



Oneida Business Committee

Executive Session

8:30 a.m. Tuesday, January 9, 2018
Executive Conference Room, 2nd floor, Norbert Hill Center

Regular Meeting

8:30 a.m. Wednesday, January 10, 2018
BC Conference Room, 2nd floor, Norbert Hill Center

Minutes

EXECUTIVE SESSION

Present: Vice-Chairman Brandon Stevens, Secretary Lisa Summers, Treasurer Trish King, Council members: Daniel Guzman King, Kirby Metoxen, Ernie Stevens III, Jennifer Webster;

Not Present: Councilman David P. Jordan;

Arrived at: Chairman Tehassi Hill at 2:30 p.m.;

Others present: Jo Anne House, Lisa Liggins, Larry Barton, Laura Laitinen-Warren, Barb Erickson, Nate King, Barbara Webster, Bob Barton, Josh Doxtator, Justin Fox, Michelle Braaten, Jonas Hill, Geraldine Danforth, Marianne Close;

REGULAR MEETING

Present: Chairman Tehassi Hill, Vice-Chairman Brandon Stevens, Secretary Lisa Summers, Treasurer Trish King, Council members: Daniel Guzman King David P. Jordan, Ernie Stevens III, Jennifer Webster;

Not Present: Councilman Kirby Metoxen;

Arrived at: ;

Others present: Jo Anne House, Larry Barton, Lisa Liggins, Rosa Laster, Rhiannon Metoxen, Chris Johnson, Clorissa Santiago, Jen Falck, Bonnie Pigman, Debbie Danforth, Sherry Mousseau, Tracy Williams, Jolene Hensberger, Nancy Barton, Edward Delgado, Cathy Metoxen;

I. CALL TO ORDER AND ROLL CALL by Chairman Tehassi Hill at 8:31 a.m.

For the record: Councilman Kirby Metoxen at a Native American Tourism of Wisconsin meeting as part of his liaison appointment.

II. OPENING by Chairman Tehassi Hill

III. ADOPT THE AGENDA (00:03:30)

Motion by Jennifer Webster to adopt the agenda with three additions [XII.A.3. Approve travel request – Councilman Kirby Metoxen – Native American Tourism of Wisconsin regular meeting and reporting at Great Lakes Inter-tribal Council, Inc. – Lac du Flambeau, WI – January 10-11, 2018; XV.F.3. Determine appropriate next steps regarding the HR Area Manager's recommendation regarding changes to BC resolution 09-27-17-1; and XV.F.4. Accept Oneida Golf Enterprise Corporation and Oneida Airport Hotel Corporation update], seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa Summers, Jennifer Webster

Not Present: Kirby Metoxen

IV. OATHS OF OFFICE (No Requested Action)

V. MINUTES (00:05:30)

A. Approve December 15, 2017, special meeting minutes

Sponsor: Lisa Summers, Secretary

Motion by Jennifer Webster to approve the December 15, 2017, special meeting minutes, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Brandon Stevens,
Ernie Stevens III, Lisa Summers, Jennifer Webster

Not Present: Kirby Metoxen

B. Approve December 18, 2017, special meeting minutes

Sponsor: Lisa Summers, Secretary

Motion by Lisa Summers to approve the December 18, 2017, special meeting minutes, seconded by Jennifer Webster. Motion carried unanimously:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Brandon Stevens,
Ernie Stevens III, Lisa Summers, Jennifer Webster

Not Present: Kirby Metoxen

C. Approve December 20, 2017, special meeting minutes

Sponsor: Lisa Summers, Secretary

Motion by Lisa Summers to approve the December 20, 2017, special meeting minutes, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Brandon Stevens,
Ernie Stevens III, Lisa Summers, Jennifer Webster

Not Present: Kirby Metoxen

D. Approve December 27, 2017, regular meeting minutes

Sponsor: Lisa Summers, Secretary

Motion by Ernie Stevens III to approve the December 27, 2017, regular meeting minutes, seconded by Jennifer Webster. Motion carried unanimously:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Brandon Stevens,
Ernie Stevens III, Lisa Summers, Jennifer Webster

Not Present: Kirby Metoxen

VI. RESOLUTIONS (00:07:00)

A. Enter e-poll results into the record in accordance with OBC SOP entitled Conducting Electronic Voting:

Sponsor: Lisa Summers, Secretary

1. Adoption of resolution # 12-21-17-A Oneida Retail Enterprise Oneida Four Paths Selling Alcohol Beverages in Accordance with Oneida Alcohol Beverage Licensing Law

Requestor: Michele Doxtator, Area Manager/Retail Profits

Motion by David Jordan to enter e-poll results into the record for the approved adoption of resolution # 12-21-17-A Oneida Retail Enterprise Oneida Four Paths Selling Alcohol Beverages in Accordance with Oneida Alcohol Beverage Licensing Law, seconded by Ernie Stevens III. Motion carried unanimously:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa Summers, Jennifer Webster

Not Present: Kirby Metoxen

VII. STANDING COMMITTEES (00:08:24)

A. Legislative Operating Committee

Chair: David P. Jordan, Councilman

1. Adopt Membership Ordinance rule #1 – Enrollment (00:08:24)

Motion by David Jordan to adopt Membership Ordinance rule #1 – Enrollment, seconded by Lisa Summers. Motion carried unanimously:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa Summers, Jennifer Webster

Not Present: Kirby Metoxen

B. Finance Committee

Chair: Trish King, Treasurer

1. Approve January 2, 2018, Finance Committee meeting minutes (00:18:00)

Motion by David Jordan to approve the January 2, 2018, Finance Committee meeting minutes, seconded by Jennifer Webster. Motion carried unanimously:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa Summers, Jennifer Webster

Not Present: Kirby Metoxen

VIII. APPOINTMENTS

A. Appoint one (1) applicant to Oneida Gaming Commission to complete vacant term ending August 31, 2022 (00:22:03)

Sponsor: Lisa Summers, Secretary

Motion by Jennifer Webster to appoint Michelle Braaten to Oneida Gaming Commission to complete vacant term ending August 31, 2022, seconded by Daniel Guzman King. Motion carried with three abstentions:

Ayes: Daniel Guzman King, Trish King, Ernie Stevens III, Jennifer Webster
Abstained: David P. Jordan, Brandon Stevens, Lisa Summers

Not Present: Kirby Metoxen

For the record: David P. Jordan stated Mr. Chairman, the reason I'm abstaining is because my sister is actually one of the applicants.

B. Appoint one (1) applicant to the Oneida Airport Hotel Corporation - Board of Directors to complete vacant term ending January 31, 2021 (00:23:12)

Sponsor: Lisa Summers, Secretary

Motion by Lisa Summers to appoint Patricia Lassila to the Oneida Airport Hotel Corporation - Board of Directors to complete vacant term ending January 31, 2021, seconded by Daniel Guzman King. Motion carried unanimously:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Brandon Stevens,
Ernie Stevens III, Lisa Summers, Jennifer Webster
Not Present: Kirby Metoxen

C. Appoint one (1) applicant to the Oneida Airport Hotel Corporation - Board of Directors

Sponsor: Lisa Summers, Secretary (00:24:39)

Motion by David Jordan to appoint Frank Cornelius to the Oneida Airport Hotel Corporation - Board of Directors, seconded by Lisa Summers. Motion carried unanimously:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Brandon Stevens,
Ernie Stevens III, Lisa Summers, Jennifer Webster
Not Present: Kirby Metoxen

Motion by Lisa Summers for the Secretary the contact both new Board members to arrange for their oaths of office to be taken as soon as possible, seconded by David Jordan. Motion carried unanimously:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Brandon Stevens,
Ernie Stevens III, Lisa Summers, Jennifer Webster
Not Present: Kirby Metoxen

IX. TABLED BUSINESS (No Requested Action)

X. UNFINISHED BUSINESS

A. Accept close-out report as required by BC resolution 08-09-17-D submitted by the Oneida Nation School Board (00:26:20); (00:42:35)

Sponsor: Debra Danforth, Oneida Nation School Board Chair

Liaison: Brandon Stevens, Vice-Chairman

Motion by Lisa Summers to defer this item to be addressed later on this agenda, after item XIV., seconded by Jennifer Webster. Motion carried unanimously:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Brandon Stevens,
Ernie Stevens III, Lisa Summers, Jennifer Webster
Not Present: Kirby Metoxen

Motion by David Jordan to accept close-out report as required by BC resolution 08-09-17-D submitted by the Oneida Nation School Board with the noted corrections [under C. Travel of the Revised Budget Justification Narrative Year Two correct "64 nights" to "6 nights"; under X. Adjourn of the draft Oneida Nation School Board minutes of January 8, 2018, correct "RC Danforth" to "RC Metoxen] and to request the Oneida Nation School Board notify the Oneida Business Committee when the transfer required by resolve number five of BC resolution 08-09-17-D is complete, seconded by Lisa Summers. Motion carried unanimously:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Brandon Stevens,
Ernie Stevens III, Lisa Summers, Jennifer Webster
Not Present: Kirby Metoxen

EXCERPT FROM DECEMBER 27, 2017: (1) Motion by Lisa Summers to accept the update as information, seconded by Ernie Stevens III. Motion carried unanimously. (2) Motion by Lisa Summers for the Oneida Nation School Board Liaison to work with the Oneida Nation School Board on the identified Human Resources issues, seconded by Jennifer Webster. Motion carried unanimously.

EXCERPT FROM DECEMBER 13, 2017: (1) Motion by David P. Jordan to acknowledge receipt of the status update, seconded by Lisa Summers. Motion carried unanimously. (2) Motion by Lisa Summers to direct the Oneida Nation School Board comply with Resolve number five with resolution 08-09-17-D and provide a final report by January 10, 2018; and for the OBC Liaison to notify the Oneida Nation School Board of this directive in writing, seconded by Jennifer Webster. Motion carried unanimously. (3) Motion by Lisa Summers to direct the Oneida Nation School Board to attend executive session on December 27, 2017, to discuss the implementation of OBC resolution # 08-09-17-D, and for the OBC Liaison to notify the Oneida Nation School Board of this directive in writing, seconded by Jennifer Webster. Motion carried unanimously.

EXCERPT FROM NOVEMBER 22, 2017: Meeting canceled.

EXCERPT FROM NOVEMBER 8, 2017: Motion by Jennifer Webster for the Liaison to follow-up with the Oneida Nation School Board to get the final report to be submitted for the November 22, 2017, regular Business Committee meeting, seconded by Trish King. Motion carried unanimously.

EXCERPT FROM OCTOBER 25, 2017: Motion by David P. Jordan to defer this item to the November 8, 2017, regular Business Committee meeting. Motion carried unanimously.

EXCERPT FROM AUGUST 9, 2017: Motion by Lisa Summers to adopt resolution #08-09-17-D Transfer of Language Department to Oneida Nation School System, seconded by Tehassi Hill. Motion carried unanimously.

XI. NEW BUSINESS

A. Approve the 2018 amended Oneida Trust Enrollment Committee/Oneida Business Committee Memorandum of Agreement (00:29:24)

Sponsor: Barbara Webster, Trust Enrollment Committee Chair

Liaison: Councilman Kirby Metoxen, Trust Enrollment Committee Member

Motion by Lisa Summers to defer the 2018 amended Oneida Trust Enrollment Committee/Oneida Business Committee Memorandum of Agreement to the January 24, 2018, regular Business Committee meeting, seconded by Jennifer Webster. Motion carried unanimously:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa Summers, Jennifer Webster

Not Present: Kirby Metoxen

For the record: Lisa Summers stated I have a question regarding the change to the twelfth Whereas. "Section VIII" regarding the review and approval of the Tribal Revenue Allocation Plan (TRAP) has been struck from the amended draft. I'm asking for a clarification on the reason for this change. Also I'm asking for clarification on the responsibilities and authorities of the Oneida Trust Enrollment Committee and the Oneida Business Committee regarding the review and approval of the TRAP.

XII. TRAVEL

A. Travel Requests

1. Approve travel request – Councilman Daniel Guzman King – 1st Annual Hemp Expo – Milwaukee, WI – March 9-10, 2018 (00:40:20)

Motion by Lisa Summers to approve the travel request for up to two (2) Oneida Business Committee members to attend the 1st Annual Hemp Expo – Milwaukee, WI – March 9-10, 2018, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Brandon Stevens,
Ernie Stevens III, Lisa Summers, Jennifer Webster

Not Present: Kirby Metoxen

2. Approve travel request – Secretary Lisa Summers – U.S. Department of the Interior – Office of the Secretary Consultation – Prior Lake, MN – January 17-18, 2018 (00:41:02)

Motion by David Jordan to approve the travel request for Secretary Lisa Summers to attend the U.S. Department of the Interior – Office of the Secretary Consultation – Prior Lake, MN – January 17-18, 2018, seconded by Jennifer Webster. Motion carried unanimously:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Brandon Stevens,
Ernie Stevens III, Lisa Summers, Jennifer Webster

Not Present: Kirby Metoxen

3. Approve travel request – Councilman Kirby Metoxen – Native American Tourism of Wisconsin regular meeting and reporting at Great Lakes Inter-tribal Council, Inc. – Lac du Flambeau, WI – January 10-11, 2018 (00:41:30)

Motion by David Jordan to approve the travel request for Councilman Kirby Metoxen to attend the Native American Tourism of Wisconsin regular meeting and reporting at Great Lakes Inter-tribal Council, Inc. – Lac du Flambeau, WI – January 10-11, 2018, seconded by Jennifer Webster. Motion carried with one abstention:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Brandon Stevens,
Ernie Stevens III, Jennifer Webster

Abstained: Lisa Summers

Not Present: Kirby Metoxen

XIII. OPERATIONAL REPORTS (No Requested Action)

XIV. GENERAL TRIBAL COUNCIL (No Requested Action)

XV. EXECUTIVE SESSION (01:19:35)

Motion by Lisa Summers to go into executive session at 9:50 a.m., seconded by David Jordan. Motion carried unanimously:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa Summers, Jennifer Webster
Not Present: Kirby Metoxen

Motion by David Jordan to come out of executive session at 11:07 a.m., seconded by Jennifer Webster. Motion carried unanimously:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa Summers, Jennifer Webster
Not Present: Kirby Metoxen

A. Reports

1. Accept Chief Counsel report – Jo Anne House, Chief Counsel (01:20:18)

Motion by Jennifer Webster to accept the Chief Counsel report dated January 9, 2018, seconded by Trish King. Motion carried with one abstention:

Ayes: Daniel Guzman King, Trish King, Brandon Stevens, Ernie Stevens III, Lisa Summers, Jennifer Webster
Abstained: David P. Jordan
Not Present: Kirby Metoxen

2. Accept Intergovernmental Affairs and Communications report – Nathan King, Director (01:20:44)

Motion by Jennifer Webster to accept the Intergovernmental Affairs and Communication report, seconded by Lisa Summers. Motion carried with one abstention:

Ayes: Daniel Guzman King, Trish King, Brandon Stevens, Ernie Stevens III, Lisa Summers, Jennifer Webster
Abstained: David P. Jordan
Not Present: Kirby Metoxen

B. Standing Items

1. Land Claims Strategy (No Requested Action)

2. Oneida Golf Enterprise – Ladies Professional Golf Association (01:21:06)

Motion by Lisa Summers to approve the requested operational capital contribution, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa Summers, Jennifer Webster
Not Present: Kirby Metoxen

EXCERPT FROM DECEMBER 27, 2017: (1) Motion by Jennifer Webster to accept the update as information, seconded by Lisa Summers. Motion carried unanimously. (2) Motion by Lisa Summers to defer the requested Ladies Professional Golf Association contribution discussion to the Business Committee regular meeting on January 10, 2018, seconded by Jennifer Webster. Motion carried unanimously.

EXCERPT FROM DECEMBER 13, 2017: Motion by Lisa Summers to defer the requested Ladies Professional Golf Association contribution discussion to the Business Committee

regular meeting on December 27, 2017, seconded by Trish King. Motion carried unanimously.

C. Audit Committee (No Requested Action)

D. Tabled Business (No Requested Action)

E. Unfinished Business

1. Accept the written report regarding complaint # 2017-DR01-01 (01:21:29)

Sponsor: Lisa Summers, Secretary

Motion by Lisa Summers to accept the written report regarding complaint # 2017-DR01-01, noting 1) the OBC approves the OBC Officer's actions and 2) the complaint is closed, seconded by Jennifer Webster. Motion carried with one abstention:

Ayes: Daniel Guzman King, Trish King, Brandon Stevens, Ernie Stevens III,
Lisa Summers, Jennifer Webster
Abstained: David P. Jordan
Not Present: Kirby Metoxen

EXCERPT FROM NOVEMBER 8, 2017: Motion by Lisa Summers to accept complaint # 2017-DR01-01 as having merit; and to assign the complaint to OBC Officers for follow-up, seconded by Jennifer Webster. Motion carried unanimously.

2. Approve OBC SOP entitled Employee Incentives (01:22:01)

Sponsor: Trish King, Treasurer

Motion by Lisa Summers to approve OBC SOP entitled Employee Incentives, seconded by Brandon Stevens. Motion carried with one abstention:

Ayes: Daniel Guzman King, Trish King, Brandon Stevens, Ernie Stevens III,
Lisa Summers, Jennifer Webster
Abstained: David P. Jordan
Not Present: Kirby Metoxen

EXCERPT FROM DECEMBER 27, 2017: Motion by Jennifer Webster to defer this item to the January 10, 2018, regular Business Committee meeting, seconded by David P. Jordan. Motion carried unanimously.

EXCERPT FROM DECEMBER 13, 2017: Motion by Lisa Summers to defer this item to the December 27, 2017, regular Business Committee meeting, seconded by Ernie Stevens III. Motion carried unanimously.

3. Determine next steps regarding OBC resolution # 01-27-16-B Agreement with Wisconsin Dept. of Transportation for Corridor Study on Mason St./54 (01:22:58)

Sponsor: Troy Parr, Assistant Division Director/Community Economic & Development

Motion by Lisa Summers to forward this item to the Chairman's Office for appropriate follow up, seconded by David Jordan. Motion carried unanimously:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Brandon Stevens,
Ernie Stevens III, Lisa Summers, Jennifer Webster
Not Present: Kirby Metoxen

EXCERPT FROM DECEMBER 27, 2017: Motion by David P. Jordan to defer this item to the January 10, 2018, regular Business Committee meeting, seconded by Jennifer Webster. Motion carried unanimously.

4. Review recommendation regarding concern # 2017-CC-15 and determine next steps (01:23:29)

Sponsor: Tehassi Hill, Chairman

Motion by Lisa Summers to accept the recommendation of the Chairman and terminate the appointment under the authority of section 105.6-5, based on the documentation submitted by the Oneida Election Board, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa Summers, Jennifer Webster

Not Present: Kirby Metoxen

EXCERPT FROM DECEMBER 27, 2017: Motion by Jennifer Webster to defer this item to Chairman Tehassi Hill's Office to bring back a recommendation to the January 10, 2018, regular Business Committee meeting, seconded by Lisa Summers. Motion carried unanimously.

5. Review applicants to Oneida Gaming Commission for vacant term ending in August 31, 2022 (01:24:31)

Sponsor: Lisa Summers, Secretary

Motion by Lisa Summers to closeout this item noting it has been completed in open session under item VIII.A., seconded by Jennifer Webster. Motion carried with one abstention:

Ayes: Daniel Guzman King, Trish King, Brandon Stevens, Ernie Stevens III, Lisa Summers, Jennifer Webster

Abstained: David P. Jordan

Not Present: Kirby Metoxen

EXCERPT FROM DECEMBER 27, 2017: (1) Motion by Lisa Summers to defer the review of the applicants to Oneida Gaming Commission for the vacant term ending in August 31, 2022, to the January 10, 2018, regular Business Committee meeting, seconded by Ernie Stevens III. Motion carried with one abstention. (2) Motion by Lisa Summers to direct the Tribal Secretary to contact the identified applicants to attend that meeting, seconded by Ernie Stevens III. Motion carried with one abstention.

F. New Business

1. Review applications for the vacant term ending January 31, 2021, on the Oneida Airport Hotel Corporation - Board of Directors (01:25:05)

Sponsor: Lisa Summers, Secretary

Motion by Lisa Summers to closeout this item noting it has been completed in open session under item VIII.B., seconded by Jennifer Webster. Motion carried unanimously:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa Summers, Jennifer Webster

Not Present: Kirby Metoxen

2. Review applications for the vacant term ending January 31, 2023, on the Oneida Airport Hotel Corporation - Board of Directors (01:25:32)

Sponsor: Lisa Summers, Secretary

Motion by Lisa Summers to closeout this item noting it has been completed in open session under item VIII.C., seconded by Jennifer Webster. Motion carried unanimously:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa Summers, Jennifer Webster

Not Present: Kirby Metoxen

3. Determine appropriate next steps regarding the HR Area Manager's recommendation regarding changes to BC resolution 09-27-17-I (01:26:46)

Sponsor: Lisa Summers, Secretary

Motion by Lisa Summers to forward this item to the OBC Officers for the appropriate follow up, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa Summers, Jennifer Webster

Not Present: Kirby Metoxen

4. Accept Oneida Golf Enterprise Corporation and Oneida Airport Hotel Corporation update (01:27:16)

Sponsor: Lisa Summers, Secretary

Motion by Lisa Summers to accept Oneida Golf Enterprise Corporation and Oneida Airport Hotel Corporation update, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa Summers, Jennifer Webster

Not Present: Kirby Metoxen


II. ADJOURN (01:27:38)

Motion by David Jordan to adjourn at 11:14 a.m., seconded by Ernie Stevens III. Motion carried unanimously:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa Summers, Jennifer Webster

Not Present: Kirby Metoxen

Minutes prepared by Lisa Liggins, Information Management Specialist
Minutes approved as presented on January 24, 2018.



Lisa Summers, Secretary
ONEIDA BUSINESS COMMITTEE