

Oneida Tribe of Indians of Wisconsin BUSINESS COMMITTEE



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



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

P.O. Box 365 • Oneida, WI 54155
Telephone: 920-869-4364 • Fax: 920-869-4040

ONEIDA BUSINESS COMMITTEE MINUTES REGULAR MEETING January 23, 2008 Business Committee Conference Room

Members: Gerald Danforth - Chair
Kathy Hughes - Vice Chair
Mercie Danforth - Treasurer
Patty Hoeft - Secretary
Trish King - Council member
Paul Ninham - Council member
Vince DelaRosa - Council member
Melinda J. Danforth - Council member
Edward Delgado - Council member

Excused: None

Others Present: Tim Ninham, Jim Martin, Dellora Cornelius, Lois Strong, Barb Skenandore, Lori Sackatook, Forrest Brook, Eliyabeth Sackatook, Nancy Cook, Eleanora Smith, Dawn Walschinski, Noreen Smith, Peril Huff, E. Beson, Dottie Krull, Cathy Metoxen, Greg and Vicki Matson, Marty Antone, Geraldine Danforth, Julie Denny Mark Powless, L. Cornelius, Jim Van Stippen, Cathy Bachhuber, Tina Danforth, Linda Glaser, J. Stevens, Linda Bowman, Celene Elm, Mindimoye, Wanda Diemel, Anna Summers, Debbie Danforth, Jason Johnson

Opening Prayer: Forest Brooks

Special Recognitions: None

1. **Call to Order** at 9:08 a.m. by Chairman Danforth
2. **Oath of Office**

Oneida Commission on Aging:
Eugene Danforth- Not present

Oneida Gaming Commission: Administered by Patricia Hoeft
Oscar Schuyler - Present

3. **Approval of the Agenda**
 - a. **Additions**
 - b. **Deletions**
 - c. **Moves**

Action: Motion by Mercie Danforth to approve the agenda, seconded by Trish King.
Motion carried unanimously.

4. **Minutes to be Approved**

Oneida Business Committee Regular Minutes of January 9, 2008

Action: Motion by Trish King to approve the regular minutes of Jan. 9, 2008, seconded by Mercie Danforth. Motion carried unanimously.

Oneida Business Committee Special Minutes of December 18, 2007

Action: Motion by Trish King to approve the special meeting minutes of Dec.18, 2007, seconded by Paul Ninham. Motion carried unanimously.

5. **Tabled Business - None**

6. **Reports**

- a. Oneida Nation Commission on Aging(ONCOA) (Quarterly: Jan/Apr/July/Oct)
Dellora Cornelius - 2nd meeting of the month

Action: Motion by Melinda J. Danforth to accept the Oneida Nation Commission on Aging quarterly report, seconded by Trish King. Motion carried unanimously.

- b. Oneida Health Center Ombudsman (Monthly)
Matthew Cornelius - 2nd meeting of month

Action: Motion by Ed Delgado to accept the Oneida Health Center Ombudsman monthly report, seconded by Melinda Danforth. Motion carried unanimously.

- c. Oneida Housing Authority (Quarterly: Jan/Apr/July/Oct)
Susan House - 2nd meeting of the month

Action: Motion by Kathy Hughes to accept the Oneida Housing Authority quarterly report, seconded Paul Ninham. Motion carried unanimously.

d. Oneida Tribal School Board (Quarterly: Jan/Apr/July/Oct)
Debbie Danforth - 2nd meeting of the month

Action: Motion by Ed Delgado to accept the Oneida School Board quarterly report, seconded by Patty Hoeft. Motion carried unanimously.

e. Oneida Seven Generations Corporation (Quarterly: Jan/Apr/July/Oct)
Brenda Mendolla-Buckley - 2nd meeting of the month

Action: Motion by Trish King to defer the Seven Generations Corporation quarterly report to the Feb. 6, 2008 Business Committee meeting, seconded by Paul Ninham. Motion carried unanimously.

7. Travel Reports - None

8. Follow up Reports/BC Directives from Previous Meetings

1. JET Team

RE: Valiant Implementation plan

Excerpt from January 9, 2008: Motion by Kathy Hughes to accept the report and defer to the Jan. 23, 2008 Business Committee meeting, seconded by Paul Ninham. Motion carried unanimously.

Action: Motion by Ed Delgado to approve a 3% wage increase for all employees except for those positions in the categories of Student Interns, Contract Employees, Emergency Temps, Boards, Committees and Commissions per General Tribal Council directive and such wage increase be retro active to September 30, 2007, seconded by Patty Hoeft. For: Patty Hoeft, Ed Delgado, Mercie Danforth, Vince DelaRosa. Opposed: Kathy Hughes, Paul Ninham. Abstained: Melinda J. Danforth, Trish King. Motion carried.

Action: Motion by Trish King to defer the Compensation Project for review and approval to a Special Business Committee meeting scheduled as soon as possible after Jan. 30, 2008 and prior to Feb. 6, 2008 with the Secretary's office scheduling meeting date, seconded by Paul Ninham. Motion carried unanimously.

Note: Send written comments to Councilwoman Trish King Office by Jan. 30, 2008.

2. Debbie Thundercloud

RE: Oneida Housing Authority report

Excerpt from January 9, 2008: Motion by Paul Ninham to approve a deferral of the OHA report to the Jan. 23, 2008 Business Committee meeting to allow for ONCOA comments, seconded by Trish King. Motion carried unanimously.

Action: Motion by Patty Hoeft to defer the Oneida Housing Authority report to the Feb. 20, 2008 Oneida Business Committee meeting, seconded by Kathy Hughes. Motion carried unanimously.

Action: Motion by Kathy Hughes to recess at 11:58 a.m. until 1:30 p.m., seconded by Melinda J. Danforth. Motion carried unanimously.

Back in regular session at 1:33 p.m.
Excused: Vince DelaRosa

3. Gerald Danforth RE: Oneida Enterprise Development Authority (OEDA) Board recommendation

Excerpt from January 9, 2008: Motion by Ed Delgado to defer the OEDA board recommendation to the Chair's office for review of appointment process, back at the Jan. 23, 2008 Business Committee meeting, seconded by Paul Ninham. Motion carried unanimously.

Action: Motion by Kathy Hughes to defer the Oneida Enterprise Development Authority (OEDA) Board recommendations to the Feb. 6, 2008 Business Committee agenda, seconded by Mercie Danforth. Motion carried unanimously.

Kathy Hughes chaired meeting at 2:07 p.m.

4. Debbie Thundercloud RE: Proposed Radio Station

Excerpt from August 29, 2007: Motion by Patty Hoeft to direct the General Manager to put together a well developed plan for proposing a Radio Station that would include the filing of a licensing application with the FCC, so that we are prepared with a frequency that is available in this area in the future and bring back a status report to the Business Committee January 2008, seconded by Trish King. For: Kathy Hughes, Patty Hoeft, Ed Delgado, Trish King. Abstained: Mercie Danforth. Motion carried.

Action: Motion by Ed Delgado to defer the proposed Radio Station to the Feb. 6, 2008 Business Committee meeting due to it being reassigned to Lloyd Powless, seconded by Patty Hoeft. Motion carried unanimously.

5. Debbie Thundercloud RE: Status of Census 2010 LUCA project

Excerpt from December 19, 2007: Motion by Patty Hoeft to direct the General Manager to provide a status report at the January 23, 2008 Oneida Business Committee meeting on the work on Census 2010 LUCA project, seconded by Vince DelaRosa. Motion carried unanimously.

Action: Motion by Ed Delgado to approve the U.S. Census Bureau LUCA status report,

seconded by Patty Hoeft. Motion carried unanimously.

6. Scott Wilson RE: Resolution establishing Policy for Any Organizational Changes to Create or Dissolve Divisions and Business Units of the Tribe

Excerpt from December 19, 2007: Motion by Kathy Hughes to defer the resolution establishing Policy for any Organizational Changes to Create or Dissolve Divisions and Business Units of the Tribe to January 23, 2008, seconded by Paul Ninham. Motion carried unanimously.

Action: Motion by Patty Hoeft to accept the report from the LOC Chairman that the LOC work will be coming back to the Business Committee in February 2008 regarding resolution establishing policy for any organizational changes to create or dissolve divisions and business units of the tribe, seconded by Paul Ninham. Motion carried unanimously.

7. Scott Wilson RE: Resolution establishing Policy for Wage and Salary Compensation System for the Tribe on an annual basis

Excerpt from December 19, 2007: Motion by Kathy Hughes to defer the resolution establishing Policy for Wage and Salary Compensation System for the Tribe on an annual basis to January 23, 2008, seconded by Mercie Danforth. Motion carried unanimously.

Action: Motion by Patty Hoeft to accept the report from the LOC Chairman that the LOC will be producing a report for the Business Committee in February on the resolution establishing policy for wage and salary compensation system for the Tribe on an annual basis, seconded by Ed Delgado. Motion carried unanimously.

8. Debbie Thundercloud Re: Status of Oneida 500-year Flood plain survey work

Excerpt from December 19, 2007: Motion by Patty Hoeft to direct General Manager to provide a status report on the Oneida 500-year Flood plain Survey work at the Jan. 9, 2008 Oneida Business Committee meeting, seconded by Vince DelaRosa. Motion carried unanimously.

Action: Motion by Patty Hoeft to accept the status of the Oneida 500-year Flood plain survey work, seconded by Melinda J. Danforth. Motion carried unanimously.

9. **New Business**

a. **Resolutions- None**

b. Requests

1. Tina Danforth RE: Native American Tribal Energy Corporation

Action: Motion by Ed Delgado to support the concept identified by Native American Tribal Energy Corporation (NATEC) and refer to the Treasurer to follow-up with agreement for finalization, seconded by Patty Hoeft. Motion carried unanimously.

2. Melinda J. Danforth RE: Seeking Business Committee support to assign Project Charter Team to analyze purpose, function, and authorities of all boards, committees, and commissions

Action: Motion by Melinda J. Danforth to direct the Chief of Staff to analyze purpose, function and authorities of all boards, committees and commissions and bring forward the recommendations presented to the Business Committee at the Dec. 6, 2007 Executive Staff meeting with all necessary documentation and justifications for the proposed changes, seconded Patty Hoeft. Motion carried unanimously.

3. Patty Hoeft RE: Reschedule the GTC Annual meeting of Jan. 7, 2008 to Jan. 26, 2008 at 10:00 am

Action: Motion by Patty Hoeft to reschedule the General Tribal Council Annual meeting to January 26, 2008 at 10:00 a.m. due to incimate weather of Jan. 7th, seconded by Paul Ninahm. Motion carried unanimously.

4. Patty Hoeft RE: Request to post one vacancy on Arts Board, three vacancies on Environment Resource Board, three vacancies on Personnel Commission, one vacancy Pow Wow Committee, one vacancy on Seven Gens. Corp. and four vacancies on SEOTS

Action: Motion by Patty Hoeft to approve the request to post one vacancy on the Arts Board, three vacancies on the Environmental Resource Board, three vacancies on the Oneida Personnel Commission, one vacancy on the Pow Wow Committee, one vacancy on the Seven Generations Corporation and four vacancies on the SEOTS board, seconded Ed Delgado. Motion carried unanimously.

5. Patty Hoeft RE: Request to post one vacancies on ONVAC for the term of Roy Metoxen

Action: Motion by Ed Delgado to approve posting one vacancy on the Oneida Veterans Affairs Committee for completion of Roy Metoxen's term, seconded by Patty Hoeft. Motion carried unanimously.

6. Melinda J. Danforth RE: Approve Joint OBC/OGC Quarterly Meeting minutes of January 10, 2008 with actions.

Action: Motion by Paul Ninham to approve the Joint OBC/OGC quarterly meeting minutes, seconded by Patty Hoeft. Motion carried unanimously. For: Paul Ninham, Patty Hoeft, Trish King, Melinda J. Danforth, Ed Delgado. Abstained: Mercie Danforth. Motion carried.

7. Debbie Thundercloud RE: Requesting approval of Agreement with TCH, LLC for fuel cards

Action: Motion by Patty Hoeft to move the request to approve Agreement with TCH LLC for fuel cards to executive session, seconded by Paul Ninham. Motion carried unanimously.

8. Kathy Hughes RE: Requesting Retro approval Letter of Support for Tribal Member, Doug Kiel, for UN Training Program

Action: Motion by Patty Hoeft to retro approve the letter of support for Doug Kiel for UN Training program, seconded by Ed Delgado. Motion carried unanimously.

9. Debbie Thundercloud RE: Requesting approval to forward Eric Krawczyk, Isolation/Quarantine Ordinance to the LOC for follow up and processing
Debbie Danforth

Action: Motion by Ed Delgado to refer the draft Isolation/Quarantine ordinance to LOC, seconded by Patty Hoeft. Motion carried unanimously.

10. Debbie Thundercloud RE: Balanced Scorecard objective summary and strategy map

Action: Motion by Trish King to approve the Balanced Scorecard objective summary and strategy map, seconded by Mercie Danforth. Motion carried unanimously.

11. Gerald Danforth RE: United Amerindian Center request for funding

Action: Motion by Patty Hoeft to defer the United Amerindian Center request for funding to the General Manager with a report back to the Feb. 12, 2008 Business Committee Planning meeting, seconded by Mercie Danforth. Motion carried unanimously.

12. Gerald Danforth RE: Request to enter into a Letter of Intent with the Seminole Tribe of Florida and Mashantucket Pequot Tribe

Action: Motion by Kathy Hughes to approve entering into a Letter of Intent with the Seminole Tribe of Florida and Mashantucket Pequot Tribe for the purpose of developing the Memorandum of Understanding to explore common interest, seconded by Melinda J. Danforth. For: Kathy Hughes, Ed Delgado, Melinda J. Danforth, Trish King, Paul Ninham. Abstained: Patty Hoeft, Mercie Danforth. Motion carried.

Action: Motion by Kathy Hughes to refer follow-up to this request to the Feb. 12, 2008 Planning Committee meeting, seconded by Ed Delgado. Motion carried unanimously.

Action: Motion by Paul Ninham to approve a Business Committee member to attend the ceremonial meeting in Washington, DC with the BIA to sign this Letter of Intent, seconded by Kathy Hughes. Motion carried unanimously.

13. Gerald Danforth RE: Recommendation to fill Police Commission vacancy

Action: Motion by Kathy Hughes to approve the appointment of Jody VanCuyk to the Oneida Police Commission, seconded by Ed Delgado. Motion carried unanimously.

14. Gerald Danforth RE: Department of Revenue Taxation discussion

Action: Motion by Patty Hoeft to accept the Department of Revenue Taxation report as FYI, seconded by Paul Ninham. Motion carried unanimously.

15. Gerald Danforth RE: United Way

Action: Motion by Kathy Hughes to support the request to allow United Way access to our employee base for fund-raising purposes, seconded by Patty Hoeft. For: Patty Hoeft, Kathy Hughes, Ed Delgado, Melinda J. Danforth, Opposed: Paul Ninham. Abstained: Trish King, Mercie Danforth. Motion carried.

16. Neil Cornelius RE: Commerce Proposal

Action: Motion by Mercie Danforth to defer the Commerce Proposal to the Feb. 12, 2008 Planning Committee agenda, seconded by Patty Hoeft. Motion carried unanimously.

c. Travel Requests

1. Bill Gollnick RE: Requesting for Procedural Exception to travel
Carolyn Miller policy to allow 5 FACE staff and 1 Administrator to attend training in Arlington, VA March 10-13, 2008

Action: Motion by Patty Hoeft to approve the procedural exception to the travel policy to

allow 5 FACE staff and one administrator to attend training in Arlington, VA March 10-13, 2008, seconded by Paul. Motion carried unanimously.

2. Bill Gollnick
Carolyn Miller
- RE: Requesting procedural exception to the travel policy to allow four students and two chaperones to attend the Nation AISES Science Fair in Albuquerque, NM March 27-29, 2008

Action: Motion by Ed Delgado to approve the procedural exception to the travel policy to allow four students and two chaperones to attend the AISES Science Fair in Albuquerque, NM March 27-29, 2008, seconded by Trish King. Motion carried unanimously.

10. Finance Committee

Finance Committee Minutes of October 12, 2007
Finance Committee Minutes of November 16, 2007
Finance Committee Minutes of December 14, 2007

Action: Motion Mercie Danforth to defer the Finance Committee minutes of Oct. 12, 2007, Nov. 16, 2007 and Dec. 14, 2007 to the Feb. 6, 2008 Business Committee meeting, seconded by Patty Hoeft. Motion carried unanimously.

11. Legislative Operating Committee (LOC)

For Consideration: LOC Meeting Minutes of Dec. 7, 2007

Action: Motion by Patty Hoeft to approve the Dec. 7, 2007 LOC minutes, seconded by Mercie Danforth. Motion carried unanimously.

For Consideration: LOC Meeting Minutes of December 17, 2007

Action: Motion by Patty Hoeft to approve the LOC minutes of Dec. 17, 2007, seconded by Mercie Danforth. Motion carried unanimously.

For Consideration: Resolution adopting Emergency Amendments to the Policy and Procedures for Department of Public Works Snow and Ice Removal

Action: Motion by Ed Delgado to adopt resolution 1-23-08-A emergency amendments to the policy and procedures for Department of Public Works snow and ice removal, seconded by Patty Hoeft. Motion carried unanimously.

For Consideration:

Public Hearing date on March 4, 2008 for
Labor Code

Action: Motion by Paul Ninham to approve the public hearing date of Mar. 4, 2008 for the Labor Code, seconded by Patty Hoeft. Motion carried unanimously.

For Consideration:

Public Hearing date on March 4, 2008 for
General Tribal Council Payment Policy

Action: Motion by Patty Hoeft to approve the public hearing date of Mar. 4, 2008 for General Tribal Council Payment Policy, seconded by Ed Delgado. Motion carried unanimously.

12. **Treasurer's Report - None**
13. **Oneida Business Committee Planning - None**
14. **Executive Staff Meeting - None**
15. **Legislative Affairs Update**

a. Sewer Extension on Packerland Drive

Excerpted from January 9, 2008: Deferred

Action: Motion by Trish King to defer to the Village of Hobart Sewer Extension on Packerland Drive to the General Manager for follow up at the next Executive Staff meeting of Feb. 7, 2008, seconded by Patty Hoeft. Motion carried unanimously.

Action: Motion by Mercie Danforth to go into executive session at 3:14 p.m., seconded by Paul Ninham. Motion carried unanimously.

Action: Motion by Patty Hoeft to come out of executive session at 4:10 p.m., seconded by Mercie Danforth. Motion carried unanimously.

16. **Executive Session**
 - a. **Tabled Business - None**
 - b. **Old Business - None**
 - c. **New Business**

1. Kathy Hughes

RE: Dorsey Letter Release

Action: Motion by Patty Hoeft to release the Dorsey & Whitney letter dated December 18,

2007, seconded by Mercie Danforth. For: Patty Hoeft, Ed Delgado, Mercie Danforth, Trish King, Paul Ninham. Abstain: Melinda J. Danforth. Motion carried.

2. Vince DelaRosa RE: Godfrey and Kahn Invoice

Action: Motion by Patty Hoeft to approve the procedural exception to the Tribe's attorney policy for retro approval of the LOC work with Godfrey and Kahn in July 2007 at a cost not to exceed \$1,429.00, seconded by Paul Ninham. For: Patty Hoeft, Ed Delgado, Mercie Danforth, Trish King, Paul Ninham. Abstained: Melinda J. Danforth. Motion carried.

3. Debbie Thundercloud RE: Requesting approval of Agreement with TCH, LLC for fuel cards

Action: Motion by Trish King to approve the contract with Transportation Clearing House (TCH) LLC for fuel cards, seconded by Ed Delgado. Motion carried unanimously.

d. Legislative Affairs Update - None

e. Attorney Brief

1. Prospera Foreclosure

Action: Motion by Patty Hoeft to approve participating in the lawsuit and waiving the Tribe's sovereign immunity for the limited purpose of affirming the Oneida Tribe's interest in a portion of the property and also to acknowledge the Tribe's Right of First Refusal on the property, being subordinate to Prospera's interest in the property and consenting to the disposition of the Tribes' conservation easement required by the Indian Reorganization Act, seconded by Paul Ninham. For: Patty Hoeft, Ed Delgado, Mercie Danforth, Trish King, Paul Ninham. Abstained: Melinda J. Danforth. Motion carried.

2. Stormwater Assessment Update - Verbal

Action: Motion by Patty Hoeft to schedule a Special Business Committee Meeting January 30, 2008 regarding the Stormwater Utility Assessment, seconded by Mercie Danforth. Motion carried unanimously.

f. Audit Committee

Audit Committee Minutes of Oct. 25, 2007

Action: Motion by Ed Delgado to approve the Audit Committee minutes of Oct. 25, 2007,

seconded by Patty Hoeft. Motion carried unanimously.

Audit Committee Minutes of Nov. 30, 2007

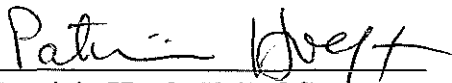
Action: Motion by Patty Hoeft to approve the Audit Committee Minutes of Nov. 30, 2007, seconded by Patty Hoeft. Motion carried unanimously. |

g. Oneida Enterprise Development Authority

Recess/Adjourn

Action: Motion by Melinda J. Danforth to adjourn at 4:16 p.m., seconded by Mercie Danforth. Motion carried unanimously.

Minutes Approved as presented/corrected on February 6, 2008.



Patricia Hoeft, Tribal Secretary
ONEIDA BUSINESS COMMITTEE