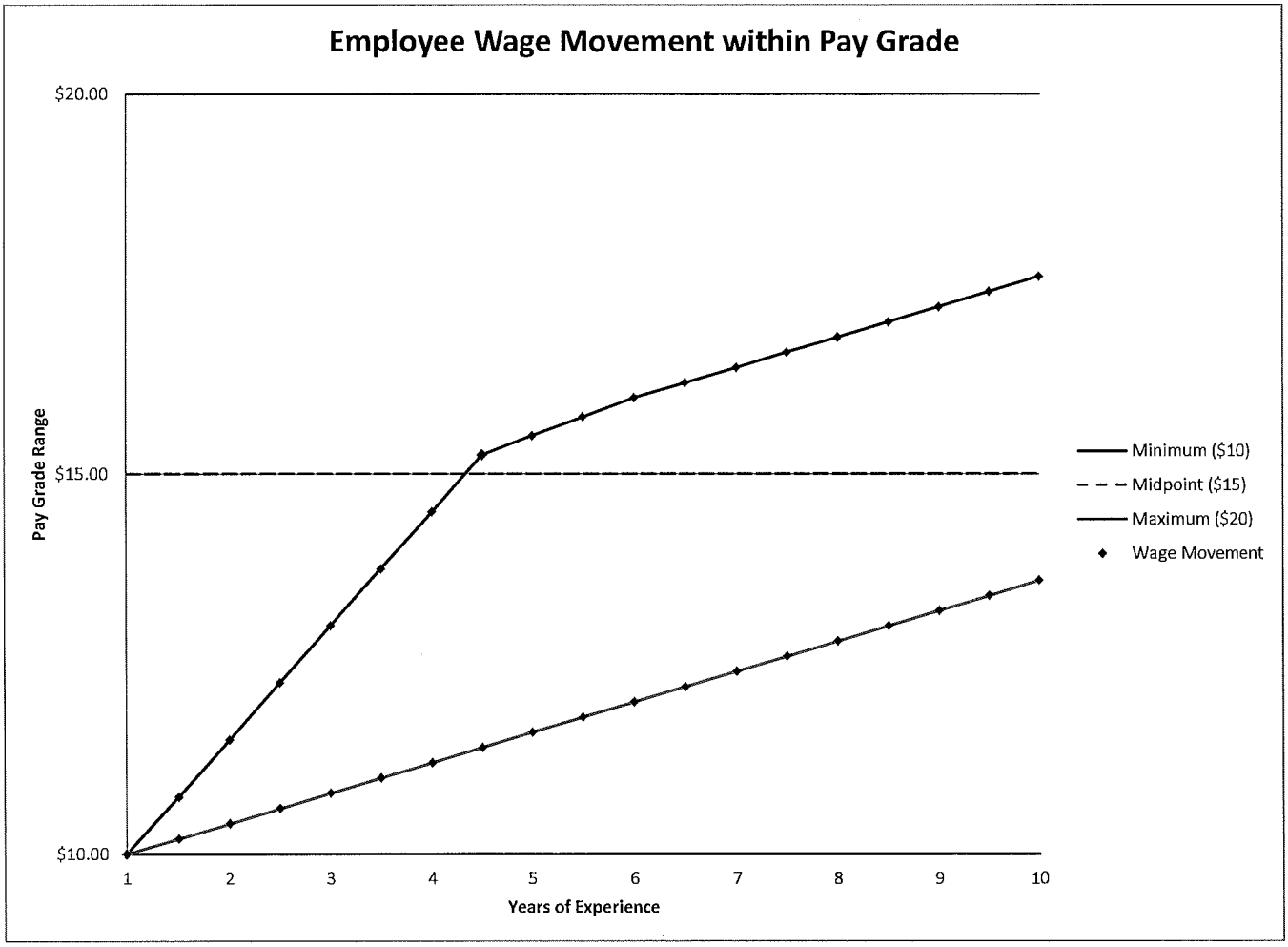
Pay grade NE10 is utilized as an example

Upper Third: Master – This range segment is typically reserved for individuals who have made significant, ongoing contributions over time. These folks may be considered SMEs (Subject Matter Experts) or high-potential employees who have consistently added (or are expected to add) lasting value to the organization.

Middle Third: Proficient – The proficient salary range segment is the hiring 'sweet spot' for fully – competent individuals ready to hit the ground running. It is expected that all employees will reach this range position over time.

Lower Third: Developing – This is the appropriate placement for fully-qualified individuals new to the job role / early in their learning curve.

Attachment 2



ONEIDA TRIBE OF WISCONSIN STANDARD OPERATING PROCEDURE	TITLE: Salary/Wage Adjustments – Organization Wide Work Standards	ORIGINATION DATE: 05/06/2015 REVISION DATE: 02-18-2016 EFFECTIVE DATE: After last signature
AUTHOR: HRD	APPROVED BY: *Compensation and Employment Director* Mananni J Cerw	DATE: 2/18/2016
DEPARTMENT: All	APPROVED BY:	DATE
DIVISION: All	APPROVED BY:	DATE:
EEO REFERENCE NUMBER: #1291	COMPLIANCE REVIEW BY: *EEO*	DATE: 2/18/16
PAGE NO: 1 of 2	APPROVED BY: *HRD Manager* Geraldine R Danforth	DATE: 2/18/16

1.0 PURPOSE: To define the work standards for implementation of Salary or Wage Adjustment organizational wide.

2.0 DEFINITIONS

2.1 Bonus: A lump sum payment to an employee in lieu of an increase in their hourly wage or annual salary (for the purposes of this work standard).

2.2 Contracted Positions: Employees under a Employment Contract or Agreement.

2.3 Organizational Wide Salary or Wage Adjustment: Salary or Wage adjustment implemented for all eligible employees as determined by the Oneida Business Committee (OBC) or General Tribal Council (GTC) action.

2.4 Salary: a fixed regular payment made by an employer to an exempt employee.

2.5 Salary or Wage Adjustment: Increase in employee's wage or salary.

2.6 Temporary Classifications: Emergency/Temporary, Student Interns, Youth Workers, Adult Work Experience Workers and Sub-Relief.

2.7 Wage: a payment made by an employer to an hourly employee.

3.0 WORK STANDARDS

Organizational Wide Salary or Wage Adjustments

3.1 The following classifications of employees <u>are eligible</u> for a salary or wage adjustments:

3.1.1 Part-time, half-time, full-time regular status (includes probationary, interim, additional duties, modified duty),

3.1.2 Employees who are at or above the maximum of their position's determined grade will receive the annual wage or salary adjustment in the form of a bonus if the employee ranked at satisfactory or above on their annual performance evaluation.

3.1.3 Employees on an approved leave of absence will receive this increase upon their date of return to their job if the employee ranked at satisfactory or above on their annual performance evaluation.

3.1.4 Politically appointed employees.

3.2 The following classification of employees are not eligible for an organizational wide salary or wage adjustments as approved by GTC through a petition or through the Tribal Budget Approval Process:

3.2.1 Employees who have been employed for less than one (1) consecutive year from the effective date of the salary or wage adjustment.

3.2.2 Employees who have ranked marginal or unsatisfactory on their annual performance evaluation.

3.2.2.1 An employee who is placed on probation as a result of their annual performance evaluation may receive their annual wage or salary adjustment upon satisfactorily passing their annual performance evaluation. Effective date of the increase is the day the employee is off probation.

3.2.3 Employees under Contracted Positions if there is an annual adjustment within the contract.

3.2.4 Temporary employees such as emergency/temporary, student interns, youth workers, Adult Work experience Workers, Sub-Relief, etc.

4.0 PROCEDURES

4.1 The Oneida Business Committee, through the Tribal Budget Approval Process or the General Tribal Council, through a petition, approves an organizational wide salary or wage increase for all employees.

4.2 The HRD Manager will implement the salary and wage increases according to this work standard.

5.0 REFERENCES

5.1 Personnel Policies and Procedures Section IV Compensation and Benefits

ONEIDA TRIBE OF INDIANS OF WISCONSIN

Human Resources Department

Location:
909 Packerland
Green Bay, WI 54303

Phone: (920)496-7000
http://www.oneidanation.org/humanresources/

Mailing Address:
P.O. Box 365
Oneida, WI 54155-0365

Fax: (920)496-7490
Job Line: 1-800-236-7050

MEMO

TO: Geraldine R. Danforth, HR Area Manager
FROM: Marianne J. Close, Compensation and Employment Director
DATE: April 20, 2015
RE: Process Used for Projected Cost for Compensation Plan for FY2018 and FY2019

Our total payroll and employer costs (fringe), based upon a report received from Payroll Manager currently total $160,719,390.28 annually.

The FY2017 Compensation Plan to adjust employees within their current grade based upon years of experience totals $3,411,615.48 annually. Plus add in $252,686.00 to bring employees, currently under $10.10/hour, to $10.10/hour. Both costs above include the fringe cost of 38.4% and indirect cost of 15.89%.

This above current Payroll costs of $160,719,390.28 plus $3,411,615.48 plus $252,686 equals $164,383,691.76 payroll costs annually.

According to the Salary and Wage Adjustment Tribal Work Standard, temporary employees and employees with less than one year of experience are not eligible for future Cost of Living Adjustments. There are currently 254 employees who would not be eligible because they are in this status. Therefore 2,489 employees may be eligible for future proposed COLA's.

For FY2018
1.5% COLA costs for total payroll cost of $164,383,691.76 is $2,464,755.38. Take the $2,464,755.38 and divide by 2,489 possible eligible employees equals $990.66 annually. Take the $990.66 and divide 2,080 hours worked within a year and it totals 48 cents per hour. Total Payroll Costs go to $169,315,202.51.

For FY2019
.5% COLA cost for total payroll cost of $169,315,202,51 is $846,576.01.
$846,576.01 divide by the possible 2,489 employee who may be eligible equals $340.13 annually broken by 2,080 hours annually equals 16 cents/hour increase.

If I can be of further assistance, please e-mail or call me.

Support data information
Geraldine R. Danforth
3/19/16

JO ANNE HOUSE, PHD
CHIEF COUNSEL
JAMES R. BITTORF
DEPUTY CHIEF COUNSEL
REBECCA M. WEBSTER, PHD
SENIOR STAFF ATTORNEY

ONEIDA LAW OFFICE

N7210 SEMINARY ROAD
P.O. BOX 109
ONEIDA, WISCONSIN 54155

(920) 869-4327 FAX (920) 869-4065

PATRICIA M. STEVENS GARVEY
KELLY M. MCANDREWS
MICHELLE L. MAYS
ROBERT W. ORCUTT

MEMORANDUM

TO: Oneida Business Committee

FROM: Jo Anne House, Chief Counsel

DATE: April 21, 2016

SUBJECT: Legal Review - Compensation Plan

You have requested a legal review of the Compensation Plan presented by the Human Resources Department. This is an adjustment to the wage/salary scale, individual employee adjustments as a result of the employee being paid less than the minimum wage, and future adjustments to employees for a cost of living increase. In addition, the salaries for the Oneida Business Committee are also being included in this recommendation.

NOTE: This legal opinion, given the limited time in which to present to the Oneida Business Committee, does not address whether the calculations of the current Oneida Business Committee compensation is accurate. It is presumed that the information presented accurately reflects the salary levels based in increases over time from the last approved General Tribal Council action.

Analysis

Calculations

The information presented by the Human Resources Department is clear and appears to have no questions or clarification needed for implementation. The Oneida Business Committee also requested alternative to a percentage adjustment for a Cost of Living Increase as a specific amount. The calculations presented regarding the specific amount for a Cost of Living Increase is a reasonable calculation. However, as applied, this will result in a higher increase for lower wages and a lower increase for higher wages. The only employee receiving an accurate cost of living increase will be those who make an average wage based on the entire organization. An alternative calculation would be to apply the cost of living to the Tribe's minimum wage and allocate that amount to every employee. This would accurately reflect a cost of living increase to all employees based on minimum wage instead of all wages paid by the Tribe.

Oneida Business Committee Salaries

Compensation for the Oneida Business Committee has been historically approved by the General Tribal Council for a future term, not a current term. This avoids the potential conflict of interest of the Oneida Business Committee recommending its own salary. In the interim time periods, the General Tribal Council has approved cost of living increases and general wage increases. Unless specifically excluded, the wage increase was applied to all elected officials paid on a full time

bases.[1] See, for example, the last wage increase approved by the General Tribal Council as a result of a petition.

Conclusion

A wage increase given to the employees based on a percentage or a specific amount, whether a cost of living, wage/salary scale, or merit increase is within the authority of the Oneida Business Committee. This has been done by the Oneida Business Committee directly, or by the General Tribal Council as part of the budget approval or by separate action.

The Oneida Business Committee salary increases can be approved as a result of a general approval of a change in the wage/salary scale as applied to all other employees if approved by the General Tribal Council. This would include cost of living or simple wage increases. However, the Oneida Business Committee has generally avoided applying raises to itself. Further, changing the salary itself (i.e., not a merit, general wage/salary scale increase, or cost of living increase) has not occurred for several terms and is generally done by the General Tribal Council. Further, this action has generally been effective for the next term to avoid conflicts of interest.

NOTE: This opinion is based on the limited time to conduct research and may change if additional time for a thorough review of legal opinions and past actions of the General Tribal Council and Oneida Business Committee were conducted.

If you have further questions, please contact me.

[1] For example, Gaming Commission wages are set by the General Tribal Council. However, the judicial salaries are negotiated by the individual elected official depending on experience and approved salary scale.

Oneida Business Committee Agenda Request

1. Meeting Date Requested: 04 / 27 / 16

2. General Information:

Session: ☒ Open ☐ Executive - See instructions for the applicable laws, then choose one:

Agenda Header: New Business

☐ Accept as Information only

☒ Action - please describe:

Request to post for one (1) vacancy on the Oneida Child Protective Board due to a resignation and finish the term until 5/27/19.

3. Supporting Materials

☐ Report ☐ Resolution ☐ Contract

☐ Other:

1. 3.

2. 4.

☐ Business Committee signature required

4. Budget Information

☐ Budgeted - Tribal Contribution ☐ Budgeted - Grant Funded ☐ Unbudgeted

5. Submission

Authorized Sponsor / Liaison: Lisa Summers, Tribal Secretary

Primary Requestor: Kathleen M. Metoxen, Executive Tribal Clerk
Your Name, Title / Dept. or Tribal Member

Additional Requestor:
Name, Title / Dept.

Additional Requestor:
Name, Title / Dept.

Oneida Business Committee Agenda Request

6. Cover Memo:

Describe the purpose, background/history, and action requested:

On March 24, 206 the Oneida Child Protective Board accepted the resignation of Beverly Skenandore.

1) Save a copy of this form for your records.

2) Print this form as a *.pdf *OR* print and scan this form in as *.pdf.

3) E-mail this form and all supporting materials in a **SINGLE** *.pdf file to: BC_Agenda_Requests@oneidanation.org

Oneida Business Committee Agenda Request

1. Meeting Date Requested: 04 / 27 / 16

2. General Information:

Session: ☒ Open ☐ Executive - See instructions for the applicable laws, then choose one:

Agenda Header: New Business

☐ Accept as Information only

☒ Action - please describe:

Approve the 2016 Semi-annual report templates and correspondence

3. Supporting Materials

☐ Report ☐ Resolution ☐ Contract

☐ Other:

1. DRAFT correspondence
2. Four DRAFT templates
3. 2016 Annual Report
4.

☐ Business Committee signature required

4. Budget Information

☐ Budgeted - Tribal Contribution ☐ Budgeted - Grant Funded ☐ Unbudgeted

5. Submission

Authorized Sponsor / Liaison: Lisa Summers, Tribal Secretary

Primary Requestor/Submitter: Lisa Liggins, Executive Assistant II
Your Name, Title / Dept. or Tribal Member

Additional Requestor:
Name, Title / Dept.

Additional Requestor:
Name, Title / Dept.

Oneida Business Committee Agenda Request

6. Cover Memo:

Describe the purpose, background/history, and action requested:

The 2016 Semi-Annual Report templates need to be sent out to the organization. Attached are six items:

1) DRAFT correspondence
2) DRAFT template for Boards, Committee, and Commissions
3) DRAFT template for Departments reporting to Boards, Committees, or Commissions
4) DRAFT template for Direct Reports of the Business Committee
5) DRAFT template for Corporations

The Tribal Secretary's Office has historically put these templates together. After feedback from the Committee, I am submitting them to the full Business Committee for input and approval to ensure all applicable information is included in the templates.

1) Save a copy of this form for your records.

2) Print this form as a *.pdf *OR* print and scan this form in as *.pdf.

3) E-mail this form and all supporting materials in a **SINGLE** *.pdf file to: BC_Agenda_Requests@oneidanation.org

ONEIDA NATION
Office of the Tribal Secretary

Location:
N7210 Seminary Road
Oneida, WI 54155

Phone: (920)869-2214

Mailing Address:
P.O. Box 365
Oneida, WI 54155-0365

Fax: (920)869-4040

Memorandum

To: Business Committee Direct Reports
Boards, Committees, and Commissions
Corporate Boards

From: Lisa Summers, Tribal Secretary

Date: April 27, 2016

Re: 2016 Semi-Annual Report Instructions

The purpose of this correspondence is to provide you the following information regarding the 2016 General Tribal Council (GTC) Semi-Annual Report: 1. notice of deadline to submit information; 2. appropriate email address to submit information to; 3. the required report guidelines, and 4. 2016 applicable report template.

Background

Oneida's Constitution requires annual and semi-annual reports be submitted to the GTC. The intent of these reports is to provide tribal members with information about the Nation's achievements and how these achievements relate to the dollars spent in each area.

The report template provided focuses on information snapshots applicable to your area and may include:

- An update on up to three (3) strategic goals for FY '16,
  - The strategic goals for FY'16 were submitted for the 2016 Annual Report. Excerpts are attached for your information.
- An update, if any, to your members and titles,
- Budget information,

DRAFT

- Include amounts of tribal contribution, grants, and other sources
- Total budget for FY '16, Budget for FY '16 as of 3/31/16, Expenditures for FY '16 as of 3/31/16, and a brief explanation of any variance, positive or negative,

- Stipend information, if any,
- Contact information,
- Additional information as required by GTC directive, as necessary,

We will again be directing the membership to the website as a resource where quarterly reports submitted to the Oneida Business Committee (OBC) are available for viewing year-round.

It is our intent that this strategy will meet three (3) needs: Constitutional reporting requirements, provide the detailed information requested by members year-round, and create efficiency for each of your areas by reducing duplicate reporting.

Due Date
The 2016 Semi-annual report information is due by:

4:30 p.m. on Wednesday, May 18, 2016

The report must be sent to the following email address:

TribalSecretary@oneidanation.org

Reports submitted after the due date and/or to the wrong email address may not be accepted, and are subject to OBC discretion whether or not to be included. Reports that are accepted after the deadline will be noted in the report to GTC.

Pictures
We appreciate your area providing the following; however, please note pictures will be used based on space available in the report.

- Up to four (4) pictures reflecting your area's activities,
- Pictures must be high resolution/quality,
- Please provide additional information as required by GTC directive as necessary,

Your assistance and cooperation in achieving the identified deadline is greatly appreciated. If you have questions, please contact Lisa Liggins at 920-869-4434 or via email at lliggins@oneidanation.org.

cc: Oneida Business Committee
2016 Semi-annual report file

DRAFT

FY-2016 Semi-annual report template

For Boards, Committees, and Commissions

Note: If you have other required reporting that must be included in the FY-2016 Senmi-annual Report, please submit such reports along with this completed template. Thank you.

Click here to enter the BCC name

Purpose:

Click here to enter the purpose of the BCC – from the BCC's ByLaws

BCC Members

Click here to enter member name, Click here to enter member's title

Click here to enter member name, Click here to enter member's title

Click here to enter member name, Click here to enter member's title

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Click here to enter member name, Click here to enter member's title

Click here to enter member name, Click here to enter member's title

DRAFT

Budget

Funding Sources for FY-2016

TRIBAL CONTRIBUTION: Click here to enter % of budget funded by tribal contribution

GRANTS: Click here to enter % of budget funded by grants

OTHER SOURCES:

Click here to enter name of other funding source	Click here to enter % of budget funded by other sources
Click here to enter name of other funding source	Click here to enter % of budget funded by other sources
Click here to enter name of other funding source	Click here to enter % of budget funded by other sources
Click here to enter name of other funding source	Click here to enter % of budget funded by other sources

Status as of 3/31/16

Total Budget: Click here to enter total budget for FY-2016

Budget as of 3/31/16: Click here to enter budget as of 3/31

Expenditures as of 3/31/16: Click here to enter expenditures as of 3/31

Variance Explanation:

Click here to enter a brief explanation of any variance, positive or negative – 50 words or less

Stipends

Regular Stipend Amount: Click here to enter the stipend amount per meeting – example: $50.00 per meeting

	For each month, ENTER TOTAL DOLLAR amount paid	For each month, enter NUMBER of meetings, of each type.		
		Regular	*Special/Emergency*	*Hearings/Other*
October 2015				
November 2015				
December 2015				
January 2016				
February 2016				
March 2016				

DRAFT

Update on up to Three (3) Strategic Goals for FY-2016

Please refer to your Annual Report submission for FY-2016 and provide an update on the Goals

GOAL 1

Goal:

Click here to enter a goal for FY-2016 – Brief summary, 25 words or less

Strategic Direction: Choose a Strategic Direction

Practical Vision: Choose a Practical Vision

Update on Goal:

Click here to enter your update on Goal – short, less than 200 words.

GOAL 2

Goal:

Click here to enter a goal for FY-2016 – Brief summary, 25 words or less

Strategic Direction: Choose a Strategic Direction

Practical Vision: Choose a Practical Vision

Update on Goal:

Click here to enter your update on Goal – short, less than 200 words.

GOAL 3

Goal:

Click here to enter a goal for FY-2016 – Brief summary, 25 words or less

Strategic Direction: Choose a Strategic Direction

Practical Vision: Choose a Practical Vision

Update on Goal:

Click here to enter your update on Goal – short, less than 200 words.

DRAFT

Meetings

Held every Click here to enter week number and weekday – example: 2nd Tuesday or 1st and 3rd Wednesday of the month.

Meeting Location: Click here to enter meeting location and physical address – example: Skenandoah Complex – Conference Room A, 909 Packerland Dr., Green Bay, WI 54303

Meeting Time: Click here to enter meeting time – 5:00 p.m.

Meetings are Choose an item.

Contact

MAIN CONTACT:	Click here to enter Main Contact Name,
MAIN CONTACT TITLE:	Click here to Main Contact Title
MAIN PHONE:	Click here to enter Main Phone Number
MAIN EMAIL:	Click here to enter E-Mail Address
MAIN WEBSITE:	Click here to enter website address – example: www.oneida-nsn.gov/HigherEd

Other Pictures that may be included in your section of the report

Please provide only high resolution *.jpg images

DRAFT

DRAFT

FY-2016 Semi-annual report template

For Departments which report to a Board, Committee, or Commission

Click here to enter the BCC to which your department reports

Click here to enter the Department name

Purpose:

Click here to enter the purpose of the Department – 200 words or less

Budget

Funding Sources for FY-2016

Tribal Contribution: Click here to enter % of budget funded by tribal contribution

Grants: Click here to enter % of budget funded by grants

Other Sources:

Click here to enter name of other funding source	Click here to enter % of budget funded by other sources
Click here to enter name of other funding source	Click here to enter % of budget funded by other sources
Click here to enter name of other funding source	Click here to enter % of budget funded by other sources
Click here to enter name of other funding source	Click here to enter % of budget funded by other sources

Status as of 3/31/16

Total Budget: Click here to enter total budget for FY-2016

Budget as of 3/31/16: Click here to enter budget as of 3/31

Expenditures as of 3/31/16: Click here to enter expenditures as of 3/31

Variance Explanation:

Click here to enter a brief explanation of any variance, positive or negative – 50 words or less

Employees

Number of Employees total: Click here to enter # of employees

Number of Employees who are Enrolled Oneida: Click here to enter # of Enrolled Oneida Employees

DRAFT

Who we serve

Click here to enter a description of your customer base – 25 words or less

Other Pictures that MAY be included in your section of the report

Please provide only high resolution *.jpg images

DRAFT

FY-2016 Semi-annual report template

For Direct Report to the Oneida Business Committee

Click here to enter the Division/Office/Area name

Purpose:

Click here to enter the purpose – 200 words or less

Departments in your Division/Office/Area (if applicable)

Click here to enter the Department name

Click here to enter the Department name

Click here to enter the Department name

Click here to enter the Department name

Click here to enter the Department name

Click here to enter the Department name

Click here to enter the Department name

Click here to enter the Department name

Click here to enter the Department name

Click here to enter the Department name

Budget

Funding Sources for FY-2016

TRIBAL CONTRIBUTION: Click here to enter % of budget funded by tribal contribution

GRANTS: Click here to enter % of budget funded by grants

OTHER SOURCES:

Click here to enter name of other funding source	Click here to enter % of budget funded by other sources
Click here to enter name of other funding source	Click here to enter % of budget funded by other sources
Click here to enter name of other funding source	Click here to enter % of budget funded by other sources
Click here to enter name of other funding source	Click here to enter % of budget funded by other sources

Status as of 3/31/16

Total Budget: Click here to enter total budget for FY-2016

Budget as of 3/31/16: Click here to enter budget as of 3/31

DRAFT

Expenditures as of 3/31/16: Click here to enter expenditures as of 3/31

Variance Explanation:

Click here to enter a brief explanation of any variance, positive or negative – 50 words or less

Employees

Number of Employees total: Click here to enter # of employees

Number of Employees who are Enrolled Oneida: Click here to enter # of Enrolled Oneida Employees

Who we serve

Click here to enter a description of your customer base – 25 words or less

Update on up to Three (3) Strategic Goals for FY-2016

Please refer to your Annual Report submission for FY-2016 and provide an update on the Goals

Goal 1

Goal:

Click here to enter a goal for FY-2016 – Brief summary, 25 words or less

Strategic Direction: Choose a Strategic Direction

Practical Vision: Choose a Practical Vision

Update on Goal:

Click here to enter your update on Goal – short, less than 200 words.

Goal 2

Goal:

Click here to enter a goal for FY-2016 – Brief summary, 25 words or less

Strategic Direction: Choose a Strategic Direction

Practical Vision: Choose a Practical Vision

DRAFT

Update on Goal:

Click here to enter your update on Goal – short, less than 200 words.

GOAL 3

Goal:

Click here to enter a goal for FY-2016 – Brief summary, 25 words or less

Strategic Direction: Choose a Strategic Direction

Practical Vision: Choose a Practical Vision

Update on Goal:

Click here to enter your update on Goal – short, less than 200 words.

Contact

MAIN CONTACT: Click here to enter Main Contact Name,

MAIN CONTACT TITLE: Click here to Main Contact Title

MAIN PHONE: Click here to enter Main Phone Number

MAIN EMAIL: Click here to enter E-Mail Address

MAIN WEBSITE: Click here to enter website address – example: www.oneida-nsn.gov/HigherEd

Other Pictures that MAY be included in your section of the report

Please provide only high resolution *.jpg images

DRAFT

DRAFT

FY-2016 Semi-annual report template

For Corporations

Note: If you have other required reporting that must be included in the FY-2016 Semi-annual Report, please submit such reports along with this completed template. Thank you.

Click here to enter the Corporation's name

Click here to the "About Us" information – 100 words or less

Corporate Board Members

Click here to enter member name, Click here to enter member's title
Term ending: Click here to enter member's term end date – example: 2018 or July, 2016

Click here to enter member name, Click here to enter member's title
Term ending: Click here to enter member's term end date – example: 2018 or July, 2016

Click here to enter member name, Click here to enter member's title
Term ending: Click here to enter member's term end date – example: 2018 or July, 2016

Click here to enter member name, Click here to enter member's title
Term ending: Click here to enter member's term end date – example: 2018 or July, 2016

Click here to enter member name, Click here to enter member's title
Term ending: Click here to enter member's term end date – example: 2018 or July, 2016

Click here to enter member name, Click here to enter member's title
Term ending: Click here to enter member's term end date – example: 2018 or July, 2016

Click here to enter member name, Click here to enter member's title
Term ending: Click here to enter member's term end date – example: 2018 or July, 2016

Click here to enter member name, Click here to enter member's title
Term ending: Click here to enter member's term end date – example: 2018 or July, 2016

Click here to enter member name, Click here to enter member's title
Term ending: Click here to enter member's term end date – example: 2018 or July, 2016

DRAFT

Update: Goals/Announcements for FY-2016

Provide an update on the FY-2016 Goals/Announcements set out in the 2016 Annual Report– 200 words or less

Meetings

Held every Click here to enter week number and weekday – example: 2nd Tuesday or 1st and 3rd Wednesday of the month.

Stipend

Click here to enter the stipend amount per meeting – example: $50.00 per meeting

Contact

MAIN CONTACT: Click here to enter Main Contact Name,

MAIN CONTACT TITLE: Click here to Main Contact Title

MAIN PHONE: Click here to enter Main Phone Number

MAIN EMAIL: Click here to enter E-Mail Address

MAIN WEBSITE: Click here to enter website address – example: www.oneida-nsn.gov/HigherEd

Logo(s) that may be included in the report

Please provide only high resolution *.jpg images

DRAFT

Other Pictures that may be included in the report

Please provide only high resolution *.jpg images

DRAFT

Oneida Business Committee Agenda Request

1. Meeting Date Requested: 04 / 27 / 16

2. General Information:

Session: ☒ Open ☐ Executive - See instructions for the applicable laws, then choose one:

Agenda Header: Travel Report

☒ Accept as Information only

☐ Action - please describe:

3. Supporting Materials

☒ Report ☐ Resolution ☐ Contract

☐ Other:

1. Travel Report - Attached
2.
3.
4.

☐ Business Committee signature required

4. Budget Information

☐ Budgeted - Tribal Contribution ☐ Budgeted - Grant Funded ☐ Unbudgeted

5. Submission

Authorized Sponsor / Liaison: Trish King, Tribal Treasurer

Primary Requestor/Submitter: Brian A. Doxtator, Executive Assistant to the Treasurer
Your Name, Title / Dept. or Tribal Member

Additional Requestor:
Name, Title / Dept.

Additional Requestor:
Name, Title / Dept.

BUSINESS COMMITTEE TRAVEL REPORT

Travel Report for: Trish King

Travel Event: ANA Inspiration - L.P.G.A.'s first Major

Travel Location: Rancho Mirage, CA

Departure Date: 03/27/2016 **Return Date:** 03/31/2016

Projected Cost: $1,500 **Actual Cost:** $1,599.02

Date Travel was Approved by OBC: 03/08/2016

Narrative/Background:
The purpose of the requested travel was to acquire a "spectators' point of view with full access to the media center, player dining and hospitality, as well as representing the Oneida Nation as a Government Official.

Item(s) Requiring Attention:
IMG is the event management company selected for Thornberry's 2017 L.P.G.A. event. I was provided the opportunity to meet IMG's executive staff from all of their operations and experienced pre-tournament activities. The activities included: Team managers for every aspect, I.e. Accounting and operations, special events, volunteer mgr, set up crew, media, promotions, food and beverage, etc. Seeing behind the scenes for an event this size was awesome. Of course each tournament is built around the culture of the owner. This will be an exceptional opportunity to showcase the Oneida Nation and boost our economy.

Requested Action:
Accept as F.Y.I.

Oneida Business Committee Agenda Request

1. Meeting Date Requested: 04 / 27 / 16

2. General Information:

Session: ☒ Open ☐ Executive - See instructions for the applicable laws, then choose one:

Agenda Header: Travel Report

☐ Accept as Information only

☒ Action - please describe:

BC approval of travel report for Chairwoman Tina Danforth on April 7-9, 2016 for a nation to nation meeting at Seneca Nation of Indians in NY.

3. Supporting Materials

☒ Report ☐ Resolution ☐ Contract

☐ Other:

1. Travel Report
3.
2.
4.

☐ Business Committee signature required

4. Budget Information

☒ Budgeted - Tribal Contribution ☐ Budgeted - Grant Funded ☐ Unbudgeted

5. Submission

Authorized Sponsor / Liaison: Cristina Danforth, Tribal Chairwoman

Primary Requestor/Submitter: Submitted by Lora Skenandore, Assistant to Chairwoman
Your Name, Title / Dept. or Tribal Member

Additional Requestor:
Name, Title / Dept.

Additional Requestor:
Name, Title / Dept.

BUSINESS COMMITTEE TRAVEL REPORT

Travel Report for:	Cristina Danforth Enter name(s) of other Travelers OR [SPACE BAR] to delete	Enter name(s) of other Travelers OR [SPACE BAR] to delete Enter name(s) of other Travelers OR [SPACE BAR] to delete

Travel Event: Seneca Nation of Indians

Travel Location: New York

Departure Date: 04/07/2016 **Return Date:** 04/09/2016

Projected Cost: Enter Cost **Actual Cost:** 746.00

Date Travel was Approved by OBC: 04/04/2016

Narrative/Background:
See attachment for the full travel report.

Item(s) Requiring Attention:
Continued discussion of future collaborations and nation to nation communication.

Requested Action:
BC accept the travel report.

Travel Report for Cristina Danforth
Seneca Nation of Indians
Allegany & Cattaraugus Territory, NY
April 7-10, 2016

The nation to nation meeting at Seneca included traditional protocols, information sharing, several tours and discussions on future collaborations and nation to nation communication. Their unique land status of restrictive fee and nation territory lends itself to their current status and community development. I met with the majority of the elected council which is made up of sixteen Counselors, the President, Treasurer and Clerk.

The President, Maurice John Sr., has offered to have follow up meetings and at some point they would like to meet here at Oneida. While a few of their counselors have been here to Oneida, many of them have not. The Treasurer, Todd Gates says he has been to meetings here and was very encouraged by our community and infrastructure.

The communities at Allegany and Cattaraugus are visibly, a mix of old and new. A contrast that exists based on their history and unique status of land. Some of their newest developments included both at Allegany and Cattaraugus includes: administration buildings, educational buildings, community centers. And some housing (elder & residential). The Cattaraugus community has a multimillion dollar state of the art Fire Department. The surrounding municipalities' are serviced and rely upon their public safety department.

The visit was very encouraging and I am seeking the support and inclusion of a government to government follow up meeting. Their willingness to meet and openness of their culture and historical events has created a momentous opportunity.

Submitted by Chairwoman Danforth on 4/12/16

Oneida Business Committee Agenda Request

1. Meeting Date Requested: 04 / 27 / 16

2. General Information:

Session: ☒ Open ☐ Executive - See instructions for the applicable laws, then choose one:

Agenda Header: Travel Report

☒ Accept as Information only

☐ Action - please describe:

Accept travel report - Councilwoman Fawn Billie - National Indian Gaming Association (NIGA) 2016 Tradeshow and Convention - Phoenix, AZ March 13-17, 2016

3. Supporting Materials

☒ Report ☐ Resolution ☐ Contract

☐ Other:

1. 3.

2. 4.

☐ Business Committee signature required

4. Budget Information

☐ Budgeted - Tribal Contribution ☐ Budgeted - Grant Funded ☐ Unbudgeted

5. Submission

Authorized Sponsor / Liaison: Fawn Billie, Council Member

Primary Requestor/Submitter: _____
Your Name, Title / Dept. or Tribal Member

Additional Requestor: _____
Name, Title / Dept.

Additional Requestor: _____
Name, Title / Dept.

BUSINESS COMMITTEE TRAVEL REPORT

Travel Report for: Fawn Billie
Enter name(s) of other Travelers OR [SPACE BAR] to delete
Enter name(s) of other Travelers OR [SPACE BAR] to delete
Enter name(s) of other Travelers OR [SPACE BAR] to delete

Travel Event: National Indian Gaming Association Tradeshow and Convention 2016

Travel Location: Phoenix, AZ

Departure Date: 03/13/2016 **Return Date:** 03/17/2016

Projected Cost: $3,334.50 **Actual Cost:** $3,426.25

Date Travel was Approved by OBC: 01/27/2016

Narrative/Background:
The NIGA tradeshow and convention was my first time attending and was impressed with what NIGA had to showcase with the exhibits and taking a tour with the NIGA Chairman. This conference has demonstrated how far Tribes have come and what gaming has provided for tribal communities. Oneida Nation Color Guard was present and a recognition award given to the Charlie Hill family for his accomplishments. Also, Larry Roberts, Acting Assistant Secretary gave a Dept of the Interior update on President Obama's initiatives for Indian Country. He also gave a brief history overview of how Oneida gaming started. Councilman Hill and I attended the NIGA regional caucus and the membership voted Councilman Brandon Stevens to be our Mid-West representative. Attended Food Sovereignty in the Millennial Age: The benefits of promoting tribal goods and services in the gaming food industry. Other areas of interests I attended: NCAI, NIGC and NARF, Identifying opportunities of diversifying tribal economics, Native Youth Leadership Perspectives, promoting suicide awareness.

Item(s) Requiring Attention:
Click here to enter text.

Requested Action:

Accept NIGA 2016 travel report for Councilwoman Fawn Billie

Oneida Business Committee Agenda Request

1. Meeting Date Requested: 4 / 13 / 16

2. General Information:

Session: ☒ Open ☐ Executive - See instructions for the applicable laws, then choose one:

Agenda Header: Travel Request

☐ Accept as Information only

☒ Action - please describe:

Motion to enter E-Poll results into the record for travel request for Chairwoman Cristina Danforth to travel to New York to meet with Maurice John Sr., Seneca Nation President on April 7-9, 2016.

3. Supporting Materials

☐ Report ☐ Resolution ☐ Contract

☒ Other:

1. email
2.
3.
4.

☐ Business Committee signature required

4. Budget Information

☐ Budgeted - Tribal Contribution ☐ Budgeted - Grant Funded ☐ Unbudgeted

5. Submission

Authorized Sponsor / Liaison: Lisa Summers, Tribal Secretary

Primary Requestor/Submitter: Submitted by: April Skenandore, Executive Assistant
Your Name, Title / Dept. or Tribal Member

Additional Requestor:
Name, Title / Dept.

Additional Requestor:
Name, Title / Dept.

Oneida Business Committee Agenda Request

6. Cover Memo:

Describe the purpose, background/history, and action requested:

On April 1, 2016, the following e-poll was conducted:

Summary:
Chairwoman Cristina Danforth respectfully requests Business Committee approval to travel to New York to meet with President Maurice John Sr. of the Seneca Nation on April 7-9, 2016. This is a directive from the Business Committee to follow up on a strategy plan in NY and as Chairwoman of the Oneida Tribe, it is the Chair's responsibility to build government to government relations. This meeting is to develop a stronger relationship with the Seneca Nation. The travel relates to committing to building a responsible nation as it is necessary to communicate important information to ensure growth and success of the Oneida Tribe. The Seneca Nation will be covering the cost of the hotel and car rental.

Requested action:
Approve for Chairwoman Cristina Danforth to travel to New York to meet with Maurice John Sr., Seneca Nation President on April 7-9, 2016.

Deadline for response:
Please submit your response by 4:00 p.m. today, April 1, 2016. Please respond by using the voting button above. Thank you.

The following is the e-poll results:

Support: Brandon Stevens, Trish King, David Jordan, Tehassi Hill, Jennifer Webster, Melinda Danforth

Jennifer Webster: Approve Secretary Lisa Summers to attend as well
Tehassi Hill: Approve Secretary Summers to attend as well
Trish King: Support adding Tribal Secretary to attend also
Melinda J. Danforth: Support adding Tribal Secretary as well

1) Save a copy of this form for your records.

2) Print this form as a *.pdf *OR* print and scan this form in as *.pdf.

3) E-mail this form and all supporting materials in a **SINGLE** *.pdf file to: BC_Agenda_Requests@oneidanation.org

April Skenandore

From:	TribalSecretary
Sent:	Friday, April 01, 2016 11:29 AM
To:	Brandon L. Yellowbird-Stevens; Cristina S. Danforth; David P. Jordan; Fawn J. Billie; Jennifer A. Webster; Lisa M. Summers; Melinda J. Danforth; Patricia M. King; Ronald W. Hill
Cc:	Brian A. Doxtator; Danelle A. Wilson; Dawn M. Moon-Kopetsky; Jessica L. Wallenfang; Leyne C. Orosco; Lisa A. Liggins; Lora L. Skenandore; Nicolas A. Reynolds; Rhiannon R. Metoxen
Subject:	Epoll Request Travel for Chairwoman Cristina Danforth To NY Meeting w/ Seneca Nation President April 7-9, 2016
Attachments:	20160402103428655.pdf
Importance:	High

Good Morning,

E-POLL REQUEST

Summary:
Chairwoman Cristina Danforth respectfully requests Business Committee approval to travel to New York to meet with President Maurice John Sr. of the Seneca Nation on April 7-9, 2016. This is a directive from the Business Committee to follow up on a strategy plan in NY and as Chairwoman of the Oneida Tribe, it is the Chair's responsibility to build government to government relations. This meeting is to develop a stronger relationship with the Seneca Nation. The travel relates to committing to building a responsible nation as it is necessary to communicate important information to ensure growth and success of the Oneida Tribe. The Seneca Nation will be covering the cost of the hotel and car rental.

Requested Action:
Approve for Chairwoman Cristina Danforth to travel to New York to meet with Maurice John Sr., Seneca Nation President on April 7-9, 2016.

Deadline for response:
Please submit your response by **4:00 p.m. today, April 1, 2016.** Please respond by using the voting button above. Thank you.

April Skenandore
Executive Assistant
Business Committee Support Office (BCSO)
Office: (920) 869-4316

How can the BC Support Office help you?
Paula "Pogi" King Dessart (Executive Assistant) – Budgeting, Processing Accounts Payable, GTC Meeting Prep
April Skenandore (Executive Assistant) – BC Scheduling & Travel
Debbie Melchert (Administrative Assistant) – Signature Log, Mail Log, Kronos
Kathy Metoxen (Executive Tribal Clerk) – Pardons, Boards, Committees and Commissions
Heather Heuer (Information Management Specialist) – BC Meeting Agenda Requests, Packets, and Minutes

April Skenandore

From: TribalSecretary
Sent: Monday, April 04, 2016 9:25 AM
To: Brandon L. Yellowbird-Stevens; Cristina S. Danforth; David P. Jordan; Fawn J. Billie; Jennifer A. Webster; Lisa M. Summers; Melinda J. Danforth; Patricia M. King; Ronald W. Hill
Cc: Brian A. Doxtator; Danelle A. Wilson; Dawn M. Moon-Kopetsky; Jessica L. Wallenfang; Leyne C. Orosco; Lisa A. Liggins; Lora L. Skenandore; Nicolas A. Reynolds; Rhiannon R. Metoxen
Subject: EPOLL RESULTS: Epoll Request Travel for Chairwoman Cristina Danforth & Secretary Lisa Summers To NY Meeting w/ Seneca Nation President April 7-9, 2016
Attachments: 20160402103428655.pdf

Importance: High

Good Morning,

E-POLL RESULTS

The e-poll request to approve travel for Chairwoman Cristina Danforth to New York to meet with Maurice John Sr., Seneca Nation President on April 7-9, 2016 is *approved*. Below is the results:

Support for Chairwoman Cristina Danforth: Brandon Stevens, Trish King, David Jordan, Tehassi Hill, Jennifer Webster, Melinda Danforth

= = = = = = = = =

The e-poll request to approve travel for Secretary Lisa Summers to New York to meet with Maurice John Sr., Seneca Nation President on April 7-9, 2016 has *failed*. Below is the results:

Support for Secretary Lisa Summers: Melinda J. Danforth, Trish King, Tehassi Hill, Jennifer Webster

April Skenandore
Executive Assistant
Business Committee Support Office (BCSO)
Office: (920) 869-4316

How can the BC Support Office help you?
Paula "Pogi" King Dessart (Executive Assistant) – Budgeting, Processing Accounts Payable, GTC Meeting Prep
April Skenandore (Executive Assistant) – BC Scheduling & Travel
Debbie Melchert (Administrative Assistant) – Signature Log, Mail Log, Kronos
Kathy Metoxen (Executive Tribal Clerk) – Pardons, Boards, Committees and Commissions
Heather Heuer (Information Management Specialist) – BC Meeting Agenda Requests, Packets, and Minutes

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From: TribalSecretary
Sent: Friday, April 01, 2016 11:29 AM
To: Brandon L. Yellowbird-Stevens; Cristina S. Danforth; David P. Jordan; Fawn J. Billie; Jennifer A. Webster; Lisa M. Summers; Melinda J. Danforth; Patricia M. King; Ronald W. Hill
Cc: Brian A. Doxtator; Danelle A. Wilson; Dawn M. Moon-Kopetsky; Jessica L. Wallenfang; Leyne C. Orosco; Lisa A. Liggins; Lora L. Skenandore; Nicolas A. Reynolds; Rhiannon R. Metoxen
Subject: Epoll Request Travel for Chairwoman Cristina Danforth To NY Meeting w/ Seneca Nation President April 7-9, 2016
Importance: High

Good Morning,

E-POLL REQUEST

Summary:
Chairwoman Cristina Danforth respectfully requests Business Committee approval to travel to New York to meet with President Maurice John Sr. of the Seneca Nation on April 7-9, 2016. This is a directive from the Business Committee to follow up on a strategy plan in NY and as Chairwoman of the Oneida Tribe, it is the Chair's responsibility to build government to government relations. This meeting is to develop a stronger relationship with the Seneca Nation. The travel relates to committing to building a responsible nation as it is necessary to communicate important information to ensure growth and success of the Oneida Tribe. The Seneca Nation will be covering the cost of the hotel and car rental.

Requested Action:
Approve for Chairwoman Cristina Danforth to travel to New York to meet with Maurice John Sr., Seneca Nation President on April 7-9, 2016.

Deadline for response:
Please submit your response by **4:00 p.m. today, April 1, 2016.** Please respond by using the voting button above. Thank you.

April Skenandore
Executive Assistant
Business Committee Support Office (BCSO)
Office: (920) 869-4316

How can the BC Support Office help you?
Paula "Pogi" King Dessart (Executive Assistant) – Budgeting, Processing Accounts Payable, GTC Meeting Prep
April Skenandore (Executive Assistant) – BC Scheduling & Travel
Debbie Melchert (Administrative Assistant) – Signature Log, Mail Log, Kronos
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Heather Heuer (Information Management Specialist) – BC Meeting Agenda Requests, Packets, and Minutes

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Oneida Business Committee Travel Request

1. OBC Meeting Date Requested: 4 / 27 / 16 ☐ e-poll requested

2. General Information:

Event Name: Spring Haskell Board of Regents Meeting

Event Location: Lawrence, KS

Attendee(s): Brandon Stevens

Departure Date: May 3, 2016

Attendee(s):

Return Date: May 6, 2016

Attendee(s):

3. Budget Information:

☒ Funds available in indivdual travel budget(s)

☐ Unbudgeted

☐ Grant Funded or Reimbursed

Cost Estimate: $717.12

4. Justification:

☒ Liaison Appointment Responsibilities

To which Strategic Direction(s) does this travel relate?

☐ Advancing Principles

☐ Creating a Positive Organizational Culture

☒ Committing to Building a Responsible Nation

☐ Implementing Good Governance Processes

Describe the purpose of Travel and how it relates to the Strategic Direction(s) and/or your liaison area:

Oneida has the ability to affect major policy changes in Indian Education with direct access to the Bureau of Indian Education. Continuation of Board membership will put Oneida in an advantage of being a resource in overall education matters and can positively influence our educational needs.

NOTE: The OBC reconfirmed support of Councilman Brandon Stevens' appointment to the Haskell Indian Nations University Board of Regents per BC Resolution # 04-22-15-F (attached.)

5. Submission

Sponsor: Brandon Stevens, Council Member

1) Save a copy of this form for your records.
2) Print this form as a *.pdf *OR* print and scan this form in as *.pdf.
3) E-mail this form and all supporting materials in a **SINGLE** *.pdf file to: BC_Agenda_Requests@oneidanation.org

Form approved by OBC on 03/25/2015

Brandon L. Yellowbird-Stevens

From:	Prue, Stephen <stephen.prue@BIE.EDU>
Sent:	Monday, April 11, 2016 11:47 AM
To:	Rose Jerue (yukonrose7@gmail.com); Brandon L. Yellowbird-Stevens; Connie Reitman (connie.reitman@yahoo.com); George Tiger (geortg9@aol.com); Clarena Brockie (clarenabrockie@hotmail.com); Russell Bradley (mishobradley@hotmail.com); Dr. Bitsoi
Cc:	Chenault, Venida; Rhiannon R. Metoxen
Subject:	Board of Regents Meeting
Importance:	High

Please confirm as soon as possible whether you will be attending the Spring 2016 Board Meeting. Travel dates are Tuesday, May 3rd and Saturday, May 7th unless otherwise requested. We do not currently have a quorum.

Stephen Prue
Executive Assistant
Haskell Indian Nations University

Phone: (785) 832-6644

*Our Mission at **Haskell Indian Nations University** is to build the leadership capacity of our students by serving as the leading institution of academic excellence, cultural and intellectual prominence, and holistic education that addresses the needs of Indigenous communities.*

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HASKELL BOARD OF REGENTS AGENDA
Spring 2016 Meeting

Regents Room ~ Navarre Hall
Wednesday, May 4, 2016

8:30 a.m.	Invocation, Welcome and Overview
9:00 a.m.	Board of Regents Chair – Russell Bradley Opening Comments
9:30 a.m. – 11:30	**National Board of Regents Subcommittee Meetings**

Subcommittees should inquire whether concerns brought to committee meetings have been properly vetted or addressed using university processes. Adjustments were made to ensure a minimum of two regents on each subcommittee.

Advocacy Subcommittee: The purpose of this subcommittee is to review budget and operational needs and to identify opportunities for Board of Regents to act on behalf of Haskell Indian Nations University. This subcommittee receives reports submitted by Regents on advocacy activities completed by members between Board meetings. This subcommittee submits recommendations for resolutions to the full Board of Regents.
Haskell Liaison: Finance Staff, Note taker – Freda Gipp
Meeting Location: Board of Regents Room

Members of the Advocacy Subcommittee:
- George Tiger – not in attendance. Eastern Oklahoma Region
- Ron Twelatchet – Southern Plains Region.
- Brandon Stevens – Midwest Region.
  - Summary Presentation on New Budget Processes (Ms. Racehorse & Mr. Byington)
  - Budget Projections –FY 2017
  - Forward Funding – SIPI and Haskell are planned for next year

Long Range Planning Subcommittee: The purpose of this subcommittee is to receive and review reports and recommendations to advance the university and/or to strengthen operations of the university that have been properly vetted using university processes. Long-range planning includes but is not limited to activities related to strategic planning, accreditation, facility master planning, academic planning, legislative changes, vision and mission updates, and review of academic program proposals. This subcommittee submits recommendations for resolutions to the full Board of Regents.
Haskell Liaison: Cheryl Chuckluck. Note Taker – Ellen McKinney
Meeting Location: Navarre Hall – Room 114

Members of the Long Range Planning Subcommittee:
- Connie Reitman- Pacific Region
- Rose Jerue –Alaska Region.
- Gil Vigil – Southwest Region.

DRAFT

- Transition Team – Legislative Changes
- Update Facility Master Plan (Lee Pahcoddy)
- Update Economic Impact Study

Student Affairs Subcommittee: The purpose of this subcommittee is to review campus-wide policies, procedures, processes, and services that affect the success, persistence, satisfaction and safety of Haskell students. This subcommittee submits recommendations for resolutions to the full Board of Regents.

Haskell Liaison: Tonia Salvini, Note Taker – Lenora Goombi
Meeting Location: Navarre Hall – Room 128

Members of the Student Affairs Subcommittee:

- Alberta Friday – Northwest Region.
- John Bush – Western Region.
  - Enrollment Management (Dr. Susan Rufledt)
  - Policies and Procedures Development
  - Changes in Residential housing

Haskell Foundation Oversight Committee: The purpose of this subcommittee is to provide oversight of the Haskell Foundation by receiving reports from the Foundation on all activities being managed by the Foundation for the university; including grants and funds management for the university, reports on fundraising campaigns for the university and financial status and operational status of the Foundation. This subcommittee monitors the recommendations and progress of university priorities for fundraising by the Haskell Foundation. This subcommittee provides a report to the full Board of Regents.
Haskell Liaison: Josh Arce, Note Taker Nate Cleveland
Meeting Location: Navarre Hall – VTC Room

Members of the Haskell Foundation Oversight Committee:

- Elvira Bitsoi – Navajo Region.
- Russell Bradley – Alumni Association.
- Marisa Mendoza
  - Update Report from Marisa Mendoza
  - Funding Update – Title III

Governance Subcommittee: The purpose of this subcommittee is to ensure Board of Regent compliance with the duties and responsibilities of Board Members outlined in the Constitution and By-Laws of the Board of Regents and to submit recommendations for resolutions to the full Board of Regents on changes to the Constitution and By-Laws and recommendations to the Board on compliance issues. Governance matters include, but are not limited to, addressing requirements of the Board of Regents as outlined in the Constitution and Bylaws, Annual Compliance Reporting, Training, Conflicts of Interest, the Board of Regents Handbook, and development of Policies and Procedures for the Board of Regents. This subcommittee submits recommendations for resolutions to the full Board of Regents.

Haskell Liaison: Julia Goodfox, Note Taker – Raylene Hayes
Meeting Location: Sequoyah Hall Dean's Room

DRAFT

Members of the Governance Subcommittee:

- Clarena Brockie – Rocky Mountain Region.
- Rose Jerue – Alaska Region
- Carrie O'Toole – Four Tribes of Kansas.
    - Report on Board Activities (in accordance with By-Laws)
    - Board Attendance Report
    - Question Regarding: Regent(s) not living in region they represent
    - Question: Term Limits

11:30 a.m. – 1:30 p.m. **Lunch at Curtis Hall with Student Constituent Groups**

1:30 p.m. – 5:00 p.m. Subcommittee Reports to Full Board, with Recommendations for Resolutions

Board of Regents Subcommittee Meetings and Reports End

HASKELL BOARD OF REGENTS AGENDA
Spring 2016 Meeting

Thursday, May 5, 2016
Regents Room

Business Meeting of the National Board of Regents

8:30 a.m. – 9:30 a.m. **Business Meeting of the National Board of Regents Begins**

- Call to Order
- Invocation and Blessing
- Roll Call
- Recognition of Guests
- Review and Approval of Minutes

9:30 a.m. – 10:00 a.m. **Division of Academic Report to the Regents**

- Vice-President Academics – Dr. Venida Chenault

10:00 a.m. – 10:30 a.m. **Division of University Services Report to the Regents**

- Vice-President University Services – Ms. Tonia Salvini

10:30 a.m. – 11:00 a.m. **Finance Report on Budget to the Regents**

- Finance Director - Ms. Brenda Racehorse

DRAFT

11:00 a.m. – 11:30 a.m. **Intercollegiate Athletics Report to the Regents**

- Athletic Director – Mr. Todd Davis

11:30 a.m. – 1:30 p.m. **Lunch**

1:30 p.m. – 2:30 p.m. Walking Tour of Improvements on Campus

2:30 p.m. – 4:00 p.m. **Board Discussions and Voting - Resolutions**

Meeting Adjourns

DRAFT

Oneida Tribe of Indians of Wisconsin

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

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

BC Resolution 04-22-15-F
Appointment of Brandon Stevens, Council Member on behalf of the Oneida Tribe to the Haskell Indian Nations University Board of Regents and identify Norbert Hill, Jr., as Alternate

WHEREAS, the Oneida General Tribal Council is the duly recognized governing body of the Oneida Tribe of Indians of Wisconsin, and

WHEREAS, the General Tribal Council has been delegated the authority of Article IV, Section I of the Oneida Tribal Constitution, and

WHEREAS, the Oneida Business Committee may be delegated duties and responsibilities by the Oneida General Tribal Council and is at all times subject to the review powers of the Oneida General Tribal Council, and

WHEREAS, the Oneida Tribe of Indians of Wisconsin recognizes and supports Haskell Indian Nations University in its purpose to provide baccalaureate degrees to American Indian students and its goal to become a national center for Indian education, research and cultural programs; and

WHEREAS, the Oneida Business Committee supported Councilman Brandon Stevens be appointed to the Haskell Indian Nations University Board of Regents by resolution # BC-01-14-09-A; and

WHEREAS, Councilman Stevens has identified that he may, on occasion, be unable to attend the meetings of the Board of Regents as a result of his duties on the Oneida Business Committee and has recommended consideration of Norbert Hill, Jr., Area Manager, Education and Training Department to act as an alternate in the event he is unable to attend a meeting; and

NOW THEREFORE BE IT RESOLVED, that the Oneida Business Committee reconfirms its support of Councilman Brandon Stevens' appointment to the Haskell Indian Nations University Board of Regents.

BE IT FUTHER RESOLVED, that the Oneida Business Committee supports the appointment of Norbert Hill, Jr., Area Manager, Education and Training Department, as an alternate to serve in the event Councilman Stevens is unable to attend.

BE IT FINALLY RESOLVED, that this resolution be delivered to the next meeting of the Haskell Indian Nations University Board of Regents.

CERTIFICATION

I, the undersigned, as Secretary of the Oneida Business Committee, hereby certify that the Oneida Business Committee is composed of 9 members of whom 5 members constitute a quorum; 6 members were present at a meeting duly called, noticed and held on the 22nd day of April, 2015; that the forgoing resolution was duly adopted at such meeting by a vote of 5 members for, 0 members against, and 0 members not voting; and that said resolution has not been rescinded or amended in any way.

Lisa Summers, Tribal Secretary
Oneida Business Committee

*According to the By-Laws, Article I, Section 1, the Chair votes "only in the case of a tie."

Oneida Business Committee Travel Request

1. OBC Meeting Date Requested: 04 / 27 / 16 ☐ e-poll requested

2. General Information:

Event Name: 11th Annual Philanthropy Institute "Raising Impact with Native Voices"

Event Location: San Diego, CA

Attendee(s): Cristina Danforth

Departure Date: May 24, 2016

Attendee(s):

Return Date: May 27, 2016

Attendee(s):

3. Budget Information:

☒ Funds available in indivdual travel budget(s)

☐ Unbudgeted

☐ Grant Funded or Reimbursed

Cost Estimate: $1,300

4. Justification:

☐ Liaison Appointment Responsibilities

To which Strategic Direction(s) does this travel relate?

☐ Advancing Principles

☐ Creating a Positive Organizational Culture

☒ Committing to Building a Responsible Nation

☐ Implementing Good Governance Processes

Describe the purpose of Travel and how it relates to the Strategic Direction(s) and/or your liaison area:

This conference will have dialogue and information sharing from one generation to the next. Roundtable discussions will take place to talk about models of leadership that work for Native groups, common threads, traditional methods and contemporary issues facing Native leaders today. It relates to committing to building a responsible nation as we will be sharing resources, collaborating across boundaries and leveraging our individual effort s to achieve greater effectiveness and impact for our communities.

5. Submission

Sponsor: Cristina Danforth, Tribal Chairwoman

1) Save a copy of this form for your records.
2) Print this form as a *.pdf *OR* print and scan this form in as *.pdf.
3) E-mail this form and all supporting materials in a **SINGLE** *.pdf file to: BC_Agenda_Requests@oneidanation.org

Form approved by OBC on 03/25/2015

Lora L. Skenandore

From: Sarah Eagle Heart <seagleheart@nativephilanthropy.org>
Sent: Friday, March 04, 2016 4:14 PM
To: Cristina S. Danforth
Cc: Lora L. Skenandore
Subject: Invitation to 11th Annual Philanthropy Institute "Raising Impact with Native Voices"
Attachments: 2016PhilanthropyInstituteLetter.pdf

Dear Chairwoman Cristina Danforth,

I hope this email finds you well. We are holding our Philanthropy Institute on May 25-27th at the Catamaran Resort and Spa in San Diego. The 2016 theme is Raising Impact with Native Voices. We believe when philanthropy is ignited to reimagine their approach to investing with an indigenous lens, it fortifies a path to community building and sustainability through deepened relationships, open communication, and thoughtful innovations.

Native Americans in Philanthropy (NAP) celebrates our rich history and work in last 25 years building reciprocity and caring for native communities, while engaging in contemporary practices in giving. We honor the impact that tribal philanthropy and Native individuals are making in Indian Country and communities at-large. Together we power reciprocity to build healthy and sustainable communities.

We are at a time in which a significant number of Native people engaging in philanthropic practices and forging changes to better meet the goals of tribal and urban Indian communities, which brings new possibilities and challenges. How can tribes develop grantmaking programs in a way that is strategic and best serves their community? How can Native people become more effective actors in philanthropy without compromising their cultural values? How is Native leadership and philanthropy different from mainstream philanthropy? What skills and training are needed to be effective in advancing Native goals in philanthropy?

In response to requests from our membership and allies, Native Americans in Philanthropy is hosting these and other conversations at the Philanthropy Institute. The Institute offers workshops and trainings on key issue areas identified by the Native community and Native individuals working in foundations and tribal giving programs. The convening encourages Native expressions of philanthropy as a tool for exercising sovereignty. Programming at the 2016 Philanthropy Institute includes:

Confirmed speakers include*:
Bill Mendoza, Executive Director, White House Initiative on American Indian & Alaska Native Education
Robert K. Ross, M.D., President and CEO for The California Endowment
Twila True, Founder, True Sioux Foundation, True Investments, LLC
Jackie Pata, Executive Director, National Congress of American Indians
Erik Stegman, Executive Director, Center for Native American Youth
Edgar Villanueva, Vice President of Programs and Advocacy, Schott Foundation

Preconference opportunities on May 25th*:
Native Program Officers Networking Event (Native program officers only)
Facilitated Tribal Philanthropy Circle (tribal & Native giving organizations only)
Native Culture and Context for Philanthropy

Plenary & Session discussions include*:
Implicit Bias in Education
Social Impact Investing in Native Communities
Inside Native Philanthropy
Implicit Bias in Education
Reclaiming "Impact" in Impact Investing with and for Native Communities
Inside Native Philanthropy
Indigenous Peoples, Environmental Health and Philanthropy
Advancing Racial Equity and Authentic Partnerships with Indigenous Peoples
Strategies for Funding Indigenous Communities
Why we should care about Digital Inclusion
Swipe Right: Attractive Impact Investments
Making the Invisible Visible, Urban Indians

**all sessions subject to change.*

I want to extend a personal invitation for the leadership of your tribal council and philanthropy staff to attend this conference. This Institute facilitates dialogue and information sharing from one generation of leaders to the next. We host roundtable discussions to talk about models of leadership that work for Native groups, common threads, traditional methods and contemporary issues facing Native leaders in today's society.

Thank you for all you do for native people, for your interest and consideration. Please see the attached letter for additional information and links. Please contact me at 612-767-9810 or seagleheart@nativephilanthropy.org if you have questions or would like to discuss this event. I will also be attending upcoming conferences: National Indian Gaming Association's Indian Gaming Tradeshow & Convention in Phoenix, as well as National Center for American Indian Enterprise and Development's Reservation Economic Summit in Las Vegas if you'd like to schedule a face to face meeting.

Wopila (deep gratitude in Lakota),
Sarah

--

Sarah Eagle Heart (Oglala Lakota)
Chief Executive Officer
NATIVE AMERICANS IN PHILANTHROPY
2801 21st Street South, Suite 132D | Minneapolis, MN 55407
Tel: 612.724.8798 | Dir: 612.767.9810 | Fax: 612.879.0613
seagleheart@nativephilanthropy.org | www.nativephilanthropy.org
Twitter: @ms_eagleheart @nativegiving #nativegiving

WEDNESDAY, MAY 25TH

7:30am-4:00pm — Registration

8:00am-9:00am — Breakfast

8:30am-11:30am — **Pre-conference:** Native Cultures and Context for Philanthropy (Indian 101)

(PREREGISTRATION REQUIRED) There are so many opportunities to unlock new capital for investments (grants, social impact, economic development, etc.) and collaboration in and with Native urban, rural and tribal communities. The first step in advancing strategic grantmaking and partnership development with Native communities-urban rural and tribal-is to have an understanding of the political status, past and current public policies, sovereignty, values and tradition of Native peoples. This abridged version of NAP's NCCP program gives attendees a grounded framing for engaging throughout the conference and informing philanthropists interested or currently working with Native peoples.

Plan on only attending NCCP? Register for the pre-conference event only below:

NCCP REGISTRATION (HTTPS://NATIVEPHILANTHROPY.SECURE.FORCE.COM/EVENTS/CNP_PAAS_EVT__EXTERNALREGISTRATIONPAGE?EVENT_ID=A0TU000000FBRTBIAV)

9:00am-11:30 — **Pre-conference:** Giving Basket: The Strength and Wisdom of Tribal Philanthropy (tribal philanthropy only)

(Preregistration required)

9:00am-11:30am — **Pre-conference:** Native Program Officers Network

(Preregistration required)

12:00pm — Opening/Blessing

12:30pm-1:30pm — Lunch

1:30pm-2:30pm — Tribal Lives Matter Panel*

With a commitment to leveraging issues across identity, this panel will discuss health, education, and youth disparity parallels between Black and Native communities with commentary on mascots and black-face, boarding schools and school to prison pipelines.

2:30pm-3:00pm — Networking Break

3:00pm-4:30pm — Breakout Sessions (3)

7:00pm-9:00pm — Film Night

THURSDAY, MAY 26TH

7:30am-4:30pm — Registration

8:00am-9:00am — Networking Breakfast/Members Meeting

9:00am-10:30am — Breakout Sessions (3)

10:30am-11:00am — Break

11:00am-12:30pm — Inside Native Philanthropy Panel*

Native Americans have a long tradition of giving, as individuals and collectively as a community. Native tribes supported the famines in Ireland by sending food, provided shelter and transport for the Underground Railroad and currently, provide much needed financial support locally and nationally in and outside of tribal communities. In addition, a new generation of Native entrepreneurial wealth is emerging. This panel will discuss stories of individual Native philanthropist and their journey of giving. In addition, a diverse group of tribal giving institutions discuss how their sovereignty is exercised through their philanthropy, their giving models, constraints, challenges and finally their positive community impact with and in absentia of institutional philanthropy.

12:30pm-1:30pm — Lunch

1:30pm-3:00pm — Breakout Sessions (3)

3:00pm-3:30pm — Break

3:30pm-5:00pm — Breakout Sessions (3)

6:00pm-9:00pm — Reception

FRIDAY, MAY 27TH

7:30am-2:00pm — Registration

8:00am-9:00am — Networking Breakfast

9:00am-10:30am — Breakout Sessions (3)

10:30am-11:00am — Break

11:00am-12:30pm — Reclaiming "Impact" in Impact Investing with and for Native Communities*

Impact investing is progressively growing to include a wide-range of opportunities including economic development investments, program and mission-related programs and more. Some argue, the implied positive impact or social good of 'impact investing' is becoming diluted. Come learn with your peers how capital can work, how it can strengthen communities, what it means invest with a 'seven generations' Native lens. Learn from a handful of peer foundations about why they make investments in Native communities, discuss these experiences and the emerging lessons to help guide its impact investing going forward.

12:30pm-1:30pm — Lunch

1:30pm-2:00pm — Closing

**Content subject to change*

Oneida Business Committee Agenda Request

1. Meeting Date Requested: 4 / 27 / 16

2. General Information:

Session: ☒ Open ☐ Executive - See instructions for the applicable laws, then choose one:

Agenda Header: Reports

☐ Accept as Information only

☒ Action - please describe:

For OBC to accept the Oneida Housing Authority 2nd Quarter Report

3. Supporting Materials

☒ Report ☐ Resolution ☐ Contract

☐ Other:

1. 3.

2. 4.

☐ Business Committee signature required

4. Budget Information

☐ Budgeted - Tribal Contribution ☐ Budgeted - Grant Funded ☐ Unbudgeted

5. Submission

Authorized Sponsor / Liaison: Scott Denny, OHA Housing Operations Manager

Primary Requestor/Submitter: Scott Denny, OHA Housing Operations Manager
Your Name, Title / Dept. or Tribal Member

Additional Requestor:
Name, Title / Dept.

Additional Requestor:
Name, Title / Dept.

Memorandum

To: Oneida Business Committee/Tribally Designated Housing Entity
From: Scott Denny, Housing Operations Manager, Oneida Housing Authority
Date: April 12, 2016
Subject: **FY 2016 2nd Quarter Report – Oneida Housing Authority**

Demographic Information:

The Oneida Housing Authority housing stock as of March 31, 2016 has served an average of 1,186 rental and homebuyer family members each month this quarter.

OHA Vacant Review Period Ending - March 31, 2016			
	Number of units in housing inventory	Number of units Vacant	Total number of eligible wait list
Family Rental	245	9	77
Elder/Disabled Rental	68	5	46
Home Buyer	53	1	46
Totals	366	15	169
Occupancy Rate of **96%**			

The occupancy rate is 96% of all the housing stock that is available at the Oneida Housing Authority. Vacant units reflect move outs and maintenance/or rehabilitation of the units to bring them up to occupancy standards. Vacant units are always in transition for the next qualifying and available occupant. Occupancy rates vary with the seasons due to school year and the harsh winter season. Peak move out and move time of units is in June – August. This is also the same time of additional maintenance work load of grass cutting and outside housing repairs. Rents range from $50 to $600 per month. Each household's actual monthly rental rate is based on household income calculations by means of the HUD Tenant Itemized Worksheet.

The workforce for Oneida Housing Authority currently consists of 34 employees of whom 27 are enrolled Oneida Tribal members, 2 other native and 5 non-natives.

The Oneida Housing Authority is 100% funded by the Department of Housing and Urban Development (HUD). The entire revenue stream consists of a combination of rent receipts, homebuyer payments and annual HUD Indian Housing Block Grant and competitive Indian Community Development Block Grants (ICDBG). There are two open ICDBG grants providing infrastructure for Elder Village and Uskah Village and are scheduled to be completed by August, 2016. Closed ICDBG's will place the Oneida Tribe in a more competitive positon to apply for future ICDBG funding, up to $600,000.

Administration:

On March 28, 2016 the HUD Funding Agreement for the 2016 Indian Housing Block Grant (IHBG) was signed by Chairwoman Danforth and forwarded to the HUD office in Chicago. The actual amount of the grant is **$3,743,260**.

The 2016 IHBG grant amount includes a reduction adjustment of $21,722. On July 6, 2015 HUD acknowledged a conveyed Formula Current Assistant Stock (FCAS) correction that OHA forwarded in March 2015.

The correction resulted in an amount owed back to HUD in the amount of $21,722. The "repayment" option selected was to have the 2016 IHBG adjusted accordingly.

OHA is working with the Development Division to strategize OHA construction projects as the FY 2017 IHP is drafted. The FY 2017 IHP is due in July 2016.

Key activities for the past quarter include:

- **Lower Green Valley Units:** All move-ins have been completed for the newly constructed four duplexes and three single family homes in Lower Green Valley.
- **Elder Cottage & Henry Road Units:** Eight (8) of the ten (10) dwelling units are currently occupied. The remaining two (2) dwelling units, which are cottages, do have potential tenants identified. In accordance with the NAHASDA definition of elder, all of these units are occupied by tenants 62 years and older.
- **HUD On-Site Monitor Review:** On April 29, 2016 OHA's Operation Manager was verbally informed of the status of the monitor review by Eastern Woodland Office of Native American Programs (EWONAP) staff. The Draft Monitoring Review (DMR) has been under review by HUD's legal department. A copy of the DMR will be forwarded as soon as it is available. Documentation of this status followed on April 4, 2016.
- **HUD Tribal Veterans Affairs Supportive Housing (VASH):** On January 22, 2016 the HUD Funding Agreement for the Tribal VASH was signed by Chairwoman Danforth. On April 29, 2016 Eastern Woodland Office of Native American Programs (EWONAP) staff verbally informed OHA's Operations Manager VASH funding is available in HUD's Line of Credit Control System (LOCCS). Documentation of this status follows on April 4, 2016.
- **HUD Working Relationships:** OHA administration has maintained positive communication and relationships with the Chicago HUD grant staff during the quarter through reports and requests.

- **Tribal Department Working Relationships:** OHA has seen a significant improvement in the working relationship with Elder Services, specifically the Elder Abuse Supervisor, Tracy Smith. As a landlord OHA become aware of a fair amount of social concerns regarding elder tenants. Working directly with Tracy has provided OHA the confidence Oneida elders will get the service and protection they need.
- **Policy & Procedure Review**: OHA Policies, Procedures and Standard Operating Procedures (SOP's) continue to be reviewed and evaluated for modification. The focus is to improve the rental and home ownership lease agreements as well as improve the efficiency of SOP's.

New Development:

Infrastructure Construction

- **Elder Village Phase II** – Funded with a combination of the remaining 2011 Indian Community Development Block Grant (ICDBG) and Indian Housing Block Grant (IHBG) funds, Phase II will produce a service road resulting in a connection between Henry Road in Elder Village and Metoxen Lane in Green Valley.

  Bid opening occurred on March 31, 2016. Submitted bids are currently under review with next step being generating a contract for the selected contractor.

  The 2011 Indian Community Development Block Grant (ICDBG) which has a final deadline of September 30, 2016. OHA and Engineering continue to work closely to ensure timely delivery of the project.

- **Uskah Village** – Funded by the 2012 Indian Community Development Block Grant (ICDBG), construction continues to occur with infrastructure installation. With an extremely wet spring ground conditions continue to challenge progress.

  The 2012 Indian Community Development Block Grant (ICDBG) has a deadline of July 31, 2016. OHA and Engineering continue to work closely to ensure timely delivery of the project.

Dwelling Unit Construction

- **Uskah Village Townhouse Apartments –** Funded by Indian Housing Block Grant (IHBG) monies, the townhouses have been designed to focus on eligible households consisting of single adults, adult couples, and students seeking affordable housing.

  A contractor has been identified to construct one of the townhouse multiplexes. The townhouse style structure will consist of four (4) dwelling units with each two bedrooms. The exterior units will be ranch style with ADA accessibility. The two interior units are loft style with the main bedroom on first floor.

  Construction is expected to begin early Summer 2016.

The Development Division can offer a more detailed report on the infrastructure at Elder Village and Uskah Village and the construction projects being worked on at Elder Village and Uskah Village.

Acquisitions of Existing Homes

- **W320 Cornelius Circle –** Indian Housing Block Grant (IHBG) monies funded the acquisition of a four bedroom, two bathroom home. The home resides on tribal trust land and will be used in OHA's Home Ownership Program. The turnaround on the home is anticipated to be short since it was recently rehabilitated as a result of a house fire.

Oneida Business Committee Agenda Request

1. Meeting Date Requested: 04 / 27 / 16

2. General Information:

Session: ☒ Open ☐ Executive - See instructions for the applicable laws, then choose one:

Agenda Header: Reports

☐ Accept as Information only

☒ Action - please describe:

Accept ONVAC Board FY '16 2nd quarter report

3. Supporting Materials

☒ Report ☐ Resolution ☐ Contract

☐ Other:

1. 3.

2. 4.

☐ Business Committee signature required

4. Budget Information

☐ Budgeted - Tribal Contribution ☐ Budgeted - Grant Funded ☐ Unbudgeted

5. Submission

Authorized Sponsor / Liaison: Jennifer Webster, Council Member

Primary Requestor/Submitter: John Brueninger, Secretary/ONVAC Board
Your Name, Title / Dept. or Tribal Member

Additional Requestor:
Name, Title / Dept.

Additional Requestor:
Name, Title / Dept.

ONEIDA NATION VETERANS AFFAIRS COMMITTEE

Mike Hill, Chairman
James Martin, Vice-Chairman
John Breuninger, Secretary
Arthur Cornelius, Member
Gerald Cornelius, Member
Floyd Hill, Member
Kenneth House, Member
Nathan Smith, Member
Carol Silva, Member

on<yote>a=ka
P O Box 365,
Oneida WI 54155

VSO DEPARTMENT
Kerry Metoxen, Veterans Director
Carolyn Miller, Benefits Specialist
Jennifer Webster, Liaison
Fawn Billie, Alternate Liaison

2nd QUARTERLY REPORT – FY 2016
January, February, March

SUBMITTED BY: ONVAC CHAIRMAN, Mike Hill

ONVAC MEMBERS

OFFICERS: Mike Hill - Chairman
Jim Martin – Vice Chairman,
John Breuninger, Secretary

MEMBERS: Gerald Cornelius, Member
Arthur Cornelius, Member
Kenneth House, Member
Carol Silva, Member
Floyd Hill, Member
Nathan Smith, Board Member

OBC LIAISON: Jennifer Webster
Alternate: Fawn Billie

Purpose: The purpose of the ONVAC is to serve as an advisory body to the Oneida Veterans Service Office in all matters related to the Oneida Tribal veteran's rights and benefits and veterans affairs issues, and to protect the honor and integrity of the Oneida Tribe and all veterans who served honorably in the United States Armed Forces. It shall be the purpose of the ONVAC to provide advice and constructive input to the veterans Service Office Director on all veterans' affairs and/or issues in order that the Office can formulate veteran services and programs for the Oneida Veterans. ONVAC coordinates veteran events with the assistance of the Veterans Service Office and other organized groups that are representatives of Oneida Veterans and the Oneida Tribe.

I. Budget: ONVAC has a positive variance due to good stewardship by the Committee. Our Committee paid close attention to our overall Budget throughout the year and as most other Business Units did, we always remained within our spending parameters.

II. Our efforts continue with the LOC in developing and implementing an Oneida Nation Flag Policy as well as a Flag Protocol for Color Guard activities throughout the community. We are also continuing to establish a Veteran's Community Fund from which we can provide small amounts of resources to individual veteran's and/or family needs.

III. On February 4, 2016, The Medical School at Marquette University hosted a reception to Honor Dr. Josiah A. Powless (Oneida) and to announce the establishment of a

scholarship in his name. Two members of the ONVAC transported two of Dr. Powless' grandchildren (Roy Huff and Elizabeth (Betty) Bins) to the event. In follow up to this recognition, the ONVAC would like to establish a monument in his name to be placed at a location to be determined, during Veteran's Day of 2016 or Memorial Day 2017. The details of this undertaking have begun and will be announced ASAP. Furthermore, Dr. Powless received the Distinguished Service Cross posthumously for his extraordinary courage and valor as a physician and a soldier while serving in the U. S. Army in WW I. The ONVAC is currently undertaking the task of attempting to get his medal upgraded to the Congressional Medal of Honor, the highest honor given to military personnel.

IV. Elderly Hunting: The ONVAC Chairman presented an opportunity for Oneida Elders to possibly participate in a free hunting outing and he will follow up with the provider. He has personally participated in this opportunity and it was a positive experience. A letter was drafted to the Oneida Conservation Department requesting that they look into this opportunity for our Oneida Elders. A subcommittee has been established with Conservation and we are presently having meetings and working on next steps.

V. Loretta Metoxen, no longer on ONVAC continues her role as the representative to the Governor's Veterans Museum Committee on behalf of all Wisconsin Tribes and their respective veterans organizations. Ms. Metoxen makes monthly verbal reports to the ONVAC and those notes are captured within our monthly meeting minutes.

VI. The ONVAC continues to work with the Veterans Service Office (VSO) on:

- Assisting our Communities' Veterans
- Continuous upgrading and maintenance on the Veteran's Memorial Site along HWY 54. The ONVAC wishes to thank the Department of Public Works (DPW) and the Tourism Department for their continued support with our efforts.
- Selling and acquiring and installation of "pavers" for Veterans at the Memorial Site. As of 4-12-16 we have a total of 247 pavers.
- ONVAC continues to work with the VSO to have all Civil War headstones replaced at all local cemeteries. This is a continuing process.
- The ONVAC and VSO continue to collaborate with all of the Oneida Veterans Organizations in serving as Honor and Color Guards for GTC and other Organizational Meetings, external Veterans Activities, meetings, funerals, etc.
- SEOTS has invited organizations to meeting on May 13, 2016. ONVAC members plan to attend.
- ONVAC donated a Pendleton blanket for Raffle for Oneida youth to go to Washington, D.C. this coming summer.

- Floyd Hill, U.S. Army Veteran, was appointed to the ONVAC by the OBC in February 2016 and began his term on March 1, 2016.

SPECIAL EVENTS

` Four ONVAC Members provided a Color Guard Unit for the Washington University Pow Wow in St. Louis on April 8 & 9th, 2016.

Five ONVAC Members provided a Color Guard Unit for the 2016 National Indian Gaming Conference and Trade Show in Phoenix, AZ on March 14-16, 2016.

The ONVAC Members and Members of our Community's Veterans Organizations have continued to provided Color Guard support to various Tribal Organizational Meetings, GTC Meetings and funerals.

GOALS AND OBJECTIVES

It is the Mission of ONVAC to ensure the Oneida Veterans are provided with quality service and assistance in the delivery of entitlement and benefits due the Oneida Veteran and their families. ONVAC accepts the responsibility to advocate for Oneida Veterans and their families, while protecting the integrity of the Veteran Community of the Oneida Nation.

MEETING REQUIREMENTS

ONVAC meetings are held the second Tuesday of each month at 5:00 pm at the Oneida Veterans Office at 134 Riverdale Drive, Oneida.

ONVAC also holds "special meetings" as appropriate, to conduct business on issues of immediate concern and/or as directed by the Oneida Business Committee.

All meetings are open to the public.

Oneida Business Committee Agenda Request

1. Meeting Date Requested: 4 / 27 / 16

2. General Information:

Session: ☒ Open ☐ Executive - See instructions for the applicable laws, then choose one:

Agenda Header: Reports

☐ Accept as Information only

☒ Action - please describe:

Approval of report and 3 extra committee meetings during the month of June 2016.

3. Supporting Materials

☒ Report ☐ Resolution ☐ Contract

☐ Other:

1. 44th Annual Oneida Pow-Wow Flyer (July-3, 2016)
2.
3.
4.

☐ Business Committee signature required

4. Budget Information

☒ Budgeted - Tribal Contribution ☐ Budgeted - Grant Funded ☐ Unbudgeted

5. Submission

Authorized Sponsor / Liaison: Fawn Billie, Council Member

Primary Requestor/Submitter: Tom Webster Pow wow Comm.
Your Name, Title / Dept. or Tribal Member

Additional Requestor:
Name, Title / Dept.

Additional Requestor:
Name, Title / Dept.

Oneida Pow-wow Committee Quarterly Report
April 2016

Vice Chair & Treasurer-Tonya Webster
Secretary-Rosa Laster
OBC Liaison: Fawn Billie

MEETING REQUIREMENTS

The Powwow Committee shall be appointed by the OBC. The regular meeting time, place, and agenda shall be determined at a regular meeting. If no designation is made by the Powwow Committee, the regular meeting shall be the first Tuesday of the month. Stipends are currently $50 per month. During Powwows there is a stipend of $200 per day for members in charge of or working at services. (Security, carts, parking, tabulations, registration, admissions, concessions, etc.)

MINUTES

Our monthly minutes and meeting announcements shall be sent to the Powwow Committee, Tourism, OBC Liaison and alternate.

POW-WOWS

We had our Honor the Youth Pow-wow on January 30, 2016 at the Radisson in the three clans ballroom. The pow-wow was bit slower than normal. We had 2 of our 4 invited drums show up plus 6 uninvited drums. We had 95 registered dancers where we paid the Junior and teen dancers more than the adults because it was a youth pow-wow. We had a youth arena director along with an adult to learn the roles. We also had all Jr and Teen Specials. We had 16 craft vendors and two education vendors which was is always good for our customers and revenue line item. Overall the pow-wow went well.

ACTIONS TAKEN

Fundraising will become a priority throughout the fiscal year. We already had two fundraising session this past fall and winter at the Oneida Bingo Hall. We currently have two more scheduled for this spring. At these fundraisers we get donations for raffles and have bake sales. We have been working with the budget process.
Our committee is at full membership.

UPCOMING 4TH OF JULY POW-WOW PREPARATION

- Our flyer is finished and being used for all of our advertising. – We work with Tourism on and advertising schedule. – Please see flyer attached.
- We have all of our head-staff selected and service vendors selected and are currently working on contracts.
- Our supply advance has been approved and is on the next Finance Committees Agenda.
- Advanced ticket sales will start on June 1st at all One-Stops. They are also available from the pow-wow committee. Advanced Weekend Tickets will be $12 which is $3 off regular price.
- Our food vendors are all currently reserved and we have several craft vendor spots available yet.
- Preparation will continue until the pow-wow is here.

GOALS AND OBJECTIVE

Our main goal is to coordinate three annual powwows with from our approved tribal budget and fundraising efforts.
A second goal is to generate revenues thru raffles, concessions, admissions, (July only), donations, and vendor booth sales.

REQUEST
Every year we request 3 additional pow-wow meetings during the month of June to finish our preparations and meet will all necessary business units to make the pow-wow a success. We meet with DPW, Norbert Hill Maintenance, Gaming Security, OPD, Environmental, and nursing staff.

44TH ANNUAL

ONEIDA Pow-Wow

July 1-3, 2016 • Norbert Hill Center
5 Miles West of Green Bay on Hwy. 54

Join us in song and dance at the 44th Annual Oneida Contest Pow-Wow as we honor our Creator's game. Over $80,000 in prize money will be awarded.

MC: **Wendall Powless, Oneida/Ojibwe/Dakota, Bad River, WI**
MC: **Terry Fiddler, Cheyenne River Sioux, Prairie Island, MN**
Arena Director: **Johnathan Windyboy, Ojibwe/Cree, Rocky Boy, MT**
Arena Director: **Darrell Hill, Oneida/Menominee, Tama, IA**
Head Drum Judge: **John Teller Jr., Oneida/Menominee, Shawano, WI**
Head Female Dance Judge: **Connie Danforth, Oneida, Oneida, WI**
Head Male Dance Judge: **Nigel Schuyler, Oneida/Odawa, Detroit, MI**
Smoke Dance Coordinator: **Johnson Jimerson, Seneca Nation, Cattaraugus, NY**

ONEIDA POW-WOW COMMITTEE SPECIALS

- Luck of the Draw – 1 category per session
- Smoke Dance Calcutta
- Singers Sunday Funday Iron Man
- Women's Jingle 18 & Over

LADIES SMOKE DANCE SPECIAL IN HONOR OF IRENE MOORE SPONSORED BY ENDOWA ENDWARRIOR & FAMILY

- Women's – $1,000 • Teen Girls – $500 • Jr. Girls – $300

ONEIDA TOURISM SPECIAL

- Teen Girls and Boys Fancy

The Public is Welcome!

Admission		Grand Entries		Registration	
Wknd Pass	$15.00	Fri., July 1	7pm	Fri., July 1	4pm-6:30pm
Daily Pass	$8.00	Sat., July 2	1pm & 7pm	Sat., July 2	11am-12:30pm
60 & older	FREE	Sun., July 3	12 Noon		
5 & under	FREE				

ATTENTION DANCERS AND SINGERS: Point System competition will begin Friday, July 1. Singers please bring your own chairs. No registration fee required. Must purchase weekend pass to compete.

Image courtesy of
D. King of Images
www.dkingofimagez.com

Advance weekend pass tickets available at all Oneida One-Stops beginning June 1 for $12.

PROUD SPONSORS:

Oneida Nation • Oneida Casino • Oneida One Stop • Radisson Hotel & Conference Center Green Bay • Coca-Cola

Revised 2nd Report

Oneida Business Committee Agenda Request

1. Meeting Date Requested: 04 / 27 / 16

2. General Information:

Session: ☒ Open ☐ Executive - See instructions for the applicable laws, then choose one:

Agenda Header: Reports

☐ Accept as Information only

☒ Action - please describe:

Accept or approve report. A quarterly report is required of the Oneida Police Commission to the Oneida Business Committee

3. Supporting Materials

☒ Report ☐ Resolution ☐ Contract

☐ Other:

1. 3.

2. 4.

☐ Business Committee signature required

4. Budget Information

☒ Budgeted - Tribal Contribution ☒ Budgeted - Grant Funded ☐ Unbudgeted

5. Submission

Authorized Sponsor / Liaison: Lisa Summers, Tribal Secretary

Primary Requestor/Submitter: Bernie Stevens, OPC President
Your Name, Title / Dept. or Tribal Member

Additional Requestor: Submitted by: Lois Strong, OPC Commissioner
Name, Title / Dept.

Additional Requestor:
Name, Title / Dept.

Oneida Business Committee Agenda Request

6. Cover Memo:

Describe the purpose, background/history, and action requested:

To: OBC
Fr: OPC

The OPC is required by the OBC to submit a quarterly report. The attached document is the report.

1) Save a copy of this form for your records.

2) Print this form as a *.pdf *OR* print and scan this form in as *.pdf.

3) E-mail this form and all supporting materials in a **SINGLE** *.pdf file to: BC_Agenda_Requests@oneidanation.org

Oneida Police Commission Quarterly Report
2016 2nd Quarter

1. Number of Commission Members: Five (5)

Bernie John Stevens, President
Beverly Anderson, Secretary
Carol Silva, Commissioner
Sandra Reveles, Vice-President
Lois Strong, Commissioner

Contact for Report: Sandra Reveles

Business Committee Liaison: Lisa Summers, Secretary

2. Minutes

All meeting minutes are submitted to the Tribal Secretary's Office as they are approved.
Meetings are held the second Wednesday of each month at 5:00 p.m. at the Ridge View Plaza, Suite 4, open to the public except for Executive Session.

3. Staffing

The following is a list of positions that the Oneida Police Department is authorized and the amount that are staffed.

Position	Authorized	Staffed
Chief	1	1
Assistant Chief	1	1
Lieutenant	1	1
Sergeant	3	3
Detective/Sergeant	1	1
Patrol Officer	12	10
DARE Officer	1	0
PSLO	1	1
Community Resource Officer	1	1
Office Manager	1	1
Admin Assistant	1	1
Dispatch Supervisor	1	1
Dispatcher	5	4
Gang Task Force Coordinator	1	1
Total	**31**	**27**

Patrol (Sergeants and Police Officers) and Dispatch (Dispatch Supervisor and Dispatcher) work a rotation of 5 days on, 3 days off. Shifts are 6a-2p, 2p-10p, and 10p to 6a. There are 2-3 officers per shift and 1-2 Dispatchers per shift.

Chief, Assistant Chief, Lieutenant, Detective Sergeant, DARE, PSLO, Office Manager, and Admin Assistant work normal business hours. Community Resource Officer and Gang Task Force Coordinator work normal business hours, but is available at different times due to programming in the community that may need to be attended.

4. Budget/Grants

Oneida Police Commission approved budget for FY 2016 is $85,200.

Oneida Police Department FY 16 Budget - $3,700, 456 (97% tribal contribution, 2.5% BIA funding, 0.5% grants)

As of February 2016 (March 2016 numbers were not available at time of report)

FYTD UNDERSPENT: $80,288
Personnel underspent: $69,349
Other expenses underspent: $10,939

Grants-

- We received $84,021 in Tribal and county law enforcement funding from state funding sources.
- NADGI received $64,000 in funding from the JAG-Byrne state grant program.

5. Incidents – the following list is made of all the calls for service that are available in our Computer Aided Dispatch (CAD). The numbers reflect the current fiscal year quarter and the previous fiscal year quarter.

Incident Type/Description	Qtr 1 (Jan-Mar 2016)	Qtr 2 (Oct-Dec 2015)	% Change
CRIME PREVENTION	1628	901	45%
TRAFFIC STOP	786	703	12%
BUILDING SECURITY	166	46	72%
ASSIST	165	124	33%
MOTORIST ASSIST	154	145	6%
ANIMAL	98	92	7%
TRAFFIC SAFETY INCIDENTS	58	0	100%
WELFARE CHECK	76	94	-19%
ACCIDENT	56	62	-10%
MEDICAL	73	75	-3%
MISCELLANEOUS	35	29	21%
SUSPICIOUS SITUATION	44	52	-15%
911 HANG UP	29	40	-28%

ALARM	39	55	-29%
DISTURBANCE	34	39	-13%
DRUGS	32	23	39%
SUSPICIOUS VEHICLE	55	51	8%
PARKING COMPLAINT	25	8	68%
RECKLESS DRIVING	32	30	7%
CIVIL MATTER	23	24	-4%
CIVIL PROCESS	22	37	-41%
WARRANT	22	28	-21%
TRAFFIC HAZARD	33	30	10%
THEFT	29	34	-15%
TRANSPORT	18	14	29%
LOST / FOUND	12	15	-20%
JUVENILE COMPLAINTS	26	20	30%
FRAUD	7	7	0%
DISORDERLY CONDUCT	7	9	-22%
BATTERY	8	5	60%
RUNAWAY	10	14	-29%
SEX OFFENSE	6	5	20%
OPEN DOOR	6	4	50%
ORDINANCE	11	8	38%
SUSPICIOUS PERSON	12	11	9%
TRESPASSING	11	23	-52%
TRUANCY	6	5	20%
VIOLATION OF COURT ORDER	2	7	-71%
EMERGENCY COMMITTAL	3	3	0%
ALCOHOL	11	3	73%
ABANDONED VEHICLE	5	4	25%
DAMAGE TO PROPERTY	8	28	-71%
DEATH	3	0	100%
CARBON MONOXIDE	1	2	-50%
ACCIDENT WITH INJURY	4	2	100%
FIRE ALARM	3	5	-40%
FIRE CALL	2	5	-60%
HARASSMENT	6	14	-57%
NOISE COMPLAINT	4	3	33%
911 ASSIST	3	7	-57%
AUTO THEFT	4	2	50%
WEAPON	4	4	0%
BURGLARY	2	12	-83%
DOMESTIC DISTURBANCE	20	22	-10%

SNOWMOBILE STOP	1	0	100%
MISSING PERSON	2	1	50%
DISTURBANCE W/ WEAPON	0	1	-100%
Total	**3942**	**2987**	**32%**

6. **Custodial Arrests** – these are the physical arrests/confinements and Ordinance citations that are issued. Confinement is the Brown County or Outagamie County Jail. Ordinance citations are issued and heard either by Environmental Resource Board (ERB) for Tribal Ordinances or the respective Circuit Court.

Tribal Court: 4

Brown County: 146 Alcohol Related: 41 Drug Related: 32 Gang Related: 0

Outagamie County: 61 Alcohol Related: 16 Drug Related: 12 Gang Related: 0

Note: Some arrests may have alcohol, drug, and be gang related issues so and these numbers only show the number of arrests, thus may be counted twice.

7. **Traffic Citations** – these are traffic citations that are issued and heard in the respective Circuit Court. We do not have a hearing body or Tribal Ordinances to keep these in Oneida.

Brown County: 105 Outagamie County: 24

8. **Response Times -** the Police Department's response times can vary for a variety of reasons from month to month. Weather, staffing, prior calls for service, location, human error, etc. can account for an increase or decrease in the times. The times are measured from the time that the Dispatcher enters the information into the Computer Aided Dispatch (CAD) and assigns an officer to when the officer calls on the radio that they are there.

Emergency: 4:48 minutes Non emergency: 7:23 minutes

9. **Mutual Aid Issues**

For the Quarter, the Oneida Police Department responded to 165 calls for Mutual Aid. The reason for the Mutual Aid Assist will have a variety of reasons from an Oneida Officer stopping by a traffic stop that was initiated by another department within the Reservation to being contacted by another jurisdiction to make contact with a person(s) at an address on the Reservation.

All the sworn staff is deputized in Brown County – if a request is made for our Officers to respond off the Reservation, we are able to do so within Brown County. We are able to request Mutual Aid from other jurisdictions outside the reservation in time of need.

In Outagamie County, the Officers are deputized within the reservation boundaries – the Officers are not

able to respond outside of the boundaries of the reservation. We are only able to request assistance from Outagamie County and if additional assistance is required, the Outagamie County Sheriffs Department would have to make the request.

Wisconsin State Statute allows for Tribal Law Enforcement to request and provide Mutual Aid without restrictions, but have to provide additional information to the Wisconsin Department of Justice for authorization. Oneida Law Office Attorney Jim Bittorf, Risk Management Director Bob Keck, and Chief Van Boxtel are working on meeting the requirements per state statute.

10. Activity/Training

Three (3) Commissioners, Bernie John-Stevens, Beverly Anderson, Sandra Reveles attended 11th Annual Multi-Disciplinary Approaches to Prevent Crimes Against Children in Indian Country Conference at Ho-Chunk Nation. Report attached.

Susan Wilson was hired as Administrative Assistant by the Police Department due to the person previously holding the position was hired in Dispatch. Hired Latsi Hill was hired at the Community Resource Officer via Job Reassignment in March, 2016. The DARE Officer position was posted internally As of March 31, 2016, the Police Department has 4 vacancies: 2 Police Officers, 1 DARE Officer, and 1 Dispatcher. Many of the Officers attending various trainings that are required for 24 hours of In-service a year for their State Certifications. Police Department staff attended and participated in several tribal, local, county, and state Teams, Boards, Committees, and Commissions.

11. Community Action Team Activity – activities of Gang Task Force / Community Action Team Coordinator:

Assisted Seymour Primary School with observation of 4 second grade boys. These boys could not function in their classrooms. My job was to watch, run a behavior modification group and help identify their triggers. This group ran from the second week of January through the first week of March. During the months of January and February I wrote for the CTAS purpose area 9 grant to help fund the alternative high school I assist in running with social services and the Oneida Nation High School. I also wrote for a 1st Nations grant to assist with summer programming for the 14 teens in our alternative Education Program. It was requested by Social Services and the Business committee for myself and my coworker Sarah Wunderlich to write up our operational plan as well as evidence as to the impact of Community Based Prevention and Intervention strategies on the graduation and incarceration rate of juveniles. This is in an effort to have the majority of what we do funded through Tribal contribution. In the 2 years we have been here we have gone from 4 to 14 teens with many graduating and going back to their traditional schools. Since the end of March my focus has been on the teens in our program. I have created a contemporary American Society curriculum, a teen topic curriculum, and a group focus session curriculum to work more intensely with the youth and to assist me in connecting them with other community programs in an effort to keep them on a positive path.

Crimes Against Children in Indian Country

March 22-24, 2016

Wisconsin Dells, WI

The conference consisted of various workshops and information sessions concerning Indian children from birth to adulthood. Many of the problems can be attributed to drug and alcohol addiction in adults. Many times the parents only know how to parent by what has happened to them as they were growing up.

The first session attended was "Drug Addicted Babies". A video was shown of a baby with tremors in the neonatal department of the hospital caused by Heroin withdrawal. *If a mother was taking drugs while she was pregnant, her baby was born addicted. Treatment was the same as an adult. The baby would go through withdrawal the same as an adult, but they are given medicine which curtails the symptoms. The babies then need to be weaned off the medicine over time. Every half hour in this country a baby is born addicted to Heroin. No one can say for certain how this will affect them as adults. A normal stay in the hospital for a baby cost $3,200.00 and last for 2.1 days. A Heroin addicted baby stays on the average of 16.9 days and the cost averages $66,200.00.*

Tribes are addressing the issue of drugs by forming a number of community based groups to help mothers and to hold the fathers accountable for their children. White Earth has a program entitled MOM which is Maternal Outreach for Mothers. Bad River has a Tribal code that addresses this problem.

Another session attended was entitled: "Here comes Your Crisis." This was about how the media can affect the truth and intimidate those interviewed during a crisis. The first thing to do is find out who holds the information This may law enforcement, child protection services, schools, courts or youth and social services. One needs to decide who will be your spokesperson, who has assesses the mess, which may be the police review. Control or steer the4 interview to create opportunities' to deliver message that you want-know the answer. Don't worry about the questions-you know more than they know about the subject. Anticipate media questions and develop answers accordingly.

This is a sample of the sessions that were available. The training was informative and gave the participants knowledge of problems facing our Tribes concerning young people and children.

Suicide was another workshop dealing with problems on the reservations. The high risk population is youth, men, and veterans. Another workshop dealt with Keeping Kids Safe. The stranger is not always the guilty. More often it is someone the child knows i.e. father, friend, and relatives.

Reported by: Beverly Anderson, Sandra Reveles and Bernie Stevens.

Oneida Business Committee Agenda Request

1. Meeting Date Requested: 04 / 27 / 16

2. General Information:

Session: ☒ Open ☐ Executive - See instructions for the applicable laws, then choose one:

Agenda Header: Reports

☐ Accept as Information only

☒ Action - please describe:

Accept SEOTS Advisory Board FY '16 2nd quarter report

3. Supporting Materials

☒ Report ☐ Resolution ☐ Contract

☐ Other:

1. 3.

2. 4.

☐ Business Committee signature required

4. Budget Information

☐ Budgeted - Tribal Contribution ☐ Budgeted - Grant Funded ☐ Unbudgeted

5. Submission

Authorized Sponsor / Liaison: Cristina Danforth, Tribal Chairwoman

Primary Requestor/Submitter: Submitted by: Renee' Zakhar, Secretary/SEOTS Advisory Board
Your Name, Title / Dept. or Tribal Member

Additional Requestor:
Name, Title / Dept.

Additional Requestor:
Name, Title / Dept.

Southeastern Oneida Tribal Services (SEOTS) Advisory Board

QUARTERLY REPORT
January- March 2016

Submitted by Renee Zakhar – Secretary

Members
Dan Schiller – Chairman
Jackie Zalim – Vice Chairwoman
Renee Zakhar – Secretary
Tina Cottrell – Board Member
Linda Langen - Board Member
James Flores

Business Committee Liaison Chairwoman Tina Danforth

Minute Updates Minutes are on record.

Action Taken
Action was taken to fill one board position.

Financial
Four (3) regular Board meetings were held this quarter.

The SEOTS Advisory Board budget is well under budget due to: there were several cancelled meetings- some due to bereavement- and the board was conducted with a reduced number of Board members.

Special Events and Travel
One community meeting was held this quarter. We have several suggestions to follow up with on requests.

Personal Comments
January through March are generally quieter due to weather, but SEOTS counts were as usual robust:

January Total Visits: 443
February Total Visits: 396
March Total Visits: 544

Total Visits, January-March: 1383
Unique Visits, January-March: 473

Most Utilized Services, January-March:
Medication Distribution: 556
Elder Activities: 239

Craft Classes: 150

The only numbers not reflected are when Tribal members use the hall for birthday parties, anniversary parties, etc. We do not require those clients to sign in.

Goals and Objectives
We had one request from our language teacher to with assistance for I-Pads to help with classes. The Executive director was able to satisfy this request without board fundraising.

Meeting Requirements
Twice a month (when approved by the LOC the second monthly meeting will be optional) February proved a difficult month to meet due to deaths in families and other issues.

Follow-up
None.

Business Committee Meeting
9:00 A.m. Wednesday, April 27, 2016
Thank you for printing clearly

Lisa Liggins
BRAD GRAHAM
BICC GRAHAM
Marena Bridges
Reese Hill
Nathan Smith
[illegible]
Jerry Cornelius
MARY ADAMS
Jonnie McRoster
Ken Harm
Dawn Shoon-Kapelsky
Chad Foss
SANDRA SKENADORE
Geraldine Danforth
Marianne Close
Jackie Smith
Michelle Schneider
Tony Smith
Kathy Metoxen

Jay Rasmussen
Laura Lauzenen Warren
Gabbie Metoxen
Dana Skenandore
Madelyn Genskow
C. J. [illegible]
Kathleen Pelkey
James Retiton
Lisa Hill
Candace House
LORSA DANFORTH
Pat Pelky
Wilbert Rentmeester
D. McIntyre
[illegible]
Sandra Reveles
Dale Wheelock OHA
Scott Denny OHA
Rosa Laster
Rich VanBoxtel

Business Committee Meeting
9:00 A.m. Wednesday, April 27, 2016
Thank you for printing clearly

Mark Pearl
Tamara VaSangdal
Matt w Denny
Tom Danforth
Leon Adams
Michele Doxtator
Barb Erickson