



Oneida Business Committee

Regular Meeting
9 a.m. Wednesday, April 25, 2012
BC Conference Room, 2nd floor, Norbert Hill Center

Minutes

Present: Chairman Ed Delgado, Vice Chairman Greg Matson, Treasurer Tina Danforth, Council members Vince Delarosa, David Jordan, Paul Ninham, Brandon Stevens

Excused: Secretary Patty Hoeft, Council member Melinda J. Danforth

Others present: Barb Skenandore, Dorothy J. Skenandore, Dellora Cornelius, Bill Ver Voort, Tom Oudenhoven, Chad Wilson, Laura Manthe, Rhiannon Metoxen, Grace Koehler, Shirley Hill, Barb Dickson, Troy Parr, Tonya Boucher, Shirley Barber, Fred Muscavitch, Joanie Buckley, Nate Wisneski, Cathy Bachhuber, Laura Laitinen-Warren, Vicki Cornelius, Rochelle A. Powless, Paul Witek, Mike Showers, Anita Barber, Debbie Danforth, Jamison King, Sandra Reveles

- I. Call to Order and Roll Call** by Chairman Delgado
- II. Opening by Chairman Delgado** by Chairman Delgado
- III. Approve the agenda**

Motion by Vince DelaRosa to approve the agenda with the following additions and deletions. In open session three additions, 1) Oneida Health Center By-Laws 2) Travel request from the Chairman to meet with Governor Scott Walker, April 26, 2012 3) Travel report from NIGA and two additions in Executive session, 1) Childcare Audit Investigation 2) Meet with the parents of Norbert Hill Center; deletion, 1) Number two under LOC-GTC meeting stipend payment policy and also to defer the issue regarding Holsum Dairy to a meeting between the Business Committee, Environmental Resource Board and Land Commission to be held next week, seconded by Tina Danforth. Motion carried unanimously:

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

Excused: Melinda J. Danforth, Patty Hoeft

- IV. Oaths of Office**
- V. Minutes to be approved**
 - 1. April 11, 2012**

Motion by Brandon Stevens to approve the April 11, 2012 minutes, seconded by Vince DelaRosa. Motion carried unanimously:

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

Excused: Melinda J. Danforth, Patty Hoeft

- 2. April 18, 2012 emg**

Motion by David Jordan to approve the April 18, 2012 minutes, seconded by Paul Ninham. Motion carried unanimously:

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

Excused: Melinda J. Danforth, Patty Hoeft

- VI. Resolutions**
 - 1. Fireworks Display for Taste of Oneida 2012**

Sponsor: Joanie Buckley

Motion by Paul Ninham to adopt resolution #04-25-12-A Fireworks Display for Taste of Oneida 2012, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Tina Danforth, Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens
Not present: Ed Delgado
Excused: Melinda J. Danforth, Patty Hoeft

2. Fee-to-Trust Application for property address 1200 block Crestwood Drive

Sponsor: Fred Muscavitch

Motion by David Jordan to approve resolution #04-25-12-B Fee-to-Trust Application, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Tina Danforth, Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens
Not present: Ed Delgado
Excused: Melinda J. Danforth, Patty Hoeft

3. Fee-to-Trust Application for property address W200 block County Road S

Sponsor: Fred Muscavitch

Motion by David Jordan to approve resolution #04-25-12-C Fee-to-Trust Application, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Tina Danforth, Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens
Not present: Ed Delgado
Excused: Melinda J. Danforth, Patty Hoeft

4. Fee-to-Trust Application for property address W1100 block Reformatory Road

Sponsor: Fred Muscavitch

Motion by David Jordan to approve resolution #04-25-12-D Fee-to-Trust Application, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Tina Danforth, Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens
Not present: Ed Delgado
Excused: Melinda J. Danforth, Patty Hoeft

VII. Directors and Managers quarterly reports

1. Internal Services Division – Joanie Buckley

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

Ayes: Tina Danforth, Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens
Not present: Ed Delgado
Excused: Melinda J. Danforth, Patty Hoeft

VIII. Board, Committee and Commissions

A. Appointments

1. Personnel Commission-Cathy L. Metoxen, Arlene Danforth, Rochelle Powless, Yvonne Jourdan, Peril Huff

Motion by David Jordan to accept the recommended appointees Cathly L. Metoxen, Arlene Danforth, Rochelle Powless, Yvonne Jourdan and Peril Huff to Personnel Commission, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Tina Danforth, Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens
Not present: Ed Delgado
Excused: Melinda J. Danforth, Patty Hoeft

2. Oneida Total Integrated Enterprises-Bruce Danforth

Motion by Tina Danforth to appoint Leslie Wheelock to Oneida Total Integrated Enterprises board, seconded by Vince DelaRosa. Motion carried with one abstention and one opposition:

Ayes: Tina Danforth, Vince DelaRosa, David Jordan
Opposed: Brandon Stevens
Abstained: Paul Ninham
Not present: Ed Delgado
Excused: Melinda J. Danforth, Patty Hoeft
For the record: Paul Ninham stated my abstention is due to attorney Wheelock is a very close relative of mine.

For the record:

Brandon Stevens stated that the Chairman in his recommendation, recommended Bruce Danforth to serve on the OTIE board and with the OTIE board, this is essential that the board has consistency in the make-up of their board of directors. Especially with the 8A status that they hold, it shows a stability within the organization and the board, to be able to make their decisions. I understand Leslie Wheelock is very qualified. The consistency that we talked about up here as a committee we all agreed upon, the vast majority of us, had agreed upon and that we are changing that decision and I just want that to be noted.

B. Quarterly reports

1. Oneida Gaming Commission – Shirley Hill, Chairwoman

Excerpt from April 11, 2012: 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.

Motion by Tina Danforth to accept the Oneida Gaming Commission quarterly report, seconded by Vince DelaRosa. Motion carried with one abstention:

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

2. Oneida Election Board – Vicki Cornelius, Chairwoman

Motion by Brandon Stevens to approve the Oneida Election Board quarterly report, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Vince DelaRosa, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens
Not present: Tina Danforth
Excused: Melinda J. Danforth, Patty Hoeft

3. Oneida Nation Veterans Affairs Committee – Loretta Metoxen, Chairwoman

Motion by Brandon Stevens to defer the Oneida Nation Veterans Affairs Committee quarterly report to the next Business Committee meeting, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Vince DelaRosa, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens
Not present: Tina Danforth
Excused: Melinda J. Danforth, Patty Hoeft

4. Oneida Powwow Committee – Lloyd Powless Jr., Chairman

Motion by Vince DelaRosa to defer the Powwow grounds discussion, for wrapping up planning, to the Community Development Planning Committee for discussion and maybe some final decisions, seconded by Paul Ninham.

Motion carried unanimously:

Ayes: Vince DelaRosa, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens
Not present: Tina Danforth
Excused: Melinda J. Danforth, Patty Hoeft

Motion by Vince DelaRosa to accept the Oneida Powwow Committee quarterly report, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Vince DelaRosa, David Jordan, Greg Matson, Paul Ninham, Brandon Stevens
Not present: Tina Danforth
Excused: Melinda J. Danforth, Patty Hoeft

5. Oneida Arts Board – Kelly Skenandore-Holtz, Chairwoman

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

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

Motion by Vince DelaRosa to defer this over to the Chairman's office for review in accordance with the Comprehensive Policy governing boards, committees and commissions, seconded by Paul Ninham. Motion carried unanimously:

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

Excused: Melinda J. Danforth, Patty Hoeft

6. South Eastern Oneida Tribal Services – Jackie Zalim, Chairwoman

Motion by Tina Danforth to defer the South Eastern Oneida Tribal Services quarterly report for two weeks, seconded by David Jordan. Motion carried unanimously:

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

Excused: Melinda J. Danforth, Patty Hoeft

IX. Standing Committees

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

1. April 4, LOC minutes

Motion by David Jordan to approve the April 4, LOC minutes, seconded by Tina Danforth. Motion carried unanimously:

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

Excused: Melinda J. Danforth, Patty Hoeft

2. GTC Meeting Stipend Payment Policy –Deleted from agenda

3. Forward GTC 2011 referendum questions

Motion by Brandon Stevens to forward GTC 2011 referendum questions to the next available General Tribal Council meeting for discussion, seconded by Paul Ninham. Motion carried with two oppositions:

Ayes: David Jordan, Paul Ninham, Brandon Stevens

Opposed: Tina Danforth, Vince DelaRosa

Not present: Greg Matson

Excused: Melinda J. Danforth, Patty Hoeft

For the record: Vince DelaRosa stated I only opposed because I think the information that we advance to General Tribal Council has to be distinct, clear, analytical, thought-provoking, but it has to be to the point. This type of information I just don't think there is any relevancy. It has relevancy in other discussions, as it relates to enrollment and those types of issues, but as it relates to absentee, it does not. So that's one of the reasons I opposed. I also noted that there was a statistical error. The Treasurer caught that, so the data also needs to be accurate.

B. Finance Committee – Treasurer Tina Danforth, Chairwoman

1. April 20 minutes and e-poll

Motion by Tina Danforth to approve the April 20 minutes, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Tina Danforth, Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens

Not present: Greg Matson

Excused: Melinda J. Danforth, Patty Hoeft

For the record: Ed Delgado stated let the record show that the motion that was just approved, includes the minutes of 4-20-12 and the e-poll approving for those minutes.

C. Community Development Planning Committee – Vince DelaRosa, Chairman

1. March 1, 2012 minutes

Motion by Paul Ninham to approve the March 1, 2012 minutes, seconded by Vince DelaRosa. Motion carried unanimously:

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

Not present: Greg Matson

Excused: Melinda J. Danforth, Patty Hoeft

D. Quality of Life – Paul Ninham, Chairman

X. General Tribal Council

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

Sponsor: Patty Hoeft

Excerpt from April 11, 2012: 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.

Motion by Tina Danforth to approve the July 2nd, 6 p.m. date for the next General Tribal Council semi-annual meeting, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Tina Danforth, Vince DelaRosa, David Jordan, Brandon Stevens
Not present: Greg Matson, Paul Ninham
Excused: Melinda J. Danforth, Patty Hoeft

Motion by Brandon Stevens to call a special meeting in the middle of next week, to be called by the Chair, to make decisions on what will be on the July 2nd agenda, seconded by David Jordan. Motion carried with one abstention:

Ayes: Vince DelaRosa, David Jordan, Brandon Stevens
Abstained: Tina Danforth
Not present: Greg Matson, Paul Ninham
Excused: Melinda J. Danforth, Patty Hoeft
For the record: Tina Danforth stated she is abstaining because she will not be available.

2. Petitioner Michael Debraska: Per capita plan, GTC meeting payment and number of GTC meetings per year

Sponsor: Patty Hoeft

Motion by David Jordan to acknowledge receipt of the petition and that the petition goes forward for a legislative analysis, fiscal and financial analysis and a legal and policy analysis, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Tina Danforth, Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens
Not present: Greg Matson
Excused: Melinda J. Danforth, Patty Hoeft

XI. Unfinished Business

XII. New Business/Requests

1. Approve posting an internal audio/video position for M.I.S.

Sponsor: Joanie Buckley

Motion by Brandon Stevens to defer this item for two weeks and to have the gaming general manager present, seconded by David Jordan. Motion carried with one abstention:

Ayes: Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens
Abstained: Tina Danforth
Not present: Greg Matson
Excused: Melinda J. Danforth, Patty Hoeft

2. Oneida Farmers' Market proposal

Sponsor: Joanie Buckley

Motion by Vince DelaRosa to defer this item for two weeks and have the CFO in accordance with his comments here for the record, to do a follow-up and see if we can identify funds and bring this item back for a finalization to the Business Committee, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Tina Danforth, Vince DelaRosa, Paul Ninham, Brandon Stevens
Not present: David Jordan, Greg Matson
Excused: Melinda J. Danforth, Patty Hoeft

3. Approve activation of \$2,832,000 from the approved FY2012 CIP Budget for CIP project #10-008 Casino Expansion Projects

Sponsor: Butch Rentmeester

Motion by Vince DelaRosa to approve activation of \$2,832,000 from the approved FY2012 CIP Budget for CIP project #10-008 Casino Expansion Projects, seconded by Paul Ninham. Motion carried with one abstention:

Ayes: Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens
Abstained: Tina Danforth
Not present: Greg Matson
Excused: Melinda J. Danforth, Patty Hoeft

4. Approve procedural exception of phase II of the CIP process for CIP package #11-013 and activate \$167,521 in bond funds

Sponsor: Butch Rentmeester

Motion by Vince DelaRosa to approve the procedural exception of phase 11 of the CIP process for CIP package #11-013 and activate \$167,521 in bond funds, seconded by Tina Danforth. Motion carried unanimously:

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

Not present: Greg Matson

Excused: Melinda J. Danforth, Patty Hoeft

5. Opposition to Holsum Dairy by Environmental Resource Board – Deferred to a meeting to be held next week.

Sponsor: Thomas Oudenhoven

XIII. Travel

A. Travel Reports

1. Region 5 Tribal Environmental Program Management Conference, Feb. 20-23, 2012, Chicago, IL

Sponsor: Paul Ninham

Motion by Tina Danforth to accept the report, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Tina Danforth, Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens

Not present: Greg Matson

Excused: Melinda J. Danforth, Patty Hoeft

2. Oneida Total Integrated Enterprises meeting and dinner, Jan. 9-10, 2012, Brookfield, WI

Sponsor: Vince DelaRosa

Motion by David Jordan to approve the report, seconded by Tina Danforth. Motion carried unanimously:

Ayes: Tina Danforth, Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens

Not present: Greg Matson

Excused: Melinda J. Danforth, Patty Hoeft

3. South Eastern Oneida Tribal Services community meetings, Feb. 24-25, 2012, Milwaukee, WI

Sponsor: Vince DelaRosa

Motion by David Jordan to approve the report, seconded by Tina Danforth. Motion carried unanimously:

Ayes: Tina Danforth, Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens

Not present: Greg Matson

Excused: Melinda J. Danforth, Patty Hoeft

4. National Republican Congressional Committee event, March 20, 2012, Washington, DC

Sponsor: Brandon Stevens

Motion by David Jordan to approve the report, seconded by Vince DelaRosa. Motion carried with one abstention:

Ayes: Tina Danforth, Vince DelaRosa, David Jordan, Paul Ninham

Abstained: Brandon Stevens

Not present: Greg Matson

Excused: Melinda J. Danforth, Patty Hoeft

5. Cultural Heritage: Five staff to Aha Punana Leo Language Immersion School, March 25-April 1, 2012, Hilo, HI

Sponsor: Don White

Motion by Tina Danforth to accept the report, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Tina Danforth, Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens

Not present: Greg Matson

Excused: Melinda J. Danforth, Patty Hoeft

6. Economic Reservation Summit, Feb. 27-March 1, 2012, Las Vegas, NV

Sponsor: Tina Danforth/David Jordan

Motion by Vince DelaRosa to approve the report, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Tina Danforth, Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens

Not present: Greg Matson

Excused: Melinda J. Danforth, Patty Hoeft

B. Travel Requests

1. South Eastern Oneida Tribal Services office hours and community meeting, May 18-19, 2012, Milwaukee, WI

Sponsor: Vince DelaRosa

Motion by Paul Ninham to approve, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens

Not present: Greg Matson, Tina Danforth

Excused: Melinda J. Danforth, Patty Hoeft

2. Haskell Board of Regents meeting, May 9-11, 2012, Lawrence, KS

Sponsor: Brandon Stevens

Motion by David Jordan to approve, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens

Not present: Greg Matson, Tina Danforth

Excused: Melinda J. Danforth, Patty Hoeft

*Note travel and lodging are provided by the Bureau of Indian Education

3. Oneida Nation Commission on Aging: Six commissioners to attend Share the Care Cancer Conference, May 1-2, 2012, Bowler, WI

Sponsor: Melinda J. Danforth

Motion by David Jordan to accept, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens

Not present: Greg Matson, Tina Danforth

Excused: Melinda J. Danforth, Patty Hoeft

XIV. Additions

1. Approve Oneida Health Center By-Laws

Sponsor: Tina Danforth

Motion by Tina Danforth that the Oneida Health Center By-Laws created for the Oneida Health Board be sent over to the Oneida Law office and/or the Legislative Operating Committee for review and to be brought back in two weeks, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Tina Danforth, Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens

Not present: Greg Matson

Excused: Melinda J. Danforth, Patty Hoeft

Motion by David Jordan that a memo be sent by the Chairman's office to the employees at the Anna John Nursing home, to give them reassurance, seconded by Tina Danforth. Motion carried unanimously:

Ayes: Tina Danforth, Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens

Not present: Greg Matson

Excused: Melinda J. Danforth, Patty Hoeft

2. Quarterly meeting with Governor Walker, April 26, 2012, Red Cliff, WI

Sponsor: Ed Delgado

Motion by Brandon Stevens to approve, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens

Not present: Greg Matson, Tina Danforth

Excused: Melinda J. Danforth, Patty Hoeft

3. Travel Report: National Indian Gaming Association Annual Trade Show and Convention, April 1-4, 2012, San Diego, CA

Sponsor: Paul Ninham/Brandon Stevens

Motion by Vince DelaRosa to approve the report and the three issues outlined in the travel report, seconded by David Jordan. Motion carried unanimously:

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

Not present: Greg Matson, Tina Danforth

XV. Action in open session on items from Executive Session Discussion meeting of April 24, 2012

A. Reports

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

Motion by Brandon Stevens to defer to May 8 BC Executive Session Discussion meeting, seconded by David Jordan. Motion carried unanimously:

Ayes: Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens
Not present: Greg Matson, Tina Danforth
Excused: Melinda J. Danforth, Patty Hoeft

2. Chief Counsel report – Jo Anne House

a. Attorney Arlinda Locklear contract amendment for 12 months

Excerpt from April 11, 2012: 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.

Motion by Paul Ninham to approve third amendment to contract with Attorney Locklear, contract #2012-0412, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens
Not present: Greg Matson, Tina Danforth
Excused: Melinda J. Danforth, Patty Hoeft

b. Attorney assignment chart

Motion by Paul Ninham to accept as FYI, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens
Not present: Greg Matson, Tina Danforth
Excused: Melinda J. Danforth, Patty Hoeft

Motion by Paul Ninham to accept as FYI the Open Records request regarding contracts, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens
Not present: Greg Matson, Tina Danforth
Excused: Melinda J. Danforth, Patty Hoeft

Motion by Paul Ninham to request Council member Melinda J. Danforth to submit a request to GTC to confirm Constitutional amendment regarding removal of Secretary from constitution and a report on the concerns raised regarding this, seconded by David Jordan. Motion carried unanimously:

Ayes: David Jordan, Paul Ninham, Brandon Stevens
Abstained: Vince DelaRosa
Not present: Greg Matson, Tina Danforth
Excused: Melinda J. Danforth, Patty Hoeft
For the record: Vince DelaRosa stated he abstained because I'm really unclear what that motion... it sounded garbled. I wasn't sure exactly what we're...unless I misunderstood it, I wasn't exactly sure what that motion is proposing to do, but we need clarification on that issue. I think the Councilman mentioned that it was to reassure us. That's a big issue for us, so I'm sure we'll be speaking more on that issue, but I just abstained because I want to be clear that we are not moving prior to really understanding the legal issues associated with that and I know Melinda's been working on that a lot.

Motion by Brandon Stevens to accept the report regarding the Independent Contractor Policy and the request to bring forward emergency amendments at the April 25th BC meeting, seconded by Paul Ninham. Motion carried with one abstention:

Ayes: Vince DelaRosa, Paul Ninham, Brandon Stevens
Abstained: David Jordan
Not present: Greg Matson, Tina Danforth
Excused: Melinda J. Danforth, Patty Hoeft

Motion by Paul Ninham to adopt the resolution regarding the emergency amendments to the Independent Contractor Policy, seconded by Brandon Stevens. Motion carried with one abstention:

Ayes: Vince DelaRosa, Paul Ninham, Brandon Stevens
Abstained: David Jordan
Not present: Greg Matson, Tina Danforth
Excused: Melinda J. Danforth, Patty Hoeft

Motion by Paul Ninham to direct the Oneida Law Office to begin the process to request a Private Letter Ruling from the Internal Revenue Service regarding employees and independent contractors and that such costs shall be identified within the Oneida Law Office budget saving first or the legal services contingency funds if such funding is available, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Vince DelaRosa, Paul Ninham, Brandon Stevens
Abstained: David Jordan
Not present: Greg Matson, Tina Danforth
Excused: Melinda J. Danforth, Patty Hoeft

Motion by Brandon Stevens to direct the Chair and/or Vice Chair to meet with the Emergency Management Systems and Homeland Security emergency management, regarding the resolution #11-10-10-C, seconded by Paul Ninham. Motion carried with one abstention:

Ayes: Vince DelaRosa, Paul Ninham, Brandon Stevens
Abstained: David Jordan
Not present: Greg Matson, Tina Danforth
Excused: Melinda J. Danforth, Patty Hoeft

3. Legislative Affairs monthly report – Nathan King

Motion by Brandon Stevens to direct the Legislative Affairs Director to develop a strategic plan for recreational area construction, due to the Business Committee in 60 days, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens
Not present: Greg Matson, Tina Danforth
Excused: Melinda J. Danforth, Patty Hoeft

Motion by Vince DelaRosa to direct the Legislative Affairs Director to collect open record documents submitted by the Seven Generations Corporation to the Green Bay City Council for the Waste to Energy project permit and the historical timeline of the permitting process for the Business Committee's review, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens
Not present: Greg Matson, Tina Danforth
Excused: Melinda J. Danforth, Patty Hoeft

4. Communications monthly report – Bobbi Webster

Motion by David Jordan to accept the communications monthly report as FYI, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens
Not present: Greg Matson, Tina Danforth
Excused: Melinda J. Danforth, Patty Hoeft

5. Chief Financial Officer bi-monthly report – Larry Barton

Motion by David Jordan to accept the Chief Financial Officer bi-monthly report as FYI, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens
Not present: Greg Matson, Tina Danforth
Excused: Melinda J. Danforth, Patty Hoeft

B. Audit Committee – Councilman Brandon Stevens, Chairman

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

Excerpt from April 11, 2012: 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.

Motion by Paul Ninham to accept as FYI and forward the request to release the audit findings to the May 9 Business Committee meeting agenda, seconded by David Jordan. Motion carried unanimously:

Ayes: Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens

Not present: Greg Matson, Tina Danforth

Excused: Melinda J. Danforth, Patty Hoeft

C. Unfinished Business/BC directives

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

Excerpt from April 11, 2012: Motion by Patty Hoeft to defer for two weeks, seconded by David Jordan. Motion carried with one abstention.

Motion by David Jordan to accept as FYI, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens

Not present: Greg Matson, Tina Danforth

Excused: Melinda J. Danforth, Patty Hoeft

2. Re-designate Hobart Strategy team

Sponsor: Melinda J. Danforth

Excerpt from April 11, 2012: 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.

Motion by Paul Ninham to defer to the May 8 Executive Session Discussion meeting, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens

Not present: Greg Matson, Tina Danforth

Excused: Melinda J. Danforth, Patty Hoeft

D. New Business/Requests

1. Approve one relinquishment from enrollment

Sponsor: Melinda J. Danforth

Motion by Brandon Stevens to approve one relinquishment from enrollment, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens

Not present: Greg Matson, Tina Danforth

Excused: Melinda J. Danforth, Patty Hoeft

2. Green Bay Packers contract update

Sponsor: Ed Delgado

Motion by Brandon Stevens to accept as FYI, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens

Not present: Greg Matson, Tina Danforth

Excused: Melinda J. Danforth, Patty Hoeft

E. Additions

1. Childcare Audit Investigation update

Sponsor: Ed Delgado

Motion by Paul Ninham to accept as FYI, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens

Not present: Greg Matson, Tina Danforth

Excused: Melinda J. Danforth, Patty Hoeft

Motion by Vince DelaRosa to have the Division Director follow up with his staff and prepare the appropriate follow up reports back to the Business Committee in Executive Session and that they be provided by 2 p.m. on Friday, April 27, 2012, seconded by David Jordan

Ayes: Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens

Abstained: Brandon Stevens

Not present: Greg Matson, Tina Danforth
Excused: Melinda J. Danforth, Patty Hoeft

2. Meet with parents of NHC Childcare

Sponsor: David Jordan

Motion by Vince DelaRosa to accept meeting information as FYI, seconded by Paul Ninham. Motion carried unanimously:

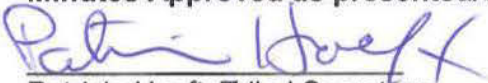
Ayes: Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens
Not present: Greg Matson, Tina Danforth
Excused: Melinda J. Danforth, Patty Hoeft

XVI. Adjourn

Motion by Brandon Stevens to adjourn at 11:52 a.m., seconded by David Jordan. Motion carried unanimously:

Ayes: Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens
Not present: Greg Matson, Tina Danforth,
Excused: Melinda J. Danforth, Patty Hoeft

Minutes Approved as presented/corrected on May 9, 2012.



Patricia Hoeft, Tribal Secretary
ONEIDA BUSINESS COMMITTEE