

# Oneida Business Committee



**Executive Session**  
**8:30 AM Tuesday, February 11, 2020**  
**Executive Conference Room, 2nd floor, Norbert Hill Center**

**Regular Meeting**  
**8:30 AM Wednesday, February 12, 2020**  
**BC Conference Room, 2nd floor, Norbert Hill Center**

## Agenda

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*Meeting agenda is available here: [oneida-nsn.gov/government/business-committee/agendas-packets/](https://oneida-nsn.gov/government/business-committee/agendas-packets/). Materials for the "General Tribal Council" section of the agenda, if any, are available to enrolled members of the Oneida Nation; to obtain a copy, visit the BC Support Office, 2nd floor, Norbert Hill Center and present a valid Tribal I.D. or go to <https://goo.gl/uLp2jE>. Scheduled times are subject to change.*

### **I. CALL TO ORDER**

### **II. OPENING**

### **III. ADOPT THE AGENDA**

### **IV. OATH OF OFFICE**

- A. Oneida Youth Leadership Institute Board - Marlon G. Skenandore**  
Sponsor: Lisa Summers, Secretary
- B. Oneida Airport Hotel Corporation Board of Directors - Kateri Baker**  
Sponsor: Lisa Summers, Secretary
- C. Oneida Election Board Ad Hoc Committee (GTC duties) - Tonya Webster**  
Sponsor: Lisa Summers, Secretary

### **V. MINUTES**

- A. Approve the January 22, 2020, regular Business Committee meeting minutes**  
Sponsor: Lisa Summers, Secretary

**VI. RESOLUTIONS**

- A. Adopt resolution entitled Citations Law**  
Sponsor: David P. Jordan, Councilman
- B. Adopt resolution entitled Oneida Youth Conservation Project**  
Sponsor: Debbie Thundercloud, General Manager

**VII. APPOINTMENTS**

- A. Determine next steps regarding one (1) vacancy - Oneida Environmental Resource Board**  
Sponsor: Lisa Summers, Secretary

**VIII. STANDING COMMITTEES****A. LEGISLATIVE OPERATING COMMITTEE**

- 1. Accept the January 15, 2020, regular Legislative Operating Committee meeting minutes**  
Sponsor: David P. Jordan, Councilman
- 2. Approve the Southeastern Wisconsin Oneida Tribal Services Advisory Board bylaws amendments**  
Sponsor: David P. Jordan, Councilman

**B. QUALITY OF LIFE COMMITTEE**

- 1. Accept the December 12, 2019, regular Quality of Life Committee meeting minutes**  
Sponsor: Brandon Stevens, Vice-Chairman



**IX. TRAVEL REQUESTS**

- A. Approve the travel request - Councilman Ernie Stevens III - Better Buildings: Better Business, Wisconsin Conference - Wisconsin Dells, WI - March 9-10, 2020**  
Sponsor: Ernie Stevens III, Councilman
- B. Approve the travel request - Councilman Kirby Metoxen - Wisconsin Governor's Conference on Tourism - Madison, WI - March 15-18, 2020**  
Sponsor: Kirby Metoxen, Councilman
- C. Approve the travel request - Chairman Tehassi Hill - 35th National Indian Gaming Association Tradeshow & Convention - San Diego, CA - March 23-27, 2020**  
Sponsor: Tehassi Hill, Chairman
- D. Approve the travel request - Treasurer Trish King - Native American Finance Officers Association (NAFOA) 38th Annual Conference - Nashville, TN - April 5-8, 2020**  
Sponsor: Trish King, Treasurer
- E. Enter the e-poll results into the record regarding the travel request for Chairman Tehassi Hill - Interior & Environment Committee Testimony**  
Sponsor: Lisa Summers, Secretary
- F. Enter the e-poll results into the record regarding the travel request for Councilman Kirby Metoxen - Chicago Travel & Adventure Show**  
Sponsor: Lisa Summers, Secretary

**X. NEW BUSINESS**

- A. Accept the 2020 special Election final report and declare the official results**  
Sponsor: Vicki Cornelius, Chair/Oneida Election Board
- B. Post ten (10) vacancies - Oneida Election Board (Alternates)**  
Sponsor: Lisa Summers, Secretary
- C. Post one (1) vacancy - Finance Committee (Community Elder position)**  
Sponsor: Lisa Summers, Secretary
- D. Post one (1) vacancy - Oneida Youth Leadership Institute Board**  
Sponsor: Lisa Summers, Secretary
- E. Accept the memorandum to the Oneida Land Claims Commission dated February 4, 2020, as information**  
Sponsor: Lisa Summers, Secretary
- F. Enter the e-poll results into the record regarding Executive Session Discussion on January 21, 2020**  
Sponsor: Lisa Summers, Secretary

**XI. GENERAL TRIBAL COUNCIL**

- A. Approve four (4) requested actions - Petitioner Mike Debraska re: Increase GTC meeting stipend**  
Sponsor: Lisa Summers, Secretary
- B. Enter the e-poll results into the record regarding the FY-2021 Community Budget Input Packet<sup>1</sup>**  
Sponsor: Lisa Summers, Secretary
- C. PETITIONER NANCY DALLAS**
  - 1. Accept the legal review of two (2) petitions**  
Sponsor: Jo Anne House, Chief Counsel

**XII. EXECUTIVE SESSION****A. REPORTS**

- 1. Accept the Gaming General Manager FY-2020 1st quarter executive report (8:30 a.m.)**  
Sponsor: Louise Cornelius, Gaming General Manager
- 2. Accept the Retail Enterprise FY-2020 1st quarter executive report (1:30 p.m. on Wednesday)**  
Sponsor: Michele Doxtator, Area Manager/Retail Profits
- 3. Accept the Business Compliance Analyst FY-2020 1st quarter executive report (9:00 a.m.)**  
Sponsor: Eric McLester, Business Compliance Analyst
- 4. Accept the Human Resources FY-2020 1st quarter executive report (9:30 a.m.)**  
Sponsor: Geraldine Danforth, Area Manager/Human Resources
- 5. Defer the Emergency Management FY-2020 1st quarter executive report to the February 26, 2019 regular Business Committee meeting agenda**  
Sponsor: Kaylynn Gresham, Director/Emergency Management
- 6. Accept the Joint Marketing FY-2020 1st quarter executive report (1:30 p.m. on Wednesday)**  
Sponsor: to be determined
- 7. Accept the Chief Counsel report**  
Sponsor: Jo Anne House, Chief Counsel
- 8. Accept the General Manager report**  
Sponsor: Debbie Thundercloud, General Manager

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<sup>1</sup> This item is budget-related and confidential to Tribal Members Only; this is why it is included under the *General Tribal Council* section of the agenda.

**B. AUDIT COMMITTEE**

1. **Accept the November 21, 2019, regular Audit Committee meeting minutes**  
Sponsor: David P. Jordan, Councilman
2. **Accept the Gaming Contracts FY-2019 compliance/financial audit report and lift the confidentiality requirement**  
Sponsor: David P. Jordan, Councilman
3. **Accept the Cage/Vault/Kiosk compliance audit report and lift the confidentiality requirement**  
Sponsor: David P. Jordan, Councilman
4. **Accept the Information Technology compliance audit report and lift the confidentiality requirement**  
Sponsor: David P. Jordan, Councilman
5. **Accept the Surveillance (All Tiers) compliance audit report and lift the confidentiality requirement**  
Sponsor: David P. Jordan, Councilman
6. **Accept the Title 31 compliance audit report and lift the confidentiality requirement**  
Sponsor: David P. Jordan, Councilman
7. **Accept the Comprehensive Housing Division performance assurance audit report and lift the confidentiality requirement**  
Sponsor: David P. Jordan, Councilman
8. **Accept the Human Resource Department Training and Development performance assurance audit report and lift the confidentiality requirement**  
Sponsor: David P. Jordan, Councilman
9. **Accept the Card Games & Poker rules of play compliance audit report and lift the confidentiality requirement**  
Sponsor: David P. Jordan, Councilman
10. **Accept the Roulette rules of play compliance audit report and lift the confidentiality requirement**  
Sponsor: David P. Jordan, Councilman
11. **Accept the Cage/Vault/Kiosk year end compliance audit report and lift the confidentiality requirement**  
Sponsor: David P. Jordan, Councilman
12. **Accept the Slots year end compliance audit report and lift the confidentiality requirement**  
Sponsor: David P. Jordan, Councilman

**C. UNFINISHED BUSINESS****1. FILE # 2019-CC-01****a. Review proposed transition plan**

Sponsor: Debbie Thundercloud, General Manager

*Excerpt from January 8, 2020: Motion by Lisa Summers to defer file # 2019-CC-01 to the February 12, 2020, regular Business Committee meeting agenda, seconded by Ernie Stevens III. Motion carried.*

*Excerpt from December 11, 2019: Motion by Lisa Summers to defer item X.D.3. File # 2019-CC-01, subsections a. Review proposed Transition plan and b. Determine next steps regarding vacancies, to the January 8, 2020, regular Business Committee meeting agenda, seconded by Jennifer Webster. Motion carried.*

*Excerpt from September 25, 2019: (1) Motion by Lisa Summers to terminate the appointment of Floyd Wayne Silas Jr. on the Oneida Powwow Committee pursuant to §105.7-4 and post the vacancy, seconded by Kirby Metoxen. Motion carried. (2) Motion by David P. Jordan to direct the General Manager to amend the recommendations provided regarding file # 2019-CC-01 and to bring back a transition plan proposal no later than the December 11, 2019, regular Business Committee meeting, seconded by Lisa Summers. Motion carried.*

**b. Determine next steps regarding vacancies**

Sponsor: Lisa Summers, Secretary

*Excerpt from January 8, 2020: Motion by Lisa Summers to defer file # 2019-CC-01 to the February 12, 2020, regular Business Committee meeting agenda, seconded by Ernie Stevens III. Motion carried.*

*Excerpt from December 11, 2019: Motion by Lisa Summers to defer item X.D.3. File # 2019-CC-01, subsections a. Review proposed Transition plan and b. Determine next steps regarding vacancies, to the January 8, 2020, regular Business Committee meeting agenda, seconded by Jennifer Webster. Motion carried.*

*Excerpt from October 9, 2019: Motion by Lisa Summers to defer this item to the December 11, 2019, regular Business Committee meeting, noting the General Manager will have a transition plan submitted to the Business Committee by this date, as previously directed, seconded by Kirby Metoxen. Motion carried.*

**D. NEW BUSINESS****1. Review application(s) for one (1) vacancy - Oneida Environmental Resource Board**

Sponsor: Lisa Summers, Secretary

**2. Review and discuss Oneida Land Commission bylaws amendments**

Sponsor: Kirby Metoxen, Councilman

**3. Review draft changes to the Emergency Closing Compensation SOP**

Sponsor: Geraldine Danforth, Area Manager/Human Resources

4. **Consider a recommendation from the OBC Officers pursuant to §105.7-4**  
Sponsor: Lisa Summers, Secretary
  
5. **Enter the e-poll results into the record regarding the correspondence to the Oneida Nation Commission on Aging**  
Sponsor: Lisa Summers, Secretary

### **XIII. ADJOURN**

Posted on the Oneida Nation's official website, [www.oneida-nsn.gov](http://www.oneida-nsn.gov) pursuant to the Open Records and Open Meetings law (§ 107.14.)

The meeting packet of the open session materials for this meeting is available by going to the Oneida Nation's official website at: [oneida-nsn.gov/government/business-committee/agendas-packets/](http://oneida-nsn.gov/government/business-committee/agendas-packets/)

For information about this meeting, please call the Business Committee Support Office at (920) 869-4364 or (800) 236-2214

### Oneida Business Committee Agenda Request

Oneida Youth Leadership Institute Board - Marlon G. Skenandore

1. Meeting Date Requested: 02 / 12 / 20

#### 2. General Information:

Session:  Open  Executive - See instructions for the applicable laws, then choose one:

Agenda Header:

Accept as Information only

Action - please describe:

Administer Oath of Office to Marlon G. Skenandore for the Oneida Youth Leadership Institute Board.

#### 3. Supporting Materials

Report  Resolution  Contract

Other:

1.

3.

2.

4.

Business Committee signature required

#### 4. Budget Information

Budgeted - Tribal Contribution  Budgeted - Grant Funded  Unbudgeted

#### 5. Submission

Authorized Sponsor / Liaison:

Primary Requestor/Submitter: Brooke Doxtator, BCC Supervisor  
Your Name, Title / Dept. or Tribal Member

Additional Requestor: \_\_\_\_\_  
Name, Title / Dept.

Additional Requestor: \_\_\_\_\_  
Name, Title / Dept.

## Oneida Business Committee Agenda Request

### 6. Cover Memo:

Describe the purpose, background/history, and action requested:

On January 22, 2020 the Oneida Business Committee appointed Marlon G. Skenandore to the Oneida Youth Leadership Institute Board.

- 1) Save a copy of this form for your records.
- 2) Print this form as a \*.pdf *OR* print and scan this form in as \*.pdf.
- 3) E-mail this form and all supporting materials in a **SINGLE** \*.pdf file to: [BC\\_Agenda\\_Requests@oneidanation.org](mailto:BC_Agenda_Requests@oneidanation.org)

### Oneida Business Committee Agenda Request

Oneida Airport Hotel Corporation Board of Directors - Kateri Baker

1. Meeting Date Requested: 02 / 12 / 20

#### 2. General Information:

Session:  Open  Executive - See instructions for the applicable laws, then choose one:

Agenda Header:

Accept as Information only

Action - please describe:

Administer Oath of Office to Kateri Baker for the Oneida Airport Hotel Corporation Board of Directors

#### 3. Supporting Materials

Report  Resolution  Contract

Other:

1.

3.

2.

4.

Business Committee signature required

#### 4. Budget Information

Budgeted - Tribal Contribution  Budgeted - Grant Funded  Unbudgeted

#### 5. Submission

Authorized Sponsor / Liaison:

Primary Requestor/Submitter: Brooke Doxtator, BCC Supervisor  
Your Name, Title / Dept. or Tribal Member

Additional Requestor: \_\_\_\_\_  
Name, Title / Dept.

Additional Requestor: \_\_\_\_\_  
Name, Title / Dept.



## Oneida Business Committee Agenda Request

### 6. Cover Memo:

Describe the purpose, background/history, and action requested:

On January 22, 2020 the Oneida Business Committee appointed Kateri Baker to the Oneida Airport Hotel Corporation Board of Directors.

- 1) Save a copy of this form for your records.
- 2) Print this form as a \*.pdf *OR* print and scan this form in as \*.pdf.
- 3) E-mail this form and all supporting materials in a **SINGLE** \*.pdf file to: [BC\\_Agenda\\_Requests@oneidanation.org](mailto:BC_Agenda_Requests@oneidanation.org)

### Oneida Business Committee Agenda Request

Oneida Election Board Ad Hoc Committee (GTC duties) - Tonya Webster

1. Meeting Date Requested: 02 / 12 / 20

#### 2. General Information:

Session:  Open  Executive - See instructions for the applicable laws, then choose one:

Agenda Header:

Accept as Information only

Action - please describe:

Administer Oath of Office to Tonya Webster for the Oneida Election Board Ad Hoc Committee

#### 3. Supporting Materials

Report  Resolution  Contract

Other:

1.

3.

2.

4.

Business Committee signature required

#### 4. Budget Information

Budgeted - Tribal Contribution  Budgeted - Grant Funded  Unbudgeted

#### 5. Submission

Authorized Sponsor / Liaison:

Primary Requestor/Submitter: Brooke Doxtator, BCC Supervisor  
Your Name, Title / Dept. or Tribal Member

Additional Requestor: \_\_\_\_\_  
Name, Title / Dept.

Additional Requestor: \_\_\_\_\_  
Name, Title / Dept.

## Oneida Business Committee Agenda Request

### 6. Cover Memo:

Describe the purpose, background/history, and action requested:

On January 8, 2020 the Oneida Business Committee appointed Tonya Webster to the Oneida Election Board Ad Hoc Committee.

- 1) Save a copy of this form for your records.
- 2) Print this form as a \*.pdf *OR* print and scan this form in as \*.pdf.
- 3) E-mail this form and all supporting materials in a **SINGLE** \*.pdf file to: [BC\\_Agenda\\_Requests@oneidanation.org](mailto:BC_Agenda_Requests@oneidanation.org)

Approve the January 22, 2020, regular Business Committee meeting minutes

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## Business Committee Agenda Request

**1. Meeting Date Requested:** 02/12/20

**2. General Information:**

Session:  Open  Executive – must qualify under §107.4-1.  
 Justification: *Choose reason for Executive.*

**3. Supporting Documents:**

Contract Document(s)  Legal Review  Resolution  
 Correspondence  Minutes  Statement of Effect  
 Fiscal Impact Statement  Report  Travel Documents  
 Other: *Describe*

**4. Budget Information:**

Budgeted  Budgeted – Grant Funded  Unbudgeted  
 Not Applicable  Other: *Describe*

**5. Submission:**

Authorized Sponsor: Lisa Summers, Secretary

Primary Requestor: \_\_\_\_\_

Additional Requestor: (Name, Title/Entity)

Additional Requestor: (Name, Title/Entity)

Submitted By: LLIGGINS

**DRAFT****Oneida Business Committee**

**Executive Session**  
**10:00 AM Tuesday, January 21, 2020**  
 Executive Conference Room, 2nd floor, Norbert Hill Center

**Regular Meeting**  
**8:30 AM Wednesday, January 22, 2020**  
 BC Conference Room, 2nd floor, Norbert Hill Center

**Minutes****EXECUTIVE SESSION**

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

**Not Present:** n/a

**Arrived at:** Chairman Tehassi Hill at 10:06 a.m., Council members: Daniel Guzman King at 10:06 a.m., Ernie Stevens III at 10:09 a.m.;

**Others present:** Jo Anne House, Larry Barton, Debbie Thundercloud, Melinda J. Danforth, Eric Mc Lester, Lisa Liggins, Laura Laitinen-Warren, Troy Parr, Ralinda Ninham-Lamberies, Debbie Danforth, Ravinder Vir, Dana McLester, Justine Hill, Scott Denny, Pat Pelky, Susan House, Joanie Buckley, Jacque Boyle;

**REGULAR MEETING**

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

**Not Present:** Chairman Tehassi Hill;

**Arrived at:** n/a

**Others present:** Bonnie Pigman, Geraldine Danforth, Debbie Danforth, Ravinder Vir, Tsyoshaht Delgado, Candace House, Eric McLester, Clorissa Santiago;

**I. CALL TO ORDER**

*Meeting called to order by Vice-Chairman Brandon Stevens at 8:33 a.m.*

*For the record: Chairman Tehassi Hill is attending Brackeen v. Bernhardt arguments in New Orleans, LA.*

**II. OPENING (00:00:28)**

*Opening provided by Kevin House, Oneida Nation High School student.*

**A. Special recognition for years of service (00:05:08)**

Sponsor: Geraldine Danforth, Area Manager/Human Resources

*Special recognition by Jennifer Anderson of Sara Skenandore for 25 years of service; Special recognition by Dr. Ravinder Vir of Mari Kriescher for 25 years of service; Special recognition by Tsyoshaht Delgado of Laurie Becker for 25 years of service; Special recognition by Theresa Torrez of Tanya Skenandore for 25 years of service; Special recognition of those who could not be present: Richard Cluckey, Barbara Metoxen, and Ellen King for 35 years of service; Jessie Lawe, Roxanne Charles, Corey Richmond, and Bernard Johnson for 25 years of service;*

**DRAFT****B. Presentation of grants to Exxon/Mobil Education Alliance program recipients (00:17:47)**

Sponsor: Michele Doxtator, Area Manager/Retail Profits

*Angela Parks presented \$500 grant to Freedom Middle School; Angela Parks presented a \$500 grant to Oneida Nation Elementary School; Angela Parks presented \$500 grant to Lannoye Elementary School; Tanya Arce presented \$500 grant to Oneida Middle School; Jacob Gerhardt presented \$500 grant to Oneida Nation High School; Josh Smith presented \$500 grant to Pioneer Elementary School;*

**III. ADOPT THE AGENDA (00:25:17)**

Motion by Ernie Stevens III to adopt the agenda with two (2) changes [1] add item IV.C. Adopt resolution entitled Energy Infrastructure Deployment on Tribal Lands – 2020 Grant Proposal # DE-FOA-0002168; and 2) delete item VIII.B.2. Accept the Sanctions and Penalties for Elected Officials law materials and add to the tentatively scheduled March 16, 2020, special General Tribal Council meeting agenda], seconded by Jennifer Webster. Motion carried:

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

Not Present: Tehassi Hill

**IV. OATH OF OFFICE (00:26:02)**

*Oaths of office administered by Secretary Lisa Summers. Amy Wilde, Candace House, and Kalene White were present. Tonya Webster was not present.*

**A. Oneida Nation Arts Board - Amy L. Wilde**

Sponsor: Lisa Summers, Secretary

**B. Oneida Election Board Ad Hoc Committee (GTC duties) - Candace House, Kalene White, and Tonya Webster**

Sponsor: Lisa Summers, Secretary

**V. MINUTES****A. Approve the January 8, 2020, regular Business Committee meeting minutes (00:28:25)**

Sponsor: Lisa Summers, Secretary

Motion by Jennifer Webster to approve the January 8, 2020, regular Business Committee meeting minutes, seconded by David P. Jordan. Motion carried:

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

Not Present: Tehassi Hill

**DRAFT****VI. RESOLUTIONS****A. Adopt resolution entitled Modifying the Oneida Business Committee Regular Meeting Schedule (00:28:45)**

Sponsor: Lisa Summers, Secretary

Motion by Lisa Summers to adopt resolution 01-22-20-A Modifying the Oneida Business Committee Regular Meeting Schedule, seconded by David P. Jordan. Motion carried:

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

Not Present: Tehassi Hill

**B. Adopt resolution entitled Real Property Law Emergency Amendments (00:30:45)**

Sponsor: David P. Jordan, Councilman

Motion by Jennifer Webster to adopt resolution 01-22-20-B Real Property Law Emergency Amendments, seconded by Kirby Metoxen. Motion carried:

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

Abstained: Daniel Guzman King  
Not Present: Tehassi Hill

**C. Adopt resolution entitled Energy Infrastructure Deployment on Tribal Lands – 2020 Grant Proposal # DE-FOA-0002168 (00:37:21)**

Sponsor: Debbie Thundercloud, General Manager

Motion by Ernie Stevens III to adopt resolution 01-22-20-C Energy Infrastructure Deployment on Tribal Lands – 2020 Grant Proposal # DE-FOA-0002168, seconded by Kirby Metoxen. Motion carried:

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

Not Present: Tehassi Hill

**VII. APPOINTMENTS****A. Determine next steps regarding one (1) vacancy - Oneida Airport Hotel Corporation Board of Directors (00:44:21)**

Sponsor: Lisa Summers, Secretary

Motion by Lisa Summers to appoint Kateri Baker to the Oneida Airport Hotel Corporation Board of Directors, seconded by Daniel Guzman King. Motion carried:

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

Not Present: Tehassi Hill

**DRAFT**

- B. Determine next steps regarding three (3) vacancies - Oneida Youth Leadership Institute Board (00:45:00)**  
Sponsor: Lisa Summers, Secretary

Motion by Ernie Stevens III to appoint Marlon G. Skenandore to the Oneida Youth Leadership Institute and re-post the remaining two (2) vacancies, seconded by Jennifer Webster. Motion carried:

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

**VIII. STANDING COMMITTEES****A. FINANCE COMMITTEE**

- 1. Accept the December 30, 2019, regular Finance Committee meeting minutes (00:45:40)**  
Sponsor: Trish King, Treasurer

Motion by Lisa Summers to accept the December 30, 2019, regular Finance Committee meeting minutes, seconded by Kirby Metoxen. Motion carried:

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

- 2. Accept the January 13, 2020, regular Finance Committee meeting minutes (00:46:03)**  
Sponsor: Trish King, Treasurer

Motion by David P. Jordan to accept the January 13, 2020, regular Finance Committee meeting minutes, seconded by Kirby Metoxen. Motion carried:

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

**B. LEGISLATIVE OPERATING COMMITTEE**

- 1. Accept the December 18, 2019, regular Legislative Operating Committee meeting minutes (00:42:46:)**  
Sponsor: David P. Jordan, Councilman

Motion by Lisa Summers to accept the December 18, 2019, regular Legislative Operating Committee meeting minutes, seconded by Jennifer Webster. Motion carried:

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

- 2. ~~Accept the Sanctions and Penalties for Elected Officials law materials and add to the tentatively scheduled March 16, 2020, special General Tribal Council meeting agenda~~**  
Sponsor: ~~David P. Jordan, Councilman~~

*Item deleted at the adoption of the agenda*



**DRAFT****IX. TRAVEL REPORTS****A. Approve the travel report - Councilman Kirby Metoxen - 2020 AIANTA Board retreat - Palm Springs, CA - January 6-9, 2020 (00:46:46)**

Sponsor: Kirby Metoxen, Councilman

*Councilman Ernie Stevens III left at 9:20 a.m.*

Motion by Jennifer Webster to approve the travel report from Councilman Kirby Metoxen for the 2020 AIANTA Board retreat in Palm Springs, CA - January 6-9, 2020, seconded by David P. Jordan. Motion carried:

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

**X. TRAVEL REQUESTS****A. Approve the travel request - Councilman David P. Jordan - Census 2020 Tribal Forum - Milwaukee, WI - January 22-23, 2020 (00:47:27)**

Sponsor: David P. Jordan, Councilman

Motion by Kirby Metoxen to approve the travel request for Councilman David P. Jordan to attend the Census 2020 Tribal Forum in Milwaukee, WI - January 22-23, 2020, seconded by Lisa Summers. Motion carried:

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

**B. Approve the travel request - Councilman David P. Jordan - Tribal Transportation Program Coordinating Committee conference - Albuquerque, NM - February 3-7, 2020 (00:47:51)**

Sponsor: David P. Jordan, Councilman

Motion by Kirby Metoxen to approve the travel request for Councilman David P. Jordan to attend the Tribal Transportation Program Coordinating Committee conference in Albuquerque, NM - February 3-7, 2020, seconded by Lisa Summers. Motion carried:

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

**DRAFT**

- C. Approve the travel request - Up to three (3) Business Committee members - MAST Impact Week 2020 - Washington DC - March 16-21, 2020 (00:48:17)**  
Sponsor: Lisa Summers, Secretary

Motion by Jennifer Webster to approve the travel request for Vice-Chairman Brandon Stevens, Councilman Daniel Guzman King, Councilman David P. Jordan, and Councilwoman Jennifer Webster to attend MAST Impact Week 2020 in Washington DC - March 16-21, 2020, seconded by Kirby Metoxen. Motion carried:

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

*Councilman Ernie Stevens III returned at 9:28 a.m.*

- D. Approve the travel request - Councilwoman Jennifer Webster - Administration of Children & Families Tribal Advisory Committee meetings - March-December 2020 (00:53:40)**  
Sponsor: Jennifer Webster, Councilwoman

Motion by David P. Jordan to approve the travel request for Councilwoman Jennifer Webster to attend Administration of Children & Families Tribal Advisory Committee meetings through August 5, 2020, seconded by Lisa Summers. Motion carried:

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

*Secretary Lisa Summers left at 9:32 a.m.*

**XI. NEW BUSINESS**

- A. Approve the agreement - Outagamie County Department of Health and Human Services - file # 2020-0057 (00:58:02)**  
Sponsor: Debbie Thundercloud, General Manager

Motion by David P. Jordan to approve the agreement - Outagamie County Department of Health and Human Services - file # 2020-0057 and authorize the Chairman to sign, 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. Review the Poker Rules of Play and determine appropriate next steps (00:59:21)**  
Sponsor: Mark A. Powless Sr., Chair/Oneida Gaming Commission

Motion by David P. Jordan to accept the notice of the Poker Rules of Play approved by the Gaming Commission on January 14, 2020, and direct 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

# DRAFT

## C. Review five (5) Rules of Play and determine appropriate next steps

Sponsor: Mark A. Powless Sr., Chair/Oneida Gaming Commission

### 1. EZ Baccarat (01:01:13)

Motion by Kirby Metoxen to accept the notice of the EZ Baccarat Rules of Play approved by the Gaming Commission on January 14, 2020, and direct 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

### 2. Four Card Poker (01:02:)

Motion by David P. Jordan to accept the notice of the Four Card Poker Rules of Play approved by the Gaming Commission on January 14, 2020, and direct notice to the Gaming Commission there are no requested revisions under section 501.6-14(d), seconded by Kirby Metoxen. Motion carried:

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

Abstained: Lisa Summers  
Not Present: Tehassi Hill

*Secretary Lisa Summers returned at 9:37 a.m.*

### 3. Mississippi Stud (01:04:32)

Motion by David P. Jordan to accept the notice of the Mississippi Stud Rules of Play approved by the Gaming Commission on January 14, 2020, and direct 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, Lisa Summers, Jennifer Webster

Not Present: Tehassi Hill

### 4. Ultimate Texas Hold 'em (01:05:07)

Motion by Kirby Metoxen to accept the notice of the Ultimate Texas Hold 'em Rules of Play approved by the Gaming Commission on January 14, 2020, and direct notice to the Gaming Commission there are no requested revisions under section 501.6-14(d), seconded by Lisa Summers. Motion carried:

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

Not Present: Tehassi Hill

### 5. Roulette (01:05:49)

Motion by David P. Jordan to accept the notice of the Roulette Rules of Play approved by the Gaming Commission on January 14, 2020, and direct notice to the Gaming Commission there are no requested revisions under section 501.6-14(d), seconded by Lisa Summers. Motion carried:

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

Not Present: Tehassi Hill

**DRAFT****D. Review the Surveillance (Chapter 15) Oneida Gaming Minimum Internal Controls and determine appropriate next steps (01:06:28)**

Sponsor: Mark A. Powless Sr., Chair, Oneida Gaming Commission

Motion by Jennifer Webster to accept the notice of the Surveillance (Chapter 15) Oneida Gaming Minimum Internal Controls approved by the Gaming Commission on January 2, 2020, and direct notice to the Gaming Commission there are no requested revisions under section 501.6-14(d), seconded by David P. Jordan. Motion carried:

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

**E. Review the Card Games (Chapter 9) Oneida Gaming Minimum Internal Controls and determine appropriate next steps (01:07:52)**

Sponsor: Mark A. Powless Sr., Chair/Oneida Gaming Commission

Motion by Lisa Summers to accept the notice of the Card Games (Chapter 9) Oneida Gaming Minimum Internal Controls approved by the Gaming Commission on December 13, 2019, and direct notice to the Gaming Commission there are no requested revisions under section 501.6-14(d), seconded by Kirby Metoxen. Motion carried:

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

**F. Re-post one (1) vacancy - Oneida Community Library Board (01:09:01)**

Sponsor: Lisa Summers, Secretary

Motion by Jennifer Webster to re-post one (1) vacancy for the Oneida Community Library Board, seconded by David P. Jordan. Motion carried:

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

Motion by Lisa Summers to send this item to the next Business Committee work session to discuss the fourth posting of this vacancy, seconded by Jennifer Webster. Motion carried:

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

**DRAFT****XII. GENERAL TRIBAL COUNCIL****A. Approve four (4) requested actions - Petitioner Nancy Dallas re: Hold on building (01:10:00)**

Sponsor: Lisa Summers, Secretary

Motion by Kirby Metoxen to acknowledge receipt of the petition from Nancy Dallas – Hold on building, seconded by Lisa Summers. Motion carried:

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

Motion by Lisa Summers to assign the petition to the April 6, 2020, tentatively scheduled special GTC meeting, seconded by Kirby Metoxen. Motion carried:

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

Motion by Jennifer Webster to direct the OBC Direct Report Offices to complete and submit their administrative impact statements of the petition to the Secretary by January 31, 2020, seconded by Lisa Summers. Motion carried:

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

Motion by Jennifer Webster to direct the Law, Finance, Legislative Reference Offices, and Community Development Planning Committee to complete and submit the legal review, fiscal impact statement, statement of effect, and committee statement, respectively, to the Secretary by February 18, 2020, seconded by Lisa Summers. Motion carried:

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

**DRAFT****B. Approve four (4) requested actions - Petitioner Nancy Dallas re: Make a funeral home (01:38:43)**

Sponsor: Lisa Summers, Secretary

Motion by Lisa Summers to acknowledge receipt of the petition from Nancy Dallas – Make a funeral home, seconded by Jennifer Webster. Motion carried:

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

Motion by Lisa Summers to assign the petition to the April 6, 2020, tentatively scheduled special GTC meeting, seconded by Kirby Metoxen. Motion carried:

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

Motion by Jennifer Webster to direct the OBC Direct Report Offices to complete and submit their administrative impact statements of the petition to the Secretary by January 31, 2020, seconded by Lisa Summers. Motion carried:

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

Motion by David P. Jordan to direct the Law, Finance, Legislative Reference Offices, and Community Development Planning Committee to complete and submit the legal review, fiscal impact statement, statement of effect, and committee statement, respectively, to the Secretary by February 18, 2020, seconded by Lisa Summers. Motion carried:

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

Amendment to the main motion by Trish King to request the Oneida Land Commission to submit a commission statement regarding the petition, seconded by David P. Jordan. Motion carried:

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

**DRAFT**

- C. Approve the notice and the packet for the March 16, 2020, tentatively scheduled special GTC meeting (01:45:39)**  
Sponsor: Lisa Summers, Secretary

Motion by Lisa Summers to approve the notice and the mailing for the March 16, 2020, tentatively scheduled reconvened annual GTC meeting, seconded by David P. Jordan. Motion carried:

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

*Vice-Chairman Brandon Stevens recessed the meeting at 10:24 a.m. until 10:35 a.m.*

*Meeting called to order by Vice-Chairman Brandon Stevens at 10:40 a.m.*

*Roll call for the record:*

*Present: Councilman Daniel Guzman King; Councilman David P. Jordan; Treasurer Trish King;  
Councilman Kirby Metoxen; Vice-Chairman Brandon Stevens; Councilman Ernie Stevens III;  
Secretary Lisa Summers; Councilwoman Jennifer Webster;  
Not Present: Chairman Tehassi Hill;*

Motion by Lisa Summers to rescind the October 9, 2019, Business Committee action which assigned the Sustain Oneida item to the March 16, 2020, tentatively scheduled special GTC meeting and move the Sustain Oneida item to a future date, seconded by Jennifer Webster. Motion carried:

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

Motion by Lisa Summers to direct the Secretary to work with the BC liaison to the Oneida Trust Enrollment Committee, Councilman Kirby Metoxen, to send specific correspondence to the Oneida Trust Enrollment Committee explaining what the circumstances are and why the Sustain Oneida item is being moved, seconded by Jennifer Webster. Motion carried:

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



**DRAFT****XIII. EXECUTIVE SESSION (02:03:38)**

Motion by David P. Jordan to go into executive session at 10:53 a.m., seconded by Lisa Summers.  
Motion carried:

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

Motion by David P. Jordan to come out of executive session at 11:41 a.m., seconded by Ernie Stevens III. Motion carried:

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

*Roll call for the record:*

*Present: Councilman Daniel Guzman King; Councilman David P. Jordan; Treasurer Trish King;  
Councilman Kirby Metoxen; Vice-Chairman Brandon Stevens; Councilman Ernie Stevens III;  
Secretary Lisa Summers;  
Not Present: Chairman Tehassi Hill; Councilwoman Jennifer Webster;*

*Tribal Self-Governance Advisory Committee (TSGAC)/SGAC - Washington DC*

*For the record: Councilwoman Jennifer Webster departed at 11:30 a.m. to attend the Tribal Self-Governance Advisory Committee (TSGAC)/SGAC in Washington DC.*

**A. REPORTS****1. Accept the Community and Economic Development Division FY-2020 1st quarter executive report (02:04:23)**

Sponsor: Debbie Thundercloud, General Manager

Motion by David P. Jordan to accept the Community and Economic Development Division FY-2020 1st quarter executive report, seconded by Kirby Metoxen. Motion carried:

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

**2. Accept the Comprehensive Health Division FY-2020 1st quarter executive report (02:04:45)**

Sponsor: Debbie Thundercloud, General Manager

Motion by Kirby Metoxen to accept the Comprehensive Health Division FY-2020 1st quarter executive report, seconded by David P. Jordan. Motion carried:

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



**DRAFT****3. Accept the Comprehensive Housing Division FY-2020 1st quarter executive report (02:05:04)**

Sponsor: Debbie Thundercloud, General Manager

Motion by Kirby Metoxen to accept the Comprehensive Housing Division FY-2020 1st quarter executive report, seconded by David P. Jordan. Motion carried:

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

Not Present: Tehassi Hill, Jennifer Webster

**4. Accept the Environmental, Health, Safety and Land Division FY-2020 1st quarter executive report (02:05:20)**

Sponsor: Debbie Thundercloud, General Manager

Motion by Ernie Stevens III to accept the Environmental, Health, Safety and Land Division FY-2020 1st quarter executive report, seconded by Daniel Guzman King. Motion carried:

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

Not Present: Tehassi Hill, Jennifer Webster

**5. Accept the Governmental Services Division FY-2020 1st quarter executive report (02:05:40)**

Sponsor: Debbie Thundercloud, General Manager

Motion by Kirby Metoxen to accept the Governmental Services Division FY-2020 1st quarter executive report, seconded by David P. Jordan. Motion carried:

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

Not Present: Tehassi Hill, Jennifer Webster

**6. Accept the Internal Services Division FY-2020 1st quarter executive report (02:05:58)**

Sponsor: Debbie Thundercloud, General Manager

Motion by Kirby Metoxen to accept the Internal Services Division FY-2020 1st quarter executive report, seconded by Daniel Guzman King. Motion carried:

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

Not Present: Tehassi Hill, Jennifer Webster

**7. Accept the Public Works Division FY-2020 1st quarter executive report (02:06:20)**

Sponsor: Debbie Thundercloud, General Manager

Motion by David P. Jordan to accept the Public Works Division FY-2020 1st quarter executive report, seconded by Kirby Metoxen. Motion carried:

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

Not Present: Tehassi Hill, Jennifer Webster

**DRAFT****8. Accept the Chief Counsel report (02:06:38)**

Sponsor: Jo Anne House, Chief Counsel

Motion by Ernie Stevens III to accept the Chief Counsel report, seconded by David P. Jordan. Motion carried:

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

**9. Accept the General Manager report (02:06:55)**

Sponsor: Debbie Thundercloud, General Manager

Motion by David P. Jordan to accept the General Manager report, seconded by Ernie Stevens III. Motion carried:

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

**10. Accept the Intergovernmental Affairs, Communications, and Self-Governance January 2020 report (02:07:11)**

Sponsor: Melinda J. Danforth, Director/Intergovernmental Affairs

Motion by Kirby Metoxen to accept the Intergovernmental Affairs, Communications, and Self-Governance January 2020 report, seconded by David P. Jordan. Motion carried:

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

Motion by David P. Jordan to support the Medicare Part B Legislation with the inclusion of language whereby the individual would not be penalized from other benefits if the Nation should pay for individuals' premiums, seconded by Kirby Metoxen. Motion carried:

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

Motion by David P. Jordan to support the request for Self-Governance carry over funds to be utilized for the Oneida Judiciary to install a metal detector, seconded by Kirby Metoxen. Motion carried:

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

**B. AUDIT COMMITTEE****1. Determine next steps regarding the Information Technology Compliance Audit follow-up request (02:08:22)**

Sponsor: Brandon Stevens, Vice-Chairman

Motion by David P. Jordan to approve the recommendation in the December 17, 2019, memorandum and direct the Chair's Office to send notification to BC DR09 and the requested follow-up memorandum to Internal Audit, seconded by Ernie Stevens III. Motion carried:

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

**DRAFT****2. Determine next steps regarding the Tickets & Merchandise Distribution follow-up audit (02:08:56)**

Sponsor: OBC Officers

Motion by David P. Jordan to direct the Chairman's Office to complete the requested follow-up and bring back an update to the February 26, 2020, regular Business Committee meeting agenda, seconded by Kirby Metoxen. Motion carried:

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

Not Present: Tehassi Hill, Jennifer Webster

**C. NEW BUSINESS****1. Review application(s) for one (1) vacancy - Oneida Airport Hotel Corporation Board of Directors (02:09:22)**

Sponsor: Lisa Summers, Secretary

Motion by Kirby Metoxen to accept the discussion regarding the Oneida Airport Hotel Corporation Board of Directors application(s) as information, seconded by Daniel Guzman King. Motion carried:

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

Not Present: Tehassi Hill, Jennifer Webster

**2. Review application(s) for three (3) vacancies - Oneida Youth Leadership Institute Board (02:09:45)**

Sponsor: Lisa Summers, Secretary

Motion by David P. Jordan to accept the discussion regarding the Oneida Youth Leadership Institute Board application(s) as information, seconded by Ernie Stevens III. Motion carried:

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

Not Present: Tehassi Hill, Jennifer Webster

**3. Review and approve 2020 Annual Project Targets with BC DR10 (02:10:13)**

Sponsor: OBC Officers

Motion by Ernie Stevens III to approve the 2020 Annual Project Targets for BC DR10, seconded by Kirby Metoxen. Motion carried:

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

Not Present: Tehassi Hill, Jennifer Webster

**DRAFT**

**4. Approve the attorney contract - Hobbs Straus Dean and Walker LLP - file # 2019-1383 (02:10:34)**

Sponsor: Melinda J. Danforth, Director/Intergovernmental Affairs

Motion by David P. Jordan to approve the attorney contract for Hobbs Straus Dean and Walker LLP - file # 2019-1383, seconded by Ernie Stevens III. Motion carried:

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

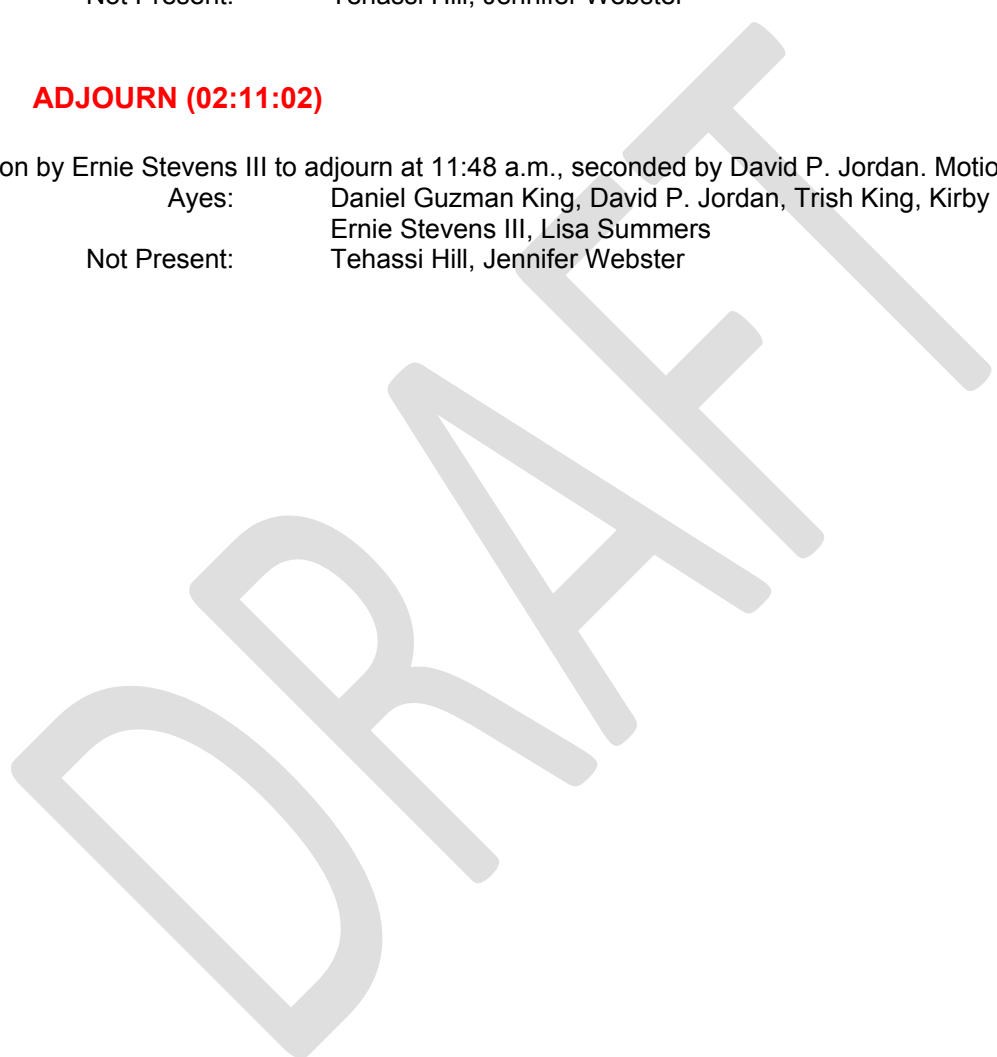
Not Present: Tehassi Hill, Jennifer Webster

**XIV. ADJOURN (02:11:02)**

Motion by Ernie Stevens III to adjourn at 11:48 a.m., seconded by David P. Jordan. Motion carried:

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

Not Present: Tehassi Hill, Jennifer Webster



Minutes prepared by Lisa Liggins, Information Management Specialist  
Minutes approved as presented on \_\_\_\_\_.

\_\_\_\_\_  
Lisa Summers, Secretary  
ONEIDA BUSINESS COMMITTEE

### Oneida Business Committee Agenda Request

Adopt resolution entitled Citations Law

1. Meeting Date Requested:   2   /  12  /  20 

#### 2. General Information:

Session:  Open  Executive - See instructions for the applicable laws, then choose one:

Agenda Header:

Accept as Information only

Action - please describe:

Consider adoption of the Resolution titled "Citations Law"

#### 3. Supporting Materials

Report  Resolution  Contract

Other:

1.  3.

2.  4.

Business Committee signature required

#### 4. Budget Information

Budgeted - Tribal Contribution  Budgeted - Grant Funded  Unbudgeted

#### 5. Submission

Authorized Sponsor / Liaison:

Primary Requestor/Submitter: Jennifer Falck, LRO Director  
Your Name, Title / Dept. or Tribal Member

Additional Requestor: \_\_\_\_\_  
Name, Title / Dept.

Additional Requestor: \_\_\_\_\_  
Name, Title / Dept.



Oneida Nation  
 Oneida Business Committee  
 Legislative Operating Committee  
 PO Box 365 • Oneida, WI 54155-0365  
 Oneida-nsn.gov



TO: Oneida Business Committee  
 FROM: David P. Jordan, LOC Chairman  
 DATE: February 12, 2020  
 RE: Citations Law

Please find the following attached backup documentation for your consideration of the proposed Citations law:

1. Resolution: Citations Law
2. Statement of Effect: Citations Law
3. Citations Law Legislative Analysis
4. Citations Law
5. Citations Law Fiscal Impact Statement

#### *Overview*

On May 15, 2019, the Legislative Operating Committee decided to pursue the development of a Citations law. The purpose of the Citations law is to provide a process that governs all citations that fall under the jurisdiction of the Oneida Nation. [8 O.C. 807.1-1].

This resolution adopts the Citations law which will:

- Provide how a citation action commences and who has the authority to issue a citation [8 O.C. 807.4-1, 807.4-2];
- Describe what information is required to be included on a citation [8 O.C. 807.4-3];
- Set requirements for how a citation shall be served on an individual and subsequently filed with the court [8 O.C. 807.4-4, 807.4-5];
- Provide a process for an individual to enter into a stipulation agreement with an authorized attorney of the Nation to settle a citation [8 O.C. 807.5];
- Provide a process for how an individual can contest his or her citation in court [8 O.C. 807.6-1, 807.6-2];
- Set forth the various timelines and procedures for citation hearings [8 O.C. 807.6-2]; and
- Clarify that this Law shall not apply to any law of the Nation which delegates hearing authority to a hearing body other than the Oneida Judiciary. [8 O.C. 807.7].

The Legislative Operating Committee developed the proposed amendments to the Citations law through collaboration with representatives from the Oneida Law Office, Oneida Police Department, Judiciary, and Legal Resource Center. The Legislative Operating Committee also reviewed various laws of the Nation, as well as laws from other tribes.

In accordance with the Legislative Procedures Act, a public meeting on the Citations law was held on November 22, 2019. No oral comments were provided during the public meeting. The public

comment period was then held open until December 3, 2019. The Legislative Operating Committee received one (1) submission of written comments during the public comment period. All public comments received were accepted, reviewed, and considered by the Legislative Operating Committee on December 18, 2019. Any changes made based on those comments have been incorporated into this draft.

**Requested Action**

Approve the Resolution: Citations Law



# Oneida Nation

Post Office Box 365

Phone: (920)869-2214

Oneida, WI 54155



**BC Resolution # \_\_\_\_\_**  
**Citations Law**

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- WHEREAS,** the Oneida Nation is a federally recognized Indian government and a treaty tribe recognized by the laws of the United States of America; and
- WHEREAS,** the Oneida General Tribal Council is the governing body of the Oneida Nation; and
- WHEREAS,** the Oneida Business Committee has been delegated the authority of Article IV, Section 1, of the Oneida Tribal Constitution by the Oneida General Tribal Council; and
- WHEREAS,** the purpose of the Citations law (“the Law”) is to provide a process that governs all citations that fall under the jurisdiction of the Oneida Nation; and
- WHEREAS,** the Law provides how a citation action commences and who has the authority to issue a citation; and
- WHEREAS,** the Law describes what information is required to be included on a citation; and
- WHEREAS,** the Law sets forth requirements for how a citation shall be served on an individual and subsequently filed with the court; and
- WHEREAS,** the Law provides a process for an individual to enter into a stipulation agreement with an authorized attorney of the Nation to settle a citation; and
- WHEREAS,** the Law provides a process for how an individual can contest his or her citation in court; and
- WHEREAS,** the Law sets forth the various timelines and procedures for citation hearings; and
- WHEREAS,** the Law clarifies that this Law shall not apply to any law of the Nation which delegates hearing authority to a hearing body other than the Oneida Judiciary; and
- WHEREAS,** in accordance with the Legislative Procedures Act a legislative analysis and fiscal impact statement were developed for this Law; and
- WHEREAS,** a public meeting on the Law was held on November 22, 2019, in accordance with the Legislative Procedures Act, and the public comment period was held open until December 3, 2019; and
- WHEREAS,** the Legislative Operating Committee accepted, reviewed, and considered the public comments received on December 18, 2019; and



BC Resolution # \_\_\_\_\_  
Citations Law  
Page 2 of 2

43 **NOW THEREFORE BE IT RESOLVED**, that the Citations law is hereby adopted and shall become effective  
44 on February 26, 2020.  
45



## Statement of Effect *Citations Law*

### *Summary*

This resolution adopts the Citations law which will provide a process that governs all citations that fall under the jurisdiction of the Oneida Nation.

*Submitted by: Clorissa N. Santiago, Staff Attorney, Legislative Reference Office*  
*Date: February 5, 2020*

### *Analysis by the Legislative Reference Office*

This resolution adopts the proposed Citations law. The proposed Citations law will provide a process that governs all citations that fall under the jurisdiction of the Oneida Nation. [8 O.C. 807.1-1]. It is the policy of the Nation to ensure that the consistent process for handling citations provides equal and fair treatment to all persons who come before the Judiciary to have their citations resolved. [8 O.C. 807.1-2].

Adoption of any legislation is required to comply with the Legislative Procedures Act (“the LPA”), which was adopted by the General Tribal Council through resolution GTC-01-07-13-A for the purpose of providing a standardized process for the adoption of laws of the Nation. [1 O.C. 109.1-1]. The Citations law complied with all processes and procedures required by the LPA, including the development of a legislative analysis, a fiscal analysis, and the opportunity for public review during a public meeting and public comment period. [1 O.C. 109.6, 109.7, 109.8].

A public meeting on the proposed Citations law was held on November 22, 2019. No oral comments were provided during the public meeting. The public comment period was then held open until December 3, 2019. The Legislative Operating Committee received one (1) submission of written comments during the public comment period. All public comments received were accepted, reviewed, and considered by the Legislative Operating Committee on December 18, 2019. Any changes made based on those comments have been incorporated into this draft.

The Citations law will become effective ten (10) business days after the adoption of this resolution in accordance with the LPA. [1 O.C. 109.9-3].

### *Conclusion*

Adoption of this resolution would not conflict with any of the Nation’s laws.



# Kayanl<sup>^</sup>sla Ol\$wa>

*Laws of issues/matters*

## CITATIONS LAW LEGISLATIVE ANALYSIS

### SECTION 1. EXECUTIVE SUMMARY

REQUESTER: LOC	SPONSOR: Jennifer Webster	DRAFTER: Clorissa N. Santiago	ANALYST: Brandon Wisneski
Intent of the Proposed Law	To establish a consistent process for citations issued for violations of laws of the Nation, including: <ul style="list-style-type: none"> <li>▪ What must appear on a citation form;</li> <li>▪ How a citation must be served;</li> <li>▪ A process for entering into stipulation agreements to settle citations;</li> <li>▪ A process for contesting citations in court; and</li> <li>▪ Timelines and procedures for citation hearings.</li> </ul>		
Purpose	To provide a process that governs all citations that fall under the jurisdiction of the Oneida Nation [8 O.C. 807.1-1].		
Affected Entities	Any person issued a citation under the laws of the Nation; Agencies responsible for enforcement and issuing citations under the laws of the Nation (Oneida Police Department, Conservation Wardens, Oneida Environmental Health Safety and Land Division, Licensing Department), the Nation's Judiciary, Oneida Law Office, GTC Legal Resource Center, Utilities Department, and Oneida Land Commission.		
Related Legislation	Domestic Animals law; Hunting, Fishing and Trapping law; All-Terrain Vehicle law; Public Use of Tribal Land law; Recycling and Solid Waste Disposal law; Tribal Environmental Response law; Well Abandonment law; Onsite Waste Disposal Ordinance; Water Resources law; Emergency Management and Homeland Security law; Tobacco law; Oneida Food Service Code; Tattoo and Body Piercing law; Notary Act; Non Metallic Mine Reclamation law; Zoning and Shoreland Protection law; Marriage law, Sanitation Ordinance, Rules of Civil Procedure; Rules of Appellate Procedure, Judiciary Law Rule No. 1 – Oneida Trial Court Rules.		
Public Meeting	A public meeting was held on November 22, 2019.		
Fiscal Impact	A fiscal impact statement was submitted by the Finance Dept. on January 29, 2020.		

### SECTION 2. LEGISLATIVE DEVELOPMENT

- 1
- 2 **A.** The Oneida Nation exercises its sovereignty through the enactment and enforcement of its own laws.
- 3 These laws cover a variety of topics, including health and public safety, environmental and natural
- 4 resources, and property and land. When a person violates a law of the Nation, several laws authorize
- 5 the Nation to enforce by issuing citations, fines and penalties. However, the Nation's laws do not
- 6 include a uniform process for what happens after a citation is issued, particularly once it reaches the
- 7 Judiciary. This has led to implementation issues for individuals and entities involved in the citation
- 8 process. In some instances, it has resulted in the dismissal of cases in the Judiciary on technical grounds.
- 9 **B.** During the development of amendments to Domestic Animals law in 2019, the LOC worked
- 10 collaboratively with several of the Nation's agencies. During this process, the agencies discussed the

- 11 need to develop a more detailed procedure for the issuance and processing of citations. Rather than add  
12 a detailed process only to the Domestic Animals law, the LOC decided to begin drafting a new Citations  
13 law to apply to violations of any law of the Nation that authorizes citations.
- 14 C. The LOC added the proposed Citations law to the Active Files List on May 15, 2019. Since that time,  
15 a work group of representatives from Oneida Police Department, Environmental Resource Board,  
16 Oneida Law Office and Oneida Legal Resource Center met to work on the proposed law.
- 17 D. This proposed law applies only to citations issued by the Nation for violations of the Nation’s laws.  
18 Officers of the Oneida Police Department are cross-deputized by the Brown County Sheriff’s  
19 Department and also have the authority to issue citations for violation of state laws that may be heard  
20 in Wisconsin Circuit Courts (for example, violations for operating while intoxicated).

21

### 22 SECTION 3. CONSULTATION AND OUTREACH

- 23 A. Representatives from the following departments or entities participated in the development of this law  
24 and legislative analysis: Oneida Police Department, Oneida Law Office, Oneida Judiciary, Oneida  
25 Legal Resource Center, and Oneida Environmental Resource Board.
- 26 B. The following laws were reviewed in the drafting of this analysis: Domestic Animals law; Hunting,  
27 Fishing and Trapping law; All-Terrain Vehicle law; Public Use of Tribal Land law; Recycling and  
28 Solid Waste Disposal law; Tribal Environmental Response law; Well Abandonment law; Onsite Waste  
29 Disposal Ordinance; Water Resources law; Emergency Management and Homeland Security law;  
30 Tobacco law; Oneida Food Service Code; Tattoo and Body Piercing law; Notary Act; Non Metallic  
31 Mine Reclamation law; Zoning and Shoreland Protection law; Motor Vehicle Registration law;  
32 Marriage law; Sanitation Ordinance; Clean Air Policy; Alcohol Beverage Licensing law; Oneida  
33 Woodcutting Ordinance; Building Code law; Rules of Civil Procedure; Rules of Appellate Procedure,  
34 and Judiciary Law Rule No 1 – Oneida Trial Court Rules.

35

### 36 SECTION 4. PROCESS

- 37 A. The amendments to this law have followed the process set forth in the Legislative Procedures Act (LPA).
- 38 B. The law was added to the Active Files List on May 15, 2019.
- 39 C. A public meeting was held on November 22, 2019. The public comment period was held open until  
40 December 3, 2019.
- 41 C. The following work meetings were held regarding the development of this law and legislative analysis:
- 42 ▪ May 21, 2019: Work meeting with Oneida Police Department, Oneida Law Office, Environmental  
43 Resource Board and Legal Resource Center.
  - 44 ▪ May 23, 2019: Work meeting with LOC.
  - 45 ▪ June 13, 2019: Work meeting with LOC.
  - 46 ▪ August 6, 2019: Work meeting with Oneida Police Department, Oneida Law Office and Oneida  
47 Judiciary clerks.
  - 48 ▪ August 29, 2019: Work meeting with LOC.
  - 49 ▪ October 2, 2019: Work meeting with LOC.
  - 50 ▪ December 18, 2019: Work meeting with LOC.

51

### 52 SECTION 5. CONTENTS OF THE LEGISLATION

- 53 A. *Commencement of a Citation Action.*
- 54 ▪ *What is a Citation?* A citation is a “legal document that services as a notice or summons to appear  
55 in a court of the Nation in response to a charge against an individual of a violation of law” [8 O.C.  
56 807.3-1(b)]. The issuance of a citation begins a civil action in the Judiciary for violating a law of  
57 the Nation for the purpose of collecting a fine or penalty imposed by the law [8 O.C. 807.4-1].
  - 58 ▪ *Who Can Issue a Citation?* An “officer” may issue a citation to any person he or she has reasonable  
59 grounds to believe has committed a violation of a law of the Nation. For the purposes of this law,

- 60 an “officer” is defined as “any individual authorized by a law of the Nation to issue a citation for a  
61 violation of said law” [8 O.C. 807.3-1(g)]. For most laws of the Nation, the individual authorized  
62 to issue a citation is an officer of the Oneida Police Department or a Conservation Warden.
- 63 ■ *Who can Receive a Citation?* A “person” who receives a citation may be an individual or a legal  
64 entity, such as a corporation, LLC or sole proprietorship [8 O.C. 807.3-1(i)].
- 65 **B. Form of Citation.** This law creates a standard list of information that must be included on a citation  
66 form when it is issued. These requirements match the information included on the current citation form  
67 used by the Nation [8 O.C. 807.4-3].
- 68 ■ *Identifying Information:*
    - 69 ○ Name of the officer who issued citation;
    - 70 ○ Name, address, and date of birth of the defendant. Enrollment number and/or license  
71 number of the defendant, if applicable.
  - 72 ■ *Information About the Alleged Violation:*
    - 73 ○ The violation alleged, the law violated, the time and place of the violation, and a description  
74 of the violation.
  - 75 ■ *Court Hearing & Fine Information:*
    - 76 ○ A notice of when and where to appear at a citation pre-hearing and whether the pre-hearing  
77 is mandatory;
    - 78 ○ Provisions for payment of citation and stipulation in lieu of an appearance in Court, if  
79 applicable. In other words, the option for individuals to pay their fine without having to  
80 make a court appearance;
    - 81 ○ Notice that if the defendant does not pay the citation or stipulate an agreement prior to the  
82 pre-hearing and fails to appear in Court at the time listed on the citation, the Court may  
83 issue a default judgment which may include any fine amount due, restitution and/or  
84 suspension of any rights, privileges, or licensures, or any other penalty authorized by law;
    - 85 ○ Notice that failure to satisfy a fine, restitution, or any other party of the judgment may  
86 result in per capita attachment, wage garnishment, revocation, suspension of any rights,  
87 privileges, licensures, and/or any other action authorized by law and/or other collection  
88 processes available to the court.

89  
90 *Current Oneida Nation Citation Form – Front*

**ONEIDA NATION CITATION** #20 \_\_\_\_\_ - IR# \_\_\_\_\_

<b>Appearance Required</b> <input type="checkbox"/> No <input type="checkbox"/> Yes		<b>Date:</b> _____		<b>See back for court/ payment information</b>		<b>Fine/Other Penalties</b> \$ _____	
Oneida Judiciary 2630 West Mason Street, Green Bay, WI 54303		<b>Time:</b> _____ <input type="checkbox"/> AM <input type="checkbox"/> PM				<b>Court Costs</b> \$ _____	
Day of Week	Date of Violation	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	COUNTY	TWP-Village-City			
NAME (Last, First, MI)				Area Code - Telephone No.			
Tribal ID		Driver's License/ID #		State		Exp Year	
Street Address				City		State	
Date of Birth MM/DD/YYYY		Sex	Race	HT	WT	Hair	Eyes
Violation Code		Violation Name					
Description of Violation							
Print Officer Name		Officer Signature		Title	Badge Number	Department/Agency	
<b>YOU ARE HEREBY NOTIFIED TO APPEAR IN FRONT OF THE ONEIDA JUDICIARY</b> A failure to appear and defend may result in a default judgment against the Defendant							
Issuance Information		Method of Service		Personal	Mail	Left with ___ at defendant's residence	

Distribution: White-Court Yellow-Defendant Pink-Law Office Goldenrod-Agency

91 *Current Oneida Nation Citation Form – Back*

**Mandatory Appearance** If your citation is marked “Yes” under the “Appearance Required,” you **MUST** appear in Court.

**Disputing a Citation** If you wish to dispute the citation, you must appear in court for a pre-hearing where a “contest” or “admit” plea will be entered verbally. A hearing date will then be scheduled.

**If you do not wish to dispute the Citation** You may mail in a money order or cashier’s check made payable to the Oneida Judiciary; include a copy of your citation and send to Oneida Judiciary at P.O. Box 19 Oneida, WI 54155 before the Court date stated on your citation. Or you may pay in person at the Oneida Judiciary located at 2630 West Mason Street, Green Bay, WI 54303.

**If you do nothing** The Court may enter a default judgement which may include, but is not limited to, any fine amount that is due, restitution and/or suspension of any rights, privileges or licensures with the Oneida Nation.

**Failure to satisfy Penalty/Restitution** A failure to satisfy and fine, restitution or any other part of the judgement, may result in the following, but is not limited to, intercept of Per Capita, wage garnishment, revocation and/or suspension of any rights, privileges, licensures, or any other action authorized by law with the Oneida Nation.

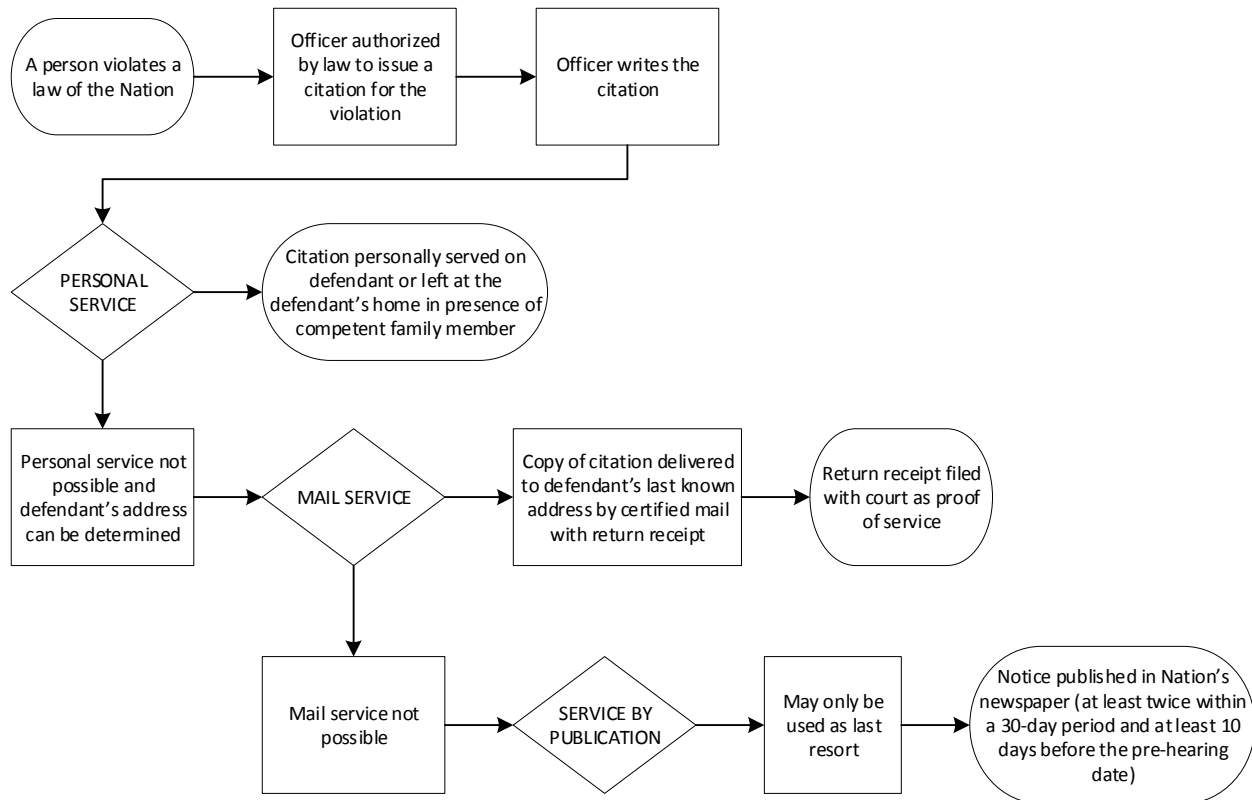
OP25352 R11/17

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- C. **Service of a Citation.** When an officer issues a citation, the citation must be “served” on the individual alleged to have violated the law [8 O.C. 807.4-4].
- **Personal Service.** An officer must first attempt to personally serve the citation on the defendant (i.e. hand the citation to the defendant) or leave a copy of the citation at the defendant’s home in the presence of a competent family member at least fourteen (14) years of age or an adult who resides in the home of the defendant.
    - *Why age 14?* In the state of Wisconsin, a service of summons may be left in the presence of a competent family member at least fourteen (14) years of age if, with reasonable due diligence, the defendant cannot be personally served [Wis. Stats 801.11]. This provision is modeled after WI statutes.
  - **Mail Service.** If personal service is not possible and the defendant’s address can be determined, then mail service may be used. For service by mail, a copy of the citation may be delivered to the defendant’s last known address by certified mail with return receipt. The certified mail return receipt will be signed by the defendant or competent family member at least fourteen (14) years of age or an adult who resides in the home of the defendant. The certified mail return receipt will be filed with the Court as proof of service.
  - **Service by Publication.** As a last resort, after a showing of due diligence that personal and mail service are not possible, then service may be completed by publication in the Nation’s newspaper (the Kalihwisaks). The notice must be published at least two (2) times within a 30-day period. The notices must be published at least ten (10) days before the citation pre-hearing.
  - **Filing a Citation.** The department of the officer who issued the citation must file the citation with the Court along with proof of service, if applicable, at least thirty (30) days prior to the date of the pre-hearing. Citations may be filed in person or electronically transmitted [8 O.C. 807.4-5].
    - *Amendments to Citations.* A citation may be amended by an officer or the authorized attorney prior to the citation pre-hearing. A copy of the amended citation must be provided to the defendant at least five (5) days prior to the citation pre-hearing.



119 *Chart 1. Service of a Citation.*

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123 **D. *Stipulations.*** An authorized attorney of the Nation is granted the discretion to seek the settlement of  
 124 the citation. This means that the Nation and the defendant can agree to a lower fine amount or other  
 125 condition to settle the case [8 O.C. 807.5].

126 ■ *Who is an Authorized Attorney of the Nation?* An attorney of the Nation who represents the  
 127 department or entity of the officer who issued the citation, such as the attorney for the Oneida Police  
 128 Department [8 O.C. 807.3-1]. Attorneys of the Nation work in the Oneida Law Office.

129 ■ *Form of Stipulation.* The stipulation, or agreement, between the Nation's attorney and defendant  
 130 must be in writing, signed by both parties, and include the following information:

- 131 ○ A summary of the violation that resulted in the citation,
- 132 ○ The details of the stipulation including any fine, penalty, condition or payment plan the  
 133 defendant must comply with,
- 134 ○ A statement that the defendant admits that he or she committed the act or is entering a plea  
 135 of no contest and waives his or her right to contest the citation in Court; and
- 136 ○ A statement that all parties signed the agreement free of duress and coercion.

137 ■ *Current Practice.* It is the Nation's current practice to offer stipulations to defendants for violations  
 138 of the Nation's Domestic Animals law. Stipulations typically involve the Nation lowering a fine  
 139 amount. Currently, this practice is not outlined in detail in any law of the Nation.

140 ○ *Comparison to State of WI.* For cases in Wisconsin circuit court, stipulations are typically  
 141 handled by the prosecutor's office. Oneida Nation does not have a prosecutor or exercise  
 142 criminal jurisdiction, so in this instance, the Nation is represented by an attorney of the  
 143 Law office who assumes these responsibilities for violations the Nation's civil laws.

144 ■ *Effect.* Although offering stipulations is the current practice of the Nation, placing the process in  
 145 the law will formally establish this authority for the authorized attorneys of the Nation.

146 **E. *Citation Pre-Hearing.*** All citations will include a pre-hearing date with the Court which will be set at  
 least thirty (30) days after the citation was issued, unless stated otherwise by a law of the Nation [8

147 *O.C. 807.6-1].* The Judiciary’s current practice is to hold citation pre-hearings on the third Thursday of  
148 each month.

149 ■ *Mandatory Appearance.* Appearance at a pre-hearing is only mandatory when a law, policy, rule  
150 or resolution of a Nation requires a mandatory appearance for that specific violation of the law.  
151 Most violations of the Nation’s laws do not require a mandatory appearance.

152 ○ *Example:* The Domestic Animals law fine, penalty and licensing fee schedule requires a  
153 mandatory court appearance for mistreatment of animals [*BC Resolution 05-08-19-D*].

154 ■ *Paying Fine or Penalty.* If an appearance is not mandatory and the individual does not want to  
155 contest (or challenge) the citation, the individual may pay the fine or penalty listed on the citation  
156 before the pre-hearing date and the citation will be considered satisfied.

157 ■ *Contesting a Citation.* If an individual wants to contest their citation, that person can appear at the  
158 pre-hearing to contest the citation. If an appearance at the pre-hearing isn’t mandatory, that  
159 individual can also send a written notice to the Court with a copy to the Law Office notifying the  
160 court that they wish to contest the citation.

161 ■ *Default Judgment.* If the defendant does not pay their fine or enter into a stipulation before their  
162 pre-hearing date and fails to appear at their pre-hearing or provide notice to the court, then the court  
163 may enter a default judgment against the defendant. In other words, if a defendant “ignores” their  
164 citation, the court can automatically find them guilty of the violation.

165 ○ *Consequences.* A default judgment can include the fine amount due, restitution, suspension  
166 of rights, privileges and licenses, or any other penalty authorized by laws of the Nation.

167 **F. Citation Hearing.** If a defendant contests that they committed the violation that resulted in the citation,  
168 then the Court will schedule a hearing within ninety (90) days of the pre-hearing date. In other words,  
169 if the defendant argues that they did not commit the violation or that the citation was issued  
170 inappropriately, the defendant has an opportunity to challenge their citation at a court hearing [*8 O.C.*  
171 *807.6-2*].

172 ■ *Burden of Proof.* The burden of proof at a citation hearing is “clear and convincing evidence.” This  
173 means that the Nation must provide evidence “indicating that the [allegation] to be proved is highly  
174 probably or reasonably certain” [*see Black’s Law Dictionary*].

175 ○ *Current Standard of Proof.* The Nation’s Rules of Civil Procedure state that the standard  
176 of proof for all matters to be decided by the Court shall be proven by a “preponderance of  
177 the evidence” standard, unless specified otherwise [*8 O.C. 803.4-8*]. “Preponderance of  
178 the evidence” is the burden of proof in most civil trials and means that there is sufficient  
179 evidence that there is a greater than 50% chance that the claim is true.

180 ○ *Effect.* This law sets a higher burden of proof than the Judiciary is currently using for  
181 citation hearings under the laws of the Nation. This means that the Nation and its agencies  
182 (represented by its authorized attorney) will have to meet this higher burden of proof when  
183 a citation is challenged by a defendant. This will only apply to citation hearings. All other  
184 hearings of the court will utilize the “clear and convincing evidence” standard unless  
185 otherwise noted in another law of the Nation.

186 ■ *Appeals.* Anyone who wishes to appeal a judgment of the court may appeal to the Nation’s Court  
187 of Appeals in accordance with the Rules of Appellate Procedure [*8 O.C. 807.6-3*].

188 ○ The Rules of Appellate Procedure state that a notice of appeal must be filed within thirty  
189 (30) days after the Trial Court’s order is rendered [*8 O.C. 805.5*].

190 **G. Exclusion.** This law will not apply to any law of the Nation that delegates hearing authority to a hearing  
191 body other than the Judiciary [*8 O.C. 807.7*]. The Oneida Land Commission retains hearing authority  
192 for citations issued under two of the Nation’s laws. Therefore, the proposed Citations law will not apply  
193 to citations issued under the following two laws:

194 ■ Zoning and Shoreland Protection law [*6 O.C. 605*].

195 ■ Non-Metallic Mining Reclamation law [*4 O.C. 402*].

196



197 **SECTION 6. EXISTING LEGISLATION**

198 **A. Which Laws of the Nation will the New Citations Process Apply to?** Many laws of the Nation authorize  
 199 citations, fines or forfeitures for violations. The intent of the proposed Citations law is to establish a uniform  
 200 process that can apply to all of these laws without conflict. Some of these laws were updated after the  
 201 creation of the Nation’s Judiciary and conform cleanly with the process in this proposed Citations Law.  
 202 However, other laws are decades-old and conform less clearly due to changes in drafting style and the  
 203 Nation’s organizational structure over the years. The following charts provide a summary of the Nation’s  
 204 laws that authorize citations, fines, forfeitures or penalties and whether the proposed Citations law will  
 205 apply.

- 206 ■ **Laws that Authorize Citations & Include Judiciary Appeals Process with Timelines.** The  
 207 following laws of the Nation specifically authorize the issuance of citations and include a process  
 208 for contesting citations in the Judiciary Trial Court with required timelines for citations hearings.  
 209 The proposed Citations law conforms with these timeframes and adds additional process and  
 210 requirements.

- 211 ○ *Conclusion:* The proposed Citations will apply to any citations issued under the following  
 212 laws of the Nation:

213 *Chart 2. Oneida Laws that Authorize Citations & Include Judiciary Appeals Process.*

Chapter	Law	Authority to Enforce	Example Violation
304	<i>Domestic Animals</i>	Oneida Police Department and Oneida Conservation	Dangerous animal; prohibited animal; animal running at large.
406	<i>Hunting, Fishing and Trapping</i>	Oneida Police Department and Oneida Conservation	Failure possess license; Failure to tag, Unlawfully hunting/shooting from a vehicle.
410	<i>All Terrain Vehicle</i>	Oneida Police Department and Oneida Conservation	Operating all-terrain vehicle in a careless manner, on private property without consent, on tribal lands without consent
609	<i>Public Use of Tribal Land</i>	Oneida Police Department and Oneida Conservation	Trespassing.

- 215 ■ **Laws that Authorize Citations & Refer to Citations law for Judiciary Appeals Process.** The  
 216 following laws of the Nation specifically authorize the issuance of citations and state that citations  
 217 will be processed in accordance with the procedure contained “in the Nation’s laws and policies  
 218 governing citations.” This refers to the proposed Citations law and Judiciary Law Rule No. 1 –  
 219 Oneida Trial Court Rules.

- 221 ○ *Conclusion:* The proposed Citations will to apply to any citations issued under the  
 222 following law of the Nation:

223 *Chart 3. Oneida Laws that Authorize Citations & Reference Citations law.*

Chapter	Law	Authority to Enforce	Example Violation
308	<i>Curfew</i>	Oneida Police Department	Minor violating curfew.

225

- 226     ▪ **Laws that Authorize “Fines, Penalties and Forfeitures” and Include Judiciary Appeals Process**  
 227 **with Timelines.** The following laws of the Nation authorize “fines, penalties or forfeitures” and  
 228 include a process for contesting citations in the Judiciary Trial Court with required timelines for  
 229 citation hearings. The proposed Citations law conforms with these timeframes and adds additional  
 230 process and requirements.  
 231         ○ *Conclusion:* The proposed Citations law appears to apply to any citations issued under the  
 232 following laws of the Nation:  
 233

234 *Chart 4. Laws that Authorize Fines and Include Judiciary Appeals Process w/Timelines.*

Chapter	Law	Authority to Enforce	Example Violation
401	<i>Tribal Environmental Response Law</i>	Environmental Health, Safety and Land Division	Violating a compliance order issued by Division for discharging hazardous substance.
404	<i>Well Abandonment Law</i>	Environmental Health, Safety and Land Division	Failure to comply within ten (10) days of written notice of violation.
407	<i>Onsite Waste Disposal Ordinance</i>	Environmental Health, Safety and Land Division (“Environmental Specialist”)	Failure to correct on-site waste disposal system, constituting threat to public health.
409	<i>Water Resources</i>	Oneida Conservation	Failure to report discharging substance to waters of reservation.

- 235
- 236     ▪ **Laws that Authorize Citations and Do Not Include Judiciary Appeals Process.** The following  
 237 laws of the Nation specifically authorize citations but do not specify a process or timeframe for  
 238 how citations may be contested in the Judiciary. The process and timeframes included in the  
 239 Citations law will now apply to any citations issued under these laws.  
 240         ○ *Conclusion:* The proposed Citations law will apply to any citations issued under the  
 241 following law of the Nation:  
 242

243 *Chart 5. Oneida Laws that Authorize Citations and Do Not Include Judiciary Appeals Process.*

Chapter	Law	Authority to Enforce	Example Violation
405	<i>Recycling and Solid Waste Disposal*</i>	Oneida Police Department and Oneida Conservation	Improperly dumping solid waste within reservation boundaries

244 *\*The Recycling and Solid Waste Disposal Law is currently on the LOC’s Active Files List*  
 245 *for amendments.*  
 246

- 247     ▪ **Laws that Authorize “Fines, Penalties and Forfeitures” and Include Judiciary Appeals Process**  
 248 **without Timelines.** The following laws of the Nation authorize “fines, penalties or forfeitures” and  
 249 state that appeals may be filed with the Judiciary, but do not specify a process or timeframe for  
 250 how those appeals will be handled. It appears that the process and timeframes included in the  
 251 Citations law will likely apply to any citations issued under these laws.  
 252         ○ *Conclusion:* The proposed Citations law appears to apply to any citations issued under the  
 253 following laws of the Nation:  
 254  
 255  
 256

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Chart 6. Oneida Laws that Authorize Fines and Include Judiciary Appeals Process w/o Timelines

Chapter	Law	Authority to Enforce	Example Violation
115	Tobacco	Oneida Police Department	Selling tobacco products in violation of the law.
302	Emergency Management and Homeland Security	Oneida Police Department	Willfully obstruct, hinder or delay the implementation of emergency response.
305	Oneida Food Service Code*	Environmental Health, Safety and Land Division and Licensing.	Selling food or food products on tribal property without a license.
306	Tattoo and Body Piercing	Environmental Health, Safety and Land Division and Licensing.	Performing tattooing or body piercing without a license.
701	Marriage	Licensing Department	False statement to obtain a marriage license.

\*The Oneida Food Service Code is currently on the LOC's Active Files List for amendments.

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- **Laws that Authorize “Fines, Penalties and Forfeitures” and Do Not Include Judiciary Appeals Process.** The following laws of the Nation authorize “fines, penalties and forfeitures” but do not specify a process or timeframe for how citations may be contested in the Judiciary. It appears that the process and timeframes included in the Citations law will likely apply to any citations issued under these laws.
  - *Conclusion:* The proposed Citations law appears to apply to any citations issued under the following laws of the Nation:

Chart 7. Oneida Laws that Authorize Fines and Do Not Include Judiciary Appeals Process.

Chapter	Law	Authority to Enforce	Example Violation
114	Notary Act	“Official designated by Oneida Business Committee.”	Impersonating a notary public.
408	Sanitation Ordinance	Utilities Department.	Continuing Violations.

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- **Laws that Authorize Citations but include Land Commission Appeals Process.** The following laws of the Nation authorize citations, but direct that any appeals be filed with the Land Commission rather than the Nation’s Judiciary. Therefore, the following laws are excluded from the proposed Citations law [8 O.C. 807.7-1].
  - *Conclusion:* The proposed Citations law will not apply to citations issued under the following laws of the nation.

Chart 8. Oneida Laws that Authorize Citations and Conflict with Proposed Citations Law

Chapter	Law	Authority to Enforce	Example Violation
402	Non-Metallic Mine Reclamation	Environmental Health, Safety and Land Division or designee.	Violating an order requiring an operator to comply with the law.
605	Zoning and Shoreland Protection	Zoning Administrator.	Public Nuisance. Failure to obtain land use permit or conditional use permit.

- 278       ▪ **Laws that include Penalties but Do Not Fall Under Proposed Citations law.** The following laws  
279 of the Nation authorize various alternative penalties for violations of the law, but do not include a  
280 citation process or Judiciary appeals process. It can be reasonably concluded that the following  
281 laws would not fall under the jurisdiction of the proposed Citations law as currently drafted.  
282       ○ *Conclusion:* The proposed Citations law does not appear to apply to penalties issued under  
283 the following laws.  
284

285 *Chart 9. Oneida Nation Laws with Other Penalties Where Citations Law Does Not Apply.*

Chapter	Law
403	Oneida Woodcutting Ordinance
411	Clean Air Policy
505	Motor Vehicle Registration
507	Alcohol Beverage Licensing Law
602	Leasing Law
603	Building Code

- 286  
287 **B. Detailed Review of Laws of the Nation that Authorize Citations with Land Commission Appeals**  
288 **Process.** The following laws of the Nation authorize citations but direct that appeals be heard by the  
289 Land Commission rather than the Judiciary:

- 290       ▪ **Zoning and Shoreland Protection law [6 O.C. 605]**  
291       ○ *Purpose.* The purpose of the Zoning and Shoreland Protection law includes establish a  
292 zoning plan for tribal lands, regulate the use of lands and buildings and provide for the  
293 administration and enforcement of this law, among other purposes [3 O.C. 304.1-1].  
294       ○ *Enforcement.* Any person who violates any provision of this law, or who shall take any  
295 action on or with respect to any land or structure which is not in compliance with this law,  
296 shall be guilty of a civil infraction and shall be issued a fine in accordance with the schedule  
297 adopted by the Oneida Business Committee upon recommendation of the Land  
298 Commission.  
299       ○ *Appeals.* Any person issued a fine under this law may contest the fine by attending a  
300 hearing before the Land Commission. The fine shall specify the date, time and place of the  
301 hearing. The hearing shall take place at least five (5) days after the fine is issued. After the  
302 hearing, the Land Commission shall determine whether the person is responsible for the  
303 fine, as was issued by the Zoning Administrator and may set a new date for when the fine  
304 shall be paid.  
305       ○ *Conclusion.* The proposed Citations law states that citation hearings shall be heard in the  
306 Oneida Judiciary, while the Zoning and Shoreland Protection law states that fines issued  
307 under that law must be contested at a hearing of the Oneida Land Commission. Therefore,  
308 this law is excluded from the proposed Citations law [8 O.C. 807.7-1]. The proposed  
309 Citations law will not apply to citations issued under the Zoning and Shoreland Protection  
310 law.  
311       ▪ **Non Metallic Mine Reclamation law [4 O.C. 406]**  
312       ○ *Purpose.* The purpose of the Non-Metallic Mine Reclamation law is to ensure the effective  
313 reclamation of nonmetallic mining sites on which nonmetallic mining takes place within  
314 the boundaries of the reservation [4 O.C. 402.1-1].  
315       ○ *Enforcement.* The Oneida Zoning Department or designee may issue a citation to collect  
316 fines to enforce this law, a permit issued pursuant to this law or a reclamation plan approved  
317 under this law.  
318       ○ *Appeals.* A person who is subject to a citation issued pursuant to this section shall have  
319 sixty (60) days to either appeal the citation to the Land Commission or review or pay the  
320 fine.

321 ○ *Conclusion.* The proposed Citations law states that citations hearings shall be heard in the  
 322 Oneida Judiciary, while the Non-Metallic Mine Reclamation Law states that appeals shall  
 323 be heard by the Land Commission. Therefore, this law is excluded from the proposed  
 324 Citations law [8 O.C. 807.7-1]. The proposed Citations law will not apply to citations  
 325 issued under the Non-Metallic Mine Reclamation law.

326 **C. Detailed Review of Laws of the Nation that Authorize Citations.** The following laws of the Nation  
 327 authorize citations, fines or forfeitures and do not conflict with the proposed Citations law. The  
 328 provisions of the proposed Citations law will likely apply to citations issued under any of the following  
 329 laws:

330 ■ **Domestic Animals law [3 O.C. 304]**

331 ○ *Purpose.* The purpose of the Domestic Animals law is to protect the health, safety, and  
 332 welfare of the community set minimum standards for treatment of animals; prohibit certain  
 333 species of animals from being brought on the reservation; regulate the keeping of livestock  
 334 on lots zoned residential, and establish consequences for damages caused by domestic  
 335 animals [3 O.C. 304.1-1].

336 ○ *Enforcement.* The Oneida Police Department and Oneida Conservation Wardens have the  
 337 authority to issue citations according to the fine and penalty scheduled developed in  
 338 accordance with the Domestic Animals law.

339 ○ *Conclusion.* The proposed Citations law does not conflict with the enforcement provisions  
 340 in the Domestic Animals law. The new requirements of the proposed Citations law will  
 341 now apply to any citations issued under the Domestic Animals law.

342 ■ **Curfew law [3 O.C. 308]**

343 ○ *Purpose.* to protect the health, safety, and welfare of persons and property within the  
 344 Reservation by regulating the activities of minors on the Reservation during certain  
 345 hours, while imposing certain obligations and responsibilities upon the parents,  
 346 guardians, and/or legal custodians of a minor for the control and supervision of that  
 347 minor [3 O.C. 308.1-1].

348 ○ *Enforcement.* The Oneida Police Department has the authority to enforce this law and issue  
 349 citations to the minor or minor's parent for curfew violations in accordance with the law  
 350 [3 O.C. 308.6].

351 ○ *Conclusion.* The proposed Citations law does not conflict with the enforcement provisions  
 352 in the Curfew law. The new requirements of the proposed Citations law will now apply to  
 353 any citations issued under the Curfew law.

354 ■ **Hunting, Fishing and Trapping law [4 O.C. 406]**

355 ○ *Purpose.* The purpose of the Hunting, Fishing and Trapping law is to protect and conserve  
 356 wildlife on the reservation and to promote respect among sportsmen and the environment  
 357 [4 O.C. 406.1-1].

358 ○ *Enforcement.* The Oneida Police Department and Oneida Conservation Wardens may issue  
 359 citations to any person found in violation of the law or corresponding rules. [4 O.C. 406.5-  
 360 4 and 406.10].

361 ○ *Conclusion.* The proposed Citations law does not conflict with the enforcement provisions  
 362 in the Hunting, Fishing and Trapping law. The new requirements of the proposed Citations  
 363 law will now apply to any citations issued under the Hunting, Fishing and Trapping law.

364 ■ **All-Terrain Vehicle law [4 O.C. 410]**

365 ○ *Purpose.* The purpose of the All-Terrain Vehicle law is to govern the safe use of all-terrain  
 366 vehicles within the jurisdiction of the Oneida Reservation to allow enforcement for  
 367 protection of the community members and environment [4 O.C. 410.1-1].

368 ○ *Enforcement.* The Oneida Police Department and Oneida Conservation Wardens are  
 369 authorized to enforce and take any appropriate action to prevent or remove a violation of  
 370 this law. Citations for violations of this law and/or orders issued pursuant to this law



- 371 include sanctions, fines and penalties in accordance with the fine schedule developed in  
372 accordance with the law [4 O.C. 410.6 and 410.7].
- 373 ○ *Conclusion.* The proposed Citations law does not conflict with the enforcement provisions  
374 in the All-Terrain Vehicle law. The new requirements of the proposed Citations law will  
375 now apply to any citations issued under the All-Terrain Vehicle law.
- 376 ■ **Public Use of Tribal Land law [6 O.C. 609]**
- 377 ○ *Purpose.* The purpose of the Public Use of Tribal Land law is to prevent improper access,  
378 use and trespass to tribal lands [6 O.C. 609.1-1].
- 379 ○ *Enforcement.* The Oneida Police Department and Oneida Conservation Wardens are  
380 authorized to take any appropriate action to prevent or remove a violation of this law.  
381 Citations for violation of this law may include fines, penalties and other orders in  
382 accordance with the citation schedule applicable to this law [6 O.C. 609.7].
- 383 ○ *Conclusion.* The proposed Citations law does not conflict with the enforcement provisions  
384 in the Public Use of Tribal Land law. The new requirements of the proposed Citations law  
385 will now apply to any citations issued under the Public Use of Tribal Land law.
- 386 ■ **Recycling and Solid Waste Disposal law [4 O.C. 405]**
- 387 ○ *Purpose.* The purpose of the Recycling and Solid Waste Disposal law is to promote the  
388 health, safety and welfare of residents and members of the Oneida Nation through the  
389 establishment of standards necessary to the sanitary and environmentally sound disposal  
390 of recyclable materials [4 O.C. 405.1-1].
- 391 ○ *Enforcement.* All Oneida Reservation Conservation Enforcement Officers and Police  
392 Officers shall be empowered to enforce the provisions of this law. Any person who violates  
393 a provision of this “ordinance” may be issued a citation by the Oneida Conservation  
394 Warden(s) [4 O.C. 405.12].
- 395 ○ *Conclusion.* The proposed Citations law does not conflict with the enforcement provisions  
396 in the Recycling and Solid Waste Disposal law. The new requirements of the proposed  
397 Citations law will now apply to any citations issued under the Recycling and Solid Waste  
398 Disposal law.
- 399 ■ **Tribal Environmental Response law [4 O.C. 401]**
- 400 ○ *Purpose.* The purpose of the Tribal Environmental Response law is to regulate the  
401 identification, investigation and remediation of discharges of hazardous substances to the  
402 environment, identify sites where discharge has occurred, and eliminate contamination  
403 from and control the threat of discharge of hazardous substances [4 O.C. 401.1-1].
- 404 ○ *Enforcement.* Any person who does not comply with a compliance order issued by the  
405 Environmental Health, Safety and Land Division may receive a penalty in accordance with  
406 the fine schedule. Any order issued pursuant to this law that is not complied with may be  
407 physically enforced by the Division [4 O.C. 401.10].
- 408 ○ *Conclusion.* The proposed Citations law does not conflict with the enforcement provisions  
409 in the Tribal Environmental Response law. The new requirements of the proposed Citations  
410 law will now apply to citations issued under the Tribal Environmental Response law.
- 411 ■ **Onsite Waste Disposal [4 O.C. 407]**
- 412 ○ *Purpose.* The purpose of the Onsite Waste Disposal law is to establish regulations to ensure  
413 that private onsite sewage treatment systems will fulfill Oneida Tribal goals for improving  
414 environmental health and safety [4 O.C. 407.1-2].
- 415 ○ *Enforcement.* The Environmental Specialist may issue an Administrative Enforcement  
416 Order when a violation of any provision of this law occurs... the Order shall be given to  
417 the party responsible for the violation and shall state the nature of the violation, possible  
418 penalties for failure to correct, and shall state the right to contested the matter with the  
419 Oneida Judiciary [4 O.C. 407.7-1].

- 420           ○ *Conclusion.* The proposed Citations law does not conflict with the enforcement provisions  
421           in the Onsite Waste Disposal law. The new requirements of the proposed Citations law will  
422           now apply to any citations issued under the Onsite Waste Disposal law.
- 423       ▪ ***Water Resources [4 O.C. 409]***
- 424           ○ *Purpose.* The purpose of the Water Resources law is to grant necessary powers and to  
425           organize a comprehensive program under a single tribal department for the enhancement  
426           of the quality management and protection of all waters of the Reservation, ground and  
427           surface, public and private [4 O.C. 409.1-2].
- 428           ○ *Enforcement.* The Oneida Conservation Department shall enforce this law, and all rules  
429           and orders issued by the Department [4 O.C. 409.6-3].
- 430           ○ *Conclusion.* The proposed Citations law does not conflict with the enforcement provisions  
431           in the Water Resources law. The new requirements of the proposed Citations law will now  
432           apply to any citations issued under the Water Resources law.
- 433       ▪ ***Emergency Management and Homeland Security law [3 O.C. 302]***
- 434           ○ *Purpose.* The purpose of the Emergency Management and Homeland Security law is to  
435           provide for the development and execution of plans for the protection of residents, property  
436           and the environment in an emergency or disaster [3 O.C. 302.1-1].
- 437           ○ *Enforcement.* Violators of this law may be subject to a fine of not more than two hundred  
438           dollars (\$200) per violation to be issued by the Oneida Police Department [3 O.C. 302.9].
- 439           ○ *Conclusion.* The proposed Citations law does not conflict with the enforcement provisions  
440           in the Emergency Management and Homeland Security law. The new requirements of the  
441           proposed Citations law will now apply to any citations issued under the Emergency  
442           Management and Homeland Security law.
- 443       ▪ ***Oneida Food Service Code [3 O.C. 305]***
- 444           ○ *Purpose.* The purpose of the Oneida Food Service Code is to protect and preserve the safety  
445           of Oneida Nation citizens and others within its jurisdiction in conjunction with the most  
446           current United States Public Health Service Food Code [3 O.C. 305.1-1].
- 447           ○ *Enforcement.* In addition to the suspension or closing down of a business that violates the  
448           law, a food service vendor who violates any provision of the code shall forfeit not less than  
449           five dollars (\$5) nor more than five hundred dollars (\$500) upon conviction. Environmental  
450           Health, Safety and Land Division, Licensing Department and Oneida Police Department  
451           have authority to enforce various provisions of this law.
- 452           ○ *Conclusion.* The proposed Citations law does not conflict with the enforcement provisions  
453           in the current Oneida Food Service Code. The new requirements of the proposed Citations  
454           law will appear to apply to any citations issued under the Oneida Food Service Code.
- 455       ▪ ***Tattoo and Body Piercing [3 O.C. 306]***
- 456           ○ *Purpose.* The purpose of the Tattoo and Body Piercing law is to regulate tattooists, tattoo  
457           establishments, body piercers and body piercing establishments under the jurisdiction of  
458           the Tribe in order to protect public health and safety [3 O.C. 306.1-1].
- 459           ○ *Enforcement.* Environmental Health and Safety Division and Licensing Department [3  
460           O.C. 306.13].
- 461           ○ *Conclusion.* The proposed Citations law does not conflict with the enforcement provisions  
462           in the Tattoo and Body Piercing law. The new requirements of the proposed Citations law  
463           appear to apply to any citations issued under the Tattoo and Body Piercing law.
- 464       ▪ ***Tobacco law [1 O.C. 115]***
- 465           ○ *Purpose.* The purpose of the Tobacco law is to regulate the sale, possession and distribution  
466           of cigarettes within the Reservation [1 O.C. 115].
- 467           ○ *Enforcement.* Violators subject to the jurisdiction of the Nation shall be subject to a fine of  
468           not more than ten dollars (\$10) per pack of un-stamped cigarettes to be issued by the Oneida  
469           Police Department and paid to the Nation [1 O.C. 115.8-1].

- 470 ○ *Conclusion.* The proposed Citations law does not conflict with the enforcement provisions  
471 in the Tobacco law. The new requirements of the proposed Citations law will now apply  
472 to any citations issued under the Tobacco law.
- 473 ■ **Marriage law [7 O.C. 701]**
- 474 ○ *Purpose.* The purpose of the Marriage law is to exercise the sovereign right of the Oneida  
475 Nation to regulate the rights and responsibilities relating to marriages [7 O.C. 701.1-1].
- 476 ○ *Enforcement.* The Department shall promulgate rules that establish a fine schedule for  
477 persons who violate this law [7 O.C. 701.7-1].
- 478 ○ *Conclusion.* The proposed Citations law does not conflict with the enforcement provisions  
479 in the Marriage law. The new requirements of the proposed Citations law appear to apply  
480 to any citations issued under the Marriage law.
- 481 ■ **Notary Act [1 O.C. 114]**
- 482 ○ *Purpose.* The purpose of the Notary Act is to promote, serve and protect the public interest  
483 and to simplify, clarify and modernize the law governing notaries [1 O.C. 114.1-2].
- 484 ○ *Enforcement.* A notary who knowingly and repeatedly performs or fails to perform  
485 any act prohibited or mandated, respectively, by this Act shall forfeit not less than \$50.00  
486 nor more than \$500.00... Any and all of the sections of this Act may be enforced by an  
487 official designated by the Oneida Business Committee for separate issues, or for all issues  
488 [1 O.C. 114.6-4 – 114.6-9].
- 489 ○ *Conclusion.* The proposed Citations law does not conflict with the enforcement provisions  
490 in the Notary Act law. The new requirements of the proposed Citations law appear to apply  
491 to any citations issued under the Notary Act.
- 492 ■ **Sanitation Ordinance [3 O.C. 306]**
- 493 ○ *Purpose.* The purpose of the Sanitation Ordinance is to assure that any water and sanitary  
494 utilities that are developed within the jurisdiction of the Oneida Tribe shall be operated and  
495 maintained in a manner that is fiscally responsible, responsive to customer needs,  
496 environmentally safe and governmentally functional [4 O.C. 408].
- 497 ○ *Enforcement.* Any person who shall continue any violation beyond the time limit provided  
498 for in sec. (b) may be assessed a fine of not more than \$250.00 [4 O.C. 408.11].
- 499 ○ *Conclusion.* The proposed Citations law does not conflict with the enforcement provisions  
500 in Sanitations Ordinance. The new requirements of the proposed Citations law appear to  
501 apply to any citations issued under the Sanitation Ordinance law.
- 502 **D. References to Other Laws.** The following laws of the Nation are referenced in the Citations law. The  
503 proposed Citations law does not conflict with any of the referenced laws.
- 504 ■ *Garnishment law.* The defendant's failure to satisfy a fine and/or restitution may result in per  
505 capita attachment, wage garnishment and/or other collection processes available to the Court [8  
506 O.C. 807.6-2(d)].
- 507 ■ *Per Capita law.* The defendant's failure to satisfy a fine and/or restitution may result in per capita  
508 attachment, wage garnishment and/or other collection processes available to the Court [8 O.C.  
509 807.6-2(d)].
- 510 ■ *Rules of Appellate Procedure.* Any person wishing to contest the determination of the Court may  
511 appeal to the Nation's Court of Appeals in accordance with the Rules of Appellate Procedure [8  
512 O.C. 807.6-3].
- 513 **E. Existing Judiciary Rules.** The Oneida Business Committee recently adopted Judiciary law Rule #1 –  
514 Oneida Trial Court Rules. This new rule, developed by the Judiciary and adopted by the Oneida  
515 Business Committee on September 25, 2019, includes procedures for how citation hearings are held at  
516 the Judiciary [8 O.C. 801 Judiciary law Rule #1 – 1.17 Citation Hearings].
- 517 ■ *Conclusion.* The proposed Citations law does not conflict with the citation hearing procedures in  
518 Judiciary Law Rule No. 1 – Oneida Trial Court Rules.
- 519



520 **SECTION 7. EFFECTS ON EXISTING RIGHTS, PRIVILEGES, OR OBLIGATIONS**

- 521 A. **Effect on Existing Rights.** The proposed Citations law protects due process rights by:
- 522     ▪ Requiring that all citations be properly noticed, including a notice of the defendant’s rights and
- 523     privileges, hearing dates and information;
- 524     ▪ Ensuring that defendants have the right to contest their citations in the Nation’s Judiciary;
- 525     ▪ Establish a formal process for stipulations that require defendants to acknowledge that they are
- 526     waiving their rights to contest the citation in court and sign a statement that they enter into the
- 527     agreement free of duress and coercion.
- 528

529 **SECTION 8. ENFORCEMENT AND ACCOUNTABILITY**

- 530 A. **Enforcement.** Each law of the Nation typically includes an “enforcement” section which gives
- 531     authority to a specific agency or department to enforce the law. Most laws of the Nation are enforced
- 532     by the Oneida Police Department or Conservation Wardens. For more information, see “Section 6:
- 533     Existing Legislation.”
- 534

535 **SECTION 9. OTHER CONSIDERATIONS**

- 536 A. **Current Citation Data.** The following data is provided for information:
- 537     ▪ *Oneida Police Department*
- 538         ○ Nineteen (19) Domestic Animals citations issued between September 2018 - August 2019.
- 539         The most common citations were “mistreatment of animals” and “animal running at large.”
- 540         ○ The department did not report issuing citations under any other laws of the Nation.
- 541         *Source: Email communication with OPD (9/9/19).*
- 542     ▪ *Oneida Conservation Wardens*
- 543         ○ Oneida Police Department reported that Conservation issued no citations between
- 544         September 2018 - August 2019.
- 545         ○ Conservation issued at least one Hunting, Fishing and Trapping citation in 2017.
- 546         *Source: Email communication with OPD (9/11/19).*
- 547     ▪ *Conclusion:* Based on available data, the most common citations issued by the Nation involve the
- 548     Domestic Animals law or the Hunting, Fishing and Trapping law.
- 549 B. **Laws in Progress that Include Citations.** At the time this analysis was drafted, the LOC is actively
- 550     working on drafting or amending the following laws which include citations:
- 551     ▪ The Oneida Food Service Code
- 552     ▪ Recycling and Solid Waste Disposal law.
- 553 C. **Fiscal Impact.** Review the fiscal impact statement submitted by the Finance Department for any fiscal
- 554     impacts.
- 555     ▪ Under the Legislative Procedures Act, a fiscal impact statement is required for all legislation except
- 556     emergency legislation [1 O.C. 109.6-1].
- 557     ▪ A fiscal impact statement shall be submitted by agencies as directed by the Legislative Operating
- 558     Committee and may be prepared by any agency who may receive funding if the legislation is
- 559     enacted; who may administer a program if the legislation is enacted; who may have financial
- 560     information concerning the subject matter of the legislation; or by the Finance Office, upon request
- 561     of the Legislative Operating Committee [1 O.C. 109.6-1(a) and (b)].

562

563

**Title 8. Judiciary - Chapter 807**  
**Kayan<sup>^</sup>sla Ois<sup>wa</sup>>**  
*Laws of issues/matters*  
**CITATIONS**

- |  |                          |
|--|--------------------------|
| 807.1. Purpose and Policy                | 807.5. Stipulations      |
| 807.2. Adoption, Amendment, Repeal       | 807.6. Hearing Procedure |
| 807.3. Definitions                       | 807.7. Exclusion         |
| 807.4. Commencement of a Citation Action |                          |
- 

1  
2 **807.1. Purpose and Policy**  
3 807.1-1. *Purpose.* The purpose of this law is to provide a process that governs all citations that fall  
4 under the jurisdiction of the Oneida Nation.  
5 807.1-2. *Policy.* It is the policy of the Nation to provide a consistent process for handling citations  
6 of the Nation in order to ensure equal and fair treatment to all persons who come before the  
7 Judiciary to have their citations resolved.  
8  
9 **807.2. Adoption, Amendment, Repeal**  
10 807.2-1. This law was adopted by the Oneida Business Committee by resolution BC-\_\_-\_\_-\_\_-\_\_.  
11 807.2-2. This law may be amended or repealed by the Oneida Business Committee and/or General  
12 Tribal Council pursuant to the procedures set out in the Legislative Procedures Act.  
13 807.2-3. Should a provision of this law or the application thereof to any person or circumstances  
14 be held as invalid, such invalidity shall not affect other provisions of this law which are considered  
15 to have legal force without the invalid portions.  
16 807.2-4. In the event of a conflict between a provision of this law and a provision of another law,  
17 the provisions of this law shall control.  
18 807.2-5. This law is adopted under authority of the Constitution of the Oneida Nation.  
19  
20 **807.3. Definitions**  
21 807.3-1. This section shall govern the definitions of words and phrases used within this law. All  
22 words not defined herein shall be used in their ordinary and everyday sense.  
23 (a) “Authorized attorney” means an attorney of the Nation who represents the department  
24 or entity of the officer who issued the citation.  
25 (b) “Citation” means a legal document that serves as a notice or summons to appear in a  
26 court of the Nation in response to a charge against an individual of a violation of law.  
27 (c) “Court” means the Nation’s Trial Court, Family Court, or any other specific courts or  
28 divisions of the Nation’s Judiciary created by a law of the Nation which have been granted  
29 jurisdiction to hear matters of citations.  
30 (d) “Court of Appeals” means the branch of the Nation’s Judiciary delegated the authority  
31 of final appeals within the Nation’s Judiciary, as authorized by Oneida General Tribal  
32 Council resolution GTC-03-19-17-A.  
33 (e) “Judiciary” means the Oneida Nation Judiciary, which is the judicial system that was  
34 established by Oneida General Tribal Council resolution GTC-01-07-13-B, and then later  
35 authorized to administer the judicial authorities and responsibilities of the Nation by  
36 Oneida General Tribal Council resolution GTC-03-19-17-A.  
37 (f) “Nation” means the Oneida Nation.

38 (g) “No contest” means a plea by which a defendant will accept the charged violation of  
39 law but does not plead or admit guilt.

40 (h) “Officer” means an individual authorized by a law of the Nation to issue a citation for  
41 a violation of said law.

42 (i) “Person” means a natural person, sole proprietorship, partnership, corporation, limited  
43 liability company, or any other form of a legal entity.

44

#### 45 **807.4. Commencement of a Citation Action**

46 807.4-1. *Action*. The issuance of a citation shall commence a civil action in the Judiciary for a  
47 violation of a law of the Nation for the purpose of collecting a fine or penalty imposed by the law  
48 in the name of the Nation.

49 807.4-2. *Authority to Issue*. An officer may issue a citation to any person he or she has reasonable  
50 grounds to believe has committed a violation of a law of the Nation that expressly permits the  
51 issuance of a citation.

52 807.4-3. *Form of Citation*. A citation shall contain the following information:

53 (a) The name of the officer who issued the citation.

54 (b) The name, address, and date of birth of the defendant.

55 (c) The enrollment number and/or license number of the defendant, if applicable.

56 (d) Information about the alleged violation including:

57 (1) the violation alleged;

58 (2) the law violated;

59 (3) the time and place of the occurrence of the violation; and

60 (4) a description of the violation.

61 (e) A notice to appear at a date, time and place for the citation pre-hearing, and a statement  
62 as to whether the appearance at the pre-hearing is mandatory.

63 (f) Provisions for payment of citation and stipulation in lieu of an appearance in Court, if  
64 applicable.

65 (g) Notice that if the defendant does not pay the citation or stipulate to an agreement prior  
66 to the pre-hearing and fails to appear in Court at the time fixed in the citation or provide  
67 written notice to the Court that he or she is contesting the citation, the Court may issue a  
68 default judgment which may include any fine amount due, restitution and/or suspension of  
69 any rights, privileges, or licensures, or any other penalty authorized by law.

70 (h) Notice that failure to satisfy a fine, restitution, or any other part of the judgment, may  
71 result in per capita attachment, wage garnishment, revocation, suspension of any rights,  
72 privileges, licensures, and/or any other action authorized by law and/or other collection  
73 processes available to the Court.

74 (i) Any other relevant information.

75 807.4-4. *Service of a Citation*. The defendant is served with a citation when one of the following  
76 occurs:

77 (a) *Personal Service*. The citation is provided to the defendant directly by the officer, or  
78 a copy of the citation is left at the defendant’s home or usual place of abode by the officer:

79 (1) in the presence of a competent family member at least fourteen (14) years of  
80 age who shall be informed of the contents of the citation; or

81 (2) in the presence of a competent adult who resides in the home or usual place of  
82 abode of the defendant, who shall be informed of the contents of the citation.

83 (b) *Mail Service*. If personal service is not possible, and the defendant's address is known  
84 or with reasonable diligence can be ascertained, then mail service may be used. For service

85 by mail, a copy of the citation may be delivered to the defendant's last known address by  
86 certified mail with return receipt. The certified mail return receipt shall be signed by the  
87 defendant or a competent family member at least fourteen (14) years of age or an adult who  
88 resides in the home of the defendant.

89 (1) The certified mail return receipt shall be filed with the Court as proof of service.

90 (c) *Service by Publication.* If after a showing of due diligence personal service and mail  
91 service were not possible, then service may be completed by publication as a last resort.  
92 The publication shall be in the Nation's newspaper and shall be designated as "Legal  
93 Notice." The department of the officer and/or authorized attorney shall publish this notice  
94 at least two (2) times within a thirty (30) day period. The two (2) notices shall be published  
95 a minimum of ten (10) days before the citation pre-hearing.

96 (1) Copies of the two (2) published notices and written report stating the facts  
97 surrounding the failure of personal and mail service shall be filed with the Court as  
98 proof of service.

99 (2) If service by publication is required and there is insufficient time for proper  
100 service before the pre-hearing, the Court may, on its own, order different time limits  
101 for service by publication and/or re-schedule the pre-hearing appropriately in order  
102 to provide for fair notice and opportunity for the defendant to respond.

103 (3) The Court may order the defendant to reimburse the department of the officer  
104 and/or the authorized attorney for any costs incurred from service by publication.

105 807.4-5. *Filing of a Citation.* Absent exigent circumstances, the department of the officer who  
106 issued the citation shall file the citation with the Court along with any applicable proof of service  
107 at least thirty (30) days prior to the date of the pre-hearing.

108 (a) Citations may be filed in person or electronically transmitted to the Court. Citations  
109 that are electronically transmitted to the Court are deemed filed upon confirmation of  
110 receipt by the Clerk of Court assigned to the branch of the Judiciary that will hear the  
111 citation.

112 (b) After filing the citation with the Court, the department of the officer who issued the  
113 citation shall forward the citation and all relevant accompanying information to the  
114 authorized attorney. Relevant information to accompany the citation may include, but is  
115 not limited to, a narrative by the officer and/or history of violations by the defendant.

116 807.4-6. *Amendments to the Citation.* A citation may be amended by an officer or the authorized  
117 attorney prior to the citation pre-hearing. A copy of the amended citation shall be provided to the  
118 defendant in accordance with section 807.4-4, and filed with the Court, at least five (5) days before  
119 the citation pre-hearing. After the hearing, the citation may only be amended at the discretion of  
120 the Court, upon notice to the parties and an opportunity to be heard.

## 121 807.5. Stipulations

122 807.5-1. *Authority for Stipulations and Case Settlement.* An authorized attorney of the Nation is  
123 granted the discretion to seek the settlement of a citation.

124 (a) When seeking to enter into a stipulation the authorized attorney shall explain to the  
125 defendant all provisions included in the stipulation as required by section 807.5-2(a)-(d).

126 807.5-2. *Form of Stipulation.* Any stipulation between an authorized attorney and the defendant  
127 shall be in writing and signed. The stipulation shall include the following:

128 (a) A summary of the citation violation information included on the citation;

129 (b) The details of the stipulation including any fine, penalty, condition, or payment plan  
130 the defendant shall comply with;  
131

132 (c) A statement that by entering into the stipulation the defendant is admitting that he or  
133 she committed the act for which the citation was issued or is entering a plea of no contest  
134 and thereby waives his or her right to contest the citation with the Court; and

135 (d) A statement that all parties signed the agreement free of duress and coercion.

136 807.5-3. *Submission of the Stipulation to the Court.* If the authorized attorney and defendant reach  
137 an agreement through the stipulation, the stipulation shall be submitted to the Court for the Court's  
138 approval.

139 (a) If the Court enters an order approving the stipulation as written, a copy of the order  
140 shall be provided to the authorized attorney and defendant.

141 (b) If the Court does not enter an order approving the stipulation as written or requests  
142 clarification, the Court shall schedule the matter for a hearing. The Court shall provide the  
143 authorized attorney and defendant notice of the hearing date and written explanation as to  
144 why the Court did not approve the stipulation of the parties.

145 807.5-4. If the authorized attorney and defendant do not reach an agreement as to a stipulation,  
146 then the parties shall proceed with the citation hearing process.

147 807.5-5. Compliance with a stipulation shall be monitored by the authorized attorney. The  
148 authorized attorney may file a motion with the Court to enforce the terms of a stipulation or file a  
149 motion for contempt if the defendant is non-compliant with the terms of the stipulation.

150

#### 151 **807.6. Hearing Procedure**

152 807.6-1. *Citation Pre-Hearing.* All citations shall include a pre-hearing date with the Court which  
153 shall be set at least thirty (30) days after the citation was issued, unless stated otherwise by a law  
154 of the Nation.

155 (a) Appearance at the pre-hearing shall be mandatory only when a law, policy, rule, or  
156 resolution of the Nation requires a mandatory appearance for that specific violation of law.

157 (b) If an appearance is not mandatory, and a person does not wish to contest the citation,  
158 a person may pay the fine and/or penalty as listed on the citation prior to the pre-hearing  
159 date.

160 (1) If the person pays the fine and/or penalty as listed on the citation prior to the  
161 pre-hearing date the citation shall be considered satisfied.

162 (c) If a person wishes to contest the citation, the person shall provide notice to the Court  
163 in one (1) of the following manners:

164 (1) appear at the pre-hearing to contest the citation; or

165 (2) if an appearance is not mandatory, send written notice to the Court, with a copy  
166 to the Oneida Law Office, prior to the pre-hearing notifying the Court that the  
167 defendant wishes to contest the citation.

168 (d) At the pre-hearing the Court shall accept pleas which either contest or admit committing  
169 the act for which the citation was issued, or a plea of no contest.

170 (1) If the defendant admits committing the act for which the citation was issued  
171 the Court shall provide a statement that by admitting that he or she committed the  
172 act for which the citation was issued the defendant thereby waives his or her right  
173 to contest the citation with the Court. The Court shall obtain an affirmative  
174 acknowledgment from the defendant of that waiver of rights.

175 (e) In addition to scheduling requested hearings, the Court may also make conditional  
176 orders at the pre-hearing which are effective until the matter is resolved.

177 (f) If a defendant does not appear at the pre-hearing or submit written notice that he or she  
178 is contesting the citation when there is a non-mandatory appearance, and the defendant has

179 not entered into a stipulation or paid the fine and/or penalty as listed on the citation, the  
180 Court may proceed to enter a default judgment.

181 (1) A default judgment may include any fine amount due, restitution, suspension  
182 of any rights, privileges, or licensures, and/or any other penalty authorized by law.

183 (2) Unless otherwise noted by the Court, a defendant shall have ninety (90) days  
184 to satisfy a default judgment by paying any fine and/or complying with any  
185 condition or penalty ordered.

186 807.6-2. *Citation Hearing.* For all persons entering a plea contesting the fact that he or she  
187 committed the act for which a citation was issued, the Court shall schedule a hearing as  
188 expeditiously as possible, provided that it shall be scheduled within ninety (90) days of the date of  
189 the pre-hearing when possible.

190 (a) The burden of proof at the citation hearing shall be by clear and convincing evidence.

191 (b) As a result of the citation hearing the Court may issue an order which includes a  
192 determination as to the underlying violation of law as well as any fine amount, restitution,  
193 suspension of any rights, privileges, or licensures, and/or any other penalty as authorized  
194 by law.

195 (c) A defendant who fails to satisfy a lawful order of the Court shall be subject to  
196 punishment for contempt of court which may include fines, revocation and/or suspension  
197 of any rights, privileges, licensures, or any other action authorized by law.

198 (d) The defendant’s failure to satisfy a fine and/or restitution may result in per capita  
199 attachment, wage garnishment and/or other collection processes available to the Court.

200 807.6-3. *Appeals of the Court’s Determinations.* Any person wishing to contest the determination  
201 of the Court may appeal to the Nation’s Court of Appeals in accordance with the Rules of Appellate  
202 Procedure.

203

204 **807.7. Exclusion**

205 807.7-1. This law shall not apply to any law of the Nation which delegates hearing authority to a  
206 hearing body other than the Oneida Judiciary.

207

208 *End.*

209

210 \_\_\_\_\_  
211 Adopted – BC-\_\_-\_\_-\_\_-\_\_



FINANCE ADMINISTRATION  
Fiscal Impact Statement



## MEMORANDUM

TO: Larry Barton, Chief Financial Officer  
RaLinda Ninham-Lamberies, Assistant Chief Financial Officer

FROM: Rae Skenandore, Financial Management Analyst

DATE: January 28, 2020

RE: **Fiscal Impact of the Citations Law**

### I. Estimated Fiscal Impact Summary

<b>Law:</b> Citations Law		Draft 3
<b>Implementing Agency</b>	Oneida Police Department Oneida Conservation Wardens Oneida Environmental Health Safety and Land Division Oneida Licensing Department Oneida Judiciary Oneida Utilities Department	
<b>Estimated time to comply</b>	Immediately	
<b>Estimated Impact</b>	<b>Current Fiscal Year</b>	<b>Ten Year Estimate</b>
<b>Total Estimated Fiscal Impact</b>	No impact	No impact

### II. Background

#### Legislative History

This is a new Law that was originally placed on the Legislative Operating Committee Active Files List on May 15, 2019. A public meeting was held on November 22, 2019.

#### Summary of Content

A summary of the Law is as follows;

- A. The purpose of this Law is to provide a process that governs citations.
- B. The Law applies to those citations that are required to be resolved before the Oneida Judiciary.

- C. The Law defines a citation as a “legal document that services as a notice or summons to appear in a Court of the Oneida Nation in response to a charge against an individual for the violation of a law”.
- D. For most Laws, the authority to issue a citations is delegated to officers of the Oneida Police Department or Oneida Conservation Wardens.
- E. A Person is defined as “a natural person, sole proprietorship, partnership, corporation, limited liability company (LLC), or any other form of a legal entity.
- F. A citation must include the following:
1. Identifying Information;
  2. Information About the Alleged Violation;
  3. Court Hearing & Fine Information.
- G. Citations must be served in one of the following manners:
1. Personal Service;
  2. Mail Service;
  3. Service by Publication.
- H. Proof of service and the citation must be filed in writing with the Oneida Judiciary.
- I. Attorneys of the Oneida Law Office have the authority for Stipulations and Case Settlement.
- J. Stipulations must be written and signed and include the following:
1. A summary of the information on the citation;
  2. The details of the stipulation;
  3. A statement that the defendant admits that they committed the act or is entering a plea of no contest and waives their right to contest the citation;
  4. A statement that all parties signed free of duress and coercion.
- K. Stipulations are submitted to the court for approval. If denied, a hearing is scheduled.
- L. Hearing procedure includes the following:
1. A Citation Pre-Hearing set at least thirty (30) days after the citation was issued.



- a) Defendants may appear, unless a mandatory appearance is required.
  - b) If the fine and/or penalty is paid prior to the pre-hearing, the citation is satisfied.
  - c) If a person wishes to contest the citation, they shall:
    - (1) appear at the pre-hearing to contest the citation; or
    - (2) if an appearance is not mandatory, send written notice to the Court, with a copy to the Oneida Law Office, prior to the pre-hearing notifying the Court that the defendant wishes to contest the citation.
  - d) At the pre-hearing the Court shall accept pleas which either contest or admit committing the act for which the citation was issued, or a plea of no contest.
  - e) The Court may also make conditional orders at the pre-hearing.
  - f) If a defendant does not appear at the pre-hearing or submit written notice and the defendant has not entered into a stipulation or paid the fine and/or penalty as listed on the citation, the Court may proceed to enter a default judgment.
    - (1) A default judgment may include any fine amount due, restitution, suspension of any rights, privileges, or licensures, and/or any other penalty authorized by law.
    - (2) Unless otherwise noted by the Court, a defendant shall have ninety (90) days to satisfy a default judgment by paying any fine and/or complying with any condition or penalty ordered.
2. If a citation is being contested, the Court shall schedule a hearing within ninety (90) days of the pre-hearing date.
- a) The burden of proof is clear and convincing evidence.
  - b) The Court order may include the determination and any fine amount, restitution, suspension of any rights, privileges, or licensures, and/or any other penalty as authorized law.
  - c) A defendant who fails to satisfy a lawful order shall be subject to punishment for contempt of court which may include fines, revocation and/or suspension of any rights, privileges, licensures, or any other action authorized by law.

d) Failure to satisfy a fine and/or restitution may result in per capita attachment, wage garnishment and/or other collection processes available to the Court.

e) Any person wishing to contest the determination may appeal to the Appellate Court.

### **III. Methodology and Assumptions**

A “Fiscal Impact Statement” means an estimate of the total identifiable fiscal year financial effects associated with legislation and includes startup costs, personnel, office, documentation costs, as well as an estimate of the amount of time necessary for an agency to comply with the Law after implementation.

Finance does NOT identify the source of funding for the estimated cost or allocate any funds to the legislation.

The analysis was completed based on the information provided as of the date of this memo.

### **III. Executive Summary of Findings**

A request was sent to the areas under the General Manager, the Judiciary, and the Oneida Police Department. Several areas stated that the Citations Law is essentially a redefinition of process that is already in place. Therefore, there would be no additional start up, staffing, or office costs. Affected entities are prepared to comply immediately.

### **III. Financial Impact**

No impact.

### **IV. Recommendation**

Finance does not make a recommendation in regards to course of action in this matter. Rather, it is the purpose of this report to disclose potential financial impact of an action, so that the Oneida Business Committee and General Tribal Council has the information with which to render a decision.

### Oneida Business Committee Agenda Request

Adopt resolution entitled Oneida Youth Conservation Project

1. Meeting Date Requested: 02 / 12 / 20

#### 2. General Information:

Session:  Open  Executive - See instructions for the applicable laws, then choose one:

Agenda Header:

Accept as Information only

Action - please describe:

Adopt resolution entitled Oneida Youth Conversation Project

#### 3. Supporting Materials

Report  Resolution  Contract

Other:

1.  3.

2.  4.

Business Committee signature required

#### 4. Budget Information

Budgeted - Tribal Contribution  Budgeted - Grant Funded  Unbudgeted

#### 5. Submission

Authorized Sponsor / Liaison:

Primary Requestor/Submitter: Pat Pelky, Division Director, Land Management  
Your Name, Title / Dept. or Tribal Member

Additional Requestor: Shad Webster, Director, Natural Resources Department  
Name, Title / Dept.

Additional Requestor: Donald Miller/ Grant Specialist/ Grants Department  
Name, Title / Dept.

## Oneida Business Committee Agenda Request

### 6. Cover Memo:

Describe the purpose, background/history, and action requested:

This is a grant offered by the state of Wisconsin to all Wisconsin Indian Tribes to cover the cost of summer conservation based internship opportunities.

Annually the Oneida Nation commits funds to provide interns for the Natural Resources and other departments. This grant will allow the departments to offer additional internship opportunities and offset the cost of interns through grant funds and matching in-kind contributions.

The grant requires that the application include a Tribal resolution that expresses their interest in the funds and supports the application on their behalf by the individual who will be responsible for the management of the grant.

- 1) Save a copy of this form for your records.
- 2) Print this form as a \*.pdf OR print and scan this form in as \*.pdf.
- 3) E-mail this form and all supporting materials in a **SINGLE** \*.pdf file to: [BC\\_Agenda\\_Requests@oneidanation.org](mailto:BC_Agenda_Requests@oneidanation.org)

# Oneida Nation

Post Office Box 365

Phone: (920)869-2214

Oneida, WI 54155



**BC Resolution # \_\_\_\_\_**  
**Oneida Youth Conservation Project**

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**WHEREAS,** the Oneida Nation is a federally recognized Indian government and a treaty tribe recognized by the laws of the United States of America; and

**WHEREAS,** the Oneida General Tribal Council is the governing body of the Oneida Nation; and

**WHEREAS,** the Oneida Business Committee has been delegated the authority of Article IV, Section 1, of the Oneida Tribal Constitution by the Oneida General Tribal Council; and

**WHEREAS,** The Oneida Nation supports the development of learning opportunities for Oneida youth; and

**WHEREAS,** The Oneida Nation Currently supports an internship program for Oneida youth; and

**WHEREAS,** This grant opportunity will allow the Conservation and other departments to expand the number of internship opportunities; and

**WHEREAS,** The Oneida Nation is eligible to receive funding from the DNR Summer Tribal Youth Program; and

**NOW THEREFORE BE IT RESOLVED,** That, to support this effort the Oneida Business Committee will request funding for a summer youth program from the Wisconsin Department of Natural Resources.

**BE IT FUTHER RESOLVED,** That the Oneida Business Committee authorizes and supports the Natural Resource Director's application on behalf of the Oneida Nation to the State of Wisconsin's "Summer Tribal Youth Program.

**BE IT FUTHER RESOLVED,** That the Oneida Business Committee authorizes the Natural Resource Director to manage the program on behalf of the Oneida Nation, including submitting reimbursement requests and the filing of all reports.

**BE IT FINALLY RESOLVED,** That the Oneida Business Committee authorizes the Natural Resource Director to provide in-kind services to the program in an amount equal to 50% of the total program cost.

## GRANT PROPOSAL AUTHORIZATION FORM

ONEIDA GRANTS OFFICE

PH: (920) 496-7330 FAX: (920) 496-7494

**Form Instructions:** Double click on the grey area; a drop down called "form field option box" box will appear. In the "Items drop-down list" click on which one you want; then click on the "up" arrow move it to the top and click on ok. In the reporting area; Double click on the box you want to put an "x" in. A "check box form field" box will appear; In "under default value" click on "checked" then ok.

## PROGRAM INFORMATION

Department: Conservation	Division/Non-Division: Environmental	
Program: Summer Youth program	Program Accountant: Elyshia Smith	
Person Responsible for Proposal Development: Shad Webster	Phone: (920) 869-1450	
Person Responsible for Grant Administration: Pat Pelky	Phone: (920) 869-1600	
Project Title: Oneida Youth Conservation Project		

## GRANT INFORMATION

Name of Funding Source: Wisconsin Department of Natural Resources	Type (pick one): State
Title of Grant: Summer Tribal Youth Program	CFDA No: N/A
Application Deadline: February 15, 2020	Grant Amount: \$22,727.00
Project Period: 12 months	Budget Period: 12 months
Match Requested (% or \$): 1:1	Project Type (pick one): New
Match Type (pick one): In-Kind	
Is a Tribal resolution required? If yes, please notify Grants Office immediately. Yes	
Will this grant create a: New position Yes Committee No Commission No Board No	
Will this grant fund an existing position? No Name of Position(s): Summer Intern	
Will this grant fund a new position? If YES, attach draft job description for all positions in the grant. <b>PLEASE NOTE: Position/employee will be phased out when grant funding ends.</b>	

**Project Proposal Summary (must answer all these questions):** The purpose, benefit(s), where is the match coming from, are there any other programs collaborating, travel justification, position justification, or pertinent information: This grant will help fund the Conservation departments summer internship program.

List any capital expenditures (cap ex), technology expenses & CIP purchases (NOTE: Must follow the appropriate Cap ex, CIP or Technology SOP for each purchase request.):

**Vendors:** Verified that Vendors contracted with are **NOT** suspended/debarred: Yes  No  NA   
\*Prior to entering into contracts with vendors, they will be cross referenced at [www.sam.gov](http://www.sam.gov) to ensure the vendors are not suspended or debarred.

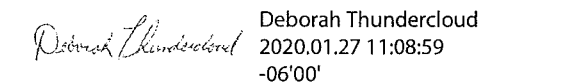
**Reporting:** Quarterly  Semi-Annually  Yearly X Narrative  Financial

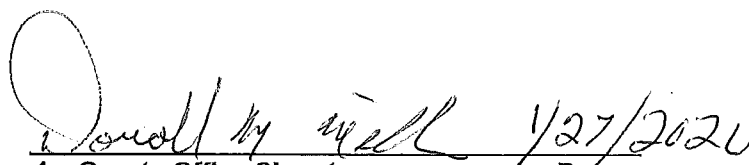
**SIGNATURES**

Your signature authorizes the person responsible for proposal development to work with the Grants Office when applying for funding and acknowledges your responsibility to successfully administer all requirements of this grant throughout the project period and budget period.

  
1. Supervisor Signature Date  
SIGNATURE VERIFIES & APPROVES MATCH

  
2. Division/Non-Division Director Signature Date  
SIGNATURE APPROVES GRANT PROJECT & MATCH

  
3. General Manager Signature Date  
Deborah Thundercloud  
2020.01.27 11:08:59  
-06'00'

  
4. Grants Office Signature Date  
FINAL SIGNATURE PRIOR TO OBTAINING OBC SIGNATURES

Revised: 9/12/19

GO-001



### Oneida Business Committee Agenda Request

Determine next steps regarding one (1) vacancy - Oneida Environmental Resource Board

1. Meeting Date Requested: 02 / 12 / 20

#### 2. General Information:

Session:  Open  Executive - See instructions for the applicable laws, then choose one:

Agenda Header:

Accept as Information only

Action - please describe:

Determine next steps regarding one (1) vacancy(ies) - Oneida Environmental Resource Board

#### 3. Supporting Materials

Report  Resolution  Contract

Other:

1.

3.

2.

4.

Business Committee signature required

#### 4. Budget Information

Budgeted - Tribal Contribution  Budgeted - Grant Funded  Unbudgeted

#### 5. Submission

Authorized Sponsor / Liaison:

Primary Requestor/Submitter: Brooke Doxtator, Boards, Committees, and Commissions Supervisor  
Your Name, Title / Dept. or Tribal Member

Additional Requestor: \_\_\_\_\_  
Name, Title / Dept.

Additional Requestor: \_\_\_\_\_  
Name, Title / Dept.



## Oneida Business Committee Agenda Request

### 6. Cover Memo:

Describe the purpose, background/history, and action requested:

One (1) vacancy(ies) was posted for the Oneida Environmental Resource Board.

The application deadline was January 17, 2020 and one (1) application(s) was received for the following applicant(s):

James R. Skenandore Jr.

Select action(s) provided below:

(1) accept the selected the applicant(s) and appoint James R. Skenandore Jr. to term ending September 30, 2021;

OR

(a) reject the selected applicant(s) and oppose the vote\*\*;

OR

(2) repost the vacancy(ies) in accordance with § 105.5-5. due to an insufficient number of applicants; OR

(3) request the Secretary to re-notice the vacancy(ies) in accordance with §105.7-1.(c)(2) due to ineligible, unqualified, or under qualified applicants

1) Save a copy of this form for your records.

2) Print this form as a \*.pdf OR print and scan this form in as \*.pdf.

3) E-mail this form and all supporting materials in a **SINGLE** \*.pdf file to: [BC\\_Agenda\\_Requests@oneidanation.org](mailto:BC_Agenda_Requests@oneidanation.org)

### Oneida Business Committee Agenda Request

Accept the January 15, 2020, regular Legislative Operating Committee meeting minutes

1. Meeting Date Requested:   2   /  12  /  20 

#### 2. General Information:

Session:  Open  Executive - See instructions for the applicable laws, then choose one:

Agenda Header:

Accept as Information only

Action - please describe:

Accept the January 15, 2020 Legislative Operating Committee meeting minutes.

#### 3. Supporting Materials

Report  Resolution  Contract

Other:

1.  3.

2.  4.

Business Committee signature required

#### 4. Budget Information

Budgeted - Tribal Contribution  Budgeted - Grant Funded  Unbudgeted

#### 5. Submission

Authorized Sponsor / Liaison:

Primary Requestor/Submitter: Jennifer Falck, LRO Director  
Your Name, Title / Dept. or Tribal Member

Additional Requestor: \_\_\_\_\_  
Name, Title / Dept.

Additional Requestor: \_\_\_\_\_  
Name, Title / Dept.



Oneida Nation  
 Oneida Business Committee  
 Legislative Operating Committee  
 PO Box 365 • Oneida, WI 54155-0365  
 Oneida-nsn.gov



**LEGISLATIVE OPERATING COMMITTEE MEETING MINUTES**  
 Oneida Business Committee Conference Room-2<sup>nd</sup> Floor Norbert Hill Center  
 January 15, 2020  
 9:00 a.m.

**Present:** David P. Jordan, Kirby Metoxen, Ernest Stevens III, Daniel Guzman King

**Excused:** Jennifer Webster

**Others Present:** Maureen Perkins, Brandon Wisneski, Clorissa Santiago, Kristen Hooker, Jennifer Falck, Rae Skenandore, Jameson Wilson, Rosa Laster, Bonnie Pigman, Lee Cornelius. *Present via Teleconference:* Arthur Elm III, Diane Hill, Lloyd Ninham, Michael Coleman.

**I. Call to Order and Approval of the Agenda**

David P. Jordan called the December 18, 2019, Legislative Operating Committee meeting to order at 9:00 a.m.

Motion by Kirby Metoxen to adopt the agenda; seconded by Ernest Stevens III. Motion carried unanimously.

**II. Minutes to be Approved**

**1. December 18, 2019**

Motion by Ernest Stevens III to approve the December 18, 2019, Legislative Operating Committee meeting minutes and forward to the Business Committee for consideration; seconded by Daniel Guzman King. Motion carried unanimously.

**III. Current Business**

**1. Citations Law (1:00-11:37)**

Motion by Kirby Metoxen to accept the updated public comment review memorandum, draft, and legislative analysis; seconded by Daniel Guzman King. Motion carried unanimously.

Motion by Ernest Stevens to approve the Citations law fiscal impact statement request memorandum and forward to the Finance Department requesting a fiscal impact statement be prepared and submitted to the Legislative Operating Committee by January 29, 2020; seconded by Kirby Metoxen. Motion carried unanimously.

**2. Children's Burial Fund Policy Amendments (11:38-22:43)**

Motion by Kirby Metoxen to accept legislative analysis; seconded by Ernest Stevens III. Motion carried unanimously.

Motion by Kirby Metoxen to approve the public meeting packet and forward the Children's Burial Fund Policy Amendments to a public meeting to be held on February 13, 2020; seconded by Ernest Stevens III. Motion carried unanimously.



3. **Oneida Food Service Code Amendments** (22:43-31:40)  
Motion by Kirby Metoxen to approve the public meeting packet and forward the Food Service Code Amendments to a public meeting to be held on February 6, 2020; seconded by Daniel Guzman King. Motion carried unanimously
4. **Sanctions and Penalties Law** (31:41-36:42)  
Motion by Ernest Stevens III to accept the public comments and public comment review memorandum and defer to a work meeting for further consideration; seconded by Daniel Guzman King. Motion carried unanimously.

#### IV. New Submissions

1. **Real Property Law Emergency Amendments** (36:43-54:12)  
Motion by Kirby Metoxen to add “Real Property Emergency Amendments” to the active files list with Jennifer Webster and Ernest Stevens III as cosponsors; seconded by Ernest Stevens III. Motion carried unanimously.

Motion by Kirby Metoxen to approve the Real Property Emergency Amendments adoption packet and forward to the Oneida Business Committee for consideration with adding cosponsors; seconded by Ernest Stevens III. Motion carried.

Ayes: Ernest Stevens III, Kirby Metoxen  
Abstained: Daniel Guzman King

2. **Southeast Oneida Tribal Services Advisory Board Amendments** (54:18-1:04:16)  
Motion by Daniel Guzman King to add the SEOTS Board bylaws to the active files list for amendments with Daniel Guzman King as the sponsor; seconded by Ernest Stevens III. Motion carried unanimously.
3. **Tobacco Law Emergency Amendments** (1:04:18-1:11:41)  
Motion by Daniel Guzman King to add the Tobacco Law Emergency Amendments to the active files list with Kirby Metoxen as the sponsor; seconded by Kirby Metoxen. Motion carried unanimously.

For the record: Ernest Stevens III, “I support that motion, because we can’t have a conversation if we don’t bring it there. That’s the only reason I’m supporting it.”

#### V. Additions

#### VI. Administrative Items

1. **E-poll Results: Vehicle Driver Certification and Fleet Management Amendments** (1:11:58-1:12:34)  
Motion by Kirby Metoxen to enter the E-poll into the record from 12/18/19 to approve the January 23, 2020 Updated public meeting for the Vehicle Driver Certification and Fleet Management Law Amendments; seconded by Daniel Guzman King. Motion carried unanimously.

#### VII. Executive Session

#### VIII. Adjourn

Motion by Kirby Metoxen to adjourn at 10:13 a.m.; seconded by Ernest Stevens III. Motion carried unanimously.

### Oneida Business Committee Agenda Request

Approve the Southeastern Wisconsin Oneida Tribal Services Advisory Board bylaws amendments

1. Meeting Date Requested:   2   /  12  /  20 

#### 2. General Information:

Session:  Open  Executive - See instructions for the applicable laws, then choose one:

Agenda Header:

Accept as Information only

Action - please describe:

Consider adoption of the Southeastern Wisconsin Oneida Tribal Services Advisory Board bylaws amendments which include;  
1. Change the minimum number of members required from five to seven  
2. Change the number required to make a quorum from three to four

#### 3. Supporting Materials

Report  Resolution  Contract

Other:

1. <input type="text" value="SEOTS Bylaws Amendments"/>	3. <input type="text"/>
2. <input type="text"/>	4. <input type="text"/>

Business Committee signature required

#### 4. Budget Information

Budgeted - Tribal Contribution  Budgeted - Grant Funded  Unbudgeted

#### 5. Submission

Authorized Sponsor / Liaison:

Primary Requestor/Submitter:   
Your Name, Title / Dept. or Tribal Member

Additional Requestor: \_\_\_\_\_  
Name, Title / Dept.

Additional Requestor: \_\_\_\_\_  
Name, Title / Dept.

1       **SOUTHEASTERN WISCONSIN ONEIDA TRIBAL SERVICES (SEOTS) ADVISORY**  
2       **BOARD BYLAWS**  
3

4       **Article I. Authority**

5       1-1.    *Name.*         The name of this entity shall be the Southeastern Wisconsin Oneida Tribal  
6                                 Services (SEOTS) Advisory Board and may be referred to interchangeably  
7                                 as SEOTS or the Board.  
8

9       1-2.    *Establishment.* The Board was established through resolution BC-4-4-94-A, which was  
10                                adopted by the Oneida Business Committee on April 4, 1994 pursuant to  
11                                the authority delegated it under Article IV, Section 1 of the Oneida Nation  
12                                Constitution.  
13

14       1-3.    *Authority.*       The Board was established for purposes of providing advice and  
15                                constructive input to the Southeastern Wisconsin Oneida Tribal Services  
16                                (SEOTS) Director working in partnership to formulate social services  
17                                programs for the Oneida people residing in Southeastern Wisconsin by,  
18                                including, but not limited to:  
19                                (a)    Acting as an ambassador for the SEOTS program by promoting its mission  
20   whenever possible;  
21                                (b)    Reviewing the SEOTS program’s budget;  
22                                (c)    Guiding and advising the SEOTS administration;  
23                                (d)    Adhering to the appropriate chain of command in any and all relative  
24                                communications with the Oneida Business Committee; and  
25                                (e)    Carrying out all other powers and/or duties delegated to SEOTS by the laws  
26   and/or policies of the Nation.  
27

28       1-4.    *Office.*         The official mailing address of the Board shall be:  
29                                Southeastern Wisconsin Oneida Tribal Services Advisory Board  
30                                c/o Southeastern Wisconsin Oneida Tribal Services  
31                                5233 W. Morgan Avenue  
32                                Milwaukee, WI 53220  
33

34       1-5.    *Membership.*  
35                                (a)    *Number of Members.* The Board shall consist of seven (7) members who  
36   shall serve three (3) year terms.  
37                                (b)    *Appointment.* Board members shall be appointed in accordance with the  
38   Boards, Committees and Commissions law.  
39                                (1)    Each member shall hold office until his/her terms expires, he/she  
40   resigns, or his/her appointment is terminated in accordance with the  
41   Boards, Committees and Commissions law.  
42                                (A)    *Term Expiration.* Although a member’s term has expired, he  
43   or she shall remain in office until a successor has been sworn  
44   in by the Oneida Business Committee.  
45                                (B)    *Resignation.* A member may resign at any time verbally at a  
46   meeting or by delivering written notice to the Oneida

- 47 Business Committee Support Office and the Board Chair-  
48 person or Chairperson's designee. The resignation is deemed  
49 effective upon acceptance by motion of a Board member's  
50 verbal resignation or upon delivery of the written notices.
- 51 (c) *Vacancies.* Vacancies on the Board shall be filled in accordance with the  
52 Boards, Committees and Commissions law.
- 53 (1) The Board Chairperson shall provide the Oneida Business  
54 Committee recommendations on all applications for appointment by  
55 the executive session in which the appointment is intended to be  
56 made.
- 57 (d) *Qualifications of Members.* Board members shall meet the following  
58 qualifications:
- 59 (1) Be an enrolled member of the Nation;  
60 (2) Be at least eighteen (18) years of age or over; and  
61 (3) Reside within one (1) of the following six (6) Southeastern  
62 Wisconsin Counties: Milwaukee, Racine, Kenosha, Waukesha,  
63 Ozaukee and Washington.
- 64
- 65 1-6. *Termination.* A Board member may have his or her appointment terminated in accordance  
66 with the Boards, Committees and Commissions law.
- 67 (a) Upon majority vote of the members in attendance at a Board meeting of an  
68 established quorum, the Board may, by formal motion and action, request  
69 that the Oneida Business Committee terminate a member's appointment for  
70 one (1) or more of the following reasons:
- 71 (1) Accumulating four (4) unexcused absences from regularly  
72 scheduled meetings within a twelve (12) month period.
- 73 (A) An absence shall be deemed unexcused if a member fails to  
74 provide written notice of his or her pending absence to a  
75 Board Officer at least thirty (30) minutes before the missed  
76 meeting.
- 77 (2) Failing to attend at least fifty percent (50%) of the regularly  
78 scheduled meetings within a twelve (12) month period for any  
79 reason.
- 80 (3) Using alcohol while performing official responsibilities of the Board  
81 or using illegal drugs at any time.
- 82 (4) Violating these bylaws and/or any other laws of the Nation.
- 83 (5) Receiving a felony conviction while serving on the Board.
- 84
- 85 1-7. *Trainings and Conferences.* Board members shall be required to attend mandatory trainings  
86 and/or conferences in the following areas:
- 87 (a) Robert's Rules of Order;  
88 (b) Oneida Language Classes; and/or  
89 (c) New Board Member Orientation by the SEOTS Director.  
90 (d) Regardless of the number of trainings/conferences that he or she is required  
91 to attend, no member shall be eligible to receive stipends for attending more  
92 than five (5) full days of mandatory trainings/conferences per year.



93

94 **Article II. Officers**

95 2-1. *Officers.* The Board shall consist of the following Officers: Chairperson, Vice-  
96 Chairperson and Secretary.

97

98 2-2. *Responsibilities of the Chairperson.* The responsibilities, duties and limitations of the  
99 Chairperson shall be as follows:

100 (a) Call and preside over all meetings of the Board.

101 (b) Vote only in case of a tie.

102 (c) Sign all correspondence of the Board.

103 (d) Submit quarterly reports to the Oneida Business Committee, as well as  
104 annual and semi-annual reports to the Oneida General Tribal Council, in  
105 accordance with the Boards, Committees and Commissions law; and attend  
106 or designate a Board member to attend the Oneida Business Committee  
107 meeting where SEOTS' quarterly report appears on the agenda.

108 (e) Assign sub-committees as necessary and maintain Board functions and  
109 responsibilities.

110 (f) Prepare and follow scheduled order of business.

111 (g) Perform such other duties and functions from time-to-time as may be  
112 requested by the Director of SEOTS, who is of management staff of the  
113 Oneida Nation; as required by the Constitution of the Oneida Nation; per  
114 the direction of the Oneida General Tribal Council; or as provided for by  
115 the laws of the Nation.

116

117 2-3. *Responsibilities of the Vice-Chairperson.* The responsibilities, duties and limitations of the  
118 Vice-Chairperson shall be as follows:

119 (a) Perform the Chairperson's duties under section 2-2 of these bylaws, in the  
120 absence or incapacity of the Chairperson.

121 (1) In the case of termination of appointment, resignation or death of  
122 the Chairperson, the Vice-Chairperson shall become the Chair-  
123 person for the remainder of the Chairperson's term.

124 (b) Notify the Oneida Business Committee Support Office of any Board  
125 vacancies or planned vacancies in accordance with the Boards, Committees  
126 and Commissions law.

127 (c) Perform such other duties and functions from time-to-time as may be  
128 requested by the Director of SEOTS, who is of management staff of the  
129 Oneida Nation; as required by the Constitution of the Oneida Nation; per  
130 the direction of the Oneida General Tribal Council; or as provided for by  
131 the laws of the Nation.

132

133 2-4. *Responsibilities of the Secretary.* The responsibilities, duties and limitations of the  
134 Secretary shall be as follows:

135 (a) Provide notice of meeting agendas, documents, and minutes to all Board  
136 members, as well as the public, in accordance with these bylaws and the  
137 Nation's Open Records and Open Meetings law.

- 138 (b) Record and review the minutes of the Board's meetings and submit recorded  
139 minutes to the Oneida Business Committee Support Office in accordance  
140 with these bylaws.
- 141 (c) Maintain files for all minutes, reports and correspondence to and from the  
142 Board in accordance with the Open Records and Open Meetings law.
- 143 (d) Submit signed and completed A/P Check Request Forms, Minutes  
144 Approved Signature Sheets, and Meeting Attendance Sheets to the  
145 appropriate recipient.
- 146 (e) In the event that both the Chairperson and Vice-Chairperson positions  
147 become vacant before the end of their terms, call Board meetings to fill the  
148 vacancies and preside over those meetings for the sole purpose of  
149 conducting an election of new Officers, at which point the Chairperson, or  
150 Vice-Chairperson in the absence of the Chairperson, shall preside.
- 151 (f) Perform such other duties and functions from time-to-time as may be  
152 requested by the Director of SEOTS, who is of management staff of the  
153 Oneida Nation; as required by the Constitution of the Oneida Nation; per  
154 the direction of the Oneida General Tribal Council; or as provided for by  
155 the laws of the Nation.  
156
- 157 2-5. *Selection of Officers.* Officers of the Board shall serve one (1) year terms.
- 158 (a) Any member of the Board may self-nominate or be nominated for the  
159 offices of Chairperson, Vice-Chairperson or Secretary.
- 160 (b) Elections of Officers shall take place at the first regular Board meeting of  
161 an established quorum in March of each year by majority vote of the  
162 members in attendance.
- 163 (c) Board members may be dismissed from their Officer positions by majority  
164 vote of the members in attendance at a Board meeting of an established  
165 quorum.
- 166 (d) Board members may hold only one (1) Officer position per Officer term.  
167
- 168 2-6. *Budgetary Sign-Off Authority and Travel.* The Board shall follow the Nation's policies and  
169 procedures regarding purchasing and sign-off authority.
- 170 (a) Levels of budgetary sign-off authority for the Board shall be as set forth in  
171 the manual titled, *Oneida Tribe of Indians of Wisconsin Purchasing Policies  
172 and Procedures*, for Area Directors/Enterprise Directors.
- 173 (b) All Board Officers have sign-off authority and (2) Officers shall be required  
174 to sign-off on all budgetary requests, except as follows:
- 175 (1) The Oneida Business Committee Support Office shall have sign-off  
176 authority over requests for stipends, travel per diem and business  
177 expense reimbursement.
- 178 (c) Travel shall be approved by majority vote of the members in attendance at  
179 a regular or emergency Board meeting of an established quorum.  
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- 181 2-7. *Personnel.* The Board shall not have authority to hire personnel for the benefit of the  
182 Board.  
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### Article III. Meetings

- 3-1. *Regular Meetings.* The Board's regular meetings shall be held on the 2nd Monday of each month, beginning at 6:00 p.m., in the SEOTS building located in Milwaukee, Wisconsin.
- (a) The meeting date, time and location may change from time-to-time as determined by a majority vote of the members consisting of no less than a Board quorum so long as notice is provided to all members in writing and, along with the public, in accordance with the Open Records and Open Meetings law, prior to implementation of the new date, time and/or location.
  - (b) The annual meeting schedule shall be posted in the SEOTS office, on the Nation's website and in the Kalihwisaks.
  - (c) The Secretary shall provide notice of meeting agendas, documents and minutes to all Board members in writing and, along with the public, in accordance with the Open Records and Open Meetings law.
- 3-2. *Emergency Meetings.* Emergency meetings may convene as needed outside of regular meeting times when time sensitive issues require immediate action.
- (a) Board Officers may call emergency meetings so long as they provide notice to the entire Board via telephone call and in writing a minimum of twenty-four (24) hours prior to the beginning of the meeting.
    - (1) Notice provided to members via email must be sent to the official Oneida Nation email address that was provided to each member to conduct business electronically on behalf of the Board.
    - (2) Notice of emergency meetings shall further be provided to all members, as well as the public, in accordance with the Open Records and Open Meetings law.
  - (b) Within seventy-two (72) hours after an emergency meeting, the Board shall provide the Nation's Secretary with notice of the emergency meeting, the reason for the emergency meeting, and an explanation as to why the matter could not wait until the next regular meeting.
- 3-3. *Joint Meetings.* Joint meetings with the Oneida Business Committee shall be held on an as needed basis per the approval of the Oneida Business Committee.
- (a) Notice of the joint meeting agenda, documents and minutes shall be provided, and the joint meeting conducted, in accordance with resolution BC-03-27-19-D titled, Oneida Business Committee Joint Meetings with Boards, Committees and Commissions – Definitions and Impact, as may be amended from time-to-time hereafter.
- 3-4. *Quorum.* A quorum shall consist of at least four (4) Board members, one of which shall be the Chairperson or the Vice-Chairperson.
- (a) The Board shall not conduct any official action without the presence of a quorum.

230 (b) In lieu of the Chairperson and Vice-Chairperson, the Secretary may  
231 complete the quorum for meetings that are called pursuant to section 2-4(e)  
232 of these bylaws.  
233

234 3-5. *Order of Business.* The order of business, as far as applicable, shall be as follows:

- 235 (a) Call to Order
- 236 (b) Adopt the Agenda
- 237 (c) Approval of Minutes
- 238 (d) Old Business
- 239 (e) New Business
- 240 (f) SEOTS Director's Report (once a month)
- 241 (g) Other Business
- 242 (h) Executive Session
- 243 (i) Adjournment

244  
245 3-6. *Voting.* Decisions of the Board shall be based upon a majority vote of members in  
246 attendance at a regular or emergency Board meeting of an established  
247 quorum.

- 248 (a) The Chairperson, or Board Officer presiding in lieu of the Chairperson, shall  
249 not be allowed to vote unless a tie needs to be broken.
- 250 (b) E-polls are allowed so long as conducted in accordance with the Boards,  
251 Committees and Commissions law.
- 252 (1) The Vice-Chairperson shall serve as the Chairperson's designee for  
253 the responsibility of conducting e-polls in the Chairperson's absence  
254 or discretion.  
255

#### 256 **Article IV. Expectations**

257 4-1. *Behavior of Members.* While acting on behalf of the Board, members are prohibited from:

- 258 (a) Bullying;
- 259 (b) Name calling;
- 260 (c) Using excessive profanity; and/or
- 261 (d) Engaging in other disrespectful behavior deemed inappropriate by the  
262 Board.
- 263 (e) *Enforcement.* A member who violates this or any other section of these  
264 bylaws and/or any governing law of the Nation, may be subject to one or  
265 more of the following:
  - 266 (1) If deemed violent or threatening during a Board meeting, dismissal  
267 from the meeting by the Chairperson or Vice-Chairperson.
    - 268 (A) If the unwanted behavior escalates after dismissal, the proper  
269 authorities will be called.
  - 270 (2) By majority vote of the members present at a Board meeting of an  
271 established quorum, the Board's recommendation to the Oneida  
272 Business Committee for the termination of his or her appointment.
  - 273 (3) Disciplinary action in accordance with any law of the Nation  
274 governing sanctions and penalties for appointed officials.  
275

- 276 4-2. *Prohibition of Violence.* Intentionally violent acts committed by a Board member that  
 277 inflict, attempt to inflict, or threaten to inflict emotional or bodily harm on  
 278 another person, or damage to property are strictly prohibited.  
 279
- 280 4-3. *Drug and Alcohol Use.* Alcohol use while performing official responsibilities of the Board  
 281 or use of illegal drugs at any time by a Board member is prohibited.  
 282 (a) Any member discovered to be under the influence of alcohol or an illegal  
 283 drug while attending a Board meeting or event will, along with any other  
 284 possible action under section 4-1, be dismissed by the Chairperson or Vice-  
 285 Chairperson from that meeting/event.  
 286
- 287 4-4. *Social Media.* Members shall comply with the Nation's Social Media Policy, their oath of  
 288 office and the following when using social media on behalf or as a  
 289 representative of the Board.  
 290 (a) Use of the SEOTS Advisory Board Facebook Page.  
 291 (1) If a post by a Board member on any social media platform is made  
 292 and it is perceived in a negative or inappropriate way, that Board  
 293 member shall be counseled in the following meeting.  
 294 (2) If a post is made by a community member and is perceived in a  
 295 negative or inappropriate way, one (1) of the three (3) administrators  
 296 will delete the comment or post. That community member will be  
 297 contacted by an administrator. If the conflict cannot be resolved, the  
 298 Board will decide how to proceed at the following Board meeting.  
 299
- 300 4-5. *Conflict of Interest.* Board members shall comply with all laws and policies of the Nation  
 301 governing conflicts of interest.  
 302

### 303 **Article V. Stipends and Compensation**

- 304 5-1. *Stipends.* Board members are eligible for the following stipends as set forth in and  
 305 subject to these bylaws; the Boards, Committees and Commissions law; and  
 306 resolution BC-05-08-19-B titled, Amending Resolution BC-09-26-18-D  
 307 Boards, Committees and Commissions Law Stipends, as may be further  
 308 amended from time-to-time hereafter:  
 309 (a) One (1) meeting stipend per month, provided that:  
 310 (1) A quorum was established;  
 311 (2) The meeting of the established quorum lasted for a minimum of one  
 312 (1) hour; and  
 313 (3) The member collecting the stipend was physically present for the  
 314 entire meeting of the established quorum.  
 315 (b) A stipend for attending a Judiciary hearing if the member's attendance was  
 316 required by official subpoena.  
 317 (c) A stipend for attending a duly called joint meeting between the Board and  
 318 the Oneida Business Committee, provided that:  
 319 (1) A quorum was established by the Board;

- 320 (2) The joint meeting of the established quorum lasted for at least one  
321 (1) hour; and
- 322 (3) The member collecting the stipend was physically present for the  
323 entire joint meeting.
- 324 (d) A stipend for each day of attendance at a conference or training, provided  
325 that:
- 326 (1) The member attended a full day of training or was present at the  
327 conference for a full day; and
- 328 (2) The member's attendance at the conference or training was  
329 mandated by law, bylaws or resolution.

330 5-2. *Compensation.* Besides reimbursement for travel, per diem and business expenses  
331 authorized by the Boards, Committees and Commissions law, members  
332 shall not be entitled to any other form of compensation for duties/activities  
333 performed on behalf of the Board.  
334

### 335 **Article VI. Records and Reporting**

336 6-1. *Agenda Items.* Agendas shall be maintained in a consistent format furnished by the Oneida  
337 Business Committee Support Office.  
338

339 6-2. *Minutes.* Minutes shall be typed and in a consistent format designed by the Oneida  
340 Business Committee Support Office to generate the most informative record  
341 of the Board's meetings.

342 (a) Within thirty (30) days of Board approval, the Secretary shall submit the  
343 minutes to the Oneida Business Committee Support Office for filing.  
344

345 6-3. *Attachments.* Handouts, reports, memoranda and the like shall be attached to the minutes  
346 and agenda of the meeting in which they were presented to be maintained  
347 in accordance with the Open Records and Open Meetings law.  
348

349 6-4. *Oneida Business Committee Liaison.* The Board shall regularly communicate with the  
350 Oneida Business Committee member who is its designated liaison.

351 (a) The frequency and method of communication shall be as agreed upon by  
352 the Board and liaison, but no less than that required in any law or policy on  
353 reporting developed by the Oneida Business Committee or Oneida General  
354 Tribal Council.

355 (b) The purpose of the liaison relationship is to uphold the ability of the liaison  
356 to act as support to the Board.  
357

358 6-5. *Audio Recordings.* All meetings of the Board shall be audio recorded using a device  
359 approved and/or furnished by the Oneida Business Committee Support  
360 Office.

361 (a) Audio recordings shall be maintained on the network in accordance with the  
362 Open Records and Open Meetings law.

363 (1) *Exception.* Audio recordings of executive session portions of a  
364 meeting shall not be required.  
365

366 **Article VII. Amendments**

367 7-1. *Amendments.* These bylaws may be amended by majority vote of the members in  
368 attendance at a Board meeting of an established quorum.

369 (a) Proposed amendments to these bylaws must be presented at one Board  
370 meeting and cannot be approved until a subsequent Board meeting.

371 (1) A majority vote of the members in attendance at a Board meeting of  
372 an established quorum is required before bylaws amendments will  
373 be forwarded to the Oneida Business Committee for approval.

374 (b) Amendments shall be approved by the Oneida Business Committee and/or  
375 the General Tribal Council, before implementation.

376 (c) Amendments to these bylaws must conform to the requirements of the  
377 Boards, Committees and Commissions law, as well as any other policy of  
378 the Nation.

379 (d) The Board shall conduct a review of its bylaws no less than on an annual  
380 basis.  
381

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382 These By-laws, as amended and revised, are hereby approved by the Oneida Business Committee  
383 at a duly called meeting held on \_\_\_\_\_, 2020, by the Secretary of the Oneida Business  
384 Committee's signature.  
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386  
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Lisa Summers, Secretary  
Oneida Business Committee

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**SOUTHEASTERN WISCONSIN ONEIDA TRIBAL SERVICES (SEOTS) ADVISORY BOARD BYLAWS**

**Article I. Authority**

1-1. *Name.* The name of this entity shall be the Southeastern Wisconsin Oneida Tribal Services (SEOTS) Advisory Board and may be referred to interchangeably as SEOTS or the Board.

1-2. *Establishment.* The Board was established through resolution BC-4-4-94-A, which was adopted by the Oneida Business Committee on April 4, 1994 pursuant to the authority delegated it under Article IV, Section 1 of the Oneida Nation Constitution.

1-3. *Authority.* The Board was established for purposes of providing advice and constructive input to the Southeastern Wisconsin Oneida Tribal Services (SEOTS) Director working in partnership to formulate social services programs for the Oneida people residing in Southeastern Wisconsin by, including, but not limited to:  
(a) Acting as an ambassador for the SEOTS program by promoting its mission whenever possible;  
(b) Reviewing the SEOTS program’s budget;  
(c) Guiding and advising the SEOTS administration;  
(d) Adhering to the appropriate chain of command in any and all relative communications with the Oneida Business Committee; and  
(e) Carrying out all other powers and/or duties delegated to SEOTS by the laws and/or policies of the Nation.

1-4. *Office.* The official mailing address of the Board shall be:  
Southeastern Wisconsin Oneida Tribal Services Advisory Board  
c/o Southeastern Wisconsin Oneida Tribal Services  
5233 W. Morgan Avenue  
Milwaukee, WI 53220

1-5. *Membership.*  
(a) *Number of Members.* The Board shall consist of ~~five (5)~~ seven (7) members who shall serve three (3) year terms.  
(b) *Appointment.* Board members shall be appointed in accordance with the Boards, Committees and Commissions law.  
(1) Each member shall hold office until his/her terms expires, he/she resigns, or his/her appointment is terminated in accordance with the Boards, Committees and Commissions law.  
(A) *Term Expiration.* Although a member’s term has expired, he or she shall remain in office until a successor has been sworn in by the Oneida Business Committee.  
(B) *Resignation.* A member may resign at any time verbally at a meeting or by delivering written notice to the Oneida

- 47 Business Committee Support Office and the Board Chair-  
48 person or Chairperson's designee. The resignation is deemed  
49 effective upon acceptance by motion of a Board member's  
50 verbal resignation or upon delivery of the written notices.
- 51 (c) *Vacancies.* Vacancies on the Board shall be filled in accordance with the  
52 Boards, Committees and Commissions law.
- 53 (1) The Board Chairperson shall provide the Oneida Business  
54 Committee recommendations on all applications for appointment by  
55 the executive session in which the appointment is intended to be  
56 made.
- 57 (d) *Qualifications of Members.* Board members shall meet the following  
58 qualifications:
- 59 (1) Be an enrolled member of the Nation;  
60 (2) Be at least eighteen (18) years of age or over; and  
61 (3) Reside within one (1) of the following six (6) Southeastern  
62 Wisconsin Counties: Milwaukee, Racine, Kenosha, Waukesha,  
63 Ozaukee and Washington.
- 64
- 65 1-6. *Termination.* A Board member may have his or her appointment terminated in accordance  
66 with the Boards, Committees and Commissions law.
- 67 (a) Upon majority vote of the members in attendance at a Board meeting of an  
68 established quorum, the Board may, by formal motion and action, request  
69 that the Oneida Business Committee terminate a member's appointment for  
70 one (1) or more of the following reasons:
- 71 (1) Accumulating four (4) unexcused absences from regularly  
72 scheduled meetings within a twelve (12) month period.
- 73 (A) An absence shall be deemed unexcused if a member fails to  
74 provide written notice of his or her pending absence to a  
75 Board Officer at least thirty (30) minutes before the missed  
76 meeting.
- 77 (2) Failing to attend at least fifty percent (50%) of the regularly  
78 scheduled meetings within a twelve (12) month period for any  
79 reason.
- 80 (3) Using alcohol while performing official responsibilities of the Board  
81 or using illegal drugs at any time.
- 82 (4) Violating these bylaws and/or any other laws of the Nation.
- 83 (5) Receiving a felony conviction while serving on the Board.
- 84
- 85 1-7. *Trainings and Conferences.* Board members shall be required to attend mandatory trainings  
86 and/or conferences in the following areas:
- 87 (a) Robert's Rules of Order;  
88 (b) Oneida Language Classes; and/or  
89 (c) New Board Member Orientation by the SEOTS Director.  
90 (d) Regardless of the number of trainings/conferences that he or she is required  
91 to attend, no member shall be eligible to receive stipends for attending more  
92 than five (5) full days of mandatory trainings/conferences per year.

93

94 **Article II. Officers**

95 2-1. *Officers.* The Board shall consist of the following Officers: Chairperson, Vice-  
96 Chairperson and Secretary.

97

98 2-2. *Responsibilities of the Chairperson.* The responsibilities, duties and limitations of the  
99 Chairperson shall be as follows:

100 (a) Call and preside over all meetings of the Board.

101 (b) Vote only in case of a tie.

102 (c) Sign all correspondence of the Board.

103 (d) Submit quarterly reports to the Oneida Business Committee, as well as  
104 annual and semi-annual reports to the Oneida General Tribal Council, in  
105 accordance with the Boards, Committees and Commissions law; and attend  
106 or designate a Board member to attend the Oneida Business Committee  
107 meeting where SEOTS' quarterly report appears on the agenda.

108 (e) Assign sub-committees as necessary and maintain Board functions and  
109 responsibilities.

110 (f) Prepare and follow scheduled order of business.

111 (g) Perform such other duties and functions from time-to-time as may be  
112 requested by the Director of SEOTS, who is of management staff of the  
113 Oneida Nation; as required by the Constitution of the Oneida Nation; per  
114 the direction of the Oneida General Tribal Council; or as provided for by  
115 the laws of the Nation.

116

117 2-3. *Responsibilities of the Vice-Chairperson.* The responsibilities, duties and limitations of the  
118 Vice-Chairperson shall be as follows:

119 (a) Perform the Chairperson's duties under section 2-2 of these bylaws, in the  
120 absence or incapacity of the Chairperson.

121 (1) In the case of termination of appointment, resignation or death of  
122 the Chairperson, the Vice-Chairperson shall become the Chair-  
123 person for the remainder of the Chairperson's term.

124 (b) Notify the Oneida Business Committee Support Office of any Board  
125 vacancies or planned vacancies in accordance with the Boards, Committees  
126 and Commissions law.

127 (c) Perform such other duties and functions from time-to-time as may be  
128 requested by the Director of SEOTS, who is of management staff of the  
129 Oneida Nation; as required by the Constitution of the Oneida Nation; per  
130 the direction of the Oneida General Tribal Council; or as provided for by  
131 the laws of the Nation.

132

133 2-4. *Responsibilities of the Secretary.* The responsibilities, duties and limitations of the  
134 Secretary shall be as follows:

135 (a) Provide notice of meeting agendas, documents, and minutes to all Board  
136 members, as well as the public, in accordance with these bylaws and the  
137 Nation's Open Records and Open Meetings law.

- 138 (b) Record and review the minutes of the Board's meetings and submit recorded  
139 minutes to the Oneida Business Committee Support Office in accordance  
140 with these bylaws.
- 141 (c) Maintain files for all minutes, reports and correspondence to and from the  
142 Board in accordance with the Open Records and Open Meetings law.
- 143 (d) Submit signed and completed A/P Check Request Forms, Minutes  
144 Approved Signature Sheets, and Meeting Attendance Sheets to the  
145 appropriate recipient.
- 146 (e) In the event that both the Chairperson and Vice-Chairperson positions  
147 become vacant before the end of their terms, call Board meetings to fill the  
148 vacancies and preside over those meetings for the sole purpose of  
149 conducting an election of new Officers, at which point the Chairperson, or  
150 Vice-Chairperson in the absence of the Chairperson, shall preside.
- 151 (f) Perform such other duties and functions from time-to-time as may be  
152 requested by the Director of SEOTS, who is of management staff of the  
153 Oneida Nation; as required by the Constitution of the Oneida Nation; per  
154 the direction of the Oneida General Tribal Council; or as provided for by  
155 the laws of the Nation.

156  
157 2-5. *Selection of Officers.* Officers of the Board shall serve one (1) year terms.

- 158 (a) Any member of the Board may self-nominate or be nominated for the  
159 offices of Chairperson, Vice-Chairperson or Secretary.
- 160 (b) Elections of Officers shall take place at the first regular Board meeting of  
161 an established quorum in March of each year by majority vote of the  
162 members in attendance.
- 163 (c) Board members may be dismissed from their Officer positions by majority  
164 vote of the members in attendance at a Board meeting of an established  
165 quorum.
- 166 (d) Board members may hold only one (1) Officer position per Officer term.

167  
168 2-6. *Budgetary Sign-Off Authority and Travel.* The Board shall follow the Nation's policies and  
169 procedures regarding purchasing and sign-off authority.

- 170 (a) Levels of budgetary sign-off authority for the Board shall be as set forth in  
171 the manual titled, *Oneida Tribe of Indians of Wisconsin Purchasing Policies  
172 and Procedures*, for Area Directors/Enterprise Directors.
- 173 (b) All Board Officers have sign-off authority and (2) Officers shall be required  
174 to sign-off on all budgetary requests, except as follows:
- 175 (1) The Oneida Business Committee Support Office shall have sign-off  
176 authority over requests for stipends, travel per diem and business  
177 expense reimbursement.
- 178 (c) Travel shall be approved by majority vote of the members in attendance at  
179 a regular or emergency Board meeting of an established quorum.

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181 2-7. *Personnel.* The Board shall not have authority to hire personnel for the benefit of the  
182 Board.

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### Article III. Meetings

- 3-1. *Regular Meetings.* The Board's regular meetings shall be held on the 2nd Monday of each month, beginning at 6:00 p.m., in the SEOTS building located in Milwaukee, Wisconsin.
- (a) The meeting date, time and location may change from time-to-time as determined by a majority vote of the members consisting of no less than a Board quorum so long as notice is provided to all members in writing and, along with the public, in accordance with the Open Records and Open Meetings law, prior to implementation of the new date, time and/or location.
  - (b) The annual meeting schedule shall be posted in the SEOTS office, on the Nation's website and in the Kalihwisaks.
  - (c) The Secretary shall provide notice of meeting agendas, documents and minutes to all Board members in writing and, along with the public, in accordance with the Open Records and Open Meetings law.
- 3-2. *Emergency Meetings.* Emergency meetings may convene as needed outside of regular meeting times when time sensitive issues require immediate action.
- (a) Board Officers may call emergency meetings so long as they provide notice to the entire Board via telephone call and in writing a minimum of twenty-four (24) hours prior to the beginning of the meeting.
    - (1) Notice provided to members via email must be sent to the official Oneida Nation email address that was provided to each member to conduct business electronically on behalf of the Board.
    - (2) Notice of emergency meetings shall further be provided to all members, as well as the public, in accordance with the Open Records and Open Meetings law.
  - (b) Within seventy-two (72) hours after an emergency meeting, the Board shall provide the Nation's Secretary with notice of the emergency meeting, the reason for the emergency meeting, and an explanation as to why the matter could not wait until the next regular meeting.
- 3-3. *Joint Meetings.* Joint meetings with the Oneida Business Committee shall be held on an as needed basis per the approval of the Oneida Business Committee.
- (a) Notice of the joint meeting agenda, documents and minutes shall be provided, and the joint meeting conducted, in accordance with resolution BC-03-27-19-D titled, Oneida Business Committee Joint Meetings with Boards, Committees and Commissions – Definitions and Impact, as may be amended from time-to-time hereafter.
- 3-4. *Quorum.* A quorum shall consist of at least ~~three (3)~~ four (4) Board members, one of which shall be the Chairperson or the Vice-Chairperson.
- (a) The Board shall not conduct any official action without the presence of a quorum.

230 (b) In lieu of the Chairperson and Vice-Chairperson, the Secretary may  
231 complete the quorum for meetings that are called pursuant to section 2-4(e)  
232 of these bylaws.  
233

234 3-5. *Order of Business.* The order of business, as far as applicable, shall be as follows:

- 235 (a) Call to Order
- 236 (b) Adopt the Agenda
- 237 (c) Approval of Minutes
- 238 (d) Old Business
- 239 (e) New Business
- 240 (f) SEOTS Director's Report (once a month)
- 241 (g) Other Business
- 242 (h) Executive Session
- 243 (i) Adjournment

244  
245 3-6. *Voting.* Decisions of the Board shall be based upon a majority vote of members in  
246 attendance at a regular or emergency Board meeting of an established  
247 quorum.

- 248 (a) The Chairperson, or Board Officer presiding in lieu of the Chairperson, shall  
249 not be allowed to vote unless a tie needs to be broken.
- 250 (b) E-polls are allowed so long as conducted in accordance with the Boards,  
251 Committees and Commissions law.
- 252 (1) The Vice-Chairperson shall serve as the Chairperson's designee for  
253 the responsibility of conducting e-polls in the Chairperson's absence  
254 or discretion.  
255

#### 256 **Article IV. Expectations**

257 4-1. *Behavior of Members.* While acting on behalf of the Board, members are prohibited from:

- 258 (a) Bullying;
- 259 (b) Name calling;
- 260 (c) Using excessive profanity; and/or
- 261 (d) Engaging in other disrespectful behavior deemed inappropriate by the  
262 Board.
- 263 (e) *Enforcement.* A member who violates this or any other section of these  
264 bylaws and/or any governing law of the Nation, may be subject to one or  
265 more of the following:
  - 266 (1) If deemed violent or threatening during a Board meeting, dismissal  
267 from the meeting by the Chairperson or Vice-Chairperson.
    - 268 (A) If the unwanted behavior escalates after dismissal, the proper  
269 authorities will be called.
  - 270 (2) By majority vote of the members present at a Board meeting of an  
271 established quorum, the Board's recommendation to the Oneida  
272 Business Committee for the termination of his or her appointment.
  - 273 (3) Disciplinary action in accordance with any law of the Nation  
274 governing sanctions and penalties for appointed officials.  
275



- 276 4-2. *Prohibition of Violence.* Intentionally violent acts committed by a Board member that  
 277 inflict, attempt to inflict, or threaten to inflict emotional or bodily harm on  
 278 another person, or damage to property are strictly prohibited.  
 279
- 280 4-3. *Drug and Alcohol Use.* Alcohol use while performing official responsibilities of the Board  
 281 or use of illegal drugs at any time by a Board member is prohibited.  
 282 (a) Any member discovered to be under the influence of alcohol or an illegal  
 283 drug while attending a Board meeting or event will, along with any other  
 284 possible action under section 4-1, be dismissed by the Chairperson or Vice-  
 285 Chairperson from that meeting/event.  
 286
- 287 4-4. *Social Media.* Members shall comply with the Nation's Social Media Policy, their oath of  
 288 office and the following when using social media on behalf or as a  
 289 representative of the Board.  
 290 (a) Use of the SEOTS Advisory Board Facebook Page.  
 291 (1) If a post by a Board member on any social media platform is made  
 292 and it is perceived in a negative or inappropriate way, that Board  
 293 member shall be counseled in the following meeting.  
 294 (2) If a post is made by a community member and is perceived in a  
 295 negative or inappropriate way, one (1) of the three (3) administrators  
 296 will delete the comment or post. That community member will be  
 297 contacted by an administrator. If the conflict cannot be resolved, the  
 298 Board will decide how to proceed at the following Board meeting.  
 299
- 300 4-5. *Conflict of Interest.* Board members shall comply with all laws and policies of the Nation  
 301 governing conflicts of interest.  
 302

### 303 **Article V. Stipends and Compensation**

- 304 5-1. *Stipends.* Board members are eligible for the following stipends as set forth in and  
 305 subject to these bylaws; the Boards, Committees and Commissions law; and  
 306 resolution BC-05-08-19-B titled, Amending Resolution BC-09-26-18-D  
 307 Boards, Committees and Commissions Law Stipends, as may be further  
 308 amended from time-to-time hereafter:  
 309 (a) One (1) meeting stipend per month, provided that:  
 310 (1) A quorum was established;  
 311 (2) The meeting of the established quorum lasted for a minimum of one  
 312 (1) hour; and  
 313 (3) The member collecting the stipend was physically present for the  
 314 entire meeting of the established quorum.  
 315 (b) A stipend for attending a Judiciary hearing if the member's attendance was  
 316 required by official subpoena.  
 317 (c) A stipend for attending a duly called joint meeting between the Board and  
 318 the Oneida Business Committee, provided that:  
 319 (1) A quorum was established by the Board;



- 320 (2) The joint meeting of the established quorum lasted for at least one  
321 (1) hour; and
- 322 (3) The member collecting the stipend was physically present for the  
323 entire joint meeting.
- 324 (d) A stipend for each day of attendance at a conference or training, provided  
325 that:
- 326 (1) The member attended a full day of training or was present at the  
327 conference for a full day; and
- 328 (2) The member's attendance at the conference or training was  
329 mandated by law, bylaws or resolution.

330 5-2. *Compensation.* Besides reimbursement for travel, per diem and business expenses  
331 authorized by the Boards, Committees and Commissions law, members  
332 shall not be entitled to any other form of compensation for duties/activities  
333 performed on behalf of the Board.  
334

### 335 **Article VI. Records and Reporting**

336 6-1. *Agenda Items.* Agendas shall be maintained in a consistent format furnished by the Oneida  
337 Business Committee Support Office.  
338

339 6-2. *Minutes.* Minutes shall be typed and in a consistent format designed by the Oneida  
340 Business Committee Support Office to generate the most informative record  
341 of the Board's meetings.

342 (a) Within thirty (30) days of Board approval, the Secretary shall submit the  
343 minutes to the Oneida Business Committee Support Office for filing.  
344

345 6-3. *Attachments.* Handouts, reports, memoranda and the like shall be attached to the minutes  
346 and agenda of the meeting in which they were presented to be maintained  
347 in accordance with the Open Records and Open Meetings law.  
348

349 6-4. *Oneida Business Committee Liaison.* The Board shall regularly communicate with the  
350 Oneida Business Committee member who is its designated liaison.

351 (a) The frequency and method of communication shall be as agreed upon by  
352 the Board and liaison, but no less than that required in any law or policy on  
353 reporting developed by the Oneida Business Committee or Oneida General  
354 Tribal Council.

355 (b) The purpose of the liaison relationship is to uphold the ability of the liaison  
356 to act as support to the Board.  
357

358 6-5. *Audio Recordings.* All meetings of the Board shall be audio recorded using a device  
359 approved and/or furnished by the Oneida Business Committee Support  
360 Office.

361 (a) Audio recordings shall be maintained on the network in accordance with the  
362 Open Records and Open Meetings law.

363 (1) *Exception.* Audio recordings of executive session portions of a  
364 meeting shall not be required.  
365

366 **Article VII. Amendments**

367 7-1. *Amendments.* These bylaws may be amended by majority vote of the members in  
368 attendance at a Board meeting of an established quorum.

369 (a) Proposed amendments to these bylaws must be presented at one Board  
370 meeting and cannot be approved until a subsequent Board meeting.

371 (1) A majority vote of the members in attendance at a Board meeting of  
372 an established quorum is required before bylaws amendments will  
373 be forwarded to the Oneida Business Committee for approval.

374 (b) Amendments shall be approved by the Oneida Business Committee and/or  
375 the General Tribal Council, before implementation.

376 (c) Amendments to these bylaws must conform to the requirements of the  
377 Boards, Committees and Commissions law, as well as any other policy of  
378 the Nation.

379 (d) The Board shall conduct a review of its bylaws no less than on an annual  
380 basis.  
381

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382 These By-laws, as amended and revised, are hereby approved by the Oneida Business Committee  
383 at a duly called meeting held on \_\_\_\_\_, 2020, by the Secretary of the Oneida Business  
384 Committee's signature.  
385  
386  
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Lisa Summers, Secretary  
Oneida Business Committee

389  
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## Southeastern Wisconsin Oneida Tribal Services Advisory Board Bylaws Amendments Legislative Analysis

### SECTION 1. EXECUTIVE SUMMARY

<i>Analysis by the Legislative Reference Office</i>					
REQUESTER: Kathryn LaRoque	SPONSOR: Daniel Guzman King			ANALYST: Maureen Perkins	
Complies with the Board Bylaws and the Boards, Committees and Commissions Law	The proposed amendments comply with the requirements contained in the Board bylaws [Article VII, 7-1(c)] as established by and in accordance with the Boards, Committees and Commissions law [1 O.C. 105.10-3(g)].				
Intent of the Amendments	The proposed amendments request an increase to both the Board membership and the number of Board members required to be present to constitute a meeting quorum.				
Members	5 members	Stipend	\$75 a month	Elected/Appointed	Appointed
Establishment	The Board was established through resolution BC-04-04-94-A, which was adopted by the Oneida Business Committee on April 4, 1994 pursuant to the authority delegated it under Article IV, Section 1 of the Oneida Nation Constitution [Article I, 1-2].				
Purpose of the Board	<p>The Board was established for purposes of providing advice and constructive input to the Southeastern Wisconsin Oneida Tribal Services (SEOTS) Director working in partnership to formulate social services programs for the Oneida people residing in Southeastern Wisconsin by, including, but not limited to:</p> <ul style="list-style-type: none"> <li>(a) Acting as an ambassador for the SEOTS program by promoting its mission whenever possible;</li> <li>(b) Reviewing the SEOTS program's budget;</li> <li>(c) Guiding and advising the SEOTS administration;</li> <li>(d) Adhering to the appropriate chain of command in any and all relative communications with the Oneida Business Committee; and</li> <li>(e) Carrying out all other powers and/or duties delegated to SEOTS by the laws and/or policies of the Nation [Article I, 1-3].</li> </ul>				
Due Process	A member of the Board serves at the discretion of the Oneida Business Committee (OBC). Upon the recommendation of a member of the OBC or by recommendation by formal action requiring a majority vote of the Board [Article I, 1-6], a member of a Board may have his or her appointment terminated by the OBC. A two-thirds majority vote of the OBC shall be required to terminate the appointment of an individual. The OBC's decision to terminate an appointment is final and not subject to appeal [1 O.C. 105.7-4].				
Related Legislation	Oneida Nation Constitution and Boards, Committees and Commissions law				
Public Meeting	Public meetings are not required for bylaws amendments.				
Fiscal Impact	A fiscal impact statement is not required for bylaws amendments.				

### 1 SECTION 2. BACKGROUND

- 2 A. **Board History.** The Board was originally established by adoption of the bylaws by the OBC on April  
3 4, 1994, by resolution BC-04-04-94-A. The previous Board bylaws were approved by the OBC on

4 November 25, 2009. The most recent bylaws were adopted by the OBC on October 9, 2019, in  
5 compliance with the Boards, Committees and Commissions law.

- 6 a. The Boards, Committee and Commissions law required all boards, committees or  
7 commissions created by the General Tribal Council or the Oneida Business Committee whose  
8 members are appointed by the Oneida Business Committee or elected by the Nation's  
9 membership to amend the bylaws to comply with the format and required minimum  
10 information as detailed in the law [1 O.C. 105.10].

11 B. **LOC Action.** The Legislative Operating Committee (LOC) accepted the Board's request to amend the  
12 Board bylaws and added the Board bylaws amendments to the active files list January 15, 2020, with  
13 Danial Guzman King as the sponsor.

- 14 a. Board Justification. The following is the detailed description of the justification included on  
15 the agenda request form submitted to the LOC by the Board requesting the LOC to consider  
16 amending the Board's bylaws:

4) Detailed description of the item and the reason/justification it is being brought before the LOC:

The membership was changed from 7 to 5 based on the inactivity of  
previous members 2 years ago. The current board has 7 committed  
members that are active in attending meetings, coordinating volunteers  
for Elections, volunteering for SEOTS events, and fundraising for board  
efforts. This change of membership will likely dissolve the progress made.

17 C. **Bylaws Amendments Requirements Met.** The Board has addressed the proposed amendments to the  
18 bylaws at two Board meetings; one to introduce the proposed bylaws amendments and one to approve  
19 the proposed bylaws amendments; as required by the bylaws amendments process contained in the  
20 current bylaws [Article VII, 7-1]. The Board acted by majority vote to discuss meeting with OBC  
21 liaisons for SEOTS, Kirby Metoxen and Daniel Guzman King, on December 6, 2019, regarding the  
22 Board bylaws. The Board acted by majority vote on December 16, 2019, to propose amending the  
23 Board bylaws. Subsequent action was taken on January 15, 2020, to approve the amended Board bylaws  
24 by majority vote.

25 2019 12 16 Board Meeting

26 V. **OLD BUSINESS: (6:15 P.M.)**

A. Request for support for completion of bylaws. Bylaws overdue 02/19/2019

- 27 1. Bylaws submitted 07/29/2019.  
28 2. Bylaws approved by OBC October 9, 2019.  
3. Motion by Michael Coleman to discuss meeting with OBC, liaisons for  
SEOTS, Kirby Metoxen and Daniel Guzman from December 6, 2019.  
Ayes: Katy LaRoque, Art Elm, Diane Hill, Lloyd Ninham, Traci Sparks, Kathleen  
Hill.

VI. **NEW BUSINESS: (6:45 P.M.)**

1. Motion by Michael Coleman to request amendment of bylaws from LOC.  
Seconded by Art Elm.

Ayes: Katy LaRoque, Diane Hill, Traci Sparks, Lloyd Ninham, Kitty Hill. Motion  
carried unanimously

29 2020 01 15 Board Meeting

30 VI. **OLD BUSINESS: (7:35 P.M.)**

- 31 1. Bylaws approved by OBC October 9, 2019. Motion by Michael Coleman to discuss  
meeting with OBC, liaisons for SEOTS, Kirby Metoxen and Daniel Guzman from  
December 6, 2019.

A. January 15, 2020: Kathryn LaRoque submitted agenda request: change bylaws to  
Legislative Operating Committee. Art Elm, Michael Coleman, Lloyd Ninham &  
Diane Hill in attendance via tele-conference for LOC meeting.

B. Michael Coleman motion to amend bylaws: The membership change to 7  
members (4 quorum). Traci Sparks seconded.

Ayes: Katy LaRoque, Art Elm, Diane Hill, Lloyd Ninham, Traci Sparks, Kathleen  
Hill. Motion carried unanimously.

33 D. **OBC Approval Required.** The proposed amendments require approval by the OBC prior to  
 34 implementation in accordance with the current bylaws [*Article VII, 7-1(b)*] and the Boards, Committees  
 35 and Commissions law [*1 O.C. 105.10-3(g)*].  
 36

### 37 SECTION 3. COMPLIANCE WITH THE BOARDS, COMMITTEES AND COMMISSIONS LAW

38 A. **Compliant.** The proposed bylaws amendments comply with the required process contained in the Board  
 39 bylaws [*Article VII, 7-1(c)*] and with all requirements established by and in accordance with the Boards,  
 40 Committees and Commissions law [*1 O.C. 105.10-3(g)*].  
 41

### 42 SECTION 4. AMENDMENTS

43 A. The proposed amendments increase the membership of the Board from five (5) members to seven (7)  
 44 members [*Article I, 1-5(a)*] and increase the number of Board members required to be present to  
 45 establish a meeting quorum from at least three (3) members to at least four (4) members [*Article III, 3-  
 46 4*].

47 • **Previous OBC Action.** The OBC approved the current Board bylaws on October 9, 2019, which  
 48 included a decrease in the Board membership from seven (7) to five (5) members, as well as a  
 49 decrease to the number of members required to be present to constitute a meeting quorum from  
 50 four (4) members to three (3) members [*Article III, 3-4*]. Additional Quorum Requirement. One  
 51 of the members present to constitute a quorum must be the Chair, Vice-Chair or Secretary, in  
 52 accordance with the current bylaws [*Article III, 3-4*]. This requirement remains in the proposed  
 53 amended bylaws.

54 **Impact.** The amendment request received from the Board presented for your consideration return  
 55 Board membership requirements back to the previously approved bylaws that were effective from  
 56 2009-2019. The previous bylaws contained a seven (7) member Board with four (4) members  
 57 required to be present to constitute a meeting quorum [*Southeastern Wisconsin Oneida Tribal  
 58 Services Advisory Board Bylaws, November 25, 2009*].  
 59

### 60 SECTION 5. RELATED LEGISLATION

61 There are no conflicts between these bylaws and the Oneida Code of Laws. The below laws are related to  
 62 the requested amendment to the Board bylaws.

63 A. Oneida Nation Constitution. The Constitution of the Oneida Nation contains a provision that allows  
 64 for the creation of committees for the proper conduct of tribal business of the Nation [*Oneida  
 65 Nation Constitution, Article IV, Section 1(g)*]. There are no conflicts between these bylaws and the  
 66 Oneida Nation Constitution.  
 67

68 B. Boards, Committees and Commissions [1 O.C. 105]. This law establishes all requirements related  
 69 to elected and appointed boards, committees and commissions of the Nation. The law governs the  
 70 procedures regarding the appointment and election of persons to boards, committees and  
 71 commissions, creation of bylaws, maintenance of official records, compensation, and other items  
 72 related to boards, committees and commissions. The proposed bylaws follow the process contained  
 73 in the current bylaws [*Article VII, 7-1*] in accordance with this law [*1 O.C. 105.10-3(g)*]. The  
 74 proposed bylaws comply and there are no conflicts with the Boards, Committees and Commissions  
 75 law.

### Oneida Business Committee Agenda Request

Accept the December 12, 2019, regular Quality of Life Committee meeting minutes

1. Meeting Date Requested: 2 / 12 / 20

#### 2. General Information:

Session:  Open  Executive - See instructions for the applicable laws, then choose one:

Agenda Header:

Accept as Information only

Action - please describe:

Motion to accept the December 12, 2019 Quality of Life meeting minutes.

#### 3. Supporting Materials

Report  Resolution  Contract

Other:

1.  3.

2.  4.

Business Committee signature required

#### 4. Budget Information

Budgeted - Tribal Contribution  Budgeted - Grant Funded  Unbudgeted

#### 5. Submission

Authorized Sponsor / Liaison:

Primary Requestor/Submitter: Aliskwet Ellis, Recording Clerk/BC Support Office  
Your Name, Title / Dept. or Tribal Member

Additional Requestor: \_\_\_\_\_  
Name, Title / Dept.

Additional Requestor: \_\_\_\_\_  
Name, Title / Dept.



## Quality of Life Committee

Regular Meeting  
8:30 a.m. Thursday, December 12, 2019  
BC-Executive Conference Room

### Minutes

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**Present:** Tehassi Hill, Kirby Metoxen, Brandon Yellowbird-Stevens;

**Not Present:** Daniel Guzman-King, Ernest Stevens III;

**Others Present:** Aliskwet Ellis, Lakota Skenadore, Jameson Wilson, Barbara Webster, Dr. Vir;

#### I. CALL TO ORDER AND ROLL CALL

*Meeting called to order by Brandon Yellowbird-Stevens at 8:40 a.m.*

#### II. APPROVAL OF THE AGENDA

Motion by Tehassi Hill to approve the agenda, seconded by Kirby Metoxen. Motion carried unanimously.

#### III. APPROVAL OF MEETING MINUTES

##### A. November 14, 2019 Quality of Life Meeting Minutes

Motion by Tehassi Hill to approve the November 14, 2019 Quality of Life meeting minutes, seconded by Kirby Metoxen. Motion carried:

Ayes:	Kirby Metoxen
Abstained:	Tehassi Hill

#### IV. UNFINISHED BUSINESS – NONE

#### V. NEW BUSINESS

##### A. Education Center for Learning Challenged Oneida Children

Motion by Tehassi Hill to defer Item V. A. until later in the meeting, seconded by Kirby Metoxen. Motion carried unanimously.

*Item V.B. addressed next.*

Motion by Tehassi Hill to forward this request to the Business Committee to request action of the Business Committee to direct the General Manger to work with the Oneida Nation School Board to completing an assessment and analysis of autism needs in our community and to give a progress report in sixty (60) days, seconded by Kirby Metoxen. Motion carried unanimously.

*Item VII. addressed next.*



**B. 2020 Robert Wood Johnson Foundation Culture of Health Prize – Update**

Motion by Tehassi Hill to accept the update as FYI, seconded by Kirby Metoxen. Motion carried unanimously.

**VI. REPORTS****A. Environmental Issues – Ernest Stevens III**

Motion by Tehassi Hill to accept the verbal update, seconded by Kirby Metoxen. Motion carried unanimously.

**B. Zero Suicide Report – Dr. Vir**

Motion by Kirby Metoxen to approve the Zero Suicide Report, seconded by Tehassi Hill. Motion carried unanimously.

*Item V.A. addressed next.*

**VII. ADJOURN**

Motion by Tehassi Hill to adjourn at 9:54 a.m., seconded by Kirby Metoxen.

**Oneida Business Committee Travel Request**

Approve the travel request - Councilman Ernie Stevens III - Better Buildings: Better Business, Wisconsin.

1. **OBC Meeting Date Requested:** 02 / 12 / 20  e-poll requested**2. General Information:**Event Name: Better Buildings: Better Business, Wisconsin ConferenceEvent Location: Wisconsin Dells Attendee(s): Ernest L. Stevens IIIDeparture Date: Mar 9, 2020 Attendee(s): Return Date: Mar 10, 2020 Attendee(s): **3. Budget Information:** Funds available in individual travel budget(s) Unbudgeted Grant Funded or ReimbursedCost Estimate: \$234.29**4. Justification:**

Describe the justification of this Travel Request:

Request to attend and serve as a presenter at the Better Buildings: Better Business Conference in the Wisconsin Dells. This conference provides one central hub where suppliers, builders, contractors, manufacturers and the industry can find out what they need to know to stay current and ahead of trends. The conference is lead by a partnership between Slipstream and the Wisconsin Builders Foundation (WBF). Slipstream brings nationally-recognized expertise in quality construction, energy efficiency and building science for health while the WBF brings Wisconsin's most successful home builders and leading suppliers. As an advocate and proponent for the Tribal Energy Plan, I have been asked to represent the Nation as an elected official to discuss our energy goals for the Wisconsin Net Zero Initiative. Hotel and registration is covered by Slipstream and I believe Michael Troge will also be attending on behalf of the energy team.



**5. Submission**Sponsor: Ernest L. Stevens III, Councilmember

- 1) Save a copy of this form for your records.
- 2) Print this form as a \*.pdf *OR* print and scan this form in as \*.pdf.
- 3) E-mail this form and all supporting materials in a **SINGLE** \*.pdf file to: [BC\\_Agenda\\_Requests@oneidanation.org](mailto:BC_Agenda_Requests@oneidanation.org)





**BETTER BUILDINGS: BETTER BUSINESS®**  
**WISCONSIN CONFERENCE**  
 March 9–11, Wisconsin Dells

**SESSION SCHEDULE TUESDAY, MARCH 10**

	WEATHERIZATION	CONSTRUCTION PROCESSES	PRODUCT SELECTION	REMODELING	CONSTRUCTION BEST PRACTICES	HVAC	BETTER BUSINESS	COMPETITIVE EDGE	NET ZERO
<b>A</b> 10:30–11:45 am	<p><b>Infrared puzzler</b>                      JAY BOWEN, Bowen &amp; Associates, LLC</p> <p><i>Sponsored by: Division of Energy, Housing and Community Resources</i></p> <p>Room moderator:                      Hoyt O'Brien</p> <p>TAMBOTI/ALOESWOOD</p>	<p><b>Detailing continuity in building enclosure systems with an integrated weather resistant barrier panel system</b>  <i>(Demonstration)</i>                      BRIAN SHORES, Huber Engineered Woods</p> <p><i>Sponsored by: Huber Engineered Woods</i></p> <p>Room moderator:                      Dave Vigliotta</p> <p>EXPO</p>	<p><b>Building products and systems: the good, the bad, the ugly</b>                      PETER YOST, Building-Wright</p> <p><i>Sponsored by: Benjamin Obdyke</i></p> <p>Room moderator:                      Nancy Alberte</p> <p>TAMARIND/GUAVA</p> 	<p><b>Transparency: estimating in the modern era</b>                      MICHAEL ANSCHEL, Otagawa-Anschel Design Build</p> <p>Room moderator:                      OPEN</p> <p>WISTERIA</p>	<p><b>Applied window installation demonstration</b>                      JUSTIN WILSON, Construction Instruction</p> <p><i>Master Speaker</i></p> <p><i>Sponsored by: Hallmark Building Supplies Inc.</i></p> <p>Room moderator:                      Mike Hoiium</p> <p>ARALIA/MARULA</p>	<p><b>Residential mechanical ventilation systems 2.0</b>                      JOE NAGAN, Home Building Technology Services, LLC</p> <p><i>Sponsored by: Madison Gas and Electric</i></p> <p>Room moderator:                      Mark Lydon</p> <p>CYPRESS</p>	<p><b>Staying savvy: evolving with today's digital marketing strategies</b>                      HEATHER MANGOLD, Mangold Creative</p> <p>Room moderator:                      Mary Eiler Radl</p> <p>PORTIA</p>	<p><b>Build a winning team</b>                      DERRICK CARTER, BizAdjust</p> <p><i>Sponsored by: Blenker Building Systems</i></p> <p>Room moderator:                      Mark Robinson</p> <p>MANGROVE</p>	<p><b>Getting it done: net zero homes to meet local climate goals</b>                      SPEAKER TBD</p> <p>Room moderator:                      Brett Bridgeland</p> <p>CROWN PALM</p>
	<b>B</b> 1:30–2:45 pm	<p><b>Addressing radon in the home</b>                      Dick Kornbluth, Dick Kornbluth, LLC</p> <p><i>Sponsored by: Division of Energy, Housing and Community Resources</i></p> <p>Room moderator:                      Mary Meunier</p> <p>TAMBOTI/ALOESWOOD</p>	<p><b>Structural insulated panels: more than just single-family dwellings</b>  <i>(Demonstration)</i>                      JON GOLZ, Enercept, Inc. and Golz Enterprises</p> <p><i>Sponsored by: Enercept, Inc.</i></p> <p>Room moderator:                      Mandy Dudley</p> <p>EXPO</p>	<p><b>Healthier building options</b>                      JOHN ATLEE AND JONATHAN SYNOVIC, Step Beyond Green to Healthy</p> <p><i>Sponsored by: WPPI Energy</i></p> <p>Room moderator:                      OPEN</p> <p>TAMARIND/GUAVA</p>	<p><b>Deep energy retrofit strategies for aging homes</b>                      SAM RASHKIN, Retooling the U.S. Housing Industry</p> <p><i>Master Speaker</i></p> <p><i>Sponsored by: Xcel Energy</i></p> <p>Room moderator:                      Lori Drilling</p> <p>BALLROOM A/H</p>	<p><b>Cladding types and advanced attachment techniques</b>                      JUSTIN WILSON, Construction Instruction</p> <p><i>Sponsored by: Hallmark Building Supplies Inc.</i></p> <p>Room moderator:                      Mike Hoiium</p> <p>ARALIA/MARULA</p>	<p><b>Air source heat pumps: lessons learned from over five years of installed monitoring</b>                      ALEX HAYNOR AND ISAAC SMITH, Center for Energy and Environment</p> <p><i>Sponsored by: Madison Gas and Electric</i></p> <p>Room moderator:                      Leah Samson</p> <p>WISTERIA</p>	<p><b>Healthy homes and home performance: making the homeowner connection</b>                      PETER TROAST, Energy Circle</p> <p><i>Sponsored by: CLEAResult</i></p> <p>Room moderator:                      Nancy Alberte</p> <p>PORTIA</p>	<p><b>Build your brand</b>                      DERRICK CARTER, BizAdjust</p> <p><i>Sponsored by: Blenker Building Systems</i></p> <p>Room moderator:                      Mark Robinson</p> <p>MANGROVE</p>
<b>C</b> 3:15–4:30 pm		<p><b>Residential indoor air quality</b>                      BRYAN OVERMAN AND NATE PRICE, Indoor Climate Research and Training</p> <p><i>Sponsored by: Division of Energy, Housing and Community Resources</i></p> <p>Room moderator:                      Barbara Smith</p> <p>TAMBOTI/ALOESWOOD</p>	<p><b>Constructing exterior double walls</b>                      DAVID ROMARY AND DAN JOHNSON, Driftless HomeWrights</p> <p>Room moderator:                      Norman Bair</p> <p>TAMARIND/GUAVA</p>	<p><b>Building clean: finding efficient, healthy, and locally made building products for your next project</b>                      DANA PARKER, BlueGreen Alliance Foundation</p> <p>Room moderator:                      Nancy Alberte</p> <p>WISTERIA</p>	<p><b>REALIZE Project: industrialized zero energy retrofits</b>                      KATRIN KLINGENBERG, Passive House Institute US</p> <p><i>Master Speaker</i></p> <p><i>Sponsored by: Madison Gas and Electric</i></p> <p>Room moderator:                      Leah Samson</p> <p>BALLROOM A/H</p> 	<p><b>Foundation systems: thermal control, moisture control, and connections</b>                      JUSTIN WILSON, Construction Instruction</p> <p><i>Sponsored by: Hallmark Building Supplies Inc.</i></p> <p>Room moderator:                      Mike Hoiium</p> <p>ARALIA/MARULA</p>	<p><b>Planning and budgeting for hybrid radiant based HVAC systems</b>                      ROBERT BEAN, Uponsor</p> <p>Room moderator:                      Mary Eiler Radl</p> <p>CYPRESS</p>	<p><b>If you are sued, will your insurance pay?</b>                      PAUL SEITZ, R&amp;R Insurance Services Inc.</p> <p>Room moderator:                      OPEN</p> <p>PORTIA</p>	<p><b>Building your data intelligence</b>                      DERRICK CARTER, BizAdjust</p> <p><i>Sponsored by: Blenker Building Systems</i></p> <p>Room moderator:                      Mark Robinson</p> <p>MANGROVE</p>

SESSION SCHEDULE WEDNESDAY, MARCH 11

	WEATHERIZATION	CONSTRUCTION PROCESSES	NEW CONSTRUCTION	WISCONSIN UNIFORM DWELLING CODE	CONSTRUCTION INDUSTRY TRENDS	HVAC	BETTER BUSINESS	COMPETITIVE EDGE	
<b>D</b> 8:30-9:45 am	<p><b>Tuck-under garage retrofits</b> CORY CHOVANEC, Slipstream</p> <p>Sponsored by: Division of Energy, Housing and Community Resources</p> <p>Room moderator: Norman Bair</p> <p>TAMBOTI/ALOESWOOD</p>	<p><b>Detailing continuity in building enclosure systems with an integrated weather resistant barrier panel system (REPEAT) (Demonstration)</b> BRIAN SHORES, Huber Engineered Woods</p> <p>Sponsored by: Huber Engineered Woods</p> <p>Room moderator: OPEN</p> <p>EXPO</p>	<p><b>Cathedral roof venting deep dive and demo</b> PETER YOST, Building-Wright</p> <p>Master Speaker</p> <p>Room moderator: Carrie Rouse</p> <p>BALLROOM A/H</p> 	<p><b>Residential remodeling and current code issues</b> JAMES SJOLANDER, City of Madison</p> <p>Room moderator: Nancy Alberte</p> <p>TAMARIND/GUAVA</p>	<p><b>Building fortified homes to IBHS standards</b> BRIAN WIMMER, Two Rivers Habitat for Humanity</p> <p>Room moderator: John Beard</p> <p>PORTIA</p>	<p><b>Best practices of minisplit/multisplit heat pumps from retrofit to new homes</b> MIKE SCHAEFER and KEVIN DEMASTER, Mitsubishi Electric Trane HVAC US</p> <p>Sponsored by: Madison Gas and Electric</p> <p>Room moderator: Laura Paprocki</p> <p>CYPRESS</p>	<p><b>Demystifying digital marketing</b> PETER TROAST, Energy Circle</p> <p>Sponsored by: CLEAResult</p> <p>Room moderator: Dave Vigliotta</p> <p>MANGROVE</p>	<p><b>How to run a home building business</b> MARK ETRHEIM, Mastercraft Homes, Inc</p> <p>Sponsored by: Hallmark Building Supplies Inc.</p> <p>Room moderator: Mike Hoiium</p> <p>ARALIA/MARULA</p>	
<b>E</b> 10:15-11:30 am	<p><b>Design features of energy efficient gas furnaces</b> ROBERT PARKHURST and SCOTT PIGG, Slipstream</p> <p>Sponsored by: Division of Energy, Housing and Community Resources</p> <p>Room moderator: Don Hynek</p> <p>TAMBOTI/ALOESWOOD</p>	<p><b>Structural insulated panels: more than just single-family dwellings (REPEAT) (Demonstration)</b> JON GOLZ, Enercept, Inc. and Golz Enterprises</p> <p>Sponsored by: Enercept, Inc.</p> <p>Room moderator: Mandy Dudley</p> <p>EXPO</p>	<p><b>Design that works for you</b> MICHAEL ANSCHEL, Otogawa-Anschel Design Build</p> <p>Master Speaker</p> <p>Room moderator: Carrie Rouse</p> <p>PORTIA</p>	<p><b>New construction UDC code issues</b> JAMES SJOLANDER, City of Madison</p> <p>Sponsored by: Performance System Development</p> <p>Room moderator: Andy Kuc</p> <p>TAMARIND/GUAVA</p>	<p><b>Design and performance of exterior walls using stone wool exterior insulation</b> ANTOINE HABELLION, ROCKWOOL</p> <p>Room moderator: Mary Eiler Radl</p> <p>CYPRESS</p>	<p><b>Your moisture problems solved: challenges and risks decoded</b> NIKKI KRUEGER, Therma-Stor and PETER YOST, Building-Wright</p> <p>Room moderator: Nancy Alberte</p> <p>BALLROOM A/H</p>	<p><b>Selling healthy and setting yourself apart</b> JOHN ATLEE AND JONATHAN SYNOVIC, Step Beyond Green to Healthy</p> <p>Sponsored by: Hallmark Building Supplies Inc.</p> <p>Room moderator: Mike Hoiium</p> <p>ARALIA/MARULA</p>	<p><b>Carbon based lifeforms creating zero carbon buildings</b> ERIC COREY FREED, Morrison Hershfield</p> <p>Sponsored by: Madison Gas and Electric</p> <p>Room moderator: Laura Paprocki</p> <p>MANGROVE</p>	
<b>F</b> 12:45-2 pm	<p><b>Blower door testing in small multifamily buildings</b> SAM MYERS, Retrotec and J WEST, CEDA, Inc.</p> <p>Sponsored by: Division of Energy, Housing and Community Resources</p> <p>Room moderator: Phillip Crow</p> <p>TAMBOTI/ALOESWOOD</p>	<p><b>Build it right the first time, skip the problems later</b> MARK PARLEE, The Building Consultant</p> <p>Sponsored by: Hallmark Building Supplies Inc.</p> <p>Room moderator: Mike Hoiium</p> <p>ARALIA/MARULA</p>	<p><b>Build better walls: clear the air on exterior insulation performance</b> LANCE WILLIAMS, Atlas Roof &amp; Wall Corporation</p> <p>Room moderator: Mary Eiler Radl</p> <p>WISTERIA</p>	<p><b>Residential Wisconsin decks</b> JAMES SJOLANDER, City of Madison</p> <p>Room moderator: Dave Vigliotta</p> <p>TAMARIND/GUAVA</p> 	<p><b>Low-impact foundation systems</b> RALPH SCHMIDT, Pin Foundations Inc.</p> <p>Room moderator: Nancy Alberte</p> <p>CYPRESS</p>	<p><b>Bath fan installed performance: the pressure is on!</b> JOE NAGAN, Home Building Technology Services, LLC</p> <p>Master Speaker</p> <p>Sponsored by: Madison Gas and Electric</p> <p>Room moderator: Mark Lydon</p> <p>BALLROOM A/H</p>	<p><b>Making connections: building bridges between teachers and industry</b> CHAD DORSHORST, Rhinelander School District and panel</p> <p>Sponsored by: Focus on Energy</p> <p>Room moderator: Scott Bloedorn</p> <p>PORTIA</p>	<p><b>Estimating for profit</b> MARK ETRHEIM, Mastercraft Homes, Inc.</p> <p>Room moderator: Lauren Hodkiewicz</p> <p>MANGROVE</p>	
<b>G</b> 2:30-3:45 pm	<p><b>Closing plenary</b> Ballroom A / H Room moderator: OEI</p> <p>Eric Corey Freed, Morrison Hershfield Change management for your organization</p> <p>Sponsored by: Wisconsin Office of Energy Innovation</p>								



**BETTER BUILDINGS: BETTER BUSINESS®**  
**WISCONSIN CONFERENCE**  
 March 9–11, Wisconsin Dells

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### Ernest Stevens

#### Oneida Nation

Ernest has over 16 years of marketing, communications, public relations, tourism, economic development, and multi-media production experience. A recent recipient of the National Center for American Indian Enterprise Development's 40 Under 40 Award, Ernest has been recognized on a national level for his efforts in tourism, film, television, and marketing. In 2013, Ernest co-produced the theatrically released film

*Crooked Arrows*, and is currently developing other theatrical film and television properties. He has served as executive director for NATOW, a statewide tribal tourism organization in Wisconsin, and most recently as chief marketing officer for Magnum Marketing, an international marketing agency. He has also worked in the online gaming space for nearly a decade, which includes sports betting and Esports, and is also the host/producer for the PBS show, *Native Report*. Currently, Ernest serves as a Council member on the Oneida Business Committee, where he is currently developing legislation on international trade and commerce, traditional foods and agriculture, corporate codes, climate change, and others.

### My Speakers Sessions

**Tuesday, March 10**

10:30am

Getting it done: net zero homes to meet local climate goals (Extended session)

Approve the travel request of Councilman Kirby Metoxen, Wisconsin Governor's Conference on Tourism -  
**Oneida Business Committee Travel Request**

1. **OBC Meeting Date Requested:** 02 / 12 / 20  e-poll requested

## 2. General Information:

Event Name: Wisconsin Governor's Conference on Tourism

Event Location: Madison, WI Attendee(s): Kirby Metoxen

Departure Date: Mar 15, 2020 Attendee(s):

Return Date: Mar 18, 2020 Attendee(s):

## 3. Budget Information:

Funds available in individual travel budget(s)

Unbudgeted

Grant Funded or Reimbursed

Cost Estimate: \$887.80- Funded by NATOW

## 4. Justification:

Describe the justification of this Travel Request:

Councilman Kirby Metoxen is the representative of the Oneida Nation and also a representative of the NATOW Board. Wisconsin Governor's Conference on Tourism is one of the substantial event on Industry, Hospitality, Travel, Tourism and Recreation practices. We will meet with representatives on the Governor's Council on Tourism during their quarterly meeting to discuss issues facing the tourism industry, review ongoing programs and strategic plans with the Department staff and the Council. All Travel expenses is covered by NATOW Board.

## 5. Submission

Sponsor: Kirby Metoxen, Councilmember

- 1) Save a copy of this form for your records.
- 2) Print this form as a \*.pdf OR print and scan this form in as \*.pdf.
- 3) E-mail this form and all supporting materials in a **SINGLE** \*.pdf file to: BC\_Agenda\_Requests@oneidanation.org

# CONFERENCE AGENDA

The conference agenda is subject to change as we finalize the 2020 programming. Please check back for updates.

## Sunday, March 15, 2020

- 2:00 PM - 7:00 PM
- 3:00 PM - 5:00 PM
- 5:00 PM - 5:45 PM
- 6:00 PM - 10:00 PM

Track 1

**Registration Open - Sunday**

**Governor's Council on Tourism Meeting**

**First-Timers & Emerging Leaders Reception**

**Opening Reception**  
**Monona Terrace**

## Monday, March 16, 2020

- 6:30 AM - 3:30 PM
- 7:30 AM - 8:15 AM
- 8:30 AM - 9:45 AM
- 10:00 AM - 11:00 AM
- 11:15 AM - 12:00 PM
- 12:15 PM - 1:30 PM
- Monday Breakouts  
2:00 PM - 3:15 PM
- 3:30 PM - 5:30 PM
- 6:00 PM - 11:00 PM

Track 1

**Registration Open - Monday**

**Kick-Off Breakfast**

**Keynote with Scott Stratten**

**Tourism Secretary's Address**

**Monday General Session**

**Monday's Networking Lunch**

**Monday I - Breakout Sessions**

**Information Marketplace**

**Open Night**

## Tuesday, March 17, 2020

Track 1

**Wear Your Pride**



Track 1

**Registration Open - Tuesday**

**Wisconsin Tourism Partnership Breakfast with Legislators**

**Keynote with Richard Peterson**  
Why Understanding Trends is Critical for Cultural Organization Success

**General Session with Paul Ouimet**  
Intergrated Sustainability

**Tuesday's Lunch**  
Lunch will be hosted by our 2021 Destination

**Tuesday I - Breakout Sessions**

**Executive/Leadership Program**

**Tuesday II - Breakout Sessions**

**Dinner Reception**

**Governor's Dinner & Awards Celebration**

6:30 AM - 10:30 PM

7:45 AM - 9:00 AM

9:15 AM - 10:30 AM

10:45 AM - 11:45 AM

12:00 PM - 1:00 PM

Tuesday Breakouts I  
1:15 PM - 2:30 PM

1:30 PM - 3:00 PM

Tuesday Breakouts II  
2:45 PM - 4:00 PM

5:00 PM - 6:15 PM

6:30 PM - 9:00 PM



**Questions?**

Contact Dawn Zaroni at (608) 266-3978 or [dzanoni@travelwisconsin.com](mailto:dzanoni@travelwisconsin.com).

## Oneida Business Committee Travel Request

Approve the travel request - Chairman Tehassi Hill - 35th National Indian Gaming Association Tradeshow

**1. OBC Meeting Date Requested:**    02 / 12 / 20                       e-poll requested

### 2. General Information:

Event Name: \_\_\_\_\_ 35th National Indian Gaming Association Tradeshow & Convention \_\_\_\_\_

Event Location: \_\_\_\_\_ San Diego, CA \_\_\_\_\_                      Attendee(s):

Departure Date:                       Attendee(s):

Return Date:                       Attendee(s):

### 3. Budget Information:

Funds available in individual travel budget(s)

Unbudgeted

Grant Funded or Reimbursed

Cost Estimate: \_\_\_\_\_ 2,000 \_\_\_\_\_

### 4. Justification:

Describe the justification of this Travel Request:

National Indian Gaming Association Chairman Stevens, requested Chairman Hill give the invocation at the 35th National Indian Gaming Tradeshow & Convention. The Tradeshow & Convention is March 24 - 27, at the San Diego Convention Center, in San Diego, CA.

\*Some travel funds may be covered by NIGA.

Requested Action:  
Approve travel request

### 5. Submission

Sponsor:

- 1) Save a copy of this form for your records.
- 2) Print this form as a \*.pdf OR print and scan this form in as \*.pdf.
- 3) E-mail this form and all supporting materials in a **SINGLE** \*.pdf file to: BC\_Agenda\_Requests@oneidanation.org



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March 24-27, 2020

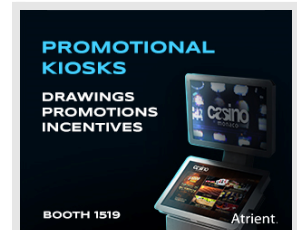
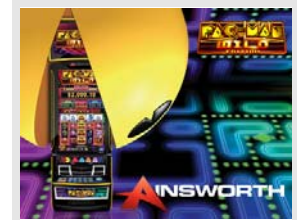
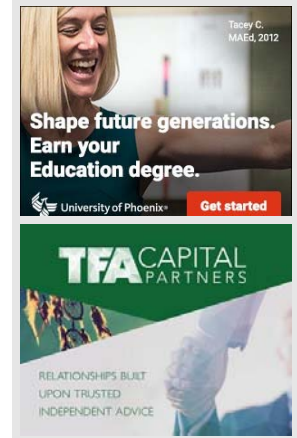
San Diego Convention Center

Home > Education & Events

## 2020 EVENT SCHEDULE

\*Times and dates subject to change

Tuesday, March 24, 2020	Event
8:00 AM	Associate Member Golf Tournament
10:00 AM - 5:00 PM	Registration
11:00 AM - 4:00 PM	Conference Sessions: Master Class + Training Series
12:00 PM	Vice Chairman's Tournament
12:15 PM	Chairman's Golf Tournament
3:00 PM	Working Together to Reclaim Native Health & Well-Being Reception
6:30 PM - 10:00 PM	Chairman's Welcome Reception
Wednesday, March 25, 2020	Event
7:30 AM - 6:00 PM	Registration
8:00 AM - 5:00 PM	Commissioner Certification Training
9:00 AM - 5:00 PM	Native American Arts & Crafts Booths Open
9:00 AM - 5:30 PM	Conference Sessions
12:45 PM - 2:00 PM	Chairman's Leadership Awards Luncheon
6:00 PM - 8:30 PM	Cultural Reception
Thursday, March 26, 2020	Event
8:00 AM - 5:00 PM	Registration Open
8:00 AM - 5:00 PM	Commissioner Certification Training
9:00 AM - 5:00 PM	Native American Arts & Crafts Booths Open
9:45 AM	Tradeshow Ribbon Cutting
10:00 AM - 5:00 PM	Tradeshow Floor Open
11:00 AM - 4:00 PM	Showcase Education Sessions
3:30 PM - 5:00 PM	AGEM VIP Cocktail Reception
9:00 PM	Native Strong Comedy Slam
Friday, March 27, 2020	Event
8:00 AM - 3:00 PM	Registration
8:00 AM - 12:00 PM	Commissioner Certification Training
9:00 AM - 4:00 PM	Native American Arts & Crafts Booths Open
10:00 AM - 3:00 PM	Tradeshow Floor Open



### Oneida Business Committee Travel Request

Approve the travel request - Treasurer Trish King - Native American Finance Officers Association...

1. **OBC Meeting Date Requested:** 02 / 12 / 20  e-poll requested

#### 2. General Information:

Event Name: NAFOA 38th Annual Conference

Event Location: Nashville, TN Attendee(s): Trish King

Departure Date: Apr 5, 2020 Attendee(s):

Return Date: Apr 8, 2020 Attendee(s):

#### 3. Budget Information:

Funds available in individual travel budget(s)

Unbudgeted

Grant Funded or Reimbursed

Cost Estimate: \$2,000.00

#### 4. Justification:

Describe the justification of this Travel Request:

The two-day conference will feature an impressive program that will assist in facilitating dialogue between tribes, federal partners, non-profits, and professionals, with sessions on investment education, policy affecting tribes, accounting updates, new budgeting methods and economic development opportunities. All presentations and discussions are tailored to an audience that works on tribal finance and economic issues. The conference provides a unique opportunity for tribes, federal partners, and professionals to share their knowledge and needs.

#### 5. Submission

Sponsor: Trish King, Treasurer

- 1) Save a copy of this form for your records.
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- 3) E-mail this form and all supporting materials in a **SINGLE** \*.pdf file to: [BC\\_Agenda\\_Requests@oneidanation.org](mailto:BC_Agenda_Requests@oneidanation.org)

# 38th Annual Conference

**April 5-7, 2020**

## **AGENDA**

<b>Date</b>	<b>Time</b>	<b>Event</b>
Sunday, April 05	4:00 PM - 7:00 PM	<b>Registration</b>
Sunday, April 05	5:00 PM - 7:00 PM	<b>Member Tribe Meeting/Reception</b>
<b>Date</b>	<b>Time</b>	<b>Event</b>
Monday, April 06	7:30 AM - 8:30 AM	<b>Breakfast</b>
Monday, April 06	8:30 AM - 11:00 AM	<b>General Session</b>
Monday, April 06	11:00 AM - 11:15 AM	<b>Refreshment Break</b>
Monday, April 06	11:15 AM - 12:30 PM	<b>Breakout Sessions</b>
Monday, April 06	12:30 PM - 2:00 PM	<b>Luncheon</b>
Monday, April 06	2:15 PM - 3:30 PM	<b>Breakout Sessions</b>
Monday, April 06	3:30 PM - 3:45 PM	<b>Refreshment Break</b>
Monday, April 06	3:45 PM - 5:00 PM	<b>Breakout Sessions</b>
Monday, April 06	5:15 PM - 7:15 PM	<b>President's Reception</b>
<b>Date</b>	<b>Time</b>	<b>Event</b>
Tuesday, April 07	7:30 AM - 8:30 AM	<b>Women's Leadership Breakfast</b>  This breakfast will provide a forum for women tribal leaders and others in key tribal finance positions to

Date	Time	Event
		exchange ideas, share experiences, and inspire each other to achieve their goals.
Tuesday, April 07	7:30 AM - 8:30 AM	<b>Breakfast</b>
Tuesday, April 07	8:30 AM - 11:00 AM	<b>General Session</b>
Tuesday, April 07	11:00 AM - 11:15 AM	<b>Refreshment Break</b>
Tuesday, April 07	11:15 AM - 12:30 PM	<b>Breakout Sessions</b>
Tuesday, April 07	12:30 PM - 2:00 PM	<p><b>Leadership Awards Luncheon</b></p> <p>The 13th Annual Leadership Awards Luncheon honors tribal leaders and finance professionals for their outstanding contributions to improving economic conditions in Indian Country, as well as an innovative education program and business deal.</p> <p><b>Awards:</b></p> <p><b>Education Program of the Year</b></p> <p><b>Deal of the Year</b></p> <p><b>Executive of the Year</b></p> <p><b>Tribal Leader of the Year</b></p>
Tuesday, April 07	2:15 PM - 3:30 PM	<b>Breakout Sessions</b>
Tuesday, April 07	3:30 PM - 3:45 PM	<b>Refreshment Break</b>
Tuesday, April 07	3:45 PM - 5:00 PM	<b>Breakout Sessions</b>
Tuesday, April 07	5:30 PM - 8:30 PM	<b>Closing Reception</b>



## 38<sup>th</sup> Annual Conference

JW Marriott Nashville

April 6-7, 2020

### Travel & Hotel Information

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#### Host Hotel Information

##### JW Marriott Nashville

Rate: \$275 per night

201 8<sup>th</sup> Ave. South

Nashville, TN 37203

615-291-8600

<https://www.marriott.com/hotels/travel/bnajw-jw-marriott-nashville/>

For reservations –

<https://book.passkey.com/go/NAFOAatJWNash>

#### Ground Transportation

The JW Marriott is a 15-minute drive from the airport, with car, cab and shuttle service readily available. Taxi service and App-based ride services such as Uber and Lyft pick up at the Ground Transportation Center located on Level 1 of the Terminal Garage. To get to the Center:

- Exit the Main Terminal on Level 1 and turn right.
- Follow the sidewalk and pedestrian canopy to the Terminal Garage. Overhead signs will direct you.
- The Ground Transportation Center is on Level 1.

#### Airport Information

##### Nashville International Airport

<https://www.flynashville.com/>

#### Hotel Parking Information

##### Parking Information

- Valet parking is \$42 per day.

#### Driving Directions to Hotel

##### From Nashville International Airport

- Follow Terminal Drive 2.0 miles to I-40 W.
- Follow I-40 W 5.3 miles to 2nd Avenue S.
- Take exit 210C from I-40 W.
- Turn right onto 2nd Ave S the take an immediate left at the 2nd cross street onto Ash St.
- Travel 0.2 miles and turn right onto Lafayette St.
- Travel 0.4 miles to the roundabout.
- Take the second exit on the roundabout onto 8th Ave. S. The hotel will be on the left.



Enter the e-poll results into the record regarding the travel request for Chairman Tehassi Hill - Interior &...

## Business Committee Agenda Request

1. Meeting Date Requested: 02/12/20

2. General Information:

Session:  Open  Executive – must qualify under §107.4-1.  
Justification: *Choose reason for Executive.*

3. Supporting Documents:

Contract Document(s)  Legal Review  Resolution  
 Correspondence  Minutes  Statement of Effect  
 Fiscal Impact Statement  Report  Travel Documents  
 Other: E-poll results and request

4. Budget Information:

Budgeted  Budgeted – Grant Funded  Unbudgeted  
 Not Applicable  Other: *Describe*

5. Submission:

Authorized Sponsor: Lisa Summers, Secretary

Primary Requestor: \_\_\_\_\_

Additional Requestor: (Name, Title/Entity)

Additional Requestor: (Name, Title/Entity)

Submitted By: LLIGGINS

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**From:** TribalSecretary  
**Sent:** Wednesday, January 29, 2020 2:45 PM  
**To:** TribalSecretary; Brandon L. Yellowbird-Stevens; Daniel P. Guzman; David P. Jordan; Ernest L. Stevens; Jennifer A. Webster; Kirby W. Metoxen; Lisa M. Summers; Patricia M. King; Tehassi Tasi Hill  
**Cc:** BC\_Agenda\_Requests; Brian A. Doxtator; Danelle A. Wilson; Fawn J. Billie; Jameson J. Wilson; Jessica L. Wallenfang; Laura E. Laitinen-Warren; Leyne C. Orosco; Rhiannon R. Metoxen; Rosa J. Laster; Simone A. Ninham  
**Subject:** E-POLL RESULTS Approve the travel request - Chairman Tehassi Hill - Interior & Environment Committee Testimony - Washington DC - February, 12, 2020  
**Attachments:** BCTR Approve the travel request - Chairman Tehassi Hill - Interior & Environment Committee Testimony - Washington DC - February, 12, 2020.pdf

### E-POLL RESULTS

The e-poll for the travel request for Chairman Tehassi Hill to attend the Interior & Environment Committee Testimony in Washington DC - February, 12, 2020, **has been approved**. As of the deadline, below are the results:

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

*Lisa Liggins*  
Information Management Specialist  
Business Committee Support Office (BCSO)

---

**From:** TribalSecretary <TribalSecretary@oneidation.org>  
**Sent:** Monday, January 27, 2020 3:15 PM  
**To:** Brandon L. Yellowbird-Stevens <bstevens@oneidation.org>; Daniel P. Guzman <dguzman@oneidation.org>; David P. Jordan <djordan1@oneidation.org>; Ernest L. Stevens <esteven4@oneidation.org>; Jennifer A. Webster <JWEBSTE1@oneidation.org>; Kirby W. Metoxen <KMETOX@oneidation.org>; Lisa M. Summers <lsummer2@oneidation.org>; Patricia M. King <tking@oneidation.org>; Tehassi Tasi Hill <thill7@oneidation.org>  
**Cc:** TribalSecretary <TribalSecretary@oneidation.org>; Brian A. Doxtator <bdoxtat2@oneidation.org>; Jameson J. Wilson <jwilson@oneidation.org>; Simone A. Ninham <sninham2@oneidation.org>; Danelle A. Wilson <dwilson1@oneidation.org>; Fawn J. Billie <fbillie@oneidation.org>; Jessica L. Wallenfang <JWALLENF@oneidation.org>; Laura E. Laitinen-Warren <LLAITINE@oneidation.org>; Leyne C. Orosco <lorosco@oneidation.org>; Rhiannon R. Metoxen <rmetoxe2@oneidation.org>; Rosa J. Laster <rlaster@oneidation.org>  
**Subject:** E-POLL REQUEST: Approve the travel request - Chairman Tehassi Hill - Interior & Environment Committee Testimony - Washington DC - February, 12, 2020

**E-POLL REQUEST****Summary:**

Chairman Hill requested to testify before the U.S. House of Representative on Appropriations, Subcommittee on Interior, Environment, and Related Agencies. His request was accepted and scheduled for 1:00 p.m. on Feb. 12, 2020. This hearing is being held in the Rayburn House Office Building, in Washington, DC.

**Requested Action:**

Approve the travel request for Chairman Tehassi Hill to attend the Interior & Environment Committee Testimony in Washington DC - February, 12, 2020

**Deadline for response:**

Responses are due no later than **4:30 p.m., January 28, 2020.**

**Voting:**

1. Use the voting button above, if available; OR
2. Reply with "Support" or "Oppose".

*Lisa Liggins*  
Information Management Specialist  
Business Committee Support Office (BCSO)

Oneida Business Committee Travel Request

1. OBC Meeting Date Requested: 02 / 12 / 20 [x] e-poll requested

2. General Information:

Event Name: Interior & Environment Committee Testimony

Event Location: Washington, DC Attendee(s): Tehassi Hill

Departure Date: Attendee(s):

Return Date: Attendee(s):

3. Budget Information:

[x] Funds available in individual travel budget(s) Cost Estimate: \$1,000
[ ] Unbudgeted
[ ] Grant Funded or Reimbursed

4. Justification:

Describe the justification of this Travel Request:

Chairman Hill requested to testify before the U.S. House of Representative on Appropriations, Subcommittee on Interior, Environment, and Related Agencies. His request was accepted and scheduled for 1:00 p.m. on Feb. 12, 2020. This hearing is being held in the Rayburn House Office Building, in Washington, DC.
Requested Action:
Approve travel request - Chairman Hill - Interior & Environment Committee Testimony, Washington, DC, Feb. 12, 2020.

5. Submission

Sponsor: Tehassi Hill, Chairman

- 1) Save a copy of this form for your records.
2) Print this form as a \*.pdf OR print and scan this form in as \*.pdf.
3) E-mail this form and all supporting materials in a SINGLE \*.pdf file to: BC\_Agenda\_Requests@oneidanation.org

## Tehassi Tasi Hill

---

**From:** Approp, IN <IN.Approp@mail.house.gov>  
**Sent:** Monday, January 27, 2020 9:57 AM  
**To:** Approp, IN  
**Subject:** Invitation to Testify  
**Attachments:** Non gov witness disclosure form\_redux clean.docx

Good morning,

Your request to testify before the U.S. House of Representatives Committee on Appropriations, Subcommittee on Interior, Environment, and Related Agencies has been accepted. **You are scheduled to testify on the 1:00 PM Tribal Government and Human Services panel on Wednesday, February 12, 2020.**

### 1:00 PM: TRIBAL GOVERNMENT AND HUMAN SERVICES

Darrell G. Seki, Sr., Tribal Chairman	Red Lake Nation
Tehassi Tasi Hill , Chairman	Oneida Nation
Cheryl Andrews-Maltais, Chairwoman	Wampanoag Tribe of Gay Head (A
W. Ron Allen, Tribal Chairman and CEO	Jamestown Skallam Tribe
Mike Faith, Chairman	Standing Rock Souix Tribe

**IMPORTANT: If you wish to accept this invitation to testify, please respond to this email adding “Accept” or “Decline” to the existing subject text.** If you cannot respond via email, you may also confirm your attendance by calling 202-225-3081. Please accept or decline this invitation as soon as possible but no later than **5:00 p.m. EST, January 30, 2019.**

In advance of the hearing, **and no later than Monday, February 3, 2019,** witnesses should prepare and send a short bio, written testimony, and a signed witness disclosure form (if applicable), as separate attachments to [IN.Approp@mail.house.gov](mailto:IN.Approp@mail.house.gov) with “Written requirements from [Your Organization]” as the subject line. Guidelines for written requirements are below. **All witness materials must be submitted by February 3.**

All hearings are held in Rayburn House Office Building, room 2007 (formerly room B-308). The closest public entrance is located on the north side of the building, on Independence Avenue SW between 1st St SW and S. Capitol St SW.

### Guidelines for Hearing

- Please arrive 30 minutes prior to your scheduled time. Please note that hearings may be interrupted at any time by votes. If this occurs, the hearing will be briefly suspended and will resume when Members return from voting. Please plan your travel schedules accordingly.
- Each public witness will be allowed 5 minutes to speak **on the issue identified in their request to testify.** Due to time and space constraints, we can only accommodate one seat at the witness table per assigned time slot. Supporting witnesses are welcome to sit in the front row of the audience seating.
- In addition to your spoken testimony, the written statements you submitted via email will be inserted into the public hearing record. Witnesses must bring 25 stapled, double-sided copies of their written statement to the hearing.

**Guidelines for Written Statements**

- Do not exceed four pages. Testimony that exceeds four pages will be truncated.
- Type on standard 8.5 by 11 inch letter size paper.
- Single-space type in 12 point font with 1" margins.
- Clearly indicate your name, title, and institutional affiliation (if any) at the top of the first page.
- Clearly state in the first paragraph the agency and program(s) that are the subject of your testimony.
- Do not include color and detailed photos, since the official record will contain photographically reproduced copies of written testimony. However, use of charts and tables is acceptable, as long as they are within the four page maximum length and use at least 12 point font.
- PDF files are preferred.

**BIO and Witness Disclosure Form**

According to Clause 2(g) of rule XI of the Rules of the House of Representatives, any witness appearing in a nongovernmental capacity before the Committee is required to submit a curriculum vitae (or short biography) and a signed disclosure of the amount and source (by agency and program) of any Federal grant (or subgrant thereof) or contract (or subcontract thereof), or *contracts or payments originating from a foreign government*, received during the current fiscal year or either of the two previous fiscal years by the witness or by an entity represented by the witness and related to the subject matter of the hearing. An electronic copy of the Witness Disclosure Form is attached to this email.

Your bio, written statement, and witness disclosure form (if applicable) will be made publicly available on our website 24 hours prior to the hearing. Personal information on your bio and disclosure form - including your address, phone number, and signature – will be redacted before posting.

If you have any questions, feel free to contact me at [IN.Approp@mail.house.gov](mailto:IN.Approp@mail.house.gov) or at 202-225-3081.

Enter the e-poll results into the record regarding the travel request for Councilman Kirby Metoxen - Chicago

### Business Committee Agenda Request

1. Meeting Date Requested: 02/12/20

2. General Information:

Session:  Open  Executive – must qualify under §107.4-1.  
Justification: *Choose reason for Executive.*

3. Supporting Documents:

- Contract Document(s)     Legal Review     Resolution
- Correspondence     Minutes     Statement of Effect
- Fiscal Impact Statement     Report     Travel Documents
- Other: e-poll results and request

4. Budget Information:

- Budgeted     Budgeted – Grant Funded     Unbudgeted
- Not Applicable     Other: *Describe*

5. Submission:

Authorized Sponsor: Lisa Summers, Secretary

Primary Requestor: \_\_\_\_\_

Additional Requestor: (Name, Title/Entity)

Additional Requestor: (Name, Title/Entity)

Submitted By: LLIGGINS



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**From:** TribalSecretary  
**Sent:** Friday, February 7, 2020 9:50 AM  
**Subject:** E-POLL RESULTS: Approve travel request - Councilman Kirby Metoxen - Chicago Travel & Adventure Show - Rosemont, IL - February 7-10, 2020  
**Attachments:** BCTR Approve the travel request - Councilman Kirby Metoxen - Chicago Travel & Adventure Show - Rosemont, IL - February 7-10, 2020.pdf  
**Importance:** High

### E-POLL RESULTS

The e-poll to approve travel request for Councilman Kirby Metoxen to attend the Chicago Travel & Adventure Show in Rosemont, IL - February 7-10, 2020, **has been approved**. As of the deadline, below are the results:

Support: David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Jennifer Webster  
Abstained: Kirby Metoxen

Lisa Liggins  
Information Management Specialist  
Business Committee Support Office (BCSO)



A good mind. A good heart. A strong fire.

P.O. Box 365  
Oneida, WI 54155-0365  
oneida-nsn.gov

---

**From:** TribalSecretary <TribalSecretary@oneidanation.org>  
**Sent:** Friday, January 31, 2020 12:37 PM  
**To:** Brandon L. Yellowbird-Stevens <bstevens@oneidanation.org>; Daniel P. Guzman <dguzman@oneidanation.org>; David P. Jordan <djordan1@oneidanation.org>; Ernest L. Stevens <esteven4@oneidanation.org>; Jennifer A. Webster <JWEBSTE1@oneidanation.org>; Kirby W. Metoxen <KMETOX@oneidanation.org>; Lisa M. Summers <lsummer2@oneidanation.org>; Patricia M. King <tking@oneidanation.org>; Tehassi Tasi Hill <thill7@oneidanation.org>  
**Cc:** TribalSecretary <TribalSecretary@oneidanation.org>; Brian A. Doxtator <bdoxtat2@oneidanation.org>; Jameson J. Wilson <jwilson@oneidanation.org>; Simone A. Ninham <sninham2@oneidanation.org>; Danelle A. Wilson <dwilson1@oneidanation.org>; Fawn J. Billie <fbillie@oneidanation.org>; Jessica L. Wallenfang <JWALLENF@oneidanation.org>; Laura E. Laitinen-Warren <LLAITINE@oneidanation.org>; Leyne C. Orosco <lorosco@oneidanation.org>; Rhiannon R.

Metoxen <rmetoxe2@oneidanation.org>; Rosa J. Laster <rlaster@oneidanation.org>

**Subject:** E-POLL REQUEST: Approve travel request - Councilman Kirby Metoxen - Chicago Travel & Adventure Show - Rosemont, IL - February 7-10, 2020

**Importance:** High

## **E-POLL REQUEST**

### **Summary:**

Councilman Kirby Metoxen is the representative of the Oneida Nation and also a representative of the NATOW Board. Travel & Adventure Show Series has connected over 1.93 million travel enthusiasts with over 4,250 unique travel marketers in a professional setting that facilitates face-to-face conversations and has impacted over \$4.1 billion in travel bookings. NATOW will be setting up booth to represent the 11 Tribal Nations in Wisconsin. All Travel expenses is covered by NATOW Board.

**Justification for E-Poll:** One of the NATOW Board members canceled last minute and asked Councilman Metoxen if he could attend in their place. The next regular scheduled OBC meeting does not occur until February 12th, 2020 after the travel request.

### **Requested Action:**

Approve travel request for Councilman Kirby Metoxen to attend the Chicago Travel & Adventure Show in Rosemont, IL - February 7-10, 2020

### **Deadline for response:**

Responses are due no later than **4:30 p.m., MONDAY, February 3, 2020.**

### **Voting:**

1. Use the voting button above, if available; OR
2. Reply with "Support" or "Oppose".

### Oneida Business Committee Travel Request

1. OBC Meeting Date Requested: \_\_\_ / \_\_\_ / \_\_\_  e-poll requested

2. General Information:

Event Name: Chicago Travel & Adventure Show

Event Location: Rosemont, IL Attendee(s): Kirby Metoxen

Departure Date: Feb 7, 2020 Attendee(s):

Return Date: Feb 10, 2020 Attendee(s):

3. Budget Information:

- Funds available in individual travel budget(s)
- Unbudgeted
- Grant Funded or Reimbursed

Cost Estimate: \$604.51- Funded by NATOW

4. Justification:

Describe the justification of this Travel Request:

Councilman Kirby Metoxen is the representative of the Oneida Nation and also a representative of the NATOW Board. Travel & Adventure Show Series has connected over 1.93 million travel enthusiasts with over 4,250 unique travel marketers in a professional setting that facilitates face-to-face conversations and has impacted over \$4.1 billion in travel bookings. NATOW will be setting up booth to represent the 11 Tribal Nations in Wisconsin.

All Travel expenses is covered by NATOW Board.

Justification for E-Poll: One of the NATOW Board members canceled last minute and asked Councilman Metoxen if he could attend in their place. The next regular scheduled OBC meeting does not occur until February 12th, 2020 after the travel request.

5. Submission

Sponsor: Kirby Metoxen, Councilmember

- 1) Save a copy of this form for your records.
- 2) Print this form as a \*.pdf OR print and scan this form in as \*.pdf.
- 3) E-mail this form and all supporting materials in a **SINGLE** \*.pdf file to: BC\_Agenda\_Requests@oneidanation.org



**2020 Chicago Travel & Adventure Show**

by Travel & Adventure Show / Unicomm LLC

**Event Information**

Location

Donald E Stephens Convention Center - HALL F

5555 North River Rd

Rosemont, IL 60018

[View Map](#) [View Map](#)

Refund Policy

Refund Policy

No Refunds

Event description

Description

**\*\*Show Hours\*\***

Saturday, February 8: 10:00am-5:00pm

Sunday, February 9: 11:00am-4:00pm

**At America's Favorite Travel Show, you'll:**

- Explore endless vacation options
- Discover over 250+ destinations from around the globe
- Plan your trip face-to-face with thousands of travel experts
- Meet travel celebrities Rick Steves, Josh Gates, Pauline Frommer and Peter Greenberg
- Attend dozens of educational seminars on the Savvy Traveler and Destination Theaters
- Immerse yourself in faraway cultures with song and dance on the Global Beats Stage
- Plus, save big with exclusive show-only specials and trip giveaways

The best part? All of this is included with your ticket. Make the first stop on your next trip the Chicago Travel & Adventure Show – buy your tickets today!

For more information, visit [TravelShows.com](http://TravelShows.com)

**All sales final.** No refunds of ticket costs or service fees.

**Solicitation of show exhibitors is strictly prohibited.**

### Oneida Business Committee Agenda Request

Accept the 2020 special Election final report and declare the official results

1. Meeting Date Requested:   2   /  12  /  20 

#### 2. General Information:

Session:  Open  Executive - See instructions for the applicable laws, then choose one:

Agenda Header:

Accept as Information only

Action - please describe:

Accept 2020 Special Election Report and declare official results.

#### 3. Supporting Materials

Report  Resolution  Contract

Other:

1.  3.

2.  4.

Business Committee signature required

#### 4. Budget Information

Budgeted - Tribal Contribution  Budgeted - Grant Funded  Unbudgeted

#### 5. Submission

Authorized Sponsor / Liaison:

Primary Requestor/Submitter: Vicki Cornelius, Oneida Election Board Chair  
Your Name, Title / Dept. or Tribal Member

Additional Requestor: \_\_\_\_\_  
Name, Title / Dept.

Additional Requestor: \_\_\_\_\_  
Name, Title / Dept.

## Oneida Business Committee Agenda Request

### 6. Cover Memo:

Describe the purpose, background/history, and action requested:

In accordance with the Election Law: 102.11-13. *Declaration of Results*. The Business Committee shall declare the official results of the election and send notices regarding when the swearing in of newly elected officials shall take place within ten (10) business days after receipt of the Final Report

- 1) Save a copy of this form for your records.
- 2) Print this form as a \*.pdf OR print and scan this form in as \*.pdf.
- 3) E-mail this form and all supporting materials in a **SINGLE** \*.pdf file to: [BC\\_Agenda\\_Requests@oneidanation.org](mailto:BC_Agenda_Requests@oneidanation.org)





# ONEIDA NATION 2020 SPECIAL ELECTION FINAL REPORT

Vicki Cornelius, Election Board Chairperson  
2/4/2020

## 2020 SPECIAL ELECTION FINAL REPORT

Due to a vacant Appellate Court Judge position, the Oneida Election Board was to hold a Special Election in accordance with the Oneida Election Law and the Oneida Judiciary Law. The Special Election was scheduled for January 25, 2020 7 a.m-7 p.m. but was postponed until further notice.

Included in the report are: 1) Narrative; 2) Totals and Demographic Breakdowns 3) Final Election Results; 4) Total Election Costs; 5) Issues of Grave Concern for Business Committee to Address; and 6) Requested Action.

### 1. NARRATIVE

A caucus was held on Saturday, November 2<sup>nd</sup>, 2019 for nominations for the vacant Appellate Court Judge position. After reviewing applications and receiving psychological testing results the Oneida Election board deemed one candidate eligible.

A referendum question was accepted by the Tribal Secretary at the caucus. The individual that submitted their question will be contacted regarding moving their question to the 2020 General Election ballot.

There was a delay in the psychological testing as the contracted vendor notified the Oneida Election Board that he would be unavailable due to unforeseen circumstances the week before testing was to be scheduled. Thus, resulting in the Oneida Election Board needing to find another vendor immediately to do the testing in accordance with the Judiciary Law.

The Oneida Election Board took formal action on January 9, 2020 to postpone the 2020 Special Election because the Election Law is silent on having only one vacancy on the ballot with only one eligible candidate. Since this has never occurred before, the Board then requested and attained legal opinions to determine that there were no possible conflicts with the Judiciary Law or the Election Law. Based upon the information within the legal opinions and the advice from legal counsel of the Oneida Law Office, the Oneida Election Board formally declared the candidate Patricia Garvey winner by acclamation on January 23, 2020.

### 2. TOTALS AND DEMOGRAPHIC INFORMATION

*Special Election Totals:*

Number of voters: Not Applicable

Number of spoiled ballots: Not Applicable

\*This section must be included in a Final Report in accordance with the Election Law

### 3. FINAL GENERAL ELECTION RESULTS

ONEIDA NATION

2020 Special Election Results

#### APPELLATE COURT JUDGE (1)

Patricia Garvey

**4. TOTAL COSTS****Caucus Expenses:**

TYPE	AMOUNT
Printing	\$ 1385.37
Stipends*	\$ 25.00
Total	\$ 1410.37

\*Racquel Hill - \$9.20, Lisa John \$7.50, Vicki Cornelius \$8.30

**Special Election Expenses:**

TYPE	AMOUNT
Psych Testing	\$ 550.00

GRAND TOTAL: \$ 1,960.37

**5. ISSUES OF CONCERN**

- a) Election Law is silent in regards to candidates running unopposed.
- b) The Judiciary Law specifically says a "Special" election must be held to fill a vacancy: 801.11-8. *Vacancies*. If a Judge dies, resigns, is removed from office, becomes incapacitated for a period in excess of one hundred eighty (180) consecutive days, or is declared incompetent by a court of competent jurisdiction, the office of such Judge shall be declared vacant by the Oneida Business Committee and: (a) A **special election** shall be held to fill the office for the remainder of the Judge's term of office, if two hundred seventy (270) days or more remain in the term of office; Possible amendment should be made that the judicial vacancy should go onto the next election – General or Special.

**6. REQUESTED ACTION:**

- a) The Election Board hereby respectfully requests the Oneida Business Committee to comply with the Election Law, 102.11-13. Declaration of Results. The Business Committee shall declare the official results of the election and send notices regarding when the swearing in of newly elected officials shall take place within ten (10) business days after receipt of the Final Report.

### Oneida Business Committee Agenda Request

Post ten (10) vacancies - Oneida Election Board (Alternates)

1. Meeting Date Requested: 02 / 12 / 20

#### 2. General Information:

Session:  Open  Executive - See instructions for the applicable laws, then choose one:

Agenda Header:

Accept as Information only

Action - please describe:

Approve request to post ten (10) vacancies for alternates on the Oneida Election Board for the 2020 General Election.

#### 3. Supporting Materials

Report  Resolution  Contract

Other:

1. <input type="text" value="E-Mail"/>	3. <input type="text"/>
2. <input type="text"/>	4. <input type="text"/>

Business Committee signature required

#### 4. Budget Information

Budgeted - Tribal Contribution  Budgeted - Grant Funded  Unbudgeted

#### 5. Submission

Authorized Sponsor / Liaison:

Primary Requestor/Submitter: Brooke Doxtator, Boards, Committees, and Commissions Supervisor  
Your Name, Title / Dept. or Tribal Member

Additional Requestor: \_\_\_\_\_  
Name, Title / Dept.

Additional Requestor: \_\_\_\_\_  
Name, Title / Dept.

## Oneida Business Committee Agenda Request

### 6. Cover Memo:

Describe the purpose, background/history, and action requested:

On January 23, 2020 the Oneida Election Board made a motion to post for ten (10) alternates.

Action requested:

Approve request to post ten (10) vacancies for alternates on the Oneida Election Board for the 2020 General Election.

1) Save a copy of this form for your records.

2) Print this form as a \*.pdf *OR* print and scan this form in as \*.pdf.

3) E-mail this form and all supporting materials in a **SINGLE** \*.pdf file to: [BC\\_Agenda\\_Requests@oneidanation.org](mailto:BC_Agenda_Requests@oneidanation.org)

Motion by Melinda K. Danforth to approve the Public Notice and have Chair or Designee to send to Communications, post on the Nation Website, and to the Kalihwisaks, seconded by Christina Liggins. Motion carried unanimously:

Ayes: Melinda K. Danforth, Racquel Hill, Lisa John, Christina Liggins, Patricia Moore, Tina Skenandore, Tracy Smith  
Not Present: Shannon Metoxen

### C. Gift and Gas Card Usage Audit Notice

Motion by Racquel Hill to have Chair or Designee to send the old Travel SOP as well as the current Travel SOP and to respond to Audit, seconded by Tracy Smith. Motion carried unanimously:

Ayes: Melinda K. Danforth, Racquel Hill, Lisa John, Christina Liggins, Patricia Moore, Tina Skenandore, Tracy Smith  
Not Present: Shannon Metoxen

## VI. OTHER CONCERNS/ANNOUNCEMENTS

### A. Quarterly Report

Motion by Christina Liggins to accept Quarterly Report as FYI, seconded by Tracy Smith. Motion carried unanimously:

Ayes: Melinda K. Danforth, Racquel Hill, Lisa John, Christina Liggins, Patricia Moore, Tina Skenandore, Tracy Smith  
Not Present: Shannon Metoxen

Motion by Racquel Hill to have Chair Designee to post for ten (10) Alternates for the February 12, 2020 Business Committee meeting, seconded by Tracy Smith. Motion carried unanimously:

Ayes: Melinda K. Danforth, Racquel Hill, Lisa John, Christina Liggins, Patricia Moore, Tina Skenandore, Tracy Smith  
Not Present: Shannon Metoxen

### B. Next Meeting

*-February 4<sup>th</sup>, 2020 @ 4:00 p.m. TBD location*

## VII. ADJOURNMENT

Motion by Melinda K. Danforth to adjourn meeting at 5:19 p.m., seconded by Patricia Moore. Motion carried unanimously:

Ayes: Melinda K. Danforth, Racquel Hill, Lisa John, Christina Liggins, Patricia Moore, Tina Skenandore, Tracy Smith  
Not Present: Shannon Metoxen

Minutes prepared by Aliskwet Ellis, BCC Recording Clerk  
Minutes approved as presented/corrected on \_\_\_\_\_

\_\_\_\_\_  
Tracy Smith, Secretary  
ONEIDA ELECTION BOARD

### Oneida Business Committee Agenda Request

Post one (1) vacancy - Finance Committee (Community Elder position)

1. Meeting Date Requested:   2   /  12  /  20 

#### 2. General Information:

Session:  Open  Executive - See instructions for the applicable laws, then choose one:

Agenda Header:

Accept as Information only

Action - please describe:

Post one (1) vacancy - Finance Committee

#### 3. Supporting Materials

Report  Resolution  Contract

Other:

1.

3.

2.

4.

Business Committee signature required

#### 4. Budget Information

Budgeted - Tribal Contribution  Budgeted - Grant Funded  Unbudgeted

#### 5. Submission

Authorized Sponsor / Liaison:

Primary Requestor/Submitter: Brooke Doxtator, Boards, Committees, and Commissions Supervisor  
Your Name, Title / Dept. or Tribal Member

Additional Requestor: \_\_\_\_\_  
Name, Title / Dept.

Additional Requestor: \_\_\_\_\_  
Name, Title / Dept.



## Oneida Business Committee Agenda Request

### 6. Cover Memo:

Describe the purpose, background/history, and action requested:

There is a vacancy on the Finance Committee for the Community Elder position. The vacancy will be posted to finish the current term which expires on September 30, 2020.

Action requested:

Approve request to post one (1) vacancy to finish the term of the Community Elder position on the Finance Committee.

- 1) Save a copy of this form for your records.
- 2) Print this form as a \*.pdf *OR* print and scan this form in as \*.pdf.
- 3) E-mail this form and all supporting materials in a **SINGLE** \*.pdf file to: [BC\\_Agenda\\_Requests@oneidanation.org](mailto:BC_Agenda_Requests@oneidanation.org)

### Oneida Business Committee Agenda Request

Post one (1) vacancy - Oneida Youth Leadership Institute Board

1. Meeting Date Requested:   2   /  12  /  20 

#### 2. General Information:

Session:  Open  Executive - See instructions for the applicable laws, then choose one:

Agenda Header:

Accept as Information only

Action - please describe:

Post one (1) vacancy - Oneida Youth Leadership Institute Board

#### 3. Supporting Materials

Report  Resolution  Contract

Other:

1.

3.

2.

4.

Business Committee signature required

#### 4. Budget Information

Budgeted - Tribal Contribution

Budgeted - Grant Funded

Unbudgeted

#### 5. Submission

Authorized Sponsor / Liaison:

Primary Requestor/Submitter:

Brooke Doxtator, Boards, Committees, and Commissions Supervisor

Your Name, Title / Dept. or Tribal Member

Additional Requestor:

\_\_\_\_\_  
Name, Title / Dept.

Additional Requestor:

\_\_\_\_\_  
Name, Title / Dept.

## Oneida Business Committee Agenda Request

### 6. Cover Memo:

Describe the purpose, background/history, and action requested:

There is a new vacancy on the Oneida Youth Leadership Institute Board. On January 28, 2020 Wendy Alvarez submitted her resignation, effective immediately. The vacancy will be posted to finish her term which ends June 30, 2021.

Action requested:

Approve request to post one (1) for the Oneida Youth Leadership Institute Board.

1) Save a copy of this form for your records.

2) Print this form as a \*.pdf OR print and scan this form in as \*.pdf.

3) E-mail this form and all supporting materials in a **SINGLE** \*.pdf file to: [BC\\_Agenda\\_Requests@oneidanation.org](mailto:BC_Agenda_Requests@oneidanation.org)

### Oneida Business Committee Agenda Request

Accept the memorandum to the Oneida Land Claims Commission dated February 4, 2020, as information

1. Meeting Date Requested: 02 / 12 / 20

#### 2. General Information:

Session:  Open  Executive - See instructions for the applicable laws, then choose one:

Agenda Header:

Accept as Information only

Action - please describe:

#### 3. Supporting Materials

Report  Resolution  Contract

Other:

1.  3.

2.  4.

Business Committee signature required

#### 4. Budget Information

Budgeted - Tribal Contribution  Budgeted - Grant Funded  Unbudgeted

#### 5. Submission

Authorized Sponsor / Liaison:

Primary Requestor/Submitter: Brooke Doxtator, Boards, Committees, and Commissions Supervisor  
Your Name, Title / Dept. or Tribal Member

Additional Requestor: \_\_\_\_\_  
Name, Title / Dept.

Additional Requestor: \_\_\_\_\_  
Name, Title / Dept.

## Oneida Business Committee Agenda Request

### 6. Cover Memo:

Describe the purpose, background/history, and action requested:

On January 8, 2020 Chris Cornelius, Vice Chairwoman of the Oneida Land Claims Commission (OLCC) emailed the Boards, Committees, and Commissions Supervisor regarding a number of concerns including stipends.

On February 4, 2020 the Boards, Committees, and Commissions Supervisor responded to those concerns in a memorandum to the OLCC (attached).

Requested Action:

Accept the memorandum to the OLCC from the Boards, Committees, and Commissions Supervisor as information.

- 1) Save a copy of this form for your records.
- 2) Print this form as a \*.pdf *OR* print and scan this form in as \*.pdf.
- 3) E-mail this form and all supporting materials in a **SINGLE** \*.pdf file to: [BC\\_Agenda\\_Requests@oneidanation.org](mailto:BC_Agenda_Requests@oneidanation.org)

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**From:** Chris Cornelius <chriscornelius1@gmail.com>  
**Sent:** Wednesday, January 08, 2020 9:55 PM  
**To:** Brooke M. Doxtator  
**Cc:** Boards; Loretta Metoxen; Tomas Escamea; Kirby W. Metoxen; Chaz Wheelock; 'mclesterdonald@yahoo.com' (mclesterdonald@yahoo.com)  
**Subject:** Re: OLCC Stipend Question

**Importance:** High

**Categories:** STIPENDS

Hi Brooke and Kirby,

I received your response Brooke regarding the withholding of stipends for the OLCC.

I have a few concerns about this, and earlier today, I also left you (Brooke) a voice message regarding some of the concerns I have regarding the annual report notification. Personally, I had computer access problems, getting and sending emails, and I was locked out of my O365 account and the Oneida Nation email. I could not get MIS help to access my account from off-site using O365. The other commissioners are also experiencing issues regarding this soul source of communication and continue to have issues accessing their email accounts on a regular basis.

Another concern I have is whether or not this action by the OBC and BCC to not pay and withhold stipend payments is legal?

According to the IRS and HRD, elected officials are contracted, not employees of the Nation. Can you legally withhold just payments that are rightfully due, especially when meeting requirements were met?

If the OBC needed something from the OLCC, can someone please contact our Chair by phone or letter or come to our meetings to discuss these matters? It has been a long time since a BC liaison/alternates have attended any of our meetings. It is my understanding messages from the full BC can relayed to us through our BC liaison or alternates?

Communication would be nice, it was my understanding our Chair recently meet with BC personal and staff and the BCC is in regular contact with all of us.

Annual report notification:

I receive a call one day before the BC approved the annual meeting packets and I was asked to review and submit an annual report that day (there was not enough time to compile, write and get full OLCC approval on an annual report to be submitted in less than 24 hours.) I was not informed the annual report was needed by a specific date or time for BC approval for mail outs. I do not recall receiving any other notifications to submit an annual report after the past due date. I did inquire about submitting the late report with the BCC support office and discussed this with the OLCC chair. The OLCC did take action to have the report at the Annual meeting to hand out and make available at the library and upon request.

Please note, the OLCC does not have a full time administrative assistant who is committed to attend to the daily day to day activities, tasks, business, reports, communications. The Oneida Nation internet has been a huge communication barrier for all commissioners who are not employees of the Nation.

I would like to have a response and opinion from HRD on whether or not this is a legal action, to withhold payments from GTC elected officials.

In the meantime I will follow up with our Chair and request an emergency meeting to address the concerns you emailed me earlier today. The OLCC annual report will be available at the Annual Meeting, the Library and upon request to the membership.


Thank you,  
Chris Cornelius  
OLCC Vice Chair





## Memorandum

TO: Oneida Land Claims Commission

FROM: Brooke Doxtator, Supervisor/Boards, Committees and Commissions 

DATE: February 4, 2020

RE: OLCC annual report, stipend withholding, and other concerns

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The purpose of this correspondence is to address the concerns received regarding the Oneida Land Claims Commission (OLCC) annual report notification and Oneida Business Committee's (OBC) action to withhold the OLCC's stipends. Additional responses to various other concerns are also included.

### **OLCC Annual Report Background and Information**

According to the Boards, Committees, and Commissions law, §105.12-4.:

“Entities shall provide annual reports to the Oneida General Tribal Council based on their activities during the previous fiscal year, and semi-annual reports based on their activities during the current fiscal year. All annual and semi-annual reports shall follow a format prescribed by the Oneida Business Committee.”

On October 31, 2019, all members of the Boards, Committees, and Commissions (BCCs) were e-mailed notice regarding the annual report; this notice included all the OLCC members. The e-mail included the annual report template for the OLCC and a memorandum from Secretary Summers which outlined the instructions, submission requirements, and due date of November 27, 2019.<sup>12</sup>

On December 4, 2019, the Information Management Specialist informed the BCC staff that the OLCC report had not been received. The BCC staff were asked to review their files to ensure the OLCC annual report had not been missed in the submission process. The Information Management Specialist also informed the BCC staff that the OBC was meeting at

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<sup>1</sup> Per section 105.14-3. of the Boards, Committees, and Commissions law, each member of the OLCC has been provided an official Oneida e-mail address for the purpose of conducting business. Further section 105.14-3.(c) states that members shall not use any personal or work e-mail address to electronically conduct any business of the entity. As such, notice was sent on January 9, 2019 informing all BCCs that effective June 9, 2019 all communications would be sent via their official Oneida e-mail addresses only.

<sup>2</sup> The OLCC held two (2) meetings between the notice issue date of October 31, 2019, and the submission deadline date of November 27, 2019.

3:00 p.m. to approve the annual report book and that any late reports submitted by 2:00 p.m. would be submitted to the OBC as a handout; this handout would be considered by the OBC for inclusion in the annual report book.

Mr. Cornelius called each member of the OLCC and received one reply from Chris Cornelius. Ms. Cornelius indicated in a text message that she wouldn't be able to review the draft OLCC annual report in time.

### **OLCC Stipend Withholding**

According to the Boards, Committees, and Commissions law, § 105.12-5.:

“Any failure to comply with the reporting requirements may result in the Oneida Business Committee placing a hold on the release of a stipend payment.”

At the regular Business Committee meeting on December 11, 2019, the OBC made the following motion regarding the non-reporting entities for the 2020 annual report:

“Motion by David P. Jordan to suspend stipends for the Oneida Land Claims Commission and the Oneida Nation Arts Board in accordance with § 105.12-5 of the Boards, Committees, and Commissions law until their 2020 annual reports are accepted by the General Tribal Council, seconded by Lisa Summers. Motion carried”

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

Not Present: Ernie Stevens III”

Stipends for the other BCC's are not withheld; their annual reports were received and included in the annual report book approved by the OBC.

A review of this action from the Law Office is attached; HRD and the HRD attorney were copied on the response.

### **Other concerns**

In regard to the concern about the inability to access the official Oneida e-mails provided pursuant to Boards, Committees and Commissions law § 105.14-3, the OLCC has an office<sup>3</sup> with two (2) computers on the Nation's network. The BCC staff have offered to assist OLCC members with any log-in issues on multiple occasions; the BCC staff remain available to assist as needed.

In regard to the concern about the OBC liaison/alternate not attending the OLCC meetings, section 6.4. of the by-laws of the OLCC indicate:

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<sup>3</sup> The OLCC office is located in room #052, Basement level of the Norbert Hill Center. Members of the OLCC have access to the OLCC office Monday – Friday.

“The OLCC shall communicate regularly with the member of the Oneida Business Committee who is its designated liaison.

- (a) The frequency and method of communication shall be as agreed upon by the OLCC and the liaison”

Additionally, BC resolution # 09-24-14-C adopts standards for the roles and responsibilities for OBC liaisons. The BCC Staff can assist in facilitating the establishment of the frequency and method of the communication between the OLCC and the OBC liaison; if needed, please submit a request.

In regard to the concern about the OLCC not having administrative staff, the BCC staff are available to assist the OLCC, and all BCC's, in carrying out administrative work, It is the BCC's responsibility to carry out the duties and responsibilities of their BCC in accordance with their bylaws and the oath of office<sup>4</sup>. The OLCC, as a body, must tend to the day to day activities; these are not administrative functions and are not incumbent upon the BCC staff to complete.

Thank you for your time and attention in this matter. If you have further concerns regarding these responses, please submit them to Cheryl Skolaski, Area Manager/Records Management. If you need clarification or have questions on these Responses, please feel free to contact me at [bdoxtat1@oneidation.org](mailto:bdoxtat1@oneidation.org) or (920) 869-4452.

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<sup>4</sup> Per section 105.9-4 of the Boards, Committees, and Commissions law, the oath of office for elected officials: I hereby promise to uphold the laws and regulations of the Oneida Nation, the General Tribal Council, and the Oneida Nation Constitution. I will perform my duties to the best of my ability and on behalf of the Oneida people with honor, respect, dignity, and sincerity and will strictly maintain confidential information. I will carry out the duties and responsibilities as a member of the [entity name], and all recommendations shall be made in the best interest of the Oneida Nation as a whole.

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**From:** Kelly M. McAndrews  
**Sent:** Wednesday, January 15, 2020 5:56 PM  
**To:** Brooke M. Doxtator  
**Cc:** Cheryl Skolaski; Heidi M. Wennesheimer; Geraldine R. Danforth; Peggy A. Schneider  
**Subject:** RE: Legal Opinion - OLCC Stipend Withholding

**Importance:** High

**Categories:** STIPENDS

Hello,

From a taxation standpoint the Nation's public officials are treated as Independent Contractors. This is merely because Federal Law defining "public office" does not refer to Indians or tribal governments.

Commissioners of the Land Claims Commission are otherwise public officials. They are elected to serve on an entity and subject to the Nation's laws. There is no employment or other contract with Land Claims Commissioners ("Commissioners"). Commissioners and their conduct are governed by the Nation's laws. Commissioners are nominated and elected (or not) in conformance with the requirements of the Nation's Election law (and the Boards, Committees, and Commissions law). Since Commissioners are elected and are not employees, they cannot be "fired". Commissioners may be removed from office, subject to the requirements of the Nation's Removal Law. Additionally, payment of stipends (rather than a salary or hourly wage) are made when the requirements of the Boards, Committees, and Commissions law ("Law") are met.

The Law requires entities to provide annual reports to the Oneida General Tribal Council based on their activities during the previous fiscal year. The annual reports must follow a format prescribed by the Oneida Business Committee. On October 31, 2019 the Tribal Secretary provided Boards, Committees, and Commissions with the 2020 Annual report instructions. This correspondence included report templates, provided basic information, and gave a report *due date* of Wednesday, November 27, 2019. According to the correspondence, this due date was necessary for pre-press work. Historically, the GTC has frowned upon Boards, Committees, and Commissions missing the report deadline and not providing a report. The Law allows the Oneida Business Committee to place a stipend payment hold when the report requirement is not met. The Commission did not submit its annual report by the due date (the Arts Board also did not submit a report). And, it appears, no annual report had been submitted as of this e-mail.

At the regular Business Committee meeting on December 11, 2019, the Oneida Business Committee agreed to a stipend hold of the Oneida Land Claims Commission for the failure to provide the required annual report.

**Question:** Relevant to this issue, a Commission member has now posed the following question: *Can you legally withhold just payments that are rightfully due, especially when the meeting requirements were met.*

**Answer:** The Law authorizes the BC to place a stipend hold when the report provision of the law is not complied with. Although the above question appears to equate a Commission's meeting\* with "just payments", the Law sets forth when stipends are paid and when they may be held by the BC. The law also makes clear that a Commission has duties and responsibilities, other than to merely meet. Among these duties and responsibilities, Commissions must provide Quarterly, Annual and Semi-Annual Reports to the GTC in the format prescribed by the BC. The remedy for failure to provide such a report is the BC placing a stipend hold.\*\* Thus, the Commission did not fulfill its responsibility to provide the annual report by the due date prescribed by the BC and the stipend is not "rightfully due".

The Nation's Code of Ethics also applies to Commissioners and the code recognizes adherence to the Nation's laws is a duty of office. Removal is authorized by the Code of Ethics, when the Nation's laws are not adhered to.

I have cc'ed HRD and the HRD attorney on this opinion, so they are aware this has been responded to.

\*Whether the Commission adhered to the meeting requirements of the Law is not analyzed in this e-mail opinion.

\*\*Commission members found in violation of the Law may also be removed consistent with the Nation's Removal law.

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**From:** Brooke M. Doxtator <bdoxtat1@oneidanation.org>

**Sent:** Friday, January 10, 2020 10:52 AM

**To:** Kelly M. McAndrews <kmcandre@oneidanation.org>

**Cc:** Cheryl Skolaski <cskolask@oneidanation.org>

**Subject:** Legal Opinion - OLCC Stipend Withholding

**Importance:** High

Hi Kelly,

Would you be able provide a legal opinion regarding the following question/concern from Chris Cornelius, Vice Chairwoman of the Oneida Land Claims Commission. I provided some background information below and attached the Boards, Committees, and Commissions law for reference. I have also forward her concerns to HRD. If you need anything else, please let me know.

“According to the IRS and HRD, elected officials are contracted, not employees of the Nation. Can you legally withhold just payments that are rightfully due, especially when meeting requirements were met? I would like to have a response and opinion from HRD on whether or not this is a legal action, to withhold payments from GTC elected officials.”

### **Background**

Boards, Committees, and Commissions annual reports were due to the Tribal Secretary by November 27, 2019. The Oneida Land Claims Commission and Oneida Nation Arts Board have not submitted their annual reports.

At the regular Business Committee meeting on December 11, 2019, the Oneida Business Committee OBC made the following motion regarding the non-reporting entities for the 2020 annual report:

“Motion by David P. Jordan to suspend stipends for the Oneida Land Claims Commission and the Oneida Nation Arts Board in accordance with § 105.12-5 of the Boards, Committees, and Commissions law until their 2020 annual reports are accepted by the General Tribal Council, seconded by Lisa Summers. Motion carried”

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

Not Present: Ernie Stevens III”

Thank you!

Brooke Doxtator

BCC Supervisor

Business Committee Support Office (BCSO)



A good mind. A good heart. A strong fire.

office 920.869.4452

fax 920.869.4040

***CONFIDENTIALITY NOTICE:** This message and any included attachments are intended only for the addressee. This message may contain privileged, confidential, or proprietary information. Unauthorized forwarding, printing, copying, distribution, or use of such information is strictly prohibited and may be unlawful. If you have received this message in error, please inform us promptly by reply e-mail, then delete the e-mail and destroy any printed copy.*

Enter the e-poll results into the record regarding Executive Session Discussion on January 21, 2020

## Business Committee Agenda Request

1. Meeting Date Requested: 02/12/20

2. General Information:

Session:  Open  Executive – must qualify under §107.4-1.  
Justification: *Choose reason for Executive.*

3. Supporting Documents:

Contract Document(s)  Legal Review  Resolution  
 Correspondence  Minutes  Statement of Effect  
 Fiscal Impact Statement  Report  Travel Documents  
 Other: E-poll results and request

4. Budget Information:

Budgeted  Budgeted – Grant Funded  Unbudgeted  
 Not Applicable  Other: *Describe*

5. Submission:

Authorized Sponsor: Lisa Summers, Secretary

Primary Requestor: \_\_\_\_\_

Additional Requestor: (Name, Title/Entity)

Additional Requestor: (Name, Title/Entity)

Submitted By: LLIGGINS

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**From:** TribalSecretary  
**Sent:** Saturday, January 18, 2020 9:52 PM  
**To:** TribalSecretary; Brandon L. Yellowbird-Stevens; Daniel P. Guzman; David P. Jordan; Ernest L. Stevens; Jennifer A. Webster; Kirby W. Metoxen; Lisa M. Summers; Patricia M. King; Tehassi Tasi Hill  
**Cc:** Brian A. Doxtator; Jameson J. Wilson; Simone A. Ninham; Danelle A. Wilson; Fawn J. Billie; Jessica L. Wallenfang; Laura E. Laitinen-Warren; Leyne C. Orosco; Rhiannon R. Metoxen; Rosa J. Laster  
**Subject:** E-POLL RESULTS: BCAR Approve an exception to resolution # BC-12-27-16-A and start executive session discussion on January 21, 2020, at 10:00 a.m.  
**Attachments:** BCAR Approve an exception to resolution BC-12-27-16-A and start executive session discussion on January 21 2020 at 10am.pdf

### E-POLL RESULTS

The e-poll requesting an exception to resolution # BC- 12-27-16-A and start Executive Session Discussion on January 21, 2020, at 10:00 a.m., **has been approved**. As of the deadline, below are the results:

Support: Daniel Guzman King, Trish King, Kirby Metoxen, Brandon Stevens, Ernie Stevens III, Lisa Summers, Jennifer Webster  
 Oppose: David P. Jordan

*Lisa Liggins*  
 Information Management Specialist  
 Business Committee Support Office (BCSO)

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**From:** TribalSecretary <TribalSecretary@oneidanation.org>  
**Sent:** Thursday, January 16, 2020 6:54 AM  
**To:** Brandon L. Yellowbird-Stevens <bstevens@oneidanation.org>; Daniel P. Guzman <dguzman@oneidanation.org>; David P. Jordan <djordan1@oneidanation.org>; Ernest L. Stevens <esteven4@oneidanation.org>; Jennifer A. Webster <JWEBSTE1@oneidanation.org>; Kirby W. Metoxen <KMETOX@oneidanation.org>; Lisa M. Summers <lsummer2@oneidanation.org>; Patricia M. King <tking@oneidanation.org>; Tehassi Tasi Hill <thill7@oneidanation.org>  
**Cc:** TribalSecretary <TribalSecretary@oneidanation.org>; Brian A. Doxtator <bdoxtat2@oneidanation.org>; Jameson J. Wilson <jwilson@oneidanation.org>; Simone A. Ninham <sninham2@oneidanation.org>; Danelle A. Wilson <dwilson1@oneidanation.org>; Fawn J. Billie <fbillie@oneidanation.org>; Jessica L. Wallenfang <JWALLENF@oneidanation.org>; Laura E. Laitinen-Warren <LLAITINE@oneidanation.org>; Leyne C. Orosco <lorosco@oneidanation.org>; Rhiannon R. Metoxen <rmetoxe2@oneidanation.org>; Rosa J. Laster <rlaster@oneidanation.org>  
**Subject:** E-POLL REQUEST: BCAR Approve an exception to resolution # BC-12-27-16-A and start executive



session discussion on January 21, 2020, at 10:00 a.m.

**Importance:** High

**E-POLL REQUEST**

**Summary:**

Resolution # BC- 12-27-16-A sets the regular meeting schedule of the Oneida Business Committee (OBC) to meet every second and fourth Tuesday of the month at 8:30 a.m. for executive discussion meetings.

An annual General Tribal Council (GTC) meeting is scheduled for Monday, January 20, 2020. Past practice has been to begin executive discussion meetings at 10:00 a.m. when they are held on a day following an evening GTC meeting. In order to start late on January 21, 2020, an exception to the resolution must be approved.

**Requested Action:**

Approve an exception to resolution # BC- 12-27-16-A and start Executive Session Discussion on January 21, 2020, at 10:00 a.m.

**Deadline for response:**

Responses are due no later than **4:30 p.m., Friday, January 17, 2020.**

**Voting:**

1. Use the voting button above, if available; OR
2. Reply with "Support" or "Oppose".

### Oneida Business Committee Agenda Request

1. Meeting Date Requested: \_\_\_ / \_\_\_ / \_\_\_

2. General Information:

Session:  Open  Executive - See instructions for the applicable laws, then choose one:

Agenda Header:

Accept as Information only

Action - please describe:

Approve an exception to resolution # BC-12-27-16-A and start Executive Session Discussion on January 21, 2020, at 10:00 a.m.

3. Supporting Materials

Report  Resolution  Contract

Other:

1.

3.

2.

4.

Business Committee signature required

4. Budget Information

Budgeted - Tribal Contribution  Budgeted - Grant Funded  Unbudgeted

5. Submission

Authorized Sponsor / Liaison:

Primary Requestor/Submitter: Submitted by: Lisa Liggins, Information Management Specialist/BCSO  
Your Name, Title / Dept. or Tribal Member

Additional Requestor: \_\_\_\_\_  
Name, Title / Dept.

Additional Requestor: \_\_\_\_\_  
Name, Title / Dept.

## Oneida Business Committee Agenda Request

### 6. Cover Memo:

Describe the purpose, background/history, and action requested:

\*\*\*BACKGROUND\*\*\*

Resolution # BC-12-27-16-A sets the regular meeting schedule of the Oneida Business Committee (OBC) to meet every second and fourth Tuesday of the month at 8:30 a.m. for executive discussion meetings.

An annual General Tribal Council (GTC) meeting is scheduled for Monday, January 20, 2020.

Past practice has been to begin executive discussion meetings at 10:00 a.m. when they are held on a day following an evening GTC meeting. In order to start late on January 21, 2020, an exception to the resolution must be approved.

\*\*\*REQUESTED ACTION\*\*\*

Approve an exception to resolution # BC-12-27-16-A and start Executive Session Discussion on January 21, 2020, at 10:00 a.m.

- 1) Save a copy of this form for your records.
- 2) Print this form as a \*.pdf OR print and scan this form in as \*.pdf.
- 3) E-mail this form and all supporting materials in a **SINGLE** \*.pdf file to: [BC\\_Agenda\\_Requests@oneidation.org](mailto:BC_Agenda_Requests@oneidation.org)



