



# Oneida Business Committee

## Regular Meeting

9 a.m. Wednesday, Jan. 11, 2012

BC Conference Room, 2<sup>nd</sup> floor, Norbert Hill Center

## Minutes

**Present:** Chairman Ed Delgado, Vice Chairman Greg Matson, Treasurer Tina Danforth, Secretary Patty Hoeft, Council members Melinda J. Danforth, Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens

**Others present:** Tani Turner, Barb Skenandore, Lois Strong, Marty Antone, Carol Elm, Kitty Melchert, Chad Wilson, Floyd W. Silas Sr., Joanie Buckley, Rhiannon Metoxen, Marlene Summers, Anita F. Barber, Tonya Boucher, Dale P. Wheelock, Pearl McLester, Leah Stroobants, Kyle Moseng, Wilbert Rentmeester, Cathy Bachhuber, Elaine Doxtator, Dianne McLester-Heim, Myron John, Chaz Wheelock, John Breuninger, Sandra Gauthier, Lloyd E. Powless Jr., Cathy L. Metoxen,

**Recognition-**presented by Vice Chairman Greg Matson  
Tribal Chairman Ed Delgado for 10 years of employment  
Director of Communications Bobbi Webster for 15 years of employment

**I. Call to Order by Chairman Delgado at 9:04 a.m.**

**II. Opening by Chairman Delgado**

**III. Approve the agenda**

Motion by Paul Ninham to approve the agenda with the following addition: 1) Chairman Delgado and Councilman Stevens travel to Washington, DC, for the NIGA Legislative Summit Feb. 7-8, 2012 and two deletions: 1) Under board committees and commission appointments-number two, the election board procedural exception and from executive session, the GTC stipend procedural exception and lastly handouts for Finance Committee meeting minutes and Quality of Life update, seconded by David Jordan. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

**IV. Oaths of Office**

**V. Minutes to be approved**

**1. Dec. 14, 2011 regular meeting minutes**

Motion by Melinda J. Danforth to approve the Dec. 14, 2011 regular meeting minutes, seconded by David Jordan. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

**2. Dec. 19, 2011 special meeting minutes**

Motion by Tina Danforth to approve the Dec. 19, 2011 special meeting minutes, seconded by David Jordan. Motion carried with one abstention:

Ayes: Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

Abstained: Melinda J. Danforth

**3. Dec. 21, 2011 emergency meeting minutes**

Motion by Melinda J. Danforth to approve the Dec. 21, 2011 emergency meeting minutes, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

**4. Dec. 29, 2011 special meeting minutes**

Motion by Melinda J. Danforth to approve the Dec. 29, 2011 special meeting minutes, seconded by Paul Ninham.

Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

**VI. Resolutions**

**VII. Directors and Managers quarterly reports**

**1. Ombudsman – Dianne McLester**

Motion by David Jordan to accept the Ombudsman quarterly report, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

Excused: Tina Danforth

**2. Emergency Management and Homeland Security – Marty Antone**

Motion by David Jordan to accept the Emergency Management and Homeland Security quarterly report, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

**VIII. Boards, Committees and Commissions**

**A. Appointments – Tribal Chairman Ed Delgado**

**1. Oneida Seven Generations Corporation board of directors: Paul Linzmeyer**

Motion by Melinda J. Danforth to defer for two weeks and direct the law office to develop charter amendments to potentially add a board member, seconded by David Jordan. Motion carried with one abstention:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

Abstained: Tina Danforth

**2. Election Board: Approve procedural exception to appoint Susan House and Vicki Cornelius-  
DELETED**

**3. Election Board: Jay Rasmussen and Karen Coffey**

Motion by Patty Hoeft to approve the recommendation of Jay Rasmussen and Karen Coffey to the Oneida Election Board, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

**4. Gaming Commission: Barbara Erickson**

Motion by Paul Ninham to approve the recommendation of Barbara Erickson to the Oneida Gaming Commission, seconded by Vince DelaRosa. Motion carried with two abstentions:

Ayes: Tina Danforth, Vince DelaRosa, Patty Hoeft, Greg Matson, Paul Ninham, Brandon Stevens

Abstained: Melinda J. Danforth, David Jordan

**5. Arts Board: Dawn Walschinski**

Motion by Tina Danforth to approve the recommendation of Dawn Walschinski to the Oneida Arts Board, seconded by Melinda J. Danforth. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens



**6. Library Board:** Carol Elm

Motion by Melinda J. Danforth to approve the recommendation of Carol Elm to the Oneida Library Board, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

**7. Finance Committee:** Karen Coffey to community elder position on Committee

Motion by Paul Ninham to defer the Finance Committee appointment for two weeks, seconded by David Jordan.

Motion carried with one opposition:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

Opposed: Tina Danforth

**8. SEOTS (Southeastern Oneida Tribal Services):** Carol Wenzel and Valerie Webster

Motion by Melinda J. Danforth to approve the recommendation of Carol Wenzel and Valerie Webster to the SEOTS Board, seconded by Tina Danforth. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

**9. Anna John Nursing Home Commission:** Karen Coffey and Pearl Mclester

Motion by Melinda J. Danforth to approve the recommendation of Pearl Mclester to the Anna John Nursing home and to defer the second appointment for two weeks, seconded by David Jordan. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

**10. Pow wow Committee:** Floyd Silas Sr., Jay Rasmussen and Rosa Laster

Motion by Tina Danforth to appoint Floyd Silas Sr, Tanya Webster and Rosa Laster to the Pow wow Committee, seconded by Vince DelaRosa. Motion carried with one abstention:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham

Abstained: Brandon Stevens

**11. Environmental Resource Board:** Nicole Steeber

Motion by Brandon Stevens to approve the recommendation of Nicole Steeber to the Environmental Resource Board, seconded by David Jordan. Motion carried with one abstention:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Brandon Stevens

Abstained: Paul Ninham

**12. Oneida Nation Veterans Affairs Committee:** Nathan Smith to 3-year term, Jason Kurowski to 2-year term, and John Hill to 1-year term

Motion by Tina Danforth to approve Nathan Smith to 3-year term, Jason Kurowski to 2-year term, and John Hill to 1-year term on the Oneida Nation Veterans Affairs Committee, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

**13. Begin 30-day posting period for two 3-year terms on Environmental Resource Board**

Motion by Melinda J. Danforth to approve begin 30-day posting period for two 3-year terms on Environment Resource Board, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Ed Delgado

#### **14. Begin 30-day posting period for two 3-year vacancies on Oneida Golf Enterprise**

##### **Corporation Board of Directors**

Motion by Melinda J. Danforth to approve begin 30-day posting period for two 3-year vacancies on Oneida Golf Enterprise Corporation Board of Directors, seconded by Paul Ninham. Motion carried with two abstentions:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham, Brandon Stevens

Abstained: Tina Danforth, David Jordan

Excused: Ed Delgado

#### **B. Quarterly Reports**

##### **1. Oneida Gaming Commission quarterly report**

Sponsor: Shirley Hill

Motion by Paul Ninham to accept the Oneida Gaming Commission quarterly report, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

##### **2. Anna John Nursing Home quarterly report**

Sponsor: Carol Elm

Motion by Tina Danforth to approve the Anna John Nursing Home quarterly report, seconded by Paul Ninham.

Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

Motion by Melinda J. Danforth to direct the Chair to work with HRD to send a memorandum to the organization laying out the Business Committee's expectations to follow the Indian Preference in hiring philosophy as supported by the General Tribal Council, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

##### **3. Oneida Land Claims Commission quarterly report**

Sponsor: Amelia Cornelius

Motion by Tina Danforth to accept the Oneida Land Claims Commission quarterly report, seconded by David Jordan. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

#### **IX. Standing Committees**

##### **A. Legislative Operating Committee— Melinda J. Danforth, Chairwoman**

###### **1. Accept Nov. 2, 2011 meeting minutes**

Motion by Brandon Stevens to accept the Nov. 2, 2011 Legislative Operating Committee meeting minutes, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Greg Matson

###### **2. Accept Nov. 16, 2011 meeting minutes**

Motion by David Jordan to accept the Nov. 16, 2011 Legislative Operating Committee meeting minutes, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens



Excused: Greg Matson

**3. Accept Dec. 9, 2011 meeting minutes**

Motion by David Jordan to accept the Dec. 9, 2011 Legislative Operating Committee meeting minutes, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Greg Matson

**4. LOC quarterly report-January 2012**

Motion by Paul Ninham to accept the Legislative Operating Committee January 2012 quarterly report, seconded by David Jordan. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Greg Matson

**B. Finance Committee – Treasurer Tina Danforth, Chairwoman**

**1. Approve Dec. 16, 2011 Finance Committee e-poll and minutes**

Motion by Tina Danforth to approve the Dec. 16, 2011 Finance Committee e-poll and minutes, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

**2. Approve Jan. 6, 2012 Finance Committee e-poll and minutes**

Motion by David Jordan to approve the Jan. 6, 2012 Finance Committee e-poll and minutes, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

**C. Community Development Planning Committee– Vince DelaRosa, Chairman**

**1. Accept Dec. 1, 2011 meeting minutes**

Motion by Vince DelaRosa to accept the Dec. 1, 2011 Community Development Planning Committee meeting minutes, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

**2. Accept Jan. 5, 2012 meeting minutes**

Motion by Patty Hoeft to accept the Jan. 5, 2012 Community Development Planning Committee meeting minutes, seconded by David Jordan. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

**3. Approve construction of life-size long house at site of Culture Heritage grounds, \$11,760 funding request from BC Special Events 2012 budget line**

Sponsor: Joanie Buckley, Internal Services division director

Motion by Vince DelaRosa to approve construction of life-size long house at site of Culture Heritage grounds, \$11,760 funding request from BC Special Events 2012 budget line, seconded by Patty Hoeft. Motion carried with two oppositions:

Ayes: Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham

Opposed: Melinda J. Danforth, Brandon Stevens

**4. Approve Option 2 to construct a new Oneida Indian Reservation Visitors Center on Culture Heritage grounds**

Sponsor: Joanie Buckley, Internal Services division director

Motion by Tina Danforth to accept the report, refer it to the Community Development Planning Committee and it be budgeted in the FY2013 budget, seconded by David Jordan. Motion carried unanimously:

Ayes: Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

Excused: Melinda J. Danforth, Tina Danforth

**D. Quality of Life– Paul Ninham, Chairman**

**1. Quality of Life update**

Motion by Patty Hoeft to accept the Quality of Life update report, seconded by Melinda J. Danforth. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

Excused: Tina Danforth

**X. General Tribal Council**

**1. Accept Jan. 2, 2012 GTC annual meeting action report**

Sponsor: Patty Hoeft

Motion by Melinda J. Danforth to accept the Jan. 2, 2012 GTC annual meeting action report, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

Excused: Tina Danforth

**2. Petitioner Yvonne Metivier: To determine if an Appeals Commissioner violated the Judicial code and dismiss court costs of \$2,300**

Sponsor: Patty Hoeft

*Excerpt from Dec. 14, 2011 BC regular meeting: Motion by Patty Hoeft to acknowledge the receipt of the petition and send it to the law office for a legal policy analysis and bring it back to the Business Committee in 30 days so that a date can be determined, seconded by Paul Ninham. Motion carried unanimously.*

Motion by Patty Hoeft to defer this to the Jan. 25 regular BC meeting, seconded by Paul Ninham. Motion carried with one abstention:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Abstained: Ed Delgado

For the record: Ed Delgado stated he is abstaining because it was my signs that Yvonne Metiever was trying to protect and also I was there when she filed the suit, in fact I paid the \$25.

**XI. Unfinished Business**

**1. Direct Law Office to recommend in 90 days steps needed to permanently remove dealer wages cap**

Sponsor: Vince DelaRosa

*Excerpt from Oct. 12, 2011 regular BC meeting: Motion by Vince DelaRosa to approve that an official report/legal analysis regarding the permanent removal of the cap on dealer wages be provided from the Law Office with input from HRD, Gaming, Finance and any other relevant*



*department be brought back to the BC for review in 90 days and to request the Law Office to additionally provide the necessary steps needed to remove the cap on the dealer wages in their analysis, seconded by Patty Hoeft. Motion carried unanimously.*

Motion by Paul Ninham to accept the verbal update and to delete from the agenda, seconded by David Jordan.

Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

Excused: Tina Danforth

For the record: Vince DelaRosa stated I support the motion for the record. In accordance with my Oct. 5, 2011 dealer cap wage memo, it's my understanding that the dealer cap has been lifted; the wage cap has been lifted. That's for the record, that's what we've been informed by legal counsel so that's why I support the motion. Thank you.

Motion by Paul Ninham to recess until 1:30 p.m., seconded by David Jordan. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

Excused: Tina Danforth

Motion by Paul Ninham to go back into session at 1:35 p.m., seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Tina Danforth, Greg Matson

## **XII. Tabled Business**

## **XIII. New Business/Requests**

### **1. Milwaukee area housing assessment request**

Sponsor: Vince DelaRosa

Motion by Vince DelaRosa to direct this particular report to the housing task force and ask that they report out at the March Community Development Planning Committee meeting, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

Excused: Tina Danforth

### **2. Oneida biomass project assessment request**

Sponsor: Vince DelaRosa

Motion by Vince DelaRosa to direct the Environmental Health and Safety Division to perform a review of the Department of Energy (DOE) Environmental Assessment Report and the final outcome a Finding of No Significant Impact (FONSI) for the Oneida Seven Generations Corporation (OSGC): Energy Recovery proposed project in Green Bay, Wisconsin and the two DNR reviews, seconded by Patty Hoeft. Motion carried with two abstentions:

Ayes: Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

Abstained: Melinda J. Danforth, Tina Danforth

Motion by Vince DelaRosa to direct the Treasurer to have the CFO review the investment and venture benefits for the Tribe's risk and profit tolerance on the Oneida Seven Generations Corporation (OSGC): Energy Recovery proposed project in Green Bay, Wisconsin, seconded by Patty Hoeft. Motion carried with three oppositions:

Ayes: Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Brandon Stevens

Opposed: Melinda J. Danforth, Tina Danforth, Paul Ninham

**3. Approve 1 Identisys additional maintenance agreement for \$590**

Sponsor: Ed Delgado

Motion by Melinda J. Danforth to approve 1 Identisys additional maintenance agreement for \$590 and a limited waiver of sovereign immunity, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

**XIV. Travel**

**A. Travel reports**

**1. Meeting with Bruce Maguson from Cablemaster, Nov. 10, 2011, Brookfield, WI**

Sponsor: Vince DelaRosa

Motion by Brandon Stevens to approve the travel report, seconded by David Jordan. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

**B. Travel requests**

**1. Oneida Housing Authority: Procedural exception to allow 18 OHA employees to Better Builder Conference, March 2-March 4, Wisconsin Dells, WI**

Sponsor: Dale Wheelock

Motion by Melinda J. Danforth to approve the procedural exception noting that all the travel is paid through grant monies, seconded by Paul Ninham. Motion carried with two abstentions:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Greg Matson, Paul Ninham, Brandon Stevens

Abstained: Tina Danforth, David Jordan

**2. Gaming: Gaming General Manager to Western Indian Gaming conference, Jan. 31-Feb. 2, Cabazon, CA**

Sponsor: Louise Cornelius - **DELETED**

**3. Councilman Brandon Stevens to Rez Economic Summit 2012, Feb. 27-March 1, Las Vegas, NV**

Sponsor: Brandon Stevens

Motion by David Jordan to approve the travel request, with the addition of Tina Danforth attending as well, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

**XV. Additions**

**1. NIGA Legislative Summit, Feb. 7-8, 2012, Washington, D.C.**

Sponsor: Brandon Stevens/Ed Delgado

Motion by Paul Ninham to approve the travel request, seconded by David Jordan. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

**XVI. Action in open session on items from Executive Session Discussion meeting of Jan. 10, 2012**

**A. Reports**

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

**1. Business Proposal – Case no. 2012-0008**



Motion by Patty Hoeft to reject the Business Proposal-Case no. 2012-0008 and notify the parties, seconded by Brandon Stevens. Motion carried with two abstentions:

Ayes: Tina Danforth, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

Abstained: Melinda J. Danforth, Vince DelaRosa

For the record: Vince stated I'm abstaining because I was actually meeting with on some housing issues out in Milwaukee and I was on travel back and I missed the opening part of the executive session so I'm just abstaining for that reason.

For the record: Melinda stated I was attending the ONCOA meeting yesterday, so I missed this portion of the executive session as well.

## **2. New York land claim settlement status report**

Motion by Brandon Stevens to accept the New York land claim settlement status report, seconded by Patty Hoeft.

Ayes: Tina Danforth, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

Abstained: Melinda J. Danforth, David Jordan

For the record: Vince stated for the record I want abstain for the same reason mentioned in the previous motion.

For the record: Melinda J. Danforth stated for the record I want to abstain for the same reason mentioned in the previous motion.

Motion by Patty Hoeft to forward correspondence to Ms. Rosen, at the regional BIA office, regarding the Constitutional amendments, seconded by David Jordan

Ayes: Tina Danforth, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

Abstained: Melinda J. Danforth, Vince DelaRosa

For the record: Melinda J. Danforth and Vince DelaRosa abstained for the same reason as in the previous two motions.

## **B. Audit Committee – Councilman Brandon Stevens, Chairman**

### **1. Accept Nov. 17, 2011 Audit Committee regular meeting minutes**

Motion by Patty Hoeft to accept Nov. 17, 2011 Audit Committee regular meeting minutes, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

### **2. Internal Audit November report with attachment**

Motion by Brandon Stevens to accept the Internal Audit November report with attachment, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

### **3. Approve Oneida Pharmacy (Co-Source) audit and lift confidentiality requirement allowing Tribal members to view the audit**

Motion by Brandon Stevens to approve the Oneida Pharmacy (Co-Source) audit and lift the confidentiality requirement allowing Tribal members to view the audit, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

### **4. Approve Internal Security audit and lift confidentiality requirement allowing Tribal members to view the audit**

Motion by Brandon Stevens to approve the Internal Security audit and lift the confidentiality requirement allowing Tribal members to view the audit, seconded by David Jordan. Motion carried unanimously:



Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

**5. Approve Surveillance audit and lift the confidentiality requirement allowing Tribal members to view the audit**

*Excerpt from Dec. 14, 2011 BC regular meeting: Motion by Melinda J. Danforth to defer to the next BC meeting and request the Tribal Chairman to send a note to the gaming general manager regarding the issue we discussed yesterday, seconded by David Jordan. Motion carried unanimously.*

Motion by David Jordan to approve the Surveillance audit and lift the confidentiality requirement allowing Tribal members to view the audit, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

**C. Unfinished Business**

**1. Provide policy direction on resolving the Hobart Well Operation Permits issue**

Sponsor: Jo Anne House

*Excerpt from Dec. 14, 2011 BC regular meeting: Motion by Patty Hoeft to direct the Chairman, Tribal Secretary Patty Hoeft and Councilman Stevens to work with the Law Office to provide a recommendation to the Committee on how to deal with this issue, seconded by Vince DelaRosa. Motion carried unanimously.*

Motion by Patty Hoeft to authorize the Chairman to send a letter to the village of Hobart letting them know we will pay the property taxes and fines under protest, but will be still using our own well permitting process and the Chairman meet with the village of Hobart, seconded by David Jordan. Motion carried with one abstention:

Ayes: Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

Abstained: Melinda J. Danforth

**2. Re-designate Hobart strategy team**

Sponsor: Melinda J. Danforth

*Excerpt from Dec. 14, 2011 BC regular meeting: Motion by Melinda J. Danforth to confirm the formation of a Hobart strategy team and designate the Vice Chair and attorney Becky Webster as the leads for this team, seconded by Brandon Stevens. Motion carried unanimously.*

*Motion by Melinda J. Danforth to direct the leads to identify appropriate support staff and notice them of the required technical support and that the team present an outline of their next steps at the first BC meeting in January, seconded by Paul Ninham. Motion carried unanimously.*

*Motion by Melinda J. Danforth to direct that appropriate verbal or written updates are provided to the Business Committee on a regular basis as a standing meeting agenda item for the business committee meetings, seconded by Brandon Stevens. Motion carried unanimously.*

Motion by Patty Hoeft to defer this item to the Jan. 24 executive session meeting, so that we can reconsider the actions to reformulate how we will deal with the village of Hobart, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens



#### **D. New Business/Requests**

##### **1. Bank of America Credit Agreement Renewal for 2012 and resolution**

Sponsor: Larry Barton, Chief Financial Officer

Motion by Tina Danforth to approve the Bank of America Credit Agreement Renewal and the 2012 resolution, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

For the record: Tina Danforth stated, be it noted that the Tribal Finance team, which consists of the CFO, Larry Barton; the CFA, Terry Cornelius and the assistant CFO, Ralinda Ninham-Lamberies have worked diligently to put forth to us a new credit agreement which will result in savings overall, reduced fees, reduced covenants and it will also give us assurance going into the future that the Tribe is well positioned to refinance or seek additional funding, in the event that we need it. I really want to extend my appreciation for their hard work and diligence on this project. Thank you.

##### **2. Discussion regarding release of division directors reports to tribal members**

Sponsor: Vince DelaRosa

Motion by Vince DelaRosa that the division director's reports will be released in March or April, when the BC reports to the GTC on restructuring, striking any personnel related information that may be in those reports, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

##### **3. GTC stipend procedural exception**

Sponsor: Ed Delgado - **DELETED**

##### **4. Approve one new enrollment**

Sponsor: Melinda J. Danforth

Motion by David Jordan to approve the one new enrollment, seconded by Melinda J. Danforth. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

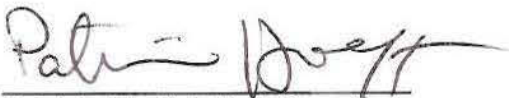
#### **E. Additions**

##### **XVII. Adjourn**

Motion by David Jordan to adjourn at 2:30 p.m., seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens

**Minutes Approved as presented/corrected on Jan. 25, 2012.**



Patricia Hoeft, Tribal Secretary  
ONEIDA BUSINESS COMMITTEE

