

Oneida Business Committee



Executive Session
8:30 a.m. Tuesday, August 21, 2018
Executive Conference Room, 2nd floor, Norbert Hill Center

Regular Meeting
8:30 a.m. Wednesday, August 22, 2018
BC Conference Room, 2nd floor, Norbert Hill Center

Minutes

EXECUTIVE SESSION

Present: Vice-Chairman Brandon Stevens, Treasurer Trish King, Secretary Lisa Summers, Councilmembers: David Jordan, Kirby Metoxen, Ernest Stevens III, Jennifer Webster;

Not Present: Councilman Daniel Guzman King;

Arrived at: Chairman Tehassi Hill at 9:47 a.m.;

Others present: Jo Anne House, Larry Barton, Lisa Liggins, Laura Laitinen-Warren, Jeff Bowman, Nate King, Jeff House, Jackie Zalim, Matt Christian, Pete King III, Becky Demmith, Bob Barton, Steve Ninham, Kelley Losey, Mary Shaw, Melinda J. Danforth, Candice Skenandore, Tana Aguirre, Jacqueline Johnson, Loucinda Conway;

REGULAR MEETING

Present: Chairman Tehassi Hill, Vice-Chairman Brandon Stevens, Treasurer Trish King, Secretary Lisa Summers, Council members: Daniel Guzman King, David Jordan, Kirby Metoxen, Ernest Stevens III, Jennifer Webster;

Not Present: Councilman Daniel Guzman King;

Arrived at: n/a

Others present: Jo Anne House, Larry Barton, Lisa Liggins, Brad Graham, Bill Graham, Sandy Schuyler, Michele Doxtator, Eric Krawczyk, Tracy Williams, Chris Johnson, Victoria Flowers, Racquel Hill, Paul Witek, Jolene Hensberger, Sharon Mousseau, Tina Jorgenson, Stefanie Reinke, Dawn Krines-Glatt, Tek Skenandore, Sarah Phillips, Brandon Wisneski, Clorissa Santiago, Nancy Barton, Edward Delgado, Cathy L. Metoxen, Trista Cornelius-Henrickson, ;

I. CALL TO ORDER

Meeting called to order by Chairman Tehassi Hill at 8:32 a.m.

For the record: Councilman Daniel Guzman King is on approved travel at the Region 5 Tribal Opioid Strategic Planning Conference in St. Paul, MN,

A. Recognition of Comprehensive Health Division – Certificate of CDC Full Recognition

Sponsor: Jennifer Webster, Councilwoman

Special Recognition by Councilwoman Jennifer Webster of team members of the Diabetes Prevention Program Tina Jorgenson, Stefanie Reinke, Dawn Krines-Glatt, Tek Skenandore, and Sarah Phillips, for their success in earning CDC Full Recognition.

II. OPENING

Provided by Chairman Tehassi Hill.

III. ADOPT THE AGENDA (00:04:26)

Motion by Brandon Stevens to adopt the agenda with four (4) noted changes [delete 12.F.2. File # ED18-005 – Determine next steps and add items 12.F.7. Review complaint # 2018-DR06-02, 12.F.8. Approve third amendment to attorney contract – Atter Wynne LLP – file # 2015-0692, and 12.F.9. Review and approve form contracts per section 3 of the MOA - Oneida Nation School System], seconded by Jennifer Webster. Motion carried:

Ayes:	Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Ernie Stevens III, Jennifer Webster
Abstained:	Lisa Summers
Not Present:	Daniel Guzman King

IV. OATH OF OFFICE (00:08:54)

Administered by Secretary Lisa Summers. Michele Doxtator and Trista Cornelius-Henrickson were present.

- A. **Oneida Police Commission – Michele Doxtator**
Sponsor: Lisa Summers, Secretary
- B. **Oneida Pow Wow Committee – Trista Cornelius-Henrickson**
Sponsor: Lisa Summers, Secretary

V. MINUTES

- A. **Approve August 8, 2018, regular meeting minutes (00:14:53)**
Sponsor: Lisa Summers, Secretary

Motion by Lisa Summers to approve the August 8, 2018, regular meeting minutes, seconded by Kirby Metoxen. Motion carried:

Ayes:	Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Ernie Stevens III, Lisa Summers
Abstained:	Jennifer Webster
Not Present:	Daniel Guzman King

VI. RESOLUTIONS

- A. Adopt resolution entitled The Oneida Retail Enterprise, Oneida Casino Travel Center will be selling alcohol beverages in accordance with the Oneida ALCOHOL BEVERAGE LICENSING LAW (00:15:44)**

Sponsor: Larry Barton, Chief Financial Officer

Motion by Lisa Summers to adopt resolution 08-22-18-A The Oneida Retail Enterprise, Oneida Casino Travel Center will be selling alcohol beverages in accordance with the Oneida ALCOHOL BEVERAGE LICENSING LAW, seconded by Jennifer Webster. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Ernie Stevens III, Lisa Summers, Jennifer Webster

Not Present: Daniel Guzman King

- B. Adopt resolution entitled The Oneida Retail Enterprise, Oneida Nation Four Paths will be selling alcohol beverages in accordance with the Oneida ALCOHOL BEVERAGE LICENSING LAW (00:16:16)**

Sponsor: Larry Barton, Chief Financial Officer

Motion by Lisa Summers to adopt resolution 08-22-18-B The Oneida Retail Enterprise, Oneida Nation Four Paths will be selling alcohol beverages in accordance with the Oneida ALCOHOL BEVERAGE LICENSING LAW, seconded by Kirby Metoxen. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Ernie Stevens III, Lisa Summers, Jennifer Webster

Not Present: Daniel Guzman King

- C. Adopt resolution entitled The Oneida Retail Enterprise, Oneida One Stop – Larsen will be selling alcohol beverages in accordance with the Oneida ALCOHOL BEVERAGE LICENSING LAW (00:16:44)**

Sponsor: Larry Barton, Chief Financial Officer

Motion by Lisa Summers to adopt resolution 08-22-18-C The Oneida Retail Enterprise, Oneida One Stop – Larsen will be selling alcohol beverages in accordance with the Oneida ALCOHOL BEVERAGE LICENSING LAW, seconded by David P. Jordan. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Ernie Stevens III, Lisa Summers, Jennifer Webster

Not Present: Daniel Guzman King

- D. Adopt resolution entitled The Oneida Retail Enterprise, Oneida One Stop – Packerland will be selling alcohol beverages in accordance with the Oneida ALCOHOL BEVERAGE LICENSING LAW (00:17:12)**

Sponsor: Larry Barton, Chief Financial Officer

Motion by David P. Jordan to adopt resolution 08-22-18-D The Oneida Retail Enterprise, Oneida One Stop – Packerland will be selling alcohol beverages in accordance with the Oneida ALCOHOL BEVERAGE LICENSING LAW, seconded by Ernie Stevens III. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Ernie Stevens III, Lisa Summers, Jennifer Webster

Not Present: Daniel Guzman King

E. Adopt resolution entitled The Oneida Retail Enterprise, Oneida One Stop – E & EE will be selling alcohol beverages in accordance with the Oneida ALCOHOL BEVERAGE LICENSING LAW (00:17:38)

Sponsor: Larry Barton, Chief Financial Officer

Motion by Kirby Metoxen to adopt resolution 08-22-18-E The Oneida Retail Enterprise, Oneida One Stop – E & EE will be selling alcohol beverages in accordance with the Oneida ALCOHOL BEVERAGE LICENSING LAW, seconded by David P. Jordan. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Ernie Stevens III, Lisa Summers, Jennifer Webster

Not Present: Daniel Guzman King

F. Adopt resolution entitled The Oneida Retail Enterprise, Oneida One Stop – Westwind will be selling alcohol beverages in accordance with the Oneida ALCOHOL BEVERAGE LICENSING LAW (00:18:06)

Sponsor: Larry Barton, Chief Financial Officer

Motion by David P. Jordan to adopt resolution 08-22-18-F The Oneida Retail Enterprise, Oneida One Stop – Westwind will be selling alcohol beverages in accordance with the Oneida ALCOHOL BEVERAGE LICENSING LAW, seconded by Kirby Metoxen. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Ernie Stevens III, Lisa Summers, Jennifer Webster

Not Present: Daniel Guzman King

G. Adopt resolution entitled The Oneida Airport Hotel Corporation will be selling alcohol beverages in accordance with the Oneida ALCOHOL BEVERAGE LICENSING LAW (00:18:31)

Sponsor: Larry Barton, Chief Financial Officer

Motion by Kirby Metoxen to adopt resolution 08-22-18-G The Oneida Airport Hotel Corporation will be selling alcohol beverages in accordance with the Oneida ALCOHOL BEVERAGE LICENSING LAW, seconded by David P. Jordan. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Ernie Stevens III, Lisa Summers, Jennifer Webster

Not Present: Daniel Guzman King

H. Adopt resolution entitled The Three Clans Airport, LLC will be selling alcohol beverages in accordance with the Oneida ALCOHOL BEVERAGE LICENSING LAW (00:18:55)

Sponsor: Larry Barton, Chief Financial Officer

Motion by David P. Jordan to adopt resolution 08-22-18-H The Three Clans Airport, LLC will be selling alcohol beverages in accordance with the Oneida ALCOHOL BEVERAGE LICENSING LAW, seconded by Lisa Summers. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Ernie Stevens III, Lisa Summers, Jennifer Webster

Not Present: Daniel Guzman King

I. Adopt resolution entitled The Oneida Golf Enterprise Corporation for Thornberry Creek at Oneida will be selling alcohol beverages in accordance with the Oneida ALCOHOL BEVERAGE LICENSING LAW (00:19:19)

Sponsor: Larry Barton, Chief Financial Officer

Motion by Kirby Metoxen to adopt resolution 08-22-18-I The Oneida Golf Enterprise Corporation for Thornberry Creek at Oneida will be selling alcohol beverages in accordance with the Oneida ALCOHOL BEVERAGE LICENSING LAW, seconded by David P. Jordan. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Ernie Stevens III, Lisa Summers, Jennifer Webster

Not Present: Daniel Guzman King

J. Adopt resolution entitled The Oneida Casino – West Mason Casino will be selling alcohol beverages in accordance with the Oneida ALCOHOL BEVERAGE LICENSING LAW (00:19:45)

Sponsor: Larry Barton, Chief Financial Officer

Motion by David P. Jordan to adopt resolution 08-22-18-J The Oneida Casino – West Mason Casino will be selling alcohol beverages in accordance with the Oneida ALCOHOL BEVERAGE LICENSING LAW, seconded by Kirby Metoxen. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Ernie Stevens III, Lisa Summers, Jennifer Webster

Not Present: Daniel Guzman King

K. Adopt resolution entitled The Oneida Bingo & Casino will be selling alcohol beverages in accordance with the Oneida ALCOHOL BEVERAGE LICENSING LAW (00:20:14)

Sponsor: Larry Barton, Chief Financial Officer

Motion by David P. Jordan to adopt resolution 08-22-18-K The Oneida Bingo & Casino will be selling alcohol beverages in accordance with the Oneida ALCOHOL BEVERAGE LICENSING LAW, seconded by Ernie Stevens III. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Ernie Stevens III, Lisa Summers, Jennifer Webster

Not Present: Daniel Guzman King

L. Adopt resolution entitled FY 2018 Midwest Region Geographic Information System Project Bureau of Indian Affairs (00:20:37)

Sponsor: Patrick Pelky, Division Director/Environmental, Health, Safety & Land

Motion by Ernie Stevens III to adopt resolution 08-22-18-L FY 2018 Midwest Region Geographic Information System Project Bureau of Indian Affairs, seconded by Jennifer Webster. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Ernie Stevens III, Lisa Summers, Jennifer Webster

Not Present: Daniel Guzman King

VII. STANDING COMMITTEES

A. COMMUNITY DEVELOPMENT PLANNING COMMITTEE (No Requested Action)

B. FINANCE COMMITTEE

- 1. Approve August 13, 2018, Finance Committee meeting minutes (00:21:13)**
Sponsor: Trish King, Treasurer

Motion by David P. Jordan to approve the August 13, 2018, Finance Committee meeting minutes, seconded by Ernie Stevens III. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Ernie Stevens III, Lisa Summers, Jennifer Webster
Not Present: Daniel Guzman King

C. LEGISLATIVE OPERATING COMMITTEE

- 1. Accept August 1, 2018, Legislative Operating Committee meeting minutes (00:24:05)**
Sponsor: David Jordan, Councilman

Motion by Jennifer Webster to accept the August 1, 2018, Legislative Operating Committee meeting minutes, seconded by Ernie Stevens III. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Ernie Stevens III, Lisa Summers, Jennifer Webster
Not Present: Daniel Guzman King

- 2. Adopt Leasing law rule # 1 – Residential Leasing (00:24:30)**
Sponsor: David Jordan, Councilman

Motion by David P. Jordan to adopt the Leasing law rule # 1 – Residential Leasing, seconded by Brandon Stevens. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Ernie Stevens III, Lisa Summers, Jennifer Webster
Not Present: Daniel Guzman King

D. QUALITY OF LIFE COMMITTEE (No Requested Action)

VIII. TRAVEL REPORTS

- A. Approve travel report – Councilwoman Jennifer Webster – DOI Self-Governance Advisory Committee/IHS Tribal Self Governance Advisory Council (SGAC/TSGAC) 2018 3rd Quarter meeting – Washington DC – July 17-19, 2018 (00:28:38)**
Sponsor: Jennifer Webster, Councilwoman

Motion by Lisa Summers to approve the travel report from Councilwoman Jennifer Webster for the DOI Self-Governance Advisory Committee/IHS Tribal Self Governance Advisory Council (SGAC/TSGAC) 2018 3rd Quarter meeting in Washington DC – July 17-19, 2018, seconded by Kirby Metoxen. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Ernie Stevens III, Lisa Summers, Jennifer Webster
Not Present: Daniel Guzman King

IX. TRAVEL REQUESTS

A. Approve travel requests – Councilwoman Jennifer Webster – Tribal Self Governance Advisory Committee meetings (00:29:15)

Sponsor: Jennifer Webster, Councilwoman

1. Strategy session – St. Paul, MN – September 10-13, 2018
2. 4th quarterly meeting – Washington DC – September 30-October 5, 2018
3. 1st quarterly meeting – Washington DC – January 21-25, 2019
4. 2nd quarterly meeting – Washington DC – March 25-29, 2019
5. Annual consultation conference – Traverse City, MI – April 20-26, 2019
6. 3rd quarterly meeting – Washington DC – July 15-19, 2019
7. Strategy session – To be determined – September 9-13, 2019
8. 4th quarterly meeting – Washington DC – September 30-October 4, 2019

Motion by Lisa Summers to approve the eight (8) travel requests for Councilwoman Jennifer Webster to attend various Tribal Self Governance Advisory Committee meetings contingent upon any outstanding travel reports for the current fiscal year being submitted at the September 12, 2018, regular Business Committee meeting, seconded by David P. Jordan. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Ernie Stevens III, Lisa Summers
Abstained: Jennifer Webster
Not Present: Daniel Guzman King

For the record statement by Councilwoman Jennifer Webster: I was appointed to this committee back in March and the travel [expenses] will be reimbursed.

B. Approve travel request – Secretary Lisa Summers – Tribal Caucus and Inter-tribal Criminal Justice Council meeting – Turtle Lake, WI– September 26-27, 2018 (00:32:49)

Sponsor: Lisa Summers, Secretary

Motion by David P. Jordan to approve the travel request for Secretary Lisa Summers to attend the Tribal Caucus and Inter-tribal Criminal Justice Council meeting in Turtle Lake, WI– September 26-27, 2018, seconded by Kirby Metoxen. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Ernie Stevens III, Jennifer Webster
Abstained: Lisa Summers
Not Present: Daniel Guzman King

C. Approve travel request – Councilman Ernie Stevens – A Tribute to Survival, DNR State-Tribal Consultation, GLITC, and 2018 Indian Summer Festival – Milwaukee, WI– September 5-9, 2018 (00:33:30)

Sponsor: Ernie Stevens III, Councilman

Motion by Ernie Stevens III to delete this travel request from the agenda, seconded by Lisa Summers. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Ernie Stevens III, Lisa Summers, Jennifer Webster
Not Present: Daniel Guzman King

D. Approve travel request – Vice-Chairman Brandon Stevens – Mentoring Our Own Native Students (MOONS) 2018 – Lawrence, KS – September 19-21, 2018 (00:34:11)

Sponsor: Brandon Stevens, Vice-Chairman

Motion by Lisa Summers to approve the travel request for Vice-Chairman Brandon Stevens to attend Mentoring Our Own Native Students (MOONS) 2018 in Lawrence, KS – September 19-21, 2018, contingent upon any outstanding travel reports for the current fiscal year being submitted at the September 12, 2018, regular Business Committee meeting, seconded by Jennifer Webster. Motion carried:

Ayes: David P. Jordan, Trish King, Kirby Metoxen, Ernie Stevens III, Lisa Summers, Jennifer Webster
Abstained: Brandon Stevens
Not Present: Daniel Guzman King

E. Approve travel request in accordance with § 219.16-1 – Seven (7) Oneida Nation School System staff – BIE-FACE SRCL Grant Implementation Training – Ft. Lauderdale, FL – September 24-27, 2018 (00:35:39)

Sponsor: Todd Hill, Chair/Oneida Nation School Board

Motion by David P. Jordan to approve the travel request in accordance with § 219.16-1 for Seven (7) Oneida Nation School System staff to attend the BIE-FACE SRCL Grant Implementation Training in Ft. Lauderdale, FL – September 24-27, 2018, seconded by Jennifer Webster. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Ernie Stevens III, Lisa Summers, Jennifer Webster
Not Present: Daniel Guzman King

F. Approve travel request in accordance with § 219.16-1 – Four (4) Oneida Language Department staff – Kaliwiyo Ceremonies – Hogsburg, NY – September 28-October 5, 2018 (00:36:50); (00:55:57)

Sponsor: Todd Hill, Chair/Oneida Nation School Board

Motion by Kirby Metoxen to approve the travel request in accordance with § 219.16-1 for Four (4) Oneida Language Department staff to attend the Kaliwiyo Ceremonies in Hogsburg, NY – September 28-October 5, 2018, noting the travel request is budgeted for, seconded by David P. Jordan. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Ernie Stevens III, Jennifer Webster
Opposed: Lisa Summers
Not Present: Daniel Guzman King

For the record statement by Secretary Lisa Summers: I believe that the request is incomplete because we don't have a copy of the proposed travel expense that we normally would receive with this request as in the past.

Motion by Kirby Metoxen to table the implementation of items IX.F. Approve travel request in accordance with § 219.16-1 – Four (4) Oneida Language Department staff – Kaliwiyo Ceremonies – Hogsburg, NY – September 28-October 5, 2018, and IX.G. Approve travel request in accordance with § 219.16-1 – Four (4) Oneida Language Department apprentices – Kaliwiyo Ceremonies – Hogsburg, NY – September 28-October 5, 2018, until the appropriate information can be brought forward for approval, seconded by Jennifer Webster. Motion carried:

Ayes: Kirby Metoxen, Ernie Stevens III, Lisa Summers, Jennifer Webster
Opposed: Brandon Stevens, David P. Jordan, Trish King
Not Present: Daniel Guzman King

G. Approve travel request in accordance with § 219.16-1 – Four (4) Oneida Language Department apprentices – Kaliwiyo Ceremonies – Hogansburg, NY – September 28-October 5, 2018 (00:47:58)

Sponsor: Todd Hill, Chair/Oneida Nation School Board

Motion by David P. Jordan to approve the travel request in accordance with § 219.16-1 – Four (4) Oneida Language Department apprentices – Kaliwiyo Ceremonies – Hogansburg, NY – September 28-October 5, 2018, seconded by Kirby Metoxen. Motion not voted on; motion to table took precedence.

Motion by Kirby Metoxen to table the implementation of items IX.F. Approve travel request in accordance with § 219.16-1 – Four (4) Oneida Language Department staff – Kaliwiyo Ceremonies – Hogansburg, NY – September 28-October 5, 2018, and IX.G. Approve travel request in accordance with § 219.16-1 – Four (4) Oneida Language Department apprentices – Kaliwiyo Ceremonies – Hogansburg, NY – September 28-October 5, 2018, until the appropriate information can be brought forward for approval, seconded by Jennifer Webster. Motion carried:

Ayes: Kirby Metoxen, Ernie Stevens III, Lisa Summers, Jennifer Webster
Opposed: Brandon Stevens, David P. Jordan, Trish King
Not Present: Daniel Guzman King

X. NEW BUSINESS

A. CIP # 16-001 – Approve two (2) actions (01:02:17)

Sponsor: Troy Parr, Division Director/Community & Economic Development

Motion by Jennifer Webster to approve project #16-001 Cultural Heritage Site Restrooms CIP Package and the activation of \$ 191,000 from the approved FY2016 CIP Budget for CIP #16-001 Cultural Heritage Site Restrooms, seconded by Brandon Stevens. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Ernie Stevens III, Lisa Summers
Not Present: Daniel Guzman King, Jennifer Webster

Secretary Lisa Summers left at 9:46 a.m.

Secretary Lisa Summers returned at 9:49 a.m.

Councilwoman Jennifer Webster left at 9:52 a.m.; the Councilwoman was present to make the motion related to item X.A., but not present when voting occurred.

B. Accept 2018 Special Election final report and declare official results (01:19:38)
Sponsor: Racquel Hill, Chair/Oneida Election Board

Motion by Brandon Stevens to accept the 2018 Special Election final report and declare official results, seconded by Jennifer Webster. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Ernie Stevens III,
Jennifer Webster
Abstained: Lisa Summers
Not Present: Daniel Guzman King, Kirby Metoxen

Councilwoman Jennifer Webster returned at 9:58 a.m.

Councilman Kirby Metoxen left at 10:13 a.m.

Motion by Lisa Summers to send the recommendations from the Oneida Election Board to the Legislative Operating Committee for follow up, seconded by David P. Jordan. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Ernie Stevens III, Lisa
Summers, Jennifer Webster
Not Present: Daniel Guzman King, Kirby Metoxen

C. Approve attorney contract and limited waiver of sovereign immunity – Fredericks Peebles & Morgan LLP – file # 2018-0951 (01:42:28)
Sponsor: Todd Hill, Chair/Oneida Nation School Board

Motion by Brandon Stevens to approve the attorney contract and a limited waiver of sovereign immunity for Fredericks Peebles & Morgan LLP – file # 2018-0951, seconded by David P. Jordan. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Ernie Stevens III, Lisa
Summers, Jennifer Webster
Abstained: Kirby Metoxen
Not Present: Daniel Guzman King

Councilman Kirby Metoxen returned at 10:18 a.m.

D. Approve terms of use and limited waiver of sovereign immunity – Odysseyware – file # 2018-0925 (01:47:27)
Sponsor: Todd Hill, Chair/Oneida Nation School Board

Motion by Brandon Stevens to approve the terms of use and a limited waiver of sovereign immunity for Odysseyware – file # 2018-0925, seconded by Lisa Summers. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Ernie
Stevens III, Lisa Summers, Jennifer Webster
Not Present: Daniel Guzman King

- E. Approve exception to resolution # BC-09-27-17-D – cancel December 27, 2018, regular Oneida Business Committee meeting (01:51:48)**
Sponsor: Lisa Summers, Secretary

Motion by Jennifer Webster to approve the exception to resolution # BC-09-27-17-D to cancel the December 27, 2018, regular Oneida Business Committee meeting, seconded by Kirby Metoxen.
Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Ernie Stevens III, Lisa Summers, Jennifer Webster
Not Present: Daniel Guzman King

XI. GENERAL TRIBAL COUNCIL

- A. Approve notice and materials for September 24, 2018, tentatively scheduled special General Tribal Council meeting (01:52:25); (02:19:45)**
Sponsor: Trish King, Treasurer

Motion by Lisa Summers to defer this item to later on the agenda until additional materials identified can be included, seconded by David P. Jordan. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Ernie Stevens III, Lisa Summers, Jennifer Webster
Not Present: Daniel Guzman King

Motion by Lisa Summers to approve the notice and materials for September 24, 2018, tentatively scheduled special General Tribal Council meeting with the noted changes [adjustment to the executive summary for the CIP Process, include the back up minus the presentation from July 1st meeting, correct at least two grammatical errors in the executive summary, and include the remainder of the CIP material that was identified] and for the Treasurer Office to complete that packet for processing, seconded by Jennifer Webster. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Lisa Summers, Jennifer Webster
Not Present: Daniel Guzman King, Ernie Stevens III

Vice-Chairman Brandon Stevens left at 10:28 a.m.

Vice-Chairman Brandon Stevens returned at 10:30 a.m.

XII. EXECUTIVE SESSION (02:19:05)

Motion by Lisa Summers to go into executive session at 11:05 a.m., seconded by Jennifer Webster.
Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Ernie Stevens III, Lisa Summers, Jennifer Webster
Not Present: Daniel Guzman King

The Oneida Business Committee, by consensus, took a one (1) hour recess at 12:37 p.m.

Called to order by Vice-Chairman Brandon Stevens at 1:36 p.m.

Roll call for the record:

Present: Vice-Chairman Brandon Stevens, Secretary Lisa Summers, Treasurer Trish King, Council members: David P. Jordan, Kirby Metoxen, Jennifer Webster;

Councilman Ernie Stevens III returned at 1:38 p.m.

Chairman Tehassi Hill returned at 2:17 p.m.

Councilman Ernie Stevens III returned at 3:05 p.m.

Motion by Jennifer Webster to come out of executive session at 3:21 p.m., seconded by Kirby Metoxen. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Lisa Summers, Jennifer Webster
Not Present: Daniel Guzman King, Ernie Stevens III

A. REPORTS

1. Accept Bay Bancorporation, Inc. FY-2018 3rd quarter executive report (02:21:29)

Sponsor: Jeff Bowman, President/Bay Bank

Motion by David P. Jordan to accept the Bay Bancorporation, Inc. FY-2018 3rd quarter executive report, seconded by Lisa Summers. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Lisa Summers, Jennifer Webster
Not Present: Daniel Guzman King, Ernie Stevens III

2. Accept Oneida ESC Group, LLC FY-2018 3rd quarter executive report (02:21:48)

Sponsor: Jacquelyn Zalim, Chair/OESC Board of Managers

Motion by Kirby Metoxen to accept the Oneida ESC Group, LLC FY-2018 3rd quarter executive report, seconded by Lisa Summers. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Lisa Summers, Jennifer Webster
Not Present: Daniel Guzman King, Ernie Stevens III

3. Accept Oneida Seven Generation Corporation FY-2018 3rd quarter executive report (02:22:04)

Sponsor: Pete King III, Agent/OSGC

Motion by David P. Jordan to accept the Oneida Seven Generation Corporation FY-2018 3rd quarter executive report, seconded by Kirby Metoxen. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Lisa Summers, Jennifer Webster

Not Present: Daniel Guzman King, Ernie Stevens III

Motion by David P. Jordan to approve the actions listed in the August 21, 2018, memorandum from the Law Office regarding dissolution, seconded by Kirby Metoxen. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Lisa Summers, Jennifer Webster

Not Present: Daniel Guzman King, Ernie Stevens III

4. Accept Oneida Airport Hotel Corporation FY-2018 3rd quarter executive report (02:22:42)

Sponsor: Robert Barton, President/OAHC

Motion by David P. Jordan to accept the Oneida Airport Hotel Corporation FY-2018 3rd quarter executive report, seconded by Jennifer Webster. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Kirby Metoxen, Lisa Summers, Jennifer Webster

Not Present: Daniel Guzman King, Trish King, Ernie Stevens III

Treasurer Trish King left at 3:25 p.m.

5. Accept Chief Financial Officer August 2018 report (02:23:02)

Sponsor: Larry Barton, Chief Financial Officer

Motion by David P. Jordan to accept the Chief Financial Officer August 2018 report, seconded by Kirby Metoxen. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Kirby Metoxen, Lisa Summers, Jennifer Webster

Not Present: Daniel Guzman King, Trish King, Ernie Stevens III

6. Accept Intergovernmental Affairs and Communications August 2018 report (02:23:17)

Sponsor: Tehassi Hill, Chairman

Motion by Lisa Summers to accept the Intergovernmental Affairs and Communications August 2018 report, seconded by Kirby Metoxen. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Lisa Summers, Jennifer Webster

Not Present: Daniel Guzman King, Ernie Stevens III

Motion by Lisa Summers to approve the Government Policy Solutions, LLC contract – file # 2017-1076, seconded by Jennifer Webster. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Lisa Summers, Jennifer Webster

Not Present: Daniel Guzman King, Ernie Stevens III

Motion by Kirby Metoxen to approve the Pace LLP contract – file # 2016-1286, seconded by Lisa Summers. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Lisa Summers, Jennifer Webster

Not Present: Daniel Guzman King, Ernie Stevens III

Motion by David P. Jordan to approve the travel request for Councilman Kirby Metoxen to attend various State-Tribal Consultations in Crandon, WI – October 1-2, 2018, seconded by Lisa Summers. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Lisa Summers, Jennifer Webster

Abstained: Kirby Metoxen

Not Present: Daniel Guzman King, Ernie Stevens III

Motion by Kirby Metoxen to approve the travel request for Secretary Lisa Summers to attend various State-Tribal Consultations in Lac du Flambeau – October 15-17, 2018, seconded by David P. Jordan. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Lisa Summers, Jennifer Webster

Not Present: Daniel Guzman King, Ernie Stevens III

Treasurer Trish King returned at 3:26 p.m.

7. Accept Chief Counsel report (02:25:01)

Sponsor: Jo Anne House, Chief Counsel

Motion by Jennifer Webster to accept the Chief Counsel report dated August 16, 2018, seconded by Lisa Summers. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Lisa Summers, Jennifer Webster

Not Present: Daniel Guzman King, Ernie Stevens III

B. STANDING ITEMS *(No Requested Action)*

1. **LAND CLAIMS STRATEGY *(No Requested Action)***
2. **ONEIDA GOLF ENTERPRISE CORPORATION - LADIES PROFESSIONAL GOLF ASSOCIATION *(No Requested Action)***
3. **LAND MORTGAGE FUNDS *(No Requested Action)***
4. **SERVICE ELIGIBILITY SUB-COMMITTEE *(No Requested Action)***

C. AUDIT COMMITTEE

1. **Accept Judiciary – Appellate and Trial Court performance assurance audit and lift confidentiality requirement (02:25:18)**
Sponsor: David Jordan, Councilman

Motion by Jennifer Webster to direct the OBC Officers to schedule a meeting with the Judiciary to discuss the Judiciary – Appellate and Trial Court performance assurance audit inquires, seconded by Brandon Stevens. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Lisa Summers, Jennifer Webster
Not Present: Daniel Guzman King, Ernie Stevens III

2. **Accept Judiciary – Family Court performance assurance audit and lift confidentiality requirement (02:25:56)**
Sponsor: David Jordan, Councilman

Motion by Kirby Metoxen to direct the OBC Officers to schedule a meeting with the Judiciary to discuss the Judiciary – Family Court performance assurance audit inquires, seconded by Jennifer Webster. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Lisa Summers, Jennifer Webster
Not Present: Daniel Guzman King, Ernie Stevens III

3. **Accept Audit Committee FY-2018 3rd quarter report (02:26:20)**
Sponsor: David Jordan, Councilman

Motion by David P. Jordan to accept the Audit Committee FY-2018 3rd quarter report, seconded by Kirby Metoxen. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Lisa Summers, Jennifer Webster
Not Present: Daniel Guzman King, Ernie Stevens III

4. **File # 401-EA – Review preliminary audit (02:26:38)**
Sponsor: David Jordan, Councilman

Motion by Lisa Summers to accept the review of the preliminary audit, file # 401-EA, as information, seconded by David P. Jordan. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Lisa Summers, Jennifer Webster
Not Present: Daniel Guzman King, Ernie Stevens III

D. TABLED BUSINESS (No Requested Action)

E. UNFINISHED BUSINESS (No Requested Action)

F. NEW BUSINESS (No Requested Action)

1. Accept 2018 4th quarter long-term incentive matrix for all Direct Reports to the Oneida Business Committee (02:27:07)

Sponsor: Tehassi Hill, Chairman; Brandon Stevens, Vice-Chairman; Lisa Summers, Secretary; Trish King, Treasurer

Motion by Kirby Metoxen to accept the 2018 4th quarter long-term incentive matrix for all Direct Reports to the Oneida Business Committee, as noted, seconded by Lisa Summers. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Lisa Summers, Jennifer Webster

Not Present: Daniel Guzman King, Ernie Stevens III

2. ~~File # ED18-005 – Determine next steps~~

~~Sponsor: Troy Parr, Division Director/Community & Economic Development~~

Item deleted at the adoption of the agenda

3. Approve 130 new enrollments and one (1) relinquishment (02:27:38)

Sponsor: Barbara Webster, Chair/Trust Enrollment Committee

Motion by David P. Jordan to approve 130 new enrollments and one (1) relinquishment, seconded by Kirby Metoxen. Motion carried:

Ayes: David P. Jordan, Trish King, Kirby Metoxen, Lisa Summers

Abstained: Brandon Stevens, Jennifer Webster

Not Present: Daniel Guzman King, Ernie Stevens III

4. Approve research project entitled "Oral Histories of Tribal Food Sovereign Movement Organizing," UW-Madison IRB # 2018-0983 and associated correspondence (02:28:08)

Sponsor: Jo Anne House, Chief Counsel

Motion by Jennifer Webster to approve the research project entitled "Oral Histories of Tribal Food Sovereign Movement Organizing," UW-Madison IRB # 2018-0983 and associated correspondence, seconded by Kirby Metoxen. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Lisa Summers, Jennifer Webster

Not Present: Daniel Guzman King, Ernie Stevens III

5. Approve research project entitled “Examining the Effect of School Leadership Styles Have on Student Achievement Growth in Elementary Schools in Wisconsin” and associated correspondence (02:28:38)

Sponsor: Jo Anne House, Chief Counsel

Motion by Jennifer Webster to approve the research project entitled “Examining the Effect of School Leadership Styles Have on Student Achievement Growth in Elementary Schools in Wisconsin” and associated correspondence, seconded by Brandon Stevens. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Lisa Summers, Jennifer Webster

Not Present: Daniel Guzman King, Ernie Stevens III

6. Approve limited waiver of sovereign immunity – LexisNexis Time Matters annual maintenance agreement – file # 2018-1022 (02:29:05)

Sponsor: Jo Anne House, Chief Counsel

Motion by David P. Jordan to approve the limited waiver of sovereign immunity for the LexisNexis Time Matters annual maintenance agreement – file # 2018-1022, seconded by Lisa Summers. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Lisa Summers, Jennifer Webster

Not Present: Daniel Guzman King, Ernie Stevens III

7. Review complaint # 2018-DR06-02 (02:29:29)

Sponsor: Lisa Summers, Secretary

Motion by Kirby Metoxen to accept complaint # 2018-DR06-02 as having merit and assign Vice-Chairman Brandon Stevens, Councilman Daniel Guzman King, and Councilman David P. Jordan to complete the investigation process in accordance with the OBC Standard Operating Procedure noting that if Vice-Chairman Brandon Stevens needs to recuse himself or cannot finish the process, Councilman Ernie Stevens III will take his place, seconded by David P. Jordan. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Lisa Summers, Jennifer Webster

Not Present: Daniel Guzman King, Ernie Stevens III

8. Approve third amendment to attorney contract – Atter Wynne LLP – file # 2015-0692 (02:32:00)

Sponsor: Jo Anne House, Chief Counsel

Motion by Jennifer Webster to approve the third amendment to attorney contract – Atter Wynne LLP – file # 2015-0692, seconded by Kirby Metoxen. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Lisa Summers, Jennifer Webster

Not Present: Daniel Guzman King, Ernie Stevens III

9. Review and approve form contracts per section 3 of the MOA - Oneida Nation School System (02:32:37)

Sponsor: Brandon Stevens, Vice-Chairman

Motion by David P. Jordan to approve the form contracts for the Superintendent file # 2018-0691, Employee file # 2018-0692, Administrator file # 2018-0696, and Food Service Employees file # 2018-0695, in accordance with section 3 of the MOA between the Oneida Business Committee and Oneida Nation School Board and to direct Vice-Chairman Brandon Stevens, OBC Liaison, to work with the Oneida Nation School Board to address the concerns identified today, seconded by Lisa Summers.

Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Lisa Summers, Jennifer Webster

Not Present: Daniel Guzman King, Ernie Stevens III

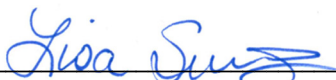
XIII. ADJOURN (02:33:47)

Motion by David P. Jordan to adjourn at 3:35 p.m., seconded by Lisa Summers. Motion carried:

Ayes: Brandon Stevens, David P. Jordan, Trish King, Kirby Metoxen, Lisa Summers, Jennifer Webster

Not Present: Daniel Guzman King, Ernie Stevens III

Minutes prepared by Lisa Liggins, Information Management Specialist
Minutes approved as presented on September 12, 2018.



Lisa Summers, Secretary
ONEIDA BUSINESS COMMITTEE