



Oneida Business Committee

Regular Meeting
9 a.m. Wednesday, January 26, 2011
BC Conference Room, 2nd floor, Norbert Hill Center

Minutes

Present: Kathy Hughes, Vice-Chair, Tina Danforth, Treasurer, Patty Hoeft, Secretary, Melinda Danforth, Council Member, Ed Delgado, Council Member, Ron "Tehassi" Hill Jr., Council Member, Trish King, Council Member

Excused: Rick Hill, Chairman, Brandon Stevens, Council Member

Others Present: Kitty Melchert, Tracy Williams, Barb Dickson, Margaret Stevens, Mirac Ellis, Steve Yahnke, Jennifer Hill-Kelley, Vicky Matson, RJ Webster, JoJo Santiago, Sue Daniels, Sabrina King, Tina Webster, Barb Kolitsch, Winnifred Thomas, Janice McLester, RC Metoxen, Linda Torres, Charlene Smith, Tami Hill, Marquita Hill

Recognition: "40 under 40" awards presented to Councilwoman Melinda Danforth and Margaret Stevens by NIGA Chairman Ernie Stevens Jr.

I. Call to Order and Roll Call by Kathy Hughes at 9:20 a.m.

II. Opening by JoJo Santiago

III. Approve the agenda

Motion by Tina Danforth to approve the agenda with the additions: Travel request by Tina Danforth to UTE Tribal Council meeting, and executive session report from Oneida Residential Community Care Center, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

IV. Oaths of Office administered by Patty Hoeft

Oneida Airport Hotel Corporation

Steven Yahnke - present

Oneida Nation Veterans Affairs Committee

Loretta V. Metoxen - present

V. Minutes to be approved

1. Jan. 12 Business Committee minutes

Motion by Tina Danforth to approve the Jan. 12 Business Committee minutes, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

VI. Resolutions

1. Amending the Corp. Charter of Oneida Seven Generations Corp.

Sponsor: Kathy Hughes

Motion by Melinda Danforth to adopt resolution 01-26-11-A Amending the Corporate Charter of Oneida Seven Generations Corporation and that official notice is sent from the Chairman's office to Oneida Seven Generations that this has been done, seconded by Tina Danforth. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

2. Amending the Corp. Charter of Oneida Airport Hotel Corp.

Sponsor: Kathy Hughes

Motion by Melinda Danforth to adopt resolution 01-26-11-B Amending the Corporate Charter for the Oneida Airport Hotel Corporation and that upon adoption of the resolution that the Oneida Airport Hotel Corporation be notified of this change, seconded by Tina Danforth. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

3. Amending the Corp. Charter of Oneida Enterprises Development Authority

Sponsor: Kathy Hughes

Motion by Melinda Danforth to adopt the resolution 01-26-11-C Amending the Corporate Charter for the Oneida Enterprises Development Authority and upon the adoption that Oneida Enterprises Development Authority is notified of the change, seconded by Tina Danforth. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

4. Amending the Corp. Charter of Oneida Golf Enterprises Corp.

Sponsor: Kathy Hughes

Motion by Melinda Danforth to adopt the resolution 01-26-11-D Amending the Corporate Charter of Oneida Golf Enterprises Corporation and upon the adoption of the resolution that the Oneida Golf Enterprises Corporation is notified of this change, seconded by Tina Danforth. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

5. Amending the Corp. Charter of Oneida Nation Electronics, Inc.

Sponsor: Kathy Hughes

Motion by Melinda Danforth to adopt resolution 01-26-11-E Amending the Corporate Charter of Oneida Nation Electronics, Inc. and upon adoption of the resolution Oneida Nation Electronics, Inc. will be notified of the change, seconded by Tina Danforth. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

6. Amending the Corp. Charter of Oneida Total Integrated Enterprises, LLC

Sponsor: Kathy Hughes

Motion by Melinda Danforth to adopt resolution 01-26-11-F Amending the Corporate Charter of Oneida Total Integrated Enterprises, LLC and that upon adoption this resolution the Oneida Total Integrated Enterprise, LLC shall be notified of the changes, seconded by Tina Danforth. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

VII. Board, Committee and Commission quarterly reports

1. Oneida Nation Veterans Affairs

Sponsor: Chris Cornelius

Motion by Patty Hoeft to defer the Oneida Nation Veterans Affairs quarterly report to the next Business Committee meeting, seconded by Trish King. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

2. Oneida Powwow Committee

Sponsor: Lloyd Powless

Motion by Patty Hoeft to accept the Oneida Powwow Committee quarterly report, seconded by Trish King. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

Motion by Patty Hoeft to approve the request to post for one vacancy on the Oneida Powwow Committee, seconded by Tina Danforth. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

Motion by Patty Hoeft that the Powwow Committee Chairman bring back to the next Business Committee meeting the request regarding the second vacancy and the process on how to deal with that vacancy, seconded by Ed Delgado. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

3. South Eastern Oneida Tribal Services

Sponsor: Debra Fabien

Motion by Patty Hoeft to approve to re-post one vacancy created by the resignation of Kim-Nash Walker, seconded by Tina Danforth. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

Motion by Patty Hoeft to accept the South Eastern Oneida Tribal Services quarterly report, seconded by Trish King. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

4. Oneida Personnel Commission

Sponsor: Susan Daniels

***Excerpt from Jan. 12:** Motion by Patty Hoeft to defer the Oneida Personnel Commission quarterly report to the Jan. 26 Business Committee meeting, seconded by Brandon Stevens. Motion carried unanimously.*

Motion by Melinda Danforth to accept the Oneida Personnel Commission quarterly report and request the Oneida Personnel Commission to provide a statistical report on the overturn and remanded decisions from the Appeals Commission, seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

VIII. Standing Committees

A. Legislative Operating Committee

1. Dec. 15 LOC minutes

Sponsor: Trish King

Motion by Melinda Danforth to approve the Dec. 15, 2010 Legislative Operating Committee minutes, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

2. Jan. 7 LOC special minutes

Sponsor: Trish King

Motion by Ed Delgado to approve the Jan. 7 Legislative Operating Committee special minutes, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

3. Jan. 10 LOC special minutes

Sponsor: Trish King

Motion by Patty Hoeft to approve the Jan. 10 Legislative Operating Committee special minutes, seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

4. Budget management act report

Sponsor: Trish King

Motion by Tina Danforth to accept the budget management act report update, seconded by Ed Delgado. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

5. Early return to work

Sponsor: Trish King

Motion by Ron "Tehassi" Hill Jr. to adopt resolution 01-26-11-G Early Return to Work Amendments, seconded by Trish King. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

6. Judiciary and LPA reports

Sponsor: Trish King

Motion by Ed Delgado to approve the Judiciary and LPA community meetings reports, seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

7. Vacation/Personal accrual memo

Sponsor: Trish King

Motion by Melinda Danforth to forward a memo to General Tribal Council recommending support amend the personnel and policies and procedures to cap vacation and personal day accumulation and notifying them that the Business Committee is declining the amendment to decrease the number of personal day accrual, seconded by Ed Delgado. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

B. Finance Committee

1. Jan. 21 Finance Committee minutes

Sponsor: Tina Danforth

Motion by Ed Delgado to approve the Jan. 21 Finance Committee minutes, seconded by Ron "Tehassi" Hill Jr. Motion carried with two abstentions:

Ayes: Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King

Abstained: Melinda Danforth, Tina Danforth

Excused: Rick Hill, Brandon Stevens

IX. Travel

A. Travel requests

1. Tribal Technical Advisory Group meeting Feb. 23-24, Washington D.C.

Sponsor: Kathy Hughes

Motion by Trish King to approve Vice-Chair Kathy Hughes to attend the Tribal Technical Advisory Group meeting Feb. 23-24, Washington D.C. and note all expenses are paid for by Tribal Technical Advisory Group, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

**2. 13th National HHS Tribal Budget Formulation and Consultation March 2-4,
Washington D.C.**

Sponsor: Kathy Hughes

Motion by Melinda Danforth to approve Vice-Chair Kathy Hughes to attend the 13th National HHS Tribal Budget Formulation and Consultation March 2-4, Washington D.C. and note that all expenses are paid for by Health Research Advisory Council, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

3. M.A.S.T. Impact week March 28-30, Washington D.C.

Sponsor: Kathy Hughes

Motion by Tina Danforth to approve Vice-Chair Kathy Hughes to attend the Midwest Alliance of Sovereign Tribes Impact week March 28-30 along with Councilman Ron "Tehassi" Hill Jr., seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

4. Native American Finance Officer's Association conference March 21-24, Pala, CA

Sponsor: Tina Danforth

Motion by Trish King to approve Treasurer Tina Danforth to attend the Native American Finance Officer's Association conference March 21-24, Pala, CA along with Chairman Rick Hill, seconded by Ron "Tehassi" Hill Jr. Motion carried with one abstention:

Ayes: Melinda Danforth, Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish
King

Abstained: Tina Danforth

Excused: Rick Hill, Brandon Stevens

5. Retro-approve Bio-Energy Council bi-monthly meeting Jan. 25, Madison, WI

Sponsor: Ron "Tehassi" Hill Jr.

Motion by Ed Delgado to retro-approve Councilman Ron "Tehassi" Hill Jr. to attend the Bio-Energy Council bi-monthly meeting Jan. 25, Madison, WI, seconded by Patty Hoeft. Motion carried with one abstention:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Patty Hoeft, Trish King

Abstained: Ron "Tehassi" Hill Jr.

Excused: Rick Hill, Brandon Stevens

6. Fee-to-Trust Environmental meeting Feb. 10, Ft Snelling, MN

Sponsor: Kathy Hughes

Motion by Patty Hoeft to approve Vice-Chair Kathy Hughes to attend the Fee-to-Trust Environmental meeting Feb. 10, Fort Snelling, MN along with Councilwoman Trish King, seconded by Tina Danforth. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

7. Community meetings for tribal constitution secretarial election process for Councilwoman Danforth and Assistant Lisa Summers in Chicago, IL, Minneapolis, MN, Phoenix, AZ, Albuquerque, NM, Oakland, CA, San Bernardino, CA, Oneida, WI, Milwaukee, WI

Sponsor: Melinda Danforth

Motion by Ed Delgado to approve Councilwoman Melinda Danforth and Assistant Lisa Summers to attend community meetings for the tribal constitution secretarial election process in Chicago, IL, Minneapolis, MN, Phoenix, AZ, Albuquerque, NM, Oakland, CA, San Bernardino, CA, Oneida, WI, Milwaukee, WI, seconded by Ron "Tehassi" Hill Jr. Motion carried with one abstention:

Ayes: Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King

Abstained: Melinda Danforth

Excused: Rick Hill, Brandon Stevens

Amendment by Tina Danforth to ask Councilwoman Melinda Danforth to provide a plan of action with specific location and information and that any other council members be allowed to attend in the event it fits their schedule or if they are available to participate, seconded by Ron "Tehassi" Hill Jr. Motion carried with one abstention:

Ayes: Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King

Abstained: Melinda Danforth

Excused: Rick Hill, Brandon Stevens

X. GTC

1. Approve Aug. 27, 2011 GTC FY2012 budget meeting date

Sponsor: Patty Hoeft

Motion by Tina Danforth to approve the date of Aug. 27, 2011 for the GTC FY2012 budget meeting, seconded by Trish King. Motion carried with one opposed:

Ayes: Melinda Danforth, Tina Danforth, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King

Opposed: Ed Delgado

Excused: Rick Hill, Brandon Stevens

XI. Follow-ups/BC directives

1. Proclamation of Purcell Powless Remembrance Day Every Nov. 5

Sponsor: Kathy Hughes

Excerpt from Jan. 12: Motion by Patty Hoeft to defer to the Jan. 26 Business Committee meeting for consideration, seconded by Kathy Hughes. Motion carried unanimously.

Motion by Patty Hoeft to adopt the proclamation setting Nov. 5 as the Purcell Powless Remembrance Day, seconded by Tina Danforth. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

Motion by Tina Danforth that the responsibility for the annual fundraiser and assuring that the \$100 general fund donation is made and administered is through the Treasurer's office or his or her designee, seconded by Ed Delgado. Motion carried with one abstention:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Trish King

Abstained: Patty Hoeft

Excused: Rick Hill, Brandon Stevens

2. Proposal and cost analysis to require all Oneida employees to use Oneida language starting in FY2011

Sponsor: Debbie Thundercloud

***Excerpt from Nov. 24, 2010:** Motion by Patty Hoeft to adopt the implementation plan with follow-up back in 30 days on how to phase in this expectation as a performance requirement in the organization so that it's not viewed as a punishment but to create some incentives to make this happen, seconded by Ed Delgado. Motion carried unanimously.*

Motion by Patty Hoeft to accept the verbal update and to refer it back to the General Manager to provide a written report on how it will be implemented to be brought back in 30 days, seconded by Ron "Tehassi" Hill Jr. Motion carried with one opposed:

Ayes: Melinda Danforth, Tina Danforth, Ron "Tehassi" Hill Jr., Patty Hoeft,
Trish King

Opposed: Ed Delgado

For the record: Ed Delgado said I will not support any plan unless it is clear to me that employees will not be punished and that the cost of this plan is not unreasonable.

Excused: Rick Hill, Brandon Stevens

3. Parent Policy Leave Emergency Amendments

Sponsor: Executive Managers

***Excerpt from Sept. 22, 2010:** Motion by Patty Hoeft to approve to accept the recommendation to allow the Parent Policy Leave Emergency Amendments to expire and to direct the executive managers to require detailed documentation of how the Parent Policy Leave is implemented and to report those findings to the Business Committee in 90 days, seconded by Melinda Danforth. Motion carried unanimously.*

Motion by Patty Hoeft to defer the Parent Policy Leave Emergency Amendments to the Feb. 9 Business Committee meeting, seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

XII. New Business/Requests

1. Re-establish the Oneida Health Board and by-laws

Sponsor: Ed Delgado

Motion by Ed Delgado that the General Manager and Vice-Chairwoman Kathy Hughes get together to provide a report within the next 45 days regarding how we could establish some kind of health board or review board for the Oneida Tribe and Oneida Health Center, seconded by Melinda Danforth. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

2. OBC resolution 11-24-10-C Sole source contracting for Oneida and Indian owned businesses

Sponsor: Ed Delgado

Motion by Ed Delgado that the quarterly report on the Sole Source come back in 45 days that it contain any concerns from Purchasing, Accounting, Management, Gaming and vendors, seconded by Trish King. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

XIII. Additions

1. Travel request to UTE mountain Feb. 8

Sponsor: Tina Danforth

Motion by Ed Delgado to approve Treasurer Tina Danforth to attend the UTE Tribal Council meeting, Feb. 8, seconded by Ron "Tehassi" Hill Jr. Motion carried with two abstentions:

Ayes: Melinda Danforth, Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft,

Abstained: Tina Danforth, Trish King

Excused: Rick Hill, Brandon Stevens

XIV. Action in open session on items from Executive Session Discussion meeting of Jan. 25, 2011

A. Executive Managers reports

1. Gaming General Manager bi-monthly report

Excerpt from Dec. 8, 2010: Motion by Trish King to support gaming to move forward with initial On-line Gaming development contract as phase I to not exceed \$35,000 for the first six weeks to include the deliverables of the following operating model, infrastructure model and business and technical requirements that identify resources in the community and Oneida organization to assist with carrying out the tasks, seconded by Ron "Tehassi" Hill Jr. Motion carried with one abstention.

Excerpt from Dec. 8, 2010: Amendment to the motion by Ed Delgado to approve the contract contingent upon background check by the Oneida Gaming Commission, seconded by Melinda Danforth. Motion carried with one abstention.

Motion by Patty Hoeft to accept the Gaming General Manager bi-monthly report, seconded by Tina Danforth. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

a. Bally and marketing presentation

Motion by Ed Delgado to approve the Bally and marketing presentation, seconded by Tina Danforth. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

2. Chief Counsel report

Motion by Patty Hoeft to accept the Chief Counsel report on the status of litigation, seconded by Trish King. Motion carried with one abstention:

Ayes: Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King

Abstained: Melinda Danforth

Excused: Rick Hill, Brandon Stevens

B. Follow-ups/BC directives

1. Oneida Health Center evaluation

Sponsor: Debbie Thundercloud

Excerpt from Jan. 12: Motion by Ed Delgado to direct the General Manager to bring back in two weeks an evaluation of the Oneida Health Center's current procedure on diagnosing open sores on clients and such an evaluation to include recommendations to ensure that diagnosis and treatment are timely, seconded by Patty Hoeft. Motion carried with two abstentions.

Motion by Ed Delgado to approve the verbal report from Dr. Vir on the Oneida Health Center evaluation, seconded by Tina Danforth. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

2. Tax exempt revenue report

Sponsor: Larry Barton

Excerpt from Nov. 10, 2010: Motion by Trish King to direct the CFO to put a team together for the purpose of accessing and identifying tax exempt revenues with a report due back in 60 days, seconded by Ed Delgado. Motion carried with one abstention.

Motion by Ed Delgado to accept the tax exempt revenue report as information, seconded by Tina Danforth. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

3. Legal Resource attorney contract extension for Charlene Smith

Sponsor: Debbie Thundercloud

Excerpt from Dec. 8, 2010: Motion by Patty Hoeft to approve the Legal Resource contract extension for 45 days, seconded by Ron "Tehassi" Hill Jr. Motion carried with two abstentions.

Motion by Tina Danforth to approve the Legal Resource Attorney contract extension for Charlene Smith retro-active to Oct. 1, 2010 with the contract ending Sept. 30, 2013, seconded by Trish King. Motion carried with one abstention:

Ayes: Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King

Abstained: Melinda Danforth,

Excused: Rick Hill, Brandon Stevens

Motion by Trish King to accept the presentation as information, seconded by Tina Danforth. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

C. New Business/Requests

1. Enterprise and Governmental 401(k) plan renewals

Sponsor: Larry Barton/Terry Cornelius

Motion by Tina Danforth to adopt resolution 01-26-11-H to Approve Restatement of Tribal Retirement Plans and Authorize IRS Determination Letter Applications, seconded by Patty Hoeft. Motion carried with one abstention:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Patty Hoeft, Trish King

Abstained: Ron "Tehassi" Hill Jr.

Excused: Rick Hill, Brandon Stevens

2. Descendants and Indian preference in hiring

Sponsor: Trish King

Motion by Melinda Danforth to accept the descendants and Indian preference in hiring as information, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

3. BC direct reports annual evaluations

Sponsor: Melinda Danforth

Motion by Trish King to approve to proceed with the annual evaluations beginning Feb. 1, 2011, seconded by Tina Danforth. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

4. Reconsider Seven Generations Corporation Board appointment

Sponsor: Rick Hill

Motion by Patty Hoeft to deny the reconsideration of the Oneida Seven Generations Corporation Board appointment, seconded by Ed Delgado. Motion carried with one abstention:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Patty Hoeft, Trish King

Abstained: Ron "Tehassi" Hill Jr.

Excused: Rick Hill, Brandon Stevens

5. Enrollment issue

Sponsor: Ed Delgado

Motion by Trish King to have the Business Committee review the materials submitted and for follow-up on three directives: no. 1: Request a legal opinion regarding the authority of the Trust Committee to over-turn a Business Committee 1971 decision, no. 2: Request a recommendation from the Trust Committee regarding the enrollment at 4/4, and no. 3: Request a legal opinion regarding the applicability of the base rolls and that this be brought back at the Feb. 9 Business Committee meeting, seconded by Melinda Danforth. Motion withdrawn.

Motion by Patty Hoeft to direct the legal opinion regarding the authority of the Trust Committee to over-turn the Business Committee 1971 decision due at the Feb. 9 Business Committee meeting. Motion failed due to lack of seconded.

Motion by Trish King to request a recommendation from the Trust Committee regarding the enrollment at 4/4, seconded by Melinda Danforth. No vote.

Motion by Tina Danforth to recess at 11:57 a.m. until 1:30 p.m., seconded by Ed Delgado. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

Meeting called to order at 1:35 p.m., by Vice-Chairwoman Kathy Hughes.

Motion by Ron "Tehassi" Hill Jr. to go into executive session at 1:35 p.m., seconded by Trish King. Motion carried unanimously:

Ayes: Melinda Danforth, Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King

Excused: Tina Danforth, Rick Hill, Brandon Stevens

Motion by Trish King to come out of executive session at 2:31 p.m., seconded by Ron "Tehassi" Hill Jr.
Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

Motion by Trish King to direct the Law Office to provide a legal opinion on the validity of the base roll of the tribe and the validity of any entity to modify the base roll of the tribe and for that opinion to come back at the Feb. 23 Business Committee meeting, seconded by Patty Hoeft. Motion carried with one abstention:

Ayes: Melinda Danforth, Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King

Abstained: Tina Danforth

Excused: Rick Hill, Brandon Stevens

6. Oneida Personnel Commission appointment out of compliance with by-laws

Sponsor: Susan Daniels

Motion by Patty Hoeft to deny the request from the Personnel Commission, seconded by Trish King.
Motion carried with two abstentions:

Ayes: Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King

Abstained: Melinda Danforth, Tina Danforth

Excused: Rick Hill, Brandon Stevens

D. Audit Committee

1. Oct. 28, 2010 Audit Committee minutes

Sponsor: Ed Delgado

Motion by Patty Hoeft to approve the Oct. 28, 2010 Audit Committee minutes, seconded by Ed Delgado. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

2. Internal Audit report of October and Attachment A

Sponsor: Ed Delgado

Motion by Patty Hoeft to approve the Internal Audit report of October 2010 and Attachment A, seconded by Ed Delgado. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

3. Player Tracking compliance audit

Sponsor: Ed Delgado

Motion by Ed Delgado to lift confidentiality and to approve the Player Tracking Compliance audit, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

4. Bingo compliance audit

Sponsor: Ed Delgado

Motion by Ed Delgado to lift confidentiality and to approve the Bingo Compliance FY2010 audit, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

5. Information technology compliance audit

Sponsor: Ed Delgado

Motion by Ed Delgado to lift confidentiality and to approve the Information Technology Compliance FY2010 audit, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

Motion by Trish King that the information technology compliance audit be referred to the MIS Steering Committee for follow-up and compliance, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

6. Authority to waive tribal regulations

Sponsor: Ed Delgado

Motion by Ed Delgado that the Tribal Chairman write a letter to Gaming management directing that they reinstitute variance investigations regarding the waiving of tribal regulations, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

Motion by Ed Delgado to have the Tribal Chairman write a letter to Oneida Gaming Commission informing them that waiving regulatory requirements exceeds authority of the Commission, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

E. Additions

1. ORCCC report

Sponsor:

Main motion by Trish King to support the continuing of the project as priority for all involved and for that to include a limited redesigning staying on schedule for construction to begin late summer or early fall, seconded by Ed Delgado. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

Amendment to the main motion by Tina Danforth that a report brought back on Feb. 9 giving us the detail to address the redesign and re-engineering issues that were in the report submitted to us and that the guaranteed maximum pricing be considered, seconded by Ed Delgado. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

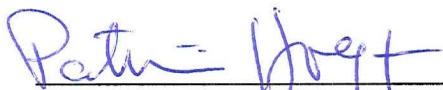
XV. Adjourn

Motion by Trish King to adjourn at 2:43 p.m., seconded by Melinda Danforth. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,
Patty Hoeft, Trish King

Excused: Rick Hill, Brandon Stevens

Minutes Approved as presented/corrected on Feb. 09, 2011.



Patricia Hoeft, Tribal Secretary
ONEIDA BUSINESS COMMITTEE