



Oneida Business Committee

Regular Meeting

1:30 p.m. Wednesday, Nov. 13 and Nov. 15, 2013
BC Conference Room, 2nd floor, Norbert Hill Center

Minutes

I. **Call to Order and Roll Call** by Vice Chairman Greg Matson at 1:38 p.m.

II. **Opening** by Delores Cornelius

III. **Approve the agenda**

Motion by Melinda J. Danforth to adopt the agenda with the noted changes: six additions in open session, 1. Travel request from Vice Chairman to attend a Tribal Consultation meeting, 2. Update regarding the Oneida Cemetery, 3. Request to for change in travelers to attend Code Talking event, 4. Approve activation of CIP project for the Oneida Judiciary Center, 5. Older Americans Act resolution, 6. Administration of Children & Families request for nominations to the Tribal Advisory Committee; two additions in executive session, 1. Approve 55 new enrollments, 2. OHA restructure; deleting items IV.1, IX.C.2, XII.1.e, seconded by Vince Delarosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan

Not present: Ed Delgado, Paul Ninham, Brandon Stevens

IV. **Oaths of Office**

1. **Oneida Arts Board** – Rosa Francour **DELETED FROM AGENDA**

V. **Minutes to be approved**

1. **Oct. 23, 2013 regular meeting minutes**

Motion by Melinda J. Danforth to approve Oct. 23, 2013 regular meeting minutes, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan

Not present: Ed Delgado, Paul Ninham, Brandon Stevens

2. **Oct. 23, 2013 emergency meeting minutes**

Motion by Melinda J. Danforth to approve Oct. 23, 2013 emergency meeting minutes, with the noted change to add Melinda J. Danforth as present at that meeting, seconded by David Jordan. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan

Not present: Ed Delgado, Paul Ninham, Brandon Stevens

VI. **Resolutions**

VII. **Reports**

1. **Emergency Management** – Marty Antone

Excerpt from Oct. 23, 2013: Motion by Patty Hoeft to defer the Emergency Management report to the next Business Committee meeting, seconded by Vince DelaRosa. Motion carried unanimously.

Motion by David Jordan to defer the Emergency Management report to the next Business Committee meeting, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan

Not present: Ed Delgado, Paul Ninham, Brandon Stevens

2. **Governmental Services Division** – Don White

Motion by David Jordan to defer the Governmental Services report to the next Business Committee meeting, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan

Not present: Ed Delgado, Paul Ninham, Brandon Stevens

VIII. **Boards, Committees and Commissions**

A. **Appointments**

1. **Post 4 Oneida Arts Board vacancies**

Motion by David Jordan to post 4 Oneida Arts Board vacancies, seconded by Patty Hoeft. Motion carried unanimously:

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

2. Appoint Mary Graves to Anna John Nursing Home Commission

Motion by David Jordan to appoint Mary Graves to Anna John Nursing Home Commission, seconded by Vince DelaRosa. Motion carried with one abstention:

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

Motion by Melinda J. Danforth to delay the oath of office for the new Anna John Nursing Home Commissioner, Mary Graves until such time the complaint that she submitted against the administrator is resolved by the State, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham
Not present: Tina Danforth, Greg Matson, Brandon Stevens
For the record: Melinda J. Danforth stated that I'm not making any judgments about whether or not the complaint is legitimate or not. It's just that we're appointing a new commissioner to the Anna John Nursing Home Commission, which they submitted a complaint against the administrator, which I just don't want to create an adversarial environment in that arena right off the get go.
For the record: Ed Delgado stated that I think we need to be cognizant or recognize that we don't want people who are on commissions or who are already on a commission...I'm not sure but it just doesn't seem to be right for somebody who has a complaint to register that complaint at the appropriate office. Otherwise we have a community who is afraid to submit complaints when there might be a legitimate reason for complaint.

3. Appoint Carol Silva and Jeanette Ninham to Oneida Child Protective Board

Motion by David Jordan to appoint Carol Silva and Jeanette Ninham to Oneida Child Protective Board, seconded by Tina Danforth. Motion carried unanimously:

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

4. Appoint Yasiman Metoxen and Floyd Silas Jr. for 2 full terms on the Powwow Committee and Jeremy King to finish term ending Jan. 25, 2015

Motion by Melinda J. Danforth to approve Yasiman Metoxen and Floyd Silas Jr. for 2 full terms on the Powwow Committee and Jeremy King to finish term ending Jan. 25, 2015 and to allow the Secretary to administer the oaths of office outside of the Business Committee meeting, seconded by David Jordan. Motion carried unanimously:

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

5. Appoint Tom Wilbur to Oneida Seven Generations Corporation

Motion by David Jordan to table this item until after the Dec. 15, 2013 GTC meeting, seconded by Tina Danforth. Motion carried unanimously:

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

B. Quarterly reports

1. Oneida Arts Board – Nick Reynolds, Chairman

Excerpt from Oct. 23, 2013: Motion by David Jordan to defer the Oneida Arts Board quarterly report to the next Business Committee meeting, seconded by Paul Ninham. Motion carried unanimously.

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

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

2. South Eastern Oneida Tribal Services – Pamela Ninham, Chairwoman

Excerpt from Oct. 23, 2013: Motion by Brandon Stevens to defer the South Eastern Oneida Tribal Services quarterly report to the next Business Committee meeting, seconded by Paul Ninham. Motion carried unanimously. NOT SUBMITTED

Motion by Melinda J. Danforth to defer the South Eastern Oneida Tribal Services quarterly report to the next Business Committee meeting, seconded by David Jordan. Motion carried with one abstention:

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

3. Oneida Land Claims Commission – Amelia Cornelius, Chairwoman NOT SUBMITTED

Motion by Melinda J. Danforth to defer the Oneida Land Claims Commission quarterly report to the next Business Committee meeting, seconded by David Jordan. Motion carried with one abstention:

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

4. Oneida Land Commission – Amelia Cornelius, Chairwoman

Motion by David Jordan to accept the Oneida Land Commission quarterly report, seconded by Patty Hoeft. Motion carried unanimously:

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

5. Oneida School Board – Bernie John-Stevens, Chairman

Motion by Patty Hoeft to accept the report Oneida School Board quarterly report, seconded by David Jordan. Motion carried unanimously:

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

IX. Standing Committees

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

1. Oct. 2, 2013 meeting minutes

Motion by Melinda J. Danforth to approve the Oct. 2, 2013 meeting minutes, seconded by David Jordan. Motion carried unanimously:

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

2. Early Return to Work Law amendments

Motion by Melinda J. Danforth to adopt resolution 11-13-13-A Amendments to the Early Return to Work Law-Chapter 309, seconded by David Jordan. Motion carried unanimously:

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

3. GTC Meetings Law

Motion by David Jordan to accept GTC Meeting Law and forward to the next available GTC meeting for consideration for adoption, seconded by Vince DelaRosa. Motion carried with one abstention:

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

4. Child Support Law amendments

Motion by Melinda J. Danforth to accept the memo as FYI and that the Business direct that the Oneida Child Support Department develop alternatives for enforcements for those parents who are in arrears of over \$1,000 dollars, seconded by David Jordan. Motion carried with one abstention:

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

5. Library Board Bylaws amendments

Motion by David Jordan to approve the Library Board Bylaws amendments, seconded by Vince DelaRosa. Motion carried unanimously:

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

B. Finance Committee – Treasurer Tina Danforth, Chairwoman

1. Nov. 8, 2013 Finance Committee meeting minutes

Motion by David Jordan to approve Nov. 8, 2013 Finance Committee meeting minutes, seconded by Vince DelaRosa. Motion carried with one abstention:

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

C. Community Development Planning Committee – Vince DelaRosa, Chairman did not address

1. Oct. 3, 2013 CDPC meeting minutes HANDOUT

Motion by Patty Hoeft to approve the Oct. 3, 2013, 2013 CDPC meeting minutes, seconded by Vince DelaRosa. Motion carried unanimously:

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

Not present: Tina Danforth, Greg Matson

2. Nov. 7, 2013 CDPC meeting minutes DELETED FROM AGENDA

D. Quality of Life – Paul Ninham, Chairman

X. General Tribal Council – Patty Hoeft

1. Special GTC meeting Dec. 15, 2013 meeting materials ready for distribution

Motion by Vince DelaRosa to approve the packet with the noted changes and to include the analysis overview from the CFO, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, David Jordan

Not present: Ed Delgado, Paul Ninham, Brandon Stevens

Motion by Patty Hoeft to recess until Nov. 15, 2013 at 1 p.m., seconded by Vince DelaRosa. Motion carried with one abstention and one opposed:

Ayes: Vince DelaRosa, Patty Hoeft, David Jordan

Opposed: Melinda J. Danforth

Abstained: Tina Danforth

Not present: Ed Delgado, Paul Ninham, Brandon Stevens

For the record: Tina Danforth stated my abstention is because I will be out on funeral time and in my absence I am going to ask that the CFO present the Treasurer's report during that session.

Oneida Business Committee

Regular Meeting

1:00 p.m. Friday, Nov. 15, 2013

BC Conference Room, 2nd floor, Norbert Hill Center

Motion Vince DelaRosa to come out of executive session Nov. 15, 2013 at 1:04 p.m. and to accept one addition to the agenda in executive session, 1. OHA restructure, seconded by Patty Hoeft. Motion carried unanimously:

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

Not present: Tina Danforth, Greg Matson

XI. Unfinished Business

1. Approve CIP project #07-009 Building Demolitions and activation of CIP 2014 funds

Sponsor: Butch Rentmeester

Excerpt from Oct. 9, 2013: Motion by Melinda J. Danforth to table, seconded by Paul Ninham.

Motion carried unanimously.

Motion by Vince DelaRosa to approve CIP project #07-009 Building Demolitions, seconded by Patty Hoeft. Motion carried with one abstention:

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

Abstained: Paul Ninham

Not present: Tina Danforth, Greg Matson

XII. New Business/Requests

1. FY2013 Employment, Compensation & Benefits – Geraldine Danforth, HR Area Manager

a. Development Division (Senior Custodian-Stationary, Custodian-Roving, Custodian-Stationary): Approve position list to continue with hiring and posting processes

Excerpt from Oct. 23, 2013: Motion by Brandon Stevens to defer Development Division position list to continue with hiring and posting processes for two weeks, seconded by Paul Ninham. Motion carried unanimously. DELETED FROM AGENDA

b. Development Division: Approve hiring an ET Administrative Assistant for Administration

Motion by Melinda J. Danforth to deny Developments Division request for hiring an ET Administrative Assistant for Administration, seconded by Vince DelaRosa. Motion carried with one opposed:

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

c. Development Division: Approve to hire two Custodians

Motion by David Jordan to approve hiring two Custodians, seconded by Melinda J. Danforth. Motion carried unanimously:

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

d. DPW: Approve to hire full-time Senior Custodian

Motion by David Jordan to approve hiring a full-time Senior Custodian, seconded by Melinda J. Danforth. Motion carried unanimously:

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

e. Gaming: Approve to hire 1 full-time Bartender, 2 part-time Bartenders and Server position DELETED FROM AGENDA

f. Gaming: Approve internal posting for Custodial Supervisor

Motion by David Jordan to approve internal posting for Custodial Supervisor, seconded by Vince DelaRosa. Motion carried unanimously:

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

g. Gaming: Request to keep current ET HR Assistant for an additional 90 days

Motion by Melinda J. Danforth to deny request to keep current ET HR Assistant for an addition 90 days, seconded by Vince DelaRosa. Motion carried with one opposed:

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

h. Gaming: Support Gaming Divisions minimum staffing levels request

Motion by David Jordan to approve supporting Gaming Divisions minimum staffing levels request, seconded by Vince DelaRosa. Motion carried with one opposed:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Brandon Stevens
Opposed: Paul Ninham
Not present: Tina Danforth, Greg Matson
For the record: Paul Ninham stated I was certainly amenable in moving the balance of these positions, as we had discussed over to the Finance area. As I was looking down through the agenda, we have internal security [8], we've got Police Department Sergeant and a security officer and I would certainly deem those necessary but we are in cost containment. So I was willing to move this over there [Finance area] but I think after a little bit of thinking going on over here, I think I may have to oppose everything just on that we are on cost containment.

i. Governmental Services: Approve hiring an Education Manager

Motion by David Jordan to approve hiring an Education Manager, seconded by Patty Hoeft. Motion carried with one abstention and two opposed:

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

j. Governmental Services: Approve hiring a Headstart Teacher

Motion by Melinda J. Danforth to approve hiring a Headstart Teacher, seconded by David Jordan. Motion carried with one opposed:

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

k. Governmental Services: Approve hiring a part-time Student Intern

Motion by Vince DelaRosa to approve hiring a part-time Student Intern, seconded by Patty Hoeft. Motion carried with one abstention:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham
Abstained: Brandon Stevens
Not present: Tina Danforth, Greg Matson
For the record: Paul Ninham noted that it is grant funded.

I. HRD: Approve posting 2 Workforce Development positions

Motion by Vince DelaRosa to approve posting 2 Workforce Development positions, seconded by David Jordan. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens
Not present: Tina Danforth, Greg Matson
For the record: Paul Ninham noted that it is grant funded.

m. Internal Audit: Approve changing 2 Auditor Trainees to Auditors

Motion by Vince DelaRosa to approve changing 2 Auditor Trainees to Auditors, seconded by David Jordan. Motion carried with one abstention and one opposed:

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

n. Internal Security: Approve to hire 8 full-time Security Officer positions

Motion by Vince DelaRosa to approve with the note to not commence employment until one month before the finalization of the building is complete, seconded by Brandon Stevens. Motion carried with one opposed:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Brandon Stevens
Opposed: Paul Ninham
Not present: Tina Danforth, Greg Matson
For the record: Paul Ninham stated I'm still going back where I would have amenable, taking all these positions and getting the CFO's written input and that would have been in less than a month.

o. Development Division/Zoning: Approve hiring an Administrative Assistant

Motion by Melinda J. Danforth to approve posting the Administrative Assistant position as halftime and commencing Jan. 1, 2014, seconded by David Jordan. Motion carried with two opposed:

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

p. Approve New Year's Eve Premium Pay

Motion by Vince DelaRosa to have HRD come back with standardized policy, that could be considered for everybody, which includes the time, when it starts and begins, what days it is offered and also the amount for all Holidays, seconded by Melinda J. Danforth. Motion carried unanimously:

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

q. Oneida Police Department (Police Sergeant, Security Officer): Approve position list to continue with hiring and posting processes

Excerpt from Oct. 23, 2013: Motion by Melinda J. Danforth to approve the position list to continue with hiring and posting processes for Dispatcher and Police Officer and to defer the Sergeant and Security Officer for two weeks, seconded by Brandon Stevens. Motion carried unanimously.

Motion by Vince DelaRosa to delete this item from the agenda, seconded by Paul Ninham. Motion carried unanimously:

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

2. Approve limited waiver of sovereign immunity for Logicalis

Sponsor: Joanie Buckley

Motion by Vince DelaRosa to approve the limited waiver of sovereign immunity for Logicalis, seconded by Brandon Stevens. Motion carried unanimously:

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

Not present: Tina Danforth, Greg Matson

3. Approve limited waiver of sovereign immunity for Austin Straubel International Airport-Second Ground Lease Extension Agreement

Sponsor: Louise Cornelius

Motion by Paul Ninham to approve the limited waiver of sovereign immunity for Austin Straubel International Airport-Second Ground Lease Extension Agreement, seconded by Vince DelaRosa. Motion carried unanimously:

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

Not present: Tina Danforth, Greg Matson

4. Approve Police Commission Attorney Contract for FY 2014

Sponsor: Bernie John-Stevens, Police Commission Chairman

Motion by Patty Hoefft to approve the Police Commission Attorney Contract for FY 2014, seconded by Paul Ninham. Motion carried with one opposed:

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

Opposed: Melinda J. Danforth

Not present: Tina Danforth, Greg Matson

5. Reconsider having "Breakfast with Santa" at Recreation due to number of children served in the community

Sponsor: Ed Delgado

Motion by Melinda J. Danforth to make an exception to the procedure to allow for recreation to hold Breakfast with Santa Claus, seconded by Vince DelaRosa. Motion carried unanimously:

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

Not present: Tina Danforth, Greg Matson

XIII. Travel

A. Travel Reports

B. Travel Requests

1. Retro-approve Budget appropriation meetings, Nov. 12-14, 2013, Washington, DC

Sponsor: Brandon Stevens

Motion by Melinda J. Danforth to retro-approve the travel request to Budget appropriation meetings, Nov. 12-14, 2013, Washington, DC, seconded by Vince DelaRosa. Motion carried with one abstention:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoefft, David Jordan, Paul Ninham,

Abstained: Brandon Stevens

Not present: Tina Danforth, Greg Matson

XIV. Additions

1. Travel request: WI Department of Health & Human Services State/Tribal Consultation, Nov. 21, 2013, Odanah, WI

Sponsor: Greg Matson

Motion by Melinda J. Danforth to approve the travel request for the Vice Chairman and Debbie Danforth, representative from the Oneida Health Center to attend WI Department of Health & Human Services State/Tribal Consultation, Nov. 2, 2013, Odanah, WI, seconded by Vince DelaRosa. Motion carried unanimously:

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

Not present: Tina Danforth, Greg Matson

2. Cemetery update regarding plan action, timelines and communication

Sponsor: Greg Matson

Motion by Vince DelaRosa to accept the update and have the Vice Chairman come back with a follow up report at the next Business Committee meeting with some final recommendations on the project (identification of the team and master plan), seconded by Tina Danforth. Motion carried with one abstention:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoefft

Abstained: David Jordan

Not present: Ed Delgado, Paul Ninham, Brandon Stevens

3. Support 2 travelers to attend Code Talkers event, Nov. 20, 2013, Washington, DC

Sponsor: Ed Delgado

Motion by David Jordan to approve the procedural exception allowing the change in travelers and whatever is above the ONVAC travel budget will come out of the Business Committee special events budget, seconded by Patty Hoeft. Motion carried with one abstention:

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

4. Tabled item: Approve activation of funds for CIP project #97-001 Oneida Judiciary Center

Sponsor: Butch Rentmeester

Motion by Vince DelaRosa to approve moving this project forward, seconded by David Jordan. Motion carried unanimously:

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

5. Older Americans Act resolution

Sponsor: Joanie Buckley

Motion by Patty Hoeft to adopt resolution 11-15-13-B Older Americans Act, Title VI, seconded by Vince DelaRosa. Motion carried unanimously:

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

Motion by Paul Ninham to add Administration for Children & Families request for nomination on Tribal Advisory Committee to the agenda, seconded by Vince DelaRosa. Motion carried unanimously:

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

6. Administration for Children & Families request for nomination on Tribal Advisory Committee

Sponsor: Melinda J. Danforth

Motion by Vince DelaRosa that the appointee for the Tribal Advisory Committee would be Chairman Ed Delgado with Linda Torres as the alternate, seconded by Patty Hoeft. Motion carried unanimously:

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

XV. Action in open session on items from Executive Session Discussion meeting of Nov. 13, 2013

A. Reports

1. Chief Counsel report – Jo Anne House

Motion by to deny authorization to enter into NARF litigation *Sisseton Wahpeton Oyate, et al. v. Jewell, et al.* and direct the Oneida Law Office to notify NARF of this decision, seconded by Vince DelaRosa. Motion carried with one abstention:

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

a. Bonnilake Real Estate LLC settlement options

Motion by to deny the request for payment for Bonnilake, as there was no contract and Bonnilake was not properly authorized to incur expenses, seconded by David Jordan. Motion carried with one abstention and one opposed:

Ayes: Melinda J. Danforth, Patty Hoeft, David Jordan
Abstained: Paul Ninham
Opposed: Vince DelaRosa
Not present: Tina Danforth, Greg Matson, Brandon Stevens
For the record: Paul Ninham stated the reason for my abstentions is I was on vacation while the executive session items were discussed, so I did not hear any of the discussions, so I will be abstaining through all of the executive session items.

2. Chief Financial Officer report – Larry Barton

a. McGladrey & Pullen Fiscal Analysis 10:00-11:30 a.m.

Motion by Melinda J. Danforth to the accept the update and note that the Chief Financial Officer did develop an executive summary for the General Tribal Council packet based upon the information received, seconded by David Jordan. Motion carried with one abstention:

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

b. Accept Treasurer's report – September 2013 ending

Motion by Patty Hoeft to accept the Treasurer's report – September 2013 ending, seconded by David Jordan. Motion carried unanimously:

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

B. Audit Committee – Councilman Brandon Stevens, Chairman

1. Sept. 19, 2013 Audit Committee minutes

Motion by Patty Hoeft to accept Sept. 19, 2013 Audit Committee minutes, seconded by David Jordan. Motion carried unanimously:

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

2. Internal Audit report Sept. w/ Attachment A

Motion by Patty Hoeft to accept Internal Audit report Sept. w/ Attachment A seconded by David Jordan. Motion carried unanimously:

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

3. Bingo Compliance Audit and lift the confidentiality requirement allowing Tribal members to view the audit

Motion by Patty Hoeft to accept the Bingo Compliance Audit and lift the confidentiality requirement allowing Tribal members to view the audit, seconded by Vince DelaRosa. Motion carried unanimously:

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

4. Enforce corrective action needed to reduce risk in regards to Information Technology

Motion by Melinda J. Danforth to defer items 4 and 5 under Audit Committee to the next Business Committee meeting, seconded by Vince DelaRosa. Motion carried unanimously:

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

5. Request for Gaming General Manager and Chief Financial Officer to complete the Memorandum of Understanding (MOU) between CFO and Gaming Management

Motion by Melinda J. Danforth to defer items 4 and 5 under Audit Committee to the next Business Committee meeting, seconded by Vince DelaRosa. Motion carried unanimously:

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

C. Unfinished Business/BC directives

1. Proposed Interim Enterprise Division Director assignment

Sponsor: Ed Delgado

Excerpt from July 17, 2013: Motion by Patty Hoeft to assign the Farm and Printing to the Internal Services Division director and to complete in not more than 120 days an evaluation of those operations and recommendations to the Business Committee, seconded by Greg Matson. Motion carried with three opposed and the Chairman voting in support of the motion breaking the tie.

Motion by Patty Hoeft to defer Proposed Interim Enterprise Division Director assignment to the next Business Committee meeting, seconded by Melinda J. Danforth. Motion carried unanimously:

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

D. New Business/Requests

1. Approve limited waiver of sovereign immunity for Ashwaubenon Service Agreement

Sponsor: Ed Delgado/Nathan King

Motion by Patty Hoeft to approve the limited waiver of sovereign immunity for Ashwaubenon Service Agreement, seconded by David Jordan. Motion carried with two abstentions:

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

2. FY2013 Employment, Compensation & Benefits – Geraldine Danforth, HR Area Manager

a. Oneida Housing Authority: Approve extension of Interim Housing Director

Motion by Vince DelaRosa to approve the Nov. 8, 2013 memorandum which includes 7 items [1. Scott Denny, the Interim Housing Director, to return to his position as Housing Coordinator with the responsibilities associated with that position, including ensuring that appropriate low income family units are selected timely for relocation to the Section 504 duplexes, 2. The Development Division Director to be assigned the responsibility of the Oneida Housing Authority, 3. Project management and residential construction technical support, from existing staff in the

Development Division, be assigned Housing management responsibilities, 4. The Development Division Residential Housing expert immediately assesses the five (5) Section 504 structures and creates a list of what's needed to complete them as a top priority. Pursue appropriate contracts to complete them as top priority, 5. Establish a completion schedule for the Section 504 structures and communicate it so that the appropriate home assignments and relocations can be scheduled before winter, 6. Assess the eight (8) housing sites recently begun and pursue either bidding out completion of those structures to a general contractor, or salvaging the compliant bids, rebidding the rest, develop a construction schedule and assure adequate progress before winter to minimize cost waste or duplication, 7. To improve control and reporting of project costs, and to simplify the new management's transition, the Accounting function and staff to be reassigned to Central Accounting and relocated appropriately] regarding the Oneida Housing Authority restructure, seconded by Patty Hoeft. Motion carried with one abstention:

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

b. Gaming Slots: Approve extension of interim status for Preventative Maintenance

Motion by David Jordan to approve extension of interim status for Preventative Maintenance, seconded by Vince DelaRosa. Motion carried with one abstention:

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

c. Gaming Retail: Approve extension of interim status for Natural Health Supervisor

Motion by David Jordan to table this item, seconded by Patty Hoeft. Motion carried unanimously:

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

Motion by David Jordan to take this item off the table, seconded by Patty Hoeft. Motion carried unanimously:

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

Motion by David Jordan to approve extension of interim status for Natural Health Supervisor, seconded by Patty Hoeft. Motion carried unanimously:

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

d. Gaming: Approve extension of additional duties for Table Games Director

Motion by Melinda to deny extension of additional duties for Table Games Director, seconded by Vince DelaRosa. Motion carried with one abstention:

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

e. Gaming: Approve interim job reassignment for Players Club

Motion by Melinda to approve interim job reassignment for Players Club, seconded by Patty Hoeft. Motion carried with one abstention:

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

f. Gaming: Approve 2 Cage/Vault Supervisor job reassignments to be processed

Motion by Patty to approve 2 Cage/Vault Supervisor job reassignments to be processed, seconded by David Jordan. Motion carried with one abstention:

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

g. Custodial: Approve status change from part-time to full-time Custodian position

Motion by Patty Hoeft to defer this item to the next Business Committee meeting, seconded by Melinda J. Danforth. Motion carried with one abstention:

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

h. Comprehensive Health: Approve contract payout

Motion by Vince DelaRosa to adopt resolution 11-15-C Trade Back for Cash – Exception for Health Care Providers as presented, seconded by Paul Ninham. Motion carried unanimously:

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

i. Comprehensive Health: Approve extension of ET status to Nov. 15, 2013

Motion by Melinda J. Danforth to retro-approve the extension of the ET status of the CHS Specialist which would have been the end date of Nov. 15, 2013, seconded by Vince DelaRosa. Motion carried unanimously:

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

E. Additions

1. Approve 55 new enrollments

Sponsor: Melinda J. Danforth

Motion by by Patty Hoeft to approve 55 new enrollments, seconded by Vince DelaRosa. Motion carried with one abstention:

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

Motion by Patty Hoeft to go into executive session at 3:02 p.m., seconded by David Jordan. Motion carried unanimously:

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

Motion by David Jordan to take a 5 minute break, seconded by Paul Ninham. Motion carried unanimously:

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

Motion by Vince DelaRosa to come out of executive session at 4:30 p.m., seconded by Patty Hoeft. Motion carried unanimously:

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

XVI. Adjourn

Motion by David Jordan to adjourn Nov. 15, 2013 at 4:34 p.m., seconded by Patty Hoeft. Motion carried unanimously:

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

Minutes prepared by Danelle Wilson, Executive Tribal Clerk
Minutes approved as presented/corrected on Jan. 8, 2014.



Patricia Hoeft, Tribal Secretary
ONEIDA BUSINESS COMMITTEE

