



Oneida Business Committee

Executive Session

9:00 a.m. Tuesday, December 13, 2016

Executive Conference Room, 2nd floor, Norbert Hill Center

Regular Meeting

9:00 a.m. Wednesday, December 14, 2016

BC Conference Room, 2nd floor, Norbert Hill Center

Minutes

EXECUTIVE SESSION

Present: Chairwoman Tina Danforth, Treasurer Trish King, Council members: Fawn Billie, Tehassi Hill, David Jordan, Brandon Stevens, Jennifer Webster;

Not Present: Vice-Chairwoman Melinda J. Danforth, Secretary Lisa Summers;

Arrived at: ;

Others present: Larry Barton, Jo Anne House, Jacque Zalim, Jeff House, Jeff Bowman, Janice Skenandore-Hirth, Steve Ninham, Jeanne Nault, Josh Doxtator, Justin Fox;

REGULAR MEETING

Present: Chairwoman Tina Danforth, Vice-Chairwoman Melinda J. Danforth, Treasurer Trish King, Council members: Tehassi Hill, Jennifer Webster;

Not Present: Secretary Lisa Summers, Councilwoman Fawn Billie, Councilman David Jordan, Councilman Brandon Stevens;

Arrived at: ;

Others present: Jo Anne House, Heather Heuer, Debra Danforth, Michele Doxtator, Mike Debraska, Tammy Skenandore, Rick Ereck, Geraldine Danforth, Jessica Wallenfang, Mike Hill, Judi Skenandore, Dr. Ravinder Vir, Chris Johnson, Julie Barton, Cathy Metoxen, Lora Skenandore, Danelle Wilson, Kathy Metoxen, Vicki Cornelius, Joanie Buckley, Nancy Barton, Ed Delgado, Candice Skenandore, Tonya Webster, Gina Buenrostro, Leyne Orosco, Kaylynn Gresham, Jamie Betters, Chris Johns, Madelyn Genskow, Larry Barton, Jeff Metoxen, Rich Vanboxtel, Sheri Forgette, Sandra Schuyler, Mary Cornelissen, Cathy Bachhuber, Barbara Dickson, Lisa Liggins, Kathy Metoxen, Saquoia Metoxen, Yvette Peguro, Chris Wells, Niki Disterhaft, Jamie Kallies;

I. CALL TO ORDER AND ROLL CALL by Chairwoman Tina Danforth at 9:02 a.m.

For the record: Secretary Lisa Summers and Councilman David Jordan are on personal time. Councilwoman Fawn Billie is attending the Governor's Task Force session on opioid and heroine abuse. Councilman Brandon Stevens is on vacation time. There will not be a quorum for the afternoon as Chairwoman Tina Danforth has a personal appointment and Treasurer Trish King will be taking personal time.

II. OPENING Prayer by Councilman Tehassi Hill

A. Recognition of retirement – Judi Skenandore with 42 years of service

Sponsor: Debra Danforth, Division Director/Comprehensive Health Operations

B. Presentation of Exxon/Mobil Education Alliance & Oneida Retail \$500 grants to Oneida Nation High School, Oneida Nation Elementary, Pioneer Elementary, King Elementary, Lannoye Elementary, and Hillcrest Elementary

Sponsor: Michele Doxtator, Area Manager/Retail Profits

C. Kanolukhwásla – LZ Lambeau “Welcoming Home Wisconsin’s Vietnam Veterans” – Appreciation gift presented by Rick Ereck

Sponsor: Jennifer Webster, Councilwoman

III. ADOPT THE AGENDA (00:24:05)

Motion by Melinda J. Danforth to adopt the agenda, noting item “VII.B. Review letter regarding law enforcement agencies and Tribal Members on tribal land” is scheduled to begin at 10:00 a.m.; and the Business Committee meeting will conclude at noon, seconded by Tehassi Hill. Motion carried unanimously:

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

IV. OATHS OF OFFICE (00:26:08) administered by Chairwoman Tina Danforth

A. Oneida Election Board – Gina Powless-Buenrostro, Tonya Webster

B. Oneida Pow Wow Committee – Vicki Cornelius

V. MINUTES (00:28:46)

A. Approve November 23, 2016, regular meeting minutes

Sponsor: Lisa Summers, Tribal Secretary

Motion by Melinda J. Danforth to approve the November 23, 2016, regular meeting minutes, seconded by Jennifer Webster. Motion carried with one abstention:

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

VI. STANDING COMMITTEES

A. Legislative Operating Committee

Chair: Brandon Stevens, Councilman

1. Accept November 16, 2016, Legislative Operating Committee meeting minutes (00:31:32)

Motion by Jennifer Webster to accept the November 16, 2016, Legislative Operating Committee meeting minutes, seconded by Tehassi Hill. Motion carried unanimously:

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

B. Finance Committee

Chair: Trish King, Tribal Treasurer

1. Approve December 5, 2016, Finance Committee meeting minutes (00:48:39)

Motion by Trish King to approve the December 5, 2016, Finance Committee meeting minutes, seconded by Tehassi Hill. Motion carried with one abstention:

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

VII. UNFINISHED BUSINESS

Chairwoman Tina Danforth departs at 11:30 a.m. and Vice-Chairwoman Melinda J. Danforth assumes responsibility of the Chair.

Chairwoman Tina Danforth returns at 11:46 a.m. and resumes responsibility of the chair.

A. Accept follow-up report regarding Bureau of Indian Affairs – General Assistance Grant funds (2:27:00)

Sponsor: Chris Johns, Coordinator/Self-Governance

EXCERPT FROM OCTOBER 26, 2016: Motion by Lisa Summers to accept the update; to request a follow-up report to be completed by the GSD Division Director and Self-Governance Coordinator; and to direct the issue to the IGAC Director for the coordination of legislative follow-up at the federal level, seconded by David Jordan. Motion carried unanimously.

EXCERPT FROM OCTOBER 12, 2016: Motion by David Jordan to defer this item to the October 26, 2016, regular Business Committee meeting, seconded by Tehassi Hill. Motion carried unanimously.

EXCERPT FROM AUGUST 24, 2016: (1) Motion by Jennifer Webster to accept the request as information; and to request the Governmental Services Division and Self-Governance Director to provide a report, seconded by Lisa Summers. Motion carried unanimously. (2) Amendment to the main motion by Lisa Summers to defer this item to a Business Committee Officer's for continued monitoring and follow-up; and to request the initial report be brought back within thirty (30) days, seconded by Tehassi Hill. Motion carried unanimously.

Motion by Melinda J. Danforth to accept the report from the Self-Governance Coordinator and Economic Support Services Director; and to request a report from the Governmental Services Division Director to address how they will deal with future deficits in the General Assistance Grant funds to be submitted for the December 28, 2016, regular Business Committee meeting, seconded by Jennifer Webster. Motion carried unanimously:

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

B. Review letter regarding law enforcement agencies and Tribal Members on tribal land (This item is scheduled to begin at 10:00 a.m.) (1:11:45)

Sponsor: Tina Danforth, Tribal Chairwoman

EXCERPT FROM NOVEMBER 23, 2016: Motion by David Jordan to defer this item to the December 14, 2016, regular Business Committee meeting, seconded by Jennifer Webster. Motion carried with one opposed.

Motion by Melinda J. Danforth that the Business Committee respectfully requests the Chief of Police to do a follow-up letter to tribal members that live in Outagamie County regarding the jurisdiction of the Oneida

Police Department and Outagamie County Sheriff's Department, seconded by Tehassi Hill. Motion carried unanimously:

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

VIII. NEW BUSINESS

A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations

Sponsor: Tina Danforth, Tribal Chairwoman

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item "VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations" to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

B. Enter E-Poll results into the record in accordance with BC SOP Conducting Electronic Voting:

Sponsor: Lisa Summers, Tribal Secretary

1. Approval of Option B: Distribute twenty-one (21) Garden of Lights complimentary passes on a first come, first serve basis

Requestor: Lisa Summers, Tribal Secretary

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item "VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations" to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

2. Approval of Membership Interest Assignment from Oneida Total Integrated Enterprises (OTIE) to Oneida Engineering Science & Construction (OESC) – contract # 2016-1347; and to authorize an Officer to sign the assignment on behalf of Oneida Nation

Requestor: Jo Anne House, Chief Counsel

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item "VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations" to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

C. Direct Treasurer to provide status update on development of SOP's for Economic Development and Diversification Set Aside at the December 28, 2016, regular Business Committee meeting

Sponsor: Lisa Summers, Tribal Secretary

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item "VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations" to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tehassi Hill, Trish King, Jennifer Webster

Not Present: Fawn Billie, David Jordan, Brandon Stevens, Lisa Summers

IX. TRAVEL

A. TRAVEL REPORTS

- 1. Accept travel report – Vice-Chairwoman Melinda J. Danforth – Medicare, Medicaid, and Health Reform Policy Committee (MMPC) & Tribal Technical Advisory Group (TTAG) meetings – Washington D.C. – November 2-3, 2016; and approve request to attend the February 2017 and July 2017 TTAG meetings in Washington D.C.**

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item “VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations” to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

B. TRAVEL REQUESTS

- 1. Enter E-Poll results into the record in accordance with BC SOP Conducting Electronic Voting:**

Sponsor: Lisa Summers, Tribal Secretary

- a. Failed travel request - Seven (7) DOLM employees and one (1) Law Office employee to attend the BIA Midwest Region Real Estate Services Technical Guidance and Training - Prior Lake, MN - December 12-15, 2016**

Requestor: Nicole Rommel, Finance and Records Area Manager/Division of Land Management

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item “VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations” to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

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

A. UNFINISHED REPORTS

- 1. Accept Comprehensive Health Division FY '16 4th quarter report**

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

EXCERPT FROM NOVEMBER 23, 2016: Motion by Lisa Summers to defer the Land Claims Commission FY '16 4th quarter report to the December 14, 2016, seconded by David Jordan. Motion carried unanimously.

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item “VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations” to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

2. Accept Land Claims Commission FY '16 quarter report

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

EXCERPT FROM NOVEMBER 23, 2016: Motion by Lisa Summers to defer the Land Claims Commission FY '16 4th quarter report to the December 14, 2016, seconded by David Jordan. Motion carried unanimously.

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item "VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations" to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

B. OPERATIONAL REPORTS

1. Accept Self-Governance FY '16 4th quarter report

Sponsor: Chris Johns, Coordinator/Self-Governance

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item "VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations" to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

2. Accept Emergency Management FY '16 4th quarter report

Sponsor: Kaylynn Gresham, Director/Emergency Management Dept.

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item "VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations" to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

C. CORPORATE BOARD REPORTS

1. Accept Oneida Total Integrated Enterprise FY '16 4th quarter report

Chair: Butch Rentmeester
Liaison: Tehassi Hill, Councilman

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item "VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations" to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

2. Accept Oneida Engineering Science & Construction, LLC FY '16 4th quarter report

Chair: Jacquelyn Zalim
Liaison: Tehassi Hill, Councilman

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item "VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations" to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

3. Accept Bay Bancorporation Inc. FY '16 4th quarter report

President: Jeff Bowman
Liaison: Tina Danforth, Tribal Chairwoman

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item "VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations" to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

4. Accept Oneida Airport Hotel Corporation FY '16 4th quarter report

President: Janice Skenandore-Hirth
Liaison: Trish King, Tribal Treasurer

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item "VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations" to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

5. Accept Oneida Golf Enterprise FY '16 4th quarter report

Agent: Janice Skenandore-Hirth
Liaison: Trish King, Tribal Treasurer

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item "VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations" to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

6. Defer Oneida Seven Generations Corporation FY '16 4th quarter report to December 28, 2016, regular Business Committee meeting

Agent: Pete King III
Liaison: Tina Danforth, Tribal Chairwoman

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item "VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations" to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

XI. GENERAL TRIBAL COUNCIL *(To obtain a copy of Members Only Materials, please visit the BC Support Office, located on the 2nd floor of the Norbert Hill Center and present Tribal I.D. card)*

A. Schedule special General Tribal Council meeting, as directed by General Tribal Council, on February 20, 2017; and approve draft agenda

Sponsor: Lisa Summers, Tribal Secretary

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item "VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations" to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

B. Accept verified petition submitted by Sherrole Benton regarding request to change pre-employment drug testing for marijuana; and request appropriate analyses

Sponsor: Lisa Summers, Tribal Secretary

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item "VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations" to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

C. Petitioner Edward Delgado: Oneida panel of educators and retention of kindergarten students

1. Accept financial analysis progress report

Sponsor: Larry Barton, Chief Financial Officer

EXCERPT FROM OCTOBER 26, 2016: (1) Motion by Lisa Summers to accept the verified petition submitted by Edward Delgado regarding Oneida panel of educators and retention of kindergarten students; and to request appropriate analyses, seconded by Fawn Billie. Motion carried unanimously. (2) Motion by Lisa Summers 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, seconded by Fawn Billie. Motion carried unanimously. (3) Motion by Lisa Summers to direct the Law, Finance, and Legislative Reference Offices to submit their analyses within sixty (60) days; and that a progress report be submitted within forty-five (45) days, seconded by David Jordan. Motion carried unanimously. (4) Motion by Lisa Summers to direct the Direct Reports Offices to submit the appropriate administrative analysis to the Tribal Secretary's Office within thirty (30) days, seconded by Jennifer Webster. Motion carried unanimously.

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item "VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations" to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

D. Review Fletcher, PLLC legal analysis of June 13, 2016, General Tribal Council meeting regarding per capita and determine next steps

Sponsor: Larry Barton, Chief Financial Officer

EXCERPT FROM AUGUST 24, 2016: (1) Motion by Melinda J. Danforth to take this item from the table, seconded by David Jordan. Motion carried unanimously. (2) Motion by Lisa Summers to adopt resolution titled Implementing Per Capita Plan for Fiscal Year 2017 to Fiscal Year 2021 Adopted by General Tribal Council on June 13, 2016, seconded by Brandon Stevens. Motion ruled out of order by Chairwoman Tina Danforth. (3) Motion by David Jordan to request an external third party attorney's office to provide an opinion regarding the per capita actions taken by the General Tribal Council during a special meeting on June 13, 2016, seconded by Lisa Summers. Motion carried with three opposed. (4) Amendment to the main motion by Melinda J. Danforth to request the Finance Office be the person to administer and request the legal opinion, seconded by Lisa Summers. Motion carried with one opposed and one abstention. (5) Motion by Lisa Summers to place this item on the next Business Committee work meeting agenda for further discussion on possible ways to continue to approach the concerns that were addressed here today, seconded by Jennifer Webster. Motion carried unanimously.

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

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

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item "VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations" to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

XII. EXECUTIVE SESSION

A. REPORTS

1. Accept Oneida Total Integrated Enterprise FY '16 4th quarter report (9:30 a.m.-10:00 a.m.)

Chair: Butch Rentmeester
Liaison: Tehassi Hill, Councilman

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item "VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations" to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

2. Accept Oneida Engineering Science & Construction, LLC FY '16 4th quarter report (10:00 a.m.-10:30 a.m.)

Chair: Jacquelyn Zalim
Liaison: Tehassi Hill, Councilman

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item "VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations" to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

3. Accept Bay Bancorporation Inc. FY '16 4th quarter report (10:30 a.m.-11:00 a.m.)

President: Jeff Bowman
Liaison: Tina Danforth, Tribal Chairwoman

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item "VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations" to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

4. Accept Oneida Airport Hotel Corporation FY '16 4th quarter report (1:30 p.m.-2:00 p.m.)

President: Janice Skenandore-Hirth
Liaison: Trish King, Tribal Treasurer

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item "VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations" to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

5. Accept Oneida Golf Enterprise FY '16 4th quarter report (2:00 p.m.-2:30 p.m.)

Agent: Janice Skenandore-Hirth
Liaison: Trish King, Tribal Treasurer

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item "VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations" to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

6. Defer Oneida Seven Generations Corporation FY '16 4th quarter report to December 28, 2016, regular Business Committee meeting

Agent: Pete King III
Liaison: Tina Danforth, Tribal Chairwoman

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item "VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations" to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

7. Accept Chief Counsel report – Jo Anne House, Chief Counsel

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item “VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations” to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

8. Intergovernmental Affairs & Communications – Nathan King, Director

a. Approve Government Policy Solutions – contract # 2016-1287

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item “VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations” to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

b. Approve Pace LLP – contract # 2016-1286

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item “VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations” to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

B. STANDING ITEMS

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

2. Oneida Golf Enterprise – Ladies Professional Golf Association update

(This item is scheduled to begin at 2:30 p.m.)

Sponsor: Trish King, Tribal Treasurer

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item “VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations” to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

a. Accept update regarding requested vendor list

Sponsor: Larry Barton, Chief Financial Officer

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item “VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations” to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

b. Accept update regarding procedure for draw down decisions

Sponsor: Larry Barton, Chief Financial Officer

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item "VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations" to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

EXCERPT FROM NOVEMBER 23, 2016: (1) Motion by David Jordan to accept the update regarding Oneida Golf Enterprise – Ladies Professional Golf Association, seconded by Fawn Billie. Motion carried unanimously. (2) Motion by Jennifer Webster for the Chief Financial Officer to provide a top 30 vendor list with low and high spend ranges for each vendor to the Business Committee team representatives that include Secretary Lisa Summers, Treasurer Trish King, and Danelle Wilson no later than December 9, 2016, seconded by Lisa Summers. Motion carried unanimously. (3) Motion by Lisa Summers to direct the Chief Financial Officer to provide a written procedure identifying how draw down decisions are made against their approved loan agreement, including a flow chart of how the payments are processed once the requests come in from Oneida Golf Enterprise; and that's to be done by December 16, 2016, seconded by Fawn Billie. Motion carried unanimously.

C. UNFINISHED BUSINESS

1. Approve recommendation to terminate appointment of Oneida Library Board member

Sponsor: Tina Danforth, Tribal Chairwoman

EXCERPT FROM NOVEMBER 23, 2016: Motion by David Jordan to defer the request back to the Chair's Office; and to request a recommendation be provided at the December 14, 2016, regular Business Committee meeting, in accordance with section 6-5 of the Comprehensive Policy Governing Boards, Committees, and Commissions, seconded by Lisa Summers. Motion carried unanimously.

EXCERPT FROM NOVEMBER 9, 2016: Motion by Lisa Summers to defer the remaining items to the November 23, 2016, regular Business Committee unless there are items that the Tribal Secretary can identify that need immediate attention by the Business Committee at which time the Tribal Secretary will ask for an E-Poll to be conducted to address those items, seconded by Tehassi Hill. Motion carried unanimously.

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item "VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations" to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

2. Final Monitoring Report regarding on-site performance review of Indian Housing Block Grant and Indian Community Development Block grant programs:

a. Accept funding recommendation regarding finding # 2016-IHBG-3

Sponsors: Dale Wheelock, Executive Director/Oneida Housing Authority; Jacque Boyle, Director/Development Division-Operations; Larry Barton, Chief Financial Officer

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item "VIII.A. Review concern # 2016-CC-

21 regarding Tsyunhehkwa operations” to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

b. Accept status report from Legislative Operating Committee regarding completion of tribal policy to address finding # 2016-IHGB-4

Sponsor: Brandon Stevens, Councilman/ Legislative Operating Committee Chair

EXCERPT FROM NOVEMBER 23, 2016: (1) Motion by Lisa Summers to accept the Final Monitoring Report regarding on-site performance review of the Indian Housing Block grant and Indian Community Development Block grant programs; and to move the report to open session, seconded by Fawn Billie. Motion carried unanimously. (2) Motion by Lisa Summers to assign the Oneida Housing Authority Director, Development Division Director, and the Chief Financial Officer to work together to identify the funds for open finding # 2016-IHGB-3; and for the recommendation to be brought back to the December 14, 2016, regular Business Committee meeting for consideration, noting the deadline of February 20, 2017, to transfer the funds, seconded by David Jordan. Motion carried unanimously. (3) Motion by Jennifer Webster to assign the Legislative Operating Committee to bring back a status report on the completion of tribal policy that would address finding # 2016-IHGB-4 for the December 14, 2016, regular Business Committee meeting, seconded by Brandon Stevens. Motion carried unanimously.

EXCERPT FROM NOVEMBER 9, 2016: Motion by Lisa Summers to defer the remaining items to the November 23, 2016, regular Business Committee unless there are items that the Tribal Secretary can identify that need immediate attention by the Business Committee at which time the Tribal Secretary will ask for an E-Poll to be conducted to address those items, seconded by Tehassi Hill. Motion carried unanimously.

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item “VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations” to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

3. Accept update regarding Duck Creek Trail strategy

Sponsors: Nathan King, Director/Intergovernmental Affairs & Communications

EXCERPT FROM NOVEMBER 23, 2016: Motion by Lisa Summers to direct the Intergovernmental Affairs & Communications Dept. and the Development Division to work with the Law Office regarding the right-of-way and signage issues; and to bring back an update to the December 14, 2016, regular Business Committee meeting, seconded by Jennifer Webster. Motion carried unanimously.

EXCERPT FROM NOVEMBER 9, 2016: Motion by Lisa Summers to defer the remaining items to the November 23, 2016, regular Business Committee unless there are items that the Tribal Secretary can identify that need immediate attention by the Business Committee at which time the Tribal Secretary will ask for an E-Poll to be conducted to address those items, seconded by Tehassi Hill. Motion carried unanimously.

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item “VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations” to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

D. NEW BUSINESS

1. Approve fifty-four (54) new enrollments

Sponsor: Brandon Stevens, Councilman

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item "VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations" to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

2. Review complaint # 2016-DR06-08 *(This item is scheduled to begin at 9:00 a.m.)*

Sponsor: Lisa Summers, Tribal Secretary

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item "VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations" to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

3. Review complaint # 2016-DR06-09

Sponsor: Melinda J. Danforth, Tribal Vice-Chairwoman

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item "VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations" to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

4. Review complaint # 2016-DR06-10

Sponsor: Lisa Summers, Tribal Secretary

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item "VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations" to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

5. Accept update regarding Tribal Ombudsman position

Sponsor: Melinda J. Danforth, Tribal Vice-Chairwoman

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item "VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations" to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

6. Review results of Investigative Case # 16-61 and determine next steps

Sponsor: Lisa Summers, Tribal Secretary

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item "VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations" to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

7. Approve Cooperative Governance Agreement between Oneida Nation and Town of Oneida – contract # 2016-1357

Sponsor: Lisa Summers, Tribal Secretary

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item "VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations" to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

XIII. ADJOURN

Motion by Jennifer Webster to adjourn at 11:59 a.m.; and to defer the remaining agenda items to the December 28, 2016, regular Business Committee meeting, with item "VIII.A. Review concern # 2016-CC-21 regarding Tsyunhehkwa operations" to be addressed first on that agenda, seconded by Melinda J. Danforth. Motion carried unanimously:

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

Minutes prepared by Heather Heuer, Information Management Specialist
Minutes approved as presented on January 11, 2017.



Lisa Summers, Secretary
ONEIDA BUSINESS COMMITTEE