



# **Oneida Tribe of Indians of Wisconsin**

**Oneida Business Committee Special Meeting  
9 a.m. Sept. 29, 2010**

## **Minutes**

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**PRESENT:** Rick Hill, Chairman, Kathy Hughes, Vice-Chair, Patty Hoeft, Secretary, Melinda Danforth, Council Member, Ed Delgado, Council Member, Trish King, Council Member, Brandon Stevens, Council Member

**EXCUSED:** Tina Danforth, Treasurer, Ron "Tehassi" Hill Jr., Council Member

**OTHERS PRESENT:** Barb Kolitsch, Judith L. Jourdan, Peril Huff, Jennifer Hill-Kelley, E. Marie Summers, Geraldine Danforth, RC Metoxen

**I. Call to Order** by Chairman Rick Hill at 9:06 a.m. and opening by Judi L. Jourdan

### **II. Approve Agenda**

Motion by Kathy Hughes to approve the agenda, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Melinda Danforth, Ed Delgado, Patty Hoeft, Kathy Hughes, Trish King, Brandon Stevens

Excused: Tina Danforth, Ron "Tehassi" Hill Jr.

### **III. Tabled Business**

#### **1. Resolution to Temporarily Change the Membership of the Pardon Screening Committee**

Sponsor: Patty Hoeft

**Excerpt from Sept. 22:** Motion by Ed Delgado to adopt the resolution Temporary Membership Change of the Pardon Screening Committee, seconded by Patty Hoeft.

**Excerpt from Sept. 22:** Motion by Patty Hoeft to table for a statement of effect, seconded by Ron "Tehassi" Hill Jr. Motion carried unanimously.

Motion by Patty Hoeft to take off the table, seconded by Ed Delgado. Motion carried unanimously:

Ayes: Melinda Danforth, Ed Delgado, Patty Hoeft, Kathy Hughes, Trish King, Brandon Stevens

Excused: Tina Danforth, Ron "Tehassi" Hill Jr.

Motion by Patty Hoeft to adopt resolution 09-29-10-A Resolution to Temporarily Change the Membership of the Pardon Screening Committee, seconded by Kathy Hughes. Motion carried with two abstentions:

Ayes: Ed Delgado, Patty Hoeft, Kathy Hughes, Trish King

Abstained: Melinda Danforth, Brandon Stevens

Excused: Tina Danforth, Ron "Tehassi" Hill Jr.

Amendment to the main motion by Melinda Danforth that the Therefore Be It Resolved section would read as follows for section 5.4-4 titled Membership: The Pardon Screening Committee shall be composed of Tribal members approved by the Oneida Business Committee as soon as is practicable after the commencement of a new term of the Oneida Business Committee. Member terms on the Pardon Screening Committee shall run concurrently with the term of office of the Oneida Business Committee. The membership shall be as follows: a. one delegate from the Oneida Police Department, b. one delegate from Social Services and c. three delegates from the Oneida Business Committee, seconded by Patty Hoeft. Motion carried with one abstention:

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

Motion by Kathy Hughes to approve the appointment of Patty Hoeft and Ed Delgado to the Pardon Screening Committee and designate the rest of the Business Committee as alternates, seconded by Patty Hoeft. Motion carried with one abstention and one opposed:

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

Motion by Patty Hoeft to appoint Lisa Skenandore from Oneida Police Department and Interim Chief Rich VanBoxtel as the alternate and Sue Reiter from Oneida Social Services, seconded by Ed Delgado. Motion carried with two abstentions:

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

## **2. Severance Pay Policy**

Sponsor: Trish King

***Excerpt from Sept. 22: Main motion by Ron "Tehassi" Hill Jr. to approve the resolution for Voluntary Severance Pay Law Emergency adoption, seconded by Ed Delgado.***

***Excerpt from Sept. 22: Motion by Melinda Danforth to table the Severance Pay Policy, seconded by Ed Delgado. Motion carried unanimously.***

Motion by Ed Delgado to take off the table, seconded by Melinda Danforth. Motion carried unanimously:

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

Motion by Ed Delgado to table to discuss at the end of the agenda in executive session, seconded by Patty Hoeft. Motion carried unanimously:

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

Motion by Patty Hoeft to take off the table, seconded by Ed Delgado. Motion carried unanimously:

Ayes: Ed Delgado, Patty Hoeft, Kathy Hughes, Trish King, Brandon Stevens

Not present: Melinda Danforth

Excused: Tina Danforth, Ron "Tehassi" Hill Jr.

Motion by Patty Hoefft to approve resolution 09-29-10-B Voluntary Severance Pay Law Emergency Adoption with the amendments to 397.4-2 to include language that says, "another corresponding position within the tribe" and that same language be added to 397.4-3 (a) and 397.4-3(a)(2) the final revision 397.4-12 to read "an employee may apply for employment with the Tribe after the number of weeks of severance pay has elapsed, the employee is not eligible for employment with the Tribe during the severance pay period", seconded by Ed Delgado. Motion carried with one opposed:

Ayes: Ed Delgado, Patty Hoefft, Trish King, Brandon Stevens

Opposed: Kathy Hughes

Not present: Melinda Danforth

Excused: Tina Danforth, Ron "Tehassi" Hill Jr.

Motion by Ed Delgado that the Business Committee direct the General Manager to request that the Human Resource Department to put an ad in the Kalihwisaks explaining the severance policy with the intent that there will be no adverse employment action as a result of these completely voluntary requests from employees, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Ed Delgado, Patty Hoefft, Kathy Hughes, Trish King, Brandon Stevens

Not present: Melinda Danforth

Excused: Tina Danforth, Ron "Tehassi" Hill Jr.

#### **IV. New Business**

##### **1. Resolution Designating Representatives for the EPA Regional Tribal Operations Committee**

Sponsor: Ron "Tehassi" Hill Jr.

Motion by Brandon Stevens to adopt resolution 09-29-10-C Resolution Designating Representatives for the EPA Regional Tribal Operations Committee to approve Ron "Tehassi" Hill Jr. and Jeff Mears as alternates and Melinda Danforth as the designee and to correct the resolution as to read "Oneida Tribe", seconded by Trish King. Motion carried unanimously:

Ayes: Melinda Danforth, Ed Delgado, Patty Hoefft, Kathy Hughes, Trish King, Brandon Stevens

Excused: Tina Danforth, Ron "Tehassi" Hill Jr.

#### **A. Travel Requests**

##### **1. Dept. of Corrections Consultation Oct. 12, LCO, WI**

Sponsor: Melinda Danforth

Motion by Patty Hoefft to approve Council member Melinda Danforth to attend the Dept. of Corrections consultation Oct. 12, LCO, WI, seconded by Kathy Hughes. Motion carried with one abstention:

Ayes: Ed Delgado, Patty Hoefft, Kathy Hughes, Trish King, Brandon Stevens

Abstained: Melinda Danforth

Excused: Tina Danforth, Ron "Tehassi" Hill Jr.

## **B. Cost containment FY2010 Exceptions**

### **1. Behavioral Health: Behavior Health Manager Mari Kriescher to Joint Commission & Resources Annual Behavioral Health Care conference Nov. 11-12, Chicago, IL**

Sponsor: Debbie Thundercloud

Motion by Kathy Hughes to approve Behavior Health Manager Mari Kriescher to attend the Joint Commission and Resources Annual Behavioral Health Care conference Nov. 11-12, Chicago, IL, seconded by Ed Delgado. Motion carried unanimously:

Ayes: Melinda Danforth, Ed Delgado, Patty Hoeft, Kathy Hughes, Trish King, Brandon Stevens

Excused: Tina Danforth, Ron "Tehassi" Hill Jr.

### **2. Behavior Health: Dual Diagnosis Therapist Mary Beth King to Heartland conference on Behavioral Health & Addictive Disorders Oct. 21-23, Chicago, IL**

Sponsor: Debbie Thundercloud

Motion by Patty Hoeft to approve Dual Diagnosis Therapist Mary Beth King to attend the Heartland conference on Behavioral Health and Addictive Disorders Oct. 21-23, Chicago, IL, seconded by Ed Delgado. Motion carried unanimously:

Ayes: Melinda Danforth, Ed Delgado, Patty Hoeft, Kathy Hughes, Trish King, Brandon Stevens

Excused: Tina Danforth, Ron "Tehassi" Hill Jr.

## **C. General Tribal Council**

### **1. Approve forwarding Administrative Procedures Act amendments to the GTC**

Sponsor: Trish King

Motion by Kathy Hughes to approve forwarding the Administrative Procedures Act amendments to the General Tribal Council, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Melinda Danforth, Ed Delgado, Patty Hoeft, Kathy Hughes, Trish King, Brandon Stevens

Excused: Tina Danforth, Ron "Tehassi" Hill Jr.

### **2. Approve forwarding new Legislative Procedures Act to the GTC**

Sponsor: Trish King

Motion by Kathy Hughes to approve forwarding the new Legislative Procedures Act to the General Tribal Council, seconded by Patty Hoeft. Motion carried with one opposed and one abstention:

Ayes: Patty Hoeft, Kathy Hughes, Trish King, Brandon Stevens

Opposed: Ed Delgado

Abstained: Melinda Danforth

For the record: Ed Delgado said I'm opposing this legislation because I believe it to be a possible infringement upon the authority of General Tribal Council and it's a constitutional right to enact legislation appeal legislation at/or amend legislation.

Excused: Tina Danforth, Ron "Tehassi" Hill Jr.

Amendment to the main motion by Ed Delgado to amend the proposed Legislative Procedures Act by omitting under section 16.1-1 all reference to Oneida General Tribal Council and under 16.1-2 all reference of Oneida General Tribal Council and under 16.2-2 all mention of the Oneida Business Committee, seconded by Patty Hoeft. Motion failed with two for and four opposed:

Ayes: Ed Delgado, Patty Hoeft

Opposed: Melinda Danforth, Kathy Hughes, Trish King, Brandon Stevens

Excused: Tina Danforth, Ron "Tehassi" Hill Jr.

Motion by Kathy Hughes to approve forwarding the Administrative Procedures Act and Legislative Procedures Act to the General Tribal Council for adoption, seconded by Patty Hoeft. Motion carried with one abstention:

Ayes: Melinda Danforth, Patty Hoeft, Kathy Hughes, Trish King, Brandon Stevens

Abstained: Ed Delgado

Excused: Tina Danforth, Ron "Tehassi" Hill Jr.

### **3. Approve forwarding the new Judiciary Act to the GTC**

Sponsor: Trish King

Motion by Patty Hoeft to approve forwarding the proposed Judiciary Act to the General Tribal Council for adoption, seconded by Ed Delgado. Motion carried unanimously:

Ayes: Melinda Danforth, Ed Delgado, Patty Hoeft, Kathy Hughes, Trish King, Brandon Stevens

Excused: Tina Danforth, Ron "Tehassi" Hill Jr.

Motion by Patty Hoeft to go into executive session at 10:11 a.m. to take up a request to renew an attorney contract and to continue the discussion on the proposed voluntary severance pay policy, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Melinda Danforth, Ed Delgado, Patty Hoeft, Kathy Hughes, Trish King, Brandon Stevens

Excused: Tina Danforth, Ron "Tehassi" Hill Jr.

Motion by Patty Hoeft to come out of executive session at 11:33 a.m., seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Ed Delgado, Patty Hoeft, Kathy Hughes, Trish King, Brandon Stevens

Not present: Melinda Danforth

Excused: Tina Danforth, Ron "Tehassi" Hill Jr.

## **V. Executive Session**

### **1. Renewal of attorney contract**

Sponsor: Debbie Thundercloud

Motion by Kathy Hughes to renew the current attorney contract for 90 days, seconded by Patty Hoeft. Motion carried unanimously:

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

Motion by Patty Hoeft to direct the General Manager to bring back to the Business Committee a recommendation on how to realign the Oneida Legal Resource Center with its original purpose and to clarify the chain of command and other services it could provide, seconded by Kathy Hughes. Motion carried unanimously:

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

**VI. Adjourn**

Motion by Trish King to adjourn at 11:39 a.m., seconded by Kathy Hughes. Motion carried unanimously:

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

**Minutes Approved as presented/corrected on Oct. 13, 2010.**

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Patricia Hoeft, Tribal Secretary  
ONEIDA BUSINESS COMMITTEE