



Oneida Business Committee

Regular Meeting
9 a.m. Thursday, August 26, 2010
BC Conference Room, 2nd floor, Norbert Hill Center

Minutes

PRESENT: Rick Hill, Chair, 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, Brandon Stevens, Council Member

OTHERS PRESENT: Jennifer Hill-Kelley, Warren Skenandore, Shad Webster, Pat Pelky, Marsha Danforth, Peril Huff, Marena Bridges, Fred Muscavitch, Dennis Johnson, Lauren Hartman, Don McLester, Clifford Doxtator, Pete King III, Cheryl Skolaski, Linda S. Dallas, JM Stevens, Elaine Doxtator, Kitty Melchert, C.L. Metoxen, Owen Somers, Maria Summers

I. Call to Order and Roll Call by Chairman Rick Hill at 9:03 a.m.

II. Opening by Curt Summers

III. Approve the agenda

Motion by Patty Hoeft to approve the agenda with the additions: no. 1 Travel request from Ron "Tehassi" Hill Jr., no. 2 Sept. 1-2 Albuquerque, NM paid for by the office, oath of office for OTIE member Bruce Danforth, recess at 11:30 a.m. – 1 p.m. for a public hearing, no. 6 move executive session new business no. 3 resolution to regular session, at 1:30 pm. To schedule report for homeless person and case management system, seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously:

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

IV. Oaths of Office administered by Tribal Secretary Patty Hoeft

V. Environmental Resource Board

Ted Weldon Hawk - present

Powwow Committee

Dennis Danforth Jr. - present

Oneida Total Integrated Enterprises

Bruce Danforth - present

VI. Minutes to be approved

1. Aug. 11 Business Committee minutes

Motion by Melinda Danforth to approve the Aug. 11 Business Committee minutes, seconded by Tina Danforth. Motion carried unanimously:

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

Not present: Ed Delgado

VII. Resolutions

1. Tribal Wildlife Grant U.S. Fish and Wildlife Service

Sponsor: Debbie Thundercloud/Cheryl Stevens

Motion by Melinda Danforth to adopt the resolution 08-26-10-A Tribal Wildlife Grant U.S. Fish and Wildlife Service, seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously:

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

Not present: Ed Delgado

2. Great Lakes Restoration Initiative Grant

Sponsor: Debbie Thundercloud/Cheryl Stevens

Motion by Kathy Hughes to adopt resolution 08-26-10-B Great Lakes Restoration Initiative Grant in the amount of \$160,555 from the U.S. Fish and Wildlife Service, seconded by Melinda Danforth. Motion carried unanimously:

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

Not present: Ed Delgado

3. Fee-to-Trust Application for the Former Peter H. Baumann and Toni R. Bauman Property and warranty deed

Sponsor: Debbie Thundercloud/Fred Muscavitch

Motion by Melinda Danforth to adopt the fee-to-trust resolution 08-26-10-C Former Peter H. Bauman and Toni R. Bauman Property, seconded by Kathy Hughes. Motion carried unanimously:

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

Motion by Trish King to approve the fee-to-trust warranty deed Former Peter H. Bauman and Toni R. Bauman Property, seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously:

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

4. Fee-to-Trust Application for the Former Bruce E. Gonnering and Gene Gonnering Property and warranty deed

Sponsor: Debbie Thundercloud/Fred Muscavitch

Motion by Kathy Hughes to adopt the fee-to-trust resolution 08-26-10-D Former Bruce E. Gonnering and Gene Gonnering Property, seconded by Trish King. Motion carried unanimously:

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

Motion by Kathy Hughes to approve the fee-to-trust warranty deed Former Bruce E. Gonnering and Gene Gonnering Property, seconded by Trish King. Motion carried unanimously:

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

5. Fee-to-Trust Application for the Former Frank J. Sausen Property and warranty deed

Sponsor: Debbie Thundercloud/Fred Muscavitch

Motion by Ron "Tehassi" Hill Jr. to adopt the fee-to-trust resolution 08-26-10-E Former Frank J. Sausen Property, seconded by Trish King. Motion carried unanimously:

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

Motion by Trish King to approve the fee-to-trust warranty deed Former Frank J. Sausen Property, Ron "Tehassi" Hill Jr. Motion carried unanimously:

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

VIII. Board, Committee and Commission quarterly reports

1. Seven Generations Corporation

Sponsor: William Cornelius

Motion by Ed Delgado to accept the Seven Generations Corporation quarterly report, seconded by Trish King. Motion carried unanimously:

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

2. Oneida Total Integrated Enterprises

Sponsor: Butch Rentmeester

Motion by Melinda Danforth to accept the Oneida Total Integrated Enterprises quarterly report and request that the Oneida Total Integrated E board send an explanation to the Business Committee regarding what the goodwill line represents on the balance sheet, seconded by Tina Danforth. Motion carried unanimously:

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

3. Bay Bank Corporation

Sponsor: John Johnson

Motion by Trish King to accept the Bay Bank Corporation quarterly report, seconded by Kathy Hughes. Motion carried unanimously:

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

4. Airport Hotel Corporate Board

Sponsor: Lance Broberg

Motion by Trish King to accept the Airport Hotel Corporate Board quarterly report, seconded by Kathy Hughes. Motion carried unanimously:

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

Motion by Tina Danforth to address the Oneida Nation Commission On Aging travel request next, seconded by Ed Delgado. Motion carried unanimously:

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

5. Oneida Golf Enterprise Corporation

Sponsor: Bobbi Webster

Motion by Trish King to accept the Oneida Golf Enterprise Corporation quarterly report, seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously:

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

IX. Standing Committees

A. Legislative Operating Committee

1. Aug. 4 LOC minutes

Sponsor: Trish King

Motion by Kathy Hughes to approve the Aug. 4 Legislative Operating Committee minutes, seconded by Patty Hoeft. Motion carried unanimously:

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

2. Hunting, Fishing and Trapping Amendments

Sponsor: Trish King

Motion by Ron "Tehassi" Hill Jr. to approve the hunting, fishing and trapping law amendments except 45.7-7 tree stand to omit the amendment and the one I'm approving is the allowing the hunting mentor/mentee program with including that the mentor must have hunter safety as an additional amendment and to include fine no. 32 for the tree stand, seconded by Brandon Stevens. Vote tied. Chairman Hill voted opposed. Motion failed:

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

Amendment to the main motion by Trish King to include in the provisions under the mentee program that no hunter mentee would be allowed to participate in group hunts, seconded by Kathy Hughes. Motion carried with one opposed and one abstained:

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

Motion by Ron "Tehassi" Hill Jr. to adopt resolution 08-26-10-I Hunting, Fishing and Trapping Law Amendments excluding the mentor/mentee hunter program and the 45.7-7 tree stand amendment including the fee associated with it, seconded by Trish King. Motion carried with one opposed and one abstained:

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

B. Finance Committee

1. Aug. 20 Finance Committee minutes

Sponsor: Tina Danforth

Motion by Tina Danforth to approve the Aug. 20 Finance Committee minutes, seconded by Ed Delgado. Motion carried unanimously:

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

X. Travel

A. Travel reports

B. Travel requests

1. NCAI convention and trade show Nov. 14-19, Albuquerque, NM

Sponsor: Ed Delgado

Motion by Patty Hoeft to approve Ed Delgado, Brandon Stevens and Tina Danforth to attend the National Congress of American Indians convention, seconded by Ron "Tehassi" Hill Jr. Motion carried with one opposed and two abstentions:

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

2. Native American Finance Officers Association conference Sept. 13-17, Jersey City, NJ

Sponsor: Tina Danforth

Motion by Patty Hoeft to approve Treasurer Tina Danforth to attend the Native American Finance Officers conference Jersey City, NJ, Sept. 13 through 17, seconded by Tina Danforth. Motion carried with two abstentions:

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

3. Native Nations Institute International Advisory Board Fall meeting Sept. 23-25, Osoyoos, BC, Canada

Sponsor: Patty Hoeft

Motion by Kathy Hughes to approve Secretary Patty Hoeft to attend the Native Nations Institute International Advisory Board Fall meeting Sept. 23 through 25, Osoyoos, BC, seconded by Ed Delgado. Motion carried with two abstentions:

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

XI. General Tribal Council

1. 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 Aug. 19:** Motion by Melinda Danforth to defer the petition to the Aug. 26 Business Committee meeting, seconded by Brandon Stevens. Motion carried with one opposed and one abstained.*

Motion by Kathy Hughes to defer to the Legislative Operating Committee for inclusion in the budget management act and to bring to General Tribal Council with the budget management act, seconded by Patty Hoeft. Motion carried with three opposed and one abstention:

Ayes: Patty Hoeft, Kathy Hughes, Trish King, Brandon Stevens
Opposed: Melinda Danforth, Tina Danforth, Ed Delgado
Abstained: Ron "Tehassi" Hill Jr.
For the record: Ed Delgado said I opposed because I believe that item no. 2 the request for a ceiling on the Business Committee wages needs to be heard and considered by General Tribal Council even though I don't support it. And I also don't regarding a comment previously heard, petitions don't need to go through the Administrative Procedures Act.
For the record: Melinda Danforth said I opposed the motion because I believe that there are some provisions in this petition that can be brought forward to General Tribal Council although there are some provisions within the petition that do violate current law so I oppose because I believe that we can call this meeting and note what provisions are illegal and which provisions can still stand.
For the record: Tina Danforth said I opposed the request to send this to LOC because I feel that it can go forward to General Tribal Council.

For the record: Patty Hoeft said I support the motion because we will be setting a date to send this petition through to General Tribal Council and also when it does come to General Tribal Council it will include good information about what can and can not work among the different ideas presented and finally the petition is a good petition and it has great ideas and I think we're all going to be pleasantly surprised that a lot of these ideas will be enacted into law.

Motion by Kathy Hughes to recess at 11:38 a.m. until 1:30 p.m., seconded by Trish King. Motion carried unanimously:

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

Motion by Ed Delgado to go into executive session at 1:35 p.m. for executive session follow-up no. 1 Assistance for homeless person, seconded by Kathy Hughes. Motion carried unanimously:

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

Motion by Trish King to come out of executive session at 1:50 p.m., seconded by Kathy Hughes. Motion carried. Motion carried unanimously:

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

2. Petitioner Madelyn Genskow: Land lease policies

Sponsor: Patty Hoeft/Madelyn Genskow

***Excerpt from Aug. 11:** 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.*

Motion by Kathy Hughes to place this on the January 2011 GTC agenda and for the statements to deal with policies and not procedures, seconded by Patty Hoeft. Motion carried with one abstention:

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

Abstained: Trish King

XII. Follow-ups/BC directives

1. Evidence-based success stories on health and wellness

Sponsor: Debbie Thundercloud

***Excerpt from July 14:** Motion by Brandon Stevens to direct the General Manager to provide three evidence-based success stories on health and wellness efficiency and success on our health initiatives due back at the Aug. 25 Business Committee meeting, seconded Ed Delgado. Motion carried unanimously.*

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

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

2. Participation at 2010 NCAI Annual Convention Nov. 14-19, Albuquerque, NM

Sponsor: Debbie Thundercloud/Bill Gollnick

Excerpt from Aug. 11: 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.

Motion by Trish King to deny the request for any other persons to go unless they have to give a presentation or on the panel, seconded by Kathy Hughes. Motion carried with one abstention:

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

Abstained: Melinda Danforth

3. Joint Executive Team composition

Sponsor: Melinda Danforth

Excerpt from Aug. 11: 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.

Motion by Melinda Danforth to remove the Chief Counsel from participating on the Joint Executive Team, seconded by Ed Delgado. Motion carried with one abstention:

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

Abstained: Tina Danforth

For the record: Ed Delgado said this is a structural thing not a Chief Counsel thing. It's a readjustment of the structure of the JET not a thing that's something wrong with Chief Counsel.

XIII. Tabled Business

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

Sponsor: Debbie Thundercloud

Excerpt from Aug. 11: Motion by Trish King to table this item, seconded by Brandon Stevens. Motion carried with one opposed.

Excerpt from Aug. 11: 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.

Motion by Kathy Hughes to take off the table, seconded by Melinda Danforth. Motion carried unanimously:

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

Motion by Kathy Hughes to accept the Joint Executive Team recommendation which is to make no exceptions to giving any type of trade-back request to be effective immediately, seconded by Trish King. Motion carried with one abstention:

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

Abstained: Tina Danforth

XIV. New Business/Requests

1. Nomination for the Tribal/Federal Workgroup

Sponsor: Kathy Hughes

Motion by Melinda Danforth to retro-active approve Vice-Chair Kathy Hughes' recommendation for the appointment to the workgroup, seconded by Patty Hoeft. Motion carried with one abstention:

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

Abstained: Kathy Hughes

2. Amendment 2 of the Annual Funding Agreement between the Oneida Tribe and USDOJ

Sponsor: Kathy Hughes

Motion by Melinda Danforth to retro-approve the Amendment 2 letter funding agreement between the Oneida Tribe and USDOJ, seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously:

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

3. Agreement and letter to Region 5 U.S. Environmental Protection Agency for the issuance of federal inspector credentials

Sponsor: Debbie Thundercloud/Jeff Mears

Motion by Melinda Danforth to approve the agreement and letter to Region 5 U.S. Environmental Protection Agency for the issuance of federal inspector credentials, seconded by Brandon Stevens. Motion carried unanimously:

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

4. MOA between Oneida Tribe and IHS for Oneida Site 1 water main replacement

Sponsor: Debbie Thundercloud/Butch Rentmeester

Motion by Ron "Tehassi" Hill Jr. to approve the MOA between the Oneida Tribe and Indian Health Services for Oneida Site One water main replacement, seconded by Melinda Danforth. Motion carried unanimously:

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

XV. Cost containment FY2010 Exceptions

A. FY2010 Hiring Freeze Exceptions

1. Comprehensive Health: Fill Medical Records Clerk position

Sponsor: Debbie Thundercloud/Debra Danforth

Motion by Kathy Hughes to approve to fill the Medical Records Clerk position, seconded by Ed Delgado. Motion carried with one abstention:

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

2. Comprehensive Health: Post and fill Medical Records Coder position

Sponsor: Debbie Thundercloud/Debra Danforth

Motion by Trish King to approve to fill the Medical Records Coder position, seconded by Kathy Hughes. Motion carried with one abstention:

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

3. Comprehensive Health: Fill Registered Nurse position

Sponsor: Debbie Thundercloud/Debra Danforth/Connie Vandenberg

Motion by Kathy Hughes to approve to fill the Registered Nurse position, seconded by Brandon Stevens. Motion carried unanimously:

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

4. Land Management: Post one Records Technician position

Sponsor: Debbie Thundercloud/Fred Muscavitch

Motion by Patty Hoeft to approve to post one Records Technician position, seconded by Brandon Stevens. Motion carried with one abstention:

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

5. Child Care: Post two Airport Road Child Care Teacher positions

Sponsor: Debbie Thundercloud/Vicki Leurquin

Motion by Ed Delgado to approve to post two Airport Road Child Care Teacher positions, seconded by Patty Hoeft. Motion carried unanimously:

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

6. Enrollments: Post one vacant Enrollment Specialist position due to resignation

Sponsor: Bill Gollnick/Cheryl Skolaski

Motion by Patty Hoeft to approve to post one Enrollment Specialist due to a resignation, seconded by Ed Delgado. Motion carried with one abstention:

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

7. Accounting: Post one Accounting position

Sponsor: Larry Barton/Lee Thomas

Motion by Tina Danforth to approve the job description to post one Accounting position with the contingency that it be an Oneida person to be hired, seconded by Ed Delgado. Motion carried unanimously:

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

8. Records Management: Post one Records Management Director position

Sponsor: Patty Hoeft

Motion by Trish King to approve to post one Records Management Director position, seconded by Kathy Hughes. Motion carried with one abstention:

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

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

1. ONCOA: Members to attend National Indian Council on Aging conference Sept. 25-28, Traverse City, MI

Sponsor: Melinda Danforth

Motion by Melinda Danforth to approve the ONCOA travel request for members to attend the National Indian Council on Aging conference Sept. 25 through 28, Traverse City, MI, seconded by Ed Delgado. Motion carried with one abstention:

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

2. Gaming: Slots Director David Emerson and Brian Denny to attend Global Gaming Expo Nov. 15-18 Las Vegas, NV

Sponsor: Louise Cornelius/David Emerson

Motion by Kathy Hughes to approve Slots Director David Emerson and Brian Denny to attend the Global Gaming Expo Nov. 15 through 18, Las Vegas, NV, seconded by Ed Delgado. Motion carried unanimously:

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

**3. Gaming: Slot Director David Emerson, Brian Denny and Blair Braaten to attend
WMS gaming training session and private demo Sept. 27-28, Chicago, IL**

Sponsor: Louise Cornelius/David Emerson

Motion by Trish King to approve Slots Director David Emerson, Brian Denny and Blair Braaten to attend WMS gaming training session and private demo Sept 27 and 28, Chicago, IL seconded by Kathy Hughes. Motion carried unanimously:

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

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

**1. Initiative One: Contract organization development and self-governance funding
agreement resolution**

Sponsor: Rick Hill

Motion by Tina Danforth to deny the Initiative One request, seconded by Ed Delgado. Motion failed with six opposed:

Ayes: Tina Danforth, Ed Delgado

Opposed: Melinda Danforth, Ron "Tehassi" Hill Jr., Patty Hoeft, Kathy Hughes, Trish
King, Brandon Stevens

Motion by Patty Hoeft to adopt resolution 08-26-10-F Approval to Transfer Funds from the Self-Governance Emergency Reserve Account to fulfill the contract with Initiative One, seconded by Ron "Tehassi" Hill Jr. Motion carried with two opposed:

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

Opposed: Tina Danforth, Ed Delgado

For the record: Trish King said for clarification for the motion I think should be approval of the resolution adopting to transfer funds from the Self-Governance Emergency Reserve Account to fulfill the contract with Initiative One.

For the record: Tina Danforth said I opposed the motion because this is not appropriate to take self-governance funds from one area of the budget put it in another budget area in order for the Health Center administration to spend down on it. The second reason I oppose is because the contract itself is for an 18 month period and given the strenuous circumstances of the Health Center, 18 months is too long to address the issue at hand. Number three, I oppose the motion because the way this contract is designed takes away too much time from the medical staff, they need to be serving patients. We are short five nurses and we can't afford to now take them and put them all through a leadership training. Four, I oppose this motion because it violates the Business Committee's resolution 3-10-10-C where we said we would not make any out of budget expenditures as expected of us from General Tribal Council. And number five, I oppose this motion because as the Vice-Chairwoman said that we can't sit here and do nothing. Well it's not us that are not doing anything, its

management that is not doing anything. We are not responsible for the administration of the Health Center's management. The General Manager and the management of the Health Center themselves are responsible for taking care of the situation. They should not have been coming to us to ask for a third party to intervene for something that they need to be doing themselves. That's for the record thank you.

For the record: Ed Delgado said I opposed this action because spending almost a quarter of million dollars is too much and when that money can be used for educational scholarships, administrative needs of the Tribe when we anticipate shortfalls. Number two is, I oppose this because I've listened to this group at one meeting and they already seem to be opinionated that our problems pretty much come from people who are nay sayers. I would like to have a more independent group.

For the record: Brandon Stevens said I voted for this motion because I believe it is a health and safety concern that we must address right away. The problem has been increasing over the years and has not been addressed and this is a large amount but it will compound over the years as the problem continues. As more people leave if the problem doesn't get fixed. That is why I voted for this motion.

XVI. Additions

1. IRR program consultation travel request Minneapolis, MN Aug. 25

Sponsor: Ron "Tehassi" Hill Jr.

Motion by Patty Hoeft to approve Councilman Ron "Tehassi" Hill Jr. to attend the IRR program consultation, Minneapolis, MN Aug. 25, seconded by Brandon Stevens. Motion carried unanimously:

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

2. DHHS consultation travel request Albuquerque, NM Sept. 1-2

Sponsor: Melinda Danforth

Motion by Patty Hoeft to approve Councilwoman Melinda Danforth to attend the DHHS consultation and to note that all expenses are paid by DHHS, Albuquerque, NM, Sept. 1 and 2, seconded by Ed Delgado. Motion carried with one abstention:

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

Abstained: Melinda Danforth

3. Rule of Play: Corrections made per legal review

Sponsor: Melinda Danforth

Motion by Tina Danforth to approve the Rules of Play and adopt the resolution 08-26-10-G to change the Rules of Play, seconded by Melinda Danforth. Motion carried unanimously:

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

XVII. Action in open session on items from Executive Session Discussion meeting of Aug. 24, 2010

A. Executive Managers reports

1. Chief Financial Officer bi-monthly report

Motion by Patty Hoeft to accept the Chief Financial Officer bi-monthly report, seconded by Tina Danforth. Motion carried unanimously:

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

Motion by Kathy Hughes to defer the commercial leasing issues to a sub-committee to develop a policy for Business Committee consideration and the sub-committee to be comprised of Larry Barton, Brandon Stevens, Trish King, Tehassi Hill, Land Management and Seven Generations, seconded by Patty Hoeft. Motion carried unanimously:

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

Motion by Trish King to request the Chief Financial Assistant to provide a written report on the Three and Four Fires at the next Executive Business Committee meeting, seconded by Kathy Hughes. Motion carried unanimously:

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

Motion by Trish King to request a written recommendation from the Executive Managers regarding fiscal year '11 trade-back for cash both the annual and anytime policies, seconded by Kathy Hughes. Motion carried with two abstentions:

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

Abstained: Melinda Danforth, Tina Danforth

Motion by Trish King request the General Manager and or the Executive Managers to provide a report on the impacts of the hiring freeze due at the next Business Committee meeting, seconded by Patty Hoeft. Motion carried unanimously:

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

2. Chief Counsel bi-weekly report

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

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

B. Follow-ups/BC directives

1. Assistance for homeless person

Sponsor: Debbie Thundercloud

***Excerpt from July 28:** Motion by Trish King to direct and update on this particular person report in 30 days, seconded by Patty Hoeft. Motion carried with one abstention.*

***Excerpt from July 28:** Motion by Trish King to request a status report on the case management system in 30 days, seconded by Patty Hoeft. Motion carried with one opposed.*

Motion by Patty Hoeft to accept the assistance for homeless person report and request for another report at the next Business Committee meeting on the status of creating a case management system, seconded by Trish King. Motion carried with one abstention:

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

Abstained: Tina Danforth

2. New York Land Claims Second Circuit Court decision report

Sponsor: Bill Gollnick

***Excerpt from Aug. 11:** 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.*

Motion by Kathy Hughes to accept the report and request the Tribal Secretary to schedule a date for a special Business Committee meeting a community meeting for the update on land claims, seconded by Trish King. Motion carried unanimously:

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

3. Reorganization of the Indian Preference Dept.

Sponsor: Larry Barton

***Excerpt from Aug. 11:** 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.*

Motion by Melinda Danforth to defer this issue back to my office for the appropriate documents to propose to the Business Committee, seconded by Patty Hoeft. Motion carried unanimously:

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

4. Gaming strategic marketing plan

Sponsor: Louise Cornelius

***Excerpt from July 28:** Motion by Patty Hoeft to direct the Gaming General Manager give a report to the BC on whether she is going to implement this strategic marketing plan and if yes an implementation plan on how she will do that at the Aug. 25 Business Committee meeting, seconded by Trish King. Motion carried with one abstention.*

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

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

5. Wal-Mart and Festival Foods history lease

Sponsor: Jo Anne House

Excerpt from July 14: Motion by Patty Hoeft to direct the Chief Counsel to provide us a report in 30 days a written report describing the history lease of the Oakridge Plaza, seconded by Melinda Danforth. Motion carried unanimously.

Motion by Trish King to accept the report and defer to the Audit Committee requesting an audit on the net revenue the Tribe received on this lease, seconded by Melinda Danforth. Motion carried unanimously:

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

C. New Business/Requests

1. Depository for securities – bond related

Sponsor: Larry Barton

Motion by Kathy Hughes to approve the Chairman signing the depository security agreement for bonding, seconded by Tina Danforth. Motion carried unanimously:

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

2. Service agreement with Village of Ashwaubenon

Sponsor: Bill Gollnick

Motion by Melinda Danforth to approve the service agreement with the Village of Ashwaubenon, seconded by Tina Danforth. Motion carried unanimously:

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

3. CY 2011 Self-Governance Funding Agreement with DOI/BIA resolution

Sponsor: Debbie Thundercloud

Motion by Kathy Hughes to adopt resolution 08-26-10-H the Annual Funding Agreement self-governance compact with the Department of the Interior's Bureau of Indian Affairs for fiscal year 2011 and calendar year 2012 and for corrections under the fourth and fifth whereas "Oneida Nation" to "Oneida Tribe of Indians of WI", seconded by Ed Delgado. Motion carried unanimously:

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

*The resolution of this item was moved to open session.

4. Customer complaint

Sponsor: Patty Hoeft

Motion by Trish King to request a written complaint and defer to the General Manager for follow-up with the College of Menominee Nation, seconded by Ron "Tehassi" Hill Jr. Motion carried with one abstention:

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

Abstained: Melinda Danforth

5. Oneida Appeals Commissioner concern

Sponsor: Rick Hill

Motion by Kathy Hughes to approve the letter that was drafted for the Business Committee identifying possible follow-up actions, seconded by Melinda Danforth. Motion carried unanimously:

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

Excused: Tina Danforth

D. Additions

XVIII. Adjourn

Motion by Ron "Tehassi" Hill Jr. to adjourn at 3:27 p.m., seconded by Trish King. Motion carried unanimously:

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

Excused: Tina Danforth

Minutes Approved as presented/corrected on Sept. 8, 2010.



Patricia Hoeft, Tribal Secretary
ONEIDA BUSINESS COMMITTEE