

Oneida Business Committee



Executive Session
8:30 AM Tuesday, May 21, 2024
BC Conference Room, 2nd floor, Norbert Hill Center

Regular Meeting
8:30 AM Wednesday, May 22, 2024
BC Conference Room, 2nd floor, Norbert Hill Center

Agenda

Meeting agenda is available here: oneida-nsn.gov/government/business-committee/agendas-packets/. Materials for the "General Tribal Council" section of the agenda, if any, are available to enrolled members of the Oneida Nation; to obtain a copy, visit the Government Administrative Office, 1st floor, Norbert Hill Center and present a valid Tribal I.D. or go to <https://goo.gl/uLp2jE>. Scheduled times are subject to change.

I. CALL TO ORDER

II. OPENING

III. ADOPT THE AGENDA

IV. OATH OF OFFICE

- A. Southeastern WI Oneida Tribal Services Advisory Board - Diane Hill**
Sponsor: Lisa Liggins, Secretary

V. MINUTES

- A. Approve the April 30, 2024, special Business Committee meeting minutes**
Sponsor: Lisa Liggins, Secretary
- B. Approve the May 8, 2024, regular Business Committee meeting minutes**
Sponsor: Lisa Liggins, Secretary

VI. RESOLUTIONS

- A. Adopt resolution entitled Amending BC Resolution 03-30-22-A Updating Tribal Contribution Savings Processes and Allocations**
Sponsor: Lawrence Barton, Treasurer

VII. APPOINTMENTS

- A. **Determine next steps regarding seven (7) vacancies - Oneida Election Board Ad-Hoc Committee**
Sponsor: Lisa Liggins, Secretary
- B. **Determine next steps regarding seven (7) vacancies - Oneida Election Board Alternate**
Sponsor: Lisa Liggins, Secretary

VIII. STANDING COMMITTEES**A. LEGISLATIVE OPERATING COMMITTEE**

- 1. **Accept the May 1, 2024, regular Legislative Operating Committee meeting minutes**
Sponsor: Jameson Wilson, Councilman

IX. TRAVEL REPORTS

- A. **Approve the travel report - Treasurer Lawrence Barton - Native American Finance Officers Association (NAFOA) Annual Conference - Hollywood, FL - April 28-May 1, 2024**
Sponsor: Lawrence Barton, Treasurer
- B. **Approve the travel report - Councilwoman Jennifer Webster - 2024 Self-Governance Conference - Chandler, AZ - April 14-19, 2024**
Sponsor: Jennifer Webster, Councilwoman
- C. **Approve the travel report - Councilwoman Jennifer Webster - 2024 National Tribal Health Conference - Rapid City, SD - May 18-24, 2024**
Sponsor: Jennifer Webster, Councilwoman

X. TRAVEL REQUESTS

- A. **Approve the travel request - Councilman Kirby Metoxen - Tribal Leadership Conference 2024 - Monrongo, CA - July 15-19, 2024**
Sponsor: Kirby Metoxen, Councilman

XI. NEW BUSINESS

- A. **Review tribal member request regarding Language Nest and Language Program Investigation and determine next steps**
Sponsor: Nancy Barton, Tribal Member

XII. REPORTS

- A. TRIBALLY CHARTERED ENTITIES (11:30 a.m.)**
- 1. Accept the Bay Bancorporation, Inc. FY-2024 2nd quarter report**
Sponsor: Jeff Bowman, President/Bay Bank
 - 2. Accept the Oneida Airport Hotel Corporation FY-2024 2nd quarter report**
Sponsor: Kathy Hughes, Chair/Oneida Airport Hotel Corporation
 - 3. Accept the Oneida Golf Enterprise FY-2024 2nd quarter report**
Sponsor: Justin Nishimoto, Agent/Oneida Golf Enterprise
 - 4. Accept the Oneida ESC Group, LLC FY-2024 2nd quarter report**
Sponsor: John Breuning, Chair/Oneida ESC Group Board of Managers
 - 5. Accept the Oneida Youth Leadership Institute FY-2024 2nd quarter report**
Sponsor: Marlon Skenandore, Councilman

XIII. GENERAL TRIBAL COUNCIL

- A. Approve the revised notice for the June 10, 2024, tentatively scheduled special General Tribal Council meeting to address the Capital Improvement Projects**
Sponsor: Lisa Liggins, Secretary
- B. Approve the notice and materials for the July 1, 2024, tentatively scheduled semi-annual General Tribal Council meeting**
Sponsor: Lisa Liggins, Secretary
- C. PETITIONER CONNOR KESTELL - petition # 2024-01**
- 1. Accept the statement of effect re: Address Housing Issues/Veterans Home Loan Program - petition # 2024-01**
Sponsor: Jameson Wilson, Councilman

XIV. EXECUTIVE SESSION

- A. REPORTS**
- 1. Accept the Chief Counsel report**
Sponsor: Jo Anne House, Chief Counsel
 - 2. Accept the General Manager report**
Sponsor: Mark W. Powless, General Manager
 - 3. Accept the Intergovernmental Affairs, Communications, and Self-Governance May 2024 report**
Sponsor: Melinda J. Danforth, Director/Intergovernmental Affairs

4. **Accept the Treasurer's April 2024 report (11:30 a.m.)**
Sponsor: Lawrence Barton, Treasurer
5. **Accept the Bay Bancorporation, Inc. FY-2024 2nd quarter executive report (1:30 p.m.)**
Sponsor: Jeff Bowman, President/Bay Bank
6. **Accept the Oneida Airport Hotel Corporation FY-2024 2nd quarter executive report (2:30 p.m.)**
Sponsor: Kathy Hughes, Chair/Oneida Airport Hotel Corporation
7. **Accept the Oneida ESC Group, LLC FY-2024 2nd quarter executive report (2:00 p.m.)**
Sponsor: John Breuninger, Chair/ Oneida ESC Group Board of Managers
8. **Accept the Oneida Golf Enterprise FY-2024 2nd quarter executive report (3:30 p.m.)**
Sponsor: Justin Nishimoto, Agent/Oneida Golf Enterprise
9. **Accept the Oneida Youth Leadership Institute FY-2024 2nd quarter executive report (3:00 p.m.)**
Sponsor: Marlon Skenandore, Councilman
10. **Accept the Business Analyst Tribally Chartered Entities FY-2024 2nd quarter report**
Sponsor: Justin Nishimoto, Business Analyst

B. NEW BUSINESS

1. **Approve a limited waiver of sovereign immunity - First Data Merchant Services LLC contract - file # 2024-0443**
Sponsor: RaLinda Ninham-Lamberies, Chief Financial Officer
2. **Review memorandum regarding Elected Officials Wages and determine next steps**
Sponsor: RaLinda Ninham-Lamberies, Chief Financial Officer
3. **Review appointment request - Bay Bancorporation Inc. and determine next steps**
Sponsor: Lawrence Barton, Treasurer
4. **Accept the January 3, 2024, Business Committee Officer meeting notes**
Sponsor: Lisa Summers, OBC Area Manager
5. **Accept the February 7, 2024, Business Committee Officer meeting notes**
Sponsor: Lisa Summers, OBC Area Manager
6. **Accept the March 6, 2024, Business Committee Officer meeting notes**
Sponsor: Lisa Summers, OBC Area Manager
7. **Accept the April 3, 2024, Business Committee Officer meeting notes**
Sponsor: Lisa Summers, OBC Area Manager

8. **Accept the May 1, 2024, Business Committee Officer meeting notes**
Sponsor: Lisa Summers, OBC Area Manager
9. **Review application(s) for seven vacancies - Oneida Election Board Ad-Hoc Committee**
Sponsor: Lisa Liggins, Secretary
10. **Review application(s) for seven (7) vacancies - Oneida Election Board Alternate**
Sponsor: Lisa Liggins, Secretary

XV. ADJOURN

Posted on the Oneida Nation's official website, www.oneida-nsn.gov pursuant to the Open Records and Open Meetings law (§ 107.14.)

The meeting packet of the open session materials for this meeting is available by going to the Oneida Nation's official website at: oneida-nsn.gov/government/business-committee/agendas-packets/

For information about this meeting, please call the Government Administrative Office at (920) 869-4364 or (800) 236-2214

Southeastern WI Oneida Tribal Services Advisory Board - Diane Hill

Business Committee Agenda Request

1. Meeting Date Requested: 05/22/24

2. General Information:

Session: Open Executive – must qualify under §107.4-1.

Justification: *Choose reason for Executive.*

3. Supporting Documents:

- | | | |
|--|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input checked="" type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

4. Budget Information:

- | | | |
|--|--|-------------------------------------|
| <input type="checkbox"/> Budgeted | <input type="checkbox"/> Budgeted – Grant Funded | <input type="checkbox"/> Unbudgeted |
| <input checked="" type="checkbox"/> Not Applicable | <input type="checkbox"/> Other: <i>Describe</i> | |

5. Submission:

Authorized Sponsor: Lisa Liggins, Secretary

Primary Requestor: Shannon Davis, Recording Clerk

Additional Requestor: (Name, Title/Entity)


Additional Requestor: (Name, Title/Entity)

Submitted By: SDAVIS



Memorandum

TO: Oneida Business Committee

FROM: Brooke Doxtator, BCC Supervisor 

DATE: May 14, 2024

RE: Oath of Office – Southeastern WI Oneida Tribal Services Advisory Board

Background

On April 24, 2024, the Oneida Business Committee appointed Diane Hill to the Southeastern Wisconsin Oneida Tribal Services Advisory Board.

Approve the April 30, 2024, special Business Committee meeting minutes

Business Committee Agenda Request

1. Meeting Date Requested: 05/22/24

2. General Information:

Session: Open Executive – must qualify under §107.4-1.

Justification: *Choose reason for Executive.*

3. Supporting Documents:

- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input checked="" type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

4. Budget Information:

- | | | |
|--|--|-------------------------------------|
| <input type="checkbox"/> Budgeted | <input type="checkbox"/> Budgeted – Grant Funded | <input type="checkbox"/> Unbudgeted |
| <input checked="" type="checkbox"/> Not Applicable | <input type="checkbox"/> Other: <i>Describe</i> | |

5. Submission:

Authorized Sponsor: Lisa Liggins, Secretary

Primary Requestor: _____

Additional Requestor: (Name, Title/Entity)

Additional Requestor: (Name, Title/Entity)

Submitted By: BPIGMAN

DRAFT**Oneida Business Committee**

Special Meeting
3:30 PM Tuesday, April 30, 2024
BC Conference Room, 2nd floor, Norbert Hill Center

Minutes**SPECIAL MEETING**

Present: Chairman Tehassi Hill, Vice-Chairman Brandon Yellowbird-Stevens, Council members: Jonas Hill, Kirby Metoxen, Marlon Skenandore, Jennifer Webster, Jameson Wilson;

Not Present: Treasurer Lawrence Barton, Secretary Lisa Liggins;

Arrived at: n/a

Others present: JoAnne House, RaLinda Ninham-Lamberies (via Microsoft Teams¹), Mark W. Powless (via Microsoft Teams), Katsitsiyo Danforth (via Microsoft Teams), Kaylynn Gresham (via Microsoft Teams), Todd VanDen Heuvel (via Microsoft Teams), Justin Nishimoto (via Microsoft Teams), Clorissa Leeman (via Microsoft Teams), Lisa Summers (via Microsoft Teams), Danelle Wilson (via Microsoft Teams), Rhiannon Metoxen (via Microsoft Teams), Fawn Billie (via Microsoft Teams), Kristal Hill (via Microsoft Teams), Fawn Cottrell (via Microsoft Teams), Jessalyn Harvath (via Microsoft Teams), Brenda Mendolla-Buckley (via Microsoft Teams), Chad Fuss, Fawn Rasmussen, Tavia Charles (via Microsoft Teams), Patricia King (via Microsoft Teams), Lisa Hill (via Microsoft Teams), Kristine Hill (via Microsoft Teams), Bonnie Pigman (via Microsoft Teams), Aliskwet Ellis (via Microsoft Teams);

I. CALL TO ORDER

Meeting called to order by Chairman Tehassi Hill at 3:30 p.m.

For the record: Treasurer Lawrence Barton is out on approved travel attending the Native American Finance Officers Association Annual Conference in Hollywood, FL. Secretary Lisa Liggins is out on vacation.

II. OPENING (00:00:09)

Opening provided by Councilman Kirby Metoxen.

III. ADOPT THE AGENDA (00:00:27)

Motion by Brandon Yellowbird-Stevens to adopt the agenda as presented, seconded by Jonas Hill.

Motion carried:

Ayes: Jonas Hill, Kirby Metoxen, Marlon Skenandore, Jennifer Webster,
 Jameson Wilson, Brandon Yellowbird-Stevens

Not Present: Lawrence Barton, Lisa Liggins

¹ Microsoft Teams is software which provides a communication and collaboration platform for workplace chat, file sharing, and video meetings.

DRAFT

IV. GENERAL TRIBAL COUNCIL

A. Approve the notice and materials for the tentatively scheduled special General Tribal Council meeting to address the Capital Improvement Projects (00:01:02)

Sponsor: Lisa Liggins, Secretary

Vice-Chairman Brandon Yellowbird-Stevens left 4:10 p.m.

Motion by Jonas Hill to approve the notice and materials for the tentatively scheduled special General Tribal Council meeting as discussed, seconded by Jennifer Webster. Motion carried:

Ayes: Jonas Hill, Kirby Metoxen, Marlon Skenandore, Jennifer Webster, Jameson Wilson

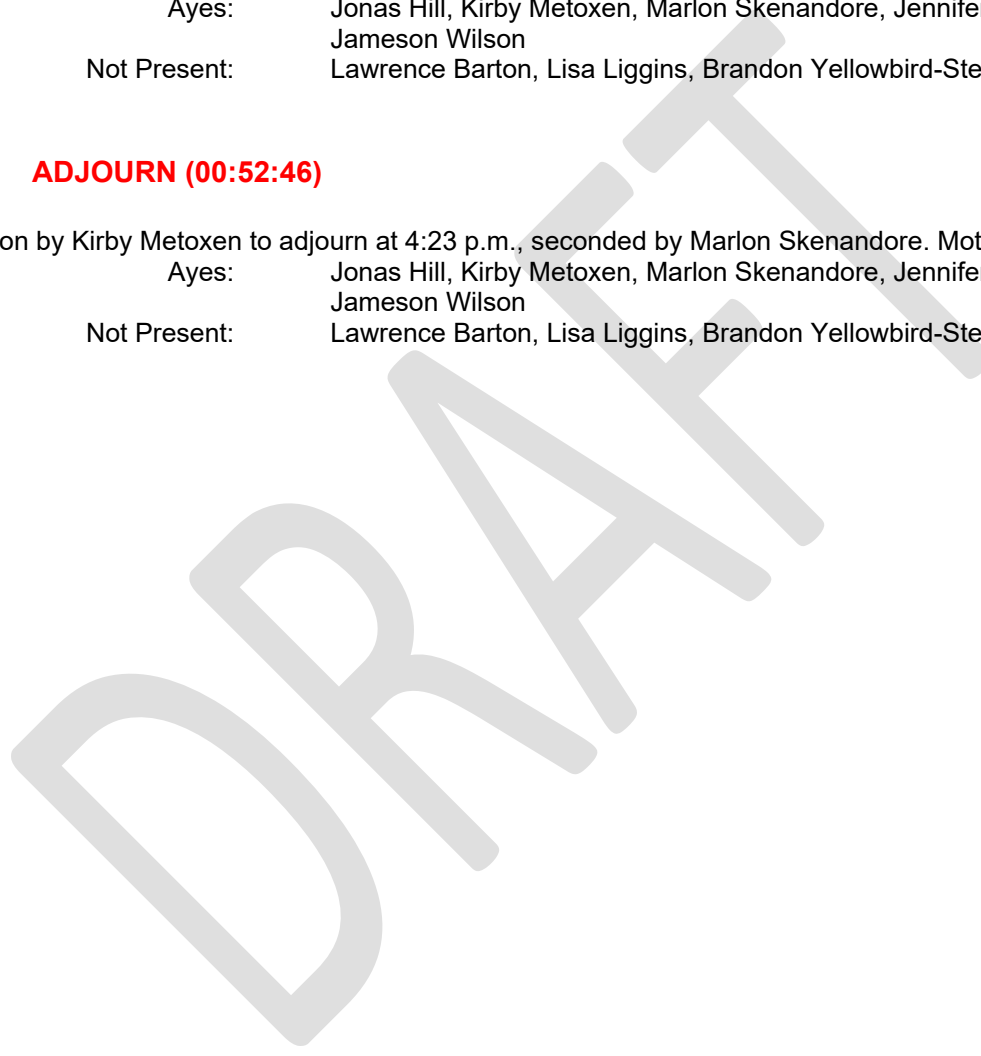
Not Present: Lawrence Barton, Lisa Liggins, Brandon Yellowbird-Stevens

V. ADJOURN (00:52:46)

Motion by Kirby Metoxen to adjourn at 4:23 p.m., seconded by Marlon Skenandore. Motion carried:

Ayes: Jonas Hill, Kirby Metoxen, Marlon Skenandore, Jennifer Webster, Jameson Wilson

Not Present: Lawrence Barton, Lisa Liggins, Brandon Yellowbird-Stevens



Minutes prepared by Bonnie Pigman, Information Management Specialist.
Minutes approved as presented on _____.

Lisa Liggins, Secretary
ONEIDA BUSINESS COMMITTEE

Approve the May 8, 2024, regular Business Committee meeting minutes

Business Committee Agenda Request

1. Meeting Date Requested: 05/22/24

2. General Information:

Session: Open Executive – must qualify under §107.4-1.

Justification: *Choose reason for Executive.*

3. Supporting Documents:

- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input checked="" type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

4. Budget Information:

- | | | |
|--|--|-------------------------------------|
| <input type="checkbox"/> Budgeted | <input type="checkbox"/> Budgeted – Grant Funded | <input type="checkbox"/> Unbudgeted |
| <input checked="" type="checkbox"/> Not Applicable | <input type="checkbox"/> Other: <i>Describe</i> | |

5. Submission:

Authorized Sponsor: Lisa Liggins, Secretary

Primary Requestor: _____

Additional Requestor: (Name, Title/Entity)

Additional Requestor: (Name, Title/Entity)

Submitted By: BPIGMAN

DRAFT**Oneida Business Committee**

Executive Session
8:30 AM Tuesday, May 07, 2024
 BC Conference Room, 2nd floor, Norbert Hill Center

Regular Meeting
8:30 AM Wednesday, May 08, 2024
 BC Conference Room, 2nd floor, Norbert Hill Center

Minutes**EXECUTIVE SESSION**

Present: Chairman Tehassi Hill, Vice-Chairman Brandon Yellowbird-Stevens, Treasurer Lawrence Barton, Secretary Lisa Liggins, Council members: Jonas Hill, Kirby Metoxen, Marlon Skenandore, Jameson Wilson;

Not Present: Councilwoman Jennifer Webster;

Arrived at: n/a

Others present: Jo Anne House, Melinda J. Danforth (via Microsoft Teams¹), RaLinda Ninham-Lamberies, Mark W. Powless (via Microsoft Teams), Louise Cornelius, Katsitsiyo Danforth (via Microsoft Teams), Debra Powless (via Microsoft Teams), Danelle Wilson (via Microsoft Teams), Chad Fuss, James Petitjean (via Microsoft Teams), Kristine Hill;

REGULAR MEETING

Present: Chairman Tehassi Hill, Vice-Chairman Brandon Yellowbird-Stevens, Treasurer Lawrence Barton, Secretary Lisa Liggins, Council members: Jonas Hill, Kirby Metoxen, Jennifer Webster, Jameson Wilson;

Not Present: Councilman Marlon Skenandore;

Arrived at: n/a

Others present: Jo A. House, RaLinda Ninham-Lamberies, Mark W. Powless, Todd Vanden Heuvel (via Microsoft Teams), Justin Nishimoto (via Microsoft Teams), Kaylynn Gresham (via Microsoft Teams), Danelle Wilson (via Microsoft Teams), Rhiannon Metoxen (via Microsoft Teams), Janice Decorah (via Microsoft Teams), David P. Jordan (via Microsoft Teams), Maureen Perkins (via Microsoft Teams), Kristal Hill (via Microsoft Teams), Fawn Cottrell (via Microsoft Teams), Fawn Billie (via Microsoft Teams), Clorissa Leeman (via Microsoft Teams), Lisa Summers (via Microsoft Teams), Rae Skenandore (via Microsoft Teams), Grace Elliot (via Microsoft Teams), Carolyn Salutz (via Microsoft Teams), Melanie Burkhart (via Microsoft Teams), Lori Hill (via Microsoft Teams), Tavia James-Charles (via Microsoft Teams), Garth Webster, Kristine Hill (via Microsoft Teams), Debbie Melchert (via Microsoft Teams), Joyce King (via Microsoft Teams), Brooke Doxtator, Shannon Davis (via Microsoft Teams), Bonnie Pigman (via Microsoft Teams), Carol Silva (via Microsoft Teams), Mike Debraska (via Microsoft Teams), Nancy Barton, Mary Graves (via Microsoft Teams), Jeremy King (via Microsoft Teams), Eric Boulanger (via Microsoft Teams), John Breuninger, Lorna Skenandore (via Microsoft Teams), Kathleen Cornelius (via Microsoft Teams), Kristin Jorgenson-Dann (via Microsoft Teams), Stacie Cutbank (via Microsoft Teams), Chris Cornelius (via Microsoft Teams), Diane Hill (via Microsoft Teams), Sacheen Lawrence (via Microsoft Teams), Norbert Hill, Gerald Cornelius, John Danforth, Stephanie Metoxen, Lynn Schmidt, Aliskwet Ellis (via Microsoft Teams);

¹ Microsoft Teams is software which provides a communication and collaboration platform for workplace chat, file sharing, and video meetings.

DRAFT

I. CALL TO ORDER

Meeting called to order by Chairman Tehassi Hill at 8:30 a.m.

For the record: Councilman Marlon Skenandore is out on approved travel attending the Great Lakes Intertribal Food Coalition (GLIFC) in Bowler, WI.

II. OPENING (00:00:11)

Opening provided by Councilman Jameson Wilson.

III. ADOPT THE AGENDA (00:05:50)

Motion by Lisa Liggins to adopt the agenda with two (2) changes [1) under the Elected Boards Committees and Commissions section, add item entitled Accept the Oneida Trust Enrollment Committee FY-2024 2nd quarter report; 2) move item entitled Review access for research request and determine next steps to new section entitled New Business], seconded by Brandon Yellowbird-Stevens. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson, Brandon Yellowbird-Stevens

Not Present: Marlon Skenandore

IV. OATH OF OFFICE

A. Oneida Community Library Board - Stephanie Metoxen, Kathleen Cornelius (00:07:56)

Sponsor: Lisa Liggins, Secretary

Oaths of office administered by Secretary Lisa Liggins. Stephanie Metoxen was present. Kathleen Cornelius was present via Microsoft Teams.

V. MINUTES

A. Approve the April 24, 2024, regular Business Committee meeting minutes (00:11:19)

Sponsor: Lisa Liggins, Secretary

Motion by Jennifer Webster to approve the April 24, 2024, regular Business Committee meeting minutes, seconded by Lisa Liggins. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson, Brandon Yellowbird-Stevens

Not Present: Marlon Skenandore

DRAFT**VI. RESOLUTIONS****A. Adopt resolution entitled Authorization to Sign-Off on Purchased Referred Care Services - Health Care Payments (00:11:37)**

Sponsor: Mark W. Powless, General Manager

Motion by Jennifer Webster to adopt resolution entitled 05-08-24-A Authorization to Sign-Off on Purchased Referred Care Services - Health Care Payments, seconded by Brandon Yellowbird-Stevens. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson, Brandon Yellowbird-Stevens

Not Present: Marlon Skenandore

Item IX.B.1. was addressed next.

B. Adopt resolution entitled Proclamation May is Mental Health Matters Month (02:35:00)

Sponsor: Tehassi Hill, Chairman

Motion by Jennifer Webster to adopt resolution entitled 05-08-24-B Proclamation May is Mental Health Matters Month, seconded by Lawrence Barton. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson, Brandon Yellowbird-Stevens

Not Present: Marlon Skenandore

Motion by Lisa Liggins to delete "2024" from line 38 of the adopted resolution entitled 05-08-24-B Proclamation May is Mental Health Matters Month, seconded by Kirby Metoxen. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson, Brandon Yellowbird-Stevens

Not Present: Marlon Skenandore

The Oneida Business Committee, by consensus, took a five (5) minute recess at 11:25 a.m.

Meeting called to order by Chairman Tehassi Hill at 11:35 a.m.

Roll call for the record:

Present: Treasurer Lawrence Barton; Secretary Lisa Liggins; Councilman Jonas Hill; Chairman Tehassi Hill; Councilman Kirby Metoxen; Councilwoman Jennifer Webster; Councilman Jameson Wilson;

Not Present: Vice-Chairman Brandon Yellowbird-Stevens; Councilman Marlon Skenandore;

Item IX.D.1. was addressed next.

DRAFT**VII. STANDING COMMITTEES****A. FINANCE COMMITTEE**

1. **Accept the April 11, 2024, regular Finance Committee meeting minutes (02:53:59)**

Sponsor: Lawrence Barton, Treasurer

Motion by Lisa Liggins to accept items VII.A.1., VII.A.2., and VII.B.1., seconded by Jonas Hill. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson
 Not Present: Marlon Skenandore, Brandon Yellowbird-Stevens

2. **Accept the April 25, 2024, regular Finance Committee meeting minutes (02:53:59)**

Sponsor: Lawrence Barton, Treasurer

Motion by Lisa Liggins to accept items VII.A.1., VII.A.2., and VII.B.1., seconded by Jonas Hill. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson
 Not Present: Marlon Skenandore, Brandon Yellowbird-Stevens

B. LEGISLATIVE OPERATING COMMITTEE

1. **Accept the April 17, 2024, regular Legislative Operating Committee meeting minutes (02:53:59)**

Sponsor: Jameson Wilson, Councilman

Motion by Lisa Liggins to accept items VII.A.1., VII.A.2., and VII.B.1., seconded by Jonas Hill. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson
 Not Present: Marlon Skenandore, Brandon Yellowbird-Stevens

Item VIII.A. was addressed next.

VIII. NEW BUSINESS

- A. **Review access for research request and determine next steps (02:54:35)**

Sponsor: Lawrence Barton, Treasurer

Motion by Lisa Liggins to accept the review access for research request update as information, seconded by Jennifer Webster. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson
 Not Present: Marlon Skenandore, Brandon Yellowbird-Stevens

Item X.A.1. was addressed next.

DRAFT**IX. REPORTS****A. OPERATIONAL****1. Accept the Emergency Management FY-2024 2nd quarter report (01:41:43)**

Sponsor: Kaylynn Gresham, Director/Emergency Management

Vice-Chairman Brandon Yellowbird-Stevens returned at 10:17 a.m.

Motion by Lisa Liggins to extend the public comment period for Nancy Barton for an additional three (3) minutes, seconded by Jonas Hill. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson, Brandon Yellowbird-Stevens
 Not Present: Marlon Skenandore

Motion by Jennifer Webster to accept the Emergency Management FY-2024 2nd quarter report, seconded by Lisa Liggins. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson, Brandon Yellowbird-Stevens
 Not Present: Marlon Skenandore

Motion by Lisa Liggins to schedule a special BC work session on Tuesday, June 4, 2024, to discuss Emergency Management improvement action planning, seconded by Jameson Wilson. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson, Brandon Yellowbird-Stevens
 Not Present: Marlon Skenandore

2. Accept the Tribal Action Plan FY-2024 2nd quarter report (02:20:33)

Sponsor: Mark W. Powless, General Manager

Motion by Jennifer Webster to accept the Tribal Action Plan FY-2024 2nd quarter report, seconded by Jameson Wilson. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson, Brandon Yellowbird-Stevens
 Not Present: Marlon Skenandore

*Item VI.B. was addressed next.***B. APPOINTED BOARDS, COMMITTEES, COMMISSIONS****1. Accept the Anna John Resident Centered Care Community Board FY-2024 2nd quarter report (00:13:40)**

Sponsor: Lorna Skenandore, Chair/Anna John Resident Centered Care Community Board

Motion by Jennifer Webster to accept the Anna John Resident Centered Care Community Board FY-2024 2nd quarter report, seconded by Lisa Liggins. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson, Brandon Yellowbird-Stevens
 Not Present: Marlon Skenandore

DRAFT**2. Accept the Oneida Community Library Board FY-2024 2nd quarter report (00:14:50)**

Sponsor: Bridget John, Chair/Oneida Community Library Board

Motion by Jonas Hill to accept the Oneida Community Library Board FY-2024 2nd quarter report, seconded by Lawrence Barton. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson, Brandon Yellowbird-Stevens

Not Present: Marlon Skenandore

3. Accept the Oneida Environmental Resources Board FY-2024 2nd quarter memorandum (00:15:38)

Sponsor: Lisa Liggins, Secretary

Motion by Jonas Hill to accept the Oneida Environmental Resources Board FY-2024 2nd quarter memorandum, seconded by Jennifer Webster. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson, Brandon Yellowbird-Stevens

Not Present: Marlon Skenandore

4. Accept the Oneida Nation Arts Board FY-2024 2nd quarter report (00:16:00)

Sponsor: Harmony Hill, Chair/Oneida Nation Arts Board

Motion by Lisa Liggins to accept the Oneida Nation Arts Board FY-2024 2nd quarter report, seconded by Kirby Metoxen. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson, Brandon Yellowbird-Stevens

Not Present: Marlon Skenandore

5. Accept the Oneida Nation Veterans Affairs Committee FY-2024 2nd quarter report (00:16:25)

Sponsor: Gerald Cornelius, Chair/Oneida Nation Veterans Affairs Committee

Motion by Jonas Hill to accept the Oneida Nation Veterans Affairs Committee FY-2024 2nd quarter report, seconded by Lawrence Barton. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson, Brandon Yellowbird-Stevens

Not Present: Marlon Skenandore

6. Accept the Oneida Personnel Commission FY-2024 2nd quarter memorandum (00:19:20)

Sponsor: Lisa Liggins, Secretary

Motion by Lisa Liggins to accept the Oneida Personnel Commission FY-2024 2nd quarter memorandum, seconded by Jennifer Webster. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson, Brandon Yellowbird-Stevens

Not Present: Marlon Skenandore

DRAFT**7. Accept the Oneida Police Commission FY-2024 2nd quarter report (00:19:44)**

Sponsor: Richard VanBoxtel, Chair/Oneida Police Commission

Motion by Jennifer Webster to accept the Oneida Police Commission FY-2024 2nd quarter report, seconded by Lawrence Barton. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson, Brandon Yellowbird-Stevens

Not Present: Marlon Skenandore

8. Accept the Pardon and Forgiveness Screening Committee FY-2024 2nd quarter report (00:20:05)

Sponsor: Eric Boulanger, Chair/Pardon and Forgiveness Screening Committee

Motion by Jennifer Webster to accept the Pardon and Forgiveness Screening Committee FY-2024 2nd quarter report, seconded by Jonas Hill. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson, Brandon Yellowbird-Stevens

Not Present: Marlon Skenandore

9. Accept the Southeastern Wisconsin Oneida Tribal Services Advisory Board FY-2024 2nd quarter report (00:20:25)

Sponsor: Diane Hill, Chair/Southeastern Wisconsin Oneida Tribal Services Advisory Board

Motion by Jonas Hill to accept the Southeastern Wisconsin Oneida Tribal Services Advisory Board FY-2024 2nd quarter report, seconded by Kirby Metoxen. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson, Brandon Yellowbird-Stevens

Not Present: Marlon Skenandore

C. ELECTED BOARDS, COMMITTEES, COMMISSIONS**1. Accept the Oneida Election Board FY-2024 2nd quarter report (00:23:35)**

Sponsor: Ray Skenandore, Chair/Oneida Election Board

Motion by Brandon Yellowbird-Stevens to accept the Oneida Election Board FY-2024 2nd quarter report, seconded by Jennifer Webster. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson, Brandon Yellowbird-Stevens

Not Present: Marlon Skenandore

2. Accept the Oneida Gaming Commission FY-2024 2nd quarter report (00:23:59)

Sponsor: Mark Powless Sr., Chair/Oneida Gaming Commission

Motion by Lawrence Barton to accept the Oneida Gaming Commission FY-2024 2nd quarter report, seconded by Kirby Metoxen. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson, Brandon Yellowbird-Stevens

Not Present: Marlon Skenandore

DRAFT**3. Accept the Oneida Land Claims Commission FY-2024 2nd quarter report (00:24:24)**

Sponsor: Chris Cornelius, Chair/ Oneida Land Claims Commission

Motion by Kirby Metoxen to accept the Oneida Land Claims Commission FY-2024 2nd quarter report, seconded by Lawrence Barton. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson, Brandon Yellowbird-Stevens

Not Present: Marlon Skenandore

4. Accept the Oneida Land Commission FY-2024 2nd quarter report (00:25:59)

Sponsor: John Danforth, Chair/Oneida Land Commission

Motion by Jennifer Webster to accept the Oneida Land Commission FY-2024 2nd quarter report, seconded by Jameson Wilson. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson, Brandon Yellowbird-Stevens

Not Present: Marlon Skenandore

5. Accept the Oneida Nation Commission on Aging FY-2024 2nd quarter report (00:28:01)

Sponsor: Winnifred Thomas, Chair/Oneida Nation Commission on Aging

Motion by Lawrence Barton to accept the Oneida Nation Commission on Aging FY-2024 2nd quarter report, seconded by Jonas Hill. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson, Brandon Yellowbird-Stevens

Not Present: Marlon Skenandore

DRAFT**6. Accept the Oneida Nation School Board FY-2024 2nd quarter report (00:54:19)**

Sponsor: Sacheen Lawrence, Chair/Oneida Nation School Board

Motion by Jennifer Webster to accept the Oneida Nation School Board FY-2024 2nd quarter report, seconded by Brandon Yellowbird-Stevens. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson, Brandon Yellowbird-Stevens

Not Present: Marlon Skenandore

Motion by Brandon Yellowbird-Stevens to request the Oneida Nation School Board to include in their next quarterly report absenteeism rate and third grade reading proficiency rate, seconded by Jennifer Webster. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson, Brandon Yellowbird-Stevens

Not Present: Marlon Skenandore

Motion by Lisa Liggins to reconsider the action to accept the Oneida Nation School Board FY-2024 2nd quarter report, seconded by Kirby Metoxen. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson, Brandon Yellowbird-Stevens

Not Present: Marlon Skenandore

Motion by Lisa Liggins to table the Oneida Nation School Board FY-2024 2nd quarter report until the next Business Committee meeting, seconded by Jameson Wilson. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson, Brandon Yellowbird-Stevens

Not Present: Marlon Skenandore

Councilman Kirby Metoxen left at 9:46 a.m.

Councilman Kirby Metoxen returned at 9:51 a.m.

7. Accept the Oneida Trust Enrollment Committee FY-2024 2nd quarter report (01:09:08)

Sponsor: Jermaine Delgado, Chair/Oneida Trust Enrollment Committee

Vice-Chairman Brandon Yellowbird-Stevens left at 10:10 a.m.

Motion by Jennifer Webster to accept the Oneida Trust Enrollment Committee FY-2024 2nd quarter report, seconded by Jameson Wilson. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson

Not Present: Marlon Skenandore, Brandon Yellowbird-Stevens

Motion by Lisa Liggins to request the OBC liaison to schedule a joint meeting with the Oneida Nation School Board and to add the Acheson Endowment and Language Revitalization Fund Guidance and Policy to that agenda, seconded by Lawrence Barton. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson

Not Present: Marlon Skenandore, Brandon Yellowbird-Stevens

Item IX.A.1. was addressed next.

DRAFT**D. STANDING COMMITTEES****1. Accept the Finance Committee FY-2024 2nd quarter report (02:53:19)**

Sponsor: Lawrence Barton, Treasurer

Motion by Jonas Hill to accept the Finance Committee FY-2024 2nd quarter report, seconded by Jameson Wilson. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson

Not Present: Marlon Skenandore, Brandon Yellowbird-Stevens

2. Accept the Legislative Operating Committee FY-2024 2nd quarter report (02:53:39)

Sponsor: Jameson Wilson, Councilman

Motion by Jennifer Webster to accept the Legislative Operating Committee FY-2024 2nd quarter report, seconded by Jonas Hill. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson

Not Present: Marlon Skenandore, Brandon Yellowbird-Stevens

Item VII.A.1. was addressed next.

X. GENERAL TRIBAL COUNCIL**A. PETITIONER CONNOR KESTELL - Accept status updates - petition # 2024-01****1. Accept the statement of effect status update re: Address Housing Issues/Veterans Home Loan Program - petition # 2024-01 (02:58:43)**

Sponsor: Jameson Wilson, Councilman

Motion by Jonas Hill to accept the statement of effect status update re: Address Housing Issues/Veterans Home Loan Program - petition # 2024-01, seconded by Jennifer Webster. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson

Not Present: Marlon Skenandore, Brandon Yellowbird-Stevens

2. Accept the legal review status update re: Address Housing Issues/Veterans Home Loan Program - petition # 2024-01 (03:01:22)

Sponsor: Jo Anne House, Chief Counsel

Motion by Jennifer Webster to accept the legal review verbal status update re: Address Housing Issues/Veterans Home Loan Program - petition # 2024-01, seconded by Jameson Wilson. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson

Not Present: Marlon Skenandore, Brandon Yellowbird-Stevens

DRAFT

- 3. Accept the fiscal impact statement status update re: Address Housing Issues/Veterans Home Loan Program - petition # 2024-01 (03:02:23)**
Sponsor: RaLinda Ninham-Lamberies, Chief Financial Officer

Motion by Lisa Liggins to accept the fiscal impact statement verbal status update re: Address Housing Issues/Veterans Home Loan Program - petition # 2024-01, seconded by Jennifer Webster. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson
Not Present: Marlon Skenandore, Brandon Yellowbird-Stevens

- B. Approve the 2024 semi-annual report (03:05:40)**
Sponsor: Lisa Liggins, Secretary

Motion by Lisa Liggins to approve the 2024 semi-annual report, seconded by Jennifer Webster. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson
Not Present: Marlon Skenandore, Brandon Yellowbird-Stevens

- C. Accept the legal reviews regarding the 2023 General Election referendum questions (03:11:34)**
Sponsor: Jo Anne House, Chief Counsel

Motion by Lisa Liggins to accept the legal reviews regarding the 2023 General Election referendum questions, seconded by Jennifer Webster. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson
Not Present: Marlon Skenandore, Brandon Yellowbird-Stevens

XI. EXECUTIVE SESSION (03:21:38)

Motion by Jonas Hill to go into executive session at 12:02 p.m., seconded by Jameson Wilson. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson
Not Present: Marlon Skenandore, Brandon Yellowbird-Stevens

Motion by Lisa Liggins to come out of executive session at 12:44 p.m., seconded by Jonas Hill. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson
Not Present: Marlon Skenandore, Brandon Yellowbird-Stevens

DRAFT**A. REPORTS****1. Accept the Chief Counsel report (03:22:09)**

Sponsor: Jo Anne House, Chief Counsel

Motion by Lisa Liggins to accept the Chief Counsel report and to approve adding PBM as defendants to the Nation's opioid litigation complaint., seconded by Jennifer Webster. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson

Not Present: Marlon Skenandore, Brandon Yellowbird-Stevens

2. Accept the General Manager report (03:22:27)

Sponsor: Mark W. Powless, General Manager

Motion by Lisa Liggins to accept the General Manager report, seconded by Jameson Wilson. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson

Not Present: Marlon Skenandore, Brandon Yellowbird-Stevens

3. Accept the Gaming General Manager FY-2024 2nd quarter report (03:22:38)

Sponsor: Louise Cornelius, Gaming General Manager

Motion by Lisa Liggins to accept the Gaming General Manager FY-2024 2nd quarter report, seconded by Jennifer Webster. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson

Not Present: Marlon Skenandore, Brandon Yellowbird-Stevens

4. Accept the Retail General Manager FY-2024 2nd quarter report (03:22:51)

Sponsor: Debra Powless, Retail General Manager

Motion by Lisa Liggins to accept the Retail General Manager FY-2024 2nd quarter report, seconded by Kirby Metoxen. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson

Not Present: Marlon Skenandore, Brandon Yellowbird-Stevens

5. Accept the Security Director FY-2024 2nd quarter report (03:23:04)

Sponsor: Katsitsiyo Danforth, Security Director

Motion by Lisa Liggins to accept the Security Director FY-2024 2nd quarter report, seconded by Kirby Metoxen. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson

Not Present: Marlon Skenandore, Brandon Yellowbird-Stevens

DRAFT**6. Defer the Executive HR Director FY-2024 2nd quarter report to the May 22, 2024, regular Business Committee meeting (03:23:27)**

Sponsor: Todd VanDen Heuvel, Executive HR Director

Motion by Lisa Liggins to defer the Executive HR Director FY-2024 2nd quarter report to the May 22, 2024, regular Business Committee meeting, seconded by Jennifer Webster. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson

Not Present: Marlon Skenandore, Brandon Yellowbird-Stevens

7. Accept the Hotel to Gaming Transition Committee May 2024 report (03:23:44)

Sponsor: Louise Cornelius, Gaming General Manager

Motion by Lisa Liggins to accept the Hotel to Gaming Transition Committee May 2024 report, seconded by Lawrence Barton. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson

Not Present: Marlon Skenandore, Brandon Yellowbird-Stevens

B. AUDIT COMMITTEE**1. Accept the Audit Committee FY-2024 2nd quarter report (03:24:00)**

Sponsor: Lisa Liggins, Secretary

Motion by Lisa Liggins to accept the Audit Committee FY-2024 2nd quarter report, seconded by Jennifer Webster. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson

Not Present: Marlon Skenandore, Brandon Yellowbird-Stevens

C. NEW BUSINESS**1. Approve a limited waiver of sovereign immunity - VVC Holding LLC - ezAccess Medical Office Technologies - contract # 2023-0677 (03:24:13)**

Sponsor: Mark W. Powless, General Manager

Motion by Jennifer Webster to approve a limited waiver of sovereign immunity - VVC Holding LLC - ezAccess Medical Office Technologies - contract # 2023-0677, seconded by Lisa Liggins. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson

Not Present: Marlon Skenandore, Brandon Yellowbird-Stevens

DRAFT

XII. ADJOURN (03:24:33)

Motion by Jameson Wilson to adjourn at 12:47 p.m., seconded by Kirby Metoxen. Motion carried:
Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jennifer Webster, Jameson Wilson
Not Present: Marlon Skenandore, Brandon Yellowbird-Stevens

DRAFT

Minutes prepared by Bonnie Pigman, Information Management Specialist.
Minutes approved as presented on _____.

Lisa Liggins, Secretary
ONEIDA BUSINESS COMMITTEE

Adopt resolution entitled Amending BC Resolution 03-30-22-A Updating Tribal Contribution Savings...

Business Committee Agenda Request

1. Meeting Date Requested: 05/22/24

2. Session:

[X] Open [] Executive – must qualify under §107.4-1.

Justification: Choose or type justification.

3. Requested Motion:

[] Accept as information; OR

Motion to approve amendments to BC Resolution 3-30-22-A, Updating Tribal Contribution Savings Processes and Allocations

4. Areas potentially impacted or affected by this request:

[] Finance

[X] Programs/Services

[] Law Office

[] DTS

[] Gaming/Retail

[] Boards, Committees, or Commissions

[] Other: Describe

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

6. Supporting Documents:

- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input checked="" type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

7. Budget Information:

- | | |
|--|--|
| <input checked="" type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: <i>Describe</i> | |

8. Submission:

Authorized Sponsor: Larry Barton, Treasurer

Primary Requestor: (Name, Title/Entity)



Memorandum

To: Oneida Business Committee

From: Larry Barton, Treasurer

Date: April 14, 2024

Re: Amending BC Resolution 3-30-22-A, Updating Tribal Contribution Savings Processes and Allocations

Amendment to BC Resolution 3-30-22-A was placed on the BC Work Session Agenda of May 2, 2024, for discussion.

Oversight of Tribal Contribution Savings Allocations through amendment to BC Resolution 3-30-22-A directs the Finance area instead of the Strategic Planner to manage financial reporting. The reporting process had three key items of discussion:

1. Finance is required to handle this role for easier access and timely reporting on allocation statuses.
2. Allows redirection of funds if needed and creates "use it or lose it" expectations.
3. Provide for monthly reporting.

The agreed upon next steps stemming from the May 2, 2024, BC Work Session are:

1. Treasurer Larry Barton to submit updated resolution and allocation sheet to upcoming BC agenda for formal approval.
2. Resolution items 5 and 6 need updating to remove Strategic Planner Reference.

Attached for your approval is the amended resolution to BC Resolution 3-30-22-A which addresses and eliminates Strategic Planner references and identifies the reporting process as the Chief Financial Officer (CFO). Noted: Amended Resolution has been forwarded to the LRO for a Statement of Effect.

The attached Allocation Spreadsheet rescinded BC Resolution 6-23-21-C Allocation Spreadsheet on 3-30-22 through BC Resolution 3-30-22-A and is the latest approved spreadsheet to date.

Thank you.

Oneida Nation

Post Office Box 365

Phone: (920)869-2214



Oneida, WI 54155

BC Resolution # 03-30-22-A

Updating Tribal Contribution Savings Processes and Allocations

- WHEREAS,** the Oneida Nation is a federally recognized Indian government and a treaty tribe recognized by the laws of the United States of America; and
- WHEREAS,** the Oneida General Tribal Council is the governing body of the Oneida Nation; and
- WHEREAS,** the Oneida Business Committee has been delegated the authority of Article IV, Section 1, of the Oneida Tribal Constitution by the Oneida General Tribal Council; and
- WHEREAS,** the Oneida Business Committee adopted resolutions # BC-06-09-21-B and BC-06-23-21-C which allocated ARPA FRF to eight categories of use; and
- WHEREAS,** the Oneida Business Committee has been presented with recommended amendments to the processes based on implementation of the June 2021 resolutions, application of ARPA FRF through the lost revenue formula, identification of direct use and Tribal Contribution Savings; and
- WHEREAS,** the Oneida Business Committee has reviewed the recommendations and has determined that the recommended amendments offer clarification in the processes and provide reporting at intervals that will keep all parties informed on the status of approved projects;

(R1) NOW THEREFORE BE IT RESOLVED, the processes identified in resolution # BC-06-09-21-B in Resolve # 6, as amended by resolution # BC-06-23-21-C in Resolve # 2, are superseded by this resolution. The Oneida Business Committee adopts the following project approval process which shall be supplemented with needed Standard Operating Procedures approved by the FRF Program Office.

1. *Applications.* Applications are reviewed by the FRF Program Office for compliance with the allocation of percentages set forth in attached spreadsheet and completeness of information provided.
2. *Work Session Review.* The FRF Program Office places the project on the Oneida Business Committee work session agenda for approval, denial, or returned to project owner with suggested amendments.
3. *Approval.* If approved, the Project Owner places the project, backup, approval, and obligating resolution on an Oneida Business Committee meeting agenda for action.
4. *Expenditure Treated as if Budgeted Actions.* Expenditures under approved projects, which shall be treated in the same manner as budgeted projects, shall be authorized by the Project Owner in accordance with approved expenditure sign-off levels as identified in the Sign-Off Authority form developed for each budget cycle.
5. *Reporting.* The Project Owner shall provide reporting to the Oneida Business Committee Strategic Planner as requested by the Strategic Planner. The Strategic Planner shall provide a combined quarterly report to the Oneida Business Committee on the status of all approved projects.

BC Resolution # 03-30-22-A
Updating Tribal Contribution Savings Processes and Allocations
Page 2 of 2

6. *Final Report.* The Project Owner shall provide to the Strategic Planner a final project report identifying, at minimum – total cost amount unexpended, and both tangible and intangible benefits – on the Oneida Business Committee work session. Copies of project reports and quarter project reports shall be maintained in the ARPA FRF Tracking Team files. Upon filing of the final report with the Oneida Business Committee at a work session, the Strategic Planner shall update the “Updated TC Savings Obligations” work sheet to reflect the amount of funds returned from the obligation back to the category allocated for re-obligation.

(R2) **BE IT FINALLY RESOLVED**, the allocation spreadsheet attached to resolution # BC-06-23-21-C dated June 23, 2021, is rescinded and replaced with the allocation in the spreadsheet attached to this resolution dated March 30, 2022.

CERTIFICATION

I, the undersigned, as Secretary of the Oneida Business Committee, hereby certify that the Oneida Business Committee is composed of 9 members of whom 5 members constitute a quorum; 8 members were present at a meeting duly called, noticed and held on the 30th day of March, 2022; that the forgoing resolution was duly adopted at such meeting by a vote of 6 members for, 0 members against, and 1 member not voting*; and that said resolution has not been rescinded or amended in any way.



Lisa Liggins, Secretary
Oneida Business Committee

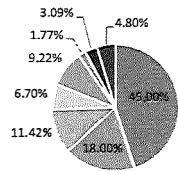
*According to the By-Laws, Article I, Section 1, the Chair votes "only in the case of a tie."

Tribal Contribution Savings Allocations - Updated March 30, 2022

FRF Funds Received	
Formula - Pro rata share of \$1 billion	\$ 1,742,160.27
Formula - 65% of FRF - Enrollment	\$ 82,113,228.55
Formula - 35% of FRF - Employment	\$ 50,339,646.91
Total Funding Received and Allocated to Lost Revenue	\$ 134,195,035.73
<i>Potential one year interest income on the remaining of FRF Funds after first year. Example calculation of simple interest on \$79.2 million at 0%.</i>	\$ -

Proposed Tribal Contribution Savings Use Categories Based on Broad Goals Focus	Total Allocations		Description - Examples of activities within ARPA FRF Guidelines	Justification	Notes
	% Allocation	\$ based on % in Total Funding Received			
Direct Membership Assistance* - Paid in one lump sum of \$3000 each adult member as GWE, or 45% of total funds. Remaining \$10.3 million allocated in FY22/23 programming.	45.00%	\$ 60,387,766.08	Home repairs, food and health assistance, home/rental assistance, vaccine incentive.	42 USC 602(c)(1)(A); 31 CFR 35.6 (b)(12)(ii); 31 CFR 35.6 (b)(8)	Part of "Disproportionately impacted communities"; May also find funds from ARPA Homeowners Assistance Fund (HAF) - \$10B set aside for these sorts of programs- not part of FRF
Housing - focus year one on apartments, decide on use for years 2 and 3; with an overall focus on middle income housing	18.00%	\$ 24,155,106.43	Middle income levels and family sizes affordable housing; multifamily housing; meeting all housing needs by fully funding existing and future programs	42 USC 602(c)(1)(A); 31 CFR 35.6 (b)(12)(ii); 31 CFR 35.6 (b)(8)	Will be limited on future funding - not beyond 12/2024; HAF funding may be used for these programs as well.
Food and Agriculture - focus year one on food sovereignty infrastructure; years 2 and 3 on potential processing centers/operations	11.42%	\$ 15,325,073.08	Food and resources that include cash cropping, providing medicines, and creating a sustainable food system; improving existing structures; and continuing to explore hemp	31 CFR 35.6 (b)(6), id at (7), id at (12)	This may be shoehorned into providing assistance to non-profits, aid to impacted industries, or impacted community needs. This may take organizational realignment to show Hemp and Ag as impacted businesses. Sustainable food industry will fall under impacted communities.
Education - focus on increasing post high school education opportunities.	6.70%	\$ 8,991,067.39	Duplicate degrees, certifications, licenses, and nonconventional education opportunities.	31 CFR 35.6 (b)(12)(iii)	
Culture & Language - focus on creating programming and infrastructure	9.22%	\$ 12,372,782.29	Increased educational opportunities across the organization, in school systems, offices, the community and in homes; and support our language immersion program	42 USC 602 (c)(1)(D); 42 USC 602(c)(1)(A); 31 CFR 35.6 (b)(12)(iii); 31 CFR 35.6 (e)(2)	42 USC 602 (c)(1)(D) and 31 CFR (e)(2) are references to broadband expansion.
Revenue Generation - focus on improving parks and gathering areas, pow wow grounds	1.77%	\$ 2,375,252.13	Improve tourism revenue opportunities through agriculture, golf, entertainment, pow wow, Applefest; managing employee wages to meet economic and market changes	42 USC 602(c)(1)(A); Fact Sheet, p. 4, Sect. 2; 31 CFR 35.6 (b)(9)	
Government Roles and Responsibilities - focus in improving GTC resources through technology	3.09%	\$ 4,146,626.60	Improving GTC meeting space; enhance the government structure to increase effectiveness and efficiency; create opportunities through technology to improve interaction with membership and incorporation of membership voice in governmental actions	31 CFR 35.6 (d)	The allocation for provision of government services in the referenced CFR section must adhere to the calculation for a reduction in the Nation's reduction in its general revenues in 31 CFR (d)(2)
Overall Priority - Land, Infrastructure, Sovereignty	4.80%	\$ 6,441,361.72	Land, infrastructure	42 USC 602(c)(1)(D); 31 CFR 35.6 (e)	Infrastructure - water, sewer, and broadband. Land substantially more difficult to justify, if not not bordering on not justifiable.
Total Uses	100.00%	\$ 134,195,035.73			

Broad Goals Allocations



- * Direct Membership Assistance* - Paid in one lump sum of \$3000 each adult member as GWE, or 45% of total funds. Remaining \$10.3 million allocated in FY22/23 programming.
- * Housing - focus year one on apartments, decide on use for years 2 and 3; with an overall focus on middle income housing
- * Food and Agriculture - focus year one on food sovereignty infrastructure; years 2 and 3 on potential processing centers/operations
- * Education - focus on increasing post high-school education opportunities.
- * Culture & Language - focus on creating programming and infrastructure
- * Revenue Generation - focus on improving parks and gathering areas, pow wow grounds
- * Government Roles and Responsibilities - focus in improving GTC resources through technology
- * Overall Priority - Land, Infrastructure, Sovereignty

NOTES:

1. The pie chart will automatically update with any changes in percentages based on total uses over three years.
2. *Direct Membership Assistance has been substituted for Health and Safety as significant direct funding under ARPA is received for that purpose.
3. Lines in italics under FRF Funds Received chart are estimates and should be corrected when actual amounts are identified. There may be two more additional years of interest (Years 4 and 5)
4. Current allocations may be subject to change by the Oneida Business Committee.
5. Interest income is set to calculate and total and apply to the allocations.
6. Amendments - resolution # BC-06-23-21-C, resolution # BC-03-30-22-A
7. Descriptions and examples of ARPA FRF Guidelines are presented for reference only.
8. See also ARPA and FRF Lost Revenue Projects Standard Operating Procedures and FRF Revenue Loss TC Request Portal
- 9.
- 10.
- 11.
- 12.

E. ADD-ON

1. Amending BC Resolution

Summary: Discussion on delegating oversight of funding allocations from an amended BC resolution to the Finance area instead of the Strategic Planner.

Key Items:

- Finance should handle this role for easier access and timely reporting on allocation statuses.
- Allows redirection of funds if needed and creates "use it or lose it" expectations.
- Request for monthly reporting, though some note little change month-to-month.

Next Steps:

- **Larry to submit updated resolution and allocation sheet to upcoming BC agenda for formal approval.**
- **Determine if resolution items 5 and 6 need updating to remove Strategic Planner reference.**



Statement of Effect

Amend Resolution 3-30-22-A Updating Tribal Contribution Savings Processes and Allocations

Summary

Through the adoption of this resolution the Oneida Business Committee amends the reporting process identified in resolution BC-03-30-22-A, *Updating Tribal Contribution Savings Processes and Allocations*.

Submitted by: Clorissa N. Leeman, Senior Staff Attorney, Legislative Reference Office
Date: May 15, 2024

Analysis by the Legislative Reference Office

To provide guidance to the organization, as well as awareness to the membership, on how the Nation intends to apply the ARPA FRF to its recovery efforts once received, the Oneida Business Committee adopted resolution BC-06-09-21-B, *Setting Goals for Application of Funding from the American Rescue Plan Act of 2021 to Direct Support to Individuals, Families, Community and the Oneida Nation*. In resolution BC-06-09-21-B, the Oneida Business Committee identified that the primary applications for the use of ARPA FRF would be to aid members and create tangible benefits related to housing, food sovereignty, education, and culture. In addition, the Oneida Business Committee directed the ARPA FRF to be spread across a three (3) year period in eight (8) specific categories to guide expenditures to meet such primary applications in an informed and transparent manner through the approval of projects by resolution.

After the adoption of resolution BC-06-09-21-B, the Oneida Business Committee received information which indicated that there was a more immediate need to address the pandemic's twelve (12) to fifteen (15) month negative impact on the membership's access to jobs, education, healthcare, and housing. The Oneida Business Committee then adopted resolution BC-06-23-21-C, *Amendment # 1 to the American Rescue Plan Act of 2021 Investment Allocation to Direct Membership Assistance*, which amended resolution BC-06-09-21-B to reflect its decision, which, more specifically, was to apply the 45% Direct Membership Assistance payment of three thousand dollars (\$3,000) in the current fiscal year, with any remaining funds after the payment to be allocated in Fiscal Years 2022 and 2023. Additionally, resolution BC-06-23-21-C provided clarification on the eligibility for membership assistance general welfare exclusion payments, application period, obligation, and ability to approve projects across fiscal years; and directed that the allocations be reviewed at least each fiscal year to determine whether modifications should be made. The work sheet that was attached to resolution BC-06-09-21-B was also deleted by resolution BC-06-23-21-C and replaced with the work sheet attached thereto, entitled, *American Recovery Plan Act – FRF; Lost Revenue; ARPA FRF LR Investments – Updated June 23, 2021*.

The Oneida Business Committee was then presented with recommended amendments to the processes based on implementation of the June 2021 resolutions, application of ARPA FRF through the lost revenue formula, identification of direct use and Tribal Contribution Savings. The

Oneida Business Committee reviewed the recommendations and determined that the recommended amendments offer clarification in the processes and provide reporting at intervals that will keep all parties informed on the status of approved projects. The Oneida Business Committee then adopted resolution BC-03-30-22-A, *Updating Tribal Contribution Savings Processes and Allocations*, which superseded the processes identified in Resolve #6 of resolution BC-06-09-21-B, as amended by Resolve #2 of resolution BC-06-23-21-C and adopted a new project approval process which was to be supplemented with needed Standard Operating Procedures approved by the FRF Program Office.

Resolution BC-03-30-22-A had certain responsibilities delegated to the Strategic Planner. For the 2023-2026 term the Oneida Business Committee has removed the Strategic Planner from the approved positions for the support of the Oneida Business Committee. The Oneida Business Committee has identified a need to amend the reporting process and provide the membership reporting on the status of the TC Savings projects funds.

Through the adoption of this resolution the Oneida Business Committee amends the reporting process identified in resolution BC 03-30-22-A to the following project reporting process:

5. Reporting. The Project Owner shall provide reporting to the Chief Financial Officer (CFO) as requested by the CFO. The CFO shall provide a report that will include the following:

- *Obligated TC Savings Amount*
- *Approved Purchase Orders*
- *Actual Expenditures to Date*
- *Project Owner*
- *Balance of Obligated Funds Remaining for Expenditure*
- *Narrative Project update*

The report will be part of the Chief Financial Officer report to the OBC Executive Session, presented after Treasurer's monthly report, posted on the Members Only portion of the Oneida Nation website, included in the Annual and Semi-Annual Reports to the General Tribal Council, as well as presented in the Kalihwisaks on a quarterly basis.

6. Final Report. The Project Owner shall provide to the Chief Financial Officer (CFO) a final project report identifying, at minimum – total cost amount unexpended, and both tangible and intangible benefits – on the Oneida Business Committee work session. Copies of project reports and quarter project reports shall be maintained in the ARPA FRF Tracking Team files. Upon filing of the final report with the Oneida Business Committee at a work session, the Chief Financial Officer (CFO) shall update the "Updated TC Savings Obligations" work sheet to reflect the amount of funds returned from the obligation back to the category allocated for re-obligation.

This resolution also provides that the resolution BC-03-30-22-A updated Tribal Contributions Savings Allocation spreadsheet is the last approved Tribal Contribution Savings Allocation spreadsheet and is attached to this amended BC resolution.

Conclusion

Adoption of this resolution would not conflict with any of the Nation's laws.

Oneida Nation

Post Office Box 365

Phone: (920)869-2214



Oneida, WI 54155

BC Resolution # Leave this line blank

Amend Resolution 3-30-22-A Updating Tribal Contribution Savings Processes and Allocations

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WHEREAS, the Oneida Nation is a federally recognized Indian government and a treaty tribe recognized by the laws of the United States of America; and

WHEREAS, the Oneida General Tribal Council is the governing body of the Oneida Nation; and

WHEREAS, the Oneida Business Committee has been delegated the authority of Article IV, Section 1, of the Oneida Tribal Constitution by the Oneida General Tribal Council; and

WHEREAS, the Oneida Business Committee adopted resolutions # BC-06-09-21-B, BC-06-23-21- C, and BC 03-30-22-A which allocated ARPA FRF to eight categories of use; and

WHEREAS, # BC 03-30-22-A required the Strategic Planner to provide a combined quarterly report to the Oneida Business Committee on the status of all approved projects; and

WHEREAS, the Project Owner was required to provide a final project report to the Strategic Planner identifying at minimum - total cost amount unexpended, and both tangible and intangible benefits – on the Oneida Business Committee work session; and

WHEREAS, the "Updated TC Savings Obligations" worksheet was to be updated to reflect the amount of funds returned from the obligation back to the category allocated for re-obligation; and

WHEREAS, the Oneida Business Committee for the 2023-2026 term has removed the Strategic Planner from the approved positions for the support of the Oneida Business Committee; and

WHEREAS, the Oneida Business Committee has identified a need to amend the reporting process and provide the membership reporting on the status of the TC Savings projects funds; and

NOW THEREFORE BE IT RESOLVED, the Oneida Business Committee amends the reporting process identified in #BC 03-30-22-A to the following project reporting process.

5. Reporting. The Project Owner shall provide reporting to the Chief Financial Officer (CFO) as requested by the CFO. The CFO shall provide a report that will include the following:

- Obligated TC Savings Amount
- Approved Purchase Orders
- Actual Expenditures to Date
- Project Owner
- Balance of Obligated Funds Remaining for Expenditure
- Narrative Project update

BC Resolution # _____

Amend Resolution 3-30-22-A Updating Tribal Contribution Saving Page 2 of 2

43 The report will be part of the Chief Financial Officer report to the OBC Executive Session, presented after
44 Treasurer's monthly report, posted on the Members Only portion of the Oneida Nation website, included
45 in the Annual and Semi-Annual Reports to the General Tribal Council, as well as presented in the
46 Kalihwisaks on a quarterly basis.
47

48 6. Final Report. The Project Owner shall provide to the Chief Financial Officer (CFO) a final project report
49 identifying, at minimum – total cost amount unexpended, and both tangible and intangible benefits – on
50 the Oneida Business Committee work session. Copies of project reports and quarter project reports shall
51 be maintained in the ARPA FRF Tracking Team files. Upon filing of the final report with the Oneida
52 Business Committee at a work session, the Chief Financial Officer (CFO) shall update the "Updated TC
53 Savings Obligations" work sheet to reflect the amount of funds returned from the obligation back to the
54 category allocated for re-obligation.
55

56 **BE IT FINALLY RESOLVED**, BC Resolution 3-30-22-A updated Tribal Contributions Savings Allocation
57 spreadsheet is the last approved Tribal Contribution Savings Allocation spreadsheet and is attached to
58 amended BC resolution -----.

Determine next steps regarding seven (7) vacancies - Oneida Election Board Ad-Hoc Committee

Business Committee Agenda Request

1. Meeting Date Requested: 05/22/24

2. General Information:

Session: Open Executive – must qualify under §107.4-1.

Justification: *Choose reason for Executive.*

3. Supporting Documents:

- | | | |
|--|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input checked="" type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

4. Budget Information:

- | | | |
|--|--|-------------------------------------|
| <input type="checkbox"/> Budgeted | <input type="checkbox"/> Budgeted – Grant Funded | <input type="checkbox"/> Unbudgeted |
| <input checked="" type="checkbox"/> Not Applicable | <input type="checkbox"/> Other: <i>Describe</i> | |

5. Submission:

Authorized Sponsor: Lisa Liggins, Secretary

Primary Requestor: Shannon Davis, Recording Clerk

Additional Requestor: (Name, Title/Entity)


Additional Requestor: (Name, Title/Entity)

Submitted By: SDAVIS



Memorandum

TO: Oneida Business Committee

FROM: Brooke Doxtator, BCC Supervisor 

DATE: May 14, 2024

RE: Appointment(s) – Oneida Election Board Ad Hoc Committee

Background

Seven (7) vacancies were posted for the Oneida Election Board Ad Hoc Committee. The vacancies are to complete the term ending December 31, 2024.

The vacancies have been posted since November 2023. The latest application deadline was May 3, 2024, and one (1) application(s) was received for the following applicant(s):

- Dan Skenandore

Select action(s) provided below:

- 1) accept the selected the applicant(s) and appoint to a term ending December 31, 2024
- 2) reject the selected applicant(s) and oppose the vote**, OR
- 3) request the Secretary to re-notice the vacancy(ies)

Determine next steps regarding seven (7) vacancies - Oneida Election Board Alternate

Business Committee Agenda Request

1. Meeting Date Requested: 05/22/24

2. General Information:

Session: Open Executive – must qualify under §107.4-1.

Justification: *Choose reason for Executive.*

3. Supporting Documents:

- | | | |
|--|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input checked="" type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

4. Budget Information:

- | | | |
|--|--|-------------------------------------|
| <input type="checkbox"/> Budgeted | <input type="checkbox"/> Budgeted – Grant Funded | <input type="checkbox"/> Unbudgeted |
| <input checked="" type="checkbox"/> Not Applicable | <input type="checkbox"/> Other: <i>Describe</i> | |

5. Submission:

Authorized Sponsor: Lisa Liggins, Secretary

Primary Requestor: Shannon Davis, Recording Clerk

Additional Requestor: (Name, Title/Entity)


Additional Requestor: (Name, Title/Entity)

Submitted By: SDAVIS



Memorandum

TO: Oneida Business Committee

FROM: Brooke Doxtator, BCC Supervisor 

DATE: May 14, 2024

RE: Appointment(s) – Oneida Election Board Alternates

Background

Seven (7) vacancies were posted for the Oneida Election Board Alternates. The vacancies are to complete terms that will end upon ratification of the 2024 Special Election results.

The vacancies have been posted since December 13, 2023, and one (1) application(s) was received for the following applicant(s):

- Yasiman Metoxen

Select action(s) provided below:

- 1) accept the selected the applicant(s) and appoint to a term ending upon the ratification of the 2024 Special Election results.
- 2) reject the selected applicant(s) and oppose the vote**, OR
- 3) request the Secretary to re-notice the vacancy(ies)

Accept the May 1, 2024, regular Legislative Operating Committee meeting minutes

Business Committee Agenda Request

1. Meeting Date Requested: 05/22/24

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR

Accept the May 1, 2024, Legislative Operating Committee meeting minutes.

4. Areas potentially impacted or affected by this request:

- | | |
|---|---|
| <input type="checkbox"/> Finance | <input type="checkbox"/> Programs/Services |
| <input type="checkbox"/> Law Office | <input type="checkbox"/> MIS |
| <input type="checkbox"/> Gaming/Retail | <input type="checkbox"/> Boards, Committees, or Commissions |
| <input type="checkbox"/> Other: <i>Describe</i> | |

5. Additional attendees needed for this request:

- Name, Title/Entity OR Choose from List*
- Name, Title/Entity OR Choose from List*
- Name, Title/Entity OR Choose from List*
- Name, Title/Entity OR Choose from List*

6. Supporting Documents:

- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input checked="" type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

7. Budget Information:

- | | |
|---|--|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input checked="" type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: <i>Describe</i> | |

8. Submission:

Authorized Sponsor: Jameson Wilson, Councilmember

Primary Requestor: Clorissa N. Leeman, LRO Senior Staff Attorney



LEGISLATIVE OPERATING COMMITTEE MEETING MINUTES
 Oneida Business Committee Conference Room-2nd Floor Norbert Hill Center
 May 1, 2024
 9:00 a.m.

Present: Jameson Wilson, Jonas Hill, Kirby Metoxen, Marlon Skenandore, Jennifer Webster

Others Present: Clorissa N. Leeman

Others Present on Microsoft Teams: Fawn Cottrell, Grace Elliott, Kristal Hill, Maureen Perkins, Nicole Rommel, Ralinda Ninham-Lamberies, Kaylynn Gresham, Bobbi Webster, Carolyn Salutz, Katsitsiyo Danforth, Rae Skenandore, Eric Boulanger, Peggy Helm-Quest, Tavia James-Charles, Ronald Vanschyndel, Janice Decorah, Todd Vanden Heuvel, Derrick King, Lisa Moore, Rhiannon Metoxen

I. Call to Order and Approval of the Agenda

Jameson Wilson called the May 1, 2024, Legislative Operating Committee meeting to order at 9:00 a.m.

Motion by Jennifer Webster approve the agenda; seconded by Marlon Skenandore. Motion carried unanimously.

II. Minutes to be Approved

1. April 17, 2024 LOC Meeting Minutes

Motion by Kirby Metoxen to approve the April 17, 2024, LOC meeting minutes and forward to the Oneida Business Committee; seconded by Jennifer Webster. Motion carried unanimously.

III. Current Business

1. Petition: C. Kestell - Address Housing Issues/Veterans Home Loan Program

Motion by Jennifer Webster to accept the status update for the Petition C. Kestell: Address Housing Issues/Veterans Home Loan Program and forward to the Oneida Business Committee; seconded by Jonas Hill. Motion carried unanimously.

2. Eviction and Termination Law Amendments

Motion by Jonas Hill to approve the memorandum entitled, *Follow up on February 25, 2024, GTC Directive for Amendments to the Eviction and Termination Law*, and corresponding materials and forward to the Oneida Business Committee; seconded by Marlon Skenandore. Motion carried unanimously.



IV. New Submissions**1. GWA Law – Cultural Significant Event Pow Wow Participant**

Motion by Jennifer Webster to add the Culturally Significant Event Participation Program Law to the Active Files List with Marlon Skenandore as the sponsor; seconded by Jonas Hill. Motion carried unanimously.

2. Oneida Nation School Board Bylaws Amendments

Motion by Jonas Hill to add the Oneida Nation School Board Bylaws Amendments to the Active Files List with Marlon Skenandore as the sponsor; seconded by Jennifer Webster. Motion carried unanimously.

V. Additions**VI. Administrative Items****1. Legislative Operating Committee Fiscal Year 2024 Second Quarter Report**

Motion by Jennifer Webster to approve the Legislative Operating Committee Fiscal Year 2024 Second Quarter Report and forward to the Oneida Business Committee; seconded by Jonas Hill. Motion carried unanimously.

2. Approval of June 4, 2024 LOC Community Meeting Notice

Motion by Jennifer Webster to approve the revised LOC community meeting notice and reschedule the community meeting to take place on June 4, 2024.; seconded by Kirby Metoxen. Motion carried unanimously.

3. Approval of June 19, 2024 LOC Community Meeting Notice

Motion by Jennifer Webster to approve the LOC community meeting notice and schedule the community meeting to take place on June 19, 2024.; seconded by Marlon Skenandore. Motion carried unanimously.

VII. Executive Session**VIII. Adjourn**

Motion by Marlon Skenandore to adjourn at 9:26 a.m.; seconded by Jennifer Webster. Motion carried unanimously.

Approve the travel report - Treasurer Lawrence Barton - Native American Finance Officers Association...

Business Committee Agenda Request

1. Meeting Date Requested: 05/22/24

2. Session:

Open Executive – must qualify under §107.4-1.
Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR
Motion to accept Treasurer Larry Barton’s NAFOA Conference Travel Report.

4. Areas potentially impacted or affected by this request:

- Finance
- Law Office
- Gaming/Retail
- Other: *Describe*
- Programs/Services
- DTS
- Boards, Committees, or Commissions

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List
Name, Title/Entity OR Choose from List
Name, Title/Entity OR Choose from List
Name, Title/Entity OR Choose from List

6. Supporting Documents:

- Bylaws
- Fiscal Impact Statement
- Presentation
- Contract Document(s)
- Law
- Report
- Correspondence
- Legal Review
- Resolution
- Draft GTC Notice
- Minutes
- Rule (adoption packet)
- Draft GTC Packet
- MOU/MOA
- Statement of Effect
- E-poll results/back-up
- Petition
- Travel Documents
- Other: *Describe*

7. Budget Information:

- Budgeted – Tribal Contribution
- Budgeted – Grant Funded
- Unbudgeted
- Not Applicable
- Other: *Describe*

8. Submission:

Authorized Sponsor: Larry Barton, Treasurer

Primary Requestor: (Name, Title/Entity)

BUSINESS COMMITTEE TRAVEL REPORT



Travel Report for: Larry Barton

Travel Event: NAFOA Conference

Travel Location: Hollywood, FL

Departure Date: 04/28/2024 Return Date: 05/01/2024

Projected Cost: \$3,665.00 Actual Cost: \$1,969.94

Date Travel was Approved by OBC: 02/14/2024

Narrative/Background:

The Native American Finance Officers Association (NAFOA) is holding their Spring Conference in Hollywood, Florida.

As Treasurer, I am the Nation's primary representative to this entity and attend NAFOA's Spring and Annual Finance & Economics Conference.

Item(s) Requiring Attention:

None

Requested Action:

Motion to accept Treasurer Larry Barton's NAFOA Conference Travel Report.



Oneida Nation
Oneida Business Committee
PO Box 365 • Oneida, WI 54155-0365
oneida-nsn.gov



Memorandum

To: Oneida Business Committee

From: Larry Barton, Treasurer

Date: May 8, 2024

Re: Travel Report, NAFOA Conference – Hollywood, FL
April 28-May 1, 2024

Treasurer Larry Barton attended the Native American Finance Officer's 42nd Annual Spring Conference hosted by the Seminole Nation of Florida. The Conference was held at the Hard Rock Resort Casino in Hollywood, Florida located on the Seminole Reservation.

Attendance included all General Sessions and noted Breakout Sessions:

ITAC and the Latest on Tribally Chartered Corporations
Exploring Sovereign Wealth Funds
Funding Opportunities Post-Covid
Updates on Section 105(1) Leases
Office of Inspector General Audits of ARPA Funds
Governmental Accounting Standards Board Updates

In addition to the Breakout sessions, Annual Leadership Awards highlighted the Conference including recognition of Former Oneida Nation Chairwoman Cristina Danforth for her dedicated service of six years as President of NAFOA as well as numerous past terms serving on the board.

Other noteworthy recognitions went to the State of Minnesota Governor Mr. Tim Walz who received the Government Economic Empowerment Award in addition to a host of other Annual Awards.

Leaders across the Country presenting during General Sessions included:

Ms. Cristina Danforth, NAFOA President
Chief Ms. Marilyn Malerba, US Treasurer
Mr. Casey Lozar, NCAIED, Minneapolis Federal Reserve Bank
Attorney Robert Yoder, Yoder & Langford LLP
Mr. Sayee Srinivasan, Economist, American Bankers Association
Ms. Renee Ferguson, Deputy Director, Social Security Administration
Ms. Fatima Abbas, Director, Office of Tribal Relations, US Treasury
Chairman W. Ron Allen Jamestown S'Klallam Nation

Importantly, NAFOA now is closing in on membership of 200 (Two Hundred) Tribes and record Conference attendance reaching over 1,000 (One Thousand) attendees. Conference materials and Breakout Session notes are available to share upon request.

BUSINESS COMMITTEE TRAVEL REPORT



Travel Report for: Larry Barton

Travel Event: NAFOA Conference

Travel Location: Hollywood, FL

Departure Date: 04/28/2024 Return Date: 05/01/2024

Projected Cost: \$3,665.00 Actual Cost: \$1,969.94

Date Travel was Approved by OBC: 02/14/2024

Narrative/Background:

The Native American Finance Officers Association (NAFOA) is holding their Spring Conference in Hollywood, Florida.

As Treasurer, I am the Nation's primary representative to this entity and attend NAFOA's Spring and Annual Finance & Economics Conference.

Item(s) Requiring Attention:

None

Requested Action:

Motion to accept Treasurer Larry Barton's NAFOA Conference Travel Report.



Oneida Nation
Oneida Business Committee
PO Box 365 • Oneida, WI 54155-0365
oneida-nsn.gov



Memorandum

To: Oneida Business Committee

From: Larry Barton, Treasurer

Date: May 8, 2024

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Updates on Section 105(1) Leases
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Chief Ms. Marilyn Malerba, US Treasurer
Mr. Casey Lozar, NCAIED, Minneapolis Federal Reserve Bank
Attorney Robert Yoder, Yoder & Langford LLP
Mr. Sayee Srinivasan, Economist, American Bankers Association
Ms. Renee Ferguson, Deputy Director, Social Security Administration
Ms. Fatima Abbas, Director, Office of Tribal Relations, US Treasury
Chairman W. Ron Allen Jamestown S'Klallam Nation

Importantly, NAFOA now is closing in on membership of 200 (Two Hundred) Tribes and record Conference attendance reaching over 1,000 (One Thousand) attendees. Conference materials and Breakout Session notes are available to share upon request.

Approve the travel report - Councilwoman Jennifer Webster - 2024 Self-Governance Conference -...

Business Committee Agenda Request

1. Meeting Date Requested: 05/22/24

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: Jennifer Webster Travel Report Tribal Self Governance 2024 Conference

3. Requested Motion:

Accept as information; OR

Accept Travel Report Jennifer Webster Travel Report Tribal Self Governance 2024 Conference

4. Areas potentially impacted or affected by this request:

- Finance Programs/Services
- Law Office DTS
- Gaming/Retail Boards, Committees, or Commissions
- Other: Self Governance

5. Additional attendees needed for this request:

- Name, Title/Entity OR Choose from List*
- Name, Title/Entity OR Choose from List*
- Name, Title/Entity OR Choose from List*
- Name, Title/Entity OR Choose from List*

6. Supporting Documents:

- | | | |
|---|--|--|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input checked="" type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input checked="" type="checkbox"/> Travel Documents |
| <input checked="" type="checkbox"/> Other: Memo | | |

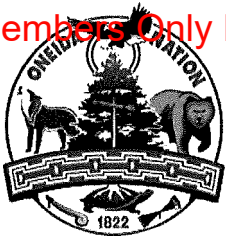
7. Budget Information:

- | | |
|---|---|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input checked="" type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: Special Projects | |

8. Submission:

Authorized Sponsor: Jennifer Webster, Councilwoman

Primary Requestor: (Name, Title/Entity)



Memorandum

To: Oneida Business Committee

From: Jennifer Webster

Date: May 9, 2024

Re: Travel Report Tribal Self Governance 2024 Conference

Please allow this to serve as notice that I did not attend the Tribal Self Governance 2024 Conference in Chandler, AZ on April 14-19, 2024.

I was initially approved on October 25, 2023. Personal family issues prevented me from attending. Airfare was purchased and I have a 1 year credit. Registration was purchased and I've asked the conference if that can be applied to next year.

I have not heard back. All expenses for this travel was out of the Self Governance budget.

Please allow this to serve as close-out of this travel.

Thank You

to BC Agenda
10-17-23
For 10-25-23
Agenda

Oneida Business Committee Travel Request

1. OBC Meeting Date Requested: 10 / 25 / 23 e-poll requested

2. General Information:

Event Name: 2024 Tribal Self Governance Conference

Event Location: Chandler, AZ Attendee(s): Jennifer Webster

Departure Date: April 14, 2024 Attendee(s):

Return Date: April 19, 2024 Attendee(s):

3. Budget Information:

Funds available in individual travel budget(s)

Unbudgeted

Grant Funded or Reimbursed

Cost Estimate: \$4633.50

4. Justification:

Describe the justification of this Travel Request:

Approve travel request - Councilwoman Jennifer Webster -2023 Tribal Self-Governance Conference- Chandler, AZ
Purpose: Utilizing mechanisms that Tribal governments can use to take over the administration of Federal programs and how Tribal governments can implement or enhance Self-Governance. Stay up to date on leading practices for program administration and the success Tribal Nations experience through Self-Governance agreements and Expanded Self Governments opportunities. The Self-Governance Communication and Education Tribal Consortium (SGCETC) is a non-profit 501(c)(3) consortium of Tribal nations that elected to use Self-Governance for the delivery of programs and services for their citizens and communities.

Travel Expenses Funded by Self Governance

5. Submission

Sponsor: Jennifer Webster, Councilmember

- 1) Save a copy of this form for your records. [Save a Copy...](#)
- 2) Print this form as a *.pdf OR print and scan this form in as *.pdf.
- 3) E-mail this form and all supporting materials in a **SINGLE** *.pdf file to: BC_Agenda_Requests@oneidanation.org

DRAFT

- C. Approve the travel request - Councilwoman Jennifer Webster - Child Care Development Fund (CCDF) Tribal Consultation - Albuquerque, NM - November 28-December 1, 2023 (01:39:37)**
Sponsor: Jennifer Webster, Councilwoman

Motion by Kirby Metoxen to approve the travel request for Councilwoman Jennifer Webster to attend the Child Care Development Fund (CCDF) Tribal Consultation in Albuquerque, NM on November 28-December 1, 2023, seconded by Jameson Willson. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jameson Willson, Brandon Yellowbird-Stevens

Not Present: Marlon Skenandore, Jennifer Webster

- D. Approve the travel request - Councilwoman Jennifer Webster - 2024 Self-Governance Conference - Chandler, AZ - April 14-19, 2024 (01:40:57)**
Sponsor: Jennifer Webster, Councilwoman

Motion by Brandon Yellowbird-Stevens to approve the travel request for Chairman Tehassi Hill, Vice-Chairman Brandon Yellowbird-Stevens, and Councilwoman Jennifer Webster to attend the 2024 Self-Governance Conference in Chandler, AZ on April 14-19, 2024, seconded by Jonas Hill. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jameson Willson, Brandon Yellowbird-Stevens

Not Present: Marlon Skenandore, Jennifer Webster

X. NEW BUSINESS

- A. Review the Revenue Audit (Chapter 13) Oneida Gaming Minimum Internal Controls and determine appropriate next steps (01:42:15)**
Sponsor: Mark A. Powless, Sr., Chair/Oneida Gaming Commission

Motion by Jonas Hill to accept the notice of the Oneida Gaming Minimum Internal Controls for Revenue Audit (Chapter 13) approved by the Oneida Gaming Commission on October 5, 2023, and direct notice to the Oneida Gaming Commission there are no requested revisions under § 501.6-14(d), seconded by Lisa Liggins. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Jameson Willson, Brandon Yellowbird-Stevens

Not Present: Marlon Skenandore, Jennifer Webster

Approve the travel report - Councilwoman Jennifer Webster - 2024 National Tribal Health Conference -...

Business Committee Agenda Request

1. Meeting Date Requested: 05/22/24

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: Jennifer Webster Travel Report National Health Conference

3. Requested Motion:

Accept as information; OR

Accept Travel Report- Jennifer Webster Travel Report National Health Conference

4. Areas potentially impacted or affected by this request:

- Finance Programs/Services
- Law Office DTS
- Gaming/Retail Boards, Committees, or Commissions
- Other: Comp - Health

5. Additional attendees needed for this request:

- Name, Title/Entity OR Choose from List*
- Name, Title/Entity OR Choose from List*
- Name, Title/Entity OR Choose from List*
- Name, Title/Entity OR Choose from List*

6. Supporting Documents:

- | | | |
|---|--|--|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input checked="" type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input checked="" type="checkbox"/> Travel Documents |
| <input checked="" type="checkbox"/> Other: Memo | | |

7. Budget Information:

- | | |
|---|---|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input checked="" type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: Special Projects | |

8. Submission:

Authorized Sponsor: Jennifer Webster, Councilwoman

Primary Requestor: (Name, Title/Entity)



Memorandum

To: Oneida Business Committee

From: Jennifer Webster

Date: May 9, 2024

Re Travel Report National Tribal Health Conference

Please allow this to serve as notice that I will not be attending the National Tribal Health Conference on May 18-24, 2024.

I was initially approved on February 14, 2024 to attend, but personal family issues have arisen and I will not be attending this year.

There has not been any funds expended for this travel.

Please allow this to serve as close out of this travel.

Thank You

Oneida Business Committee Travel Request

1. OBC Meeting Date Requested: 2 / 14 / 24 [] e-poll requested

2. General Information:

Event Name: National Tribal Health Conference

Event Location: Rapid City, SD Attendee(s): Jennifer Webster

Departure Date: May 18, 2024 Attendee(s):

Return Date: May 24, 2024 Attendee(s):

3. Budget Information:

- [x] Funds available in individual travel budget(s)
[] Unbudgeted
[] Grant funded or Reimbursed

Cost Estimate: \$3257.00

4. Justification:

Describe the justification of this Travel Request:

The National Indian Health Board 2024 National Tribal Health Conference takes place from May 18-23, 2024. This conference allows space to consider how to best serve American Indian and Alaskan Native Tribes in the areas of health and public health by servicing Tribal Nations. The Conference will showcase the interconnectedness of policy, advocacy, and Indian health best practices and provide educational offering and networking. Plenary sessions and workshops will cover a variety of timely topics such as funding for Indian Health, the business of medicine, health equity, Tribal public health, behavioral health, environmental health, and climate change.
Approve travel request: Councilwomen Jennifer Webster National Tribal Health Conference Rapid City, SD May 18-24, 2024.

5. Submission

Sponsor: Jennifer Webster, Councilmember

- 1) Save a copy of this form for your records.
2) Print this form as a *.pdf OR print and scan this form in as *.pdf.
3) E-mail this form and all supporting materials in a SINGLE *.pdf file to: BC_Agenda_Requests@oneldanation.org

**ONEIDA NATION
TRAVEL AUTHORIZATION REQUEST**

General Travel Information

Name of Traveler	Jennifer Webster		
<i>Legal name as it appears on Travelers Driver's License or State ID, no nicknames</i>			
Employee Number	[REDACTED]		
Destination City	Rapid City, SD		
Departure date	05/18/2024	Return date	05/24/2024
Purpose of travel	National Tribal Health Conference		
Charged GL Account	[REDACTED]		

GSA (General Services Administration) Rates are linked on SharePoint under Employee Resources

Per Diem rate per day (meals)	\$ 64.00
-------------------------------	----------

Cost Estimate Information

Personal Automobile Mileage Expenses

Description	Rate	Factor	Days	Total
Total miles		Multiply by the Mileage rate	\$.625	\$ 0.00
Per Diem for initial travel date	\$ 64.00	0.75	1	\$ 48.00
Per Diem full day at destination	\$ 64.00	1.00	5	\$ 320.00
Per Diem for return travel date	\$ 64.00	0.75	1	\$ 48.00
Included meals total				\$ 1.00
Miscellaneous expenses: taxi, parking, fees, etc.				
Sub-Total = Travel Advance				\$ 415.00
Lodging including room, taxes, fees, and hotel parking	\$ 107.00		6	\$ 642.00
Airfare				\$ 1,000.00
Luggage Fees				\$ 0.00
Car Rental				\$ 0.00
Registration				\$ 700.00
Allowable price adjustment				\$ 500.00
Sub-Total = Virtual Card				\$ 2,842.00
Total Cost Estimate				\$ 3,257.00

I understand this advance will be deducted from my claim for reimbursement of actual travel expenses. I also understand that if this advance is not cleared within 10 calendar days after my travel return date, the Nation has the authority to withhold any advanced funds from future wages.

Signatures / Approvals

	Signature	Date
Traveler	<i>Jennifer Webster</i>	1-31-24
Supervisor	[REDACTED]	[REDACTED]

Send all travel related items to: CentralAccounting_Travel@oneidanation.org

Jennifer A. Webster

From: National Indian Health Board <nihbcommunications+nihb.org@ccsend.com>
Sent: Tuesday, November 14, 2023 9:05 AM
To: Jennifer A. Webster
Subject: 2024 NIHB Conference - Call for Workshop Proposals OPEN!



Health Equity on Our Terms

DRAFT

- E. Approve the travel request - Councilwoman Jennifer Webster - Health and Human Services (HHS) Budget Consultation - Washington, D.C. - April 8-11, 2024 (01:55:29)**

Sponsor: Jennifer Webster, Councilwoman

Motion by Lawrence Barton to approve the travel request for Councilwoman Jennifer Webster to attend the Health and Human Services (HHS) Budget Consultation in Washington, D.C. on April 8-11, 2024, seconded by Jameson Wilson. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Marlon Skenandore, Jameson Wilson
 Abstained: Jennifer Webster
 Not Present: Brandon Yellowbird-Stevens

- F. Approve the travel request - Councilwoman Jennifer Webster - 2024 National Tribal Health Conference - Rapid City, SD - May 18-24, 2024 (01:56:02)**

Sponsor: Jennifer Webster, Councilwoman

Motion by Lawrence Barton to approve the travel request for Councilwoman Jennifer Webster to attend the 2024 National Tribal Health Conference in Rapid City, SD on May 18-24, 2024, seconded by Marlon Skenandore. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Marlon Skenandore, Jameson Wilson
 Abstained: Jennifer Webster
 Not Present: Brandon Yellowbird-Stevens

IX. NEW BUSINESS

- A. Review tribal member request regarding the Oneida Higher Education Office and determine next steps (01:56:32)**

Sponsor: Marena Bridges, Tribal Member

Councilwoman Jennifer Webster left 10:29 a.m.

Councilwoman Jennifer Webster returned at 10:33 a.m.

Councilman Kirby Metoxen left at 10:34 a.m.

Motion by Lisa Liggins to forward the tribal member request regarding the Onelda Higher Education Office to the General Manager and the Law Office to bring back a status report to the April 10, 2024, regular Business Committee meeting, seconded by Jameson Wilson. Motion carried:

Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Marlon Skenandore, Jennifer Webster, Jameson Wilson
 Not Present: Kirby Metoxen, Brandon Yellowbird-Stevens

Item IX.C. was addressed next.

Approve the travel request - Councilman Kirby Metoxen - Tribal Leadership Conference 2024 - Morongo

Business Committee Agenda Request

1. Meeting Date Requested: 05/22/24

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR

Approve Councilman, Kirby Metoxen, to attend the Tribal Leadership Conference 2024 - July 15 -19, 2024 - Morongo, CA.

4. Areas potentially impacted or affected by this request:

Finance

Programs/Services

Law Office

DTS

Gaming/Retail

Boards, Committees, or Commissions

Other: OBC

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

6. Supporting Documents:

- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input checked="" type="checkbox"/> Other: event agenda | | |

7. Budget Information:

- | | |
|--|--|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input type="checkbox"/> Not Applicable |
| <input checked="" type="checkbox"/> Other: NATOW Reimbursement | |

8. Submission:

Authorized Sponsor: Kirby Metoxen, Councilman

Primary Requestor: (Name, Title/Entity)

Oneida Business Committee Travel Request

1. OBC Meeting Date Requested: 05 / 22 / 24 e-poll requested

2. General Information:

Event Name: Tribal Leadership Conference 2024

Event Location: Morongo, CA Attendee(s): Kirby Metoxen

Departure Date: July 15, 2024 Attendee(s):

Return Date: July 19, 2024 Attendee(s):

3. Budget Information:

- Funds available in individual travel budget(s)
- Unbudgeted
- Grant Funded or Reimbursed

Cost Estimate: 2500

[NATOW Reimbursement](#)

4. Justification:

Describe the justification of this Travel Request:

The Tribal Leadership Council is a board-governed not-for-profit business that proudly supports tribal leaders and executives with continuing education and provides tools to better their organizations. Tribal Leadership Council, an organization dedicated to enhancing and supporting tribal sovereignty, education, and uplifting tribal communities through comprehensive solutions. It is their primary focus is to empower leadership and promoting economic growth and prosperity for tribal communities. By leveraging their experience and deep understanding of the challenges that tribal leaders and executives face, they aim to be a trusted partner. They are passionate about creating sustainable leadership and solutions that benefit our communitie

5. Submission

Sponsor: Kirby Metoxen, Councilmember

- 1) Save a copy of this form for your records.
- 2) Print this form as a *.pdf OR print and scan this form in as *.pdf.
- 3) E-mail this form and all supporting materials in a **SINGLE** *.pdf file to: BC_Agenda_Requests@oneidanation.org



Tribal Leadership Conference
July 15-18, 2024
Morongo Casino, Resort & Spa

Conference Agenda

(As of April 18, 2024)

MONDAY JULY 15, 2024

Opening Reception

Time: Evening (TBA)

Location: Drum Room

TUESDAY JULY 16, 2024

Registration

Time: 7:00 am to 8:45 am

Location: Pre-Function, Conference Center

Breakfast

Time: 7:30 am to 8:30 am

Location: Ballroom, Conference Center

Opening Ceremonies

Time: 8:00 am to 9:00 am

Location: Ballroom. Conference Center

Opening Remarks

Andrew "Dru" Alejandre, Vice-Chairman – Tribal Leadership Council

Justin Barrett, Chairman – Tribal Leadership Council

Invocation

TBA

Tribal Welcome

TBA

Cultural Presentation

TBA

General Session

Current Federal Legislation That Will Impact Indian Country and Looking Ahead to the 119th Congress

Time: 9:00 am to 9:45 am

Location: Ballroom, Conference Center

Keynote Speaker: Larry Wright Jr., Executive Director – National Congress of American Indians

Break

Time: 9:45 am to 10:00 am

Breakout Sessions

Time: 10:00 am to 11:00 am

Branding: The Importance of a Tribal Wide Brand and Branding Yourself

Location: Eagle Breakout Room, Conference Center

Moderator: Justin Barrett, Chairman – Tribal Leadership Council

Speakers: Shannon Holsey, President – Stockbridge-Munsee Band of Mohican Indians
Wendi Long, Marketing Director – Indigo Sky Casino
Michael Michaud, CEO – Leech Lake Gaming
Walter Boyd, Partnership Activation – Red Circle Agency

Indigenous and Servant Leadership

Location: Hawk Breakout Room, Conference Center

Moderator: Mauricia Chavarria-Quam, Board of Directors – Santa Clara Pueblo Utility Authority

Speakers: Jon Greendeer, President – Ho-Chunk Nation
Jeff Fife, Chief of Staff – Muscogee Nation

Tribal Employment Rights Office (TERO)

Location: Drum Room, Hotel Tower

Moderator: Geoffrey Blackwell, General Counsel & Chief of Staff – National Congress of American Indians

Speakers: Warren Harjo, CESO Manager – Muscogee Nation

Lunch

Time: 11:15 am to 12:00 pm

Location: Ballroom, Conference Center

General Session

Tribal Leadership Council: The Purpose, Mission, and Vision of the Organization

Time: 11:30 am to 12:00 pm

Location: Ballroom, Conference Center

Speakers: Justin Barrett, Chairman – Tribal Leadership Council
Andrew “Dru” Alejandre, Vice Chairman – Tribal Leadership Council

iGaming, Sportsbetting, and Social Casinos

Time: 12:00 pm to 1:00 pm

Location: Ballroom, Conference Center

Moderator: Kelli Weaver, VP Relationships – SBC

Speakers: Missy Stanisz, Sr Director of Product Management – Everi Holdings Inc.
Anika Howard, President & CEO – Wondr Nation
Fiona Power, Senior Director | Partner Relations – FanDuel

Strategic Planning for Growth

Time: 1:00 pm to 1:45 pm

Moderator: Michael Kim, Managing Partner – GGHM

Speakers: Miko Hernandez, Partner – Faegre Drinker Biddle & Reath LLP
Damon Safranek, CEO – Paskenta Band of Nomlaki Indians
Alex Wesaw, Treasurer – Pokagon Band of Potawatomi

Break

Time: 1:45 pm to 2:00 pm

Breakout Sessions

Time: 2:00 pm to 3:00 pm

Best Practices for Social Media

Location: Eagle Breakout Room, Conference Center

Moderator:

Speakers:

The History of Tribal Gaming

Location: Hawk Breakout Room, Conference Center

Moderator:

Speakers: Lynn “Nay” Valbuena, Chairwoman – San Manuel Band of Mission Indians
Elizabeth Homer, Attorney – Homer Law

CDFI's

Location: Drum Room, Hotel Rower

Moderator:

Speakers: Geoffrey Blackwell, General Counsel & Chief of Staff – National Congress of American Indians

Break

Time: 3:00 pm to 3:15 pm

Breakout Sessions

Time: 3:15 pm to 4:15 pm

Managing Your Time for Balance

Location: Eagle Breakout Room, Conference Center

Moderator: Michele Scott, Tribal Councilor – Mashantucket Pequot Tribal Nation

Speakers: Liberty Reyes, Chief of Staff – San Manuel Band of Mission Indians

Gaming Associations

Location: Hawk Breakout Room, Conference Center

Moderator:

Speakers: Susan Jensen, Executive Director – California Nations Indian Gaming Association
Rebecca George, Executive Director – Washington Indian Gaming Association

Diversifying the Portfolio

Location: Drum Room, Hotel Tower

Moderator: John Hosman, Partner – FS Advisors

Speakers: Andrew “Dru” Alejandre, Chairman – Paskenta Band of Nomlaki Indians

Break

Time: 4:15 pm to 4:30 pm

Breakout Sessions

Time: 4:30 pm to 5:30 pm

8(a) Federal Contracting

Location: Ballroom, Conference Center

Moderator: Andrew “Dru” Alejandre, Chairman – Paskenta Band of Nomlaki Indians

Speakers: Matt Metcalf, CEO – Eastern Shawnee Companies

Tyler Levier, COO – Prairie Band, LLC

Travis Olsen, SVP of Tribal Pursuits & Engagement – Tewa Companies

Health

Location: Eagle Breakout Room, Conference Center

Moderator:

Speakers:

Collaboration with Federal, State, and Local Governments

Location: Hawk Breakout Room, Conference Center

Moderator:

Speakers: Shannon Holsey, President – Stockbridge-Munsee Band of Mohican Indians
Jacob (Jake) Keyes, Chairman – Iowa Tribe of Oklahoma
Jeff Fife, Chief of Staff – Muscogee Nation

Networking Event

Time: TBA

Location: Poolside

WEDNESDAY JULY 17, 2024

Registration

Time: 7:00 am to 8:45 am

Location: Pre-Function, Conference Center

Breakfast

Time: 7:30 am to 8:30 am

Location: Ballroom, Conference Center

Opening Ceremonies

Time: 8:00 am to 9:00 am

Location: Ballroom, Conference Center

Opening Remarks

Andrew “Dru” Alejandre, Vice-Chairman – Tribal Leadership Council

Justin Barrett, Chairman – Tribal Leadership Council

Invocation

TBA

Sponsor Recognition

General Session

Strategic Relationships in Indian Country

Time: 9:00 am to 9:45 am

Location: Ballroom, Conference Center

Moderator: E. Skye Byrd, Director of Strategic Partnerships – The National Center for American Indian Enterprise Development

Speakers: Shannon Holsey, President – Stockbridge-Munsee Band of Mohican Indians
Alex Wesaw, Treasurer – Pokagon Band of Potawatomi

Break

Time: 9:45 am to 10:00 am

Breakout Sessions

Time: 10:00 am to 11:00 am

Navigating Federal Agencies

Location: Eagle Breakout Room, Conference Center

Moderator:

Speakers: Larry Wright Jr., Executive Director – National Congress of American Indians

United Women of Tribal Gaming

Location: Hawk Breakout Room

Moderator: Kelli Weaver, Secretary – United Women of Tribal Gaming

Speakers: Margo Gray, Interim Chair – United Women of Tribal Gaming

MMIP – A Look at How Different Regions are Handling the Ongoing Crisis

Moderator: Jeannie Hovland, Vice Chair – National Indian Gaming Commission

Speakers: Raquel Williams, Vice Chairwoman – Wilton Rancheria
Rachel Fernandez, Executive Director – Maeqtekuahkihkiw Metaemohsak
Karissa Hodge, President & Founder – Missing & Murdered Indigenous People
– Chahta

Lunch

Time: 10:00 am to 12:00 pm

Location: Ballroom, Conference Center

General Session

Emerging Leaders

Time: 11:30 am to 12:30 pm

Location: Ballroom, Conference Center

Moderator: Meryl Picard, Chairwoman – Bishop Paiute Tribe

Speakers: Johnny Hernandez, Vice Chairman – San Manuel Band of Mission Indians
Jacob “Jake” Keyes, Chairman – Iowa Tribe of Oklahoma

Awards

Time: 12:30 pm to 1:00 pm

Location: Ballroom, Conference Center

Hosted By: Tribal Leadership Council Board of Directors

Renew Your Success

Time: 1:00 pm to 1:45 pm

Location: Ballroom, Conference Center

Keynote Speaker: Haydee Antezana

Break

Time: 1:45 pm to 2:00 pm

Breakout Sessions

2:00 pm to 3:00 pm

Breaking Down Barriers to Utilize Funding More Efficiently

Location: Eagle Breakout Room, Conference Center

Moderator: Shannon Holsey, President – Stockbridge-Munsee Band of Mohican Indians

Speakers: Kelli Weaver, Treasurer – Tribal Leadership Council
Zechariah Harjo, Secretary of the Nation – Muscogee Nation
Mauricia Chavarria-Quam, Board of Directors – Santa Clara Pueblo Utility Authority

Tribal Development Program

Location: Hawk Breakout Room. Conference Center

Speaker: Thomas Lozano, Treasurer – Enterprise Rancheria

Tribal Banking

Location: Drum Room, Hotel Tower

Moderator: Alex Wesaw, Vice President | Commercial Relationship Manager –
Huntington National Bank

Speakers: James Boggs, President of Community & Tribal Banking, Sovereign Bank
Amber Buker, Founder & CEO – Totem Technologies
Isaiah Vivanco, Chairman – Soboba Band of Luiseno Indians
Geneva Mojado, Chairwoman – Legacy Bancorp

Break

Time: 3:00 pm to 3:15 pm

Breakout Sessions

3:15 pm to 4:15 pm

Understanding Data for Economic Development Projects Including Expansions

Location: Eagle Breakout Room, Conference Center

Moderator: Justin Barrett, Treasurer – Eastern Shawnee Tribe

Speakers: Eric Trevan, President & CEO – aLocal Solutions
Michael Kim, Managing Partner – GGHM
Alex Wesaw, Treasurer – Pokagon Band of Potawatomi

Gaming Commissions

Location: Hawk Breakout Room. Conference Center

Moderator: Kelli Weaver, Treasurer – Tribal Leadership Council

Speakers: Jamie Hummingbird, Chairman – National Tribal Gaming Commissioners & Regulators
Richard Armstrong, General Counsel – National Tribal Gaming Commissioners & Regulators, Chairman – Picayune Rancheria Tribal Gaming Commission
Richard Chissoe, Commission Chairperson – Sandia Tribal Gaming Commission
Kelly Myers, Director | Government Affairs - GLI

The Importance of Tribal LLC's and Section 17 Corporations

Location: Drum Room, Hotel Tower

Moderator: Erick Giles, Attorney – Drummond Woodsum

Speakers: Elizabeth Homer, Attorney – Homer Law
Matt Metcalf, CEO – Eastern Shawnee Companies
Jamie Fullmer, Chairman – Blue Stone Strategy Partners

Break

Time: 4:15 pm to 4:30 pm

Breakout Sessions

4:30 pm to 5:30 pm

The Difference Between Oversight and Management

Location: Ballroom, Conference Center

Moderator: Shannon Holsey, President – Stockbridge-Munsee Band of Mohican Indians

Speakers: Michele Scott, Tribal Councilor – Mashantucket Pequot Tribal Nation
Chris Floyd, Chairman – Shawnee Development

The Importance of Economic Impact Studies

Location: Eagle Breakout Room. Conference Center

Moderator: Justin Barrett, Chairman – Tribal Leadership Council

Speakers: Victor Flores, President – Oklahoma Tribal Finance Consortium
James Siva, Chairman – California Nations Indian Gaming Association
Eric Trevan, President & CEO – aLocal Solutions

Food Sovereignty

Location: Hawk Breakout Room, Conference Center

Moderator: Kelli Weaver, Treasurer – Tribal Leadership Council

Speakers: Jon Greendeer, President – Ho-Chunk Nation

Networking Event

Time: Evening (TBA)

Location: TBA

THURSDAY JULY 18, 2024

Breakfast

Time: 7:30 am to 8:30 am

Location: Ballroom, Conference Center

General Session

Tribal Justice Systems

Time: 8:00 am to 9:00 am

Location: Ballroom, Conference Center

Moderator: Elizabeth Homer, Attorney – Homer Law

Speakers:

Break

Time: 9:00 am to 9:15 am

Breakout Sessions

Time: 9:15 am to 10:15 am

Energy Sovereignty: A Look at Tribal Energy Projects

Location: Ballroom, Conference Center

Moderator: Mark Harding, Managing Partner – Sovereign Resiliency Partners

Speakers: Mauricia Chavarria-Quam, Board of Directors – Santa Clara Pueblo Utility Authority

Damon Safranek, CEO – Paskenta Band of Nomlaki Indians

Lessons for New Council Members

Location: Eagle Breakout Room, Conference Center

Moderator: Andrew “Dru” Alejandre, Vice Chairman – Tribal Leadership Council

Speakers: Steven Orihuela, Secretary/Treasurer – Bishop Paiute Tribe

William Lowe, Tribal & Government Relations Advisor – United American Indian Involvement, Inc

Michele Scott, Tribal Councilor – Mashantucket Pequot Tribal Nation

Civic Engagement

Location: Hawk Breakout Room, Conference Center

Moderator:

Speakers:

Break

Time: 10:15 am to 10:30 am

Breakout Sessions

Time: 10:30 am to 11:30 am

Women in Leadership

Location: Ballroom, Conference Center

Moderator: Shannon Holsey, President – Stockbridge-Munsee Band of Mohican Indians

Speakers: Marcy LaFerr, Board of Directors – Kiowa Casinos
Michele Scott, Tribal Councilor – Mashantucket Pequot Tribal Nation

TBA

Location: Eagle Breakout Room, Conference Center

Speaker:

Overcoming Challenges in Leaderships

Location: Hawk Breakout Room, Conference Center

Moderator: James Siva, Vice Chairman – Morongo Band of Mission Indians

Speakers: Meryl Picard, Chairwoman – Bishop Paiute Tribe
William Lowe, Tribal & Government Relations Advisor – United American Indian Involvement, Inc

Lunch

Time: 11:30 am to 12:30 pm

Location: Ballroom, Conference Center

Closing Ceremonies

Time: 12:00 pm to 12:30 pm

Location: Ballroom, Conference Center

Members Only Packet

79 of 242

TRIBAL LEADERSHIP CONFERENCE 2024

Morongo Casino, Resort & Spa

SAVE THE DATE
July 15-18 2024

CONTACT

JUSTIN@TRIBALLEADERSHIPCOUNCIL.COM

DRU@TRIBALLEADERSHIPCOUNCIL.COM



TO REGISTER FOR THE CONFERENCE PLEASE USE THE FOLLOWING LINK:

https://whova.com/portal/registration/tles_202407/

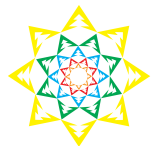
HOTEL CODE:0715TLF

MUST call hotel to make reservations to receive discount.

Call (888) MORONGO (888) 667-6646



**TRIBAL
LEADERSHIP COUNCIL**



**TRIBAL LEADERSHIP COUNCIL
FOUNDATION**

TRIBALLEADERSHIPCOUNCIL.COM

Review tribal member request regarding Language Nest and Language Program Investigation and...

Business Committee Agenda Request

1. Meeting Date Requested: 05/22/24

2. General Information:

Session: Open Executive – must qualify under §107.4-1.

Justification: *Choose reason for Executive.*

3. Supporting Documents:

- | | | |
|--|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input checked="" type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input checked="" type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

4. Budget Information:

- | | | |
|--|--|-------------------------------------|
| <input type="checkbox"/> Budgeted | <input type="checkbox"/> Budgeted – Grant Funded | <input type="checkbox"/> Unbudgeted |
| <input checked="" type="checkbox"/> Not Applicable | <input type="checkbox"/> Other: <i>Describe</i> | |

5. Submission:

Authorized Sponsor: Nancy Barton, Tribal Member

Primary Requestor: _____

Additional Requestor: (Name, Title/Entity)

Additional Requestor: (Name, Title/Entity)

Submitted By: CELLIS1

Memo

To: Oneida Business Committee

From: Nancy Barton

Date: May 14, 2024

Re: Language Nest and Language Department Investigation Request

Background

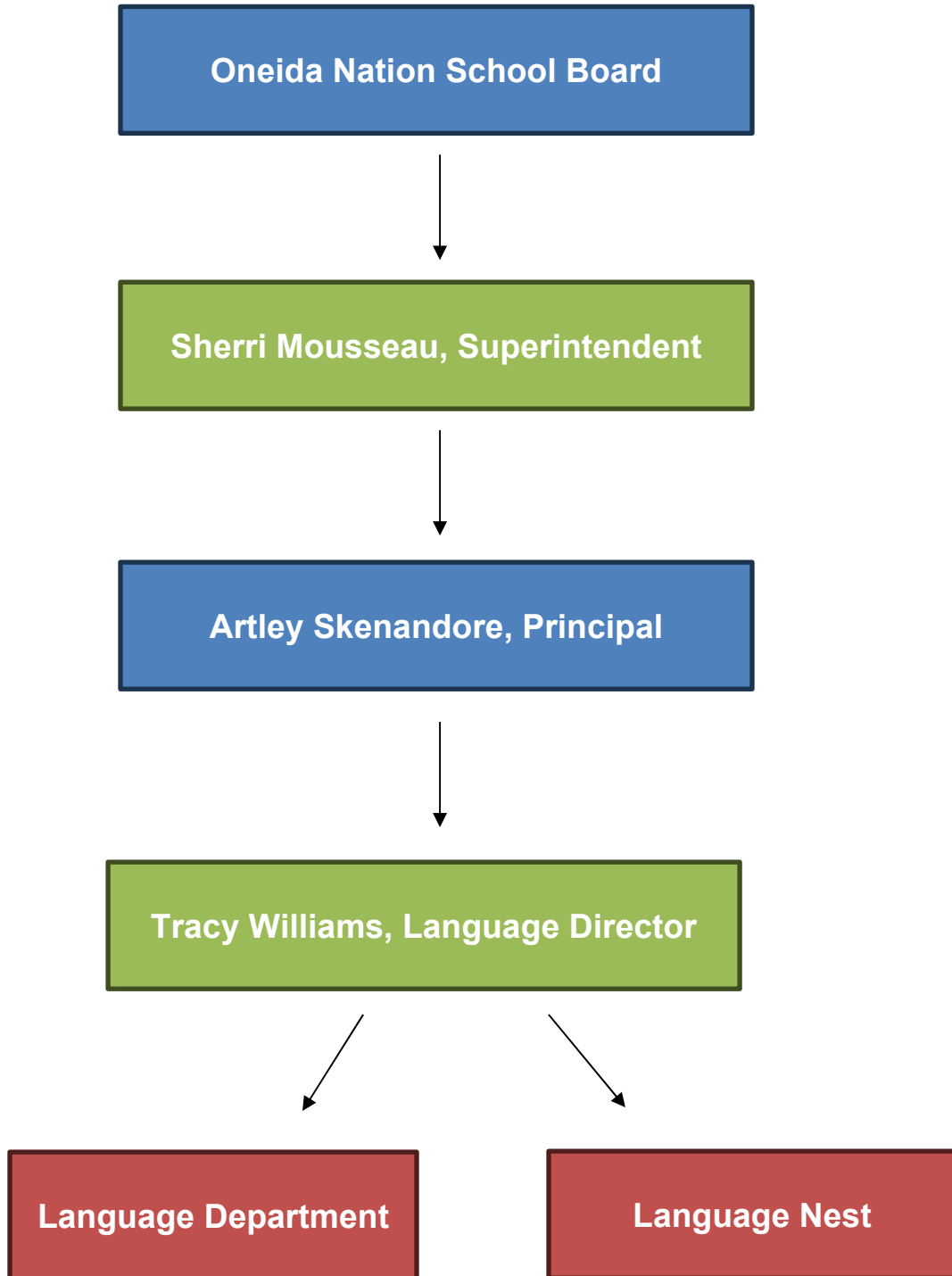
I am requesting for an internal investigation, assessment, and evaluation of the Language Nest and Language Program be done. I am also requesting a report to be done and brought back to the Business Committee to include:

- All former employees and parents that attended the Language Nest to be interviewed for this investigation.
- Why they were either fired/laid-off/furloughed should be included in this investigation.
- If a re-organization needs to be done before the next school year

Request

Direct an internal investigation, assessment, and evaluation into the Language Nest and Language Program and for a report to be done and brought back to the Business Committee.

ORGANIZATION CHART





Oneida Nation School Board Meeting Agenda

Date: May 6, 2024

Time: 5:00 p.m. Location: Elementary School Library

Disclaimer: All participants, virtual and or in-person, please be advised that this meeting will be recorded for documentation purposes.

The Oneida Nation School Board is committed and accountable to students, parents, families, staff, and community members to provide regulatory oversight for a safe, positive, culturally diverse, holistic, learning atmosphere based on Onayoté a'ka values. We will provide the expectations, resources, and educational opportunities to encourage students to be productive.

Present:
Excused:
Unexcused:
Others:

[Large blank area with horizontal lines for notes or additional agenda items.]

I. Call to Order by: Time:

II. Agenda

III. Special Event (none)

IV. Open Forum (none)

V. Minutes

A. April 1, 2024 (pg 6)

B. April 16, 2024 (pg 14)

C. May 1, 2024 (pg 16)

VI. E-polls

A. Approve ONSB Semi-annual r

VII. Tabled Business (none)



Oneida Nation School Board Meeting Minutes

Date: April 1, 2024

Time: 5:00 p.m. Location: Elementary School Library

Disclaimer: All participants, virtual and or in-person, please be advised that this meeting will be recorded for documentation purposes.

The Oneida Nation School Board is committed and accountable to students, parents, families, staff, and community members to provide regulatory oversight for a safe, positive, culturally diverse, holistic, learning atmosphere based on Onayoté a'ka values. We will provide the expectations, resources, and educational opportunities to encourage students to be productive.

Present: Sacheen Lawrence, Katsi Danforth, Vicki L. Cornelius, Barbara Cornelius, Teresa Schuman, Candace House

Excused: Melissa Skenandore, Kathe Cornelius

Unexcused: None

Others: Sheri Mousseau, Artley Skenandore, Tracy Christensen, Linda Jenkins, Fay LeMense, Jackie House, Corinna Charles, Kanani Nunies, Kim Reiter-Summers, Jennifer Tenor, Alicia Summers, Lois Stevens, Vicky Shier, Jolene Hensberger (recorder)

I. Call to Order by: Sacheen Lawrence Time: 5:08 p.m.

II. Agenda

Motion by Katsi Danforth to adopt the agenda with a 3-minute speaker time limit and a hard stop time of 7 p.m. Seconded by Candace House. Barb Cornelius opposes. Motion carries.

III. Special Event (none)

No action needed.

IV. Open Forum

A. Corinna Charles: Initiating and creating various programs and services

Ideas that could benefit students and staff in ONSS. Some ideas are things that were done in the past that seemed to work.

Allow parents/guardians/grandparents/elders to come in the building and be involved. Allow them to eat with students. Elders are important in our culture and having them and grandparents/parents, can help deter negative student behaviors.

Recess Duty: Recess duties, lunch, bus riders, etc. are covered by part time employees in other public-school districts. Payment can be in gift cards.

Can students receive and have Oneida Naming Ceremonies done at the school? The location is at the Long House and not sure if that's were it should or needs to be done, but could this be a possibility?

Oneida Language in the school system should be spoken more and our students should be able to speak and know more than what they are learning here now.

Can sports and other extracurricular academics be offered at a younger age? Not having it implemented at an earlier age can deter them from joining at an older age because they didn't learn it early enough. We need camps for student involvement, so they get introduced to various activities, especially when they get older.

Motion by Katsi Danforth to create a policy on when current and former employees/volunteers/coaches of the Oneida Nation School System are charged with a criminal act involving children. Seconded by Vicki L. Cornelius. Motion carries.

[excerpt from March 18, 2024 Minutes: Motion by Katsi Danforth to have Superintendent work with Attorney Van Gheem to develop a communication piece addressed to school parents and to determine best method to notify parents, and to approve an Epoll to approve the letter. Seconded by Barb Cornelius. Motion carries.]

D. Review and Discussion of Internal Audits

Motion by Vicki L. Cornelius to defer items X.D and E. until the results are received. Seconded by Katsi Danforth. Motion carries.

[excerpt from March 18, 2024 Minutes: Motion by Katsi Danforth to defer until the Internal Audit department completes the audit. Seconded by Barb Cornelius. Motion carries.]

[excerpt from March 04, 2024 Minutes: Motion by Katsi Danforth to request Superintendent to obtain a recommendation on an assessment company and the estimated cost to have the Language Department assessed, and to bring information back to the first meeting in April, executive session. Seconded by Barb Cornelius. Motion carries.]

[excerpt from February 5, 2024 Minutes: Motion by Teresa Schuman to defer to Executive Session meeting in second meeting of February, and to direct Superintendent to contact the Auditing Department for results if unable to obtain it, to ask them if the School Board needs to directly request it, and to bring back the original formal response from Auditing. Seconded by Kathe Cornelius. Motion carries.]

[excerpt from January 23, 2024 Minutes]: Motion by Vicki L. Cornelius to defer to review until next meeting and to request the presence of the Language Program Director. Seconded by Kathe Cornelius. Motion carries.]

[excerpt from December 04, 2023 Minutes: Motion by Katsi Danforth to approve the Superintendent's report. Seconded by Kathe Cornelius. Motion carries.]

Secondary motion by Melinda K. Danforth to have Superintendent to put the Internal Audit on the next School Board Agenda under executive session and to request the presence of the Language Department Director. Seconded by Kathe Cornelius. Motion carries.

Discussion: The Restorative Justice program is a school-wide program. There are more people working with students, which helps with the overall success rates. The referral process is generated through data generated from the EduClimber program and staff. The Restorative Justice program started in September 2023; data is still being obtained to further develop the program and services.]

E. Review and Discussion of Memorandum from the Audit Committee Chair regarding Audit Request follow up – Comprehensive Review of K-12 School System

Motion by Vicki L. Cornelius to defer items X.D and E. until the results are received. Seconded by Katsi Danforth. Motion carries.

[excerpt from March 18, 2024 Minutes: Motion by Katsi Danforth to defer the Language Department and Programs assessment until the Superintendent analyzes the reporting structure. Seconded by Teresa Schuman. Motion carries.]

Motion by Katsi Danforth to have Superintendent communicate with the language and culture teachers in the Language Department and School System to review, evaluate, and work towards a curriculum plan for the 2024 – 2025 school year. Seconded by Teresa Schuman. Motion carries.]

[excerpt from February 26, 2024 Minutes: Motion by Teresa Schuman to request School Board Chair to contact Jo Ann House for a list of outside auditors and to bring back information to the second meeting in March. Seconded by Candace House. Motion carries.]

ONAYOTE?A-KA TSI?THUWATILIHUNYANITHA

**Oneida Nation School System
Superintendent's Report
Latiy^thotha Wehni*tale (Planting Moon)
May 6, 2024**

For the 2023-2024 school year:

K-5 th grades:	195 -8 from last month	Attendance: K-5:	91.39%
6-8 th grades:	81 -2 from last month	6-8:	92.01%
9-12 th grades:	125 +2 from last month	9-12:	85.39%
Total K-12:	401 -8 from last month	Total K - 12:	89.66% (+1.99 from last year)

Departmental progress/concerns:

FACE: The center-based program focused on desert animals the month of April. They especially liked to learn about rattlesnakes, scorpions and the meerkat was another animal that was new and unusual to the students. They did different experiments with sand, talked about texture, what happens when it get wet, and they talked about weight and measuring. They completed the Expressive One Word Picture Vocabulary tests which were sent into NCFL and the BIE. The TS Gold Assessment will be completed by the middle of May. There will be seven graduates on May 22nd.

The Adult Education classroom has 4 full time, 5 part time and 4 flex parents attending the classroom. April started out with a technical assistance visit. A follow-up item includes posting Oneida Language words in the classrooms. The adults are creating words/phrases/signs to post. The second Annual FACE Market will be held on Friday, May 17th. Parents of the graduates will be working on ribbon shirt or ribbon skirts for the graduates. They are also working on activities they can do over the summer with their children.

Ms. Tanya has 14 of 17 families she is actively working with and has started the spring developmental screenings. The Family Circle for April will be teaching a reed basket weaving class to parents on April 26th. Tanya is attending a breastfeeding certification training at Lac Du Flambeau at the end of April. We are proud to have a certified breastfeeding consultant in our FACE program.

ELEMENTARY: The Brain Power theme of the month was Kindness. BIE assessments in science, ELA/Reading and Mathematics were completed within the assessment windows. The Teen Health Fair was held on Tuesday, April 16th in the big gym. Middle and high school students attended.

There was a schedule on rotated training schedule for April 17th, the staff training day. The 3rd through 5th grade clan area are organizing a Penny Drive fundraiser to support the Oneida Community Lacrosse program. There will be a third quarter award ceremony for elementary students on Friday, May 3rd at 2 PM, in the big gym.

The Brainpower staff will be in person May 14th – 16th. Family Night will take place Tuesday, May 14th. The Certified Teacher Leader Retreat will be held in New York, June 10th – 14th.

Eighth grade graduation will be held June 7th.

The elementary program had NO alcohol/drug use incidents in March. There were four violence incidents that involved three (3) students. There was one student in middle school who had a threat/intimidation/sexual harassment incident with one victim. There were four students suspended with 9 days of out of school suspension. The Police liaison was called once.

ONHS: Prom planning is underway for the "Garden of Romance". Prom is set for Saturday, May 4th at the Oneida Hotel.

ONHS Culture class students will participate with Menominee and Potawatomi students at the Waywiock Creek at UWGB to recognize the clean water of the headwaters. This is the fourth year of participation of our students at this event.

Superintendent Report
Page 2
May 6, 2024

Handwritten notes:
John B. Mauge
E-ten
-10-A
K. Hunt

ONHS students participated in the recognition of the eclipse as part of a special class project. All students did have safety glasses to view the full eclipse as a special event of their lifetime.

The staff are moving the enrichment classes from 1st hour to 7th hour, for the fourth quarter. Eighth grade classes are coming over to high school several times a week for enrichment classes. Staff are working on engagement activities for next school year that include stem, robotics, and project-based research activities. Summer school classes will be expanding the enrichment club with new learning activities.

★ The Business Committee hosted a meeting on April 12th for all the CIP projects. The gaming expansion project has been a big concern, due to gaming bringing in the most funds to the Nation. The presentations will be shown at the June 10th GTC meeting, for approval.

★ The teacher retirement plan project staff did meet jointly with the BC to discuss this project further. Another meeting will be scheduled within the next 30 days to further this discussion.

The boys' basketball coaching position has been approved to be posted. Spring sports practice is underway for track, golf and lacrosse. It is the first season participating in the Fox Valley lacrosse conference as part of the WIAA. A community basketball program for fall will be developed for younger students.

★ There were no alcohol/drug use incidents in April. There were no violence incidents reported with no student offenders and no student victims involved at ONHS. There were no students suspended. The Oneida Police Dept. was not contacted.

Oneida Language Department: The report was prepared by Jessica Powless, in the absence of Director Tracy Williams.

★ The Language Nest continues to have 7 students from PreK through 3rd grade. There are no current job postings. Students are learning the seed songs and what is needed to help plants grow. Students spent time outside picking up trash as part of the Earth Day celebration. Students are also learning about bugs with the use of magnifying glasses outside.

Congratulations goes out to the Oneida Language Department on their recent award for "2024 Outstanding Tribal Language Program" by the Wisconsin Indian Education Association.

The lunch hour class is consistent with 13 students. Staff participated in the annual fishing ceremony and will be assisting with the high school garden, with planting, watering, and labeling areas with the appropriate Oneida words.

The SEDS grant staff have an upcoming Seed Song Learning Class and has been meeting with co-workers to discuss future and ongoing projects including collaborating with ONHS for a Three Sister's Garden, Seed Ceremony, school motivation posters-design and Earth Day Postings.

Special Education: There were eight annual IEP meetings, and six re-evaluation meetings held in April. There were two initial evaluation meetings. One student was referred for a special education and/or speech language evaluation. No students transferred into the program, with no students transferring out of special education and the school system. Two students were placed in the program, and two students were dismissed from the program. There are currently 94 students in the special education program.

Kindergarten visitation day was on March 22nd with 27 students attending. End of year work is being completed with BIE assessments administered the last two weeks. The window for assessment closes on April 26th.

There are two vacant teacher positions in special education that will remain posted. We need School Board approval to post the Speech/Language position.

Accept the Bay Bancorporation, Inc. FY-2024 2nd quarter report

Business Committee Agenda Request

1. Meeting Date Requested: 05/22/24

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR

Enter the requested motion related to this item.

4. Areas potentially impacted or affected by this request:

Finance

Programs/Services

Law Office

DTS

Gaming/Retail

Boards, Committees, or Commissions

Other: *Describe*

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

6. Supporting Documents:

- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input checked="" type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

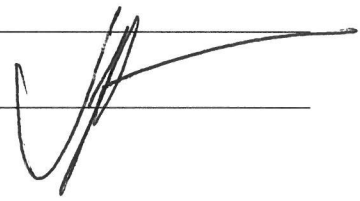
7. Budget Information:

- | | |
|---|--|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input checked="" type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: <i>Describe</i> | |

8. Submission:

Authorized Sponsor: Larry Barton, Treasurer

Primary Requestor: Jeff Bowman, President, Bay Bank



Bay Bank
QUARTERLY REPORT

Quarter ended March 31, 2024

A. **BAY BANK**

Submitted by: Jeff Bowman, Board Member
Directors: Fern Orié, Sam McMahon, Jeff Bowman, Joshua Cottrell
Todd Van Den Heuvel, Elaine Skenandore-Cornelius

Oneida Business Committee Contact: Larry Barton

B. **MINUTES**

None Submitted

ACTION TAKEN

No Tribal Policy changes.

D. **FINANCIAL**

Note that various financial reports

December 31, 2024 is Bay Bank's fiscal year end.

E. **SPECIAL EVENTS AND TRAVEL**

None

F. **PERSONAL COMMENTS**

Bay Bank account numbers as of March 31, 2024:

1,997 Checking Accounts
557 Business Checking Accounts

177	Money Market Accounts
1,598	Savings Accounts
249	Certificates of Deposit
97	Commercial Real Estate Loans
1,209	Residential Real Estate Loans
280	Business Loans
999	Consumer Loans
43	Oneida Small Business 2000 Loan Program Loans
614	Oneida HRIP Loans
294	Other Tribal Loans

The Oneida Small Business Loan Program 2000 that is administered by Bay Bank started on May 1, 2002. As of this date over \$ 17.04million in new loans have been made to over 156 new or growing Oneida tribal member owned businesses.

The Oneida HRIP loans total \$10.5 million as of March 31, 2024, and have been made to 614 customers.

The Section 184 mortgage loans serviced under FHLB MPF program totaled \$92.8 million on March 31, 2024. There are 743 loans in the program currently.

G. GOALS AND OBJECTIVES

2023 GOALS:

GOAL A: Bay Bank will strive to attain a minimum 0.85% Return on Assets for the year ending December 31, 2024. Return on Assets (ROA) is a common measurement of a bank’s profitability. This ratio informs you how well the bank is managing and investing the bank’s assets.

2024 ROA Goal	2024 YTD ROA Actual	2024 Peer Group Average
0.85 %	1.44%	0.98%

GOAL B: Bay Bank will strive to attain a minimum 8.50 % Return on Equity for the year ending December 31, 2024. Return on Equity (ROE) is the measurement of how well the bank is performing for its stockholder.

2024 ROE Goal	2024 YTD ROE Actual	2024 Peer Group Average
8.50 %	20.10 %	11.52 %

Bay Bank had budgeted total loans for the quarter ended March 31, 2024, in the amount of \$ 100.6 million. Total loans on March 31, 2024, were \$ 105.4 million, an increase of \$ 4.8 million from budget. Loans increased \$ 17.8 million over the 12-month period ended March 31, 2024.

Bay Bank had budgeted total deposits for the quarter ended March 31, 2024, in the amount of \$ 220.6 million. Total deposits on March 31, 2024, were \$ 236.1 million, an increase of \$ 15.5 million over budget. Deposits increased \$ 37.0 million for the past twelve months, the result of increase in transaction accounts, savings deposits, and time deposits.

H.

MEETINGS

Monthly meeting on the fourth Thursday of each month.

Accept the Oneida Airport Hotel Corporation FY-2024 2nd quarter report

Business Committee Agenda Request

1. Meeting Date Requested: 05/22/24

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR

Request a motion to accept the OAHC FY24 2nd Quarter Report

4. Areas potentially impacted or affected by this request:

- | | |
|---|--|
| <input type="checkbox"/> Finance | <input type="checkbox"/> Programs/Services |
| <input type="checkbox"/> Law Office | <input type="checkbox"/> DTS |
| <input type="checkbox"/> Gaming/Retail | <input checked="" type="checkbox"/> Boards, Committees, or Commissions |
| <input type="checkbox"/> Other: <i>Describe</i> | |

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

6. Supporting Documents:

- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input checked="" type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

7. Budget Information:

- | | |
|---|--|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: <i>Describe</i> | |

8. Submission:

Authorized Sponsor: Name, Title/Entity OR Choose from List

Primary Requestor: Kathy Hughes, Chairwoman, Oneida Airport Hotel Corp.

Oneida Airport Hotel Corporation
Oneida Hotel
Quarterly Report
For the quarter ended: March 31, 2024

Narrative SectionBusiness practice, market overview, place within market:

- Q2 STR Occupancy was 32.6%; ADR was \$121.54; RevPAR was \$39.66 which are all down to our comp set. All numbers are down due to the change from a Brand hotel chain to Independent.
- Sales team currently at Director Sales & Catering, 2 Sales Manager's, Corporate Revenue Manager, 2.5 Catering Manager's, Sales & Catering Admin and Catering Coordinator.

Competitive analysis:

- January 18, 2024, is when the hotel became Oneida Hotel, with that no 800 number was available for guests to book rooms, no 3rd party booking sites showed the independent name. All reservations were only able to be booked on-site, with 1 dedicated reservationist and Front Desk Agents to answer all calls.
- Choice had also sent out communications to current reservations from January 18th and beyond that the new hotel "may or may not have the guest's reservation" causing some confusion and letting the guests know to book with one of their other Choice properties.

Strategies for improved value:

- Strategize to implement a better reservations procedure with the front desk, current reservationist, and Casino, to combine 800 number for ease of communication.
- Worked with Agilysys and Site Minder to start 3rd party reservations, was able to start these reservations in March.
- Worked with Aimbridge Revenue Manager and Site Minder to assist in getting Global Distribution Systems up and showing available for bookings from the Global Distribution System.

Material changes or developments in market/business:

- None this quarter

Market growth:

- Cambria on Oneida Street proposed, has since been turned down.
- Denmark, WI to get a hotel built and open prior to NFL Draft.

Pending legal action:

- Yes

Accept the Oneida Golf Enterprise FY-2024 2nd quarter report

Business Committee Agenda Request

1. Meeting Date Requested: 5/21/24

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR Enter the requested motion related to this item.

Accept OGE 2nd Quarter Report

4. Areas potentially impacted or affected by this request:

Finance

Programs/Services

Law Office

MIS

Gaming/Retail

Boards, Committees, or Commissions

Other:

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List

Joe Hanrhan, GM Thornberry Creek at Oneida

6. Supporting Documents:

- | | | |
|--|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input checked="" type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input checked="" type="checkbox"/> Other: Handout | | |

7. Budget Information:

- | | |
|---|--|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input checked="" type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: | |

8. Submission:

Authorized Sponsor: Justin Nishimoto, Business Analyst

Primary Requestor: _____



THORN BERRY CREEK
AT ONEIDA

FY2024 Second Quarter Business Report



Oneida Golf Enterprise

March 31, 2023

Golf & Related Operations

Business Practice, Market Overview, & Place within Market

- An abnormally warm winter had us allowing play on the Iroquois course in late February, and throughout March
- All greens fee revenue realized in November was not budgeted
- Dynamic pricing models will be implemented Memorial Day weekend; discounted rates will be offered until the first green is playable (see below)
- Dynamic pricing models will be adjusted to further take advantage of high demand times
- Our goal for the season is to extend the stay of all golfers, and welcome them into the bar and restaurant
- The market has begun to catch up on pricing models, where many competitors are now similarly priced (~10-12% difference)

Strategies for Improved Value

- We have worked in conjunction with the Oneida Hotel and Oneida Bingo & Casino to build a more attractive Stay & Play package that offers a single transaction for the customer, while still protecting our respective revenue streams
- TrueService™ 3.0 was launched and all seasonal team members will receive training on the program
 - Purpose is to have a cohesive standard of service(s) across all areas of business
- New “Nine & Dine” program being implemented for Saturday nights
 - Saturday after 3:00pm, golfers receive Iroquois green & cart fee, plus a \$10 credit into the bar and restaurant for \$35
- New daily food and drink specials introduced in April along with new menu

Market Growth/Changes

- The local market remains consistent with previous year
- Brown County Golf Course has moved to Monday only for large/corporate outings
 - Highly competitive market to take these over

Course & Grounds

- Several pieces of equipment needed major repairs including a new transmission and new engine
- Several large trees will need to be removed in the Fall. Some may fall naturally during the season if strong winds or storms hit the area
- The Legends #1 green is recovering from vandalism in January. Anticipation is that the green will be available for play by Memorial Day weekend

Food & Beverage and Event Operations

Business Practice, Market Overview, & Place within Market

- *Food & Beverage has begun to pick-up with the opening of the golf course*
- *Banquet/Wedding business will pick-up in April & May*

- *Staffing levels are appropriate; salaried staff picking up shifts to cover gaps until all summer staff members are on board*

Strategies for Improved Value

- *Exploring opportunities to partner with other Tribal businesses for satellite or pop-up locations to promote Thornberry*
 - *Many courses have had success with opening satellite pro shops within casinos*
 - *Others have used pop-up sales to liquidate inventory*
- *We will continue to offer seasonal sales in the pro shop and specials in the Bar & Restaurant*

Market Growth/Changes

- *No changes to the local market recently; many courses picked up rounds in the winter due to warm weather at heavily discounted rates*

Threats to Current Business

- *Cash flow continues to be an issue through March, however, we anticipate picking up in March with plans to have heavier cash reserves heading in to 2024-25 offseason*
- *The facility is in need of updates to continue to attract weddings and events in our larger spaces*

Accept the Oneida ESC Group, LLC FY-2024 2nd quarter report

Business Committee Agenda Request

1. Meeting Date Requested: 05/21/24

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: Proprietary - trade secrets/commercial/financial

3. Requested Motion:

Accept as information; OR

Enter the requested motion related to this item.

4. Areas potentially impacted or affected by this request:

Finance

Programs/Services

Law Office

DTS

Gaming/Retail

Boards, Committees, or Commissions

Other: Oneida ESC Group

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

6. Supporting Documents:

- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input checked="" type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

7. Budget Information:

- | | |
|---|--|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input checked="" type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: <i>Describe</i> | |

8. Submission:

Authorized Sponsor: Tehassi Hill, Chairman

Primary Requestor: John Breuninger / Jeff House



Oneida ESC Group, LLC

2nd Quarter Report – FY24

May 22, 2024

OESC Board of Managers:

John L. Breuninger, Chairman

Jacquelyn Zalim

Leslie Wheelock

Oneida ESC Group, LLC

Oneida ESC Group, LLC (OESC), was formed in 2012 as a holding company to house subsidiaries to conduct business with the federal government, state and municipal governments and commercial and industrial customers throughout the world. OESC has nine (10) subsidiaries, Oneida Total Integrated Enterprises (OTIE), Mission Support Services (MS2), Oneida General Mechanical Corp (GMC), Sustainment and Restoration Services (SRS), Oneida Engineering Solutions (OES), Oneida Construction Services (OCS), Oneida Environmental (OE), Oneida LG2 Environmental (LG2), Oneida Professional Services (OPS), and 1822 Land and Development Company of Oneida (1822).

OESC's subsidiaries are supported by OESC with general management and administrative functions, including accounting and contracting management, human resource management, IT support, overall management, and marketing, bid and proposal. Below is a summary of OESC and its subsidiary's activities.

Narrative Report

a. Explanation of the core of the Corporation's business practices and market overview.

OESC's subsidiary limited liability companies focus on contracts issued by the government agencies, (federal, state, and local) and commercial customers for engineering, science (environmental) construction, professional services, and real estate development work. OESC's revenue is derived from the subsidiaries that operate in the full and open market as well as the Small Business Administration Business Development Markets primarily as 8(a), Small Business, and Disadvantage Business Enterprise designated companies when and where appropriate.

OESC and its subsidiaries are a highly technical organization providing research/Investigation, design, construction services, engineering, and project management. Oneida ESC Group operates in four core services:

- Environmental services – Assessment, investigation, design, testing, NEPA, biological, action planning, project management, and more.
- Construction– Repair, service, abatement, renovation, demolition, mechanical systems, electrical services, and new construction.
- Engineering Services – Design and project management for site and site design, mechanical, electrical, plumbing, civil, structural, transportation, survey, water / wastewater systems and storm water management.
- Professional Services - Provides diversified professional resources for training and education; research and engineering; and IT solutions.
- Real Estate Development – Commercial and light industrial tenants, Low Income Housing Tax Credit (LIHTC) multi-family housing.

Oneida Total Integrated Enterprises (OTIE) – Competes in the full and open marketplace as a small business (less than 1000 employees). Core competencies include environmental services, environmental remediation, engineering services and project management.

Mission Support Services (MS2) –Graduated from the US Small Business Administration

Oneida ESC Group, LLC

on March 15, 2023. MS2 is focused on construction management. Core competencies include construction management services, new and renovated structures, HVAC systems and controls Utility systems - water, sewer, gas, electrical, electrical power generators, transformers, and distribution, Communication and security systems, interior remodeling, MS2 sells to the federal market, commercial and tribal markets.

Oneida Construction Services (OCS) - OCS is focused on construction management. Core competencies include construction management services, new and renovated structures. OCS has a small team of carpenters that are skilled in a variety of trades such as concrete, framing, roofing, siding, and finished carpentry. OCS sells to the federal market, commercial and tribal markets.

General Mechanical Corporation (GMC) – Operates mainly as an HVAC Contractor but has performed both General Contracting and Electrical Contracting in Eastern FL. GMC has been accepted into the SBA 8(a) Business development Program on November 2, 2022.

Sustainment & Restoration Services (SRS) – 8a Graduation date is February 18, 2024. SRS core competencies include facility investigations, corrective measures design/implementation, remedial designs/remedial actions, a assessment, and environmental cleanup, wetland’s assessment and wetlands restoration design, brownfields, phase I & II ESAs, asset inventory, evaluation, environmental engineering and design, and wastewater treatment and sewerage systems.

LG2 Environmental Services (LG2) - is a full-service environmental services company that provides a wide range of quality, responsive environmental services in southeastern US. LG2 experience and capabilities include archaeological and cultural resource assessments; natural resource assessment and management (wetlands, biological assessments, aquatic, and other biology), site contamination assessment and remediation, environmental compliance, NEPA documentation, for Federal, State, and Local government permitting projects.

Oneida Professional Services (OPS)- is a full spectrum professional services group providing a wide array of manpower solutions to government and commercial clients. Services include training and educational support services, a broad spectrum of specialized technical support for complex training environments and advanced learning for the Naval Postgraduate School, master’s and PhD-level engineers and research scientists. OPS also provides manpower needs for software engineering services.

Oneida Engineering Solutions (OES) – OES focuses on performing transportation engineering services for governmental agencies (Federal, State and Local). OES provides engineering for urban/rural roadways, interstate highways, interchanges, capacity expansions, bridges, roundabouts, local streets, and parking lots. OES is certified as a Disadvantage Business Enterprise in the State of Wisconsin.

Oneida Environmental (OE) - provides archaeological and cultural resource assessments; natural resource assessment and management (wetlands, biological assessments, aquatic, and other biology), NEPA documentation for Federal, State, and Local government permitting projects.

1822 Land and Development Company of Oneida (1822) – 1822 is a real estate holding company that owns, leases and sub-lease various real estate holdings in and around the Oneida Nation Reservation. The overall goal is to grow the portfolio that meets the needs of the Oneida Nation and Northeastern WI.

b. Explanation of the Corporation’s current place within the market

OESC operates in a fiercely competitive and expanding market. An abundance of Architecture / Engineering / Construction (AEC) firms that provide similar services to those offered by OESC. Competitive factors for our success include performance reputation, network, price, geographic location, and availability of technically skilled personnel.

Three of the top five federal spending agencies awarding non-competitive contracts are OESC customers.

c. Explanation of the outlines of strategies by the Corporation for improved value in the market

OESC’s subsidiaries are positioned to take advantage of existing relationships, contracts, and networks OTIE has established since 2008.

We continuously evaluate solutions to broaden and capture a larger share of the Federal and State markets. Each subsidiary operates based on primary NAICS codes with secondary NAICS codes that overlap with the sister companies.

d. Explanation of the Corporation’s relative performance vs. competitors and identification of key competitors within the market

Our competitors include Small Businesses, Alaskan Native Corporations (ANCs); Native American Owned, and tribally owned small businesses; and Native Hawaiian Organizations (NHOs). Each of these are in a category of small business that may be awarded prime contracts without competition. Oneida ESC subsidiaries also compete against other 8(a) firms for set-aside acquisitions, including small businesses that are categorized as Woman-Owned, HUB Zone, Service-Disabled Veteran Owned small business, and others. Finally, Oneida ESC competes in full and open markets without restrictions.

Typical competitors include Small Business firms with fewer than 750 employees in NAICS 562910, Environmental Remediation. Another area of significant competition is the regional Transportation Engineering firms in Wisconsin for WI DOT work (OES).

e. Explanation of any material changes or developments in the market or nature of business the Corporation is primarily engaged in since the last reporting period.

Over the last four months, the federal contracting market has seen several developments:

Federal budget discussions have been marked by uncertainty, which is affected by ongoing political debates over spending levels and priorities. This environment is influencing planning and execution of contracts, with many agencies operating under continuing resolutions that temporarily extend prior budget levels.

Oneida ESC Group, LLC

There is an increased focus on small businesses that includes initiatives aimed at lowering entry barriers and boosting opportunities for small and disadvantaged businesses. OESC competes in the small business markets.

New policies and executive orders are placing a greater emphasis on cybersecurity and the development of artificial intelligence within federal agencies. This shift is driving demand for related products and services, creating new opportunities and compliance requirements for contractors. OPS new initiative will compete in that market.

The Department of Defense (DoD) remains a major spender in the federal contracting arena, with increased allocations for modernizing military capabilities, including software and technology upgrades. The federal response to global security needs and infrastructure demands are driving significant expenditures in these areas.

There has been a noticeable increase in federal contracts awarded to tribal entities, continuing a multi-year trend of growth.

These developments suggest that while there are considerable opportunities in the federal contracting market, the landscape is also rife with challenges that require careful navigation, particularly in terms of compliance with new regulations, managing supply chain risks, and adapting to budgetary uncertainties.

f. Identification of the primary goals and targets of the Corporation and progress made towards accomplishment of the same.

Goals for Oneida ESC Group

Growth at a sustainable rate is the primary business goal for OESC. Financial reward for OESC occurs when we align our investment strategies according to our client's mission priorities.

Targets for OESC Subsidiaries:

Opportunities continue to exist in geographies where all companies have successful past performance and where personnel involved in such projects have established strong relationships with teaming partners and clients. Opportunities continue to emerge based on the combined efforts of OESC's marketing and sales efforts. Target clients continue to include Department of Defense agencies (various bases – Navy, Air Force, and Army), The Environmental Protection Agency, Bureau of Indian Affairs, WI Department of Transportation, Milwaukee Metropolitan Sewer District, and the Oneida Nation.

New target clients include extended services on existing bases, geographical growth on "new" bases where OESC has not performed work on in the past, municipalities geographically related to OESC offices and other Tribal Nations.

g. Identification of key elements for success in strategies given, including risks, resources, and relations available and needed to successfully fulfill outlined strategies
Key elements for success in the OESC model include:

Oneida ESC Group, LLC

- Meeting performance indicators, including safety, staff turnover, profitability, staff utilization, backlog, and capacity.
- Adapting to a changing customer base, contract type, or key skill set. We recognize and reconfigure based on identified needs to deliver strategic growth.
- Identification of contract capacity and access is under regular review.
- Increasing our geographic footprint and capabilities.

Risk in the marketplace.

- We operate in highly competitive industries.
- Contracting is often erratic and unpredictable; cancellations or delays in pending awards by government agencies could adversely affect us.
- International operations carry additional risk.
- Loss of key personnel
- Adoption of new contract laws or regulations.

h. Identification of medium (two to five year) and long (greater than five year) prospects and sustainability of the Corporation given the present status, strategies, and risks

Our medium and long-range prospects for sustainability are balanced by business diversification and consistent project management delivery.

We have successfully formed long-term business relationships with key US Agencies for services delivered around the world. Contracting with the US government remains a reliable strategy in terms of payment, stability, and growth opportunity.

Medium-term prospects

OESC's prospects in the two- to five-year term rely on our sturdy performance in engineering, science, and construction to existing clients; adjacent clients/services and geographic areas; and new service offerings to new clients. OESC continues to focus on business development and talent acquisition to meet our growth metrics.

Long-term prospects

OESC envisions steady growth with our key customers over the long term. OESC is nimble and agile, allowing us to focus on governments funding flows.

Continued reliance on low-price awards is a staple in our business model and we continue to adjust the pricing structure to ensure that we remain competitive. We continue to concentrate marketing efforts on maximizing our return on investment through expanding support for existing customers, developing tasks under existing contracts, and collaborating with firms that need either small business participation or our specialized expertise.

i. Explanation of market growth (if any) experienced by the Corporation, identifying sources of growth (i.e., organic growth through market share increase, volume of business increase, acquisition of competition or other assets, etc.)

Our growth has been mostly organic and is based on our reputation in the market. We have re-aligned our corporate brand by including Oneida in all business names moving forward.

Oneida ESC Group, LLC

We have made a concerted effort to draw on our expertise in the polyfluoroalkyl substances (PFAS) and Perfluorooctanoic acid (PFOA) remediation market. We also see growth in our traditional engineering services such as civil, mechanical, electrical, and structural.

- j. Summary of the assets of the Corporation, including but not limited to its financial, physical, employee, customer, brand or intellectual property, and supply assets.**

OESC ASSETS
<p><u>Financial (On Balance Sheet)</u> Cash –Checking Account Work In Process on Current Projects Fixed Assets such as Vehicles, Furniture and Fixtures, and Miscellaneous Equipment Other Assets such as Prepaid Expenses, Investment</p>
<p><u>Employees</u> OESC: Oneida ESC Group (Holding Company) - 49 EEs OTIE: Oneida Total Integrated Enterprises (Engineering and Environmental - 132 EES 1822: 1822 Land and Development Co of Oneida (Real Estate Development) - 2 EE MS2: Mission Support Services (Construction Management) - 38 EE GMC: General Mechanical Corp (HVAC/Piping and Electrical Contractor) -17 EEs SRS: Sustainment Restoration Services (Environmental Services) - 126 EEs LG2: LG2 Environmental Services (Cultural and Natural Resources) - 64 EEs OES: Oneida Engineering Solutions (Transportation and Engineering) - 46 EEs Oneida Environmental (Environmental Services) – 4 EEs OPS: Oneida Professional Services (Staffing Resources Services) - 23 EES OCS: Oneida Construction Services (Construction Management) – 1 EE Oneida Environmental (Environmental Services) -3 EEs</p>
<p><u>Customers</u> 75% of Revenue from Federal clients.</p>

- k. Summary and status of any pending legal action to which the Corporation is a party and any relevant government regulation to which the Corporation may be subject.**

USACE Huntington District has directed OTIE to perform additional excavation work that OTIE considers to be out of scope on one of OTIE’s remediation projects at the Plum Brook Ordnance Works site in Ohio. OTIE worked with counsel and submitted a claim on April 14 for a price of \$1,087,160.15. The government has signaled a willingness to consider a settlement.

Disclosure Report

(a)

Board Member	Title	Time in Position	Date renews or expires
John L. Breuninger	Chairman of the Board	12/18/16 to present	6/2024
Jacquelyn Zalim	Board Member	3/14/12 to present	6/2025
Leslie Wheelock	Board Member	12/13/16 to present	6/2026

(b)

OESC Key Management Personnel	Title	Time in Position	Date Renews or Expires
Jeff House	President/CEO	1/1/2017	1/1/2029

(c) Summary of any financial or familial relationship between any board or Company key management personnel

None

a. Summary of any financial or familial relationship with any current member of OBC or any member of any regulatory body within Oneida such as a board committee or commission charged with regulating the Corporation’s industry or activities.

None

b. Names of any other person, whether it be a business in any legal form or an individual, doing business with the Company for purposes of mutual enterprise – JV; membership in an LLC together; partnership; acquisition as a subsidiary.

OTIE has a majority interest in OTIE-RS&H JV, OCH JV, OTIE-Ahtna JV, OTIE-ERRG JV, and OTIE-Merrick JV. The Company has an equal interest in OTIE-PWT JV. The Company has a minority interest in Tetra Tech – OTIE JV and NDN-OTIE JV.

MS2 has a majority interest in MS2-MEC JV.

SRS has a majority interest in SRS-CAPE JV, SRS-ERRG JV, SRS-RFI JV, SRS Battelle JV, SRS-BB&E JV, SRS-Alliant JV and SRS-CAPE II JV. SRS has a minority interest in Alliant-SRS JV. SRS is the sole owner of LG2 Environmental Solutions, Inc.

OES has a minority interest in Dane Partners, and a majority interest in OES-Pond JV and OES-Pond II JV.

Oneida ESC Group, LLC

- c. Summary of financial transactions or relationships between those listed in (d).
- d. Names of any other person, whether it be a business in any legal form or an individual, doing business with the Company for purposes of mutual enterprise – JV; membership in an LLC together; partnership; acquisition as a subsidiary.
- i. The OTIE-RS&H JV is a joint venture formed between OTIE and Reynolds, Smith & Hills, Inc. to perform work with the Air Force Civil Engineering Center (AFCEC). The JV also holds a contract to perform work with the U.S. Army Corps of Engineers (USACE) Japan District.
 - ii. The OCH JV is a joint venture formed between OTIE and CH2M Hill to perform work for EPA under the Environmental Services and Operations contract I CLIN 2 (Regions 4, 5, 6 and 7) and CLIN 3 (Regions 8, 9 and 10), and to perform work for NAVFAC Southwest under the Multiple Award Remedial Action Contract.
 - iii. OTIE-PWT JV is a joint venture formed between OTIE and Pacific Western Technologies, Ltd. to perform work for USEPA under the Design and Engineering Services (DES) contract for CLIN 3 (Regions 8, 9 and 10).
 - iv. OTIE-Ahtna JV is a joint venture formed between OTIE and Ahtna Environmental, Inc. to perform work for an EPA Remediation Environmental Services small business set-aside contract.
 - v. OTIE-ERRG JV is a joint venture formed between OTIE and Engineering / Remediation Resources Group to submit a proposal to Naval Facilities Engineering Command Southwest for a Remedial Action Contract.
 - vi. OTIE-Merrick JV is a joint venture formed between OTIE and Merrick & Company to perform A&E services for the Air Force Civil Engineering Center.
 - vii. Tetra Tech – OTIE JV is a joint venture formed between Tetra Tech, Inc. and OTIE to submit a proposal to USACE Tulsa for an Environmental Remediation Services contract.
 - viii. NDN-OTIE JV is a joint venture formed between The NDN Companies, Inc. and OTIE, formed under the Mentor-Protégé arrangement between NDN and OTIE. The JV was formed to submit proposals to various federal government clients for environmental work.
 - ix. MS2-MEC JV is a joint venture formed between Midwest Environmental Controls and MS2 to perform work under a Demolition Abatement contract at Edwards AFB. The joint venture was approved by the US SBA on August 14, 2015.
 - x. SRS-CAPE JV is a joint venture formed between SRS and CAPE Environmental Management to perform work for USACE Seattle on a Pre-placed Remedial Action Contract. The joint venture was approved by the US SBA on December 12, 2017. The JV received an 8a sole-source award from USACE Kansas City District.
 - xi. SRS-ERRG JV is a joint venture formed between SRS and Engineering / Remediation Resources Group to submit a proposal to Naval Facilities Engineering Command Southwest for an Environmental Multiple Award Contract. The joint venture was approved by the US SBA on April 12, 2018.
 - xii. SRS-RFI JV is a joint venture between SRS and Robotics Fabrication, Inc. to perform munitions response work for USACE Huntsville. SBA approved the JV on September 16, 2019. USACE Huntsville awarded a contract for munitions work to the JV.
 - xiii. SRS Battelle JV is a joint venture between SRS and Battelle, formed under the Mentor-Protégé arrangement between SRS and Battelle. The JV will submit a proposal to USACE Norfolk District for an

Oneida ESC Group, LLC

- Environmental Services contract and will submit a proposal to USACE Tulsa District for an Environmental Remediation Services contract. The joint venture was approved by the US SBA on September 21, 2020.
- xiv. SRS-BB&E JV is a joint venture between SRS and BB&E, Inc. The JV submitted a proposal to Army Combat Command – Aberdeen Proving Ground for environmental compliance services at Fort Huachuca, which was not awarded to the JV. The joint venture was approved by the US SBA on October 19, 2020.
 - xv. SRS-Alliant JV is a joint venture between SRS and Alliant Corporation. The JV was awarded a contract with USACE Louisville for A&E services for environmental engineering.
 - xvi. Alliant-SRS JV is a joint venture between Alliant Corporation and SRS. The JV submitted a proposal to USACE Tulsa for a Service-Disabled Veteran Owned Small Business set-aside contract for environmental remediation services.
 - xvii. SRS-CAPE II JV is a joint venture between SRS and CAPE Environmental Management to perform work for USACE Kansas City District on an environmental demolition contract. The joint venture is in the process of requesting/receiving approval by the US SBA.
 - xviii. Dane Partners is a joint venture formed between Ayres Associates Inc., EMCS Inc., Short Elliot Hendrickson Inc., and OES to pursue projects with the Wisconsin Department of Transportation. OES has a 25% interest in Dane Partners.
 - xix. OES-Pond JV is a joint venture between OES and Pond Company. The JV is approved by SBA as a Mentor-Protégé. The JV submitted a proposal to USACE Sacramento District for AE Design and Investigation and submitted a proposal to the U.S. Air Force for Mechanical and Electrical Engineering Services at Hurlburt Field.
 - xx. OES-Pond II JV is a joint venture between OES and Pond Company. The JV is set up to receive 8(a) contracts and will request approval from SBA if the JV seeks a sole-source award.
 - xxi. OE-Stantec is a JV and a participant in the SBA Mentor Protégé Program. The JV is set up to receive 8(a) contracts in the environmental market.

Accept the Oneida Youth Leadership Institute FY-2024 2nd quarter report

Business Committee Agenda Request

1. Meeting Date Requested: 05/22/24

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR

Approve report

4. Areas potentially impacted or affected by this request:

Finance

Programs/Services

Law Office

DTS

Gaming/Retail

Boards, Committees, or Commissions

Other: *Describe*

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

6. Supporting Documents:

- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input checked="" type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: Charter | | |

7. Budget Information:

- | | |
|---|--|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input checked="" type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: <i>Describe</i> | |

8. Submission:

Authorized Sponsor: Marlon Skenandore, Councilman

Primary Requestor: Cheryl Stevens

Oneida Youth
Leadership Institute
Investing in the development of our Youth

A good mind. A good heart. A strong fire.



MEMORANDUM

TO: BC Agenda

FROM: Cheryl Stevens, OYLI Executive Manager

DATE: May 14, 2024

RE: OYLI FY24 Q2 Report

Please put the attached reports on the next OBC agenda for approval. They are the Oneida Youth Leadership Institute 2nd Quarter report for open meeting approval and the 2nd Quarter financial and narrative report for executive session.

FY 2024 2nd Quarter Report

For Tribally Chartered Entities

Note: If you have other required reporting that must be included in the 2024 Annual Report, please submit such reports along with this completed template. Thank you.

Oneida Youth Leadership Institute

Oneida Youth Leadership Institute Mission Statement:

Investing in the development of our youth to enhance nation building by learning from our past, embracing our present, and leaving a legacy for the future.

The Oneida Youth Leadership Institute is a tax-deductible 7871 entity of the Oneida Nation actively planning for the 7th generation by providing opportunities, initiatives, and trainings that can help inspire our Native youth to become strong, progressive leaders.

The Youth Leadership Institute fosters youth growth and development in the following areas: Tradition Heritage/Culture; Healthy Minds/Healthy Bodies; Citizen Engagement; Leadership; Academic Excellence; Entrepreneurship; and Networking

Corporate Board Members

Sidney White, Protem Chairman
Present – June 2026

Margaret Ellis, Treasurer
Present – November 2025

Elijah Metoxen, Board Member
Present – April 2026

Melissa Metoxen, Board Member
Present – April 2026

Christarra Waukau , Board Member
Present – November 2026

VACANT, BOARD MEMBER
Present –

VACANT , Board Member
Present –

Looking Back: Accomplishments in FY-2024

OYLI has total of \$140,908.50 in our accounts. Of this, there is \$5,000 in restricted monies/expenditures. This has been disbursed by check, however check was not cashed yet, so it still shows in our account. OYLI currently has a total of \$134,908.85 in unrestricted funds in the OYLI bank account. These are monies that can be used at the Board's discretion in meeting the mission of OYLI. All fund raising has been halted since the pandemic, but OYLI is proceeding with organizational planning.

Looking Forward: Goals/Announcements for FY-2023

OYLI was provided with funding for an Executive Manager position, which will allow the Grant Manager to step back from this duty that was assigned in 2017 when OYLI was launched. The Board had a facilitation session with HRD to align our mission and vision. The Board is revising the Executive Manager job description to meet the current needs and update the Charter and by-laws of the Board before posting position. OYLI is also looking at developing a capital campaign to fundraise for organizational support. The Board has been recruiting for the vacant board positions. The Board is waiting for at least 6 members before selecting new fulltime Officers.

Dividends

No dividends paid to shareholders.

Meetings

Held every 3rd Wednesday of the month.

Stipend

\$50 stipend per meeting

Contact

MAIN CONTACT: Cheryl Stevens (until new Executive Manager is hired)

MAIN CONTACT TITLE: Interim Executive Manager

MAIN PHONE: 920-496-7331

MAIN EMAIL: cstevens@oneidanation.org

MAIN WEBSITE: <http://oneidayouthleadership.org>

Approve the revised notice for the June 10, 2024, tentatively scheduled special General Tribal Council...

Business Committee Agenda Request

1. Meeting Date Requested: 05/22/24

2. General Information:

Session: Open Executive – must qualify under §107.4-1.

Justification: *Choose reason for Executive.*

3. Supporting Documents:

- Bylaws Fiscal Impact Statement Presentation
- Contract Document(s) Law Report
- Correspondence Legal Review Resolution
- Draft GTC Notice Minutes Rule (adoption packet)
- Draft GTC Packet MOU/MOA Statement of Effect
- E-poll results/back-up Petition Travel Documents
- Other: *Describe*

4. Budget Information:

- Budgeted Budgeted – Grant Funded Unbudgeted
- Not Applicable Other: *Describe*

5. Submission:

Authorized Sponsor: Lisa Liggins, Secretary

Primary Requestor: _____

Additional Requestor: (Name, Title/Entity)

Additional Requestor: (Name, Title/Entity)

Submitted By: CELLIS1



Memorandum

TO: Oneida Business Committee

FROM: Aliskwet Ellis, Senior Information Management Specialist

DATE: May 17, 2024

RE: Revised Notice for the Tentatively Scheduled June 10, 2024, special General Tribal Council meeting

Background

The Government Administrative Office has received notice from Finance and Retail that gift cards for the tentatively scheduled June 10, 2024, special General Tribal Council meeting will have limited availability.

The full meeting materials packet has already gone to Printing. To properly notice the membership, notice has begun via Facebook Live and social media outlets.

The revised Ten Day Notice attached will also be utilized to inform the membership of limited availability, if approved.

REQUESTED ACTION

Approve the revised notice for the tentatively scheduled June 10, 2024, special General Tribal Council meeting



ONEIDA NATION

General Tribal Council

NOTICE

Special GTC Meeting

DATE: June 10, 2024

MEETING TIME: 6:00 p.m.

CHECK IN BEGINS: 4:00 p.m.

LOCATION: ONEIDA HOTEL
2040 AIRPORT DR., GREEN BAY WI

AGENDA ITEMS INCLUDE

- ◆ Capital Improvement Projects Process
- ◆ Current Capital Improvement Projects
- ◆ Requested Primary Focus Capital Improvement Projects

****NOTICE --- GIFT CARD AVAILABILTY MAY BE LIMITED**

Please pay attention to the Oneida Nation website and social medias for further information on gift card availability.**

It may be necessary to cancel this meeting to protect the health and safety of the membership.
Please monitor the Nation's website for updates.

Meeting is TENTATIVE until duly noticed in accordance with the GTC Ten Day Notice Policy
Access the GTC PORTAL at oneida-nsn.gov/members-only for more information and meeting materials

or

Sign up for GTC MAILINGS with the Trust Enrollment Department, (920) 869-6200

Approve the notice and materials for the July 1, 2024, tentatively scheduled semi-annual General Tribal...

Business Committee Agenda Request

1. Meeting Date Requested: 05/22/24

2. General Information:

Session: Open Executive – must qualify under §107.4-1.

Justification: *Choose reason for Executive.*

3. Supporting Documents:

- | | | |
|--|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input checked="" type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
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| <input checked="" type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

4. Budget Information:

- | | | |
|--|--|-------------------------------------|
| <input type="checkbox"/> Budgeted | <input type="checkbox"/> Budgeted – Grant Funded | <input type="checkbox"/> Unbudgeted |
| <input checked="" type="checkbox"/> Not Applicable | <input type="checkbox"/> Other: <i>Describe</i> | |

5. Submission:

Authorized Sponsor: Lisa Liggins, Secretary

Primary Requestor: _____

Additional Requestor: (Name, Title/Entity)

Additional Requestor: (Name, Title/Entity)

Submitted By: CELLIS1



Memorandum

TO: Oneida Business Committee

FROM: Aliskwet Ellis, Senior Information Management Specialist

DATE: May 16, 2024

RE: Semi-Annual General Tribal Council meeting notice and materials

PURPOSE

The notice and materials for General Tribal Council (GTC) meetings are approved by the Business Committee before they are sent to Printing for finalization.

BACKGROUND

At the March 27, 2024, regular BC meeting, a date was identified for the semi-annual GTC meeting in 2024 – July 1, 2024.

Attached is the draft notice and meeting materials.

For your review and consideration, please review:

- Page 8, 9 – Exiting Procedures & Voluntary Retail Gift Card: added language to notice to GTC that exiting procedures changed, added language regarding limited gift card availability
- Page 53-55 – Items from the 2024 annual meeting memo: I drafted a memo directing members where they can access the 2024 annual materials instead of including it in the packet. The information has already been mailed out and posted on the website. It still currently is on the website.
- Page 65, 66 – 2024 Semi-Annual Onnyote?A:Ká Ni?I Project Plan Report, FYI there is a page holder for the memo from the OBC and for the report. Information will be a handout.
- Page 70 – Accept update regarding the Eviction and Termination Law, FYI there is a page holder for the memo from the OBC. Information will be a handout.

REQUESTED ACTION

1. Make decisions on the bulleted pages noted above/review handouts.
2. Approve the notice and materials for the July 1, 2024, tentatively scheduled semi-annual General Tribal Council meeting



ONEIDA NATION

General Tribal Council

NOTICE

Semi-Annual GTC Meeting

DATE: July 1, 2024
MEETING TIME: 6:00 p.m.
CHECK IN BEGINS: 4:00 p.m.
LOCATION: Oneida Hotel
2040 AIRPORT DR., GREEN BAY WI

AGENDA ITEMS INCLUDE

- ◆ February 25, 2024, GTC Minutes for approval
- ◆ 2024 annual Treasurer's report
- ◆ 2024 annual land acquisition report
- ◆ 2024 annual report
- ◆ 2024 annual Onlyote?á-ká ni?i Project Plan report
- ◆ Adopt resolution entitled Capital Improvement Plan for Government Services – 2024 to 2034
- ◆ Determine next steps regarding General Tribal Council Meeting packet mailers
- ◆ 2024 semi-annual Treasurer's report
- ◆ 2024 semi-annual land acquisition report
- ◆ 2024 semi-annual report
- ◆ 2024 semi-annual Onlyote?á-ká ni?i Project Plan report
- ◆ FY-2023 Comprehensive Financial Audit report
- ◆ Accept update regarding the Eviction & Termination Law
- ◆ Accept the Marijuana Legalization Business Strategy report

It may be necessary to cancel this meeting to protect the health and safety of the membership.

Please monitor the Nation's website for updates.

Meeting is TENTATIVE until duly noticed in accordance with the GTC Ten Day Notice Policy

Access the GTC PORTAL at oneida-nsn.gov/members-only for more information and meeting materials

or

Sign up for GTC MAILINGS with the Trust Enrollment Department, (920) 869-6200



**Semi-annual
General Tribal Council
Meeting**

**Monday, July 1, 2024
6:00 pm.**

**Oneida Hotel
2040 Airport Drive
Green Bay, Wisconsin**

NOTICE:

It may be necessary to cancel this meeting to protect the health and safety of the membership. Please review the information in this packet for more details.

Please monitor the Nation's website for updates. www.oneida-nsn.gov



Vision

A nation of strong families built on TsiʔNiyukwaliho TÁ and a strong economy

Mission Statement

To strengthen and protect our people, reclaim our land and enhance the environment by exercising our sovereignty



Core Values

The Good Mind as expressed by Onʌyoteʔa·ká

Kahletsyalúsla (*Gahlay-ja-loo-sla*)

The heart felt encouragement of the best in each of us

Kanolukhwásla (*Gano-loo-kwa-sla*)

Compassion, caring, identity and joy of being

Kaʔnikuhli·yó (*Ga-nee-goo hlee yo*)

The openness of the good spirit and mind

Kaʔtshatstásla (*Ga-stat-stuh-sla*)

The strength of belief and vision as a People

Kalihwi·yó (*Galeeh-wee-yo*)

The use of the good words about ourselves, our Nation and our future

Twahwahtsíláyʌ (*Dwah wah jeeleye*)

All of us are Family

Yukwatsístáyʌ (*You-gwa-jees-stai*)

Our fire, our spirit within each one of us

UKWEHUWEHNE TEHETHWANUHWELÀ·TUHE SHUKWAYA?TISU

Ukwehó·ku kwah i'ká tsi? thonehtákwa tsi? nihotilihó·ta
Uskah tsi atwahwenu'ni yukwanikula. Ta' tho niyotuhake akwanikula

Yukhinúlha ohwatsyá'ke teyukwasnyé'u akwe'ku atunhétsla?
Uskah tsi atwahwenu'ni yukwanikula. Ta' tho niyotuhake akwanikula

Oneklí kakahakwatálhos ohwatsyá'ke.
Uskah tsi atwahwenu'ni yukwanikula. Ta' tho niyotuhake akwanikula

Awahíhte? kanukwa?tslí'yo yakoya?takénhas ne?n ukwe'hóku.
Uskah tsi atwahwenu'ni yukwanikula. Ta' tho niyotuhake akwanikula

Oyu'kwá ne' tyoháhtu ne?n akwé'ku onukwa?thó'ku ká'tho Ohwatsyá'ke.
Uskah tsi atwahwenu'ni yukwanikula. Ta' tho niyotuhake akwanikula

Àhsana?tekutahnú'tele ne' tyoháhtu ne? akwé'ku kakhwa ká'tho ohwatsyá'ke.
Uskah tsi atwahwenu'ni yukwanikula. Ta' tho niyotuhake akwanikula

Onuhkwa?t ká'tho Ohwatsyá'ke wahatkáhlá'tu akwé'ku Ukwehu'wé okhále? atwakánha laotiya?takenhasla?
Uskah tsi atwahwenu'ni yukwanikula. Ta' tho niyotuhake akwanikula

Oskanú'tu ká'tho luwana?tkáhlá'tu ne' ne' tyoháhtu ne?n akwé'ku kutili né' uni aoli'wa ká'tho la'nehse
ayukhiya?takenha ukweho'ku.
Uskah tsi atwahwenu'ni yukwanikula. Ta' tho niyotuhake akwanikula

Wáhta tyukwa'wíhe? otsi?khé'ta onuhkwa?t kukwité'ne teyethinuhwelá'tu akwé'ku kaluto'tu.
Uskah tsi atwahwenu'ni yukwanikula. Ta' tho niyotuhake akwanikula

Ohnekánus tyukwawí'he? katsatstáhsa ne?n aetyunhiyóhake. Ohnekánus tyukwawí'he? ayukwaya?htahnilihake.
Uskah tsi atwahwenu'ni yukwanikula. Ta' tho niyotuhake akwanikula

Owe'lashúha tkuíhas tsi? tewa?tenyéhse ne?n tsi? niwehmito?tás.
Uskah tsi atwahwenu'ni yukwanikula. Ta' tho niyotuhake akwanikula

Otsi?táhashúha aotilánashúha kútsta tayukhinikuhlawálye na teyukwanikúlyaks.
Uskah tsi atwahwenu'ni yukwanikula. Ta' tho niyotuhake akwanikula

Latihsakayútehse yukwayétha ká'tho ohwatsyá'ke kukwité'ne ne' tkáhas yowelatálihlá tsyok nahte? akutotyahke.
Uskah tsi atwahwenu'ni yukwanikula. Ta' tho niyotuhake akwanikula

Yukhisótha kwahsute?kékha wehnitá wehnitá'le né'né tyuháhtu ne?n kunú'kwe aotilí'hwake.
Uskah tsi atwahwenu'ni yukwanikula. Ta' tho niyotuhake akwanikula

Shukwatsi?há ne?n otahá'le shakoya?tákenhas tsyok nahte? akutotyáhke tsi?nahte? yukwayáthu ne wi'n aetyunhehke.
Teshukwawí'he? kwáte'ke, áwa'tu kati? ayukwayo'tá wehnisláteni.
Uskah tsi atwahwenu'ni yukwanikula. Ta' tho niyotuhake akwanikula

Yotsistohkwa'lu tyukhiyá'wihe? né' wi'n taká? aetwatya?tátu ne' sa yukhihló'lihe? kanhke na yákahéwe nale?
táhetwanuhwelá'tu kohslaké'ne.
Uskah tsi atwahwenu'ni yukwanikula. Ta' tho niyotuhake akwanikula

Kaye niyoliwá'ke né' yukhihlo'lihe? tsi? ní'yot tsi? twakwé'ku úskah tsi? ta?etwatatká'nlake.
Uskah tsi atwahwenu'ni yukwanikula. Ta' tho niyotuhake akwanikula

Tsi? ka'yá akwe'ku ne' lohsu ne?n taetwatánuhwela'tu ká'tho ohwatsyá'ke.
Uskah tsi atwahwenu'ni yukwanikula. Ta' tho niyotuhake akwanikula

ONEIDA THANKSGIVING ADDRESS

The People were very strong in their beliefs and their ways.
Let's put our minds together. So be it in our minds

Our mother earth takes care of all lives.
Let's put our minds together. So be it in our minds

Grass carpets the earth.
Let's put our minds together. So be it in our minds

Strawberries are good medicine that helps all the people.
Let's put our minds together. So be it in our minds

Tobacco the head of all the medicines here on earth.
Let's put our minds together. So be it in our minds

Three sisters are the leaders of all foods here on earth.
Let's put our minds together. So be it in our minds

Medicines here on earth were left for all Oneidas and other Indian benefits.
Let's put our minds together. So be it in our minds

Deer here were left they are the head of all animals and also the reason here they stay to help the Oneidas.
Let's put our minds together. So be it in our minds

Maple they gave us for syrup a medicine in the spring to give thanks to all the trees.
Let's put our minds together. So be it in our minds

Water they give us strength also a good life. Water gives us strength to live.
Let's put our minds together. So be it in our minds

The winds bring the changing of the seasons.
Let's put our minds together. So be it in our minds

Birds their songs they use to lift our minds when we are sad.
Let's put our minds together. So be it in our minds

The thunders wakes us up here on earth spring it brings the warm winds for all things to grow.
Let's put our minds together. So be it in our minds

Our grandmother, the moon has charge of women's needs.
Let's put our minds together. So be it in our minds

Our eldest brother the sun helps us for all things to grow whatever our foods
for our survival. He gives us light to be able then to work every day.
Let's put our minds together. So be it in our minds

The stars give us light so that we don't get lost also tells us when it's that time when to give thanks to the winter.
Let's put our minds together. So be it in our minds

Four messengers they give us guidance how that all became of one same mind (thinking).
Let's put our minds together. So be it in our minds

The one who made all things that we are thankful here on earth.
Let's put our minds together. So be it in our minds

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NOTICE – SEATING IS LIMITED

At the May 8, 2023, special meeting, action by General Tribal Council was taken which:

1. Upholds the restriction of on-reservation location for GTC meetings and upholds the capacity limits for GTC meetings
2. Directs that those tribal members who are unable to attend the meeting due to capacity limitations are **not eligible** for a GTC meeting stipend payment.

Please note:

Seating for the July 1, 2024, semi-annual GTC meeting is available on a first come, first serve basis.

The Business Committee asks anyone who has arrived after we reached capacity of 2280 members to please sign-in. This will assist us in determining future needs of the General Tribal Council.

Title 1. Government and Finances – Chapter 111
GENERAL TRIBAL COUNCIL MEETING STIPEND PAYMENT POLICY

111.1. Purpose and Policy
 111.2. Adoption, Amendment, Repeal
 111.3. Definitions

111.4. Stipends
 111.5. General Tribal Council Meetings
 111.6. Appeals

111.1. Purpose and Policy

111.1-1. The purpose of this policy is to govern the payment of stipends for attendance at General Tribal Council meetings.

111.1-2. It is the policy of the Oneida Tribe of Indians of Wisconsin to pay eligible General Tribal Council members a stipend for attending a General Tribal Council meeting at which a quorum is established and maintained and where official Tribal business is conducted.¹

111.2. Adoption, Amendment, Repeal

111.2-1. This policy was adopted by the Oneida Business Committee by Resolution BC-12-10-08-K and amended by BC-02-13-13-E.

111.2-2. This policy may be amended pursuant to Tribal law by the Oneida General Tribal Council.

111.2-3. Should a provision of this policy or the application thereof to any person or circumstances be held as invalid, such invalidity shall not affect other provisions of this policy which are considered to have legal force without the invalid portions.

111.2-4. In the event of a conflict between a provision of this policy and a provision of another law, ordinance, policy, regulation, rule, resolution or motion, the provisions of this policy shall control. Provided that, nothing in this policy is intended to repeal or modify any existing law, ordinance, policy, regulation, rule, resolution or motion.

111.2-5. This policy is adopted under authority of the Constitution of the Oneida Tribe of Indians of Wisconsin.

111.3. Definitions

111.3-1. This section shall govern the definitions of words and phrases used within this law. All words not defined herein shall be used in their ordinary and everyday sense.

(a) “General Tribal Council” means the governing body of the Oneida Tribe of Indians of Wisconsin, which is composed of the qualified voters of the Tribe, as determined by the Constitution of the Oneida Tribe of Indians of Wisconsin.

(b) “Tribe” or “Tribal” means the Oneida Tribe of Indians of Wisconsin.

111.4. Stipends

111.4-1. Any Tribal member who meets the requirements of 111.4-2 shall receive a stipend in an amount determined by General Tribal Council for attending a General Tribal Council meeting, if a quorum is established.

(a) If a quorum has not been established within fifteen (15) minutes after the published starting time, the meeting shall not be held and no stipend shall be paid.

111.4-2. In order to receive a stipend for attending a General Tribal Council meeting, a person shall:

(a) be a qualified voter, in accordance with the Oneida Constitution;

¹January 16, 2023 GTC Directive: “Motion by Nancy Barton to accept the petition and to increase the General Tribal Council stipend to \$200 effective January 30, 2023. Seconded by Michael Debraska. Motion carried 2/3 majority vote requirement by show of hands.”

(b) except as provided under (1), register no later than fifteen (15) minutes after the published starting time of the meeting by checking in at a registration table, filling out any required forms, and providing a valid Tribal or state issued picture identification;

(1) A person who is physically in line to register for a General Tribal Council meeting within fifteen (15) minutes after the published starting time of the meeting, may receive a stipend for attending a General Tribal Council meeting if he or she registers and meets the other requirements under this section.

(c) be present for the entire meeting, from the time the meeting is called to order until the meeting is adjourned; and

(1) For purposes of this policy, a Tribal member who leaves the meeting area and any related bathroom facilities, as identified by the Tribal Secretary's Office, is not considered present for the entire meeting.

(d) check out and provide a valid Tribal or state issued picture identification card after the meeting ends.

(1) For the purposes of this policy, a meeting ends when the meeting is adjourned, the meeting is recessed to a later date, or a quorum is lost.

111.4-3. *Payment.* The stipend payment shall be made by an acceptable distribution process approved by the Accounting Department. Any fees associated with reissuing a payment shall be deducted from a reissued payment.

(a) The Accounting Department shall distribute stipend payments no later than fifteen (15) business days after a General Tribal Council meeting is held.

(b) If a Tribal member does not receive a stipend payment after meeting the requirements of 111.4-2, he or she may contact the Enrollment Department to verify his or her eligibility to receive the stipend payment.

111.5. General Tribal Council Meetings

111.5-1. Enrollment Department.

(a) The Enrollment Department shall be responsible for the following at each General Tribal Council meeting:

(1) Conducting check in/out of Tribal members and verifying voter eligibility.

(2) Verifying mailing address of each Tribal member.

(3) Providing eligible Tribal members with a hand stamp, bracelet or other identifier that can be displayed upon request to prove they are eligible to attend the meeting and/or vote during the meeting.

(b) Enrollment Department officials shall be responsible for verifying the information provided by Tribal members while checking in and out. A Tribal or state issued picture identification card shall be required to verify the identity of the person registering.

(c) The Enrollment Department shall send the relevant information regarding Tribal members who are eligible to receive a stipend to the Accounting Department as soon as possible after the meeting.

111.5-2. If the facility where the meeting is held does not seat at least twenty-five hundred (2,500) people, the Oneida Business Committee shall have the Security Department or other applicable individuals limit meeting attendees to those Tribal members who are eligible to vote.

111.6. Appeals

111.6-1. Any Tribal member denied a stipend payment may file an appeal with the Enrollment Department within forty-five (45) days after the meeting for which the meeting stipend was denied. The review shall be conducted by the Enrollment Director or his/her designee. A determination as to

whether the Tribal member was eligible for the stipend shall be made within five (5) business days of receipt of the appeal.

(a) The determination shall be sent by registered mail (return receipt requested) or delivered in person to the Tribal member.

(b) In the event a stipend payment is denied, the determination shall include a statement notifying the Tribal member that he or she has fourteen (14) calendar days to file an appeal with the Oneida Trust/Enrollment Committee.

(c) In the event a stipend payment is granted, the determination shall include a statement notifying the Tribal member that the Enrollment Department will forward his or her relevant information to the Accounting Department to process the payment.

111.6-2. Any Tribal member denied a stipend payment after an appeal to the Enrollment Director may appeal the Director's determination to the Oneida Trust/Enrollment Committee. The appeal shall be filed within fourteen (14) calendar days of receipt of the determination. An appeal shall be filed with the Oneida Trust/Enrollment Committee in care of the Enrollment Department. The Enrollment Department shall forward the appeal to the Oneida Trust/Enrollment Committee no later than the next business day.

111.6-3. A quorum of the Oneida Trust/Enrollment Committee shall conduct a hearing of the appeal and issue a determination within forty-five (45) days of the receipt of the Tribal member's request for review.

(a) The Oneida Trust/Enrollment Committee determination shall be sent by registered mail (return receipt requested) or delivered in person to the Tribal member.

111.6-4. *Payments after an Appeal.*

(a) Within five (5) business days after the Enrollment Director or the Oneida Trust/Enrollment Committee determines that a stipend should have been granted, the Enrollment Department shall notify the Accounting Department of the determination, the name of the Tribal member and any additional relevant information needed by the Accounting Department to make the payment.

(b) The Accounting Department shall distribute a stipend payment to the Tribal member within fifteen (15) business days from the notification.

111.6-5. The determination of the Oneida Trust/Enrollment Committee shall be final.

End.

GTC Directive – 8/11/07

Emergency Adoption – BC-12-07-07-A

Emergency Extension – BC-05-28-08-C

Permanent Adoption – BC-12-10-08-K

GTC Directive – GTC-11-21-11-A

Emergency Adoption – BC-05-09-12-A

Emergency Extension – BC-10-14-12-B

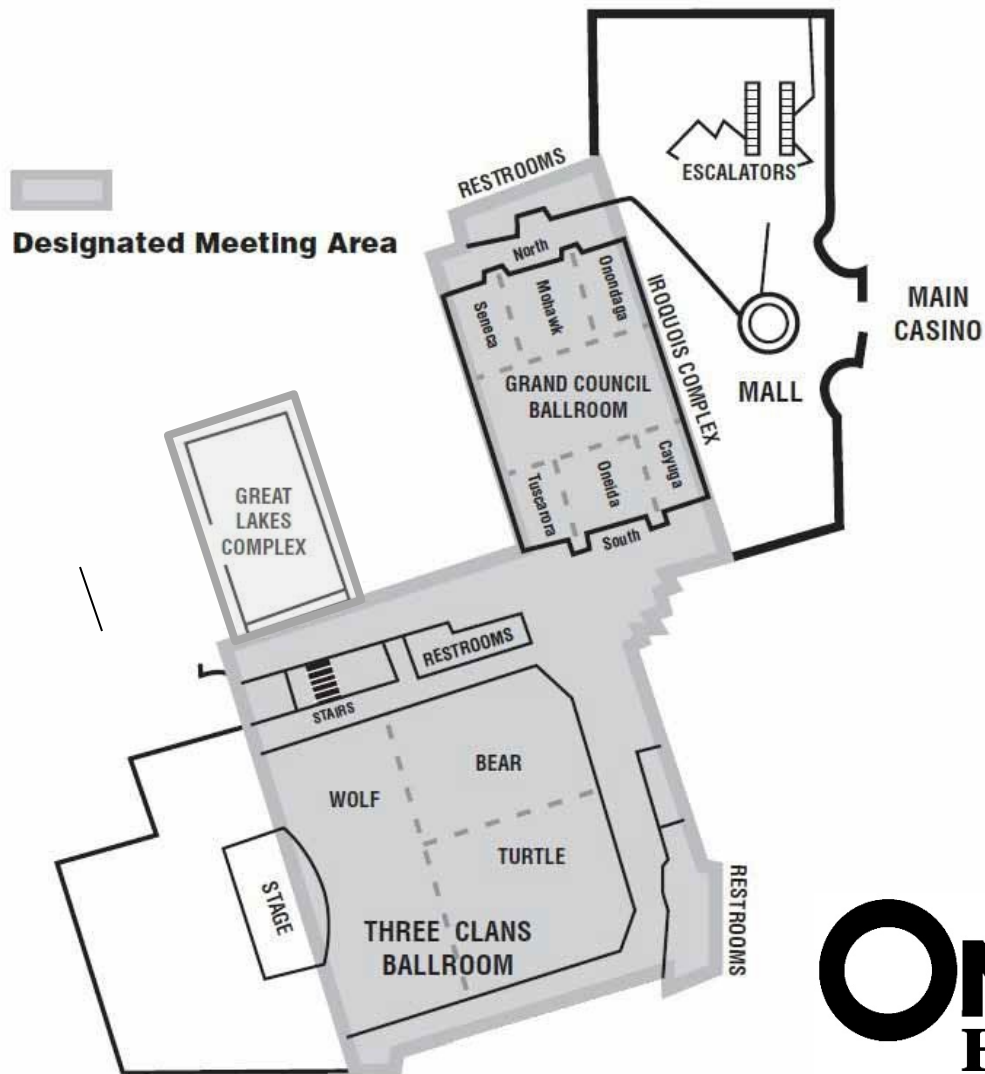
Adopted – BC-02-13-13-E

Emergency Amended – BC-04-08-20-A

Emergency Extension – BC-09-23-20-B (Expired)

DESIGNATED GTC MEETING AREA

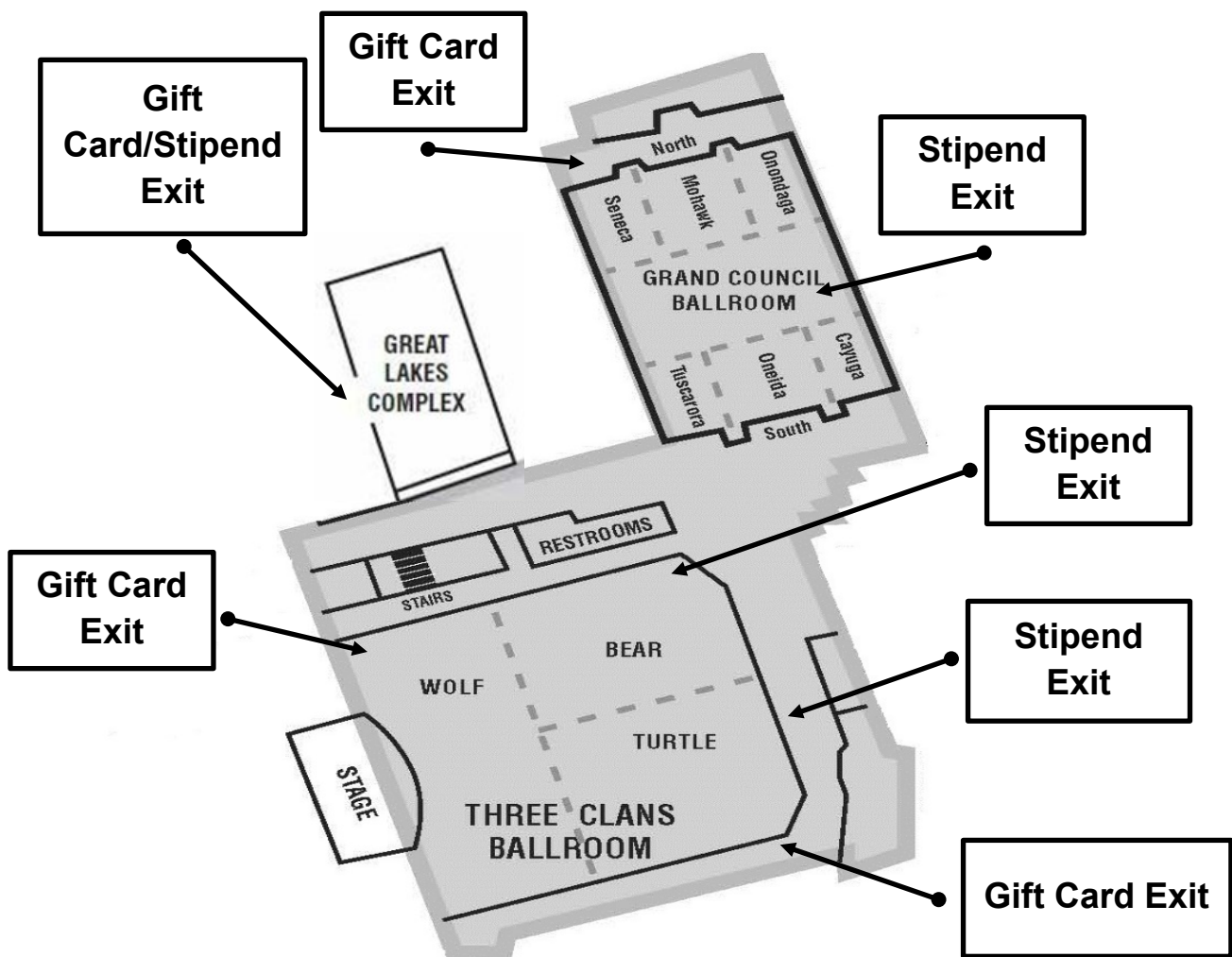
- ◆ Meeting attendees must remain inside the designated meeting area to remain eligible to receive the meeting stipend.
- ◆ You must be an enrolled Oneida tribal member and 18 years or older to be in the designated meeting area



EXITING PROCEDURES

Elders ages 65 & older, or individuals who may have other physical challenges, may opt to receive a colored wristband at check in. This colored wristband will alert check out staff and security of the individuals' priority for exiting upon dismissal of the meeting. Individuals who are assisting an elder or a person with physical challenges, must check-in at the same time as the elder or the person with a physical challenge to receive the same-colored wristband.

Please note that check-in volunteers will not know if an individual has a physical challenge based on appearance, so please alert the volunteer at check-in if a colored wristband is required



VOLUNTARY RETAIL GIFT CARD

****NOTICE --- THE FOLLOWING INFORMATION MAY CHANGE DEPENDING ON THE AVAILABILITY OF GIFT CARDS.**

Please pay attention to the Oneida Nation website and social medias for further information on gift card availability.**

FREQUENTLY ASKED QUESTIONS

If you have additional questions, please contact the Government Administrative Office at 920-869-4364.

Please note the following:

- 1) This is a VOLUNTARY choice.
- 2) Lost cards will not be replaced.
- 3) A signed acknowledgment will be required.

What if I lose my card, can I get it replaced? No, if a card is lost, it will not be replaced.

Is the card still taxable income? Yes, the card is considered taxable income; the records will be kept the same as the distribution of checks or direct deposit and it will be reflected on your 1099-MISC tax form.

Can I get a card at some meetings and choose a stipend at other meetings? Yes, at each GTC meeting you will have a choice.

Will there be special check-out lines for the cards at GTC meetings? Yes, if you want a card, there will be a special line for checkout to keep the exit process moving smoothly. **Please see the maps on the Announcement page.**

Will we eventually go 100% gift cards for stipends? GTC would determine if there is a full transition to gift cards. This would also require GTC to approve an amendment to the "GTC Meeting Stipend Payment Policy."

Can I redeem my card for cash at any of the places that accept the card? No, the card cannot be redeemed for cash.

Will I be able to use the card at the casino? No, the gift card cannot be redeemed at the casino. The gift card is valid at any of the following entities: All Oneida One Stop Locations, Oneida Travel Center, Oneida Four Paths, All Oneida Smokeshop Locations, Oneida Market, Oneida Museum, Oneida Family Fitness, Oneida Nation Farm, Oneida Apple Orchard, Oneida Licensing Department, Oneida Health Center, Oneida Housing, Oneida Utilities

PUBLIC HEALTH AND SAFETY PROTOCOLS

1. YOU ARE STRONGLY ENCOURAGED TO BE COMPLETELY VACCINATED BEFORE ATTENDING A MEETING.
2. IF YOU ARE ILL, HAVE BEEN EXPOSED TO COVID-19, THE FLU, OR RSVB, OR DISPLAYING SYMPTOMS: **DO NOT ATTEND THE MEETING**
3. **MASKS ARE STRONGLY RECOMMENDED FOR EVERYONE**
4. PRACTICE GOOD HYGIENE. WASH AND SANITIZE HANDS OFTEN.
5. REGULAR MENU WILL BE AVAILABLE. PLEASE BE PREPARED IF YOU REQUIRE A FULL MEAL FOR MEDICAL REASONS, I.E. DIABETIC.
6. ALL BAGS/BELONGINGS MAY BE SEARCHED UPON ENTRY.
7. THE MEETING MAY BE CANCELED PRIOR TO THE DATE. PLEASE SEE THE PUBLIC HEALTH AND SAFETY MEMORANDUM IN THIS PACKET.



Oneida Nation
 Oneida Business Committee
 PO Box 365 • Oneida, WI 54155-0365
oneida-nsn.gov



MEMORANDUM

TO: General Tribal Council

FROM: Oneida Business Committee

DATE: May 15, 2024

SUBJECT: Public Health and Safety – Impacts on a General Tribal Council Meeting

We have scheduled the semi-annual General Tribal Council (GTC) meeting to be held on July 1, 2024. The GTC has directed that the Oneida Business Committee (OBC) may cancel scheduled GTC meetings only for the health and safety of tribal members, and that it must do so in a regular, special, or emergency OBC meeting.

We have identified Severe Weather as a public health and safety reason that may impact GTC meetings. We have agreed upon the following based on guidance from the National Weather Service regarding severe weather.

Severe Weather Impact

The special GTC is scheduled for July 1, 2024, as an in-person meeting. We will begin check weather predictions on July 5, 2024, and post notice on the Nation's website regarding the status of the meeting:

- If there is severe weather issued by the NWS in Brown and/or Outagamie counties, the GTC meeting will be canceled.
 - If canceled, the meeting will be rescheduled and notice of the new date will be mailed.
 - An inclement weather date is to be determined.

Please look on the Nation's website and social media platforms for updates. In the meantime, we encourage you to stay safe and healthy.

GENERAL TRIBAL COUNCIL MEETING INFORMATION

EXPECTATIONS

No Children Please. All seats are needed for voting age Tribal members only.

Smoking is not allowed in the designated area. No E-cigarettes allowed per Clean Air Policy of BC-05-28-14-A.

All bags and/or carry in's will be checked prior to entering the meeting by Internal Security.

Keeping in line with the Oneida principle of Kalihwi-yó, and in accordance with BC-09-14-16-A, the following Rules of Decorum shall be adhered to by all persons in attendance at any GTC meeting:

1. GTC meeting attendees **shall** treat each other with respect.
2. GTC meeting attendees **shall not**:
 - a. Use profanity.
 - b. Interrupt others.
 - c. Heckle or threaten others
 - d. Disrespect property
 - e. Exhibit behavior that disrupts the meeting or endangers the safety of other attendees.
 - f. Be under the influence of alcohol or illegal drugs.
 - g. Have a weapon on their person in violation of any applicable law.
 - h. Take action that violates Tribal law.

All materials and information presented at General Tribal Council meetings are **confidential (for tribal members only) and are not to be shared with the general public.**

TO ATTEND THE MEETING

You must be an enrolled Tribal member.
 You must be at least 18 years old.
 You must present a **valid** tribal or state issued photo identification card when checking in and out.

PHOTO ID REQUIRED

A **valid** tribal or state issued photo Identification card must be presented. The Trust Enrollment Department issues Tribal ID's. No expired, broken, altered, mutilated, voided or unrecognizable photo ID will be accepted.

Call the Trust Enrollment Department (920) 869-6200 for additional information on how to obtain a Tribal ID.

GTC MEETING STIPEND NOTICE

To be eligible to receive the \$200 GTC meeting stipend; attendees must be in line to register no later than 15 minutes after the start of the meeting and sign out after the meeting ends. Those leaving the designated GTC meeting area during the meeting will not receive their stipend.

Stipends are issued within fifteen (15) business days of the meeting.

EXITING SAFETY INFORMATION

Please exit in an orderly fashion. Keep in mind all of those around you and provide assistance for those who may need additional help.

In the event of a fire alarm, please proceed calmly to a nearby exit, leave the building and move away from the doorway.

NOTICE

After the May 8, 2023, Special General Tribal Council meeting we were made aware of some activities taking place within the GTC Meeting area. Specifically, we were notified that illegal drug use was taking place in the bathroom areas. The Oneida Police Department has been made aware of this and they will be taking appropriate steps to ensure that this is not occurring at future meetings.

Drug abuse has been something we have become more keenly aware of in the past decade. We have been taking steps to address this unfortunate activity to aid those who are addicted, to prevent addiction from occurring, and to enforce laws that prohibit the sale and use of illegal substances. Like alcoholism, this is a battle we cannot afford to lose, and we must allocate resources to address it.

It is abundantly clear that we cannot allow our General Tribal Council meetings to be abused in this fashion. Our meetings should not and cannot be used to sell or participate in illegal substance use. Those members who use illegal substances, who sell illegal substances, are put on notice, the General Tribal Council will not tolerate this behavior and the Nation's resources will be used to prohibit it occurring.

Drug abuse has no place in our community, it has no place in our General Tribal Council meetings, it has no place in our families, and it has no place in our homes. If you see something occurring, tell a security officer or a police officer and they will follow-up on your concerns. It will take all of us to address this problem, let's get on this.

Oneida Nation

Post Office Box 365

Phone: (920)869-2214



Oneida, WI 54155

GTC Resolution # 12-02-19-A Establishing Rule Regarding Presentations and Speakers

- WHEREAS,** the Oneida Nation is a federally recognized Indian government and a treaty tribe recognized by the laws of the United States of America; and
- WHEREAS,** the Oneida General Tribal Council is the governing body of the Oneida Nation; and
- WHEREAS,** the General Tribal Council meets regularly in Annual and Semi-Annual meetings and in special meetings; and
- WHEREAS,** in 2008 the General Tribal Council adopted a stipend payment for attendance at meetings which has increased attendance; and
- WHEREAS,** this increase in attendance has resulted in a greater need to standardize some actions of the General Tribal Council consistent with prior actions and understandings to avoid unnecessary delay and confusion; and
- WHEREAS,** since 2008, the General Tribal Council has adopted motions which set three-minute time limits on speakers during discussion in 34 of the last 71 meetings, more often occurring in recent General Tribal Council meetings, and
- WHEREAS,** since 2008, the General Tribal Council has adopted various motions identifying when a speaker may speak again during discussion, most of which have involved limiting the speaker to either once per topic or once until all others have had a chance to speak; and
- WHEREAS,** the stated reasons for setting the three-minute time limit to speak and limiting the ability to be recognized to speak per topic has been to allow a greater number of members to ask questions or comment on a topic before the body, *see, for example, Richard Hill, July 11, 2009, p. 1; Madelyn Genskow, January 30, 2010, p. 2; Kelly Elm McAndrews, May 23, 2011, p. 4; Nancy Skenandore, June 1, 2015, p. 4; Julie Clark, February 13, 2017, p. 3; Linda Dallas, March 19, 2017, p. 6; Michelle Danforth, October 8, 2017, p. 4;* and
- WHEREAS,** since 2008, 'once per topic' has come to be understood as once under discussion, and once under each motion and amendment thus allowing a member at least four opportunities to speak (*discussion, main motion, and two amendments*), *see, for example, Tina Danforth, February 20, 2017, p. 2;* and
- WHEREAS,** since 2008, the General Tribal Council has adopted motions which set fifteen-minute time limits on each presenter in 23 of the last 71 meetings, more often occurring in in 2008-2009 meetings; and
- WHEREAS,** since 2008-2009 and the initial establishment of a fifteen-minute time limit on each presenter, most presentations have stayed within this time limit; and

GTC Resolution # 12-02-19-A
Establishing Rule Regarding Presentations and Speakers
Page 2 of 2

WHEREAS, establishing a formal rule regarding speakers and presenters would provide consistency and reduce the time necessary to develop a motion and/or amendment to the motion which address the speaker and presenter limitations; and

WHEREAS, the General Tribal Council desires to clearly identify a permanent rule of order under which to operate its meetings which recognizes the history and uniqueness of itself as a governing body of the Oneida Nation in order to allow additional time to be spent on matters identified on the agenda for the meeting rather than adoption of the agenda for the meeting, see *Linda Dallas, March 19, 2017, p. 6 and Corrinne Robelia-Zhuckkahosee at p. 9;*

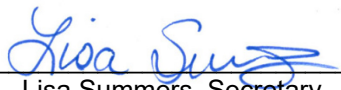
NOW THEREFORE BE IT RESOLVED, that the General Tribal Council adopts the following procedural rule for General Tribal Council meetings.

Setting Time Limits. The following time limits shall be applied upon calling the meeting to order. Any member calling for a privileged question or point or order is excluded from this rule.

1. *Speakers.* Upon calling the meeting to order, members are limited to three minutes per person. A member must make all comments, ask all questions and make any requested motions within the three-minute time period.
2. *Once per Topic.* Upon calling the meeting to order, members are limited to speaking once per topic until all interested parties have had an opportunity to speak and may be recognized one (1) additional time. Topic is defined as the discussion period, main motion, and any amendments. (*Example: A member may speak during discussion, after the main motion, and after any amendment for a total of four opportunities to speak.*)
3. *Presentations.* Upon calling the meeting to order, presentations are limited to 15 minutes per presenter. (*Example: Petitioner, Oneida Business Committee or division of the Nation.*)

CERTIFICATION

I, the undersigned, as Secretary of the Oneida Business Committee, hereby certify that the Oneida General Tribal Council, in session with a quorum of 1,652 members present, at a meeting duly called, noticed and held on the 2nd day of December, 2019; that the forgoing resolution was duly adopted at such meeting by a majority of those voting and that said resolution has not been rescinded or amended in anyway.



Lisa Summers, Secretary
Oneida Business Committee

Robert's Rules of Order
As Used by the General Tribal Council

AGENDA

1. Agendas are presented in a standard format.
2. GTC can change the order of the agenda but cannot add subjects to the agenda. *See Ten Day Notice Policy.*
3. Can delete items from the agenda.
4. A motion to not hear/see a presentation when it is taken up during the meeting requires only a simple majority vote.
5. Upon reconvening a recessed meeting, a two-thirds vote is required to return to a prior subject that was concluded at the earlier meeting date.

SPEAKING LIMITATIONS *(See resolution # GTC-12-02-19-A)*

1. Timing starts when individual recognized.
2. Speaker must make motions within the time limit.
3. Discussion, main motion, and amendments are three different “subjects”.
4. A petitioner may respond to questions or comments made during discussion.
5. Speaker cannot speak about an individual.
6. Right to speak is not transferable.

PRESENTATIONS *(New) (See resolution # GTC-12-02-19-A)*

1. Limited to 15 minutes per presenter.
2. May ask another member to give or complete a presentation.
3. Limited to information presented in meeting packet.

MAIN MOTION/AMENDMENTS

1. Must be recognized and given the floor to make a main motion or amendment.
2. Cannot make a main motion or amendment if recognized for a privileged question or point of order.
3. Main motion must be reasonably related to the agenda item.
4. Amendments are limited to two for each main motion.
5. If the main motion fails, the amendments fail.
6. An amendment is interpreted as amending the main motion, such as striking out and replacing words.
7. Amendments cannot be a duplicate of a current motion or amendment.
8. An amendment cannot be subsequently amended to reverse the action back to the original motion.
9. Amendments must be relevant to the noticed subject.
10. A main motion cannot be withdrawn after an amendment has been acted upon.
11. The financial impact of a main motion or amendment is a separate analysis conducted by the Treasurer to determine if the motion is in order.
12. A vote on an amendment to the main motion is a majority vote, even if the amendment would require the main motion to be a two-thirds vote.
13. Motion or amendment that does not receive a second after the first, second, and then third call is not recognized. *(New)*

ADOPTION OF MINUTES *(New)*

1. Not required to have minutes on agenda to a duly called meeting.
2. Minutes contain the 'minutes' or motions made at the meeting, the transcript, and meeting costs.
3. The motion as presented on the screens represents the official language of the motion and not any variation as identified during discussion in the transcript.
4. Minutes are presented for approval of the official action, the transcript is for interpretation.

MOTION TO ADJOURN/RECESS TO A SPECIFIC DATE

1. A motion to recess begins the next meeting where the recessed meeting was left off prior to the recess and with the agenda already adopted.
2. A motion to defer items to another agenda adds items to that agenda and must meet the Ten Day Notice Policy.
3. A motion to adjourn a special GTC meeting without direction regarding the remainder of the agenda results in all items on the agenda being concluded with no further action required.

POINT OF ORDER

1. A point of order arises when a member who has the floor is not talking about the subject matter on the agenda before the membership at that time in the meeting.
2. The point of order calls the attention of the Chair to the discussion and requests that the discussion on the floor reasonably relate to the agenda item.
3. A point of order question may interrupt another who has the floor.
4. The Chair should recognize the member by name and request them to state their point of order; or if the point of order is obvious simply rule without asking for the point to be stated.
5. No discussion is allowed regarding the point of order.

PRIVILEGED QUESTION

1. A privileged question arises when the action under discussion, or the discussion itself, will infringe on a right of another member.
2. It can interrupt a member who has been given the floor, and can either be addressed immediately, or if not immediately, can be addressed after the member who has the floor has completed their discussion.
3. The Chair recognizes the member with the privileged question and asks him to state his question.
4. No discussion on the privileged question is in order.
5. The Chair should immediately rule on the question or indicate that it can wait until the current member has completed discussion.
6. Generally, the Chair has ruled on the privileged question immediately. *(New)*
7. A member can only state a privileged question and a brief explanation, they are not recognized to make comments or motions.

APPEAL THE DECISION OF THE CHAIR

1. This motion must be raised immediately after the Chair makes a ruling, and before another has been given the floor.
2. A decision of the Chair may be appealed only where there is an issue that is subject to interpretation.
3. Where the decision is clear, no appeal may be raised.
4. The Chair makes the determination whether the decision is appealable.
5. If an appeal is entertained, a simple majority is necessary to overturn the decision.
6. The Chair may vote in the case of a tie, or where the vote will result in a change in the vote by creating a tie, which in this case upholds the decision.

Explanation of vote:

Vote “support” if you agree with the Chair’s decision to rule the motion out of order.

Vote “oppose” if you disagree with the Chair’s decision to rule the motion out of order and the motion should be in order.

CALL FOR THE QUESTION

1. General Tribal Council has used this motion to immediately end discussion or to vote to end discussion.
2. The motion cannot interrupt another who is recognized to speak or who has the floor.
3. After a call for the question on an amendment has been acted on, the discussion returns to the main motion.
4. A call for the question on the main motion ends all discussion on that subject and after action moves to the next agenda item.
5. Robert’s Rules of Order requires a two-thirds vote for the call for the question to end discussion, the General Tribal Council has accepted a simple majority.
6. If a call for the question is used to end discussion, an immediate vote on the motion is in order.
7. A member may request the Chair to put the call for the question to a vote, i.e. to vote on the call for the question, and the Chair restates that a question has been called for and a vote in favor of the call for the question results in discussion ending and a vote on the motion before the body.
 - a. A vote in opposition to the call for the question results in discussion continuing.
 - b. A simple majority is required in the vote to end discussion.
 - c. This motion does not require a second.
8. There have been circumstances where the Chair has identified that an overwhelming portion of the membership oppose the call for the question or where has allowed a few remaining speakers in line to speak before calling the question and a vote has not taken place or the remaining speakers have been allowed to speak.

Explanation of vote:

Vote “support” if you wish to end discussion.

Vote “oppose” if you wish to continue discussion.

MOTION TO TABLE

1. This motion has the effect of taking the entire subject matter out of discussion, regardless of when it is raised - i.e. before, during, or after a main motion or amendment to a main motion is pending.
2. A simple majority vote is required on the motion to table.
3. There is no discussion on a motion to table.
4. There is no discussion on an item if the motion to table is adopted.
5. A motion to table is not in order when it used to simply delay or stop discussion and all the information has been presented at the meeting.
6. In the Annual or Semi-Annual meetings, the tabled matter ends up on the agenda of the next meeting.
7. In a special meeting, the matter dies, unless another meeting is scheduled to discuss the subject.
8. To take action on a tabled item it must first be removed from the table.

MOTION TO RECONSIDER

1. This motion is brought forward by a member wishing to bring a matter back before the body.
2. The matter must be on the agenda and the membership must have received reasonable notice.
3. The motion must be seconded, and it requires a majority vote.
4. If the vote passes, the motion or prior action is on the floor as if the prior vote did not occur.

MOTION TO POSTPONE INDEFINITELY

4. Must be recognized to make the motion.
5. Must be seconded.
6. Is debatable.
7. Requires a majority vote.

VOTING

Members are not required to vote or even vote to abstain; the number of votes does not need to equal the quorum.

1. *Majority Vote*. Used in most instances and requires a simple majority of the members voting, excluding those who choose to abstain. The abstentions are asked for to complete the record, not to include them in the count.
2. *Two-Thirds Vote*. Used to overturn a previous action as identified in the Ten Day Notice Policy. Requires two-thirds of those voting to act, excluding those who choose to abstain. The total number of votes, divided by three, multiplied times two.
3. *Tie Votes*. In the event of a tie, the Chairperson can vote. A tie is identified in Robert's Rules of Order as an occasion where if the Chair casts a vote, a different outcome will result. The Constitution identifies that the Chair votes "only in the case of a tie." This has been identified to limit the ability of the Chair to vote to break a tie vote in the case of a two-thirds vote, where it would change the results of the vote.

COUNTING VOTES

There are four ways to count votes.

1. *Voice vote.* The Chair calls for those in favor, opposed and abstentions to answer and rules on whether the motion carried or failed based on the noise level.
2. *Hand vote.* The Chair calls for those in favor, opposed and abstentions to raise their hands and rules on whether the motion carried or failed based on the visual of the number of hands raised.
3. *Hand count.* The Chair calls for those in favor, opposed and abstentions to raise their hands and directs the Election Board to count the raised hands. The Election Board reports the count numbers and the Chair rules on whether the motion carried or failed based on the hand count presented by the Election Board.
4. *Ballot vote.* The Chair calls for the Election Board to set up the ballot processes and reports the count and the Chair rules on whether the motion carried or failed based on the ballot count presented by the Election Board.

Roll Call Vote/Quorum. In the past this motion has been determinative of whether quorum existed. Its use is unnecessary after the adoption of a stipend where average attendance has been approximately 1700 and the existence of a quorum of 75 members is immediately obvious.

The Chair is responsible for selecting the method of voting. A member, prior to introduction of the next subject and prior to the next speaker being recognized, can request the next level higher in voting, i.e. from a hand vote to a hand count. The Chair may ask the body if they want to entertain the next level of voting or can state that it was obvious and without any doubt the outcome of the vote.

OBJECT TO CONSIDERATION OF THE QUESTION

1. This motion is used when a member believes the motion should not be placed before the body because it is intended only to delay or bring a matter that is inadvisable to be brought to the body.
2. The motion must be made before any other speaker speaks to the motion, does not need a second, and requires a two-thirds vote to adopt.
3. Adoption of the motion prohibits the objected to motion from being made.

AUTHORITY TO REMOVE DISORDERLY MEMBER

1. The Chair has the authority to request Security to remove a member from the room when they are being disorderly.
2. Generally, this has occurred after several warnings by the Chair to the member – to please come to order, to shut off the microphone, to recess to get the meeting back to order, to have Security escort the member to their seat, to have Security remove the member from the room.

ROBERT'S RULES OF ORDER

1. It has been identified in the past that many actions taken at General Tribal Council meetings conflict with Robert's Rules of Order.

2. However, given the fluctuating nature of the membership attending each meeting, the Parliamentarian has generally ruled that the membership's application of the rules of order supersedes any version of Robert's Rules of Order.
3. Further, that to change such understanding, the change would have to be noticed in compliance with the Ten Day Notice Policy and be approved by the membership.
4. The version of Robert's Rules of Order used has not been identified in a formal manner.
5. The Parliamentarian has generally identified to the Chair, prior to the meeting, the version of the rules they will be using.
6. A motion to "suspend the rules of order" is acceptable, however, action cannot take place while the rules are suspended.

MAXIMUM CAPACITY *(New)*

Reaching maximum capacity may result in some members being unable to attend is a public safety issue. See discussion at the May 8, 2023, meeting, page 38, accepting limitations on capacity in current facility.

GENERAL TRIBAL COUNCIL AGENDA

I. WELCOME

II. ANNOUNCEMENTS & CALL MEETING TO ORDER

III. ADOPT THE AGENDA

IV. APPROVE GTC MEETING MINUTES

- A. February 25, 2024, annual meeting minutes

V. OLD BUSINESS

A. 2024 annual Treasurer’s report

- i. Action currently on the floor:
- Motion by Nancy Barton to accept the 2024 annual Treasurer’s report. Seconded by Johnathan Smith. *Motion not voted on.*
 - Amendment #1 to the main motion by Linda Dallas to schedule a special General Tribal Council meeting within four months or whatever is reasonable to discuss and address all of the housing problems, issues, and concerns of the Oneida Nation and to provide direction for future development of housing on the Oneida Reservation. Seconded by Kathy Mauritz. **Motion carried by show of hands**
 - Amendment # 2 to the main motion by Gina Powless-Buenrostro to direct the Business Committee to develop a system to hold exempt employees accountable for their time. Seconded by Nancy Barton. *Amendment not voted on.*

B. 2024 annual land acquisition report

- i. Presentation
- ii. Discussion
- iii. Action



**SEMI-ANNUAL
MEETING**

Monday, July 1, 2024
6:00 p.m.

LOCATION

Oneida Hotel
2040 Airport Dr., Green
Bay, WI

DIRECTIONS

Google Maps Directions:
<https://tinyurl.com/55f5rtwy>



AGENDA – CONTINUED

C. 2024 annual report

- i. Presentation
- ii. Discussion
- iii. Action

D. 2024 annual Onlyote?a·ká ni?i Project Plan report

- i. Presentation
- ii. Discussion
- iii. Action

E. Adopt resolution entitled Capital Improvement Plan for Government Services – 2024 to 2034

- i. Presentation
- ii. Discussion
- iii. Action

F. Determine next steps regarding General Tribal Council Meeting packet mailers

- i. Presentation
- ii. Discussion
- iii. Action

VI. REPORTS

A. 2024 semi-annual Treasurer's report

- i. Presentation
- ii. Discussion
- iii. Action

B. 2024 semi-annual land acquisition report

- i. Presentation
- ii. Discussion
- iii. Action

C. 2024 semi-annual report

- i. Presentation
- ii. Discussion
- iii. Action

D. 2024 semi-annual Onlyote?a·ká ni?i Project Plan report

- i. Presentation
- ii. Discussion
- iii. Action

AGENDA – CONTINUED

E. FY-2023 Comprehensive Financial Audit report

- i. Presentation
- ii. Discussion
- iii. Action

EXCERPT FROM FEBRUARY 25, 2024, ANNUAL GTC MEETING: Motion by Lisa Liggins defer the FY-2023 Comprehensive Financial Audit Report to the 2024 semi-annual meeting and to place all upcoming Comprehensive Financial Audit Reports to be presented at the semi-annual General Tribal Council meetings. Seconded by Shannon Hill. Motion carried by show of hands

VII. NEW BUSINESS

A. Accept update regarding the Eviction and Termination Law

- i. Presentation
- ii. Discussion
- iii. Action

B. Accept the Marijuana Legalization Business Strategy report

- i. Presentation
- ii. Discussion
- iii. Action

VIII. ADJOURN

TOPIC:

**APPROVE GTC MEETING
MINUTES**

General Tribal Council

Annual Meeting
10:00 a.m., Sunday, February 25, 2024
Three Clans Ballroom, Oneida Hotel

Minutes

The General Tribal Council of the Oneida Nation met Sunday, February 25, 2024, at a duly called meeting with 1,698 registered tribal members in attendance.

ONEIDA BUSINESS COMMITTEE ATTENDANCE:

Present: Chairman Tehassi Hill, Treasurer Lawrence Barton, Secretary Lisa Liggins, Council members: Jonas Hill, Kirby Metoxen, Marlon Skenandore, Jennifer Webster, Jameson Wilson;
Not Present: Vice-Chairman Brandon Yellowbird-Stevens

I. WELCOME (00:00:00)

Councilman Jameson Wilson provided the opening. John Breuninger brought in the colors. The colors were retired.

Item II. was addressed next.

A. Tribal Action Plan/Oneida Behavioral Health – Harm Reduction/Educational Announcement (00:25:22)

Introduction by Mark W. Powless, General Manager. Video presentation by the Tribal Action Plan.

Item III. was addressed next.

II. ANNOUNCEMENTS & CALL MEETING TO ORDER (00:20:25)

Chairman Tehassi Hill called the meeting to order at 10:35 a.m.

Item I.A. was addressed next.

III. ADOPT THE AGENDA (00:34:39)

Motion by Patricia Cornelius to adopt the agenda as presented and to end the meeting by 1:00 p.m. Seconded by Kathy Mauritz. Motion carried by show of hands

Amendment #1 to the main motion by Gina Powless-Buenrostro to extend the end time to 2:00 p.m. Seconded by Danielle McGee. Motion carried by hand count: 712 support; 389 opposed; 44 abstained

Amendment #2 to the main motion by Linda Dallas for the Tribal Treasurer to report out in accordance with the constitution; and for the General Tribal Council Legal Resource Center to report out on the training for the Oneida membership training on laws and procedures; for an update regarding Medicare Plan B to be reported out; for a separate conversation regarding the Capital Improvement Projects to take place regarding the Oneida Nation High School, Health Center, Recreation Center, and Casino; and to have a separate item that someone addresses how the \$29 million budget is being spent on food. Seconded by Don Miller. Motion failed by show of hands.

IV. APPROVE GTC MEETING MINUTES

A. July 24, 2023, semi-annual meeting minutes (01:20:02)

Motion by Jennifer Webster to approve items IV.A.-D. Seconded by Doreen Zayas. Motion carried by show of hands

B. August 7, 2023, special meeting minutes (01:20:02)

Motion by Jennifer Webster to approve items IV.A.-D. Seconded by Doreen Zayas. Motion carried by show of hands

C. September 25, 2023, special meeting minutes (01:20:02)

Motion by Jennifer Webster to approve items IV.A.-D. Seconded by Doreen Zayas. Motion carried by show of hands

D. October 8, 2023, special meeting minutes (01:20:02)

Motion by Jennifer Webster to approve items IV.A.-D. Seconded by Doreen Zayas. Motion carried by show of hands



V. OLD BUSINESS

- A. **2023 semi-annual reports (01:23:09)**
Introduction by Chairman Tehassi Hill

Motion by Lisa Liggins to accept the 2023 semi-annual reports as information. Seconded by Johnathan Smith. **Motion carried by show of hands**

Amendment #1 to the main motion by Gina Powless-Buenrostro to bring back the Business Committee report regarding the Business Strategy for the legalization of Marijuana, including the Request For Proposal, to the July 2024 semi-annual meeting. Seconded by Dianna Jordan. **Motion carried by show of hands**

Amendment #2 to the main motion by Linda Dallas to schedule a separate General Tribal Council meeting to discuss the Capital Improvement Projects with the primary ones being the Oneida Nation High School, Recreation Center, Health Center, and the Oneida Casino prior to the 2024 semi-annual General Tribal Council meeting. Seconded by Lisa Liggins. **Motion carried by show of hands**

- B. **Accept the Review of the Eviction and Termination Law memorandum (01:46:44)**
Verbal Presentation by Councilman Jameson Wilson

Motion by Nancy Barton that a report be brought back under the Oneida Comprehensive Housing Department regarding the General Welfare Assistance determination of counting it as yearly income for elders and low-income housing residents with the legal review from Department of Treasury mortgage relief program, a COVID program. **Motion ruled out of order by Chairman Tehassi Hill; the motion is not in on topic**

Motion by Gina Powless-Buenrostro to deny the acceptance of the memorandum regarding the Eviction & Termination law update and to defer the Eviction & Termination law back to the Legislative Operating Committee to remove the wording "alleged" or "allegations" in the law and to bring back to the 2024 semi-annual meeting. Seconded by Shawn Stenandore. **Motion carried by show of hands**

Amendment #1 to the main motion by Lori Elm to include that nobody loses their home without an agreement if they are not the ones being charged and furthermore that if Comprehensive Housing resells the home, the homes will be sold at the appraised value and that if any other homes were sold this way prior, that the money goes back to Comprehensive Housing to pay down the debt and the excess goes back to the home owner. **Motion ruled out of order by Chairman Tehassi Hill; there is a Rule process in place for the motion and General Tribal Council cannot take action on past items**

VI. REPORTS

- A. **FY-2023 Comprehensive Financial Audit report (02:46:16)**
Introduction by Treasurer Lawrence Barton
Video Presentation by Mr. Corey Topp, RSM US, LLP.

Motion by Lisa Liggins defer the FY-2023 Comprehensive Financial Audit Report to the 2024 semi-annual meeting and to place all upcoming Comprehensive Financial Audit Reports to be presented at the semi-annual General Tribal Council meetings. Seconded by Shannon Hill. **Motion carried by show of hands**

Amendment # 1 to the main motion by Darryl Cornelius for the discussion at the March 6, 2024, Legislative Operating Committee community meeting to be forwarded to the semi-annual General Tribal Council meeting to be voted on for an action plan. **Motion ruled out of order by Chairman Tehassi Hill; the motion is not in on topic**

- B. **2024 annual Treasurer's report (03:03:07)**
PowerPoint presentation provided by Treasurer Lawrence Barton

Motion by Nancy Barton to accept the 2024 annual Treasurer's report. Seconded by Johnathan Smith.¹

Amendment #1 to the main motion by Linda Dallas to schedule a special General Tribal Council meeting within four months or whatever is reasonable to discuss and address all of the housing problems, issues, and concerns of the Oneida Nation and to provide direction for future development of housing on the Oneida Reservation. Seconded by Kathy Mauritz. **Motion carried by show of hands**

Amendment # 2 to the main motion by Gina Powless-Buenrostro to direct the Business Committee to develop a system to hold exempt employees accountable for their time. Seconded by Nancy Barton.²

Item VIII. was addressed next.

- C. **2024 annual land acquisition report**
Item was not addressed and will be forwarded to the 2024 semi-annual General Tribal Council meeting.
- D. **2024 annual report**
Item was not addressed and will be forwarded to the 2024 semi-annual General Tribal Council meeting.
- A. **2024 annual Onnyote?á-ká ni?i Project Plan report**
Item was not addressed and will be forwarded to the 2024 semi-annual General Tribal Council meeting.

¹ February 25, 2024, annual GTC meeting was adjourned before voting on the motion
² February 25, 2024, annual GTC meeting was adjourned before voting on the motion

MEETING TRANSCRIPT

I. WELCOME

- A. Tribal Action Plan/Oneida Behavioral Health – Harm Reduction/Educational Announcement

TEHASSI HILL: All right, good morning, everyone. It's 10:00. Please be seated.

II. ANNOUNCEMENTS & CALL MEETING TO ORDER

TEHASSI HILL: All right, I'll give our final announcement of attendees when I get the numbers, but it looks like we have an established quorum. At this time, I would like to call Councilman Jameson Wilson to the podium to give the opening.

JAMESON WILSON: [Introduction in the Oneida Language] Good morning, everyone. My name is Jameson Wilson, and I wanted to say that I'm thankful for this day. It's a good day, and I'm glad to be here with you all. It's my honor to be able to provide the Kanehelatukksia which is what we use to extend our greetings and thankfulness to all creation, and so happy to put that through for everyone that's in attendance. So I'll get started.

[Thanksgiving address recited in the Oneida Language]

TEHASSI HILL: All right. Yaw'akó Councilman. All right, if I can get John Breuninger up to the podium to announce the colors.

JOHN BREUNINGER: Please don't stand yet. I've got a few announcements to make before we start. First of all, it's been customary here in our General Tribal Council meetings to recognize all of our veterans. I'd like to have all of our veterans, active duty, reservists to please stand and be recognized by your people. Thank you. In case you haven't noticed, all of the women are over on the left with the flags, so we'll recognize them in just a little bit. One major announcement regarding Native American veterans-- the United States Congress, on March 14th, which is approximately three weeks from now, will be signing a charter for the National American Indian Veterans. This will be the first time in the history of the country that our veterans are being recognized by Congress, which is actually giving us a charter from which we will now move forward, so congratulations to veterans.

It's been almost a year ago we announced here that we wanted to have our women veterans come and bring the flags forward. All of our women veterans are eligible for joining the local chapters that we have here of the VFW in WVA, and we want to make certain that they do take those opportunities, but it's taken a full year, and believe me, it's like trying to hurt cats. We came up with -- research was done, and we identified approximately 90 Oneida Nation women veterans. Basically, there's been a lot of people involved, and I really need to just recognize for the benefit of our people here who really has put a lot of time and effort into this. Jan Malcolm took on as the Coordinator. Unfortunately, she is ill today and could not be present. Barbara Skenandore did the research. Theresa Barber Hook did the best work. The Oneida community members helped. The Oneida Business Committee contributed. The Oneida Nation Museum, Oneida Nation wardrobe, the Oneida Nation Veterans Service Office, the Oneida Nation Veterans Affairs Committee, VFW Post 7784, and the auxiliary to the VFW 7784, and the Wisconsin Indian Veterans Association. All of these groups of people have put together time and effort, as well as

VII. NEW BUSINESS

- A. Adopt resolution entitled Capital Improvement Plan for Government Services – 2024 to 2034

item was not addressed and will be forwarded to the 2024 semi-annual General Tribal Council meeting.

- B. Determine next steps regarding General Tribal Council Meeting packet mailers

item was not addressed and will be forwarded to the 2024 semi-annual General Tribal Council meeting.

VIII. ADJOURN (03:57:57)

Motion by Bob Smith to adjourn at 1:59 p.m. Seconded by Johnathan Smith. Motion carried by voice vote.

resources, to make this happen. Basically, the women designed their own logo. It's on the back of their shirts, a very attractive logo. That was done by wardrobe, and it was put on the shirts through the use of embroidery. So that takes care of that.

I want to hold off just for one second. In 1813, the first Oneida woman volunteer, Polly Cooper, went with a group of Native Americans or Oneidas to Valley Forge and helped support George Washington and his army, who were both starving and freezing in the cold of that winter. Polly has been recognized as that, and so she is our first woman volunteer, and she served a three month service period in September of 1813 in the regiment of "Indian Volunteers". So we look to Polly as our -- probably our first Oneida Nation woman veteran that was brought into service by the Government

Each of our individual women who have come here today, we started out -- we did have a list of 90. We were able to muster up 10. We've had several become sick in the last few days, and therefore, we're down to 7, but we are so proud that these 7 women have stepped forward as Oneida Nation women veterans to bring in the colors today.

Color Guard, ten-hut. Would you all now rise for the bringing in of the colors? Our Eagle staff today is carried by Ruth Wagner, 93-year-old United States Army veteran. The Oneida flag is carried by Paula Christjohn, United States Army. The United States flag is carried by Kaylynn Gresham, United States Army. The Wisconsin State flag is carried by Linda Davis, United States Army. The POW/MIA flag is carried by Carmen Escamea, United States Army. A very proud United States Marine Corps flag is carried by Cassandra Charrad, United States Marine Corps, and our last flag today is United States Coast Guard flag carried by Coast Guard Terry Cornelius-Doxlator. Color Guard, ten-hut. Right face. They look better than the men already. Forward march. Ruth Wagner's escort today is her daughter, Diane. Color Guard, halt. Left face. Present colors.

[National anthem]

Color Guard, order colors. Right face. Forward march. We'd like to thank you for allowing us to recognize our Oneida women veterans. If any of you and your family members have any veterans that you are aware of in your particular families, if you would write that down on a slip of paper and return it to the Oneida Museum, they will be collecting those names, and we're going to set up a database of all of our native Oneida women veterans. So, thank you very much. Have a great day.

TEHASSI HILL: All right, we've still got several announcements to get to before we get to this meeting called to order. Next, I'll call on our General Manager, Mark Powless.

MARK W. POWLESS: Shekóti Swakwek. Again, it's always an honor to speak before our General Tribal Council, our Oneida community. Happy to see all of your faces here on a weekend morning. Before we continue with the agenda, we have a brief video that was developed by our TAP department, our Tribal Action Plan. As you are aware, our TAP department or Tribal Action Plan is one of the areas, not the only area, but one of the areas that are charged with helping to address our substance use disorder issues that occur on our reservation. So, as part of TAP's initiative, they are to bring awareness and educate our community related to this very important issue. So, without further ado, we'll continue with the video that was created by the TAP area. Thank you.

TEHASSI HILL: All right, we're facing some technical difficulties. I'll go on with the announcements while they search to get that video put up. Good morning, everyone. Good morning, General Tribal Council.

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On behalf of the Oneida Business Committee, hoyan. This was supposed to happen in January, but hoyan to each and every one of you, as this is our first General Tribal Council meeting of 2024.

I would like to take a moment of silence to pay respects to all grieving and those who may be sick or those who may just need some prayers of encouragement. All right, Yawáko General Tribal Council. It is within our silence that we are able to offer our neighbor sitting next to us and each of every one of us in this room today grace and compassion. Grace, acknowledging the struggles and strifes and compassion for what others may be going through. May we offer our prayers of comfort for those who are experiencing hurt, grief, or sorrow of any kind. May we continue to encourage all to stay strong and steadfast. When we, as Ukwéhu, embrace our inherent instilled ways which are passed down from our ancestors who walked before us, we are acknowledging them. It also shows appreciation for all that they have sacrificed for us to be even here today. I am confident knowing brighter days will come. It is always the darkest in the midst of the storm, but showing compassion and just being present can help us all strive for brighter days. I encourage each of you to reach out and lift up your neighbors, as we would hope that they would do the same for us when we are in need. The continued support from our family and community is what keeps our fires burning strong and allows us to move forward with a good mind as a strong and thriving nation.

As you may notice, there is an empty seat on stage. Unfortunately, due to some personal family commitments, Vice Chairman Stevens had to make the difficult choice to not attend our General Tribal Council meeting this morning. I personally can vouch for and say that he takes his elected position very seriously, and I know that it must have been a hard choice for him to make. In our Oneida community, we know that family does, and will always, come first. It would be my hopes that we all would respect his decision and give him some grace while he makes and takes time for his family.

On behalf of the Oneida Business Committee, I would like to acknowledge and thank the employees of the Oneida Nation. The Nation and its employees continue to rebuild and overcome challenges the workforce continues to present every single day. It is our employees' continued dedication and hard work that is appreciated and valued. Yawáko for your contributions to the Nation, that we may, together, keep thriving and growing.

Now, before we call our first General Tribal Council meeting to order, I would like to quickly share a trial run of exiting procedures the Government Administration Office has introduced to ensure that we are protecting our elders, along with those who have physical restrictions. I respectfully am requesting for cooperation and patience from all in attendance who are 64 years old and younger to remain seated for the first 15 minutes after the meeting has adjourned. When the meeting adjourns, for the first 15 minutes of checkout, the Oneida Business Committee is asking the full body to please stay seated. This will be a designated elder courtesy exiting period, and checkout will be specific to those who have designated wristbands. Fifteen minutes may seem like a long time, but is a short time for all of us to wait to allow our elders to exit the room safely. During this 15 minute elder courtesy exiting period, the Business Committee will be doing a special presentation. Councilman Jonas Hill will be the primary presenter during this 15 minute period, so stay tuned for that. Yawáko in advance for your patience and cooperation as we continuously try to make exiting safety a priority, and also a special shout out and congratulations to the Skenandore family, state champion Harlow Skenandore. She's a freshman phenom [phonetic] for the Wisconsin Girl's State Champion in wrestling. She made history last night. Congrats on a job well done.

All right, I think the video is ready to go, so we'll go to the video.

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Shakoli Swakwek. [Introduction in the Oneida Language] I'm with the Oneida Police Commission. I'm here to talk about a very important subject—opioid overdose. The first step to responding to these overdoses is determining whether a person is responsive or not. Signs of an opioid overdose are non-responsiveness; pinpoint pupils—that's when your pupils are constricted to very, very, very small pinpoints; deep snoring; gurgling; sounds of possible vomiting. The main event of an opioid overdose is an individual being not responsive. You can determine this by utilizing the shake and wake approach. Shake and wake is taking an individual firmly by the shoulders and giving them a shake and saying their name. You don't want to do this too hard if they are suffering from any type of other injuries. You do want to assess them to see if they're breathing, if their chest is rising and falling. You could also put your hand or your face near their mouth to see if there is air coming from their bodies.

If an individual is not responding to you saying their name and shaking them, it is safe to assume that this is an overdose. Once you've determined an opioid overdose, we recommend calling 911. First responders send medical help on the way immediately. Another reason for calling 911 is that, if not an opioid overdose, there's other medical emergencies that the person's -- that could be resulting in the person's non-responsiveness. It ensures medical help is on the way. I also think it's important to mention that if you can do a quick assessment to see if you can feel a pulse in the neck using your two forefingers while the person's not breathing because the opioid does block and slow down respiratory, slow it down to the point of them not breathing, and then the rest of their systems starting to shut down.

The next step would be to administer Naloxone or Narcan. There are three forms of administration of Naloxone into an individual experiencing opioid overdose. The three forms of Naloxone administration are auto-injector, intramuscular, and nasal unit. We will review how to administer the nasal unit form of Naloxone as the Oneida Tribe distributes this type. The first step, opening the package by peeling back the foil wrapper and removing the nasal unit from the container. The nasal unit is used simply by holding it between the middle finger and index finger and the thumb on the back end. Insert the unit into the nostril of the person, and deploy the plunger by squeezing the back end of the unit, and this will administer Naloxone into their nostril area. The next step is to check with the person's breathing. If they are not breathing, you may do rescue breathing. Rescue breathing is a critical component because every minute without oxygen, the chances of revival decrease by ten percent. Before performing rescue breathing, check the individual's mouth so that there's no foreign objects in or around the mouth that could possibly be taken back down the person's throat and constricting the airway even further. You simply check them by opening the airway and sweeping the finger into the mouth, removing any obstructions to that airway. I would recommend having gloves as that point.

Perform rescue breathing by laying the individual on their back and tipping their head back, doing the head tilt, chin lift would be the recommended way to proceed. If you have a breathing barrier, you'd most likely be using that at this point also. You'd pinch their nose and begin giving rescue breaths. Continue this for 30 seconds. One thing to be mindful while performing rescue breathing is that there is a risk and a chance that the individual may throw up. All that air is going into the individual as long as you're performing effective rescue breathing, and you'll know this by the individual's chest rising and falling. Some of that air may be going down to the esophagus and being built up in the stomach. If this is done, that air is going to come back out. Anything that is in the stomach will come back out with it. If that happens, stop, check the airway again to ensure that there's no objects that could obstruct their airway, and continue rescue breaths. If two or three minutes have passed and the individual is still unresponsive or 911 has not arrived, you'll need to administer another dose of Naloxone. Repeat administration of Naloxone every 2-3 minutes until the person regains responsiveness or until emergency medical staff is on scene.

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It's also important to treat a patient to the level of care that you're trained. If you're trained in CPR, I would highly recommend giving chest compressions, especially if they're not breathing, and then you're using your Naloxone. If you deploy your Naloxone to get that Naloxone into their system with chest compressions. One more important thing to consider is that if an individual is responsive and alert and breathing on their own, it can wear off within 30 to 90 minutes after you've administered Naloxone. If the individual is still not breathing, continue the following rescue breathing steps. If the person is breathing, still not responsive, place the person in the rescue position. Placing that person in the rescue position, for example, the left arm and the left leg across the body so they can be rolled on the right side with the right arm positioned over their head and the right leg straight. This position allows the individual a safe recovery position in the event of vomiting and reduces the risk of choking.

There's some important information to be aware of and have knowledge about during some of these opioid overdoses, and some of these are factors and contributors that are important to be aware of. If you're taking opioids for non-medical reasons, don't use them while you're alone. If you overdose by yourself, no one will be there to help you. Having a reduced tolerance contributes to opioid overdoses. Reduced tolerance occurs when an opioid is no longer being taken. Another risk factor of opioid overdose is mixing opioids with downers such as alcohol or Benzos or antidepressants can increase the risk of an overdose. Opioids already do the same thing as alcohol and Benzos. They're all depressants and slow and depress the respiratory system.

Knowing how to administer Naloxone could save a relative's life and continuing to care for each other as the Onayote a-ka way. Yawwáko.

MARK W. POWLESS: Thank you for your attention during that video. Just an FYI, you're probably all familiar with the community education center. They do distribute Narcan at the community education center every Wednesday from 2:00 to 4:00 p.m., and you can also receive training in how to administer Narcan. So, again, that's every Wednesday, 2:00 to 4:00 p.m. at the community education center. Getting Narcan into our community can and will save lives. Thank you.

TEHASSI HILL: All right, thank you, Mark for that special announcement and to Dan Skenandore for assisting with this video, along with the TAP team. All right, now, before we entertain a motion to call the 2024 Annual Meeting to order, I'm going to ask Councilman Marlin Skenandore to quickly go over the rules of decorum.

MARLON SKENANDORE: Good morning. Just one last statement here before we get started. Keeping in line with the Oneida principle of the Kailiwi-yó, or good mind, and following the rules of decorum shall be adhered to by all persons in GTC today. GTC meeting attendees should all treat each other with respect. GTC meeting attendees shall not use profanity, interrupt others, heckle or threaten others, disrespect property, exhibit behavior that disrupts the meeting or endangers the safety of others; be under the influence of alcohol or illegal drugs; have weapons of any kind on their persons, take action that violates Tribal law. The meeting should be a safe place for all Tribal members to participate in Government. If you see anything that needs to be brought to the attention of security or OPD, please bring it to our attention. And again, lastly, if you see something, say something. Yawwáko.

TEHASSI HILL: All right, Yawwáko. Councilmen, at 10:00 a.m., the count for attendance was 1,655 Tribal citizens.

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III. ADOPT THE AGENDA

TEHASSI HILL: With that, I'll entertain a motion to adopt the agenda. We'll go microphone A. Please state your name for the record.

PATRICIA CORNELIUS: Good morning, General Tribal Council. Good morning to our Chairman and to the Business Committee. Thank you, Jameson, for your prayer. I'd like to make a motion to get the meeting started. I would like to say I hope we're done and end by 1:00. I make that motion. I hope all business is done before then or that it ends at 1:00, and I had one other thing, and I forgot what it is. But good luck to our meeting. Hope we have a good meeting and everybody's respectful. Thank you.

TEHASSI HILL: Seconded by Kathy Mauritz. Any discussion on the adoption of the agenda? I'll go to microphone B. Please state your name for the record.

GINA POWLESS BUENROSTRO: Good morning, General Tribal Council. My name is Gina Powless Buenrostro, and I'd like to amend this motion to -- I think three hours, we've got two annual reports on there. There's a lot of information, and there's a lot of dollars involved in this packet--hundreds of millions of dollars, so with that being said, I just want to make a motion, our normal time normally is four hours, not three. So I'm asking that that be extended to 2:00. The end time, 2:00. That's my motion. I make that a motion.

TEHASSI HILL: Your amendment to the main motion is to extend the time till 2:00?

GINA POWLESS BUENROSTRO: Correct. It's only one hour difference. Yes.

TEHASSI HILL: Name for a second. Danielle McGee seconds that amendment. All right, we're up for discussion on the main motion. Is there any discussion?

LINDA DALLAS: Yes, there is.

TEHASSI HILL: All right, we'll go to one question. The question has been called for. I'll go to microphone C before I entertain the call for the question. Microphone C, please state your name for the record.

LINDA DALLAS: Shekili Wahstetsi/sli, General Tribal Council. I have a procedural question regarding the main motion. It shouldn't require the amendment to it because General Tribal Council set the rules that we need for four hours. Isn't that part of our regular standard operating procedure here now?

TEHASSI HILL: The length of the time has not been included in that motion by General Tribal Council.

LINDA DALLAS: Okay. Then I -- so I wanted to make an amendment to the main motion, as well.

TEHASSI HILL: Second amendment

LINDA DALLAS: I wanted to amend the motion for the Tribal Treasurer to report out as he's required to per the Oneida Constitution. I would also like to have the General Tribal Council mandates and directives regarding the Judiciary providing training for the Tribal members reported out separately today, and an update regarding the Medicare Part B for our elders reported out separately for today, and then I'd also like to have separate discussion regarding the CIP projects -- all of them, especially the school, the recreation, the health center, and the casino. Those are multimillion dollar projects that should be drawn out and brought specifically to the attention of the General Tribal Council so we can have a good conversation about it and provide you some direction. I'd also like for you, the Business Committee, to address the membership. I don't think that it should have to happen at every GTC meeting, but I think that there needs to be a conversation about when the Oneida language is being spoken, that there should be respect, and there should be silence, and that everybody should be paying attention, should be quiet, listening, learning if you don't know and educate yourself. It's a wonderful opportunity, and the words that are being spoken are very important to us, especially when it's the Thanksgiving address. It's the

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foundation of our existence, and our elder people should know that already. They shouldn't have to be addressed and reminded. Maybe our younger ones do that are new here, but everybody should be quiet -- just like when the veterans are here and we're addressing other issues. Also, I think that the membership needs to be reminded of their roles and responsibilities and duties. Each and every one of us, no matter what your age is, when you're here, we're here to do business. You should be quiet. You should be listening, and you should be paying attention. Get up and ask questions when you feel it's necessary. Be respectful to one another, and if there's somebody sleeping in the audience, they should be removed. That's totally unacceptable. There's a lot of unacceptable activity that's going on. I'm in the overflow room today. I usually sit in the -- well, I sit between the two of them, but I think that those matters need to be addressed, and I want to thank you for finally addressing, or attempting to address the exit of the elders and the disabled first. I don't agree with us having to be subjected to something for 15 minutes. I think that we could all sit peacefully and socialize with one another, but that's your choice. But I think that those matters regarding the Oneida language and the roles and responsibilities of the membership need to be respectfully and gently reminded, I guess. I would also like -- I forgot to add to my motion, I would also like to have a separate item where someone from the Tribe addresses our money that's being spent out of the \$529 million budget we have for this fiscal year for food. There's food that's being provided at community meetings and it's my understanding that there's food being provided within the organizational structure for meetings. I'd like to know how much we're spending on food, and what it's being spent for, and differentiate between the community and organization.

TEHASSI HILL: All right, does that end your motion -- your amendment?

LINDA DALLAS: The first one where the yellow question marks are, that's the Oneida Judiciary. There's a General Tribal Council mandate in which they are required to provide training to the membership regarding the Tribal laws, policies and procedures. That has not been followed in a long time. The Business Committee was directed by the General Tribal Council to implement the payment of Part B for our elders and/or disabled, people that fall within that category and eligible for it. I don't know if you could tell us what CIP stands for so everybody knows that that means. Yes, thank you.

TEHASSI HILL: All right, thank you, Linda. All right, before I ask for a second, I'm going to have to rule on the second amendment to the motion. The vast majority of the information being requested is not -- is a part of the agenda today, so that would fall outside of the 10 day notice policy. There are a couple of -- well, the Medicare Part B is on the agenda as an update, but the vast majority of the body of the second amendment is out of order at this point, so I'll make that ruling now.

LINDA DALLAS: I respectfully challenge. This is the decision of the Chair because today is the annual meeting, and all of the reports are within there, within the organizational structure, and every item that is in that motion is in those reports. It's just asking --

TEHASSI HILL: Can you point to the page in the report so we can make sure that it is accurate?

LINDA DALLAS: I don't have that with me. If you want to give me one, I can do that for you, I guess, but you should know that. You are the Chairman. The Business Committee should know that. Certainly, the Tribal Treasurer. You have the Tribal Manager up there, so --

TEHASSI HILL: So as we're going through this process, I think you have a lot of great questions that could be presented to General Tribal Council so at this point, it's not necessarily appropriate to discuss these items in the adoption of the agenda.

LINDA DALLAS: I've appealed the decision of the Chair.

TEHASSI HILL: But at any point during the meeting where the items should be, if you request additional information as part of a motion to be presented for General Tribal Council would be in order.

LINDA DALLAS: I've appealed the decision of the Chair. I disagree with you, and anybody that knows how the General Tribal Council meeting goes, we'll go right past it. People want to know about our

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JEREMY HUGHES: My name is Jeremy Hughes. I didn't prepare for this right now, but I'm really nervous so forgive me if I'm slow to say, but I came up here to ask the General Tribal Council to respectfully investigate and look into the matters of terminating Marlon Skenandore's position within the council due to the fact that --

TEHASSI HILL: Point of order is being called.

JEREMY HUGHES: On Thanksgiving, he assaulted me.

TEHASSI HILL: Point of order. Can you turn microphone A off, please? Point of order has been called for. We're talking about the second amendment to the main motion, and so all discussion needs to be related to that. Right now, this isn't the current time for these types of accusations to be made.

LINDA DALLAS: Call for the question.

TEHASSI HILL: Sorry, sir. I'm just following the rules of General Tribal Council and the discussion needs to be had about the agenda and the specific topics that are on the agenda and made per the motion, so I'm sorry, but there is -- if you really think that you want to bring forward, that's part of the removal law, and there's a process for that. So I encourage you to read the removal law and if you believe that is in order to start that process for the removal, I guess that's all I can urge for you at this time. Thank you. All right, I did hear a call for the question, I believe from microphone C. There's a point of order. Please step up to the mic so we can hear you.

NANCY BARTON: I have a point of order. You did not include in the Capital Improvement Projects to take place regarding in that list also was the high school, and so I'd like to have that included, please, to make sure all the capital improvement projects that have been moved to the forefront, that they're included in there.

TEHASSI HILL: The motioner needs and second order needs to concur with the information being requested as a point of order.

LINDA DALLAS: Yes, that was the first one I listed. I had the high school, recreation, health center and casino.

TEHASSI HILL: Second concur? Noting the second concur. All right, with that, the question has been called for. Motion has been clarified. We'll go to the vote. First, we'll do a show of hands. If it looks close, we'll have to do a count, so with that, I will read the motion and ask for your show of hands one way or the other. There's a motion by Linda Dallas, seconded by Don Miller, for the Treasurer to report out in accordance with the Constitution and that the General Tribal Council leave a Resource Center to report out on the training for Oneida membership, training on laws and procedures, for updates regarding Medicare Plan B to be reported out, and for a separate conversation regarding the Capital Improvement Projects to take place regarding the Oneida Nation high school, health center, recreation center, and casino and to have a separate item that someone addresses how the 29, I think it's supposed to be \$529 million budget is being spent on food. All right, that is the motion. All those in favor of the second amendment to the main motion, please raise your hand. All those in favor of the amendment, please raise your hand.

LINDA DALLAS: Can you clarify what each motion -- each --

TEHASSI HILL: Please -- we're in the middle of a count. Please mute the mics. All right, all those opposed to the motion, please raise your hand. All those opposed. All right, all those abstaining from the motion, please raise your hand. All those abstaining. All right, by overwhelming support of declining this motion, the motion fails. That brings us to the first amendment. Again, I'll read the motion, and the floor is open for discussion. Can we get the mics turned back on? Motion by Gina Powless Buenrostro, seconded by Daniel McGee --

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money. We have a \$259 million budget. We have homeless people. We have hungry people whether they be children or families or elders. You know, we want to know where -- what you're doing with our money. So it's the annual, it's the report, everybody's in there. There's no reason why you can't do this. I appeal the decision of the Chair.

TEHASSI HILL: All right.

LINDA DALLAS: So it goes back to the people to decide whether or not they want to hear it which is --

TEHASSI HILL: All right, can you please turn microphone C off. We're going to go through the process for appealing the decision of the chair. All right, so I'll vote on appealing the Chair's decision. Support means you agree with the Chair's decision to rule the motion out of order. Oppose means you do not agree with the Chair's decision and believe that the motion should be ruled in order. So, just a second. All right, conferring with my colleagues. First, I need to determine whether the -- I have the discretion to move forward with the second amendment to the main motion, and as I stated, the vast majority of this information is not necessarily a part of the presentation, but there are components of it in the meeting reports, and so in talking with Larry, he believes that in the Treasurer's report, he could field most of those questions as it relates to the budget and food and things like that, and then I do need to make clear that the -- in the motion, the judiciary is not responsible for that training. It's the General Tribal Council legal resource center that is responsible for that training for Tribal members, so I just want to make sure that's clear. So I guess at this point, if we can get the amendment to the main motion back up. All right, so the Medicare Part B is a part of the reports. There's an update in the reports. As I mentioned, the Judiciary is not responsible at training. It's the General Tribal Council legal resources, and the third part--the Capital Improvement Projects--that's already been a General Tribal Council discussion, that those projects will have a special GTC meeting to discuss those items in particular, so that will be at an upcoming GTC meeting. So those specific items, and I believe that's the vast majority of it, so I guess I would request the motioner, if she would remove the Judiciary training as it's not a Judiciary responsibility. That is the General Tribal Council Legal Resource Center directive. We need microphone C turned back on. So Linda, to make your motion go forward to a vote, we just need you to strike out the Judiciary portion of your amendment.

LINDA DALLAS: It is my understanding that the Oneida General Tribal Council directed the Oneida Judiciary that responsibility. That is why I said the Oneida Judiciary. I don't know that the Oneida General Tribal Council resource center was even in existence at the time the General Tribal Council gave that directive to the Judiciary. Correct?

TEHASSI HILL: I'm not aware of the specifics that you're referring to.

LINDA DALLAS: So for clarification, then, you're saying that the Oneida Judiciary doesn't handle that right now, but you're saying that that is a role and responsibility of the General Tribal Council Legal Resource Office.

TEHASSI HILL: Correct.

LINDA DALLAS: Okay. As long as that's clear to the membership. Because actually, the people at the General Tribal Council Legal Resource Department need some training themselves in my opinion, and that's with respect. I'm not saying that to diss them or anything, it's just that we could be better and we should always strive to be better.

TEHASSI HILL: All right, thank you for agreeing to that change. I guess at this point I'll ask for a second to the second amendment to the main motion. Is there a second? I need a name for a second. Don Miller seconds the motion. All right, with all that sorted out, that brings us to discussion the second amendment. We'll go around to the mics. Microphone A, discussion on the second amendment. Please state your name, and you've got three minutes. Thank you.

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LINDA DALLAS: Excuse me, Mr. Chairman. Nobody over here knew if we were voting on the appeal of the decision of the chair or if we were voting on the motion, so I respectfully request --

TEHASSI HILL: I'm sorry, Linda. That must be your interpretation. I clearly read the motion and asked for people to vote on the motion. So thank you. We are moved on to the first amendment to the main motion.

LINDA DALLAS: I appeal your decision. I appeal the decision of the Chair. Come over here and ask the people --

TEHASSI HILL: This is not a directive that I can -- that I have discrepancy over. It is -- I'm following the rules.

LINDA DALLAS: I didn't even know what we were voting on --

TEHASSI HILL: I'm sorry, but then you need to pay better attention to what your own directives were to pay attention and listen, so I clearly read the motion and asked for people's vote on the motion. Please turn microphone C off, please. All right, sorry everyone. Thank you, as we continue to try to get this meeting going and on schedule. So a motion by Gina Powless, seconded by Daniel McGee, motion to extend the time to 2:00 p.m., which is the usual four hour time period. All right, we are open for discussion. I see someone at microphone C. Please state your name for the record, and you have three minutes. Thank you.

LORI ELM: Lori Elm. Call for the question.

TEHASSI HILL: All right, question has been called for. Again, I will read the motion and ask for you to vote by a show of hands. There's an amendment to the main motion by Gina Powless Buenrostro, seconded by Daniel McGee, motion to extend the time to 2:00 p.m. All those in favor signify by raising your hand. All right, those opposed, please raise your hand. Those opposed to the amendment, please raise your hand. All right, you can lower your hands. It looks like it's too close to call, so I'll have to ask the Election Board to do a hand count. So please be patient as the Election Board gets into position to do a hand count. Thank you.

LINDA DALLAS: Privileged question.

TEHASSI HILL: All right, we don't entertain Privileged questions or point of order when we're in the process of voting, which we are. Thank you. If an Election Board member in the overflow room could let me know when they're ready, we can start the count. Thank you.

ELECTION BOARD: They're ready for the count.

TEHASSI HILL: All right. Thank you. Again, I will read the motion again and ask for you to raise your hand in show of support or opposition of the motion. The amendment to the main motion by Gina Buenrostro Powless, seconded by Daniel McGee, motion to extend the time till 2:00 p.m. All those in favor, please raise your hand to be counted. All those in favor, please raise your hand to be counted.

ELECTION BOARD: We're ready in the overflow room.

TEHASSI HILL: All right, all those opposed to the motion, please raise your hand. All those opposed, please raise your hand to be counted. Is the Election Board ready in the overflow room?

ELECTION BOARD: Yeah, we're ready.

TEHASSI HILL: All right, thank you. All right, those abstaining from the vote, please raise your hand to be counted. Those abstaining. All right, thank everyone for your patience. The vote is in. There were 1,145 votes cast. There were 712 yes votes, 389 [no] votes, and 44 abstentions, so the motion to extend to

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2:00 is in order and made. All right, thank you, everyone. Privileged question at microphone A. Microphone A, we can't hear.

MADELYN GENSKOW: Could we please have a correct count on Linda's proposal because we didn't get a chance to understand when we were voting, and it was all confused because it was asked really quick and then went on to something else, so we would like to vote on Linda's proposal, please.

TEHASSI HILL: I'm sorry, but we've already moved on to the first amendment to the main motion.

MADELYN GENSKOW: But we really need a correct vote from the people.

TEHASSI HILL: There was a vote from the people and it was overwhelmingly --

MADELYN GENSKOW: It was confusing, and we didn't know when to vote or what we were voting for.

TEHASSI HILL: As stated before when it was questioned at the time that I did read the motion as presented and asked for the vote for support and those opposing and went through that process as usual.

MADELYN GENSKOW: I realize that, but we didn't understand. We didn't get a chance to vote before you start talking about something else, so I would like a correct vote from the General Tribal Council.

TEHASSI HILL: I'm sorry. I'm going to have to decline your request at this point. It's not part of the process that we follow here at General Tribal Council. As noted, we went through as I always do, read the motion and ask for the votes on the motion and move forward succinctly as, again, we try to move these General Tribal Council meetings to the discussion into the meat of the agenda so that we can have the important discussions, but it's going on over an hour now for getting the agenda adopted, so I would like to get this done so we can have the discussion. All right, so, that brings us to the main motion. Privileged question.

LINDA DALLAS: So can you explain to the General Tribal Council the procedure. I think that people get confused like there's the motion that was on the floor with Gina's, and then there's the motion that was on the floor for Pats, so just because we end, we're scheduled to end at a certain time, that means we just recess and the rest -- we can still continue to have a normal conversation. We don't have to rush because at that point in time when we're done, we can recess and roll the agenda over for another meeting, right?

TEHASSI HILL: That's not necessarily how it works with the annual and semi-annual meetings. All these agenda items, if we don't address them today, automatically roll to the next annual or semi-annual meeting, so there's no motion required or needed for any of these items on our agenda today. They will automatically be put before General Tribal Council at the July meeting, and if those items aren't addressed -- get to the agenda there, they go to the January meeting automatically.

LINDA DALLAS: And when did we start doing that?

TEHASSI HILL: That's been as far as I can remember. It's nothing new.

LINDA DALLAS: I disagree, but thank you.

TEHASSI HILL: All right, moving on to the main motion. A call for the question on the main motion, if we could get the main motion up on the board. Privileged question, microphone C. State your name and your Privileged question.

LORI ELM: Lori Elm. I'm just wondering if -- can you bring a BC member in this room so that they can get clarified when the motions are made or at least ask the Election Board to tell them because when you were talking before, I don't think nobody really understood it, so if you could get clarification on that.

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V. OLD BUSINESS

A. 2023 semi-annual reports

TEHASSI HILL: Moving on to Item V, Old Business, we have Item A, the Semi-Annual reports. Again, this is the semi-annual reports for 2023. We are respectfully requesting that any questions be brought to the 2024 semi-annual meeting as the data and information included in these reports is now outdated, so again, these are reports from last year, but we're open for discussion on the annual, semi-annual reports from 2023, so that is from the July meeting of last year that we didn't get to the reports, so they are now at this meeting. Any discussion or action? Lisa?

LISA LIGGINS: Thank you, Mr. Chair. Powerful. I'll make a motion to accept the 2023 semi-annual report as information.

TEHASSI HILL: All right, Lisa makes the motion; seconded by Jonathan Smith. All right, we are open for discussion. We'll go to microphone B. Please state your name, and you have three minutes. Thank you.

GINA POWLESS BUENROSTRO: My name is Gina Powless Buenrostro. I have a couple of questions on that '23 report. I'm looking at page 8, and it's GTC directives. Now, GTC directed you, the Business Committee, to develop a strategy and report bringing back that information six months from the date of that report which encompassed developing our own dispensary. We'd be the first ones in the state of Wisconsin. All around us, all these states have legalized marijuana and they're all selling it, making billions. Let me say it again--billions of dollars. Okay? I don't smoke weed myself, but it's an opportunity for economic development. For years and years and years, we've been talking about economic development, let's develop some things, but we haven't. We have the casino. Period. We have retail, period, and that's it. So, as noted, it states that you guys have been working on it. Okay, so 2020, it's now 2024. You guys have just now sent an RFP to be issued for a consultant. Like we're so behind the 8 ball now. This is, to me, it's not acceptable. This would be considered like work ethics and work ethics are not acceptable when Governor Evers has been stating on -- in his addresses that he's for approving the legalization of marijuana. Now, I know there's obstacles. I know there's obstacles. If other tribes can do it, we can do it, for sure, okay? And that generates billions of dollars. That could go into housing. That could go into health care. That could answer a lot of problems. It's not for the spending and then we don't know about the spending. It can answer a lot of problems. So my issue is this--you, as the Onedia Business Committee, have been given a specific directive to bring this back, and it's four years late, which I do believe is unacceptable, COVID or not. Because during the COVID, you guys were out there traveling with masks, shaking hands with everybody, but you had shut us down so we couldn't meet. So I want to know, this says that -- where's the report? It should be in this report. It's in 2023 that you guys were working on an RFP. Where is that RFP at, and if you don't have it, I want it in the next. I guess let's wait another year, but not really. I'm going to make a motion that that RFP, that the strategy and everything be back to General Tribal Council in the July, is it semi-annual? Semi-annual meeting, no exceptions. You guys had five years to do this. So let's get that report. Let's start making some money. Let's develop our economic development, start new businesses. That's my motion. Bring it back in July of 2024. I need a second.

TEHASSI HILL: All right, thank you, Gina. I need a name for the second. Diana Jordan. I also need clarification on the motion. Gina?

LISA LIGGINS: Gina, just to clarify so we have it recorded correctly, so this is in regard to the January 20, 2020 annual meeting directive regarding the Business Committee prepare for legalization of marijuana in General Tribal Council
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TEHASSI HILL: All right, thank you for again raising the question about the process. So, again, I will be clear. I will read the motion and I will ask for your hand count or a show of hands when we get to the voting portion of it, so I guess I just ask that everyone pay attention to the speakers and everyone that's talking so that you are aware of where we are at on the agenda and what we are voting on. We will make sure that we put the motion up on the screen before we go to voting. Thank you. All right, there's a motion by Pat Cornelius, seconded by Kathy Mauritz, motion to adopt the agenda as presented and to end the meeting by 1:00 p.m., which has been amended to 2:00 p.m., and the question has been called for, so we'll go to a show of hands. Again, I see the motion is up on the board. I will read it again and then I'll go for the vote. Motion by Pat Cornelius, seconded by Kathy Mauritz, motion to adopt the agenda as presented and to end the meeting at 1:00 p.m., which has been amended to 2:00 p.m. All those in favor, please raise your hand. All right, thank you. All those opposed to the adoption of the agenda, please raise your hand, those opposed. All right, thank you. Those abstaining from the vote, please raise your hand, those abstaining. All right, motion carries. We have an adopted agenda. Thank you everyone.

IV. APPROVE GTC MEETING MINUTES

- A. July 24, 2023, semi-annual meeting minutes**
- B. August 7, 2023, special meeting minutes**
- C. September 25, 2023, special meeting minutes**
- D. October 8, 2023, special meeting minutes**

TEHASSI HILL: All right, first item on our agenda is to approve our General Tribal Council meeting minutes. There are several, looks like four--the July 24th, August 7th, September 25th, and October 8th. Jenny?

JENNIFER WEBSTER: Chairman, I'll make a motion to adopt GTC meeting minutes for A, B, C, and D.

TEHASSI HILL: All right, Jenny makes the motion to approve items A, B, C, and D. I hear a second. I need a name for a second. Noreen Zayas? Doreen? Doreen Zayas. All right, Jenny made the motion, seconded by Doreen Zayas, so we are open for discussion on the motion. I'll go to microphone A.

MAREENA BRIDGES: This isn't actually about that. I'm sorry. It was just a question, like a process question?

TEHASSI HILL: Privileged question.

MAREENA BRIDGES: Okay, privileged question. Just for clarification with the exiting procedure, do people who are like physically disabled also get the yellow band?

TEHASSI HILL: Correct.

MAREENA BRIDGES: Okay, that's it. Thank you.

TEHASSI HILL: Thank you. All right, we'll go to microphone B. No, no discussion at microphone B. There's no one at microphone C. Question has been called for. There is a motion by Jennifer Webster, seconded by Doreen Zayas, motion to approve items 4, A through D, which is the minutes. We'll vote by show of hands. All those in favor, please raise your hand. All right, thank you. Those opposed, please raise your hand, those opposed. All right, thank you. Those abstaining, please raise your hand, those abstaining. All right, thank you everyone. Motion carries.

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the state of Wisconsin. So, for that update, for that particular item to be added to the July 20th, excuse me, July 2024 semi-annual meeting. Not necessarily RFP. It would be the Business Committee's report regarding the business strategy.

GINA POWLESS BUENROSTRO: Yes.

LISA LIGGINS: So, for that update, for that particular item to be added to the July 20th, excuse me, July 2024 semi-annual meeting. Not necessarily RFP; it would be the Business Committee's report regarding the business strategy?

GINA POWLESS BUENROSTRO: I want us to be ready to go. Let's be clear and let's be transparent. I want the reports. I want -- if you guys have contracted with a consultant, let's see that. I want it ready to go. We've waited five years. We have a whole new administration with the exception of Tehassi, Brandon, Kirby, and Jenny. There's no exception for this to be still waiting five years later. So, yes. I want to know.

LISA LIGGINS: Yep. Committee, can we just take a look at the monitor to make sure that it's worded properly?

GINA POWLESS BUENROSTRO: Okay, even though I'm clarifying it for you know, it's understood, and GTC's backing me up, we want all that information and ready to have -- actually ready to start our dispensary as soon as the laws are passed. Let's not be behind the 8 ball, and also the RFPs. Everything that goes with it.

LISA LIGGINS: Yep. the RFP has already been issued, and we can have a further discussion. Yeah.

GINA POWLESS BUENROSTRO: Sounds good.

LISA LIGGINS: Okay, thank you.

TEHASSI HILL: All right, secondor concur? Secondor does concur. All right, we are open for discussion on the amendment, amendment to the main motion. Anyone from the -- Councilman Wilson?

JAMESON WILSON: Thank you, Mr. Chair. Appreciate what you had to say there, Gina. I hear you. We definitely need to diversify our economic development portfolio. I think that investing into the marijuana industry, whether it's distribution, cultivation, production, or retailing, distributing, I think that there's an avenue for us to take on all of those or at least one of them, and so one of the things that is a barrier or something that's obstructing this from happening is the -- I believe the gaming compact that we have with the federal government, as marijuana is still listed as a Schedule 1 drug, and so that would conflict with the gaming compact that we have with the federal government, and so I think that, for one, we need to be -- we need to find a way to be a little bit more sovereign and navigate some of those things and try to find a work around or circumvent, not circumvent, but work around it and work through it with the federal government, but I think that's one of the bigger barriers that we're running into right now is the gaming compact we have with the feds. Some other updates to provide to you all, the General Tribal Council, is that we do have on the active files list for the legislative operating committee a marijuana law, and so we've also been instituting and incorporating these community LOC quarterly community meetings. We have one on March 6th and so we already have three laws set up for discussion, and so we have a meeting every four months, and so the next one will be in June, I believe. Every three months, I'm sorry, so in June, I think, we're going to be having another one. I think that the marijuana law would be a prime piece of legislation that we could have a discussion about at that meeting, and yes, we're five years into this thing,

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and so I think that we need to provide a solution to this, and also the RFP as you mentioned, it's been talked about. That should be coming back in March, so some time this upcoming month, and I think that we can start providing updates thereafter. I feel like the semi-annual meeting as you had mentioned would probably be the time where we can provide updates on what that RFP looks like and what the feasibility of getting into the marijuana industry looks like. So I just wanted to say that much, and yeah, I'm hoping that we can diversify our portfolio economically and I think this would be one that we could move forward with. Thanks.

TEHASSI HILL: All right, thank you for the update. Moving to microphone C in the overflow room. Again, the discussion is the amendment to the main motion. Thank you. Please state your name for the record, and you've got three minutes.

LINDA DALLAS: My name is Linda Dallas. Can you please show me the main motion, please? The main motion.

TEHASSI HILL: We're on the amendment.

LINDA DALLAS: Okay. So there's been a motion made -- can you bring that back down, please? You're rolling into my three minutes here. Can you bring the screen down so I can see the main motion?

TEHASSI HILL: We're discussing the second amendment which is on the screen.

LINDA DALLAS: Right, but I want to see the main motion. Okay, so we have our Tribal Secretary, Lisa Liggins, that made a sweeping motion to approve -- to accept the 2023 semi-annual reports as information. That's disturbing to me. Secondly, we have a motion -- an amendment to the motion for the marijuana issues, and we're having a conversation over here about the rule being puff, puff, pass, not smoke the whole thing yourself, and so what is the Tribe's intent with that, I guess, and I'm hoping that all gets flushed out in that, and then I'd like to make an amendment to that motion. I'd like to move for a separate General Tribal Council meeting to discuss the CIP projects, all of them.

TEHASSI HILL: At that point, I'll just call that out of order right now. We are talking about the amendment to the main motion which is the marijuana update, so any discussion needs to be made towards that amendment. Thank you.

LINDA DALLAS: That's not the way we normally do business if there's another amendment.

TEHASSI HILL: It's exactly the way we do business.

LINDA DALLAS: No, it's not.

TEHASSI HILL: I try to keep us in order and on topic. All the discussion that we are on is Amendment #2, and we are discussing Amendment #2, so all discussion needs to be made about the topic which is the Amendment #2 that Gina had mentioned. Oh, Gina's amendment is #1.

LINDA DALLAS: Right, and I'd like to make amendment #2. I've only got 45 seconds, so can we make a decision?

TEHASSI HILL: It's up to you. It's --

LINDA DALLAS: I want to make a second motion, or a second amendment to the main motion.

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has passed by a show of hands. We are now moving back to the first amendment. I'll read it, then we'll open for discussion. Motion by Gina Powless Buenrostro, seconded by Diana Jordan, motion to bring back the Business Committee's report regarding the business strategy for the legalization of marijuana, including the RFP, to the July 2024 semi-annual meeting. That is the topic we are on discussion. I'll go to microphone A. Please state your name, and you have three minutes. Thank you.

RALINDA NINHAM-LAMBERIES: Shekóli. Ralinda Ninham-Lamberies. I want to add some additional comment in addition to the issue of the gaming compact, there's also a banking issue. Right now, Wisconsin has not legalized marijuana. Therefore, it would be difficult to find a bank where we could deposit those funds. We would have to bank -- we would have to deposit those funds in a bank in a state where they have legalized the fund -- they have legalized marijuana and they're state chartered. I believe we do have a relationship with Native American Bank in Colorado, which would be an opportunity, but it's not just the gaming compact that's an issue. That's probably the easiest issue to get over because we could create our own preparation. The real issue is being able to bank it. The last thing you want is cash sitting around that can't be deposited. Thank you.

TEHASSI HILL: All right, thank you. Moving to -- I'm sorry, but you made the motion, so I have to go to microphone C in the overflow room. Please state your name --

MICROPHONE C: Call for the question.

TEHASSI HILL: All right, question has been called for. So again, question has been called for. I'll read the motion and I'll ask for your votes. Motion by Gina Powless Buenrostro, seconded by Dianna Jordan. Motion to bring back to the Business Committee -- bring back the Business Committee report regarding the business strategy for legalization of marijuana including the RFP to the July 2024 semi-annual meeting. If you're in favor, please raise your hand for this motion. Please raise your hand. All right, thank you. Those opposed, please raise your hand. Those opposed, please raise your hand. Those abstaining, please raise your hand, those abstaining. All right, thank you, the motion has passed with overwhelming support for the first amendment. We'll now move on to the main motion. Again, I'll read the motion and open it for discussion. Motion by Lisa Liggins, seconded by Jonathan Smith, motion to accept the 2023 semi-annual reports as information, and we are open for discussion. I'll go to microphone A. Please state your name for the record, and you have three minutes.

LORI ELM: Okay, for clarification, are we still under old business? Okay, can we move on to accept the review of the Eviction and Termination Law? Can we talk about that?

TEHASSI HILL: We're still in old business.

LORI ELM: Okay.

TEHASSI HILL: We're on the main motion, soon as this discussion ends, that's the next item.

LORI ELM: So I have to wait for this discussion to end before I talk about that?

TEHASSI HILL: You can call for the question and get this show on the road, or we can have discussion.

LORI ELM: Okay, now that you're talking about calling for the question, I have an issue with people calling for the question out of the audience. I think that this body needs to accept that if somebody wants to call for the question, you need to come up and identify yourself at the microphone, and then call for the question.

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TEHASSI HILL: Which is?

LINDA DALLAS: to schedule a separate General Tribal Council meeting to discuss the CIP projects, all of them, with the primary ones being the Oneida Nation high school, the Oneida Recreation Center, the Health Center, and the casino prior to the semi-annual meeting of 2024 so that when we go into the semi-annual meeting, we can -- we have information and we can make better decisions.

TEHASSI HILL: Point of order?

RALINDA NINHAM-LAMBERIES: Thank you. This topic would be appropriate in the CIP resolution which is the last item on the agenda, so I would recommend the motioner kindly wait for that subject to come up so that we can conduct this meeting in a good order. Thank you.

TEHASSI HILL: All right. Again, thank you for that point of order and the discussion, as I had mentioned previously, this discussion stems from the 2023 annual reports and it is somewhat related to those, though it would be necessarily in order, but it would be better placed having this motion in the discussion about the CIP resolution as Ralinda has mentioned. So it's really, I guess, up to the motioner, Linda Dallas, if she would prefer to keep it here or move it to the actual CIP discussion where it could be tracked easier.

LINDA DALLAS: I would prefer to keep it here because I get jacked every time I do a favor for somebody. So --

TEHASSI HILL: All right, there's a motion by Linda, seconded by Lisa Liggins, to schedule a separate General Tribal Council meeting to discuss the Capital Improvement Projects with the primary ones being the Oneida Nation high school, Recreation Center, Health Center, and the Oneida casino prior to the 2024 semi-annual General Tribal Council meeting. Is that correct, Linda?

LINDA DALLAS: Yes.

TEHASSI HILL: All right, she concurs. Motioner or secondor concur? Lisa? Yeah, call on Lisa.

LISA LIGGINS: Okay. Thank you, Linda. I'm in support of this motion as it falls in line with the Business Committee's strategy already regarding CIP. Later on, we'll talk about that in the presentation but we were already planning to bring that separate CIP meeting regarding CIP. That's something that we've discussed as a group. The Treasurer is in support of that, as well, so I'm in support of this motion. Thank you.

TEHASSI HILL: All right, thank you, Lisa.

LINDA DALLAS: Call for the question.

TEHASSI HILL: Question has been called for at microphone C. Sorry to cut everyone off. We're going to go to the vote on the second amendment, so I'll go ahead and read it. The second amendment to the main motion by Linda Dallas, seconded by Lisa Liggins, to schedule a separate General Tribal Council meeting to discuss the Capital Improvement Projects with the primary ones being the Oneida Nation high school, Recreation Center, Health Center, and the Oneida casino prior to the 2024 semi-annual General Tribal Council meeting. All those in favor, please raise your hand. All right, thank you. Those opposed to that motion, amendment, please raise your hand. Those opposed. Thank you. Those abstaining from the vote, please raise your hand, those abstaining. All right, thank you. The second amendment to the main motion

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But in the middle of someone's conversation or someone up at the mic, for someone in the audience to call for the question stops all conversation, and I think that's very unfair to the people who have the nerve to come up and talk at these microphones, so I'm going to ask that you, Mr. Chairman adhere to that. If someone wants to call for the question, have them come up to the microphone, and you'll recognize them to call for the question. You can't just call out of the audience to stop the conversation, and so with that, I will call for the question.

TEHASSI HILL: All right, thank you for your comments. Again, just briefly on that, that's kind of been the past practice. It is potentially the gray area where I could make that call and ask for people to come forward, but again, any time I do that, it could be called into question on my ruling of making someone come up to the mic. So just so you're aware, it could be a challenge to the Chair's decision. All right, question has been called for. I'll read the motion and ask for your attention and vote when we get to that point. Motion by Lisa Liggins, seconded by Jonathan Smith. Motion to accept the 2023 semi-annual reports as information. Please raise your hand if you are in support of that motion. All right, thank you. All those who are opposed to the motion, please raise your hand, those opposed. All right, thank you. Those abstaining from the motion, please raise your hand, those abstaining. All right, thank you everyone. The motion has passed. That concludes Item V (A).

B. Accept the Review of the Eviction and Termination Law memorandum

TEHASSI HILL: We are now onto V (B) – Accept the Review of the Eviction and Termination Law. For the presentation, I will call on Councilman Jameson Wilson.

JAMESON WILSON: Hello, everyone. They didn't make this mic tall enough for me, right? I have to grab this mic here. Hold on. Shekōi Swakwek. Hello everyone. As previously mentioned, my name is Jameson Wilson, Council Member for the Oneida Business Committee, and I also serve as the Chairman of the Legislative Operating Committee, and I will be providing a verbal update on the report regarding the review of the Eviction and Termination Law. On the agenda at the January 16, 2023 Special General Tribal Council Meeting, the GTC considered the petition titled "L. Elm, Real Property Law, Eviction and Termination", which will be regarded as the "petition" throughout this update.

During discussions of the petition, the General Tribal Council adopted a motion to accept the petition as information and to direct the Business Committee to review the Eviction and Termination Law to bring back a report to General Tribal Council at the July 24, 2023 semi-annual meeting. Since then, the Legislative Operating Committee collaborated with the Comprehensive Housing Division, Oneida Law Office, the Oneida Land Commission, and the Environmental Health Safety Land & Agriculture Division to review the Eviction and Termination Law. In your GTC meeting materials on page 33 you will find a memorandum from the Legislative Operating Committee dated May 24, 2023 regarding the review of the Eviction and Termination Law.

Ultimately, it was determined that the Eviction and Termination Law provides for the protection of the due process rights of the occupant, while also protecting the Nation's rights to preserve the peace, harmony, safety, health, general welfare, and the Nation's resources. The purpose of the Eviction and Termination Law is to provide consistent procedures relating to the Nation's rental and leasing programs for terminating a contract and/or evicting an occupant which affords the occupant due process and protects all parties involved, and that's referenced in 6 Oneida Constitution, 610.1-1. It is the policy of the Nation to provide fair termination and eviction processes that preserves the peace, harmony, safety, health, general welfare, and the Nation's resources, also referenced in 6 Oneida Constitution 610.1-2.

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The Eviction and Termination Law sets forth standards for providing notice of eviction, as well as the manner and form of notice required to protect the due process right of the occupant. The Eviction and Termination Law is very specific as to what information notices provided need to include. The Eviction and Termination Law provides how notice to an occupant who is an individual must be provided. When an owner provides notice in compliance with these requirements, the occupant is not entitled to possession of use of the premises after the date of the termination provided in the notice referenced in 6 Oneida Constitution 610.5-3. The standards of providing notice for eviction differ depending on why an occupant is being evicted. For example, for the failure to pay rent, for waste, or a contract breach, or for a violation of applicable law, rule, or nuisance activity. When a contract is terminated and an individual is evicted due to a violation of applicable law, rule, or nuisance, as in the case of the petition, the Eviction and Termination Law provides protection to the occupant by providing the right to contest termination based on a violation of applicable law or rule or nuisance by filing a complaint challenging the basis of the eviction with the Oneida Judiciary referenced in 6 Oneida Constitution 610.5-3 (C)(2). If the occupant contests the termination prior to the termination date provided in the notice, the eviction is stayed, and the contract may not be terminated without proof to the Oneida Judiciary by the owner by the greater preponderance of the credible evidence of the allegation that a violation of law and/or rule or nuisance exists in the occupant's unit or was caused by that occupant, and that's referenced in 6 Oneida Constitution 610.5-3(C)(3). A review of the Eviction and Termination Law demonstrated that the law very clearly provides when a lease or rental agreement may be terminated and the occupant may be evicted upon notice of the eviction is provided to the occupant and what occurs if an occupant fails to vacate the property.

The Eviction and Termination Law provides for the protection of due process rights for the occupant while also protecting the Nation's rights to preserve the peace, harmony, safety, health, general welfare and the Nation's resources. In May 2023, last term's Legislative Operating Committee determined that the amendments to the Eviction and Termination Law were not necessary to address any due process concerns. The Legislative Operating Committee from this term has reviewed the past Legislative Operating Committee's conclusions and supports them moving forward. However, the Legislative Operating Committee currently has the Eviction and Termination Law and other housing related laws on the active files list to conduct an additional review to determine if any comprehensive amendments may be needed moving forward, and that concludes the verbal report from the LOC regarding the review of the Eviction and Termination Law. Back to you, Chairman.

TEHASSI HILL: All right, thank you for the presentation. We'll open up for discussion. There's no one at microphone -- oh, there's one person at microphone A. We'll start at A. Please state your name for the record, and you have three minutes. Thank you.

NANCY BARTON: My name is Nancy Barton. This topic falls under Comprehensive Housing. It's just one of many issues that we have out there with housing, including the recent GWA payments, previously called per capita payments, being included in individuals' yearly income, and so with that, and also with the mortgage relief program that is currently being administered through Comprehensive Housing that are currently using leftover COVID money. My understanding is that that money has to be used by the end of the year or we lose it. That money has been allocated for mortgage, taxes, utilities, and insurance, and there's not very many people who realize or know that that program is available and how unfortunate. That money was allocated during the COVID to help people, hold them up, and to help them pay their bills, and so with that, I'm going to ask that a report be brought back regarding the GWA's determination to include that as income. Our elders and our low income people that live in those units or homes, that income has been included in their monthly -- I mean, in their yearly -- I'm sorry -- allocation of income, and so it caused their rent to go up. That money was supposed to be during the COVID to hold our people

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up, and we're charging our elders and our low income people based on the GWA that was given to them, so what I'd like to do is to have a separate report brought back with the legal opinion from the Department of Treasury because they're the ones that determine where that money and how that money can be spent, and then it's given to us, and we determine where that money goes and how it can be spent, and if you're taking Peter to pay Paul, and nobody's getting anywhere, how is that okay? So what I'm going to do is I'm going to make a motion that a report be brought back under Comprehensive Housing regarding the GWA payments being included in peoples' yearly income, and also a report regarding the mortgage relief payment program that uses COVID money to assist people who are living -- my understanding is that money is available for everybody, even if you live off reservation, you're available. It's available --

TEHASSI HILL: All right, Nancy, your time is up.

NANCY BARTON: Okay, so I made my motion.

TEHASSI HILL: Yeah, you made your motion. Again, the topic was the review of the Eviction and Termination Law memorandum, so your motion isn't necessarily tied to this topic, so I'm going to have to call your motion out of order at this point, but please keep in mind, you can get that addressed when we get to the annual reports, item D. That would be a more proper place to ask this motion, so again, I'm sorry, but I have to call your motion out of order at this point, as we're talking about the Eviction and Termination Law update. Thank you.

NANCY BARTON: Well, people can be evicted if they don't pay their rent, and if their rent has been --

TEHASSI HILL: I'm sorry, your time is up, but again, you'll have another three minutes when we get to the reports. All right, we'll go to microphone B. Please state your name for the record, and you have three minutes. Thank you.

GINA POWLESS BUENROSTRO: Gina Powless Buenrostro. Okay, so my comments are germane to the Termination and Eviction Law. So, basically, it looks like with all when Jameson got up there and reported, oh, Section 6, 610, 3-1, this and that. This is the bottom line. I'm going to get right to the meat and potatoes of everything, okay? So people can be evicted and their homes taken away based on allegations, and that was the issue that we had in January when Lori Elm brought her issue up. Like you're allowing allegations. Allegations are just that. I can say -- I can make allegations about you right now. So you guys are breaking all kinds of rules, using drugs, get you out, okay? That's not fair, and that's not justice for our people. People that have worked all their lives to get their homes, paid all kind of mortgages, refinanced their homes. They may have had problems with their children or relatives staying. You know, our reservation has experienced that crisis of opiate abuse, drug overdoses, etc., etc. People are not even wanting to call cops if someone ODs near their home, around their home, what have you, because they're afraid. I could get my house taken away. So I'm bringing this up because, as much as you want to say it's good and the recommendation is to approve it, I'm not saying -- I'm not asking you to approve this. I'm asking them to deny it because you still have worded in General Tribal Council to approve this. "The occupant is alleged to have committed." The occupant is alleged to have violated." The occupant is alleged to have committed. Yeah, they're going to go through the Judiciary, and if they don't have legal resources, and we all know GTC Office of Legal Resource ain't really helping nobody, so if they don't have the legal resources to fight a good fight and have their justice, they lose their home, and you know what? I worked here almost all my life. I am losing my home based on allegations. It should say "charges and convictions". I don't know anywhere in the United States or in any country where people can lose their home that they paid for, that they're living in, where they can lose their home based on allegations. Okay, I've never heard of that. If it exists, you should have provided that as documentation that it does exist. So my motion is to deny

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accepting the Eviction and Termination Law and bring it back, until you bring it back and you remove all the wording that says "alleged". It shouldn't say "alleged". It should say "charges and convictions". That's what people go to jail for. That's what's on their record, but guess what? If you look up someone's record, it doesn't say "allegations". It does not say that, so that's unfair to our people, and you're not looking out for them, so my motion is to deny and bring it back with the correct wording--no allegations in that law. Period.

TEHASSI HILL: All right, Gina's made a motion to deny accepting the Eviction and Termination Law update and to bring back a change for the wording "alleged" in the law. All right, I guess -- so, at this point, I'd have to rely on the LOC, I guess, but from my perspective, the motion is out of order. Bringing back changes for the -- or specific part of the changes to the wording "alleged" in the LOC because that's the Legislative Operating Committee's process for changing the law. I mean, it could be changed to defer the Eviction and Termination Law back to the LOC to make changes, but that's what they said they are doing.

GINA POWLESS BUENROSTRO: I can change my motion to that, then.

TEHASSI HILL: Okay. So motioner's concurring to change deferring the Eviction and Termination Law back to the LOC for changes.

LISA LIGGINS: So, Gina, just so that we -- for recording. So we have "to deny accepting the memorandum regarding the Eviction and Termination Law update" and "to direct the LOC to bring back amendments to the law regarding the use of 'alleged' throughout the law"?

GINA POWLESS BUENROSTRO: I want the word "alleged", where they're using that, to specifically evict and terminate, I want that taken out.

LISA LIGGINS: Yeah, and I think that's what the question is because the LP process has the community meeting discussion portion of it, so it could be something that's considered, but it goes through that process, so that can be a consideration in that process.

GINA POWLESS BUENROSTRO: But if we're directing you as GTC to do it, then you'll do it. Correct?

LISA LIGGINS: Yeah.

GINA POWLESS BUENROSTRO: So, that's what my -- I want my -- thank you for helping me with that, because normally we just get shut down, but now that you're helping me make the motion right so that it does go back to the LOC and to delete the word "alleged", specifically under where it says "nuisance", and then you define it. It could be an allegation. So you understand what my intent is, right? I don't know if you're head of the LOC or who is. Whoever is sitting up there, all of you guys are up there, you understand my intent, that you can't take anyone's home by allegations. So, that's -- I'm willing to change it to reflect that.

TEHASSI HILL: All right. Thank you. I'll go first to the parliamentarian.

JO ANNE HOUSE: I would request the motioner to accept the memorandum and forward it to the LOC, because the memorandum identifies the law that is in place right now, and it accurately describes the law as was requested by the prior motion, to bring back a review of the law. You're asking for additional actions. I would also point out that "alleged", as used in the law, is an allegation made against a

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homeowner or a tenant that is -- that must be investigated and identified as happening or not happening. So, it's the allegation that is made against an individual, and the allegations must be investigated and verified. They're not just taking the allegations on their -- it is consistent with state law and laws to use that determination, "allegations" or "alleged", in the law.

TEHASSI HILL: All right, thank you for that additional feedback. Motioner consider the wording to accept the memorandum and forward it to the Legislative Operating Committee, because it was a prior action that requested the LOC to put forward a review, and they've done that and brought it back to General Tribal Council, so that's just the report, the memorandum.

GINA POWLESS BUENROSTRO: Okay, so respectfully, I'm not an attorney, you know that, but it does say in the conclusion, "It has been determined that, at this time, amendments to the Eviction and Termination Law are not necessary." I don't accept that. I'm not -- you know, we can play the word game here. We can, but the bottom line is that you guys need to come back, and I'm going to say give you 90 days, let's say 90 days, because if I don't put a time limit on it, it could go five years.

TEHASSI HILL: Ninety days is an inappropriate amount of time.

GINA POWLESS BUENROSTRO: What's an appropriate amount of time?

TEHASSI HILL: Well, probably because this is the annual report, to the annual or semi-annual meeting.

GINA POWLESS BUENROSTRO: Okay, so in July. Correct?

TEHASSI HILL: Semi-annual meeting.

GINA POWLESS BUENROSTRO: Okay, for the semi-annual meeting, for that language to be removed, and you know, the parliamentarian can get up here and talk about what goes on outside in the real world, the language they use --

TEHASSI HILL: Gina, just recognized your time has expired. We're just having you at the mic to verify your motion, and not an additional opinion.

GINA POWLESS BUENROSTRO: I'm saying deny. I don't know if I'm comfortable with accepting it.

TEHASSI HILL: That's fine. It's your motion. If you want to put in there "is denied", that's all we're asking is for you to change it, or if you're not, that's fine.

GINA POWLESS BUENROSTRO: But it has been changed so that they can go back with changes to the law, and that's what I want, and I'm hoping that's what GTC wants.

TEHASSI HILL: Okay, can you just read the motion to verify that it is the way you --

GINA POWLESS BUENROSTRO: To deny accepting the memorandum regarding the Eviction and Termination Law update and to defer the Eviction and Termination Law back to the LOC to remove the wording "alleged" or "allegations" in the law, and to bring back to the 2024 semi-annual meeting. Yes. Yes. Thank you.

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TEHASSI HILL: All right, second, I need a name for a second. Shawn Skenandore seconds that motion. All right, we'll go on to microphone C in the overflow room. Please state your name for the record, and you have three minutes.

LINDA DALLAS: Good afternoon. Mr. Chairman or the Business Committee, whoever deals with it, the microphones are shut off over here so the people cannot engage in the privileged questions or the points of order which is a part -- a legal part of the GTC meetings, so people were not allowed to engage or get into the conversations you were having to ask points of order or privileged questions. So I understand when you shut the mic off when somebody's speaking, which is really rude and disrespectful but your choice, you know, but you also have to have the mics on so the people can engage in the meeting, and please don't count these minutes against me because this is a Privileged question and a point of order.

TEHASSI HILL: All right, well, you have to make sure that you're stating that's your Privileged question and point of order when I called on microphone C. You just started to make the statement, but that being said, thank you for the reminder.

LINDA DALLAS: I tried. I asked for a Privileged question and a point of order like seven times.

TEHASSI HILL: I'll repeat. Please state your name for the record. Three minutes.

LINDA DALLAS: So I have a Privileged question which is also a point of order. While you were engaging with Gina and whoever else was involved in that conversation over there is that are we not the General Tribal Council and are we not the supreme governing power, and did you not bring that information to the GTC for review and consideration? If you -- if the GTC would have said, "Oh, sure, let's approve it and everything," then you would have just let it go through, and that would have been our actions, but when our actions is to say, "No, we don't agree with that," then you stop us or you say that it's out of order, and you know, like set us aside or just dismiss us, and then it just like disappears off the agenda. I don't think that that's appropriate. That's a violation of the law, and we are the supreme governing body. I don't know if everybody knows their rights here, which --

TEHASSI HILL: So what's your Privileged question? This is more opinion --

LINDA DALLAS: Yes. Yes.

TEHASSI HILL: -- than a Privileged question.

LINDA DALLAS: Yes.

TEHASSI HILL: All right, we'll try this again. That was not a Privileged question. Please state your name and you have three minutes. Thank you.

LINDA DALLAS: I'm asking you procedurally, yes. Yes. That's a procedural question. My name is Linda Dallas.

TEHASSI HILL: Start the clock, please.

LINDA DALLAS: It's a procedural question. JoAnne is sitting there. Maybe she can answer or bring clarification. I don't always agree with her, but maybe she can bring some clarity to it because when you bring things here, isn't that the correct process? You're asking us as General Tribal Council. We're the

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ones that make the decisions. We're supposed to be the head; not the tail, but we seem to be the tail and you guys seem to be the head, at least that's the appearance of it. So when you bring something here and you ask us to look at it and we make a decision and we're guiding you or we're directing you, that is a General Tribal Council authority and responsibility and duty. So then who are you to say we cannot do it? Because those are our powers guaranteed to us in the Constitution.

TEHASSI HILL: Point of order has been called for. State your point of order.

LISA LIGGINS: I still disagree that this is a Privileged question at all.

LINDA DALLAS: I'm asking you procedurally.

LISA LIGGINS: So if we reflect back on the Rules of Decorum that were read at the beginning of the meeting, it's imperative that we all make sure that we take actions that are in compliance with our laws and the constitution, so our laws, including the LPA, have been duly adopted by General Tribal Council. That law sets out the process for making amendments to other laws.

LINDA DALLAS: Right.

LISA LIGGINS: So the motion that's in order right now is reflective of that process. Thank you.

LINDA DALLAS: So my procedural question is it's okay, you took it, you formulated it, and you brought it here. Now it's to General Tribal Council, and we're looking at it, and we've made a decision. Gina Buonostro gave you a directive, but you're telling her she can't do it but she's a General Tribal Council member telling you what we want.

LISA LIGGINS: In the packet today is an update regarding a review that was completed on the law. The law itself is not in the packet. It's not duly noticed in accordance with attending notice policy. What is in the packet is an update, a status update, on a review that was directed by General Tribal Council. That review is complete and noticed properly. Amendments to that law have not been noticed to General Tribal Council. The motion is in compliance with the process in place to amend laws, so bringing back amendments to a future date is appropriate.

LINDA DALLAS: So we're just denying the letter?

LISA LIGGINS: Correct. Gina's choosing to not accept the memorandum because she does not agree with the conclusion included in the memorandum, as she stated.

LINDA DALLAS: Okay, and then she gave you instructions. She gave the LOC instructions.

LISA LIGGINS: Correct. So, and to defer the Eviction and Termination Law back to the Legislative Operating Committee to remove the wording "alleged" or "allegations" in the law and to bring back to the 2024 semi-annual meeting.

LINDA DALLAS: And also on that note, I'd like to say that there shouldn't be allegations and should be charges --

LISA LIGGINS: So again, that is not -- point of order.

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LINDA DALLAS: I've got 11 seconds. So I'm saying there should be charges. They should be convictions, because you shouldn't be evicted on a charge. It has to be proven. Thank you.

TEHASSI HILL: All right, thank you. Calling on Lisa Liggins.

LISA LIGGINS: Yeah, just my comments from earlier before the motion was made was just to make those clarifications that I feel like I just did. Before us today really is an update on a review that General Tribal Council directed LOC to complete, so that's what's on the agenda today. I think the motion that Gina has here for it to be looked at, and I think this is really reflective of what the current LOC is doing already is doing the public meetings in a more informal way so we can get a lot of engagement, and I think Jameson has spoke to that, as well, adding this law back to the active files list to get engagement and follow our internal processes and bring those updates back, so I'm in support of the motion. I agree. I wish it said "except", but that's fine, but I think the next steps identified are appropriate and within the law. Thank you.

TEHASSI HILL: All right, thank you. I'll go to Councilman Wilson for response, as well.

JAMESON WILSON: Thank you, Mr. Chair. Just wanted to put a plug in with regard to the eviction and termination law, so at the top of the -- this term for this new committee, the LOC had put through a strategic plan. We identified five different guiding principals that we wanted to use, one of them being community engagement, and so we developed quarterly community meetings with the Legislative Operating Committee to get out into the community and these meetings are hosted at the Norbert Hill Center cafeteria quarterly, and so the upcoming meeting is on March 6, 2024, and that's from 5:30 p.m. to 7:30 p.m., and the reason why I'm mentioning that is because the Eviction and Termination Law will be one of the laws, pieces of legislation, up for amendment that will be discussed, along with two other laws, so there's one opportunity for the community to participate in the law-making process, and we hope you all come out to share your thoughts, ideas, concerns about the Eviction and Termination Law, and then also we have another community engagement piece that we've integrated into the Legislative Operating Committee is the Community Work Sessions, and so this is where Tribal members have the opportunity to participate in a read of the law, line-by-line. It isn't a whole lot of fun, but we can go through that together, and we can dissect the law, and you all can provide solutions, ideas, thoughts, again, concerns on how we can change the law to make it better, and so that's one piece that we're trying to do. We're trying to enhance the community engagement from Tribal members for the development of our laws, and so hoping that you guys participate in those. The community work session is on April 2nd, I believe, and I forget what time it is, but there'll be some more communications coming out with that, so the previous LOC did provide that memorandum on the update for the Eviction and Termination Law from the directive to do a review of the Eviction and Termination Law, so that's what the previous LOC had come to, and that's what this current LOC agrees with. Mainly it was focused on the due process that's provided to the occupant and it was identified that both the occupant and the Nation are both protected on both ends, and so the Eviction and Termination Law is still on the active files list, and we'll continue to review, and if this motion passes, we'll be bringing this back at the semi-annual meeting, so we're still working on it. We still believe that we can enhance these laws and some of the housing laws and we're working with -- we'll be working with CHD and the community and any other affected entities to ensure that we bring forward the best laws that we can and bring forth those amendments to those laws, so thank you.

TEHASSI HILL: All right, thank you. Next we'll go to microphone A. Please state your name for the record, and you have three minutes. Thank you.

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and tell you something. I am usually speaking from personal experience, and we lack compassion. We lack professionalism, and people get very upset with me when I call departments or employees incompetent. When somebody can't take care of themselves and blow their nose or whatever they need to do with themselves, and I use that as a metaphor. When you don't know how to be professional and friendly and polite, there's a problem, and there's a huge problem because it depends on who you are and who you know, and I've been saying that for over 35 years, and I'm still saying it, and I don't want to lose my minutes. I have a question. I want to know --

TEHASSI HILL: I'm sorry, but your time is up, Cathy. As approved by General Tribal Council, each Tribal member gets three minutes and your time has expired so I have to move on to the next person.

CATHY L. METOXEN: Can I ask what the Residential Infrastructure program is? That's all I want to ask.

TEHASSI HILL: All right, thank you for your comments, Cathy. I'll go to General Manager Mark Powless.

MARK W. POWLESS: Thank you. I have a couple of comments, a few comments. Number one, housing is a basic need. Housing is our home. It's our families, and repeatedly, it's one of the top three issues that our population has identified as an important issue for the Nation, so our Comprehensive Housing Division understands the importance of housing for our community, understands these issues that we're talking about today, and this is something that they are continually addressing more than 40 hours per week. It's a 24/7 job to provide services and programs to our community when it involves housing. For one minute on Gina's motion, it's definitely important for our membership to understand with our laws, understand our laws, understand the application of the laws, and our community has the ability and responsibility to correct those laws when they're not clear or when they are improper, but I just wanted to speak for a second on the application of this law, and I have not been the General Manager since this law was put in place, but I can speak with a high degree of confidence that we have not evicted or terminated anybody, any family based solely on allegations. When housing receives these concerns, oftentimes it's our community saying "there's an issue here, and do something about it". So housing accepts that responsibility, and when there are concerns that are brought to their doorstep, and it may be an allegation, they have the responsibility to investigate that claim and act accordingly, and they really look at the totality of evidence. Again, it's not simply an allegation. It's the totality of evidence regarding that claim, and unfortunately, or fortunately, we have stories that circulate on social media. We have stories that circulate here, and on our side, we don't have the ability, nor should we, have the ability to come here and provide you with all the evidence regarding all of these claims. We have a Judiciary, and that's where those cases can go and all of that evidence can be reviewed and a decision made. So it does get difficult when things pop up on social media --

TEHASSI HILL: The three minutes has expired. Sorry.

LINDA DALLAS: Point of order, please.

TEHASSI HILL: All right, we're going to -- there's a point of order. Please state your name and your point of order.

LINDA DALLAS: My name is Linda Dallas, and my point of order is that Kathy Metoxen asked what is the Residential Infrastructure Program, and that was never answered. Could we get an answer please?

TEHASSI HILL: Mark?

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KATHY MAURITZ: My name is Kathy Mauritz, and I was in an elderly complex. I loved it, and I was evicted because the house was unclean, and which is minor infraction. My caregiver cleaned it all up, but it was never good enough for housing, and they wouldn't renew my contract. So like Tuesday, the police came to throw us out. We could only grab what we could. I got one tub of clothes with me, and I have five still at the apartment. They threw them away.

TEHASSI HILL: I'm sorry, but there's a point of order. This is a discussion on the Eviction and Termination Law memorandum, not necessarily --

KATHY MAURITZ: I'm talking about being evicted.

TEHASSI HILL: I know, but it's talking about the process, not about your individual action that is before -- that had happened. At this point, there's nothing that General Tribal Council can do to remediate those actions that have been taken. They went through the process. Privileged question, microphone C. Please state your name and your Privileged question.

LORI ELM: Chairman Hill, I ask -- I know this is a touchy subject with the Eviction and Termination Law, and you got the memorandum right there. Maybe if we could ask for like a little humanity to actually hear these stories so then people actually know what's going on. Yes. It's not in your black-and-white paper. Yes, but neither is throwing our people out on the street, especially elderly and everybody else. I mean, would it really be that big of a problem if we actually heard her actual story for three minutes, and maybe it would help somebody else. I just don't get that part of this. Yes. We have all Robert's Rules of Order, but what about the Oneida Nation's rules of order? What about our General Tribal Council? What about our people? It seems like you lose our humanity in these meetings, and it just gets really, really annoying. You know, she's an elder. What happened to the respect of that?

TEHASSI HILL: All right, Lori, I didn't necessarily hear a Privileged question in your comments and opinions, so that's that, and again, this is, you know, the meeting of the General Tribal Council, and this isn't necessarily the place to air your grievances with laws and policy in practice. If you want to -- if you have an issue with a law or policy or rule, there's a process to amend those, and I encourage each and every one of you, if there's an issue, to go through that process to make those amendments. This isn't necessarily the Judiciary where they do actually hear these cases going forward should they be appealed and things like that, and so I just encourage everyone to follow the rules and the laws and the processes that we have in place, which is if you have a specific grievance on your part, that you follow the process and ultimately most of the processes end at the Judiciary. Thank you. All right, we're moving on to microphone B. Anyone at microphone B to talk on this topic? All right. Please state your name for the record, and you have three minutes. Thank you.

CATHY L. METOXEN: My name is Cathy L. Metoxen, and there's a lot of stories out there with people that live in fear of coming forward and saying what's really going on. I, for one, am not fearful. I was homeless. I followed the directions I was told about the grant dollars for the Federal funding for COVID. My landlord got COVID and died. I had to move out. I went to Economic Support and asked for help and was denied. I went to several different departments within the Tribe and told my story and was told, "You should not have been denied. That's what that COVID money was for." So I was homeless, starting about 2020. I was so homeless that I ended up in a shelter by choice and I met quite a few families, and I met families that struggled and suffered because of the ignorance of employees and staff and top management, and including our government leaders. Ignorant to people. But I can see, somebody's eating really good--lobster and crab legs and steak probably, while some of our children and our people are hungry and homeless. I can see and I can hear, and I have experience, so when I stand before you

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MARK W. POWLESS: So the Residential Infrastructure Program is an ARPA funded program, Tribal contribution savings, TCS-funded, program that provides funding for infrastructure needs for homes within reservation boundaries. So, off the top of my head, those infrastructure needs may be a water treatment system. It could be access to internet if it's at your roadway, so if you're not aware, for you to get Spectrum, for example, you need to be connected to the Spectrum system. So if their system is on your roadway, this program can pay to connect you to that. It also provides funding for -- sorry, I'm pulling this off the top of my head, natural gas connection and natural gas and there's probably one more that I'm forgetting, but it's those infrastructure needs that you may have for homeowners residing on the reservation.

TEHASSI HILL: All right, thank you, Mark, for the response. Next we'll go to microphone C in the overflow room. Please state your name for the record, and you have three minutes. Thank you.

LORI ELM: Hi, this is Lori Elm. First, I want to make a statement and then I'll probably make an amendment right after. One of the things I would like to be addressed, I don't know if it's in that memorandum or whatever, but it's in the law, and they do it, is they give you 14 calendar days after giving you the notice, but technically, they only give you five days and that includes the Court. Nobody, I don't care who it is, should lose their home in five days because of their kids or anybody else because I'll tell you right now, when you are not the one doing the violation and you get tossed out of there, it is not fun. I spent 18 years, and I paid that house off as fast as possible because Housing told me in 2013 that I could have lost my house because my daughter got charged with a felony, and she was caught at my house, so I paid it off as fast as possible. It still didn't matter. So I busted my butt for my kids, and nobody cares. I ain't the only one out there that this happens to, and that's what I'm saying. We should at least have a chance and an agreement before we lose our home and everything that goes with it, and the next thing, then housing turns around and brags about it and sells it for \$300,000 pretty much and the appraisal's only like \$140, so where does that money go? And I ain't the only one there, either. From what I understand, they took an elder's house away. He has a bill that they put on him. They made money on that. Did that debt go towards his debt because that shouldn't have went towards him in the first place because that should have been probably considered elder abuse. I just don't get how they're thinking. How are they making money off our hardships, so they're making that -- that's a lot of money to make. That should be coming -- and I only paid \$60,000 for my house. I re-mortgaged that house two times. I don't know how that came up to \$60,000 when I had a Mutual Health Home amortization that said I paid \$145,000. So, I mean -- and then, I don't know. It's just really, really a very, very annoying process, and then when you sit up here and hide behind a memorandum or behind a notice when we're still losing our people, as well as you have people that got drug charges in 2019. They've been sober. They've been clean, they've been doing everything, living in housing all this time, and all of a sudden, 2023 and 24 comes around, they get convicted. Guess what? They've got to move. Now they're homeless. Now they have their kid somewhere, but they're clean and sober. So what is going on with that? That's something with a compliance agreement. You think if they're already in compliance, how are you still taking their homes away? All right, with that, I would like to make an amendment to the motion that we include when this goes to the BC, to the LOC, to wherever it's got to go, that nobody loses their home without an agreement if they are not the one being charged, and furthermore, that if they sell the -- resell the home, the homes are low income homes to begin with, so they should be sold at the appraised value, and furthermore, if any of them homes have been sold in the same manner, in this manner, that the money be going back to Housing for Housing's debt first, for off the homeowners, and to be released to them because our hardship shouldn't be something that they're making money off. Bottom line. I'm sure JoAnne will say this is probably not in order, so let's make it in order, JoAnne. We pay her, too, so GTC-- let's start using her.

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TEHASSI HILL: Lori, can you verify what's being recorded on the screen is accurate?

LORI ELM: Yep. I want an amendment to the motion to include that nobody loses their home without an agreement if they are not the ones being charged and furthermore, that if they resell the home -- should it put "Oneida Comprehensive Housing sells the home"? You can take out -- it should be "the homes will be sold at appraised value" and that the money -- and if -- and if any other homes were sold this way prior, the money goes back to Oneida Comprehensive Housing to pay down on the debt and the excess goes back to the homeowner.

TEHASSI HILL: Is it recorded properly then, Lori?

LORI ELM: Yes.

TEHASSI HILL: All right, so I have to make a ruling on this motion. I'll read it. "To include that nobody loses their home without an agreement if they are not the ones being charged, and furthermore, that if Comprehensive Housing resells the home, the home will be sold at appraised value, and if any home -- other home were sold this way prior to the money going back to Comprehensive Housing, to pay down the debt, and the excess goes back to the homeowner". All right, I have a -- I have two issues, I guess, with this particular motion. I'd have to call it out of order at this point unless there's further clarification, but from what I understand, there is a rule in place when it comes to the sale of homes. I can't remember what it's called, but it has a process laid out as to how these homes are sold. I believe that's a rule adopted by Comprehensive Housing and Land Commission, and then also it would also be out of order solely on the part where going backwards in time. So, when General Tribal Council takes action, it's forward progress. General Tribal Council cannot take an action that goes back in time to refund somebody, per se. So those are the two reasons that I'm calling this motion out of order at this time.

LORI ELM: Point of order, Privileged question, or whatever it is.

TEHASSI HILL: Privileged question?

LORI ELM: So what would need to be done to add that law into that law to have that law be addressed to that law because how can a rule go over a law when General Tribal Council--I don't even know where you guys got rules in the first place when the Legislative Procedure Act don't even say "rules". You guys made that whole rule-making thing up yourselves. You then adopted it. Crying out loud. Just gets annoying. But I mean, how can we start doing that? How can we start doing our own stuff, but how do we get that law addressed with that one then? I think you get the point of it. How do we get this stuff into the amendment? So we've got to go to the LOC meetings? Is that what you're saying?

TEHASSI HILL: No, I'm saying that the rule is being housed at Comprehensive Housing and I believe it's joined with the Land Commission if I'm correct, if I remember right, and so that would be, I guess if you want to try to make this amendment go forward, would be to defer.

LORI ELM: Yeah, defer it to the LOC. Will that work?

TEHASSI HILL: No, it's not the LOC. LOC isn't in charge of those rules. The departments are. So a rule is where a department has interaction with a citizen. So similar to an SOP is the internal processes that employees follow when working with the employees in their department. A rule comes into play when there's direct interaction between the departments, employees, and a citizen through a program, so all these rules are put in place so that there is transparency when the policy is put in place, because if it's

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just an SOP, the community has no input in an SOP. A rule, the community has input through a public hearing process that the department puts on for changing these rules so that the community is aware and participates in the process.

LORI ELM: But the whole problem with -- I mean, the whole problem is the policies right now, I'm sorry to say, but there is no consistency in the Oneida Comprehensive Housing policies.

TEHASSI HILL: A point of order -- Lori, I'm sorry, but your time has expired, Lori, as I tried to explain the process, but with that, I'll go to Mark Powless for a response, as well.

MARK W. POWLESS: Just a very quick response. I haven't reviewed all of the sales of the homes, but I have reviewed a few. What's missing from Lori's explanation is that when a home is re-acquired, there's an appraisal done to determine the value of the home at that time, and that's what that payment to the Tribal member is based on. What happens after that is the rehab and the renovation of that unit, of that home, so there's costs in labor and materials when it comes to rehabbing and renovating that home. When the home goes up for sale, then the home is appraised again and that appraisal value is used as the listed price for that home. So there are, in some cases, pretty extensive costs to rehabbing and renovating that home and to getting it up to selling standards. In the cases that I've reviewed, there have been either very limited profits off of that home, even in the cases where you see people over-bidding for those homes or there's been a loss, still a loss on the sale of that home for the Tribe. So, it's not always as it may appear simply by looking at the -- simply by looking at what you see the home sell for. You may not be aware of all the costs that go into renovating that home. Thank you.

TEHASSI HILL: All right, thank you, Mark, for the response, and again, just so everyone's aware, I didn't ask the clock to be started this time because he was providing a response to a direct question. We're going to microphone A right here. Please state your name for the record, and you have three minutes. Thank you.

BEN CANNON: Ben Cannon, Oneida tribal, Oneida Nation member. I am really confused about the interpretation as to a statement by Nancy and the response from the Chair regarding GWA because, number one, under Section 8, if we're talking about any of the housing under Section 8, your rent goes with the income of the previous year. Now, as a recipient of Section 8, non-Tribal, the income that I receive from Oneida Nation has nothing to do with GWA on that. Now, these meetings are on my -- are documented towards taxes or my income for rent or whatever. GWA was not -- is not on that form, so I don't understand how locally we would jump the gun and use those funds towards our membership -- the reason people receive those funds as income, they're under income or they wouldn't receive that service. Likewise, with Medicaid, many of us lost benefits and/or services to some degree due to GWA, so that is a very relevant issue, and it affects those of us who need it the most. Those of you who have mortgages and stuff, your income isn't used against you for your mortgage or your car payments. You can still make your car payments, etc. I pay my car insurance ahead of time, etc., and then to lose medical benefits. No, that's very relevant to this conversation because it affects people who are on Section 8, and if their income has been skyrocketed since the GWA came out, and that doesn't even show on their income statement, something's very wrong. You have a good day.

TEHASSI HILL: All right, thanks for your comments. All right, next we're moving to microphone B. Please state your name for the record, and you have three minutes. Thank you.

RALINDA NINHAM-LAMBERIES: Good afternoon. Ralinda Ninhham-Lamburies. I would like to comment that if the homeowner's appraisal is based upon the shape that the home is in at the time that

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Comprehensive Housing repurchases the home, they should not -- the homeowner should then not have to pay for the costs of renovations to bring the home back up to resalable status. That's double-dipping, and that is very -- penalizing the homeowner for something that has already been taken into account in the appraisal of what the current value of that home is, and with that, I would like to call for the question on the main motion. Thank you.

TEHASSI HILL: All right, thank you for your comments Ralinda. She is calling for the call for the question which ends discussion. I'm sorry. There was a few people at the mics, but with all the process, again, I will read the motion and ask for your show of hands when it comes times to vote. All right, motion by Gina Powless Buenrostro, seconded by Shawn Skenandore, to deny the acceptance of the memorandum regarding the Eviction and Termination Law update, and to defer the Eviction and Termination Law back to the Legislative Operating Committee to remove wording "alleged" or "allegations" in the law, and to bring back to the 2024 semi-annual meeting. If you support this action, please raise your hand. Again, if you support this action, please raise your hand. All right, thank you. If you are opposed to this action, please raise your hand. If you are opposed, please raise your hand. All right, thank you. Those abstaining, please raise your hand, those abstaining. All right, thank you. Motion has carried. That concludes this item.

VI. REPORTS

A. FY-2023 Comprehensive Financial Audit report

TEHASSI HILL: We are now onto the reports. Item VI-A, the fiscal year '23 Comprehensive Financial Audit report. For that, I'll call on our Treasurer, Larry Barton.

LARRY BARTON: Quick overview. Out of respect, I'll defer to Corey Topp, who's on by video, and he can give an update as to the status of the '23 comprehensive financial audit. By necessity, we are going to take the item up in the July meeting, simply the fact that the audit firm and the staffing level and work backlog due to COVID-era funding makes it untenable to complete that timely for this meeting. That was noticed to the Tribal Secretary's office for purpose of communication, but I'll defer to Corey, who is on the video, I believe, if he could give a quick update. Thank you.

COREY TOPP: Good evening. My name is Corey Topp, and I'm a partner with RSM. The purpose of this video is to provide you with a status update regarding the audit services that we are providing for Oneida Nation for fiscal year 2023, which includes the audits of Oneida Nation as a whole, the Oneida Nation gaming fund, and the Oneida Nation revolving loan program. In December, we completed our audit of the Oneida Nation gaming fund and issued unmodified clean opinions on the gaming fund financial reports that were issued. With respect to the audits of the Oneida Nation and the revolving loan program, we are still in the process of completing the audit procedures for those reports. There was a significant increase in the audit procedures that we are now required to perform for the 2023 audits due to the implementation of new auditing standards. The changes in the auditing standards now include specific requirements for the auditor to identify, assess, and document our assessment of the Nation's system of internal controls over significant account balances including how the Nation's information technology system is utilized within the Nation's system of internal controls.

With respect to our audit of the Nation's federal and state programs, the state and local fiscal recovery federal program, otherwise known as ARPA, continued to provide significant funding for the Nation's general government expenditures. We are required to audit the ARPA federal program again this year as part of the Nation's compliance audit. In addition, we are auditing one additional major

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federal program and two state major programs as required by the audit standards, and we are currently completing those audit procedures. In addition to the financial statement procedures we are completing, we anticipate that we will be able to complete the audits within the next month and issue our final reports. At that time, we will be able to bring the full results to membership, which was anticipated to be at the July meeting. Thank you, and have a great evening.

TEHASSI HILL: Secretary Liggins?

LISA LIGGINS: Thank you, Larry, for the introduction, and thank you for Corey Topp to provide that update. With that, I'll make a motion to defer the applied 2023 Comprehensive Financial Audit to the 2024 semi-annual meeting and also to place upcoming comprehensive and financial audits that include assessments regarding COVID related funds to the semi-annual meeting until further notice.

TEHASSI HILL: Name for a second? Shannon Hill seconds?

LISA LIGGINS: The intent of the second part of that motion is so that we wouldn't even have to have these updates at the annual moving forward. We would just have the presentation of the audits at the semi-annual meeting until such time as they can get into a regular operating system where we can do those at the annual meeting instead.

TEHASSI HILL: All right, is your motion recorded properly? All right, second concurred?

LISA LIGGINS: It would be to defer the title, the FY 2023 Comprehensive Financial Audit Report, and then to place upcoming comprehensive financial audit reports – yep, thank you.

TEHASSI HILL: All right, that's the motion being made. Open for discussion on the presentation which was brief. We're going to microphone B. Please state your name for the record, and you have three minutes.

RALINDA NINHAM-LAMBERIES: Good afternoon. Ralinda Ninham-Lamberties. I would like to make an amendment to the motion to have all comprehensive annual financial reports moved to the semi-annual meeting which happens in July. It is not just the COVID dollars that impact the timing of the audit. It is also the staff availability in the audit firm. We would love nothing more than to be able to have the audits completed for the annual meeting. It just is not possible with any audit firm. They just recently contacted us to let us know they lost two peer reviewers, and they have 700 hours of work to do in six weeks, so respectfully, my amendment to the main motion is to move all comprehensive annual financial reports to the semi-annual meeting. Yawwá.

TEHASSI HILL: All right, thank you, Ralinda. Lisa?

LISA LIGGINS: If the motioner is okay with it and the second for my motion, for the primary main motion, I'd be okay with amending, adjusting that verbiage to include what Ralinda's asking for, so Ralinda, what you're saying is going forward, this presentation of comprehensive annual financial audits would no longer happen at the annual meeting at all. It would always be on the semi-annual meeting.

RALINDA NINHAM-LAMBERIES: Yes, please.

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LISA LIGGINS: So it would be to place all upcoming financial – comprehensive financial audit reports and then just delete "that include COVID-related funding", and then it would be at the semi-annual GTC meetings, if the second agrees with that.

TEHASSI HILL: Second Shannon concurs? All right, Shannon concurs, all right, so we've got one motion on the floor. I don't see anyone at microphone C or A. Back to microphone B. Please state your name for the record, and you have three minutes. Thank you.

DARRELL CORNELIUS: Shekóii Swakwék. Darrell Cornelius. I would just call for the -- I don't even know how to do this, though. But I would like --

TEHASSI HILL: Yeah, please make sure you speak into the mic. They can't hear.

DARRELL CORNELIUS: Okay, what I would like -- what I would like is, you know, we have a community meeting March 6th, you know, and man, I encourage everyone to come out, man, because we really need it. We need to come together as a people to resolve these issues that we have because as a people, we can do that. You know? As a people, we can resolve these issues amongst ourselves. I know we come here to tell these -- to tell the Business Committee or whatever our problems and issues, but man, what are they going to do for us? You know, we as a people need to come together to resolve this, and I would encourage you March 6th to come out to the meeting, and I would like to make -- what is it, a motion, for what is discussed at that meeting March 6th to be brought up at the semi-annual meeting and for it to be voted on as an action plan to handle all this with our substance abuse, with our homelessness, with our mental health, and a lot of people out here are suffering. A lot of people are suffering, so that's what I would like to call for a motion for if I could. I don't know. This is my first time up here, but that's what I'd like to call for, is what is discussed at that March 6th meeting, communication action plan, to come up at that March 6th meeting to handle all this, man, because it is affecting us, man. We just lost. You know what I'm saying? We're losing. We're losing as a people. We're on the endangered species list, and we're killing ourselves out here, bro. So let's get together and let's do this, man, because we need it. I ain't going to lie. As a Onlayote'a ka man, I believe in my people. Yawwá.

TEHASSI HILL: All right, thank you for your comments. But I guess I'll encourage anyone to come up to the mics at any time, and please do so. I don't want to be discouraging, but I'm sorry, but I do have to rule this amendment out of order because it's not on topic to the Comprehensive Financial Audit report, but your words are encouraging, and I do encourage everyone to participate in all the community meetings that are happening in the future. As he stated, it's good to have that direct input into the process in the early end, or even get your questions answered one-on-one if possible. So, again, I just reflect the young man's sentiments about being participatory, but I do have to call this motion out of order at this point as it's not germane to the topic that we are on, the Comprehensive Financial Audit report. With that, I don't see anyone at microphone C, so I'll go to microphone A. Please state your name for the record, and you have three minutes. Thank you.

DIANNA JORDAN: Dianna Jordan, and I'm -- I have a couple of questions because this meeting was supposed to be held back in January, and it got pushed to February. If they were supposed to have that stuff done, weren't they supposed to have all this auditing done by January -- by that meeting, and if so, they had an extra month to get that prepared, and they're coming back and saying that they still did not get their work done. If I didn't get my work done in a timely manner, I would be fired. They should have had all this stuff done -- you know, you have the planning in front of you and ahead of you. You go forward, and you do what you can, and you get it done, or you don't work for us. That's kind of my thing, is that they should -- this should have been done back in January. It's now February, they still haven't

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gotten it done, and now they want us to push it again forward, you know, and if there's the auditing and we're paying them, they're not doing the auditing very well. Thank you.

TEHASSI HILL: All right, thank you for your comments, but just so you know -- you're aware, even though this meeting was scheduled for January and got pushed to February, that doesn't give additional time for the reports. The reports are submitted in time for the January meeting, and the packet is just -- remains the same, bring forward to the February meeting, but I'll go to Larry and then Rainda.

LARRY BARTON: Yes, I respect and acknowledge your concern. The Secretary's office was noticed last summer, for which the audit would be delayed. Certainly it's not by intention or purposeful, I think, neglect or any other reason that the audit firm simply has a magnitude of literally several hundred million dollars that has to be in addition to the operational audit added to, and that is the COVID era funding. Now, you multiply that by arguably about 40 client tribes, it's not specific to our audit firm. It's an industry-wide challenge. We are not the only tribe that is behind. Certainly other governments, both at the state level, local level, county, and city level have the same challenge. We would like to deliver the audit timely. The reality is the industry is awash in a backlog, so I did want to (1) acknowledge and respect, yes. We want people to do their work and do it timely. In this case, due to the COVID, I'll call it one-time funding, that backlog exists, but it's not just us. It is an industry-wide circumstance. On top of that, the availability of human resources in the accountability, public accounting arena, is significantly constrained right now, so I hope that answers. It's not an excuse. It's something beyond our midst, and we respect the comments. I have to hold myself accountable as Treasurer, but I also have to adapt to an industry circumstance that we don't really have any immediate hand of accountability, but I do acknowledge that. Thank you.

TEHASSI HILL: All right, thank you, Larry, Rainda?

RALINDA NINHAM-LAMBERIES: Yes, to add additional narrative to that. It is not just due to the COVID issues. It's due to the regulatory changes in the audit environment entirely. Governmental auditing is going away from -- going away from Governmental auditing and auditing more along the SEC guidelines which requires specific paper documentation in every file, and the request to move the audit to the semi-annual meeting is cognizant of the fact that the audit industry for governments as a whole has changed, and we are on time, and we don't want the auditors to rush their audit because you know that if you rush your work, it's not quality work. We are one of very few nations that is actually on fiscal year '23 audit. Their backlog is due to nations that are still completing fiscal year 21 audits, so in the past, we had provided our audit in December, and we were usually the third nation to provide their audit. Now we are providing our audit at the end of May, middle of June and we are still top five in the nation to provide our audit, so it is timely. It's just something that we -- it's a change we need to get used to. Thank you. Yaw.Ako.

TEHASSI HILL: All right, thank you both for the additional clarifications. I'm not seeing anyone at any of the mics, so I guess I'll read the motion, and we'll go for a vote. Again, I'll read the motion aloud and then please raise your hand when voting. Motion by Lisa Liggins, seconded by Shannon Hill, to defer the fiscal year '23 Comprehensive Financial Audit report to the 2024 semi-annual meeting, and to place all upcoming Comprehensive Financial Audit reports be presented at the semi-annual General Tribal Council meetings. That is the motion. All those in favor of that motion, please raise your hand. If you support the motion, please raise your hand. All right, thank you. All those opposed to the motion, please raise your hand, those opposed. All right, thank you. Those abstaining from the motion, please raise your hand, those abstaining. All right, thank you. Motion passes.

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B. 2024 annual Treasurer's report

TEHASSI HILL: We are moving on to the next item which is Item B, the 2024 Annual Treasurer's report. For that, I'll again turn it over to Treasurer Larry Barton.

LARRY BARTON: Thank you, chairman, and good afternoon, General Tribal Council. Great to see all of you. I'll expediently go through the report, attempt to answer any questions. Certainly if there's a question here after that comes to mind, don't hesitate to call me, email, and we always like visitors, as some of you come up to visit now and again, at Norbert Hill, so thank you, again. I think this clicker's working, but if not, I'll ask for next slide. Okay, the -- if you will, report or close of the period is October 31st, as that was the most current period of reporting when we submitted the information for this meeting's packet. Importantly, delineated is both budgeted and the, if you will, the actual booked amount reflecting carryover, so in that far left column we had budgeted through August 31st. The approximated \$451 million, the comprehensive budget, and then the variance therein of approximately \$34 million, that net column.

If you go to the columns over, the uses. Certainly, we have a carryover balance as noted. In other words, we didn't spend as much as we budgeted by approximately \$12 million. We budgeted, of course, that \$495,000 and spent the -- excuse me, \$494 million, and the expenditures were \$484 million. Next slide. Thank you.

Okay, looking at the assets and qualifying that, as there is occasionally a posting on social media that we're one of the wealthiest tribes, richest tribes in the land. I'd like to express that the context of that is, yes, we hold a lot of assets--land, buildings, vehicles, etc. Much of that is not liquid. In other words, we would have to sell it in order to convert it to cash, so wealth or the concept of "rich" has to be given some, I'll call it "clear definition", so I just caution that yes, we have a billion in assets, and our equity of, accordingly, \$1.2 billion which represents an increase of \$122 million over the course of the period through August. That's a good thing, but much of that is really contained in our land value--buildings, vehicles, other assets, systems, and is not liquid, but it's a good thing, and we should be proud of that.

Okay, going to cash and cash equivalents, again, the unrestricted cash does not mean that that is readily available other than for purposeful budgeted reasons, such as our mandates, service deliveries, certainly payroll and other business obligations that weekly we disburse, so albeit we've got a reasonable level of liquidity or available cash, that generally is delineated to carry the operations on an incremental weekly basis, so the \$91.7 million is unrestricted. The obligated short-term investments, \$263.2 million. In other words, that money is budgeted with intent to carry either program delivery or other budgeted purposes. The restricted short-term investments typically obligated with grant dollars we receive from either federal or state sources, about \$29.7 million. As we've noted previous, we have no current outstanding debt.

Quickly, our mandates by hand of General Tribal Council, we have an approximated \$23.6 million for the general welfare benefit. The 62 -- and that's for everybody, at any age. The 62 age and over general welfare benefit accrues about a \$6.3 million obligation, of course, paid out late September. The minor's per capita approximately \$2.4 million. Our education program, \$9.4 million. The GTC Legal Resource Center, approximately \$476,000 for the staff over there and their operating expenses. The Emergency Food Pantry, approximately \$135,000. So those are the mandates -- oops. That concludes the presentation, and certainly I'll field any questions, concerns, comments. We are embarking the budget season. I did hear in the overflow room the comments. We certainly take those seriously. This is with intent to meet our obligations in the Constitution, certainly to report out. We'll do again additionally in July. Again, I encourage you all to give us your input. We will have community input sessions going into the 2025 budget. If time allows or interest, most certainly attend in person or send us your comments or insight by email or call me. So, I respectfully ask for input, as it's the -- really the resources of the community that we want to get the input as to how we create our allocations, so with that, Chairman, thank you, and I'll take any questions.

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TEHASSI HILL: All right, thank you, Larry, for the presentation. We'll start out with microphone A. Please state your name for the record, and you have three minutes. Thank you.

SHANNON HILL: Hello. My name is Shannon Hill. Larry, if you could back -- go a couple of slides back and do you have that lineup where you were --

LARRY BARTON: Certainly.

SHANNON HILL: It had a lit of -- there was -- now, if we're looking at Chapter 125, according to the economic support, individuals that govern than chapter of 125, that's a community support fund where it's all Tribal members are entitled to \$5,000. Where's that money coming from in this lineup?

LARRY BARTON: That comes out of the individual budget for community support. That is not, to my knowledge, a proprietary mandate by GTC; it comes from each year's operating budget, so community support requests to fulfill the obligations of eligibility relative to their policies and the community support law, and we, in good faith, try to provide the resources to meet that need.

SHANNON HILL: Okay, so year after year, that \$5,000 under that Chapter 125, if you go on the Economic Support website, you look at the Chapter 125 law, and inside there, it talks about \$5,000 for each Tribal member, but we're using that money for a one-time allotment to people. But where is that money coming from? And is that so that there's actually \$5,000 sitting there that can help our people under the Chapter 125 law that's from the community support fund.

LARRY BARTON: I think there's an incremental, and I can verify this, assumption as to the utilization of that \$5,000. Obviously not all members will request that. Certainly there is a probability based on prior year on a go forward basis. Now, hearing the concern by the practitioners at Behavioral Health, you being one of those, and I want to acknowledge and respect you in coming up to the mic which takes courage, to hear and represent the voice of those that are challenged with addiction and/or other issues, that one time per lifetime may not suffice the reality if someone has a setback. We've talked about having a Behavioral Health provider make that referral reasonably if there's a multiple request and not limiting it to one per lifetime. So, but talk to the folks at the LOC to make potentially those amendments to the community support law, budget for those additional resources if necessary, but not limit that, as I'm certain folks the first time uniformly do not solve their addiction issues, so I hear the reality, and would like to further hear your perspective.

TEHASSI HILL: Sorry, Shannon, but your time has expired. Maybe it will be answered. I think Ralinda was looking to respond, as well.

LARRY BARTON: Chapter 125.

TEHASSI HILL: Ralinda?

RALINDA NINHAM-LAMBERIES: Yes, thank you. Shannon, in answer to your question, the way the budget works is community support, the manager over community support, estimates their need for all of the different categories that are covered under Section 125 or Chapter 125. They submit a total budget for, let's just say, I don't know, \$450,000. Then, during the year, they are allowed to spend up to \$450,000 or more, but it's not based upon the -- each specific category. They may have more that need utility expenses or housing and fewer that need the -- or that have requested the treatment, and then any funds that are not spent are part of that carryover at the end of the year.

SHANNON HILL: How much is the carryover?

RALINDA NINHAM-LAMBERIES: I'm not sure what the carryover is by the individual business unit. Tina Jorgensen might be able to answer that, and as far as the lock, I believe the dollar amounts are established based upon SOP. It's not in the law, so it is the business unit that has the ability to create the SOP, so I just want to make sure that General Tribal Council knows that there was -- there's not \$5,000

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per member that hasn't been spent sitting out there someplace waiting to be spent. Anything that is unspent goes into our carryover, which goes into the budget in subsequent years. Thank you.

SHANNON HILL: Okay, appreciate your response. So now if you could further clarify for me per line item 125 --

TEHASSI HILL: Shannon, I think I'm going to have to ask you just to follow-up personally as your time has expired.

SHANNON HILL: Well, I already tried that, and I got denied. So one other thing you might want to point out --

TEHASSI HILL: Shannon, these are the rules of General Tribal Council, and I have to oblige going forward, and your three minutes has expired so if you just wanted to go over there and talk with her --

SHANNON HILL: The people she's talking about, are they individuals that are not Oneidas making decisions for our people under that Chapter 125 law, so be mindful of that.

TEHASSI HILL: Please just go over and talk to the people individually. All right, thank you. There's nobody at microphone C, that was microphone A. Microphone B, sorry. Please state your name for the record, and you have three minutes.

NANCY BARTON: My name is Nancy Barton, and what I wanted to talk about in this budget report, I didn't see Todd VanDen Heuvel sitting behind the stage. I'm not sure if he's here today, but this does have to do with the budget, and it's regarding the over 600 exempt employees that work for us, and some of those people, it's called "telecommuting", where they stay home with a laptop and do their job from home, and I'm concerned about that. They are not engaged. They don't have boots on the ground, hands on deck. They live in other communities, and how can they run an operation on a daily basis in some of these areas when you're not at work, and so what I'll be looking for in the 2025 budget is that we reduce the amount of exempt employees. Those are upper management. Those are the highest paid individuals in this Tribe that we pay to do a job, and they're not at work, and so I have a serious problem with that. It's coming from the top all the way down to management, and it's a serious issue. When you go to buildings and the entire department is dark and nobody's there to answer a question, you wait for people to call you back, if they call you back. We have some serious issues with employees, with exempt employees, and so I'll be looking for those community meetings in order to reduce the amount of exempt employees that -- and that falls under upper management and how unfortunate that they're making a mockery, I feel, of General Tribal Council. That's our money. We're paying you to do a job, and you're not at your work station. You have an office. You have a department, and you're not there. So those are some serious concerns that I have regarding the Treasurer's report. It has a financial impact, and if those people aren't at work, then maybe we don't need them. In some areas, we have four levels of management, and so we seriously need to look at all of the levels of management. Do we need four levels of management, and if we do, why do we need those? Is Todd VanDen Heuvel here, and if he's here, I'd like to have him come up and explain the, I guess, explanation of what an exempt employee is, because my understanding is that you can come in, and you can check your messages, and you can check your emails, and then you can go home for the day. If we're paying you for 40 hours, you need to be working 40 hours, and if you're not, then we can eliminate those positions, and so with that, I would like to make a motion to accept the Treasurer's report.

TEHASSI HILL: All right, Nancy makes a motion to accept the Treasurer's report. I do need a name for a second. Jonathan Smith seconds that motion. Is there someone here from HR that's going to be able to answer the question about what is an exempt employee? Do you have a response to what an exempt employee is?

RALINDA NINHAM-LAMBERIES: Yes, I do. I'm the closest thing --

TEHASSI HILL: Okay, Ralinda.

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RALINDA NINHAM-LAMBERIES: -- to HR you have here today. An exempt employee is exempt under the Fair Labor Standards Act. There are certain regulations that provide whether an employee needs to be exempt from minimum wage and exempt from overtime. Being exempt means that you are paid to get a job done and that no matter how many hours it takes to get that job done, you're paid your salary. I do know that the wage plan is based upon an average of 45 hours per week. Thank you.

TEHASSI HILL: All right, thank you, Ralinda, for that clarification. All right, that was microphone D. We're moving on to microphone C in the overflow room. Please state your name for the record, and you have three minutes. Thank you.

LINDA DALLAS: Good afternoon. My name is Linda Dallas. I would like to have the following matters addressed. We have a food shortage, a hunger problem within our reservation boundary, yet we have a \$529 million budget. How does that work? We have a \$529 million budget, yet we still have homelessness and we don't have the services to provide and help our people. When we talk about our people, I don't talk about just our people within the Oneida Indian reservation boundaries; I'm talking about our people at large. We have 17,000 General Tribal Council members. I have to talk fast, because you're going to cut me off. So, how much money is going to food for meetings for the community and meetings within the organization is one question. How much money do we allocate and what kind of benefits and services do we have for those who are homeless? What kind of social services and case management do you have for those individuals to get them out of those situations? Granted, we can't get everybody out of there, but we can do our best, and I don't think that we are doing our best. We have a lot of problems in behavior over at the Behavioral Health that I think that we can do better on. How much money is allocated in this budget for the Oneida Housing at large, not just Oneida Comprehensive Housing in our rental units, but at large. We have units that are empty, that have been sitting there empty for a long time, and we have demolished homes that probably General Tribal Council members could have lived in, and I was the Deputy Director for a housing program where we had five families working together to build their own homes from the ground up. Nobody had -- we had the -- our team, we had construction supervisors and staff, but we -- the people building the homes did not have the expertise, but with those families, we broke the ground one day. We set up the footings and we let it set 3-5 days, probably 3 at the most, and then we erected that house in one day, and we enclosed it, and we rock-and-rolled and we had a house done in a month. What is the problem with the Oneida Nation? I don't know. Maybe you need to bring me over there, hire me as a consultant, but I'd be willing to help you. Okay? We built beautiful homes. They gave us a budget, and we always came in under budget, and those families were thoroughly satisfied. So I don't know what's going on with housing, but I would like to make a motion to have a separate General Tribal Council meeting to allow General Tribal Council the opportunity to discuss and address the housing problems, issues, and concerns, of the Oneida Nation-- not just within the Oneida reservation, but of the Oneida Nation because it's our people. It's not just the people that rent from us or the people that want to rent from us. It's from our membership that needs homes, so I'd like to request to have a special General Tribal Council meeting to give the General Tribal Council an opportunity to receive information about it, to review it, discuss it, make decisions, and give you guys some guidance and directives.

TEHASSI HILL: All right, if we could get the motion up on the screen. I was checking with Linda to make sure the motion is recorded accurately.

LINDA DALLAS: And to provide direction for future housing development within the Oneida reservation, and that's a question that I would like answered along with the food and the homeless situation is what is the Oneida Nation's -- do they have skin in the game to get us going where we need to be, because if you look on the south end and the north end of our reservation --

TEHASSI HILL: Linda, your time as expired.

LINDA DALLAS: -- which should be ours.

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TEHASSI HILL: Linda, your time has expired. Just making sure that the motion is recorded correctly, and again, looking for a name for second. Seconded by Kathy Mauritz.

LINDA DALLAS: They wanted a correction of "direction for future development", not "of", and for the meeting to occur within four months, or whatever is deemed appropriate by whoever schedules these meetings. Reasonably.

TEHASSI HILL: Lisa?

LISA LIGGINS: The verbiage would need to be added "or what is reasonable" because at this point, in order for -- allow operations time to prepare materials and to get them mailed and everything, so if we just schedule, that would be fine, but within four months or whatever is reasonable is fine. That would allow us time to work with operators to be able to gather materials and then process the printing and that usually takes upwards of 90 days. Thank you.

TEHASSI HILL: Motioner concur with the change?

LINDA DALLAS: I just want it clearly noted that we're not talking about just the rental units; we're talking about all of it. All housing because we have issues with the purchase of housing, what to do with the housing, and we definitely have problems with the rental situation of houses.

TEHASSI HILL: All right, thank you for your concurrence with the change to the motion. Kathy, do you concur with the change, as well? She concurs. All right, we are open for discussion on the amendment to the main motion. Again, this is discussion on the amendment to the main motion, and that was at microphone C, so we'll go to microphone A. Microphone A, who's up? Please state your name for the record, and you have three minutes. Thank you.

RALINDA NINHAM-LAMBERIES: Good afternoon. Ralinda Ninham-Lamberies. I do agree in some ways with what Linda Dallas has stated, and I would like to point out that at the 2024 Budget Meeting, I tried to bring that to General Tribal Council's attention, so to answer some of your questions, in the TC Savings Project funding, there's \$7.1 million for a food innovation center. I believe that that could be utilized to address the hunger in the Nation. There is also \$1.5 million that is for home, residential -- residential home sites. That could be utilized to address some of these issues. There's also \$7.3 million for the multi-family housing project that also could be utilized for this. In addition, there was \$14 million that was allocated for the Food Assistance program. I believe 2024 may be the last year for that program, so these are important issues. Unfortunately, the funds for the Food Innovation Center were activated at the October 25th meeting. I don't know if we should be building a food innovation center if we have members that can't afford their daily food. Thank you.

TEHASSI HILL: All right, thank you, Ralinda. Larry, did you have any responses, as well, as to the amount that's being spent this past year on food and things of that nature?

LARRY BARTON: Just to acknowledge the work and effort. Of course, with previous director, the Food Pantry, it's not that we have completely are not aware and sensitive to the need of the community that needs this service. Certainly, we have, with some thresholds, supported also the Safe Shelter. We will make, hopefully by consensus, some allocation in the '25 budget to, in part, support that effort--both for food sustainability and access, along with homelessness. So points well taken, Linda. It's important to come to the input sessions when we do bring the budget forward so that voice is heard, and we can then allocate resources to address those needs, but I thought it important to acknowledge Marlon and his effort, because the pantry's there for that purpose, and it does great work.

TEHASSI HILL: All right, thank you, Larry. We left off at microphone A. We'll go to microphone B. Please state your name for the record, and you've got three minutes.

XAVIER HORKMAN: My name is Xavier Horkman. Call for the question.

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TEHASSI HILL: All right, Xavier has called for the question. Again, so that ends discussion on the topic, and we will vote on the amendment to the main motion that is before us, so I will again read the motion and ask for your participation in voting by raising your hands in support or in opposition of. So, we've got a motion by Linda Dallas, seconded by Kathy Mauritz, to schedule a special General Tribal Council meeting within four months or whatever is reasonable to discuss and address all of the housing problems, issues, and concerns of the Oneida Nation and to provide direction for future development of housing on the Oneida reservation. That is the motion. All those in favor, signify by raising your hand. All right, thank you. Those opposed to the motion, please raise your hand, those opposed. All right, thank you. Those abstaining, please raise your hand, those abstaining. All right, thank you. Motion has passed. That brings us to the main motion which is a motion by Nancy Barton, seconded by Jonathan Smith, to accept the 2024 annual Treasurer's report. We are back to that for discussion. We ended at microphone B. We will now move to microphone C in the overflow room. Please state your name for the record, and you have three minutes.

LINDA DALLAS: Good afternoon. My name is Linda Dallas. I want to ask questions regarding that GWA payment. I'm thinking you're the only ones that can answer that question is those GWA payments are being counted as income for people. It's causing problems with those -- it's causing problems for those who are low, very low income problem, more than likely, I'm assuming. So with the GWA payments, what needs to be done? Does it have to come through a motion through General Tribal Council or can you take care of it yourself so that the GWA payments are not counted as income so that it doesn't impact our membership so much in those areas and then --

TEHASSI HILL: Linda. Linda, it has been brought to my attention that, going through the process, that on the agenda, Nancy Barton had made the motion and then you were recognized to speak, so you already spoke once on this topic.

LINDA DALLAS: Did she make the motion with the GWA?

TEHASSI HILL: What's that?

LINDA DALLAS: Is that the motion that's on the floor for the GWA?

TEHASSI HILL: No. There's no motion on the floor. This is Nancy Barton's motion to accept the '24 Annual Treasurer's Report, which you were already recognized to speak at, so you're, in a sense, taking a second turn when other Tribal citizens haven't had the opportunity to speak on this topic.

LINDA DALLAS: Oh, was there somebody in front of me?

TEHASSI HILL: Yeah, there's several people at microphones A and B.

LINDA DALLAS: Okay, I apologize.

TEHASSI HILL: I'm sorry. Thank you. All right, we're moving to microphone A. Please state your name for the record, and you have three minutes. Thank you.

CATHY L. METOXEN: I have a question for Larry. First of all, I'd just like to say my understanding is we have a budget of over half a billion dollars is it? Half a billion dollars.

LARRY BARTON: That is correct.

CATHY L. METOXEN: And then the monies you showed us up on the screen, there's like 40 some million that's for the people.

LARRY BARTON: That is correct.

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CATHY L. METOXEN: And so \$40 million isn't very much out of a half a billion. So we can do some more GWA and such and help assistance with payments of stuff because there's programs and departments that do these kind of things, and they shouldn't just do them for who they pick and choose. It's there for everybody. But my question is I like them numbers. I like to see them numbers, and one of the problems that I see is, and it relates to what Nancy brought up with the time and attendance, people work out of the homes, you know, and there's employees I see in the middle of the afternoon or in the middle of the morning, you know, in Good Will and shopping and Festival and Walmart, you know, and they're home working, but they're really not, and those are the kind of people that I'd like to have the numbers for. How much are we paying these people that are staying at home, so to speak, and doing their job, but there's people that are reporting seeing different people, and it is--a lot of them are top management, and we pay a lot of people a lot of high salaries and I know my granddaughter worked for a company outside of the Tribe, and she worked out of her home, and they could monitor her. They put in everything in her room. They gave her the computer and everything, the printout, but they knew when she was doing her job. How do we know these people that we're paying all this money to that they're doing their job. That's my question, and add all those salaries up, and we're paying out all of this money for all those salaries, and where are they, and what are they doing? And then I sit here and hear we're behind on our audit. It's not because of our people. It's because of the audit company. But still, there's nobody answering the phones really. You get passed around, tossed around. Me, when I want to do something, I'll go right to the department or right to the program, and I'll go see somebody. A lot of people don't know how to do what I do. They don't know where to start, where to go. So, we're dishing out a lot of money, a lot of salaries for people to not do their jobs, and I'd like a number to that. That's a lot. That's a lot of, what do you call it, a line item loss?

TEHASSI HILL: All right, Cathy your time has expired.

CATHY L. METOXEN: Do you hear what I'm saying? We'll talk some more. I'll come see you.

TEHASSI HILL: Thank you. Larry, I don't know if you have a response? Not a direct response other than to say Kathy, I respect what you're saying, and we all have to hold ourselves accountable--starting with the committee, so just acknowledge what you said.

TEHASSI HILL: All right, Mark also has a response.

MARK W. POWLESS: Just a quick response. I don't have those numbers in front of me of how many of our employees are telecommuting. I imagine the percentage is low. For example, in what was formerly GSD, or Governmental Services Division, it's now Human Services Division. Tina Jorgensen implemented a policy or an expectation that if you are customer serving, you cannot telecommute. So if you are going to areas, departments looking for services and nobody's there, that's definitely something I would like to know. Also, you may see employees at Good Will. You may see employees at a restaurant during 8:00 a.m. till 4:30, but our employees are also entitled to time off and vacation and personal time, so every instance of seeing an employee out in the community may not be a case of abuse. Thank you.

TEHASSI HILL: All right, thank you, Mark, for the response, as well. Moving to microphone B. Please state your name for the record, and you have three minutes. Thank you.

XAVIER HORKMAN: My name is Xavier Horkman. Before I start going on, if I'm talking about telecommuting, is that on topic with the amendment that's on the table right now?

TEHASSI HILL: Right now the topic is the acceptance of the Annual Treasurer's Report, so pretty much anything that Larry had reported on is open for discussion.

XAVIER HORKMAN: Okay, so there had been a couple of discussions already regarding telecommuting employees and kind of painting this image of what a telecommuting employee looks like, and I just want to come up here and say that some of those perceptions that are being forwarded right now are really inaccurate of what a telecommuting employee does. I work in the Communication Department and I work in Intergovernmental Affairs, and we do have telecommuting employees there, and when COVID-19 first

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come into the office. Check your email, answer your phones, and if there's people waiting to meet with you, then you meet with them. So, the higher echelon of management, those are the ones that are salaried. Those are the ones that are accountable for entire departments, and that kind of goes down the chain, so you have your front line employees, say it's custodial or whoever, slot attendants, they have to come in, punch a clock. Then when they leave, they punch a clock, and they're accountable for their time. That's a way of being accountable. Now, I know that it was brought up with the Fair Labor Standards Act that, you know, there's certain guidelines for exempt employees, but we're sovereign. We're a sovereign nation. We can pretty much do -- we use that every time there's a lawsuit. Oh, we're sovereign. You can't sue us, we're sovereign. That's what we say. So I say use that standard when we're talking about holding our own people accountable, especially if they're constantly telecommuting, never at work. An example of that is every time I went to Land Management, there was two cars in the parking lot. I think I even get in. The doors were locked. So I was like okay, there's two big buildings here, so let's think about better use of that. Where's all the employees, blah blah blah. This was a while ago, so they got a new director. He'll probably take care of that. There's other areas that keep their doors locked. There's other entities that are not being held accountable that answer directly to General Tribal Council. So my recommendation, and I'm going to make this into a motion, is that HRD provide us with a system to hold our exempt employees accountable for their time. It shouldn't be a problem. If you're working all these hours, then being held accountable for all those hours and what we pay you should not be an issue. So I think that's what we need to do--whether it's signing in and out when you come into work. You're not necessarily punching in and out, but same concept. You're accountable for your time, and that's what we're asking all the frontline employees. If they're two minutes late, guess what? They're held accountable. If they try to leave early, they're held accountable, but the exempt employees are not, so with that being said, I'm making a motion for HRD to come back. I know no one's here, but the director, whoever it is, they need to come back with several options for GTC to choose from to make our exempt employees accountable for their time so that we can determine are we over-spending on our budget for wages in excess of how many millions for people that aren't even at work or doing their job? Is that what we're doing, because it is a budget issue. That's my motion. That's it. Bring options, though.

TEHASSI HILL: All right, Gina has made a motion to direct HR to develop a system to hold exempt employees accountable for their time and to bring back options to General Tribal Council. My initial read of this is that it would be out of order because General Tribal Council or our HR director doesn't report to General Tribal Council, so that's not following the chain of command so this motion would be out of order.

GINA POWLESS BUENROSTRO: Can I make it "follow the chain of command for HRD to submit that to you", they report directly to the Business Committee, right?

TEHASSI HILL: You just have to direct it to the Business Committee.

GINA POWLESS BUENROSTRO: Okay.

TEHASSI HILL: There's no ifs, ands, or buts about it.

GINA POWLESS BUENROSTRO: Okay, I'll do that. Thank you again for your help again. To direct the Business Committee to develop -- I guess that's -- she's already typing it, but it's going to be the Business Committee, then you guys will hold HRD's hands to the fire a little bit and make them do what this motion says. Right? So to speak?

TEHASSI HILL: Well, we've got to make sure the wording is --

GINA POWLESS BUENROSTRO: Okay, let's make sure the wording's correct, then. To direct the Business Committee to develop a system to hold exempt employees accountable for their time and to bring back options to General Tribal Council and I believe, what's her name over there that just came up to me? Human Services -- what is it? Tina Jorgensen. She just said that she knows that -- maybe you guys could work with her because she said that's what they're trying to do over there already. So that's pretty cool because that means all exempt, including political, non-political people.

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hit and we weren't able to show up and we were laying employees off and we were basically on the thread as an organization and as a Nation, telecommuting employees are the ones that kept everything afloat during that time, and so for people to come up here and say that all these people are doing is abusing this and not actually working and coming in and looking at your messages and going home, it's just a really inaccurate portrayal of what a telecommuting employee does on a day-to-day basis. I also just want to say that like most of the time when -- actually, I had it in my head to say what Mark said, so I just want to back up what Mark said about the personal time thing, but when you see an employee out and about on a day-to-day basis, that doesn't necessarily mean that this person is just skipping out on their work or something like that. I mean, people can have time off. It's a very reasonable thing, and if you want to see how much these employees get time off, you can see that right in the Benefits Package, as well, so lastly, I guess I just want to say that I don't really think that the way that telecommuting employees have been portrayed here is fair. I don't really think that people understand necessarily the reporting that goes into telecommuting employees and the way that we show the work that we're doing, and in my department, a lot of us are hybrid, as well, and so we do have coverage throughout the week. There are places and people showing up still, but the flexibility that telecommuting allows allows somebody like me to make website changes outside of 8:00 to 4:30. If you think that communication only occurs during work hours Monday through Friday to 4:30, you're mistaken, and so this sort of approach allows me and my department and others like us to get work done outside of 8:00 to 4:30 Monday through Friday. That's all. Thank you.

TEHASSI HILL: All right, thank you for your comments. There's nobody at microphone C so we'll go to microphone A. Please state your name for the record, and you have three minutes.

TERRY DOXTATOR: Terry Doxtator. I'm not sure if I'm stating the right question at the right time, but my question is how many of the monies in the budget are allocated from the Federal Government for our healthcare system, and if we do have the monies from the healthcare system that goes into -- I mean from the Federal Government to our healthcare system, why are our Tribal members being turned away, saying "you're not an established patient", yet as a person who has traveled, just because I am a Tribal member, I can be seen in other states like Minnesota, North Dakota, South Dakota, Washington State, so we have monies allocated from the Federal Government for our healthcare, for our people?

LARRY BARTON: Yes, definitively, I'll defer to the General Manager to talk and address your question about access, but my understanding, the consolidated health area in excess of, don't hold me to the exact number, I don't have the book handy, about \$50 million we spend in healthcare, in excess of \$50 million, so it is a sizeable number, much of which is federal dollars, although there are insurance, I'll call it "third party and insurance revenues", as well. As to eligibility, I'll defer to the General Manager if somebody's here from comp health.

TEHASSI HILL: Mark?

MARK W. POWLESS: Is somebody from Comprehensive Health here? That would be Danforth, perhaps? Registration is a requirement. It is required at Comprehensive Health Division, but it really shouldn't be prohibitive to receiving services there.

TERRY DOXTATOR: Yet I've had family members that have come from out of state. They were sick, and they said, "No, you cannot be seen because you're not an established patient." I think that's wrong if you're using federal monies for our Tribal people.

TEHASSI HILL: All right, sorry we're not able to answer your question specifically right now, but I'm sure Mark will follow-up and get you an answer. All right, moving on to microphone B. Please state your name for the record, and you've got three minutes. Thank you.

GINA POWLESS BUENROSTRO: Thank you. Gina Powless Buenrostro. So, I'm going to kind of piggy-back onto the issue of all this telecommuting what have you. Okay, so I think that HRD can resolve this issue. I know a lot of people, you know, they stand by telecommuting, oh, let me work out of home, and that means oh, this, that and the other. However, some of us have work ethics that require you to

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LISA LIGGINS: It'll be -- I'm not sure when the directives report. We usually do it at the annual meeting, but work will be done between now and then because it becomes a GTC directive.

GINA POWLESS BUENROSTRO: Okay. I think I'm good with that.

LISA LIGGINS: Okay.

TEHASSI HILL: All right, second Nancy -- do you agree with the change? Okay, she does.

LINDA DALLAS: Privileged question.

TEHASSI HILL: Just a second because we're getting things in order here. All right, that is cleared up. I did hear a Privileged question at microphone C. Please state your name and your Privileged question.

LINDA DALLAS: I would like to know if the motioner and the seconder would agree to include "and elected officials" on there because they are also salaried and receive substantial wages, and it should be "the exempt and elected officials".

TEHASSI HILL: I just want to make sure I correct the information that you're portraying here. Elected officials do not make a substantial salary.

LINDA DALLAS: You make a lot more than a lot of people do.

TEHASSI HILL: No, we actually don't. We're down in the bottom third easily of wage compensation as directed by General Tribal Council, and that wasn't a Privileged question, as well. So that's okay.

LINDA DALLAS: It procedurally is. Can they add that?

TEHASSI HILL: No, that's not a Privileged question.

LINDA DALLAS: Okay. But can they?

TEHASSI HILL: All right, we're moving on. That was microphone B. We're moving on to microphone C. Please state your name for the record, and you have three minutes. Thank you. You've got to get close to the mic.

CRYSTAL HOLTZ: I don't work for the Tribe any longer.

TEHASSI HILL: Oh, you stepped back. You've got to stay right up close to that mic.

CRYSTAL HOLTZ: Okay, how's this? Better? Test?

TEHASSI HILL: We can barely hear you.

CRYSTAL HOLTZ: Okay. Can you hear me?

TEHASSI HILL: Yeah, go ahead please.

CRYSTAL HOLTZ: Okay. I just want to say for exempt employees, I think everybody should be held accountable. I get that. I'm totally down with that. When it comes to exempt employees, you're paying them for 40 hours, or as Rainda said, 45. I'm not sure what the average is, but keep in mind, if you want to hold them to a salary and be non-exempt, you may be paying somebody that's making \$60 an hour overtime. Right now as it is, with an exempt employee, regardless of their wage level, they're working for you--whether it's 40 hours, 60 hours, or 70 hours. If you want me to be aware of that, is that just -- I agree with holding accountable, that should be across-the-board, but please keep in mind when you're changing or whatever the plan may be, changing exempt to non-exempt, that is the case. Thank you.

General Tribal Council

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February 25, 2024

TEHASSI HILL: All right, your time has expired.

GINA POWLESS BUENROSTRO: Okay.

TEHASSI HILL: But again, thank you.

GINA POWLESS BUENROSTRO: Is that correct, thought?

TEHASSI HILL: Yeah, that's more in line with what our processes are. General Tribal Council directs the Business Committee.

GINA POWLESS BUENROSTRO: Can I have that back at the semi-annual please?

TEHASSI HILL: And then, I guess, clarification from parliamentarian about the bringing back to the General Tribal Council. I guess is that the appropriate part of it? I know there's obviously like the blue book and things that are adopted by General Tribal Council. Is this something that falls under that, so going through that process?

JO ANNE HOUSE: Thank you.

TEHASSI HILL: Microphone A?

JO ANNE HOUSE: Microphone A is now working. Thank you very much. The question is whether or not this motion is in order to bring back options to the General Tribal Council and to bring it back for the 2024 semi-annual General Tribal Council meeting. The first part of the motion is in order. It should be recognized that this may or may not result in amendments to the Oneida Personnel Policies and Procedures, and if it does, it will require the Legislative Procedures Act processes to be followed and may not be able to get back in time to the General Tribal Council for the July meeting since those deadline dates are actually some time in May. A public hearing has to be held, etc. If it does happen, it will be almost impossible to get that information written and presented in Asylum Application timely manner. I would also note that the second portion of that motion in regards to the General Tribal Council meeting date to bring it back was made after the time was up, after the individual had been called and concluded all of their comments and statements, and is not in order because it wasn't presented during the three minute time period in which the original motion was made. I would point out that that is something that has been occurring repeatedly, additional actions to the motions, and if they're not made within the three minute time period, they are out of order. Thank you.

TEHASSI HILL: All right, thank you Jo Anne for that clarification, as well. Again, as we strive to improve the process that we undergo here at General Tribal Council in making motions, I just want to make sure that we're clear that you have three minutes to make that motion, and your time was cut off, so I will try to do a better job of enforcing that as we go forward. That's to be sure to be concluded with your motion within that three minute time period. I guess as it goes back to the motion itself, yeah, the first half is fine, but I guess just kind of conferring. I guess, with Lisa.

LISA LIGGINS: Yeah, Gina, the first half of your motion, as Chief Counsel indicated, is in order. If you were to delete everything after "and" and it would just be that first directive, what automatically will happen is because this becomes a GTC directive, and then at the annual and semi-annual meetings, that directives report that's in the book, it would end up getting added on there, and then when we have a report back, we bring it back to GTC to just give a status update. Yeah, so it would just be a -- it would end up on the next directives report as a status update saying what actions were taken, if it's concluded, or if it's still ongoing if you were to delete everything after "and", what's highlighted there.

GINA POWLESS BUENROSTRO: If I delete everything after "and", it's still going to come on the next semi-annual.

General Tribal Council

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TEHASSI HILL: All right, thank you for your comments, and I just want to remind everyone that we do have an exiting procedure in place for this afternoon's adjournment, that everyone must stay seated who is 64 years and younger to allow for the elders, 65 and older and those with disabilities, to exit first with their individuals. If you have a yellow arm band is what gets you out the door in that first 15 minutes. If you do not have a yellow arm band, please remain seated. With that, we are at 1:59, so I'm sorry for the people who are waiting at the mics, but we will need to entertain a motion to adjourn, and again –

- C. 2024 annual land acquisition report
 - D. 2024 annual report
 - E. 2024 annual Onwayote'a-ká ni?i Project Plan report
- VII. NEW BUSINESS**
- A. Adopt resolution entitled Capital Improvement Plan for Government Services – 2024 to 2034
 - B. Determine next steps regarding General Tribal Council Meeting packet mailers

VIII. ADJOURN

TEHASSI HILL: Who's the motioner? Bob Smith and Jonathan Smith. And again, these items will carry forward onto the semi-annual meeting. We will pick up where we left off with this particular Treasurer's report with a motion on the floor and an amendment to be addressed when we come back to our semi-annual meeting. All those in favor of adjournment, please say aye. Those opposed. Abstentions. Motion carries. Thank you everyone for the great discussion, and again, please remember, you need a yellow wristband to exit in this first 15 minutes.

Costs associated with the 1/15/24 meeting cancelled due to inclement weather						
Printing	Mailing	Security	Room Rental & AV	Stipends/ Gift Cards	Transcription Services	TOTAL
\$40,011	\$4,468	\$0	\$0	\$0	\$0	\$44,479

Costs associated with the 2/25/24 meeting						
Printing	Mailing	Security	Room Rental & AV	Stipends/ Gift Cards	Transcription Services	TOTAL
\$2,521	\$4,859	\$4,089	\$21,208	\$336,800	\$239	\$369,716

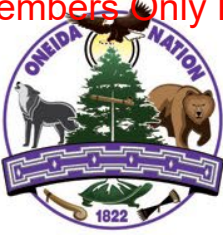
Minutes prepared by Secretary Lisa Liggins, Oneida Business Committee Meeting Transcript prepared by Paulette Binion, The Binion Group LLC
 Minutes approved as presented to GTC on _____

 Lisa Liggins, Secretary
 ONEIDA BUSINESS COMMITTEE
 General Tribal Council

Annual Meeting Minutes
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 February 25, 2024

TOPIC:

OLD BUSINESS



Oneida Nation
Oneida Business Committee
PO Box 365 • Oneida, WI 54155-0365
oneida-nsn.gov



MEMORANDUM

To: General Tribal Council
From: Oneida Business Committee
Date: May 16, 2024
Re: Remaining items from the February 25, 2024, annual meeting agenda

This memorandum is intended to provide you information regarding the 2024 annual materials for the July 1, 2024, semi-annual General Tribal Council meeting and where the meeting materials can be accessed.

Background

The 2024 annual General Tribal Council (GTC) meeting was held on February 25, 2024. GTC completed part of the agenda; the following motions were made at the meeting:

At the start of the meeting:

“Motion by Patricia Cornelius to adopt the agenda as presented and to end the meeting by 1:00 p.m. Seconded by Kathy Mauritz. Motion carried by show of hands

Amendment #1 to the main motion by Gina Powless-Buenrostro to extend the end time to 2:00 p.m. Seconded by Danielle McGee. Motion carried by hand count: 712 support; 389 opposed; 44 abstained.”

At the end of the meeting:

“Motion by Bob Smith to adjourn at 1:59 p.m. Seconded by Johnathon Smith. Motion carried by voice vote.”

The remaining agenda items that need to be addressed at the semi-annual meeting are as follows:

- **2024 annual Treasurer’s report**
- **2024 annual land acquisition report**
- **2024 annual report**
- **2024 annual Onlyote?a·ká ni?i Project Plan report**
- **Adopt resolution entitled Capital Improvement Plan for Government Services – 2024 to 2034**
- **Determine next steps regarding General Tribal Council Meeting packet mailers**

To best utilize resources, duplicate GTC meeting materials for the above items are not being mailed¹. There are no changes to the materials that were created and mailed for the annual GTC meeting held on February 25, 2024.

To access the above materials online, they are saved to the GTC Portal in Members Only section of the Nation’s website. First, you will need to log in at: <https://oneida-nsn.gov/members-only/>

Then, the meeting materials are on this page:

<https://oneida-nsn.gov/members-only/gtc-portal/meeting-materials/>

Or you can scan this QR code after logging in:



If you have issues logging in or need any assistance, please contact the Oneida Nation Call Center at 920-869-4421.

Request for printed meeting materials

You may request a copy of the printed meeting materials by contacting the Oneida Nation Call Center at 920-869-4421.

Recommendation

There are actions that need to be voted on by General Tribal Council in order to move forward. At the February 25, 2024, annual meeting, the following motions have been made under the item “*2024 annual Treasurer’s Report*”:

¹ If you would like to review the materials, copies may be obtained through the Members-Only section of the Oneida Nation’s website at: oneida-nsn.gov/members-only/

Motion by Nancy Barton to accept the 2024 annual Treasurer's report. Seconded by Johnathan Smith. **Motion not voted on.**

Amendment #1 to the main motion by Linda Dallas to schedule a special General Tribal Council meeting within four months or whatever is reasonable to discuss and address all of the housing problems, issues, and concerns of the Oneida Nation and to provide direction for future development of housing on the Oneida Reservation. Seconded by Kathy Mauritz. Motion carried by show of hands

Amendment # 2 to the main motion by Gina Powless-Buenrostro to direct the Business Committee to develop a system to hold exempt employees accountable for their time. Seconded by Nancy Barton. **Amendment not voted on.**

Further, the 2024 annual reports were proposed to be accepted as information only on the original agenda. There have been no changes or updates to the materials and the items themselves are outdated. As such, the OBC recommends the following motion:

Motion to accept items V,B,C,D, as information.

The item entitled, "*Adopt resolution entitled Capital Improvement Plan for Government Services – 2024 to 2034*" was proposed for General Tribal Council to adopt the resolution. As such, the OBC recommends the following motion:


Motion to adopt resolution titled "Capital Improvement Plan for Government Services 2024 – 2034"

The item entitled, "*Determine next steps regarding General Tribal Council Meeting packet mailers*" was proposed to General Tribal Council to amend the Ten Day Notice Policy. As such, the OBC recommends the following motion:

Motion to direct/authorize the Oneida Business Committee to amend the Ten Day Notice Policy to authorize notice of all General Tribal Council meetings through notice of date/time/place and make materials available by request or access electronically.

TOPIC:

**2024 SEMI-ANNUAL
TREASURER'S REPORT**




Treasurer's Report

As of March 31, 2024

All numbers are unaudited at the time of presentation and are subject to audit adjustment until audit is approved and accepted

1

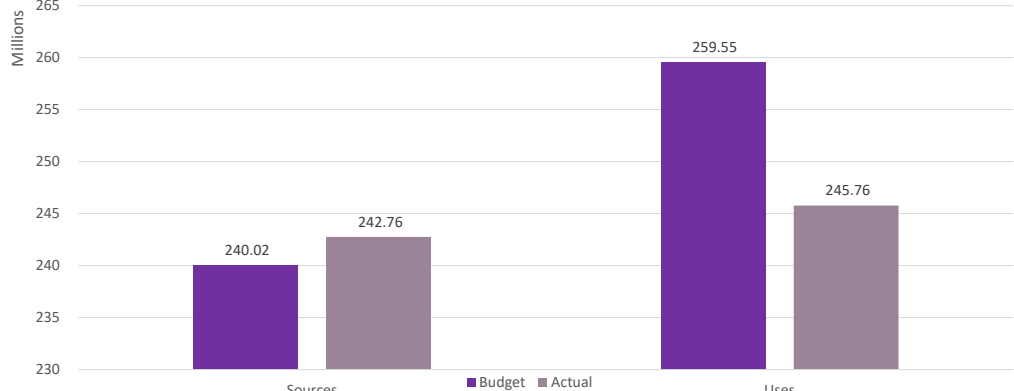


Treasurer's Report

Through March 31, 2024

(All numbers are preliminary and unaudited)

FY 2024 Budget To Actual



Category	Budget (Millions)	Actual (Millions)
Sources	240.02	242.76
Uses	259.55	245.76

TC Savings \$532,280 Total Variance -\$3,006,162

2

Treasurer's Report

- Tribal Assets
 - \$1.421 BILLION
 - Increase of \$96 Million
- Tribal Equity
 - \$1.324 BILLION
 - Increase of \$73 Million



3

Treasurer's Report

- Cash and Cash Equivalents
 - Unrestricted Cash \$88.8 Million
 - Obligated, Unrestricted Short-Term Investments \$266.8 Million
 - Restricted Short-Term Investments \$36.5 Million
- Debt
 - Outstanding Debt \$0



4

Treasurer's Report

- Gaming results
 - Positive variance \$6,013,781
 - \$1,886,486 in Sources
 - \$4,127,295 in Uses
 - Net income \$29,829 more than 3/31/2023
- Retail's results
 - Negative variance \$732,039
 - Net Income \$301,104 less than 3/31/2023



5

Yaw[^]ko

Oneida Nation Finance: Lawrence Barton, Tribal Treasurer
RaLinda Ninham-Lamberies, CFO

E-mail: lbarton2@oneidanation.org or rlamberi@oneidanation.org

Landline: 920-869-4394 or 920-869-4242

6

TOPIC:

2024 SEMI-ANNUAL LAND ACQUISITION REPORT

EXCERPT FROM THE APRIL 23, 2017, RECONVENED ANNUAL GTC MEETING:

Motion by Dylan Benton to accept the 2017 Annual Reports, seconded by Terry Cornelius. Motion carried by show of hands

Amendment to the main motion by Cathy L. Metoxen that the OBC and Land Commission provide a report on all the land acquisitions from the last three years on the 2017 semi-annual GTC meeting agenda; including the costs (including renovations, future costs), and addresses for the properties; and that the report be presented to GTC at each annual and semi-annual meeting thereafter, seconded by Linda Dallas. Motion carried by show of hands

NOTE: DUE TO THE CONFIDENTIAL NATURE OF THE MATERIALS, A PRESENTATION WILL BE PROVIDED AT THE MEETING.

TOPIC:

2024 SEMI-ANNUAL REPORT



Message from the Chairman

Shekoli Swakweku,

As Chairman of Oneida Nation, I remain humbled and am reminded daily of the strong roots and rich culture in which our ancestors come from. Never forgetting the paths, they journeyed and forged, the battles they fought on our inherent lands, nor the love that was ingrained in every move made, to get us where we are today. We are a nation of strong families built on Tsi Niyukwalihó.ta and a strong economy, and it is our mission to strengthen and protect our people, reclaim our land, and enhance our environment by exercising our sovereignty.

Our vision and mission encompass who we are as Ukwehuwe and may this report serve as a high level overview of the work being done every day to ensure we keep striving for the best for the generations to come after us. This report is a way to showcase and highlight the organizations work, which allows us to reflect on the work being done daily from everyone collectively, to ensure that our ways will continue to live on, as our beautiful community continues to grow and thrive.

On behalf of the Oneida Nation and the Business Committee – may you continue to have a good mind, a good heart and a strong fire.

Yawakó· Be well and treat one another well.

Sa?nikuhlatsaniht (You have a strong mind)

A handwritten signature in cursive that reads "Tehassi tasi Hill".

Tehassi tasi Hill, Chairman
Oneida Nation



Oneida Nation
Oneida Business Committee
PO Box 365 • Oneida, WI 54155-0365
oneida-nsn.gov



Memorandum

To: General Tribal Council
From: Oneida Business Committee
Date: May 15, 2024
Re: 2024 semi-annual reports

2024 semi-annual reports availability

Tribal members who sign up for “GTC Meeting Information” via their Address Update with the Trust Enrollment Department will receive a copy of the *meeting materials* through the mail. Those who also returned their GTC annual/semi-annual postcard (which was sent as required by the GTC Ten Day Notice Policy), will receive a copy of the *annual reports* along with the meeting materials.

If you would like to change your mailing preference, please contact the Trust Enrollment Department at 920-869-6200 or at oneida-nsn.gov/resources/enrollments/.

As always, you can electronically access by logging in oneida-nsn.gov/members-only.

2024 semi-annual report overview

This book contains the 2024 semi-annual reports from the Oneida Nation’s:

- Governmental and other elected entities
- Boards, Committees & Commissions
- Program, Service, and Enterprise areas

2024 semi-annual report submission

For your information and for the purposes of accountability, of the approximately 45 areas which report regularly, or which are required to provide reporting to GTC, the following did not submit a report by the required deadline:

- Oneida Youth Leadership Institute

With the intention of providing you with as much information as possible, we encourage you to visit the Oneida Nation’s website at: oneida-nsn.gov/reports. Quarterly reports are posted on this webpage which gives you the opportunity to see more detail from each area, making the reports more meaningful to both the area reporting and to us, as recipients of the information. This approach creates opportunity towards achieving the goal of transparency.

OBC Recommendation:

Motion to accept the 2024 semi-annual reports

TOPIC:

**2024 SEMI-ANNUAL
ONLAYOTE?A-KÁ NI?I
PROJECT PLAN REPORT**

**PLACEHOLDER
FOR MEMO
FROM OBC**

PLACEHOLDER
FOR
ONAYOTE?A·KÁ
NI?I PROJECT
PLAN REPORT

TOPIC:

FY-2023 COMPREHENSIVE FINANCIAL AUDIT REPORT

NOTE: DUE THE CONFIDENTIAL NATURE OF THE MATERIALS, A PRESENTATION WILL BE PROVIDED AT THE MEETING.



Oneida Nation
Oneida Business Committee
Audit Committee
PO Box 365 • Oneida, WI 54155-0365
Oneida-nsn.gov



Audit Committee Memorandum

TO: General Tribal Council

FROM: Secretary Lisa Liggins, Audit Committee Chair

DATE: May 22, 2024

RE: FY-2023 Comprehensive Financial Audit Report

Background:

Requests for the annual financial audit of the Nation may be submitted by Tribal members to the responsible custodian located at the Oneida Community Library, the Office of the Nation's Treasurer, the Finance Department, and/or the Oneida Business Committee Records Management Office(s) per § 108.8-3. of the Internal Audit Law.

Each year, after the annual financial audit is completed, the external auditor presents their findings in a report to the General Tribal Council (GTC). At the February 25, 2024, annual GTC meeting, action was taken to defer the FY-2023 Comprehensive Financial Audit Report to the 2024 semi-annual GTC meeting *and to place all upcoming Comprehensive Financial Audit Reports on semi-annual GTC meeting agenda.*

GTC meeting attendance is restricted to tribal members only, so action is needed to allow the external auditor into the GTC meeting to present the report.

Requested Action:

Allow the RSM US, LLP, representatives into the 2024 semi-annual GTC meeting to present the FY-2023 Comprehensive Financial Audit Report.

TOPIC:


**ACCEPT UPDATE REGARDING
THE EVICTION AND
TERMINATION LAW**

**PLACEHOLDER
FOR MEMO
FROM OBC**



Oneida Nation
 Oneida Business Committee
 Legislative Operating Committee
 PO Box 365 • Oneida, WI 54155-0365
 Oneida-nsn.gov



TO: General Tribal Council
 FROM: Jameson Wilson, Legislative Operating Committee Chairman 
 DATE: May 8, 2024
 RE: Follow up on February 25, 2024, GTC Directive for Amendments to the Eviction and Termination Law

Background

At the January 16, 2023, special General Tribal Council (GTC) meeting the GTC considered the *Petition: L. Elm – Real Property Law Eviction and Termination*. During discussions of the *Petition: L. Elm – Real Property Law Eviction and Termination*, the GTC adopted a motion to accept the petition as information and to ask the Oneida Business Committee (OBC) to review the Eviction & Termination law and to bring back a report back to the GTC to the semi-annual meeting.

The review of the Eviction and Termination law was not addressed at the July 24, 2023, Semi-Annual GTC meeting, and instead was forwarded to the 2024 Annual GTC meeting.

At the February 25, 2024, Annual GTC meeting the Legislative Operating Committee (LOC) provided a memorandum entitled, *Review of the Eviction and Termination Law*, which reviewed the various provisions contained in the Eviction and Termination law and concluded that the Eviction and Termination law very clearly provides when a lease or rental agreement may be terminated and the occupant may be evicted, how notice of the eviction is provided to the occupant, and what occurs if an occupant fails to vacate the property. The Eviction and Termination law provides for the protection of due process rights of the occupant, while also protecting the Nation's rights to preserves the peace, harmony, safety, health, general welfare, and the Nation's resources.

In response to the memorandum from the LOC, on February 25, 2024, the GTC adopted a motion to deny the acceptance of the memorandum regarding the Eviction & Termination law update and to defer the Eviction & Termination law back to the LOC to remove the wording "alleged" or "allegations" in the law and to bring back to the 2024 Semi-Annual GTC meeting.¹

¹ Motion by Nancy Barton that a report be brought back under the Oneida Comprehensive Housing Department regarding the General Welfare Assistance determination of counting it as yearly income for elders and low-income housing residents with the legal review from Department of Treasury mortgage relief program, a COVID program. Motion ruled out of order by Chairman Tehassi Hill; the motion is not in on topic.

Motion by Gina Powless-Buenrostro to deny the acceptance of the memorandum regarding the Eviction & Termination law update and to defer the Eviction & Termination law back to the Legislative Operating Committee to remove the wording "alleged" or "allegations" in the law and to bring back to the 2024 semiannual meeting. Seconded by Shawn Skenandore. Motion carried by show of hands.

Amendment #1 to the main motion by Lori Elm to include that nobody loses their home without an agreement if they are not the ones being charged and furthermore that if Comprehensive Housing resells the home, the homes will be sold at the appraised value and that if any other homes were sold this way prior, that the money goes back to Comprehensive Housing to pay down the debt and the excess goes back to the home owner. Motion ruled out of order by Chairman Tehassi Hill; there is a Rule process in place for the motion and General Tribal Council cannot take action on past items.

Impact of the GTC Directive in Relation to Requirements of the Legislative Procedures Act

The LOC is complying with the February 25, 2024, GTC directive by bringing this memorandum forward that outlines its plan on how amendments to the Eviction and Termination law are being developed to remove the words alleged and allegations. The LOC is not able to bring forward an amended Eviction and Termination law to the 2024 Semi-Annual GTC meeting as the directive from GTC did not provide an adequate amount of time for the LOC to comply with the requirements of the Legislative Procedures Act.

Legislative Process Provided in the Legislative Procedures Act

The GTC adopted the Legislative Procedures Act in 2013 to set forth the process for the development and adoption of laws of the Nation by the OBC and GTC. [1 O.C. 109.1-1]. The Legislative Procedures Act intends to ensure that there is a standard process for developing legislation for the Nation. [1 O.C. 109.1-2]. GTC delegated the LOC the responsibility for the development of legislation of the Nation. [1 O.C. 109.4-2]. The LOC is comprised of the five (5) OBC members who do not hold officer positions. [1 O.C. 110.4-1(b)].

The legislative process begins when any person who is interested in pursuing the development of or amendment to a law of the Nation submits a written request for legislation to the Legislative Reference Office, who then is responsible for placing the request for legislation on the agenda of the next duly called LOC meeting. [1 O.C. 109.5-1, 109.5-2]. Once the LOC receives a request for legislation, the LOC then either accepts or denies the request, except that the LOC is not allowed to deny a request for legislation directed by a GTC law, resolution, or motion. [1 O.C. 109.5-2(a)-(b)].

Once the LOC accepts a request for legislation and directs that legislation be developed in accordance with the Legislative Procedures Act, a draft of the legislation is created through research, review of other similar laws, collaboration with affected entities, and community engagement efforts. The Legislative Procedures Act provides guidance on how a law should be organized, such as different sections that need to be included in a law and what information needs to be addressed in each section, to ensure there is a consistent format amongst all laws of the Nation. [1 O.C. 109.11]. Once a draft of the proposed legislation is approved by the LOC, a legislative analysis of the draft legislation is completed. [1 O.C. 109.7-1]. The purpose of the legislative analysis is to describe the important features of the legislation being considered and factual information to enable the LOC to make informed decisions regarding legislation. [1 O.C. 109.3-1(g)]. A legislative analysis includes a statement of the legislation's terms and substance; intent of the legislation; a description of the subject(s) involved, including any conflicts with Oneida or other law, key issues, potential impacts of the legislation and policy considerations. *Id.*

Once a draft and legislative analysis are completed for proposed legislation, the LOC moves forward with obtaining public review of the proposed legislation. This is the opportunity for members of the Nation to provide their input or suggestions on proposed legislation. The LOC determines a public meeting date and then a public meeting notice is created that contains the date, time and place of the public meeting, the time period for the public comment period, and the name, address, phone number, and other appropriate information on where to submit comments on the proposed legislation. [1 O.C. 109.8-2]. At least ten (10) business days before the public meeting is held, the public meeting notice is published in the Kalihwisaks, while the public meeting notice, proposed draft of the legislation, legislative analysis, and fiscal impact statement if available, are published on the Oneida Register², and electronically noticed to all managers and directors. [1 O.C. 109.8-2]. The managers and directors who receive the public meeting materials are then required by the Legislative Procedures Act to direct employees of the Nation who have special knowledge or expertise on the proposed legislation to provide public comments. [1 O.C. 109.8-4(a)].

The public meeting on the proposed legislation is required to be presided over by at least one (1) member of the LOC. [1 O.C. 109.8-3(a)]. The purpose of the public meeting is to solicit oral comments from members of the community on the proposed legislation. [1 O.C. 109.8-3]. After the public meeting concludes, the LOC holds open a public comment period for at least five (5) business days. [1 O.C. 109.8-1(a)]. During the public comment period individuals may submit written comments including data, views, arguments, or concerns to the OBC Secretary or the Legislative Reference Office in person or through United States mail, interoffice mail, e-mail, or fax. [1 O.C. 109.8-1(c), 109.4-4(b)].

Once the public comment period has concluded, the LOC is required by the Legislative Procedures Act to fully consider all written comments and oral testimony received during the public comment period and public meeting on the proposed legislation. [1 O.C. 109.8-4]. The LOC accomplishes this responsibility through the development of a public comment review memorandum that provides the LOC's consideration of every comment received, and demonstrates any changes made to the proposed legislation based on the public comments.

A fiscal impact statement is also required for all proposed legislation. [1 O.C. 109.6-1]. A fiscal impact statement provides an estimate of the total fiscal year financial effects associated with legislation and includes startup costs, personnel, office, documentation costs, as well as an estimate of the amount of time necessary for an individual or agency to comply with the law after implementation. [1 O.C. 109.3-1(c)]. The LOC may direct that a fiscal impact statement be submitted by any agency who may receive funding if the legislation is enacted, may administer a program if the legislation is enacted, may have financial information concerning the subject matter of the legislation, or the Finance Department. [1 O.C. 109.6-1]. OBC resolution BC-10-28-20-A, *Further Interpretation of 'Fiscal Impact Statement' in the Legislative Procedures Act*, provides

² The Oneida Register can be found on the Nation's webpage found at the following location: <https://oneida-nsn.gov/government/register/>

further clarification on the process for directing a fiscal impact statement be completed. This resolution provides that upon final approval of draft legislation by the LOC, the LOC may direct the Finance Department or any agency who may receive funding if the legislation is enacted, may administer a program if the legislation is enacted, may have financial information concerning the subject matter of the legislation to provide a neutral and unbiased fiscal impact statement to the LOC within ten (10) business days for inclusion in adoption materials.

After all the requirements of the Legislative Procedures Act are met and the LOC is satisfied with proposed legislation, the LOC then forwards an adoption packet comprised of the proposed legislation, legislative analysis, fiscal impact statement, resolution, statement of effect, and an adoption memorandum to the OBC for consideration. [1 O.C. 109.9-1]. The OBC then either considers whether to approve or deny the adoption of the legislation or forwards the legislation to the GTC for consideration of adoption. [1 O.C. 109.9-1(a)-(b)]. A law is adopted, amended, or repealed upon the adoption of a resolution. [1 O.C. 109.9-2]. For those laws considered by the OBC a majority vote is required for the adoption of the law, while amendments and repeals of a law are handled in accordance with the laws governing OBC action. [1 O.C. 109.9-2(a)]. The OBC utilizes Robert's Rules of Order, current edition, for the procedural rules of its meetings except as specifically modified by the Constitution and Bylaws of the Oneida Nation. [1 O.C. 117.4-1]. For those laws considered by the GTC, adoption, amendment, and repeal of laws are done in accordance with the laws governing GTC action. [1 O.C. 109.9-2(b)]. Any action by the GTC to overrule previous passed motions or resolution requires a two-thirds (2/3) vote. [1 O.C. 113.3-1(a)(3)].

Once legislation is adopted through resolution by either the OBC or the GTC the law shall become effective ten (10) business days after the date of adoption unless a different effective date is specified. [1 O.C. 109.9-3]. The LOC is then responsible for publishing the law in the Oneida Code of laws by the effective date. [1 O.C. 109.9-4]. Any law adopted in substantial compliance with the Legislative Procedures Act is considered valid. [1 O.C. 109.10-1]. No law can be contested based on non-compliance with the procedural requirements of the Legislative Procedures Act after one (1) year from the effective date of the law. [1 O.C. 109.10-2].

Amendment of the Eviction and Termination Law

The LOC added the Eviction and Termination law to its Active Files List for the 2023-2026 legislative term for comprehensive amendments to be developed on October 4, 2023. This legislative item was carried over from the previous term and originally added to the LOC's Active Files List on July 6, 2022.

When the LOC added the Eviction and Termination law to its Active Files List at the beginning of this term, the LOC understood that this was an important issue for many members of the community, and it was the intent of the LOC that comprehensive amendments to the Eviction and Termination law would be developed during this term in order to improve the law. The GTC

demonstrated that the amendment of the Eviction and Termination law was an important issue to be considered by the LOC through its February 25, 2024, directive to the LOC.

Since the LOC added the Eviction and Termination law amendments to the Active Files List the LOC has taken many actions to address amendments to the Eviction and Termination law including, holding collaborative work meetings, providing opportunities for the community to provide input through community meetings and work sessions, and drafting amendments to the law.

Collaborative Work Meetings

The LOC strongly believes that better legislation is developed when collaboration occurs with the subject matter experts and the departments and individuals that are responsible for implementing a law. Since October 4, 2023, the LOC held eleven (11) work meetings regarding both the general development of amendments to the Eviction and Termination law, and how best to meet the February 25, 2024, GTC directive. These work meetings were often held in collaboration with representatives from the Comprehensive Housing Division, Oneida Law Office, General Manager, and the Environmental, Health, Safety, Land and Agriculture Division.³

During the collaborative work sessions, the Comprehensive Housing Division educated the LOC on how evictions and terminations are currently processed in the Nation, and discussed ways in which this process can be improved through amendment to the Eviction and Termination law. In an effort to provide greater clarification on the reality of evictions and terminations that have occurred under the process and procedures of the Eviction and Termination law and combat misinformation, the Comprehensive Housing Division takes publicly available information regarding evictions and terminations and provides that information in a more easily accessible chart that is made available on their website and has been attached to this memorandum for reference.⁴

Community Outreach Events

This legislative term the LOC is prioritizing providing an opportunity for the community to be involved in the legislative process and provide input regarding the development of legislation. The LOC has held or is planning to hold the following community outreach events:

- *Spring LOC Community Meeting.* On March 6, 2024, the LOC held a community meeting in the Norbert Hill Center's cafeteria from 5:30 p.m. through 7:30 p.m. in which the Eviction and Termination law amendments were a topic of discussion. The purpose of this community meeting was for the LOC to provide an opportunity for community feedback in which people could share comments, questions, or suggestions on potential issues and

³ During the last legislative term, from July 2022 through August 2023, the Legislative Operating Committee held four (4) work meetings in collaboration with representatives from the Comprehensive Housing Division, the Environmental, Health, Safety, Land and Agriculture Division, Oneida Law Office, and Oneida Land Commission to review and discuss the Eviction and Termination law.

⁴ This information can be found at the following link: https://oneida-nsn.gov/wp-content/uploads/2024/04/CHD-Eviction-and-Termination-Spreadsheet_OLO_Final_1.pdf

amendments that should be addressed in the Eviction and Termination law. Over fifty-one (51) people participated in this community meeting.

- *LOC Community Work Session.* On April 2, 2024, the LOC held a community work session regarding the Eviction and Termination law in the Norbert Hill Center’s Business Committee Conference Room and on Microsoft Teams from 12:00 p.m. through 1:30 p.m. The purpose of the community work session was to read through the Eviction and Termination law line-by-line and collect comments, questions, or suggestions for how to amend the language included in the law. Approximately thirty-seven (37) people participated in the community work session.
- *Summer LOC Community Meeting.* On June 19, 2024, the LOC intends to hold an additional community meeting at the Norbert Hill Center’s cafeteria from 5:30 p.m. through 7:30 p.m. in which potential amendments to the Eviction and Termination law amendments will be the sole topic of discussion. At the time this memorandum was drafted this community meeting has not yet occurred.

The LOC makes every attempt to provide a wide range of notice of its community outreach events in an effort to encourage participation by the greatest number of community members. The LOC provides notice of its community outreach events through:

- Publication of the notice in the Kalihwisaks;
- Publication of the notice on Oneida Register on the Nation’s website⁵,
- Electronically providing the notice to all directors, managers, and supervisors of the Nation;
- Providing the notice through the Update Oneida email communications;
- Providing notice of the community meeting through Facebook; and
- Sharing the notice to posted in places commonly utilized by the community such as Retail and Gaming locations, Civic Center, Oneida Family Fitness, and the library.

Amendments to the Eviction and Termination Law to Remove Alleged and Allegations

The February 25, 2024, motion by the GTC directed the LOC remove the word “alleged” or “allegations” from the law. The terms alleged or allegations are used in the Eviction and Termination law in three separate provisions: in section 610.5-1 regarding causes for early contract termination, section 610.5-2 regarding a domestic abuse defense to eviction, and section 610.5-3 regarding notice for early contract termination.

The LOC is currently processing amendments to the Eviction and Termination law in accordance with the Legislative Procedures Act that would remove the terms alleged or allegations. A draft of proposed amendments to the Eviction and Termination law that demonstrates how the LOC is addressing the February 25, 2024, GTC directive has been attached to this memorandum for

⁵ Information on public meetings and community outreach events can be found on the Oneida Register on the Nation’s website at the following: <https://oneida-nsn.gov/government/register/public-meetings/>

reference. Additionally, below is a chart that demonstrates the proposed amendments to the Eviction and Termination law:

<i>Current Language in Law</i>	<i>Proposed Amendments</i>
<p>610.5-1. <i>Causes for Early Contract Termination.</i> The owner may terminate the contract prior to the contract term and evict the occupant, if the occupant:</p> <ul style="list-style-type: none"> (a) Violates the terms of the contract; (b) Is alleged to have violated any applicable law or rule; and/or (c) Is alleged to have committed one or more nuisance activities. 	<p>610.5-1. <i>Causes for Early Contract Termination.</i> The owner may terminate the contract prior to the contract term and evict the occupant, if the occupant:</p> <ul style="list-style-type: none"> (a) Violates the terms of the contract; (b) Is alleged to have violated Violates any applicable law or rule; and/or (c) Is alleged to have committed Commits one (1) or more nuisance activities.
<p>610.5-2. <i>Domestic Abuse Defense to Eviction.</i> An occupant has a valid defense to eviction if he or she alleges that if not for the alleged domestic abuse, which is noticed to the owner with any of the following documentation, there would not be cause for eviction under section 610.5-1:</p>	<p>There is no proposed changed to the use of the term alleged in section 610.5-2 since providing that alleged domestic abuse is a valid defense to eviction provides the greatest protection to the occupant.</p>
<p>610.5-3. <i>Notice.</i> This section governs the amount of notice required to evict as well as the manner and form of notice required. When an owner provides notice in compliance with these requirements, the occupant is not entitled to possession or use of the premises after the date of the termination provided in the notice.</p> <p>(c) <i>Eviction for Violation of Applicable Law or Rule or Nuisance by Occupant.</i> The owner may terminate an occupant’s contract based on an alleged violation of an applicable law or rule or if the occupant commits a nuisance act.</p> <p>(1) In order to terminate based on this section, the owner must have received notice, which may be from, but is not limited to, another occupant, law enforcement agency or a local government’s office of the district attorney, which reports:</p> <ul style="list-style-type: none"> (A) a violation of an applicable law or rule on behalf of the occupant or in the occupant’s unit, or (B) a nuisance that exists in that occupant’s unit or was caused by that occupant on the owner’s 	<p>610.5-3. <i>Notice.</i> This section governs the amount of notice required to evict as well as the manner and form of notice required. When an owner provides notice in compliance with these requirements, the occupant is not entitled to possession or use of the premises after the date of the termination provided in the notice.</p> <p>(c) <i>Eviction for Violation of Applicable Law or Rule or Nuisance by Occupant.</i> The owner may terminate an occupant’s contract based on an alleged a violation of an applicable law or rule or if the occupant commits a nuisance act.</p> <p>(1) In order to terminate based on this section, the owner must have received notice, which may be from, but is not limited to, another occupant, from a law enforcement agency or a local government’s office of the district attorney, which reports:</p> <ul style="list-style-type: none"> (A) a violation of an applicable law or rule on behalf of the occupant or in the occupant’s unit, or (B) a nuisance that exists in that occupant’s unit or was caused by that occupant on the owner’s

<p>property. In order to terminate the contract, the owner shall give the occupant written notice requiring the occupant to vacate on or before a date at least five (5) calendar days after the giving of the notice.</p> <p>(2) The occupant may contest a termination based on a violation of applicable law or rule or nuisance by filing a complaint challenging the basis of the eviction with the Oneida Judiciary.</p> <p>(3) If the occupant contests the termination prior to the termination date provided in the notice, the eviction is stayed and the contract may not be terminated without proof to the Oneida Judiciary by the owner by the greater preponderance of the credible evidence of the <i>allegation</i> that a violation of law and/or rule and/or nuisance exists in that occupant's unit or was caused by that occupant.</p> <p>(4) Despite an owner's satisfaction of the proof requirements in section 610.5(c)(3), the Oneida Judiciary may, at its discretion, stay an eviction by honoring any alternative agreement regarding pending actions entered into by the occupant and a court of competent jurisdiction pending successful completion of the alternative agreement.</p>	<p>property. In order to terminate the contract, the owner shall give the occupant written notice requiring the occupant to vacate on or before a date at least five (5) calendar days after the giving of the notice.</p> <p>(2) The occupant may contest a termination based on a violation of applicable law or rule or nuisance by filing a complaint challenging the basis of the eviction with the Oneida Judiciary.</p> <p>(3) If the occupant contests the termination prior to the termination date provided in the notice, the eviction is stayed and the contract may not be terminated without proof to the Oneida Judiciary by the owner by the greater preponderance of the credible evidence of the allegation that a violation of law and/or rule and/or nuisance exists in that occupant's unit or was caused by that occupant.</p> <p>(4) Despite an owner's satisfaction of the proof requirements in section 610.5(c)(3), the Oneida Judiciary may, at its discretion, stay an eviction by honoring any alternative agreement regarding pending actions entered into by the occupant and a court of competent jurisdiction pending successful completion of the alternative agreement.</p>
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Although the removal of the words alleged and allegations does not drastically change how the Eviction and Termination law is utilized and implemented, it does clarify that contract terminations and evictions are not occurring based on simple allegations of misconduct. Contract termination and evictions are only occurring when there is adequate evidence to prove the misconduct.

When an owner terminates the contract prior to the contract term and evicts the occupant, due to a violation of any applicable law or rule or nuisance activity, the notification of that nuisance activity



is required to come from a law enforcement agency or a local government's office of the district attorney. [6 O.C. 610.5-3(c)(1)]. In addition to removing the words alleged and allegations, the LOC is proposing that the provision in section 610.5-3(c)(1) that currently allows another occupant to notice the misconduct be removed, eliminating the possibility that the notice of misconduct is coming from a source that lacks the expertise to evaluate violations of law based on evidence. The occupant may contest a termination based on a violation of applicable law or rule or nuisance by filing a complaint challenging the basis of the eviction with the Oneida Judiciary. [6 O.C. 610.5-3(c)(2)]. The owner must be able to demonstrate to the Oneida Judiciary by the greater preponderance of the credible evidence that that a violation of law, rule, or nuisance exists in that occupant's unit or was caused by that occupant, or else the contract may not be terminated. [6 O.C. 610.5-3(c)(3)]. Preponderance of the evidence is the standard of proof utilized in most civil cases and means that the violation is more likely than not to have occurred – so more simply put, this means that there must be at least a fifty-one percent (51%) likelihood that the facts are true.

Requiring that first, the notice of misconduct for a contract termination come from a law enforcement agency or district attorney's office, and then requiring that any contract termination be based on the greater preponderance of the credible evidence, while still allowing the occupant the opportunity to contest the contract termination with the Oneida Judiciary, provides adequate protections for the occupant.

Additional Amendments to the Eviction and Termination Law

In addition to the amendments mentioned above to comply with the February 25, 2024, GTC directive, the LOC is also in the process of developing other comprehensive amendments to the Eviction and Termination law based on information received during its collaborative work meetings and various community outreach events.

All proposed amendments to the Eviction and Termination law will be processed in accordance with the Legislative Procedures Act once a draft is finalized. All members of the community are encouraged to follow the LOC's work on the Eviction and Termination law amendments as they make their way through the legislative process and participate in the future public meeting and public comment period.

The work on amending the Eviction and Termination law may be ongoing, but the LOC is confident that improvements that will benefit the community will be made through the adoption of amendments to the Eviction and Termination law.

Requested Action

Accept as information the memorandum entitled, *Follow up on February 25, 2024, GTC Directive for Amendments to the Eviction and Termination Law*.

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Title 6. Property and Land - Chapter 610
EVICITION AND TERMINATION
shakonato·líhe? okhale? washakonahtú·tha? Aolihwá·ke
they shoo them away – they vanished them – issues

610.1.	Purpose and Policy	610.6.	Failure to Vacate Following Notice of Eviction or Contract Expiration
610.2.	Adoption, Amendment, Repeal	610.7.	Withholding From and Return of Security Deposits
610.3.	Definitions	610.8.	Eviction and Termination Actions
610.4.	Administrative Rulemaking Authority		
610.5.	Early Contract Termination		

610.1. Purpose and Policy

610.1-1. *Purpose.* The purpose of this law is to provide consistent procedures relating to the Nation’s rental and leasing programs for terminating a contract and/or evicting an occupant which affords the applicant due process and protects all parties involved.

610.1-2. *Policy.* It is the Nation’s policy to provide fair termination and eviction processes that preserves the peace, harmony, safety, health, general welfare and the Nation’s resources.

610.2. Adoption, Amendment, Repeal

610.2-1. This law was adopted by the Oneida Business Committee by resolution BC-10-12-16-A.

610.2-2. This law may be amended or repealed by the Oneida Business Committee pursuant to the procedures set out in the Legislative Procedures Act.

610.2-3. Should a provision of this law or the application thereof to any person or circumstances be held as invalid, such invalidity shall not affect other provisions of this law which are considered to have legal force without the invalid portions.

610.2-4. In the event of a conflict between a provision of this law and a provision of another law, the provisions of this law shall control.

610.2-5. This law is adopted under the authority of the Constitution of the Oneida Nation.

610.3. Definitions

610.3-1. This section shall govern the definitions of words and phrases as used herein. All words not defined herein shall be used in their ordinary and everyday sense.

(a) “Comprehensive Housing Division” means the entity responsible for housing matters specifically related to contracts governed by this law as defined by Oneida Business Committee Resolution.¹

(b) “Contract” means either a lease document pursuant to the Leasing law or a rental agreement pursuant to the Landlord-Tenant law.

(c) “Eviction” means to expel an occupant from the premises.

(d) “Nation” means the Oneida Nation.

¹ See BC Resolution 09-27-17-H providing that the Comprehensive Housing Division means the division within the Oneida Nation under the direction of the Comprehensive Housing Division Director which consists of all residential services offered by the Nation, including but not limited to, all rental programs, the rent-to-own program, and the residential sales and mortgages programs.

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(e) “Nuisance” means an occupant’s interference with another occupant’s use and enjoyment of the premises. Nuisance activities include, but are not limited to, allegations of harassment, disorderly conduct, battery, lewd and lascivious behavior, prostitution, theft, possession of stolen property, arson, illegal drug activity, gambling, animal violations, trespassing, weapons violations, habitual noise violations (as defined in the rules which the Land Commission and the Comprehensive Housing Division shall jointly establish), execution of warrants, alcohol violations, obstruction/resisting, inspection related calls in which a law enforcement agency responds.

(f) “Occupant” means the person granted the right to use or occupy a premises pursuant to a lease or rental agreement entered into in accordance with the Leasing law or Landlord-Tenant law respectively.

(g) “Owner” means the Nation in its capacity as a lessor as defined in the Leasing law or as a landlord as defined in the Landlord Tenant law.

(h) “Premises” means the property covered by a contract, including not only the real property and fixtures, but also any personal property furnished by the owner pursuant to a contract.

(i) “Rent” means the sum or amount agreed in the contract to be paid by the occupant to the owner for exclusive possession of the property for the period of time set by the contract.

(j) “Rule” means a set of requirements, including citation fees and penalty schedules, enacted in accordance with the Administrative Rulemaking law based on authority delegated in this law in order to implement, interpret and/or enforce this law.

(k) “Security Deposit” means a payment made to the owner by the occupant to ensure that payments will be made and other responsibilities of the contract performed.

(l) “Waste” means physical damage or deterioration caused to the premises, whether intentional or negligent.

610.4. Administrative Rulemaking Authority

610.4-1. *Residential Contracts.* The Land Commission and the Comprehensive Housing Division may jointly create rules to further govern the processes contained in this law related to residential contracts.

610.4-2. *Agricultural and Business Contracts.* The Land Commission and the Division of Land Management may jointly create rules to further govern the processes contained in this law related to agricultural and business contracts.

610.5. Early Contract Termination

610.5-1. *Causes for Early Contract Termination.* The owner may terminate the contract prior to the contract term and evict the occupant, if the occupant:

(a) Violates the terms of the contract;

(b) ~~Is alleged to have violated~~ **Violates** any applicable law or rule; and/or

(c) ~~Is alleged to have committed~~ **Commits** one (1) or more nuisance activities.

610.5-2. *Domestic Abuse Defense to Eviction.* An occupant has a valid defense to eviction if he or she alleges that if not for the alleged domestic abuse, which is noticed to the owner with any of the following documentation, there would not be cause for eviction under section 610.5-1:

(a) An injunction order under Wis. Stat. 813.12(4) or any other law of the Nation protecting the tenant from a co-tenant;

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77 (b) An injunction order under Wis. Stat. 813.122 or any other law of the Nation protecting
78 a child of the tenant from a co-tenant;

79 (c) An injunction order under Wis. Stat. 813.125(4) or any other law of the Nation
80 protecting the tenant or child of the tenant from a co-tenant, based on the co-tenant's
81 engaging in an act that would constitute sexual assault under Wis. Stat. 940.225, 948.02 or
82 948.025, or stalking under Wis. Stat. 940.32, or attempting or threatening to do the same;

83 (d) A condition of release under Wis. Ch. 969 ordering the co-tenant not to contact the
84 tenant;

85 (e) A criminal complaint alleging that the co-tenant sexually assaulted the tenant or a child
86 of the tenant under Wis. Stat. 940.225, 948.02 or 948.025;

87 (f) A criminal complaint alleging that the co-tenant stalked the tenant or a child of the
88 tenant under Wis. Stat. 940.32; or

89 (g) A criminal complaint that was filed against the co-tenant as a result of the co-tenant
90 being arrested for committing a domestic abuse offense against the tenant under Wis. Stat.
91 968.075.

92 610.5-3. *Notice.* This section governs the amount of notice required to evict as well as the
93 manner and form of notice required. When an owner provides notice in compliance with these
94 requirements, the occupant is not entitled to possession or use of the premises after the date of the
95 termination provided in the notice.

96 (a) *Eviction for Failure to Pay Rents.*

97 (1) If an occupant fails to pay any installment of rent when due, the occupant's
98 contract is terminated if the owner gives the occupant notice requiring the tenant to
99 pay rent or vacate on or before a date at least thirty (30) calendar days after the
100 giving of the notice and if the occupant fails to pay accordingly.

101 (2) If an occupant has been given notice under 610.5-3(a)(1) and has paid the rent
102 on or before the specified date, or been permitted by the owner to remain in
103 possession contrary to such notice, and thereafter fails to pay a subsequent
104 installment of rent on time within one (1) year of said notice, the occupant's
105 contract is terminated if the owner, while the occupant is in default in payment of
106 rent, gives the occupant notice to vacate on or before a date at least fourteen (14)
107 calendar days after the giving of the notice.

108 (b) *Eviction for Waste or Contract Breach other than Rent Payment.*

109 (1) If an occupant commits waste or breaches any covenant or condition of the
110 occupant's contract, other than for payment of rent, the occupant's tenancy is
111 terminated if the owner gives the occupant a notice requiring the occupant to
112 remedy the default or vacate the premises on or before a date at least thirty (30)
113 calendar days after the giving of the notice, and if the occupant fails to comply with
114 such notice. An occupant is deemed to be complying with the notice if promptly
115 upon receipt of such notice the occupant takes reasonable steps to remedy the
116 default and proceeds with reasonable diligence, or if damages are adequate
117 protection for the owner and the occupant makes a bona fide and reasonable offer
118 to pay the owner all damages for the occupant's breach.

119 (2) If within one (1) year from the giving of any notice under 610.5-3(b)(1), the
120 occupant again commits waste or breaches the same or any other covenant or
121 condition of the occupant's contract, other than for payment of rent, the occupant's
122 contract is terminated if the owner, prior to the occupant's remedying the waste or

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breach, gives the occupant notice to vacate on or before a date at least fourteen (14) calendar days after the giving of the notice.

(c) *Eviction for Violation of Applicable Law or Rule or Nuisance by Occupant.* The owner may terminate an occupant's contract based on ~~an alleged~~^a violation of an applicable law or rule or if the occupant commits a nuisance act.

(1) In order to terminate based on this section, the owner must have received notice, ~~which may be from, but is not limited to, another occupant,~~ ^{from a} law enforcement agency or a local government's office of the district attorney, which reports:

(A) a violation of an applicable law or rule on behalf of the occupant or in the occupant's unit, or

(B) a nuisance that exists in that occupant's unit or was caused by that occupant on the owner's property. In order to terminate the contract, the owner shall give the occupant written notice requiring the occupant to vacate on or before a date at least five (5) calendar days after the giving of the notice.

(2) The occupant may contest a termination based on a violation of applicable law or rule or nuisance by filing a complaint challenging the basis of the eviction with the Oneida Judiciary.

(3) If the occupant contests the termination prior to the termination date provided in the notice, the eviction is stayed and the contract may not be terminated without proof to the Oneida Judiciary by the owner by the greater preponderance of the credible evidence ~~of the allegation~~ that a violation of law and/or rule and/or nuisance exists in that occupant's unit or was caused by that occupant.

(4) Despite an owner's satisfaction of the proof requirements in section 610.5(c)(3), the Oneida Judiciary may, at its discretion, stay an eviction by honoring any alternative agreement regarding pending actions entered into by the occupant and a court of competent jurisdiction pending successful completion of the alternative agreement.

(d) *Content, Form and Manner of Giving Notice.*

(1) *Notice Content.* Notices required to be provided under this law shall include the following:

(A) The violation of law and/or rule, committing of nuisance and/or breach of the contract, with citations to the applicable law, rule and/or contract clause;

(B) If the notice is pursuant to section 610.5-3(a), the current delinquent balance due;

(C) If the notice is pursuant to section 610.5-3(a) or (b):

(i) A statement that the occupant has a thirty (30) day period to cure;

(ii) The date the period to cure expires and the termination becomes effective in the event occupant does not cure; and

(iii) Potential consequences for failure to cure, which may include, but are not limited to eviction and the assessment of damages against the occupant.

(D) If notice is pursuant to section 610.5-3(c), a statement that the occupant may request a hearing with the Oneida Judiciary prior to the effective date

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169 of the termination provided on the notice, and that, if the occupant timely
170 files for a hearing, there is an automatic stay on the eviction pending the
171 determination of the Oneida Judiciary;

172 (E) The contact information for the Comprehensive Housing Division staff
173 available to answer questions and/or hear concerns of the occupant related
174 to the notice.

175 (2) *Notice to Individuals*. When providing notice to an occupant that is an
176 individual, the owner shall use one of the following methods:

177 (A) Giving a copy of the notice personally to the occupant or by leaving a
178 copy at the occupant's usual place of abode in the presence of some
179 competent member of the occupant's family at least fourteen (14) years of
180 age, who is informed of the contents of the notice, provided that the owner
181 may request that the notice be personally served to the occupant by the
182 Oneida Police Department;

183 (B) Leaving a copy with any competent person apparently in charge of the
184 premises or occupying the premises or a part thereof, and by mailing a copy
185 by first class mail to the occupant's last-known address;

186 (C) If notice cannot be given under subsection (A) or (B) with reasonable
187 diligence, by affixing a copy of the notice on an entrance to the rented
188 premises where it can be conveniently read and by mailing a copy by first
189 class mail to the occupant's last-known address;

190 (D) By mailing a copy of the notice by registered or certified mail to the
191 tenant at the tenant's last-known address;

192 (E) By serving the occupant as prescribed in the Rules of Civil Procedure
193 for the service of a summons.

194 (3) *Notice to Corporations or Partnerships*. If notice is to be given to a corporation
195 notice may be given by any method provided in subsection (1) except that notice
196 under subsection (1)(A) may be given only to an officer, director, registered agent
197 or managing agent, or left with an employee in the office of such officer or agent
198 during regular business hours. If notice is to be given to a partnership, notice may
199 be given by any method in subsection (1) except that notice under subsection (1)(A)
200 may be given only to a general partner or managing agent of the partnership, or left
201 with an employee in the office of such partner or agent during regular business
202 hours, or left at the usual place of abode of a general partner in the presence of some
203 competent member of the general partner's family at least fourteen (14) years of
204 age, who is informed of the contents of the notice.

205 (4) *Notice to One (1) of Several Parties*. If there are two (2) or more co-occupants
206 of the same premises, notice given to one (1) is deemed to be given to the others
207 also.

208 (5) *Effect of Actual Receipt of Notice*. If notice is not properly given by one (1) of
209 the methods specified in this section, but is actually received by the other party, the
210 notice is deemed to be properly given; but the burden is upon the owner alleging
211 actual receipt to prove the fact by clear and convincing evidence.

212 (e) *Contrary Provision in the Contract*. Except for leases entered into pursuant to the
213 Leasing law, any termination provisions in a contract that are contrary to those provided in
214 this law are invalid.

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610.6. Failure to Vacate Following Notice of Eviction or Contract Expiration

610.6-1. *Changing of Locks and Removal of Occupant.* If an occupant fails to vacate the premises following notice of termination based on eviction, occupant termination or expiration and non-renewal of a contract, the owner shall secure and take possession of the premises once the timeframe in the notice of termination has expired.

(a) The Comprehensive Housing Division shall contact the Oneida Police Department to request that an Oneida Police Officer be on the scene while the locks are being changed.

(b) In the event the occupant has left personal property in the home, the occupant may retrieve the said personal property by contacting the Comprehensive Housing Division staff listed on the notice of termination. The Comprehensive Housing Division shall hold personal property for a minimum of five (5) business days, where a business day is Monday through Friday from 8:00 a.m. to 4:30 p.m. and excludes holidays recognized by the Nation.

(1) The Comprehensive Housing Division shall keep a written log of the date and the work time the Comprehensive Housing Division's staff expends storing and/or removing personal property and/or removing/disposing of debris left at the premises after the expiration of the timeframe provided in the notice of termination.

(2) The Land Commission and the Comprehensive Housing Division shall jointly create rules further governing the disposition of personal property in relation to residential contracts and the Land Commission and the Division of Land Management shall jointly create rules further governing the disposition of personal property in relation to agricultural and business contracts.

610.6-2. *Effect of Failure to Vacate.* A failure to vacate following notice of termination based on eviction, occupant termination or expiration and non-renewal of a contract does not in any circumstances, regardless of acceptance of rent payments, create a periodic tenancy. For the purposes of this section, a periodic tenancy means when an occupant uses/occupies a premises without an effective and valid contract by paying rent on a periodic basis including, but not limited to, day-to-day, week-to-week and month-to-month.

610.6-3. *Damages for Failure to Vacate.* If an occupant remains in possession of the premises without consent of the owner after notice of termination based on eviction, occupant termination or expiration and non-renewal of a contract, the owner may, at the owner's discretion, recover from the occupant damages suffered by the owner because of the failure of the occupant to vacate within the time required. In absence of proof of greater damages, the landlord shall recover as minimum damages twice the rental value apportioned on a daily basis for the time the occupant remains in possession. As used in this section, rental value means the amount for which the premises might reasonably have been rented, but not less than the amount actually paid or payable by the occupant for the prior rental period, and includes the money equivalent of any obligations undertaken by the occupant as part of the contract, such as regular property maintenance and repairs. Nothing in this section prevents the owner from seeking and recovering any other damages to which the owner may be entitled.

259

THIS DRAFT IS INCLUDED FOR DEMONSTRATIVE PURPOSES ONLY. A FINALIZED DRAFT IS NOT YET PREPARED. ANY PROPOSED AMENDMENTS INCLUDED IN A FINAL DRAFT STILL NEED TO FOLLOW THE LEGISLATIVE PROCESS PROVIDED FOR IN THE LEGISLATIVE PROCEDURES ACT. THIS DRAFT IS NOT READY FOR ADOPTION.

260 **610.7. Withholding From and Return of Security Deposits**

261 610.7-1. *Applicability.* This section applies only to contracts that require a security deposit.

262 610.7-2. *Standard Withholding Provisions.* When the owner returns a security deposit to an
263 occupant after the occupant vacates the premises, the owner may withhold from the full amount of
264 the security deposit only amounts reasonably necessary to pay for any of the following:

265 (a) Occupant damage, waste, or neglect of the premises;

266 (b) Unpaid rent for which the occupant is legally responsible;

267 (c) Payment that the tenant owes under the contract for utility service provided by the
268 owner but not included in the rent;

269 (d) Payment that the tenant owes for direct utility service provided by a
270 government-owned utility, to the extent that the landlord becomes liable for the tenant's
271 nonpayment.

272 (e) Unpaid monthly municipal permit fees assessed against the occupant by a local unit of
273 government, to the extent that the owner becomes liable for the occupant's nonpayment;
274 and

275 (f) Any other payment for a reason provided in a nonstandard provision document
276 described in 610.7-3.

277 610.7-3. *Nonstandard Withholding Provisions.* A contract may include one or more nonstandard
278 withholding provisions that authorize the owner to withhold amounts from the occupant's security
279 deposit for reasons not specified in 610.7-2(a) through (f). The owner shall provide any such
280 nonstandard withholding provisions to the occupant in a separate written document entitled
281 "Nonstandard Withholding Provisions." The owner shall specifically identify each nonstandard
282 withholding provision with the occupant before the occupant enters into a contract with the owner.
283 If the occupant signs his or her name, or writes his or her initials, by a nonstandard withholding
284 provision, it is rebuttably presumed that the owner has specifically identified the nonstandard
285 withholding provision with the occupant and that the occupant has agreed to it.

286 610.7-4. *Normal Wear and Tear.* This section does not authorize the owner to withhold any
287 amount from a security deposit for normal wear and tear, or for other damages or losses for which
288 the occupant cannot reasonably be held responsible under the terms of the contract, and applicable
289 laws and/or rules of the Nation.

290 610.7-5. *Timing for Return of the Security Deposit.* The owner shall deliver or mail to an
291 occupant the full amount of any security deposit paid by the occupant, less any amounts that may
292 be withheld under subsections 610.7-2 and 610.7-3, within thirty (30) calendar days after any of
293 the following:

294 (a) If the occupant vacates the premises on the original termination date of the contract, the
295 date on which the contract terminates.

296 (b) If the occupant vacates the premises or is evicted before the original termination date
297 of the contract, the date on which the occupant's rental agreement terminates or, if the
298 owner re-rents the premises before the occupant's rental agreement terminates, the date on
299 which the new occupant takes occupancy/use of the premises.

300 (c) If the occupant vacates the premises untimely or is removed from the premises pursuant
301 to 610.6-1, the date on which the owner learns that the occupant has vacated the premises
302 or has been removed from the premises under section 610.6-1.
303

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304 **610.8. Eviction and Termination Actions**

305 610.8-1. The Oneida Judiciary is granted jurisdiction to hear complaints filed regarding actions
306 taken pursuant to this law.

307 610.8-2. No administrative hearing body, including a board, committee or commission, is
308 authorized to hear a complaint regarding actions taken pursuant to this law and/or a rental
309 agreement.

310 610.8-3. The owner is the Comprehensive Housing Division in regards to taking actions authorized
311 under this law and complaints filed with the Oneida Judiciary shall name the Comprehensive
312 Housing Division and the specific program.

313 *End.*

314

Adopted – BC-10-12-16-A

CHD 5-Day Notices and Crime Based Evictions From Eviction & Termination Adoption in 2017 to Present

#	Address	Date of Notice	Rental Agreement or Lease	Date of Lock Change	Days in Unit after 5 Day Notice	Pertinent Facts (all facts used in these summaries are public information contained in police reports and housing notices); and Financial Transparency for Lease Terminations	Litigation History
1	[REDACTED]	9/28/2023; 1/23/2024* This was technically a notice of non-renewal and not a 5-Day Notice	Rental Agreement - the Nation owns the land the house.	2/20/2024	28	On-going unsanitary condition of the unit following inspections from Oneida Nation Sanitarian to include a severe bed bug infestation in a multi complex unit housing other elder and disabled tribal members. Tenant is a disabled elder who recently had a leg and toes amputated and left the hospital to return to rental unit against the advice of doctors and her adult (competent) son who is her "caregiver". CHD provided lengthy casework support to these tenants seeking to get them supportive services to help provide better self care to continue living independently. Tenant repeatedly refused supportive services even though tenant's caregiver is not able to bathe or provide many other necessary personal hygiene cares to tenant. Tenant's son would do bare minimum so that the exterminator would treat the unit for bedbugs, but tenant would not shower her person while treatment occurred and did not clean personal property in preparation for treatment, so reinfestation continually occurred despite 5 chemical treatments. CHD was working with tenant and planning to enter a new rental agreement with tenant only if she would sign up for supportive services when CHD was in the unit in January and the sanitary conditions were again alarming. CHD determined it was not in the Nation's best interest to continue renting to tenant because CHD has a need to protect the health and safety of all tenants in the building. CHD declined renewing the agreement with a 7-days notice to tenants. The notice indicated that CHD would extend the agreement so that Tenant could have a residence to be assessed in for purposes of transferring to a nursing home type facility and tenant accepted the offer but did not follow through with appointments for the evaluations.	Tenant filed a timely complaint to stay the eviction. A TRO hearing was held on 2/14/24 for the purpose of determining the legality of the eviction. The Court found the eviction to be lawful based on the evidence presented with and found that CHD complied with all procedural requirements but extended the lock change out from February 15, 2024 to February 20, 2024 to give tenant additional time to remove her belongings.
2	[REDACTED]	9/29/2023	Rental Agreement - the Nation owns the land the house.	N/A - tenant cured		Tenant refused access to CHD's exterminator to treat a bed bug infestation in the complex, which is a public health nuisance pursuant to a memorandum from Oneida Nation Sanitarian and requires landlord action pursuant to the Landlord-Tenant law. The tenant was notified that they could comply with bed bug treatment protocols and provide access or vacate and the tenant complied.	N/A
3	[REDACTED]	5/3/2023	Rental Agreement - the Nation owns the land the house.	5/12/2023	9	May 3, 2023 overdose death occurred in the rental unit with evidence consistent with illegal drug use found on scene. Tenant is a blind elder tribal member who lives alone according to his household composition and has been noticed of nuisance activity occurring in his unit prior. In fact, CHD had issued tenant a 30-day notice to vacate without the opportunity to cure based on nuisance activity (multiple police calls, suspicious activity, unauthorized guests, complaints, disturbances, and welfare checks for suspected drug activity). Within the 30-day notice period is when the OD death occurred, expediting the notice from a 30-day notice to a 5-day notice.	Tenant filed a timely complaint to stay the eviction on May 5, 2023. A hearing was held on May 10, 2023 and again on May 12, 2023. During the hearing, before witnesses could be called, the tenant withdrew his complaint and agreed to vacate the unit.
4	[REDACTED]	6/7/2022	Rental Agreement - the Nation owns the land the house.	N/A	N/A	There was a 5-day notice issued to the tenant based on criminal activity in the unit and the neighborhood substantiated in police reports to include hit and run, criminal child abuse (physically attacking her teenage daughter) and disorderly conduct charges. Police Reports indicated that the tenant was severely dependant on alcohol and she died in the unit before the lock change date. CHD worked with the family post-mortem to ensure the minor children and the caregiver had the option to assume the rental agreement - the family declined maintaining the rental unit.	Tenant passed away in the unit 6/15/2022 from suspected alcohol poisoning while the matter was pending in court so it was dismissed.
5	[REDACTED]	5/10/2022	Rental Agreement - the Nation owns the land the house.	5/16/2022	6	Nuisance report from OPD for numerous police contacts including reports of suspected drug activity, arrests for theft from the Nation, complaints from neighbors, welfare checks and crime prevention monitoring.	N/A
6	[REDACTED]	3/25/2022	Rental Agreement - the Nation owns the land the house.	5/31/2022	67	OD (fentanyl) death of the co-head of household occurred at the unit with drug paraphernalia seized from the unit. Brother of the deceased fled the scene and was arrested the next day with fentanyl on his person.	Tenant filed a timely complaint to stay the eviction on March 29, 2022. Hearings were held before the Judiciary on April 13th and 15th, 2022. The Court found the eviction to be lawful based on the evidence presented with and found that CHD complied with all procedural requirements and ordered the Tenant to vacate by 4/25/2022 at 10 am. Tenant appealed the Trial Court's decision to the Oneida Appellate Court and the appeal was denied.
7	[REDACTED]	1/14/2022	Rental Agreement - the Nation owns the land the house.	2/15/2022	32	Tenant received 2 OPD citations for maintaining a chronic nuisance house in October and December 2021. Then, on 1/12/2022 a rescheduled home inspection was completed and, during the home inspection, drug paraphernalia was located at the rental premises. When OPD was contacted, OPD seized the property. CPD reports one pipe was consistent with use for marijuana smoking and the other was consistent with use for methamphetamine.	Tenant filed a timely complaint to stay the eviction on January 19, 2022. There was a pretrial hearing on January 25, 2022 which resulted in a scheduling order requiring all parties to submit their evidence and witness lists by February 8, 2022. On February 11, 2022 an advocate from the GTC Legal Resource Center submitted a notice of representation and a request to extend the filing dates to February 14, 2022, which was granted. Then, February 14, 2022, the advocate motioned to withdraw representation based on substantial failures of his client to provide critical information and documents, which was granted. CHD motioned for dismissal noting the tenant never disputed that the illegal activity occurred at her unit. The Court granted the motion to dismiss because it found the eviction to be lawful based on the evidence presented with and found that CHD complied with all procedural requirements.
8	[REDACTED]	9/29/2021	Rental Agreement - the Nation owns the land the house.	10/4/2021	5	CHD received a police report from a 9/8/21 incident where Tenant was treated for an OD at her unit with drugs and paraphernalia found on-property which tested positive for fentanyl and/or heroin. She was providing care for 4 minor children at the time of the OD. The incident resulted in 4 charges of criminal child neglect as well as charges related to possession of narcotics and drug paraphernalia.	N/A
9	[REDACTED]	6/15/2021	Rental Agreement - the Nation owns the land the house.	6/22/2021	7	CHD received a police report from OPD related to incidents on 4/10/21 and 5/26/21 during which the tenant was using drugs and alcohol and leaving her children unattended, which resulted in welfare checks being called on her children. The incidents resulted in criminal child neglect charges as well as charges related to possession of marijuana and other drug paraphernalia/narcotic equipment.	N/A

#	Address	Date of Notice	Rental Agreement or Lease	Date of Lock Change	Days in Unit after 5 Day Notice	Pertinent Facts (all facts used in these summaries are public information contained in police reports and housing notices); and Financial Transparency for Lease Terminations	Litigation History
10	[REDACTED]	2/23/2021	Rental Agreement - the Nation owns the land the house.	3/30/2021	35	CHD received a report from OPD that drug paraphernalia was located in the unit and during the course of OPD interview, recorded on bodycam, the tenant admitted to the OPD officer that she had used meth in her rental unit that day. Bodycam footage and evidences showed tin foil with burn marks and straws on the table while officers were talking to tenant.	Tenant filed a timely complaint to stay the eviction on February 25, 2021. A hearing was held on March 18, 2021 at which time the bodycam footage was provided to the court. The Court lifted the restraining order effective March 29, 2021, the date the Court found the eviction to be lawful based on the evidence presented with and found that CHD complied with all procedural requirements.
11	[REDACTED]	2/11/2021	Rental Agreement - the Nation owns the land the house.	2/16/2021	5	On 02/09/21 OPD received a call that from someone allegedly staying in the basement of the rental unit who said 2 unknown males came to the residence with a female wearing masks and carrying guns. The armed men stole drugs (possibly heroin) from the people residing in the basement and left. The remaining unnamed residents allegedly armed themselves after the incident. There were only two people listed on the household composition, but the caller indicated there may be 10 people staying in the basement on any given day. Caller further reported there have been multiple overdoses occurring in the basement of this residence for which the police were never called. OPD reported this concern to CHD via email and CHD called a meeting with OPD and Oneida Aging and Disability as one of the tenants is an elder. As a result of the meeting, it was agreed that Oneida Aging and Disability would do a welfare check on the elder listed on the household composition due to the suspected drug activity reported to be occurring in the unit. OPD accompanied the Aging and Disability representative and, while in the unit, asked for permission to check for illegal drugs in the basement; the tenant granted permission to search the property. On 2/11/2021 CHD received the report from OPD's search which provided information that on 2/10/2021 there was illegal drug paraphernalia found in the unit which supported the allegations of regular illegal drug use in the rental unit's basement; items collected include: a scale, burnt residue on tin foil, an uncapped syringe with multiple bags of clean syringes, a pipe made cut of electrical tape and tin foil, nasal narcain spray, blue rubber bands, a meth pipe, several mattresses on the floor, and a grey powder substance located within tin foil.	N/A
12	[REDACTED]	11/16/2020	Rental Agreement - the Nation owns the land the house.	12/2/2020	16	THIS WAS A 14-DAY NOTICE that CHD would have converted to a 5-day notice if it would have sped the eviction up, but based on the timing, the notice remained a 14-day notice. CHD repeatedly addressed reoccurring police contact at the unit with tenant. OPD reported to CHD that there have been 33 police contacts at this unit between 12/2019 and 11/2020 including disorderly conduct charges. After the 14-day notice was issued, tenant and her partner were both arrested and charged with possessing amphetamines, paraphernalia and weapons.	N/A
13	[REDACTED]	8/5/2020	Rental Agreement - the Nation owns the land the house.	9/1/2020	27	Manufacturing/delivery of heroin charges and maintaining a drug trafficking place were substantiated to have occurred at this unit through a report from the Brown County Drug Task Force. The report details that multiple controlled buys of fentanyl and heroin occurred at the rental property from cut of the window by a resident of the unit (his residence there was disputed but he collected mail and conducted many drug transactions there). A search of the rental property found a black digital scale, a glass crack cocaine pipe, tin foil with burn residue located in blankets on a child's bed, and 6 used syringes (found in a child's closet). During a documented interview of the small child by authorities, the child told officers her uncle (the dealer) sometimes comes into her room to use drugs and pointed to her arm to signify IV drug usage. The young child further reported she tells the tenant when she finds the needles throughout the house from drug usage and the tenant throws them away.	N/A
14	[REDACTED]	6/12/2019	Rental Agreement - the Nation owns the land the house.	6/18/2019	6	Tenant performed drug transaction with a criminal informant with the police report indicating that marijuana, methamphetamine and drug paraphernalia were seized from the rental unit.	N/A
15	[REDACTED]	10/26/2018	Rental Agreement - the Nation owns the land the house.	11/19/2018	24	CHD issued a 5 day notice to vacate when CHD received from news from OPD that the tenant was charged with possession of marijuana with the intent to distribute, possession of drug paraphernalia, 2 counts of operating a vehicle with a restricted controlled substance with passengers less than 16 years of age in the vehicle, and operating while revoked.	N/A
16	[REDACTED]	8/17/2018	Rental Agreement - the Nation owns the land the house.	8/23/2018	6	There was a large drug raid that occurred at this rental unit that resulted in the arrest and prosecution of the tenant and an unauthorized occupant documented to be residing there. The tenant was charged with 1 count of manufacture/delivery of heroin, 1 count of maintaining a drug trafficking place, 1 count of criminal child neglect, 1 count of possession of drug paraphernalia, and one count of possession of THC. The unauthorized occupant was charged with 4 counts of manufacturing and delivering heroin, 1 count of maintaining a drug trafficking place, 1 count of criminal child neglect, 1 count of possession of a firearm by a felon, 1 count of possession of an illegally obtained prescription, 1 count of possession of drug paraphernalia, and 1 count of possession of THC.	Tenant filed a timely complaint to stay the eviction on August 17, 2018. A hearing was held on August 20, 2018. In court tenant claimed to have no knowledge of the activity occurring at her unit, but CHD produced a signed statement tenant provided to law enforcement in which tenant acknowledged she was aware of the criminal activity occurring at her rental unit. The Court found the eviction to be lawful based on the evidence presented with and found that CHD complied with all procedural requirements.
17	[REDACTED]	1/24/2017	Rental Agreement - the Nation owns the land the house.	1/31/2017	7	Tenant was charged with substantial battery with intent to cause bodily harm with a domestic abuse modifier. The incident occurred at the rental unit.	N/A
18	[REDACTED]	8/17/2018	Lease - the Nation owns the land and the Lessee owns the	8/30/2018	13	Pertinent Facts: Lessee was the middle man in a heroin transaction. Based on police reports, CHD learned the lessee took a criminal informant to a known drug dealer's house where lessee then purchased heroin on behalf of the criminal informant. During the transaction, the informant remained in the car and the lessee went into the house to purchase the drugs. When lessee exited, he gave the criminal informant the heroin and was pulled over down the road and arrested with the marked money on his person.	Lessee filed a timely complaint to the Oneida Judiciary on August 22, 2018 and lessee was represented by the GTC Legal Resource Center. The preliminary hearing was held on August 23, 2018 and was rescheduled at the lessee's request for more time to August 29, 2018. On August 30, 2018, the Court found the eviction to be lawful based on the evidence it was supported with and found that CHD complied with all procedural requirements. On September 7, 2018,

#	Address	Date of Notice	Rental Agreement or Lease	Date of Lock Change	Days in Unit after 5 Day Notice	Pertinent Facts (all facts used in these summaries are public information contained in police reports and housing notices); and Financial Transparency for Lease Terminations	Litigation History
			house.			<p>Financial Transparency: This was the Nation's first lease termination under the law and the Residential Leasing Rule did not yet have requirements related to payout of equity for lease terminations. As such, there was no appraisal ordered on this property at the time of lease termination. There was an outstanding loan on the property held by Bay Bank that lessee's remained responsible for despite their lease termination. At this point, it was CHD's position that it was lessee's responsibility to sell their home and that CHD would grant access for the sole purpose of showing the home. Lessees made no efforts CHD was aware of to sell the property and defaulted on their mortgage. On October 26, 2018, Bay Bank sent CHD the Notice of Default and Right of First Refusal to Buyout the Loan (based on language in the loan and lease documents). On November 5, 2018, CHD accepted Bay Bank's Right of First Refusal and on November 26, 2018 CHD paid of lessee's remaining mortgage balance of \$119,234.57. CHD did not seek a money judgment from lessee's for repayment of the mortgage balance.</p>	Lessee filed a notice of appeal of the Trial Court's decision to the Appellate Court. On October 17, 2018, the Appellate Court denied Lessee's appeal.
19		1/14/2021	Lease - the Nation owns the land and the Lessee owns the house.			<p>Pertinent Facts: CHD received information in OPD Police Reports the lessee's residents were threatening neighbors and that there was illegal drug activity including 6/3/20 drug charges for possession of heroin (arrest did not occur at the house); 12/23/20 overdose at the leased premises; 12/25/20 overdose at the leased premises; 1/5/21 overdose at the leased premises; and 1/6/21 drug charges against 2 residents based on drug found at the leased site. On 1/14/21, CHD received Bay Bank's Notice of Default and Right of First Refusal due to Lessee's nonpayment of his mortgage. On 1/14/21, CHD met with the Lessee with the intent to enter new lease provisions that allowed the Lessee to remain in the lease but required him be the only person residing at the leased site. During the meeting, CHD asked the Lessee if he thought he would be able to keep the drug users (his daughter and grandson) out of his residence; he said they would not listen. Lessee said he often did not stay there and instead stayed with his daughter (who attended the meeting with him). CHD took a break and consulted with Oneida Aging and Disability representatives because CHD had concerns for elder abuse. An Aging and Disability representative came to CHD to sit in on the meeting where the parties discussed the lessee's future housing options. On 1/20/21, CHD accepted Bay Bank's right of first refusal; while CHD offered the Lessee alternate housing in the Nation's rental program, the Lessee declined CHD's offer. CHD provided the Lessee with discounts to the amount of health and safety repairs required in the unit because the lessee agreed to apply for assistance that could help him pay down his utility balances. CHD assisted Lessee with evicting persons residing there while the Lessee and CHD worked the situation out by drafting notices for Lessee and CHD to jointly sign to be given to the residents and posted on the property.</p> <p>Financial Transparency: At the time of lease termination, the home was appraised at \$105,000.00. Lessee had a mortgage with Bay Bank with a remaining balance of \$93,789.30. The cost of health and safety repairs required in the home inspection was reduced from \$51,175.00 to \$24,500.00. Lessee owed unpaid utilities in the amount of \$1,768.05. The costs of the required reports (home inspection and appraisal) were \$650.00. Lessee signed an agreement to pay CHD for the negative equity in his home total \$15,707.35. To prepare the home for re-sale, CHD made improvements to the property costing \$146,420.04. Following CHD's repairs, the property was appraised and listed through the Residential Sales Rule for \$213,000.00. CHD accepted the highest offer on the property (offers are submitted sealed to Bay Bank) of \$230,005.50. CHD did not seek a money judgment from lessee for repayment of the negative equity.</p>	N/A
20		3/23/2021	Lease - the Nation owns the land and the Lessee owns the house.	4/15/2021	23	<p>Pertinent Facts: Lessee had over 30 police calls to her property in the previous 24 month period when on March 11, 2021, a pocket 911 call resulted in OPD completing a welfare check at the Lessee's property. The lessee and the minor children in her care were not on-site at the time police arrived. Police entered the unit and, after making numerous loud calls, found lessee's daughter and the daughter's boyfriend in the basement of the house. Also located in the basement was an ice shanty housing an immature marijuana grow lab of approximately 20 plants and other drug paraphernalia to include scales and cut up straws. While lessee may have claimed no prior knowledge of the marijuana grow lab, CHD staff determined that was unlikely due to the size of the ice shanty and how close it was to the tenant's only washer and dryer as well as children's play toys. On March 14, 2021, just 3 days after the marijuana grow lab was located, lessee's daughter was pulled over onto lessee's property (her destination) with heroin and drug paraphernalia on her.</p> <p>Financial Transparency: At the time of lease termination, the home was appraised at \$175,000.00. Lessee had a mortgage with Bay Bank with a remaining balance of \$70,655.17. The average estimated cost of health and safety repairs required in the home inspection was \$10,400.00. CHD had to remove personal property from the premises following lock change for clean up costs of \$1,630.00. Lessee owed tribal debts and tribal utilities unpaid amounts totaling \$553.89. The costs of the required reports (home inspection and appraisal) were \$650.00. The pro-rated property taxes for lessee's occupancy period in 2021 were \$808.08. Lessee was paid by CHD for her equity in the home via check mailed to her attorney in the amount of \$90,242.86. Lessee claimed this site was significant to her family due to her mother residing next door and the land having historical ties to her family, so CHD offered to sell the improvements to the lessee's brother in order to keep the residential lease in the family. The offer was that the brother would pay for the improvements as-is (except CHD would make the minimum health and safety repairs identified in the home inspection) at CHD's costs to buy out the loan and pay Lessee for the equity in the property (\$160,898.03) and CHD would enter a new residential lease with the brother. The brother indicated he would look into financing but never returned the Nation's inquiries. To prepare the home for re-sale, CHD made improvements to the property costing \$58,481.14. Following CHD's repairs, the property was appraised and listed through the Residential Sales Rule for \$225,500.00. CHD accepted the highest offer on the property (offers are submitted sealed to Bay Bank) of \$276,000.50.</p>	Lessee filed a timely complaint to the Oneida Judiciary on March 23, 2021 and a pre-trial hearing was held on March 25, 2021 during which Lessee was represented by an attorney experienced practicing before the Oneida Judiciary. On April 9, 2021, the Court found the eviction to be lawful based on the evidence it was supported with and found that CHD complied with all procedural requirements. The order also set a schedule for reconciling lessee's equity in the property following an appraisal and home inspection. The Lessee then filed an appeal of the Trial Court's decision upholding the eviction to the Appellate Court but thereafter withdrew her appeal. On July 16, 2021, CHD filed a motion to enforce the lease termination that summarized the payout to the Lessee to which the Lessee, through her attorney, objected to. On July 26, 2021, the Judiciary ruled on the lessee's objections and found that CHD did overcharge the lessee for home repairs because CHD only charged for select health and safety items identified in the home inspection and further stated that lessee was not able to support her claim that the amount of her mortgage payoff to Bay Bank was inaccurate as CHD's figures were supported by Bay Bank's payoff analysis. On August 31, 2021, the Judiciary issued an order closing out the lease termination based on proof that CHD had paid off the tenant's loan and paid the lessee for any remaining equity she had in the property less the cost of basic health and safety repairs required on the home inspection (a document prepared by an independent 3rd party).

#	Address	Date of Notice	Rental Agreement or Lease	Date of Lock Change	Days in Unit after 5 Day Notice	Pertinent Facts (all facts used in these summaries are public information contained in police reports and housing notices); and Financial Transparency for Lease Terminations	Litigation History
21	[REDACTED]	8/24/2021	Lease - the Nation owns the land and the Lessee owns the house.	8/29/2021	5	Pertinent Facts: CHD issued a 5-day notice to Lessee following the OD death of co-lessee at the property, the investigation of which resulted in the Lessee being charged with maintaining a drug trafficking place, possession of drug paraphernalia, possession of methamphetamine and other charges. In the 5-day notice, CHD acknowledged that the Lessee currently had a signed offer to purchase on the home, so CHD agreed to delay actions related to assuming ownership of the improvements until the transaction closed so long as the purchaser agrees to terms in his/her residential lease that will prohibit renting the property back to the lessee. Additionally, while Lessee's ownership of the improvements continued until the transaction closed on September 13, 2021, the Lessee was not permitted to occupy the residence or access the premises without CHD's consent after the 5-day notice lock change date of Sunday, August 29th, 2021. The sale of the improvements closed in the private transaction on September 13, 2021 as scheduled and CHD entered a new lease with the buyer.	N/A
22	[REDACTED]	4/5/2022	Lease - the Nation owns the land and the Lessee owns the house.	4/11/2022	5	Pertinent Facts: CHD issued the 5-day notice to the lessee because an April 1, 2022 report from the Oneida Nation Building Inspector and Sanitarian indicated that the improvements were condemned and also because OPD had recently labeled the property a nuisance property, based on repeated calls at the property, including multiple visits to execute arrest warrants against the Lessee and a recent disturbance at the property. At the time of the notice, the Lessee was incarcerated with charges pending for alleged burglary to a building or dwelling, theft of movable property, obstructing an officer and threats to a law enforcement officer and parole revocation for a 2019 drug charge for manufacturing and delivering amphetamine as a second and subsequent offense. The Lessee contacted CHD and indicated he was not opposed to the lease termination but requested that the site be allowed to remain with his family at the lease site had historical significance to his family and his mother lives next door. CHD agreed to allow Lessee's niece, who does not have a criminal record, to sign a residential lease to build a new home on the property but indicated that the condemned property would need to be demolished due to recent vandalism and the deteriorated quality of the structure. The niece is out of the country and will be touching base with CHD upon her return.	N/A

TOPIC:

**ACCEPT THE MARIJUANA
LEGALIZATION BUSINESS
STRATEGY REPORT**



Memorandum

To: General Tribal Council

From: Oneida Business Committee

Date: May 22, 2024

Re: **Marijuana Legalization Business Strategy report**

Background

At the January 20, 2020, annual General Tribal Council (GTC) meeting, the following action was taken by GTC:

Motion by Gina Buenrostro to direct the Business Committee prepare for the legalization of marijuana in the State of Wisconsin; that the Business Committee consult with experts and bring back a business strategy; and that the business strategy be brought back to GTC at the 2020 semi-annual GTC meeting agenda. Seconded by Stacy Grignon. Motion carried by show of hands

The onset of the COVID-19 pandemic prevented this directive from being brought back within the timeframe identified; however, work continued and updates on the progress have been provided in each annual report to GTC within the *GTC Directives Report*.

Most recently, in the 2024 annual report book, the update indicated:

1. the internal work group had issued the Request for Proposal (RFP) for a consultant to prepare the business strategy as directed;
2. American Indian AG Industries has been hired to conduct a feasibility study and business strategy;
3. the goal is to have this completed by March 2024; and
4. once completed and reviewed, a final proposal will be brought to GTC for consideration.

At the February 25, 2024, annual GTC meeting, the following amendment was adopted by GTC:

Amendment to the main motion by Gina Powless-Buenrostro to bring back the Business Committee report regarding the Business Strategy for the legalization of Marijuana, including the Request For Proposal, to the July 2024 semi-annual meeting.

Attached you will find an update from the Economic Strategy Coordinator who is leading this project and the requested RFP. As previously indicated in the 2024 annual report book, once completed and reviewed, a final proposal will be brought to GTC for consideration. Until such time, updates will be provided in the *GTC Directives Report* which is included in each annual report to GTC.

We are encouraged by the work done thus far and are confident that once completed, the final proposal will provide GTC adequate information, data, and analysis to make a well-informed and considered decision on the appropriate next steps.

OBC Recommendation

- Accept the Marijuana Legalization Business Strategy report as information



Memorandum

To: Oneida Business Committee Officers
 From: Justin Nishimoto, Economic Strategy Coordinator
 Date: May 2, 2024
 Re: Marijuana Project Update

Background:

- On January 20, 2020 the GTC motioned by Gina Buenrostro to direct the Business Committee prepare for the legalization of marijuana in the State of Wisconsin; that the Business Committee consult with experts and bring back a business strategy; and that the business strategy be brought back to GTC at the 2020 semi-annual GTC meeting agenda. Then an amendment to the main motion by Ralinda Ninham-Lamberies that the business strategy include the banking impacts, IGRA impacts, and any other regulatory impacts.
- Then on February 25, 2024 an amendment to the main motion by Gina Powless-Buenrostro to bring back the Business Committee report regarding the Business Strategy for the legalization of Marijuana, including the Request For Proposal, to the July 2024 semi-annual meeting.

Update:

- Meetings were being held since 2021 about the legalization of marijuana. Many meetings were held and a decision to do a request for proposal. A request for proposal was sent out at the end of January of 2023 with the hopes of receiving only 2 bids with an extension placed to try to receive more. The RFP is attachment #1.
- The business strategy and feasibility project are currently being done and was scheduled for completion by March 31st, 2024. We are working with the group on having an extension to get the studies completed.

Recommendation:

- The recommendation is the General Tribal Council (GTC) to accept the report and RFP as information.



**REQUEST FOR PROPOSAL
Cannabis Business Consultation**

October 3, 2022

Written proposals can be hand-delivered to:

**ONEIDA BUSINESS COMMITTEE
N7210 Seminary Road
Oneida, WI 54155**

Mailed proposals shall be addressed to:

**ONEIDA BUSINESS COMMITTEE
N7210 Seminary Road
Oneida, WI 54155**

ATTN: Justin Nishimoto, Business Analyst

Electronic proposals can be e-mailed to:

khill@oneidanation.org

Introduction

The Oneida Nation (“Nation”) has issued this Request for Proposals (“RFP”) seeking qualified and experienced industry experts to conduct a feasibility study for the Nation to enter the industry of the recreational and medical marijuana.

The Nation’s governing body, the Oneida General Tribal Council, has directed the Nation’s elected leadership, in consultation with industry experts, develop a business strategy to enter the marijuana industry when it is legalized in Wisconsin.

Currently, federal and Wisconsin state law has not legalized marijuana. Although the State of Wisconsin and municipal governments have decriminalized and allowed certain exceptions, marijuana continues to be illegal. At the federal level, marijuana continues to be a Schedule 1 drug under the Controlled Substances Act.

Oneida Nation Demographics

The Nation’s Reservation is located near the City of Green Bay in Wisconsin. The Reservation encompasses 65,400 acres and approximately 46% [need to validate with Land] of the land is owned by the Nation or tribal members.

The Nation has approximately 17, 000 enrolled tribal members with approximately 8,000 living with Brown and Outagamie County.

The Nation has 2,200 employees in a variety of enterprises and industries ranging from retail – convenience stores, gaming, governmental services, law enforcement, health care, education, employment, housing, public works, environmental health and safety, land and much more. The Nation also owns a bank, hotels, and a company that provides engineering design/construction, environmental remediation, and construction services.

OBJECTIVE

The Nation is seeking proposals from qualified and experienced vendors to deliver an objective report to determine the economic feasibility, including total costs, fees, and revenues associated with all potential aspects of various cannabis businesses that could be conducted by the Nation within the Reservation boundaries and surrounding areas, including but not limited to growing, manufacturing, regulating, permitting, banking, and taxing.

1. Request for Proposal

- 1.1 This RFP in no way constitutes a legally binding agreement between the Nation and any vendor. The objective of the RFP is the negotiation and execution of a contract agreement between the Nation and the successful vendor to provide the services described herein.
- 1.2 This RFP is considered confidential. All terms and conditions shall not be disclosed to any parties other than those specifically invited by the Nation to participate in this RFP. Any non-public information received in connection with the items described in this document will be treated as

confidential.

- 1.3 Any questions regarding this RFP must be sent electronically to Kristal Hill – Executive Assistant at khill@oneidanation.org. The deadline for submission of questions is 2:00 pm. CST, Monday DATE, 2023. Questions submitted after this date will not be answered. Questions presented by any vendor and the Nation’s answers to such questions will be shared with all vendors who are invited by the Nation. Phone calls will NOT be accepted.

2. Scope of Services

- 2.1 Assist the Nation in conducting an economic analysis, fiscal analysis, and income and revenue projections for various types of cannabis businesses, to include:

- Medicinal and recreational retail cannabis dispensaries;
- Medicinal and recreational cannabis wholesale and distribution;
- Indoor and outdoor commercial growing; and
- Manufacture of medicinal and recreational cannabis products including edibles.

2.2 Economic and Fiscal Analysis; Income and Revenue Projections

The goal of the project is to deliver an objective report to determine the total costs and revenues for the Nation associated with all potential aspects of the cannabis businesses listed in Section 2.1 above. The analysis should include direct and indirect costs, including those associated with reviewing, inspecting, and issuing application permits. Any projections would be for future use only. For each cannabis business category to be analyzed:

2.2.1 Define an appropriate geographic market area;

2.2.2 Provide an inventory of existing and approved businesses within the defined market;

2.2.3 Determine if there is an unmet demand in the defined market.

2.2.3.1 If there is an unmet demand, include projections on the number and size of each type of business which would be sustainable within the Nation; and

2.2.3.2 Provide guidance regarding potential concentration and proliferation standards within the Nation.

2.2.4 Determine the cash handling process, including any potential issues, fines, or fees related to banking

2.2.5 Identify testing and research protocols.

2.2.6 Identify safety and security issues.

2.2.7 Identify employment considerations including anticipated number of staff, average salary and benefits per position.

2.2.8 Identify potential tax issues.

2.2.9 Include a survey of the current state of cannabis regulation for all cities in the Northeast Wisconsin Region.

2.3 Assumptions

- 2.3.1 Provide a detailed list of assumptions used in preparing the fiscal analysis.

2.4 Estimated Budgets

2.4.1 Provide an estimated 5-year budget for each type of cannabis business, including estimated expenditures related to administration and enforcement, as well as projected revenues.

2.4.1.1 Should include a summary of Nation resources needed, including one- time and

ongoing costs.

2.4.1.2 For each business category (as applicable), the consultant should consider as a revenue category a Nation cannabis tax, retail sales tax, permit fees, business license fees, and other revenue sources.

2.4.1.3 For each business category (as applicable), the consultant should consider as an expenditure category Nation administration, regulation, enforcement, public safety, and fire and emergency services.

2.5 Community and Environmental Impacts

2.5.1 Provide a discussion of infrastructure requirements for each type of business.

2.5.2 Provide a discussion of environmental impacts for each type of business.

2.5.3 Provide a discussion of neighborhood and land use impacts for each type of business.

2.5.4 Provide a discussion of traffic and parking impacts for each type of business.

2.5.5 Provide a discussion of job stimulus and economic development impacts for each type of business, including direct, indirect, and induced impacts.

2.5.6 Provide a discussion of exposure and access by youth impacts for each type of business.

2.5.7 Provide a discussion on substance abuse and other crime.

2.6 Case Studies

2.6.1 Provide case studies of 2 or more cities similar in size, characteristics, and demographics to Oneida Nation who have allowed cannabis businesses.

2.6.1.1 Include implementation date, taxation rate, and revenue generated as well as cost to administer the program.

2.6.1.1.1 Include, if possible data related to public safety and crime statistics and data related to property value impacts.

2.6.2 Provide case studies of 2 or more cities similar in size, characteristics, and demographics to the Nation who considered cannabis businesses but ultimately chose not to approve cannabis businesses in their cities.

2.6.2.1 Include the reasons why the cities did not allow cannabis businesses in their city and the primary deciding factor (if known).

Special Note: For consideration, RFP must include responses to all the above subcategories of Section 2 Scope of Services.

3. Proposal Evaluation Procedure

3.1 The award of the vendor will be based upon a comprehensive review and analysis of all proposals by the RFP selection committee. The award shall be made to the most responsive vendor offering the best value solution as determined by the RFP selection committee.

3.2 The Oneida Indian Preference Law requires the Nation to apply Indian Preference to contracts for goods and services. Preference is intended to give an advantage to Indian owned companies and Native American employees in contracting. It is our intention to include Indian preference as one of the scored selection criteria.

3.3 The proposals will be evaluated on the following criteria: 1) overall costs, 2) prior experience with similar companies, 3) Indian Preference, 4) proven process and methodologies to include credentials and 5) clarity of the proposal. While total cost remains a critical decision factor, the quality of the proposal and the methodology of the proven processes to grow, process, market, and

banking processes for cannabis.

- 3.4 The proposal will be reviewed for completeness to determine if all submission requirements were met. Failure to submit complete documents may result in the proposal being rejected. Vendor proposals will not be accepted after the established RFP deadline.
- 3.5 The proposals will be reviewed and analyzed by each RFP selection committee member. The selection committee consists of members of the Oneida Nation’s Business Committee and Direct Report Level Supervisors.
- 3.6 Any contact with the Nation by the vendors’ employees to influence selection process will not be tolerated and will result in your organizations disqualification from this process.

4. Pricing Information

- 4.1 The Nation requires that each proposal provide detailed and comprehensive pricing. Additional information and backup detail should be attached as appropriate. All vendor price proposals will be binding for 120 calendar days.
- 4.2 The ideal pricing structure for the Nation is a performance-based model that allows for measurement against clearly defined goals and metrics agreed upon in advance.
- 4.3 Vendor invoices must include Oneida Nation Purchase Order Number and an itemized list of charges. The Nation’s payment terms shall be net 60 days from receipt of invoice.
- 4.4 The Nation reserves the right to audit vendor invoices to verify all prices are consistent with contract terms and conditions.

5. RFP Timetable

To facilitate the Nation’s review of the submitted proposals, Vendors are required to provide the requested information within the timeframe outlined below. The timetable is provided for planning purposes and may be modified by the Nation as required. No proposals will be accepted after the established deadline.

RFP Activity	Target Completion Date
Oneida Nation Release RFP	January 27, 2023
Proposal Due at Oneida Nation	March 3, 2023
Oneida Nation Internal Review	March 6, 2023
Interview Select Vendors	March 13-15, 2023
Notification to Firm of Selection	March 15, 2023
Begin Contract Approval Process	March 22, 2023
Implementation Date	May 1, 2023

6. Proposal Requirements

In addition to the requirements of Section 2, Companies or individuals must submit proposals with the following information to the greatest extent possible.

- 6.1. All proposals may be e-mailed or mailed, as outlined on cover sheet.
 - 6.1.1 Physical submissions shall contain an original plus five (5) copies for the evaluation team.
 - 6.1.2 Electronic submissions shall be sent to khill@oneidanation.org.
- 6.2 The proposal must be typed and submitted on 8.5 by 11-inch paper bound securely.
- 6.3 Proposals must provide the name of the company, as well as sub-companies.
 - 6.3.1 Identify the owners, partners, Executive Managers, Account Managers, or affiliates.
 - 6.3.3 Provide an organization chart to identify the proposed team and their relationship to the company.
- 6.4 Proposals must include experience of company staff assigned to this project.
 - 6.4.1 Describe the staff's experience in the Cannabis Industry.
 - 6.4.1.1 How many years in the cannabis industry? Are any of those years within tribal territories or reservations?
 - 6.4.1.2 How many years of experience with operations the size of the Oneida Nation?
- 6.5 Proposals must provide a detailed description of services or reports the company will provide, and itemized costs associated with each of these services or reports.
 - 6.5.1 Please provide any services or technology that differs from your competitors.
 - 6.5.2 Please provide why you are the best choice as the primary vendor.
- 6.6 Proposals should provide a detailed description of additional services, if any, offered and any itemized costs associated with each of these services.
- 6.7 Proposals must include two business references.

7. Vendor Requirements

- 7.1 The selected vendor will be required to execute an independent contract agreement with the Oneida Nation. This contract agreement will require Oneida Law Office review and the Nation's approval.
- 7.2 All Principal, Joint Ventures or Partnerships must pass an Oneida Nation Background Check.
- 7.3 The selected vendor must sign a Conflict-of-Interest Form and Non-Disclosure Agreement.
- 7.4 All collected raw and cleaned data will property of the Oneida Nation.

8. Suspension and Debarment Status

- 1.1. The Nation requires all vendors to self-certify the vendor's suspension or debarment status with a federal, state, local government, or tribal agency.
- 1.2. The self-certification must indicate if your company or business owners have ever been debarred or suspended by a federal, state, local government, or tribal agency.

6. Supporting Documents:

- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input checked="" type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

7. Budget Information:

- | | |
|---|--|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input checked="" type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: <i>Describe</i> | |

8. Submission:

Authorized Sponsor: Jameson Wilson, Councilmember

Primary Requestor: Clorissa N. Leeman, LRO Senior Staff Attorney



Statement of Effect

Petition: C. Kestell – Address Housing Issues/Veterans Home Loan Program

Summary

This petition requests the General Tribal Council to consider various directives regarding a Veterans Home Loan Program and a Home Rehabilitation Loan Program.

Submitted by: Clorissa N. Leeman, Senior Staff Attorney, Legislative Reference Office

Date: May 15, 2023

Analysis by the Legislative Reference Office

On March 18, 2024, the Petition: C. Kestell – Address Housing Issues/Veterans Home Loan Program (“the Petition”) was submitted to the Government Administrative Office by Connor Kestell and has since been verified by the Oneida Trust Enrollment Department on March 19, 2024. On March 27, 2024, the Oneida Business Committee acknowledged receipt of the Petition and directed that the Legislative Reference Office complete a statement of effect for the Petition with status updates to be submitted for the April 24, 2024, regular Business Committee meeting agenda and the first Business Committee meeting of the month thereafter or until the final documents are submitted. On April 3, 2024, the Legislative Operating Committee added the Petition to the Active Files List to be worked on by the Legislative Reference Office. The Legislative Operating Committee provided status updates on the development of this statement of effect at the April 24, 2024, and May 8, 2024, Oneida Business Committee meetings.

The purpose of this Petition is to call a special meeting of the General Tribal Council to consider the following:

- *Direct the OBC to direct Finance to fund the Veteran’s Home Loan Program within 60 days.*
- *Direct the OBC to direct the GM and Finance to work with Bay Bank to establish the lending requirements for the Veteran’s Home Loan Program and to have Bay Bank administer the Veteran’s Home Loan Program within 60 days.*
- *Direct the OBC to direct the GM to direct Comprehensive Housing Division to work with the Land Commission to make the necessary adjustments to the HIIP that would allow the program to work with and complement the Veteran’s Home Loan Program within 60 days.*
- *Direct the OBC to direct the GM to direct Comprehensive Housing Division to provide the listing of vacant homes that are in Comprehensive Housing Division home inventory, on the Comprehensive Housing Division fixed asset register and any homes that are vacant*

where a decision has not been made if the home will be for sale or rental that are not currently on either the inventory listing or the fixed asset register with 30 days.

- Direct the OBC to direct the GM to direct Comprehensive Housing Division to work with Finance and Bay Bank to develop a Home Rehabilitation Loan Program including the lending requirements for the homes owned by the Oneida Nation that are needing rehabilitation that are wither on the inventory listing or the fixed asset register of Comprehensive Housing and to have these homes advertised for sale within 30 days.

All applicable laws and policies of the Nation were reviewed in developing this statement of effect for the Petition.

Funding the Veterans Home Loan Program

The Petition calls for the General Tribal Council to direct the Oneida Business Committee to direct Finance to fund the Veteran's Home Loan Program within sixty (60) days. This directive would have an impact on legislation of the Nation, specifically, the Budget and Finances law.

The Budget and Finances law sets forth the requirements to be followed by the Oneida Business Committee and the Oneida fund units when preparing the budget to be presented to the General Tribal Council for approval, and to establish financial policies and procedures for the Nation which:

- institutionalize best practices in financial management to guide decision makers in making informed decisions regarding the provision of services, implementation of business plans for enterprises, investments, and capital assets;
- provide a long term financial prospective and strategic intent, linking budget allocations to organizational goals, as well as providing fiscal controls and accountability for results and outcomes;
- identify and communicate to the membership of the Nation spending decisions for the government function, grant obligations, enterprises, membership mandates, capital expenditures, technology projects, and capital improvement projects;
- establish a framework for effective financial risk management; and
- encourage participation by the Nation's membership. [1 O.C. 121.1-1].

The Nation is required to develop, adopt, and manage an annual budget. [1 O.C. 121.5-1]. All revenues and expenditures of the Nation are required to be made in accordance with the annual budget. *Id.* The Nation's annual budget is required to be a balanced budget, which does not propose to spend more funds than are reasonably expected to become available to the Nation during that fiscal year. *Id.* The Budget and Finances law provides for the process and procedures to be used for the development and adoption of the Nation's budget. [1 O.C. 121.5-4].

On September 25, 2023, the General Tribal Council adopted resolution GTC-09-25-23-A, *Adoption of Fiscal Year 2024 Budget*, which adopted the Fiscal Year 2024 budget in the amount of \$528,978,084 as approved by the General Tribal Council for implementation with review and oversight by the Oneida Business Committee.

The Fiscal Year 2024 budget was adopted prior to this Petition being submitted or presented to the General Tribal Council for consideration. Therefore, any allocation of funding to support the requests of this Petition has not been included in the Fiscal Year 2024 budget. All expenditures of the Nation are required to be made in accordance with the annual budget. [1 O.C. 121.5-1].

After the budget is adopted, amendments of the budget are not permitted unless it is necessary to avoid a budget deficit. [1 O.C. 121.5-5]. The Treasurer and Chief Financial Officer are required to identify when forecasted revenue and forecasted expenses are impacted in a manner which creates a deficit for the current fiscal year, and then the Chief Financial Officer is required to provide the Oneida Business Committee a written fiscal analysis and any input on the potential budget amendment. *Id.* The Oneida Business Committee is responsible for adopting an amendment to the budget through resolution of the Nation. *Id.* The Oneida Business Committee is required to present notification of the budget amendment at the next available General Tribal Council meeting. *Id.* So unless it is necessary to avoid a budget deficit, an amendment to the Fiscal Year 2024 budget to provide any allocation of funding to support the requests of this Petition would not be permissible under the Budget and Finances law.

Additionally, unbudgeted expenditures are permitted under the Budget and Finances law if granted approval by the Oneida Business Committee. [1 O.C. 121.6-4(a)]. The Chief Financial Officer is required to provide the Oneida Business Committee with a written fiscal analysis and any input on any potential unbudgeted expenditure. *Id.* The approval of any unbudgeted expenditure is required to be made by the Oneida Business Committee through the adoption of a resolution prior to the expenditure being made by a fund unit. *Id.* Any unbudgeted expenditure for items and specific projects which were not identified in the approved budget made for over two hundred and fifty thousand dollars (\$250,000) is required to be formally noticed by the Oneida Business Committee to the General Tribal Council at the next available General Tribal Council regular or special meeting. [1 O.C. 121.6-4(b), BC-05-11-22-B, BC-10-08-08-A.].

Any allocation of funding to support the requests of this Petition for future fiscal years would be required to be budgeted for in accordance with the process and procedures contained within the Budget and Finances law.

Lending Requirements for the Veterans Home Loan Program

The Petition calls for the General Tribal Council to direct the Oneida Business Committee to direct the General Manager and Finance to work with Bay Bank to establish the lending requirements

for the Veteran's Home Loan Program and to have Bay Bank administer the Veteran's Home Loan Program within sixty (60) days.

This directive would not have an impact on legislation of the Nation.

Amendment of the Leasing Law Rule No. 6 – Homeownership by Independent Purchase Program

This Petition calls for the General Tribal Council to direct the Oneida Business Committee to direct the General Manager to direct the Comprehensive Housing Division to work with the Oneida Land Commission to make the necessary adjustments to the "HIIP" that would allow the program to work with and complement the Veteran's Home Loan Program within sixty (60) days. It is assumed that when the Petition mentions "HIIP" it is referencing the Leasing Law Rule No. 6 – Homeownership by Independent Purchase Program which is commonly referred to as the "HIPP" rule. This directive may have an impact on legislation of the Nation, specifically, the Administrative Rulemaking law.

The Administrative Rulemaking law provides an efficient, effective, and democratic process for the adoption and amendment of administrative rules. [1 O.C. 106.1-1, 106.1-2]. The Administrative Rulemaking law provides authorized agencies the opportunity to promulgate rules interpreting the provisions of any law enforced or administered by it; provided that, a rule may not exceed the rulemaking authority granted under the law for which the rule is being promulgated. [1 O.C. 106.4-1]. An authorized agency is any board, committee, commission, department, program, or officer of the Nation that has been granted rulemaking authority. [1 O.C. 106.3-1(a)]. A rule is a set of requirements enacted by an authorized agency in order to implement, interpret and/or enforce a law of the Nation, which may include citation fee and penalty schedules. [1 O.C. 106.3-1(h)]. A rule developed in accordance with the Administrative Rulemaking law has the same force and effect as the law which delegated the authorized agency rulemaking authority, and cannot conflict or supersede a law, policy, or rule of the Nation or a resolution adopted by the Oneida Business Committee or General Tribal Council. [1 O.C. 106.4-1(a)-(b)].

The Leasing law was adopted for the purpose of setting out the Nation's authority to issue, review, approve, and enforce leases. [6 O.C. 602.1-1]. The Leasing law delegates rulemaking authority to the Oneida Land Commission and Land Management to jointly develop rules related to obtaining a residential, agricultural, or business lease. [6 O.C. 602.5-1]. Land Management is defined as "the Division of Land Management or other entity responsible for entering into leases of tribal land." [6 O.C. 602.3-1(i)]. Per the Nation's Real Property law, the Comprehensive Housing Division is the entity that is responsible for processing all leases of Tribal land for residential purposes. [6 O.C. 601.9-1]. Thus, the Comprehensive Housing Division is Land Management for purposes of the rulemaking authority delegated under the Leasing law.

The Leasing law further provides that Land Management shall develop, and the Oneida Land Commission shall approve, the format and requirements set out in the lease document applications for different types of leases, as well as additional procedures and processes to be followed when offering and awarding lease documents. [6 O.C. 602.5-1(a)].

The purpose of the Leasing Law Rule No. 6 – Homeownership by Independent Purchase (HIP) Program (“the Rule”) is to expand the services being offered by the Nation through the creation of a program in which the prospective lessee buyer initiates a purchase where the buyer would purchase the improvements and the Nation, subject to available funding, would purchase the land pursuant to the process and eligibility requirements set forth in the Land Management’s Land Acquisition for Residential Leasing Standard Operating Procedure. [Rule 1.1-1 and 1.6-1]. Under this Rule the buyer would then enter a HIP residential lease for the land through the Comprehensive Housing Division. [Rule 1.1-1].

First and foremost, in regard to the Petition’s request that the Comprehensive Housing Division be compelled to work with the Oneida Land Commission to amend the Rule, the Administrative Rulemaking law provides that the authorized agency has the authority to decide if amendments to a rule are necessary to pursue, and the law further clarifies that the Oneida Business Committee cannot compel an authorized agency to amend a rule. [1 O.C. 106.12-3].

If the Comprehensive Housing Division and the Oneida Land Commission were to decide that amendments to the Rule should be made to work with and complement the Veterans Home Loan Program, any amendments made to the Rule would need to follow the process provided for in the Administrative Rulemaking law. [1 O.C. 106.4-3].

When amending a rule in accordance with the Administrative Rulemaking law, the authorized agency is first responsible for drafting the proposed amendments to the Rule. The proposed amendments have to comply with the template for rules as developed by the Legislative Operating Committee. [1 O.C. 106.5-1]. The authorized agency is then responsible for preparing a summary report regarding each proposed rule, which includes the name of the proposed rule, a reference to the law that the proposed rule interprets, along with a list of any other related laws, rules, or resolutions that may be affected by the proposed rule; a brief summary of the proposed rule; any changes made to the proposed rule based on the public comment period required by section 106.6, if applicable; a statement of effect for the rule prepared by the Legislative Reference Office upon request by the authorized agency; and the financial analysis. [1 O.C. 106.5-2].

The authorized agency is responsible for preparing the financial analysis and must send a written request to each entity that may be affected by the proposed rule soliciting information on how the proposed rule would financially affect the entity. [1 O.C. 106.5-2(f)(1)]. Each entity’s response indicating its financial affects are required to be included in the financial analysis. *Id.* If an authorized agency does not receive a response from one (1) or more entities regarding its request

for the financial effects of the rule on the entity within ten (10) business days of the date of the request, the authorized agency may submit a financial analysis noting which entities were non-responsive to its request. [1 O.C. 106.5-2(f)(2)].

Once the authorized agency has completed the summary report, they can then move onto the next stage in the administrative rulemaking process which is obtaining public review of the proposed rule through a public meeting and public comment period. [1 O.C. 106.6-1]. This is the opportunity for members of the Nation to provide their input or suggestions on proposed rules.

The authorized agency determines a public meeting date and then a public meeting notice is created that contains the date, time and place of the public meeting; the time period for the public comment period; the name, address, phone number, and other appropriate information on where to submit comments on the proposed legislation; and information for electronically accessing the proposed rule and summary report and a statement that hard copies of the materials will be available with the authorized agency. [1 O.C. 106.6-2(b)]. At least ten (10) business days before the public meeting is held, the public meeting notice is published in the Kalihwisaks and on the Oneida Register¹. [1 O.C. 106.6-2(a)].

The public meeting is then held at the date, time and place designated in the meeting notice. [1 O.C. 106.6-2(c)]. The authorized agency holding the public meeting on the proposed rule is required to have a representative to preside over the public meeting and briefly describe the rule which is the subject of the public meeting and the nature of the rule's requirements, and then open the meeting for comments. [1 O.C. 106.6-2(d)]. The authorized agency's presiding representative is not required to comment or respond to comments at the meeting, but may at their discretion. [1 O.C. 106.6-2(d)(1)]. After the public meeting concludes, the authorized agency is required to hold open a public comment period for at least five (5) business days. [1 O.C. 106.6-2(h)]. During the public comment period individuals may submit written comments including data, views, arguments, concerns, or questions. The authorized agency may extend the public comment period as it deems appropriate by posting an amended public meeting notice prior to the close of the original public comment period. [1 O.C. 106.6-3].

Once the public comment period has concluded, the authorized agency is then required by the Administrative Rulemaking law to fully consider all comments received during the public comment period and during any public meeting held regarding a proposed rule. [1 O.C. 106.6-4]. The authorized agency accomplishes this responsibility by drafting a memorandum containing all public comments received and the authorized agency's response to each comment. [1 O.C. 106.6-5]. If substantial changes are made to the proposed rule after all public comments are considered, then the authorized agency is required to hold an additional public meeting. [1 O.C. 106.6-6].

¹ The Oneida Register can be found on the Nation's webpage found at the following location: <https://oneida-nsn.gov/government/register/>

After the public comment period has expired and the authorized agency has considered all public comments received, the authorized agency then submits the proposed rule and all items contained in the administrative record to the Legislative Operating Committee for certification. [1 O.C. 106.7-1]. The proposed rule must be submitted for certification by the Legislative Operating Committee within six (6) months after the public comment period has expired, unless the Legislative Operating Committee determines there is good cause to go outside the time limits. [1 O.C. 106.7-1(a)]. The Legislative Operating Committee is then responsible for certifying the proposed rule meets the following requirements: that promulgation of the rule complies with the procedural requirements contained in the Administrative Rulemaking law; that the administrative record is complete; and that the rule does not exceed its rulemaking authority or conflict with any other law, policy, rule, or resolution of the Nation. [1 O.C. 106.7-2].

The Legislative Operating Committee then either determines the authorized agency has complied with the requirements for certification and certifies the proposed rule or determines that the authorized agency has not complied with the certification requirements and denies certification of the proposed rule. [1 O.C. 106.7-3]. If the Legislative Operating Committee denies the certification of a proposed rule, the proposed rule is returned to the authorized agency with specific feedback as to which requirements were not fulfilled, and the authorized agency may resubmit the proposed rule for certification by the Legislative Operating Committee once all requirements for certification have been met. [1 O.C. 106.7-3(b)]. If the Legislative Operating Committee certifies the proposed rule, then the Legislative Operating Committee forwards the administrative record to the Oneida Business Committee. [1 O.C. 106.7-3(a)(1)].

Once the Oneida Business Committee receives an administrative record for a proposed rule from the Legislative Operating Committee, the Oneida Business Committee reviews and considers the proposed rule, the administrative record, and the Legislative Operating Committee's certification of compliance. [1 O.C. 106.8-1]. After review of all materials submitted and consideration of the proposed rule, the Oneida Business Committee either adopts the proposed rule, or denies the adoption of the proposed rule. [1 O.C. 106.8-2]. A majority vote is required for the adoption of a rule by the Oneida Business Committee. [1 O.C. 106.8-2(a)]. The Legislative Operating Committee is responsible for publishing the rule on the Oneida Register upon adoption by the Oneida Business Committee. [1 O.C. 106.8-2(a)(1)]. The Oneida Business Committee may deny adoption of the proposed rule if the Oneida Business Committee has any concerns and/or requested revisions to the rule. [1 O.C. 106.8-2(b)]. Upon the denial of the adoption of a proposed rule the Oneida Business Committee may request that the authorized agency work with the Oneida Business Committee to address any concerns. *Id.* The authorized agency is responsible for determining a rule's effective date, provided that a rule may not become effective until the Oneida Business Committee adopts the proposed rule. [1 O.C. 106.9-1]. Any rule adopted in substantial compliance with the Administrative Rulemaking law is considered valid. [1 O.C. 106.4-3]. No rule may be contested based on non-compliance with the procedural requirements of the

Administrative Rulemaking law after one (1) year has elapsed from the effective date of the rule. [1 O.C. 106.13-1].

Any amendments made to the Rule would need to follow the process as described above and required by the Administrative Rulemaking law. It is unlikely the Comprehensive Housing Division and the Oneida Land Commission would be able to comply with the requirements of the Administrative Rulemaking law within the directed sixty (60) day timeframe to amend the Rule.

Providing a List of Vacant Homes

This Petition calls for the General Tribal Council to direct the Oneida Business Committee to direct the General Manager to direct the Comprehensive Housing Division to provide a listing of vacant homes that are in Comprehensive Housing Division home inventory, on the Comprehensive Housing Division fixed asset register, and any homes that are vacant where a decision has not been made if the home will be for sale or rental that are not currently on either the inventory listing or the fixed asset register with thirty (30) days.

This directive would not have an impact on legislation of the Nation.

Development of a Home Rehabilitation Loan Program

This Petition calls for the General Tribal Council to direct the Oneida Business Committee to direct the General Manager to direct the Comprehensive Housing Division to work with Finance and Bay Bank to develop a Home Rehabilitation Loan Program, which should include the lending requirements for the homes owned by the Nation that are needing rehabilitation that are either on the inventory listing or the fixed asset register of the Comprehensive Housing Division, and to have these homes advertised for sale within thirty (30) days. This directive may have an impact on legislation of the Nation, specifically the Mortgage and Foreclosure law, Administrative Rulemaking law, Budget and Finances law, and Real Property law.

The Mortgage and Foreclosure law sets the standards and requirements for participation in the mortgage programs and to prescribe the foreclosure process required to be used in the event of a default of a mortgage. [6 O.C. 612.1-1]. The Mortgage and Foreclosure law provides that consistent with available funds, the Comprehensive Housing Division is responsible for providing mortgage programs for the following purposes and is responsible for establishing rules naming said programs and providing the specific requirements for each program: financing the purchase or down payment of existing homes and lands; construction of new homes; repairs and improvements to existing homes; refinancing existing mortgages. [6 O.C. 612.4-1]. The Oneida Land Commission and the Comprehensive Housing Division are then jointly delegated rulemaking authority to develop rules governing the requirements of mortgages entered into by the Comprehensive Housing Division. [6 O.C. 612.4-4]. The Mortgage and Foreclosure Law Rule No.

1 - Mortgage Programs, Guidelines and Requirements currently provides the various mortgage programs offered by the Comprehensive Housing Division and provides additional requirements for participating in such programs than the minimum requirements found in the Mortgage and Foreclosure law. [Rule .1-1].

If it is interpreted that the Home Rehabilitation Loan Program would be a mortgage program of the Comprehensive Housing Division, then the Mortgage and Foreclosure law would be impacted. The Mortgage and Foreclosure law delegates the authority to create mortgage programs to the Comprehensive Housing Division, so the Comprehensive Housing Division would need to create a rule for the Home Rehabilitation Loan Program in accordance with the Administrative Rulemaking law as required in section 612.4-1 of the Mortgage and Foreclosure law. The Comprehensive Housing Division would then need to jointly work with the Oneida Land Commission to create a rule in accordance with the Administrative Rulemaking law that would govern the requirements of that mortgage as required in section 612.44 of the Mortgage and Foreclosure law.

If the Petition's directive that a Home Rehabilitation Loan Program be developed would include funding the program, then the Budget and Finances law would be impacted, and the analysis of the legislative impact of funding the Veterans Home Loan Program described earlier in this memorandum would also apply to the funding of the Home Rehabilitation Loan Program.

The Petition also directs that the homes owned by the Nation that are needing rehabilitation that are either on the inventory listing or the fixed asset register of the Comprehensive Housing Division be advertised for sale within thirty (30) days.

The Real Property law delegates the authority to the Comprehensive Housing Division to oversee all residential transactions within the Reservation, and the responsibility to process and administer such transactions using the applicable of the Landlord-Tenant law, the Mortgage and Foreclosure law, the Leasing law and/or the Eviction and Termination law; including any corresponding rules. [6 O.C. 601.12-1]. The Oneida Land Commission and the Comprehensive Housing Division are delegated joint rulemaking authority to provide process requirements, including but not limited to advertising, notice, prequalification, and selection, that apply in all circumstances when the Nation is selling a residential property. *Id.* Real Property Law Rule No. 2 – Comprehensive Housing Division Residential Sales provides the requirements for both the Nation and potential buyer when the Comprehensive Housing Division offers a residential property for sale.

All requirements of the Real Property law and the corresponding rules would need to be complied with by the Comprehensive Housing Division moving forward if any homes are listed for sale.

Conclusion

After a review of all applicable laws and policies of the Nation, it has been determined that the adoption of the Petition: C. Kestell – Address Housing Issues/Veterans Home Loan Program would have the following legislative effect:

1. The Petition’s directive for the General Tribal Council to direct the Oneida Business Committee to direct Finance to fund the Veteran’s Home Loan Program within sixty (60) days has a legislative impact.
 - The Fiscal Year 2024 budget was adopted prior to this Petition being submitted or presented to the General Tribal Council for consideration, so any call of action for an allocation of funding to support the requests of this Petition has not been included in the Fiscal Year 2024 budget. All expenditures of the Nation are required to be made in accordance with the annual budget. Unless it is necessary to avoid a budget deficit, an amendment to the Fiscal Year 2024 budget to provide any allocation of funding to support the requests of this Petition would not be permissible under the Budget and Finances law.
 - Any allocation of funding to support the requests of this Petition for future fiscal years would be required to be budgeted for in accordance with the process and procedures contained within the Budget and Finances law.
2. The Petition’s directive for the General Tribal Council to direct the Oneida Business Committee to direct the General Manager and Finance to work with Bay Bank to establish the lending requirements for the Veteran’s Home Loan Program and to have Bay Bank administer the Veteran’s Home Loan Program within sixty (60) days would not have legislative impact.
3. The Petition’s directive for the General Tribal Council to direct the Oneida Business Committee to direct the General Manager to direct Comprehensive Housing Division to work with the Oneida Land Commission to make the necessary adjustments to the Leasing Law Rule No. 6 – Homeownership by Independent Purchase (HIP) Program that would allow the program to work with and complement the Veteran’s Home Loan Program within sixty (60) days may have a legislative impact.
 - The Administrative Rulemaking law provides that it is the authorized agency that has the authority to decide if amendments to a rule are necessary to pursue, and that the Oneida Business Committee cannot compel an authorized agency to amend a rule.
 - If amendments to the Leasing Law Rule No. 6 – Homeownership by Independent Purchase (HIP) Program are pursued, all processes and procedures contained within the Administrative Rulemaking law are required to be followed.
 - It is unlikely that the Comprehensive Housing Division and the Oneida Land Commission would be able to amend the Leasing Law Rule No. 6 – Homeownership by Independent Purchase (HIP) Program in accordance with the Administrative Rulemaking law in the sixty (60) day timeframe directed by this Petition.

4. The Petition's directive for the General Tribal Council to direct the Oneida Business Committee to direct the General Manager to direct the Comprehensive Housing Division to provide a listing of vacant homes that are in Comprehensive Housing Division home inventory, on the Comprehensive Housing Division fixed asset register, and any homes that are vacant where a decision has not been made if the home will be for sale or rental that are not currently on either the inventory listing or the fixed asset register with thirty (30) days would not have a legislative impact.
5. The Petition's directive for the General Tribal Council to direct the Oneida Business Committee to direct the General Manager to direct the Comprehensive Housing Division to work with Finance and Bay Bank to develop a Home Rehabilitation Loan Program, which should include the lending requirements for the homes owned by the Nation that are needing rehabilitation that are either on the inventory listing or the fixed asset register of the Comprehensive Housing Division, and to have these homes advertised for sale within thirty (30) days may have a legislative impact.
 - If it is interpreted that the Home Rehabilitation Loan Program would be a mortgage program of the Comprehensive Housing Division, then the Mortgage and Foreclosure law would be impacted. The Mortgage and Foreclosure law delegates the authority to create mortgage programs to the Comprehensive Housing Division, so the Comprehensive Housing Division would need to create a rule for the Home Rehabilitation Loan Program in accordance with the Administrative Rulemaking law as required by the Mortgage and Foreclosure law. The Comprehensive Housing Division would then need to jointly work with the Oneida Land Commission to create a rule in accordance with the Administrative Rulemaking law that would govern the requirements of that mortgage as required by the Mortgage and Foreclosure law.
 - If the Petition's directive that a Home Rehabilitation Loan Program be developed would include funding the program, then the Budget and Finances law would be impacted, and the analysis of the legislative impact of funding the Veterans Home Loan Program described earlier in this memorandum would also apply to the funding of the Home Rehabilitation Loan Program.
 - The directive that the homes owned by the Nation that are needing rehabilitation that are either on the inventory listing or the fixed asset register of the Comprehensive Housing Division be advertised for sale within thirty (30) days would need to comply with the requirements of the Real Property law and the corresponding rules.

Requested Action

Accept the statement of effect for the Petition: C. Kestell – Address Housing Issues/Veterans Home Loan Program.