



Oneida Business Committee

Executive Session

9:00 a.m. Tuesday, October 11, 2016

Executive Conference Room, 2nd floor, Norbert Hill Center

Regular Meeting

9:00 a.m. Wednesday, October 12, 2016

BC Conference Room, 2nd floor, Norbert Hill Center

Minutes

EXECUTIVE SESSION

Present: Chairwoman Tina Danforth, Secretary Lisa Summers (*excused at 12:00 p.m.-personal*), Council members: Tehassi Hill, David Jordan, Brandon Stevens, Jennifer Webster;

Not Present: Vice-Chairwoman Melinda J. Danforth, Treasurer Trish King;

Arrived at: Councilwoman Fawn Billie at 9:30 a.m. (*excused-personal*);

Others present: Jo Anne House, Larry Barton, Troy Parr, Joanie Buckley, Jacque Boyle;

REGULAR MEETING

Present: Chairwoman Tina Danforth, Council members: Fawn Billie, Tehassi Hill, David Jordan, Brandon Stevens, Jennifer Webster;

Not Present: Treasurer Trish King, Secretary Lisa Summers;

Arrived at: Vice-Chairwoman Melinda J. Danforth at 1:25 p.m.;

Others present: Jo Anne House, Brad Graham, Bill Graham, Rhiannon Metoxen, Jessica Wallenfang, Lisa Liggins, Nancy Barton, Kathy Metoxen, Cathy Bachhuber, Heather Heuer, Dale Wheelock, Chris Johnson, Michelle Gordon, Clorissa Santiago, Brian Doxtator, Laura Manthe, Denice Beans, Gerald Hill, Ed Delgado, Marcus Zelenski, Layatalati Hill, Tonya Webster, Leyne Orosco, Krystal John, Troy Parr, Larry Barton, Cathy Metoxen, Mike Debraska, Taniquelle Thurner, Geraldine Danforth, Debra Danforth, Paul Witek, Larry Cornelius, Jacque Boyle, Scott Cottrell, Mark A. Powless, Lori Elm, James Petitjean, Brenda Skenandore, Sylvia Cornelius, Lauren Hartman, Mary Adams, RaLinda Ninham-Lamberies, Lorraine Monita, Barb Erickson, Sharon Mousseau, Tom Danforth, Linda Jenkins;

I. CALL TO ORDER AND ROLL CALL by Chairwoman Tina Danforth at 9:05 a.m.

For the record: Chairwoman Tina Danforth will be out of the office during the afternoon session on personal time. Vice-Chairwoman Melinda J. Danforth is out of the office on personal time, but will arrive for the afternoon session to chair the meeting. Treasurer Trish King and Secretary Lisa Summers are out of the office on personal time.

II. OPENING by Councilman Tehassi Hill

III. ADOPT THE AGENDA (00:04:25)

Motion by Fawn Billie to adopt the agenda with the following changes: [Add-on to Resolutions section 6.F. Adopt resolution entitled Election Law Emergency Amendments Extension; and Add-on to Executive Session – New Business section 14.D.18. Review two (2) requests regarding the release of confidential employee information], seconded by Tehassi Hill. Motion carried unanimously:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Brandon Stevens, Jennifer Webster

Not Present: Melinda J. Danforth, Trish King, Lisa Summers

IV. OATHS OF OFFICE (00:11:05) by Chairwoman Tina Danforth

A. Oneida Family Court Judge – Marcus S. Zelenski

V. MINUTES

A. Approve September 28, 2016, regular meeting minutes (00:14:39)

Sponsor: Lisa Summers, Tribal Secretary

Motion by David Jordan to approve the September 28, 2016, regular meeting minutes, seconded by Jennifer Webster. Motion carried unanimously:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Brandon Stevens, Jennifer Webster

Not Present: Melinda J. Danforth, Trish King, Lisa Summers

B. Approve September 30, 2016, special meeting minutes (00:15:12)

Sponsor: Lisa Summers, Tribal Secretary

Motion by David Jordan to approve the September 30, 2016, special meeting minutes, seconded by Jennifer Webster. Motion carried unanimously:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Brandon Stevens, Jennifer Webster

Not Present: Melinda J. Danforth, Trish King, Lisa Summers

VI. RESOLUTIONS

A. Adopt resolution entitled Eviction and Termination Law (00:15:38)

Sponsor: Councilman Brandon Stevens, Chair/Legislative Operating Committee

Motion by Brandon Stevens to adopt resolution # 10-12-16-A Eviction and Termination Law, seconded by Tehassi Hill. Motion carried unanimously:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Brandon Stevens, Jennifer Webster

Not Present: Melinda J. Danforth, Trish King, Lisa Summers

B. Adopt resolution entitled Defining Comprehensive Housing Division in the Eviction and Termination Law (00:56:39)

Sponsor: Councilman Brandon Stevens, Chair/Legislative Operating Committee

Motion by Tehassi Hill to adopt resolution # 10-12-16-B Defining Comprehensive Housing Division in the Eviction and Termination Law, seconded by Jennifer Webster. Motion carried unanimously:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Brandon Stevens, Jennifer Webster
Not Present: Melinda J. Danforth, Trish King, Lisa Summers
For the record: Chairwoman Tina Danforth stated I think this needs more work overall and maybe in 120 days we'll see what we find, but thank you.

C. Adopt resolution entitled Landlord-Tenant Law (1:44:52)

Sponsor: Councilman Brandon Stevens, Chair/Legislative Operating Committee

Motion by Tehassi Hill to adopt resolution # 10-12-16-C Landlord-Tenant Law, seconded by Brandon Stevens. Motion carried unanimously:

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

D. Adopt resolution entitled Defining Comprehensive Housing Division in the Landlord-Tenant Law (1:46:27)

Sponsor: Councilman Brandon Stevens, Chair/Legislative Operating Committee

Motion by Tehassi Hill to adopt resolution # 10-12-16-D Defining Comprehensive Housing Division in the Landlord-Tenant Law, seconded by Brandon Stevens. Motion carried unanimously:

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

Councilman David Jordan departs at 11:02 a.m.

Councilman David Jordan returns at 11:07 a.m.

E. Adopt resolution entitled Vendor Licensing Law Amendments (1:47:17)

Sponsor: Councilman Brandon Stevens, Chair/Legislative Operating Committee

Motion by Jennifer Webster to adopt resolution # 10-12-16-E Vendor Licensing Law Amendments with the following changes:

- [Revise section 56.5-3(b) by replacing "...appeal the decision." With "file a complaint with the Judiciary challenging the Department's action.";
- Revise header of section 56.9 by replacing "Appeals of Licensing Decisions" with "Department Decisions";
- Revise section 56.9-1 to read "The Judiciary is granted jurisdiction to hear complaints filed regarding actions taken by the Department pursuant to this law.";
- Add section 56.9-2 to read "No administrative hearing body, including a board, committee or commission, is authorized to hear a complaint filed regarding actions taken pursuant to this law."; and
- Add section 56.9-3 to read "Complaints filed with the Judiciary shall name the Licensing Department as the responding party"],

seconded by Tehassi Hill. Motion carried unanimously:

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

Motion by Jennifer Webster to request the Finance Department to develop an analysis on whether the fees minus the funds collected for Trust are covering the costs of the Licensing Department; and for that analysis to be due back to the Business Committee within thirty (30) days, seconded by Fawn Billie.

Motion carried unanimously:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Brandon Stevens, Jennifer Webster

Not Present: Melinda J. Danforth, Trish King, Lisa Summers

Councilwoman Jennifer Webster departs at 11:18 a.m.

Councilwoman Jennifer Webster returns at 11:22 a.m.

F. Adopt resolution entitled Emergency Election Law Amendments Extension (2:13:38)

Sponsor: Councilman Brandon Stevens, Chair/Legislative Operating Committee

Motion by Brandon Stevens to adopt resolution # 10-12-16-F Emergency Election Law Amendments Extension, seconded by Fawn Billie. Motion carried unanimously:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Brandon Stevens, Jennifer Webster

Not Present: Melinda J. Danforth, Trish King, Lisa Summers

VII. APPOINTMENTS

A. Approve recommendation to appoint Weldon “Ted” Hawk to the Environmental Resources Board (2:30:17)

Sponsor: Tina Danforth, Tribal Chairwoman

Motion by Jennifer Webster to approve the recommendation to appoint Weldon “Ted” Hawk to the Environmental Resources Board, seconded by Fawn Billie. Motion carried with one abstention:

Ayes: Fawn Billie, Tehassi Hill, Brandon Stevens, Jennifer Webster

Abstained: David Jordan

Not Present: Melinda J. Danforth, Trish King, Lisa Summers

For the record: Councilman David Jordan abstained due to the appointee being a relative.

B. Approve recommendation to appoint Felicia Bernhardt to the Southeastern Oneida Tribal Services Advisory Board (2:30:59)

Sponsor: Tina Danforth, Tribal Chairwoman

Motion by Jennifer Webster to approve the recommendation to appoint Felicia Bernhardt to the Southeastern Oneida Tribal Services Advisory Board, seconded by David Jordan. Motion carried unanimously:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Brandon Stevens, Jennifer Webster

Not Present: Melinda J. Danforth, Trish King, Lisa Summers

VIII. STANDING COMMITTEES

A. Finance Committee

Sponsor: Trish King, Tribal Treasurer

Councilman Tehassi Hill departs at 11:40 a.m.

Councilman Tehassi Hill returns at 11:43 a.m.

1. Approve October 3, 2016, Finance Committee meeting minutes (2:31:31)

Motion by David Jordan to approve the October 3, 2016, Finance Committee meeting minutes, seconded by Jennifer Webster. Motion carried unanimously:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Brandon Stevens, Jennifer Webster

Not Present: Melinda J. Danforth, Trish King, Lisa Summers

IX. UNFINISHED BUSINESS

A. Review final report and accept recommendation regarding Medicare Part B Research (2:48:50)

Sponsors: Debra Danforth Division Director/Comprehensive Health Operations; Dr. Ravinder Vir, Division Director/Medical Operations

EXCERPT FROM APRIL 08, 2015: Motion by Melinda J. Danforth to defer the Medicare Part B research back to the Comprehensive Health Division Directors and to comeback with a report in 90 days that researches the opportunities we would have to provide insurance to those individuals of 65 and over that are Oneida Tribal members and have a work meeting with the directors to clarify and develop the scope, seconded by Lisa Summers. Motion carried unanimously.

EXCERPT FROM FEBRUARY 11, 2015: Motion by Melinda Danforth to accept the Oneida Nation Commission on Aging report and that the request from ONCOA regarding researching whether or not the Tribe should pay for Medicare Part B benefits for Tribal members who use the Oneida Health Center be assigned to the Comprehensive Health Division Directors to research and bring back in 60 days, seconded by Lisa Summers. Motion carried unanimously.

Motion by Jennifer Webster to defer this item to the October 26, 2016, regular Business Committee meeting, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Brandon Stevens, Jennifer Webster

Not Present: Melinda J. Danforth, Trish King, Lisa Summers

B. Review update regarding vacancies and appointment recommendations regarding Oneida Personnel Commission (Not submitted) (2:51:08)

Sponsor: Tina Danforth, Tribal Chairwoman

EXCERPT FROM SEPTEMBER 14, 2016: Motion by Lisa Summers to defer this item back to Chair's Office regarding the (2) two Oneida Personnel Commission vacancies not filled through posting #3 which had the deadline of June 20, 2016, and the one (1) vacancy not filled through posting #4 which had the deadline of July 15, 2016; and to request clarifications be brought back to the October 12, 2016, regular Business Committee, seconded by Tehassi Hill. Motion carried with two abstentions.

EXCERPT FROM AUGUST 24, 2016: (1) Motion by David Jordan to approve the recommendation to appoint Leland Wigg-Ninham, Eric Krawczyk, and Jennifer L. Hill to Oneida Personnel Commission, seconded by Melinda J. Danforth. Motion carried with one abstention. (2) Amendment

to the main motion by Lisa Summers to direct the Tribal Secretary to bring back a chronology of events for these particular vacancies for information to the Business Committee, seconded by Jennifer Webster. Motion carried unanimously.

Motion by Jennifer Webster to defer this item to the October 26, 2016, regular Business Committee meeting, seconded by Brandon Stevens. Motion carried unanimously:

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

X. NEW BUSINESS¹

A. Approve request from Environmental Resources Board to support Menominee Nation in opposing the Back Forty Mine (3:26:00)

Chair: Marlene Garvey; Environmental Resources Board
Liaison: Tehassi Hill, Councilman

Motion by Tehassi Hill to forward this item to the Intergovernmental Affairs & Communications Department to do further research; and for that area to bring back a report and proposed correspondence for the Business Committee to consider and support, to be conducted before the October 26, 2016, regular Business Committee meeting so that any action that may be taken can be accepted at the October 26, 2016, regular Business Committee meeting, seconded by Jennifer Webster. Motion carried unanimously:

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

B. Approve annual Gaming Facilities Compliance Inspections; and request a letter be drafted by Tribal Secretary certifying approved request (3:14:40)

Sponsor: Troy Parr, Division Director/Development

Motion by Fawn Billie to approve the annual Gaming Facilities Compliance Inspections, seconded by Brandon Stevens. Motion carried unanimously:

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

Motion by Jennifer Webster to request a letter be drafted in a timely manner by the Tribal Secretary certifying the approved annual Gaming Facilities Compliance Inspections, seconded by David Jordan. Motion carried unanimously:

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

¹ This section occurs during the afternoon session.

C. Approve changes to the Rules of Play – Poker which were adopted by Oneida Gaming Commission on September 30, 2016 (3:29:12)

Chair: Mark A. Powless Sr.
Liaison: Brandon Stevens, Councilman

Motion by Jennifer Webster to accept the changes to the Rules of Play – Poker which were adopted by Oneida Gaming Commission on September 30, 2016, seconded by Tehassi Hill. Motion carried unanimously:

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

D. Approve request from Oneida Nation School Board regarding the Final Settlement Agreement in the Ramah Navajo Chapter, et al., v. Jewell case (3:31:15)

Chair: Debra Danforth; Oneida Nation School Board
Liaison: Fawn Billie, Councilwoman

Motion by Jennifer Webster to approve the request to affirm that the awarded money shall not reduce or eliminate any grants or tribal contributions that the Oneida Nation School System is currently receiving or will be eligible to receive, seconded by David Jordan. Motion carried unanimously:

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

Motion by Brandon Stevens to request the Business Committee to meet with the Oneida Nation School Board to discuss the pre-planning for utilization of the Final Settlement Agreement funds, seconded by Fawn Billie. Motion carried unanimously:

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

E. Approve limited waiver of sovereign immunity – Wisconsin Public Service – contract # 2016-1143 for CIP project # 14-008 Uskah Village Infrastructure (3:38:32)

Sponsor: James Petitjean, Interim Assistant Division Director/Development

Motion by David Jordan to approve the limited waiver of sovereign immunity – Wisconsin Public Service – contract # 2016-1143 for CIP project # 14-008 Uskah Village Infrastructure, seconded by Brandon Stevens. Motion carried unanimously:

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

F. Approve three (3) requests regarding 2017 Oneida Business Committee Standing Meeting Schedule (3:39:03)

Sponsor: Lisa Summers, Tribal Secretary

Motion by Fawn Billie to approve the 2017 Oneida Business Committee Standing Meeting Schedule as presented with the following changes: [Revise start time of Business Committee executive and regular meetings to begin at 8:30 a.m.; and to limit Agenda Review meetings from 1:30 p.m. to 2:30 p.m.], seconded by Jennifer Webster. Motion carried unanimously:

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

Motion by Jennifer Webster to request that any 2017 Oneida Business Committee Standing Meeting Schedule updates be submitted to a Business Committee work meeting as information, seconded by Fawn Billie. Motion carried unanimously:

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

Motion by Jennifer Webster to request meetings from the approved 2017 Oneida Business Committee Standing Meeting Schedule be sent to Business Committee members and their aides from the Tribal Secretary E-mail account, seconded by David Jordan. Motion carried unanimously:

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

G. Approve 2017 Quarterly Report Schedule; and direct Tribal Secretary to provide notification of schedule to Boards, Committees, and Commissions, Standing Committees, and Corporate Boards no later than December 1, 2016 (3:45:41)

Sponsor: Lisa Summers, Tribal Secretary

Motion by Tehassi Hill to approve the 2017 Quarterly Report Schedule, seconded by Fawn Billie. Motion carried unanimously:

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

Motion by Tehassi Hill to direct Tribal Secretary to provide notification of the schedule to Boards, Committees, and Commissions, Standing Committees, and Corporate Boards no later than December 1, 2016, seconded by Jennifer Webster. Motion carried unanimously:

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

H. Approve limited waiver of sovereign immunity – CNH America LLC-CHN Industrial Capital – contract # 2016-0973 (3:47:58)

Sponsor: Larry Barton, Chief Financial Officer

Motion by Fawn Billie to approve the limited waiver of sovereign immunity – CNH America LLC-CHN Industrial Capital – contract # 2016-0973, seconded by David Jordan. Motion carried unanimously:

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

Vice-Chairwoman Melinda J. Danforth calls for a five (5) minute recess at 2:20 p.m. (3:49:00)

Meeting called to order by Melinda J. Danforth at 2:25 p.m.

Chairwoman Tina Danforth, Treasurer Trish King, and Secretary Lisa Summers not present.

XI. TRAVEL

A. TRAVEL REPORTS

- 1. Accept travel report – Councilman David Jordan – 34th Annual Native American Finance Officers Association (NAFOA) conference – Phoenix, AZ – April 17-20, 2016 (3:49:22)**

Motion by Fawn Billie to accept the travel report – Councilman David Jordan – 34th Annual Native American Finance Officers Association (NAFOA) conference – Phoenix, AZ – April 17-20, 2016, seconded by Tehassi Hill. Motion carried unanimously:

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

- 2. Accept travel report – Councilman David Jordan – Democratic National Convention – Philadelphia, PA – July 24-29, 2016 (3:52:55)**

Motion by Jennifer Webster to accept the travel report – Councilman David Jordan – Democratic National Convention – Philadelphia, PA – July 24-29, 2016, seconded by Fawn Billie. Motion carried with one abstention:

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

B. TRAVEL REQUESTS

- 1. Enter E-Poll results into the record in accordance with BC SOP Conducting Electronic Voting (3:43:18)**

Sponsor: Lisa Summers, Tribal Secretary

- a. Approved travel request – Councilman Brandon Stevens – White House Tribal Nations conference – Washington D.C. – September 25-27, 2016**

Requestor: Brandon Stevens, Councilman

Motion by Tehassi Hill to enter the E-Poll results into the record for approved travel request – Councilman Brandon Stevens – White House Tribal Nations conference – Washington D.C. – September 25-27, 2016, seconded by Fawn Billie. Motion carried with one abstention:

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

Motion by David Jordan to recess at 12:01 p.m. until 1:30 p.m., seconded by Fawn Billie. Motion carried unanimously: (2:56:07)

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

Meeting called to order by Vice-Chairwoman Melinda J. Danforth at 1:30 p.m.

Chairwoman Tina Danforth, Treasurer Trish King, and Secretary Lisa Summers not present.

XII. REPORTS *(This section of the agenda is scheduled to begin at 1:30 p.m.)*

A. OPERATIONAL REPORTS

1. Accept Development Division FY '16 4th quarter report (2:56:42)
(1:30 p.m.-1:50 p.m.)

Sponsors: Troy Parr, Division Director/Development; Jacque Boyle, Interim Assistant
Division Director/Operations; Scott Cottrell, Utilities Manager

Motion by Jennifer Webster to accept the Development Division FY '16 4th quarter report, seconded by Tehassi Hill. Motion carried unanimously:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Brandon Stevens, Jennifer Webster

Not Present: Tina Danforth, Trish King, Lisa Summers

2. Accept Environmental Health & Safety Division FY '16 4th quarter report (3:02:55)
(1:50 p.m.-2:10 p.m.)

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

Motion by David Jordan to accept the Environmental Health & Safety Division FY '16 4th quarter report, seconded by Fawn Billie. Motion carried unanimously:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Brandon Stevens, Jennifer Webster

Not Present: Tina Danforth, Trish King, Lisa Summers

3. Accept Division of Land Management FY '16 4th quarter report (3:08:19)
(2:10 p.m.-2:30 p.m.)

Sponsor: Patrick Pelky, Division Director/Land Management

Motion by Jennifer Webster to accept the Division of Land Management FY '16 4th quarter report, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Brandon Stevens, Jennifer Webster

Not Present: Tina Danforth, Trish King, Lisa Summers

B. BOARDS, COMMITTEES, AND COMMISSIONS

Councilman Tehassi Hill departs at 1:44 p.m.

Councilman Tehassi Hill returns at 1:47 p.m.

Councilwoman Fawn Billie departs at 1:55 p.m.

1. Accept Anna John Residential Centered Care Community Board FY '16 4th quarter report (2:30 p.m.-2:45 p.m.) (3:17:50)

Chair: Candace House

Liaison: Melinda J. Danforth, Tribal Vice-Chairwoman

Motion by David Jordan to accept the Anna John Residential Centered Care Community Board FY '16 4th quarter report, seconded by Jennifer Webster. Motion carried unanimously:

Ayes: Tehassi Hill, David Jordan, Brandon Stevens, Jennifer Webster

Not Present: Tina Danforth, Fawn Billie, Trish King, Lisa Summers

Councilwoman Fawn Billie returns at 1:57 p.m.

2. Defer Oneida Nation Arts Board FY '16 4th quarter report to the October 26, 2016, regular Business Committee meeting (3:13:44)

Chair-Elect: Dawn Walschinski

Liaison: Jennifer Webster, Councilwoman

Motion by Jennifer Webster to defer the Oneida Nation Arts Board FY '16 4th quarter report to the October 26, 2016, regular Business Committee meeting, seconded by Fawn Billie. Motion carried unanimously:

Ayes: Fawn Billie, David Jordan, Brandon Stevens, Jennifer Webster

Not Present: Tina Danforth, Tehassi Hill, Trish King, Lisa Summers

XIII. GENERAL TRIBAL COUNCIL *(To obtain a copy of Members Only Materials, please visit the BC Support Office, located on the 2nd floor of the Norbert Hill Center and present Tribal I.D. card)*

A. Schedule the 2nd reconvened special General Tribal Council meeting (3:54:09)

Sponsor: Lisa Summers, Tribal Secretary

Motion by David Jordan to approve scheduling the 2nd reconvened special General Tribal Council meeting on Monday, November 14, 2016, at 6:00 p.m., seconded by Jennifer Webster. Motion carried unanimously:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Brandon Stevens, Jennifer Webster

Not Present: Tina Danforth, Trish King, Lisa Summers

B. Approve reprint and mailing of meeting materials for the 2nd reconvened special General Tribal Council meeting (3:56:23)

Sponsor: Lisa Summers, Tribal Secretary

Motion by Tehassi Hill to approve the reprint and mailing of meeting materials for the 2nd reconvened special General Tribal Council meeting scheduled on Monday, November 14, 2016, at 6:00 p.m., seconded by Jennifer Webster. Motion carried with one opposed:

Ayes: Tehassi Hill, David Jordan, Brandon Stevens, Jennifer Webster

Opposed: Fawn Billie

Not Present: Tina Danforth, Trish King, Lisa Summers

XIV. EXECUTIVE SESSION

A. REPORTS

1. Accept Chief Counsel report – Jo Anne House, Chief Counsel (4:03:18)

Motion by Tehassi Hill to accept the Chief Counsel report, seconded by Fawn Billie. Motion carried unanimously:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Brandon Stevens, Jennifer Webster

Not Present: Tina Danforth, Trish King, Lisa Summers

B. STANDING ITEMS

1. Land Claims Strategy *(No Requested Action)*

C. UNFINISHED BUSINESS

1. Review report regarding request from Tribal Member's concern over depletion of Bureau of Indian Affairs – General Assistant Grant funds *(Not submitted)* (4:03:35)

Sponsors: Chris Johns, Coordinator/Self-Governance; Liz Somers, Division Director/Governmental Services

EXCERPT FROM AUGUST 24 & 29, 2016: (1) Motion by Jennifer Webster to accept the request as information; and to request the Governmental Services Division and Self-Governance Director to provide a report, seconded by Lisa Summers. Motion carried unanimously. (2) Amendment to the main motion by Lisa Summers to defer this item to a Business Committee Officer's for continued monitoring and follow-up; and to request the initial report be brought back within thirty (30) days, seconded by Tehassi Hill. Motion carried unanimously.

EXCERPT FROM AUGUST 10, 2016: Motion by Trish King to defer the remaining agenda items to the August 24, 2016, regular Business Committee meeting..., seconded by Lisa Summers. Motion carried unanimously.

Motion by David Jordan to defer this item to the October 26, 2016, regular Business Committee meeting, seconded by Tehassi Hill. Motion carried unanimously:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Brandon Stevens, Jennifer Webster

Not Present: Tina Danforth, Trish King, Lisa Summers

D. NEW BUSINESS

1. Accept update regarding white corn crop damage as information (4:04:13) *(This item is scheduled to begin at 9:00 a.m.)*

Sponsor: Melinda J. Danforth, Tribal Vice-Chairwoman

Motion by Jennifer Webster to accept the report; for follow-up information to be provided in the tribal newspaper; and for the employee part of the complaint to be referred to the Internal Services Division Director for follow-up, seconded by Brandon Stevens. Motion carried with one abstention:

Ayes: Tehassi Hill, David Jordan, Brandon Stevens, Jennifer Webster

Abstained: Fawn Billie

Not Present: Tina Danforth, Trish King, Lisa Summers

2. Review concern regarding safety and lockdown procedures at Skenandoah building and determine next steps (4:07:11) *(This item is scheduled to begin at 9:30 a.m.)*

Sponsor: Melinda J. Danforth, Tribal Vice-Chairwoman

Motion by Jennifer Webster to accept this item as information; and to request a notification to the Business Committee when the Emergency Management procedures are complete, seconded by Tehassi Hill. Motion carried with one abstention:

Ayes: Tehassi Hill, David Jordan, Brandon Stevens, Jennifer Webster

Abstained: Fawn Billie

Not Present: Tina Danforth, Trish King, Lisa Summers

3. Accept update regarding Department of Public Works HVAC contracts as information (4:07:56) (This item is scheduled to begin at 10:00 a.m.)

Sponsor: Melinda J. Danforth, Tribal Vice-Chairwoman

Motion by David Jordan to defer this item to the Legislative Operating Committee, Law Office, and Purchasing Department to develop policies and solutions; and for an update to be brought back within sixty (60) days, seconded by Jennifer Webster. Motion carried with one abstention:

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

4. Review close-out report regarding 340-B certification and determine next steps (4:08:30) (This item is scheduled to begin at 10:30 a.m.)

Sponsors: Debra Danforth Division Director/Comprehensive Health Operations; Dr. Ravinder Vir, Division Director/Medical Operations

Motion by Fawn Billie to accept the close-out report; to include the sales comparison; and request the report to be released from executive session by placing it into open session for the October 26, 2016, regular Business Committee meeting, seconded by Jennifer Webster. Motion carried unanimously:

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

5. Approve limited waiver of sovereign immunity – Fredericks Peebles & Morgan LLP – contract # 2016-1076 (4:10:24) (This item is scheduled to begin at 11:00 a.m.)

Chair: Debra Danforth; Oneida Nation School Board
Liaison: Fawn Billie, Councilwoman

Motion by Jennifer Webster to approve the limited waiver of sovereign immunity – Fredericks Peebles & Morgan LLP – contract # 2016-1076, seconded by Fawn Billie. Motion carried unanimously:

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

6. Review submission regarding complaint # 2016-DR07-01 (4:18:45) (This item is scheduled to begin at 11:30 a.m.)

Sponsor: Lisa Summers, Tribal Secretary

Motion by Tehassi Hill to accept the verbal update; and to request an update be brought back in two (2) weeks, seconded by Jennifer Webster. Motion carried unanimously:

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

7. Review proposed Economic Development Structure and determine next steps (4:11:09) (This item is scheduled to begin at 1:30 p.m.)

Sponsor: Troy Parr, Division Director/Development

Motion by Brandon Stevens to accept the proposed concept regarding the Economic Development Structure, seconded by Tehassi Hill. Motion carried unanimously:

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

8. Approve limited waiver of sovereign immunity – Wisconsin Division of Transportation – Sealed Bid for Purchase of Excess Highway Property – contract # 2016-1123 (4:12:26) (This item is scheduled to begin at 2:30 p.m.)

Sponsor: Patrick Pelky, Division Director/Land Management

Motion by Tehassi Hill to approve the limited waiver of sovereign immunity – Wisconsin Division of Transportation – Sealed Bid for Purchase of Excess Highway Property – contract # 2016-1123, seconded by Fawn Billie. Motion carried unanimously:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Brandon Stevens, Jennifer Webster

Not Present: Tina Danforth, Trish King, Lisa Summers

9. Review and accept concern # 2016-CC-17 as information (4:12:49)

Sponsor: Tina Danforth, Tribal Chairwoman

Motion by Brandon Stevens to acknowledge the receipt of information regarding concern # 2016-CC-17, seconded by Jennifer Webster. Motion carried with two abstentions:

Ayes: David Jordan, Brandon Stevens, Jennifer Webster

Abstained: Fawn Billie, Tehassi Hill

Not Present: Tina Danforth, Trish King, Lisa Summers

10. Review concern # 2016-CC-18 and determine next steps (4:13:28)

Sponsor: Tina Danforth, Tribal Chairwoman

Motion by Jennifer Webster to acknowledge receipt of information regarding concern # 2016-CC-18, seconded by David Jordan. Motion carried with one abstention:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Jennifer Webster

Abstained: Brandon Stevens

Not Present: Tina Danforth, Trish King, Lisa Summers

11. Review item regarding Ancillary Facilities and determine next steps (4:13:47)

Sponsor: Tina Danforth, Tribal Chairwoman

Motion by David Jordan to direct the Law Office to develop the correspondence; and to submit the correspondence for an E-Poll approval by the Business Committee by Wednesday, October 19, 2016, seconded by Fawn Billie. Motion carried with one unanimously:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Brandon Stevens, Jennifer Webster

Not Present: Tina Danforth, Trish King, Lisa Summers

12. Discuss Self-Governance Coordinator succession planning and determine next steps (4:14:55)

Sponsor: Melinda J. Danforth, Tribal Vice-Chairwoman

Motion by Fawn Billie to defer this item to the October 26, 2016, regular Business Committee meeting, seconded by David Jordan. Motion carried with one unanimously:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Brandon Stevens, Jennifer Webster

Not Present: Tina Danforth, Trish King, Lisa Summers

13. Review update regarding Tribal Ombudsman (4:14:17)

Sponsor: Melinda J. Danforth, Tribal Vice-Chairwoman

Motion by Tehassi Hill to accept the verbal update; and to direct the Business Committee Officers to bring back a location recommendation to the Business Committee within sixty (60) days, seconded by Fawn Billie. Motion carried with one unanimously:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Brandon Stevens, Jennifer Webster

Not Present: Tina Danforth, Trish King, Lisa Summers

14. Approve request for title change of Medical Director to Comprehensive Health Division Director-Medical (4:16:10)

Sponsor: Melinda J. Danforth, Tribal Vice-Chairwoman

Motion by Jennifer Webster to defer this item to the October 26, 2016, regular Business Committee in order to allow for additional information to be followed up on, seconded by Tehassi Hill. Motion carried with one unanimously:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Brandon Stevens, Jennifer Webster

Not Present: Tina Danforth, Trish King, Lisa Summers

15. Discuss performance expectations for new Direct Reports (4:16:35)

Sponsor: Trish King, Tribal Treasurer

Motion by David Jordan to approve the request and defer this item to the October 17, 2016, Business Committee work meeting, seconded by Fawn Billie. Motion carried with one unanimously:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Brandon Stevens, Jennifer Webster

Not Present: Tina Danforth, Trish King, Lisa Summers

16. Review complaint # 2016-DR06-05 and determine next steps (4:16:58)

Sponsor: Melinda J. Danforth, Tribal Vice-Chairwoman

Motion by David Jordan to accept the draft memorandum; and to direct the memorandum be forwarded to the appropriate parties, seconded by Brandon Stevens. Motion carried with one with one abstention:

Ayes: Tehassi Hill, David Jordan, Brandon Stevens, Jennifer Webster

Abstained: Fawn Billie

Not Present: Tina Danforth, Trish King, Lisa Summers

17. Approve limited waiver of sovereign immunity – PoliticalCalling.com – contract # 2016-1128 (4:17:47)

Sponsor: Nathan King, Director/Intergovernmental Affairs & Communications

Motion by Jennifer Webster to approve the limited waiver of sovereign immunity – PoliticalCalling.com – contract # 2016-1128, seconded by Tehassi Hill. Motion carried with one with one abstention:

Ayes: Tehassi Hill, David Jordan, Brandon Stevens, Jennifer Webster

Abstained: Fawn Billie

Not Present: Tina Danforth, Trish King, Lisa Summers

Motion by Fawn Billie to go into executive session at 2:54 p.m., seconded by Tehassi Hill. Motion carried with one unanimously:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Brandon Stevens, Jennifer Webster

Not Present: Tina Danforth, Trish King, Lisa Summers

Councilman Brandon Stevens departs at 3:40 p.m.

Motion by Tehassi Hill to come out of executive session at 3:42 p.m., seconded by Fawn Billie. Motion carried with one unanimously:

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

**18. Review two (2) requests regarding release of confidential employee information
(4:20:28)**

Sponsor: Tehassi Hill, Councilman

Motion by Tehassi Hill to request the Finance Department to identify cost and funds to potentially provide identity theft insurance to the thirty-eight (38) employees; and to direct that report to come back in two (2) weeks, seconded by Jennifer Webster. Motion carried with one unanimously:

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

XV. ADJOURN

Motion by David Jordan to adjourn at 3:45 p.m., seconded by Fawn Billie. Motion carried unanimously:

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

Minutes prepared by Heather Heuer, Information Management Specialist
Minutes approved as presented/corrected on November 23, 2016.



Lisa Summers, Secretary
ONEIDA BUSINESS COMMITTEE