



Oneida Business Committee

Executive Session

8:30 a.m. Tuesday, February 21, 2017

Executive Conference Room, 2nd floor, Norbert Hill Center

Regular Meeting

8:30 a.m. Wednesday, February 22, 2017

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, Brandon Stevens, Jennifer Webster;

Not Present: Chairwoman Tina Danforth;

Arrived at: Councilmembers: Tehassi Hill at 9:15 a.m., David Jordan at 9:28 a.m.;

Others present: JoAnne House, Gina Buenrostro, Pat Pelky, Attorney Collins, Larry Barton, Kelly, Josh Doxtator, Janice Hirth, Ralinda Ninham-Lamberies, Nathan King;

REGULAR MEETING

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

Not Present: Chairwoman Tina Danforth;

Arrived at: Councilman Brandon Stevens at 8:31 a.m., Treasurer Trish King at 8:35 a.m.;

Others present: Larry Barton, JoAnne House, Lisa Liggins, Mike Debraska, Marsha Danforth, Rich VanBoxtel, Tammy Skenandore, Jen Falck, Candace Skenandore, Nathan King, Rob Collins, Clorissa Santiago, Danelle Wilson, Nancy Barton, Cathy L. Metoxen, Bonnie Pigman, Leyne Orosco, Bill Graham, Gina Buenrostro, Kelly McAndrews, Dale Wheelock, Randy Cornelius, Chris Johnson, Anita Barber, Liz Somers, Layu'kwalo'loks Keith Metoxen, Lahelotshyus Robert Steffes, Kanuhses Stanley Webster, Tekalutes Joey Christjohn, Yakohnawalatu Georgianna Keahna, Lakalakone Jason Carr, Tehaliwatheththa? Kerry Kennedy;

I. CALL TO ORDER AND ROLL CALL by Vice-Chairwoman Melinda J. Danforth at 8:30 a.m.

For the record: Chairwoman Tina Danforth is out due a death in her family; our condolences to the family.

II. OPENING by Bear Clan Faithkeeper Randy Cornelius

A. Special Recognition – Seven (7) students of the On·lyote'a·ká Tsi? Niyukwalihó·tá Culture-Language Initiative

Sponsor: Lisa Summers, Tribal Secretary

Requestors: Elizabeth Somers, Division Director/Governmental Services; Anita Barber, Area Manager/Cultural Heritage

Special Recognition by Anita Barber of Layu'kwalo'loks Keith Metoxen and Lahelotshyus Robert Steffes for completing the two (2) year pilot program. Special Recognition by Anita Barber of Kanuhses Stanley Webster, Tekalutes Joey Christjohn, Yakohnawalatu Georgianna Keahna, Lakalakone Jason Carr, and Tehaliwatheththa? Kerry Kennedy for completing the one (1) year program.

III. ADOPT THE AGENDA (00:24:30)

Motion by Brandon Stevens to adopt the agenda noting that Treasurer Trish King and Secretary Lisa Summers will be excusing themselves at 3:00 p.m., seconded by Jennifer Webster. Motion carried unanimously:

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

IV. OATHS OF OFFICE (00:25:13) administered by Secretary Lisa Summers

- A. Oneida Land Claims Commission – Loretta Metoxen (*not present*)
- B. Southeastern Oneida Tribal Services Advisory Board – Lloyd Ninham (*not present*) and Kathryn LaRoque

V. MINUTES

A. Approve February 8, 2017, regular meeting minutes (00:27:35)

Sponsor: Lisa Summers, Tribal Secretary

Motion by Fawn Billie to approve the February 8, 2017, regular meeting minutes, seconded by Brandon Stevens. Motion carried unanimously:

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

VI. RESOLUTIONS

A. Adopt resolution entitled FY 2017 Coordinated Tribal Assistance Solicitation Grant (00:28:00)

Sponsor: Lisa Summers, Tribal Secretary

Motion by David Jordan to adopt resolution # 02-22-17-A FY 2017 Coordinated Tribal Assistance Solicitation Grant with two noted changes [line 35, change "\$280,000" to "\$283,462"; and line 22, change "contract" to "contrast"], seconded by Fawn Billie. Motion carried unanimously:

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

B. Adopt resolution entitled Support for the 2017 Summer Tribal Youth Program (00:30:13)

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

Motion by Lisa Summers to adopt resolution # 02-22-17-B 2017 Summer Tribal Youth Program, seconded by Fawn Billie. Motion carried unanimously:

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

C. Adopt resolution entitled Memorandum of Understanding between the Oneida Nation and the BIA Midwest Regional Office, Division of Fee to Trust (00:33:27)

Sponsor: Nathan King, Director/Intergovernmental Affairs & Communications

Motion by Lisa Summers to adopt resolution # 02-22-17-C Memorandum of Understanding between the Oneida Nation and the BIA Midwest Regional Office, Division of Fee to Trust, seconded by David Jordan. Motion carried unanimously:

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

D. Adopt resolution entitled Adoption of Per Capita Law Amendments (00:34:50)

Sponsor: Brandon Stevens, Councilman/Legislative Operating Committee Chair

Motion by Brandon Stevens to adopt resolution # 02-22-17-D Adoption of Per Capita Law Amendments with two noted changes [line 518 of draft law, change “guardian” to “interested party”; and line 519 of draft law, change “123.5-3(c)” to “123.5-3(b)”], seconded by David Jordan. Motion carried with one opposed:

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

E. Adopt resolution entitled Repeal of Resolution BC-12-23-09-A, Oneida Housing Authority Admissions and Occupancy Policy (00:53:46)

Sponsor: Brandon Stevens, Councilman/Legislative Operating Committee Chair

Motion by Lisa Summers to adopt resolution entitled Repeal of Resolution BC-12-23-09-A, Oneida Housing Authority Admissions and Occupancy Policy, seconded by Jennifer Webster. Motion withdrawn.

Treasurer Trish King departs at 9:40 a.m.

Treasurer Trish King returns at 9:46 a.m.

Councilman David Jordan departs at 9:46 a.m.

Councilman David Jordan returns at 9:52 a.m.

Councilman Tehassi Hill departs at 9:58 a.m.

Councilman Tehassi Hill returns at 10:00 a.m.

Motion by Lisa Summers to defer this item to a special Business Committee work meeting to be scheduled by the Secretary, seconded by David Jordan. Motion carried unanimously:

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

VII. STANDING COMMITTEES (01:33:00)

A. Legislative Operating Committee

Chair: Brandon Stevens, Councilman

1. Accept February 1, 2017, Legislative Operating Committee meeting minutes (01:33:00)

Motion by Jennifer Webster to accept the February 1, 2017, Legislative Operating Committee meeting minutes, seconded by David Jordan. Motion carried unanimously:

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

Councilwoman Fawn Billie departs at 10:06 a.m.

B. Finance Committee

Chair: Trish King, Tribal Treasurer

1. Approve February 13, 2017, Finance Committee meeting minutes (01:33:19)

Motion by Jennifer Webster to approve the February 13, 2017, Finance Committee meeting minutes, seconded by David Jordan. Motion carried unanimously:

Ayes: Tehassi Hill, David Jordan, Trish King, Brandon Stevens, Lisa Summers, Jennifer Webster

Not Present: Fawn Billie, Tina Danforth

Councilwoman Fawn Billie returns at 10:09 a.m.

VIII. NEW BUSINESS

A. Approve amended 2016 Indian Housing Plan (01:37:36)

Sponsor: Dale Wheelock, Executive Director/Oneida Housing Authority

Motion by David Jordan to approve the amended 2016 Indian Housing Plan, seconded by Jennifer Webster. Motion carried unanimously:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens, Lisa Summers, Jennifer Webster

Not Present: Tina Danforth

B. Formulate a cross-functional team to create public service announcements regarding Oneida/Haudenosaunee history, language, and culture (01:39:25)

Sponsor: Trish King, Tribal Treasurer

Motion by Jennifer Webster to approve the Treasurer's request to formulate a cross-functional team to create public service announcements regarding Oneida/Haudenosaunee history, language, and culture, seconded by Tehassi Hill. Motion carried unanimously:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens, Lisa Summers, Jennifer Webster

Not Present: Tina Danforth

C. Approve correspondence to Oneida Indian Nation regarding an Oneida language preservation program (01:44:14)

Sponsor: Lisa Summers, Tribal Secretary

Motion by Lisa Summers to defer this to the same special BC Work meeting as item VI.E. and to include the Cultural Heritage and Language Program staff, seconded by David Jordan. Motion carried unanimously:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens, Lisa Summers, Jennifer Webster

Not Present: Tina Danforth

IX. 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. Approve date and time for reconvened 2017 Annual GTC meeting; and corresponding mail-out notice (01:51:33)

Sponsor: Lisa Summers, Tribal Secretary

Motion by Fawn Billie to approve Friday, April 7, 2017 at 6:00 p.m. for the reconvened 2017 Annual GTC meeting, seconded by Lisa Summers. Motion carried unanimously:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens,
Lisa Summers, Jennifer Webster

Not Present: Tina Danforth

X. EXECUTIVE SESSION

Councilman Brandon Stevens departs at 10:23 a.m.

A. REPORTS

1. Accept Chief Counsel report – Jo Anne House, Chief Counsel (01:53:39)

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

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Trish King, Lisa Summers,
Jennifer Webster

Not Present: Tina Danforth, Brandon Stevens

Councilwoman Jennifer Webster departs at 10:24 a.m.

Motion by Lisa Summers to adopt resolution # 02-22-17-E Adoption of Amendments to the Oneida Seven Generations Corporate Charter; and move the resolution into open session, seconded by Fawn Billie.

Motion carried unanimously:

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

a. Approve Ater Wynne LLP. – 1st Amendment to contract # 2015-0692 (01:54:50)

Motion by Lisa Summers to approve the Ater Wynne LLP. – 1st Amendment to contract # 2015-0692, seconded by Fawn Billie. Motion carried unanimously:

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

b. Approve Yoder & Langford PC Law Office – contract # 2017-0135 (01:55:12)

Motion by Lisa Summers to approve the Yoder & Langford PC Law Office – contract # 2017-0135, seconded by Fawn Billie. Motion carried unanimously:

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

2. Accept Intergovernmental Affairs & Communications report – Nathan King, Director (01:55:32)

Motion by Tehassi Hill to accept the Intergovernmental Affairs & Communications report, seconded by Lisa Summers. Motion carried unanimously:

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

a. Approve U.S. Department of Interior – Bia Midwest Region MOU – contract # 2017-0124 (01:55:50)

Motion by Lisa Summers to approve the U.S. Department of Interior – Bia Midwest Region MOU – contract # 2017-0124, noting that “Oneida Tribe of Indians of Wisconsin” will be corrected to “Oneida Nation” throughout the document, seconded by David Jordan. Motion carried unanimously:

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

3. Accept Chief Financial Officer report – Larry Barton, Chief Financial Officer (01:57:00)

Motion by David Jordan to accept the Chief Financial Officer report, seconded by Fawn Billie. Motion carried unanimously:

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

Councilwoman Jennifer Webster returns at 10:27 a.m.

Motion by Lisa Summers to schedule a special Business Committee retreat to begin addressing continuity plans, labor costs, and other identified budget-related issues and for the Secretary to schedule a minimum of two (2) days in the month of March 2017, seconded by David Jordan. Motion carried unanimously:

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

Councilman Brandon Stevens returns at 10:28 a.m.

a. Approve 2nd Amendment to Amended and Restated Credit Agreement – Bank of America National Association – contract # 2012-0027 (01:58:00) & (02:09:53)

Motion by Lisa Summers to approve the 2nd Amendment to Amended and Restated Credit Agreement – Bank of America National Association – contract # 2012-0027, noting that it reduces the line of credit, seconded by Trish King. Motion withdrawn, with the request to entertain this item at the end of the agenda so the Business Committee can go into executive session to discuss.

Motion by David Jordan to go into executive session at 10:40 a.m., seconded by Lisa Summers. Motion carried unanimously:

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

Motion by Lisa Summers to come out of executive session at 11:12 a.m., seconded by Fawn Billie. Motion carried unanimously:

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

Motion by Lisa Summers to approve the 2nd Amendment to Amended and Restated Credit Agreement – Bank of America National Association – contract # 2012-0027, noting the expectation is to complete the Request for Proposal (RFP) process the summer of 2017 and that it shall include a socially responsible investing (SRI) aspect which aligns with Oneida’s SRI values, seconded by Brandon Stevens. Motion carried unanimously:

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

B. AUDIT COMMITTEE

Chair: Tehassi Hill, Councilman

1. Accept January 12, 2017, Audit Committee meeting minutes (02:02:48)

Motion by Tehassi Hill to accept the January 12, 2017, Audit Committee meeting minutes, seconded by Jennifer Webster. Motion carried unanimously:

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

C. STANDING ITEMS

1. Land Claims Strategy (No Requested Action)

2. Oneida Golf Enterprise – Ladies Professional Golf Association update (02:03:09)

Sponsor: Trish King, Tribal Treasurer

Motion by Tehassi Hill to accept the Golf Enterprise – Ladies Professional Golf Association update, seconded by Fawn Billie. Motion carried unanimously:

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

D. NEW BUSINESS

1. Review complaint # 2017-DR06-02 (02:03:30)

Sponsor: Melinda J. Danforth, Tribal Vice-Chairwoman

Motion by Jennifer Webster to accept the complaint as having merit and assign Councilmembers Webster, Jordan, and Secretary Summers, seconded by Tehassi Hill. Motion carried with one abstention:

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

2. Accept update regarding complaint # 2016-DR06-06 and complaint # 2016-DR06-09 (02:03:57)

Sponsor: Melinda J. Danforth, Tribal Vice-Chairwoman

Motion by Tehassi Hill to accept the update regarding complaint # 2016-DR06-06 and complaint # 2016-DR06-09, seconded by Lisa Summers. Motion carried unanimously:

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

3. Accept status update regarding Comprehensive Housing Division (02:04:24)

Sponsor: Lisa Summers, Tribal Secretary

Motion by Lisa Summers to accept the status update regarding Comprehensive Housing Division, seconded by Tehassi Hill. Motion carried unanimously:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens,
Lisa Summers, Jennifer Webster

Not Present: Tina Danforth

Motion by Lisa Summers to approve the proposed Comprehensive Housing Division structure and direct the team to begin the transition into the new division, seconded by Tehassi Hill. Motion carried unanimously:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens,
Lisa Summers, Jennifer Webster

Not Present: Tina Danforth

Motion by Lisa Summers to approve the Comprehensive Housing Division Director job description and post the position with a nationwide posting, seconded by Fawn Billie. Motion carried unanimously:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens,
Lisa Summers, Jennifer Webster

Not Present: Tina Danforth

Motion by Lisa Summers to direct a meeting be held on Monday, February 27, 2017, at 8:30 a.m., in the Business Committee Conference Room with all employees of the new Comprehensive Housing Division, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens,
Lisa Summers, Jennifer Webster

Not Present: Tina Danforth

Motion by Lisa Summers to request the Audit Committee include a time keeping aspect in the audit for the new division as part of audit in first three (3) years to ensure there is no co-mingling of funds, seconded by David Jordan. Motion carried unanimously:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens,
Lisa Summers, Jennifer Webster

Not Present: Tina Danforth

Motion by Lisa Summers to assign the full Business Committee, with the exception of the Treasurer, to the hiring sub-team for the Comprehensive Housing Division Director, seconded Jennifer Webster.

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens,
Lisa Summers, Jennifer Webster

Not Present: Tina Danforth

4. Review analysis regarding Ombudsman position (02:11:50)

Sponsor: Melinda J. Danforth, Tribal Vice-Chairwoman

Motion by Lisa Summers to accept the analysis regarding the Ombudsman position and request an open session report be placed on the March 8, 2017, regular Business Committee meeting agenda by the Vice-Chairwoman, seconded by Fawn Billie. Motion carried unanimously:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens,
Lisa Summers, Jennifer Webster

Not Present: Tina Danforth

5. Accept update regarding Continuity Planning Sub-committee meeting (02:08:45)

Sponsor: Trish King, Tribal Treasurer

Motion by Lisa Summers to accept the verbal update regarding Continuity Planning Sub-committee meeting and combine it with the item X.A.3. for the Business Committee retreat, seconded by Fawn Billie. Motion carried unanimously:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens,
Lisa Summers, Jennifer Webster

Not Present: Tina Danforth

6. Enter E-Poll results into the record in accordance with BC SOP Conducting Electronic Voting:

Sponsor: Lisa Summers, Tribal Secretary

a. Approved recommendation to assign Nathan King, Director/IGAC as the lead coordinator for the Oneida Village (02:09:26)

Requestor: Lisa Summers, Tribal Secretary

Motion by Tehassi Hill to enter the E-Poll results into the record in accordance with BC SOP Conducting Electronic Voting for the approved recommendation to assign Nathan King, Director/IGAC as the lead coordinator for the Oneida Village, seconded by Lisa Summers. Motion carried unanimously:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens,
Lisa Summers, Jennifer Webster

Not Present: Tina Danforth

XI. ADJOURN

Motion by David Jordan to adjourn at 11:14 a.m., seconded by Lisa Summers. Motion carried unanimously:

Ayes: Fawn Billie, Tehassi Hill, David Jordan, Trish King, Brandon Stevens,
Lisa Summers, Jennifer Webster

Not Present: Tina Danforth

Minutes prepared by Lisa Liggins, Executive Assistant II
Minutes approved as presented on March 8, 2017.



Lisa Summers, Secretary
ONEIDA BUSINESS COMMITTEE