



# Oneida Business Committee

**Executive Session**  
**9:00 a.m. Tuesday, August 23, 2016**  
**Executive Conference Room, 2<sup>nd</sup> floor, Norbert Hill Center**

**Regular Meeting**  
**9:00 a.m. Wednesday, August 24, 2016**  
**BC Conference Room, 2<sup>nd</sup> floor, Norbert Hill Center**

## Agenda

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To get a copy of the agenda, go to: [oneida-nsn.gov/government/business-committee/agendas-packets/](http://oneida-nsn.gov/government/business-committee/agendas-packets/)

### **I. CALL TO ORDER AND ROLL CALL**

### **II. OPENING**

### **III. ADOPT THE AGENDA**

### **IV. OATHS OF OFFICE**

- A. Oneida Land Commission** – Rebecca Webster and Lloyd Powless Jr.
- B. Oneida Land Claims Commission** – Charles Wheelock, Chris Cornelius, and Tomas Escamea
- C. Oneida Nation Commission on Aging** – Mary Ann Kruckeberg, Dale Webster, and Arlie Doxtator
- D. Oneida Trust/Enrollment Committee** – Norbert Hill Jr., Dylan Benton, and Loretta Metoxen
- E. Oneida Nation School Board** – Shanna Torres
- F. Oneida Election Board** – Brian Beaulieu and Teresa Schuman

*page 9*

### **V. MINUTES**

- A. Approve August 3, 2016, special meeting minutes**  
Sponsor: Lisa Summers, Tribal Secretary
- B. Approve August 10, 2016, regular meeting minutes**  
Sponsor: Lisa Summers, Tribal Secretary

*page 11*

*page 14*

## VI. RESOLUTIONS

- A. Adopt resolution titled Adoption of the Oneida Youth Leadership Institute's Charter** *page 32*  
Sponsor: Joanie Buckley, Division Director/Internal Services
- 1. Approve corresponding Oneida Youth Leadership Institute's by-laws** *page 45*
- B. Adopt resolution titled Wisconsin Dept. of Transportation (WisDOT)/Tribal Historic Preservation Office (THPO) Project** *page 54*  
Sponsor: Joanie Buckley, Division Director/Internal Services
- C. Adopt resolution titled Oneida Nation of Wisconsin 2015-2020 Pre-Disaster Mitigation Plan** *page 63*  
Sponsor: Kaylynn Gresham, Director/Emergency Management

## VII. APPOINTMENTS

- A. Approve recommendation to appoint Beverly Anderson and Twylite Moore to Oneida Police Commission** *page 84*  
Sponsor: Tina Danforth, Tribal Chairwoman
- B. Approve recommendation to appoint Jennifer L. Hill and Michael Denny to Oneida Library Board** *page 87*  
Sponsor: Tina Danforth, Tribal Chairwoman
- C. Approve recommendation to appoint Peter Stevens to Southeastern Oneida Tribal Services Advisory Board** *page 90*  
Sponsor: Tina Danforth, Tribal Chairwoman
- D. Approve recommendation to appoint Teresa Schuman to Oneida Pow Wow Committee** *page 92*  
Sponsor: Tina Danforth, Tribal Chairwoman
- E. Approve recommendation to appoint Melinda K. Danforth and Wesley Martin Jr. to Child Protective Board** *page 94*  
Sponsor: Tina Danforth, Tribal Chairwoman
- F. Approve recommendation to appoint Leland Wigg-Ninham, Eric Krawczyk, and Jennifer L. Hill to Oneida Personnel Commission** *page 97*  
Sponsor: Tina Danforth, Tribal Chairwoman

## VIII. STANDING COMMITTEES

- A. Legislative Operating Committee**  
Sponsor: Councilman Brandon Stevens, Chair
- 1. Accept August 3, 2016, Legislative Operating Committee meeting minutes** *page 100*
- B. Finance Committee**  
Sponsor: Tribal Treasurer Trish King, Chair
- 1. Approve August 15, 2016, Finance Committee meeting minutes** *page 103*

## **IX. GENERAL TRIBAL COUNCIL**

- A. Approve three (3) requests regarding a Reconvened Special General Tribal Council meeting from the August 10, 2016, Special General Tribal Council meeting** page 113  
Sponsor: Lisa Summers, Tribal Secretary
- B. Approve meeting date and time for 2017 Annual General Tribal Council meeting; reserving February 13, 2017, as an alternate date in event of inclement weather** page 304  
Sponsor: Lisa Summers, Tribal Secretary
- C. Accept verified petition submitted by Madelyn Genskow and Yvonne Metivier regarding incentive stipends for Oneida Nation elections starting 2017; and request appropriate analyses** page 306  
Sponsor: Lisa Summers, Tribal Secretary

## **X. STANDING ITEMS**

- A. Accept update regarding Work Plan for Cemetery Improvements project # 14-002** page 317  
Sponsor: James Petitjean, Interim Assistant Division Director/Development

## **XI. UNFINISHED BUSINESS**

- A. Review update regarding Oneida Sacred Burial Grounds and determine appropriate next steps** page 322  
Sponsor: Brandon Stevens, Councilman and Liaison/Trust and Enrollment Committee

*EXCERPT FROM JUNE 8, 2016: Motion by Lisa Summers to accept the information in the memorandum from the Trust Department dated May 31, 2016, as information, noting there have been two (2) identified alternative sites for a cemetery should the need arise and to send this item to the next available Officers' meeting for continued follow-up with the overall cemetery work plan, seconded by Tehassi Hill. Motion carried unanimously.*

*EXCERPT FROM MARCH 9, 2016: (1) Motion by Tehassi Hill to accept the presentation regarding the Oneida Sacred Burial Grounds per GTC Directive, seconded by Trish King. Motion carried unanimously. (2) Amendment to the main motion by Tehassi Hill to request an update at the first regular Business Committee meeting in June regarding potential locations of the cemetery, seconded by Trish King. Motion carried unanimously.*

- B. Approve updated Oneida Head Start/Early Head Start Selection Criteria** page 327  
Sponsor: Don White, Division Director/Governmental Services

*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.*

- C. Approve request from Tribal Member to direct Division Director of Environmental Health & Safety to provide timelines, clarifications, and accountability regarding Environmental Health & Safety FY '16 3<sup>rd</sup> quarter report (*This item is scheduled at 10:00 a.m.*)** page 330  
Sponsor: Tina Danforth, Tribal Chairwoman

*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.*

## **XII. TABLED BUSINESS**

### **A. Adopt resolution titled Implementing Per Capita Plan for Fiscal Year 2017 to Fiscal Year 2021 Adopted by General Tribal Council on June 13, 2016**

page 341

Sponsor: Lisa Summers, Tribal Secretary

*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.*

## **XIII. NEW BUSINESS**

### **A. Approve request to post one (1) vacancy on the Southeastern Oneida Tribal Services Advisory Board with a term end date of November 12, 2017**

page 352

Sponsor: Lisa Summers, Tribal Secretary

### **B. Approve request to direct Business Committee Officers to complete reorganization of Utilities/Wastewater Dept. to the Dept. of Public Works in accordance with Standard Operating Procedure titled Reorganizing Positions**

page 354

Sponsor: Trish King, Tribal Treasurer

## **XIV. TRAVEL**

### **A. UNFINISHED TRAVEL REPORTS**

#### **1. Accept travel report – Chairwoman Tina Danforth – American Indian Sovereignty in Action – Havana, Cuba – July 18-22, 2016**

page 357

*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.*

### **B. TRAVEL REPORTS**

#### **1. Accept travel report – Secretary Lisa Summers – National Congress of American Indians (NCAI) mid-year conference – Spokane, WA – June 27-30, 2016**

page 362

#### **2. Accept travel report – Secretary Lisa Summers – Midwest Alliance of Sovereign Tribes (MAST) summer meeting – New Buffalo, MI – July 20-21, 2016**

page 365

### **C. UNFINISHED TRAVEL REQUESTS**

#### **1. Enter E-Poll results into the record for approval of Oneida Arts Board travel request in accordance with the Travel & Expense Policy – Three (3) Music from Our Culture (MOC) teachers and six (6) Kids Learning their Culture/Ways (KLU) students – National Indian Tourism Conference – Seattle, WA – September 13-15, 2016**

page 368

Sponsor: Lisa Summers, Tribal Secretary

*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.*

**D. TRAVEL REQUESTS**

- 1. Approve travel request in accordance with Travel & Expense Policy – Four (4) Oneida Language Department staff – Kaliwiyo Ceremonies – Corfu, NY (Tonawanda Seneca Longhouse) – September 9-16, 2016**

page 378

Sponsor: Don White, Division Director/Governmental Services

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

**A. UNFINISHED REPORTS**

- 1. Accept Internal Services Division FY '16 3<sup>rd</sup> quarter report (1:30 p.m.-1:50 p.m.)**

page 384

Sponsor: Joanie Buckley, Division Director/Internal Services

*EXCERPT FROM AUGUST 10, 2016: Motion by Lisa Summers to defer the Internal Services Division FY '16 3<sup>rd</sup> quarter report to the August 24, 2016, regular Business Committee meeting, seconded by Tehassi Hill. Motion carried unanimously.*

**B. OPERATIONAL REPORTS**

- 1. Accept Comprehensive Health Division FY '16 3<sup>rd</sup> quarter report (1:50 p.m.-2:10 p.m.)**

page 398

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

**C. BOARDS, COMMITTEES, AND COMMISSIONS**

- 1. Accept Land Claims Commission FY '16 3<sup>rd</sup> quarter report (2:10 p.m.-2:35 p.m.)**

page 448

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

- 2. Accept Oneida Nation School Board FY '16 3<sup>rd</sup> quarter report (2:35 p.m.-2:50 p.m.)**

page 450

Chair: Debra Danforth  
Liaison: Fawn Billie, Councilwoman

- 3. Accept Oneida Library Board FY '16 3<sup>rd</sup> quarter report (2:50 p.m.-3:05 p.m.)**

page 453

Vice-Chair: Roxanne Anderson  
Liaison: Fawn Billie, Councilwoman

- 4. Accept Environmental Resources Board FY '16 3<sup>rd</sup> quarter report (3:05 p.m.-3:20 p.m.)**

page 456

Chair: Marlene Garvey  
Liaison: Tehassi Hill, Councilman

- 5. Defer Child Protective Board FY '16 3<sup>rd</sup> quarter report to the September 14, 2016, regular Business Committee meeting**

page 460

Chair: Dale Powless  
Liaison: Lisa Summers, Tribal Secretary

## **XVI. EXECUTIVE SESSION**

### **A. REPORTS**

1. **Accept Intergovernmental Affairs & Communications report** – Nathan King, Director page 462
2. **Accept Chief Counsel report** – Jo Anne House, Chief Counsel page 475
  - a. **Enter E-Poll results into the record approving 1<sup>st</sup> Amendment to Attorney McAndrews employment contract # 2013-0873** page 476
  - b. **Approve limited waiver of sovereign immunity – LexisNexis-Time Matters Annual Maintenance Agreement – contract # 2016-0909** page 483
  - c. **Approve Andrus Intellectual Property Law LLP. – contract # 2016-0912** page 493
3. **Accept Chief Financial Officer report** – Larry Barton, Chief Financial Officer page 501

### **B. STANDING ITEMS**

1. **Land Claims Strategy** (*No Requested Action*)
2. **Oneida Golf Enterprise – Ladies Professional Golf Association** page 508  
(*This item is scheduled at 10:00 a.m.*)  
Sponsor: Trish King, Tribal Treasurer

### **C. UNFINISHED BUSINESS**

1. **Accept Chief Counsel report dated August 9, 2016** – Jo Anne House, Chief Counsel page 516  
  
*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.*
2. **Approve two (2) recommendations by sub-committee; and close-out complaint # 2016-DR06-01** page 518  
Sponsors: Tehassi Hill, Councilman; Brandon Stevens, Councilman; Jennifer Webster, Councilwoman

*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 JUNE 22, 2016: Motion by Jennifer Webster to defer the update regarding complaint # 2016-DR06-01 to the August 10, 2016, regular Business Committee meeting, seconded by Tehassi Hill. Motion carried unanimously.*

*EXCERPT FROM MAY 25, 2016: Motion by Lisa Summers to accept the update regarding complaint # 2016-DR06-01; and to defer item to the June 22, 2016, regular Business Committee meeting, seconded by David Jordan. Motion carried unanimously.*

*EXCERPT FROM MARCH 30, 2016: Motion by Tehassi Hill to accept Complaint # 2016-DR06-01, to acknowledge merit, and to assign Councilman Brandon Stevens, Councilman Tehassi Hill, and Councilwoman Jennifer Webster, seconded by Fawn Billie. Motion carried with one abstention.*

- 3. Approve investigation results and close-out concern # 2016-CC-09** page 523  
 Sponsor: Melinda J. Danforth, Tribal Vice-Chairwoman; Fawn Billie, Councilwoman
- 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 JUNE 22, 2016: Motion by Jennifer Webster to defer concern # 2016-CC-09 to Vice-Chairwoman Melinda J. Danforth and Councilwoman Fawn Billie, seconded by Fawn Billie. Motion carried unanimously.*
- 4. Approve two (2) requests regarding complaint # 2016-DR07-01** page 547  
 Sponsors: Lisa Summers, Tribal Secretary; David Jordan, Councilman; Brandon Stevens, Councilman
- 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 27, 2016: Motion by Melinda J. Danforth to assign Secretary Lisa Summers, Councilman David Jordan, and Councilman Brandon Stevens to form a subcommittee to investigate the complaint, seconded by Fawn Billie. Motion carried unanimously.*
- 5. Enter E-Poll results into the record approving (4) four requests regarding Family Court Judge job description and position** page 550  
 Sponsor: Lisa Summers, Tribal Secretary
- 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.*
- 6. Approve limited waiver of sovereign immunity – First Data Merchant Services – contract # 2016-0564** page 596  
 Sponsor: Louise Cornelius, Gaming General Manager
- 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.*
- 7. Approve request to support procedural exception to reallocate funds from CapEX to Technology Set Aside regarding Surveillance System Replacement project for FY '16 and FY '17** page 629  
 Chair: Mark A. Powless Sr., Gaming Commission  
 Liaison: Brandon Stevens, Councilman
- 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.*
- 8. Approve request from Tribal Member for accountability to be provided regarding violation of Code of Ethics by Oneida Business Committee member at the July 27, 2016, regular Business Committee meeting** page 632  
 Sponsor: Tina Danforth, Tribal Chairwoman
- 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.*

**9. Review request from Tribal Member regarding depletion of Bureau of Indian Affairs – General Assistance Grant funds and determine appropriate next steps**

page 644

Sponsor: Tina Danforth, Tribal Chairwoman

*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.*

**10. Accept update regarding Chief Financial Officer employment contract as information**

page 649

Sponsor: Trish King, Tribal Treasurer

*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.*

**D. NEW BUSINESS**

**1. Approve limited waiver of sovereign immunity – BDO USA LLP. – contract # 2016-0279**

page 665

*(This item is scheduled at 9:00 a.m.)*

Sponsor: Patrick Pelky, Division Director/Environmental Health & Safety

**XVII. ADJOURN**

Posted on the Oneida Nation's official website, [www.oneida-nsn.gov](http://www.oneida-nsn.gov), at 3:00 p.m., Friday, August 19, 2016, pursuant to the Open Records and Open Meetings Law, section 7.17-1.

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