



Oneida Business Committee

Regular Meeting

9 a.m. Wednesday, Sept. 24, 2014
BC Conference Room, 2nd floor, Norbert Hill Center

Minutes

Present: Vice-Chairwoman Melinda J. Danforth, Treasurer Trish King, Secretary Lisa Summers, Council members Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster;

Not Present: Tina Danforth;

Others present: Vernon Ninham, Barb Ninham, Curtis Ninham, Nicole Reiter, Danelle Wilson, Brad Graham, Bill Graham, Gina Bueunostro, Rich Van Boxtel, Michele Doxtator, Pre Leverance, Geraldine Danforth, Debbie Danforth, Laura Manthe, Chad Wilson, Charlene Cornelius, Twylite Moore, Paul Ninham, Michael Troge, Gene Schubert, Francine Skenandore, Sandra Reveles, Marsha Danforth, Dianne Heim, Cathy L. Metoxen, Katsi Danforth, Linda Dallas;

I. Call to Order and Roll Call by Vice-Chairwoman Melinda J. Danforth at 9:03 a.m.

II. Opening by Councilman Tehassi Hill.

A. Special Recognition by Oneida Police Commission

1. Oneida Police Department – Retired Officers with 20+ years of service

Special recognition by Chief of Police Rich Van Boxtel.

B. Special Guest Introduction by Joanie Buckley, Internal Services Director

1. Fidel Delgado, AIA, Architect, USDA, Washington DC

Item deleted per request of Joanie Buckley, Internal Services Director.

III. Adopt the agenda

Motion by Trish King to approve the agenda with four deletions (II.B. Special Guest Introduction by Joanie Buckley, Internal Services Director, IV.B. Personnel Commission – Shannon Hill, IV.C. Oneida Police Commission – Carol Silva, and IV.D. Oneida Library Board – Roxanne Anderson) and one addition in open session (XV.A. Approve CapEx purchase – Oneida Nation Farm), seconded by Fawn Billie. Motion carried with one opposed:

Ayes:	Trish King, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
Opposed:	Lisa Summers
Not Present:	Tina Danforth
For the record:	Lisa Summers stated I am opposing the request to adopt the agenda simply because of the one addition that's going to be included. I do fully understand the request. I agree with the request. However, our office has taken a position that we are not entertaining add-ons for the agenda. Treasurer Trish King has done a very good job of bringing forward the item in a manner that complies with some of the requirements that we've had, and that we're going to be implementing today from a continuing resolution perspective, so I really appreciate that. My opposition has nothing to do with the actual request itself. It's from a policy perspective that we're not taking add-ons.

IV. Oaths of Office administered by Secretary Lisa Summers.

A. Election Board Alternates (via Video Conference with SEOTS) – Kathryn LaRoque, Keetah Smith, Janet Lien, Evadna Anderson and Nicole Escamea (*Keetah Smith not present*)

B. Personnel Commission – Shannon Hill

Item deleted per request Kathy Metoxen, Executive Tribal Clerk.

C. Oneida Police Commission – Carol Silva

Item deleted per request Kathy Metoxen, Executive Tribal Clerk.

D. Oneida Library Board – Roxanne Anderson

Item deleted per request Kathy Metoxen, Executive Tribal Clerk.

E. Anna John Nursing Home Commission – Charlene Cornelius and Patricia Powless

F. Trust/Enrollment Committee – Debra Danforth

G. Land Claims Commission – Darrell Hill (*not present*)

V. Minutes

A. Approve September 10, 2014 regular meeting minutes

Motion by Lisa Summers to approve the September 10, 2014 regular meeting minutes, seconded by Jenny Webster. Motion carried unanimously:

- Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
- Not Present: Tina Danforth

B. Approve September 15, 2014 emergency meeting minutes

Motion by Jenny Webster to approve the September 15, 2014 emergency meeting minutes, seconded by Trish King. Motion carried unanimously:

- Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
- Not Present: Tina Danforth

VI. Resolutions

A. Adopt resolution Supporting the Application for a U.S. Department of Energy Grant

Sponsor: Pat Pelky, Division Director/EHS

Excerpt from September 10, 2014: Motion by Melinda J. Danforth to defer the resolution to the next regular Business Committee meeting with the expectation that the following items are taken care of: 1) the verification of the trust parcels as indicated by Chief Counsel, 2) the formatting and the language changes contained within the resolution, 3) a potential commitment letter from an investor, 4) a list of the financial commitments of the tribe, and 5) a legal review, seconded by Trish King. Motion carried unanimously.

1. Follow Up – Financial statements released to investor to support Department of Energy Deployment Grant

Sponsor: Pat Pelky, Division Director/EHS

Motion by Brandon Stevens to direct the Tribal Secretary to schedule a special Business Committee meeting in regards to the US Department of Energy grant application before October 1, 2014, seconded by Tehassi Hill.

Motion carried unanimously:

- Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
- Not Present: Tina Danforth

B. Adopt resolution Continuing Resolution for Fiscal Year 2015

Sponsor: Trish King, Tribal Treasurer

Motion by Jenny Webster to adopt resolution 09-24-14-A Continuing Resolution for Fiscal Year 2015, seconded by Lisa Summers. Motion carried unanimously:

- Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
- Not Present: Tina Danforth

Motion by Lisa Summers that the memorandum to supervisors, directors, and managers be sent to them dated 9/24/2014 regarding Fiscal Year 2015 continuing budget expectations, seconded by Trish King. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
Not Present: Tina Danforth

C. Adopt resolution No Trade Back for Cash for Fiscal Year 2015

Sponsor: Trish King, Tribal Treasurer

Motion by Jenny Webster to adopt resolution 09-24-14-B No Trade Back for Cash for Fiscal Year 2015, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
Not Present: Tina Danforth

D. Appoint Liaisons, Representatives, and Delegates

Sponsor: Jo Ann House, Chief Counsel

1. Adopt resolution Adopting Standards for the Roles and Responsibilities for Oneida Business Committee Liaison Assignment

Motion by Lisa Summers to adopt resolution 09-24-14-C Adopting Standards for the Roles and Responsibilities for Oneida Business Committee Liaison Assignment, seconded by Fawn Billie. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
Not Present: Tina Danforth

2. Adopt resolution Appointment of Liaison Responsibilities for Organization Entities

Motion by Jenny Webster to adopt resolution 09-24-14-D Appointment of Liaison Responsibilities for Organization Entities, seconded by Fawn Billie. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
Not Present: Tina Danforth

3. Approve the directive assigning communication responsibility regarding managing government-to-government activities to the Intergovernmental Communication and Public Relations Department and directing the department to prepare Standard Operating Procedures on how this will be carried out and communicated to the organization

Motion by Lisa Summers to approve the directive assigning communication responsibility regarding managing government-to-government activities to the Intergovernmental Communication and Public Relations Department and directing the department to prepare Standard Operating Procedures on how this will be carried out and communicated to the organization, seconded by Tehassi Hill. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
Not Present: Tina Danforth

4. Adopt resolution Appointing Delegates to the National Congress of American Indians

Motion by Brandon Stevens to adopt resolution 09-24-14-E Appointing Delegates to the National Congress of American Indians, seconded by Trish King. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
Not Present: Tina Danforth

Motion by Lisa Summers to delete alternate Benjamin Vieau from the Appointing Delegates to the National Congress of American Indians resolution, seconded by Jenny Webster. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
Not Present: Tina Danforth

5. Adopt resolution Appointing Representative to Midwest Alliance of Sovereign Tribes

Motion by Fawn Billie to adopt resolution 09-24-14-F Appointing Representative to Midwest Alliance of Sovereign Tribes, seconded by Jenny Webster. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster

Not Present: Tina Danforth

6. Adopt resolution Appointing representative to National Resource Damage Assessment Trustee Council

Motion by Lisa Summers to adopt resolution 09-24-14-G Appointing representative to National Resource Damage Assessment Trustee Council, seconded by Trish King. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster

Not Present: Tina Danforth

7. Adopt resolution Appointing Representative to the State of Wisconsin Special Committee on State-Tribal Relations

Motion by Jenny Webster to adopt resolution 09-24-14-H Appointing Representative to the State of Wisconsin Special Committee on State-Tribal Relations, seconded by Trish King. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster

Not Present: Tina Danforth

8. Adopt resolution Appointing Representative to the Tribal Technical Advisory Group to the Centers for Medicare & Medicaid Services

Motion by Trish King to adopt resolution 09-24-14-I Appointing Representative to the Tribal Technical Advisory Group to the Centers for Medicare & Medicaid Services, seconded by Fawn Billie. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster

Not Present: Tina Danforth

9. Adopt resolution Appointing Representatives for the Environmental Protection Agency Regional Tribal Operations Committee

Motion by Jenny Webster to adopt resolution 09-24-14-J Appointing Representatives for the Environmental Protection Agency Regional Tribal Operations Committee, seconded by Fawn Billie. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster

Not Present: Tina Danforth

10. Adopt resolution Appointing Representative to Hobart, Ashwaubenon, Lawrence, Oneida (HALO)

Motion by Lisa Summers to adopt resolution 09-24-14-K Appointing Representative to Hobart, Ashwaubenon, Lawrence, Oneida (HALO), seconded by Tehassi Hill. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster

Not Present: Tina Danforth

11. Adopt resolution Appointing Representative for Membership in the Native American Finance Officers Association

Motion by Fawn Billie to adopt resolution 09-24-14-L Appointing Representative for Membership in the Native American Finance Officers Association, seconded by Tehassi Hill. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster

Not Present: Tina Danforth

12. Adopt resolution Appointing Representatives to the National Indian Gaming Association

Motion by Jenny Webster to adopt resolution 09-24-14-M Appointing Representatives to the National Indian Gaming Association, seconded by Tehassi Hill. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
Not Present: Tina Danforth

13. Adopt resolution Appointing Representative to the Great Lakes Inter-Tribal Council

Motion by Lisa Summers to adopt resolution 09-24-14-N Appointing Representative to the Great Lakes Inter-Tribal Council, seconded by Tehassi Hill. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
Not Present: Tina Danforth

14. Adopt resolution Appointing Representative on the Wisconsin Department of Corrections Religious Practices Advisory Committee

Motion by Trish King to adopt resolution 09-24-14-O Appointing Representative on the Wisconsin Department of Corrections Religious Practices Advisory Committee, seconded by Fawn Billie. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
Not Present: Tina Danforth

VII. Operational Reports

A. Governmental Services Division quarterly report

Excerpt from August 13, 2014: Motion by Greg Matson to accept Governmental Services Division request for a deferral to the next Business Committee meeting, seconded by David Jordan. Motion carried unanimously:

Sponsor: Don White, Division Director/GSD

Motion by Jenny Webster to accept the Governmental Services Division quarterly report, seconded by Tehassi Hill. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
Not Present: Tina Danforth

B. Development Division quarterly report

Sponsor: Wilbert Rentmeester, Division Director/Development

Motion by Trish King to accept the Development Division quarterly report, seconded by Fawn Billie. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
Not Present: Tina Danforth

C. Land Management Division quarterly report

Sponsor: Pat Pelky, Interim Division Director/Land Management

Motion by Jenny Webster to defer the Land Management Division quarterly report to the next regular Business Committee Meeting, seconded by Trish King. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
Not Present: Tina Danforth

VIII. Corporate Reports

A. Oneida Engineering, Science, & Construction LLC – Jacquelyn Zalim, Chairwoman

Excerpt from September 10, 2014: Motion by Fawn Billie to defer the report to the next regular Business Committee meeting, seconded by Jenny Webster. Motion carried unanimously.

Motion by Trish King to accept the Oneida Engineering, Science, & Construction LLC report, seconded by Jenny Webster. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
Not Present: Tina Danforth

Motion by Lisa Summers to move the dialogue surrounding attendance to accept reports to the October 14, 2014, Business Committee work meeting, seconded by Trish King. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster

Not Present: Tina Danforth

IX. Boards, Committees and Commissions

A. Appointments

1. Appoint Pete King III to Bay Bank Board

Sponsor: Tina Danforth, Tribal Chairwoman

Motion by Lisa Summers to move the appointment to a special shareholders meeting so that we, as shareholders, have an opportunity to understand our roles and responsibility and understand the appointment process in coordination with the current Bay Bank Board members so that we're all clear on how we are going to fill the vacancies moving forward, seconded by Trish King. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster

Not Present: Tina Danforth

B. Quarterly Reports

1. Oneida Election Board *(No Report Submitted)*

Motion by Jenny Webster to defer the Oneida Election Board quarterly report to the next regular Business Committee meeting, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster

Not Present: Tina Danforth

2. Oneida Police Commission *(No Report Submitted)*

Motion by Fawn Billie to direct the Tribal Secretary to notify the Oneida Police Commission of their delinquent report and of the reporting expectations and deadlines, seconded by Lisa Summers. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster

Not Present: Tina Danforth

3. Oneida Library Board *(No Report Submitted)*

Motion by Tehassi Hill to direct the Tribal Secretary to notify the Oneida Library Board of their delinquent report and of the reporting expectations and deadlines, seconded by Fawn Billie. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster

Not Present: Tina Danforth

Motion by Jenny Webster to halt any and all stipends to the Oneida Police Commission and the Oneida Library Board until the delinquent reports are submitted to the Business Committee and accepted by the Business Committee, seconded by Lisa Summers. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster

Not Present: Tina Danforth

X. Standing Committees

A. Legislative Operating Committee

Sponsor: Councilman Brandon Stevens, Chairman

1. Adopt resolution Extension of Emergency Amendments to the Judiciary Law/Transition Plan

Motion by Jenny Webster to adopt resolution 09-24-14-P Extension of Emergency Amendments to the Judiciary Law/Transition Plan, seconded by Trish King. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster

Not Present: Tina Danforth

2. Approve GTC resolution Repeal of Administrative Procedures Act and forward to GTC for consideration

Motion by Jenny Webster to approve GTC resolution titled Repeal of Administrative Procedures Act and forward to GTC for consideration, seconded by Tehassi Hill. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster

Not Present: Tina Danforth

3. Adopt resolution Emergency Amendments to the Personnel Policies and Procedures Regarding Job Duties and Reassignments

Motion by Brandon Stevens to adopt resolution 09-24-14-Q Emergency Amendments to the Personnel Policies and Procedures Regarding Job Duties and Reassignments and to clarify that the effective date is October 1, 2014, seconded by Fawn Billie. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster

Not Present: Tina Danforth

B. Finance Committee

Sponsor: Tribal Treasurer Trish King, Chairwoman

1. Approve Finance Committee meeting minutes of September 19, 2014

Motion by Jenny Webster to approve the Finance Committee meeting minutes of September 19, 2014, seconded by Trish King. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster

Not Present: Tina Danforth

Motion by Lisa Summers to defer the conversation surrounding capital infusion process for corporations of the Tribe to the October 14, 2014, Business Committee work meeting; seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster

Not Present: Tina Danforth

C. Community Development Planning Committee (No Requested Business)

D. Quality of Life (No Requested Business)

XI. General Tribal Council

A. Petitioner Michelle Danforth: To change the Oneida Constitution and By-Laws in regards to membership

Sponsor: Lisa Summers, Tribal Secretary

Excerpt from August 13, 2014: Motion by Vince DelaRosa to accept the petition and send it on for the appropriate analyses to be completed and to come back to the Business Committee in 30 days, seconded by Melinda J. Danforth. Motion carried unanimously.

Motion by Fawn Billie to defer Michelle Danforth's Petition to change the Oneida Constitution and By-Laws in regards to membership to the next regular Business Committee meeting, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster

Not Present: Tina Danforth

B. Request for Special GTC Meetings on November 15, 2014 and January 19, 2015

Sponsor: Lisa Summers, Tribal Secretary

Motion by Fawn Billie to approve the November 15, 2014, Special GTC Meeting date, and direct the Tribal Secretary to bring the agenda and back up to the October 8, 2014, Business Committee meeting for Business Committee approval, seconded by Jenny Webster. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster

Not Present: Tina Danforth

Motion by Brandon Stevens to approve the January 19, 2015, Special GTC Meeting date, and direct the Tribal Secretary and Tribal Treasurer work together to bring the agenda and back up to the December 10, 2014, Business Committee meeting for Business Committee approval, seconded by Fawn Billie. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster

Not Present: Tina Danforth

C. Approve Special GTC Meeting Packet for October 26, 2014

Sponsor: Lisa Summers, Tribal Secretary

Motion by Brandon Stevens to approve the Special GTC Meeting Packet for October 26, 2014, seconded by Tehassi Hill. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster

Not Present: Tina Danforth

XII. Unfinished Business

A. Discuss Alternative Forms of Medical Treatment

Sponsor: Vince DelaRosa, Former Councilman

Excerpt from August 13, 2014: Motion by Vince Delarosa to have the Comprehensive Health staff follow up to the new committee in September with a written report, seconded by Melinda J. Danforth. Motion carried unanimously.

Excerpt from May 28, 2014: Motion by Paul Ninham to defer discuss alternative forms of medical treatment concepts to address Tribal member health care needs to the second Business Committee meeting in July, seconded by Patty Hoeft. Motion carried unanimously.

Excerpt from May 15, 2014: Motion by Vince DelaRosa to accept as FYI and to have the Health Center provide some feedback in writing at the next Business Committee meeting, seconded by Melinda J. Danforth. Motion carried unanimously.

Motion by Brandon Stevens to accept the written report regarding alternative forms of medical treatment, seconded by Lisa Summers. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster

Not Present: Tina Danforth

XIII. New Business/Requests

Treasurer Trish King is excused at 12:13 p.m.

A. Limited Waiver of Sovereign Immunity – Brown County Recycling Amendment V Contract #2014-1121

Sponsor: Pat Pelky, Division Director/EHS

Motion by Tehassi Hill to approve Limited Waiver of Sovereign Immunity – Brown County Recycling Amendment V Contract #2014-1121, seconded by Lisa Summers. Motion carried unanimously:

Ayes: Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster

Not Present: Tina Danforth, Trish King

Motion by Lisa Summers for the Chair or Vice-Chair to send correspondence to the Division Director including notification that when these amendments come forward in the future, they need 1) a legal review and 2) to be submitted as a limited waiver of sovereign immunity, seconded by Tehassi Hill. Motion carried unanimously:

Ayes: Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster

Not Present: Tina Danforth, Trish King

XIV. Travel

A. Travel Reports (No Requested Business)

B. Travel Requests

1. Business Committee – Centers for Medicare & Medicaid Services Tribal Technical Advisory Group – Washington, DC February 18-19, 2015; July 15-16, 2015; November 18-19, 2015

Sponsor: Melinda J. Danforth, Tribal Vice Chairwoman

Motion by Lisa Summers to approve the travel request (Centers for Medicare & Medicaid Services Tribal Technical Advisory Group – Washington, DC February 18-19, 2015; July 15-16, 2015; November 18-19, 2015) for Vice-Chairwoman Melinda J. Danforth and/or an alternate, seconded by Fawn Billie. Motion carried unanimously:

Ayes: Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
Not Present: Tina Danforth, Trish King

2. Business Committee – Quarterly Travel Request for Councilman Brandon Stevens

a. Haskell Board of Regents Fall Meeting – Lawrence, KS October 8-10, 2014

Sponsor: Brandon Stevens, Councilman

Motion by Lisa Summers to approve the travel request (Haskell Board of Regents Fall Meeting – Lawrence, KS October 8-10, 2014) for Councilman Brandon Stevens, seconded by Fawn Billie. Motion withdrawn by Lisa Summers.

Motion by Jenny Webster to deny the travel request (Haskell Board of Regents Fall Meeting – Lawrence, KS October 8-10, 2014) for Councilman Brandon Stevens. No support, motion fails.

Motion by Lisa Summers to approve the travel request (Haskell Board of Regents Fall Meeting – Lawrence, KS October 8-10, 2014) for Councilman Brandon Stevens with the understanding there will be further dialogue at the October 14, 2014, Business Committee work meeting, seconded by Tehassi Hill. Motion carried with one opposed and one abstention:

Ayes: Lisa Summers, Fawn Billie, Tehassi Hill,
Opposed: Jenny Webster
Abstained: Brandon Stevens
Not Present: Tina Danforth, Trish King

b. National Congress of American Indians – Atlanta, GA October 27-30, 2014

Sponsor: Brandon Stevens, Councilman

Motion by Lisa Summers to approve the travel request (National Congress of American Indians – Atlanta, GA October 27-30, 2014) for Councilman Brandon Stevens and one other traveler, seconded by Jenny Webster. Motion carried with one abstention:

Ayes: Lisa Summers, Fawn Billie, Tehassi Hill, Jenny Webster
Abstained: Brandon Stevens
Not Present: Tina Danforth, Trish King

Motion by Jenny Webster to recess until 1:30 p.m., seconded by Fawn Billie. Motion carried with one opposed:

Ayes: Lisa Summers, Fawn Billie, Brandon Stevens, Jenny Webster
Opposed: Tehassi Hill
Not Present: Tina Danforth, Trish King

Called to order at 1:38 p.m. by Vice-Chairwoman Melinda Danforth

Treasurer Trish King returns at 1:38 p.m.

Councilwoman Fawn Billie is not present.

Councilwoman Fawn Billie arrives at 1:40 p.m.

XV. Additions (No Requested Business)

A. Approve CapEx purchase of \$27,000 for a 750 bushel grain cart – Oneida Nation Farm

Sponsor: Trish King, Tribal Treasurer

Motion by Trish King to approve CapEx purchase of \$27,000 for a 750 bushel grain cart, seconded by Jenny Webster. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
Not Present: Tina Danforth

XVI. Executive Session Meeting Minutes of September 23, 2014

Present: Vice-Chairwoman Melinda J. Danforth, Treasurer Trish King, Secretary Lisa Summers, Council members Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster;

Not Present: Tina Danforth;

Others Present: Chad Fuss, Louise Cornelius, Nathan King, Tana Aguirre, Bobbi Webster, Jo Anne House, Ralinda Ninham-Lambries;

A. Call to order by Vice-Chairwoman Melinda J. Danforth at 9:50 a.m.

B. Approve the agenda

Motion by Brandon Stevens to approve the agenda as presented, seconded by Fawn Billie. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
Not Present: Tina Danforth

C. Executive Discussion

Motion by Brandon Stevens to go into executive session at 9:55 a.m., seconded by Tehassi Hill. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
Not Present: Tina Danforth

Consensus to break at 12:50 p.m. and to reconvene at 1:30 p.m.

Session called back into order at 1:41 p.m. by Vice-Chairwoman Melinda J. Danforth.

Councilman Brandon Stevens is not present.

Councilman Brandon Stevens arrives at 1:52 p.m.

D. Adjourn

Motion by Lisa Summers to come out of executive session and adjourn at 3:07 p.m., seconded by Tehassi Hill. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
Not Present: Tina Danforth

XVII. Open Session Action on items from Executive Session Meeting of September 23, 2014

A. Reports

- 1. Oneida Engineering, Science, & Construction LLC** – Jacquelyn Zalim, Chairwoman
Excerpt from September 10, 2014: Motion by Trish King to defer the Oneida Engineering, Science, & Construction LLC report to the next regular Business Committee meeting, seconded by Melinda J. Danforth. Motion carried unanimously.

Motion by Lisa Summers to approve the Oneida Engineering, Science, & Construction LLC report dated September 10, 2014, seconded by Tehassi Hill. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
Not Present: Tina Danforth

- 2. Gaming General Manager report** – Louise Cornelius

Motion by Jenny Webster to accept the Gaming General Manager report, seconded by Tehassi Hill. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
Not Present: Tina Danforth

- 3. Legislative Affairs monthly report** – Nathan King

Motion by Fawn Billie to accept the Legislative Affairs monthly report, seconded by Jenny Webster. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
Not Present: Tina Danforth

4. Chief Counsel report – Jo Anne House

Motion by Trish King to accept the Chief Counsel report, seconded by Fawn Billie. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
Not Present: Tina Danforth

Motion by Lisa Summers to authorize the Oneida Law Office to work with Attorney Arlinda Locklear to draft an amicus brief in the Stockbridge-Munsee Community v. New York, et al. and to authorize an amendment to the existing engagement for this purpose, seconded by Tehassi Hill. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
Not Present: Tina Danforth

Motion by Jenny Webster to adopt resolution 09-24-14-R Acknowledging the Authority of Oneida Total Integrated Enterprises, LLC, to Waive Sovereign Immunity for the Purpose of Entering into an Agreement of Indemnity and Capital Retention Agreement with Allied World Assurance Company, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
Not Present: Tina Danforth

Motion by Lisa Summers to adopt resolution 09-24-14-S Acknowledging the Authority of Oneida ESC Group, LLC, and its subsidiaries, Mission Support Services, LLC, and Sustainment & Restoration Services, LLC, To Waive Sovereign Immunity for the Purpose of Entering into an Agreement of Indemnity and Capital Retention Agreement With Allied World Assurance Company, seconded by Tehassi Hill. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
Not Present: Tina Danforth

Motion by Tehassi Hill to appoint Melinda Danforth, Vice-Chairwoman, Lisa Summers, Secretary, and community members – David Jordan, Lloyd Powless, Henrietta Cornelius and Charlene Cornelius to participate on the Secretarial Election Board and to appoint Vice-Chairwoman Danforth as the contact person, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
Not Present: Tina Danforth

Motion by Tehassi Hill to approve correspondence to be forwarded to Kimberly Bouchard, Great Lakes Agency Superintendent, seconded by Fawn Billie. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
Not Present: Tina Danforth

B. Audit Committee (*No Requested Business*)

C. Unfinished Business/BC directives

1. Approve 1-year contract extension for Gaming General Manager

Sponsor: Melinda J. Danforth, Tribal Vice Chairwoman

Excerpt from September 10, 2014: Motion by Melinda J. Danforth to defer the 1-year contract extension for Gaming General Manager to the next regular Business Committee and request the Chairwoman to follow up on the following information that is needed: 1) degree verification, 2) previous evaluation, 3) contract addendum, 4) job description, and 5) and additional expectations, seconded by Fawn Billie. Motion carried unanimously.

Motion by Lisa Summers to approve the sixth extension to the Gaming General Manager contract for one year, seconded by Tehassi Hill. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
Not Present: Tina Danforth

Motion by Lisa Summers to have the Business Committee develop a work team to update performance benchmarks and that the team complete a follow up review in six months and that the team be comprised of Councilwoman Fawn Billie, Councilman Brandon Stevens and Chairwoman Tina Danforth, seconded by Tehassi Hill. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
Not Present: Tina Danforth

2. Approve 1-year contract extension for Chief Counsel

Sponsor: Melinda J. Danforth, Tribal Vice Chairwoman

Excerpt from September 10, 2014: Motion by Melinda J. Danforth to defer the 1-year contract extension for Chief Counsel to the next regular Business Committee meeting and request the Chairwoman to follow up on the following information that is needed: 1) current bar standing, 2) job description, 3) previous evaluation, and 4) any additional expectations, seconded by Fawn Billie. Motion carried unanimously

Motion by Lisa Summers to approve the first extension to the Chief Counsel contract for one year, seconded by Trish King. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
Not Present: Tina Danforth

Motion by Lisa Summers to have the Business Committee develop a work team to update performance benchmarks and that the team complete a follow up review in six months and that the team be comprised of Vice-Chairwoman Melinda J. Danforth, Councilman Tehassi Hill, and Councilwoman Jenny Webster, seconded by Tehassi Hill. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
Not Present: Tina Danforth

D. Tabled Business (No Requested Business)

E. New Business/Requests

1. Approve Oneida Business Committee (OBC) Chairperson Direct Report Layoff Procedure

Sponsor: Tina Danforth, Tribal Chairwoman

Motion by Tehassi Hill to defer the Oneida Business Committee (OBC) Chairperson Direct Report Layoff Procedure to the October 14, 2014, Business Committee work meeting, seconded by Trish King. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
Not Present: Tina Danforth

2. WI DHS Family Care Issue

Sponsor: Melinda J. Danforth, Tribal Vice Chairwoman

Motion by Lisa Summers to accept the update on the State Family care and waiver issue and to reinstate the negotiation team of Chairwoman Tina Danforth, Vice-Chairwoman Melinda J. Danforth, Councilwoman Jenny Webster, Debra Danforth, Dave Larsen, Brandon Cooper, Kelly McAndrews, Florence Petrie and Tana Aguirre, seconded by Trish King. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
Not Present: Tina Danforth

3. Approve Pace, LLP Contract #2014-1053

Sponsor: Tina Danforth, Tribal Chairwoman
Motion by Jenny Webster to approve Pace, LLP Contract #2014-1053, seconded by Fawn Billie. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
Not Present: Tina Danforth

4. Approve Tenuta & Associates Contract #2014-1054

Sponsor: Tina Danforth, Tribal Chairwoman
Motion by Jenny Webster to approve Tenuta & Associates Contract #2014-1054, seconded by Lisa Summers. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
Not Present: Tina Danforth

5. Approve 1-year contract extension for LTE Contract – Legislative Reference Office

Sponsor: Brandon Stevens, Councilman
Motion by Jenny Webster to deny the 1-year contract extension for LTE – Legislative Reference Office, seconded by Lisa Summers. Motion carried with one abstention:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Jenny Webster
Abstained: Tehassi Hill
Not Present: Tina Danforth
For the record: Lisa Summers stated I just want to extend my appreciation to the committee for all of us recognizing the cost containment resolution and taking the necessary steps to comply with that resolution ourselves, at this level, so that we're leading by example on this issue.

XVIII. Adjourn

Motion by Brandon Stevens to adjourn at 1:57 p.m., seconded by Fawn Billie. Motion carried unanimously:

Ayes: Trish King, Lisa Summers, Fawn Billie, Brandon Stevens, Tehassi Hill, Jenny Webster
Not Present: Tina Danforth

Minutes prepared by Lisa Liggins, Executive Assistant
Minutes approved as presented/corrected on October 8, 2014.



Lisa Summers, Tribal Secretary
ONEIDA BUSINESS COMMITTEE