



Oneida Business Committee

Executive Session

9:00 a.m. Tuesday, September 22, 2015

BC Conference Room, 2nd floor, Norbert Hill Center

Regular Meeting

9:00 a.m. Wednesday, September 23, 2015

BC Conference Room, 2nd floor, Norbert Hill Center

Minutes

EXECUTIVE SESSION

Present: Vice-Chairwoman Melinda J. Danforth, Treasurer Trish King, Secretary Lisa Summers, Council members: Fawn Billie, Tehassi Hill, David Jordan;

Not Present: Councilwoman Jennifer Webster;

Arrived at: Chairwoman Tina Danforth at 9:10 a.m. and Brandon Stevens at 10:01 a.m.;

Others present: Jo Anne House, Larry Barton, Nate King, Chad Fuss, Louise Cornelius, Geraldine Danforth, Dr. Ravinder Vir, Marianne Close, Debbie Danforth, Dianne McLester-Heim, Marianne Close, Katrina Schneider, Nancy Dallas, Bruce Danforth;

REGULAR MEETING

Present: Vice-Chairwoman Melinda J. Danforth, Treasurer Trish King, Secretary Lisa Summers, Council members: Fawn Billie, David Jordan, Brandon Stevens;

Not Present: Council members: Tehassi Hill, Jennifer Webster;

Arrived at: Chairwoman Tina Danforth at 9:06 a.m.;

Others present: Jo Anne House, Nancy Barton, Heather Heuer, Brad Graham, Bill Graham, Pat Pelky, Kathy Metoxen, Julie Barton, Mike Debraska, Chris Johnson, Mike Troge, Susan House, Candace Skenandore, Jessica Wallenfang, Doug McIntyre, Taniquelle Thurner, Krystal John, Brian Doxtator, Michelle Mays, Larry Barton, Danelle Wilson, Fawn Cottrell, Cathy Metoxen, Dawn Moon-Kopetsky, Don White, Chaz Wheelock, Jeff Mears, Kaylynn Gresham, Dianne McLester-Heim, Brandon Cooper, Wes Martin, Marsha Danforth, Pat Cornelius, Matt W. Denny, Gene Schubert;

I. CALL TO ORDER AND ROLL CALL by Vice-Chairwoman Melinda J. Danforth at 9:02 a.m.

For the record: Melinda J. Danforth stated Councilwoman Jennifer Webster is away for the week due to medical reasons and Councilman Tehassi Hill is away on travel in Washington D.C. for the National Tribal Energy Summit.

II. OPENING (00:00:30) by Tribal Member Julie Barton

III. ADOPT THE AGENDA (00:02:36)

Motion by David Jordan to adopt the agenda with two additions [XII.G. Approve Designation of Authority letter in regards to 5311(C) Tribal Transportation Grant and adopt resolution titled 2015 Section 5311 (C) Tribal Transit Grant U.S. Department of Transportation Federal Transportation Administration; and XV.F.6. Approve an option to fill the Organizational Development Specialist position], seconded by Brandon Stevens. Motion carried with one abstention:

Ayes: Fawn Billie, David Jordan, Trish King, Brandon Stevens
Not Present: Tina Danforth, Tehassi Hill, Jennifer Webster
Abstained: Lisa Summers

Chairwoman Tina Danforth arrives at 9:06 a.m. and assumes the responsibilities of the Chair.

IV. OATHS OF OFFICE (00:04:00) administered by Secretary Lisa Summers

A. Oneida Nation Veterans Affairs Committee – John Breuninger

V. MINUTES (00:06:05)

A. Approve September 9, 2015 regular meeting minutes

Motion by David Jordan to approve the September 9, 2015 regular meeting minutes, seconded by Melinda J. Danforth. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, David Jordan, Trish King, Brandon Stevens, Lisa Summers
Not Present: Tehassi Hill, Jennifer Webster

VI. RESOLUTIONS (00:06:35)

A. Adopt resolution titled 2015 Intertribal Buffalo Council Buffalo Herd Development Grant
Sponsor: Larry Barton, Chief Financial Officer

Motion by Melinda J. Danforth to adopt resolution 09-23-15-A 2015 Intertribal Buffalo Council Buffalo Herd Development Grant with two changes [replace “Direct” to “Director” and replace “C.F.O.” to “Chief Financial Officer” in the final Resolve], seconded by Lisa Summers. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, David Jordan, Trish King, Brandon Stevens, Lisa Summers
Not Present: Tehassi Hill, Jennifer Webster

VII. APPOINTMENTS (No Requested Action)

VIII. STANDING COMMITTEES (00:09:00)

A. Legislative Operating Committee

Sponsor: Councilman Brandon Stevens, Chair

1. Accept Legislative Operating Committee meeting minutes of September 2, 2015

Motion by Melinda J. Danforth to accept the Legislative Operating Committee meeting minutes of September 2, 2015, seconded by Fawn Billie. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, David Jordan, Trish King, Brandon Stevens,
Lisa Summers

Not Present: Tehassi Hill, Jennifer Webster

2. Accept Legislative Operating Committee FY '15 3rd quarter report

Motion by David Jordan to accept the Legislative Operating Committee FY '15 3rd quarter report, seconded by Lisa Summers. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, David Jordan, Trish King, Brandon Stevens,
Lisa Summers

Not Present: Tehassi Hill, Jennifer Webster

Motion by Lisa Summers to request the Treasurer's Office to follow-up on the implementation of the Marriage Law by October 1, 2015, seconded by Fawn Billie. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, David Jordan, Trish King, Brandon Stevens,
Lisa Summers

Not Present: Tehassi Hill, Jennifer Webster

B. Finance Committee

Sponsor: Treasurer Trish King, Chair

1. Approve Finance Committee meeting minutes of September 11, 2015

Motion by David Jordan to approve the Finance Committee meeting minutes of September 11, 2015, seconded by Trish King. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, David Jordan, Trish King, Brandon Stevens,
Lisa Summers

Not Present: Tehassi Hill, Jennifer Webster

2. Accept Finance Committee FY '15 3rd quarter report *(No report submitted)*

Motion by David Jordan to defer the Finance Committee FY '15 3rd quarter report to the October 14, 2015, regular Business Committee meeting, seconded by Lisa Summers. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, David Jordan, Trish King, Brandon Stevens,
Lisa Summers

Not Present: Tehassi Hill, Jennifer Webster

C. Community Development Planning Committee

Sponsor: Vice-Chairwoman Melinda J. Danforth, Chair

1. Accept Community Development Planning Committee FY '15 3rd quarter report

Motion by David Jordan to accept the Community Development Planning Committee FY '15 3rd quarter report, seconded by Fawn Billie. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, David Jordan, Trish King, Brandon Stevens,
Lisa Summers

Not Present: Tehassi Hill, Jennifer Webster

D. Quality of Life

Sponsor: Councilwoman Fawn Billie, Chair

1. Accept Quality of Life FY '15 3rd quarter report

Motion by David Jordan to accept the Quality of Life FY '15 3rd quarter report, seconded by Fawn Billie. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, David Jordan, Trish King, Brandon Stevens,
Lisa Summers
Not Present: Tehassi Hill, Jennifer Webster

IX. GENERAL TRIBAL COUNCIL (1:15:55)

A. Petitioner Michelle Danforth: To change the Oneida Constitution and By-Laws in regards to membership

Sponsor: Lisa Summers, Tribal Secretary

EXCERPT FROM AUGUST 17, 2015: Motion by Brandon Stevens to request the Tribal Secretary provide a recommendation on how to proceed at the September 23, 2015, regular Business Committee meeting and that the Tribal Secretary considers the research memorandum dated August 5, 2015, seconded by Jennifer Webster. Motion carried unanimously.

EXCERPT FROM AUGUST 12, 2015: Motion by Lisa Summers to adjourn at 2:06 p.m. and to direct the Tribal Secretary to coordinate Business Committee special meeting date for the remainder of this agenda, seconded by Brandon Stevens. Motion carried unanimously.

EXCERPT FROM DECEMBER 10, 2014: Motion by Jenny Webster to accept the update as information and to direct the Tribal Secretary to bring back the final recommendation when it is ready, seconded by Tehassi Hill. Motion carried unanimously.

EXCERPT FROM NOVEMBER 12, 2014: Motion by Melinda J. Danforth to accept the update as information and to direct the Tribal Secretary to provide a final recommendation on this item at the December 10, 2014, regular Business Committee meeting, seconded by Jenny Webster. Motion carried unanimously.

EXCERPT FROM OCTOBER 22, 2014: Motion by Melinda J. Danforth to accept the legislative, fiscal and legal analyses, as provided, for this petition and to direct the Tribal Secretary to provide an update at the next Business Committee meeting on the update of the conversation with the petitioner, seconded by Tehassi Hill. Motion carried unanimously.

EXCERPT FROM OCTOBER 8, 2014: Motion by Trish King to defer Michelle Danforth's Petition to change the Oneida Constitution and By-Laws in regards to membership to the next regular Business Committee meeting, seconded by Tehassi Hill. Motion carried unanimously.

EXCERPT FROM SEPTEMBER 24, 2014: Motion by Fawn Billie to defer Michelle Danforth's Petition to change the Oneida Constitution and By-Laws in regards to membership to the next regular Business Committee meeting, seconded by Brandon Stevens. Motion carried unanimously.

EXCERPT FROM AUGUST 13, 2014: Motion by Vince DelaRosa to accept the petition and send it on for the appropriate analyses to be completed and to come back to the Business Committee in thirty (30) days, seconded by Melinda J. Danforth. Motion carried unanimously.

Motion by Brandon Stevens to accept the update as information and to direct the Tribal Secretary to bring back a recommendation on how to proceed at the October 28, 2015, regular Business Committee meeting, seconded by Fawn Billie. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, David Jordan, Trish King, Brandon Stevens,
Lisa Summers
Not Present: Tehassi Hill, Jennifer Webster

- B. Petitioner Madelyn Genskow: Special GTC meeting to address four (4) resolutions**
- 1) Budget Cuts**
 - 2) Swimming Lessons**
 - 3) Boards, Committees, and Commissions to Carry Out General Tribal Council Directives**
 - 4) Elder Home Repair**
- Sponsor: Lisa Summers, Tribal Secretary

EXCERPT FROM AUGUST 17, 2015: Motion by Trish King to accept the financial analysis for resolution 3) Boards, Committees, and Commissions to Carry Out General Tribal Council Directives, to request the Tribal Secretary work with the petitioner to schedule a General Tribal Council meeting, and to request the Tribal Secretary to send the petitioner the analyses for all four (4) resolutions, seconded by Jennifer Webster. Motion carried unanimously.

EXCERPT FROM AUGUST 12, 2015: Motion by Lisa Summers to adjourn at 2:06 p.m. and to direct the Tribal Secretary to coordinate Business Committee special meeting date for the remainder of this agenda, seconded by Brandon Stevens. Motion carried unanimously.

EXCERPT FROM JULY 22, 2015: (1) Motion by David Jordan to accept the financial analysis for resolution 2) Swimming Lessons and resolution 4) Elder Home Repair, seconded by Trish King. Motion carried unanimously. (2) Motion by Melinda J. Danforth to defer this item to the Secretary's Office to determine which General Tribal Council meeting agenda this item should fall on and this be brought back to the August 12, 2015, regular Business Committee meeting and to direct the final financial analysis for resolution 3) Boards, Committees, and Commissions to Carry Out General Tribal Council Directives be brought back to the August 12, 2015, regular Business Committee meeting, seconded by Jennifer Webster. Motion carried unanimously.

EXCERPT FROM JULY 8, 2015: Motion by Trish King to defer the remaining financial analyses to the July 22, 2015, regular Business Committee meeting, seconded by David Jordan. Motion carried unanimously.

EXCERPT FROM JUNE 10, 2015: (1) Motion by Jennifer Webster to accept the financial analysis for resolution 1) Budget Cuts, seconded by Lisa Summers. Motion carried unanimously. (2) Motion by Jennifer Webster to provide an additional fifteen (15) days for Finance to complete and submit the remaining three (3) analyses, seconded by Lisa Summers. Motion carried unanimously.

EXCERPT FROM APRIL 22, 2015: Lisa Summers to accept the legal analyses for resolution 3) Boards, Committees, and Commissions to Carry Out General Tribal Council Directives and resolution 4) Elder Home Repair, and to allow an additional thirty (30) days for the Finance Office to complete their analyses, seconded by Fawn Billie. Motion carried unanimously.

EXCERPT FROM MARCH 25, 2015: (1) Motion by Melinda J. Danforth to accept the legal opinion for the budget development portion of the petition, seconded by Jennifer Webster. Motion carried unanimously. (2) Motion by Jennifer Webster to accept the legal opinion for resolution 2) Swimming Lessons, seconded by Tehassi Hill. Motion carried unanimously.

EXCERPT FROM FEBRUARY 11, 2015: Motion by Lisa Summers to accept the legislative analysis and to provide an additional sixty (60) days for the Law and Finance Offices to submit the appropriate analyses, seconded by Tehassi Hill. Motion carried unanimously.

EXCERPT FROM JANUARY 28, 2015: Motion by Tehassi Hill to accept the status update from the Legislative Reference Office, seconded by Jennifer Webster. Motion carried unanimously.

EXCERPT FROM DECEMBER 10, 2014: Motion by Lisa Summers to accept the verified petition submitted by Madelyn Genskow, to send the petition to the Law, Finance and Legislative Reference Offices to begin work on the appropriate analyses, and that a progress report be submitted in thirty (30) days, seconded by Jenny Webster. Motion carried unanimously.

Motion by David Jordan to accept the update as information, to schedule a General Tribal Council meeting on March 19, 2016, and to place the petition and four (4) resolutions on the March 19, 2016 Special General Tribal Council meeting agenda, seconded by Lisa Summers. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, David Jordan, Trish King, Brandon Stevens,
Lisa Summers

Not Present: Tehassi Hill, Jennifer Webster

C. Petitioner Madelyn Genskow: Special GTC meeting to address six (6) resolutions

- 1) Completed Scheduling General Tribal Council Meetings**
- 2) Fee to Trust Process**
- 3) In Progress Elder Services Means Testing**
- 4) In Research Record Subcommittee Meetings**
- 5) Governmental Services Chain of Command**
- 6) Unclaimed Per Capita Payments**

Sponsor: Lisa Summers, Tribal Secretary

EXCERPT FROM SEPTEMBER 9, 2015: Motion by Jennifer Webster to accept the legal analysis for resolution 5) Governmental Services Chain of Command, seconded by Lisa Summers. Motion carried unanimously.

EXCERPT FROM AUGUST 26, 2015: (1) Motion by Brandon Stevens to accept the legal analyses for resolution 3) In Progress Elder Services Means Testing, resolution 4) In Research Record Subcommittee Meetings, and resolution 6) Unclaimed Per Capita Payments, seconded by Lisa Summers. Motion carried unanimously. (2) Motion by Lisa Summers to defer the legal analysis for resolution 5) Governmental Services Chain of Command to be completed by the September 9, 2015, regular Business Committee meeting and to defer the financial analyses for resolution 3) In Progress Elder Services Means Testing, resolution 4) In Research Record Subcommittee Meetings, and resolution 6) Unclaimed Per Capita Payments to the September 23, 2015, regular Business Committee meeting, seconded by Fawn Billie. Motion carried unanimously.

EXCERPT FROM JULY 8, 2015: Motion by David Jordan to defer the remaining legal and financial analyses to the second regular Business Committee meeting in August 2015, seconded by Brandon Stevens. Motion carried unanimously.

EXCERPT FROM JUNE 24, 2015: Motion by David Jordan to accept the legal analysis for resolution 1) Completed Scheduling General Tribal Council Meetings and note that the remaining analyses are due back at the July 8, 2015, regular Business Committee meeting, seconded by Tehassi Hill. Motion carried unanimously.

EXCERPT FROM MAY 13, 2015: Motion by David Jordan to accept the legal analysis for resolution 2) Fee to Trust Process, seconded by Trish King. Motion carried unanimously.

EXCERPT FROM APRIL 22, 2015: Motion by Lisa Summers to accept the legislative analyses for resolutions 1-6 and to provide an additional sixty (60) days for the Law and Finance Offices to complete their portions of the analyses, seconded by Jennifer Webster. Motion carried unanimously.

EXCERPT FROM FEBRUARY 25, 2015: (1) Motion by Tehassi Hill to accept the verified petitions from Petitioner Madelyn Genskow: Request Special GTC meeting to address six (6) resolutions, seconded by Jennifer Webster. Motion carried unanimously. (2) Motion by Tehassi Hill to send the verified petitions to the Law, Finance, Legislative Reference and Direct Report Offices for the legal, financial, legislative, and administrative analyses to be completed, seconded by Fawn Billie. Motion carried unanimously. (3) Motion by Jennifer Webster to direct Law, Finance, and Legislative Reference Offices to submit the analyses to the Secretary's Office within sixty (60) days and that a progress report be submitted in forty-five (45) days, seconded by Lisa Summers. Motion carried unanimously. (4) Motion by Lisa Summers to direct the Direct Report Offices to submit appropriate administrative analyses to the Secretary's Office within thirty (30) days, seconded by Fawn Billie. Motion carried unanimously.

Motion by Melinda J. Danforth to accept the update on this item and to place this petition and six (6) resolutions on the March 19, 2016 Special General Tribal Council meeting agenda, and to request the fiscal analyses on all six (6) resolutions be submitted to the Tribal Secretary's Office in a timely manner, seconded by Lisa Summers. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, David Jordan, Trish King, Brandon Stevens, Lisa Summers

Not Present: Tehassi Hill, Jennifer Webster

Treasurer Trish King departs at 10:38 a.m.

Treasurer Trish King returns at 10:41 a.m.

X. UNFINISHED BUSINESS (1:26:31)

A. Accept update regarding Tribal Hearing Bodies/Administrative Court

Sponsor: Brandon Stevens, Councilman

EXCERPT FROM SEPTEMBER 9, 2015: Motion by Lisa Summers to accept the verbal update regarding the Tribal Hearing Bodies/Administrative Court, seconded by Jennifer Webster. Motion carried unanimously.

EXCERPT FROM AUGUST 12, 2015: (1) Motion by Jennifer Webster to accept the action plan for the Tribal Hearing Bodies/Administrative Court and to direct the Oneida Child Protective Board, the Oneida Election Board, the Oneida Environmental Resource Board, the Oneida Land Commission, the Oneida Personnel Commission, the Oneida License Commission, and the Oneida Trust/Enrollment Committee to retrieve their financial expenses for the last three (3) years (including, but not limited to, the amount of stipends received, training costs and other expenses) and turn the information over to Business Committee to help in evaluating which entities should retain their hearing body authority, seconded by David Jordan. Motion carried unanimously. (2) Amendment to the main motion by Lisa Summers that the information be provided by Friday, September 4, 2015, seconded by Fawn Billie. Motion carried unanimously.

EXCERPT FROM JUNE 10, 2015: (1) David Jordan to approve the creation of an Administrative Court and endorse a letter of co-operation to be created that directs the Tribe's Boards, Committees, and Commissions to assist the Legislative Operating Committee in the creation of the Administrative Court, seconded by Fawn Billie. Motion carried unanimously. (2) Motion by Lisa Summers that the Legislative Operating Committee create an action plan to be brought back to the Business Committee in sixty (60) days, seconded by Melinda J. Danforth. Motion carried unanimously.

Motion by Melinda J. Danforth to accept the update from the Legislative Reference Office regarding the status of the Tribal Hearing Bodies/Administrative Courts and to direct the Personnel Commission Liaison to request from the Personnel Commission their number of hearings from the last three (3) years to the Legislative Operating Committee, no later than September 30, 2015, seconded by Lisa Summers. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, David Jordan, Trish King, Brandon Stevens,
Lisa Summers

Not Present: Tehassi Hill, Jennifer Webster

Amendment to the main motion by Lisa Summers that the Business Committee suspend Personnel Commission stipends if the requested information is not provided by the September 30, 2015 deadline, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, David Jordan, Trish King, Brandon Stevens,
Lisa Summers

Not Present: Tehassi Hill, Jennifer Webster

Secretary Lisa Summers departs at 10:49 a.m.

Chairwoman Tina Danforth departs at 10:50 a.m.; Vice-Chairwoman Melinda J. Danforth assumes responsibilities of the Chair.

Secretary Lisa Summers returns at 10:52 a.m.

B. Accept Legislative Operating Committee update regarding requested changes to Community Support Fund Policy amendments

Sponsor: David Jordan, Councilman

EXCERPT FROM AUGUST 17, 2015: Motion by Jennifer Webster to direct the requested changes to the Community Support Fund Policy to the Legislative Operating Committee and for proposed changes be due back to the September 23, 2015, regular Business Committee meeting, seconded by David Jordan. Motion carried with one opposed and one abstention.

EXCERPT FROM AUGUST 12, 2015: Motion by Lisa Summers to adjourn at 2:06 p.m. and to direct the Tribal Secretary to coordinate Business Committee special meeting date for the remainder of this agenda, seconded by Brandon Stevens. Motion carried unanimously.

EXCERPT FROM JULY 22, 2015: Motion by Jennifer Webster to defer the rest of the agenda items to the next regularly scheduled Business Committee meeting, seconded by Brandon Stevens. Motion carried unanimously.

Motion by David Jordan to accept the update from the Legislative Operating Committee regarding the status of the Community Support Fund amendments, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, David Jordan, Trish King, Brandon Stevens,
Lisa Summers
Not Present: Tina Danforth, Tehassi Hill, Jennifer Webster

Chairwoman Tina Danforth returns at 10:55 a.m. and resumes the responsibilities of the Chair.

Councilman David Jordan departs at 11:52 a.m.

Councilman David Jordan returns at 11:58 a.m.

Vice-Chairwoman Melinda J. Danforth departs at 12:05 p.m.

Vice-Chairwoman Melinda J. Danforth returns at 12:18 p.m.

Councilman Brandon Stevens departs at 12:18 p.m.

C. Determine responsible area for cemetery maintenance

Sponsor: Brandon Stevens, Councilman

EXCERPT FROM AUGUST 17, 2015: Motion by David Jordan to defer this issue to the September 23, 2015, regular Business Committee meeting and to direct the Tribal Secretary to schedule the special Business Committee work meeting and that an invitation be extended to all interested parties, including departments and families impacted, seconded by Jennifer Webster. Motion carried unanimously.

EXCERPT FROM AUGUST 12, 2015: Motion by Lisa Summers to adjourn at 2:06 p.m. and to direct the Tribal Secretary to coordinate Business Committee special meeting date for the remainder of this agenda, seconded by Brandon Stevens. Motion carried unanimously.

EXCERPT FROM JULY 8, 2015: (1) Motion by Lisa Summers to accept the Oneida Trust/Enrollment Committee recommendation to turn over the cemetery maintenance contract to the Department of Public Works. Motion fails for lack of support. (2) Motion by Brandon Stevens to defer the issue to determine the responsible area for cemetery maintenance to a special Business Committee work meeting and that an invitation be extended to all interested parties, including departments and families impacted, seconded by David Jordan. Motion carried unanimously.

Motion by Lisa Summers to place an indefinite land use moratorium on area designation # 18 'Where the Water Birds Nest', identified in the Public Use of Land Law, and to defer the cemetery issues identified today to the Business Committee Officers for follow-up with a final action plan to be brought by the November 10, 2015, regular Business Committee meeting, seconded by David Jordan. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, David Jordan, Trish King, Lisa Summers
Not Present: Tehassi Hill, Brandon Stevens, Jennifer Webster

Motion by Lisa Summers to direct the Chairwoman's Office to send out communications, regarding the indefinite land use moratorium directive, to the Business Committee's Direct Reports, appropriate Boards, Committees, and Commissions, and affected parties, including sweat lodge users and families impacted, seconded by David Jordan. Motion carried unanimously:

Ayes: Melinda J. Danforth, Fawn Billie, David Jordan, Trish King, Lisa Summers
Not Present: Tehassi Hill, Brandon Stevens, Jennifer Webster

Amendment to the main motion by Melinda J. Danforth to inform users of the sweat lodge and families of the cemetery. Motion failed for lack of support.

Motion by David Jordan to recess at 12:53 p.m. and to reconvene at 2:00 p.m., seconded by Lisa Summers. Motion carried with two opposed:

Ayes: David Jordan, Trish King, Lisa Summers
Opposed: Melinda J. Danforth, Fawn Billie
Not Present: Tehassi Hill, Brandon Stevens, Jennifer Webster
For the record: Tina Danforth stated I will need to be excused at 2:30 p.m. for a Doctor's appointment.

Called to order at 2:02 p.m. by Vice-Chairwoman Melinda J. Danforth.

Chairwoman Tina Danforth arrives at 2:03 p.m. and assumes the responsibilities of the Chair.

XI. TABLED BUSINESS (No Requested Action)

XII. NEW BUSINESS (4:40:00)

A. Approve community support request for records access from Dr. Hayes Peter Mauro

Sponsor: Jo Anne House, Chief Counsel

Motion by David Jordan to deny the community support request for records access from Dr. Hayes Peter Mauro, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Fawn Billie, David Jordan, Trish King, Brandon Stevens, Lisa Summers
Not Present: Tina Danforth, Tehassi Hill, Jennifer Webster

B. Approve Brown County Recycling Agreement contract # 2015-0930

Sponsor: Pat Pelky, Division Director/Environmental Health & Safety

Motion by Fawn Billie to approve the Brown County Recycling Agreement contract # 2015-0930, seconded by Lisa Summers. Motion carried unanimously:

Ayes: Fawn Billie, David Jordan, Trish King, Brandon Stevens, Lisa Summers
Not Present: Tina Danforth, Tehassi Hill, Jennifer Webster

C. Approve Grant Agreement with Department of Energy contract # 2015-0908

Sponsor: Tehassi Hill, Councilman

Motion by Lisa Summers to approve the Grant Agreement with Department of Energy contract # 2015-0908, seconded by Fawn Billie. Motion carried unanimously:

Ayes: Fawn Billie, David Jordan, Trish King, Brandon Stevens, Lisa Summers
Not Present: Tina Danforth, Tehassi Hill, Jennifer Webster

Amendment to the main motion by David Jordan to request that when the RFP is submitted for this project, that it be publically noticed, seconded by Lisa Summers. Motion carried with one abstention:

Ayes: Fawn Billie, David Jordan, Trish King, Lisa Summers
Abstained: Brandon Stevens
Not Present: Tina Danforth, Tehassi Hill, Jennifer Webster

Motion by Lisa Summers to request Pat Pelky to follow-up with the Intergovernmental Affairs & Communications to correspondence to our Congressional representatives encouraging their support the project, seconded by David Jordan. Motion carried unanimously:

Ayes: Fawn Billie, David Jordan, Trish King, Brandon Stevens, Lisa Summers
Not Present: Tina Danforth, Tehassi Hill, Jennifer Webster

D. Adopt the revised Business Committee Standard Operating Procedure, entitled Complaint Process for Direct Reports to the Business Committee, and direct the Tribal Secretary to communicate this information to the Business Committee Direct Reports and Human Resources Department

Sponsor: Lisa Summers, Tribal Secretary

Motion by Lisa Summers to adopt the revised Business Committee Standard Operating Procedure, entitled Complaint Process for Direct Reports to the Business Committee, and direct the Tribal Secretary to communicate this information to the Business Committee Direct Reports and Human Resources Department, seconded by Trish King. Motion carried unanimously:

Ayes: Fawn Billie, David Jordan, Trish King, Brandon Stevens, Lisa Summers
Not Present: Tina Danforth, Tehassi Hill, Jennifer Webster

E. Approve request to post one (1) vacancy on the Oneida Gaming Commission and for the term to be carried out until August 22, 2017

Sponsor: Lisa Summers, Tribal Secretary

Motion by David Jordan to approve the request to post one (1) vacancy on the Oneida Gaming Commission and for the term to be carried out until August 22, 2017, seconded by Lisa Summers. Motion carried unanimously:

Ayes: Fawn Billie, David Jordan, Trish King, Brandon Stevens, Lisa Summers
Not Present: Tina Danforth, Tehassi Hill, Jennifer Webster

F. Accept Environmental Resource Board's updated prohibitions regarding violations of the Public Use of Tribal Land Law

- 1) Use of drugs or alcohol where prohibited
- 2) Camping where prohibited
- 3) Use of explosives where prohibited
- 4) Open fires where prohibited
- 5) Use of motorized vehicles where prohibited
- 6) Failure to abide by posted regulations
- 7) Disorderly conduct

Liaison: Tehassi Hill, Councilman

EXCERPT FROM SEPTEMBER 9, 2015: Motion by Tehassi Hill to defer this item to the Legislative Reference Office, seconded by Brandon Stevens. Motion carried unanimously.

Motion by Lisa Summers to accept the Environmental Resource Board's updated prohibitions regarding violations of the Public Use of Tribal Land Law, seconded by Brandon Stevens. Motion carried with one opposed:

Ayes: Fawn Billie, David Jordan, Trish King, Lisa Summers
Opposed: Brandon Stevens
Not Present: Tina Danforth, Tehassi Hill, Jennifer Webster
For the record: Brandon Stevens stated I oppose the motion because there's no substantive complaint here. It's just "I don't like it". So, if there was more of something the Environmental Resource Board can really say that you don't like about it and is it too much, you know those types of things? I would just like more in a complaint so the Environmental Resource Board doesn't get...we (the Business Committee) received the complaint. I would like a little more to the complaint and that is why I oppose.

Motion by Lisa Summers to request the Environmental Resource Board Liaison to notify the Environmental Resource Board about the community concerns regarding the citation schedule, seconded by Fawn Billie. Motion carried unanimously:

Ayes: Fawn Billie, David Jordan, Trish King, Brandon Stevens, Lisa Summers
Not Present: Tina Danforth, Tehassi Hill, Jennifer Webster

*Treasurer Trish King departs at 3:40 p.m.
Treasurer Trish King returns at 3:46 p.m.*

Secretary Lisa Summers departs at 3:52 p.m.

G. Approve Designation of Authority letter in regards to 5311 (C) Tribal Transportation Grant and adopt resolution titled 2015 Section 5311 (C) Tribal Transit Grant U.S. Department of Transportation Federal Transportation Administration

Sponsor: Melinda J. Danforth, Vice-Chairwoman

Motion by Brandon Stevens to adopt resolution 09-23-15-B 2015 Section 5311 (C) Tribal Transit Grant U.S. Department of Transportation Federal Transportation Administration with three changes [change "Oneida Nation" to "Oneida Tribe of Indians of Wisconsin" in the second 'Whereas', change "Oneida Nation Constitution" to "Oneida Tribal" Constitution in the third 'Whereas', and change "Oneida Tribe" to "Oneida Tribe of Indians of Wisconsin" in the fifth 'Whereas'], and to approve the Designation of Authority letter, seconded by Trish King. Motion carried unanimously:

Ayes: Fawn Billie, David Jordan, Trish King, Brandon Stevens
Not Present: Tina Danforth, Tehassi Hill, Lisa Summers, Jennifer Webster

XIII. TRAVEL (5:43:00)

A. Travel Reports

1. Vice-Chairwoman Melinda J. Danforth – Good Health & Wellness in Indian Country event – Detroit, MI – August 11-13, 2015

Motion by David Jordan to accept the travel report from Vice-Chairwoman Melinda J. Danforth – Good Health & Wellness in Indian Country event – Detroit, MI – August 11-13, 2015, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Fawn Billie, David Jordan, Trish King, Brandon Stevens
Not Present: Tina Danforth, Tehassi Hill, Lisa Summers, Jennifer Webster

Secretary Lisa Summers returns at 3:55 p.m.
Councilman Brandon Stevens departs at 4:03 p.m.

B. Travel Requests

1. Approve procedural exception to the Travel and Expense Policy: seven (7) Cultural Heritage staff – Kalihwiyo Ceremonies – Tonawanda, NY, Nedrow, NY, Alleghany, NY, Ohsweken, ON, and Oneida, ON – September 9-October 23, 2015

Motion by Lisa Summers to approve the procedural exception to the Travel and Expense Policy: seven (7) Cultural Heritage staff – Kalihwiyo Ceremonies – Tonawanda, NY, Nedrow, NY, Alleghany, NY, Ohsweken, ON, and Oneida, ON – September 9-October 23, 2015, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Fawn Billie, David Jordan, Trish King, Lisa Summers
Not Present: Tina Danforth, Tehassi Hill, Brandon Stevens, Jennifer Webster

Motion by Lisa Summers to recess at 4:23 p.m. and to reconvene at 4:30 p.m., seconded by David Jordan. Motion carried unanimously:

Ayes: Fawn Billie, David Jordan, Trish King, Lisa Summers
Not Present: Tina Danforth, Tehassi Hill, Brandon Stevens, Jennifer Webster

Called to order at 4:30 p.m. by Vice-Chairwoman Melinda J. Danforth.

2. Approve procedural exception to the Travel and Expense Policy: five (5) Oneida Community Health Center Pharmacy Technicians – Pharmacy Technician Education Forum – Sheboygan, WI – October 16-17, 2015

Motion by David Jordan to approve the procedural exception to the Travel and Expense Policy: five (5) Oneida Community Health Center Pharmacy Technicians – Pharmacy Technician Education Forum – Sheboygan, WI – October 16-17, 2015 noting they will be leaving late on a Friday, the training occurs on a Saturday, and the training is a requirement for certification, seconded by Lisa Summers. Motion carried unanimously:

Ayes: Fawn Billie, David Jordan, Trish King, Lisa Summers
Not Present: Tina Danforth, Tehassi Hill, Brandon Stevens, Jennifer Webster

Councilman Brandon Stevens returns at 4:32 p.m.

3. Enter E-poll results into the record for approval of the procedural exception to the Travel and Expense Policy: five (5) Family and Child Education (FACE) staff – Annual FACE Regional Training – Fond du Lac Reservation, MN – September 24-25, 2015

Motion by David Jordan to enter the E-poll results into the record for the approval of the procedural exception to the Travel and Expense Policy: five (5) Family and Child Education (FACE) staff – Annual FACE Regional Training – Fond du Lac Reservation, MN – September 24-25, 2015, seconded by Fawn Billie. Motion carried with one abstention:

Ayes: Fawn Billie, David Jordan, Trish King, Lisa Summers
Abstained: Brandon Stevens
Not Present: Tina Danforth, Tehassi Hill, Jennifer Webster

XIV. REPORTS (3:52:00) (*This section of the agenda is scheduled at 1:30 p.m.*)

A. Operational Reports

Chairwoman Tina Danforth excused at 2:32 p.m.; Vice-Chairwoman Melinda J. Danforth assumes responsibilities of the Chair.

1. Accept Ombudsman FY '15 3rd quarter report – Dianne McLester-Heim, Ombudsman

Motion by Lisa Summers to accept the Ombudsman FY '15 3rd quarter report, seconded by David Jordan. Motion carried unanimously:

Ayes: Fawn Billie, David Jordan, Trish King, Brandon Stevens, Lisa Summers
Not Present: Tina Danforth, Tehassi Hill, Jennifer Webster

2. Accept Emergency Management FY '15 2nd quarter report – Kaylynn Gresham, Director/Emergency Management

EXCERPT FROM SEPTEMBER 9, 2015: Motion by David Jordan to defer Emergency Management FY '15 2nd quarter report, seconded by Jennifer Webster. Motion carried unanimously.

Motion by David Jordan to accept the Emergency Management FY '15 2nd quarter report, seconded by Lisa Summers. Motion carried unanimously:

Ayes: Fawn Billie, David Jordan, Trish King, Brandon Stevens, Lisa Summers
Not Present: Tina Danforth, Tehassi Hill, Jennifer Webster

3. Accept Emergency Management FY '15 3rd quarter report – Kaylynn Gresham, Director/Emergency Management

EXCERPT FROM SEPTEMBER 9, 2015: Motion by David Jordan to defer Emergency Management FY '15 3rd quarter report, seconded by Jennifer Webster. Motion carried unanimously.

Motion by Trish King to accept the Emergency Management FY '15 3rd quarter report, seconded by Fawn Billie. Motion carried unanimously:

Ayes: Fawn Billie, David Jordan, Trish King, Brandon Stevens, Lisa Summers
Not Present: Tina Danforth, Tehassi Hill, Jennifer Webster

B. Corporate Reports (No Requested Action)

C. Boards, Committees, and Commissions (No Requested Action)

XV. EXECUTIVE SESSION (6:16:00)

A. Reports

1. Accept Oneida Retail Enterprise FY '15 3rd quarter report – Michele Doxtator, Area Manager/Retail Profits

Motion by David Jordan to accept the Oneida Retail Enterprise FY '15 3rd quarter report and to direct a strategic and marketing plan be brought back to the Business Committee within six (6) months, seconded by Trish King. Motion carried unanimously:

Ayes: Fawn Billie, David Jordan, Trish King, Brandon Stevens, Lisa Summers
Not Present: Tina Danforth, Tehassi Hill, Jennifer Webster

2. Chief Counsel report – Jo Anne House, Chief Counsel

Motion by David Jordan to accept the Chief Counsel report, seconded by Lisa Summers. Motion carried unanimously:

Ayes: Fawn Billie, David Jordan, Trish King, Brandon Stevens, Lisa Summers
Not Present: Tina Danforth, Tehassi Hill, Jennifer Webster

a. Approve draft testimony and direct Oneida Law Office to finalize and submit the testimony in regards to Rule Petition 14-02

Motion by Lisa Summers to approve the draft testimony and to direct the Oneida Law Office to finalize and submit the testimony in regards to Rule Petition 14-02, seconded by David Jordan. Motion carried unanimously:

Ayes: Fawn Billie, David Jordan, Trish King, Brandon Stevens, Lisa Summers
Not Present: Tina Danforth, Tehassi Hill, Jennifer Webster

b. Approve draft correspondence to membership regarding ACF and Meyers litigation update and direct Tribal Secretary's Office to finalize the mailing

Motion by Lisa Summers to approve the draft correspondence to membership regarding ACF and Meyers litigation update and to direct Tribal Secretary's Office to finalize the mailing, seconded by Trish King. Motion carried unanimously:

Ayes: Fawn Billie, David Jordan, Trish King, Brandon Stevens, Lisa Summers
Not Present: Tina Danforth, Tehassi Hill, Jennifer Webster

c. Approve settlement agreement in case # 2014-RIS-00031

Motion by Lisa Summers to approve the settlement agreement in case # 2014-RIS-00031, seconded by Brandon Stevens. Motion carried with one abstention:

Ayes: Fawn Billie, Trish King, Brandon Stevens, Lisa Summers
Abstained: David Jordan
Not Present: Tina Danforth, Tehassi Hill, Jennifer Webster

3. Intergovernmental Communications and Affairs report – Nathan King, Intergovernmental Affairs & Communications Director

Motion by David Jordan to accept the Intergovernmental Communications and Affairs report, seconded by Trish King. Motion carried unanimously:

Ayes: Fawn Billie, David Jordan, Trish King, Brandon Stevens, Lisa Summers
Not Present: Tina Danforth, Tehassi Hill, Jennifer Webster

Motion by Lisa Summers to approve the letter to the Department of the Interior regarding the Land-into-Trust issue, seconded by David Jordan. Motion carried unanimously:

Ayes: Fawn Billie, David Jordan, Trish King, Brandon Stevens, Lisa Summers
Not Present: Tina Danforth, Tehassi Hill, Jennifer Webster

Motion by David Jordan to approve the letter to the Wisconsin State Tribal Relations Committee designating Secretary Lisa Summers as the representative in lieu of Vice-Chairwoman Melinda J. Danforth's maternity leave, seconded by Trish King. Motion carried with one abstention:

Ayes: Fawn Billie, David Jordan, Trish King, Brandon Stevens,
Abstained: Lisa Summers
Not Present: Tina Danforth, Tehassi Hill, Jennifer Webster

Motion by Trish King to approve three (3) Business Committee members to attend the National Congress of American Indians (NCAI) Annual Conference – San Diego, CA – October 18-23, 2015, seconded by Fawn Billie. Motion carried with one abstention:

Ayes: Fawn Billie, David Jordan, Trish King, Brandon Stevens
Abstained: Lisa Summers
Not Present: Tina Danforth, Tehassi Hill, Jennifer Webster

Motion by Lisa Summers to approve one (1) Business Committee member to attend the Midwest Area Sovereign Tribe (MAST) Fall Meeting – Lower Sioux Indian Community in Morton, MN – October 7-9, 2015 including the Travel Consultation with the United States Census Bureau, seconded by David Jordan. Motion carried unanimously:

Ayes: Fawn Billie, David Jordan, Trish King, Brandon Stevens, Lisa Summers
Not Present: Tina Danforth, Tehassi Hill, Jennifer Webster

4. Gaming General Manager report – Louise Cornelius, Gaming General Manager

Motion by David Jordan to accept the Gaming General Manager report, seconded by Lisa Summers. Motion carried unanimously:

Ayes: Fawn Billie, David Jordan, Trish King, Brandon Stevens, Lisa Summers
Not Present: Tina Danforth, Tehassi Hill, Jennifer Webster

B. Standing Items

1. Land Claims Strategy (*No requested action*)

2. Goldwater suit – Indian Child Welfare case (*No requested action*)

C. Audit Committee

Sponsor: Councilman Tehassi Hill, Chair

1. Accept Audit Committee FY '15 3rd quarter report

Motion by Lisa Summers to accept the Audit Committee FY '15 3rd quarter report including the identified follow-up to be completed by the Chairwoman's Office, seconded by David Jordan. Motion carried unanimously:

Ayes: Fawn Billie, David Jordan, Trish King, Brandon Stevens, Lisa Summers
Not Present: Tina Danforth, Tehassi Hill, Jennifer Webster

D. Unfinished Business

1. Review concern # 2015-CC-08

Sponsor: Lisa Summers, Tribal Secretary

EXCERPT FROM SEPTEMBER 9, 2015: David Jordan to accept the request and to assign Secretary Lisa Summers and Councilman David Jordan to conduct follow-up, seconded by Lisa Summers. Motion carried unanimously.

EXCERPT FROM AUGUST 26, 2015: Motion by Lisa Summers to defer concern # 2015-CC-08 to the September 9, 2015, regular Business Committee meeting, seconded by David Jordan. Motion carried unanimously.

Motion by Lisa Summers to accept the verbal update as information, seconded by David Jordan. Motion carried unanimously:

Ayes: Fawn Billie, David Jordan, Trish King, Brandon Stevens, Lisa Summers
Not Present: Tina Danforth, Tehassi Hill, Jennifer Webster

2. Review Print Shop – Mail Center Operational plan – Joanie Buckley, Division Director/Internal Services

EXCERPT FROM SEPTEMBER 9, 2015: (1) Motion by Jennifer Webster to accept this item as information, seconded by Lisa Summers. Motion carried unanimously. (2) Amendment to the main motion by Melinda J. Danforth to request the Internal Services Director bring back the assessment to the Business Committee in three (3) months, seconded by Lisa Summers. Motion carried unanimously.

Motion by Brandon Stevens to accept the update as information, seconded by Fawn Billie. Motion carried unanimously:

Ayes: Fawn Billie, David Jordan, Trish King, Brandon Stevens, Lisa Summers
Not Present: Tina Danforth, Tehassi Hill, Jennifer Webster

E. Tabled Business

1. Assign Oneida Business Committee Members to investigate complaint # 2015-DR13-01

Sponsor: Melinda J. Danforth, Tribal Vice-Chairwoman

EXCERPT FROM SEPTEMBER 9, 2015: Motion by Lisa Summers to table this item, seconded by Brandon Stevens. Motion carried unanimously.

Motion by Lisa Summers to take this item from the table, seconded by Fawn Billie. Motion carried unanimously:

Ayes: Fawn Billie, David Jordan, Trish King, Brandon Stevens, Lisa Summers
Not Present: Tina Danforth, Tehassi Hill, Jennifer Webster

Motion by David Jordan to assign Councilwoman Jennifer Webster, Councilwoman Fawn Billie, and Councilman Tehassi Hill to investigate complaint # 2015-DR13-01, seconded by Lisa Summers. Motion carried unanimously:

Ayes: Fawn Billie, David Jordan, Trish King, Brandon Stevens, Lisa Summers
Not Present: Tina Danforth, Tehassi Hill, Jennifer Webster

F. New Business

1. Enter E-poll results into the record regarding the letter to the Village of Hobart

Sponsor: Lisa Summers, Tribal Secretary

Motion by David Jordan to enter the E-poll results into the record regarding the letter to the Village of Hobart, seconded by Lisa Summers. Motion carried unanimously:

Ayes: Fawn Billie, David Jordan, Trish King, Brandon Stevens, Lisa Summers
Not Present: Tina Danforth, Tehassi Hill, Jennifer Webster

2. Accept Four Fires, LLC update

Sponsor: Larry Barton, Chief Financial Officer

Motion by David Jordan to approve the proposed NOI Plan for 2015-2020 noting the other three (3) tribes included in the Four Fires, LLC have already endorsed this plan, seconded by Lisa Summers. Motion carried unanimously:

Ayes: Fawn Billie, David Jordan, Trish King, Brandon Stevens, Lisa Summers
Not Present: Tina Danforth, Tehassi Hill, Jennifer Webster

3. Review concern # 2015-CC-10 (*This item is scheduled at 1:30 p.m. on September 22, 2015*)

Sponsor: David Jordan, Councilman

Motion by David Jordan to accept concern # 2015-CC-10 as information and to appoint the Town of Oneida Work Team (Secretary Lisa Summers, Councilman Tehassi Hill, Councilman David Jordan, and Councilwoman Fawn Billie) to follow through with the presented concern, seconded by Lisa Summers. Motion carried unanimously:

Ayes: Fawn Billie, David Jordan, Trish King, Brandon Stevens, Lisa Summers
Not Present: Tina Danforth, Tehassi Hill, Jennifer Webster
For the record: Melinda J. Danforth stated I recuse myself.

4. Approve procedural exception to allow Health Providers to exceed 280 hour cap for FY '16 based on contractual obligations (*This item is scheduled at 11 a.m. on September 22, 2015*)

Sponsor: Debbie Danforth, Division Director/Operations

Motion by David Jordan to request the Comprehensive Health Directors to bring back an alternative plan at the October 14, 2015, regular Business Committee meeting, seconded by Fawn Billie. Motion carried unanimously:

Ayes: Fawn Billie, David Jordan, Trish King, Brandon Stevens, Lisa Summers
Not Present: Tina Danforth, Tehassi Hill, Jennifer Webster

5. Review concern # 2015-CC-11

Sponsor: Lisa Summers, Tribal Secretary

Motion by David Jordan to accept concern # 2015-CC-11 and to delegate Vice-Chairwoman Melinda J. Danforth, Secretary Lisa Summers, and Councilman Brandon Stevens to conduct the follow-up, seconded by Lisa Summers. Motion carried unanimously:

Ayes: Fawn Billie, David Jordan, Trish King, Brandon Stevens, Lisa Summers
Not Present: Tina Danforth, Tehassi Hill, Jennifer Webster

6. Approve an option to fill the Organizational Development Specialist position

Sponsor: Lisa Summers, Tribal Secretary

Motion by David Jordan to approve Option 2A contained within the memorandum and to re-evaluate the option in ninety (90) days, seconded by Trish King. Motion carried unanimously:

Ayes: Fawn Billie, David Jordan, Trish King, Brandon Stevens, Lisa Summers
Not Present: Tina Danforth, Tehassi Hill, Jennifer Webster

XVI. ADJOURN

Motion by David Jordan to adjourn at 4:50 p.m., seconded by Fawn Billie. Motion carried unanimously:

Ayes: Fawn Billie, David Jordan, Trish King, Brandon Stevens, Lisa Summers
Not Present: Tina Danforth, Tehassi Hill, Jennifer Webster

Minutes prepared by Heather Heuer, Information Management Specialist
Minutes approved as presented/corrected on October 14, 2015



Lisa Summers, Secretary

ONEIDA BUSINESS COMMITTEE