

Oneida Business Committee

Executive Session 8:30 a.m. Tuesday, October 24, 2017 Executive Conference Room, 2nd floor, Norbert Hill Center

Regular Meeting 8:30 a.m. Wednesday, October 25, 2017 BC Conference Room, 2nd floor, Norbert Hill Center

Minutes

EXECUTIVE SESSION

Present: Chairman Tehassi Hill, Vice-Chairman Brandon Stevens, Treasurer Trish King, Secretary Lisa Summers (excused for afternoon session), Council members: David P. Jordan, Kirby Metoxen, Ernie Stevens III. Jennifer Webster:

Not Present: :

Arrived at: Councilman Daniel Guzman King at 8:44 a.m. (excused at 12:30 p.m.);

Others present: Jo Anne House, Ralinda Ninham-Lamberies, Jeff House, Jackie Zalim, Jeff Bowman, Nathan King, Pete King, Joe Knicks, Steven Ninham, Janice Hirth-Skenandore, Mary Shaw, Kelly Losey, Justin Fox, Kelly Mcnelly, Josh Doxtator;

REGULAR MEETING

Present: Chairman Tehassi Hill (excused for afternoon session), Vice-Chairman Brandon Stevens, Treasurer Trish King, Secretary Lisa Summers (excused for afternoon session), Council members: David P. Jordan, Ernie Stevens III, Jennifer Webster;

Not Present: Councilman Daniel Guzman King, and Councilman Kirby Metoxen;

Arrived at: :

Others present: Geraldine Danforth, Loretta Metoxen, Patrick Stensloff, Rhiannon Metoxen, Jeanette Ninham, Carmen Danforth, Marianne Close, Jo Anne House, Tim Ninham, Jessica Wallenfang, Brooke Doxtator, Heather Heuer, Evander Delgado, Yasiman Metoxen, Lee Cornelius, Jen Falck, Ravinder Vir, Patrick Pelky, Debra Danforth, George Skenandore, Sharon Mousseau, Marsha Danforth, Eliza Skenandore, Rebecca Schommer, Loucinda Conway, Mary Graves, Cody House, RaLinda Ninham-Lamberies, Tonya Webster, Theresa Schuman, Rosa Laster, Bobbi Webster, Michael Troge, Joshua Hicks, James Petitjean, Jacque Boyle, Troy Parr, Racquel Hill, Richard Elm-Hill;

I. CALL TO ORDER AND ROLL CALL by Chairman Tehassi Hill at 8:30 a.m.

For the record: Councilman Daniel Guzman King is out of the office on personal/funeral

time. Councilman Kirby Metoxen is out of the office attending the inauguration for the newly elected committee members of Lac Du

Flambeau.

II. OPENING by Chairman Tehassi Hill

A. Special Recognition for years of service – Twenty-five (25) Oneida Nation employees Sponsor: Geraldine Danforth, Area Manager/Human Resources Dept.

Special Recognition by Reggie Doxtator of Loretta Metoxen(30 years); Special Recognition by Brenda Buckley-Mendolla of Julie Clark(30 years); Special Recognition by Mary Graves and Loucinda Conway of Rebecca Schommer (30 years): Special Recognition by Andrew Doxtator of Carmen Danforth (30 years): Special Recognition by Cody House of Kerry Cornelius (25 years); Special Recognition by Delia Smith of Margaret Kruse (25 years); Special Recognition by Mary Wasurick of Garth Webster (25 years); Special Recognition by Todd Graves of Lloyd Zeise (25 years): Special Recognition by Eric Krawcyzk of Susan Higgs (25 years); Special Recognition by Susan Doxtator of Jeff Witte (25 years); Special Recognition by Cody House of Sherry Flauger (25 years); Special Recognition by Marianne Close of Victrietta Hensley (25 years); Special Recognition by Yvette Pequero of Deanna Stevens (25 years); Special Recognition by Kim LaLuzerne of Rickey Denny (25 years); Special Recognition by Patrick Stensloff of Tonya Webster (25 years); Special Recognition by Patrick Pelky of Sylvia Cornelius (25 years); Special Recognition by Frank Cornelius of Blair Braaten (25 years); and Special Recognition by Patrick Pelky of Shad Webster (25 years). Special Recognition for the following individuals who could not be present: Dianne Boex for 30 years of service; Mercie Danforth for 30 years of service; Dale Metoxen for 25 years of service; Karen Nolan for 25 years of service; Simone Decoteau-Patterson for 25 years of service; Kristine Hill for 25 years of service; Janice Jourdan for 25 years of service; June Wommack for 25 years of service; Helen Huff for 25 years of service; Jodi Skenandore for 25 years of service; and Jack Denny for 25 years of service.

III. ADOPT THE AGENDA (00:44:45)

Motion by Brandon Stevens to adopt the agenda as presented, seconded by David P. Jordan. Motion carried unanimously:

Ayes: David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa

Summers, Jennifer Webster

Not Present: Daniel Guzman King, Kirby Metoxen

IV. OATHS OF OFFICE (00:45:05) by Secretary Lisa Summers

- A. Pardon & Forgiveness Screening Committee Jeanette Archiquette-Ninham
- B. Anna John Residential Centered Community Board Joshua Hicks
- C. Finance Committee Community Elder Position Shirley Barber (Not Present)

V. MINUTES

A. Approve October 11, 2017, regular meeting minutes (00:47:35)

Sponsor: Lisa Summers, Tribal Secretary

Motion by Lisa Summers to approve the October 11, 2017, regular meeting minutes, seconded by David P. Jordan. Motion carried unanimously:

Ayes: David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa

Summers, Jennifer Webster

Not Present: Daniel Guzman King, Kirby Metoxen

B. Approve October 13, special meeting minutes (00:47:56)

Sponsor: Lisa Summers, Tribal Secretary

Motion by David P. Jordan to approve the October 13, special meeting minutes, seconded by Lisa Summers. Motion carried unanimously:

Ayes: David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa

Summers, Jennifer Webster

Not Present: Daniel Guzman King, Kirby Metoxen

VI. RESOLUTIONS

A. Adopt resolution entitled Zero Suicide Initiative (00:48:14)

Requestor: Mari Kriescher, Director/Oneida Behavioral Health

Sponsors: Rayinder Vir. Medical Director/Comprehensive Health: Debra Danforth. Division

Director/Comprehensive Health – Operations

Motion by Lisa Summers to adopt resolution # 10-25-17-A Zero Suicide Initiative, seconded by Jennifer Webster. Motion carried unanimously:

Ayes: David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa

Summers, Jennifer Webster

Not Present: Daniel Guzman King, Kirby Metoxen

B. Adopt two (2) resolutions regarding State Street Bank and Trust Company agreement – file # 2017-1250 (00:53:00)

Sponsor: Larry Barton, Chief Financial Officer

1. Resolution entitled Appointing State Street Bank and Trust Company to Act as Trustee for the Oneida Nation Enterprise 401(k) Plan

Motion by David P. Jordan to adopt resolution # 10-25-17-B Appointing State Street Bank and Trust Company to Act as Trustee for the Oneida Nation Enterprise 401(k) Plan, seconded by Lisa Summers. Motion carried unanimously:

Ayes: David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa

Summers, Jennifer Webster

Not Present: Daniel Guzman King, Kirby Metoxen

2. Resolution entitled Appointing State Street Bank and Trust Company to Act as Trustee for the Oneida Nation Governmental 401(k) Plan

Motion by David P. Jordan to adopt resolution # 10-25-17-C Appointing State Street Bank and Trust Company to Act as Trustee for the Oneida Nation Governmental 401(k) Plan, seconded by Lisa Summers. Motion carried unanimously:

Ayes: David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa

Summers, Jennifer Webster

Not Present: Daniel Guzman King, Kirby Metoxen

C. Adopt resolution entitled Opposition to 2017 Senate Bill 395 Regulation and of Nonferrous Metallic Mineral Prospecting and Mining (00:54:47)

Sponsor: Tehassi Hill, Tribal Chairman

Motion by Lisa Summers to adopt resolution # 10-25-17-D Opposition to 2017 Senate Bill 395 Regulation and of Nonferrous Metallic Mineral Prospecting and Mining, seconded by Jennifer Webster. Motion carried unanimously:

Ayes: David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa

Summers, Jennifer Webster

D. Adopt resolution entitled Fiscal Years 2019 to 2022 Triennial Strategic Fiscal Planning Sponsor: Trish King, Tribal Treasurer (00:56:51)

Motion by Trish King to adopt resolution # 10-25-17-E Fiscal Years 2019 to 2022 Triennial Strategic Fiscal Planning, seconded by Ernie Stevens III. Motion carried unanimously:

Ayes: David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa

Summers, Jennifer Webster

Not Present: Daniel Guzman King, Kirby Metoxen

E. Adopt resolution entitled Third Extension of the Effective Date of the Community Support Fund Law (1:04:50)

Sponsor: David P. Jordan, Councilman; Legislative Operating Committee Chair

Motion by Lisa Summers to adopt resolution # 10-25-17-F Third Extension of the Effective Date of the Community Support Fund Law, seconded by Trish King. Motion carried unanimously:

Ayes: David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa

Summers, Jennifer Webster

Not Present: Daniel Guzman King, Kirby Metoxen

VII. STANDING COMMITTEES

A. Finance Committee

Chair: Trish King, Tribal Treasurer

1. Approve October 16, 2017, Finance Committee meeting minutes (1:09:45)

Motion by David P. Jordan to approve the October 16, 2017, Finance Committee meeting minutes, seconded by Brandon Stevens. Motion carried with one abstention:

Ayes: David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa

Summers

Abstained: Jennifer Webster

Not Present: Daniel Guzman King, Kirby Metoxen

VIII. NEW BUSINESS

A. Approve Power Purchase Agreement between Oneida Nation and Oneida Nation Solar LLC. – file # 2017-0873 (1:10:46)

Requestor: Michael Troge, Project Manager Sponsor: Ernie Stevens III, Councilman

Motion by Lisa Summers to approve the Power Purchase Agreement between Oneida Nation and Oneida Nation Solar LLC. – file # 2017-0873, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa

Summers. Jennifer Webster

B. Schedule a special executive Business Committee meeting on December 15, 2017, at 9:00 a.m. for the purpose of reviewing and approving Year End Financial Statements from RSM US and forward to the Annual GTC meeting (1:15:42)

Requestor: Loucinda Conway, Manager/Internal Audit

Liaison: David P. Jordan, Councilman; Audit Committee Chair

Motion by Jennifer Webster to schedule a special executive Business Committee meeting on December 15, 2017, at 9:00 a.m. for the purpose of reviewing and approving Year End Financial Statements from RSM US and forward to the Annual GTC meeting, seconded by Ernie Stevens III. Motion carried unanimously:

Ayes: David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa

Summers, Jennifer Webster

Not Present: Daniel Guzman King, Kirby Metoxen

IX. TRAVEL

A. Travel Reports

 Accept travel report – Treasurer Trish King – Native American Finance Officers Association (NAFOA) Fall Finance & Tribal Economies conference – Tulsa, OK – October 1-4, 2017 (1:16:16)

Motion by Ernie Stevens III to accept the travel report – Treasurer Trish King – Native American Finance Officers Association (NAFOA) Fall Finance & Tribal Economies conference – Tulsa, OK – October 1-4, 2017, seconded by Jennifer Webster. Motion carried unanimously:

Ayes: David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa

Summers, Jennifer Webster

Not Present: Daniel Guzman King, Kirby Metoxen

Motion by David P. Jordan to recess at 9:54 a.m. until 1:30 p.m., seconded by Ernie Stevens III. Motion carried unanimously: (1:24:33)

Ayes: David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa

Summers, Jennifer Webster

Not Present: Daniel Guzman King, Kirby Metoxen

Meeting called to order by Vice-Chairman Brandon Stevens at 1:32 p.m.

Chairman Tehassi Hill, Councilman Daniel Guzman King, Councilman Kirby Metoxen, and Secretary Lisa Summers not present.

X. OPERATIONAL REPORTS

A. Accept Comprehensive Health Division FY '17 4th quarter report (1:25:08)

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

Motion by David P. Jordan to accept the Comprehensive Health Division FY '17 4th quarter report, seconded by Trish King. Motion carried unanimously:

Ayes: David P. Jordan, Trish King, Ernie Stevens III, Jennifer Webster Not Present: Tehassi Hill, Daniel Guzman King, Kirby Metoxen, Lisa Summers

B. Accept Community & Economic Dev't Division FY '17 4th quarter report (1:54:00)

Sponsor: Troy Parr, Assistant Division Director/Community & Economic Development

Motion by David P. Jordan to accept the Community & Economic Development Division FY '17 4th quarter report, seconded by Jennifer Webster. Motion carried unanimously:

Ayes: David P. Jordan, Trish King, Ernie Stevens III, Jennifer Webster Not Present: Tehassi Hill, Daniel Guzman King, Kirby Metoxen, Lisa Summers

C. Accept Public Works Division FY '17 4th guarter report (2:04:34)

Sponsor: Jacque Boyle, Interim Assistant Division Director/Public Works

Motion by David P. Jordan to accept the Public Works Division FY '17 4th quarter report, seconded by Trish King. Motion carried unanimously:

Ayes: David P. Jordan, Trish King, Ernie Stevens III, Jennifer Webster Not Present: Tehassi Hill, Daniel Guzman King, Kirby Metoxen, Lisa Summers

D. Accept Governmental Services Division FY '17 4th quarter report (2:10:21)

Sponsor: George Skenandore, Division Director/Governmental Services

Motion by Jennifer Webster to accept the Governmental Services Division FY '17 4th quarter report, seconded by Ernie Stevens III. Motion carried unanimously:

Ayes: David P. Jordan, Trish King, Ernie Stevens III, Jennifer Webster Not Present: Tehassi Hill, Daniel Guzman King, Kirby Metoxen, Lisa Summers

XI. EXECUTIVE SESSION

A. Reports

1. Accept Bay Bancorporation, Inc. FY '17 4th quarter report (1:17:00)

President: Jeff Bowman

Liaison: Trish King, Tribal Treasurer

Motion by Trish King to accept the Bay Bancorporation, Inc. FY '17 4th quarter report, seconded by David P. Jordan. Motion carried unanimously:

Ayes: David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa

Summers, Jennifer Webster

Not Present: Daniel Guzman King, Kirby Metoxen

2. Accept Oneida ESC Group, LLC. FY '17 4th quarter report (1:17:24)

Chair: Jackie Zalim

Liaisons: Lisa Summers, Tribal Secretary; Ernest Stevens III, Councilman

Motion by David P. Jordan to accept the Oneida ESC Group, LLC. FY '17 4th quarter report, seconded by Jennifer Webster. Motion carried unanimously:

Ayes: David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa

Summers, Jennifer Webster

3. Accept Oneida Seven Generations Corporation FY '17 4th quarter report (1:17:44)

Agent: Pete King III

Liaison: Brandon Stevens, Tribal Vice-Chairman

Motion by David P. Jordan to accept the Oneida Seven Generations Corporation FY '17 4th quarter report, seconded by Ernie Stevens III. Motion carried unanimously:

Ayes: David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa

Summers, Jennifer Webster

Not Present: Daniel Guzman King, Kirby Metoxen

Motion by David P. Jordan to accept the verbal litigation update dated October 24, 2017, seconded by Jennifer Webster. Motion carried unanimously:

Ayes: David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa

Summers, Jennifer Webster

Not Present: Daniel Guzman King, Kirby Metoxen

4. Accept Oneida Airport Hotel Corporation FY '17 4th quarter report (1:18:24)

Agent: Janice Hirth-Skenandore

Liaisons: Kirby Metoxen, Councilman; Daniel Guzman King, Councilman

Motion by Jennifer Webster to accept the Oneida Airport Hotel Corporation FY '17 4th quarter report, seconded by David P. Jordan. Motion carried unanimously:

Ayes: David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa

Summers, Jennifer Webster

Not Present: Daniel Guzman King, Kirby Metoxen

5. Accept Oneida Golf Enterprise FY '17 4th quarter report (1:18:40)

Agent: Janice Hirth-Skenandore Liaison: Trish King, Tribal Treasurer

Motion by Jennifer Webster to accept the Oneida Golf Enterprise FY '17 4th quarter report , seconded by Ernie Stevens III. Motion carried with one abstention:

Ayes: David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III,

Jennifer Webster

Abstained: Lisa Summers

Not Present: Daniel Guzman King, Kirby Metoxen

6. Accept Chief Counsel report – Jo Anne House, Chief Counsel (1:19:02)

Motion by Jennifer Webster to accept the Chief Counsel report, seconded by David P. Jordan. Motion carried unanimously:

Ayes: David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa

Summers, Jennifer Webster

Not Present: Daniel Guzman King, Kirby Metoxen

a. Approve Hobbs Straus Dean and Walker LLP contract – file # 2017-1264 (1:19:16)

Motion by David P. Jordan to approve the Hobbs Straus Dean and Walker LLP contract – file # 2017-1264, seconded by Lisa Summers. Motion carried unanimously:

Ayes: David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa

Summers. Jennifer Webster

7. Accept Chief Financial Officer - Larry Barton, Chief Financial Officer (1:19:36)

Motion by Trish King to accept the Chief Financial Officer report, seconded by David P. Jordan. Motion carried unanimously:

Ayes: David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa

Summers, Jennifer Webster

Not Present: Daniel Guzman King, Kirby Metoxen

8. Accept Intergovernmental Affairs & Communications report – Nathan King, Director (1:19:52)

Motion by Ernie Stevens III to accept the Intergovernmental Affairs & Communications report, seconded by David P. Jordan. Motion carried unanimously:

Ayes: David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa

Summers, Jennifer Webster

Not Present: Daniel Guzman King, Kirby Metoxen

B. Standing Items

1. Land Claims Strategy (No Requested Action)

2. Oneida Golf Enterprise – Ladies Professional Golf Association (1:20:08)

Motion by Jennifer Webster to accept the update regarding Oneida Golf Enterprise – Ladies Professional Golf Association, seconded by David P. Jordan. Motion carried with one abstention:

Ayes: David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III,

Jennifer Webster

Abstained: Lisa Summers

Not Present: Daniel Guzman King, Kirby Metoxen

C. Unfinished Business

1. Accept close-out report re: Language Dept. transition (Not Submitted)

Sponsor: Brandon Stevens, Tribal Vice-Chairman (1:20:43)

Motion by David P. Jordan to defer this item to the November 8, 2017, regular Business Committee meeting, seconded by Jennifer Webster. Motion carried unanimously:

Ayes: David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa

Summers, Jennifer Webster

Not Present: Daniel Guzman King, Kirby Metoxen

<u>EXCERPT FROM AUGUST 9, 2017</u>: Motion by Lisa Summers to adopt resolution #08-09-17-D Transfer of Language Department to Oneida Nation School System, seconded by Tehassi Hill. Motion carried unanimously.

2. Accept updates on transitions of the Public Works Division, Land & Environment Division, and Community & Economic Development Division (1:21:38)

Sponsor: Jennifer Webster, Councilwoman

Motion by Jennifer Webster to accept the report as information; and to defer the job description to the November 8, 2017, regular Business Committee meeting, seconded by Trish King. Motion carried with one abstention:

Ayes: Trish King, Brandon Stevens, Ernie Stevens III, Lisa Summers, Jennifer

Webster

Abstained: David P. Jordan

EXCERPT FROM SEPTEMBER 27, 2017: Motion by Lisa Summers for the Oneida Business Committee sub-teams to provide an update on the transitions of the Public Works Division, Land & Environment Division and Community & Economic Division and that the Direct Reports for these areas be included for the discussion, noting that Councilwoman Jennifer Webster's Office will be in charge of coordinating the update, seconded by Trish King. Motion carried unanimously.

D. New Business

1. Accept final report and recommendations regarding Business Committee retreat held on October 13, 2017 (1:22:25)

Sponsor: Trish King, Tribal Treasurer

Motion by David P. Jordan to accept the meeting notes from the retreat, seconded by Trish King. Motion carried unanimously:

Ayes: David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III,

Jennifer Webster

Abstained: Lisa Summers

Not Present: Daniel Guzman King, Kirby Metoxen

Motion by David P. Jordan to defer the OBC Officers to meet with the Internal Services Division Director, Chief Counsel, and Environmental Health & Safety Division Director to follow-up with retreat notes, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa

Summers, Jennifer Webster

Not Present: Daniel Guzman King, Kirby Metoxen

2. Review memorandum from Sovereign Finance dated October 20, 2017 (1:23:19)
Sponsor: Lisa Summers, Tribal Secretary

Sponsor. Lisa Summers, Tribai Secretary

Motion by Jennifer Webster to accept the memorandum from Sovereign Finance dated October 20, 2017 as information; and have the Vice-Chair work with the Gaming General Manager to ensure the concerns regarding IMAC are properly addressed and carried forward in all gaming feasibility plans, seconded by Ernie Stevens III. Motion carried with one abstention:

Ayes: David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III,

Jennifer Webster

Abstained: Lisa Summers

Not Present: Daniel Guzman King, Kirby Metoxen

3. Enter E-Poll results into the record in accordance with OBC SOP entitled Conducting Electronic Voting:

Sponsor: Lisa Summers, Tribal Secretary

a. Approval of One Law Group S.C. contract – file # 2017-1268 (1:24:00)

Requestor: Jo Anne House, Chief Counsel

Motion by David P. Jordan to enter the E-Poll results into the record in accordance with the OBC SOP entitled Conducting Electronic Voting for the approval of the of One Law Group S.C. contract – file # 2017-1268, seconded by Trish King. Motion carried unanimously:

Ayes: David P. Jordan, Trish King, Brandon Stevens, Ernie Stevens III, Lisa

Summers, Jennifer Webster

XII. ADJOURN

Motion by David P. Jordan to adjourn at 2:25 p.m., seconded by Ernest Stevens III. Motion carried unanimously:

Ayes: David P. Jordan, Trish King, Ernie Stevens III, Jennifer Webster Not Present: Tehassi Hill, Daniel Guzman King, Kirby Metoxen, Lisa Summers

Minutes prepared by Heather Heuer, Information Management Specialist Minutes approved as presented on <u>November 8, 2017</u>.

Lisa Summers, Tribal Secretary
ONEIDA BUSINESS COMMITTEE