



Oneida Business Committee

Executive Session

8:30 AM Tuesday, August 27, 2019

Executive Conference Room, 2nd floor, Norbert Hill Center

Regular Meeting

8:30 AM Wednesday, August 28, 2019

BC Conference Room, 2nd floor, Norbert Hill Center

Minutes

EXECUTIVE SESSION

Present: Chairman Tehassi Hill, Treasurer Trish King, Councilmembers: Daniel Guzman King, David P. Jordan, Kirby Metoxen, Ernie Stevens III;

Not Present: Secretary Lisa Summers;

Arrived at: Vice-Chairman Brandon Stevens at 8:38 a.m., Councilwoman Jennifer Webster at 9:34 a.m.;

Others present: Jo Anne House, Larry Barton, Debbie Thundercloud, Eric McLester, Lisa Liggins, Laura Laitinen-Warren, James Bittorf, Arlinda Locklear (via phone), Jeff Bowman, Jeff House, Pete King III, Steve Ninham, Mary Shaw, Lisa Tillman, Jeanne Calhoun, Jon Paul Genet, Susan House, Tsyoshaht Delgado, Jennifer Berg-Hargrove, Melinda J. Danforth, Candace Skenandore;

REGULAR MEETING

Present: Vice-Chairman Brandon Stevens, Treasurer Trish King, Council members: Daniel Guzman King, David P. Jordan, Kirby Metoxen, Ernie Stevens III, Jennifer Webster;

Not Present: Chairman Tehassi Hill, Secretary Lisa Summers;

Arrived at: n/a

Others present: Tommy Danforth, Patricia Cornelius, Bridget John, Chris Cornelius, Carol Elm, Norbert Hill, Bonnie Pigman, Becky Webster, Paula Ninham, Donald White, Carole Liggins, Chris Johnson, Sharon Mousseau, Tonya Lopez-Martin, Jackie Summers, Eric McLester, Brooke Duxtator;

I. CALL TO ORDER

Meeting called to order by Vice- Chairman Brandon Stevens at 8:32 a.m.

For the record: Chairman Tehassi Hill is attending the Fox River Natural Resource Trustee Council tour. Secretary Lisa Summers is on medical leave.

II. OPENING (00:00:15)

Opening provided by Mirac Ellis, ONSS Teacher, and Kaylee Schuyler, ONSS Student.

Vice-Chairman Brandon Stevens welcomed the ONSS students back to school.

III. ADOPT THE AGENDA (00:04:25)

Motion by David P. Jordan to adopt the agenda as presented, seconded by Jennifer Webster. Motion carried:

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

IV. OATH OF OFFICE (00:04:48)

Oaths of office administered by Councilwoman Jennifer Webster. Jonas Hill, Rebecca "Becky" Webster, Patricia "Pat" Cornelius, Carol L. Elm, Don White, Carole Liggins, Sacheen Lawrence, Norbert S. Hill Jr., and Pamela F. Ninham were present. Loretta V. Metoxen was not present.

- A. Oneida Gaming Commission - Jonas Hill**
Sponsor: Lisa Summers, Secretary
- B. Oneida Land Commission - Rebecca "Becky" Webster and Patricia "Pat" Cornelius**
Sponsor: Lisa Summers, Secretary
- C. Oneida Nation Commission on Aging - Carol L. Elm, Don White, and Carole Liggins**
Sponsor: Lisa Summers, Secretary
- D. Oneida Nation School Board - Sacheen Lawrence**
Sponsor: Lisa Summers, Secretary
- E. Oneida Trust Enrollment Committee - Loretta V. Metoxen, Norbert S. Hill Jr., and Pamela F. Ninham**
Sponsor: Lisa Summers, Secretary

V. MINUTES

- A. Approve the August 14, 2019, regular Business Committee meeting (00:08:53)**
Sponsor: Lisa Summers, Secretary

Motion by David P. Jordan to approve the August 14, 2019, regular Business Committee meeting, seconded by Kirby Metoxen. Motion carried:

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

VI. RESOLUTIONS

A. Adopt resolution entitled Approval of Use of Economic Development, Diversification and Community Development Fund for Project ED19-015, Oneida Homeless – Day Warming Shelter (00:09:21)

Sponsor: Debbie Thundercloud, General Manager

Motion by Kirby Metoxen to adopt resolution 08-28-19-A Approval of Use of Economic Development, Diversification and Community Development Fund for Project ED19-015, Oneida Homeless – Day Warming Shelter, seconded by David P. Jordan. Motion carried:

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

VII. APPOINTMENTS

A. Determine next steps regarding one (1) vacancy - Oneida Police Commission - term ending July 31, 2023 (00:10:02)

Sponsor: Lisa Summers, Secretary

Motion by David P. Jordan to appoint Kim Nishimoto to the Oneida Police Commission with a term ending July 31, 2023, seconded by Trish King. Motion carried:

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

VIII. STANDING COMMITTEES

A. FINANCE COMMITTEE

1. Approve the August 19, 2019, regular Finance Committee meeting minutes (00:10:41)

Sponsor: Larry Barton, Chief Financial Officer

Motion by Kirby Metoxen to accept the August 19, 2019, regular Finance Committee meeting minutes, seconded by Jennifer Webster. Motion carried:

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

B. QUALITY OF LIFE COMMITTEE

1. Accept the July 11, 2019, regular Quality of Life Committee meeting minutes (00:11:03)

Sponsor: Brandon Stevens, Vice-Chairman

Motion by Ernie Stevens III to accept the July 11, 2019, regular Quality of Life Committee meeting minutes, seconded by Kirby Metoxen. Motion carried:

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

IX. TRAVEL REPORTS

A. Approve the travel report - Councilman Daniel Guzman King - 2019 HHS and MAST Tribal Consultation - Milwaukee, WI - August 7-8, 2019 (00:11:26)

Sponsor: Daniel Guzman King, Councilman

Motion by Jennifer Webster to approve the travel report from Councilman Daniel Guzman King for the 2019 HHS and MAST Tribal Consultation in Milwaukee, WI - August 7-8, 2019, seconded by David P. Jordan. Motion carried:

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

X. TRAVEL REQUESTS

A. Approve the travel request - Councilman Daniel Guzman King - 2019 AISES National Conference - Milwaukee, WI - October 9-12, 2019 (00:12:00)

Sponsor: Daniel Guzman King, Councilman

Motion by David P. Jordan to approve the travel request for up to three (3) Business Committee members to attend the 2019 AISES National Conference in Milwaukee, WI - October 9-12, 2019, seconded by Ernie Stevens III. Motion carried:

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

B. Approve the travel request in accordance with §219.6-1 - Five (5) Oneida Nation School System staff - FACE Regional Technical Assistance Days - Bloomington, MN - September 24-27, 2019 (00:13:00)

Sponsor: Lisa Liggins, Chair/Oneida Nation School Board

Motion by David P. Jordan to approve travel request in accordance with §219.6-1 for five (5) Oneida Nation School System staff to attend the FACE Regional Technical Assistance Days in Bloomington, MN - September 24-27, 2019, seconded by Kirby Metoxen. Motion carried:

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

XI. NEW BUSINESS

A. Approve a limited waiver of sovereign immunity - Milwaukee Area Technical College - Student Internship Placement Agreement - file # 2019-0525 (00:15:44)

Sponsor: Debbie Thundercloud, General Manager

Motion by Jennifer Webster to approve a limited waiver of sovereign immunity for the Milwaukee Area Technical College Student Internship Placement Agreement - file # 2019-0525, seconded by Ernie Stevens III. Motion carried:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Kirby Metoxen,
Ernie Stevens III, Jennifer Webster

Not Present: Tehassi Hill, Lisa Summers

B. Review the Gaming Machines (Chapter 5) Oneida Gaming Minimum Internal Controls and determine appropriate next steps (00:16:05)

Sponsor: Matthew W. Denny, Chair/Oneida Gaming Commission

Motion by Ernie Stevens III to accept the notice of the OGMICR Section for Gaming Machines Chapter 5 approved by the Gaming Commission on August 12, 2019, and directs notice to the Gaming Commission there are no requested revisions under section 501.6-14(d), seconded by Jennifer Webster. Motion carried:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Kirby Metoxen,
Ernie Stevens III, Jennifer Webster

Not Present: Tehassi Hill, Lisa Summers

C. Accept the update regarding the NCAI Youth Commission trip, noting FY-2020 Special Project Budget funds will be activated (00:19:04)

Sponsor: Tehassi Hill, Chairman

Motion by David P. Jordan to accept the update regarding the NCAI Youth Commission trip, noting FY-2020 Special Project Budget funds will be activated, seconded by Kirby Metoxen. Motion carried:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Kirby Metoxen,
Ernie Stevens III, Jennifer Webster

Not Present: Tehassi Hill, Lisa Summers

D. Post three (3) vacancies - Oneida Election Board (00:20:05)

Sponsor: Lisa Summers, Secretary

Motion by David P. Jordan to post three (3) vacancies - Oneida Election Board, seconded by Ernie Stevens III. Motion carried:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Kirby Metoxen,
Ernie Stevens III, Jennifer Webster

Not Present: Tehassi Hill, Lisa Summers

XII. GENERAL TRIBAL COUNCIL

A. Determine next steps regarding the request for a special General Tribal Council meeting regarding Sustain Oneida (00:20:41)

Sponsor: Barbara Webster, Chair/Oneida Trust Enrollment Committee

Motion by Trish King to approve the request to add Sustain Oneida to an upcoming General Tribal Council meeting agenda and direct the Secretary to bring back tentative dates for a special General Tribal Council meeting, seconded by Daniel Guzman King. Motion carried:

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

Motion by Jennifer Webster to that only Sustain Oneida or relevant topics be on the special General Tribal Council meeting agenda [where Sustain Oneida is on the agenda], seconded by Trish King. Motion carried:

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

XIII. EXECUTIVE SESSION

A. REPORTS

1. Accept the Chief Counsel report (00:53:20)

Sponsor: Jo Anne House, Chief Counsel

Motion by Trish King to accept the Chief Counsel report date August 21, 2019, seconded by David P. Jordan. Motion carried:

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

Motion by Jennifer Webster to approve the two (2) recommendations in the memorandum dated August 21, 2019, seconded by David P. Jordan. Motion carried:

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

Motion by Jennifer Webster to accept the opinion dated August 23, 2019, as information, seconded by Trish King. Motion carried:

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

Motion by David P. Jordan to terminate the appointment of Nancy Skenandore on the Oneida Personnel Commission pursuant to §105.7-4 and post the vacancy, seconded by Jennifer Webster. Motion carried:

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

Motion by Jennifer Webster to approve the three (3) requested actions in the memorandum dated August 21, 2019 regarding the holding company concept and subsidiary structure concept, seconded by David P. Jordan. Motion carried:

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

2. Accept the Bay Bancorporation Inc FY-2019 3rd quarter executive report (00:55:30)

Sponsor: Jeff Bowman, President/Bay Bank

Motion by Trish King to accept the Bay Bancorporation Inc FY-2019 3rd quarter executive report, seconded by Jennifer Webster. Motion carried:

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

3. Accept the Oneida ESC Group LLC FY-2019 3rd quarter executive report (00:56:00)

Sponsor: Jacquelyn Zalim, Chair/OESC

Motion by David P. Jordan to accept the Oneida ESC Group LLC FY-2019 3rd quarter executive report, seconded by Trish King. Motion carried:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Kirby Metoxen,
Ernie Stevens III, Jennifer Webster

Not Present: Tehassi Hill, Lisa Summers

Motion by Jennifer Webster to support Oneida ESC Group LLC entering into a line of credit using the Oneida Nation as guarantor, noting a final approval will be brought when ready, seconded by Daniel Guzman King. Motion carried:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Kirby Metoxen,
Ernie Stevens III, Jennifer Webster

Not Present: Tehassi Hill, Lisa Summers

4. Accept the Oneida Seven Generations Corporation FY-2019 3rd quarter executive report (00:56:57)

Sponsor: Pete King III, Agent/OSGC

Motion by Kirby Metoxen to accept the Oneida Seven Generations Corporation FY-2019 3rd quarter executive report, seconded by David P. Jordan. Motion carried:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Kirby Metoxen,
Ernie Stevens III, Jennifer Webster

Not Present: Tehassi Hill, Lisa Summers

5. Accept the Oneida Airport Hotel Corporation FY-2019 3rd quarter executive report (00:57:20)

Sponsor: Robert Barton, President/OAHC

Motion by David P. Jordan to accept the Oneida Airport Hotel Corporation FY-2019 3rd quarter executive report, seconded by Jennifer Webster. Motion carried:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Kirby Metoxen,
Ernie Stevens III, Jennifer Webster

Not Present: Tehassi Hill, Lisa Summers

6. Accept the Oneida Golf Enterprise FY-2019 3rd quarter executive report (00:57:39)

Sponsor: Eric McLester, Agent/Oneida Golf Enterprise

Motion by Ernie Stevens III to accept the Oneida Golf Enterprise FY-2019 3rd quarter executive report, seconded by Kirby Metoxen. Motion carried:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Kirby Metoxen,
Ernie Stevens III, Jennifer Webster

Not Present: Tehassi Hill, Lisa Summers

7. Accept the Chief Financial Officer August 2019 report (00:58:00)

Sponsor: Larry Barton, Chief Financial Officer

Motion by Jennifer Webster to accept the Chief Financial Officer August 2019 report, seconded by David P. Jordan. Motion carried:

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

8. Accept the Intergovernmental Affairs, Communications, and Self-Governance August 2019 report (00:58:22)

Sponsor: Melinda J. Danforth, Director/Intergovernmental Affairs

Motion by Trish King to accept the Intergovernmental Affairs, Communications, and Self-Governance August 2019 report, seconded by Jennifer Webster. Motion carried:

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

Motion by Jennifer Webster to approve a limited waiver of sovereign immunity - Homewood Suites group overnight agreement – file # 2019-0905, seconded by Kirby Metoxen. Motion carried:

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

Motion by Kirby Metoxen to approve the Pace LLP contract – file # 2019-0630, seconded by Trish King. Motion carried:

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

Motion by Jennifer Webster to approve the Government Policy Solutions contract – file # 2019-0759, seconded by David P. Jordan. Motion carried:

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

Motion by Trish King to authorize the Chairman to sign a response letter regarding the 638 contract and authorize the Chairman to sign the IHS document dated June 13, 2019, regarding the Oneida Nation's wish to pursue a 638 contract for the Comprehensive Health building improvements, seconded by Jennifer Webster. Motion carried:

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

B. STANDING ITEMS

1. ONEIDA GOLF ENTERPRISE CORPORATION - LADIES PROFESSIONAL GOLF ASSOCIATION

a. Accept the Thornberry Creek LPGA Classic August 2019 report (01:00:40)

Motion by Trish King to accept the Thornberry Creek LPGA Classic August 2019 report, seconded by Jennifer Webster. Motion carried:

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

C. AUDIT COMMITTEE

1. Accept the Audit Committee FY-2019 3rd quarter executive report (01:01:06)

Sponsor: David P. Jordan, Councilman

Motion by Kirby Metoxen to accept the Audit Committee FY-2019 3rd quarter executive report, seconded by Ernie Stevens III. Motion carried:

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

D. UNFINISHED BUSINESS

1. Accept the Children's Code August 2019 follow-up report (01:01:28)

Sponsor: Debbie Thundercloud, General Manager

Motion by Jennifer Webster to accept the Children's Code August 2019 follow-up report, noting future updates will be routed to the General Manager, seconded by Kirby Metoxen. Motion carried:

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

E. NEW BUSINESS

1. Accept the fiscal impact statement regarding Self-Funded Insurance Plan Changes – Payor of Last Resort as information (01:01:55)

Sponsor: Larry Barton, Chief Financial Officer

Motion by David P. Jordan to accept the fiscal impact statement regarding Self-Funded Insurance Plan Changes – Payor of Last Resort as information, seconded by Daniel Guzman King. Motion carried:

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

2. Determine next steps regarding maintenance and renovation requests (01:02:18)

Sponsor: Kirby Metoxen, Councilman

Motion by Jennifer Webster to accept the discussion regarding maintenance and renovation requests as information, seconded by Trish King. Motion carried:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Kirby Metoxen,
Ernie Stevens III, Jennifer Webster

Not Present: Tehassi Hill, Lisa Summers

3. Approve 113 new enrollments and one (1) relinquishment (01:02:35)

Sponsor: Barbara Webster, Chair/Oneida Trust Enrollment Committee

Motion by Kirby Metoxen to approve 113 new enrollments and one (1) relinquishment, seconded by Jennifer Webster. Motion carried:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Kirby Metoxen,
Ernie Stevens III, Jennifer Webster

Not Present: Tehassi Hill, Lisa Summers

4. Review application(s) for one (1) vacancy - Oneida Police Commission (01:02:54)

Sponsor: Lisa Summers, Secretary

Motion by David P. Jordan to accept the discussion regarding the Oneida Police Commission applications as information, seconded by Jennifer Webster. Motion carried:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Kirby Metoxen,
Ernie Stevens III, Jennifer Webster

Not Present: Tehassi Hill, Lisa Summers

5. Deliberations regarding pardon application - Angel Jordan (01:03:13)

Sponsor: Eric Boulanger, Chair/Pardon and Forgiveness Screening Committee

Motion by Jennifer Webster to accept the Pardon and Forgiveness Screening Committee's recommendation regarding a pardon application submitted by Angel Jordan and move the resolution entitled Regarding Pardon of Angel Jordan to open session, seconded by Kirby Metoxen. Motion carried:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Kirby Metoxen,
Ernie Stevens III, Jennifer Webster

Not Present: Tehassi Hill, Lisa Summers

Motion by Jennifer Webster to adopt resolution 08-28-19-B Regarding Pardon of Angel Jordan, seconded by Trish King. Motion carried:

Ayes: Daniel Guzman King, Trish King, Kirby Metoxen, Ernie Stevens III,
Jennifer Webster

Abstained: David P. Jordan

Not Present: Tehassi Hill, Lisa Summers

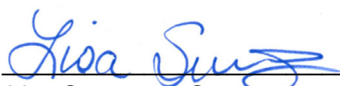
XIV. ADJOURN (01:04:02)

Motion by David P. Jordan to adjourn at 9:36 a.m., seconded by Ernie Stevens III. Motion carried:

Ayes: Daniel Guzman King, David P. Jordan, Trish King, Kirby Metoxen,
Ernie Stevens III, Jennifer Webster

Not Present: Tehassi Hill, Lisa Summers

Minutes prepared by Lisa Liggins, Information Management Specialist
Minutes approved as presented on September 11, 2019.



Lisa Summers, Secretary
ONEIDA BUSINESS COMMITTEE