



Oneida Business Committee

Regular Meeting

9 a.m. Wednesday, April 11, 2012

BC Conference Room, 2nd 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: Barb Skenandore, Sandra Dennett, Edward Metoxen, Tom Oudenhoven, Lisa Skenandore, Eric Boulanger, Marty Antone, Rich VanBoxtel, Kaylynn Gresham, Antonio Doxtator, Judy Cornelius Hawk, Pearl McLester, Dan Hawk, RC Metoxen, Gerald W. Jordan, Dale P. Wheelock, Chad Wilson, Laura Manthe, Barb Dickson, Sylvia Cornelius, Tonya Boucher, Gina Buenrostro, Gene Red Hail, Pat Pelky, Elaine Cornelius, Charlene Smith, Marsha Danforth, Kenneth House, Leah Stroobants, Debbie Danforth, Janice McLester, Winnifred Thomas, Dianne McLester-Heim, Cathy L. Metoxen, Fred Muscavitch, Kitty Melchert, Sayokla Williams, Susan White

I. Call to Order and Roll Call by Chairman Ed Delgado at 9:03 a.m.

II. Opening by Ed Delgado

III. Approve the agenda

Motion by Patty Hoeft to approve the agenda with the following addition: 1) 2012 Coordinated Tribal Assistance Solicitation grant application and resolution and delete: 1) under the Legislative Operating Committee section, item number four as it is listed twice, seconded by David Jordan. Motion carried unanimously:

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

Not present: Brandon Stevens

IV. Oaths of Office – administered by Patty Hoeft

1. **Oneida Police Officer** – Edward Metoxen

2. **Oneida Personnel Commission** – Sandra Dennett

3. **Oneida Environmental Resource Board** – Tom Oudenhoven, Judy Cornelius Hawk, Richard Baird, Gerald Jordan

4. **Oneida Arts Board** – Sylvia Cornelius, Nicholas Reynolds

V. Minutes to be approved

1. **March 28, 2012**

Motion by Patty Hoeft to approve the minutes with two corrections: 1) Add Debbie Danforth as a sponsor to section XIV.4 and Ed Delgado as a sponsor to section XIV.5, 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

VI. Resolutions

VII. Directors and Managers quarterly reports

1. **Oneida Housing Authority** – Dale Wheelock

Motion by David Jordan to accept the Oneida Housing Authority quarterly report, 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

2. **Self-Governance** – Chris Johns

Motion by Paul Ninham to accept the Self-Governance quarterly report, seconded by Greg Matson. Motion carried unanimously:

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

3. Ombudsman – Dianne McLester-Heim

Motion by Paul Ninham to accept the Ombudsman 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

4. Emergency Management – Marty Antone

Motion by Patty Hoeft to accept the Emergency Management quarterly report, 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

Motion by Brandon Stevens that on behalf of the Chairman's office, Councilman Ninham and Vice Chairman Matson meet with Emergency Management and Oneida Police Commission to vet this issue out, seconded by Greg Matson. Motion carried unanimously:

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

5. Environmental, Health & Safety Division – Pat Pelky

Motion by Tina Danforth to approve the Environmental, Health & Safety Division 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

VIII. Board, Committee and Commissions

A. Appointments

1. Request to post one parent vacancy on Oneida Tribal School Board

Motion by Paul Ninham to repost one parent vacancy on the Oneida Tribal School 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

B. Quarterly reports

1. Oneida Election Board – Jay Rasmussen, Chairman

Excerpt from March 28, 2012: Motion by Patty Hoeft to refer the Oneida Election Board quarterly report to the next Business Committee meeting, seconded by David Jordan. Motion carried unanimously.

Motion by Patty Hoeft to defer the Oneida Election Board 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

2. Environmental Resource Board – Tom Oudenhoven, Chairman

Motion by David Jordan to accept the Environmental Resource quarterly report, 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

3. Oneida Gaming Commission – Shirley Hill, Chairwoman

Motion by Patty Hoeft to defer the Oneida Gaming Commission quarterly report for two weeks and the liaison to the Gaming Commission, Councilman Jordan, will work with them to ensure that we have a 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

4. Oneida Personnel Commission – Susan Daniels, Chairwoman

Motion by Brandon Stevens to accept the Oneida Personnel Commission quarterly report, seconded by David Jordan. Motion carried unanimously:

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

Not present: Tina Danforth

IX. Standing Committees

A. Legislative Operating Committee – Melinda J. Danforth, Chairwoman

1. Quarterly report

Motion by Patty Hoeft to accept the Legislative Operating Committee quarterly report, 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. March 21, 2012 meeting minutes

Motion by Patty Hoeft to accept the March 21, 2012 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. Forward to GTC for approval the Personnel Policies and Procedures amendments relating to capping vacation and personal time accumulation

Motion by David Jordan to approve forwarding to GTC for approval the Personnel Policies and Procedures amendments relating to capping vacation and personal time accumulation. (he just made a motion to approve), 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

B. Finance Committee – Treasurer Tina Danforth, Chairwoman

1. April 9, 2012 meeting minutes and e-poll

Motion by Tina Danforth to approve the April 9, 2012 Finance Committee meeting minutes and e-poll, 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

C. Community Development Planning Committee – Vince DelaRosa, Chairman

D. Quality of Life – Paul Ninham, Chairman

X. General Tribal Council

1. Set dates for special GTC election July 7, 2012 and Caucus May 5, 2012

Sponsor: Stephanie Muscavitch, Oneida Election Board Vice Chairwoman

Motion by David Jordan to approve to set dates for special GTC election July 7, 2012 and Caucus May 5, 2012, 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: Patty Hoeft stated that the election this July 7, will include three seats on the Oneida Appeals Commission, each seat three years in length.

2. Preparation for semi-annual GTC meeting July 2, 2012, Radisson Hotel, Oneida

Sponsor: Patty Hoeft

Motion by David Jordan to approve, seconded by Tina Danforth. Motion withdrawn.

Motion by David Jordan to defer for two weeks, with a follow up report provided and specify what time the meeting will be held, seconded by Paul Ninham. Motion carried with one abstention:

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

Abstained: Tina Danforth

XI. Unfinished Business

1. Approve memorandum of agreement (MOA) – Business Committee and Trust/Enrollment Committee

Sponsor: Melinda J. Danforth

Excerpt from March 28, 2012: Motion by Patty Hoeft to defer this item to the April 11 Business Committee meeting, seconded by Vince DelaRosa. Motion carried unanimously.

Motion by Vince DelaRosa to defer this item back to the Trust Committee, so that they can weigh in on the question of Division Director as it's titled in the draft we have before us, 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

XII. New Business/Requests

1. Rescind Business Committee blanket travel authorization for BC liaison areas

Sponsor: Ed Delgado

Motion by Brandon Stevens to rescind Business Committee blanket travel authorization for BC liaison areas, seconded by Patty Hoeft. Motion carried with one opposition:

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

Opposed: Tina Danforth

For the record: Tina Danforth stated I opposed because one, the document that you submitted says that it would increase transparency of where and how we spend our time when we are not in the offices, from 8 to 4:30. While that may be an issue, it doesn't address the issue by rescinding a blanket travel order. The other thing too is, it also increases the cost of travel because by the time things come here to get approved, then it goes on to the concur system and once it's on a concur system, then it has to get approved by an officer and once an officer approves it then the tickets and hotel accommodations can be made. Until that is done, we can't make any bookings and now we can't book in advance and get lower fares. I actually had a case, where I had a travel request in the queue for concur and for some reason it didn't get approved by an officer and it was never noticed to my office and the day before my trip, I find out that because it was never approved in the queue for concur, it didn't get booked and because it didn't get booked, we lost the fare and because we lost the fare, then I had to get a very late fare notice. I was never informed until the day before that it never got approved. So that issue is going to continue to happen probably even more so because again, they're not getting approved through the system, because they have to get approved here and once they're approved here they have to get approved by an officer and it really increases the amount of fares. Those fares are only locked in for 24 hours and if you don't get to it in 24 hours it's gone.

XIII. Travel

A. Travel Reports

1. Treaty of Canandaigua, Nov. 9-13, 2011, Canandaigua, NY

Sponsor: Patty Hoeft

Motion by Vince DelaRosa to approve the travel report along with the recommendation that we work with our Cultural Heritage Department to see if they can find a way to ensure somehow our Tribe is connected to this event on a regular basis, 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

B. Travel Requests

1. Indian Health Service Bemidji Area pre-negotiation meeting, May 15-17, 2012, Bloomington, MN

Sponsor: Melinda J. Danforth

Motion by Paul Ninham to approve the travel request, seconded by Patty Hoeft. 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. U.S. Dept. of Veterans Affairs 1st Central Region conference for Tribal leaders, Veterans and Veteran service providers, April 17-18, 2012, Minneapolis, MN

Sponsor: Ed Delgado

Motion by Patty Hoeft 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

3. Indian Law Conference 37th Annual, April 19-20, 2012, Santa Fe, NM

Sponsor: Patty Hoeft

Motion by Patty Hoeft to delete from the agenda, 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. Native Nations Institute (NNI) International Advisory board meeting, April 24-27, 2012, Albuquerque, NM

Sponsor: Patty Hoeft

Motion by Brandon Stevens to approve the travel request, 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: Patty Hoeft stated these travel expenses are paid by NNI.

XIV. Additions

1. 2012 Coordinated Tribal Grant Solicitation (CTAS) – Oneida Tribal Resolution

Sponsor: Joanie Buckley

Motion by Melinda J. Danforth to adopt resolution 04-11-12-A 2012 Coordinated Tribal Grant Solicitation (CTAS), 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

XV. Action in open session on items from Executive Session Discussion meeting of April 10, 2012

A. Reports

1. New York land claim settlement update – Ed Delgado/Diane House

Excerpt from March 28, 2012: Motion by Patty Hoeft to direct the Chairman to send another letter and to report back in two weeks, seconded by Paul Ninham. Motion carried unanimously.

Motion by Patty Hoeft to accept the verbal update, seconded by Brandon Stevens. Motion carried with three abstentions:

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

Abstentions: Melinda J. Danforth, Tina Danforth, Vince DelaRosa

2. Chief Counsel report – Jo Anne House

a. Contract and limited waiver of sovereign immunity: LexisNexis Time Matters Maintenance Agreement

Motion by Patty Hoeft to approve the limited waiver of sovereign immunity and the renewal of the contract with LexisNexis Time Matters Maintenance Agreement, 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

b. Attorney Arlinda Locklear contract amendment for 12 months

Motion by Paul Ninham to approve, seconded by Brandon Stevens. Motion withdrawn.

Motion by Patty Hoeft to defer this request to renew the contract for Attorney Arlinda Locklear to the next Business Committee agenda, seconded by Greg Matson. Motion carried with one abstention:

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

Abstained: Tina Danforth

3. Treasurer's report month ending Feb. 29, 2012 – Tina Danforth

Motion by Patty Hoeft to accept the 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

B. Audit Committee – Councilman Brandon Stevens, Chairman

1. Review of Oneida Resident Centered Care Community Audit

Sponsor: Ed Delgado

Excerpt from March 28, 2012: Motion by Patty Hoeft to direct this audit to the Chairman's office to work with the Development Division Director and bring back a report to the Business Committee in two weeks, with the Development Division Director present, seconded by Brandon Stevens.

Motion by Patty Hoeft to accept the report from the Development Division Director regarding the concerns, 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

Motion by Tina Danforth that there be a follow up meeting with the ORCCC project team and the Business Committee within one week, 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

2. Review Oneida Golf Enterprise Board response to audit findings regarding issuance of complimentary items

Excerpt from March 28, 2012: Motion by Patty Hoeft to direct that the Oneida Golf Enterprise Board meet with the Business Committee in executive session at the next meeting, to explain the finding to the audit and prior to that meeting the nature of their discussion also be put in writing and submitted to the Business Committee, seconded by Vince DelaRosa. Motion carried unanimously.

Motion by David Jordan to defer for two weeks, giving the two new board members time to review the information, 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. Unfinished Business/BC directives

1. Review Oneida Golf Enterprise Corporation breakeven analysis report – Bobbi Webster, President

Excerpt from March 28, 2012: Motion by Patty Hoeft that the Oneida Golf Enterprise Corporation provide a breakeven analysis to the Business Committee in two weeks, seconded by David Jordan. Motion carried unanimously.

Motion by Patty Hoeft to defer for two weeks, 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

For the record: David Jordan stated basically it is the same reason, because of the two new board members who are coming on, for them to look over all this information.

2. Re-designate Hobart Strategy team

Sponsor: Melinda J. Danforth

Excerpt from March 28, 2012: Motion by Patty Hoeft to defer this item for two weeks, seconded by Paul Ninham. Motion carried unanimously.

Motion by Patty Hoeft to defer this for two weeks to allow the Chairman's Office to work with Legislative Affairs and some of the Counsel to bring back a recommendation in two weeks, 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. Three Fires report – Larry Barton

Excerpt from March 28, 2012: Motion by Paul Ninham to defer the Three Fires discussion to the next Business Committee meeting, seconded by Patty Hoeft. Motion carried unanimously.

Motion by Brandon Stevens to accept the 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

*Noted that it includes a recommendation on how to proceed with the financing for this project.

D. New Business/Requests

1. Transfer proposal for former GM and COS employees

Sponsor: Patty Hoeft

Motion by Patty Hoeft to accept the report, seconded by Greg Matson. Motion carried unanimously:

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

E. Additions

1. Oneida Seven Generations update

Sponsor: Bobbi Webster

Motion by Patty Hoeft to add the Oneida Seven Generations update and the approval of a letter of support to the agenda, 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 Brandon Stevens to retro-approve the support letter to The Green Bay City Council, seconded by Greg Matson. Motion carried with one abstention:

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

Abstained: David Jordan

XVI. Adjourn

Motion by Patty Hoeft to adjourn at 11:56 a.m., 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

Minutes Approved as presented/corrected on April 25, 2012.



Patricia Hoeft, Tribal Secretary
ONEIDA BUSINESS COMMITTEE

