



Oneida Business Committee

Executive Session and Regular Meeting
8:30 AM Wednesday, May 13, 2020
BC Conference Room, 2nd floor, Norbert Hill Center

Minutes

EXECUTIVE SESSION

Present: Chairman Tehassi Hill, 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: n/a

Arrived at: n/a

Others present: : Jo Anne House, Larry Barton, Lisa Liggins, Melinda J. Danforth, Debbie Thundercloud, Louise Cornelius, Chad Fuss, Tana Aguirre (via Microsoft Teams¹), Troy Parr (via Microsoft Teams), Candice Skenandore (via Microsoft Teams), Brandon Wisneski (via Microsoft Teams), Melissa Nuthals (via Microsoft Teams), Eric McLester, Holly Williams, Michele Doxtator;

REGULAR MEETING

Present: Chairman Tehassi Hill, 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: n/a

Arrived at: n/a

Others present: Jo Anne House, Larry Barton, Lisa Liggins, Clorissa Santiago, Kristen Hooker, Beverly Scow, Brian Doxtator;

I. CALL TO ORDER

Meeting called to order at 8:33 a.m.

II. OPENING (00:00:20)

Opening provided by Chairman Tehassi Hill.

¹ Microsoft Teams is software which provides a communication and collaboration platform for workplace chat, file sharing, and video meetings.

III. **ADOPT THE AGENDA (00:03:50)**

Motion by Jennifer Webster to adopt the agenda with three (3) noted changes [1) address item VIII.A. before item V.H.; 2) add item VIII.C. Support Wise Women Gathering Place's operational plan for the Safe Parking Program; and 3) under the General Tribal Council section, add item A. Authorize funding for the requested Capital Improvement Projects, Technology Set Aside Projects, and equipment purchases], seconded by David P. Jordan. Motion carried:

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

IV. **MINUTES**

A. **Approve the April 22, 2020, regular Business Committee meeting minutes (00:06:27)**

Sponsor: Lisa Summers, Secretary

Motion by David P. Jordan to approve the April 22, 2020, regular Business Committee meeting minutes, seconded by Jennifer Webster. Motion carried:

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

B. **Approve the May 6, 2020, special Business Committee meeting minutes (00:06:52)**

Sponsor: Lisa Summers, Secretary

Motion by Lisa Summers to approve the May 6, 2020, special Business Committee meeting minutes, seconded by Kirby Metoxen. Motion carried:

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

V. **RESOLUTIONS**

A. **Adopt resolution entitled Amendments to the Curfew Law (00:07:20)**

Sponsor: David P. Jordan, Councilman

Motion by Jennifer Webster to adopt resolution 05-13-20-A Amendments to the Curfew Law, seconded by Ernie Stevens III. Motion carried:

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

B. Adopt resolution entitled Amendments to the Domestic Animals Law (00:11:50)

Sponsor: David P. Jordan, Councilman

Motion by Jennifer Webster to adopt resolution 05-13-20-B Amendments to the Domestic Animals Law, seconded by Kirby Metoxen. Motion carried:

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

Opposed: Lisa Summers

C. Adopt resolution entitled Amended Domestic Animals Law Fine, Penalty, and Licensing Fee Schedule (00:16:40)

Sponsor: David P. Jordan, Councilman

Motion by Lisa Summers to adopt resolution 05-13-20-C Amended Domestic Animals Law Fine, Penalty, and Licensing Fee Schedule with two (2) noted changes [1) in line 13, insert the appropriate resolution number; and 2) in line 28, insert the appropriate resolution number], seconded by David P. Jordan. Motion carried:

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

D. Adopt resolution entitled Amendments to the Oneida Food Service Law (00:22:16)

Sponsor: David P. Jordan, Councilman

Motion by Jennifer Webster to adopt resolution 05-13-20-D Amendments to the Oneida Food Service Law, seconded by Ernie Stevens III. Motion carried:

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

Opposed: Lisa Summers

E. Adopt resolution entitled Oneida Food Service Law Fine, Penalty, and Licensing Fee Schedule (00:31:55)

Sponsor: David P. Jordan, Councilman

Motion by Jennifer Webster to adopt resolution 05-13-20-E Oneida Food Service Law Fine, Penalty, and Licensing Fee Schedule with one (1) noted change [in line 13, insert the appropriate resolution number], seconded by David P. Jordan. Motion carried:

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

Abstained: Lisa Summers

F. Adopt resolution entitled Pardon and Forgiveness Law Application Fee (00:34:40)
Sponsor: Lisa Summers, Secretary

Motion by Brandon Stevens to adopt resolution 05-13-20-F Pardon and Forgiveness Law Application Fee, seconded by Jennifer Webster. Motion carried:

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

G. Adopt resolution entitled Suspension of the Pardon and Forgiveness Law Application Fee due to the COVID-19 Public Health State of Emergency (00:36:53)
Sponsor: Lisa Summers, Secretary

Motion by Jennifer Webster to adopt resolution 05-13-20-G Suspension of the Pardon and Forgiveness Law Application Fee due to the COVID-19 Public Health State of Emergency, seconded by Lisa Summers. Motion carried:

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

Item VIII.A. was addressed next.

H. Adopt resolution entitled Adoption of Emergency Amendments to the Election Law (00:49:49)
Sponsor: David P. Jordan, Councilman

Motion by Trish King to adopt resolution 05-13-20-H Adoption of Emergency Amendments to the Election Law with changes to the law and resolution provided in the memorandum dated May 13, 2020 [changes to the 102.12-2.(b) of the law, changes to 102.12-2.(b)(1) of the law, and changes to the 16th Whereas of the resolution which starts on line 66], seconded by Kirby Metoxen. Motion carried:

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

Motion by Jennifer Webster to direct the Oneida Election Board to provide the Oneida Business Committee an analysis in three (3) weeks on how to conduct the 2020 General Election with different options to hold that election in safe manner, seconded by Lisa Summers. Motion carried:

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

Opposed: Kirby Metoxen

- I. **Adopt resolution entitled Oneida Nation Support of the Wisconsin Department of Transportation's Southern Bridge Corridor Project (01:05:45); (02:33:50)**
Sponsor: Melinda J. Danforth, Director/Intergovernmental Affairs

Motion by Lisa Summers to defer this item to later on the agenda, seconded by Jennifer Webster.
Motion carried:

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

Item VI.A. was addressed next.

Motion by Lisa Summers to adopt resolution 05-13-20-I Oneida Nation Support of the Wisconsin Department of Transportation's Southern Bridge Corridor Project, 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

Item VI.A. was re-addressed next.

VI. UNFINISHED BUSINESS

- A. **Approve the Gaming operations re-opening date (01:06:40); (02:34:28)**
Sponsor: Louise Cornelius, Gaming General Manager

Motion by Lisa Summers to defer this item to later on the agenda, seconded by David P. Jordan.
Motion carried:

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

Item VII.A. was addressed next.

Motion by Lisa Summers to approve Gaming's updated re-open plan dated May 12, 2020 with a tentative re-opening date of May 26, 2020, 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

Item XI. was addressed next.

VII. TABLED BUSINESS

- A. **Update and progress report regarding the implementation procedures for BC resolution # 03-11-20-C (tabled 4/8/20) (01:08:33)**
Sponsor: n/a

No action; item remains on the table.

Item VIII.B. was addressed next.

VIII. NEW BUSINESS

A. Consider request from the Oneida Election Board regarding the 2020 Primary Election (00:39:00)

Sponsor: Shannon Metoxen, Interim Chair/Oneida Election Board

Motion by Jennifer Webster to accept the request from the Oneida Election Board regarding the 2020 Primary Election, seconded by Kirby Metoxen. Motion carried:

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

Opposed: Brandon Stevens, Lisa Summers

Item V.H. was addressed next.

B. Research Request: Tate-Univ. of Wisconsin/Madison-Contemporary Culture - Review recommendation and determine next steps (01:09:15)

Sponsor: Jo Anne House, Chief Counsel

Motion by Brandon Stevens to approve the research request submitted by Sarah Tate, UW-Madison, regarding contemporary behavior and the promotion of cultural revitalization by Oneida artists consistent with resolution # BC-05-08-19-A, Research Requests: Review and Approval to Conduct, and to include the following: Resolve #2(3), Ms. Tate is required to submit a final draft research paper for review; Resolve #2(4), Ms. Tate is required to submit a copy of the published work and can request to present the research finding to the Oneida Business Committee; and Resolve #5, any further use of this research information is subject to authorization by the Oneida Business Committee, seconded by Lisa Summers. Motion carried:

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

C. Support Wise Women Gathering Place's operational plan for the Safe Parking Program (01:12:07)

Sponsor: David P. Jordan, Councilman

Treasurer Trish King left at 10:09 a.m.

Motion by Brandon Stevens to support Support Wise Women Gathering Place's operational plan for the Safe Parking Program, seconded by David P. Jordan. Motion carried:

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

Not Present: Trish King

IX. GENERAL TRIBAL COUNCIL

Councilman David P. Jordan left at 10:11 a.m.

Treasurer Trish King returned at 10:11 a.m.

Councilman Ernie Stevens III left at 10:12 a.m.

Councilman Ernie Stevens III returned at 10:15 a.m.

Councilman David P. Jordan returned at 10:17 a.m.

Secretary Lisa Summers left at 10:38 a.m.

A. Authorize funding for the requested Capital Improvement Projects, Technology Set Aside Projects, and equipment purchases (01:39:10)

Sponsor:

Motion by Daniel Guzman King to authorize funding for the CIP #05-013, CIP #16-005, CIP# 17-010, Surveillance and Gaming Switch Project. Motion failed for lack of support.

Secretary Lisa Summers returned at 10:56 a.m.

Motion by Kirby Metoxen to authorize funding for the requested Capital Improvement Projects, Technology Set Aside Projects, and equipment purchases in the memorandum dated May 12, 2020, seconded by Jennifer Webster. Motion carried:

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

Abstained: Daniel Guzman King, Lisa Summers

X. EXECUTIVE SESSION (02:25:20)

Councilman Daniel Guzman King left at 10:58 a.m.

Motion by David P. Jordan to go into executive session at 10:58 a.m., seconded by Brandon Stevens. Motion carried:

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

Chairman Tehassi Hill left at 3:55 p.m.; Vice-Chairman Brandon Stevens assumed the responsibilities of the Chair.

Motion by David P. Jordan to come out of executive session at 4:47 p.m., seconded by Ernie Stevens III. Motion carried:

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

A. REPORTS

1. Accept the Gaming General Manager FY-2020 2nd quarter executive report (02:26:07)

Sponsor: Louise Cornelius, Gaming General Manager

Motion by Trish King to accept the Gaming General Manager FY-2020 2nd quarter executive report, seconded by Ernie Stevens III. 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 Intergovernmental Affairs, Communications, and Self-Governance May 13, 2020 report (02:26:24)

Sponsor: Melinda J. Danforth, Director/Intergovernmental Affairs

Motion by Trish King to accept the Intergovernmental Affairs, Communications, and Self-Governance May 13, 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, Jennifer Webster
Not Present: Tehassi Hill

3. Accept the Retail Enterprise FY-2020 2nd quarter executive report (02:27:01)

Sponsor: Eric McLester, Retail General Manager

Motion by David P. Jordan to accept the Retail Enterprise FY-2020 2nd 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, Jennifer Webster
Not Present: Tehassi Hill

4. Accept the General Manager report (02:27:18)

Sponsor: Debbie Thundercloud, General Manager

Motion by David P. Jordan to accept the General Manager report, 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

5. Accept the Chief Counsel report (02:27:33)

Sponsor: Jo Anne House, Chief Counsel

Motion by Kirby Metoxen to accept the Chief Counsel report, seconded by Ernie Stevens III. 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 authorize the Chairman to sign the Attestation Letter on behalf of the Nation – file # 2020-0342, seconded by Trish 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

B. TABLED BUSINESS

1. Joint Marketing Standard Operating Procedures regarding Tickets & Merchandise Distribution (tabled 4/8/20) (02:28:22)

No action; item remains on the table.

C. UNFINISHED BUSINESS

1. Determine next steps regarding Oneida Golf Enterprise requests (02:28:26)

Sponsor: Eric McLester, Business Compliance Analyst

Motion by Daniel Guzman King to accept the discussion regarding the Oneida Golf Enterprise requests 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, Jennifer Webster
Not Present: Tehassi Hill

2. Accept the Human Resources Area Manager report (02:29:05)

Sponsor: Geraldine Danforth, Area Manager/Human Resources

Motion by Jennifer Webster to delete this item from the agenda, seconded by Trish 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

D. NEW BUSINESS

1. Retro-approve the attorney contract - Hawks Quindel SC - file # 2020-0343 (02:29:25)

Sponsor: Jo Anne House, Chief Counsel

Motion by Jennifer Webster to retro-approve the attorney contract - Hawks Quindel SC - file # 2020-0343, 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

2. Approve the attorney contract - Husch Blackwell LLP - file # 2020-0360 (02:30:00)

Sponsor: Jo Anne House, Chief Counsel

Motion by Jennifer Webster to approve the attorney contract - Husch Blackwell LLP - file # 2020-0360, seconded by Kirby Metoxen. 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

3. Approve the FY 2020 Section 105(l) lease modification and authorize the Chairman to sign - file # 2019-1044, 2019-1045, 2019-1046, 2019-1047 (02:30:30)

Sponsor: Jennifer Webster, Councilwoman

Motion by David P. Jordan to approve the FY 2020 Section 105(l) lease agreement modification packet and authorize the Chairman to sign the transmittal letter and the lease agreement modifications and to direct Self-Governance to submit the signed lease packet to IHS - file # 2019-1044, 2019-1045, 2019-1046, 2019-1047, seconded by Trish 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

4. Consider request to develop a request for proposal - financial systems (02:31:23)

Sponsor: Trish King, Treasurer

Motion by Daniel Guzman King to approve the Treasurer, with a team approach concept, to develop and solicit a Request for Proposal (RFP) for the purpose to re-create our budgeting processes and financial systems so that the Oneida Nation may implement a "Funded Annual Budget" system, seconded by Ernie Stevens III. 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 approve the team to include at least three (3) BC members and one (1) representative from each of the following areas: Gaming, Retail, IGAC, Finance, General Manager and HRD, 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

5. Enter the e-poll results into the record regarding the authorized participation in the Amicus Brief developed by Hobbs Strauss (02:32:29)

Sponsor: Lisa Summers, Secretary

Motion by Jennifer Webster to enter the e-poll results into the record regarding the authorized participation in the Amicus Brief developed by Hobbs Strauss, 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

6. Enter the e-poll results into the record regarding the approved participation in the Amicus Brief developed by Hawks Quindel, S.C. (02:32:46)

Sponsor: Lisa Summers, Secretary

Motion by Jennifer Webster to enter the e-poll results into the record regarding the approved participation in the Amicus Brief developed by Hawks Quindel, S.C., 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

Item V.I. was re-addressed next.

XI. ADJOURN (02:35:27)

Motion by Kirby Metoxen to adjourn at 4:56 p.m., 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

Minutes prepared by Lisa Liggins, Information Management Specialist
Minutes approved as presented on May 27, 2020.



Lisa Summers, Secretary
ONEIDA BUSINESS COMMITTEE