

# **Oneida Business Committee**

**Regular Meeting**  
**9 a.m. Wednesday, August 11, 2010**  
**BC Conference Room, 2<sup>nd</sup> floor, Norbert Hill Center**

## **Minutes**

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- I. Call to Order and Roll Call** by Chairman Rick Hill at 9:04 a.m.
- II. Opening** by Tracy Williams

### **Special Recognition**

Introduction of the new 2010 Miss Oneida Delores Skenandore, Jr. Miss Oneida Olivia Webster and Lil Miss Oneida LaRissa Shawanonkasic

- III. Approve the agenda**

Motion by Patty Hoeft to add-on the following items: appointment recommendation for the OTIE board by Rick Hill, lifting blanket travel by Brandon Stevens, change the Aug. 25 regular Business Committee meeting date to Aug. 26 by Patty Hoeft, McGladery Pullen contract by Larry Barton, executive session follow-up complaint by Kathy Hughes, handout for the School Board quarterly report, handout for the Finance Committee minutes, delete follow-up no. 2 Museum Gift shop Coordinator, seconded by Brandon Stevens. Motion carried unanimously:

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

Excused: Kathy Hughes

- IV. Oaths of Office**

### **Oneida Environmental Resource Board**

Weldon Ted Hawk – deleted from agenda

- V. Minutes to be approved**

#### **1. July 28 Business Committee**

Motion by Trish King to approve the July 28 Business Committee minutes, seconded by Patty Hoeft. Motion carried with two abstentions:

Ayes: Tina Danforth, Ed Delgado, Patty Hoeft, Trish King, Brandon Stevens  
Abstained: Melinda Danforth, Ron "Tehassi" Hill Jr.  
Excused: Kathy Hughes

- VI. Resolutions**

**VII. Board, Committee and Commission quarterly reports**

**1. SouthEastern Oneida Tribal Services**

Sponsor: Debra Fabian

Motion by Tina Danforth to accept the SouthEastern Oneida Tribal Services quarterly report, seconded by Ed Delgado. Motion carried unanimously:

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

Excused: Kathy Hughes

**a. SEOTS facility update**

Sponsor: Paul Witek

Motion by Ed Delgado to accept location 13 as recommended at the Aug. 5, 2010 Community Development Planning Committee meeting as the location for the SouthEastern Oneida Tribal Services facility, seconded by Tina Danforth. Motion carried unanimously:

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

Excused: Kathy Hughes

**2. Oneida Land Commission**

Sponsor: Amelia Cornelius

Motion by Melinda Danforth to accept the Oneida Land Commission quarterly report, seconded by Trish King. Motion carried unanimously:

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

Excused: Kathy Hughes

**3. Oneida Land Claims Commission**

Sponsor: Amelia Cornelius

Motion by Trish King to accept the Oneida Land Claims quarterly report, seconded by Ed Delgado. Motion carried unanimously:

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

Excused: Kathy Hughes

**4. Gaming Commission**

Sponsor: Shirley Hill

Motion by Trish King to accept the Gaming Commission quarterly report, seconded by Tina Danforth. Motion carried unanimously:

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

Excused: Kathy Hughes

**5. Powwow Committee**

Sponsor: Lloyd Powless

Motion by Patty Hoeft to accept the Powwow Committee quarterly report, seconded by Brandon Stevens. Motion carried unanimously:

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

Excused: Kathy Hughes

**6. Arts Board**

Sponsor: Kelly Skenandore-Holtz

Motion by Patty Hoeft to accept the Arts Board quarterly report, seconded by Brandon Stevens. Motion carried with one abstention:

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

Abstained: Tina Danforth

Excused: Kathy Hughes

**7. School Board**

Sponsor: Debbie Danforth

Motion by Trish King to accept the School Board quarterly report, seconded by Patty Hoeft. Motion carried unanimously:

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

Excused: Kathy Hughes

**a. Oneida hymnals**

Sponsor: Debbie Danforth

**Excerpt from May 26:** Motion by Ed Delgado to direct the Oneida School Board to bring forward to the Business Committee also in that report covered in the first motion, an implementation plan for the General Tribal Council directive on how the school will comply for the upcoming school year, seconded by Patty Hoeft. Motion carried unanimously.

**Excerpt from July 28:** Motion by Trish King to defer the Oneida hymnals along with the quarterly report to the Aug. 11 Business Committee meeting, seconded by Patty Hoeft. Motion carried unanimously.

Motion by Trish King to accept the Oneida hymnals report, seconded by Patty Hoeft. Motion carried with one abstention:

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

Abstained: Tina Danforth

Excused: Kathy Hughes

**b. School Board vacancies**

Sponsor: Debbie Danforth

Motion by Patty Hoeft to accept the School Board vacancy report, seconded by Trish King. Motion carried unanimously:

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

Excused: Kathy Hughes

**VIII. Standing Committees**

**A. Legislative Operating Committee**

**1. July 21 LOC minutes**

Sponsor: Trish King

Motion by Melinda Danforth to accept the July 21 Legislative Operating Committee minutes, seconded by Patty Hoeft. Motion carried with one abstention:

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

Abstained: Tina Danforth

Excused: Kathy Hughes

**2. Sept. 23 Early Return to Work Policy public hearing**

Sponsor: Trish King

Motion by Melinda Danforth to approve the Sept. 23 public hearing date for the Early Return to Work Policy amendments, seconded by Brandon Stevens. Motion carried unanimously:

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

Excused: Kathy Hughes

**B. Community Development Planning Committee**

**1. Recommendation re: Central Oneida Catalyst projects**

Sponsor: Ron "Tehassi" Hill Jr.

Motion by Patty Hoeft to adopt resolution 08-11-10-A In Support of the Seminary and Highway 54 Roundabout, seconded by Ron "Tehassi" Hill Jr. Motion carried with two opposed and one abstention:

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

Opposed: Melinda Danforth, Brandon Stevens

Abstained: Tina Danforth

Excused: Kathy Hughes

For the record: Tina Danforth said I am abstaining because I think we need a more comprehensive plan about, first of all, who's going to pay for the project

because I think the assumption is the state, on my part is the state. If not, then I need to know, sooner than later, what the numbers are. And again, we're listing the tribe as Oneida Nation. I don't know, Oneida Nation 54 Project, is that the name of what we're calling this now? On the title it says Seminary and 54 Roundabout and then in the resolved portion it says recommended by the Oneida Nation 54 Project Team. So I'm kind of concerned about using the word nation instead of the tribe. If you mean the tribe, fine. If you mean Oneida community, say Oneida community. I don't know what you want. You're referring to as a nation, if it's one or the other or both. I just want us to be consistent about how we develop our resolutions because we had an issue with this earlier in the year about tribal funding for Oneida, WI and it went to Oneida Nation in New York, so we need to be consistent about how we describe who we are.

Motion by Trish King to direct the Chief of Staff to start the government-to-government relationships with the Wisconsin Department of Transportation to finalize the approval of the roundabout to the Business Committee working with the project team with a report presentation due at the Sept. 8 Business Committee meeting, seconded by Ed Delgado. Motion carried with two opposed:

Ayes: Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King  
Opposed: Melinda Danforth, Brandon Stevens  
Not present: Tina Danforth  
Excused: Kathy Hughes  
For the record: Brandon Stevens said I opposed the resolution because I think there needs to be more due diligence that needs to happen but I think the time lines will be better with the bridge going out and the roundabouts coming in. This is all good things coming in but I think the due diligence needs to be done and communicated a little more.

### **C. Finance Committee**

#### **1. Aug. 6 Finance Committee minutes**

Sponsor: Tina Danforth

Motion by Ed Delgado to approve the Aug. 6 Finance Committee minutes, seconded by Trish King. Motion carried with three abstentions:

Ayes: Ed Delgado, Patty Hoeft, Trish King  
Abstained: Melinda Danforth, Ron "Tehassi" Hill Jr., Brandon Stevens  
Not present: Tina Danforth  
Excused: Kathy Hughes

### **IX. Travel**

#### **A. Travel reports**

#### **B. Travel requests**

##### **1. ITMA conference Oct. 19-20, Las Vegas, NV**

Sponsor: Melinda Danforth

Motion by Brandon Stevens to approve Councilwoman Melinda Danforth to attend the ITMA conference Oct. 19 and 20, Las Vegas, NV and to note that all travel expenses will be reimbursed by ITMA, seconded by Trish King. Motion carried with one abstention:

Ayes: Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King, Brandon Stevens  
Abstained: Melinda Danforth  
Not present: Tina Danforth  
Excused: Kathy Hughes

**2. NCAI annual convention and trade show Nov. 14-19, Albuquerque, NM**

Sponsor: Rick Hill

Motion by Patty Hoeft to approve Chairman Rick Hill to attend the NCAI convention Nov. 14 through 19, Albuquerque, NM, seconded by Ed Delgado. Motion carried unanimously:

Ayes: Melinda Danforth, Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King, Brandon Stevens  
Not present: Tina Danforth  
Excused: Kathy Hughes

Motion by Patty Hoeft to direct the General Manager and Chief of Staff to bring a recommendation at the Aug. 25 Business Committee meeting on how the organization would like to participate in the 2011 NCAI annual convention taking into account the request from the Veterans for wanting to attend to post the colors, seconded by Melinda Danforth. Motion carried with one abstention:

Ayes: Melinda Danforth, Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Brandon Stevens  
Abstained: Trish King  
Not present: Tina Danforth  
Excused: Kathy Hughes

**3. GLITC board of directors meeting Sept. 9, Milwaukee, WI**

Sponsor: Rick Hill

Motion by Patty Hoeft to approve the Chairman to attend the GLITIC board of directors meeting Sept. 9, Milwaukee, WI, seconded by Ed Delgado. Motion carried unanimously:

Ayes: Melinda Danforth, Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King, Brandon Stevens  
Not present: Tina Danforth  
Excused: Kathy Hughes

**X. General Tribal Council**

**1. Petitioner Yvonne Metiver: 50 cent employee wage increase**

Sponsor: Patty Hoeft/Yvonne Metiver

***Excerpt from July 28: Main motion by Patty Hoeft to direct the executive managers to prepare the appropriate legal, financial, policy and legislative analysis on the petition and***

*submit to the Aug. 11 Business Committee meeting, seconded by Ed Delgado. Motion carried with one abstention.*

Motion by Patty Hoeft to move this material to the special Business Committee meeting on Aug. 19, seconded by Ed Delgado. Motion carried unanimously:

Ayes: Melinda Danforth, Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King, Brandon Stevens  
Abstained: Tina Danforth  
Excused: Kathy Hughes

**2. Petitioner Madelyn Genskow: hyperbaric chamber**

Sponsor: Executive Managers

*Excerpt from July 28: Motion by Patty Hoeft to direct the executive managers to prepare the appropriate legal financial policy and legislative analysis on this petition and submit it to the BC to consider at the Aug. 11 Business Committee meeting, seconded by Trish King. Motion carried with one opposed.*

Motion by Patty Hoeft to move the Madelyn Genskow petition regarding the hyperbaric chamber funding to the Aug. 19 special Business Committee meeting agenda, seconded by Ed Delgado. Motion carried unanimously:

Ayes: Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King, Brandon Stevens  
Not present: Melinda Danforth  
Excused: Kathy Hughes

**3. Petitioner Madelyn Genskow: land lease policies**

Sponsor: Patty Hoeft/Madelyn Genskow

*Excerpt from July 28: Motion by Patty Hoeft to direct the executive managers to prepare the appropriate legal financial policy and legislative analysis on this petition and submit it to the BC to consider at the Aug. 11 Business Committee meeting, seconded by Trish King. Motion carried with one opposed.*

Motion by Ed Delgado to defer the Madelyn Genskow petition regarding land lease policies to the Aug. 25 Business Committee meeting where we can identify a General Tribal Council date, seconded by Tina Danforth. Motion carried unanimously:

Ayes: Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King, Brandon Stevens  
Not present: Melinda Danforth  
Excused: Kathy Hughes

**4. Petitioner Cathy Metoxen: Implementation and expenditures of any and all funds for the budget for FY2011 and every fiscal year to follow**

Sponsor: Patty Hoeft/Cathy Metoxen

*Excerpt from April 14: Motion by Ed Delgado that the Business Committee meet with the petitioner to discuss that petition and the Business Committee meet with the other petitioner regarding the stipends and we have some dialogue here and after that dialogue, we schedule for those meetings if the petitioners so request, seconded by*

*Melinda Danforth. Motion carried unanimously.*

**Excerpt from May 26:** Motion by Ed Delgado to accept the verbal report regarding the Cathy L. Metoxen petition by the Tribal Secretary, seconded by Melinda Danforth. Motion carried unanimously.

Motion by Patty Hoeft to defer the Cathy L. Metoxen petition to the special Business Committee meeting on Aug. 19, seconded by Ed Delgado. Motion carried with one opposed:

Ayes: Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King, Brandon Stevens  
Opposed: Tina Danforth  
Not present: Melinda Danforth  
Excused: Kathy Hughes

#### **XI. Follow-ups/BC directives**

##### **1. Recommendations for capital projects to be included in a proposed 2010 bonding issue totaling \$10 million**

Sponsor: Larry Barton

**Excerpt from July 14:** Motion by Patty Hoeft to defer the recommendation for capital projects for proposed bonding to the Aug. 11 Business Committee meeting, seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously.

Motion by Tina Danforth to approve the list for the bond summary in the amount of \$26,764,521, seconded by Ron "Tehassi" Hill Jr. Motion carried with one abstention:

Ayes: Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Brandon Stevens  
Abstained: Trish King  
Not present: Melinda Danforth  
Excused: Kathy Hughes

##### **2. Museum: Request to post one Gift Shop Coordinator position**

Sponsor: Debbie Thundercloud

**Excerpt from July 14:** Motion by Patty Hoeft to defer the request to post one Gift Shop Coordinator position to the General Manager and come back with a recommendation at the next Business Committee meeting, seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously.

Deleted

#### **XII. Tabled Business**

##### **1. Game farm proposal**

Sponsor: Ron "Tehassi" Hill Jr./Business Development Unit

**Excerpt from July 28:** Motion by Trish King to table the game farm proposal, seconded by Brandon Stevens. Motion carried with one opposed.

Motion by Ron "Tehassi" Hill Jr. to take the game farm proposal from the table, seconded by Brandon Stevens. Motion carried with two abstentions:



Ayes: Ron "Tehassi" Hill Jr., Patty Hoeft, Brandon Stevens  
Abstained: Tina Danforth, Ed Delgado  
Not present: Melinda Danforth  
Excused: Kathy Hughes

Motion by Brandon Stevens to forward the game farm proposal item to the Aug. 19 special Business Committee meeting, seconded by Trish King. Motion carried with two abstentions:

Ayes: Melinda Danforth, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King, Brandon Stevens  
Abstained: Tina Danforth, Ed Delgado  
Excused: Kathy Hughes  
For the record: Tina Danforth said I abstained because the return on investment numbers are not provided, as well as any new information. As of today, this is not budgeted for the upcoming fiscal year.

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

#### **1. Request full review of the total cost of the BC priorities**

Sponsor: Ed Delgado

Motion by Ed Delgado to defer the request of the full review of the total cost of the Business Committee priorities to the Aug. 17 Business Committee retreat, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King, Brandon Stevens  
Excused: Kathy Hughes

#### **2. FEMA/Emergency Management request copies of emergency preparedness documents**

Sponsor: Debbie Thundercloud/Marty Antone

Motion by Patty Hoeft to approve the FEMA/Emergency Management copies of preparedness documents, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King, Brandon Stevens  
Excused: Kathy Hughes

#### **3. Retro-approve an e-poll procedural exception for emergency trade back for 42 hours for employee hardship**

Sponsor: Debbie Thundercloud

Main motion by Tina Danforth to deny the request unless the Business Committee is willing to rescind the cost containment measure for everyone, seconded by Ed Delgado.

Motion to amend the main motion by Patty Hoeft to revise resolution 11-12-09-E Total Suspension for Cash for FY2010 to add a second Now Therefore Be It Resolved statement that, "the Business Committee is able to make exceptions", seconded by Brandon Stevens.

Motion by Trish King to table this item, seconded by Brandon Stevens. Motion carried with one opposed:

Ayes: Melinda Danforth, Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King, Brandon Stevens  
Opposed: Tina Danforth  
Excused: Kathy Hughes  
For the record: Tina Danforth said I opposed because first, I'm confused. Second, this is not a convoluted discussion. Third, we need to deal with this timely. Fourth, management has told us this situation has resolved itself and that is my statement for the record in opposing the motion to table. That is a statement for the record, not asking for discussion.

Motion by Trish King to defer that the executive managers bring back a recommendation regarding resolution BC 11-12-09-E on how to handle emergency situations, seconded by Ed Delgado. Motion carried with one opposed:

Ayes: Melinda Danforth, Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King, Brandon Stevens  
Opposed: Tina Danforth  
Excused: Kathy Hughes

#### **4. Joint Executive Team composition**

Sponsor: Melinda Danforth

Motion by Melinda Danforth to defer the Joint Executive Team composition to the Aug. 25 Business Committee meeting, seconded by Ron "Tehassi" Hill Jr. Motion carried with one abstention:

Ayes: Melinda Danforth, Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King, Brandon Stevens  
Abstained: Tina Danforth  
Excused: Kathy Hughes

### **XIV. Cost containment FY2010 Exceptions**

#### **A. FY2010 Hiring Freeze Exceptions**

##### **1. Childcare: Post one Norbert Hill Center Child Care Teacher position**

Sponsor: Debbie Thundercloud/Joanne King

Motion by Ed Delgado to approve to post one Norbert Hill Center Child Care Teacher position, seconded by Melinda Danforth. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King, Brandon Stevens  
Excused: Kathy Hughes

**2. Apple Orchard: Post and hire six sub-relief Apple Picker/Orchard workers**

Sponsor: Debbie Thundercloud/Jeff Schofield

Motion by Tina Danforth to approve the request to post and hire six sub-relief Apple Picker/Orchard workers with the requirement that these individuals be Oneida, seconded by Ed Delgado. Motion carried unanimously:

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

Excused: Kathy Hughes

**3. Retail: Post one Retail Associate pool position**

Sponsor: Debbie Thundercloud/Kathy King

Motion by Melinda Danforth to approve to post the Retail Associate labor pool position, seconded by Patty Hoeft. Motion carried unanimously:

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

Excused: Kathy Hughes

**4. Tourism: Post one Tourism Director position**

Sponsor: Debbie Thundercloud

Motion by Patty Hoeft to deny the request and direct the General Manager to bring this item to the Business Committee retreat on Aug. 17, seconded by Ed Delgado. Motion carried with three opposed:

Ayes: Tina Danforth, Ed Delgado, Patty Hoeft, Trish King,  
Opposed: Melinda Danforth, Ron "Tehassi" Hill Jr., Brandon Stevens  
Excused: Kathy Hughes

Motion by Tina Danforth to recess at 12:05 p.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, Brandon Stevens

Excused: Kathy Hughes

Chairman Rick Hill called meeting back to order at 1:33 p.m.

**B. Elimination Out-of-State Travel Exceptions, unless emergency, certification requirements and government official travel**

**1. Procedural exception for 15 employees to attend Indian Summer Fest Sept. 10-12, Milwaukee, WI**

Sponsor: Debbie Thundercloud

Motion by Patty Hoeft to approve the procedural exception for 15 employees to attend Indian Summer Fest Sept. 10 through 12, Milwaukee, WI, seconded by Melinda Danforth. Motion carried with one abstention:

Ayes: Melinda Danforth, Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Brandon Stevens  
Abstained: Trish King  
Not present: Tina Danforth  
Excused: Kathy Hughes

**2. Arts Program: Arts Program Director Beth Bashara and three interns to attend Association of American Cultures conference Aug. 12-14, Chicago, IL**

Sponsor: Debbie Thundercloud/Beth Bashara

Motion by Patty Hoeft to approve the Arts Program Director Beth Bashara and three interns to attend the Association of American Cultures conference Aug. 12 through 14, Chicago, IL, seconded by Brandon Stevens. Motion carried with one abstention:

Ayes: Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King, Brandon Stevens  
Abstained: Melinda Danforth  
Not present: Tina Danforth  
Excused: Kathy Hughes

**C. Elimination Food, Beverage and Related Open Purchase Order Exceptions**

**1. Oneida Housing: Retro approve BC contribution to 2010 Culture Camp**

Sponsor: Melinda Danforth

Motion by Melinda Danforth to retro-approve the Business Committee contribution to the 2010 Culture Camp, seconded by Ed Delgado. Motion carried with one abstention:

Ayes: Melinda Danforth, Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King, Brandon Stevens  
Abstained: Tina Danforth  
Excused: Kathy Hughes

**2. Retro-approve luncheon for Ute Mountain Tribe guests**

Sponsor: Bill Gollnick

Motion by Patty Hoeft to retro-approve the luncheon for the Ute Mountain Tribe guests, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King, Brandon Stevens  
Excused: Kathy Hughes

**XV. Additions**

**1. OTIE appointment recommendation**

Sponsor: Rick Hill

Motion by Melinda Danforth to appoint Jeff House to the OTIE board for a three-year term, seconded by Trish King. Motion carried unanimously:

- Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King, Brandon Stevens
- Excused: Kathy Hughes

Motion by Ron "Tehassi" Hill Jr. to appoint Bruce Danforth for the remainder of term to expire in 2012, seconded by Brandon Stevens. Motion carried with one opposed and two abstentions:

- Ayes: Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr., Trish King
- Opposed: Patty Hoeft
- Abstained: Melinda Danforth, Brandon Stevens
- Excused: Kathy Hughes
- For the record: Melinda Danforth said I abstained because that is my relative, therefore I recused myself.

## 2. Blanket Travel

Sponsor: Brandon Stevens

Motion by Patty Hoeft to require all out-of-state travel by Business Committee members and the Joint Executive Team to be approved by the Business Committee prior to the travel and this is applied to all travel regardless of who pays for it, seconded by Trish King. Motion carried with one opposed:

- Ayes: Melinda Danforth, Tina Danforth, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King, Brandon Stevens
- Opposed: Ed Delgado
- Excused: Kathy Hughes

Motion by Trish King to rescind all prior blanket travel approvals, seconded by Brandon Stevens. Motion carried with one opposed:

- Ayes: Melinda Danforth, Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King, Brandon Stevens
- Opposed: Tina Danforth
- Excused: Kathy Hughes

## 3. Change Aug. 25 regular BC meeting date to Aug. 26

Sponsor: Patty Hoeft

Motion by Patty Hoeft to reschedule the Aug. 25 regular Business Committee meeting to Aug. 26, seconded by Trish King. Motion carried with one opposed:

- Ayes: Melinda Danforth, Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King, Brandon Stevens
- Opposed: Tina Danforth
- Excused: Kathy Hughes

#### **4. McGladery Pullen contract**

Sponsor: Larry Barton

Motion by Ed Delgado to approve the McGladery Pullen contract amendment to add 2007 and 2008, seconded by Melinda Danforth. Motion carried unanimously:

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

Excused: Kathy Hughes

#### **XVI. Action in open session on items from Executive Session Discussion meeting of August 10, 2010**

##### **A. Executive Managers reports**

##### **1. Chief of Staff bi-monthly report**

Motion by Patty Hoeft to accept the Chief of Staff bi-monthly report, seconded by Melinda Danforth. Motion carried unanimously:

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

Excused: Kathy Hughes

Motion by Trish King to direct the Chief of Staff to provide an update on the Town of Pittsfield service agreement at a September Business Committee meeting, seconded by Melinda Danforth. Motion carried unanimously:

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

Excused: Kathy Hughes

##### **a. New York Land Claims settlement/negotiations update**

Motion by Trish King to direct the Chief of Staff to provide a written report on the second circuit court decisions at the Aug. 26 Business Committee meeting, seconded by Melinda Danforth. Motion carried unanimously:

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

Excused: Kathy Hughes

Motion by Ed Delgado to direct the Chief of Staff to work with the Land Claims Commission and the Business Committee to provide a report on the second circuit court decisions for the purpose of informing the membership of that decision and that the report be submitted to the membership in the Kalihwisaks or by mail, seconded by Melinda Danforth. Motion carried unanimously:

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

Excused: Kathy Hughes

Motion by Ron "Tehassi" Hill Jr. to direct the Chief of Staff's office to work with Mike Finn to develop testimony for myself for the meeting in Minneapolis, MN, Sept. 1, seconded by Trish King. Motion carried with two abstentions:

Ayes: Melinda Danforth, Ed Delgado, Patty Hoeft, Trish King, Brandon Stevens  
Abstained: Tina Danforth, Ron "Tehassi" Hill Jr.  
Excused: Kathy Hughes

## **2. Chief Counsel bi-weekly report**

Motion by Patty Hoeft to accept the Chief Counsel bi-weekly report, seconded by Trish King. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,  
Patty Hoeft, Trish King, Brandon Stevens  
Excused: Kathy Hughes

## **B. Follow-ups/BC directives**

### **1. Complaint**

Sponsor: Rick Hill

*Excerpt from July 28: Motion by Patty Hoeft to defer the complaint to the Aug. 11 Business Committee to consider a draft response to the person who filed a complaint with the Business Committee, seconded by Trish King. Motion carried with one opposed.*

Motion by Patty Hoeft to approve the response to the employee in the first complaint regarding policies dealing with employee advocacy, seconded by Trish King.

Motion by Patty Hoeft to table to go into executive session to discuss the two complaints at the end of the agenda, seconded by Melinda Danforth. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,  
Patty Hoeft, Trish King, Brandon Stevens  
Excused: Kathy Hughes  
For the record: Melinda Danforth recused herself from the proceedings due to a conflict of interest regarding one of the complaints.

Motion by Patty Hoeft to go into executive session at 3:02 p.m. to clarify the complaint concerns, seconded by Tina Danforth. Motion carried unanimously:

Ayes: Melinda Danforth, Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr.,  
Patty Hoeft, Trish King, Brandon Stevens  
Excused: Kathy Hughes

Motion by Patty Hoeft to come out of executive session at 3:38 p.m., seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously:

Ayes: Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King,  
Brandon Stevens  
Excused: Kathy Hughes

Not present: Melinda Danforth,

Motion by Brandon Stevens to approve the July 28, 2010 memorandum regarding the request for protection under the employee protection policy, seconded by Ron "Teahassi" Hill. Motion carried with one abstention:

Ayes: Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King, Brandon Stevens  
Opposed: Tina Danforth, Ed Delgado  
Not present: Melinda Danforth  
Excused: Kathy Hughes

Motion by Patty Hoeft to request that the Employee Advocacy Policy be sent to the LOC for revision, seconded by Ed Delgado. Motion carried with one abstention:

Ayes: Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King, Brandon Stevens  
Abstained: Tina Danforth  
Not present: Melinda Danforth  
Excused: Kathy Hughes  
For the record: Tina Danforth said I am abstaining because we are addressing a policy that's already been implemented and now we are looking at creating it formally. That's for the record.

## **2. Employee bonuses for FY2010 recommendation from JET**

Sponsor: Executive Managers

***Excerpt from July 14:*** Motion by Patty Hoeft to defer the employee bonuses for FY2010 recommendations from the Joint Executive Team to the Aug. 11 Business Committee meeting, seconded by Melinda Danforth. Motion carried with one abstention.

Motion by Ed Delgado to deny the Joint Executive Team's recommendation to not pay the 2010 bonuses and that we issue those bonuses prior to the end of the year FY2010, seconded by Patty Hoeft. Motion withdrawn.

Motion by Ed Delgado to pay the budgeted 2010 bonuses prior to the end of the FY2010. Motion failed due to lack of second.

Main motion by Tina Danforth to deny any bonuses for the remainder of the year FY2010, seconded by Brandon Stevens. Motion carried with one abstention:

Ayes: Melinda Danforth, Tina Danforth, , Ron "Tehassi" Hill Jr., Patty Hoeft, Brandon Stevens  
Opposed: Ed Delgado  
Abstained: Trish King  
Excused: Kathy Hughes



Amendment to the main motion by Melinda Danforth to defer to the Aug. 17 Business Committee retreat for recommendations of options for boosting employee morale, seconded by Brandon Stevens. Motion carried with one abstention:

Ayes: Melinda Danforth, Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King, Brandon Stevens  
Abstained: Tina Danforth  
Excused: Kathy Hughes

***Excerpt from July 14: Motion by Trish King to direct the Executive Team to prepare an analysis of employee morale throughout the organization and to bring back a status report at the Aug. 11 Business Committee meeting, seconded by Brandon Stevens. Motion carried unanimously.***

Motion by Patty Hoeft to defer the analysis of employee morale throughout the organization to a September Business Committee meeting, seconded by Ron "Tehassi" Hill Jr. Motion carried with one opposed and two abstentions:

Ayes: Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King, Brandon Stevens  
Opposed: Tina Danforth  
Abstained: Melinda Danforth, Ed Delgado  
Excused: Kathy Hughes  
For the record: Tina Danforth said I opposed the motion because I think the information is relevant for next week's meeting and would not be in our best interest to entertain this information in September.

## **2. Care of Services**

Sponsor: Debbie Thundercloud/Larry Barton

***Excerpt from June 23: Motion by Patty Hoeft to approve the request to defer the Care of Services for 30 days, seconded by Ed Delgado. Motion carried unanimously.***

Motion by Patty Hoeft to adopt the first recommendation to consider the restriction of services within the pharmacy delivery through the use of two separate tiered formularies and that the analysis of that recommendation be brought back to the Business Committee in October to implement in January 2011, seconded by Trish King. Motion carried with one abstention:

Ayes: Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King, Brandon Stevens  
Abstained: Melinda Danforth  
Excused: Kathy Hughes

Motion by Trish King to support the third recommendation that the delivery of current direct and specialty services remain status quo for the FY2011 and that a full analysis be completed and brought back in February, seconded by Ed Delgado. Motion carried with two abstentions:

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

Excused: Kathy Hughes

**3. Reorganization of the Indian Preference Dept.**

Sponsor: Larry Barton

***Excerpt from May 26: Motion by Ron "Tehassi" Hill Jr. to defer the reorganization of the Indian Preference Department for 30 days, seconded by Patty Hoeft. Motion carried unanimously.***

Motion by Patty Hoeft to defer the reorganization of the Indian Preference Department to the next Business Committee meeting, seconded by Melinda Danforth. Motion carried unanimously:

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

Excused: Kathy Hughes

**4. Bay Bank as Broker**

Sponsor: Larry Barton

***Excerpt from April 14: Motion by Ed Delgado to approve the Southwest Securities, Inc. Brokerage account agreement to Bay Bank and approve and authorize the signature of the Treasurer and Chief Financial with a limited waiver of sovereign immunity, seconded by Trish King. Motion carried unanimously.***

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

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

Excused: Kathy Hughes

**C. New Business/Requests**

**D. Additions**

**1. Follow-up employee complaint**

Sponsor: Kathy Hughes

Motion by Ed Delgado to approve the July 28 memo from legal counsel regarding the request for employee protection under the Employee Protection Policy, seconded by Brandon Stevens. Motion carried with one abstention:

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

Abstained: Tina Danforth

Not present: Melinda Danforth

Excused: Kathy Hughes

For the record: Tina Danforth abstained because I did oppose this action last time we addressed this issue and the reason remains the same because we did not have a discussion with the complainant.

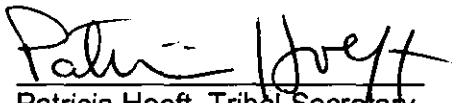
For the record: Brandon Stevens said if we would have spoken to the complainant, we would have broken the process.

**XVII. Adjourn**

Motion by Ron "Tehassi" Hill Jr. to adjourn at 3:44 p.m., seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Tina Danforth, Ed Delgado, Ron "Tehassi" Hill Jr., Patty Hoeft, Trish King,  
Brandon Stevens  
Not present: Melinda Danforth  
Excused: Kathy Hughes

**Minutes Approved as presented/corrected on Aug. 26, 2010.**

  
Patricia Hoeft, Tribal Secretary  
ONEIDA BUSINESS COMMITTEE