



**LEGISLATIVE OPERATING COMMITTEE MEETING MINUTES**  
Oneida Business Committee Conference Room-2<sup>nd</sup> Floor Norbert Hill Center  
September 1, 2021  
9:00 a.m.

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

**Others Present:** Clorissa N. Santiago, Kristen Hooker, Carmen Vanlanen, Kristal Hill, Rhiannon Metoxen, Lawrence Barton, Brooke Doxtator, Justin Nishimoto (Microsoft Teams), Eric Boulanger (Microsoft Teams), Barbara Webster (Microsoft Teams), Tina Jorgenson (Microsoft Teams), Michelle Myers (Microsoft Teams), Amy Spears (Microsoft Teams), Mark Powless (Microsoft Teams), Michelle Braaten (Microsoft Teams), Patricia Garvey (Microsoft Teams), Krystal John (Microsoft Teams), Jacque Boyle (Microsoft Teams)

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

David P. Jordan called the September 1, 2021, Legislative Operating Committee meeting to order at 9:00 a.m.

Motion by Jennifer Webster to adopt the agenda as is; seconded by Marie Summers. Motion carried unanimously.

**II. Minutes to be Approved**

**1. August 18, 2021 LOC Meeting Minutes**

Motion by Kirby Metoxen to approve the minutes of August 18, 2021 and forward to the Oneida Business Committee for consideration; seconded by Marie Summers. Jennifer Webster abstained. Motion carried.

**III. Current Business**

**1. Public Peace Law**

Motion by Jennifer Webster to approve the Public Peace law adoption packet, with updated materials, and forward to the Oneida Business Committee for consideration; seconded by Kirby Metoxen. Motion carried unanimously.

Motion by Kirby Metoxen to approve the Public Peace Law Citations Schedule Resolution and forward to the Oneida Business Committee for consideration; seconded by Jennifer Webster. Motion carried unanimously.

**2. Oneida General Welfare Law Amendments**

Motion by Jennifer Webster to approve the draft of the Oneida General Welfare law and direct that a legislative analysis be completed; seconded by Marie Summers. Motion carried unanimously.



#### **IV. New Submissions**

##### **1. Disability Fund Policy Amendments**

Motion by Marie Summers to table this item; seconded by Jennifer Webster. Motion carried unanimously.

#### **V. Additions**

#### **VI. Administrative Items**

##### **1. Certification of Leasing Law Rule No. 5 – Tribal Housing Reacquisition of Individual Fee and Trust Title (THRIFTT)**

Motion by Jennifer Webster to certify the Leasing Law Rule No. 5 – Tribal Housing Reacquisition of Individual Fee and Trust Title finding good cause in accordance with section 106.7-1(a) of the Administrative Rulemaking Law, and forward to the Oneida Business Committee for consideration; seconded by Daniel Guzman King. Motion carried unanimously.

##### **2. Certification of Leasing Law Rule No. 6 - Homeownership by Independent Purchase Program (HIPP)**

Motion by Jennifer Webster to certify the Leasing Law Rule No. 6 – Homeownership by Independent Purchase Program finding good cause in accordance with section 106.7-1(a) of the Administrative Rulemaking Law, and forward to the Oneida Business Committee for consideration; seconded by Kirby Metoxen. Marie Summers opposed. Motion carried.

*For the Record Marie Summers stated: I understand that the LOC's role is to review and make sure that the rulemaking guidelines have been in place and followed, and it looks like it has. But with this rule that I am reviewing from last, from the current rule that is published on the website, it says the purpose of the Home Ownership by Independent Purchase Program is to expand the services being offered to Tribal members by providing a program in which Tribal member buyer initiates a purchase in which the buyer purchases the improvements and the Tribe purchases the land. And then the policy goes on to say: the policy behind the HIP Program is to increase Tribal member homeownership and the land base available for the fee to trust process while simultaneously affording Tribal members greater independence in the purchase process by requiring the buyer to negotiate the purchase offer independent of the Tribe. Excellent program. The new changes that we have in front of us, removes the purpose, the original intent, and the scope of the program for Tribal members. And it now includes non-Tribal members, are able to apply for this program. This tells me that the program no longer serves the community at large solely. And now the Tribal member will now compete with any non-Tribal member for the HIP Program. My concerns are that if Land Management has funding to purchase land for the HIP Program, that funding should be reserved for Tribal members only. And if that funding is depleted because non-Tribal members are using this program, that will leave our community members with no opportunity because the money would be depleted. And this law, I don't believe it serves our community with the current housing inventory that we have. During the pandemic we discovered homelessness was severe. We currently have two hundred and seventy-eight (278) on the home waiting list to either get into an elder apartment, an income-based rental, a general rental, or rent a home. We have a severe shortage in housing here, and I don't feel comfortable opening up a program that includes non-Tribal members with these conditions and in this environment. That's all my comments for today. Thank you.*

#### **VII. Executive Session**

**VIII. Adjourn**

Motion by Marie Summers to adjourn at 9:39 a.m.; seconded by Daniel Guzman King.  
Motion carried unanimously.