



Oneida Business Committee

Regular Meeting
8:30 AM Wednesday, February 24, 2021
Microsoft Teams

Agenda

Meeting agenda is available here: 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.

NOTICE

In accordance with the OBC Virtual meeting standard operating procedure, due to the Public Health State of Emergency the OBC meeting will be held virtually through Microsoft Teams and therefore be closed to the public. Any person who has comments or questions regarding open session items may submit them to TribalSecretary@oneidanation.org no later than the close of business the day before the OBC meeting. Any comments or questions received shall be noticed to the OBC and entered into the record as a handout by the Business Committee Support Office. A recording of the virtual meeting shall be made available on the Nation's website.

I. CALL TO ORDER

II. OPENING

III. ADOPT THE AGENDA

IV. MINUTES

- A. Approve the February 10, 2021, regular Business Committee meeting minutes**
Sponsor: Lisa Liggins, Secretary

V. RESOLUTIONS

- A. Adopt resolution entitled Additional Emergency Amendments to the Oneida Higher Education Pandemic Relief Fund Law**
Sponsor: David P. Jordan, Councilman
- B. Adopt resolution entitled U.S. Department of Agriculture Food Distribution Program on Indian Reservations Pilot Food Purchase Program Grant Application**
Sponsor: Debbie Thundercloud, General Manager
- C. Enter the e-poll results into the record regarding the adopted resolution 02-19-21-A Adopt resolution entitled Authorizing the use of Self-Governance Carryover Funds to Purchase Portable Radios for the Oneida Police Department**
Sponsor: Lisa Liggins, Secretary

VI. STANDING COMMITTEES**A. FINANCE COMMITTEE**

- 1. Accept the February 1, 2021, regular Finance Committee meeting minutes**
Sponsor: Tina Danforth, Treasurer
- 2. Accept the February 15, 2021, regular Finance Committee meeting minutes**
Sponsor: Tina Danforth, Treasurer

B. LEGISLATIVE OPERATING COMMITTEE

- 1. Accept the February 3, 2021, regular Legislative Operating Committee meeting minutes**
Sponsor: David P. Jordan, Councilman

C. QUALITY OF LIFE COMMITTEE

- 1. Accept the January 14, 2021, regular Quality of Life Committee meeting minutes**
Sponsor: Marie Summers, Councilwoman

VII. NEW BUSINESS

- A. Approve the Application for Elected Positions**
Sponsor: Lisa Liggins, Secretary
- B. Approve a limited waiver of sovereign immunity - Green Bay Metropolitan Sewerage District Future Terminations of New Water Cost Share Agreement - file # 2021-0068**
Sponsor: Debbie Thundercloud, General Manager
- C. Approve the Outagamie County 1983 Wisconsin Act 161 agreement - file # 2021-0024**
Sponsor: Debbie Thundercloud, General Manager

VIII. REPORTS**A. OPERATIONAL (9:00 a.m.-10:30 a.m.)**

1. **Accept the Comprehensive Health Division FY-2021 1st quarter report**
Sponsor: Debbie Thundercloud, General Manager
2. **Accept the Environmental, Health, Safety, Land and Agriculture Division FY-2021 1st quarter report**
Sponsor: Debbie Thundercloud, General Manager
3. **Accept the Governmental Services Division FY-2021 1st quarter report**
Sponsor: Debbie Thundercloud, General Manager
4. **Accept the Division of Public Works FY-2021 1st quarter report**
Sponsor: Debbie Thundercloud, General Manager
5. **Accept the Management Information Systems FY-2021 1st quarter report**
Sponsor: Debbie Thundercloud, General Manager
6. **Accept the Tribal Action Plan FY-2021 1st quarter report**
Sponsor: Debbie Thundercloud, General Manager
7. **Accept the Big Bear Media FY-2021 1st quarter report**
Sponsor: Debbie Thundercloud, General Manager
8. **Accept the Education and Training FY-2021 1st quarter report**
Sponsor: Debbie Thundercloud, General Manager
9. **Accept the Grants Office FY-2021 1st quarter report**
Sponsor: Debbie Thundercloud, General Manager

B. APPOINTED BOARDS, COMMITTEES, COMMISSIONS

1. **Accept the Anna John Resident Centered Care Community Board FY-2021 1st quarter report**
Sponsor: Joshua Hicks, Interim Chair/Anna John Resident Centered Care Community Board
2. **Accept the Oneida Police Commission FY-2021 1st quarter report**
Sponsor: Sandra Reveles, Chair/Oneida Police Commission

C. ELECTED BOARDS, COMMITTEES, COMMISSIONS

1. **Accept the Oneida Election Board FY-2021 1st quarter report**
Sponsor: Candace House, Chair/Oneida Election Board
2. **Accept the Oneida Gaming Commission FY-2021 1st quarter report**
Sponsor: Mark A. Powless Sr., Chair/Oneida Gaming Commission
3. **Accept the Oneida Land Commission FY-2021 1st quarter report**
Sponsor: Becky Webster, Chair/Oneida Land Commission
4. **Accept the Oneida Nation School Board FY-2021 1st quarter report**
Sponsor: Aaron Manders, Chair/Oneida Nation School Board
5. **Accept the Oneida Trust Enrollment Committee FY-2021 1st quarter report**
Sponsor: Debbie Danforth, Chair/Oneida Trust Enrollment Committee

D. STANDING COMMITTEES

1. **Accept the Community Development Planning Committee FY-2021 1st quarter report**
Sponsor: Brandon Stevens, Vice-Chairman
2. **Accept the Finance Committee FY-2021 1st quarter report**
Sponsor: Tina Danforth, Treasurer
3. **Accept the Legislative Operating Committee FY-2021 1st quarter report**
Sponsor: David P. Jordan, Councilman
4. **Accept the Quality of Life Committee FY-2021 1st quarter report**
Sponsor: Marie Summers, Councilwoman

E. OTHER

1. **Accept the Oneida Youth Leadership Institute Board FY-2021 1st quarter report**
Sponsor: Cheryl Stevens, Executive Manager

IX. EXECUTIVE SESSION**A. REPORTS**

1. **Accept the Joint Marketing FY-2021 1st quarter report (1:30 p.m.)**
Sponsor: Eric McLester, Retail General Manager
2. **Accept the Intergovernmental Affairs, Communications, and Self-Governance February 2021 report**
Sponsor: Melinda J. Danforth, Director/Intergovernmental Affairs
3. **Accept the Chief Financial Officer February 2021 report**
Sponsor: Larry Barton, Chief Financial Officer
4. **Accept the General Manager report**
Sponsor: Debbie Thundercloud, General Manager
5. **Accept the Chief Counsel report**
Sponsor: Jo Anne House, Chief Counsel
6. **Accept the January 2021 Treasurer's report (11:00 a.m.)**
Sponsor: Tina Danforth, Treasurer

B. AUDIT COMMITTEE

Sponsor:

1. **Accept the Audit Committee FY-2021 1st quarter report**
Sponsor: David P. Jordan, Councilman
2. **Review request regarding audit # 368 and determine next steps**
Sponsor: David P. Jordan, Councilman

C. UNFINISHED BUSINESS

Sponsor:

1. **Determine next steps regarding the HRD realignment plan (2:00 p.m.)**
Sponsor: Geraldine Danforth, Area Manager/Human Resources

D. NEW BUSINESS

Sponsor:

1. **Review the Gaming operations phase III re-opening plans (2:30 p.m.)**
Sponsor: Louise Cornelius, Gaming General Manager
2. **Approve 63 new enrollments**
Sponsor: Debbie Danforth, Chair/Oneida Trust Enrollment Committee
3. **Consider the employment request - Oneida Trust Enrollment Department (3:00 p.m.)**
Sponsor: Debbie Danforth, Chair/Oneida Trust Enrollment Committee

4. **Consider the employment request - Grants Office (3:30 p.m.)**
Sponsor: Debbie Thundercloud, General Manager
5. **Consider the employment request - Big Bear Media (3:45 p.m.)**
Sponsor: Debbie Thundercloud, General Manager
6. **Approve a limited waiver of sovereign immunity - Net Health Systems Inc. Master Agreement - file # 2020-0440**
Sponsor: Debbie Thundercloud, General Manager
7. **Approve a limited waiver of sovereign immunity - Helix Innovations LLC. 2021 Retail Trade Program Agreement - file # TBD**
Sponsor: Eric McLester, Retail General Manager

X. ADJOURN

Posted on the Oneida Nation's official website, 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/

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

Approve the February 10, 2021, regular Business Committee meeting minutes

Business Committee Agenda Request

1. Meeting Date Requested: 02/24/21

2. General Information:

Session: ☒ Open ☐ Executive – must qualify under §107.4-1.

Justification: *Choose reason for Executive.*

3. Supporting Documents:

- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input checked="" type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

4. Budget Information:

- | | | |
|--|--|-------------------------------------|
| <input type="checkbox"/> Budgeted | <input type="checkbox"/> Budgeted – Grant Funded | <input type="checkbox"/> Unbudgeted |
| <input checked="" type="checkbox"/> Not Applicable | <input type="checkbox"/> Other: <i>Describe</i> | |

5. Submission:

Authorized Sponsor: Lisa Liggins, Secretary

Primary Requestor: _____

Additional Requestor: (Name, Title/Entity)

Additional Requestor: (Name, Title/Entity)

Submitted By: LLIGGINS

DRAFT**Oneida Business Committee**

Regular Meeting
8:30 AM Wednesday, February 10, 2021
BC Conference Room, 2nd floor, Norbert Hill Center

Minutes

REGULAR MEETING

Present: Chairman Tehassi Hill, Vice-Chairman Brandon Stevens, Treasurer Tina Danforth, Council members: Daniel Guzman King, David P. Jordan, Kirby Metoxen, Marie Summers, Jennifer Webster;

Not Present: n/a

Arrived at: Secretary Lisa Liggins 8:36 a.m.;

Others present: Jo Anne House, Larry Barton, Debbie Thundercloud (via Microsoft Teams¹), Melinda J. Danforth (via Microsoft Teams), Chad Wilson, Danelle Wilson (via Microsoft Teams), Clorissa Santiago, Don Miller, Candice Skenandore (via Microsoft Teams), Louise Cornelius (via Microsoft Teams), Chad Fuss (via Microsoft Teams), Lorna Skenandore (via Microsoft Teams), Melanie Burkhart (via Microsoft Teams), Fawne Rasmussen (via Microsoft Teams), Tina Jorgenson (via Microsoft Teams), Geraldine Danforth (via Microsoft Teams), Eric McLester (via Microsoft Teams), Michele Doxtator (via Microsoft Teams), Kaylynn Gresham (via Microsoft Teams);

I. CALL TO ORDER

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

II. OPENING (00:00:17)

Opening provided by Chairman Tehassi Hill.

For the record: Secretary Lisa Liggins will be arriving late.

III. ADOPT THE AGENDA (00:04:19)

Secretary Lisa Liggins arrived at 8:36 a.m.

Motion by Tina Danforth to adopt the agenda with one (1) addition [under Resolutions, add item V.G. Adopt resolution entitled Updated Oneida Business Committee 2020-2023 Term Appointment of Liaison Responsibilities for Organization], seconded by Kirby Metoxen. Motion carried:

Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins,
Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

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

DRAFT**IV. MINUTES****A. Approve the January 27, 2021, regular Business Committee meeting minutes (00:06:14)**

Sponsor: Lisa Liggins, Secretary

Motion by David P. Jordan to approve the January 27, 2021, regular Business Committee meeting minutes, seconded by Jennifer Webster. Motion carried:

Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins,
Brandon Stevens, Marie Summers, Jennifer Webster

Abstain: Kirby Metoxen

V. RESOLUTIONS**A. Adopt resolution entitled Extension of Declaration of Public Health State of Emergency Until March 13, 2021 (00:06:47)**

Sponsor: Tehassi Hill, Chairman

Motion by Jennifer Webster to adopt resolution 02-10-21-A Extension of Declaration of Public Health State of Emergency Until March 13, 2021, seconded by Marie Summers. Motion carried:

Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins,
Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

B. Adopt resolution entitled Emergency Amendments to the Oneida General Welfare Law (00:07:19)

Sponsor: David P. Jordan, Councilman

Motion by Lisa Liggins to adopt resolution 02-10-21-B Emergency Amendments to the Oneida General Welfare Law with two (2) changes [1) in line 16, correct date to March 13, 2021; and 2) in line 18, insert the appropriate resolution number], seconded by Jennifer Webster. Motion carried:

Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins,
Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

Motion by Lisa Liggins to request the Legislative Operating Committee and Legislative Reference Office to bring forward a BC SOP to an upcoming BC Work Session regarding how laws and resolutions are submitted to the Business Committee in accordance with this resolution, seconded by Jennifer Webster. Motion carried:

Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins,
Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

DRAFT**C. Adopt resolution entitled Adoption of COVID Quarantine Assistance Program (00:15:50)**

Sponsor: David P. Jordan, Councilman

Motion by Tina Danforth to adopt resolution 02-10-21-C Adoption of the COVID Quarantine Assistance Program with three (3) changes [1) in line 38, change "...adopts the Standard Operating Procedures there of,..." to "...accepts the Standard Operating Procedures thereof, subject to revision,..."; 2) in line 56, change "...adopts its Standard Operating Procedures..." to "...accepts its Standard Operating Procedures, subject to revision,..."; and 3) at the end of line 57, add "...to be effective today"], seconded by Marie Summers. Motion carried:

Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

For the record: Secretary Lisa Liggins stated today in the discussion [of this item] the Business Committee agreed that "subject to revision" means that the [responsible areas] may make changes to the SOP without it coming back to the Business Committee.

D. Adopt resolution entitled 2020 Intertribal Buffalo Council, Buffalo Herd Development Grant Application (00:42:55)

Sponsor: Debbie Thundercloud, General Manager

Motion by Jennifer Webster to approve resolution 02-10-21-D 2020 Intertribal Buffalo Council, Buffalo Herd Development Grant Application, seconded by Daniel Guzman King. Motion carried:

Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

E. Adopt resolution entitled Authorizing Exemption from Temporary Closure – Oneida Nation Arts Board (00:43:28)

Sponsor: Lisa Liggins, Secretary

Motion by Jennifer Webster to adopt resolution 02-10-21-E Authorizing Exemption from Temporary Closure – Oneida Nation Arts Board, seconded by David P. Jordan. Motion carried:

Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

F. Adopt resolution entitled Temporary Assistance to Needy Families (TANF) Grant Application (00:44:02)

Sponsor: Debbie Thundercloud, General Manager

Motion by Lisa Liggins to adopt resolution 02-10-21-F Temporary Assistance to Needy Families (TANF) Grant Application with one (1) change [delete line 29], seconded by Kirby Metoxen. Motion carried:

Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

DRAFT

- G. Adopt resolution entitled Updated Oneida Business Committee 2020-2023 Term Appointment of Liaison Responsibilities for Organization (00:44:55); (00:47:10)**
Sponsor: Marie Summers, Councilwoman

Motion by Lisa Liggins to defer this item until after executive session, seconded by Jennifer Webster.
Motion carried:

Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins,
Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

Item VI.A.1. was addressed next.

Motion by Lisa Liggins to adopt resolution 02-10-21-G Updated Oneida Business Committee 2020-2023 Term Appointment of Liaison Responsibilities for Organization, seconded by Jennifer Webster.
Motion carried:

Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins,
Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

Item IX.A.1. was addressed next.

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

- 1. Accept the January 20, 2021, regular Legislative Operating Committee meeting minutes (00:46:10)**
Sponsor: David P. Jordan, Councilman

Motion by Lisa Liggins to accept the January 20, 2021, regular Legislative Operating Committee meeting minutes, seconded by Brandon Stevens. Motion carried:

Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins,
Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

VII. NEW BUSINESS

- A. Post four (4) vacancies - Oneida Nation Arts Board (00:46:45)**
Sponsor: Lisa Liggins, Secretary

Motion by Lisa Liggins to post four (4) vacancies - Oneida Nation Arts Board, seconded by David P. Jordan. Motion carried:

Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins,
Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

DRAFT**VIII. GENERAL TRIBAL COUNCIL****A. Enter the e-poll results into the record regarding the approved January 2021 Annual Report mailing per BC resolution # 12-09-20-C (00:47:08)**

Sponsor: Lisa Liggins, Secretary

Motion by Marie Summers to enter the e-poll results into the record regarding the approved January 2021 Annual Report mailing per BC resolution # 12-09-20-C, seconded by David P. Jordan. Motion carried:

Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

IX. EXECUTIVE SESSION (00:47:43)

Motion by David P. Jordan to go into executive session at 9:29 a.m., seconded by Marie Summers. Motion carried:

Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

Motion by Lisa Liggins to come out of executive session at 11:57 a.m., seconded by David P. Jordan. Motion carried:

Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

Item V.G. was re-addressed next.

A. REPORTS**1. Accept the Gaming General Manager FY-2021 1st quarter report (00:47:50)**

Sponsor: Louise Cornelius, Gaming General Manager

Motion by Lisa Liggins to accept the Gaming General Manager FY-2021 1st quarter report, seconded by Brandon Stevens. Motion carried:

Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

2. Accept the Human Resource Area Manager FY-2021 1st quarter report (00:48:00)

Sponsor: Geraldine Danforth, Area Manager/Human Resources

Motion by Lisa Liggins to accept the Human Resource Area Manager FY-2021 1st quarter report, seconded by Kirby Metoxen. Motion carried:

Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

DRAFT**3. Accept the Oneida Retail General Manager FY-2021 1st quarter report (00:48:15)**

Sponsor: Eric McLester, Retail General Manager

Motion by Lisa Liggins to accept the Oneida Retail General Manager FY-2021 1st quarter report, seconded by Daniel Guzman King. Motion carried:

Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins,
Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

4. Accept the Emergency Management Director FY-2021 1st quarter report (00:48:30)

Sponsor: Kaylynn Gresham, Director/Emergency Management

Motion by Lisa Liggins to accept the Emergency Management Director FY-2021 1st quarter report, seconded by Jennifer Webster. Motion carried:

Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins,
Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

5. Defer the Joint Marketing FY-2021 1st quarter report (00:48:45)

Sponsor: Eric McLester, Retail General Manager

Motion by Lisa Liggins to defer the Joint Marketing FY-2021 1st quarter report to the February 24, 2021, regular Business Committee meeting, seconded by Kirby Metoxen. Motion carried:

Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins,
Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

6. Accept the General Manager report (00:49:00)

Sponsor: Debbie Thundercloud, General Manager

Motion by Lisa Liggins to accept the General Manager report, seconded by Brandon Stevens. Motion carried:

Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins,
Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

Motion by Lisa Liggins to deny the request to reimburse lost personal/vacation time accruals for Comprehensive Health employees, seconded by Kirby Metoxen. Motion carried:

Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins,
Kirby Metoxen, Brandon Stevens, Marie Summers

Opposed: Jennifer Webster

7. Approve the Chief Counsel report (00:49:26)

Sponsor: Jo Anne House, Chief Counsel

Motion by Lisa Liggins to accept the Chief Counsel report, seconded by Jennifer Webster. Motion carried:

Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins,
Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

DRAFT**B. AUDIT COMMITTEE**

- 1. Accept the November 23, 2020, regular Audit Committee meeting minutes (00:49:47)**

Sponsor: David P. Jordan, Councilman

Motion by Lisa Liggins to accept the November 23, 2020, regular Audit Committee meeting minutes, seconded by David P. Jordan. Motion carried:

Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins,
Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

- 2. Accept the Card Games and Poker compliance audit and lift the confidentiality requirement (00:50:00)**

Sponsor: David P. Jordan, Councilman

Motion by Lisa Liggins to accept the Card Games and Poker compliance audit and lift the confidentiality requirement, seconded by Kirby Metoxen. Motion carried:

Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins,
Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

- 3. Accept the Elementary School performance assurance audit and lift the confidentiality requirement (00:50:15)**

Sponsor: David P. Jordan, Councilman

Motion by Lisa Liggins to accept the Elementary School performance assurance audit and lift the confidentiality requirement, seconded by Kirby Metoxen. Motion carried:

Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins,
Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

- 4. Accept the Information Technology compliance audit and lift the confidentiality requirement (00:50:28)**

Sponsor: David P. Jordan, Councilman

Motion by Lisa Liggins to accept the Information Technology compliance audit and lift the confidentiality requirement, seconded by Kirby Metoxen. Motion carried:

Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins,
Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

- 5. Accept the Oneida Airport Hotel Corporation (OAHC) performance assurance audit and lift the confidentiality requirement (00:50:42)**

Sponsor: David P. Jordan, Councilman

Motion by Lisa Liggins to accept the Oneida Airport Hotel Corporation (OAHC) performance assurance audit and lift the confidentiality requirement, seconded by Marie Summers. Motion carried:

Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins,
Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

DRAFT**6. Accept the Roulette Rules of Play compliance audit and lift the confidentiality requirement (00:51:00)**

Sponsor: David P. Jordan, Councilman

Motion by Lisa Liggins to accept the Roulette Rules of Play compliance audit and lift the confidentiality requirement, seconded by David P. Jordan. Motion carried:

Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins,
Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

7. Accept the Slots compliance audit and lift the confidentiality requirement (00:51:15)

Sponsor: David P. Jordan, Councilman

Motion by Lisa Liggins to accept the Slots compliance audit and lift the confidentiality requirement, seconded by David P. Jordan. Motion carried:

Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins,
Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

8. Accept the Surveillance compliance audit and lift the confidentiality requirement (00:51:28)

Sponsor: David P. Jordan, Councilman

Motion by Lisa Liggins to accept the Surveillance compliance audit and lift the confidentiality requirement, seconded by Jennifer Webster. Motion carried:

Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins,
Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

C. NEW BUSINESS**1. Accept the Bay Bank January 2021 Presidents Report (00:51:43)**

Sponsor: Marie Summers, Councilwoman

Motion by Lisa Liggins to accept the Bay Bank January 2021 Presidents Report as information, seconded by Jennifer Webster. Motion carried:

Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins,
Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

2. Review the posting request and determine next steps - Oneida Police Department (00:51:59)

Sponsor: Sandra Reveles, Chairwoman/Oneida Police Commission

Motion by Lisa Liggins to approve the posting request from the Oneida Police Department for two (2) Police Officers, seconded by David P. Jordan. Motion carried:

Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins,
Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

DRAFT**3. Review the Business Compliance Analyst job description and determine next steps (00:52:15)**

Sponsor: Jessica Vandekamp, Employee Relations Representative

Motion by Lisa Liggins to defer the Business Compliance Analyst job description to the February 16, 2021, BC Work Session, seconded by Marie Summers. Motion carried:

Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins,
Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

4. Enter e-poll results into the record regarding the approved OGE Agent closeout report and the OGE Agent resignation dated January 15, 2021 (00:52:25)

Sponsor: Lisa Liggins, Secretary

Motion by Lisa Liggins to enter the e-poll results into the record regarding the approved OGE Agent closeout report and the OGE Agent resignation dated January 15, 2021, seconded by Jennifer Webster. Motion carried:

Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins,
Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

5. Enter the e-poll results into the record regarding the approved the OGE Agent agreement and appoint James Petitjean as OGE Agent (00:52:35)

Sponsor: Lisa Liggins, Secretary

Motion by Lisa Liggins to enter the e-poll results into the record regarding the approved the OGE Agent agreement and appoint James Petitjean as OGE Agent, seconded by Marie Summers. Motion carried:

Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins,
Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

X. ADJOURN (00:52:45)

Motion by David P. Jordan to adjourn at 12:02 p.m., seconded by Daniel Guzman King. Motion carried:

Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins,
Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

Minutes prepared by Chad Wilson, Senior Information Management Specialist.
Minutes approved as presented on _____.

Lisa Liggins, Secretary
ONEIDA BUSINESS COMMITTEE

Oneida Business Committee Agenda Request


Adopt resolution entitled Additional Emergency Amendments to the Oneida Higher Education Pandemic...

1. Meeting Date Requested: 2 / 24 / 21 **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:
Your Name, Title / Dept. or Tribal MemberAdditional 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 Chairperson 
DATE: February 24, 2021
RE: Additional Emergency Amendments to the Oneida Higher Education Pandemic Relief Fund Law

Please find the following attached backup documentation for your consideration of the emergency amendments to the Oneida Higher Education Pandemic Relief Fund law:

1. Resolution: Additional Emergency Amendments to the Oneida Higher Education Pandemic Relief Fund Law
2. Statement of Effect: Additional Emergency Amendments to the Oneida Higher Education Pandemic Relief Fund Law
3. Oneida Higher Education Pandemic Relief Fund Law Emergency Amendments Legislative Analysis
4. Oneida Higher Education Pandemic Relief Fund Law Emergency Amendments (Redline)
5. Oneida Higher Education Pandemic Relief Fund Law Emergency Amendments (Clean)

Overview

The Oneida Higher Education Pandemic Relief Fund law (the “Law”) was adopted by the Oneida Business Committee on an emergency basis through resolution BC-08-12-20-E to create the Oneida Higher Education Pandemic Relief Fund to assist eligible Tribal members enrolled as students in higher education institutions for the 2020 Fall Term. [10 O.C. 1003.1-1]. The Oneida Higher Education Pandemic Relief Fund law was then amended by the Oneida Business Committee on an emergency basis through the adoption of resolution BC-08-24-20-A. The emergency amendments to the Law will expire on February 25, 2021.

When discussing the potential six (6) month extension of the emergency amendments to this Law the Legislative Operating Committee determined it was necessary to seek additional emergency amendments to the Law to make revisions which will allow the Oneida Higher Education Pandemic Relief Fund to continue to be utilized in the event additional Coronavirus Aid, Relief, and Economic Security (CARES) Act Coronavirus Relief Funds are received by the Nation. The emergency amendments to the Law will:

- Remove references to the 2020 Fall Term [10 O.C. 1003.1-1]; and
- Eliminate references to the December 15, 2020 deadline to provide proof of expenditures and instead provide that proof of expenditures or expenses must be provided by the appropriate deadline provided for in the Oneida Higher Education Pandemic Relief Fund standard operating procedure. [10 O.C. 1003.4-2(c), 1003.4-4(a)].

In response to the outbreak of the COVID-19 pandemic, on March 12, 2020, in accordance with the Emergency Management and Homeland Security law, Chairman Tehassi Hill signed a “*Declaration of Public Health State of Emergency*” regarding COVID-19 which declared a Public Health State of Emergency for the Nation until April 12, 2020, and provided the necessary authority should action need to be taken and allowed the Nation to seek reimbursement of emergency management actions that may result in unexpected expenses. [3 O.C. 302.8-1]. This declaration of a Public Health State of Emergency has since been extended by the Oneida Business Committee until March 13, 2021, through the adoption of resolutions BC-03-28-20-A, BC-05-06-20-A, BC-06-10-20-A, BC-07-08-20-A, BC-08-06-20-A, BC-09-09-20-A, BC-10-08-20-A, BC-11-10-20-A, BC-12-09-20-D, BC-01-07-21-A, and BC-02-10-21-A.

The Oneida Business Committee is delegated the authority to temporarily enact emergency legislation when legislation is necessary for the immediate preservation of the public health, safety, or general welfare of the Reservation population, and the amendment of the legislation is required sooner than would be possible under the Legislative Procedures Act. [1 O.C. 109.9-5]. A fiscal impact statement and public meeting are not required for emergency amendments to a law of the Nation. [1 O.C. 109.9-5(a)].

The adoption of emergency amendments to this Law is necessary for the preservation of the general welfare of the Reservation population. The Oneida Higher Education Pandemic Relief Fund was created to assist eligible Tribal members enrolled as students in higher education institutions with funding from the Coronavirus Aid, Relief, and Economic Security (CARES) Act Coronavirus Relief Funds (CRF) in order to meet the higher education needs of its students during the COVID-19 Public Health Emergency. The emergency amendments to the Law are necessary to allow the Oneida Higher Education Pandemic Relief Fund to continue to be utilized in the event additional CRF are received by the Nation. The proposed emergency amendments to the Law remove references to the 2020 Fall Term and eliminate the December 15, 2020, deadline for providing proof of expenditures, instead providing that proof of expenditures shall be provided by the appropriate deadline provided for in the Oneida Higher Education Pandemic Relief Fund standard operating procedure in an effort to provide more flexibility if funding for the Fund becomes available again.

Additionally, observance of the requirements under the Legislative Procedures Act for the adoption of the amendments to this Law would be contrary to public interest. The Nation is currently experiencing the vast effects of the COVID-19 pandemic, and the process and requirements of the Legislative Procedures Act cannot be completed in time to ensure that the Law can be amended to best assist members of the Nation during this COVID-19 pandemic.

The emergency amendments to this Law will become effective immediately upon adoption by the Oneida Business Committee and will remain in effect for six (6) months. There will be one (1) opportunity to extend the emergency amendments to this Law for an additional six (6) month period. [1 O.C. 109.9-5(b)].

Requested Action

Approve the Resolution: Additional Emergency Amendments to the Oneida Higher Education Pandemic Relief Fund Law

Oneida Nation

Post Office Box 365

Phone: (920)869-2214



Oneida, WI 54155

BC Resolution

Additional Emergency Amendments to the Oneida Higher Education Pandemic Relief Fund Law

- 1 **WHEREAS,** the Oneida Nation is a federally recognized Indian government and a treaty tribe
2 recognized by the laws of the United States of America; and
3
- 4 **WHEREAS,** the Oneida General Tribal Council is the governing body of the Oneida Nation; and
5
- 6 **WHEREAS,** the Oneida Business Committee has been delegated the authority of Article IV, Section 1,
7 of the Oneida Tribal Constitution by the Oneida General Tribal Council; and
8
- 9 **WHEREAS,** the Oneida Business Committee adopted the Oneida Higher Education Pandemic Relief
10 Fund law ("the Law") on an emergency basis through the adoption of resolution BC-08-12-
11 20-E, and then amended the Law on an emergency basis through the adoption of
12 resolution BC-08-25-20-A; and
13
- 14 **WHEREAS,** the purpose of the Law is to create the Oneida Higher Education Pandemic Relief Fund to
15 assist eligible Tribal members enrolled as students in higher education institutions with
16 funding from the Coronavirus Aid, Relief, and Economic Security (CARES) Act Coronavirus
17 Relief Funds (CRF) in order to meet the higher education needs of its students during the
18 COVID-19 Public Health Emergency; and
19
- 20 **WHEREAS,** on March 12, 2020, Chairman Tehassi Hill signed a "*Declaration of Public Health State of*
21 *Emergency*" regarding COVID-19 which declared a Public Health State of Emergency for
22 the Nation until April 12, 2020, and set into place the necessary authority for action to be
23 taken and allows the Nation to seek reimbursement of emergency management actions
24 that may result in unexpected expenses; and
25
- 26 **WHEREAS,** the Nation's Public Health State of Emergency has since been extended by the Oneida
27 Business Committee until March 13, 2021, through the adoption of resolutions BC-03-28-
28 20-A, BC-05-06-20-A, BC-06-10-20-A, BC-07-08-20-A, BC-08-06-20-A, BC-09-09-20-A,
29 BC-10-08-20-A, BC-11-10-20-A, BC-12-09-20-D, BC-01-07-21-A, and BC-02-10-21-A;
30 and
31
- 32 **WHEREAS,** emergency amendments to the Law are being proposed to allow the Oneida Higher
33 Education Pandemic Relief Fund to continue to be utilized in the event additional CARES
34 CRF are received by the Nation; and
35
- 36 **WHEREAS,** the emergency amendments to the Law remove any reference to the 2020 Fall Term; and
37
- 38 **WHEREAS,** the emergency amendments to the Law eliminate references to the December 15, 2020
39 deadline to provide proof of expenditures and instead provide that proof of expenditures or
40 expenses must be provided by the appropriate deadline provided for in the Oneida Higher
41 Education Pandemic Relief Fund standard operating procedure; and
42
- 43 **WHEREAS,** the Legislative Procedures Act authorizes the Oneida Business Committee to amend
44 legislation on an emergency basis when the legislation is necessary for the immediate

45 preservation of the public health, safety, or general welfare of the Reservation population,
46 and the amendment of the legislation is required sooner than would be possible under the
47 Legislative Procedures Act; and
48

49 **WHEREAS,** the emergency amendments to this Law are necessary for the preservation of the general
50 welfare of the Reservation population as the emergency amendments ensure that the
51 Oneida Higher Education Pandemic Relief Fund may be utilized if additional CARES CRF
52 are received by the Nation by providing more flexibility for the deadline for when proof of
53 expenditures and expenses shall be submitted by the student; and
54

55 **WHEREAS,** observance of the requirements under the Legislative Procedures Act for adoption of the
56 amendments to this Law would be contrary to public interest since the Nation is currently
57 experiencing the vast effects of the COVID-19 pandemic, and the process and
58 requirements of the Legislative Procedures Act cannot be completed in time to ensure that
59 the Law can be amended to best assist members of the Nation during this COVID-19
60 pandemic; and
61

62 **WHEREAS,** the Legislative Procedures Act does not require a public meeting or fiscal impact statement
63 when considering the adoption of emergency amendments; and
64

65 **WHEREAS,** the emergency amendments are effective for a period of six (6) months, renewable by the
66 Oneida Business Committee for an additional six (6) month term; and
67

68 **NOW THEREFORE BE IT RESOLVED,** the Oneida Business Committee hereby adopts the emergency
69 amendments to the Oneida Higher Education Pandemic Relief Fund law effective immediately.



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



Statement of Effect

Additional Emergency Amendments to the Oneida Higher Education Pandemic Relief Fund Law

Summary

This resolution adopts additional emergency amendments to the Oneida Higher Education Pandemic Relief Fund law to make revisions which will allow the Oneida Higher Education Pandemic Relief Fund to continue to be utilized in the event additional Coronavirus Aid, Relief, and Economic Security (CARES) Act Coronavirus Relief Funds are received by the Nation.

Submitted by: Clorissa N. Santiago, Senior Staff Attorney, Legislative Reference Office

Date: February 11, 2021

Analysis by the Legislative Reference Office

This resolution adopts emergency amendments to the Oneida Higher Education Pandemic Relief Fund law (“the Law”). The purpose of the Law is to create the Oneida Higher Education Pandemic Relief Fund to assist eligible Tribal members enrolled as students in higher education institutions. [10 O.C. 1003.1-1]. Emergency amendments to the Law are being sought to make revisions which will allow the Oneida Higher Education Pandemic Relief Fund to continue to be utilized in the event additional Coronavirus Aid, Relief, and Economic Security (CARES) Act Coronavirus Relief Funds are received by the Nation. The emergency amendments to the Oneida Higher Education Pandemic Relief Fund law shall:

- Remove references to the 2020 Fall Term [10 O.C. 1003.1-1]; and
- Eliminate references to the December 15, 2020 deadline to provide proof of expenditures and instead provide that proof of expenditures or expenses must be provided by the appropriate deadline provided for in the Oneida Higher Education Pandemic Relief Fund standard operating procedure. [10 O.C. 1003.4-2(c), 1003.4-4(a)].

The Legislative Procedures Act (“the LPA”) was adopted by the General Tribal Council for the purpose of providing a process for the adoption or amendment of laws of the Nation. [1 O.C. 109.1-1]. The LPA allows the Oneida Business Committee to take emergency action to adopt amendments to a law of the Nation where it is necessary for the immediate preservation of the public health, safety or general welfare of the Reservation population and when amendment of legislation is required sooner than would be possible under the LPA. [1 O.C. 109.9-5]. A public meeting and fiscal impact statement are not required for emergency legislation. [1 O.C. 109.8-1(b) and 109.9-5(a)].

In response to the outbreak of the COVID-19 pandemic, on March 12, 2020, in accordance with the Emergency Management and Homeland Security law, Chairman Tehassi Hill signed a “Declaration of Public Health State of Emergency” regarding COVID-19 which declared a Public Health State of Emergency for the Nation until April 12, 2020, and provided the necessary authority should action need to be taken and allowed the Nation to seek reimbursement of emergency management actions that may result in unexpected expenses. [3 O.C. 302.8-1]. This

declaration of a Public Health State of Emergency has since been extended by the Oneida Business Committee until March 13, 2021, through the adoption of resolutions BC-03-28-20-A, BC-05-06-20-A, BC-06-10-20-A, BC-07-08-20-A, BC-08-06-20-A, BC-09-09-20-A, BC-10-08-20-A, BC-11-10-20-A, BC-12-09-20-D, BC-01-07-21-A, and BC-02-10-21-A.

On March 17, 2020, the Oneida Business Committee adopted emergency amendments to the Emergency Management and Homeland Security law to create and delegate authority to a COVID-19 Core Decision Making Team (“COVID-19 Team”). [3 O.C. 302.10]. When a public health emergency has been declared, the COVID-19 Team has the authority to declare exceptions to the Nation’s laws, policies, procedures, regulations, or standard operating procedures during the emergency period which will be of immediate impact for the purposes of protecting the health, safety, and general welfare of the Nation’s community, members, and employees. [3 O.C. 302.10-2]. These declarations remain in effect for the duration of the Public Health State of Emergency. [3 O.C. 302.10-3].

The resolution provides that the adoption of emergency amendments to this Law is necessary for the preservation of the general welfare of the Reservation population. The Oneida Higher Education Pandemic Relief Fund was created to assist eligible Tribal members enrolled as students in higher education institutions with funding from the Coronavirus Aid, Relief, and Economic Security (CARES) Act Coronavirus Relief Funds (CRF) in order to meet the higher education needs of its students during the COVID-19 Public Health Emergency. The emergency amendments to the Law are necessary to allow the Oneida Higher Education Pandemic Relief Fund to continue to be utilized in the event additional CRF are received by the Nation. The proposed emergency amendments to the Law remove references to the 2020 Fall Term and eliminate the December 15, 2020, deadline for providing proof of expenditures, instead providing that proof of expenditures shall be provided by the appropriate deadline provided for in the Oneida Higher Education Pandemic Relief Fund standard operating procedure in an effort to provide more flexibility if funding for the Fund becomes available again.

Additionally, observance of the requirements under the Legislative Procedures Act for the adoption of the amendments to this Law would be contrary to public interest. The Nation is currently experiencing the vast effects of the COVID-19 pandemic, and the process and requirements of the Legislative Procedures Act cannot be completed in time to ensure that the Law can be amended to best assist members of the Nation during this COVID-19 pandemic.

The emergency amendments to this Law will become effective immediately upon adoption by the Oneida Business Committee and remain in effect for six (6) months. The LPA allows for one (1) opportunity to extend the emergency amendments to this Law for an additional six (6) month period. [1 O.C. 109.9-5(b)].

Conclusion

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



EMERGENCY AMENDMENTS TO THE ONEIDA HIGHER EDUCATION PANDEMIC RELIEF FUND LAW LEGISLATIVE ANALYSIS

SECTION 1. EXECUTIVE SUMMARY

<i>Analysis by the Legislative Reference Office</i>	
Intent of the Proposed Amendments	<ul style="list-style-type: none"> Remove references to the 2020 Fall Term [10 O.C. 1003.1-1]. Eliminate references to the December 15, 2020 deadline to provide proof of expenditures and instead provide that proof of expenditures or expenses must be provided by the appropriate deadline provided for in the Oneida Higher Education Pandemic Relief Fund standard operating procedure. [10 O.C. 1003.4-2(c), 1003.4-4(a)].
Purpose	Create the Oneida Higher Education Pandemic Relief Fund to assist eligible Tribal members enrolled as students in higher education institutions. [10 O.C. 1003.1-1].
Affected Entities	Oneida Business Committee, Oneida Higher Education Department, Oneida Accounting Department, Oneida Economic Services
Public Meeting	A public meeting is not required for emergency amendments [1 O.C. 109.8-1(b) and 109.9-5(a)].
Fiscal Impact	A fiscal impact statement is not required for emergency amendments [1 O.C. 109.9-5(a)].
Expiration of Emergency Amendments	Emergency amendments expire six (6) months after adoption and may be renewed for an additional six (6) month period.

SECTION 2. LEGISLATIVE DEVELOPMENT

- A. Background.** The Oneida Higher Education Pandemic Relief Fund law (“the Law”) was adopted by the Oneida Business Committee on an emergency basis through resolution BC-08-12-20-E for the purpose of creating the Oneida Higher Education Pandemic Relief Fund to assist eligible Tribal members enrolled as students in higher education institutions for the 2020 Fall Term. [10 O.C. 1003.1-1]. The Oneida Business Committee then adopted emergency amendments to the Law through resolution BC-08-25-20-A for the purpose of clarifying the intent of the Law and ensuring proper effectuation of the Law. The emergency amendments to the Law will expire on February 25, 2021.
- B. Request for Emergency Amendments.** Originally, the Legislative Operating Committee planned to seek a six (6) month extension of the emergency amendments to the Law which occurred through resolution BC-08-25-20-A. The Legislative Operating Committee is now seeking emergency amendments to the Law to make revisions which will allow the Oneida Higher Education Pandemic Relief Fund to continue to be utilized in the event additional Coronavirus Aid, Relief, and Economic Security (CARES) Act Coronavirus Relief Funds are received by the Nation.
- C. COVID-19 Pandemic.** The world is currently facing a pandemic of the coronavirus disease 2019 (COVID-19). The COVID-19 outbreak originated in Wuhan, China and has spread to many other countries throughout the world, including the United States. The COVID-19 pandemic has resulted in high rates of infection and mortality, as well as vast economic impacts including effects on the stock market and the closing of all non-essential businesses.

- 20 ▪ *Declaration of a Public Health State of Emergency.*
- 21 ▪ On March 12, 2020, Chairman Tehassi Hill signed a “*Declaration of Public Health State*
- 22 *of Emergency*” regarding COVID-19 which declared the Public Health State of Emergency
- 23 for the Nation until April 12, 2020, and set into place the necessary authority should action
- 24 need to be taken and allowed the Nation to seek reimbursement of emergency management
- 25 actions that may result in unexpected expenses.
- 26 ▪ The Public Health State of Emergency has since been extended until March 13, 2021, by
- 27 the Oneida Business Committee through the adoption of resolutions BC-03-28-20-A, BC-
- 28 05-06-20-A, BC-06-10-20-A, BC-07-08-20-A, BC-08-06-20-A, BC-09-09-20-A, BC-10-
- 29 08-20-A, BC-11-10-20-A, BC-12-09-20-D, BC-01-07-21-A, and BC-02-10-21-A.
- 30 ▪ *COVID-19 Core Decision Making Team.*
- 31 ▪ On March 17, 2020, the Oneida Business Committee adopted emergency amendments to
- 32 the Emergency Management and Homeland Security law to create and delegate authority
- 33 to a COVID-19 Core Decision Making Team (“COVID-19 Team”). [3 O.C. 302.10].
- 34 ▪ When a public health emergency has been declared, the COVID-19 Team has the
- 35 authority to declare exceptions to the Nation’s laws, policies, procedures,
- 36 regulations, or standard operating procedures during the emergency period which
- 37 will be of immediate impact for the purposes of protecting the health, safety, and
- 38 general welfare of the Nation’s community, members, and employees. [3 O.C.
- 39 302.10-2].
- 40 ▪ These declarations remain in effect for the duration of the Public Health State of
- 41 Emergency. [3 O.C. 302.10-3].
- 42 ▪ *COVID-19 Core Decision Making Team Declarations: Safer at Home.*
- 43 ▪ On March 24, 2020, the Nation’s COVID-19 Core Decision Making Team issued a “*Safer*
- 44 *at Home*” declaration which ordered all individuals present within the Oneida Reservation
- 45 to stay at home or at their place of residence, with certain exceptions allowed. This
- 46 declaration prohibited all public gatherings of any number of people.
- 47 ▪ On April 21, 2020, the COVID-19 Core Decision Making Team issued an “*Updated Safer*
- 48 *at Home*” declaration which allowed for gaming and golf operations to resume.
- 49 ▪ On May 19, 2020, the COVID-19 Core Decision Making Team issued a “*Safer at Home*
- 50 *Declaration, Amendment, Open for Business*” which directs that individuals within the
- 51 Oneida Reservation should continue to stay at home, businesses can re-open under certain
- 52 safer business practices, and social distancing should be practiced by all persons.
- 53 ▪ On June 10, 2020, the COVID-19 Core Decision Making Team issued a “*Stay Safer at*
- 54 *Home*” declaration which lessened the restrictions of the “*Safer at Home Declaration,*
- 55 *Amendment, Open for Business*” while still providing guidance and some restrictions. This
- 56 declaration prohibits all public and private gatherings of more than twenty (20) people that
- 57 are not part of a single household or living unit.
- 58 ▪ On July 17, 2020, the COVID-19 Team issued a “*Safe Re-Opening Governmental Offices*”
- 59 which sets minimum standards for the safe re-opening of a building or recall of employees
- 60 to work.
- 61 ▪ *COVID-19 Core Decision Making Team Declaration: Suspension of Public Meetings under the*
- 62 *Legislative Procedures Act.*

- On March 27, 2020, the Nation's COVID-19 Core Decision Making Team issued a "*Suspension of Public Meetings under the Legislative Procedures Act*" declaration which suspended the Legislative Procedures Act's requirement to hold a public meeting during the public comment period, but allows members of the community to still participate in the legislative process by submitting written comments, questions, data, or input on proposed legislation to the Legislative Operating Committee via e-mail during the public comment period.

SECTION 3. CONSULTATION AND OUTREACH

- A. Representatives from the following departments or entities participated in the development of the emergency amendments to this Law and legislative analysis:
 - Oneida Law Office;
 - Finance Department;
 - Strategic Planner;
 - Budget Analyst; and
 - Governmental Services Division.
- B. The following laws were reviewed in the drafting of this analysis:
 - Oneida General Welfare Law;
 - Trust Scholarship Fund Policy; and
 - Legislative Procedures Act.

SECTION 4. PROCESS

- A. These amendments are being considered on an emergency basis. The Oneida Business Committee may temporarily enact emergency legislation where legislation is necessary for the immediate preservation of public health, safety, or general welfare of the Reservation population and the enactment or amendment of the legislation is required sooner than would be possible under the Legislative Procedures Act. [1 O.C. 109.9-5].
 - Emergency amendments to this Law are being pursued for the preservation of the general welfare of the Reservation population. The Oneida Higher Education Pandemic Relief Fund was created to assist eligible Tribal members enrolled as students in higher education institutions with funding from the Coronavirus Aid, Relief, and Economic Security (CARES) Act Coronavirus Relief Funds (CRF) in order to meet the higher education needs of its students during the COVID-19 Public Health Emergency. The emergency amendments to the Law are necessary to allow the Oneida Higher Education Pandemic Relief Fund to continue to be utilized in the event additional CRF are received by the Nation. The proposed emergency amendments to the Law remove references to the 2020 Fall Term and eliminate the December 15, 2020, deadline for providing proof of expenditures, instead providing that proof of expenditures shall be provided by the appropriate deadline provided for in the Oneida Higher Education Pandemic Relief Fund standard operating procedure in an effort to provide more flexibility if funding for the Fund becomes available again.
 - Observance of the requirements under the Legislative Procedures Act for the adoption of the emergency amendments to this Law would be contrary to public interest. The Nation is currently experiencing the vast effects of the COVID-19 pandemic, and the process and requirements of the

Legislative Procedures Act cannot be completed in time to ensure that the Law can be amended to best assist members of the Nation during this COVID-19 pandemic.

- B. Emergency amendments typically expires six (6) months after adoption, with one (1) opportunity for a six (6) month extension of the emergency amendments. [1 O.C. 109.9-5(b)].
- C. The Legislative Procedures Act does not require a public meeting or fiscal impact statement when considering the adoption of emergency amendments. [1 O.C. 109.9-5(a)]. However, a public meeting and fiscal impact statement will eventually be required when considering permanent adoption of the emergency amendments to this Law.
- D. The following work meetings were held regarding the development of the emergency amendments to this Law:
 - January 14, 2021: LOC work meeting with the Oneida Law Office, Finance Department, Strategic Planner, Budget Analyst, and Governmental Services Division.
 - January 28, 2021: LOC work meeting.

SECTION 5. CONTENTS OF THE LEGISLATION

- A. **Removal of Reference to 2020 Fall Term.** The proposed emergency amendments to the Law remove the reference to the 2020 Fall Term from the purpose statement which provides that the purpose of this Law is to create the Oneida Higher Education Pandemic Relief Fund to assist eligible Tribal members enrolled as students in higher education institutions. [10 O.C. 1003.1-1].
 - *Effect.* The reference to the 2020 Fall Term was removed from the Law because the 2020 Fall Term has already concluded and if additional CARES Act Coronavirus Relief Funds (CRF) are made available and allocated to the Oneida Higher Education Pandemic Relief Fund then those monies would be used to provide assistance for a different term.
- B. **Guidelines and Requirements.** The emergency amendments to the Law provide that students shall be responsible for maintaining and submitting receipts or other proof of expenditures or expenses by the appropriate deadline provided for in the Oneida Higher Education Pandemic Relief Fund standard operating procedure. [10 O.C. 1003.4-2(c), 1003.4-4(a)]. Previously, the Law required that proof of expenditures or receipts be submitted by December 15, 2020. *Id.*
 - *Effect.* The emergency amendments to the Law allow proof of expenses to be submitted by the student by the appropriate deadline provided for in the Oneida Higher Education Pandemic Relief Fund standard operating procedure, instead of the December 15, 2020, deadline previously provided by the Law. This is a necessary revision due to the fact that December 15, 2020, deadline has already passed. Therefore, if additional CARES Act Coronavirus Relief Funds (CRF) are made available and allocated to the Oneida Higher Education Pandemic Relief Fund then an appropriate deadline would need to be determined and provided for in the Oneida Higher Education Pandemic Relief Fund standard operating procedure.

SECTION 6. EXISTING LEGISLATION

- A. **Related Legislation.** The following laws of the Nation are related to this Law:
 - *Oneida General Welfare Law.* The Oneida General Welfare law was adopted by the Oneida Business Committee on an emergency basis through resolution BC-08-12-20-D for the purpose of providing assistance, on a non-taxable basis, to eligible Tribal members through approved programs that promote the general welfare of the Nation. [10 O.C. 1001.1-1, 1001.1-3]. The

Oneida Business Committee then adopted emergency amendments to the Oneida General Welfare law through resolution BC-02-10-21-B to better address how the Oneida Business Committee may adopt an approved program under the law. The Oneida General Welfare law sets a framework and provides guidelines for the Nation to establish and operate approved programs which provide assistance to eligible Tribal members to promote the general welfare of the Nation, including programs designed to enhance the promotion of health, education, self-sufficiency, self-determination, and the maintenance of culture and tradition, entrepreneurship, and employment. [10 O.C. 1001.9-2].

- The Oneida General Welfare law sets forth the framework and guidelines for the Oneida Higher Education Pandemic Relief Fund to be created and operated under.
- Adoption of the emergency amendments to this Law conform with the requirements of the Oneida General Welfare law.
- *Trust Scholarship Fund Policy.* The Trust Scholarship Fund Policy was adopted by the Oneida Business Committee for the purpose of establishing a trust resource for providing financial aid scholarships to assist eligible enrolled Oneida Tribal members in securing higher educational opportunities based on established criteria. [9 O.C. 901.1-1].
 - This Law provides that the Oneida Higher Education Pandemic Relief Fund is a unique program not associated with the Oneida Trust Scholarship Fund and this Law does not amend or override the Trust Scholarship Fund Policy. [10 O.C. 1003.1-5].
- *Legislative Procedures Act.* The Legislative Procedures Act was adopted by the General Tribal Council for the purpose of providing a standard process for the adoption of laws of the Nation which includes taking into account comments from members of the Nation and input from agencies of the Nation. [1 O.C. 109.1-1, 109.1-2].
 - The Legislative Procedures Act provides a process for the adoption of emergency amendments when the legislation is necessary for the immediate preservation of the public health, safety, or general welfare of the Reservation population and the enactment or amendment of legislation is required sooner than would be possible under this law. [1 O.C. 109.9-5].
 - The Legislative Operating Committee is responsible for first reviewing the emergency legislation and for forwarding the legislation to the Oneida Business Committee for consideration. [1 O.C. 109.9-5(a)].
 - The proposed emergency amendments are required to have a legislative analysis completed and attached prior to being sent to the Oneida Business Committee for consideration. [1 O.C. 109.9-5(a)].
 - a. A legislative analysis is a plain language analysis describing the important features of the legislation being considered and factual information to enable the Legislative Operating Committee to make informed decisions regarding legislation. A legislative analysis includes a statement of the legislation's terms and substance; intent of the legislation; a description of the subject(s) involved, including any conflicts with Oneida or other law, key issues, potential impacts of the legislation and policy considerations. [1 O.C. 109.3-1(g)].
 - Emergency amendments do not require a fiscal impact statement to be completed or a public comment period to be held. [1 O.C. 109.9-5(a)].

- Upon the determination that an emergency exists, the Oneida Business Committee can adopt emergency amendments. The emergency amendments become effective immediately upon its approval by the Oneida Business Committee. [1 O.C. 109.9-5(b)].
- Emergency amendments remains in effect for a period of up to six (6) months, with an opportunity for a one-time emergency law extension of up to six (6) months. [1 O.C. 109.9-5(b)].
- Adoption of the emergency amendments to this Law would conform with the requirements of the Legislative Procedures Act.

SECTION 7. OTHER CONSIDERATIONS

A. *Deadline for Permanent Adoption of Legislation.* The emergency amendments to this Law will expire six (6) months after adoption. The emergency amendments may be renewed for an additional six (6) month period.

- *Conclusion:* The Legislative Operating Committee will need to consider the development and adoption of the emergency amendments to this Law on a permanent basis within the next six (6) to twelve (12) months.

B. *Fiscal Impact.* A fiscal impact statement is not required for emergency legislation.

- Under the Legislative Procedures Act, a fiscal impact statement is required for all legislation except emergency legislation [1 O.C. 109.6-1].

Title 10. General Welfare Exclusion - Chapter 1003
ONEIDA HIGHER EDUCATION PANDEMIC RELIEF FUND

1003.1. Purpose and Policy
1003.2. Adoption, Amendment, Repeal
1003.3. Definitions
1003.4. Guidelines and Requirements

1003.5. Presumption of Need; General Test for General Welfare
Exclusion
1003.6. Budget

1003.1. Purpose and Policy

1003.1-1. *Purpose.* The purpose of this law is to create the Oneida Higher Education Pandemic Relief Fund to assist eligible Tribal members enrolled as students in higher education institutions ~~for the 2020 Fall Term.~~

1003.1-2. The Oneida Higher Education Pandemic Relief Fund shall assist students to meet the needs created by the Public Health Emergency which caused grants, scholarships, and loans to be forsaken by the granting institutions or banks during the novel coronavirus pandemic, and personal and family funds redirected to other needs during the ongoing Public Health Emergency, including medical expenses and losses due to unemployment within the family.

1003.1-3. *Policy.* It is the policy of the Nation to prioritize the education of its members young and old. The Nation provides a path and a platform for its Tribal members to excel in their education from Head Start through college and post-graduate studies. The Nation's future business and government leaders, caregivers, nourishers, managers, thought leaders, and teachers shall be better prepared to lead and navigate the local challenges in a global economy when they participate in the academics and accreditation that permits access to areas our Nation requires to remain viable and vital over the next seven generations.

1003.1-4. The Oneida Higher Education Pandemic Relief Fund shall be funded only through monies allocated to the Nation pursuant to the Coronavirus Aid, Relief, and Economic Security (CARES) Act Coronavirus Relief Funds (CRF), codified at Section 601(d) of the Social Security Act, for the purpose of addressing their higher education needs created by the Public Health Emergency in the wake of the COVID-19 pandemic.

1003.1-5. The Oneida Higher Education Pandemic Relief Fund is a unique program not associated with the Oneida Trust Scholarship Fund and this law does not amend or override the Trust Scholarship Fund Policy at 9 O.C. 901 et seq.

1003.1-6. The Oneida Business Committee intends the Oneida Higher Education Pandemic Relief Fund to adhere to the mandates of the Oneida General Welfare law, 10 O.C. 1001, the Tribal General Welfare Exclusion Act codified at 26 U.S.C. §139E, I.R.S Rev. Proc. 2014-35, the general criterion defined therein at 5.01(1), and the Safe Harbor – Education Programs listed and defined therein at 5.01(2)(b), and CRF.

1003.2. Adoption, Amendment, Repeal

1003.2-1. This law was adopted by the Oneida Business Committee on an emergency basis by resolution BC-08-12-20-E, and emergency amended by resolutions BC-08-25-20-A- and BC- -

1003.2-2. This law may be amended or repealed by the Oneida Business Committee or the General Tribal Council pursuant to the procedures set out in the Legislative Procedures Act.

1003.2-3. Should a provision of this law or the application thereof to any person or circumstances be held as invalid, such invalidity shall not affect other provisions of this law which are considered to have legal force without the invalid portions.

1003.2-4. In the event of a conflict between a provision of this law and a provision of another law,

the provisions of this law shall control.

1003.2-5. This law is adopted under authority of the Constitution of the Oneida Nation.

1003.3. Definitions

1003.3-1. This section shall govern the definitions of words and phrases used within this law. All words not defined herein shall be used in their ordinary and everyday sense.

(a) "Accredited" means qualified and approved by a United States Department of Education recognized accrediting body, state-approved accrediting body, or recognized through a professional affiliation.

(b) "Benefits" means any approved program assistance, including payments, which is provided pursuant to this law.

(c) "Classroom requirement" means books, subscriptions, access to internet-based programs, or any items required by the higher education institution, professor, or teacher of the course in which the student is enrolled.

(d) "General Test" means the criteria used to determine if any assistance or benefits provided through an approved program to a recipient shall be treated as a General Welfare Exclusion. The criteria of the General Test include the following:

(1) Paid on behalf of the Nation;

(2) Pursuant to an approved program;

(3) Does not discriminate in favor of members of the governing body of the Nation;

(4) Are available to any Tribal member who meets the guidelines of the approved program;

(5) Are for the promotion of general welfare;

(6) Are not lavish or extravagant;

(7) Are not compensation for services; and

(8) Are not per capita payments.

(e) "Higher education institution" means an accredited university, college, vocational college, community college, liberal arts college, postgraduate school, institute of technology or other collegiate level institution.

(f) "Higher Education Pandemic Relief Counselor" means the person hired and assigned by the Oneida Higher Education Division to assist Oneida Economic Support Services in the review and processing of the Oneida Higher Education Pandemic Relief Fund.

(g) "Nation" means the Oneida Nation.

(h) "Public Health Emergency" means the economic, governmental, and medical crises caused by COVID-19 and the novel coronavirus pandemic.

(i) "Room and board" means on or off campus housing, transportation, and food requirements adjusted to meet the unique lodging and food provision requirements or governmental mandates during the Public Health Emergency.

(j) "Student" means a Tribal member, age eighteen (18) and older, enrolled in a higher education institution during the operative period of this law.

(k) "Technology requirements" means computers, internet access fees, VPN subscriptions, computer-based or cloud-based subscriptions required to function within a contemporary academic setting such as Office 365, Adobe-based programs, other required licenses, and electric or telecommunications costs.

(l) "Tuition" means the price or payment for instruction at a higher education institution.

(m) "Tribal member" means an individual who is an enrolled member of the Nation.

87
88 **1003.4. Guidelines and Requirements**

89 1003.4-1. The Oneida Higher Education Pandemic Relief Fund is established to meet the higher
90 education needs of its students during the COVID-19 Public Health Emergency.

91 1003.4-2. The Oneida Higher Education Pandemic Relief Fund shall provide students:

92 (a) Up to twenty thousand dollars (\$20,000) towards tuition, room and board, technology
93 requirements, and classroom requirements assistance.

94 (b) Tuition shall be paid directly to the higher education institution upon submission of an
95 invoice for tuition created by the higher education institution.

96 (c) Student expenses, such as room and board and other expenses, shall be paid directly to
97 the student, whom shall be responsible for maintaining and submitting receipts or other
98 proof of expenditures by ~~December 15, 2020~~ the appropriate deadline provided for in the
99 Oneida Higher Education Pandemic Relief Fund standard operating procedure.

100 (d) All funds shall be requested pursuant to the Oneida Higher Education Pandemic Relief
101 Fund standard operating procedure.

102 (e) Laptop computers may be supplied to the student upon a written request by the student
103 to the Nation's Higher Education Pandemic Relief Counselor and in accordance with the
104 Nation's interpretation of CRF and any applicable standard operating procedure.

105 1003.4-3. Oneida Higher Education Department shall oversee distribution of the Oneida Higher
106 Education Pandemic Relief Fund in accordance with this law, CRF, and the Nation's interpretation
107 thereof. The Oneida Higher Education Department shall hire the Higher Education Pandemic
108 Relief Counselor whom shall be assigned to work in the office of Oneida Economic Support
109 Services. Oneida Higher Education shall be responsible for the maintenance of records along with
110 the Oneida Accounting Department.

111 1003.4-4. *Maintenance of Records.*

112 (a) *Nation.* The Nation requires students to submit tuition invoices, leases, room and board
113 expenses, and any other proof of expenses or receipts to substantiate the request for
114 payments from the Oneida Higher Education Pandemic Relief Fund by ~~December 15,~~
115 ~~2020~~ appropriate deadline provided for in the Oneida Higher Education Pandemic Relief
116 Fund standard operating procedure. The Nation shall maintain these records for the
117 required period of time by the CARES Act, CRF, and Internal Revenue Service mandates.

118 (b) *Student.* The student shall maintain accurate records of the above listed items for
119 review by the Internal Revenue Service upon request.
120

121 **1003.5. Presumption of Need; General Test for General Welfare Exclusion**

122 1003.5-1. I.R.S. Rev. Proc. 2014-35, section 5.02(2)(B) lists education programs that assist tribal
123 members with tuition, housing, room and board, technology requirements and laptop computers
124 as a Safe Harbor program for which need is presumed.

125 1003.5-2. The Oneida Higher Education Pandemic Relief Fund meets the requirements of the
126 General Test as defined in the Oneida General Welfare law, 10 O.C. 1001; General Criteria as
127 defined in I.R.S. Rev. Proc. 2014-35, section 5.01(1); and the requirements of the Tribal General
128 Welfare Exclusion Act of 2014, 26 U.S.C. §139E(b).

129 (a) The benefits are provided to the students pursuant to this law, as approved by the
130 Oneida Business Committee, and in accordance with Oneida General Welfare law.

131 (b) The Oneida Higher Education Pandemic Relief Fund has guidelines specifying how
132 Students qualify for the benefit in section 1003.4 of this law.

- (c) The program is available to any student as defined in Section 1003.3-1(i) of this law.
- (d) The distribution of benefits does not discriminate in favor of members of the governing body of the Nation, are not compensation, and are not lavish or extravagant under the facts and circumstances of the Public Health Emergency.

1003.6. Budget

1003.6-1. The Nation shall allocate funds to the Oneida Higher Education Pandemic Relief Fund only from monies it received pursuant to the CRF. This program is dependent on availability of funding from the CRF.

End.

Emergency Adopted - BC-08-12-20-E
Emergency Amended – BC-08-25-20-A
Emergency Amended – BC- - - -

Title 10. General Welfare Exclusion - Chapter 1003
ONEIDA HIGHER EDUCATION PANDEMIC RELIEF FUND

1003.1. Purpose and Policy
1003.2. Adoption, Amendment, Repeal
1003.3. Definitions
1003.4. Guidelines and Requirements

1003.5. Presumption of Need; General Test for General Welfare
Exclusion
1003.6. Budget

1003.1. Purpose and Policy

1003.1-1. *Purpose.* The purpose of this law is to create the Oneida Higher Education Pandemic Relief Fund to assist eligible Tribal members enrolled as students in higher education institutions.

1003.1-2. The Oneida Higher Education Pandemic Relief Fund shall assist students to meet the needs created by the Public Health Emergency which caused grants, scholarships, and loans to be forsaken by the granting institutions or banks during the novel coronavirus pandemic, and personal and family funds redirected to other needs during the ongoing Public Health Emergency, including medical expenses and losses due to unemployment within the family.

1003.1-3. *Policy.* It is the policy of the Nation to prioritize the education of its members young and old. The Nation provides a path and a platform for its Tribal members to excel in their education from Head Start through college and post-graduate studies. The Nation's future business and government leaders, caregivers, nourishers, managers, thought leaders, and teachers shall be better prepared to lead and navigate the local challenges in a global economy when they participate in the academics and accreditation that permits access to areas our Nation requires to remain viable and vital over the next seven generations.

1003.1-4. The Oneida Higher Education Pandemic Relief Fund shall be funded only through monies allocated to the Nation pursuant to the Coronavirus Aid, Relief, and Economic Security (CARES) Act Coronavirus Relief Funds (CRF), codified at Section 601(d) of the Social Security Act, for the purpose of addressing their higher education needs created by the Public Health Emergency in the wake of the COVID-19 pandemic.

1003.1-5. The Oneida Higher Education Pandemic Relief Fund is a unique program not associated with the Oneida Trust Scholarship Fund and this law does not amend or override the Trust Scholarship Fund Policy at 9 O.C. 901 et seq.

1003.1-6. The Oneida Business Committee intends the Oneida Higher Education Pandemic Relief Fund to adhere to the mandates of the Oneida General Welfare law, 10 O.C. 1001, the Tribal General Welfare Exclusion Act codified at 26 U.S.C. §139E, I.R.S Rev. Proc. 2014-35, the general criterion defined therein at 5.01(1), and the Safe Harbor – Education Programs listed and defined therein at 5.01(2)(b), and CRF.

1003.2. Adoption, Amendment, Repeal

1003.2-1. This law was adopted by the Oneida Business Committee on an emergency basis by resolution BC-08-12-20-E, and emergency amended by resolutions BC-08-25-20-A and BC-__-__-__.

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1003.2-3. Should a provision of this law or the application thereof to any person or circumstances be held as invalid, such invalidity shall not affect other provisions of this law which are considered to have legal force without the invalid portions.

1003.2-4. In the event of a conflict between a provision of this law and a provision of another law, the provisions of this law shall control.

1003.2-5. This law is adopted under authority of the Constitution of the Oneida Nation.

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(b) "Benefits" means any approved program assistance, including payments, which is provided pursuant to this law.

(c) "Classroom requirement" means books, subscriptions, access to internet-based programs, or any items required by the higher education institution, professor, or teacher of the course in which the student is enrolled.

(d) "General Test" means the criteria used to determine if any assistance or benefits provided through an approved program to a recipient shall be treated as a General Welfare Exclusion. The criteria of the General Test include the following:

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(2) Pursuant to an approved program;

(3) Does not discriminate in favor of members of the governing body of the Nation;

(4) Are available to any Tribal member who meets the guidelines of the approved program;

(5) Are for the promotion of general welfare;

(6) Are not lavish or extravagant;

(7) Are not compensation for services; and

(8) Are not per capita payments.

(e) "Higher education institution" means an accredited university, college, vocational college, community college, liberal arts college, postgraduate school, institute of technology or other collegiate level institution.

(f) "Higher Education Pandemic Relief Counselor" means the person hired and assigned by the Oneida Higher Education Division to assist Oneida Economic Support Services in the review and processing of the Oneida Higher Education Pandemic Relief Fund.

(g) "Nation" means the Oneida Nation.

(h) "Public Health Emergency" means the economic, governmental, and medical crises caused by COVID-19 and the novel coronavirus pandemic.

(i) "Room and board" means on or off campus housing, transportation, and food requirements adjusted to meet the unique lodging and food provision requirements or governmental mandates during the Public Health Emergency.

(j) "Student" means a Tribal member, age eighteen (18) and older, enrolled in a higher education institution during the operative period of this law.

(k) "Technology requirements" means computers, internet access fees, VPN subscriptions, computer-based or cloud-based subscriptions required to function within a contemporary academic setting such as Office 365, Adobe-based programs, other required licenses, and electric or telecommunications costs.

(l) "Tuition" means the price or payment for instruction at a higher education institution.

(m) "Tribal member" means an individual who is an enrolled member of the Nation.

87 **1003.4. Guidelines and Requirements**

88 1003.4-1. The Oneida Higher Education Pandemic Relief Fund is established to meet the higher
89 education needs of its students during the COVID-19 Public Health Emergency.

90 1003.4-2. The Oneida Higher Education Pandemic Relief Fund shall provide students:

91 (a) Up to twenty thousand dollars (\$20,000) towards tuition, room and board, technology
92 requirements, and classroom requirements assistance.

93 (b) Tuition shall be paid directly to the higher education institution upon submission of an
94 invoice for tuition created by the higher education institution.

95 (c) Student expenses, such as room and board and other expenses, shall be paid directly to
96 the student, whom shall be responsible for maintaining and submitting receipts or other
97 proof of expenditures by the appropriate deadline provided for in the Oneida Higher
98 Education Pandemic Relief Fund standard operating procedure.

99 (d) All funds shall be requested pursuant to the Oneida Higher Education Pandemic Relief
100 Fund standard operating procedure.

101 (e) Laptop computers may be supplied to the student upon a written request by the student
102 to the Nation's Higher Education Pandemic Relief Counselor and in accordance with the
103 Nation's interpretation of CRF and any applicable standard operating procedure.

104 1003.4-3. Oneida Higher Education Department shall oversee distribution of the Oneida Higher
105 Education Pandemic Relief Fund in accordance with this law, CRF, and the Nation's interpretation
106 thereof. The Oneida Higher Education Department shall hire the Higher Education Pandemic
107 Relief Counselor whom shall be assigned to work in the office of Oneida Economic Support
108 Services. Oneida Higher Education shall be responsible for the maintenance of records along with
109 the Oneida Accounting Department.

110 1003.4-4. *Maintenance of Records.*

111 (a) *Nation.* The Nation requires students to submit tuition invoices, leases, room and board
112 expenses, and any other proof of expenses or receipts to substantiate the request for
113 payments from the Oneida Higher Education Pandemic Relief Fund by appropriate
114 deadline provided for in the Oneida Higher Education Pandemic Relief Fund standard
115 operating procedure. The Nation shall maintain these records for the required period of
116 time by the CARES Act, CRF, and Internal Revenue Service mandates.

117 (b) *Student.* The student shall maintain accurate records of the above listed items for
118 review by the Internal Revenue Service upon request.
119

120 **1003.5. Presumption of Need; General Test for General Welfare Exclusion**

121 1003.5-1. I.R.S. Rev. Proc. 2014-35, section 5.02(2)(B) lists education programs that assist tribal
122 members with tuition, housing, room and board, technology requirements and laptop computers
123 as a Safe Harbor program for which need is presumed.

124 1003.5-2. The Oneida Higher Education Pandemic Relief Fund meets the requirements of the
125 General Test as defined in the Oneida General Welfare law, 10 O.C. 1001; General Criteria as
126 defined in I.R.S. Rev. Proc. 2014-35, section 5.01(1); and the requirements of the Tribal General
127 Welfare Exclusion Act of 2014, 26 U.S.C. §139E(b).

128 (a) The benefits are provided to the students pursuant to this law, as approved by the
129 Oneida Business Committee, and in accordance with Oneida General Welfare law.

130 (b) The Oneida Higher Education Pandemic Relief Fund has guidelines specifying how
131 Students qualify for the benefit in section 1003.4 of this law.

132 (c) The program is available to any student as defined in Section 1003.3-1(i) of this law.

(d) The distribution of benefits does not discriminate in favor of members of the governing body of the Nation, are not compensation, and are not lavish or extravagant under the facts and circumstances of the Public Health Emergency.

1003.6. Budget

1003.6-1. The Nation shall allocate funds to the Oneida Higher Education Pandemic Relief Fund only from monies it received pursuant to the CRF. This program is dependent on availability of funding from the CRF.

End.

Emergency Adopted - BC-08-12-20-E
Emergency Amended – BC-08-25-20-A
Emergency Amended – BC-__-__-__-__

Oneida Business Committee Agenda Request

Adopt resolution entitled U.S. Department of Agriculture Food Distribution Program on Indian Reservation

1. Meeting Date Requested: 02 / 26 / 21**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: Donald M Miller/ Grant Development Specialist/ Grants Department
Your Name, Title / Dept. or Tribal MemberAdditional Requestor: Marilyn King / Manager / Oneida Food Distribution
Name, Title / Dept.Additional Requestor: Jennifer Falk / The College of Menominee Nation
Name, Title / Dept.

Oneida Business Committee Agenda Request

6. Cover Memo:

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

The purpose of this grant program is to allow Tribal food distribution departments to take control of the process for buying food for their constituents. The program will allow the Oneida Food Distribution Department to buy food to replace those currently provided by the federal government, including the purchase of agricultural products produced by the Oneida Nation, as long as those products are at least equal in quality to those currently being provided.

Participation in this program will increase the level of Oneida Tribal food sovereignty and give the Oneida Nation the means to support necessary diet improvements for the Oneida community, by increasing their access to various meats and agricultural products produced by the various Oneida food production departments.

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

Oneida Nation

Post Office Box 365

Phone: (920)869-2214



Oneida, WI 54155

BC Resolution # Leave this line blank

U.S. Department of Agriculture Food Distribution Program on Indian Reservations Pilot Food Purchase Program Grant Application

1 **WHEREAS,** the Oneida Nation is a federally recognized Indian government and a treaty tribe
2 recognized by the laws of the United States of America; and
3

4 **WHEREAS,** the Oneida General Tribal Council is the governing body of the Oneida Nation; and
5

6 **WHEREAS,** the Oneida Business Committee has been delegated the authority of Article IV, Section 1,
7 of the Oneida Tribal Constitution by the Oneida General Tribal Council; and
8

9 **WHEREAS,** the Oneida Nation is committed to supporting the health of the Oneida community through
10 increased access to nutritious foods; and
11

12 **WHEREAS,** the Oneida Nation is committed to increasing the Nation's sovereignty through increased
13 control of the Nation's food supply; and
14

15 **WHEREAS,** the Oneida Nation is committed to the economic development of the Oneida community;
16 and
17

18 **WHEREAS,** this funding opportunity has the ability to positively affect all of the forgoing interests;
19

20 **NOW THEREFORE BE IT RESOLVED,** that the Oneida Nation authorizes and supports the Oneida Food
21 Distribution Department's collaboration with the Menominee Department of Agriculture and Food Systems
22 on an application to the U.S. Department of Agriculture for participation in the Grant program entitled the
23 Food Distribution Program on Indian Reservations 2018 Farm Bill Demonstration Project for Tribal
24 Organizations.

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: Food Distribution	Division/Non-Division: Governmental Services
Program: Food purchase program	Program Accountant: Cindy Seeley
Person Responsible for proposal development: Marilyn King	Phone: (920) 869-1041
Person Responsible for grant administration: Tina Jorgensen	Phone: (920) 490-3904
Project Title: Oneida Nation FDPIR Pilot Food Purchase Program	

GRANT INFORMATION

Name of Funding Source: USDA	Type (pick one): Fed
Title of Grant: 2018 Farm Bill Demonstration Project for Tribal Organizations	CFDA No: N/A 2018 Farm Bill
Application Deadline: March 15, 2021	Grant Amount: \$1,500,000.00 Max
Project Period (dates): 10-1-21 to 9-30-22	Budget Period (dates): 10-1-21 to 9-30-22
Type of Project (pick one): New	
Maximum Match Request (% or \$): N/A	Match Type (pick one): None
Is a Tribal resolution required? If yes, please notify Grants Office immediately. No	

PLEASE MAKE SURE TO ANSWER THE FOLLOWING:

Will this grant create a: New position No Committee No Commission No Board No

Will this grant fund an existing position? No Name of Position(s):

If Yes to a new position has HRD been informed? No

If Yes to any of above has MIS been informed for computer needs? No

If Yes to any of above has Facilities Management been informed of space needs? No

If YES, attach draft job description for all grant funded positions.

PLEASE NOTE: Position/employee will be phased out when grant funding ends.

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.):

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:

The purpose of this grant program is to give the Oneida Nation, through its food distribution program, control over the purchasing of the food that it will distribute. The program will allow the Food Distribution Dept to draw down up to \$1.5 million dollars over an unspecified time period to meet the food distribution needs of the Oneida Nation. The grant requires no match beyond the administration time the Food Distribution Manager will apply to it. The grant will allow Food Distribution to buy foods from any vendor that meets the minimum qualifications including Oneida food vendors and so it will have a positive impact on Oneida farm sales. The program will not affect the Tribal budget negatively and will require not support.

Reporting: Quarterly ☐ Semi-Annually ☐ Yearly ☐ 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.

Marilyn King

Digitally signed by Marilyn King
Date: 2021.02.05 10:47:38
-06'00'

Supervisor Signature **Date**
VERIFIES & APPROVES MATCH

Deborah Thundercloud

Deborah Thundercloud
2021.02.09 09:16:22
-06'00'

General Manager Signature **Date**
APPROVES GRANT PROJECT

Tina Jorgensen

Digitally signed by Tina Jorgensen, MS
Date: 2021.02.09 08:29:20 -06'00'

Div./Non-Div. Director Signature **Date**
APPROVES GRANT PROJECT & MATCH

David M. Mark 2-10-2021

Grants Office Signature **Date**
FINAL SIGNATURE PRIOR TO OBC SIGNATURES

Revised: 9/18/2020

GO-001

Enter the e-poll results into the record regarding the adopted resolution 02-19-21-A Adopt resolution...

Business Committee Agenda Request

1. Meeting Date Requested: 02/24/21

2. General Information:

Session: ☒ Open ☐ Executive – must qualify under §107.4-1.

Justification: *Choose reason for Executive.*

3. Supporting Documents:

- | | | |
|--|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input checked="" type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

4. Budget Information:

- | | | |
|--|--|-------------------------------------|
| <input type="checkbox"/> Budgeted | <input type="checkbox"/> Budgeted – Grant Funded | <input type="checkbox"/> Unbudgeted |
| <input checked="" type="checkbox"/> Not Applicable | <input type="checkbox"/> Other: <i>Describe</i> | |

5. Submission:

Authorized Sponsor: Lisa Liggins, Secretary

Primary Requestor: _____

Additional Requestor: (Name, Title/Entity)

Additional Requestor: (Name, Title/Entity)

Submitted By: LLIGGINS

From: TribalSecretary
Sent: Friday, February 19, 2021 4:36 PM
To: Brandon L. Yellowbird-Stevens; Cristina S. Danforth; Daniel P. Guzman; David P. Jordan; Ethel M. Summers; Jennifer A. Webster; Kirby W. Metoxen; Lisa A. Liggins; Tehassi Tasi Hill
Cc: Danelle A. Wilson; Rhiannon R. Metoxen; Kristal E. Hill; Chad A. Wilson; BC_Agenda_Requests; TribalSecretary
Subject: E-POLL RESULTS: Adopt resolution entitled Authorizing the use of Self-Governance Carryover Funds to Purchase Portable Radios for the Oneida Police Department
Attachments: Adopt Resolution entitled Authorizing the use of Self-Governance Funds to Purchase Portable for the OPD.pdf

E-POLL RESULTS

The e-poll to adopt resolution entitled Authorizing the use of Self-Governance Carryover Funds to Purchase Portable Radios for the Oneida Police Department, **has been approved**. As of the deadline, below are the results:

Support: David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

Brooke Doxtator
BCC Supervisor
Business Committee Support Office (BCSO)

office 920.869.4452
fax 920.869.4040

From: TribalSecretary <TribalSecretary@oneidanation.org>
Sent: Thursday, February 18, 2021 4:58 PM
To: TribalSecretary <TribalSecretary@oneidanation.org>
Subject: E-POLL REQUEST: Adopt resolution entitled Authorizing the use of Self-Governance Carryover Funds to Purchase Portable Radios for the Oneida Police Department

E-POLL REQUEST

Summary:

Attached is a resolution that approves the use of general Self-Governance carryover funds in the amount of \$90,763.42 to purchase portable radios for OPD. The resolution also directs that any funding

received by the BIA for portable radios will be used to reimburse the Self-Governance carryover fund account.

Justification for E-Poll: An agreement was made at the February 16, 2021 BC work session to process via e-poll.

Requested Action:

Adopt resolution entitled Authorizing the use of Self-Governance Carryover Funds to Purchase Portable Radios for the Oneida Police Department.

Deadline for response:

Responses are due no later than **4:30 p.m., Friday, February 19, 2021.**

Voting:

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

Brooke Doxtator

BCC Supervisor

Business Committee Support Office (BCSO)

office 920.869.4452

fax 920.869.4040

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:

Resolutions

- ☐ Accept as Information only
- ☒ Action - please describe:

Adopt resolution entitled Authorizing the use of Self-Governance Carryover Funds to Purchase Portable Radios for the Oneida Police Department.

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:

Lisa Liggins, Secretary

Primary Requestor/Submitter:

Candace Skenandore, Self-Governance Coordinator

Your Name, Title / Dept. or Tribal Member

Additional Requestor:

Name, Title / Dept.

Additional Requestor:

Name, Title / Dept.

Memo

To: Oneida Business Committee
Cc: Eric Boulanger, Police Chief
Joel Maxam, Assistant Police Chief
From: Candice E. Skenandore, Self-Governance Coordinator
Date: February 12, 2021
Re: BC Work Session Request: Portable Radios for Oneida Police Department

This memorandum serves as a request to add an item to the OBC work sessions scheduled for Tuesday, February 16, 2021.

On January 22, 2021, the Nation received a letter from the Bureau of Indian Affairs (BIA)'s Office of Justice Services (OJS) stating that the Department had carryover funds available from FY 2020 and that eligible tribes could request one-time funding.

On January 26, 2021, Self-Governance and the Oneida Police Department (OPD) discussed the funding notice and broadly talked about one-time funding needs and projects.

On February 1, 2021, Self-Governance received a request from OPD detailing the need for portable radios. OPD has been using Motorola XTS2500 model portable radios since March 2009. These radios, which are 12 years old, went out of production in October 2014. In December 2019, service to these radios stopped, meaning that if a radio were to break, it could not be replaced or repaired. In addition, OPD's current radios are not capable of encryption. Both the Brown and Outagamie County law enforcement agencies are currently working on encrypting many of their channels so that the channels cannot be scanned by the public during high risk situations where a suspect could be potentially listening to the transmissions. Outagamie County has contacted the Nation to provide us with their encrypted channels to ensure interoperability in joint effort situations. Not having this encryption capability is a safety issue for OPD as they are unable to communicate with overlapping jurisdictions on high risk calls. OPD currently has one radio per officer; therefore, if any of the radios stop working, the Department will be short of radios and may not be able to communicate remotely.

The week of February 1st I reached out to several Self Governance tribes, outside legal counsel, and the Self Governance Communication and Education Tribal Consortium to see if the Nation could use Aid to Tribal Government CARES funds or Self-Governance carryover funds to pay for the radio. I also reached out to the BIA OJS Regional Agent to see if it was likely that the BIA would pay for the radios if the Nation submitted a request. On February 11th I was able to connect with the Regional Agent and he informed me that he would send the request for funds to Headquarters but that he would not know if or when the BIA would fund the request. However, he did state that the Nation could reimburse itself for the cost of the radios should the Nation use other resources to make the purchase now and receive BIA funding for this purchase in the future.

In order to maximize federal funding, the Nation submitted a one-time funding request to the BIA for the portable radios. The Regional Agent notified Self-Governance that the request has been forwarded to Headquarters for consideration. Knowing that this is an urgent matter, I am recommending that the Business Committee consider directing Self-Governance to use general Self-Governance carryover funds in the amount of \$90,763.42 to purchase the portable radios. Should the BIA fund the Nation's one-time funding request for the portable radios, those funds will reimburse the Self-Governance carryover account.

OPD has secured a quote for communications equipment and services from Baycom Inc Motorola Solutions for new portable radios:

Description	Qty	Price (per unit)	Price (Total)
APX6000 700/800 MODEL 2.5 PORTABLE	22	\$ 2,208.98	\$ 48,597.56
ADD: HW KEY SUPPLEMENTAL DATA	22	\$ 3.65	\$ 80.30
ADD: P25 9600 BAUD TRUNKING	22	\$ 219.00	\$ 4,818.00
ADD: SMARTZONE OPERATION	22	\$ 876.00	\$ 19,272.00
ADD: 3Y ESSENTIAL SERVICE	22	\$ 115.00	\$ 2,530.00
ADD: ASTRO DIGITAL CAI OPERATION	22	\$ 375.95	\$ 8,270.90
AUDIO ACCESSORY-REMOTE SPEAKER MICROPHONE, IP68 REMOTE SPEAKER MICROPHONE, 3.5MM, UL	22	\$ 96.36	\$ 2,119.92
CHARGER, SINGLE-UNIT, IMPRES 2, 3A, 115VAC, US/NA	4	\$ 120.45	\$ 481.80
ALT: 1/4 WAVE 7/8 STUBBY (NAR6595)	22	\$ 17.52	\$ 385.44
CHARGER, MULTI-UNIT, IMPRES 2, 6-DISP, NA/LA-PLUG, ACC USB CHGR	2	\$ 1,003.75	\$ 2,007.50
RADIO PROGRAMMING (INVOICED SEPARATELY)	22	\$ 100.00	\$ 2,200.00
TOTAL ESTIMATE:			\$ 90,763.42

Attached is a resolution that approves the use of general Self-Governance carryover funds in the amount of \$90,763.42 to purchase portable radios for OPD. The resolution also directs that any funding received by the BIA for portable radios will be used to reimburse the Self-Governance carryover fund account.

In accordance with BC Resolution 09-25-19-B *Update Statement of Effect Requirement for Resolutions*, a statement of effect is not needed for Self-Governance contract or compact resolutions.

Also attached is the one-time funding request submitted to the BIA-OJS, and the quote OPD received from Baycom Inc Motorola Solutions for your reference.

Oneida Nation

Post Office Box 365

Phone: (920) 869-2214



Oneida, WI 54155

BC Resolution # _____

Authorizing the use of Self-Governance Carryover Funds to Purchase Portable Radios for the Oneida Police Department

- 1
2
3
4 **WHEREAS,** the Oneida Nation is a federally recognized Indian government and a treaty tribe
5 recognized by the laws of the United States of America; and
6
7 **WHEREAS,** the Oneida General Tribal Council is the governing body of the Oneida Nation; and
8
9 **WHEREAS,** the Oneida Business Committee has been delegated the authority of Article IV, Section 1,
10 of the Oneida Tribal Constitution by the Oneida General Tribal Council; and
11
12 **WHEREAS,** it is the mission of the Oneida Nation to govern and protect the people, land, and resources
13 of the Oneida Nation; and
14
15 **WHEREAS,** the Oneida Nation has a compact and funding agreement with the Department of Interior's
16 Bureau of Indian Affairs (BIA) pursuant to Title IV of the Indian Self-Determination and
17 Education Assistance Act (P.L. 93-638); and
18
19 **WHEREAS,** Article III, Section 5 of the compact with the Department of Interior states that reallocation
20 of funds from one program, activity, function, or service to another within a General Budget
21 Category, or from one General Budget Category to another does not require Secretarial
22 consent; and
23
24 **WHEREAS,** in accordance with Section 2 of the funding agreement between the Oneida Nation and the
25 Department of Interior, the Oneida Nation has broad authority to reallocate funding
26 between programs; and
27
28 **WHEREAS,** the Oneida Nation has assumed the responsibility of providing law enforcement services
29 pursuant to Section 2 of the funding agreement; and
30
31 **WHEREAS,** the Oneida Police Department (OPD) has been using Motorola XTS2500 portable radios
32 since March 2009; and
33
34 **WHEREAS,** these radios went out of production in October 2014 and service to these radios was
35 stopped in December 2019; and
36
37 **WHEREAS,** these radios do not have encryption capability which hinders OPD's ability to communicate
38 with Brown and Outagamie law enforcement agencies as the counties are utilizing
39 encryption channels during high risk situations where a suspect could listen to the
40 transmissions; and
41
42 **WHEREAS,** OPD officers each have one radio and if a radio stops working, that officer will not be able
43 to communicate with other officers or dispatch; and

BC Resolution # _____

Authorizing the use of Self-Governance Carryover Funds to Purchase Portable Radios for the Oneida Police Department
Page 2 of 2

44
45 **WHEREAS,** OPD identified a need for new portable radios will ensure that OPD has the ability to
46 perform their responsibilities to protect the people, land, and resource of the Oneida
47 Community; and
48

49 **WHEREAS,** the portable radios are quoted at \$90,763.42; and
50

51 **WHEREAS,** there are Self-Governance carryover funds that can be used to purchase the portable
52 radios; and
53

54 **WHEREAS,** the Nation submitted a one-time request to the Bureau of Indian Affairs Office of Justice
55 Services to pay for the equipment; and
56

57 **WHEREAS,** the Office of Justice Services Regional Agent notified the Nation that he could not confirm
58 if or when the request would be funded; and
59

60 **WHEREAS,** the Regional Agent did state that if the one-time request was funded, the Nation could
61 reimburse funds used to purchase the portable radios; and
62

63 **WHEREAS,** swift action is needed to ensure the health, safety, and welfare of our law enforcement
64 officers and community.
65

66 **NOW THEREFORE BE IT RESOLVED,** the Oneida Business Committee authorizes that Self-Governance
67 carryover funds in the amount of \$90,763.42 be made available to purchase portable radios for the Oneida
68 Police Department.
69

70 **NOW THEREFORE BE IT FINALLY RESOLVE,** should the Nation receive one-time funding from the
71 Bureau of Indian Affairs to purchase the radios in the future, that those funds be returned to the Self-
72 Governance carryover pooled account.
73
74



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



February 11, 2021

Submitted electronically via brian.archdale@bia.gov

Brian Archdale
Special Agent in Charge
BIA, Office of Justice Services
2001 Killebrew Drive, Ste 121
Bloomington, MN 55425

RE: Oneida Nation One-Time Funding Request for Police Radios

Dear Mr. Archdale,

On behalf of the Oneida Nation (“the Nation”), I am submitting a request for \$90,763.42 in one-time funding to be used by the Nation’s Law Enforcement program for the purchase of portable radios. These new radios will allow the police officers to do their work remotely, which minimizes the risk of contracting COVID; will allow our Police Department to communicate with our law enforcement partners in high risk situations; and will ensure that police officers will be able to properly perform their job of protecting the people, land, and resources of the Oneida community.

Background

The Oneida Nation is a Title IV Self-Governance tribe that includes Law Enforcement in its funding agreement with the Department of Interior. The Nation operates the Oneida Police Department, which provides local law enforcement within the boundaries of the Oneida Reservation which spans 96 square miles in two counties; Brown and Outagamie. Oneida Police Officers are certified Tribal Law Enforcement Officers through the State of Wisconsin under WI Statute 165.92. The Oneida Police Department provides 24-hour law enforcement services and immediate emergency response and provides dispatch services 24 hours a day. In addition, the officers contribute to the community by offering a wide variety of services and programs including GREAT, DARE, School Liaison, and other community functions.

The Nation’s Police Department currently has Motorola XTS2500 model portable radios. The asset tags indicate that the radios have been in service since March 2009, making them nearly 12 years old. The Police Department reports that this model went out of production in October 2014 and went non-support in December 2019, which means that these radios are not serviceable if they break down. The Nation’s Police Department currently has one radio per officer; therefore, if any of our radios stop working, some of our officers will not be able to remotely communicate. You can imagine the urgency of this matter as it puts our police officers, community, and local law enforcement partners at risk.

In addition, the Police Department’s current radios are not capable of encryption. Outagamie County and Brown County are currently working on encrypting many of their channels so that they cannot be scanned by the public during high risk situations where a suspect could be potentially listening to the

officers' transmissions. Outagamie County has contacted the Nation to provide us with their encrypted channels to ensure interoperability in joint effort situations. This becomes a safety issue if the Nation's Police Department is unable to communicate with our overlapping jurisdictions on high risk calls. The Nation receives just under \$100,000 in Self Governance funds to operate our law enforcement program; yet it costs approximately \$3.5 million to fund this department annually. Scarce tribal resources are used to make up the majority of this shortfall. Like many tribes, the Nation has been impacted by the pandemic, especially our ability to generate revenue. It is for this reason that we are reaching out to you to see if the Office of Justice Services can assist the Nation with a one-time funding request of \$90,763.42 to purchase portable police radios capable of encryption.

Request: \$90,763.42 One-Time Funding for Portable Police Radios

The Nation's Police Department has secured a quote for communications equipment and services from Baycom Inc Motorola Solutions for new portable radios:

Description	Qty	Price (per unit)	Price (Total)
APX6000 700/800 MODEL 2.5 PORTABLE	22	\$ 2,208.98	\$ 48,597.56
ADD: HW KEY SUPPLEMENTAL DATA	22	\$ 3.65	\$ 80.30
ADD: P25 9600 BAUD TRUNKING	22	\$ 219.00	\$ 4,818.00
ADD: SMARTZONE OPERATION	22	\$ 876.00	\$ 19,272.00
ADD: 3Y ESSENTIAL SERVICE	22	\$ 115.00	\$ 2,530.00
ADD: ASTRO DIGITAL CAI OPERATION	22	\$ 375.95	\$ 8,270.90
AUDIO ACCESSORY-REMOTE SPEAKER MICROPHONE, IP68 REMOTE SPEAKER MICROPHONE,3.5MM,UL	22	\$ 96.36	\$ 2,119.92
CHARGER, SINGLE-UNIT, IMPRES 2, 3A, 115VAC, US/NA	4	\$ 120.45	\$ 481.80
ALT: 1/4 WAVE 7/8 STUBBY (NAR6595)	22	\$ 17.52	\$ 385.44
CHARGER, MULTI-UNIT, IMPRES 2, 6-DISP, NA/LA-PLUG, ACC USB CHGR	2	\$ 1,003.75	\$ 2,007.50
RADIO PROGRAMMING (INVOICED SEPARATELY)	22	\$ 100.00	\$ 2,200.00
TOTAL ESTIMATE:			\$ 90,763.42

Your immediate attention is appreciated as swift action is needed to ensure the health, safety and welfare of our law enforcement and community. The Nation is a Title IV Self-Governance tribe and has had a Compact and Funding Agreement which would allow us to receive these one-time funds through our Self-Governance funding agreement. Please accept this request for funding with our sincere desire to work together with the OJS, in the spirit of its partnership and shared interest to ensure the public safety of the Oneida community. We look forward to continuing this partnership and would

be happy to hold further discussions as the need arises. I thank you for your time and collaboration on this important matter. Please contact Candice E. Skenandore, Self-Governance Coordinator at (920) 615-9702 or by email at cskena10@oneidanation.org if you have any questions or want to discuss this request further.

Very Respectfully,



Tehassi tasi Hill,
Oneida Nation Chairman

Enclosures

cc: Jennifer Webster, Councilwoman, Oneida Nation
Eric Boulanger, Chief of Police, Oneida Nation
Joel Maxam, Assistant Chief of Police, Oneida Nation
April Skenandore, Executive Assistant, Police Department, Oneida Nation
Candice Skenandore, Self-Governance Coordinator, Oneida Nation
Brandon Wisneski, Self-Governance Assistant Coordinator, Oneida Nation
Melissa Nuthals, Self-Governance Operations Analyst, Oneida Nation
Tammie Poitra, Regional Director, BIA Midwest Region
Diane Baker, Superintendent, Great Lakes Agency, BIA Midwest Region



Oneida Police Department

Oneida Police; (22) APX6000 - 800

01/28/2021



DRAFT

QUOTE-1407437

01/28/2021

Oneida Police Department
2783 Freedom Rd
Oneida, WI 54155

RE: Motorola Quote for Oneida Police; (22) APX6000 - 800
Dear April Skenandore,

Motorola Solutions is pleased to present Oneida Police Department with this quote for quality communications equipment and services. The development of this quote provided us the opportunity to evaluate your requirements and propose a solution to best fulfill your communications needs.

This information is provided to assist you in your evaluation process. Our goal is to provide Oneida Police Department with the best products and services available in the communications industry. Please direct any questions to Eric Schroeder at eschroeder@baycominc.com.

We thank you for the opportunity to provide you with premier communications and look forward to your review and feedback regarding this quote.

Sincerely,

Eric Schroeder
Communications Consultant

Motorola Solutions Manufacturer's Representative



DRAFT

QUOTE-1407437
Oneida Police; (22) APX6000 - 800

Billing Address:
Oneida Police Department
2783 Freedom Rd
Oneida, WI 54155
US

Quote Date:01/28/2021
Expiration Date:04/28/2021
Quote Created By:
Eric Schroeder
Communications Consultant
eschroeder@baycominc.com
920-544-4203

End Customer:
Oneida Police Department
April Skenandore
askenan1@oneidanation.org
(920) 869-2239

Contract: 24752 - WCA
Payment Terms:

Summary:

Radio programming will be Invoice separately at \$100 per radio.

Line #	Item Number	Description	Qty	List Price	Contract Price
	APX™ 6000 Series	APX6000			
1	H98UCF9PW6BN	APX6000 700/800 MODEL 2.5 PORTABLE	22	\$3,026.00	\$2,208.98
1a	QA01648AA	ADD: HW KEY SUPPLEMENTAL DATA	22	\$5.00	\$3.65
1b	Q361AR	ADD: P25 9600 BAUD TRUNKING	22	\$300.00	\$219.00
1c	H38BT	ADD: SMARTZONE OPERATION	22	\$1,200.00	\$876.00
1d	QA05751AA	ADD: NO ENCRYPTION, CLEAR RADIO (NO ADP) (US ONLY)	22	\$0.00	\$0.00
1e	Q58AL	ADD: 3Y ESSENTIAL SERVICE	22	\$115.00	\$115.00
1f	Q806BM	ADD: ASTRO DIGITAL CAI OPERATION	22	\$515.00	\$375.95
2	PMMN4099CL	AUDIO ACCESSORY-REMOTE SPEAKER MICROPHONE,IP68 REMOTE SPEAKER MICROPHONE,3.5MM,UL	22	\$132.00	\$96.36
3	NNTN8860A	CHARGER, SINGLE-UNIT, IMPRES 2, 3A, 115VAC, US/NA	4	\$165.00	\$120.45



Any sales transaction following Motorola's quote is based on and subject to the terms and conditions of the valid and executed written contract between Customer and Motorola (the "Underlying Agreement") that authorizes Customer to purchase equipment and/or services or license software (collectively "Products"). If no Underlying Agreement exists between Motorola and Customer, then Motorola's Standard Terms of Use and Motorola's Standard Terms and Conditions of Sales and Supply shall govern the purchase of the Products.



DRAFT

QUOTE-1407437
Oneida Police; (22) APX6000 - 800

Line #	Item Number	Description	Qty	List Price	Contract Price
1g	H122BR	ALT: 1/4 WAVE 7/8 STUBBY (NAR6595)	22	\$24.00	\$17.52
4	NNTN8844A	CHARGER, MULTI-UNIT, IMPRES 2, 6-DISP, NA/LA-PLUG, ACC USB CHGR	2	\$1,375.00	\$1,003.75

Grand Total \$88,563.42(USD)

Notes:

- **PLEASE BE ADVISED:** Motorola Solutions is moving towards being more environmentally green and emailing invoices. You may receive an email invoice instead of a mailed invoice, depending on the purchase. In addition, the invoice may have a new address for submitting payments. If you have any questions or would like to change where your electronic invoices will be delivered, please contact your credit analyst or dial 800-422-4210.



Any sales transaction following Motorola's quote is based on and subject to the terms and conditions of the valid and executed written contract between Customer and Motorola (the "Underlying Agreement") that authorizes Customer to purchase equipment and/or services or license software (collectively "Products"). If no Underlying Agreement exists between Motorola and Customer, then Motorola's Standard Terms of Use and Motorola's Standard Terms and Conditions of Sales and Supply shall govern the purchase of the Products.

Accept the February 1, 2021, regular Finance Committee meeting minutes

Oneida Business Committee Agenda Request

1. Meeting Date Requested: 2 / 24 / 21

2. General Information:

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

Agenda Header:

☒ Accept as Information only

☐ Action - please describe:

BC to accept the Finance Committee Meeting Minutes of February 1, 2021

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:
Your Name, Title / Dept. or Tribal Member

Additional Requestor:
Name, Title / Dept.

Additional Requestor:
Name, Title / Dept.

***INTERNAL MEMO***

TO: Finance Committee
FR: Denise J. Vigue, Executive Assistant to the CFO &
Finance Committee Support /Contact
DT: February 1, 2021
RE: E-Poll Results - FC Meeting Minutes of February 1, 2021

An E-Poll vote of the Finance Committee was conducted to approve the Finance Committee meeting minutes of Feb. 1, 2021. The E-Poll and minutes were sent out and concluded today. The results of the completed E-Poll are as follows:

E-POLL RESULTS:

There was a Majority of 3 FC members voting to approve the Feb. 1, 2021 Finance Committee Meeting Minutes. FC Members voting included: Chad Fuss, RaLinda Ninham-Lamberies and Jennifer Webster. Larry Barton abstained as he Chaired the meeting.

These Finance Committee Minutes of Feb. 1, 2021 will be placed on the next Finance Committee agenda to acknowledge this E-Poll action. Per the FC By-Laws all Minutes of the FC will be submitted to the Secretary's Office once a month for Council acceptance.

E-Polls of the Finance Committee meeting minutes is part of the FC By-Laws and approval conducted per the FC SOP's on Electronic Voting.

**FINANCE COMMITTEE****REGULAR MEETING**

February 1, 2021 ▪ Time: 9:00 A.M

Via Microsoft Teams

REGULAR MEETING MINUTES**FC MEMBERS PRESENT (Via Teams):**

Larry Barton, CFO/FC Vice-Chair

Jennifer Webster, BC Council Member

Chad Fuss, Asst. Gaming CFO

RaLinda Ninham-Lamberies, ACFO/FC Alternate

FC MEMBERS EXCUSED: Cristina Danforth, Treasurer/FC Chair, Kirby Metoxen, BC Council Member and Patrick Stensloff, Purchasing Director

OTHERS PRESENT (Via Teams): Eric Boulanger, David Emerson, Nicole Rommel, Marilyn King, Sam Vanden Heuvel, Paul Witek, Jamie Willis and Denise J. Vigue, taking notes

I. CALL TO ORDER: The FC Regular Meeting was called to order by the FC Vice-Chair at 9:00 A.M.

II. APPROVAL OF AGENDA: FEBRUARY 1, 2021

Motion by Jennifer Webster to approve the Feb. 1, 2021 FC Meeting Agenda. Seconded by Chad Fuss. Motion carried unanimously.

- RaLinda Ninham-Lamberies Joined the meeting @ 9:03 A.M.

III. MINUTES: JANUARY 18, 2021 (Approved via E-Poll on 1/18/21):

Motion by Jennifer Webster to acknowledge the FC E-Poll action taken on Jan. 18, 2021 approving the Jan. 18, 2021 Finance Committee Meeting Minutes. Seconded by Chad Fuss. Motion carried unanimously.

IV. TABLED BUSINESS: None

V. CAPITAL EXPENDITURES: None

VI. NEW BUSINESS:

- 1. FY21 Blanket PO – Brown County-Use of Radio Infrastructure Amount: \$71,314.72**
Eric Boulanger, Chief of Police, OPD

Eric was present and this is part of their yearly expenses to assist officers with emergency communication services with Brown County; half is paid with tribal contribution and half is paid through a grant.

Motion by Jennifer Webster to approve the FY2021 Blanket Purchase Order for Use of Radio Infrastructure with Brown County in the amount of \$71,314.72. Seconded by Chad Fuss. Motion carried unanimously.

2. FY21 Blanket PO – Interblock Lease Payments**Amount: \$325,000.**

David Emerson, Gaming Slots

David was present and relayed the current blanket is spent down, this blanket will be for FY21 and is for lease games only; these are popular games not available for purchase.

Motion by Jennifer Webster to approve the FY21 Blanket Purchase Order for Lease Payments with Interblock in the amount of \$325,000.00. Seconded by Chad Fuss. Motion carried unanimously.

3. LOC Memo to the FC – Name Change Consideration

David Jordan, BC Council member/LOC Chair

Jennifer Webster explained the LOC is updating the Community Support Fund law with amendments and have heard from Economic Support there was confusion over the Community Fund administered by the FC and the fund administered by Economic Support. Larry suggested to review in a FC work meeting when all the FC can be present; Denise also suggested that if there is a name change, it should be done at the end of the year to avoid confusion.

Motion by Jennifer Webster to schedule a Finance Committee work meeting as soon as it can be arranged to review the memo and consider a name change for the Community Fund. Seconded by Chad Fuss. Motion carried unanimously.

4. 1st Choice Landscaping LLC – Change Order #2**Amount: \$4,325.**

Nicole Rommel, Land Management

Nicole explained the current contract ended last September, but final work was done last October, and November and the bill was late in coming, this change order will close out this contract; Land Management is preparing an RFP for future services.

Motion by Jennifer Webster to approve Change Order #2 with 1st Choice Landscaping LLC in the amount of \$4,325.00. Seconded by Chad Fuss. Motion carried unanimously.

5. Mission Support Services – Project #18-010**Amount: \$188,169.**

Sam Vanden Heuvel, Engineering Dept.

Sam explained this for construction of the Food and Distribution Program's Warehouse with a Store Concept; the warehouse will be modified to a store layout, freezers and refrigeration units, checkout lanes, carts and shelving for food will be constructed/purchased; should only take a few weeks, it may take a little more time to order and receive refrigeration items; it is fully funded by the USDA who also okayed MSS as a sole source vendor.

Motion by Jennifer Webster to approve the Mission Support Services Project #18-010 release of funds in the amount of \$188,169.00. Seconded by Chad Fuss. Motion carried unanimously.

VII. COMMUNITY FUND:**Report:****1. Monthly Community Fund Update for February 2021**

Denise J. Vigue, Executive Assistant to the CFO

Motion by Chad Fuss to approve the Community Funds Update Report for February 2021. Seconded by Jennifer Webster. Motion carried unanimously.

Requests:**1. YMCA Social Development Classes****Amount: \$500.**

Requester: Jason Danforth for son, Grayson

Motion by Jennifer Webster to approve from the Community Fund \$500.00 for YMCA Social Development Classes for the son of the requester. Seconded by Chad Fuss. Motion carried unanimously.

2. WI Flight Basketball Registration**Amount: \$500.**

Requester: Jason Danforth for daughter, Farrah

Motion by Jennifer Webster to approve from the Community Fund \$500.00 for Wisconsin Flight Basketball registration for the daughter of the requester. Seconded by Chad Fuss. Motion carried unanimously.

3. Tai Chi Class Fees**Amount: \$500.**

Requester: Steve Skenandore

Motion by Jennifer Webster to approve from the Community Fund \$500.00 for Tai Chi Class fees for the requester. Seconded by Chad Fuss. Motion carried unanimously.

4. Equip: Energy Fit Ski, Row, Air**Amount: \$500.**

Requester: RaLinda Ninham-Lamberies

Motion by Jennifer Webster to approve from the Community Fund \$500.00 for the exercise equipment request for an Energy Fit Ski, Row, Air machine. Seconded by Chad Fuss. RaLinda Ninham-Lamberies abstained. Motion carried.

5. Equip: PooBoo Indoor Cycling Bike**Amount: \$500.**

Requester: Edward Metoxen

Motion by Jennifer Webster to approve from the Community Fund \$500.00 for the exercise equipment request for a PooBoo Indoor Cycling Bike. Seconded by Chad Fuss. Motion carried unanimously.

6. Equip: Peloton Bike, Package & Membership**Amount: \$500.**

Requester: Sidney White

Motion by Chad Fuss to approve from the Community Fund \$500.00 for the exercise equipment request for a Peloton Bike, accessories and membership. Seconded by Jennifer Webster. Motion carried unanimously.

7. Equip: Elliptical Machine Cross Trainer**Amount: \$449.99**

Requester: Jamie Willis

Motion by Jennifer Webster to approve from the Community Fund \$449.99 for the exercise equipment request for an Elliptical Machine Cross Trainer. Seconded by Chad Fuss. Motion carried unanimously.

8. Green Bay Area Youth Hockey Association Fees**Amount: \$500.**

Requester: Francis C. Cornelius, Jr. for son, Garrett

Motion by Chad Fuss to approve from the Community Fund \$500.00 for the Green Bay Area Youth Hockey Association fees for the son of the requester. Seconded by Jennifer Webster. Motion carried unanimously.

9. Equip: Stamina Active Aging Easy Step Bike**Amount: \$421.**

Requester: Denise J. Vigue

Motion by Jennifer Webster to approve from the Community Fund \$421.00 for the exercise equipment request for a Stamina Active Aging Easy Step Bike. Seconded by Chad Fuss. Motion carried unanimously.

VIII. EXECUTIVE SESSION: None**IX. ADMINISTRATIVE /INTERNAL:** None**X. FOLLOW UP:** None**XI. FOR INFORMATION ONLY:** None**XII. ADJOURN:** Motion by Jennifer Webster to adjourn. Seconded by Chad Fuss. Motion carried unanimously. Time: 9:23 A.M.

Minutes submitted by:

Denise J. Vigue, Executive Assistant to the CFO

& Finance Committee Contact/Recording Secretary

Finance Committee Approval Date of Minutes via E-Poll: February 1, 2021

Oneida Business Committee Agenda Request

Accept the February 15, 2021, regular Finance Committee meeting minutes

1. Meeting Date Requested: 2 / 24 / 21**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:
Your Name, Title / Dept. or Tribal MemberAdditional Requestor:
Name, Title / Dept.Additional Requestor:
Name, Title / Dept.



INTERNAL MEMO

TO: Finance Committee

FR: Denise J. Vigue, Executive Assistant to the CFO &
Finance Committee Support /Contact

DT: Feb. 15, 2021

RE: E-Poll Results - FC Meeting Minutes of February 15, 2021

An E-Poll vote of the Finance Committee was conducted to approve the Finance Committee meeting minutes of Feb. 15, 2021. The E-Poll and minutes were sent out and concluded today. The results of the completed E-Poll are as follows:

E-POLL RESULTS:

There was a Majority of 5 FC members voting to approve the Feb. 15, 2021 Finance Committee Meeting Minutes. FC Members voting included: Larry Barton, Jennifer Webster, Chad Fuss, Kirby Metoxen, and Patrick Stensloff.

These Finance Committee Minutes of Feb. 15, 2021 will be placed on the next Finance Committee agenda to ratify this E-Poll action. Per the FC By-Laws all Minutes of the FC will be submitted to the Secretary's Office once a month for Council acceptance.

E-Polls of the Finance Committee meeting minutes is part of the FC By-Laws and approval conducted per the FC SOP's on Electronic Voting.



FINANCE COMMITTEE

REGULAR MEETING

February 15, 2021 ▪ Time: 9:00 A.M

Via Microsoft Teams

REGULAR MEETING MINUTES (Updated)

FC MEMBERS PRESENT (Via Teams):

Cristina Danforth, Treasurer/FC Chair
Jennifer Webster, BC Council Member
Chad Fuss, Asst. Gaming CFO

Larry Barton, CFO/FC Vice-Chair
Kirby Metoxen, BC Council Member
Patrick Stensloff, Purchasing Director

OTHERS PRESENT (Via Teams): David Emerson, Catherine Hirth, Dr. Ravi Vir, Jamie Willis, Alexa Priddy, Beth Hudak and Denise J. Vigue, taking notes

I. CALL TO ORDER: The FC Regular Meeting was called to order by the FC Chair at 9:04 A.M.

II. APPROVAL OF AGENDA: FEBRUARY 15, 2021

Motion by Jennifer Webster to approve the Feb. 1, 2021 FC Meeting Agenda with the Donation Requests reviewed first as the requesters are present. Seconded by Larry Barton. Motion carried unanimously.

III. FC MINUTES: FEBRUARY 1, 2021 (Approved via E-Poll on 2/1/21):

Motion by Larry Barton to acknowledge the FC E-Poll action taken on Feb. 1, 2021 approving the Feb. 1, 2021 Finance Committee Meeting Minutes. Seconded by Jennifer Webster. Motion carried unanimously.

IV. TABLED BUSINESS: None

V. CAPITAL EXPENDITURES:

1. AGS (14) Slot Machines

Amount: \$263,430.

David Emerson, Gaming Slots

David noted this and the following request are not FY21 blankets requests but sales orders for the purchase of slot machines; this one for new slot machines, the following request is for the purchase and conversion of leased slot machines already on the floor.

Motion by Jennifer Webster to approve this Capital Expenditures request for fourteen (14) Slot Machines from AGS in the amount of \$263,430.00. Seconded by Larry Barton. Motion carried unanimously.

2. Incredible Technologies (4) Slot Machines**Amount: \$29,980.**

David Emerson, Gaming Slots

Motion by Kirby Metoxen to approve this Capital Expenditures request for four (4) Slot Machines from Incredible Technologies in the amount of \$29,980.00. Seconded by Larry Barton. Motion carried unanimously.

VI. NEW BUSINESS:**1. FY21 Blanket PO's – EVERI & Scientific Games****Amount: \$225,000.**

David Emerson, Gaming Slots

& \$725,000.

These requests are renewals of existing blankets that are spent down they are for leased slot games.

Motion by Kirby Metoxen to approve the FY2021 Blanket Purchase Order with EVERI for leased slot machine games in the amount of \$225,000.00. Seconded by Larry Barton. Motion carried unanimously.

Motion by Jennifer Webster to approve the FY2021 Blanket Purchase Order with Scientific Games for leased slot games in the amount of \$725,000.00. Seconded by Kirby Metoxen. Motion carried unanimously.

2. Investment Updates: Northern Trust & Four Fires

Larry Barton, CFO

Larry provided narratives and update reports from Northern Trust and Four fires; the Norther Trust update was a review of the equity and fixed managers performances; there was a modest but positive 14.7% annual return from this last year; he thanked Gaming Management for keeping costs (mainly labor) low during the pandemic as well as Jenny Anderson and RaLinda Ninham-Lamberies for managing cash during these tough times. He forecasts a positive year in 2021 with a vaccine now more readily available; the schools beginning to open; and a new stimulus package on the federal level; all activities that will stimulate economic growth. For more specifics he encouraged the FC to contact him directly.

Larry relayed that with our Four Fires investment (hotel in Washington, D.C.) there was a net loss this past year due to the pandemic; with many rooms not being used and a distribution is not expected this year; however on the up side there is no capital call and with the economy slowing coming back there should be positive reports towards the end of 2021.

Motion by Jennifer Webster to accept the Northern Trust Update and the Four Fires Update as FYI. Seconded by Kirby Metoxen. Motion carried unanimously.

VII. DONATIONS:**Report:****1. Monthly Donation Report for February 2021**

Denise J. Vigue, Executive Assistant to the CFO

Motion by Jennifer Webster to accept as FYI the Donation Update Report for February 2021. Seconded by Larry Barton. Motion carried unanimously.

NOTE: Donation Requests were reviewed immediately following the approval of the agenda.

Requests:

1. Oneida United Methodist Church Amount: \$2,500.

Requester: Raquel Hill

Motion by Jennifer Webster to approve from the Finance Committee's Donation line the request from the Oneida United Methodist Church in the amount of \$2,500.00. Seconded by Larry Barton. Motion carried unanimously.

2. House of Hope Amount: \$2,500.

Requester: Beth Hudak, Community Engagement Manager

Motion by Larry Barton to approve from the Finance Committee's Donation line the request from House of Hope in the amount of \$2,500.00. Seconded by Jennifer Webster. Motion carried unanimously.

3. St. John the Evangelist Homeless Shelter, Inc. Amount: \$2,500.

Requester: Alexa Priddy, Director of Community Engagement

Motion by Larry Barton to approve from the Finance Committee's Donation line the request from St. John the Evangelist Homeless Shelter, Inc. in the amount of \$2,500.00. Seconded by Jennifer Webster. Motion carried unanimously.

VIII. EXECUTIVE SESSION:

1. Independent Health Care Contract #2021-0062

Debra Danforth & Dr. Ravi Vir, Consolidated Health

Motion by Larry Barton to Move into Executive Session. Seconded by Jennifer Webster. Motion Carried Unanimously. Time: 9:35 A.M.

Motion by Larry Barton to Come out of Executive Session. Seconded by Chad Fuss. Motion Carried unanimously. Time: 9:42 A.M.

Motion by Larry Barton approve the Independent Health Care Contract #2021-0062 in the amount as specified. Seconded by Jennifer Webster. Motion carried unanimously.

IX. ADMINISTRATIVE /INTERNAL:

1. Finance Committee – FY21 First Quarter Report to the BC

Denise J. Vigue, Executive Assistant to the CFO

Motion by Jennifer Webster to accept the Finance Committee's First Quarter Report to the Business Committee. Seconded by Kirby Metoxen. Motion carried unanimously.

X. FOLLOW UP: None

XI. FOR INFORMATION ONLY: None

XII. ADJOURN: Motion by Kirby Metoxen to adjourn. Seconded by Larry Barton. Motion carried unanimously. Time: 9:44 A.M.

Minutes submitted by:

Denise J. Vigue, Executive Assistant to the CFO
& Finance Committee Contact/Recording Secretary

Finance Committee Approval Date of Minutes via E-Poll: February 15, 2021

Oneida Business Committee Agenda Request

Accept the February 3, 2021, regular Legislative Operating Committee meeting minutes

1. Meeting Date Requested: 2 / 24 / 21

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 February 3, 2021 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: Clorissa N. Santiago, LRO Senior Staff Attorney
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-2nd Floor Norbert Hill Center
 February 3, 2021
 9:00 a.m.

Present: David P. Jordan, Jennifer Webster, Marie Summers, Daniel Guzman King

Excused: Kirby Metoxen

Others Present: Clorissa N. Santiago, Aliskwet Ellis, Kristal Hill

I. Call to Order and Approval of the Agenda

David Jordan called the February 3, 2021, Legislative Operating Committee meeting to order at 9:00 a.m.

Motion by Daniel Guzman King to adopt the agenda; seconded by Marie Summers. Motion carried unanimously.

II. Minutes to be Approved

1. January 20, 2021 LOC Meeting Minutes

Motion by Marie Summers to approve the January 20, 2021 LOC meeting minutes and forward to the Business Committee for consideration; seconded by Daniel Guzman King. Motion carried unanimously.

III. Current Business

1. Community Support Fund Law Amendments

Motion by Jennifer Webster to accept the updated public comment review memorandum, draft law and legislative analysis; seconded by Marie Summers. Motion carried unanimously.

Motion by Jennifer Webster to approve the fiscal impact statement request memorandum and forward to the Finance Department directing that a fiscal impact statement be prepared and submitted to the LOC by February 17, 2021; seconded by Marie Summers. Motion carried unanimously.

2. Emergency Management and Homeland Security Law Amendments

Motion by Jennifer Webster to accept the updated public comment review memorandum and legislative analysis; seconded by Daniel Guzman King. Motion carried unanimously.

Motion by Jennifer Webster to revise the definition for "Director" found in section 302.3-1(e) to change "Emergency Management and Homeland Security Agency" to "Emergency Management Department;" seconded by Daniel Guzman King. Motion carried unanimously.

Motion by Jennifer Webster to approve the fiscal impact statement request memorandum and forward to the Finance Department directing that a fiscal impact statement be prepared and submitted to the LOC by February 17, 2021; seconded by Marie Summers. Motion carried unanimously.

A good mind. A good heart. A strong fire.



carried unanimously.

3. Oneida General Welfare Law Emergency Amendments

Motion by Jennifer Webster to approve the Oneida General Welfare law emergency adoption packet and forward to the Oneida Business Committee for consideration; seconded by Marie Summers. Motion carried unanimously.

IV. New Submissions

1. Audit Committee Bylaws Amendments

Motion by Jennifer Webster to add the Audit Committee bylaws to the Active Files List with David Jordan as the sponsor; seconded by Daniel Guzman King. Motion carried unanimously

V. Additions

VI. Administrative Items

VII. Executive Session

VIII. Adjourn

Motion by Marie Summers to adjourn at 9:18 a.m.; seconded by Daniel Guzman King. Motion carried unanimously.

Oneida Business Committee Agenda Request

Accept the January 14, 2021, regular Quality of Life Committee meeting minutes

1. Meeting Date Requested: 03 / 10 / 21**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:
Your Name, Title / Dept. or Tribal MemberAdditional Requestor:
Name, Title / Dept.Additional Requestor:
Name, Title / Dept.



Quality of Life Committee

Regular Meeting
9:00 a.m. Thursday, January 14, 2021
Teleconference

Minutes

Present: QOL Vice-Chair Daniel Guzman-King, QOL Members: Tehassi Hill, Kirby Metoxen;
Others Present: Eric Boulanger, Craig Clausen, Debra Danforth, Leslie Doxtater, Aliskwet Ellis, Renita Hernandez, Kristal Hill, Tina Jorgensen, Mari Kriescher, RC Metoxen, Michelle Meyers, Joann Ninham, Melissa Nuthals, Patrick Pelky, James Petitjean, Rae Skenandore, Deborah Thundercloud, Ravinder Vir, Danelle Wilson

I. CALL TO ORDER AND ROLL CALL

Meeting called to order by QOL Vice-Chair Daniel Guzman-King at 9:05 a.m.

II. APPROVAL OF THE AGENDA

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

III. APPROVAL OF MEETING MINUTES

A. December 10, 2020 Quality of Life Meeting Minutes – Aliskwet Ellis

Motion by Tehassi Hill to approve the December 10, 2020 Quality of Life meeting minutes, seconded by Kirby Metoxen. Motion carried unanimously:
Ayes: Tehassi Hill, Kirby Metoxen

IV. UNFINISHED BUSINESS

A. Review tribal member request to build a drug detox center and determine next steps – Shannon Hill

Motion by Tehassi Hill for review and recommendation by Comprehensive Health content experts to bring back in April, seconded by Kirby Metoxen. Motion carried unanimously:
Ayes: Tehassi Hill, Kirby Metoxen

V. NEW BUSINESS

A. Approve updated Quality of Life Charter – Marie Summers

Motion by Tehassi Hill to approve the updated Quality of Life Charter and to send to the Business Committee for final approval, seconded by Kirby Metoxen. Motion carried unanimously:
Ayes: Tehassi Hill, Kirby Metoxen

B. Approve updated Quality of Life Reporting Schedule – Marie Summers

Motion by Tehassi Hill to approve the updated Quality of Life Reporting Schedule, seconded by Kirby Metoxen. Motion carried unanimously:

Ayes: Tehassi Hill, Kirby Metoxen

VI. REPORTS**A. Environmental Issues – Patrick Pelky**

Motion by Tehassi Hill to forward the Rights of Nature Proclamation to the Law Office for formatting and corrections of grammatical errors, seconded by Kirby Metoxen. Motion carried unanimously:

Ayes: Tehassi Hill, Kirby Metoxen

B. Food Security Update – Patrick Pelky

Motion by Tehassi Hill to forward the Support of Food Sovereignty and Food Sovereignty Policy Resolution to the Law Office for formatting and corrections of grammatical errors, seconded by Kirby Metoxen. Motion carried unanimously:

Ayes: Tehassi Hill, Kirby Metoxen

C. Tribal Action Plan – Renita Hernandez

Motion by Kirby Metoxen to approve the Tribal Action Plan Report, seconded by Tehassi Hill. Motion carried unanimously:

Ayes: Tehassi Hill, Kirby Metoxen

D. Zero Suicide Report – Mari Kriescher

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

Ayes: Tehassi Hill, Kirby Metoxen

VII. ADDITIONS – NONE**VIII. ADJOURN**

Motion by Kirby Metoxen to adjourn at 10:15, seconded by Tehassi Hill. Motion carried unanimously:

Ayes: Tehassi Hill, Kirby Metoxen

Oneida Business Committee Agenda Request

Approve the Application for Elected Positions

1. Meeting Date Requested: 02 / 24 / 21

2. General Information:

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

Agenda Header: New Business

- ☒ Accept as Information only
☐ Action - please describe:

Approve the application for elected positions

3. Supporting Materials

- ☐ Report ☐ Resolution ☐ Contract
☒ Other:

- | | |
|--------------------------------------|----|
| 1. Application for Elected Positions | 3. |
| 2. | 4. |

☐ Business Committee signature required

4. Budget Information

- ☐ Budgeted - Tribal Contribution ☐ Budgeted - Grant Funded ☐ Unbudgeted

5. Submission

Authorized Sponsor / Liaison: Lisa Liggins, Secretary

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:

According to the Boards, Committees, and Commissions law §105.5-1 The Oneida Business Committee shall approve all applications to serve on an entity of the Nation. All application materials shall be available in the Business Committee Support Office and any other location specified by the Business Committee Support Office.

(a) All applications shall include:

(1) a statement explaining the attendance requirements of section 105.12-3; and

(2) a section regarding disclosures of conflicts of interest.

(b) An additional application form shall be required for those entities that require a background investigation. This background investigation application shall include the applicant's social security number and any other information required for a background investigation. The background investigation application shall be solely used for the background investigation and not included in the application materials that are then shared with the Oneida Business Committee, entity, and/or the Election Board.

Recommended Action:

Approve application for elected positions.

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

APPLICATION FOR ELECTED POSITIONS

Oneida Business Committee, Judges, Legal Resource Attorney and Advocate, Boards, Committees, and Commissions

INFORMATION AND INSTRUCTIONS

APPLICATION REQUIREMENTS

- It is the applicant's responsibility to ensure their application is complete.
- All fields are required unless noted otherwise.
- An application must be completed for each vacancy you are applying for.
- Provide proof of address (Valid WI drivers license, utility bill, insurance statement, rent receipt or mortgage statement).
- Judge Applicants – Submit a completed Disclosure and Authorization to comply with §801.11-1. (a)(4) of the Judiciary law. The Disclosure and Authorization is in a separate packet.
- Applications and petitions where the applicant was not nominated during caucus shall be filed by presenting the information to the Nation's Secretary, or designated agent, during normal business hours, 8:00 a.m. to 4:30 p.m. Monday through Friday, within five (5) business days after the caucus. No mailed, internal Nation mail delivery, faxed or other delivery method shall be accepted.

In accordance with the Boards, Committees, and Commissions Law §105.5-1 the following is required to be on any application to serve on an entity of the Nation:

Conflict of Interest: Conflict of interest means any interest, real or apparent, whether it be personal, financial, political, or otherwise, in which an elected official, officer, political appointee, employee, contractor, or appointed or elected member, or their immediate family members, friends or associates, or any other person with whom they have contact, have that conflicts with any right of the Nation to property, information, or any other right to own and operate activities free from undisclosed competition or other violation of such rights of the Nation. In addition, conflict of interest also means any financial or familial interest an elected official, officer, political appointee, employee, contractor, or appointed or elected member or their immediate family members may have in any transaction between the Nation and an outside party.

Oneida Election Law §102.5-3. No applicant may have a conflict of interest with the position for which they are being considered, provided that any conflict of interest which may be eliminated within thirty (30) calendar days of being elected shall not be considered as a bar to nomination or election.

Board, Committee, and Commission applicants, please note: You must be available to provide quarterly reports in accordance with the Boards, Committees and Commissions law §105.12-3 "At least one (1) member of the entity shall attend the Oneida Business Committee meeting where the quarterly report is an agenda item."

CONTACT US

Phone:	(920) 869-4364	Email:	ELECTION_BOARD@ONEIDANATION.ORG
In Person:	NORBERT HILL CENTER N7210 SEMINARY RD ONEIDA WI 54155	Mail:	BUSINESS COMMITTEE SUPPORT OFFICE PO BOX 365 ONEIDA WI 54155-0365
Website:	https://oneida-nsn.gov/government/boards-committees-and-commissions/		

APPLICATION FOR ELECTED POSITIONS

SECTION 1: NAME OF ENTITY YOU ARE APPLYING FOR

SECTION 2: APPLICANT INFORMATION

Roll #: _____ Date of Birth: _____

Name: _____
FIRST MIDDLE LAST SUFFIX MAIDEN (IF ANY)

Physical Address: _____
STREET APT CITY STATE ZIP

Mailing Address: _____
(if different from above) STREET/PO BOX APT CITY STATE ZIP

County of Residence: _____

Provide your preferred method of contact below:

Phone: _____ Email: _____

OFFICE USE ONLY

Acceptable Proof of Residency:

- ☐ Valid WI Driver License/State ID
- ☐ Current Utility Bill
- ☐ Current Insurance Statement
- ☐ Current Rent Receipt/Mortgage Statement

Note: Oneida Nation Enrollment Identification cards are not accepted as the Enrollments Department does not require a proof of residency.

SECTION 3: HISTORY – COMPLETE APPLICABLE SECTIONS. Attach resume or additional sheet(s) as needed**Employment History****ALL BOARDS, COMMITTEES, OR COMMISSIONS * CHIEF JUDGES * GTC ATTORNEY * LEGAL RESOURCE ADVOCATE**

Employer (most recent first)	Years	Position

History on Boards, Committees and Commissions**ELECTION BOARD * ONEIDA COMMISSION ON AGING * GAMING COMMISSION * LAND CLAIMS**

Board, Committee or Commission (most recent first)	Years	Position

Education**GAMING COMMISSION * ALL JUDGES * GTC ATTORNEY * LEGAL RESOURCE ADVOCATE**

Name and Address of Institution (most recent first)	Years	Credits Completed	Degree

ALL JUDGES Must provide Disclosure and Authorization

A completed Disclosure and Authorization to comply with Subsection 801.11-1.(a)(4) of the Judiciary law is attached.	YES <input type="checkbox"/>	NO <input type="checkbox"/>
--	---------------------------------	--------------------------------

SECTION 4: APPLICANT SIGNATURE, ACKNOWLEDGMENT AND RELEASE

- I acknowledge that all information provided in and with this application is true and correct.
- If elected for the position applied for in this application, I will not disclose any information, confidential or otherwise, to any outside source, unless first approved by the appropriate parties. Further, I understand I may be subject to the Removal Law for failure to abide by this statement.
- I declare the disclosure of any conflicts of interest and any future conflict(s) will be provided to the appropriate party. Further, I understand I may be subject to the Removal Law for failure to disclose any and all conflicts, whether future or overlooked, in writing to the appropriate parties.
- I understand that if elected I am responsible to uphold the laws and regulations of the Oneida Nation including but not limited to the Code of Ethics law.
- I hereby authorize all persons and/or entities to which this release is presented, having information related to or concerning the applicant, to furnish any and all such information to the Oneida Election Board.

Signature: _____ Date: _____

PRINT NAME AS YOU WANT IT TO APPEAR ON THE BALLOT

Background Investigation

In addition, to the BCC application, this form is **REQUIRED** for Applicants applying for:

GAMING COMMISSION * SCHOOL BOARD * TRUST ENROLLMENT COMMITTEE * ALL JUDGES

SECTION 5: BACKGROUND INFORMATION

Date of Birth: _____ Social Security #: _____

Driver's License #: _____ State Held: _____

Name: _____
FIRST MIDDLE LAST MAIDEN (IF ANY)

SECTION 6: OTHER NAMES (List any previously used or alias names, attach additional pages, if needed)

1. _____ 3. _____
 2. _____ 4. _____

SECTION 7: PREVIOUS ADDRESSES List address for the past 10 years (most recent first) attach additional pages, if needed.

<p>1. _____ <small>STREET APT</small></p> <p>_____ <small>CITY STATE ZIP</small></p> <p>From: _____ To: _____ <small>MM/YYYY MM/YYYY</small></p>	<p>3. _____ <small>STREET APT</small></p> <p>_____ <small>CITY STATE ZIP</small></p> <p>From: _____ To: _____ <small>MM/YYYY MM/YYYY</small></p>
<p>2. _____ <small>STREET APT</small></p> <p>_____ <small>CITY STATE ZIP</small></p> <p>From: _____ To: _____ <small>MM/YYYY MM/YYYY</small></p>	<p>4. _____ <small>STREET APT</small></p> <p>_____ <small>CITY STATE ZIP</small></p> <p>From: _____ To: _____ <small>MM/YYYY MM/YYYY</small></p>

SECTION 8: APPLICANT SIGNATURE AND RELEASE FOR BACKGROUND INVESTIGATION

- I acknowledge that all information provided in and with this application is true and correct.
- I hereby authorize all persons and/or entities to which this release is presented, having information related to or concerning the applicant, to furnish any and all such information to the Oneida Business Committee Support Office for purposes of appointment to an Oneida Nation Corporate Board.
- In addition, my signature below authorizes the Business Committee Support Officer or their Designee/Incheck to complete a background check related to this application.

Signature: _____ Date: _____

(SEAL)

Certificate of Notary Public

Subscribed and sworn to before me this _____ day
 of _____ , _____

Notary Signature: _____

My commission expires: _____

Approve a limited waiver of Oneida Business Committee Agenda Request Sewerage District Future...

1. Meeting Date Requested: 2 / 24 / 21

2. General Information:

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

Agenda Header:

☐ Accept as Information only

☒ Action - please describe:

Another document that needs to be approved for NEW Water AC/DC project is the Agreement regarding future termination. This is a document that has been developed and used in the past when Oneida purchases a property where NEW Water had previously cost shared a structural practice with a private landowner, and that BMP was recorded on the deed. This agreement documents the process by which Oneida and NEW Water would work together to record a copy of a termination with the Register of Deeds on the associated property.

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:

Sylvia Cornelius Eco Services Dept Manager

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:

AD/DC Watershed Future Terminations Agreement

This document has a reference to the waiver of sovereign immunity which needs Business Committee approval.

Background: Oneida Environmental contracts with NEW Water to fund phosphorus reducing activities within the Reservation that effect total Phosphorus decrease limits that they must meet. The NEW Water AC/DC contract was approved by the BC and signed by the Environmental Director.

Buffers and other Best Management Practices are a primary focus of our Adaptive Management watershed initiative for the next 20+ years. Since these watershed efforts will be used to achieve WPDES permit compliance, it is very important that NEW Water is able to hold the tribe to its commitment to maintain practices over that long period of time. Thus we have a document for Future Terminations Agreement that the Nation agrees to continue any management practices in place on any properties acquired during the contract period.

The document Regarding Future Terminations Agreement has been developed and used in the past when Oneida purchases a property where NEW Water had previously cost shared a structural practice with a private landowner, and that BMP was recorded on the deed. This agreement documents the process by which Oneida and NEW Water would work together to record a copy of a termination with the Register of Deeds on the associated property. The agreement is included for your reference.

Yaw^ko

- 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

ONEIDA LAW OFFICE
CONFIDENTIAL: ATTORNEY/CLIENT WORK PRODUCT

TO: Brenda L. Skenandore
Environmental Health & Safety

Use this number on future correspondence:

2021-0068

FROM: James R. Bittorf, Deputy Chief Counsel

James R. Bittorf Digitally signed by James R. Bittorf
Date: 2021.01.28 11:39:34 -06'00'

DATE: January 28, 2021

RE: Green Bay Metropolitan Sewerage District-Future
Terminations of New Water Cost Share Agreements

<i>Purchasing Department Use</i>
<input checked="" type="checkbox"/> Contract Approved
<input type="checkbox"/> Contract Not Approved <i>(see attached explanation)</i>

If you have any questions or comments regarding this review, please call 869-4327.

The attached agreement, contract, policy and/or guaranty has been reviewed by the Oneida Law Office for legal content only. Please note the following:

- ✓ The document is in appropriate legal form. *(Execution is a management decision.)*
- ✓ This agreement requires Business Committee approval prior to execution because it contains waivers of sovereign immunity. Specifically, paragraph 2 provides that “[e]ach party may prosecute a proceeding in any court of competent jurisdiction against the other party” to enjoin violations or breaches of the agreement, “and may prosecute any and all remedies permitted to such party at law or in equity.” In addition, paragraph 3 provides for mediation and arbitration, and subparagraph 3(d) states, “The Oneida Nation specifically waives sovereign immunity and consents to suit in Brown County Circuit Court or Outagamie County Circuit Court solely for the limited purposes of compelling enforcement of the provisions of this Agreement or compelling enforcement of any arbitration award against the Oneida Nation rendered pursuant to this Agreement.”

AGREEMENT REGARDING
FUTURE TERMINATIONS OF NEW WATER COST SHARE AGREEMENTS

This Agreement ("Agreement") is made as of the ____ day of _____, 20__ by and between the GREEN BAY METROPOLITAN SEWERAGE DISTRICT ("GBMSD"), and THE ONEIDA NATION, a federally recognized and treaty tribe.

W I T N E S S E T H:

WHEREAS, in connection with its ADAPTIVE MANAGEMENT PROGRAM, GBMSD has entered, or will enter into, certain agreements with Ashwaubenon Creek, Dutchman Creek, and Silver Creek watershed private landowners (the "Cost-Share Agreements"), pursuant to which GBMSD agrees to provide cost share funds to participating landowners in return for the installation, operation and maintenance of best management practices ("BMPs") designed to achieve improved water quality standards in the watershed;

WHEREAS, to address Adaptive Management requirements in its Wisconsin Pollution Elimination Discharge (WPDES) Permit the Cost-Share Agreements implement certain use restrictions and BMP maintenance obligations that constitute covenants that "run with the land" and each Cost-Share Agreement will be recorded against the property upon which such BMPs are installed and maintained (each, a "Property" and collectively, the "Properties");

WHEREAS, the Oneida Nation may in the future be interested in acquiring one or more of the Properties, but are unable to take title to such Properties if they are encumbered by a Cost-Share Agreement; and

WHEREAS, GBMSD and the Oneida Nation desire to enter into this Agreement to document their agreement as to the termination and replacement of the Cost-Share Agreements in the event that the Oneida Nation intends to acquire title to one or more of the Properties.

NOW, THEREFORE, in consideration of the covenants contained herein, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties hereto agree as follows:

1. Termination of Cost-Share Agreements. In the event that the Oneida Nation desires to acquire title to one or more of the Properties, the Oneida Nation shall provide GBMSD with written notice of such proposed acquisition not less than ten (10) business days prior to the closing date. Such notice shall identify the Property to be acquired (the "Target Property") and the date upon which the Oneida Nation intends to close upon the purchase of such Target Property. At closing, the Oneida Nation shall deliver to GBMSD a signed document stating the Oneida Nation has purchased a property (with CSA identification number, property description, and map). Upon receipt of such document, GBMSD shall deliver to the Oneida Nation a new, draft Oneida-CSA identifying the target property and the Oneida Nation as the new property owner. Upon review and approval of the Oneida-CSA, the Oneida Nation shall sign and notarize it and deliver the original to GBMSD for its signing and notarizing. Upon its signing, GBMSD shall deliver a copy of the executed Oneida-CSA to the Oneida Nation. The Oneida-CSA will not be recorded at any county Register of Deeds. GBMSD shall prepare a Termination of the existing Cost-Share Agreement encumbering the Target Property and promptly record a copy of

such termination with the Register of Deeds Office for the County in which the Target Property is located. Upon receipt of the recorded Termination, GBMSD shall deliver a copy of the recorded Termination to the Oneida Nation.

2. Enforcement. Each party may prosecute a proceeding in any court of competent jurisdiction against the other party who has violated, or is attempting or threatening to violate, any of the terms of this Agreement and may enjoin any such violation or breach, and may prosecute any and all remedies permitted to such party at law or in equity. This enforcement right shall include, but not be limited, to, the right to bring an action (1) to enforce the terms of this Agreement, and/or (2) to enjoin non-compliance by appropriate injunctive relief; or any combination of these remedies.

3. Dispute Resolution

- (a) Negotiation. If either party believes the other has failed to comply with the requirements of this Agreement, or if any controversy, claim or dispute arises out of or relates to this Agreement (a "Dispute"), then either party may initiate negotiation by serving a written notice on the other identifying the specific provision or provisions of the Agreement in dispute and specifying in detail the factual basis for any alleged non-compliance and/or the interpretation of the provision of the Agreement. Within thirty (30) days of service of such notice, representatives designated by each party shall meet in an effort to resolve the Dispute through negotiation.

- (b) Mediation. If either party believes the other has failed to comply with the requirements set forth in this Agreement, or if there is a Dispute over the proper interpretation of any provision of this Agreement, the parties may agree in writing to settle the Dispute by non-binding mediation.

- (c) Arbitration. If a Dispute is not resolved within ninety (90) days of service of notice as provided for in Section 3(a), above, either party may serve on the other a written demand for arbitration, and the dispute shall thereafter be resolved by arbitration which shall be conducted in conformance with the rules set forth below and such other rules as the parties may in writing agree. The demand for arbitration shall be in writing, shall set forth a short statement of the factual and legal basis for the claim and be served on the other party by either certified mail or personal service.

- (i) Arbitration Panel. Each party shall appoint one (1) arbitrator. The two party-appointed arbitrators shall then appoint a third arbitrator, and the three (3) arbitrators shall constitute the panel.

- (ii) Proceedings and Award. All arbitration proceedings shall be confidential, except as may be necessary for judicial enforcement of this dispute resolution provision or for confirmation of an arbitration award. The arbitrators may conduct such evidentiary or other hearings as they deem appropriate. The arbitrators shall base their decision and award on Wisconsin law and shall have the authority to award any remedy or relief that a court of competent jurisdiction could order, including specific performance and injunctive relief. The arbitrator's decision and award shall be in writing. In rendering such decision and award, the arbitrator shall not add to, subtract or otherwise amend the

provisions of this Agreement.

(iii) Cost of Arbitration. The parties share the cost of arbitration (i.e. arbitrator's compensation, filing fees and other administrative fees) with one-half (1/2) of the cost charged to GBMSD and one-half (1/2) of the cost charged to the Oneida Nation. Each party shall bear its own expenses, including but not limited to its attorney's fees. In any action to enforce, modify or set aside the arbitrator's decision and award, the prevailing party shall be entitled to recovery of its costs, including reasonable attorney's fees approved by the court.

(d) Limited Waiver of Immunity. The Oneida Nation specifically waives sovereign immunity and consents to suit in Brown County Circuit Court or Outagamie County Circuit Court solely for the limited purposes of compelling enforcement of the provisions of this Agreement or enforcement of any arbitration award against the Oneida Nation rendered pursuant to this Agreement.

4. Miscellaneous. This Agreement shall be governed and construed in accordance with the laws of the State of Wisconsin. No delay or omission by any of the parties hereto to exercise any right or power occurring upon any non-compliance or failed performance by another party under the provisions of this Agreement shall impair any such right or power or be construed to be a waiver thereof. A waiver by any of the parties hereto of any of the covenants, conditions or agreements hereof to be performed by another, shall not be construed to be a waiver of any succeeding breach thereof or of any other covenant, condition or agreement contained herein. This Agreement may be executed in any number of counterparts, any or all of which may contain the signature of any one of the parties, and all of which shall be construed together as a single instrument.

IN WITNESS WHEREOF, the parties have signed this Agreement to take effect as of the date first above written.

GBMSD:

ONEIDA NATION:

Green Bay Metropolitan Sewerage District

The Oneida Nation of Wisconsin

By: _____

By: _____

Name: _____

Name: _____

Title: _____

Title: _____

Oneida Business Committee Agenda Request

Approve the Outagamie County 1983 Wisconsin Act 161 agreement - file # 2021-0024

1. Meeting Date Requested: 02 / 24 / 21**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: Tina Jorgensen, Governmental Services Division Director
Your Name, Title / Dept. or Tribal MemberAdditional Requestor: Jennifer Berg-Hargrove, Family Services Director
Name, Title / Dept.Additional Requestor: _____
Name, Title / Dept.

ONEIDA LAW OFFICE***CONFIDENTIAL: ATTORNEY/CLIENT WORK PRODUCT***

TO: Racquel Hill
Family Services

Use this number on future correspondence:

2021-0024

FROM: Peggy A. Schneider, Staff Attorney

**Peggy A.
Schneider**

Digitally signed by Peggy A.
Schneider
Date: 2021.01.11 15:00:39 -06'00'

DATE: January 11, 2021

RE: Outagamie County Health & Human Services-
Agreement

Purchasing Department Use

Contract Approved

Contract Not Approved

(see attached explanation)

If you have any questions or comments regarding this review, please call 869-4327.

The attached agreement, contract, policy and/or guaranty has been reviewed by the Oneida Law Office for legal content only. Please note the following:

- ✓ The document is in appropriate legal form. *(Execution is a management decision.)*

AGREEMENT

THIS AGREEMENT, made and entered into, by and between the Oneida Nation (hereinafter referred to as the **NATION**) and Outagamie County Department of Health and Human Services (hereinafter referred to as the **COUNTY**).

WITNESSETH:

1. **Purpose.** An Oneida child residing within Outagamie County is unique because the child is both a citizen of Outagamie County and a citizen of the Oneida Nation. Therefore, the COUNTY and the NATION share responsibility for maintaining the safety and well-being of Oneida children residing in Outagamie County. The responsibility includes preserving, stabilizing, and reunifying Oneida families through the use of culturally appropriate services that take into account traditional values. These services are aimed to serve the best interest of Oneida children, and in the long run, benefit the COUNTY and the NATION. This Agreement clarifies the relationship between the NATION and the COUNTY in regard to providing for the health, safety, and welfare of children of the Oneida Nation residing within Outagamie County. The COUNTY and the NATION each have unique roles that will be most successfully accomplished when the response by the NATION and the COUNTY is coordinated to support the effective fulfillment of each role and responsibility. This Agreement intends to provide and improve systems for services, referrals and mutual assistance between the NATION and COUNTY, and to establish procedures and standards under which the parties shall implement the provisions of 1983 Wisconsin Act 161, consistent with the Oneida Nation Children's Code. Delinquency cases, as defined in Wis. Stat. §938.12 are not provided for under this Agreement.

2. **Definitions.** As used in this Agreement, the following terms shall have the meanings specified herein:

- a. "Business day" means Monday through Friday from 8:00 a.m. to 4:30 p.m., excluding holidays recognized by either the NATION or the COUNTY.
- b. "Child" means a person who is less than eighteen (18) years of age, who is enrolled or eligible for enrollment in the Oneida Nation and meets the residency requirements within Outagamie County, or meets the sibling exemption as stated in section 708.5-1(b) of the Oneida Nation Children's Code.
- c. "Child custody proceeding" means and includes:
 - i. "foster care placement" which shall mean any action removing a child from its parent or custodian for temporary placement in a foster home or institution or the home of a guardian where the parent or custodian cannot have the child returned upon demand, but where parental rights have not been terminated;

- ii. “termination of parental rights” which shall mean any action resulting in the termination of the parent-child relationship;
 - iii. “pre-adoptive placement” which shall mean the temporary placement of a child in a foster home or institution after the termination of parental rights, but prior to or in lieu of adoptive placement; and
 - iv. “adoptive placement” which shall mean the permanent placement of a child for adoption, including any action resulting in a final decree of adoption.
 - d. “Child in need of protection or services” means a child as described in section 708.5-2(a)-(o) of the Oneida Nation Children’s Code.
 - e. “County” means the Outagamie County Department of Health and Human Services and any and all employees, agents, representatives and cooperating Outagamie County agencies.
 - f. “Foster home” means any home which is licensed by the Nation, a County agency, or the State of Wisconsin and maintained by any individual suitable for placement of children when taken into custody or pending court matters.
 - g. “Group home” means any facility operated by a person required to be licensed by the Nation, a County agency, or the State of Wisconsin for the care and maintenance of five (5) to eight (8) children.
 - h. “Nation” means the Oneida Nation and all of its agencies, employees, agents and representatives.
 - i. “Reservation” means all the land within the exterior boundaries of the Reservation of the Oneida Nation, as created pursuant to the 1838 Treaty with the Oneida, 7 Stat. 566, and any lands added thereto pursuant to federal law.
 - j. “Residential care center” means a residential facility required to be licensed as a child welfare agency that provides treatment and custodial services for children, youth, and young adults.
 - k. “Shelter care facility” means a non-secure place of temporary care and physical custody for children, licensed by the Nation, a County agency, or the State of Wisconsin.
 - l. “Treatment foster care” means a specialized licensed foster home that provides treatment for a child with physical, mental, medical, alcohol or drug abuse, cognitive, intellectual, behavioral, or developmental difficulties.
- 3. Support Services. It is mutually understood and agreed that the NATION and the COUNTY Health and Human Services staff shall meet either in person or by telephonic conference on a regular basis on days and at times to be determined by the NATION and the COUNTY, for the following purpose:
 - a. Collaborate to review and discuss current support services provided by both the NATION and the COUNTY and how those services are meeting the needs of families;

- b. Coordinate services utilized by families which are provided by both the NATION or COUNTY staff. The purpose for coordinating services is to assure that all appropriate services are being provided to the families, to identify the primary service providers, and to establish a case plan for provision of service to ensure that families may receive support services from the NATION and/or the COUNTY when appropriate; and
- c. Perform any and all other functions mutually agreed upon by the parties.

4. Emergency Removal by County. The decision to remove an Oneida Child from the home will be made jointly. If removal of an Oneida child is necessary, this will occur in accordance with the Indian Child Welfare Act. It will be mutually agreed upon by both agencies where the most appropriate placement will be for the child pursuant to the placement preferences identified in Oneida Children's Code section 708.11.

In the event that an initial assessment is performed by the COUNTY which reveals that a child is in immediate danger from his or her environment and for whatever reason cannot coordinate with the NATION, the COUNTY may remove said child and temporarily place the child in accordance with the placement provisions provided in Oneida Business Committee resolution BC-07-26-17-J, and the Indian Child Welfare Act, 25 U.S.C. Sec. 1915.

The COUNTY further agrees to inform the NATION of any such emergency removal using all reasonable efforts, and in all cases to inform the NATION as soon as practical, but no more than twenty four (24) hours thereafter.

5. Placement by the NATION. It is mutually understood and agreed that all placements of a child residing within Outagamie County, other than those occurring under Section 4 above, fall within the jurisdiction of the NATION and shall be made by the NATION. In making any out-of-home placement, the NATION shall place the child according to the placement preferences provided in section 708.11-1(a)-(h) of the NATION'S Children's Code, which provides for the following:
- a. A member of the child's immediate or extended family;
 - b. A family clan member;
 - c. A member of the Nation;
 - d. Descendants of the Nation;
 - e. A member of another federally recognized tribe;
 - f. Fictive kin within the Nation community;
 - g. Fictive kin outside the Nation community; or
 - h. Any other person or persons not listed above.

The NATION agrees to employ the Interstate Compact on Placement of Children when seeking to place a child outside the State of Wisconsin. The NATION will work cooperatively with the COUNTY to assure that children are afforded the protections by the compact.

6. Coordination of and Placements in Licensed Homes. The NATION agrees to coordinate with the COUNTY when placement of a child in a COUNTY funded foster home is necessary, which shall include placement in a licensed treatment home, group home or institution.

The NATION will notify the COUNTY of the termination of any out-of-home placement in writing no later than three (3) business days after the termination of any out-of-home placement.

In a voluntary placement, a copy of the agreement between the parent or custodian and the NATION and the court order approving such placement shall be provided to the COUNTY within three (3) business days. In all other cases, except voluntary placement cases, a copy of the agreement between the parent or custodian and the NATION, the court order approving such placement, and the dispositional order made by the NATION's Court, shall be provided to the COUNTY within ten (10) business days.

7. Requisites of Monitoring COUNTY Funded Out-of-Home Placements. In monitoring and providing services to children who have been placed elsewhere than the home of their parent or relative, the NATION shall appoint a case manager and shall establish and carry out the following procedures:
- a. Permanency Plan. An initial permanency plan for each child in out-of-home placement shall be established which conforms to section 708.23 of the NATION's Children's Code. The NATION shall provide a copy of said plan to the COUNTY within sixty (60) days of being removed from the home.
 - b. Subsidized Guardianship. When Guardianship is ordered by the NATION and subsidy is appropriate, the NATION and COUNTY shall coordinate a meeting sixty (60) days prior to the closure of the case to discuss payment of the subsidy.
 - c. Child and Adolescent Needs and Strengths (CANS) will be utilized to determine rate setting for placements and will be entered into eWISACWIS by the COUNTY until the NATION has complete access to eWISACWIS. Once the NATION has full access to eWISACWIS, the Nation shall enter the required information.
 - d. Case Review. A judicial case review shall be conducted for each case at the minimum of once every six months. The judicial review shall conform with the provisions of the NATION's Children's Code. A copy of the resulting order shall be furnished to the COUNTY within ten (10) days of review with the statutory

provisions related to permanency planning, together with all copies of all notices sent to interested parties of the scheduled review.

8. Funding for Out-of-Home Placement. Payment by the COUNTY for the care and support of children placed by the NATION in licensed homes other than those of the parent or custodian shall be made in the following circumstances:

- a. Placement with Relative. The NATION shall process Kinship Care payments for children placed by the NATION with a relative.
- b. Placement in Foster Care. The COUNTY shall make out-of-home care payments for children placed by the NATION in a licensed foster home, treatment foster home, group home, or residential care center, when such placement is pursuant to an order of the NATION'S Court in a child in need of care proceeding. The NATION and COUNTY shall recognize licensure of foster homes by either party.
- c. The NATION and COUNTY shall collaborate when entering into a contract for any out-of-home placements in a group home or residential care center being utilized by the NATION and paid for by the COUNTY.
- d. Financial Eligibility. Payment by the COUNTY pursuant to this section shall apply only to those children placed by the NATION who do not have the financial resources with which to pay for such care, and who meet the eligibility criteria of federal and Wisconsin law. The NATION and the COUNTY may collaborate to determine which agency may determine the financial ability of the child's parent or other legally responsible person to contribute to the child's support.
 - i. The NATION may determine the financial ability of the child's parent or other legally responsible person to contribute to the child's support and may pursue child support when the NATION has jurisdiction over the child support matter.
 - ii. The COUNTY may determine the financial ability of the child's parent or other legally responsible person to contribute to the child's support and may pursue child support only when the NATION declines jurisdiction over the child support matter.
- d. IV-E Funding. The Nation shall ensure accurate Title IV-E eligibility requirements are included in court ordered documents.

9. Financial Limitations on Funding. It is mutually understood and agreed that payment for placement under section 8, above, is subject to the following conditions:

- a. Foster Care Payment. Payment by the COUNTY for a placement of a child by the NATION is contingent upon the child being a resident of Outagamie County at the time of placement.
- b. Group Home and Institutional Foster Care. It is further understood by the parties to this agreement that payment shall be made by the COUNTY for placements made

199 by the NATION in a licensed treatment home, group home, or institution pursuant
200 to an order of the NATION's Court or upon mutual consent of the NATION and
201 the COUNTY to such placement.

- 202 c. The NATION agrees to continue to advocate for the funding of the High Cost Pool
203 Fund which may help the COUNTY cover the costs of these placements.
204

205 10. Amount of Financial Support Available to Caretakers. It is understood and agreed that
206 any and all payments made by the COUNTY shall be in the amount determined by the
207 Wisconsin payment guidelines established by the Wisconsin Department of Children and
208 Families.
209

210 11. Respite Care. The NATION will utilize its respite homes if available and shall be
211 responsible for the cost of those respite services. If the NATION does not have respite
212 homes available at the time it is requested, the COUNTY shall utilize their respite homes
213 and the NATION shall reimburse the COUNTY for the cost of the respite services.
214

215 12. Information Concerning Available Placements. It is further mutually agreed that the
216 following types of information shall be provided by each party to the other, as
217 circumstances arise:

218 a. Licensed Foster Homes. The NATION and the COUNTY shall provide to each
219 other a complete list of all licensed foster homes, and a copy of the license issued
220 to each foster home, and shall update such listings as is necessary in order to
221 maintain its currency. Placement considerations require prior approval by the
222 appropriate foster care coordinator.

223 b. License Revocation. The NATION and the COUNTY shall provide to each other
224 written notice of any revocation of a license issued to a foster or group home, and
225 the effective date of such revocation.

226 c. Indian Child Welfare Act Notices. The COUNTY shall provide all notices to the
227 NATION which is required by the provisions of the Indian Child Welfare Act, 25
228 U.S.C. Sec. 1901, Et seq.
229

230 13. Confidentiality. It is mutually understood and agreed that all information concerning child
231 custody proceedings shall be kept confidential and shall be revealed by each party to the
232 other, to the extent not prohibited by applicable Federal, Tribal and Wisconsin law, and
233 to those persons who require such information in order to exercise rights secured by
234 Federal, Tribal, or Wisconsin law.
235

236 14. Contact Persons. All notices or contacts required by this agreement to be provided to the
237 NATION shall be directed to the Oneida Nation Indian Child Welfare Department
238 Director. All notices or contacts required under this agreement to be provided to the

COUNTY shall be directed to the Agency Designee of the Outagamie County Health and Human Services.

15. Full Faith and Credit to Proceedings of the NATION. Pursuant to federal law it is understood that the public acts, records, and judicial proceedings of the NATION which are related to child welfare proceedings shall be accorded full faith and credit by the COUNTY to the same extent that full faith and credit is accorded to the public acts, records, and judicial proceedings of the United States, every State, and every Territory or possession of the United States.

16. Modification and Term Agreement.

- a. Modification. This agreement may be modified as mutually agreed upon by the parties, and such modification may be initiated by either party.
- b. Term. The term of this agreement shall be for one (1) year, which shall begin on December 10, 2020 and ending on December 10, 2021. This agreement may be extended thereafter by mutual agreement of the parties for a term not exceeding one (1) year at a time.

17. Conflict Resolution. The NATION and the COUNTY acknowledge that instances of disagreement to the terms of this Agreement may arise and that circumstances may occur in which one (1) party believes the other to have violated its terms. It is mutually understood and agreed that the parties shall attempt to resolve such matters at the lowest possible level, within the described framework:

- a. Oneida Nation Indian Child Welfare Department Worker – Outagamie County Child Protective Services Worker;
- b. Oneida Nation Indian Child Welfare Department Supervisor - Outagamie County Child Protective Services Supervisor;
- c. Oneida Nation Indian Child Welfare Department Director - Outagamie County Child Protective Services Manager;
- d. Oneida Nation Governmental Services Division Director – Outagamie County Executive Director of Health and Human Services.

Disagreements are to be resolved as quickly as possible and in a manner which does not compromise the safety of the child or other family members or the effectiveness of the investigation.

A good faith effort to resolve the issue will occur as outlined above, however in the event resolution does not occur, the party funding the placement has the ability to make placement recommendations to the court of jurisdiction via letter.

If a resolution is not able to be reached within a period of sixty (60) days, then, upon notice by either party to the other, all disputes, claims, questions, or differences shall be finally settled by binding mediation administered by a mediator mutually agreed upon by the parties. The mediation will take place at a location agreed upon by both parties or as chosen by the mediator. It is preferred if the mediator has knowledge of child welfare matters, including Indian child welfare, or Indian culture in general. Both the Nation and County shall share equally in the cost of the mediator.

Nothing contained in this agreement shall be construed to waive the sovereign immunity or rights of the NATION, its officers, employees, or agents.

Nothing contained in this agreement is intended to be a waiver or estoppels of the County or its insured to rely upon the limitations, defenses, and immunities contained within Wisconsin law, including, but not limited to, those contained within Wisconsin Statutes 893.80, 895.52 and 345.05. To the extent that indemnification is available and enforceable, neither the County nor its insurer shall be liable in indemnity and contribution for an amount greater than the limits of liability for municipal claims established by Wisconsin law.

CONCLUSION

It is therefore the purpose and intent of the NATION and the COUNTY to recognize the interest and responsibility of the other party to provide for the health, safety, welfare, and maintenance of children in need of services. It is further the express intent of the NATION and the COUNTY to cooperate, to share resources and expertise in addressing the needs of children, to facilitate provision of services and to jointly seek financial and program resources to address the needs of Oneida families residing within Outagamie County.

IN WITNESS WHEREOF, this Agreement has been duly executed on the date first written above.

ONEIDA NATION

OUTAGAMIE COUNTY

BY: _____
Tehassi Hill

BY: 
Thomas M. Nelson

Title: Oneida Nation Chairman

Title: Outagamie County Executive

Date: _____

Date: 2.3.21

BY: _____
Jo Anne House

BY: 
Joseph P. Guidote Jr.

Title: Chief Counsel
Oneida Nation

Title: Corporation Counsel
Outagamie County

Date: _____

Date: 02-01-21

BY: 
Tina Jorgensen

BY: 
John Rathman

Title: Governmental Services
Division Director
for Oneida Nation

Title: Outagamie County Department of
Health and Human Services
Director

Date: 2/9/21

Date: 02-01-21

Oneida Business Committee Agenda Request

Accept the Comprehensive Health Division FY-2021 1st quarter report

1. Meeting Date Requested: 2 / 24 / 21 **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:

Your Name, Title / Dept. or Tribal Member

Additional Requestor:

Name, Title / Dept.

Additional Requestor:

Name, Title / Dept.

FY-2021 1st quarter report

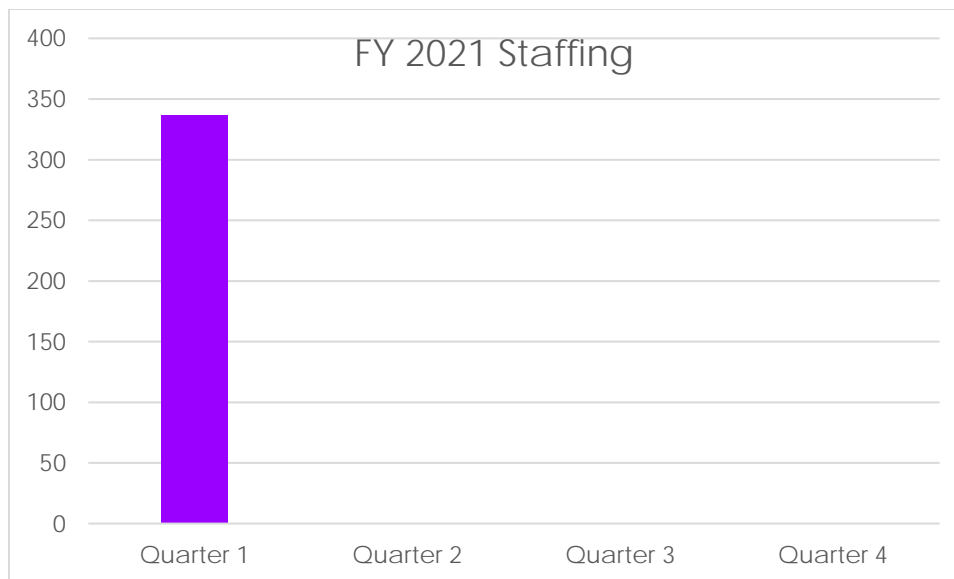
ONEIDA COMPREHENSIVE HEALTH DIVISION

A health system positioned to respond to current and future health challenges while protecting and promoting the holistic health and well-being of our Oneida Community. Services are provided to all members of Federally recognized Tribes in accordance with our Multi-Year Funding Agreement with the Department of Health and Human Services-Indian Health Service.

Outcome/Goal # 1

Engaging & Developing a Successful Workforce: Improve Human Resource Service to Meet the OCHD Needs of the Division; Promotion of Health Careers; Enhance Employee Engagement

MEASUREMENT:



ACCOMPLISHMENTS RELATED TO THE OUTCOME/GOAL:

The chart demonstrates our employee count prior to COVID at 362, the decrease due to COVID to 277 and now we are at 337 total employees. Enhancing engaging and developing our workforce has continued to face some challenges throughout the first quarter, however we are continuing to look at various methods to engage our workforce

and support their mental health needs during the pandemic. Staff shortages in many areas of the division continue to pose challenges in meeting patient access to care. In some departments, we have lost employees due to the uncertainty of the Nation's stability and employees have not returned and/or resigned from their positions. We are in the process of beginning to fill those critical positions which have been lost and/or employees have chosen to retire from their positions. Access continues to slowly be improving in some areas throughout the Division but still remains difficult due to shortages of providers and loss of staff and fear of the potential exposure to COVID. We continue to work on improving communication within the Division through enhancing employee engagement. A "burn-out" survey was conducted during the FY 20 year which was prior to COVID. The results of this survey were very favorable in that the majority of our employee base were not experiencing any "burn-out" within their specific areas. However, this will need to be revisited following COVID as we suspect the results may be much different. The team continues to work on addressing these concerns as we move forward into FY 2021. The first in our series of "Teams Division Town Hall meetings" was held in November 2020. The first Town Hall meeting was met with very favorable responses from the staff within the Division. Our goal is to host these meetings at least quarterly for FY 2021. We send out a format and ask all employees to submit any questions they may have regarding the Division and/or the Oneida Nation and we provide responses to these questions during the Town Hall as well as provide any updates to the staff on the Health Division and the Oneida Nation as a whole. There is also time to ask any questions at the end of our presentation of the responses. The second Town Hall meeting is scheduled for February 17, 2021. In addition, increased opportunities for student internships and clinical rotations for all health careers has been on hold due to the onset of COVID throughout the first quarter of FY 21.

EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

Enhancement of our workforce allows Health care to be provided to the Oneida Nation and to meet our requirements to the Indian Health Services by providing our required programs, services, functions and areas in accordance with our Multi-year Funding Agreement with the Department of Health Human Services/Indian Health Services.

Outcome/Goal # 2

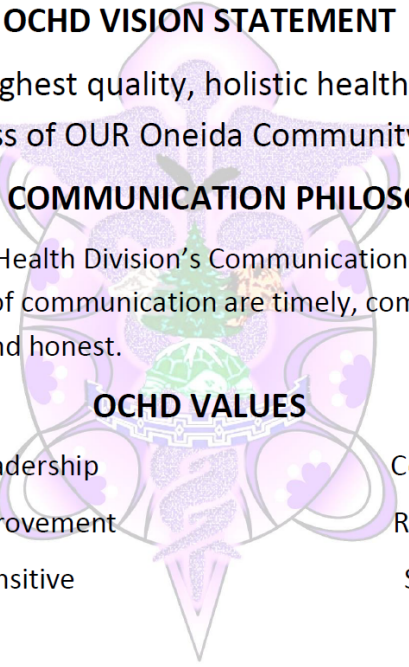
Revitalizing Values-Driven Leadership: Enhance the Quality & Communication of our Leadership Team; Promote & Prioritize Decision Making of OCHD; Create a Communication Philosophy for OCHD

MEASUREMENT:**OCHD VISION STATEMENT**

We provide the highest quality, holistic health care to ensure the future wellness of OUR Oneida Community.

OCHD COMMUNICATION PHILOSOPHY

The Comprehensive Health Division's Communication Philosophy is the belief that all forms of communication are timely, complete, concise, considerate, clear, and honest.

OCHD VALUES

Responsive Leadership
Continuous Improvement
Culturally Sensitive
Trust
Communication
Respect
Safety

ACCOMPLISHMENTS RELATED TO THE OUTCOME/GOAL:

All areas of OCHD to complete Strategic Plans to align with OCHD. To date 3 of the 6 areas of the Division have completed their individual Strategic Plans to align with the OCHD Strategic Plan. This includes Community Health, Behavioral Health, AJRCCC. The areas continue to work on the development of their Strategic plans. The OCHD Strategic Plan was presented to the Division staff at our last Town Hall meeting in November and will continue to be revisited with each Town Hall meeting. A Communications Philosophy was created with the sub-committee of the Management Team and presented to the Division staff. The Comprehensive Health Division's Communication Philosophy is the belief that all forms of communication are timely, complete, concise, considerate, clear, and honest. The OCHD Business Plan was finalized and the OCHD team continues their work on the development of an integrated comprehensive Health campus concept to expand services and the footprint of the existing OCHC.

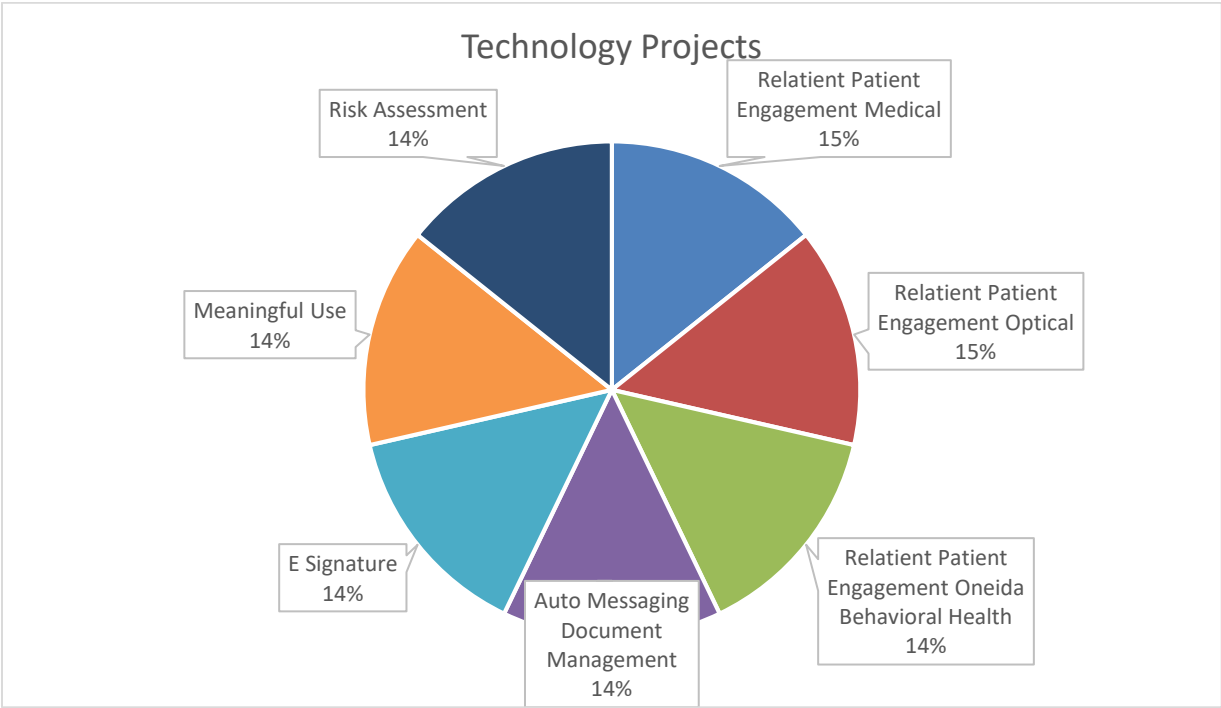
EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

The OCHD Team will continue to utilize the OCHD Strategic Plan to prioritize their decision making and to align with the General Manager's Strategic Plan and with the Oneida Business Committee's Strategic Plans once completed. The OCHD team continues their work on the development of an integrated comprehensive Health campus concept to expand services and the footprint of the existing OCHC. OCHD plans to host quarterly Town Hall virtual meetings with OCHD staff to help to increase communication throughout the Division.

Outcome/Goal # 3

Analyzing & Improving Health Technology: Improve Information Technology Services to meet OCHD Needs.

MEASUREMENT: MEASUREMENT: The following figure demonstrates the actual percentages of time spent on each technology project for the Health Division.



ACCOMPLISHMENTS RELATED TO THE OUTCOME/GOAL:

The implementation of the Electronic Health Record has accomplished the following major areas of optimization over the 1st quarter FY 21. Applied software changes to Centricity EMR for CMS requirements for Merit-based Incentive Payment System (MIPS) reporting. All HIPAA Security policies have been reviewed and updated. On-site Risk Assessment was completed with an action plan implemented which continues to be reviewed on a monthly basis. The next Risk Assessment is tentatively scheduled for December, 2021. The Patient Portal has been improved by the implementation of the Clinic visit summaries. E-signature has been expanded from the Behavioral Health to the Medical Clinic and registration in all clinical areas through the use of Ipads for registration of patients. Began a Major project to upgrade/replace equipment for the AJRCCC Nurse Call system- Ascom/Ideacom Mid-America is the vendor. Majority of the 1st quarter has been focused on improving and fine tuning the ability to work virtually to include acquiring the necessary

web cams and headsets to allow staff to perform their job duties via virtual team meetings. This includes the virtual provider visits both through the Oneida Community Health Center and through Oneida Behavioral Health. In addition, implementation of billing for virtual visits and documentation within the medical records has been an initiative since the onset of the COVID Pandemic. Major upgrade for Visualutions Community Health Center (CHC) to Community Health Enhancements (CHE) component to collect /maintain patient-specific IHS data for Medical EMR Centricity.

EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

Optimizing Technology allows the Health Division and the provision of Health Care to continue to track customer feedback on an ongoing basis to allow the Division to continually monitor where there may be trends that need to be addressed and/or improved upon based upon the customer feedback. Implementation of the registration process utilizing Ipad's and electronic signatures enables our ability to better expedite the registration process for the patients and allows us to improve our tracking of documents and signatures directly imported into the patient record. We will continue to monitor and track where improvements need to be made to continue to improve the quality of patient care. There are 2 specific MIS positions that were being finalized specific for the Health Division, Business Intelligence Analyst was completed and is posted and the second position will be posted once final.

Contact Info

CONTACT: Debbie Danforth RN, BSN, Ravinder Vir, MD, MBA, FACP

TITLE: OCHD Division Directors

PHONE NUMBER: (920) 869-2711

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MAIN WEBSITE: [Oneida Nation | Health \(oneida-nsn.gov\)](https://oneida-nation.org/health)

Photos (optional):



Oneida Comprehensive Health Division

Accept the Environmental Health Safety Committee Agenda Request FY-2021 1st quarter report

Onida Business Committee Agenda Request

1. Meeting Date Requested: 2 / 17 / 21

2. General Information:

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

Agenda Header:

☒ Accept as Information only

☐ Action - please describe:

EHSLA 1st Quarter Report FY2021

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:

Additional Requestor:

Additional Requestor:

FY-2021 Quarterly Report (Oct 2020 – Dec 2020)

Environmental, Health, Safety, Land and Agriculture Division

Patrick Pelky – Division Director

Goal #1 Food Sovereignty - Objectives and Metrics

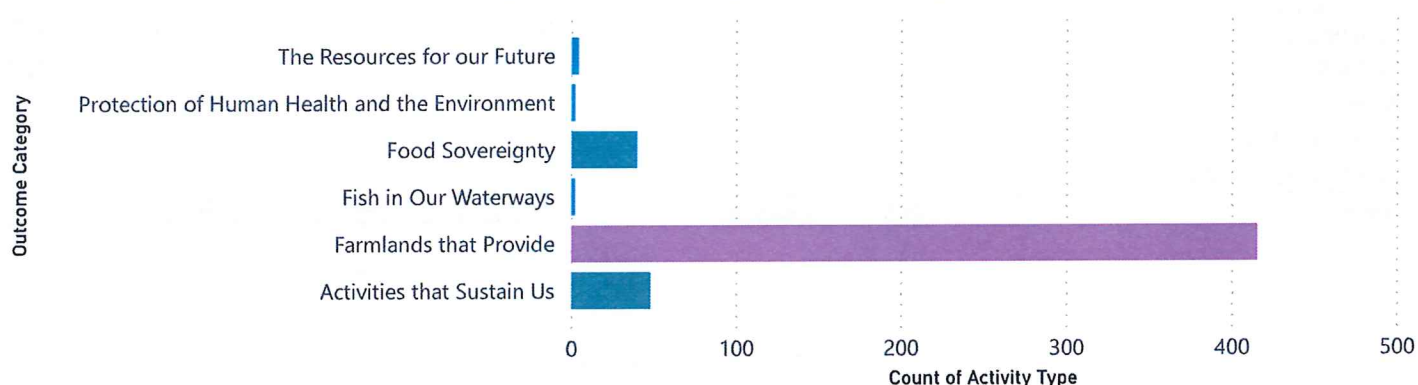
Outcome/Goal

Food sovereignty with traditional and locally grown foods, benefits Oneida members through healthier food choices, stronger local economy and diversification of Oneida Nation enterprises. Tsyunhehkwa maintains Oneida's agricultural heritage of white corn planting, harvesting and processing. Eco-Services, Environmental Health and Environmental Quality provide technical assistance, food safety and training, and ensure regulatory compliance. The Oneida Nation Farm and Orchard provide products for revenue generation. The Oneida Community Integrated Food System provides outreach and education and aids in locally grown food distribution opportunities. The Oneida Nation Cannery provides food processing services and training that supports Oneida grown food distribution in the community.

Measurement:

Category	Measure of Success
Wetlands, Streams and Surface Waters	IBI Index, increased fish populations, improved water quality, improved wetland functions result in reductions of nitrogen and phosphorus
Sustaining Habitat for Wildlife	Increased harvest numbers and increased variety of animal and plant species, IBI Index
Farmlands that Provide	Number of implemented conservation, grazing and nutrient management plans. Amount of food raised or grown and processed for distribution within the Oneida Community. Improved soil and surface water quality measures.

Categories Supporting Food Sovereignty



FY-2021 Quarterly Report (Oct 2020 – Dec 2020)

Environmental, Health, Safety, Land and Agriculture Division
Patrick Pelky – Division Director

Goal #1 Food Sovereignty Accomplishments

Food Sovereignty Activities

Activity Type	Activity Count	Acres Impacted
Agriculture Technical Assistance	141	3,485.80
External Agricultural Collaborations	28	
Federal Regulatory	1	
Fisheries Management	2	
Food Sovereignty and Security Projects	21	
Food Sovereignty or Agricultural Program Administration, Development and Evaluation	6	
Hemp Program	9	
Information Management	12	
Oneida Farmers Market	13	
Oneida Regulatory	1	
Picking & Harvest	1	
Policy Analysis Request	1	
Reporting	13	
Staff Meeting	2	
Technical or Professional Workgroup	10	
Tsyunhehkwa Program Administration, Development and Evaluation	1	
White Corn Activities	5	1.00
Workforce Management	8	
Youth Agricultural Workshops	10	
Total	285	3,486.80

Activities Supporting Food Sovereignty

Activity Type	Activity Count	Acres Impacted
Field Work	28	
Grant Administration - Conservation	1	
Grant Administration - Land and Resource Management	4	
Information Management	4	
Information Management - Conservation	2	
NEPA Agricultural Trust Land	1	14.00
Oneida Nation Orchard	44	
Phase 1 All Appropriate Inquiry (AAI)	1	19.72
Registration and Harvest Data Collection	1	
Survey Technical Assistance	3	2.00
Tsyunhehkwa Farm	61	2.00
Total	150	37.72

FY21 Deer Harvest
158

Conservation Licenses

Month	Fall Turkey	Fishing Only	Sportsman License	Spring Turkey	Sustenance
11/30/2020	33	1	164	38	
10/31/2020	35	2	113	31	1
12/31/2020	1	1	2		
Total	69	4	279	69	1

FY-2021 Quarterly Report (Oct 2020 – Dec 2020)

Environmental, Health, Safety, Land and Agriculture Division

Patrick Pelky – Division Director

Goal #1 Food Sovereignty Accomplishments

Tsyunhehkwa Updates

- Provided white corn for Santa meal to go event & volunteered time for the event
- 2 head of cattle harvested for Indigenous Diet & Healing Grant and the Emergency Food Pantry.
- 1,500 pounds of white corn processed for the holiday season for the cannery
- Regenerative Agriculture training and ACRES Conference.
- White Corn Seed Braids for Tsy Seed Bank completed.
- 2020 White Corn crop harvested
- 4 community members traded/bartered for tobacco.
- #6 is being sold to Oneida Market
- Partnered with 7 outside entities to enhance food security and food sovereignty activities.
- Completed pasture fencing at TSY. 2.
- Eggs donated to the emergency food pantry.
- OCIFS meetings resumed.

Goal #1 Community Engagement	By 2021, the Oneida Cannery will increase the Oneida community's knowledge of traditional and conventional food processing by engaging 10,000 people through education opportunities that create skills and raise awareness.			
2021 Lead/Lag Measure	Oct	Nov	Dec	Annual total
# of Educational Opportunities	4	3	2	9
# of Participants	230	211	150	591
Community Food Processing Lbs.	325	50	0	375

Goal #2 Operational Sustainability	By 2021, the Oneida Cannery will process 30,000 lbs of white corn and 12,000 lbs of other foods to provide sufficient year-round and seasonal products to internal outlets which include: Oneida Nation programs, Oneida Nation School System, Oneida Market, and One-Stops, Special orders and Radisson			
2021 Lead/Lag Measure	Oct	Nov	Dec	Annual total
lbs. of White Corn Processed	576	610	680	1866
lbs. of Other Foods Processed	106.38	1800	500	1956.38
Total Sales (Sales, Orders, Workshops)	\$3908.45	\$5714.20	\$4146.60	\$13,769.25

Goal #3 Development	By 2021, the Oneida Cannery will develop a series of new food products with traditional and conventional methods to increase knowledgebase while improving community options for healthy food choices.			
2021 Lead/Lag Measure	Oct	Nov	Dec	Annual total
# New White corn Products R&D	0	0	2	2
# New Value Products in R&D	0	0	0	0

FY-2021 Quarterly Report (Oct 2020 – Dec 2020)

Environmental, Health, Safety, Land and Agriculture Division

Patrick Pelky – Division Director

Goal #1 Food Sovereignty - FY21 Qtr 2 Expectations

FY21 Expectations - Food Action Plan

FY21 Planned Activities

- 8,000 Extended Growth Walleye for Osnuhsa and Quarry Park
- Allow Access to 6 Acres of Tillable Land for Gardens
- Allow Access to Equipment Needed to Garden
- Allow Designated Community Members to Harvest any of the 32 Berry Plants
- Amend Pheasant Stocking Plan Acquire Straight Run Purchase
- Chaos garden planting
- CSA Agreements for Product Boxes
- Distribution of seeds and plants
- Distribution of Value-Added Products
- Egg collection and distribution
- Ensure Healthy Apple Trees
- Ensure Healthy Pear Trees
- Food Plot and Habitat Enhancement
- Garden Tilling service
- Grass fed beef meat delivery to pantry
- Green Corn Harvest
- Husking Bee
- Increase Harvesting Bag and Possession Limits
- Number 6 Harvest
- Plant 3 acres of Sweetcorn
- Plant 8 to 10 Acres of Squash & Pumpkins
- Plant Community White Corn Plot
- Plant cool season crops
- Plant regular season crops
- Planting 3,000 Brook Trout Fingerlings in Trout Creek
- Processing for Individual Community Members
- Processing of Value-Added Products for Organizational Needs
- Provide an Outlet for Fresh Local Foods
- Provide Community Workshops
- Stock Osnuhsa 1,000 Rainbow trout
- Sweetgrass Harvest
- White Corn Processing
- Wild Rice harvesting

FY-2021 Quarterly Report (Oct 2020 – Dec 2020)

Environmental, Health, Safety, Land and Agriculture Division
Patrick Pelky – Division Director

Goal #1 Food Sovereignty - COVID-19 Pandemic Impacts

Oneida Nation Farm Meat Donations

Customer	Head	Animal	Product	Pounds	Value
Oneida Pantry	5.0	Beef	Hamburger	6,430	\$4,700
Cultural Events/Funeral	1.5	Buffalo	Various	460	\$1,752
HRD - Employee Gift	6.0	Buffalo	Sausage	2,151	\$14,340
Oneida Pantry	1.5	Buffalo	Hamburger	434	\$1,736
Total	14.0			9,475	\$22,528

EHSLA COVID Response Activities:

EHSLA Staff were encouraged to assist with the harvest of white corn and apples due to the lack of volunteers due to the COVID pandemic.

Staff Hours Supporting Harvest for Food Sovereignty

Activity Type	Number of Activities	Reported Hours
Tsyunhehkwa Farm	61	222.25
Oneida Nation Orchard	44	185.50
Information Management	3	3.50
Total	108	411.25

Cannery COVID Response:

Purchased necessary key equipment: Washing machines (converted into cornwashers); Boiler repair; Freezer; Refrigerator; Ice machine; Dehydrator replacement.

Seeking access to additional space for dry good packaging and freeze-drying production.

Increased demand has created capacity issues. This has necessitated the acquisition of the new equipment, updating, repair and replaces of existing equipment and staff resources to meet growing demand.

FY-2021 Quarterly Report (Oct 2020 – Dec 2020)

Environmental, Health, Safety, Land and Agriculture Division

Patrick Pelky – Division Director

Goal #2 Safe Communities - Objectives and Metrics

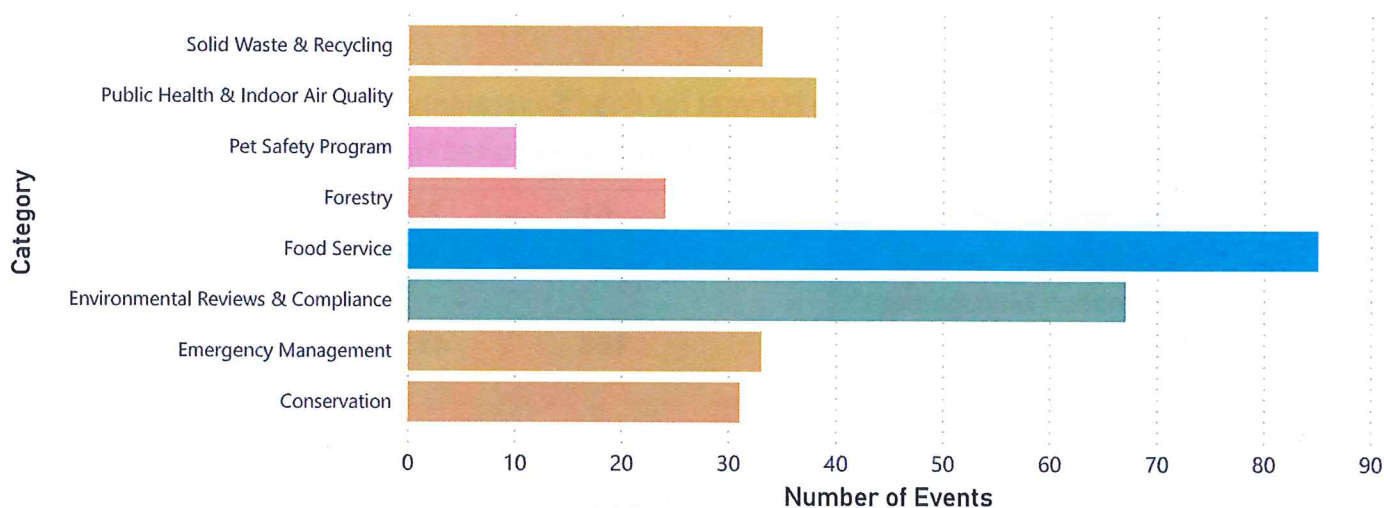
Outcome/Goal

Protection of human health and the environment through regulatory oversight and best management practices using Oneida Nation Laws, and federal standards and authorities supports safe communities. Protection of public safety through food handler certifications, hazard tree assessments and removal, permit compliance and operational standards ensure that Oneida members benefit from a safe and healthy environment for food production, recreation and the ability to conduct business.

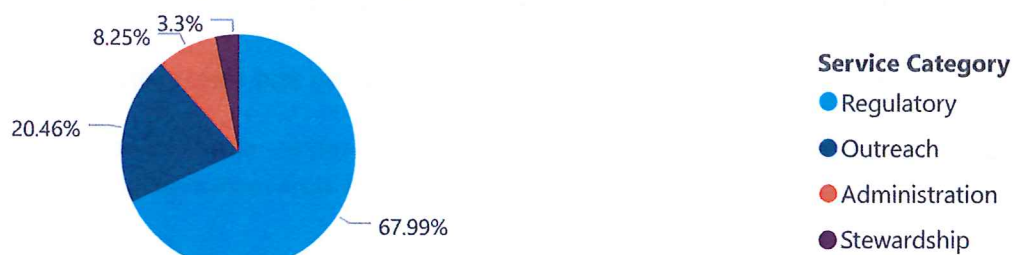
Measurement:

Category	Measure of Success
Managing our Waste Products	Increased rates of recycling and waste diversion. Adoption of integrated solid waste management plan and solid waste and recycling law. Decrease in illegal dumping.
Activities that Sustain Us	Miles of trails maintained or new trails developed. Playground safety is assessed. Community use of recreational areas.

Safe Communities Activities



Service Category Supporting Safe Communities



FY-2021 Quarterly Report (Oct 2020 – Dec 2020)

Environmental, Health, Safety, Land and Agriculture Division

Patrick Pelky – Division Director

Goal #2 Safe Communities - Accomplishments

Conservation Public Safety (not hazard trees)

Activity Type	Activity Count
Conservation Patrolling	1
Domestic Animal Control Complaint	1
Information Management - Conservation	2
License and Permit Sales and Issuance	16
Oneida Regulatory	1
Warden Contact	1
Total	22

Hazard Tree Response

Activity Type	Activity Count
Administration - Forestry	17
Hazard Tree Assessment	3
Workforce Management	4
Total	24

Pet Licensing Program

Activity	Licenses Issued
License and Permit Sales and Issuance	5
Pet Licenses Issued	1
Total	6

380 participants in Trunk or Treat
75 participants in Convos with the Clausess
1400 participants in Breakfast with Santa

Public Health and Indoor Air Quality

Activity Type	Activity Count
Drinking Water Quality Interpretation	10
Illegal Dumping Complaint	5
Missed PickUp	5
Pollution prevention and recycling program development	17
Public Health Concern or Complaint	10
Public Health Outreach & Education	2
Public Health Program Administration, Development and Evaluation	6
Waste & Recycling Technical Assistance	4
Waste Evaluation Request	1
Waste Voucher Requests	1
Total	61

Food Safety

Activity Type	Activity Count
Food Handler Certification	42
Food Safety Outreach & Education (NOT Food Safety Classes)	8
Food Service Complaint	3
Food Service Inspection	2
Food Service License	29
Food Service PreInspection	1
Total	85

UST Inspections & Compliance

Activity Type	Activity Count
UST Boot Camp Workshop	27
UST Compliance Assist Email	1
UST Compliance Assist Phone Calls	4
UST Compliance Assist Site Visit	2
Total	34

FY-2021 Quarterly Report (Oct 2020 – Dec 2020)

Environmental, Health, Safety, Land and Agriculture Division
Patrick Pelky – Division Director

Goal #2 Safe Communities - Expectations

Expectations for FY21:

On-line request for eVouchers for electronic and hazardous waste
Tire drive and large waste item pick up
On-line Food Handler Certification (continued)
On-line gas station operator training
On-line hunting and sportsman licenses
Resumption of indoor air quality services
Continued food inspections
Contactless gas station compliance and inspection visits
Continued technical assistance for drinking water quality result analysis
Work with other departments to encourage social distancing
Review reopening procedures and policies
Playground Safety Assessments
Low-cost pet vaccinations

Goal #2 Safe Communities - COVID-19 Pandemic Response

COVID-19 Community Safety		COVID-19 Response	
		Activity Type	Activity Count
•Participating in "Trunk or Treat" serving		Interdepartmental collaboration	41
•Oneida Food Service Law amended to allow for Cottage Food Sales		Development of new policies and procedures	27
•Communicated social distancing policy for trails and natural areas		COVID Internal Outreach and Education	15
•Drive-through Farmer's Market concluded		Internal Reporting	8
•Social distanced seed and plant distribution procedure		Communication and public outreach	5
•Utilized Microsoft Teams to conduct staff meetings		State or Local government communication events	4
•Waived hunting license fees		COVID testing	2
•Waived pet license fees		Impact tracking	2
•Contactless Sportsman's licensing		Medication/supply delivery	2
•Contactless pet licenses		Research	2
•COVID-19 activity data tracking and analysis		Food service (meal prep and distribution)	1
		Legislative work	1
		Staffing and schedule changes	1
		Total	111

FY-2021 Quarterly Report (Oct 2020 – Dec 2020)

Environmental, Health, Safety, Land and Agriculture Division

Patrick Pelky – Division Director

Goal #3 Healthy Eco-Systems by Managing and Restoring Land and Natural Resources - Overview

Protecting, restoring, managing and enhancing Oneida land and natural resources, enhances sovereignty through the application of the Oneida laws and processes. These improve land resource management, soil health and water quality. This supports self-determination, food sovereignty, restoration and harvest of traditional foods, medicines, wildlife and fish, and provides safe outdoor recreation opportunities.

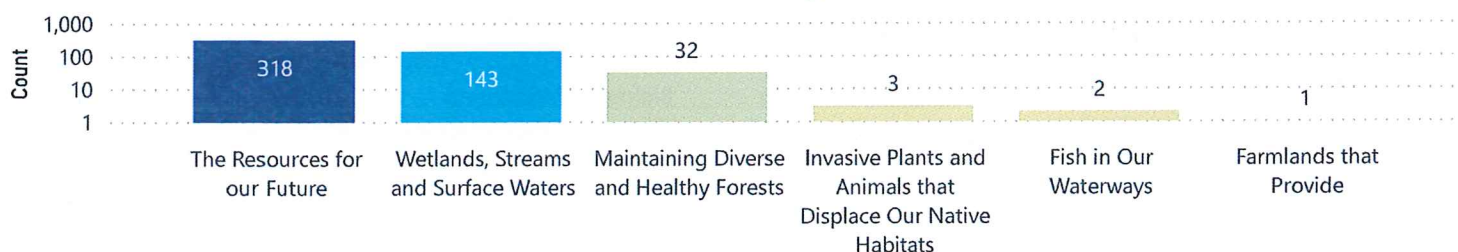
Measurement:

Category	Measure of Success
Invasive Plants and Animals that Displace Our Native Habitats	Decrease in acreage and occurrence of invasive species.
Maintaining Diverse and Healthy Forests	Diversity of species
Fish in Our Waterways	Fish are reproducing, sustainable fishery.
Wetlands, Streams and Surface Waters	IBI Index, increased fish populations, improved water quality, improved wetland functions result in reductions of nitrogen and phosphorus
Sustaining Habitat for Wildlife	Increased harvest numbers and increased variety of animal and plant species, IBI Index

Resource Management

Main Category	Count Activities	Acres Impacted
Conservation	77	
Environmental Reviews & Compliance	12	118.65
Forestry	32	
Invasive Species	3	9.00
Land Management Area	179	54,924.51
Land Resource Management & Service Requests	41	272.25
Surface Water, Stormwater, Wetlands	162	
Total	506	55,324.41

Resource Management



FY-2021 Quarterly Report (Oct 2020 – Dec 2020)

Environmental, Health, Safety, Land and Agriculture Division

Patrick Pelky – Division Director

Goal #3 Healthy Eco-Systems by Managing and Restoring Land and Natural Resources - Accomplishments and Expectations

FY21 Expectations and Planned Projects

Soil Health project with Outagamie County

30 acres of tree planting for reforestation

Nutrient management plans

Ashwabenon/Dutchman Creek Watershed Partnership Project

Fisheries habitat improvement projects

Bird surveys with Audubon Society

Endangered Species monitoring

Rotational grazing and pasture projects

Native pollinator plantings

Treat 100 acres of land for invasive species

Water quality monitoring projects

Plant cover crops on vacant land

FY21 First Quarter Outreach Highlights

Outreach material regarding Oak wilt and pruning practices

Video shoot with Wisconsin Wetland Association (release in February)

Video of Silver Creek Restoration efforts

Audubon Society Partnership for Bird Survey

Endangered Species Monitoring - Turtle tracking

Resource Management Activities

Activity Type	Activity Count
▼	
Work Order Request Completion	6
Wetland Technical Assistance	8
Wetland Assessment	2
Water or Wetland Program Administration, Development and Evaluation	9
Water & Wetland Program Outreach & Education	27
Tree Cutting Permit	1
Technical or Professional Workgroup	24
Survey Technical Assistance	2
Surface Water Technical Assistance	9
Surface Water Quality Monitoring	1
Surface Water Grant Administration	2
Stormwater Inspection	10
Stormwater Compliance	6
State Regulatory	3
Restoration (Wetlands)	6
Restoration (Surface Water)	29
Regulatory Response Water	3
Regulatory Response Land	1
Other Agreements	2
Natural Resource Technical Assistance	8
License and Permit Sales and Issuance	6
Land Restoration and Buffers	2
Land Invasive Species Control	1
Invasive Species Program Administration, Development and Evaluation	4
Forestry Management Plan	2
Fisheries Management	2
Field Work	22
Federal Regulatory	11
Customer Service - Conservation	28
Conservation Observation and Monitoring	6
Biological Monitoring	15
Aquatic Invasive Species Control	2
Administration - Forestry	11
Total	271

FY-2021 Quarterly Report (Oct 2020 – Dec 2020)

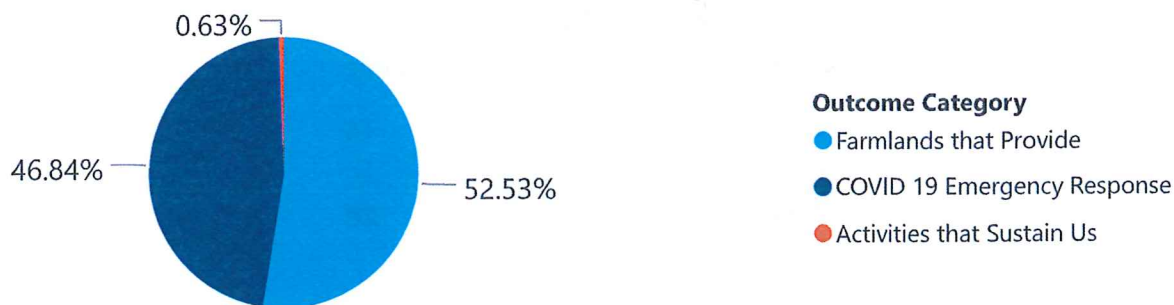
Environmental, Health, Safety, Land and Agriculture Division
Patrick Pelky – Division Director

Goal #3 Healthy Eco-Systems by Managing and Restoring Land and Natural Resources - COVID-19 Pandemic Response

COVID-19 Response Impacting Natural Resources and Environmental Staff

Activity Type	Reported Hours
COVID Internal Outreach and Education	3.25
COVID Public Outreach and Education	2.25
COVID testing	1.50
Development of new policies and procedures	4.50
Food service (meal prep and distribution)	6.00
Increased demand/need for program/service	16.00
Information Management	2.00
Interaction with external entities	1.50
Interdepartmental collaboration	5.00
Internal Reporting	0.50
Oneida Nation Communication Events	7.75
Oneida Nation Orchard	169.50
Organizational response	0.50
Professional Development COVID19	1.00
Research	1.00
Staff Meeting	21.00
Staffing and schedule changes	0.50
State or Local government communication events	1.00
Tsyunhehkwa Farm	183.75
Total	428.50

Count of Activities Supporting COVID-19 Response



FY-2021 Quarterly Report (Oct 2020 – Dec 2020)

Environmental, Health, Safety, Land and Agriculture Division
Patrick Pelky – Division Director

Addendum

Overall Divisional Updates

- Talent alignment project to assess the current workforce and develop operational (6 -18 months) and strategic workforce plans where needed for the future (2 – 5 years) to include creating action plans to address workforce challenges in Recruitment, Retention, Development and Succession Planning.
- Updating and revising grant budget to reflect Divisional changes, organizational priorities and current staff capacity
- EHSLA staff assisted in the harvest of white corn and apples due to lack of volunteers and seasonal help
- Establishing external partnerships to assist in watershed management, food distribution and baseline resource assessments
- Oneida Nation Farm set up direct sales of processed beef and buffalo products directly at the farm
- On-line and on-demand environmental, public health and food safety education resources being developed
- Collaborating with Oneida DPW for solid waste and recycling needs
- Collaboration with Natural Resource Conservation Service to inventory agricultural fields, conservation contracts and nutrient management plans
- Oneida Conservation provided 14 deliveries of Ceremonial Firewood and 14 deliveries of firewood to Elders
- Oneida Conservation partnered with Wisconsin Department of Natural Resources to combat and monitoring Chronic Wasting Disease in whitetail deer, by providing dumpsters for carcass disposal.
- Oneida Conservation and Oneida Forester responded to 9 hazard tree concerns

Firewood Deliveries

Activity Type	Count
Ceremonial Firewood Delivery	14
Elder Firewood Delivery	14
Total	28

Oneida Business Committee Agenda Request

Accept the Governmental Services Division FY-2021 1st quarter report

1. Meeting Date Requested: 2 / 24 / 21 **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: Racquel Hill, GSD Executive Assistant
Your Name, Title / Dept. or Tribal MemberAdditional Requestor: Tina Jorgensen, GSD Director
Name, Title / Dept.Additional Requestor: _____
Name, Title / Dept.

Oneida Business Committee Agenda Request

6. Cover Memo:

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

- 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

FY-2021 Report

GOVERNMENTAL SERVICES DIVISION

First Quarter – October 1-December 31, 2020

Status report of Outcomes/Goals

Outcome/Goal # 1

Create or identify a Trauma Informed Care training for GSD by 12/31/21.

MEASUREMENT: Training is in place and a schedule for employees is created.

ACCOMPLISHMENTS RELATED TO THE OUTCOME/GOAL:

1. A team of GSD employees have been determined to work on this project.
2. The Team identified the Parenting Trauma Informed Care training as a resource to potentially modify.

EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

The community can expect a compassionate, understanding employee base that is trained on how to handle situations where trauma has impacted a client/participant.

HOW HAS THE COVID-19 PANDEMIC IMPACTED THE OUTCOME/GOAL:

Covid-19 has increased the impact to our clients/participants due to loss of jobs, loss of loved ones, virtual schooling and children struggling with school, etc.

Outcome/Goal # 2

Implement a Program Performance Management System by 12/31/21.

MEASUREMENT: All departments of GSD have at least one performance standard to measure. There will be at least 15 performance standards.

PERFORMANCE MANAGEMENT SYSTEM



ACCOMPLISHMENTS RELATED TO THE OUTCOME/GOAL:

1. A Performance Management Team has been determined to work on the project.
2. A Performance Management Plan has been drafted.
3. A Performance Management system has been created to track and document progress.

EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

The community can expect program accountability and quality improvement.

HOW HAS THE COVID-19 PANDEMIC IMPACTED THE OUTCOME/GOAL:

Performance standards and measures may need to be altered based on how the business or department operates during the pandemic. Many departments are creating a "new normal" business practice. As an example, group programming may continue to be offered virtually, even as we get back to the face-to-face programming.

Outcome/Goal # 3

Implement a 5-Star Customer Service model in GSD by 9/30/21.

MEASUREMENT: All GSD departments have a customer service model in place to evaluate their customer satisfaction. All GSD employees are trained to provide the best customer service.

ACCOMPLISHMENTS RELATED TO THE OUTCOME/GOAL:

1. A Team has been determined to work on this project.
2. The Fitness Center 5-Star model will be used to implement across GSD departments.

EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

The community can expect the best customer service from GSD departments and employees.

HOW HAS THE COVID-19 PANDEMIC IMPACTED THE OUTCOME/GOAL:

Covid-19 should not impact how the customers are treated by GSD employees.

Outcome/Goal # 4

Organize, restructure and open Recreation.

MEASUREMENT: A safety/reopening plan is in place. Vacancies are filled. Curriculum and youth activities have been developed. Recreation sites are operational.

ACCOMPLISHMENTS RELATED TO THE OUTCOME/GOAL:

1. Reorganization is complete: elimination of Assistant Director positions.
2. Job description revisions have been sent to HRD.
3. A safety/reopening plan has been drafted. Needs final approval.

EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

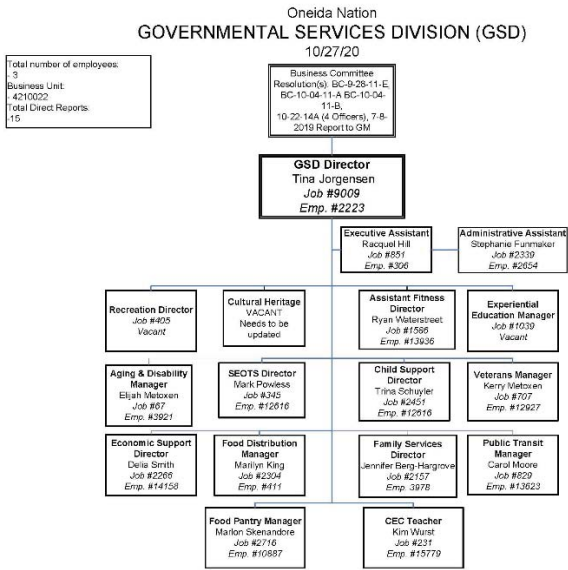
The community can expect an improvement to the services offered by Recreation and better hours to meet the needs of the youth.

HOW HAS THE COVID-19 PANDEMIC IMPACTED THE OUTCOME/GOAL:

Covid-19 will impact the services if/when a youth or employee tests positive or needs to quarantine due to direct contact. There is a possibility that Covid-19 could shut down the face-to-face services offered.

Organization Changes, if any

Elimination of the Area Manager level in GSD has resulted in the departments directly reporting to the Division Director.



Contact Info

CONTACT: Tina Jorgensen, MS, RDN

TITLE: Governmental Services Division Director

PHONE NUMBER: 920-490-3904

E-MAIL: tjorgens@oneidanation.org

MAIN WEBSITE: <https://oneida-nsn.gov/divisions/governmental-services-division-2/>



Digitally signed by Tina Jorgensen, MS
Date: 2021.01.04 16:03:53 -06'00'

Photos (optional):



Justine Huff and Wendy Haack shopping for the 2020 Giving Tree.



Oneida Annual Giving Tree offers drive up applications and pickup during the pandemic.

Oneida Business Committee Agenda Request

Accept the Division of Public Works FY-2021 1st quarter report

1. Meeting Date Requested: 02 / 24 / 21**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: Jacque Boyle, Division Director/Public Works
Your Name, Title / Dept. or Tribal MemberAdditional Requestor: _____
Name, Title / Dept.Additional Requestor: _____
Name, Title / Dept.

FY-2021 1st Quarter Report

PUBLIC WORKS DIVISION/JACQUE BOYLE

Public Works currently includes the following areas/departments:

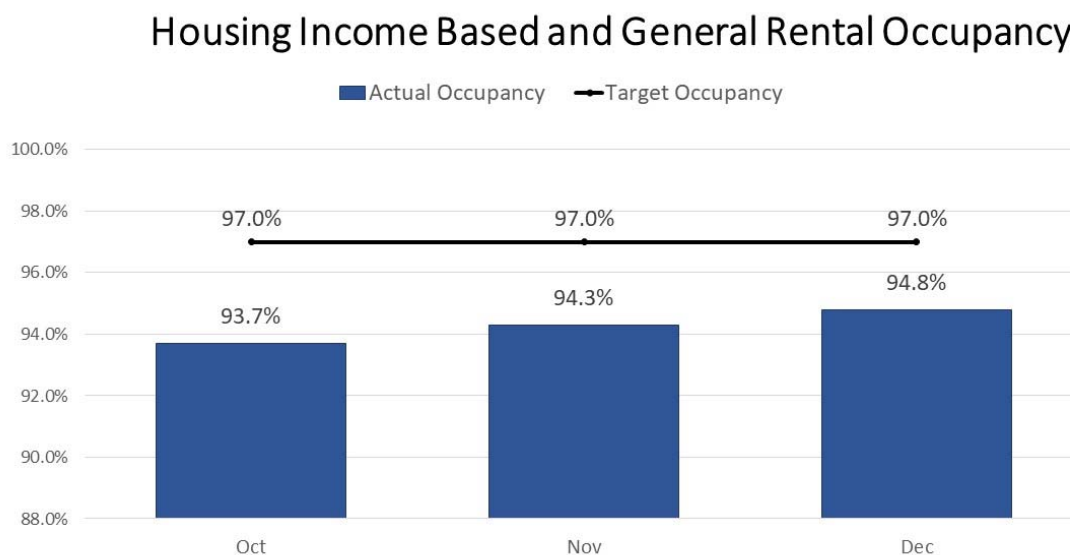
- Automotive and Fleet Management
- Comprehensive Housing
- Custodial
- Engineering
- Facilities Management
- Geographical Information Systems (GIS)
- Groundskeeping and Parks
- Indian Preference
- Planning
- Plumbing and Wells & Septic
- Tribal Transportation Program
- Utilities
- Zoning

Outcome/Goal # 1

Improve Monthly Occupancy Rate of Oneida Housing Rental Units, which includes 341 income based units and 102 general rentals for a total of 443 rental units.

MEASUREMENT: Occupancy Rate = Number of Occupied Units/Number of Total Units.

The goal is to have a 97% monthly occupancy rate which is 13 vacant units at any given time. The graph below indicates the occupancy rate for October, November, and December 2020. For a reference point, the occupancy rate for May 2020 was 91.8%, which shows that the vacancy rates are steadily improving since that time. Many variables impact the occupancy rate including the size of the unit, condition of the unit, reason it was vacated, staffing levels, material availability, and the number of units vacated in any given month.

HOUSING INCOME BASED AND GENERAL RENTAL OCCUPANCY RATESACCOMPLISHMENTS RELATED TO THE OUTCOME/GOAL:

Additional staff have been assigned to work on vacant rental units and the inspection process of vacant units is improving. The occupancy rates and vacant unit information is tracked and reviewed each month to monitor progress and address any issues related to completion. In May 2020 there were 36 vacant rental units as compared to 23 vacant units in December 2021.

EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

- Increase monthly occupancy rate of rental units
- Implement a turnaround grading system (duration of time unit is vacant)
- Establish standardized report on vacant homes including plans and status
- Identify funding for loan programs to be re-established for home/land purchases and home improvement

HOW HAS THE COVID-19 PANDEMIC IMPACTED THE OUTCOME/GOAL:

Covid had caused staff shortages due to isolation and quarantine, required changes in work processes for safe distancing and sanitation of units, delayed accessibility of materials and supplies, and increased costs of materials.

Outcome/Goal # 2

Expand the use of technology to expand our existing capabilities throughout the Division along with optimizing the use of limited resources.

For example, utilize our current GIS System to be more connected, expand access to data and mapping for informed Planning and Zoning decisions, utilize for departmental metrics, and improve collaboration with fewer available staff throughout the Divisions.

MEASUREMENT:

1. The number of new GIS related capabilities accessed by Oneida Nation Personnel
2. The number of personnel who have training and access to the GIS data
3. The number of GPS systems installed in Oneida Nation vehicles
4. Use of power apps to automate record keeping and reporting
5. Track utilization of automated equipment such as mower and custodial equipment

ACCOMPLISHMENTS RELATED TO THE OUTCOME/GOAL:

The Utilities Department is in the process of implementing an on-line billing and invoice system to improve customer service and to automate the process due to a reduction in personnel in the Administrative area. Changes have been made to the GIS system to allow departments to have direct access for their operational needs, such as the Environmental Area. Training has begun with personnel from DPW to allow them to create maps that are used for snow removal routes and lawn care standards. Previously, map requests such as these had to be processed through the GIS personnel.

Custodial continues to research, purchase, and train, on the most technologically advanced equipment. This has included automated floor cleaning equipment and the sprayers for sanitizing surfaces. GPS equipment has been ordered through the Transportation Roads funding to be installed on the large dump trucks for monitoring salt usage, routes, maintenance, and safe operations. Installation of this equipment allows for connection of DPW equipment and assets to produce real-time tracking and provide data available for analysis and reporting. Below is an example of a report from the autonomous floor care equipment located at the Turtle School. Due to the short time we have had this equipment, its utilization has not achieved its maximum as there is training and programming that is also in progress with it.

Example of Technology Application within DPW

Weekly Report - Cleaning Robot Usage

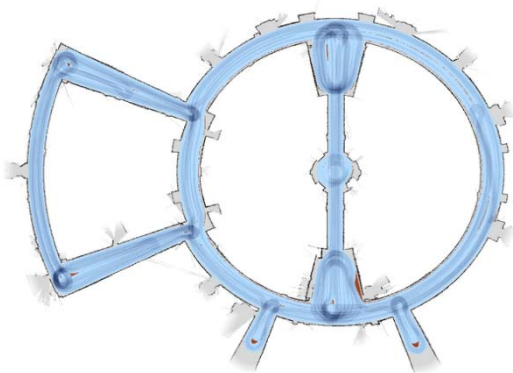
Fri Jan 22, 2021 7:00 AM PST — Fri Jan 29, 2021 7:00 AM PST

Site
ONEIDA TRIBE OF INDIANS OF WI ONES - Oneida, WI
RIN
BC004W003792ZT

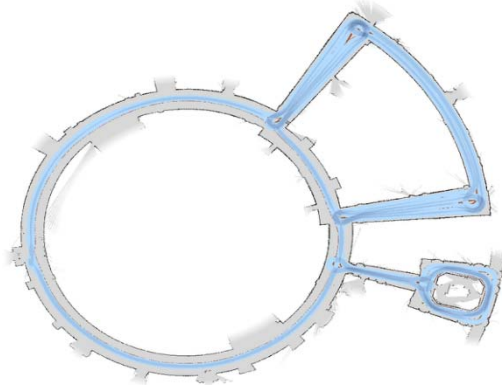
Usage Summary

Date	Coverage	Daily Total	% in Auto
1/22	37,330 sq.ft.	1:54 hrs	82%
1/23	0	0	0
1/24	0	0	0
1/25	0	0	0
1/26	9,862 sq.ft.	:26 hrs	100%
1/27	38,678 sq.ft.	1:36 hrs	95%
1/28	9,875 sq.ft.	:57 hrs	100%
Total	95,744 sq.ft.	4:53 hrs	91%

Turtle School Robot Coverage Map 2



Turtle School Robot Coverage Map 4



EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

- Employee Development in the use of technology and software applications
- Increased efficiency in the performance of job functions
- Advanced tracking, data analysis, and reporting capabilities
- Improved Customer Service

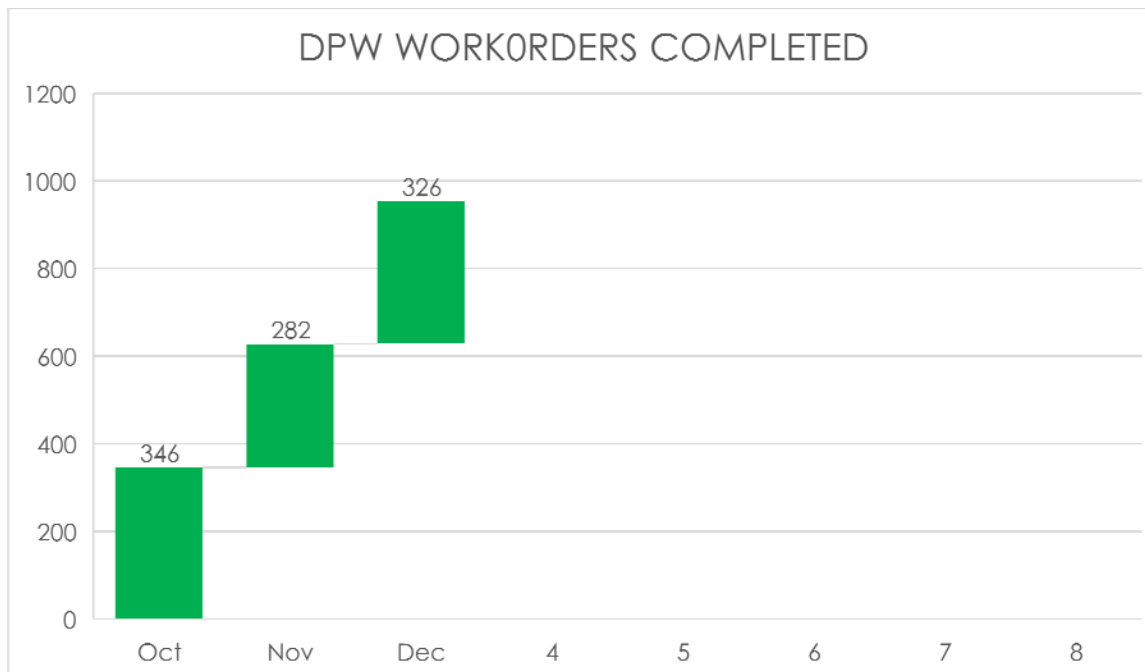
HOW HAS THE COVID-19 PANDEMIC IMPACTED THE OUTCOME/GOAL:

Covid-19 quickly advanced the research and use of technology to do more with less. Funds were made available through CARES that allowed us to purchase equipment that could not be accomplished through Tribal Contribution. This became extremely important as the number off employees were reduced and at the same time sanitation and disinfection became even more critical. Current jobs require new skill sets in the use of technology and automated systems to achieve higher performance levels.

Outcome/Goal # 3

Maintain and increase the overall value of the Oneida Nation infrastructure

MEASUREMENT: The number of Building and Maintenance Projects completed compared t the budgeted projects and the number of on-demand and preventive maintenance work orders completed as compared to all workorder requests.



ACCOMPLISHMENTS RELATED TO THE OUTCOME/GOAL:

The use of Archibus has increased to replace an obsolete software system that was being used for Custodial Inventory. The more data that we enter into the system in a timely manner, the more useful the reports become in tracking workload, expenses, and in decision-making for future staffing levels. There are additional maintenance tracking systems within our Division that are more industry specific such as the one used for the Utilities Department and the software used by Housing, expanding the use of these systems is now being researched.

EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

An emphasis on cleaning and sanitation of work areas throughout the daytime operations. Focus on maintaining and upgrading water and wastewater equipment for reliability and energy efficiency. Replacement of failing wells and septic systems as funded through Indian Health Service. Staff continue to work on the various building and maintenance improvement projects budgeted for FY21. The replacement of lighting throughout the buildings and installation of energy efficient systems remains a priority to reduce maintenance and increase energy efficiency. Progress tracking and reporting on all Building Maintenance related Projects is being developed to include Utilities department and Housing.

HOW HAS THE COVID-19 PANDEMIC IMPACTED THE OUTCOME/GOAL:

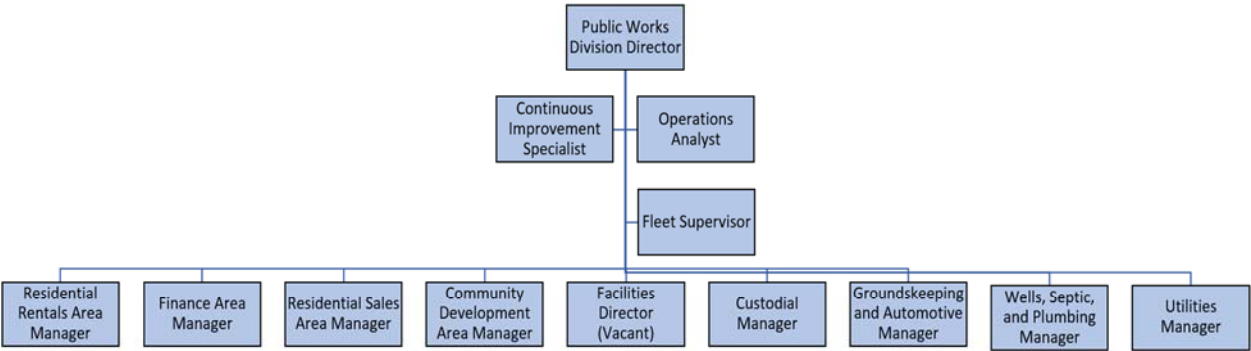
Many of the budgeted 2020 maintenance and improvement projects were not completed due to the lack of funding. These projects and additional building and maintenance projects have been resubmitted and approved in the FY21 Budget. The custodial crew completely changed their scheduling of work tasks to include cleaning and sanitizing more often during the day, responding to requests for sanitizing due to positive Covid cases, and purchasing/managing the limited availability of disinfectants, personal protective equipment, and sanitizers. DPW continues to assist with drafting and implementing the re-opening plans for various operations. Sometimes these involve changes to building operations to accommodate the safe distancing requirement.

Organization Changes

The organizational changes that occurred within the Public Works Division during Covid, included the following departments and/or functions being added to the Division: Comprehensive Housing, Engineering, Zoning, Planning/GIS, Tribal Transportation Program, Indian Preference, and Parks. Critical positions were submitted in FY 21 budget that DPW will need to adequately support the services it provides to other areas. The return of personnel from the various departments,

expansion of operating hours, re-opening of buildings to visitors, all increase the workload for DPW services.

Public Works Division Organizational Chart



Contact Info

CONTACT: Jacque Boyle

TITLE: Public Works Director

PHONE NUMBER: (920) 562-4655

E-MAIL: jboyle@oneidanation.org

MAIN WEBSITE: oneida-nsn.gov



Accept the Management Information Systems FY-2021 1st quarter report

Business Committee Agenda Request

1. Meeting Date Requested: 02/24/21

2. General Information:

Session: ☒ Open ☐ Executive – must qualify under §107.4-1.

Justification: *Choose reason for Executive.*

3. Supporting Documents:

- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input checked="" type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

4. Budget Information:

- | | | |
|--|--|-------------------------------------|
| <input type="checkbox"/> Budgeted | <input type="checkbox"/> Budgeted – Grant Funded | <input type="checkbox"/> Unbudgeted |
| <input checked="" type="checkbox"/> Not Applicable | <input type="checkbox"/> Other: <i>Describe</i> | |

5. Submission:

Authorized Sponsor: Debbie Thundercloud, General Manager

Primary Requestor: _____

Additional Requestor: (Name, Title/Entity)

Additional Requestor: (Name, Title/Entity)

Submitted By: LLIGGINS

FY-2021 1st quarter report

MANAGEMENT INFORMATION SYSTEMS (MIS)

Status report of Outcomes/Goals

Outcome/Goal # 1

Expand and improve technology systems, infrastructure, and support

MEASUREMENT: Increase Computing Power for Applications and Systems

Key Performance Indicator (KPI)– Job Run Time

Bally Business Intelligence – Extract, Transform, Load (ETL) Job

Average Run Time – 1H:55M

New Average Run Time – 1H:25M

26% decrease in Job Run Time

The above KPI indicates that the new Cisco UCS server platform has improved the performance. ETL jobs are compute resource intensive jobs. This type of KPI can be expected across other types of computing tasks, such as running reports, improved SQL (Database) jobs, queries, and backups, and other general system/application performance improvements.

ACCOMPLISHMENTS RELATED TO THE OUTCOME/GOAL:

Cisco UCS Compute Platform Outcomes: Decreased number of vendor platforms – From 3 (IBM, Hitachi, and HP) to 1 (Cisco); Decreased number of physical servers to manage/maintain – From 32 to 22; Increased RAM (Memory) – 12.7TB to 17.5TB, Less CPUs (less CPUs but higher performing CPUs result in lower cost in licensing while not affecting performance but increasing performance).

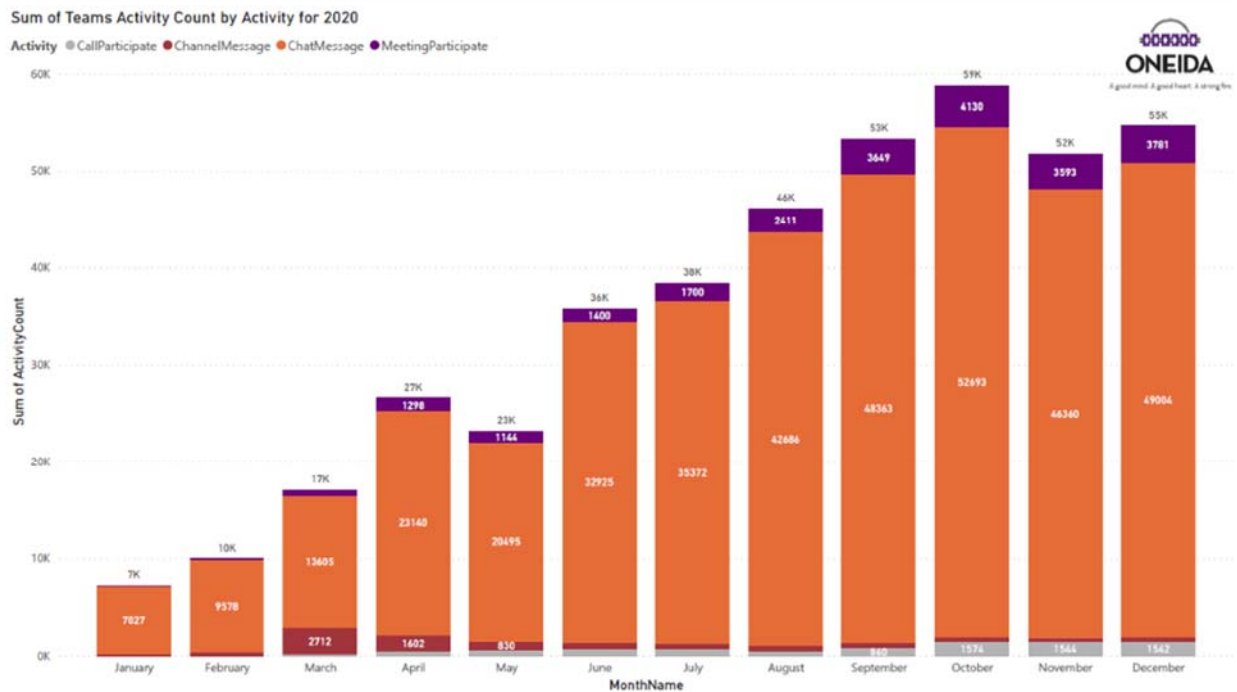
EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

Develop a cloud strategy to better leverage cloud computing technologies such as Software as a Service (SaaS), Platform as a Service (PaaS), and Infrastructure as a Service (IaaS) as well to increase Oneida's overall Information Security posture.

Outcome/Goal # 2

Provide Technologies and Processes that Promote Information Sharing and Collaboration

MEASUREMENT: Improve Utilization of Microsoft Teams Tools



ACCOMPLISHMENTS RELATED TO THE OUTCOME/GOAL:

Increase Team communication tool usage (Calls, Chats, Meetings) throughout the reporting period.
For Q1 FY21, the slight drop in usage is contributed to the holiday season.

EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

Continued Promotion of MS Teams. Provide additional Microsoft Training content to ensure the Oneida Nation is getting the most out of this solution.

Outcome/Goal # 3

Optimize Use of Resources

MEASUREMENT: Reduction of Labor Hours



ACCOMPLISHMENTS RELATED TO THE OUTCOME/GOAL:

MIS staff replaced manual processes related to PRAP1 and PRAP2 payments. PRAP1 payments were originally setup to be taxable. After the passing of the GWE Law, those payments needed to be corrected. It was estimated by Accounting to take 20 minutes per payment (11,280) to manually correct. PRAP2 payments wouldn't have been possible without an automated process. Working with Accounting, MIS staff created a custom program to process PRAP2 payments (11,231) and properly process them through the financial system. Time savings estimated @ 20 minutes per records vs a manual process.
 $((11,280+11,231)*20) / 60 = 7,503$

EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

MIS staff will continue to look for opportunities to automate manual processes to reduce manual labor hours throughout the Oneida Nation.

Contact Info

CONTACT: DON DECHAMPS, ERIC BRISTOL, JASON DOXTATOR
TITLE: GAMING MIS MANAGER, APPLICATION SERVICES MANAGER, NETWORK SERVICES MANAGER
PHONE NUMBER: 920-869-4357
E-MAIL: CUSTOMER_SERVICE_CENTER@ONEIDNATION.ORG
MAIN WEBSITE: <https://oneida.sharepoint.com/sites/TechnologyResources>

Accept the Tribal Action Plan FY 2021-1st Committee Agenda Request

1. Meeting Date Requested: 2 / 24 / 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:

Renita Hernandez, Tribal Action Plan Manager

Your Name, Title / Dept. or Tribal Member

Additional Requestor:

Name, Title / Dept.

Additional Requestor:

Name, Title / Dept.

FY-2020 Quarterly Report

TRIBAL ACTION PLAN

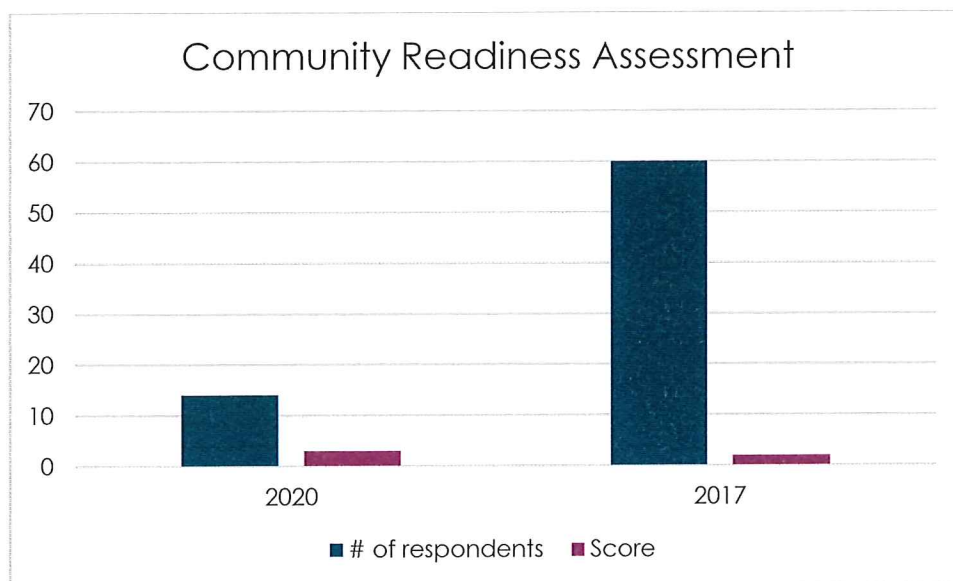
Status report of Outcomes/Goals

1. Which outcome/goal(s) does the Division/Direct Report wish to report on?
2. What metric is being used to measure the outcome/goal?
3. What are the accomplishments (i.e. positives, things for which the Division/Direct Report is proud, brags) have occurred over the reporting period that reflect the Division/Direct Report's progress for reaching the outcome/goal?
4. What can the community expect to see in the future (i.e. 6 months; next year; 18 months) from the Division/Direct Report related to the outcome/ goal?

Outcome/Goal # 1

Conduct an updated Community Readiness Assessment

MEASUREMENT:



ACCOMPLISHMENTS RELATED TO THE OUTCOME/GOAL:

Tribal Action Plan staff both started in September 2020. One of our main goals since starting was to conduct an updated Community Readiness Assessment. The Tribal Action Plan Specialist updated a new assessment with new questions and followed the model's key components. The TAP Manager and Specialists sat down to determine who to include as key respondents. We can up with a total of 14 key respondents throughout the community.

We were able to include respondents that included community members who were Elder, those who work with youth, the Police department, adult community members, those who work with Cultural Heritage, the community Health department, Veterans, Retail and Gaming. The TAP Specialist along with a couple of community members, were able to conduct the interviews over the phone. Once all the assessments were completed, the TAP Manager and the TAP Specialist scored each of the assessments so that each provided a readiness level for each dimension. We assessed participants knowledge on the alcohol and drug abuse epidemic in the areas of community knowledge of current prevention, and intervention efforts, leadership involvement, community climate, community knowledge about the epidemic, and related resources. Interviews were scored on a scale from 1-9 with 1 indicating now awareness and 9 indicating a high level of community involvement. The final scoring was a 3 in all categories meaning we are a stage of Vague Awareness defined as: Most feel that there is a concern, but there is no immediate motivation to do anything about it in Oneida. The previous Community Readiness Assessment that was completed in 2017 was scored at a 2 meaning we are at a stage of denial/resistance defined as: Some community members recognize that the alcohol and substance abuse epidemic is a concern, but there is little recognition that it might be occurring in Oneida.

EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

The community can expect to have an updated Tribal Action Plan that will produce the development of strategies to begin working on the goals that are laid out in the Tribal Action Plan based off the updated Community Readiness Assessment. TAP plans on conducting updated Assessments every two years.

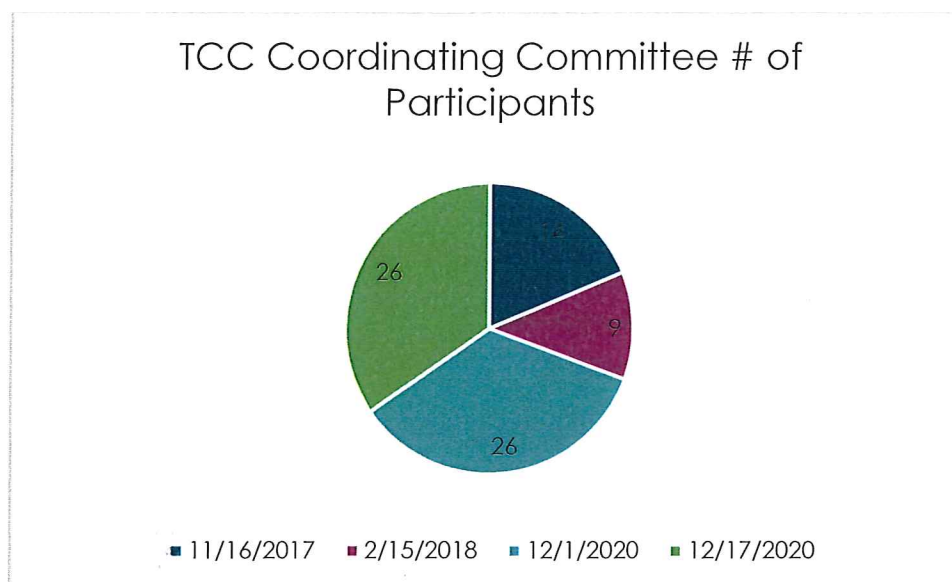
HOW HAS THE COVID-19 PANDEMIC IMPACTED THE OUTCOME/GOAL:

Due to COVID-19, TAP staff was unable to meet the key respondents in person. These assessments needed to be completed over the phone. Responses could have been more thorough if assessments were done in person or could have been explained more thoroughly for those who may have misunderstood the question(s).

Outcome/Goal # 2

Tribal Coordinating Committee (TCC)

MEASUREMENT:



ACCOMPLISHMENTS RELATED TO THE OUTCOME/GOAL:

TAP staff organized and conducted two TCC meetings to re-establish committee. The Tribal Coordinating Committee has been averaging about 26 people who have been attending the meetings in comparison to the only recorded meetings of the TCC in 2017 & 2018. Since the start of these two meetings, we were able to start updating the goals and objectives of the Tribal Action Plan.

EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

The community can expect to have an updated Tribal Action Plan with updated goals and objectives. This will allow TAP staff and the TCC to start establishing strategies that will work towards the goals and objectives that are in the Tribal Action Plan.

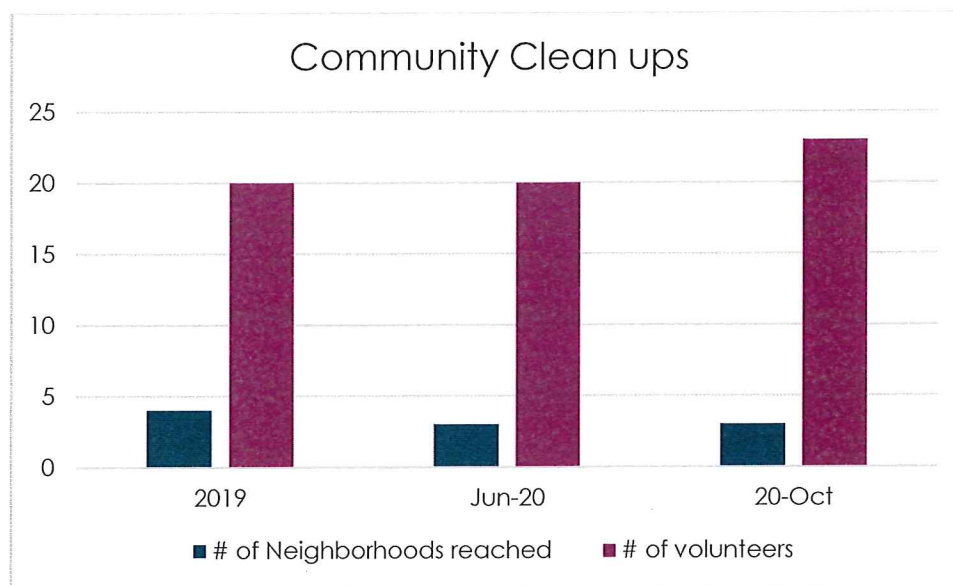
HOW HAS THE COVID-19 PANDEMIC IMPACTED THE OUTCOME/GOAL:

Due to COVID – 19 restrictions, TAP was unable to have in person meetings. We had to come up with a creative solution on how to bring such a large group back via online meetings and to keep everyone engaged in these meetings.

Outcome/Goal # 3

Community Clean Up

MEASUREMENT:



ACCOMPLISHMENTS RELATED TO THE OUTCOME/GOAL: TAP staff organized a community clean up in October for Three Sisters, Site 1 & Site 2. There was a total of 23 community members who volunteered for this effort.

Previously, Daniel Guzman, councilman took on this initiative. The last one occurred in June 2020 with the Green Earth trailer park, Site 2 and Tall Feather Neighborhoods being reached. There were about 20 people who volunteered for this event.

In 2019, there were 4 clean ups that were organized that reached Site 1, Site 2, Three Sisters and Jonas Circle. There were about 10-20 people who volunteered for these events.

EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

The community can expect to see more community clean ups being planned and conducted starting in spring of 2021. Clean ups will be planned so that more neighborhoods can be reached throughout the seasons of spring, summer and fall. The goal is to raise awareness of drug and alcohol use.

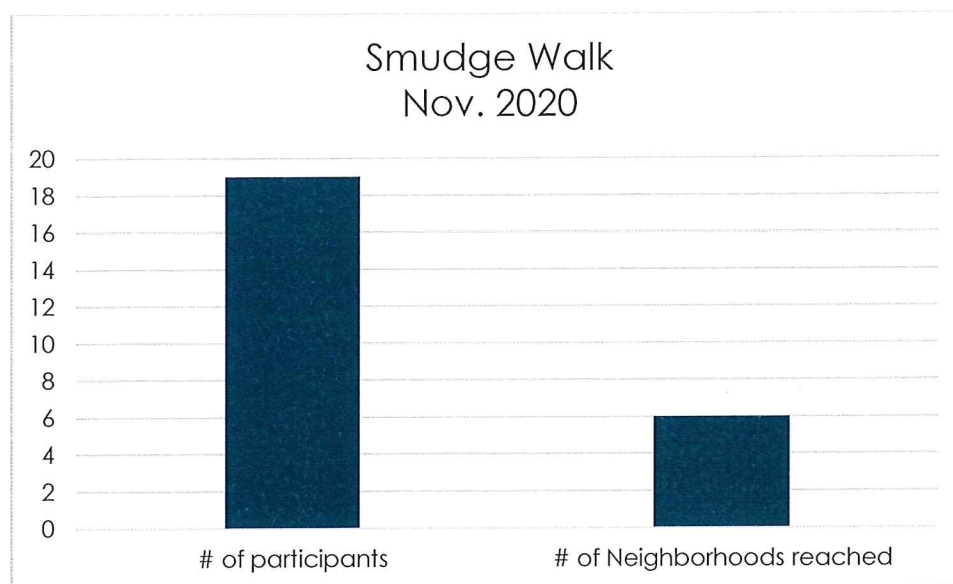
HOW HAS THE COVID-19 PANDEMIC IMPACTED THE OUTCOME/GOAL:

Due to the COVID-19 restrictions, we could only have no more than 20 people volunteer per site. This is part of the reason why we were not able to reach more neighborhoods in October.

Outcome/Goal # 4

Community Smudge Walk

MEASUREMENT:



ACCOMPLISHMENTS RELATED TO THE OUTCOME/GOAL: TAP staff organized a community smudge walk for Three Sisters, Site 1, Path of the Wolf/Bear, Cornelius Circle, Site 2 and Three Sisters on November 22, 2020. There was a total of 19 volunteers for this event.

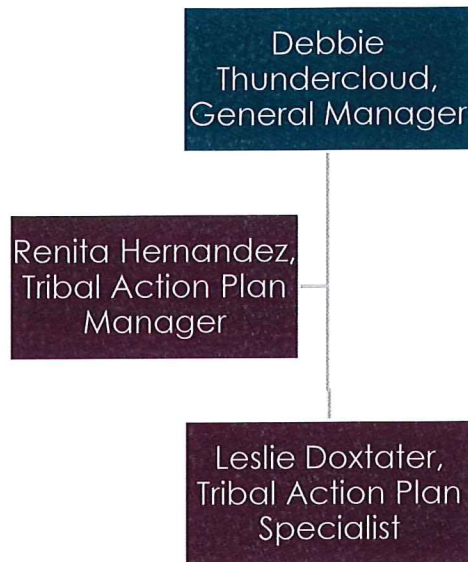
EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

The community can expect to see more community smudge walks being planned and conducted starting in spring of 2021. Community smudge walks will be planned so that more neighborhoods can be reached throughout the seasons of spring, summer and fall. The goal is to raise awareness of drug and alcohol use.

HOW HAS THE COVID-19 PANDEMIC IMPACTED THE OUTCOME/GOAL:

Due to the COVID-19 restrictions, we could only have no more than 20 people volunteer for this event.

Organization Changes, if any

**Contact Info**

CONTACT: Renita Hernandez

TITLE: Tribal Action Plan Manager

PHONE NUMBER: 920-490-3796

E-MAIL: rhernan1@oneidanation.org

MAIN WEBSITE: [Oneida Nation | Tribal Action Plan \(oneida-nsn.gov\)](http://Oneida Nation | Tribal Action Plan (oneida-nsn.gov))

Accept the Big Bear Media FY-2021 1st quarter report

Business Committee Agenda Request

1. Meeting Date Requested: 02/24/21

2. General Information:

Session: ☒ Open ☐ Executive – must qualify under §107.4-1.

Justification: *Choose reason for Executive.*

3. Supporting Documents:

- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input checked="" type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

4. Budget Information:

- | | | |
|--|--|-------------------------------------|
| <input type="checkbox"/> Budgeted | <input type="checkbox"/> Budgeted – Grant Funded | <input type="checkbox"/> Unbudgeted |
| <input checked="" type="checkbox"/> Not Applicable | <input type="checkbox"/> Other: <i>Describe</i> | |

5. Submission:

Authorized Sponsor: Debbie Thundercloud, General Manager

Primary Requestor: _____

Additional Requestor: (Name, Title/Entity)

Additional Requestor: (Name, Title/Entity)

Submitted By: LLIGGINS

FY-2021 Quarter 1 Report

GENERAL MANGER / BIG BEAR MEDIA (PRINT/MAIL/TOURISM/KALI)

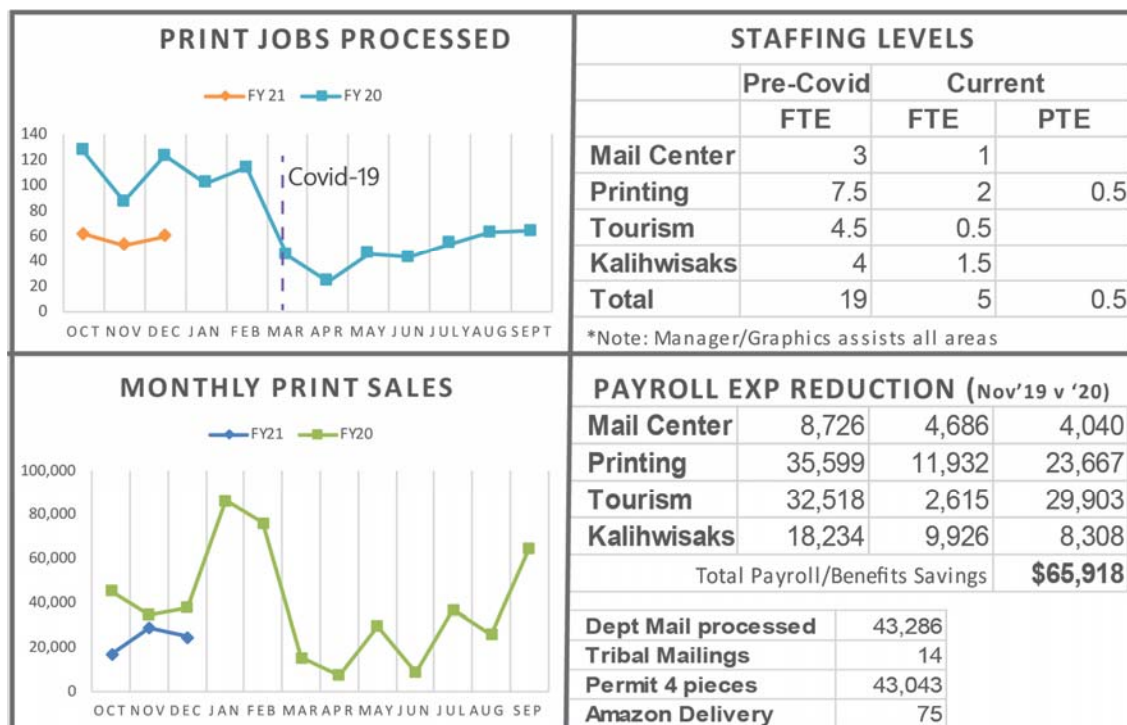
Status report of Outcomes/Goals

1. This report will focus on the operational sustainability for Big Bear Media/Print Operations.
2. Metrics include number of jobs processed, total sales, variance in staff and payroll reduction from FY20 and amount of mail handled.
3. The top accomplishment: staff worked at a high level to cover all the positions that were eliminated. Staff have cross trained to increase the overall capacity of Big Bear Media.
4. In 6 months, goals include adding 2 part-time staff to help sustain the current workflow levels. 6 months-1 Year, BBM will seek new customers, assisting departments with marketing campaigns, redesign of the Kalihwisaks, 3D design of corn for long house and other creative media projects the help solidify Oneida's historical on-line legacy.

Outcome/Goal # 1

Operational Sustainability BBM: Print Operation, Mail Center, Tourism & Kalihwisaks

MEASUREMENT: Quarter 1 Statistics



ACCOMPLISHMENTS RELATED TO THE OUTCOME/GOAL:

Creating a new normal with far less staff. Remaining Big Bear Media staff have stepped up to assist areas and learn new skills. 1st quarter average 58 print jobs, which range in all sizes from 7,000 GTC packets to business cards. The Mail Center continues to have high volumes.

EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

6 Months – 1. Request additional PTE for Mail Center. Mail has Increased volume due to employees returning and the added duties of receiving & delivering Amazon.com orders.
2. Print request 1PTE Graphics/customer service position. Print has an increase in print orders, phone inquiries, billings etc. which does not allow time to focus on moving the business forward.

1 Year – Mail Center increases the 1PTE to FTE status (Combination Mail/Trainee for Print), Tourism adds 1FTE (Tours/Salt Pork Avenue & media) + 2 PT Contracted Student Workers (Digital Humanities for all historical media) and the return of the 4th of July pow wow. Print operations increase to add 1PTE (Admin/possibly shared), 3D printing for public, increase in sales and more efficient accounting processes for dealing with paper. Kalihwisaks will be redesigned plus more graphic assistance tribal wide to create better collateral materials.

HOW HAS THE COVID-19 PANDEMIC IMPACTED THE OUTCOME/GOAL:

The greatest impact Covid has had on Big Bear Media is the ability of staff coverage in the event of illness. The current tribal process does not allow a quick response to production needs. Limited staff equates to a reactive workforce. This is not a sustainable formula for growth.

Outcome/Goal # 2

Advancing On^yote?a.ka Principles

MEASUREMENT:

Video Transfer Oneida Elder Interviews	Total Tapes	Completed Transfer/Youtube	% Completed
Mini DV Tapes Phase I	294	143	48.6%
Beta Tapes Phase II	387	0	0
REEL to REEL Phase III	TBD @ cottage		0
Gordy McLester Collection	Current Box	Total pieces scanned	Total pieces Uploaded to web
01/01/21	17	1,244	1,149 (some items not for public)
Social Media FB (limited)	Total Posts	Reached	Engaged Users
Oct – Dec 2020	27	12,698	1,278
Oct – Dec 2019	59	122,381	19,938
Oneida Tours (ON HOLD)	# of Tours	Total Persons	
Oct'19 – Mar'20	2	75	

ACCOMPLISHMENTS RELATED TO THE OUTCOME/GOAL:

With an outside contract with a former tribal employee, Mini DV tape digitization continues increasing the number of elder interviews available through You Tube/preservation.

EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

6 Months – Work with a tribal contractor to complete digitization of MINI DV tapes. (Gordy McLester Elder interviews) Small contract with students to continue work on exploreoneida.com timeline. Include more historical articles in the Kali. 1 year – validate all documents from Gordon L. McLester collection have been uploaded with appropriate notations. Begin transfer of Beta tapes and assess the REEL to REEL films for transfer.

HOW HAS THE COVID-19 PANDEMIC IMPACTED THE OUTCOME/GOAL:

Greatest impact is not having enough time to focus on creating digital humanities. Digitizing historical records and video tapes for preservation is always a concern. Tape format has a shelf life of 12-20 years. The original videos were shot 1996-2007. Oneida has the most populated on-line historical timeline with resources from the Gordon L McLester collection of any tribe in the world. We need to continue to push our story from our perspective.

Outcome/Goal # 3

Advance Forward using Technology

MEASUREMENT:

Project #1 – Begin to learn 3D printing – Goal to design and print 1,480 cobs of corn

Project #2 – Oneida Talking Paintings – 95% complete

ACCOMPLISHMENTS RELATED TO THE OUTCOME/GOAL:

Utilization of CARES funding to create Oneida Talking painting panels after the Harry Potter franchise. Funding was utilized to hire a laid off tribal employee and outsource the rest of the work. This will allow less face to face contact when log homes open in the future. 5 panels were created. Log Home 1; Daniel Bread, John Archiquette and family at table. Log Home 2; Boarding school and Log Home 4; Rosa Minoka Hill. Begin Learning 3D printing.

EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

6 Months – roll out the talking panels and continue learning 3D printing and modeling. 1 year – repurpose entry way into a visitor center with 3D printers printing corn.

HOW HAS THE COVID-19 PANDEMIC IMPACTED THE OUTCOME/GOAL:

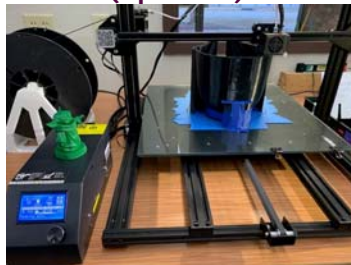
Greatest impact is having very limited time to work with new technology.

Organization Changes, if any

Pre-Covid Positions Eliminated -13	Positions Remaining	Covering other Areas
Office Manager (1) Customer Service (1) Sp Event Mgr (1) Special Event (1) (transferred) Tours/ Soc Media (1) Multi-Media (1)	Manager Pd 30 hrs /work40+	Accountant, Creative, Graphics, Office Manager duties, Salesperson, Customer Service/Paper product inventory, Tech support for machines, Machine operation, Mail center assistance, Kalihwisaks assistance, marketing and design assistance and Tourism
Graphics (2)	Graphics 40 hrs	Customer Service / Run machines/ Assists with mail *Heavy load
Finish/Bindery (1)	Production/ Finishing 40 hrs	Run machines/finishing, no time to help in other areas
	Press/Finish 25 hrs	PTE – 25 hrs weekly , mail prep
Editor (1) Ad/Reporter (1)	Sr. Reporter 40 hrs	Cover machine basics, some mail prep
Mail Clerk (2)	Mail Clerk 40 hrs	Assists where needed

Contact Info

CONTACT: Michelle Danforth Anderson
 TITLE: Marketing & Tourism Director
 PHONE NUMBER: 920.496.5624
 E-MAIL: mdanfor8@oneidanation.org
 MAIN WEBSITE: ExploreOneida.com FB: OneidaTourism

Photos (optional):

Creality CP-01 Test Print

Accept the Education and Training FY-2021 1st quarter report

Business Committee Agenda Request

1. Meeting Date Requested: 02/24/21

2. General Information:

Session: ☒ Open ☐ Executive – must qualify under §107.4-1.

Justification: *Choose reason for Executive.*

3. Supporting Documents:

- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input checked="" type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

4. Budget Information:

- | | | |
|--|--|-------------------------------------|
| <input type="checkbox"/> Budgeted | <input type="checkbox"/> Budgeted – Grant Funded | <input type="checkbox"/> Unbudgeted |
| <input checked="" type="checkbox"/> Not Applicable | <input type="checkbox"/> Other: <i>Describe</i> | |

5. Submission:

Authorized Sponsor: Debbie Thundercloud, General Manager

Primary Requestor: _____

Additional Requestor: (Name, Title/Entity)

Additional Requestor: (Name, Title/Entity)

Submitted By: LLIGGINS

FY-2021 1st quarter report

EDUCATION & TRAINING AREA

Status report of Outcomes/Goals

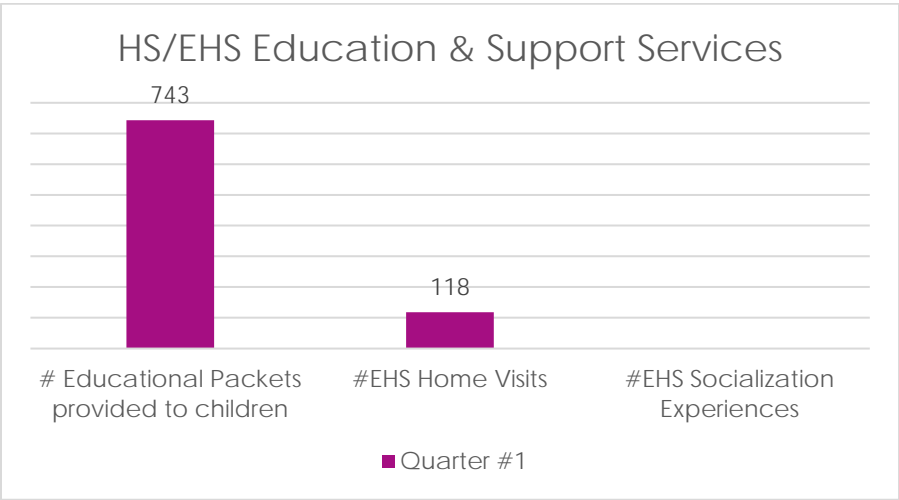
Outcome/Goal # 1

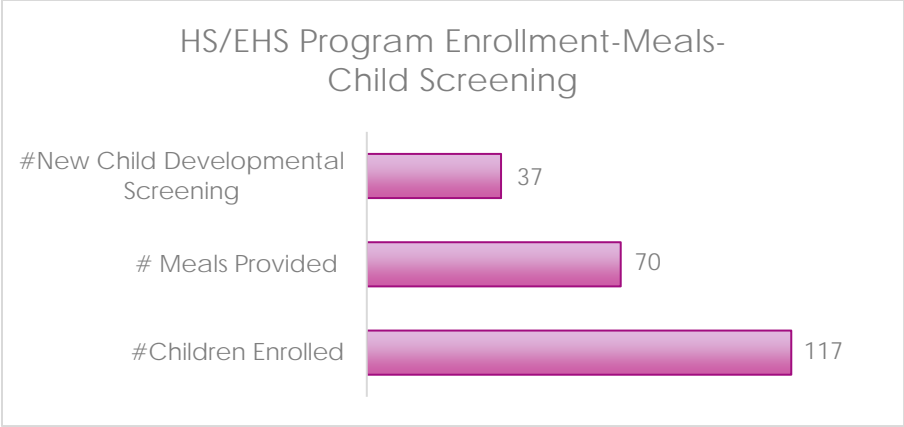
Early Childhood Goal: Support Kindergarten readiness through curricula focused on cognitive, social-emotional and physical domains.

MEASUREMENT:

Child Care: Provide childcare and developed 30 children portfolios with teacher observations recorded for each child, weekly lessons plan to meet developmental needs

Head Start/Early Head Start: Staff provided weekly educational packets along with individual and group learning opportunities virtually during the pandemic. Provided regular parent communication regarding child's learning, development, routines, activities, behavior, and progress. Children enrolled in HS/EHS are screened for various needs and meals are provided weekly





ACCOMPLISHMENTS RELATED TO THE OUTCOME/GOAL:

Child Care has thirty (30) child portfolios initiated and recorded at this time due to the Covid-19 restrictions. Child Care Teachers will work with parents to report their child/children’s progress. Head Start/Early Head Start currently offers virtual services to children and families enrolled in the program. To deliver education and child development services, Seesaw a virtual learning platform is being used. Additionally, staff mail or drop off learning packets for each child. Teachers also offered individual and group virtual sessions for families. Parents were also encouraged to check-in daily in Seesaw to post pictures and videos of their child working on activities sent to them in weekly learning packets. EHS home visiting services are also being delivered virtually and drop off parent/child activity packets. Family Services for families are provided by phone, text, email, and via TEAMS or Google Meet

EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

Child Care provides affordable high-quality childcare for the community children. The areas of development include Social/Emotional, Physical, Language, Cognitive, Literacy, Mathematics, Science & Technology, Social Studies, The Arts, and English Language Acquisition. Portfolios will continue to be updated each month for each individual child. Lesson plans are completed weekly by each classroom, they incorporate opportunities and

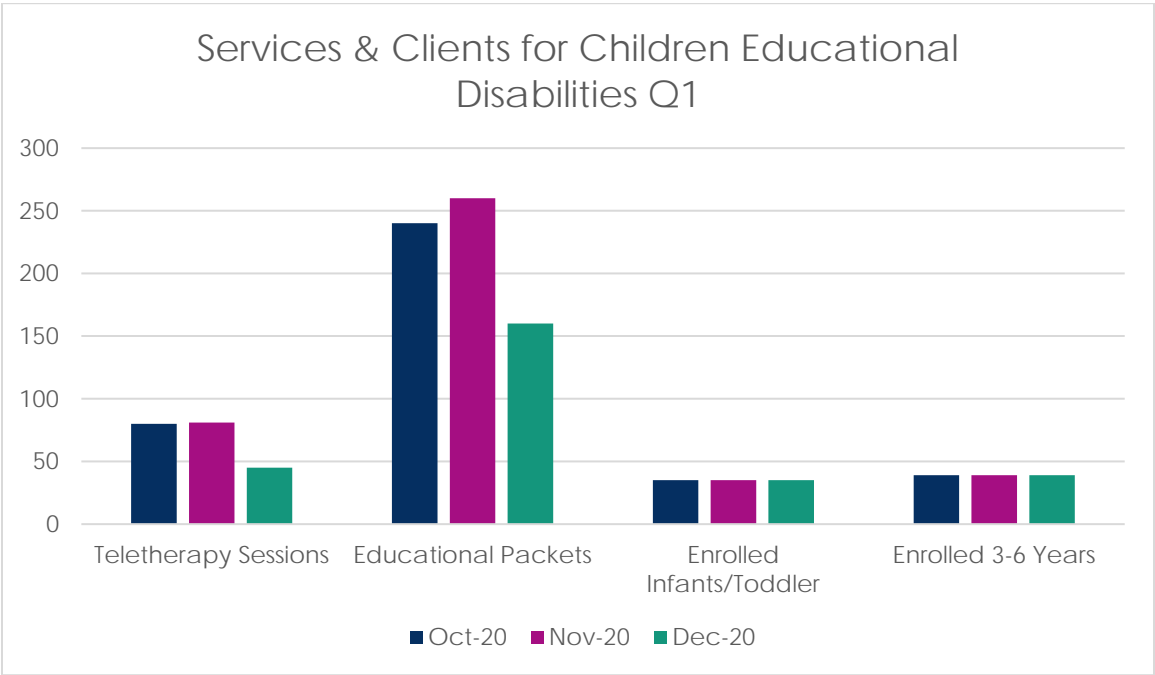
experiences that children need to meet developmental expectations. Head Start program is reviewing a re-opening and program operational plan addressing the additional healthy and safety protocols that will need to be in place to offer limited in-service learning for children at the center. The program may offer a blended option of in-person and virtual learning as it is safe to re-open the center.

Outcome/Goal # 2

Implement Individual Education Plans (IEPs) for children with educational disabilities

MEASUREMENT:

Provide teletherapy or a combination of teletherapy and educational packets for children/families



*less services provided during December 2020 Holiday break



ACCOMPLISHMENTS RELATED TO THE OUTCOME/GOAL:

The first quarter of 2021 programming for children has been conducted by teletherapy or a combination of teletherapy and educational packets sent home. For the first quarter of 2021 there were 35 infants and toddlers enrolled and 39 3-6 years old's enrolled. *Birth to 3 therapy services provided by Brown & Outagamie Counties.

EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

The program has made many adjustments on how we deliver services to families instead of just children. We now include enrichment activities for parents and children to use at home that are simple to use and require little preparation by parents, since families are busy with other school assignments and work. Comments received from parents are very favorable. We will continue this practice and hope to see improvement in our children's outcomes increase because of parent participation.

Outcome/Goal # 3

Students eligible for Youth Enrichment Services in elementary, middle, and high school are on tracked to graduate and Higher Education Scholarships are awarded for post-secondary education

MEASUREMENT:

YES tracks the number of contacts made with students to ensure they are on track to graduate by reviewing key metrics including attendance, grades, and social behaviors.

There are 380 Y.E.S. eligible students enrolled in the program, attending seven schools. Of the 380 students, the Y.E.S. staff monitored and/or contacted students, their parents, teachers, counselors, to directly or in-directly encourage and support school participation of an average of 222 Y.E.S. eligible students and an additional 46 Native students. During the first quarter, the Y.E.S. Staff had 4,143 contacts.

Y.E.S Program – Quarter 1 – FY 2021

Month	Unduplicated Number of Students	Contacts
October 2020	322	1,051
November 2020	261	1,262
December 2020	337	1,830

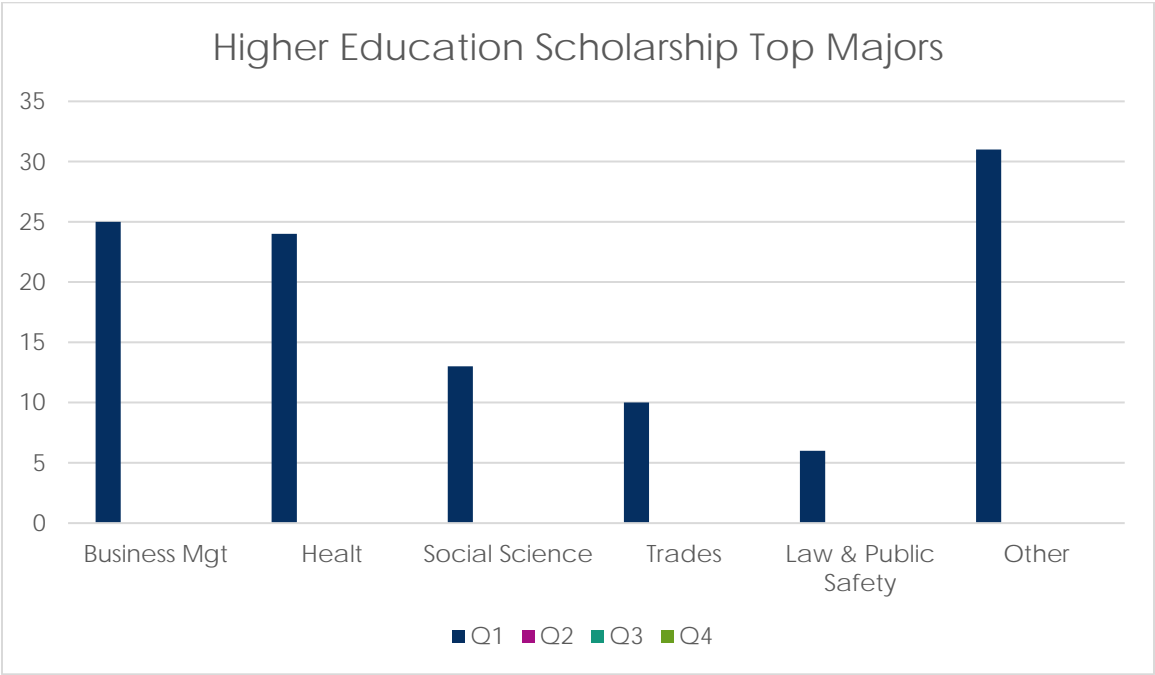
Higher Education served 109 Tribal Members who received the Higher Education Scholarship.

Students Receiving the Higher Education Scholarship are at the following academic levels:

- 24 Freshman
- 28 Sophomore
- 17 Juniors
- 13 Seniors
- 19 Graduate
- 7 Doctorate

Higher Education Scholarships are funding the following degrees

- 1 Certificate
- 6 Technical Diplomas
- 22 Associate Degrees
- 53 Bachelors
- 20 Masters
- 1 Health Doctorate
- 6 PhDs



ACCOMPLISHMENTS RELATED TO THE OUTCOME/GOAL:

At the beginning of winter break, 70% of the students the Y.E.S. contacted during the first quarter are on track to graduate or pass to the next grade level.

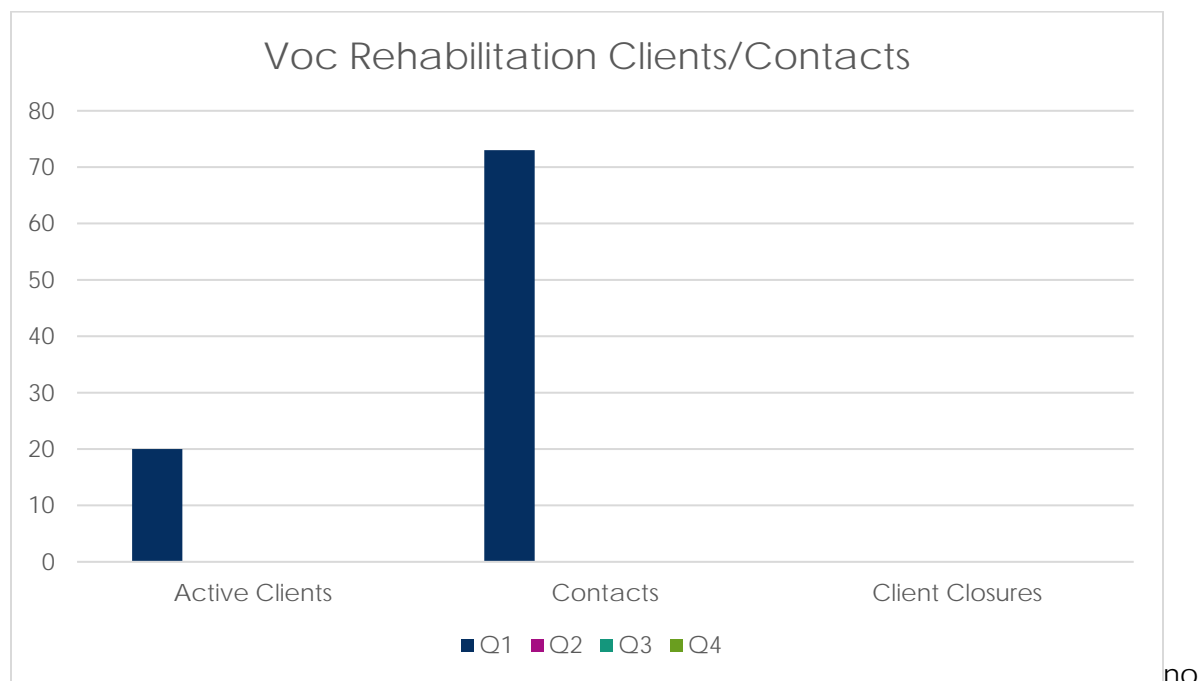
EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

Y.E.S. Program Staff will continue to monitor and support student classroom participation during the next quarter to maintain or increase the number of students who are on track to move to the next grade. On January 1, 2021, Oneida Higher Education Scholarships Tiered Funding was reenacted. With recent layoffs, economic impact of Covid 19, Fall Semester 2020-21 Covid Higher Education Relief Funding it is expected more tribal members to take advantage of Oneida Higher Education Scholarship

Outcome/Goal # 4

Provide culturally sensitive vocational rehabilitation services to Native Americans with disabilities who reside on or near Oneida leading to gainful employment consistent with their strengths, resources, priorities, concerns, abilities, capabilities, interests, and informed choice to build individual self-sufficiency.

MEASUREMENT: The program will steadily increase the number of consumers served, volume and variety of services utilized and successful employment outcomes

ACCOMPLISHMENTS RELATED TO THE OUTCOME/GOAL:

Oneida Vocational Rehabilitation program has provided key vocational services to disabled individuals living in Brown and Outagamie counties. These services helped reduce the employment barriers faced by this population and increased employment rates. During the past six years, 42 consumers were successfully employed for more than 90 days

EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

The greater Oneida community can expect 20 people to be served under an IPE w/ 10 successful closures in year 1 of the new grant period. This will occur thru the OVR program reestablishing its 'visibility' thru program marketing efforts, formal & informal program interactions with other tribal programs, community disability education, etc. Becoming fully departmentally staffed again will also make this goal's achievement more feasible

Contact Info

CONTACT: Jacqueline (Jackie) Smith
TITLE: Education & Training Area Manager
PHONE NUMBER: 920-869-4037
E-MAIL: jsmith@oneidanation.org
MAIN WEBSITE: <https://oneida-nsn.gov/education>

Accept the Grants Office FY-2021 1st quarter report

Business Committee Agenda Request

1. Meeting Date Requested: 02/24/21

2. General Information:

Session: ☒ Open ☐ Executive – must qualify under §107.4-1.

Justification: *Choose reason for Executive.*

3. Supporting Documents:

- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input checked="" type="checkbox"/> Other: A handout may be provided. | | |

4. Budget Information:

- | | | |
|--|--|-------------------------------------|
| <input type="checkbox"/> Budgeted | <input type="checkbox"/> Budgeted – Grant Funded | <input type="checkbox"/> Unbudgeted |
| <input checked="" type="checkbox"/> Not Applicable | <input type="checkbox"/> Other: <i>Describe</i> | |

5. Submission:

Authorized Sponsor: Debbie Thundercloud, General Manager

Primary Requestor: _____

Additional Requestor: (Name, Title/Entity)

Additional Requestor: (Name, Title/Entity)

Submitted By: LLIGGINS

Oneida Business Committee Agenda Request

Accept the Anna John Resident Centered Care Community Board FY-2021 1st quarter report

1. Meeting Date Requested: 02 / 24 / 21**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:

Joshua Hicks, AJRCCC Board Interim Chair

Your Name, Title / Dept. or Tribal Member

Additional Requestor:

Name, Title / Dept.

Additional Requestor:

Name, Title / Dept.

2021 report template

For Boards, Committees, and Commissions (BCCs)

Approved by official entity action on: 2/10/2021

Submitted by: Aliskwet Ellis, Recording Clerk

OBC Liaison: Jennifer Webster

OBC Liaison: Marie Summers

OBC Liaison: Daniel Guzman-King

AJRCCC BOARD – FY21 Q1 REPORT

Purpose:

The purpose of the Anna John Resident Centered Care Community (AJRCCC) Board is to serve in an advisory capacity ensuring operations of AJRCCC are within the guidelines and policies of the Oneida Nation and within all regulations, rules, policies governing the operation of a nursing home.

The Board ensures the AJRCCC maintains a safe and sanitary environment while providing quality care and services to residents of the facility and as ordered by each resident’s attending physician.

BCC Members

Vacant
Enter Board Member Title, if any
7/31/2021

Kenny Kriescher
Board Member
07/31/2022

Joshua Hicks
Interim Chairperson
7/31/2020

Valerie Groleau
Board Member
7/31/2022

Kristin Jorgenson-Dann
Board Secretary
7/31/2020

Vacant
Enter Board Member Title, if any
7/31/2023

Patricia Moore
Board Member
7/31/2021

Enter Board Member Name
Enter Board Member Title, if any
Enter term end date

Substantiated Complaints (if applicable)

Per § 105.12-4.(a) of the Boards, Committees and Commissions law, annual and semi-annual reports shall contain information on the number of substantiated complaints against all members of the entity.

Per § 105.3-1.(q) a “Substantiated complaint” means a complaint or allegation in a complaint that was found to be valid by clear and convincing evidence.

NUMBER OF SUBSTANTIATED COMPLAINTS: Zero (0)

Meetings

Held every 2nd Wednesday of the month at 5:00 p.m. via Microsoft Teams during the Public Health Emergency.

The AJRCCC Board only met once this quarter due to lack of quorum.

Emergency Meetings: Zero (0)

Contact Info

CONTACT: Joshua Hicks
TITLE: AJRCCC Board Interim Chair
E-MAIL: ajc-jhic@oneidanation.org

Status report of Three-Year Outcomes/Goals

Outcome/Goal # 1

Encouraging **Tsi’ NiyukwalihoTá** (We have everything here to sustain us): Community and organizational buy-in will be formed and Economic sustainability will be promoted.

IS THIS A LONG-TERM OR QUARTERLY GOAL? Long-term

GOOD GOVERNANCE PRINCIPLE:

Participation - Fostering a system in which the public feels that they are part of decision-making processes, including freedom of expression and assiduous concern for the best interests of the Tribe and community in general

HOW OUTCOME/GOAL SUPPORTS THE GOOD GOVERNANCE PRINCIPLE:

The Board is scheduled to meet monthly and attend the Resident Council Meetings. By attending these meetings, the Board can hear concerns directly from the residents and can

attempt to solve issues or bring up concerns to other areas such as the Oneida Business Committee

ACCOMPLISHMENTS REGARDING THE OUTCOME/GOAL:

Due to the COVID-19 Pandemic, this quarter the board has not been able to attend Resident Council Meetings due to proper precautions laid out by the AJRCCC. However, the administration has been providing updates to the board. Q&A's regarding community concerns have been brought to the administrations attention when addressed by the board. Main topics of discussion have been safety protocols for residents and COVID-19, vaccinations, mental health checks for residents, and future procedures for visitations.

EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

Our BC Liaisons had met with us and we brought it to the attention of the staff to ask the Resident Council if they have any concerns or questions that they would like the Board to address since they are not able to participate in the meetings during the Public Health Emergency.

Outcome/Goal # 2

Continue and update education of AJRCCC Board members

IS THIS A LONG-TERM OR QUARTERLY GOAL? Quarterly

GOOD GOVERNANCE PRINCIPLE:

Responsiveness - Availability to the public and timeous reaction to the needs and opinions of the public

HOW OUTCOME/GOAL SUPPORTS THE GOOD GOVERNANCE PRINCIPLE:

It is important for the AJRCCC Board to be knowledgeable on the latest health topics, treatments, initiatives, etc. The National Indian Health Board provides information that the board member(s) can bring back to AJRCCC administration and the rest of the board.

ACCOMPLISHMENTS REGARDING THE OUTCOME/GOAL:

The board has been communicating with AJRCCC Administration on planning for education and trainings for the board to bring back information for AJRCCC.

EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

The board will have to discuss attending virtual trainings as they become available and monitor the COVID-19 situation.

Stipends

Per the Boards, Committees, and Commissions law, stipends are set via OBC resolution. BC resolution # 08-12-20-C sets the stipend amounts.

Budget InformationFY-2021 BUDGET:

Line Item in AJRCCC Budget

FY-2021 EXPENDITURES AS OF END OF REPORTINGPERIOD:

\$300 In Stipends – One (1) Meeting

Requests

Please consider the one (1) applicant that has been sitting in limbo since applying in September 2020, due to the new BCC Law.

Two members terms have expired but have stayed on the board so they are able to conduct business by having a quorum. The board has been having difficulties filling vacancies, four (4) vacancies are being re-posted with only one (1) applicant. With the new amendments to the BCC Law it has become more difficult to fill these vacancies.

105.5-5. Insufficient Applicants. In the event that there are an insufficient number of applicants after the deadline date has passed for appointed positions, the Business Committee Support Office may repost for an additional time period:

(a) If the number of applicants is equal to or less than the number of vacancies then it shall be determined to be an insufficient number of applicants.

(b) The Business Committee Support Office shall notify the Oneida Business Committee if a position will be reposted for an additional time period.

(c) In the event of reposting, prior applicants will be considered to have filed applications within the deadline period.

(d) The Oneida Business Committee may elect to include within the pool of appointed persons late applications

Other

N/A

Oneida Business Committee Agenda Request

Accept the Oneida Police Commission FY-2021 1st quarter report

1. Meeting Date Requested: 02 / 24 / 21**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:
Your Name, Title / Dept. or Tribal MemberAdditional Requestor:
Name, Title / Dept.Additional Requestor:
Name, Title / Dept.

2021 report template

For Boards, Committees, and Commissions (BCCs)

Approved by official entity action on: February 15, 2021

Submitted by: Sandra Reveles, Chairwoman

OBC Liaison: Brandon Stevens

OBC Liaison Alternates: Tehassi Hill & Daniel Guzman

ONEIDA POLICE COMMISSION

Purpose:

The purpose of the Oneida Police Commission is to regulate the conduct of the Oneida Nation Law Enforcement personnel according to the highest professional standards, to provide oversight regarding the activities and actions of the law enforcement operations, to provide the greatest possible professional services to the Oneida Community, and to allow the community input regarding those law enforcement services through its representatives on the Police Commission. This entity is created as an oversight body of the Oneida Police Department. The Chief of Police is responsible for the day to day activities of the law enforcement services provided to our community.

BCC Members

Sandra Reveles
Chairwoman
7-31-2022

Kory Wesaw
Member
10-31-2022

Richard Van Boxtel
Secretary
7-31-2023

Kim Rae Nishimoto
Vice-Chairwoman
7-31-2024

Beverly Anderson
Member
7-31-2021

Substantiated Complaints (if applicable)

Per § 105.12-4.(a) of the [Boards, Committees and Commissions law](#), annual and semi-annual reports shall contain information on the number of substantiated complaints against all members of the entity.

Per § 105.3-1.(q) a “Substantiated complaint” means a complaint or allegation in a complaint that was found to be valid by clear and convincing evidence.

0

0

Meetings

Held every 4th Wednesday of the month.

Emergency Meetings: 0

Contact Info

CONTACT: Sandra Reveles

TITLE: Chairwoman, Police Commission

PHONE NUMBER: 920-869-4451

E-MAIL: sreveles@oneidanation.org

MAIN WEBSITE: <https://oneida-nsn.gov/government/boards-committees-and-commissions/appointed/#Oneida-Police-Commission>

Status report of Three-Year Outcomes/Goals

Outcome/Goal # 1

One of the Commissions goals is to develop positive relationships with the Oneida Community

IS THIS A LONG-TERM OR QUARTERLY GOAL? Long-term

GOOD GOVERNANCE PRINCIPLE:

Participation - Fostering a system in which the public feels that they are part of decision-making processes, including freedom of expression and assiduous concern for the best interests of the Tribe and community in general

HOW OUTCOME/GOAL SUPPORTS THE GOOD GOVERNANCE PRINCIPLE:

The Oneida Police Commission is appointed by the Oneida Business Committee and entrusted with oversight of the Oneida Police Department. Duties include evaluating appointments and promotions, standard operating procedures and work standards (SOP/WS), Memorandum of Agreements (MOA), expenditures and grant opportunities. The Commission is a “checks and balances” of the Police Department because it is composed of Tribal members who are vested in the Oneida Community, which in turn encourages citizen input. The Oneida Police Department had several unfilled police officer positions. To address the vacant positions, the Commission has given approval to hire non-tribal members at entry level positions.

ACCOMPLISHMENTS REGARDING THE OUTCOME/GOAL:

The Police Commission has open mandatory monthly meeting with the Police Chief and/or Assistant Police Chief to review and approve the Oneida Police Departments monthly report and to keep the Police Commission informed of all the duties and responsibilities of the department and provide guidance. In accordance with the Law Enforcement Ordinance, the Commission worked with the Police Department to approve and fill vacant positions and approve standard operating procedures and work standards (SOP/WS).

EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

In the future, the Police commission will continue to develop a positive relationship with the community and the Police Department. The Police Commission can plan and attend events together showing support.

Outcome/Goal # 2

Develop three community events to promote good relations between the community, Police Commission and Police Department while measuring attendance at events.

IS THIS A LONG-TERM OR QUARTERLY GOAL? Long-term

GOOD GOVERNANCE PRINCIPLE:

Responsiveness - Availability to the public and timeous reaction to the needs and opinions of the public

HOW OUTCOME/GOAL SUPPORTS THE GOOD GOVERNANCE PRINCIPLE:

The Oneida Police Commissioners are dedicated to building a strong community built on Tsi? Niyukwaliho'*ta by participating in community events and sharing our knowledge and experience. The Oneida Police Commission and Oneida Police Department collaborates with other tribal entities and other municipalities to strengthen our community.

ACCOMPLISHMENTS REGARDING THE OUTCOME/GOAL:

The community event aspect of this goal has been placed on hold due to the COVID-19 pandemic, however, it remains a priority for the Commission and we hope to resume these activities as soon as it safe to do so.

EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

The Oneida Police Commission will continue to collaborate with other tribal entities and municipalities. We can also investigate alternative methods to reach out to community in a safe manner during the pandemic.

Stipends

Per the Boards, Committees, and Commissions law, stipends are set via OBC resolution. BC resolution # 08-12-20-C sets the stipend amounts.

Budget Information

FY-2021 BUDGET: \$5,500

FY-2021 EXPENDITURES AS OF END OF REPORTING PERIOD: \$1378

Requests

No requests.

Other

- OPD Organization Chart is attached.
- On November 24, 2020 we administered a final decision regarding a disciplinary action appeal.
- On December 9, 2020 the Oneida Police Department and NWTC criminal justice students held a food drive at Festival Foods in Green Bay. Within an hour after they started, they had already filled two police cars with food to take to the Oneida Food Pantry. Many people thanked the officers for their service while donating several bags of food.

Oneida Business Committee Agenda Request

Accept the Oneida Election Board FY-2021 1st quarter report

1. Meeting Date Requested: 02 / 24 / 21**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:

Additional Requestor:

Additional Requestor:

2021 report template

For Boards, Committees, and Commissions (BCCs)

Approved by official entity action on: 02/08/2021

Submitted by: Aliskwet Ellis, Recording Clerk

OBC Liaison: Lisa Liggins

OBC Liaison: Cristina Danforth

ONEIDA ELECTION BOARD – FY21 Q1 REPORT

Purpose:

Responsible for conducting fair and orderly elections for the Oneida Nation, and responsible to count hand and/or ballot votes at General Tribal Council (GTC) meetings.

BCC Members

Candace House
Chair
7/31/2022

Vicki Cornelius
Vice Chair
7/31/2021

Tina Skenandore
Secretary
7/31/2023

Patricia Moore
Member
7/31/2022

Racquel Hill
Member
7/31/2022

Tracy Smith
Member
7/31/2021

Christina Liggins
Member
7/31/2023

Melinda K. Danforth
Member
7/31/2021

Tonya Webster
Member
7/31/2023

Substantiated Complaints (if applicable)

Per § 105.12-4.(a) of the [Boards, Committees and Commissions law](#), annual and semi-annual reports shall contain information on the number of substantiated complaints against all members of the entity.

Per § 105.3-1.(q) a “Substantiated complaint” means a complaint or allegation in a complaint that was found to be valid by clear and convincing evidence.

NUMBER OF SUBSTANTIATED COMPLAINTS: Zero (0)

Meetings

Held the 2nd and 4th Monday of every month. Meetings are held via Microsoft Teams during the Public Health Emergency.

Emergency Meetings: Zero (0)

Contact Info

CONTACT: Candace House
TITLE: Chair
E-MAIL: Election_Board@oneidanation.org
MAIN WEBSITE: <https://oneida-nsn.gov/government/boards-committees-and-commissions/elected/>

Status report of Three-Year Outcomes/Goals

Outcome/Goal # 1

Conduct Oneida Elections in compliance with Oneida Law, Policy and/or Resolution.

IS THIS A LONG-TERM OR QUARTERLY GOAL? Long-term

GOOD GOVERNANCE PRINCIPLE:

Rule of Law - Ensuring the rules are known and applied equally to all with clear appeal (if needed) and are enforced by an impartial regulatory body, for the full protection of Oneida Nation stakeholders

HOW OUTCOME/GOAL SUPPORTS THE GOOD GOVERNANCE PRINCIPLE:

Being compliant with Oneida Law, Policy, and/or Resolutions gives General Tribal Council orderly and easily understood elections.

EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

In Quarter 1 of FY-21, the Election Board has reviewed and updated three (3) of their Standard Operating Procedures to ensure election processes were up-to-date and compliant with the Election Law. The Board is currently working with the Oneida Law Office on emergency procedures and how to move forward with an "Emergency SOP." These will be used in preparation for the 2021 Special Election.

Stipends

Per the Boards, Committees, and Commissions law, stipends are set via OBC resolution. BC resolution # 08-12-20-C sets the stipend amounts.

Budget Information

FY-2021 BUDGET: \$81,200

FY-2021 EXPENDITURES AS OF END OF REPORTING
PERIOD: \$2,125

Requests

In the 2020 General Election it became very apparent that a large number of Alternates are needed to run an Election due to recusals, resignations, two methods of voting, etc. The board is requesting for the next election cycle that there be no limit to the number of alternates appointed in accordance with the BCC Law and Election Law.

102.4-7 The Business Committee may appoint or reappoint a sufficient number of alternates to the Election Board, as recommended by the Election Board, to assist with election day and preelection activities.

Other

Oneida Business Committee Agenda Request

Accept the Oneida Gaming Commission FY-2021 1st quarter report

1. Meeting Date Requested: 02 / 24 / 21**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: Mark A. Powless Sr. OGC Chairman
Your Name, Title / Dept. or Tribal MemberAdditional Requestor: _____
Name, Title / Dept.Additional Requestor: _____
Name, Title / Dept.

2021 1st Quarter Report (Oct. '20– Dec '20)

For Boards, Committees, and Commissions (BCCs)

Approved by official entity action on: 02/09/2021

Submitted by: Mark Powless Sr, Chairman

OBC Liaison: Marie Summers

OBC Liaison: Brandon Yellowbird-Stevens

ONEIDA GAMING COMMISSION

Purpose:

The Oneida Gaming Commission and its departments collectively promote and ensure the integrity, security, honesty and fairness of the regulation and administration of all Gaming activities within the jurisdiction of the Oneida Nation.

BCC Members

Mark A. Powless Sr. Chairman August 2023	Reynold “Tom” Danforth Vice Chair August 2025
Michelle Braaten Secretary August 2022	Jonas Hill Commissioner August 2024

Substantiated Complaints (if applicable)

Per § 105.12-4.(a) of the Boards, Committees and Commissions law, annual and semi-annual reports shall contain information on the number of substantiated complaints against all members of the entity.

Per § 105.3-1.(q) a “Substantiated complaint” means a complaint or allegation in a complaint that was found to be valid by clear and convincing evidence.

NUMBER OF SUBSTANTIATED COMPLAINTS: 0

Meetings

Held every 1st and 3rd Monday of the month.

Emergency Meetings: There was no Emergency Meetings

Contact Info

CONTACT:	Mark Powless Sr,
TITLE:	Chairman
PHONE NUMBER:	(920)497-5850

E-MAIL: Mpowles5@oneidanation.org

MAIN WEBSITE: www.Oneida-nsn.gov/GamingComm

Status report of Three-Year Outcomes/Goals

Outcome/Goal # 1

Develop/Finalize and revise all regulations, as necessary, including the OGMICS and regulations for Compliance and Enforcement, Employee Licensing, Hearings, Administration/Staffing, and Raffles.

IS THIS A LONG-TERM OR QUARTERLY GOAL? Long-term

GOOD GOVERNANCE PRINCIPLE:

Rule of Law - Ensuring the rules are known and applied equally to all with clear appeal (if needed) and are enforced by an impartial regulatory body, for the full protection of Oneida Nation stakeholders

HOW OUTCOME/GOAL SUPPORTS THE GOOD GOVERNANCE PRINCIPLE:

Establishing and maintaining comprehensive and clear regulations that promulgate the rule of law, ensures fair and consistent processes are followed by the Gaming Commission and its departments. Keeping regulations up to date and available for stakeholder reference also allows for a transparent process and knowledge of what is expected. Up-to-date regulations provide for operational and customer references that benefit the Nation and assist the OGC regulate Oneida Gaming effectively.

ACCOMPLISHMENTS REGARDING THE OUTCOME/GOAL:

The following chapters of the Oneida Nation Gaming Minimum Internal Control Standards have been reviewed, revised and approved in the first quarter: OGMICS Chapter 6 Gaming Promotion and Player Tracking Systems, OGMICS Chapter 12 Drop Count. With the completion of these chapters the Operations continues to advance and streamline processes that are more efficient and cost effective.

EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

The OGMICS revision project will continue with OGC-Compliance facilitating the OGMICS Revision Project process for the OGC and Gaming Operations. The OGMICS chapters to be completed include: Controlled Keys, Revenue Audit, Accounting & Internal Audit, and 547 IT. The OGC will also move the Compliance and Enforcement Regulation and the Employee Licensing Regulation forward in upcoming months.

Outcome/Goal # 2

Implement department-wide software system/technology for streamlined communication and regulatory processes and information sharing, budget permitting.

IS THIS A LONG-TERM OR QUARTERLY GOAL? Long-term

GOOD GOVERNANCE PRINCIPLE:

Effectiveness and Efficiency - Processes implemented by the Nation producing favorable results which meets the needs of Membership, Employees, Community, while making the best use of resources – human, technological, financial, natural and environmental

HOW OUTCOME/GOAL SUPPORTS THE GOOD GOVERNANCE PRINCIPLE:

“Doing more with less” has been an on-going phrase heard over the years, particularly during the budget planning cycles, and taken to task. To implement processes that produce favorable results to meet all stakeholders’ needs is ideal. And to do so, utilizing the Nation’s resources responsibly and to the fullest is even more ideal. In order to improve operational effectiveness and efficiencies for the OGC and its departments, leveraging technology is a focal point of such improvement.

ACCOMPLISHMENTS REGARDING THE OUTCOME/GOAL:

Attempting to utilize what the Nation has already invested in, the OGC-Compliance department has worked with MIS to create the department’s SharePoint site. This allows the department to organize and internally communicate information more effectively. A SharePoint site is currently under development for the OGC and its departments. Once this site is completed the OGC will have a platform where essential information can be shared openly with the Gaming Operation including regulatory documents, vendor information, and/or forms and processes. We continue to identify software/technology that offers a turn-key solution for surveillance reporting, employee licensing information and regulatory compliance matters.

EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

Currently not able to obtain this goal due to circumstances resulting from Covid-19 pandemic. However, the ideal system will be a cross-functional regulatory platform that accommodates the needs of the Investigations & License, Surveillance, Compliance and Administrative departments. The Commission still in the process to finding ideal platform that will handle processing and record keeping from/for licensing applications, surveillance reporting, compliance checks, audit reports, special investigations, and internal process workflows.

Outcome/Goal # 3

Determine staff competencies and expectations, evaluate staff and identify gaps, and train accordingly.

IS THIS A LONG-TERM OR QUARTERLY GOAL? Long-term

GOOD GOVERNANCE PRINCIPLE:

Accountability - The acknowledgement and assumption of responsibility for decisions and actions as well as the applicable rules of law

HOW OUTCOME/GOAL SUPPORTS THE GOOD GOVERNANCE PRINCIPLE:

Accountability is achievable when expectations are communicated, and stakeholders are held to those expectations. In order to ensure the OGC departments are sufficiently accountable, required competencies must first be identified, staff evaluated, and subsequently trained, accordingly. For accountability-sake, stakeholders need to acknowledge determined expectations and be held to them as standards of performance.

ACCOMPLISHMENTS REGARDING THE OUTCOME/GOAL:

Competencies and expectations have been identified, staff evaluated and trained identified and/or planned for all departments to ensure staff is aware and understands expectations. The Surveillance department has already initiated on-going staff training with periodic assessments. The training material continues to be improved upon as the on-going assessments ensue. Each department within the Commission has been introduced in one manner or other to helping each other.

EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

Further training within other departments to further close gaps in order to maintain efficient workflows as a department.

Stipends

Per the Boards, Committees, and Commissions law, stipends are set via OBC resolution. BC resolution # 05-08-19-B sets the stipend amounts.

Budget Information

<u>FY-2020 BUDGET:</u>	\$4,559,084
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<u>FY-2020 EXPENDITURES AS OF END OF REPORTING PERIOD:</u>	\$215,454.93
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The OGC's budget, along with the budgets for the departments under the Oneida Gaming Commission oversight and the umbrella guidance of the OGC, are utilized to accomplish regulatory requirements and expectations.

Requests

- 1) Request OBC to recall Background & Investigation employee.

Other

1. The Commission pursued Covid-19 rapid testing with Oneida Health Department for Surveillance Department frontline workers in hopes for preventing a breakout within the department.
2. All Commissioners and Staff were required to take a Criminal History Report Information (CHRI) test. There will be further testing in the future.

Oneida Business Committee Agenda Request

Accept the Oneida Land Commission FY-2021 1st quarter report

1. Meeting Date Requested: 02 / 24 / 21**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: Sidney White, OLC Secretary
Your Name, Title / Dept. or Tribal MemberAdditional Requestor: _____
Name, Title / Dept.Additional Requestor: _____
Name, Title / Dept.

2021 Q1 Report

For Boards, Committees, and Commissions (BCCs)

Approved by official entity action on: Monday February 15th, 2021

Submitted by: Sidney White

OBC Liaison: Cristina Danforth

OBC Liaison: Jennifer Webster / Marie Summers

ONEIDA LAND COMMISSION

Purpose:

The Commission was established for the purpose of managing the Nation's land resources, with authority to carry out all the powers and duties as delegated under the following laws of the Nation:

- 1.The Real Property law;
- 2.The Leasing law;
- 3.The Building Code;
- 4.The Condominium Ordinance;
- 5.The Zoning and Shoreland Protection law;
- 6.The Eviction and Termination law;
- 7.The Landlord-Tenant law;
- 8.The Mortgage and Foreclosure law;
- 9.The Cemetery Law; and
- 10.All any other delegating law, policy, rule and/or resolution of the Nation.

BCC Members

Rebeca Webster

Chair

07/31/2022

Sidney White

Secretary

07/31/2023

Sherrole Benton

Commissioner

07/31/2021

Pat Cornelius

Commissioner

07/31/2022

Michael Mousseau

Vice-Chair

07/31/2021

Julie Barton

Commissioner

07/31/2023

Donald McLester

Commissioner

07/31/2021

Substantiated Complaints (if applicable)

Per § 105.12-4.(a) of the [Boards, Committees and Commissions law](#), annual and semi-annual reports shall contain information on the number of substantiated complaints against all members of the entity.

Per § 105.3-1.(q) a "Substantiated complaint" means a complaint or allegation in a complaint that was found to be valid by clear and convincing evidence.

NUMBER OF SUBSTANTIATED COMPLAINTS:

0

Meetings

Held every 2nd and 4th Monday of the month.

Emergency Meetings: Thursday, November 12th, 2020 5:00 pm

Contact Info

CONTACT: Oneida Business Committee Support Office

TITLE: Brooke Doxtator

PHONE NUMBER: (920) 869-1690

E-MAIL: Land_Commission@oneidanation.org

MAIN WEBSITE: <https://oneida-nsn.gov/government/boards-committees-and-commissions/elected/#Oneida-Land-Commission>

Status report of Three-Year Outcomes/Goals

Outcome/Goal # 1

Promoting Positive Community Relations

IS THIS A LONG-TERM OR QUARTERLY GOAL? Long-term

GOOD GOVERNANCE PRINCIPLE:

Transparency - Open communication about actions taken and decisions made ensuring access to information is clear

HOW OUTCOME/GOAL SUPPORTS THE GOOD GOVERNANCE PRINCIPLE:

The Commission strives to be open and transparent about the actions it takes, and decisions made. We regularly communicate with the membership via General Tribal Council meetings as well as statements posted on Members-Only page. By doing so we hope the membership is informed and engaged with land acquisition, zoning and use as it pertains to our Nation.

ACCOMPLISHMENTS REGARDING THE OUTCOME/GOAL:

Reporting to general membership has to be primarily made through online or the Kalihwisaks. No general update has been provided to the membership since the last General Tribal Council (GTC) meeting. We may look to release updates via Oneida-nsn.gov website or the online version of the Kalihwisaks.

EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

Information will be presented during annual and semi-annual meetings to the membership. Additionally, we'll communicate to the membership any "high-profile" land acquisition matters to provide as much transparency as possible.

Outcome/Goal # 2

Exercising Sovereignty

IS THIS A LONG-TERM OR QUARTERLY GOAL? Long-term

GOOD GOVERNANCE PRINCIPLE:

Rule of Law - Ensuring the rules are known and applied equally to all with clear appeal (if needed) and are enforced by an impartial regulatory body, for the full protection of Oneida Nation stakeholders

HOW OUTCOME/GOAL SUPPORTS THE GOOD GOVERNANCE PRINCIPLE:

Re-establish roles & responsibilities to fully implement the 2033 Plan approved by GTC. This plan provides an allocation of funds to reacquire land within the Oneida Reservation.

ACCOMPLISHMENTS REGARDING THE OUTCOME/GOAL:

Due to COVID-19 which put the tribe into a Tier V Budget Contingency Plan the last closing was on 3/24/20. At that time, we had closed on: 266.85 acres for the year; 162.60 was in Brown County; 104.30 was in Outagamie County. We currently own 27,610.33 acres (42.20%) of the reservation.

EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

The Commission strives for opportunities to acquire land, use land appropriately and establish ways to exercise our sovereignty as a Nation. Pending COVID-19 pandemic response, the membership may continue to see new acquisitions and programs being established with their input to maximize the use of Nation land and properties.

Outcome/Goal # 3

Promoting Positive Community Relations

IS THIS A LONG-TERM OR QUARTERLY GOAL? Long-term

GOOD GOVERNANCE PRINCIPLE:

Participation - Fostering a system in which the public feels that they are part of decision-making processes, including freedom of expression and assiduous concern for the best interests of the Tribe and community in general

HOW OUTCOME/GOAL SUPPORTS THE GOOD GOVERNANCE PRINCIPLE:

Develop Land use policy to better serve the needs of the membership. Focus on programs to serve individual farmers, entrepreneurs, and community organizations.

ACCOMPLISHMENTS REGARDING THE OUTCOME/GOAL:

Delays continue to be expected on new rules being enacted and implemented due the COVID-19 pandemic and response effort. There was no substantial progress made on new rules this past quarter.

EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

Anticipated changes and rules to promote positive impact on the Nation and neighbors for the future. Plan for programs and expansion pending COVID-19 pandemic.

Stipends

Per the Boards, Committees, and Commissions law, stipends are set via OBC resolution. BC resolution # 05-08-19-B sets the stipend amounts.

Budget Information

FY-2021 BUDGET: \$13,350

FY-2021 EXPENDITURES AS OF END OF REPORTING PERIOD: \$4,400

Requests

Enter request(s), if needed.

Other

November 2020 through January 2021 Closings:

Date	Property Name	Property Address	Acreage
10/15/2020	Fredericks, Richard Estate	W223 Crook Road	10.81
11/18/2020	Farah Estate	4530 Hillcrest Dr	19.72

- Savings of \$157,000.00 and a \$85,000 NRDA grant.
- U.S. Department of the Interior (DOI) Natural Resource Damage Assessment and Restoration Program (NRDA Restoration Program) Grant

Oneida Business Committee Agenda Request

Accept the Oneida Nation School Board FY-2021 1st quarter report

1. Meeting Date Requested: 2 / 24 / 21**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:

Your Name, Title / Dept. or Tribal Member

Additional Requestor:

Additional Requestor:

Oneida Business Committee Agenda Request

6. Cover Memo:

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

According to section 105.12-3 of the Oneida Nation Boards, Committees, and Commissions Law: Entities shall provide quarterly reports to the Oneida Business Committee in accordance with the quarterly reporting schedule approved by the Oneida Business Committee. The Q1 report will be added to the School Board's meeting on Friday, February 19, 2021 as an add-on to retro-approve.

1) Save a copy of this form for your records. [Save a Copy...](#)

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

2021 report template

For Boards, Committees, and Commissions (BCCs)

Approved by official entity action on: [Click here to enter approval date](#)

Submitted by: Aaron Manders, Ph.D

OBC Liaison: Lisa Liggins, Secretary

OBC Liaison: Brandon Stevens, Vice-Chairman

ONEIDA NATION SCHOOL BOARD

Purpose:

The Board was established to coordinate existing and future education programs of the Oneida Nation; per directive of the Oneida General Tribal Council, to be an autonomous administrator of the Oneida Nation School System ("System") under a Memorandum of Agreement with the Oneida Business Committee; and to administer the Oneida Nation School System Endowment in accordance with the Nation's Endowments law as authorized under resolution BC-02-27-19-B

BCC Members

Aaron Manders, (At-large)
Chair
7-31-2021

Vicki L. Cornelius
Member
7-31-2021

Sacheen Lawrence
Vice Chair
7-31-2022

Enter Board Member Name
Enter Board Member Title, if any
Enter term end date

Sylvia Cornelius
Secretary
7-31-2021

Enter Board Member Name
Enter Board Member Title, if any
Enter term end date

Melinda K. Danforth
Member
7-31-2021

Enter Board Member Name
Enter Board Member Title, if any
Enter term end date

Substantiated Complaints (if applicable)

Per § 105.12-4.(a) of the Boards, Committees and Commissions law, annual and semi-annual reports shall contain information on the number of substantiated complaints against all members of the entity.

Per § 105.3-1.(q) a "Substantiated complaint" means a complaint or allegation in a complaint that was found to be valid by clear and convincing evidence.

NUMBER OF SUBSTANTIATED COMPLAINTS: 0

Meetings

Held every 1st Monday 3rd Monday (as needed) of every month at 5:00 p.m.

Emergency Meetings: 0

Contact Info

CONTACT: Jolene Hensberger
TITLE: Administrative Assistant
PHONE NUMBER: (920) 869-4654
E-MAIL: jhensber@oneidanation.org
MAIN WEBSITE: <https://oneida-nsn.gov/education/oneida-nation-school-system/>

Status report of Three-Year Outcomes/Goals

Outcome/Goal # 1

Click here to enter a Three-Year outcome/goal from your Triennial Strategic Plan (TSP).

IS THIS A LONG-TERM OR QUARTERLY GOAL? Quarterly

GOOD GOVERNANCE PRINCIPLE:

Participation - Fostering a system in which the public feels that they are part of decision-making processes, including freedom of expression and assiduous concern for the best interests of the Tribe and community in general

HOW OUTCOME/GOAL SUPPORTS THE GOOD GOVERNANCE PRINCIPLE:

The Coronavirus Pandemic has gripped the Nation for nearly a year now. Our students have not had the opportunity to meet with their teachers at all during that time. In order to make the best decision for all of our students attending the school system, administration surveyed

families so that the board could do our best to make decisions that reflect our family's desires.

ACCOMPLISHMENTS REGARDING THE OUTCOME/GOAL:

Upon gathering as much feedback as possible, the board has recently approved the administration's Standard Operating Procedures of instruction during a pandemic. With that plan is a return date of April 7th. Of the surveys that were collected, over 70% of families said they were willing to send their children back for in person learning, while less than 30% said they wanted to continue with virtual instruction. The plan provides all staff with the opportunity to have both vaccinations prior to having students return. We realize that there are a lot of unknowns ahead of us, but the administrative plan moving forward is one we feel is as safe as possible for students and staff, as well as their families.

EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

Our families have the option to have their child educated in a way that works best for his/her needs and their familial circumstances because we realize all families are different. We are doing our best to provide options that work for all families in the safest manner possible.

Outcome/Goal # 2

Click here to enter a Three-Year outcome/goal from your Triennial Strategic Plan (TSP).

IS THIS A LONG-TERM OR QUARTERLY GOAL?

Long-term

GOOD GOVERNANCE PRINCIPLE:

Participation - Fostering a system in which the public feels that they are part of decision-making processes, including freedom of expression and assiduous concern for the best interests of the Tribe and community in general

HOW OUTCOME/GOAL SUPPORTS THE GOOD GOVERNANCE PRINCIPLE:

The Strategic Planning process is still something ONSS continues to work on. The goal is to create a plan that takes insight from staff, parents and community members and set forth a direction for the future.

ACCOMPLISHMENTS REGARDING THE OUTCOME/GOAL:

The pandemic continues to be the main focus at our monthly meetings. Once we have more stability in how we can provide education in the safest manner, we will work on the strategic plan. We want to ensure that all voices are heard, and doing so is not easy in a virtual environment with more pressing stresses and concerns.

EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

A strategic plan is a roadmap of where the school system needs to go. We need it to continue to grow and improve in a specific direction. It is important to have input from all stakeholders to ensure the strategic plan is something the community values and the direction is one all can agree on.

Outcome/Goal # 3

Click here to enter a Three-Year outcome/goal from your Triennial Strategic Plan (TSP).

IS THIS A LONG-TERM OR QUARTERLY GOAL?

Quarterly

GOOD GOVERNANCE PRINCIPLE:

Rule of Law - Ensuring the rules are known and applied equally to all with clear appeal (if needed) and are enforced by an impartial regulatory body, for the full protection of Oneida Nation stakeholders

HOW OUTCOME/GOAL SUPPORTS THE GOOD GOVERNANCE PRINCIPLE:

Completing the bylaws ensure compliance with the Boards, Committees and Commissions Law.

ACCOMPLISHMENTS REGARDING THE OUTCOME/GOAL:

The bylaws have been on our agenda and we were able to look at some of them at our January second meeting of the month. We want to make sure our bylaws meet the specifications of the Bureau of Indian Education as well as those of the Business Committee. We will be continuing our work on updating the bylaws in the coming months.

EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

It is important to have accurate and up to date bylaws. They help ensure safe and equitable practices throughout the school system.

Stipends

Per the Boards, Committees, and Commissions law, stipends are set via OBC resolution. BC resolution # 08-12-20-C sets the stipend amounts.

Budget Information

FY-2021 BUDGET: 54,652

FY-2021 EXPENDITURES AS OF END OF REPORTING PERIOD: 3,250

Enter budget utilization information, if needed.

Requests

We appreciate your continued support during these difficult times.

Other

We continue to have a need for members. Please do what you can to encourage anyone interested in joining our team.

Accept the Oneida Trust Enrollment Committee FY-2021 1st quarter report

Business Committee Agenda Request

1. Meeting Date Requested: 02/24/21

2. General Information:

Session: ☒ Open ☐ Executive – must qualify under §107.4-1.

Justification: *Choose reason for Executive.*

3. Supporting Documents:

- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input checked="" type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

4. Budget Information:

- | | | |
|--|--|-------------------------------------|
| <input type="checkbox"/> Budgeted | <input type="checkbox"/> Budgeted – Grant Funded | <input type="checkbox"/> Unbudgeted |
| <input checked="" type="checkbox"/> Not Applicable | <input type="checkbox"/> Other: <i>Describe</i> | |

5. Submission:

Authorized Sponsor: Debbie Danforth, Chair/Oneida Trust Enrollment Committee

Primary Requestor:

Additional Requestor: *(Name, Title/Entity)*

Additional Requestor: *(Name, Title/Entity)*

Submitted By:

LLIGGINS

2021 report template

For Boards, Committees, and Commissions (BCCs)

Approved by official entity action on: 01/26/2021

Submitted by: Venessa Cardish

OBC Liaison: Jennifer Webster

OBC Liaison: [Click here to enter OBC Liaison](#)

ONEIDA TRUST ENROLLMENT COMMITTEE & ONEIDA TRUST ENROLLMENT DEPARTMENT

Purpose:

Sustain the Oneida membership and protect our trust assets. To exercise stewardship over tribal enrollment and trust assets while providing leadership to sustain the tribe.

BCC Members

Debra Danforth
Chair
July 2021

Geraldine Danforth
Member
July 2021

Lisa Summers
Vice-Chair
July 2023

Loretta Metoxen
Member
July 2022

Pamela Ninham
Secretary
July 2022

Norbert Hill Jr.
Member
July 2022

Barbara “Bobbi” Webster
Member
July 2023

Jennifer Hill-Kelley
Member
July 2021

Substantiated Complaints (if applicable)

Per § 105.12-4.(a) of the Boards, Committees and Commissions law, annual and semi-annual reports shall contain information on the number of substantiated complaints against all members of the entity.

Per § 105.3-1.(q) a "Substantiated complaint" means a complaint or allegation in a complaint that was found to be valid by clear and convincing evidence.

NUMBER OF SUBSTANTIATED COMPLAINTS: 0

Meetings

4th, Tuesday.

Emergency Meetings: 10/13/2020-OTEC Dept. Staff Planning;

Contact Info

CONTACT: Keith Doxtator
TITLE: Trust Enrollment Director
PHONE NUMBER: (920) 869-6200 or 1-800-571-9902
E-MAIL: kdoxtat1@oneidanation.org
MAIN WEBSITE: TrustEnrollments@oneidanation.org

Status report of Three-Year Outcomes/Goals

Outcome/Goal # 1

Continue to engage the community on identity, belonging and citizenship

IS THIS A LONG-TERM OR QUARTERLY GOAL? Long-term

GOOD GOVERNANCE PRINCIPLE:

Participation - Fostering a system in which the public feels that they are part of decision-making processes, including freedom of expression and assiduous concern for the best interests of the Tribe and community in general

HOW OUTCOME/GOAL SUPPORTS THE GOOD GOVERNANCE PRINCIPLE:

By providing ongoing statistical information to the membership with open community discussions and gathering feedback it assists in providing possible solutions and make an informed decision to choose to move forward or not on an inevitable enrollment membership issue.

ACCOMPLISHMENTS REGARDING THE OUTCOME/GOAL:

Community outreach effort was at an instrumental point of hosting a special GTC meeting scheduled for March 2020 after numerous community informational engagement meetings were held for input and discussion. The momentum of the discussion came to an abrupt halt with the tribal shutdown due the pandemic and enforcement of Safer at Home action that has limited social gatherings. Budget cuts and loss of some staff were also a result of experienced changes last calendar year and still linger in the first quarter of FY2021.

EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

The Sustain Oneida Project Specialist recently returned mid-December 2020 and is developing a plan which includes engaging in various virtual platforms used to continue community discussion and gather feedback. As a result of the pandemic the tribal population has also experienced loss of enrolled membership. Therefore, making discussion of Sustain Oneida more germane than ever. Re-opening and continuing the conversation considering the developments of 2020 will give insight if and how the membership would like to address the issue.

Outcome/Goal # 2

Implement new minor trust account processes

IS THIS A LONG-TERM OR QUARTERLY GOAL? Long-term

GOOD GOVERNANCE PRINCIPLE:

Effectiveness and Efficiency - Processes implemented by the Nation producing favorable results which meets the needs of Membership, Employees, Community, while making the best use of resources – human, technological, financial, natural and environmental

HOW OUTCOME/GOAL SUPPORTS THE GOOD GOVERNANCE PRINCIPLE:

Minor Trust Accounts departmental timeline process as well as per capita process and forms are reviewed before the next projected annual distribution. Reviewing and updating assists with accuracy and providing the most efficient payment distribution possible.

ACCOMPLISHMENTS REGARDING THE OUTCOME/GOAL:

The pandemic did not impact the Minor Trust distribution process. However, the informational outreach is regarding kiddy tax to local high school seniors was not feasible. The FY20 Minors Trust was successfully distributed. The loss of the FY20 Per Capita distribution was a notable financial casualty of the pandemic. This was a result of the tribal shutdown which included gaming operations. Gaming revenue contributes largely to the annual membership per capita distribution, which was lost for the better half of 2020 calendar year. At the time of this report, this report there is no further information available for a projected supplemental Per Capita FY21 Distribution. Elder per capita distribution to 65+ membership was successful because of previous established investments.

EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

Will continue to adhere to scheduled review of both Minor trust account and per capita processes to provide the most accurate and efficient distribution possible.

Outcome/Goal # 3

Transition and adaptation to virtual environment and services to membership

IS THIS A LONG-TERM OR QUARTERLY GOAL?

Long-term

GOOD GOVERNANCE PRINCIPLE:

Effectiveness and Efficiency - Processes implemented by the Nation producing favorable results which meets the needs of Membership, Employees, Community, while making the best use of resources – human, technological, financial, natural and environmental

HOW OUTCOME/GOAL SUPPORTS THE GOOD GOVERNANCE PRINCIPLE:

Adhering to the Oneida Nation Safer at Home Order and utilizing reduced staffing the Trust Enrollment Department has and will continue to provide most services to the membership while remaining closed to the public.

ACCOMPLISHMENTS REGARDING THE OUTCOME/GOAL:

OTEC has transitioned to attending the regularly scheduled monthly meetings and any needed emergency meetings virtually. The BCSO provided some committee members with laptops to assist with access to their committee email, meeting documents and meetings. OTEC and the Trust Enrollment Department have also assisted with multiple intra-tribal data information requests to aid in distribution of Covid-19 related assistance to the membership.

EXPECTATIONS/FUTURE PLANS REGARDING THE OUTCOME/GOAL:

The Trust Enrollment Department will continue to provide most services to the membership including scheduled, minimal contact appointments for new tribal ID's. Consistent spacing in between appointments allows time for staff to clean and disinfect in between customers. This process will continue until instructed and approved to fully open to the public safely.

Stipends

Per the Boards, Committees, and Commissions law, stipends are set via OBC resolution. BC resolution # 08-12-20-C sets the stipend amounts.

Budget Information

FY-2021 BUDGET:

\$196,264 (Oct-Dec)

FY-2021 EXPENDITURES AS OF END OF REPORTING

PERIOD:

\$125,059. (Oct-Dec)

Oneida Business Committee Agenda Request

Accept the Community Development Planning Committee FY-2021 1st quarter report

1. Meeting Date Requested: 02 / 24 / 21**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 memorandum dated February 16, 2021 as the FY-21 1st quarter report for the Community Development Planning 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 MemberAdditional Requestor: _____
Name, Title / Dept.Additional Requestor: _____
Name, Title / Dept.



Memorandum

TO: Oneida Business Committee

FROM: Brandon Yellowbird Stevens, CDPC Chair 

DATE: February 16, 2021

RE: Community Development Planning Committee 1st Quarter Report

The purpose of this memorandum is to notify the Oneida Business Committee (OBC) that the Community Development Planning Committee (CDPC) did not meet in the first quarter of FY-21. Quarterly reports for the OBC Standing Committees were due February 16, 2021, however, the CDPC was inactive between April 2020 and December 2020.

Requested Action:

Accept this memorandum as the FY-21 1st quarter report for the Community Development Planning Committee.

Oneida Business Committee Agenda Request

Accept the Finance Committee FY-2021 1st quarter report

1. Meeting Date Requested: 02 / 24 / 21**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:
Your Name, Title / Dept. or Tribal MemberAdditional Requestor:
Name, Title / Dept.Additional Requestor:
Name, Title / Dept.

FINANCE COMMITTEE

FY21 – First Quarter Report (Oct. to Dec. 2020)

Approved by Official BC Action on: 7/19/95

PURPOSE: The Finance Committee (FC) is a working Sub-Committee of the Oneida Business Committee and is responsible for recommending financial decisions related to policies, organizational expenditures and budgets; while supporting the mission, values, and strategic goals of the Oneida Nation.

WHO WE SERVE: The FC serves all departments within the Nation to ensure expenditures of any substantial amount are procured in the most cost effective and fair manner; as established by the processes and procedures of the Purchasing Department. The FC also serves Oneida Community groups, local charitable organizations, and Oneida members through Finance Committee Donations and the Community Fund.

FINANCE COMMITTEE MEMBERS: Members include two BC Council Members Jennifer Webster and Kirby Metoxen; the Treasurer, Cristina Danforth who chairs the meetings; Chief Financial Officer, Larry Barton who acts as the Vice-Chair; Gaming General Manager, Louise Cornelius; Purchasing Director, Patrick Stensloff; and a Community Elder Member (position is currently vacant). Chad Fuss, Asst. Gaming CFO and RaLinda Ninham-Lambert, Assist. CFO are alternates for the GGM and CFO.

MEETINGS: Meetings are held twice a month, on a Monday one week prior to the regularly scheduled BC meetings. Due to the BC Declaration of Public Health State of Emergency relating to the COVID-19 virus/pandemic and the stay at home order, meetings were held virtually. In the 1st Quarter, the Finance Committee held six regular meetings on: Oct. 5th & 19th; Nov. 2nd & 16th; and Nov. 30th & Dec. 14, 2020. There were no work meetings.

GOALS: The three identified goals of the Finance Committee remain the same as last year and will be reviewed and or updated later in FY2021. They are as follows:

1. To support and improve all processes, procedures, laws, budgets, and resolutions that pertain to responsible financial oversight/expenditures for the Nation.
2. Demonstrate consistent community commitment by providing Donations to Not-for-Profits, veteran's groups, and charitable organizations; and by offering Community Funds/Products to the Oneida membership and Oneida community groups.
3. Continue to develop endowments for the Nation in the areas of Language, Land, and Health to sustain funding for these important areas for future generations.

INTERNAL OPERATIONS/DEPARTMENT ACTIVITIES

In the 1st Quarter the FC reviewed and approved Twenty-Seven (27) requests from the organization for a total of \$4,617,389.62. The requests consisted of FY21 Blanket Purchase Orders from Gaming, Retail and the Health Center, Gaming Capital Expenditure, Change Orders; service vendor contracts, self-funded health insurance contracts, and various other service contracts.

Informational requests are reported to the Finance Committee to provide transparency within the organization of business activities/procedures; Intergovernmental Agreements; and Reports for and by the FC. In the First Quarter the FC reviewed Eighteen (18) requests and internal reports including: FC Monthly Reports; Internal FC procedures and Slot Lease/Percentage/Free Trial Games.

INVESTMENT UPDATES

There were no updates in the First Quarter.

COMMUNITY FUND

The Finance Committee has designated that they review Community Fund (CF) requests at their first meeting of each month. The Fiscal Year 2021 funding for use from the previous years' earnings is \$51,361.85. Per the FC Community Fund criteria all approved funding requests represent the following categories: 1.) Self-Development; 2.) Community Events; and 3.) Fundraising activities.

In the 1st Quarter the Finance Committee reviewed and approved Nineteen (19) CF funding requests for a total amount approved of \$6,122.60 after adjustments. The CF balance at the end of the First Quarter is \$45,239.25. Attached is a listing of all requests in the First Quarter.

The Community Fund FY 2021 Product amount is \$5,000.00 which approximates to 497 Cases. There were no product requests this quarter.

FC DONATIONS

The Finance Committee Reviews Donation Requests at their second meeting of each month. The Donation allocation for fiscal year 2021 is \$50,000.00. Per the FC Donation criteria all requests approved represent the following categories: 1.) Oneida Community Causes; 2.) Local Groups (charitable); and 3.) Nation Groups (Indian Affiliated). There were no Donation requests in the First Quarter.

	Mtg Date	Name of Requester	Req. Category	Title /Description	Req Amount	FC Action
				LATE START - NO REQUESTS IN OCTOBER		
1	11/2/20	Vanessa Miller	SelfDev-Youth	WorkSomeMore Basketball training for son	\$ 500.00	Approved
2	11/2/20	Mary Graves Sam & Margaret Van	SelfDev-Adult	Pure Barre membership/class fees	\$ 500.00	Approved
3	11/2/20	Den Heuvel Sam & Margaret Van	SelfDev-Youth	Youth Flag Football registration fees for son (Colt)	\$ 52.20	Approved
4	11/2/20	Den Heuvel Sam & Margaret Van	SelfDev-Youth	Youth Flag Football registration fees for son (Gage)	\$ 52.20	Approved
5	11/2/20	Den Heuvel	SelfDev-Youth	Youth Flag Football registration fees for son (Gavin)	\$ 52.20	Approved Approved-Chg to
6	11/2/20	Jason Widi	SelfDev-Youth	Cub Scout Camp for son	\$ 368.00	\$368 Approved-Chg to
7	11/2/20	Jason Widi	SelfDev-Youth	Synergy Soccer Club registration fees for daughter	\$ 300.00	\$300
8	11/2/20	Michael Debraska	SelfDev-Adult	Personal Weights to assist with health/safety	\$ 315.00	Approved
9	11/2/20	Cindy John	SelfDev-Youth	Impact Sports Softball Club fees for daughter	\$ 500.00	Approved
10	11/2/20	Chad Metoxen	SelfDev-Adult	F.I.R.E. Fitness registration/class fees	\$ 497.00	Approved
11	11/2/20	Shakira Rasmussen	SelfDev-Youth	Green Bay Area Youth Hockey Association regist fees	\$ 500.00	Approved
12	11/2/20	Andrew Doxtater Sam & Margaret Van	SelfDev-Youth	New Fusion Dance fees	\$ 500.00	Approved
13	11/30/20	Den Heuvel	SelfDev-Youth	W DePere Sch.District Basketball fees for son	\$ 99.00	Approved
14	11/30/20	Barbara Swift	SelfDev-Youth	Madeline Graves Gymnastics class/tournament fees for daughter	\$ 500.00	Approved
15	11/30/20	Jason Widi	SelfDev-Youth	Religious Education Classes for son	\$ 275.00	Approved
16	11/30/20	Jolina Silva	SelfDev-Youth	STARZ Gymnastics Academy fees for daughter	\$ 500.00	Approved
17	11/30/20	Elizabeth Webster	SelfDev-Youth	Shawano Hockey league registration for son	\$ 56.00	Approved
18	11/30/20	Elizabeth Webster	SelfDev-Youth	Shawano Hockey league registration for daughter	\$ 56.00	Approved
19	11/30/20	Reva Danforth	SelfDev-Youth	FC Elite Volleyball Club fees for daughter	\$ 500.00	Approved
					\$ 6,122.60	

Oneida Business Committee Agenda Request

Accept the Legislative Operating Committee FY-2021 1st quarter report

1. Meeting Date Requested: 2 / 24 / 21**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: Clorissa N. Santiago, LRO Senior Staff Attorney
Your Name, Title / Dept. or Tribal MemberAdditional Requestor: _____
Name, Title / Dept.Additional Requestor: _____
Name, Title / Dept.



Oneida Nation
 Oneida Business Committee
 Legislative Operating Committee
 PO Box 365 • Oneida, WI 54115-0365
Oneida-nsn.gov



Legislative Operating Committee FY2021 First Quarter Report

Active Files List As of 12/31/2020
 Work completed October 1, 2020 – December 31, 2020

Name of Legislation	Development	Public Input	GTC/OBC Consideration or Adoption
Budget Management and Control Law Amendments	●		
Business Corporations Law	●		
Children's Code Amendments	●		
Code of Ethics Law Amendments	●		
Community Support Fund Law Amendments	●	●	
Credit Collections Law Amendments	●		
Drug and Alcohol Free Law for Elected and Appointed Officials	●		
Emergency Management and Homeland Security Law Amendments	●	●	
Endowments Law	●		
Environmental Review Law	●		
Furlough Law Amendments	●		
GTC Meeting Stipends Payment Policy Amendments	●		
Industrial Hemp Law	●	●	●
Investigative Leave Policy Amendments	●		
Law Enforcement Ordinance Amendments	●		
Layoff Policy Amendments	●		
Marijuana Law	●		
Misappropriations of Funds Law	●		
Oneida General Welfare Law	●		
Oneida Higher Education Pandemic Relief Fund Law	●		
Oneida Land Trust Law	●		
Oneida Nation Emergency Planning Committee Bylaws	●		
Oneida Nation Gaming Ordinance Amendments	●		
Oneida Personnel Policies and Procedures Amendments	●		
Oneida Trust Enrollment Committee Bylaws	●		
Pandemic Relief Assistance Law	●		
Public Peace Law	●		
Real Property Law Amendments	●		
Recycling and Solid Waste Disposal Law Amendments	●		
Sanctions and Penalties Law	●	●	●
Taxation Law	●		
Traffic Law	●		
Wellness Court Law	●		
Workplace Violence Law Amendments	●		

Legislative Operating Committee Action on Legislative Requests

During the FY21 First Quarter the Legislative Operating Committee added thirty-four (34) legislative items to its Active Files List and denied the requests for two (2) legislative items.

Items Added to the Active Files List by the Legislative Operating Committee

On September 24, 2020, the Legislative Operating Committee held a work meeting to consider the twenty-eight (28) outstanding items from the 2017-2020 legislative term and determine what, if any, items would be added to the 2020-2023 Active Files List. At the October 7, 2020, Legislative Operating Committee meeting, the Legislative Operating Committee took formal action to add the following twenty-nine (29) legislative items to its Active Files List:

- Budget Management and Control Law Amendments
- Business Corporations Law
- Code of Ethics Law Amendments
- Community Support Fund Law Amendments
- Children's Code Amendments
- Drug and Alcohol Free Law for Elected and Appointed Officials
- Emergency Management and Homeland Security Law Amendments
- Environmental Review Law
- Furlough Law Amendments
- Guardianship Law
- Industrial Hemp Law
- Investigative Leave Policy Amendments
- Law Enforcement Ordinance Amendments
- Layoff Policy Amendments
- Misappropriation of Funds Law
- Oneida General Welfare Law
- Oneida Higher Education Pandemic Relief Fund Law Amendments
- Oneida Nation Emergency Planning Committee Bylaws Amendments
- Oneida Personnel Policies and Procedures Amendments
- Oneida Trust Enrollment Committee Bylaws Amendments
- Petition: M. Debraska – Increase GTC Stipend
- Public Peace Law
- Real Property Law Amendments
- Recycling and Solid Waste Disposal Law Amendments
- Sanctions and Penalties Law
- Taxation Law
- Traffic Law
- Wellness Court Law
- Workplace Violence Law Amendments

Then at the October 21, 2020, Legislative Operating Committee Meeting the Legislative Operating Committee added the following four (4) legislative items to its Active Files List:

- Credit Collections Law
- Endowments Law Amendments
- Oneida Land Trust Law
- Medical Marijuana Law

At the December 2, 2020, Legislative Operating Committee meeting the Legislative Operating Committee added the following item to its Active Files List:

- Oneida Nation Gaming Ordinance Amendments

Items Denied by the Legislative Operating Committee

During the FY21 First Quarter the Legislative Operating Committee denied adding the following items to its Active Files List:

- *Child Support Law Amendments.* The Legislative Operating Committee denied the request to amend the Child Support law because the Child Support law was recently amended in January 2020, and the Legislative Operating Committee decided to prioritize other legislative efforts at this time.
- *Nuisance Law.* The Legislative Operating Committee denied the request to develop a Nuisance law because the Legislative Operating Committee already had the development of a Public Peace law on its Active Files List, and the Public Peace law would address the social issues the request for a Nuisance law identified.

FY21 First Quarter Legislative Accomplishments

The Legislative Operating Committee brought forward the following legislation for adoption or amendment during the FY21 First Quarter:

Emergency Adoption of the Pandemic Relief Assistance Law

The purpose of the Pandemic Relief Assistance law is to create the Pandemic Relief Assistance Program for the purpose of assisting eligible members with payments for limited and specific needs created by the COVID-19 Public Health Emergency. [10 O.C. 1004.1-1]. The Pandemic Relief Assistance law:

- Provides the guidelines and requirements for use of the Pandemic Relief Assistance Program [10 O.C. 1004.4];
- Describes the presumption of need and the General Test to be used to determine General Welfare Exclusion [10 O.C. 1004.5];
- Provides that the Nation allocate funds to the Pandemic Relief Assistance Program only from monies it received pursuant to the Coronavirus Aid, Relief, and Economic Security (CARES) Act Coronavirus Relief Funds (CRF), and that this program is dependent on availability of funding from the CARES Act CRF. [10 O.C. 1004.6].

The Oneida Business Committee adopted this law on an emergency basis on November 24, 2020, through resolution BC-11-24-20-D. The emergency adoption of this law will expire on May 24, 2021, with one (1) opportunity for a six (6) month extension.

Emergency Amendments to the Budget Management and Control Law

The purpose of the Budget Management and Control law is to set forth the requirements to be followed by the Oneida Business Committee and Oneida fund units when preparing the budget to be presented to the General Tribal Council for approval and to establish a triennial strategy planning process for the Nation's budget. [1 O.C. 121.1-1]. The emergency amendments to the Budget Management and Control law:

- Provide that in the event that the Nation proclaims an emergency, in accordance with the Emergency Management and Homeland Security law, which prevents presentation and adoption of the budget by the General Tribal Council, the Oneida Business Committee shall adopt the Nation's budget. [1 O.C. 121.5-9(a)].

The Oneida Business Committee adopted the emergency amendments to this law on November 24, 2020, through resolution BC-11-24-20-E. The emergency amendments to this law will expire on May 24, 2021, with one (1) opportunity for a six (6) month extension.

Adoption of the Industrial Hemp Law

The purpose of the Industrial Hemp law is to authorize the production of hemp within the boundaries of the Reservation; grant the Nation primary regulatory authority over the production of hemp within its jurisdiction; assert the Nation's inherent sovereign authority by creating a hemp production plan that regulates hemp as an agricultural commodity consistent with the Nation's laws; and promote the Nation's hemp industry to the greatest extent permitted by the 2018 Farm Bill and IFR. [5 O.C. 508.1-1]. The Industrial Hemp law will:

- Require any person, defined to include businesses and other entities, under the jurisdiction of the Nation, who wants to produce hemp, to obtain, as well as maintain, a valid license through the Environmental, Health, Safety, Land and Agriculture Division [5 O.C. 508.6];
- Provide the process and eligibility requirements for persons to obtain and maintain a license to produce hemp pursuant to the Nation's regulatory plan [5 O.C. 508.6];
- Define what constitutes an "acceptable hemp THC level" for purposes of producing hemp plants in compliance with the Law, and provide the requisite sampling/testing methods by which to accurately determine whether a hemp crop exceeds the acceptable hemp THC level [5 O.C. 508.3-1, 508.8];
- Mandate the disposal and destruction of any hemp plant that exceeds the acceptable hemp THC level and provide the requisite process for its disposal/destruction [5 O.C. 508.8-1];
- Set forth certain reporting and record-keeping requirements on the part of the producer and the Division that will allow the Nation to track hemp production within the Reservation and ensure compliance with the Law [5 O.C. 508.7]; and
- Provide enforcement mechanisms for the Division to detect and respond to instances of non-compliance with the Law that include due process protections for the licensee. [5 O.C. 508.11].

The Oneida Business Committee adopted the Industrial Hemp law on December 9, 2020, through resolution BC-12-09-20-A.

FY21 First Quarter Administrative Accomplishments

The Legislative Operating Committee brought forward the following administrative items for adoption or approval during the FY21 First Quarter:

Virtual Meeting Standard Operating Procedure

Due to the uncertainty of the COVID-19 pandemic and the Nation's Public Health State of Emergency, the Legislative Operating Committee developed a standard operating procedure (SOP) that would permit and provide guidance as to how the Legislative Operating Committee would hold meetings virtually through Microsoft Teams. The Legislative Operating Committee's Virtual Meeting SOP provides guidance as to:

- When a virtual LOC meeting may be held – which is only during times of emergency.
- How notice of a virtual meeting shall be provided;
- The requirements of conducting a virtual meeting;
- Voting during a virtual meeting; and
- And the record of a virtual meeting.

The Virtual Meeting SOP was adopted by the Legislative Operating Committee on November 4, 2020, in an effort to provide the Legislative Operating Committee with flexibility in utilizing virtual meetings – especially in instances where the gathering of people in a meeting may be unsafe.

Petition: M. Debraska – Increase GTC Stipends

This petition called for the General Tribal Council meeting stipends to be increased from one hundred dollars (\$100) to two hundred dollars (\$200). The Oneida Business Committee acknowledged receipt of the petition on February 12, 2020. On February 26, 2020, the Oneida Business Committee assigned the petition to the semi-annual GTC meeting agenda tentatively scheduled on July 27, 2020, and directed that the Law, Finance, and Legislative Reference Offices to complete and submit the legal review, fiscal impact statement, and statement of effect, respectively, to the Secretary by May 19, 2020. Due to the COVID-19 pandemic the July Semi-Annual GTC meeting was canceled. On October 7, 2020, the Legislative Operating Committee approved the statement of effect for the Petition: M. Debraska – Increase GTC Stipends drafted by the Legislative Reference Office. On October 14, 2020, the Oneida Business Committee accepted the statement of effect.

Curfew Law: One Year Review

On October 9, 2019, the Oneida Business Committee adopted a Curfew law through resolution BC-10-09-19-F to protect the health, safety, and welfare of persons and property within the Reservation by regulating the activities of minors on the Reservation during certain hours, while imposing certain obligations and responsibilities on the parents, guardians, and/or legal custodians of a minor for the control and supervision of that minor. [3 O.C. 308.1-1]. Resolution BC-10-09-19-F directed that the Legislative Reference Office conduct a one (1) year review of the Curfew law and provide the Oneida Business Committee a report which details the number of citations issued by the Oneida Police Department, frequency and types of penalties issued by the Oneida Family Court, and any other relevant information. On October 21, 2020, the Legislative Operating Committee approved the Curfew Law: One Year Review report which provided that the Legislative Reference Office communicated with the Oneida Police Department and the Oneida Family Court on the status of the Curfew law during its first year of implementation and there were zero (0) Curfew law citations issued since the Curfew law became effective on October 23, 2019. The Oneida Business Committee accepted this report on October 28, 2020.

Children's Code: Additional Six-Month Review

On July 26, 2017, the Oneida Business Committee (OBC) adopted the Children's Code through resolution BC-07-26-17-J for the purpose of providing for the welfare, care, and protection of Oneida children. On July 26, 2017, the OBC also directed that a full implementation plan be submitted to the OBC, with quarterly reports submitted thereafter, and a one (1) year review of the Children's Code itself as it relates to the full implementation. On May 8, 2019, the Oneida Business Committee approved an amendment to the July 26, 2017, directive to complete a one (1) year review of the Children's Code to instead require that a review of the implementation of the Children's Code be conducted six (6) months after the Children's Code takes effect. Eight (8) quarterly reports were presented to the OBC on the progress of the implementation of the Children's Code from December 27, 2017, until October 23, 2019. On April 22, 2020, a six (6) month review of the implementation of the Children's Code since it became effective on October 1, 2019, was presented to the OBC. During that meeting the Oneida Business Committee directed that an additional six (6) month review of the Children's Code be completed based on the fact that there were still goals and concerns related to the implementation of the Children's Code that need to be addressed, as well the need to review the potential impacts of the COVID-19 pandemic on

the Children's Code. On October 21, 2020, the Legislative Operating Committee approved the Children's Code: Additional Six Month Review which provided updates on the implementation progress of the Oneida Indian Child Welfare Department and the Oneida Family Court. The Oneida Business Committee accepted this report on October 28, 2020.

Discretion Regarding the Transfer of Cases under the Children's Code Resolution

On October 14, 2020, the Legislative Operating Committee brought forward and approved a resolution titled, "*Discretion Regarding the Transfer of Cases under the Children's Code*" which provided that the Nation's Indian Child Welfare Department and Child Welfare attorney shall begin all new Children in Need of Protection and Services cases occurring in Brown and Outagamie County in the Oneida Family Court or seek the transfer of the case to the Oneida Family Court under the Children's Code unless such commencement or transfer would be impracticable under the circumstances of the case as decided by the Nation's Indian Child Welfare Department and the Nation's Child Welfare attorney. This resolution was adopted by the Oneida Business Committee on October 28, 2020, through resolution BC-10-28-20-B.

Further Interpretation of "Fiscal Impact Statement" in the Legislative Procedures Act

On October 14, 2020, the Legislative Operating Committee brought forward and approved a resolution titled, "*Further Interpretation of 'Fiscal Impact Statement' in the Legislative Procedures Act*" which superseded resolution BC-09-25-19-A titled, "*Interpreting 'Fiscal Impact Statement' in the Legislative Procedures Act*" and provides further clarification on how the financial impact statement required in section 109.6-1 of the Legislative Procedures Act shall be requested and developed. This resolution was adopted by the Oneida Business Committee on October 28, 2020, through resolution BC-10-28-20-A.

Active Files List Sixty Day Review

The "Legislative Operating Committee Meetings" standard operating procedure requires that within sixty (60) days after an item is added to the Active Files List, the Legislative Reference Office shall place the item on a Legislative Operating Committee meeting agenda for an update. The Legislative Operating Committee is then required to adopt a motion to either continue developing the proposal or discontinue developing the proposal. On December 2, 2020, the Legislative Operating Committee accepted the Active Files List Sixty Day Review memorandum which provided a status update on all items currently on the Active Files List, and the Legislative Operating Committee then adopted a motion to continue the development of the thirty-four (34) legislative items currently on the Active Files List identified in this memo.

FY21 First Quarter Legislative Highlights

The Legislative Operating Committee would like to highlight its work on the following legislative items during the FY21 First Quarter:

Community Support Fund Law Amendments

The Legislative Operating Committee has held five (5) work meetings on the proposed amendments to the Community Support Fund law – some of which were held in collaboration with representatives of the Economic Support Services Department. On December 2, 2020, the Legislative Operating Committee approved the proposed draft and legislative analysis. On December 16, 2020, the Legislative Operating Committee forwarded the Community Support

Fund law amendments to a public comment period to be held open until January 13, 2021. A public meeting was not scheduled for the proposed amendments to this law due to the COVID-19 pandemic and the Nation's Public Health State of Emergency. The Nation's COVID-19 Core Decision Making Team made a March 27, 2020, declaration titled "*Suspension of Public Meetings under the Legislative Procedures Act*". This declaration suspended the Legislative Procedures Act's requirement to hold a public meeting during the public comment period, but allows members of the community to still participate in the legislative process by submitting written comments, questions, data, or input on proposed legislation to the Legislative Operating Committee via e-mail during the public comment period.

Emergency Management and Homeland Security Law Amendments

The Legislative Operating Committee has held four (4) work meetings on the proposed amendments to the Emergency Management and Homeland Security law – some of which were held in collaboration with representatives from the following areas: Oneida Business Committee, Oneida Law Office, Emergency Management Department, Comprehensive Health Division, Risk Management Department, Intergovernmental Affairs, General Manager, and Strategic Planner. On December 16, 2020, the Legislative Operating Committee approved the proposed draft and legislative analysis, and forwarded the Emergency Management and Homeland Security law amendments to a public comment period to be held open until January 13, 2021.

Wellness Court Law

From November 18, 2020, through November 20, 2020, the Legislative Operating Committee participated in the Tribal Healing to Wellness Court Planning Initiative Training provided by the National Association of Drug Court Professionals, National Drug Court Institute, and the Tribal Law and Policy Institute. Representatives from the Oneida Judiciary, Oneida Behavioral Health, Oneida Police Department, Legal Resource Center, General Manager, Wisconsin Department of Corrections Probation and Parole, and the Wisconsin Statewide Treatment Court participated in this training alongside the Legislative Operating Committee. The Tribal Healing to Wellness Court Planning Initiative Training was a foundational training program for jurisdictions interested in the implementation of a tribal healing to wellness court, which was designed to educate participants on the research and science supporting the drug court model and facilitate the creation of a program plan supporting fidelity to the model and proven best practice standards.

FY21 First Quarter Legislative Operating Committee Meetings

Typically, all Legislative Operating Committee meetings are open to the public and held on the first and third Wednesday of each month, at 9:00 a.m. in the Norbert Hill Center's Business Committee Conference Room.

Due to the COVID-19 pandemic and the Nation's Public Health State of Emergency the Legislative Operating Committee meetings have been closed to the public. An audio recording of the Legislative Operating Committee meeting is made available on the Nation's website after the meeting concludes. Any individual who has comments or questions regarding open session items on a Legislative Operating Committee meeting agenda may submit the comments or questions to LOC@oneidanation.org no later than the close of business the day prior to an Legislative Operating Committee meeting. Any comments received are noticed to the Legislative Operating Committee.

The Legislative Operating Committee held the following meetings during the FY21 First Quarter:

- October 7, 2020 – Regular meeting;
- October 21, 2020 – Regular meeting;
- November 4, 2020 – Regular meeting;
- December 2, 2020 – Regular meeting; and
- December 16, 2020 – Regular meeting.

Goals for FY21 Second Quarter

During the FY21 Second Quarter the Legislative Operating Committee will focus its legislative efforts on the following matters:

1. Continued response to the COVID-19 pandemic;
2. Adopt amendments to the Community Support Fund law;
3. Adopt amendments to the Emergency Management and Homeland Security law;
4. Adopt emergency amendments to the Oneida General Welfare law; and
5. Comply with the directive of Resolution BC-11-24-20-F titled, “*Approval of Final Draft Fiscal Year 2021 Budget and Budget Directives*” that the \$15,589,776 is set aside for development of programming for members which may be utilized to fund a General Welfare payment in accordance with Title 10, General Welfare Exclusion, Chapter 1001 that will focus on the specific needs of two groups of members – those age 62 and over, and all membership. In the event the General Welfare programs are unable to be developed on or before March 15, 2021, the programming funding shall be allocated in a per capita payment based on the needs of the two groups of members age 62 and over, and all members.

Legislative Reference Office

The Legislative Reference Office’s mission is to provide support for the Legislative Operating Committee in developing clear and consistent legislation that reflects the Nation’s values, builds upon the Nation’s strong foundation, and reaffirms our inherent sovereignty. The Legislative Reference Office is currently staffed by a Senior Legislative Staff Attorney, Clorissa N. Santiago, and a Legislative Staff Attorney, Kristen Hooker.

Legislative Operating Committee Contact Information

Feel free to contact the LOC at LOC@oneidanation.org with any questions or comments, or individual LOC members at the following:

- David Jordan, LOC Chairman
djordan1@oneidanation.org
- Kirby Metoxen, LOC Vice-Chairman
kmetox@oneidanation.org
- Jennifer Webster, LOC Member
jwebste1@oneidanation.org
- Daniel Guzman King, LOC Member
dguzman@oneidanation.org
- Marie Summers, LOC Member
esummer1@oneidanation.org



Oneida Business Committee Agenda Request

Accept the Quality of Life Committee FY-2021 1st quarter report

1. Meeting Date Requested: 02 / 24 / 21**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:
Your Name, Title / Dept. or Tribal MemberAdditional Requestor:
Name, Title / Dept.Additional Requestor:
Name, Title / Dept.



Quality of Life (QOL) Committee

FY 2021 1st Quarter Report (October – December 2020)

PURPOSE

The Quality of Life Committee is standing committee of the Oneida Business Committee that will have oversight of health, wellness, and social issues of the following areas of the Nation: Language, Culture, Health, Environmental Issues, Housing and Food Security and Sovereignty.

COMMITTEE MEMBERS

Councilwoman Marie Summers, Quality of Life Committee Chair
Councilman Daniel Guzman-King, Quality of Life Committee Vice Chair
Vice-Chairman Brandon Stevens, Quality of Life Committee Member
Chairman Tehassi Hill, Quality of Life Committee Member

Other partners include: General Manager, Oneida Police Department, Division Directors, other senior leaders, and their staff.

MEETINGS

Quality of Life Committee meetings were held on the second Thursday of every month starting at 9:00 a.m. Meetings in the 1st quarter were held in November and December. October a meeting was not held due to other transition priorities.

ACTIVITIES SUMMARY

1. Transition

Beginning a new term, the Quality of Life Committee had discussed the deliverables and goals of the committee for the next three years. The QoL charter was reviewed and updated to reflect the current committee's objectives.

2. Environmental Issues

Members from the QoL, Law Office, and Environmental had multiple working sessions focused around Treatment as a State. Dr. James Grijalva explained options for the Oneida Nation and how to address eligibility for Treatment of State.

Two areas outlined to begin working on improving the over-all Reservation environment:

- Oneida's Strategies for increasing Environmental Sovereignty through Treatment as a State (TAS) from the EPA (updating Water Quality Standards).

- To develop the "Rights of Nature".

A second draft of a Rights of Nature Proclamation has been updated and presented to the Quality of Life committee from Environmental, ERB and Cultural Area. The QOL committee expressed the importance of having Oneida Language throughout the Proclamation and Environmental collaborated with the cultural area to add the language throughout.

Next steps are to finalize the Proclamation and analyze how it will impact future decision making.

3. Tribal Action Plan (TAP)

Due to Teir V implements the TAP program was on hold. Due to grant monies being awarded Leslie Doxtater, TAP Specialist and Rita Hernandez, TAP Manager have been brought back September 2020. TAP is to be reporting Bi-Monthly to QoL. During this quarter TAP has held multiple Community Clean-Ups, Community Smudges, and is working on multiple beneficial projects. A goal for TAP is to bring back the Tribal Coordinating Committee as well as continuing to work with the Grants department on applying for the Community Opioid Intervention Pilot Program grant.

4. Recreation Integration

GSD Director Tina Jorgensen has been presenting to the QoL committee on Recreation. Staffing organization, program model, and other improvements are being made during the temporary closure. Lengthy discussions surrounded past decisions as well as the areas of the program that could be restructured to better serve the membership. This has been made a quarterly report by the current committee.

5. Detox Center Request

Community Member Shannon Hill has put in a request for a Detox Facility to be implemented for the Oneida Nation. This involved information to be provided by Behavioral Health as well as OPD. Chief Boulanger presented information on Narcotics activity on the Reservation related to overdoses and arrests/charges in FY20 to the committee. Mari Kriescher from Behavioral Health informed the committee on the Nation's current Detox process. Both of these presentations gave the committee an idea of the need across the Reservation.

This item is a recurring item based on the Tribal Member's request.

6. Wellness Council

Due to a position transition and the attention of this area directed to COVID-19, the Wellness Council has been put on hold. The council is working to be back in Quarter 3 dependent upon COVID-19.

REQUESTED ACTION:

Motion to accept the Quality of Life Committee FY2021 1st Quarter Report.

Accept the Oneida Youth Leadership Institute Board FY-2021 1st quarter report

Business Committee Agenda Request

1. Meeting Date Requested: 02/24/21

2. General Information:

Session: ☒ Open ☐ Executive – must qualify under §107.4-1.

Justification: *Choose reason for Executive.*

3. Supporting Documents:

- | | | |
|--|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input checked="" type="checkbox"/> Other: A handout may be provided | | |

4. Budget Information:

- | | | |
|--|--|-------------------------------------|
| <input type="checkbox"/> Budgeted | <input type="checkbox"/> Budgeted – Grant Funded | <input type="checkbox"/> Unbudgeted |
| <input checked="" type="checkbox"/> Not Applicable | <input type="checkbox"/> Other: <i>Describe</i> | |

5. Submission:

Authorized Sponsor: Cheryl Stevens, Executive Manager

Primary Requestor: _____

Additional Requestor: (Name, Title/Entity)

Additional Requestor: (Name, Title/Entity)

Submitted By: LLIGGINS

