



Oneida Business Committee

Regular Meeting
8:30 AM Wednesday, September 11, 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. **Anna John Resident Centered Care Community Board - Lynn Metoxen, Jeanette Ninham**
Sponsor: Lisa Liggins, Secretary
- B. **Legal Resource Center - Billie Jo Cornelius-Adkins and Gerald Hill**
Sponsor: Lisa Liggins, Secretary
- C. **Oneida Election Board - Linda Dallas, Candy House, Teresa Schuman**
Sponsor: Lisa Liggins, Secretary
- D. **Oneida Gaming Commission - Jeremy King**
Sponsor: Lisa Liggins, Secretary
- E. **Oneida Land Claims Commission - Chris Cornelius, Candace House, Deborah Thundercloud**
Sponsor: Lisa Liggins, Secretary
- F. **Oneida Land Commission - Gina Buenrostro Powless, Ethel Marie Cornelius, Russell Metoxen Jr., and Frederick Muscavitch**
Sponsor: Lisa Liggins, Secretary
- G. **Oneida Nation Commission on Aging - Cathy Metoxen, Neoma Orsburn, and Pearl Webster**
Sponsor: Lisa Liggins, Secretary
- H. **Oneida Nation School Board - Tracy Metoxen, Teresa Schuman, and Melissa Skenandore**
Sponsor: Lisa Liggins, Secretary

- I. **Oneida Trust Enrollment Committee - Jennifer Hill Kelley, Tracy Metoxen, and Teresa Schuman**
Sponsor: Lisa Liggins, Secretary
- J. **Pardon and Forgiveness Screening Committee - Kimberly Skenandore Goodrich**
Sponsor: Lisa Liggins, Secretary

V. MINUTES

- A. **Approve the August 28, 2024, regular Business Committee meeting minutes**
Sponsor: Lisa Liggins, Secretary

VI. RESOLUTIONS

- A. **Adopt resolution entitled Authorizing Participation in the U.S. Department of Transportation Tribal Transportation Self-Governance Program**
Sponsor: Melinda J. Danforth, Intergovernmental Affairs Director
- B. **Adopt resolution entitled Digital Equity Competitive Grant Program**
Sponsor: Mark W. Powless, General Manager
- C. **Adopt resolution entitled Continued Support for the Tribal Elder Food Box Program**
Sponsor: Marlon Skenandore, Councilman
- D. **Adopt resolution entitled Authorizing Use of Carry Over Funds for Capital Expenditures for Oneida Hotel Prior to Consolidation**
Sponsor: Louise Cornelius, Gaming General Manager
- E. **Adopt resolution entitled Continuing to Operate Fiscal Year 2025**
Sponsor: Lawrence Barton, Treasurer
- F. **Adopt resolution entitled Affordable Home Ownership Strategy**
Sponsor: Jo Anne House, Chief Counsel

VII. APPOINTMENTS

- A. **Post one (1) vacancy - Southeastern Wisconsin Oneida Tribal Services Advisory Board**
Sponsor: Lisa Liggins, Secretary

VIII. TRAVEL REQUESTS

- A. **Approve the travel request - Marlon Skenandore - WhyHunger Midwest Cohort Gathering 2024 - Columbus, OH - October 17-19, 2024**
Sponsor: Marlon Skenandore, Councilman

IX. NEW BUSINESS

- A. **Rescind BC Resolution 04-08-20-K Appointing Oneida ESC Group LLC as Nation's General Contractor for Construction Projects**
Sponsor: Lawrence Barton, Treasurer
- B. **Enter the e-poll results into the record regarding the approved Selection Criteria for the Oneida Head Start Program**
Sponsor: Lisa Liggins, Secretary

X. EXECUTIVE SESSION**A. REPORTS**

- 1. **Accept the Hotel to Gaming Transition Committee September 2024 report (10:30 a.m.)**
Sponsor: Louise Cornelius, Gaming General Manager
- 2. **Accept the General Manager report (11:30 a.m.)**
Sponsor: Mark W. Powless, General Manager
- 3. **Accept the Chief Counsel report**
Sponsor: Jo Anne House, Chief Counsel

XI. 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

Anna John Resident Centered Care Community Board - Lynn Metoxen, Jeanette Ninham

Business Committee Agenda Request

1. Meeting Date Requested: 09/11/24

2. General Information:

Session: Open Executive – must qualify under §107.4-1.
Justification: DRAFT materials/discussion

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: August 30, 2024

RE: Oath of Office – Anna John Resident Centered Care Community Board

Background

On August 28, 2023, the Oneida Business Committee appointed Lynn Metoxen and Jeanette Ninham to the Anna John Resident Centered Care Community Board.

Legal Resource Center - Billie Jo Cornelius-Adkins and Gerald Hill

Business Committee Agenda Request

1. Meeting Date Requested: 09/11/24

2. General Information:

Session: Open Executive – must qualify under §107.4-1.
Justification: DRAFT materials/discussion

3. Supporting Documents:

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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: August 30, 2024

RE: Oath of Office – Legal Resources Center

Background

On July 20, 2024 the Oneida 2024 Special Election was held.

On August 28, 2024 the Oneida Business Committee accepted the 2024 Special Election Final Report and declared the official results.

Legal Resources Center – Billie Jo Cornelius-Adkins, and Gerald Hill

§105.9-1 All appointed and elected positions are official upon taking an oath during a regular or special Oneida Business Committee meeting.

Oneida Election Board - Linda Dallas, Candy House, Teresa Schuman

Business Committee Agenda Request

1. Meeting Date Requested: 09/11/24

2. General Information:

Session: Open Executive – must qualify under §107.4-1.
Justification: DRAFT materials/discussion

3. Supporting Documents:

- | | | |
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| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
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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: August 30, 2024

RE: Oath of Office – Oneida Election Board

Background

On July 20, 2024 the Oneida 2024 Special Election was held.

On August 28, 2024 the Oneida Business Committee accepted the 2024 Special Election Final Report and declared the official results.

Oneida Election Board – Linda Dallas, Candy House, and Teresa Schuman

§105.9-1 All appointed and elected positions are official upon taking an oath during a regular or special Oneida Business Committee meeting.

Oneida Gaming Commission - Jeremy King

Business Committee Agenda Request

1. Meeting Date Requested: 09/11/24

2. General Information:

Session: Open Executive – must qualify under §107.4-1.
Justification: DRAFT materials/discussion

3. Supporting Documents:

- | | | |
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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: August 30, 2024

RE: Oath of Office – Oneida Gaming Commission

Background

On July 20, 2024 the Oneida 2024 Special Election was held.

On August 28, 2024 the Oneida Business Committee accepted the 2024 Special Election Final Report and declared the official results.

Oneida Gaming Commission – Jeremy King

§105.9-1 All appointed and elected positions are official upon taking an oath during a regular or special Oneida Business Committee meeting.

Oneida Land Claims Commission - Chris Cornelius, Candace House, Deborah Thundercloud

Business Committee Agenda Request

1. Meeting Date Requested: 09/11/24

2. General Information:

Session: Open Executive – must qualify under §107.4-1.
Justification: DRAFT materials/discussion

3. Supporting Documents:

- | | | |
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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: August 30, 2024

RE: Oath of Office – Oneida Land Claims Commission

Background

On July 20, 2024 the Oneida 2024 Special Election was held.

On August 28, 2024 the Oneida Business Committee accepted the 2024 Special Election Final Report and declared the official results.

Oneida Land Claims Commission – Chris Cornelius, Candy House, and Deborah Thundercloud

§105.9-1 All appointed and elected positions are official upon taking an oath during a regular or special Oneida Business Committee meeting.

Oneida Land Commission - Gina Buenrostro Powless, Ethel Marie Cornelius, Russell Metoxen Jr., and...

Business Committee Agenda Request

1. Meeting Date Requested: 09/11/24

2. General Information:

Session: Open Executive – must qualify under §107.4-1.
Justification: DRAFT materials/discussion

3. Supporting Documents:

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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: August 30, 2024

RE: Oath of Office – Oneida Land Commission

Background

On July 20, 2024 the Oneida 2024 Special Election was held.

On August 28, 2024 the Oneida Business Committee accepted the 2024 Special Election Final Report and declared the official results.

Also, on August 28, 2024, the Oneida Business Committee appointed Russell Metoxen Jr. to fill the remainder of a vacant term on the Oneida Land Commission.

Oneida Land Commission – Gina Buenrostro-Powless, Ethel Marie Cornelius, Russel Metoxen Jr., and Frederick Muscavitch

§ 105.9-1 All appointed and elected positions are official upon taking an oath during a regular or special Oneida Business Committee meeting.

Oneida Nation Commission on Aging - Cathy Metoxen, Neoma Orsburn, and Pearl Webster

Business Committee Agenda Request

1. Meeting Date Requested: 09/11/2024

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 |
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4. Budget Information:

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| <input checked="" type="checkbox"/> Not Applicable | <input type="checkbox"/> Other: <i>Describe</i> | |

5. Submission:

Authorized Sponsor: Lisa Liggins, Secretary

Primary Requestor: Amber Martinez, Recording Clerk

Additional Requestor: (Name, Title/Entity)


Additional Requestor: (Name, Title/Entity)

Submitted By: AMARTIN3



Memorandum

TO: Oneida Business Committee

FROM: Brooke Doxtator, BCC Supervisor 

DATE: August 30, 2024

RE: Oath of Office – Oneida Nation Commission on Aging

Background

On July 20, 2024, the Oneida 2024 Special Election was held.

On August 28, 2024, the Oneida Business Committee accepted the 2024 Special Election Final Report and declared the official results.

Oneida Nation Commission on Aging – Cathy Metoxen, Neoma Orsburn, and Pearl Webster

§105.9-1 All appointed and elected positions are official upon taking an oath during a regular or special Oneida Business Committee meeting.

Oneida Nation School Board - Tracy Metoxen, Teresa Schuman, and Melissa Skenandore

Business Committee Agenda Request

1. Meeting Date Requested: 09/11/2024

2. General Information:

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

Justification: *Choose reason for Executive.*

3. Supporting Documents:

- | | | |
|--|--|---|
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4. Budget Information:

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| <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: Amber Martinez, Recording Clerk

Additional Requestor: (Name, Title/Entity)


Additional Requestor: (Name, Title/Entity)

Submitted By: AMARTIN3



Memorandum

TO: Oneida Business Committee

FROM: Brooke Doxtator, BCC Supervisor 

DATE: August 30, 2024

RE: Oath of Office – Oneida Nation School Board

Background

On July 20, 2024 the Oneida 2024 Special Election was held.

On August 28, 2024 the Oneida Business Committee accepted the 2024 Special Election Final Report and declared the official results.

Oneida Nation School Board – Tracy Metoxen, Teresa Schuman, and Melissa Skenandore

§105.9-1 All appointed and elected positions are official upon taking an oath during a regular or special Oneida Business Committee meeting.

Oneida Trust Enrollment Committee - Jennifer Hill Kelley, Tracy Metoxen, and Teresa Schuman

Business Committee Agenda Request

1. Meeting Date Requested: 09/11/24

2. General Information:

Session: Open Executive – must qualify under §107.4-1.
Justification: DRAFT materials/discussion

3. Supporting Documents:

- | | | |
|--|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
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4. Budget Information:

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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: August 30, 2024

RE: Oath of Office – Oneida Trust Enrollment Committee

Background

On July 20, 2024 the Oneida 2024 Special Election was held.

On August 28, 2024 the Oneida Business Committee accepted the 2024 Special Election Final Report and declared the official results.

Oneida Trust Enrollment Committee – Jennifer Hill-Kelley, Tracy Metoxen, and Teresa Schuman

§105.9-1 All appointed and elected positions are official upon taking an oath during a regular or special Oneida Business Committee meeting.

Pardon and Forgiveness Screening Committee - Kimberly Skenandore Goodrich

Business Committee Agenda Request

1. Meeting Date Requested: 09/11/2024

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 |
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4. Budget Information:

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5. Submission:

Authorized Sponsor: Lisa Liggins, Secretary

Primary Requestor: Amber Martinez, Recording Clerk

Additional Requestor: (Name, Title/Entity)


Additional Requestor: (Name, Title/Entity)

Submitted By: AMARTIN3



Memorandum

TO: Oneida Business Committee

FROM: Brooke Doxtator, BCC Supervisor 

DATE: August 29, 2024

RE: Oath of Office – Pardon and Forgiveness Screening Committee

Background

On August 28, 2024, the Oneida Business Committee appointed Kimberly Skenandore Goodrich to the Pardon and Forgiveness Screening Committee.

Approve the August 28, 2024, regular Business Committee meeting minutes

Business Committee Agenda Request

1. Meeting Date Requested: 09/11/24

2. General Information:

Session: Open Executive – must qualify under §107.4-1.
Justification: DRAFT materials/discussion

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: BPIGMAN

DRAFT

Oneida Business Committee



Executive Session
8:30 AM Tuesday, August 27, 2024
BC Conference Room, 2nd floor, Norbert Hill Center

Regular Meeting
8:30 AM Wednesday, August 28, 2024
BC Conference Room, 2nd floor, Norbert Hill Center

Minutes

EXECUTIVE SESSION

Present: Vice-Chairman Brandon Yellowbird-Stevens, Treasurer Lawrence Barton, Councilman: Kirby Metoxen Councilman: Jonas Hill, Councilman: Jameson Wilson;

Not Present: Chairman Tehassi Hill, Secretary Lisa Liggins, Councilwoman Jennifer Webster;

Arrived at: n/a

Others present: Jo A. House, RaLinda Ninham-Lamberies, Mark W. Powless, Melinda J. Danforth, Lisa Summers (via Microsoft Teams¹), Todd Vanden Heuvel (via Microsoft Teams), Debra Powless (via Microsoft Teams), Justin Nishimoto (via Microsoft Teams), Kaylynn Gresham (via Microsoft Teams), Tina Jorgenson (via Microsoft Teams), Louise Cornelius, Chad Fuss, Tana Aquirre (via Microsoft Teams), Danielle White (via Microsoft Teams), Bobbi J. King (via Microsoft Teams), Clorissa Leeman (via Microsoft Teams), Josephine Skenandore (via Microsoft Teams), Danelle Wilson (via Microsoft Teams), Maureen Perkins (via Microsoft Teams), David Jordan (via Microsoft Teams), Rae Skenandore (via Microsoft Teams), Mercie Danforth (via Microsoft Teams), Sara Capelle (via Microsoft Teams), Nate King (via Microsoft Teams), John Breuninger (via Microsoft Teams), Jeffrey House (via Microsoft Teams), Jeanne Calhoun (via Microsoft Teams), Joe Hanrahan (via Microsoft Teams), Bonnie Pigman (via Microsoft Teams)

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

DRAFT

REGULAR MEETING

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

Not Present: Chairman Tehassi Hill;

Arrived at: n/a

Others present: Jo A. House, RaLinda Ninham-Lamberies, Mark W. Powless, Todd Vanden Heuvel (via Microsoft Teams), Lisa Summers (via Microsoft Teams), Katsitiso Danforth (via Microsoft Teams), Melanie Burkhart (via Microsoft Teams), Kaylynn Gresham (via Microsoft Teams), Justin Nishimoto (via Microsoft Teams), Clorissa Leeman (via Microsoft Teams), Loucinda Conway (via Microsoft Teams), Jacqueline Smith (via Microsoft Teams), Cheryl Stevens (via Microsoft Teams), Reynold Danforth (via Microsoft Teams), Michelle Braaten (via Microsoft Teams), Jeremy King (via Microsoft Teams), Maureen Metoxen (via Microsoft Teams), Sarah Capelle (via Microsoft Teams), Carolyn Salutz (via Microsoft Teams), Connie Herlache (via Microsoft Teams) Joanne Ninham (via Microsoft Teams), Stacie Cutbank (via Microsoft Teams), Joyce King (via Microsoft Teams), Danelle Wilson (via Microsoft Teams), Fawn Billie (via Microsoft Teams), Fawn Cottrell (via Microsoft Teams), Janice Decorah (via Microsoft Teams), Rhiannon Metoxen (via Microsoft Teams), Maureen Perkins (via Microsoft Teams), David Jordan (via Microsoft Teams), Kristal Hill (via Microsoft Teams), Melissa Alvarado (via Microsoft Teams), Debbie Melchert (via Microsoft Teams), Rae Skenandore (via Microsoft Teams), Lori Hill (via Microsoft Teams), Tavia James-Charles (via Microsoft Teams), Ann McCotter (via Microsoft Teams), Brooke Doxtator (via Microsoft Teams), Shannon Davis (via Microsoft Teams), Amber Martinez (via Microsoft Teams), Mary Graves (via Microsoft Teams), Garth Webster, Nancy Barton, Mia Charnou, Alexa Skenandore, Jeffrey House, Jeff Webster, Carol Webster, Bill Webster, Steve Webster, Julie Denny, Pat Garvey, Mark Powless, Melvin Webster, Allison McCormick, Nolan Ma, Ray Skenandore, Jean Webster, Shalessa Danforth, Santana Danforth, Jackie Webster, Jeanette Ninham, Shannon Stone, Joan Ventura, John Danforth, Edward Delgado, CJ Metoxen, Jean Hilliquette, Tim Ninham, Bonnie Pigman (via Microsoft Teams);

I. CALL TO ORDER

Meeting called to order by Vice-Chairman Brandon Yellowbird-Stevens at 8:30 a.m.

For the record Chairman Tehassi Hill is out on approved travel to attend the National Tribal Housing Ecosystem Summit in Boise, ID August 27-29, 2024.

II. OPENING (00:00:19)

Opening provided by Councilman Jameson Wilson.

Item IV.A. addressed next.

A. Special recognition for year of service - Jeff Webster (00:10:36)

Sponsor: Brandon Yellowbird-Stevens, Vice-Chairman

DRAFT**III. ADOPT THE AGENDA (00:24:31)**

Motion by Lawrence Barton to adopt the agenda with three (3) additions and three (3) deletions [1) under Opening section, delete item II.B. Special recognition – Lifetime achievement – Kathy Hughes and Mark N. Powless; 2) under the Resolutions section, delete item VI.C Adopt resolution entitled Recognizing Mark N. Powless for Lifetime Achievements and Contribution to the Oneida Nation; 3) under the Resolutions section, delete item VI.F. Adopt resolution entitled Recognizing Kathy Hughes for Lifetime Achievements and Contribution to the Oneida Nation; 4) under the Resolution section, add item entitled Adopt resolution entitled Exclude All Benefits Pursuant to the Oneida General Welfare Law from Income Calculation for Income Based Programs Inside and Outside the Oneida Nation; 5) under the Travel Reports section, add item entitled Approve the travel request - Councilman Jonas Hill - Tribal Leadership Academy at Dartmouth - Hanover, MA - August 4-10, 2024; and 6) add section entitled General Tribal Council and add item entitled Accept the legal review regarding petition # 2024-02, seconded by Jennifer Webster. Motion carried:

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

IV. OATH OF OFFICE

Oaths of office administered by Secretary Lisa Liggins. Jeffrey T. Haase was present.

- A. Judiciary - Family Court Judge - Jeffrey T. Haase (00:06:04)**
Sponsor: Lisa Liggins, Secretary

Item II.A. addressed next.

V. MINUTES

- A. Approve the August 2, 2024, special Business Committee meeting minutes (00:30:34)**
Sponsor: Lisa Liggins, Secretary

Motion by Jennifer Webster to approve the August 2, 2024, special Business Committee meeting minutes, seconded by Lisa Liggins. Motion carried:

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

- B. Approve the August 14, 2024, regular Business Committee meeting minutes (00:30:48)**
Sponsor: Lisa Liggins, Secretary

Motion by Lisa Liggins to approve the August 14, 2024, regular Business Committee meeting minutes with three (3) corrections [1) correct XIII.A. to "PETITIONER LINDSEY BLACKOWL – petition 2024-02"; 2) correct XIII.A.2. to "Accept the statement of effect regarding petition # 2402-02; and 3) for XIII.A.2., delete "status update" from the motion], seconded by Lawrence Barton. Motion carried:

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

Abstained: Kirby Metoxen

DRAFT**VI. RESOLUTIONS****A. Adopt resolution entitled Obligation of ARPA FRF LR Overall Priority for CDC Package # 19-007 (00:32:18)**

Sponsor: Melinda J. Danforth, Director/Intergovernmental Affairs

Motion by Lawrence Barton to request the Secretary to schedule a special BC Work Session with a single topic to discuss the financial report of the tribal contribution savings derived from ARPA funding and invite the General Manager and Chief Financial Officer to attend, seconded by Jameson Wilson. Motion carried:

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

B. Adopt resolution entitled Authorizing Use of \$21,590,695 Carry Over Funds to Balance the Fiscal Year 2025 Budget (00:42:55)

Sponsor: RaLinda Ninham-Lamberies, Chief Financial Officer

Councilman Marlon Skenandore left 9:16 a.m.

Councilman Marlon Skenandore returned 9:18 a.m.

Motion by Lisa Liggins to adopt resolution entitled Authorizing Use of \$21,590,695 Carry Over Funds to Balance the Fiscal Year 2025 Budget, 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

C. Adopt resolution entitled Oneida Reads Proclamation (00:48:00)

Sponsor: Jennifer Webster, Councilwoman

Motion by Lawrence Barton to adopt resolution entitled Oneida Reads Proclamation, seconded by Jameson Wilson. Motion carried:

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

DRAFT

- D. Adopt resolution entitled Adoption of Fiscal Year 2025 Draft Budget and Directive to Present Budget to the General Tribal Council for Approval (01:05:57)**
Sponsor: RaLinda Ninham-Lamberies, Chief Financial Officer

Councilman Kirby Metoxen left 9:37 a.m.

Councilman Kirby Metoxen returned 9:42 a.m.

Secretary Lisa Liggins left 10:15 a.m.

Secretary Lisa Liggins returned 10:20 a.m.

Councilwoman Jennifer Webster left 10:26 a.m.

Councilwoman Jennifer Webster returned 10:30 a.m.

Motion by Lisa Liggins to adopt resolution entitled Adoption of Fiscal Year 2025 Draft Budget and Directive to Present Budget to the General Tribal Council for Approval, seconded by Jonas Hill. Motion carried:

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

- E. Adopt resolution entitled Exclude All Benefits Pursuant to the Oneida General Welfare Law from Income Calculation for Income based Inside and Outside the Nation programs (01:21 ;02)**
Sponsor: Jonas Hill, Councilman

Motion by Jonas Hill to direct the General Manager, Intergovernmental Affairs and Communications and the Law Office to create a project team with the General Manager as the lead to identify where GWA payments are included as income within the Nation's programs and services and to take steps to amend program and service requirements to exclude GWA payments as income whether funded by Tribal Contribution, federal or state funding, or third party funding and to report quarterly on the status of this project team and an initial report due the second Business Committee meeting in September to identify the programs, income formula, and funding source, seconded by Lawrence Barton. Motion carried:

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

VII. APPOINTMENTS

- A. Determine next steps regarding two (2) appointments - Anna John Resident Centered Care Community Board (02:00:26)**
Sponsor: Lisa Liggins, Secretary

Motion by Lisa Liggins to accept the selected applicants, to appoint Lynn Metoxen and Jeanette Archiquette-Ninham to the Anna John Resident Centered Care Community Board with terms ending July 31, 2028, seconded by Jennifer Webster. Motion carried:

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

DRAFT

- B. Determine next steps regarding one (1) appointment - Oneida Election Board - Ad Hoc Committee (02:01:02)**
Sponsor: Lisa Liggins, Secretary

Motion by Lisa Liggins to accept the selected applicant, to appoint Nancy Barton to the Oneida Election Board - Ad Hoc Committee with term ending December 31, 2024, seconded by Jonas Hill.

Motion carried:

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

- C. Determine next steps regarding one (1) appointment - Oneida Land Commission (02:01:36)**
Sponsor: Lisa Liggins, Secretary

Motion by Lisa Liggins to accept the selected applicant, to appoint Russell Metoxen to the Oneida Land Commission with term ending July 31, 2025, seconded by Jennifer Webster. Motion carried:

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

- D. Determine next steps regarding one (1) appointment - Pardon and Forgiveness Screening Committee (02:02:03)**
Sponsor: Lisa Liggins, Secretary

Motion by Lisa Liggins to accept the selected applicant, to appoint Kymme Skenandore-Goodrich to the Pardon and Forgiveness Screening Committee with term ending August 31, 2026, seconded by Lawrence Barton. Motion carried:

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

VIII. TRAVEL REPORTS

- A. Approve the travel report - Councilwoman Jennifer Webster - Indian Health Services Tribal Self Governance Advisory Committee Meeting - Washington, DC - July 22-24, 2024 (02:02:25)**
Sponsor: Jennifer Webster, Councilwoman

Motion by Lisa Liggins to approve the travel report from Councilwoman Jennifer Webster for the Indian Health Services Tribal Self Governance Advisory Committee Meeting in Washington, DC on July 22-24, 2024, seconded by Jameson Wilson. Motion carried:

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

DRAFT

- B. Approve the travel report - Councilman Jameson Wilson - Dartmouth Tribal Leadership Academy - Hanover, NH - August 4-10, 2024 (02:02:53)**
Sponsor: Jameson Wilson, Councilman

Motion by Lisa Liggins to approve the travel report from Councilman Jameson Wilson for the Dartmouth Tribal Leadership Academy in Hanover, NH on August 4-10, 2024, seconded by Jonas Hill. Motion carried:

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

- C. Approve the travel report - Councilman Jonas Hill - Dartmouth Tribal Leadership Academy - Hanover, NH - August 4-10,2024 (02:04:50)**
Sponsor: Jonas Hill, Councilman

Motion by Lisa Liggins to approve the travel report from Councilman Jonas Hill for the Dartmouth Tribal Leadership Academy in Hanover, NH on August 4-10, 2024, seconded by Jameson Wilson. Motion carried:

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

IX. TRAVEL REQUESTS

- A. Approve the travel request - Treasurer Lawrence Barton - National Congress of American Indians (NCAI) 81st Annual Convention - Las Vegas, NV - October 27 - November 1, 2024 (02:09:42)**
Sponsor: Lawrence Barton, Treasurer

Motion by Jonas Hill to approve the travel request for up to five (5) Business Committee members to attend the National Congress of American Indians (NCAI) 81st Annual Convention in Las Vegas, NV on October 27 - November 1, 2024, seconded by Jennifer Webster. Motion carried:

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

- B. Approve the travel request - Councilwoman Jennifer Webster - 2025 Tribal Self Governance Conference - Chandler, AZ - April 6-11, 2025 (02:12:02)**
Sponsor: Jennifer Webster, Councilwoman

Motion by Jonas Hill to approve the travel request for Councilwoman Jennifer Webster and Councilman Jameson Wilson to attend the 2025 Tribal Self Governance Conference in Chandler, AZ on April 6-11, 2025, seconded by Lawrence Barton. Motion carried:

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

Motion by Jonas Hill to approve the travel request for up to four (4) Business Committee members to attend the 2025 Tribal Self Governance Conference in Chandler, AZ on April 6-11, 2025, seconded by Lawrence Barton. Motion carried:

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

DRAFT

- C. Approve the travel request - Councilwoman Jennifer Webster - HHS Secretary's Tribal Advisory Committee (STAC) - Washington, DC - November 18-21, 2024 (02:16:10)**

Sponsor: Jennifer Webster, Councilwoman

Motion by Jameson Wilson to approve the travel request - Councilwoman Jennifer Webster - HHS Secretary's Tribal Advisory Committee (STAC) - Washington, DC - November 18-21, 2024, seconded by Jonas Hill. Motion carried:

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

- D. Approve the travel request in accordance with § 219-16.1 – eight (8) Oneida Gaming Commission members - National Tribal Gaming Commissioners & Regulators (NTGCR) Fall Conference - Cabazon, CA - September 17-19, 2024 (02:16:47)**

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

Motion by Lisa Liggins to approve the travel request in accordance with § 219-16.1 for eight (8) Oneida Gaming Commission members and staff to attend the National Tribal Gaming Commissioners & Regulators (NTGCR) Fall Conference in Cabazon, CA on September 17-19, 2024, seconded by Jameson Wilson. Motion carried:

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

- E. Approve the travel request - Councilman Jameson Wilson - National Congress of American Indians (NCAI) 81st Convention - Las Vegas, NV - October 27 - November 1, 2024 (02:18:40)**

Sponsor: Jameson Wilson, Councilman

Motion by Lisa Liggins to delete this travel request as this was taken care of with agenda item IX.A., seconded by Jennifer Webster. Motion carried:

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

- F. Enter the e-poll results into the record regarding the approved travel request for Chairman Tehassi Hill to attend the National Tribal Housing Ecosystem Summit in Boise, ID August 27-29, 2024 (02:19:08)**

Sponsor: Lisa Liggins, Secretary

Motion by Jonas Hill to enter the e-poll results into the record regarding the approved travel request for Chairman Tehassi Hill to attend the National Tribal Housing Ecosystem Summit in Boise, ID August 27-29, 2024, seconded by Jameson Wilson. Motion carried:

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

X. NEW BUSINESS

Item X.B. addressed next.

DRAFT**A. Accept the 2024 Special Election final report and declare the official results (02:34:10)**

Sponsor: Ray Skenandore, Chair/Oneida Election Board

Jonas Hill left 11:04 a.m.

Motion by Jennifer Webster to approve the 2024 Special Election final report and declare the official results, seconded by Lisa Liggins. Motion carried:

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

Not Present: Jonas Hill

*Item X.C. addressed next.***B. Review Tribal member request regarding 2025 Food Assistance General Welfare Exclusion Program (02:20:00)**

Sponsor: Nancy Barton

Motion by Jameson Wilson to forward this item to the work session discussed in item VI.A., seconded by Jennifer Webster. Motion carried:

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

Abstained: Lawrence Barton

Motion by Jennifer Webster to extend the public comment period for Nancy Barton for one (1) additional minute, seconded by Lisa Liggins. Motion carried:

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

Motion by Lisa Liggins to direct the Secretary to bring back an open session report on the status of the Tribal Contribution Savings projects, balance, and submission portal to the September 25, 2024, regular Business Committee meeting, seconded by Lawrence Barton. Motion carried:

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

*Item X.A. addressed next.***C. Accept as information Councilman Marlon Skenandore's appointment as Tribal Representative of the Council on Offender Re-entry (02:40:19)**

Sponsor: Marlon Skenandore, Councilman

Motion by Lawrence Barton to accept as information Councilman Marlon Skenandore's appointment as Tribal Representative of the Council on Offender Re-entry, seconded by Jameson Wilson. Motion carried:

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

Not Present: Jonas Hill

Jonas Hill returned 11:12 a.m.

DRAFT**A. OPERATIONAL**

1. **Accept the Emergency Management FY-2024 3rd quarter report (02:45:10)**
Sponsor: Kaylynn Gresham, Director/Emergency Management

Motion by Jennifer Webster to accept the Emergency Management FY-2024 3rd quarter report, seconded by Lisa Liggins. Motion carried:

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

B. TRIBALLY CHARTERED ENTITIES

1. **Accept the Bay Bancorporation, Inc. FY-2024 3rd quarter report (03:00:54)**
Sponsor: Lawrence Barton, Treasurer

Motion by Jonas Hill to accept the Bay Bancorporation, Inc. FY-2024 3rd quarter report, seconded by Jameson Wilson. Motion carried:

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

2. **Accept the Oneida ESC Group, LLC FY-2024 3rd quarter report (03:01:22)**
Sponsor: John Breuninger, Chair/Oneida ESC Group Board of Managers

Motion by Jameson Wilson to accept the Oneida ESC Group, LLC FY-2024 3rd quarter report, seconded by Marlon Skenandore. Motion carried:

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

3. **Accept the Oneida Airport Hotel Corporation FY-2024 3rd quarter report (03:01:45)**
Sponsor: Kathy Hughes, Chair/Oneida Airport Hotel Corporation

Motion by Kirby Metoxen to accept the Oneida Airport Hotel Corporation FY-2024 3rd quarter report, seconded by Jennifer Webster. Motion carried:

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

4. **Accept the Oneida Golf Enterprise FY-2024 3rd quarter report (03:02:07)**
Sponsor: Justin Nishimoto, Agent/Oneida Golf Enterprise

Motion by Jonas Hill to accept the Oneida Golf Enterprise FY-2024 3rd quarter report, seconded by Lawrence Barton. Motion carried:

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

DRAFT**5. Accept the Oneida Youth Leadership Institute FY-2024 3rd quarter report (03:02:27)**

Sponsor: Marlon Skenandore, Councilman

Motion by Jennifer Webster to accept the Oneida Youth Leadership Institute FY-2024 3rd quarter report, seconded by Lisa Liggins. Motion carried:

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

Motion by Lisa Liggins to forward the reporting form template for Oneida Youth Leadership Institute to the next Business Committee Work Session for discussion, seconded by Jennifer Webster. Motion carried:

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

XII. GENERAL TRIBAL COUNCIL**A. Accept the legal review regarding petition # 2024-02 (03:11:05)**

Sponsor: Jo Anne House, Chief Counsel

Motion by Lisa Liggins to accept the legal review regarding petition # 2402-02, seconded by Jameson Wilson. Motion carried:

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

XII. EXECUTIVE SESSION (03:15:10)**A. REPORTS****1. Accept the Gaming General Manager FY-2024 3rd quarter report (03:15:28)**

Sponsor: Louise Cornelius, Gaming General Manager

Motion by Lisa Liggins to accept the Gaming General Manager FY-2024 3rd quarter executive report, seconded by Lawrence Barton. Motion carried:

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

2. Accept the Hotel to Gaming Transition Committee August 13, 2024, report (03:15:41)

Sponsor: Louise Cornelius, Gaming General Manager

Motion by Lisa Liggins to accept the Hotel to Gaming Transition Committee August 13, 2024, report, seconded by Jennifer Webster. Motion carried:

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

DRAFT**3. Accept the Executive HR Director FY-2024 3rd quarter report (03:15:57)**

Sponsor: Todd VanDen Heuvel, Executive HR Director

Motion by Lisa Liggins to accept the Executive HR Director FY-2024 3rd quarter executive report, seconded by Marlon Skenandore. Motion carried:

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

4. Accept the Intergovernmental Affairs, Communications, and Self-Governance August 2024 report (03:16:13)

Sponsor: Melinda J. Danforth, Director/Intergovernmental Affairs

Motion by Lisa Liggins to accept the Intergovernmental Affairs Director executive report for August 2024, the prioritized 2025-2027 State Budget Request, and approve the Memorandum of Understanding with the National Audubon Society DBA Audubon Great Lakes file # 2024-0533, seconded by Jonas Hill. Motion carried:

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

5. Accept the General Manager report (03:16:45)

Sponsor: Mark W. Powless, General Manager

Motion by Lisa Liggins to accept the General Manager report, seconded by Jonas Hill. Motion carried:

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

6. Accept the Treasurer's July 2024 report (03:17:00)

Sponsor: Lawrence Barton, Treasurer

Motion by Lisa Liggins to accept the Treasurer's July 2024 report, seconded by Jonas Hill. Motion carried:

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

7. Accept the Bay Bancorporation, Inc. FY-2024 3rd quarter executive report (03:17:14)

Sponsor: Lawrence Barton, Treasurer

Motion by Lisa Liggins to accept the Bay Bancorporation, Inc. FY-2024 3rd quarter executive report, seconded by Jennifer Webster. Motion carried:

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

DRAFT**8. Accept the Oneida ESC Group, LLC FY-2024 3rd quarter executive report (03:17:27)**

Sponsor: John Breuninger, Chair/Oneida ESC Group Board of Managers

Motion by Lisa Liggins to accept the Oneida ESC Group, LLC FY-2024 3rd quarter executive report, seconded by Kirby Metoxen. Motion carried:

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

9. Accept the Oneida Airport Hotel Corporation FY-2024 3rd quarter executive report (03:17:46)

Sponsor: Kathy Hughes, Chair/Oneida Airport Hotel Corporation

Motion by Lisa Liggins to accept the Oneida Airport Hotel Corporation FY-2024 3rd quarter executive report, seconded by Kirby Metoxen. Motion carried:

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

10. Accept the Oneida Golf Enterprise FY-2024 3rd quarter executive report (03:18:02)

Sponsor: Justin Nishimoto, Agent/Oneida Golf Enterprise

Motion by Lisa Liggins to accept the Oneida Golf Enterprise FY-2024 3rd quarter executive report, seconded by Jonas Hill. Motion carried:

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

11. Accept the Economic Strategy Coordinator Tribally Chartered Entities FY-2024 3rd quarter report (03:18:16)

Sponsor: Justin Nishimoto, Economic Strategy Coordinator

Motion by Lisa Liggins to accept the Economic Strategy Coordinator Tribally Chartered Entities FY-2024 3rd quarter report, seconded by Jameson Wilson. Motion carried:

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

12. Accept the Chief Counsel report (03:18:32)

Sponsor: Jo Anne House, Chief Counsel

Motion by Lisa Liggins to accept the Chief Counsel report, approve the Oneida Nation Notice of Voluntary dismissal of KPH Health Care Services, Inc., seconded by Jonas Hill. Motion carried:

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

DRAFT**13. Accept the Chief Financial Officer August 2024 report (03:18:53)**

Sponsor: RaLinda Ninham-Lamberies, Chief Financial Officer

Motion by Lisa Liggins to accept the Chief Financial Officer August 2024 report, seconded by Jonas Hill. Motion carried:

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

B. NEW BUSINESS**1. Review applications for two (2) vacancies - Anna John Resident Centered Care Community Board (03:19:11)**

Sponsor: Lisa Liggins, Secretary

Motion by Lisa Liggins to accept the discussion regarding the application(s) for the Anna John Resident Centered Care Community Board as information, seconded by Jonas Hill. Motion carried:

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

2. Review applications for one (1) vacancy - Oneida Election Board - Ad Hoc Committee (03:19:28)

Sponsor: Lisa Liggins, Secretary

Motion by Lisa Liggins to accept the discussion regarding the application for the Oneida Election Board - Ad Hoc Committee as information, seconded by Jonas Hill. Motion carried:

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

3. Review applications for one (1) vacancy - Oneida Land Commission (03:19:47)

Sponsor: Lisa Liggins, Secretary

Motion by Lisa Liggins to accept the discussion regarding the application for the Oneida Land Commission as information, seconded by Jonas Hill. Motion carried:

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

4. Review application for one (1) vacancy - Pardon and Forgiveness Screening Committee (03:20:04)

Sponsor: Lisa Liggins, Secretary

Motion by Lisa Liggins to accept the discussion regarding the application for the Pardon and Forgiveness Screening Committee as information, seconded by Jonas Hill. Motion carried:

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

DRAFT**5. Approve 105 new enrollments and one (1) relinquishment (03:20:17)**

Sponsor: Jameson Wilson, Councilman

Motion by Lisa Liggins to approve 105 new enrollments and one (1) relinquishment, seconded by Jonas Hill. Motion carried:

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

6. Accept the August 7, 2024, Business Committee OBC Officer session notes (03:20:31)

Sponsor: Lisa Summers, OBC Area Manager

Motion by Lisa Liggins to accept the August 7, 2024, OBC Officer session notes as information, seconded by Jonas Hill. Motion carried:

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

7. Adopt resolution entitled Regarding Forgiveness of Jake A. Doxtator (03:20:54)

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

Motion by Lisa Liggins to accept the recommendation of the Pardon and Forgiveness Screening Committee, to adopt resolution 08-28-24-D Regarding Forgiveness of Jake A. Doxtator, and to move the resolution to open session, seconded by Jonas Hill. Motion carried:

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

8. Accept the FY-2025 Budget and forward to the General Tribal Council for consideration (03:21:21)

Sponsor: RaLinda Ninham-Lamberies, Chief Financial Officer

Motion by Lisa Liggins to accept the discussion regarding the draft FY-2025 Budget as information, seconded by Jonas Hill. Motion carried:

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

DRAFT

XIII. ADJOURN (03:23:08)

Motion by Lawrence Barton to adjourn at 11:53 a.m., seconded by Kirby Metoxen. Motion carried:
Ayes: Lawrence Barton, Jonas Hill, Lisa Liggins, Kirby Metoxen, Marlon Skenandore, Jennifer Webster, Jameson Wilson, 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 Authorizing Participation in the U.S. Department of Transportation Tribal...

Business Committee Agenda Request

1. Meeting Date Requested: 09/11/24

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR

Adopt resolution entitled Authorizing Participation in the U.S. Department of Transportation Tribal Transportation Self-Governance Program

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 type="checkbox"/> Report |
| <input checked="" 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 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: Melinda J. Danforth, Intergovernmental Affairs Director

Primary Requestor: Brandon Wisneski, Self-Governance Manager

Memorandum

To: Oneida Business Committee
From: Brandon Wisneski, Self-Governance Manager
Date: 9/11/2024
Re: Adoption of Resolution entitled Authorizing Participation in the U.S. Department of Transportation Tribal Transportation Self-Governance Program

Presented for the Business Committee's consideration is a resolution authorizing the Nation's Participation in the U.S. Department of Transportation (USDOT) Tribal Transportation Self-Governance Program (TTSGP).

In 2020, the USDOT became the third federal agency after the Department of the Interior (DOI) and the Indian Health Service (IHS) to create a Tribal Self-Governance program authorized by Congress. The Tribal Transportation Self-Governance Program (TTSGP) provides federally recognized Tribes and Tribal organizations with greater control, flexibility, and decision-making authority over USDOT funds used to carry out tribal transportation programs, functions, services, and activities (PFSAs) in tribal communities. The TTSGP also affords Tribes and Tribal organizations with specific rights and federal resources to implement and support their Self-Governance program.

Under the TTSGP, USDOT funds (e.g., FHWA or FTA formula funds) awarded to a Tribe or Tribal organization will be transferred to the Tribe or Tribal organization in accordance with the terms of the funding agreement to carry out tribal transportation PFSAs. The TTSGP funds are subject only to the terms and conditions in 23 U.S.C. § 207, applicable federal statutory and government-wide requirements, the TTSGP final rule, and the terms of the TTSGP compact and funding agreement that are negotiated between the Department and a Tribe or Tribal organization.

The TTSGP is similar to Self-Governance programs authorized by the Indian Self-Determination and Education Assistance Act (ISDEAA) for the Department of the Interior (DOI) and the Indian Health Service (IHS). Oneida Nation has been a leader in Tribal Self-Governance for decades and has maintained Self-Governance compact and funding agreements with DOI since 1994 and with the IHS since 1997. The USDOT TTSGP provides another opportunity for Oneida Nation to exercise its sovereignty, assume greater control over the federal transportation programs it already administers, and eliminate burdensome federal application and reporting requirements.

The Nation's federal transportation funds that are eligible to be included in a TTSGP compact and funding agreement include:

- Tribal Transportation Program funds
- Tribal Transit Program funds (49 U.S.C. § 5311(c))
- FHWA or FTA discretionary or competitive grant funds
- Section 5311 funds awarded to a State
- USDOT discretionary or competitive grant funds

In preparation to join the TTSGP, the Office of Self-Governance held several meetings with the USDOT Office of Tribal Affairs and the Nation's two areas that manage USDOT funds: Community Development, which manages the Nation's Tribal Transportation Program, and Oneida Public Transit, which manages the Nation's FTA Tribal Transit Program. The Division Directors of these respective programs were also included in these discussions.

The Community Development Area Manager and Public Transit Manager have both expressed their support for moving their federal transportation funds to the TTSGP. The Office of Self-Governance has assembled a team to negotiate a compact and funding agreement with USDOT to join the TTSGP, which includes the Community Development Area Manager, the Public Transit Manager, the Oneida Law Office, the Office of Self-Governance, Councilman Jameson Wilson as Business Committee's DOT Liaison, and the Nation's outside counsel.

In order to request participation in the TTSGP and begin negotiations with USDOT, the Nation must submit a resolution by the Nation's governing body requesting participation in TTSGP per 49 CFR § 29.100(a)(1). That resolution is presented today for the Business Committee's consideration. Adoption of the resolution is the first step in the negotiation process.

Once the Nation has negotiated a compact and funding agreement to the satisfaction of both the USDOT and Oneida Nation, the final draft of the USDOT compact and funding agreement will be presented to the Business Committee for final consideration and approval.

Requested Action:


Adopt resolution entitled Authorizing Participation in the U.S. Department of Transportation Tribal Transportation Self-Governance Program



U.S. DEPARTMENT OF TRANSPORTATION

**Tribal Transportation Self-Governance
Program (TTSGP)**

1



TTSGP PURPOSE AND BACKGROUND

The purpose of the TTSGP is to provide Tribes and Tribal organizations with greater control, flexibility, and decision-making authority over USDOT funds used to carry out tribal transportation programs, functions, services, and activities (PFSAs) in tribal communities.

- Section 1121 of the FAST Act (23 U.S.C. § 207)
- Negotiated rulemaking with Tribes
- Final Rule published on June 1, 2020 (49 C.F.R. part 29)
- Final Rule effective date - October 1, 2020


2



PARTICIPATION IN THE TTSGP

- ❖ Voluntary participation
- ❖ Request by a Tribe
- ❖ Eligibility requirements and standards of evidence -
 1. Financial Stability
 2. Financial Management Capability
 3. Transportation Program Management Capability
- ❖ Eligibility determination by Department within 120 days


3



COMPACT AND FUNDING AGREEMENT

- Written request by a Tribe
- Compact and funding agreement
- Ninety (90) day negotiation period
- Retrocession
- Reassumption


4



FINAL OFFER PROCESS

- Disputes during negotiation of a compact and funding agreement
- Procedure for submitting a final offer
- Time limit for Department to respond to final offer
- Department's rejection of a final offer
- Appeal of Department's rejection of a final offer

5



TRANSFER OF FUNDS

1. Department discretionary or competitive grant funds
2. Tribal Transportation Program funds
3. Tribal Transit Program funds (49 U.S.C. § 5311(c))
4. FHWA or FTA discretionary or competitive grant funds
5. Title 23 (Federal-aid Highway) funds
6. Section 5311 funds awarded to a State

6



ADMINISTRATION OF PROGRAM AND FUNDS

- ❖ Tribe manages day-to-day responsibilities for PFSAs
- ❖ Financial and procurement standards
- ❖ Recordkeeping and property management standards
- ❖ Single Audit Act and eligible costs
- ❖ Request for regulatory waiver


7



DISPUTE RESOLUTION AND APPEALS

- Dispute resolution
- Pre-award dispute procedure
- Post-award dispute procedure
- Appeal on Department's decision to terminate a compact or funding agreement
- Effect of appeal on another funding agreement


8



BENEFITS OF THE TTSGP

- ✓ Self-governance
- ✓ Administrative streamlining
- ✓ Single funding agreement
- ✓ Advance payment of funds
- ✓ Formula funds may be invested
- ✓ Department rules, policies, manuals, guidance, and circulars do not apply unless agreed to by a Tribe
- ✓ Funds may be used as local match in other Federal and non-Federal programs

9



BENEFITS OF THE TTSGP (cont'd.)


- ✓ Incorporation of ISDEAA Title I provisions in a funding agreement
- ✓ Tribe can carry out its employment and contracting preference laws
- ✓ Reduced reporting requirements
- ✓ Access to federal supply sources and surplus property
- ✓ Liability coverage under Federal Tort Claims Act
- ✓ Technical assistance

10

TTSGP Contact information

- ❑ Milo Booth, Director of Tribal Affairs
- ❑ Milo.booth@dot.gov
- ❑ 202.309.9786

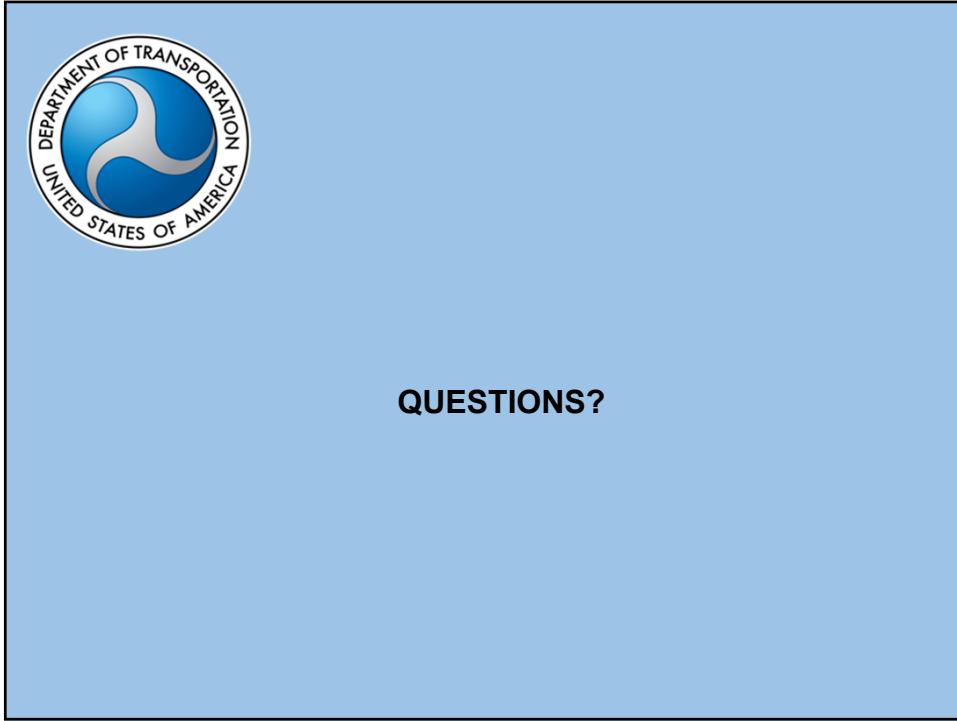
11



TTSGP CONTACT INFORMATION

- ❑ Mailing address:
Office of Governmental Affairs
U.S. Department of Transportation
Attn: Director, Milo Booth
Rm. W-83 303
1200 New Jersey Ave., S.E.
Washington, D.C. 20590
- ❑ Telephone number: (202) 366-5699
- ❑ Email address: TribalAffairs@dot.gov
- ❑ TTSGP webpage:
<https://www.transportation.gov/self-governance>
- ❑ Monday - Friday office hours: 8:00 a.m. - 4:30 p.m.

12



Oneida Nation

Post Office Box 365

Phone: (920)869-2214

Oneida, WI 54155



BC Resolution # 09-11-24-X

Authorizing Participation in the U.S. Department of Transportation Tribal Transportation Self-Governance Program

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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 U.S. Congress enacted the multi-year surface transportation statute, "the Fixing America's Surface Transportation (FAST) Act," Pub.L No. 114-94 on December 4, 2015, including the amendment of Chapter 2 of title 23, United States Code, adding a new section 207 to Chapter 2 (23 U.S.C. § 207) entitled the "Tribal Transportation Self-Governance Program"; and

WHEREAS, 23 U.S.C. § 207(a) directs the Secretary of the Department of Transportation to establish and carry out a program to be known as the "Tribal Transportation Self-Governance Program" ("TTSGP" or "Program"); and

WHEREAS, 23 U.S.C. § 207(b) sets out the criteria by which an Indian Tribe is eligible to participate in the Program if the Indian Tribe, by resolution or other official action by its governing body, requests participation in the Program and demonstrates, for the preceding three fiscal years, financial stability and financial management capability and transportation program management capability; and

WHEREAS, 23 U.S.C. §207(n) directed the Transportation Secretary to initiate procedures under the Negotiated Rulemaking Act to form a negotiated rulemaking committee to negotiate and promulgate regulations as are necessary to carry out the Tribal Transportation Self-Governance Program; and

WHEREAS, the Department of Transportation published the final rule of the TTSGP in the Federal Register on June 1, 2020 for the Program (85 Fed. Reg. 33494 et seq.), with an effective date of October 1, 2020 (49 CFR Part 29); and

WHEREAS, the purposes of the TTSGP regulations codified at 49 CFR Part 29 are to establish the Program within the Department of Transportation and to transfer eligible Federal funds to participating Tribes and to facilitate Tribal control over the delivery of Tribal transportation programs, services, functions, and activities (PSFAs); and

BC Resolution # 09-11-24-X
Authorizing Participation in the U.S. Department of Transportation Tribal Transportation Self-Governance Program
Page 2 of 2

43 **WHEREAS,** the TTSGP affords participating tribes greater control, flexibility, and decision-making
44 authority over federal funds used to carry out tribal transportation PFSA's in tribal
45 communities; and
46

47 **WHEREAS,** the Oneida Nation successfully carries out transportation programs and projects under
48 agreements with the Bureau of Indian Affairs and Federal Highway Administration, and
49 operates a Tribal Transit Program under agreements with the Federal Transit
50 Administration, and has received various discretionary and competitive grants from the
51 U.S. Department of Transportation; and
52

53 **WHEREAS,** the Oneida Nation possesses the requisite financial and financial management capability
54 and transportation program management capability required to participate in the Program;
55 and
56

57 **WHEREAS,** the Oneida Nation is eligible and desires to participate in the U.S. Department of
58 Transportation's Tribal Transportation Self Governance Program, and
59

60 **NOW THEREFORE BE IT RESOLVED,** the Oneida Nation requests participation in the U.S. Department
61 of Transportation's Tribal Transportation Self Governance Program.
62
63

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 checked="" type="checkbox"/> Other: Memo | | |

7. Budget Information:

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

8. Submission:

Authorized Sponsor: Mark W. Powless, General Manager

Primary Requestor: Jason Doxtator, Chief Information Officer Troy Parr, Community Development Area Manager

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



Date: September 11, 2024

To: Tribal Secretary

From: Donald Miller, Grants Office

Re: Request: Resolution - "DIGITAL EQUITY COMPETITIVE GRANT PROGRAM"

Good day,

The nature of this request is for a resolution authorizing the DTS application for the DIGITALEQUITY COMPETITIVE GRANT PROGRAM.

The digital equity grant will provide funds to connect/upgrade/ of improve internet connectivity to various tribal locations that currently have no, or substandard internet connections. The grant will allow tribal members in their homes, places of employment and Tribal recreational locations such as libraries, parks, the Tribal Powwow grounds, and anchor institutions to access the internet for purposes related to education, telehealth, job search, and general communication.

The grant has no maximum financial request and will allow a waiver request from applicants to cover the 10% match requirement. The grant application is due on September 23, 2024.

We respectfully request authorization to submit this resolution to the Business Committee for their consideration.

Thank you

If there are further questions, please contact:

Don Miller
920-496-7329
Dmiller1@oneidanation.org



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



Oneida Nation
P.O. Box 365
Oneida, WI, 54155

September 11, 2024

TO:
Angela Thi Bennett
Director of Digital Equity
Office of Internet Connectivity and Growth
National Telecommunications and Information Administration

Dear Ms. Bennett

The Oneida Nation is requesting a substantial burden waiver of the required 10% match for the budget years of 2024-28. The nation has unfortunately experienced significant hardships in the past five years due to the COVID-19 pandemic and limited tribal revenue.

The COVID-19 pandemic has placed an undue burden on our already strained resources. Oneida Nation does not have the resources to fully support all the programs and services that have been provided in the past. There has been a significant decrease in tribal revenue, all while needing to increasingly provide essential services and programs to the Oneida community during the ongoing response to this pandemic.

The Oneida Nation is still responding and recovering from this crisis and does not have the funds to support the 10% match amount for this grant in the 2024-28 funding years and could not at this time continue the work without a waiver. We would appreciate additional Federal support for this project moving forward.

Please consider this our formal request for the required Digital Equity Competitive Grant Program match waiver so we can continue to make progress on this essential and critical program. If you have any questions please contact, Nathaniel Villarreal, (920) 496-7381.

Thank you

Sincerely,

Tehassi Tasi Hill,
Oneida Nation Tribal Chairman

GRANT PROPOSAL AUTHORIZATION FORM

ONEIDA GRANTS OFFICE

PH: (920) 496-7330 FAX: (920) 496-7494

Form instructions: Fill in all information requested. To enter data in the grey areas; a drop down called "form field option" box will appear. In the "items drop-down list" click on which one you want; then click on the "up" arrow move it to the top and click on ok. In the reporting area: Double click on the box you want to put an "x" in. A "checkbox form field" box will appear, in "under default value" click on "checked" then ok.

PROGRAM INFORMATION

Department: Digital Technology Services	Division/Non-Division: DTS
Program: Oneida DIGITAL EQUITY	Program Accountant: Elyshia Smith
Person Responsible for proposal development: Nathaniel Villarreal	Phone: (920) 496-7381
Person Responsible for grant administration: Nathaniel Villarreal	Phone: (920) 496-7381
Project Title: The Oneida Digital Broadband Expansion Project	

GRANT INFORMATION

Name of Funding Source: National Telecommunications and Information Administration (NTIA), U.S. Department of Commerce		Type (pick one): Federal
Title of Grant: 2024 DIGITAL EQUITY COMPETITIVE GRANT		CFDA No: 11.036
Application Deadline: September 23,2024		Maximum Grant Amount: \$12,000,000.00
Project Period (dates): 1/1/25 – 12/31/28	Budget Period (dates): 1/1/25 – 12/31/28	Type of Project (pick one): New
Maximum Match Requested (% or \$): 10% (waiver request allowed)	Match Type (pick one): None	
Is a Tribal resolution required? If yes, please notify Grants Office immediately. Yes		

Will this grant create a: New position No Committee No Commission No Board No

If Yes to new position has HRD been informed? No

If Yes to any of above, has MIS been informed for computer needs? No

If Yes to any of above, has Facilities Management been informed for space needs? No

Will this grant fund an existing position? No Name of Position(s):

If YES, attach draft job description for all grant funded positions.

PLEASE NOTE: Position/employee will be phased out when grant funding ends.

Project Proposal Summary (must answer all these questions): The purpose, benefit(s), where is the match coming from, are there any other programs collaborating, travel justification, position justification, or pertinent information: The Purpose of this grant is to expand availability of high-speed internet access to areas of the reservation where it is currently not available. The grant requires a 10% match, but a waiver request is permitted.

List any capital expenditures (cap ex), technology expenses & CIP purchases (NOTE: Must follow the appropriate Cap ex, CIP or Technology SOP for each purchase request.): NONE

Vendors: Verified that Vendors contracted with are NOT suspended/debarred: Yes X No NA

Reporting: Quarterly Semi-Annually Yearly X Narrative Financial

SIGNATURES

Your signature authorizes the person responsible for proposal development to work with the Grants Office when applying for funding and acknowledges your responsibility to successfully administer all requirements of this grant throughout the project period and budget period.

Tony Doxtator Digitally signed by Tony Doxtator Date: 2024.08.28 11:14:05 -05'00'

1. Supervisor Signature Date SIGNATURE VERIFIES & APPROVES ANY MATCH

Jason Doxtator 8/30/2024

2. Division/Non-Division Director Signature Date SIGNATURE APPROVES GRANT PROJECT & ANY MATCH

Donald Miller 8/30/2024

3. Grants Office Signature Date FINAL SIGNATURE PRIOR TO OBTAINING OBC SIGNATURES

Revised: 4/22/2021
GO-001







DIGITAL EQUITY COMPETITIVE GRANT GAF

Final Audit Report

2024-08-29

Created:	2024-08-29
By:	Nathaniel Villarreal (NVILLARR@oneidanation.org)
Status:	Signed
Transaction ID:	CBJCHBCAABAABBVZvLCRiXbb0UNd62j9-p-QS_nDT1mX

"DIGITAL EQUITY COMPETITIVE GRANT GAF" History

-  Document digitally presigned by Tony Doxtator (tdoxtato@oneidanation.org)
2024-08-28 - 4:14:05 PM GMT
-  Document created by Nathaniel Villarreal (NVILLARR@oneidanation.org)
2024-08-29 - 4:13:47 PM GMT
-  Document emailed to Jason Doxtator (jdoxtat1@oneidanation.org) for signature
2024-08-29 - 4:14:39 PM GMT
-  Email viewed by Jason Doxtator (jdoxtat1@oneidanation.org)
2024-08-29 - 4:15:01 PM GMT
-  Document e-signed by Jason Doxtator (jdoxtat1@oneidanation.org)
Signature Date: 2024-08-29 - 9:29:10 PM GMT - Time Source: server
-  Agreement completed.
2024-08-29 - 9:29:10 PM GMT

Oneida Nation

Post Office Box 365

Phone: (920)869-2214

Oneida, WI 54155



BC Resolution # 09-11-24-X
Digital Equity Competitive Grant Program

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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 recognizes the benefit of direct high speed internet to the Oneida Community; and

WHEREAS, This improved high speed internet will allow community members to access internet based programs and services such as telehealth, job search, training, and education; and

WHEREAS, This grant will provide funding to connect various housing areas, anchor institutions, and public locations to the internet at high speeds; and

NOW THEREFORE BE IT RESOLVED, that the Oneida Business committee allows and supports the application of the Digital Technology Services department to the National Telecommunications and Information Administration (NTIA), U.S. Department of Commerce for the 2024 Digital Equity Competitive Grant Program.

BE IT FURTHER RESOLVED, that the Oneida Business committee allows and supports the Digital Technology Services department's request for a waiver of the 10% match requirement.

Adopt resolution entitled Continued Support for the Tribal Elder Food Box Program

Business Committee Agenda Request

1. Meeting Date Requested: 09/11/24

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR

Adopt resolution entitled Continued Support for Tribal Elder Food Box Program

4. Areas potentially impacted or affected by this request:

- | | |
|---|---|
| <input type="checkbox"/> Finance | <input checked="" 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 checked="" 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 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: *Name, Title/Entity*



Memorandum

To: Oneida Business Committee

From: Marlon Skenandore, Councilman

Date: September 4, 2024

Re: Adopt resolution for continued support for Tribal Elder Food Box Program and Collecting Data

Shékoli,

This memo is a request seeking support from the Business Committee to adopt the resolution provided by The Great Lakes Intertribal Food Coalition (GLIFC).

By adoption of the resolution, it recognizes the collaboration of Wisconsin's 11 Nations and partners to make the Tribal Elder Food Box Program (TEFBP) possible. By collecting data such as surveys, it supports the need for TEFBP. It allows for funding and expansion opportunities.

As the Midwest voting delegate for GLIFC, I will continue to advocate and work collaboratively with our partners to support our elders and community through the TEFBP.

Yaw^ko for your consideration.



Date: 8/27/24

Name: Stephanie Dodge

Title: GLIFC Coordinating Committee Member

Address: PO Box 910 Keshena, WI 54135

Email: sldodg@mitw.org

Hello,

The collaboration between Wisconsin Tribal partners, the Tribal Elder Food Box Program (TEFBP) and the Great Lakes Intertribal Food Coalition (GLIFC) aims to reclaim and revitalize Intertribal food systems across Wisconsin and the Great Lakes region. Originally discussed with individual Tribes in 2022, GLIFC recognizes the importance of documenting and updating evaluation tools and information to enhance future programming improvements and to secure continuous funding resources. As the TEFBP program grows, GLIFC believes that it is important to have individual permission from each Tribe in collecting evaluation information/data.

Thus, the Coalition is requesting each appointed GLIFC Coordinating Committee member to secure a Tribal resolution either through Tribal Council or through the Tribe's Ethics/IRB committee for the continued support to survey TEFBP producers and participants that receive the food boxes. While this information is utilized for reporting, going forward GLIFC could provide individualized information for a Tribe. This information/data would allow Tribes to apply for additional funding opportunities that might arise for producers or Tribal community recipients.

As GLIFC continues to improve the TEFBP outreach and food items for Tribal Elders, we value the ability to showcase and bring visibility to these amazing accomplishments:

- Adding distribution sites to reach more WI Tribal Elders (including all 11-federally recognized Tribes and 2 tribal urban locations)
- Increase of 33 Tribal Producers, from 4 in the first year
- Increase in State and Federal funding
- Involvement of Native Chefs and culinary demonstrations

The above highlights just a few of the cultural connections and capacity building between Tribal Nations, communities, agricultural producers and state & federal entities. The Great Lakes Inter-Tribal Food Coalition respectfully thanks you for your continued support as the Coalition collectively listens to the voices of our Native Elders, partners and communities.

Great Lakes Intertribal Food Coalition Partners

Great Lakes Inter-tribal Council Inc.
Oneida Nation
Menominee Indian Tribe of Wisconsin
Red Cliff Band of Lake Superior Chippewa
Stockbridge-Munsee Band of Mohican Indians
Ho-Chunk Nation
Forest County Potawatomi
Mole Lake Sokaogon Chippewa Community
Bad River Band of Lake Superior Chippewa
Lac Courte Oreilles Band of Lake Superior Chippewa
Lac du Flambeau Band of Lake Superior Chippewa
St. Croix Chippewa Indians of Wisconsin
Wisconsin Tribal Conservation Advisory Council
Feeding Wisconsin
Feeding America Eastern Wisconsin
Wisconsin Food Hub Cooperative
Wisconsin Department of Agriculture, Trade and Consumer Protection
University of Wisconsin-Madison
healthTIDE

GLIFC understands and respects that each Tribe has its own processes and protocols. Please let us know if a certain protocol or process exists that you or your Tribe would like followed. The Tribes time and consideration for finalizing this partnership and collaboration assists for improved continuation of TEFBP and meeting the traditional nutritional needs of our people.

Kind regards,

Stephanie Dodge

GLIFC Coordinating Committee Member Name:

Resolution Date:

Type of Committee:

Adopt resolution entitled Authorizing Use of Carry Over Funds for Capital Expenditures for Oneida Hotel..

Business Committee Agenda Request

1. Meeting Date Requested: 09/11/24

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR

Approve use of carryover funds for the stated purpose (Hotel Capital Expenditures).

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:

Louise Cornelius, Gaming General Manager

Ralinda Ninham-Lambries, Chief Financial Officer

Chad Fuss, Assist Gaming CFO

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

8. Submission:

Authorized Sponsor: Louise Cornelius, Gaming General Manager

Primary Requestor: Louise Cornelius, Gaming General Manager



To: Oneida Business Committee
From: Louise Cornelius, Gaming General Manager *LC*
Date: September 4, 2024
Subject: BC Resolution Requesting Carryover Funds for Hotel Capital Expenditures

BC Resolution #12-21-23-B

In December 2023, the Oneida Business Committee adopted BC Resolution #12-21-23-B, consolidating the Hotel and Conference Center with Oneida Gaming. The Committee authorized the creation of a Hotel and Conference Center Transition Committee to oversee the transition of property, personnel, and services from the Oneida Airport Hotel Corporation to gaming operations. The Gaming General Manager was appointed to lead this Transition Committee.

Purpose of Agenda Request:

Cover unbudgeted capital expenses expended by the Oneida Casino on behalf of the Oneida Hotel for improvements prior to the scheduled consolidation of operations on October 1, 2024.

The Oneida Casino requests carry over funds in the amount of \$4,223,358.00 for unbudgeted Hotel capital expenses. We respectfully request the Oneida Business Committee's support and adoption of the BC Resolution Authorizing Use of Carry Over Funds for Capital Expenditures for the Oneida Hotel Prior to Consolidation.

Thank you in advance for your consideration and support regarding this matter.

Oneida Nation

Post Office Box 365

Phone: (920)869-2214

Oneida, WI 54155



BC Resolution # 09-11-24-X

Authorizing Use of Carry Over Funds for Capital Expenditures for Oneida Hotel Prior to Consolidation

- 1
- 2
- 3
- 4 **WHEREAS,** the Oneida Nation is a federally recognized Indian government and a treaty tribe
- 5 recognized by the laws of the United States of America; and
- 6
- 7 **WHEREAS,** the Oneida General Tribal Council is the governing body of the Oneida Nation; and
- 8
- 9 **WHEREAS,** the Oneida Business Committee has been delegated the authority of Article IV, Section 1,
- 10 of the Oneida Tribal Constitution by the Oneida General Tribal Council; and
- 11
- 12 **WHEREAS,** the Oneida Nation adopts a budget for each fiscal year which identifies how anticipated
- 13 funds will be utilized; and
- 14
- 15 **WHEREAS,** at the end of each fiscal year, the difference between actual expenditures and actual
- 16 revenues results in carry over funds which are available for use after the funds have been
- 17 subject to the Oneida Nation's annual audit; and
- 18
- 19 **WHEREAS,** the General Tribal Council has identified that 25% of the audited carry over funds shall be
- 20 allocated to land acquisition in accordance with the 2033 Land Acquisition Plan, *resolution*
- 21 *# GTC-09-18-10-A, 2033 Land Acquisition Plan*; and
- 22
- 23 **WHEREAS,** the remaining audited carry over funds, 75% of the audited carry over, is managed and
- 24 reported out in the Treasurer's Report in the "Owner's Report" (*report on investment*
- 25 *restricted and unrestricted funds*) and has been allocated within the approved the budget
- 26 and for projects; and
- 27
- 28 **WHEREAS,** the Oneida Business Committee adopted resolution # BC-10-21-22-A, *Process to*
- 29 *Authorize Use of Carry Over Funds*, to track the amount of carry over funds and how those
- 30 funds are being used to better monitor budget development, budget revenues and
- 31 expenditures, and allocation for projects; and
- 32
- 33 **WHEREAS,** a request to use four million two hundred twenty three thousand three hundred fifty eight
- 34 dollars and 00/100 (\$4,223,358.00) of carry over funds for unbudgeted capital expenses
- 35 expended by the Oneida Casino for the benefit of the Oneida Hotel for improvements
- 36 thereon prior to the scheduled consolidation of the operations on October 1, 2024; and
- 37

BC Resolution # 09-11-24-X
Authorizing Use of Carry Over Funds for Capital Expenditures for Oneida Hotel Prior to
Consolidation
Page 2 of 2

38 **WHEREAS,** this request has been presented to the Oneida Business Committee, and the Finance
39 Office has identified the current status of the carry over fund balance to determine
40 availability of funds; and
41

42 **NOW THEREFORE BE IT RESOLVED,** the Oneida Business Committee approves the use of carry over
43 funds as identified below.

- 44 • Project Owner: Louise Cornelius, Gaming General Manager.
- 45 • Amount Requested: \$4,223,358.00.
- 46 • Purpose of Funds: To cover unbudgeted capital expenses expended by the Oneida Casino for the
47 benefit of the Oneida Hotel for improvements thereon prior to the scheduled consolidation of the
48 operations on October 1, 2024.
- 49 • Current Balance of Carry Over Funds: \$16,915,797.18.
- 50 • Balance of Carry Over Funds after approved use: \$12,692,439.18.
- 51
- 52

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 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 type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: <i>Describe</i> | |

8. Submission:

Authorized Sponsor: Larry Barton, Treasurer

Primary Requestor: RaLinda Ninham-Lamberies

P.O. Box 365 • Oneida, WI 54155



Phone: 920- 869-4325

FINANCE ADMINISTRATION OFFICE

To: OBC
CC: Larry Barton, Treasurer
From: RaLinda Ninham-Lamberies, CFO
Date: September 6, 2024

RaLinda Ninham-Lamberies
Digitally signed by RaLinda
Ninham-Lamberies
Date: 2024.09.06 08:43:20
-05'00'

The purpose for the agenda request is to approve the FY2025 Continuing Resolution due to the General Tribal Council meeting being held on October 23, 2024.



Statement of Effect
Continuing to Operate Fiscal Year 2025

Summary

Through the adoption of this resolution the Oneida Business Committee adopts a continuing budget resolution to be effective from October 1, 2024, until December 31, 2024, or until the budget is adopted, whichever is occurs first.

Submitted by: Clorissa N. Leeman, Senior Staff Attorney, Legislative Reference Office

Date: September 6, 2024

Analysis by the Legislative Reference Office

The Budget and Finances law (“the 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 establishes 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 shall be 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. [1 O.C. 121.5-1(a)]. Underwriting debt resources or the utilization of existing debt instruments shall be expressly prohibited from use to balance the Nation’s annual budget. [1 O.C. 121.5-1(a)/(1)]. Assets of the Nation shall not be divested, or borrowed against, to balance the annual budget. [1 O.C. 121.6-8]. 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].

The Budget and Finances law requires that the Treasurer develop the necessary guidelines, including specific timelines and deadlines, to be followed by the managers that have budget responsibility in preparing and submitting proposed budgets, and that the Treasurer then submit those guidelines to the Oneida Business Committee for review and approval through the adoption of a resolution. [1 O.C. 121.5-4(a)]. The Oneida Business Committee is required to set a deadline

through the adoption of a resolution for when the Treasurer shall submit their budget guidelines to the Oneida Business Committee for review and approval. [1 O.C. 121.5-4(a)(3)]. Although the Oneida Business Committee did not adopt a resolution setting the date for the submission of budgeting guidelines by the Treasurer in accordance with section 121.5-4(a)(3), in April of 2024 budget development guidelines were adopted by the Oneida Business Committee through resolution BC-04-10-24-A, *Fiscal Year 2025 Budget Considerations and Calendar*.

The Treasurer is then required to receive, review, and compile the proposed budgets from all the fund units into the Nation's draft budget, and then present the Nation's draft budget to the Oneida Business Committee for review each year to ensure that it is consistent with the Nation's strategic plan, broad goals, and budget strategy. [1 O.C. 121.5-4(b)]. The Oneida Business Committee adopted broad goals by motion on May 26, 2021, regular Oneida Business Committee meeting that meets the requirements in section 121.4-1(c) of the Budget and Finance Law.

The Budget and Finances law then requires the Oneida Business Committee to work with the Treasurer, Chief Financial Officer ("CFO"), managers, or other appropriate entity to compile a final draft budget to be presented to the General Tribal Council. [1 O.C. 121.5-4(c)]. The Oneida Business Committee is then required to approve, by resolution, the final draft budget to be presented to the General Tribal Council. *Id.*

Once the Oneida Business Committee has approved the final draft budget, the Treasurer is required to hold, at a minimum, two (2) community informational meetings to present the contents of the final draft budget that will be presented to the General Tribal Council. [1 O.C. 121.5-4(d)]. The Oneida Business Committee is then required to present the budget to the General Tribal Council with a request for adoption by resolution no later than September 30th of each year, with the General Tribal Council responsible for adopting the Nation's budget. [1 O.C. 121.5-4(e)].

The Budget and Finances law provides that in the event that the General Tribal Council does not adopt a budget by September 30th, the Oneida Business Committee may adopt a continuing budget resolution. [1 O.C. 121.5-4(e)(1)]. If the General Tribal Council is not able to adopt a budget within three (3) months of the adoption of the continuing budget resolution, then the Oneida Business Committee shall proceed with the adoption of the Nation's budget. *Id.*

This resolution identifies that the Oneida Business Committee approved October 23, 2024, as the tentative date for the Special General Tribal Council meeting to present and act on the Fiscal Year 2025 budget in an effort to provide time for needed corrections and reductions to balance the budget. Since a Fiscal Year 2025 budget cannot be approved prior to October 1, 2024, a continuing budget resolution will be required to be adopted. Through the adoption of this resolution, the Oneidas Business Committee adopts this continuing budget resolution to be effective from October 1, 2024, until December 31, 2024, or until the budget is adopted whichever is occurs first, in accordance with section 121.5-4(e)(1) of the Budget and Finances law.

This resolution also provides that the continuation of operations and expenditure of funds is authorized in accordance with the following: an employment cap of one thousand nine hundred sixty (1,960) full-time equivalent (FTE) – clarifying that all one hundred percent (100%) grant funded positions are exempt from the employment cap and vacant position request process, and

all Consolidated Health positions are exempt from the employment cap and vacant position request process because funding sources do not include Tribal Contribution; and the wage increases shall go into effect September 29, 2024.

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 # 09-11-24-X
Continuing to Operate Fiscal Year 2025**

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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 the Budget and Finances law, 1 O.C. 121, which sets budget process guidelines and governs the finances of the Nation; and

WHEREAS, the Oneida Business Committee adopted resolution # BC-4-10-24-A, Fiscal Year 2025 Budget Considerations and Calendar, which included budgeting guidelines, employment cap, and a calendar; and

WHEREAS, the budget calendar was expanded due to needed corrections and reductions to balance the budget; and

WHEREAS, the Oneida Business Committee approved October 23, 2024, as the tentative date for the Special General Tribal Council meeting to present and act on the FY 2025 budget; and

WHEREAS, a Fiscal Year 2025 budget cannot be approved prior to October 1st and a continuing resolution will be required to be adopted; and

27 **NOW THEREFORE BE IT RESOLVED**, the continuation of operations and expenditure of funds is
28 authorized in accordance with the following:

- 29
- 30 • An employment cap of 1960 full-time equivalent (FTE).
 - 31 ○ All 100% grant funded positions are exempt from the employment cap and vacant position
32 request process.
 - 33 ○ All Consolidated Health positions are exempt from the employment cap and vacant position
34 request process because funding sources do not include Tribal Contribution.
 - 35 • Wage increases shall go into effect September 29, 2024.

36 **BE IT FINALLY RESOLVED**, in accordance with the Budget and Finances law, 1 O.C. 121.54(e)(1), the
37 Oneida Business Committee adopts this continuing resolution to be effective from October 1, 2024, until
38 December 31, 2024, or until the budget is adopted whichever occurs first.
39
40

Adopt resolution entitled Affordable Home Ownership Strategy

Business Committee Agenda Request

1. Meeting Date Requested: *Click or tap to enter a date.*

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR

Accept report and consider action.

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:

RaLinda Ninham Lamberies, Chief Financial Officer

Mark W. Powless, General Manager

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

8. Submission:

Authorized Sponsor: Jo Anne House, Chief Counsel

Primary Requestor: (Name, Title/Entity)

Jo Anne House, PhD | Chief Counsel
James R. Bittorf | Deputy Chief Counsel
Kelly M. McAndrews | Deputy Chief Counsel

Carl J. Artman
Krystal L. John
Peggy A. Van Gheem

Law Office



MEMORANDUM

TO: Oneida Business Committee

FROM: Jo Anne House, Chief Counsel

DATE: August 28, 2024

SUBJECT: Resolution – *Affordable Home Ownership Strategy*

On July 10, 2024, the Oneida Business Committee adopted a motion, “to accept the report on Affordable Home Ownership Strategy/Veteran Loan Assessment and direct the Treasurer, Chief Financial Officer, General Manager, and Chief Counsel to work together to identify/recommend funds to be used for the program in the amount of four (4) million dollars for each of the two (2) programs.”

A draft resolution (see attached) was reviewed by Mark Powless, General Manager, and the Comprehensive Housing Division, to identify any recommended amendments to clarify the resolution. The revised resolution was forwarded to the RaLinda Ninham Lamberies, Chief Financial Officer, and the final draft was presented for a Statement of Effect.

The proposed action utilizes APRA-FRF-LR-TCS funds in the amount of \$8 million for the purposes of creating two programs – Revolving Affordable Mortgage Fund and Home Construction Support Services. The funds are combined into a single fund to reduce administration time and costs. Finally, the resolution directs rulemaking to be conducted to develop the program and allow the funds to be released. The General Manager is directed to report monthly on the status of the rulemaking to the Oneida Business Committee.

If you have further questions, please contact me.



Statement of Effect
Affordable Home Ownership Strategy

Summary

Through the adoption of this resolution the Oneida Business Committee:

- obligates eight million dollars (\$8,000,000) of APRA FRF LR Tribal Contribution Savings for the purpose of funding the Comprehensive Housing Division’s Revolving Affordable Mortgage Loan Fund;
- directs the General Manager to create rules for mortgage programs which include requirements specific to veteran’s housing programs among other loan recipients; report at the second Oneida Business Committee meeting of each month on the status of the rulemaking amendments until the programs are fully developed; and upon submission of the amended rule(s) the General Manager shall request the Revolving Affordable Mortgage Loan Fund be made accessible; and
- directs the General Manager to work collaboratively with Bay Bank to identify services that could be provided to members to make home construction more accessible through training, guides, and support services to homeowners to obtain necessary permits and inspections.

Submitted by: Clorissa N. Leeman, Senior Staff Attorney, Legislative Reference Office

Date: September 6, 2024

Analysis by the Legislative Reference Office

Through the adoption of this resolution the Oneida Business Committee obligates eight million dollars (\$8,000,000) of APRA FRF LR Tribal Contribution Savings for the purpose of funding the Comprehensive Housing Division’s “Revolving Affordable Mortgage Loan Fund” from which the repayments on mortgage loans will be repaid into this revolving loan which shall become accessible for programming use as identified in this resolution and shall be tracked and accounted for separately from all existing mortgages.

This resolution identifies that the General Manager and the Comprehensive Housing Division have identified amendments to existing rules regarding land and housing to create better programming options which will be supported by this request, and that the Oneida Business Committee directs the General Manager to move forward with the amendments to create the proposed programming under the Administrative Rulemaking law.

This resolution thereby directs the General Manager to create rules for mortgage programs which include requirements specific to veteran’s housing programs among other loan recipients; report at the second Oneida Business Committee meeting of each month on the status of the rulemaking amendments until the programs are fully developed; and upon submission of the amended rule(s) the General Manager shall request the Revolving Affordable Mortgage Loan Fund be made accessible.

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 Mortgage and Foreclosure law sets the standards and requirements for participation in the mortgage programs and prescribes 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 required to establish 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; and
- Refinancing existing mortgages. [6 O.C. 612.4-1].

The Mortgage and Foreclosure law then delegates joint administrative rulemaking authority to the Comprehensive Housing Division and the Oneida Land Commission for the purpose of governing:

- The selection of applicants for the issuance of a mortgage [6 O.C. 612.4-3];
- The requirements of mortgages entered into by the Comprehensive Housing Division [6 O.C. 612.4-4];
- The disposition of personal property [6 O.C. 612.7-5(a)(3)(B)]; and
- The razing of a foreclosed upon property. [6 O.C. 612.7-5(d)(2)].

The resolution also mentions the “Residential Sales Rule,” which is being interpreted to mean the Real Property Law Rule No. 2 - Comprehensive Housing Division Residential Sales. The Real Property law delegates administrative rulemaking authority to the Oneida Land Commission and the Comprehensive Housing Division to exercise 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. [6 O.C. 601.12-1].

This resolution’s directive that the General Manager create rules for mortgage programs which include requirements specific to veteran’s housing programs among other loan recipients conflicts with the Administrative Rulemaking law. The Administrative Rulemaking law provides that only authorized agencies may promulgate rules. [1 O.C. 106.4-1]. Additionally, the Administrative Rulemaking law requires that authorized agencies be delegated rulemaking authority through a law of the Nation, not a resolution. [1 O.C. 106.4-1].

The General Manager is not delegated administrative rulemaking authority through the Mortgage and Foreclosure law, the Real Property law, or any other law of the Nation that addresses property or land. Therefore, the General Manager is not an authorized agency under the Administrative Rulemaking law and has no authority to develop rules regarding mortgage programs. This resolution's directive that the General Manager develop rules regarding mortgage programs also conflicts with the Mortgage and Foreclosure law's very clear delegation of rulemaking authority to the Comprehensive Housing Division, and the Oneida Land Commission in certain circumstances. Additionally in accordance with the Administrative Rulemaking law, this resolution cannot confer administrative rulemaking authority to the General Manager.

It is also important to note that 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]. Therefore, the Oneida Business Committee cannot, through adoption of this resolution, compel the amendment of any existing rule. If the Comprehensive Housing Division and the Oneida Land Commission were to decide that amendments to a rule should be made, 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].

This resolution also directs the General Manager to work collaboratively with Bay Bank to identify services that could be provided to members to make home construction more accessible through training, guides, and support services to homeowners to obtain necessary permits and inspections.

Conclusion

Adoption of this resolution would conflict with the Administrative Rulemaking law and the Mortgage and Foreclosure law.

The conflict in this resolution could be eliminated if instead of directing the General Manager to "create rules for mortgage programs which include requirements specific to veteran's housing programs among other loan recipients" which the Oneida Business Committee lacks the authority to do, the resolution instead directed the General Manager to monitor the progress of the Comprehensive Housing Division to create or amend rules for mortgage programs which include requirements specific to veteran's housing programs among other loan recipients, and then report at the second Oneida Business Committee meeting of each month on the status of the Comprehensive Housing Division's rulemaking progress until the programs are fully developed

Oneida Nation

Post Office Box 365

Phone: (920)869-2214

Oneida, WI 54155



BC Resolution # 09-11-24-X
Affordable Home Ownership Strategy

- 1
- 2
- 3 **WHEREAS,** the Oneida Nation is a federally recognized Indian government and a treaty tribe
- 4 recognized by the laws of the United States of America; and
- 5
- 6 **WHEREAS,** the Oneida General Tribal Council is the governing body of the Oneida Nation; and
- 7
- 8 **WHEREAS,** the Oneida Business Committee has been delegated the authority of Article IV, Section 1,
- 9 of the Oneida Tribal Constitution by the Oneida General Tribal Council; and
- 10
- 11 *Background*
- 12 **WHEREAS,** the Oneida Business Committee has received and reviewed reports regarding housing
- 13 needs of members, the market activity within the Oneida Reservation, and programming
- 14 of the Comprehensive Housing Division; and
- 15
- 16 **WHEREAS,** housing programming within the Nation addresses a broad array of needs from income-
- 17 based to market-based programs, as well as home construction programs; and
- 18
- 19 **WHEREAS,** the Oneida Business Committee has been made aware of housing issues from members,
- 20 Bay Bank mortgage lending reporting, funding shortfalls, increasing home prices and
- 21 mortgage interest rates, and identification of a request to increase Veteran’s home
- 22 purchase opportunities; and
- 23
- 24 **WHEREAS,** the Comprehensive Housing Division, a consolidated single point of entry for all home sales
- 25 and rentals, has researched a proposed strategy to address current and short-term housing
- 26 needs; and
- 27
- 28 **WHEREAS,** on July 10, 2024, the General Manager and the Comprehensive Housing Division
- 29 presented the “Affordable Home Ownership Strategy” to the Oneida Business Committee
- 30 which contained four parts:
- 31 a. A budget request specifically for Comprehensive Housing Division’s in-house revolving
- 32 loan program to assist with Homeownership by Independent Purchase Program (*HIP*)
- 33 and For Sale by Owner (*FSBO*) Program;
- 34 b. Collaboration with Land Commission to purchase ready to sell homes for the
- 35 Residential Sales Program;
- 36 c. Collaboration with internal areas to revamp and create a successful Home Building
- 37 Opportunity (*HBO*) Program that prepares and provides Oneida members with vacant
- 38 lots to build homes; and
- 39 d. Collaboration with Bay Bank to administer a Construction Loan Program on behalf of
- 40 the Division, in which the Nation guarantees the construction loan; and
- 41

42 **WHEREAS,** the Oneida Business Committee adopted a motion, “to accept the report on Affordable
43 Home Ownership Strategy/Veteran Loan Assessment and direct the Treasurer, Chief
44 Financial Officer, General Manager, and Chief Counsel to work together to
45 identify/recommend funds to be used for the program in the amount of four (4) million
46 dollars for each of the two (2) programs”; and
47

48 *Proposed Programming*

49 **WHEREAS,** upon review of available funds (current revenue resources, carry-over funds, and ARPA
50 FRF LR Tribal Contribution Savings) and current mortgage funding activities the Treasurer,
51 Chief Financial Officer, General Manager, and Chief Counsel have recommended CHD’s
52 revolving loan fund be funded with Tribal Contribution Savings as a single resource of \$8
53 million rather than two loan resources of \$4 million each to reduce accounting steps and
54 increase programming re-evaluation should changes be needed in the future through
55 rulemaking;
56

57 **WHEREAS,** the Comprehensive Housing Division currently has existing mortgages issued either by the
58 former Division of Land Management before it was consolidated into CHD or, since the
59 establishment of CHD, pursuant to the Residential Sales Rule; and
60

61 **WHEREAS,** the Oneida Business Committee has identified the General Tribal Council directive of July
62 1, 2024, which “direct[ed] the Land Commission to bring back a revised 2033 land
63 acquisition plan that prioritizes residential housing and to bring to the General Tribal
64 Council at the semi-annual meeting in 2025” and believes that this is in alignment with
65 this directive to create more homeownership opportunities; and
66

67 **WHEREAS,** the General Manager and the Comprehensive Housing Division have identified
68 amendments to existing rules regarding land and housing to create better programming
69 options which will be supported by this request and will require input under the
70 Administrative Rulemaking Law, 1 O.C. 106, allowing members to review, recommend
71 and comment on proposed rules; and
72

73 **WHEREAS,** the Oneida Business Committee directs the General Manager to move forward with the
74 amendments to create the proposed programming under the Administrative Rulemaking
75 Law;
76

77 *Obligation of Funds – Revolving Affordable Mortgage Loan Fund*

78 **NOW THEREFORE BE IT RESOLVED**, the Oneida Business Committee obligates \$8 million of APRA FRF
79 LR Tribal Contribution Savings for the purpose of funding CHD's "Revolving Affordable Mortgage Loan
80 Fund" from which the repayments on mortgage loans will be repaid into this revolving loan which shall
81 become accessible for programming use as identified in this resolution and shall be tracked and accounted
82 for separately from all existing mortgages; and

83

84 *Rulemaking*

85 **BE IT FURTHER RESOLVED**, the General Manager is directed to:

- 86 a. create rules for mortgage programs which include requirements specific to veteran's housing
87 programs among other loan recipients;
- 88 b. report at the second Oneida Business Committee meeting of each month on the status of the
89 rulemaking amendments until the programs are fully developed; and
- 90 c. upon submission of the amended rule(s) the General Manager shall request the Revolving
91 Affordable Mortgage Loan Fund be made accessible; and

92

93 *Home Construction Support Services*

94 **BE IT FINALLY RESOLVED**, the General Manager is directed to work collaboratively with Bay Bank to
95 identify services that could be provided to members to make home construction more accessible through
96 training, guides, and support services to homeowners to obtain necessary permits and inspections.

97

98

Post one (1) vacancy - Southeastern Wisconsin Oneida Tribal Services Advisory Board

Business Committee Agenda Request

1. Meeting Date Requested: 09/11/24

2. General Information:

Session: Open Executive – must qualify under §107.4-1.
Justification: DRAFT materials/discussion

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: Amber Martinez, Recording Clerk

Additional Requestor: (Name, Title/Entity)


Additional Requestor: (Name, Title/Entity)

Submitted By: AMARTIN3



Memorandum

TO: Oneida Business Committee

FROM: Brooke Doxtator, BCC Supervisor 

DATE: August 21, 2024

RE: Post one (1) vacancy – Southeastern Wisconsin Oneida Tribal Services Advisory Board

Background

There is a vacancy on the Southeastern Wisconsin Oneida Tribal Services Advisory Board that needs to be posted. The vacancy is due to the resignation of Judy Dordel, the Board accepted the resignation on August 19, 2024. The vacancy is for term ending March 31, 2025.

According to the Southeastern Wisconsin Oneida Tribal Services bylaws section 1-5.c.
“Vacancies. Vacancies on the Board shall be filled in accordance with the Boards, Committees and Commissions law.”

Action requested:

Post one (1) vacancy for the Southeastern Wisconsin Oneida Tribal Services Advisory Board.

Approve the travel request - Marlon Skenandore - WhyHunger Midwest Cohort Gathering 2024 -...

Business Committee Agenda Request

1. Meeting Date Requested: 09/11/24

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR

Approve the travel request – Councilman Marlon Skenandore – WhyHunger Midwest Cohort Gathering – Columbus, OH – October 17 – 19, 2024

4. Areas potentially impacted or affected by this request:

- Finance
- Law Office
- Gaming/Retail
- Other: *Describe*
- Programs/Services
- MIS
- 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:

- | | | |
|--|--|--|
| <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 checked="" type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

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: <i>Describe</i> | |

8. Submission:

Authorized Sponsor: Marlon Skenandore, Councilman

Primary Requestor: *Name, Title/Entity*

Oneida Business Committee Travel Request

1. OBC Meeting Date Requested: 09 / 11 / 24 e-poll requested

2. General Information:

Event Name: WhyHunger Midwest Gathering 2024

Event Location: Columbus, OH Attendee(s): Marlon Skenandore

Departure Date: October 17, 2024 Attendee(s):

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

3. Budget Information:

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

Cost Estimate: 0

4. Justification:

Describe the justification of this Travel Request:

Approve travel request - Councilman Marlon Skenandore - WhyHunger Midwest Gathering - Columbus, OH - October 17-19, 2024

Councilman Marlon Skenandore is an active participant of the WhyHunger Midwest Region team. He is also the Midwest voting delegate for the Great Lakes Inter-Tribal Food Coalition. With a coordinated effort, both of these programs have helped shape and assist with our Oneida Nation with knowledge, technical assistance and granting opportunities.

All travel expenses will be covered by WhyHunger.

5. Submission

Sponsor: Marlon Skenandore, Councilman

- 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



Memorandum

To: Oneida Business Committee

From: Marlon Skenandore, Councilman

Date: August 30, 2024

Re: Travel Request – WhyHunger Midwest Cohort Gathering, Columbus, OH, October 17-19, 2024

Shékoli,

This memo is a request seeking support from the Business Committee to attend the WhyHunger Midwest Cohort Gathering in Columbus, OH October 17-19, 2024

WhyHunger is a program where their business approach is to seek solutions to be self-sustaining to end hunger. To build power with grassroots initiatives that nourish people and enrich communities.

I am an active participant of the WhyHunger Midwest Region team and have been involved with this program and team since September of 2018. They have provided Oneida Nation Pantry with knowledge, technical assistance, and granting opportunities. One of the grants was \$50,000 that was used for traditional food purchases for Pantry clients in an effort for traditional food equity in our community.

All travel expenses will be covered by the WhyHunger program.

Yaw^ko for your consideration.

[WhyHunger | Grassroots Solutions Against Hunger & Poverty](#)

August 22, 2024

Councilman Marlon Skenandore
Oneida Business Committee
PO Box 365
Oneida, WI 54155

Dear Councilman Skenandore,

Please accept this invitation to the WhyHunger Midwest cohort gathering happening this coming fall in Columbus, Ohio from October 18th-19th, 2024.

Since 2016, WhyHunger has convened the Midwest gathering as a way for those of us working in the food system to address systemic issues around chronic hunger, poverty and structural racism. In response, we seek to go beyond the status quo and address the root causes. Not just the symptoms.

Each gathering is focused on (1) building our individual and collective capacity to make sustained material change within our own communities (2) build meaningful, long-lasting relationships that foster collaboration and increase our overall effectiveness and (3) develop a shared analysis that allows us to move intentionally and strategically.

It would be our pleasure and honor to have you attend as a distinguished representative of your community and leader committed to advancing food sovereignty for Indigenous peoples and especially for Oneida Nation. WhyHunger is covering all food, overnight accommodations and travel expenses to/from and during the gathering.

We look forward to seeing you soon.

Sincerely yours,

A handwritten signature in black ink that reads "shane bernardo". The signature is written in a cursive, lowercase style.

shane bernardo
Midwest Organizing Manager (WhyHunger)
1560 Hubbard
Detroit, MI 48209
(313) 310-1730

Fall Midwest Gathering 2024-Columbus

Hey Midwest Family. Our gracious friends in Columbus, Noreen and Kathy, will be our next hosts for our time October 17th, 18th and 19th, 2024

As we continue to build a shared analysis across our work we will continue to lean into collective learning, leadership and have the cohort, you all, guide us in what experiences or learnings you are interested. In this form you will find ideas that the host team and our Spring survey generated and would love your thoughts on where we should put our focuses.

This form will also serve as registration so we can get a sense of how many folks will be attending and start booking flights and get those details situated. Another form will come out at the end of August/early September to gather any final details. As always feel free to email or text [REDACTED] if you have any questions [REDACTED]

[REDACTED] com [Switch account](#)



* Indicates required question

Email *

Your email

First, Last Name *

Your answer

Organization *

Your answer



Rescind BC Resolution 04-08-20-K Appointing Oneida ESC Group LLC as Nation’s General Contractor fo

Business Committee Agenda Request

1. Meeting Date Requested: 09/11/24

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: CIP Process, Engineering,
Purchasing

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 checked="" type="checkbox"/> Other: Memorandum | | |

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: Larry Barton, Treasurer

Primary Requestor: (Name, Title/Entity)



Memorandum

To: Oneida Business Committee
From: Larry Barton, Treasurer
Date: September 6, 2024
Re: Sole Source Resolution 4-08-20-K

Please accept this formal correspondence requesting Recission of Resolution 4-08-20-K for reasons identified below:

1. Best Practices in expenditure of Public Funds follows Policy requiring competitive bidding (Three Bid Requirement as cited in the Oneida Purchasing Policies & Procedures Manual).
2. Reverting to a Three Bid Requirement contributes to controlling elevated Capital Improvement Project Expenditures and related construction project costs.
3. Rescinding Resolution 4-08-20-K resolves potential Audit compliance issues.
4. Sole Source Contracting unless materially justified is contrary to the required protection of the financial interests of the project owner, in this case the Oneida Nation.
5. Pending large Capital Improvement Projects necessitate competitive bidding to financially control Project Costs.
6. Competitive Bid processes and requirements provides assurance aligns with fiduciary duty in the expenditure of scarce resources for Construction Project Costs.
7. Return to Competitive Bidding complies with the foundational uniform standard of “Free Fair & Open,” economic transactions.

In conclusion, as Treasurer it is my recommendation to adopt the requested motion as stated. Controlling escalating project costs serves as a basis for the request, combined with protecting the financial interests of the membership. Noteworthy, the Indian Preference Law remains in force & effect.

Requested Motion:

Rescind Business Committee Resolution 4-08-20-K and return to compliance with the three (3) bid requirement as defined by the Oneida Purchasing Policies & Procedures.

Oneida Nation

Post Office Box 365

Phone: (920)869-2214



Oneida, WI 54155

BC Resolution # 04-08-20-K¹

Appointing Oneida ESC Group LLC as Nation's General Contractor for Construction Projects

- 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 Nation is the sole owner of Oneida ESC Group LLC, with the following subsidiaries MS2 (Mission Support Services), OTIE (Oneida Total Integrated Enterprises), SRS (Sustainment & Restoration Services), and OES (Oneida Engineering Solutions); and
- WHEREAS,** Oneida OESC Group LLC has the resources to provide general contracting in construction projects for the Oneida Nation which will support and enhance the Nation's ability to implement Indian Preference and support employment opportunities for Nation members and other Native Americans; and
- WHEREAS,** the Oneida Business Committee, having reviewed the qualifications, quality of services, and ability to meet the demands of the Nation's construction needs, has determined that it should appoint Oneida ESC Group LLC as the Nation's General Contractor; and
- WHEREAS,** this General Contractor appointment will result in consistency in high quality work product, consistency in identifying and making available employment and learning opportunities for Oneida Nation members and Native Americans, and will ease the process of identifying General Contractors and sub-contractors for construction projects thus speeding up the review and approval process regarding Request for Proposals/Bids/Qualifications and negotiating contracts; and

BC Resolution 04-08-20-K
Appointing Oneida ESC Group LLC as Nation's General Contractor for Construction Projects
Page 2 of 2

NOW THEREFORE BE IT RESOLVED, the Oneida Business Committee appoints Oneida ESC Group LLC as the General Contractor for the Nationⁱⁱ.

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; 9 members were present at a meeting duly called, noticed and held on the 8th day of April, 2020; that the forgoing resolution was duly adopted at such meeting by a vote of 7 members for, 0 members against, and 0 members not voting*; and that said resolution has not been rescinded or amended in any way. This is a corrected resolution; the resolution number is corrected as noted in the endnote.



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."

ⁱ The resolution was adopted on April 8, 2020, was numbered in error as 04-08-19-K.

ⁱⁱ The Oneida Business Committee took the following actions at the March 23, 2022, regular meeting:

- a) Motion to interpret BC resolution # 04-08-20-K, *Appointing Oneida ESC Group LLC as Nation's General Contractor for Construction Projects*, that Oneida ESC Group LLC, and its subsidiaries, are to be utilized as general contractor, design/build vendor, and for other construction related contracts to fully utilize the Oneida Nation owned corporate entity's expertise. Motion carried.
- b) Motion to interpret that BC resolution # 04-08-20-K, *Appointing Oneida ESC Group LLC as Nation's General Contractor for Construction Projects*, is applied in the following manner: 1) Where Federal or State Grant Dollars are resourced, an Acknowledgement and Acceptance/Approval Letter is required prior to expending 3rd Party Grant Dollars to mitigate potential Grant Compliance and Audit findings as CFR 200 is applicable to the spending of Federal Grant Funds; and 2) Where Tribal Contribution resources (budgeted or unbudgeted) are utilized, sole source should be applied to procurement solely for services provided by Oneida ESC Group LLC and its subsidiaries. Motion carried.

Enter the e-poll results into the record regarding the approved Selection Criteria for the Oneida Head Star

Business Committee Agenda Request

1. Meeting Date Requested: 09/11/24

2. General Information:

Session: Open Executive – must qualify under §107.4-1.
Justification: DRAFT materials/discussion

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 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 checked="" 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

From: [Secretary](#)
To: [Secretary](#); [Tehassi Tasi Hill](#); [Brandon L. Yellowbird-Stevens](#); [Lawrence E. Barton](#); [Lisa A. Liggins](#); [Kirby W. Metoxen](#); [Jennifer A. Webster](#); [Jameson J. Wilson](#); [Marlon G. Skenandore](#); [Jonas G. Hill](#)
Cc: [Danelle A. Wilson](#); [Rhiannon R. Metoxen](#); [Kristal E. Hill](#); [David P. Jordan](#); [Janice M. Decorah](#); [Fawn J. Billie](#); [Fawn L. Cottrell](#); [Maureen S. Perkins](#); [BC Agenda Requests](#); [Jason M. Martinez](#); [Jacqueline M. Smith](#); [Mark W. Powless - General Mgr](#)
Subject: E-POLL RESULTS: Approve the Selection Criteria for the Oneida Head Start program.
Date: Friday, August 23, 2024 12:59:43 PM
Attachments: [image001.png](#)
[BCAR Approve the new Selection Criteria for the Oneida Head Start program.pdf](#)

E-POLL RESULTS

The e-poll to approve the new Selection Criteria for the Oneida Head Start program, **has carried**. Below are the results:

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

Yawλʔkó

Brooke Doxtator

Boards, Committees, and Commissions Supervisor
Government Administrative Office (GAO)

office 920.869.4452

From: Secretary <TribalSecretary@oneidanation.org>
Sent: Thursday, August 22, 2024 4:06 PM
To: Secretary <TribalSecretary@oneidanation.org>; Tehassi Tasi Hill <thill7@oneidanation.org>; Brandon L. Yellowbird-Stevens <bsteven@oneidanation.org>; Lawrence E. Barton <lbarton2@oneidanation.org>; Lisa A. Liggins <lliggins@oneidanation.org>; Kirby W. Metoxen <KMETOX@oneidanation.org>; Jennifer A. Webster <JWEBSTE1@oneidanation.org>; Jameson J. Wilson <jwilson@oneidanation.org>; Marlon G. Skenandore <mskenan1@oneidanation.org>; Jonas G. Hill <jhill1@oneidanation.org>
Cc: Danelle A. Wilson <dwilson1@oneidanation.org>; Rhiannon R. Metoxen <rmetoxe2@oneidanation.org>; Kristal E. Hill <khill@oneidanation.org>; David P. Jordan <djordan1@oneidanation.org>; Janice M. Decorah <jdecora2@oneidanation.org>; Fawn J. Billie <fbillie@oneidanation.org>; Fawn L. Cottrell <fcottrel@oneidanation.org>; Maureen S. Perkins <mperkin2@oneidanation.org>
Subject: E-POLL REQUEST: Approve the Selection Criteria for the Oneida Head Start program.

E-POLL REQUEST

Summary:

Oneida Head Start is trying to apply the new "Selection Criteria" that was signed into law by President Biden for Tribal Head Start programs. They are seeking approval by our Governing Body to

practice the new law.

Justification for E-Poll:

This item was submitted to a prior BC agenda, but was not added as some clarification was needed. The e-poll is being requested to ensure timely implementation of the new criteria.

Requested Action:

Approve the new Selection Criteria for the Oneida Head Start program.

Deadline for response:

Responses are due no later than **4:30 p.m., Friday, August 23, 2024.**

Voting:

Use the voting button above, if available; OR
Reply with "Support" or "Oppose".

Yawλ?kó

Brooke Doxtator

Boards, Committees, and Commissions Supervisor
Government Administrative Office (GAO)

office 920.869.4452



CONFIDENTIALITY NOTICE: This message and any included attachments are intended only for the addressee. This message may contain privileged, confidential, or proprietary information. Unauthorized forwarding, printing, copying, distribution, or use of such information is strictly prohibited and may be unlawful. If you have received this message in error, please inform us promptly by reply e-mail, then delete the e-mail and destroy any printed copy.

Business Committee Agenda Request

1. Meeting Date Requested:

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.

Approve the new selection criteria for the Oneida Head Start program

4. Areas potentially impacted or affected by this request:

- | | |
|--|---|
| <input type="checkbox"/> Finance | <input checked="" 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: | |

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List

Jason Martinez



Jacqueline Smith



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:

7. Budget Information:

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

Mark W. Powless Digitally signed by Mark W. Powless
 Date: 2024.08.21 09:34:49 -05'00'

8. Submission:

Authorized Sponsor: Mark W. Powless, General Manager 

Primary Requestor: Jason Martinez

MEMO

TO: Oneida Business Committee

FROM: Jason Martinez, HS/EHS Director

RE: Oneida Head Start/Early Head Start Selection Criteria

DATE: August 16, 2024

The purpose for the Oneida HS/EHS Selection Criteria is to determine eligibility according to the Head Start Program Performance Standards (45 CFR Chapter XIII) *Part 1302-Program Operations, Subpart A-Eligibility, Recruitment, Selection, Enrollment, and Attendance; §1302.14 – Selection process (a) Selection criteria. “(1) A program must annually establish selection criteria that weigh the prioritization of selection of participants, based on community needs identified in the community needs assessment...”*

The Oneida HS/EHS Selection Criteria weighing the prioritization of selection of applicants includes prioritizing children highest for being Oneida enrolled members (95 points), Oneida tribal descendants (85 points) next, and then other tribe enrolled (75 points) and other tribe descendant (65 points).

According to the Head Start program performance standards, as a program we must establish a governing body, and currently our acting governing body is the Oneida Business Committee. The governing body shall have legal and fiscal responsibility for the Head Start agency, which includes but not limit too approved changes of the Head Start standards. We need approval from Oneida Business Committee at this time to adopt the new provision of selection criteria that was signed into law. In further review of the Oneida Head Start “Governing Body” a full examination and delegation will be made at the September Business Committee work session.

Per a March 23, 2024, a new provision was signed into law, stating, “*Tribes have the discretion, using their own selection criteria, to enroll any child in their service area who would benefit from Head Start. This includes children in families for which a child, a family member, or a member of the same household, is a member of an Indian tribe.*” and “*.... regardless of income*”. The Oneida Head Start service area includes the Oneida Nation reservation and Green Bay municipal area.

Attachment: HS/EHS Selection Criteria

Yours Truly,



8/16/24

Jay Martinez

Jo Anne House, PhD | Chief Counsel
James R. Bittorf | Deputy Chief Counsel
Kelly M. McAndrews | Deputy Chief Counsel

Carl J. Artman
Krystal L. John
Peggy A. Van Gheem

Law Office



MEMORANDUM

TO: Jason Martinez, Director, Oneida Head Start/Early Head Start

FROM: Peggy A. Van Gheem, Staff Attorney

DATE: August 16, 2024

SUBJECT: Head Start Governing Body

You have asked for help in determining whether the Oneida Head Start Governing Body is made up of the Oneida Business Committee or the Head Start Policy Council. Your question is related to the need for Governing Body approval of new Head Start selection criteria. The federal Head Start Act and the Oneida Policy Council bylaws provide answers to your questions.

The Head Start Act requires all programs to “establish and maintain a formal structure for program governance,” which must include a governing body, policy council, and policy committees. (Head Start Act, §672(c)). The Act specifies the membership requirements for each body, which are distinct. The Policy Council is elected by parents of current Head Start children and is composed of parents of currently-enrolled Head Start children, along with community members. (Head Start Act, §672(c)(2)(B)). On the other hand, the Governing Body must have members with backgrounds in fiscal management/accounting and early childhood education/development, and a member who is a licensed attorney, among other members. (Head Start Act, §672(c)(1)(B)). As an alternative, the Governing Body may be composed of members of an elected government entity. (Head Start Act, §672(c)(1)(B)(v)). In the case of tribal Head Start programs, “the governing bodies of federally-recognized Indian tribes whose members are publicly elected or politically appointed . . . [may serve] as the governing body for the Tribe’s Head Start program.” [Head Start Program Governance: Frequently Asked Questions \(FAQs\) | ECLKC \(hhs.gov\)](#) (last updated October 25, 2023).

Therefore, the Oneida Business Committee may serve as the Nation’s Head Start Governing Body. I do not have enough information to say that the Business Committee has been designated as the Governing Body for Oneida Head Start. But the guidance provided on the ECLKC website suggests that it is common practice for tribes to operate in this manner.

Based on the information you provided, I understand that the Oneida Head Start Program also has a Parent Policy Council and you have asked for clarification on whether the Policy Council should approve the selection criteria, instead of the Governing Body. I do not believe the Oneida Head Start/Early Head Start Policy Council By-Laws (2019) permit the Policy Council to give final approval of the selection criteria. According to the By-Laws, the Policy Council “recommend[s] policies for the Oneida HS/EHS program.” (By-Laws §VI-2.e.) In contrast, the Head Start Act gives the Governing Body responsibility for “establishing procedures and criteria for recruitment, selection, and enrollment of children.” (Head Start Act, §672(c)(1)(E)((iv)(II)). Therefore, while the Policy Council can recommend the new selection criteria for adoption, only the Governing Body

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can establish the new criteria through their approval. It's possible the Oneida Business Committee – acting as the Governing Body – would approve the criteria if you include the Policy Council's recommendation for such action.

I hope this information is helpful Please let me know if you need further assistance.

Oneida Head Start/Early Head Start
HSS/EHS Policy Council Meeting Minutes
School Year 2023-2024

Date: April 18, 2024

I. Call to Order

Start Time: 5:10 End Time: 5:45

II. Roll Call

X Meagan Monreal, HS Rep	____ EHS REP	A Jennifer Webster, OBC
A Nate Doxtater, HS Rep	____, EHS Rep	A Kirby Metoxen, OBC
A Rick Teebo, HS Rep	____, EHS Rep	
X Amanda Melchert, HS Rep	X Valerie Grouleau, Community Rep	
X Maria Gonzales	____, Community Rep.	
	____, Community Rep.	

Excused- E, Present-X, Absent - A

NOTE: Quorum= (4) members which must include a minimum of three (3) parents/guardians with children currently enrolled.

Others in attendance: (Name, position)

Jay Martinez , Director

Patricia Denny, Executive Assistant
Tanya Skenandore, Ed Manager
Brianna Grosso, Dietician

Minutes taken by: Maria Gonzales, Secretary

3. Approval of minutes:

Discussion: Approval of Minutes

Motion to approve minutes by Valerie Grouleau and second by Meagan Monreal

Agree: x

Opposed:

Motion Carried

4. New Business

A. PPC Program Governance Training -Waiting to be scheduled.

B. Updated Selection Criteria

Discussion: Biden signed into a new law provision giving tribes increased flexibility criteria for enrollment to benefit Head Start/Early Head Start. Selection Criteria. Head Start program Performance Standards 45 CFR Chapter XIII; Subpart A-Eligibility, Recruitment, Selection, Enrollment, and Attendance; Part 1302.14(a) Selection Criteria.

-Presented & Discussed

Oneida Head Start/ Early Head Start Selection Criteria

-Vote to approve new Selection Criteria

Agreed: X

Opposed:

Motion carried

5. Old Business

6. FYI - Management/Financial Reports

a. Motion to approve the management/financial reports by Megan Monreal, second by Maria Gonzales.

Agree: x

Opposed:

Motion Carried

b. Susan Arnold, Family Service & EHS Manager -FYI

c. Michelle Mahkimetas- Kurkiewicz, Education Manager - FYI Side note : Funding has been approved. d. Char Kizior, Health & Safety FYI

e. Brianna Gross, Youth Consultant Dietician-

Info on upcoming projects such as raised garden beds. Discussed nutrition education sent out to families.

Side note of Andrea coming to help out as Head Start nurse when Char retires.

7. Adjourn

Motion to adjourn meeting at 5:45 PM by Maria Gonzales second by Megan Monreal

Meeting End Time: 5:45 pm

Next meeting date: 5-16-2024



ADMINISTRATION FOR
CHILDREN & FAMILIES

Dear Tribal Leaders,

I am pleased to share exciting news that on March 23, President Biden signed into law a new provision that gives Tribes increased flexibility in determining which children are eligible for Tribal Head Start programs. This change will allow Tribes to better prioritize and enroll the children in your communities who would benefit from Head Start.

This historic provision clarifies that Tribes have the discretion, using their own selection criteria, to enroll any child in their service area who would benefit from Head Start. This includes children in families for which a child, a family member, or a member of the same household, is a member of an Indian tribe. This new policy achieves categorical eligibility for your program's entire service area regardless of income – inclusive of Tribal children as well as other children in the service area. This policy will increase the number of children in Tribal communities who have an opportunity to participate in Head Start, including learning their Native language and experiencing their culture while enrolled in Head Start programs.

This guidance fortifies Tribal sovereignty and self-determination by giving Tribes more control in determining eligibility for Head Start programs. This change is designed to ensure that Tribes have flexibility and decision-making power when it comes to how they deliver services in Tribal communities.

This new policy is effective immediately. However, no child who is currently served in a Tribal Head Start program should have their enrollment disrupted to accommodate new enrollees who may qualify based on these provisions.

The Biden-Harris Administration and HHS and ACF leaders fought for this important change alongside Tribal leaders and program administrators, including so many of you. We are grateful for your partnership in raising this important issue and working with us to see it become law. We are especially pleased to have the opportunity to implement this new policy that aligns with [President Biden's Executive Order](#) to provide Tribes with more flexibility and autonomy when it comes to program administration.

The Office of Head Start (OHS) understands that this change will take time to enact and anticipates that you will have questions. OHS will be issuing a Program Instruction with more details soon. Please feel encouraged to share this letter with your program managers.

We welcome your feedback and communication throughout this implementation process. We will soon share specific opportunities to provide feedback through the Tribal consultation process. If you have questions about this new policy, please send your questions to AIANHeadStart@acf.hhs.gov.



ADMINISTRATION FOR
CHILDREN & FAMILIES

Sincerely,

A handwritten signature in blue ink, appearing to read "J. Hild".

Jeff Hild

Principal Deputy Assistant Secretary

**Oneida Head Start/Early Head Start
SELECTION CRITERIA**

Head Start Program Performance Standards 45 CFR Chapter XIII; Subpart A-Eligibility, Recruitment, Selection, Enrollment, and Attendance; Part §1302.14(a) Selection Criteria

CRITERIA	POINTS
Age	
6 weeks – 12 months (EHS Center-Based)	95
13-24 months (EHS Center-Based)	85
25-36 months (EHS Center-Based)	75
3 yr. old (HS)	85
4 yr. old (HS)	95
CHILD DISABILITY	
Certified I.E.P./I.F.S.P.	95
PARENTAL STATUS	
Single Parent	85
Teen Parent	75
SPECIAL NEEDS-FAMILY	
Foster Care (HS/EHS Child)	95
Substance Misuse (families impacted by)	95
Child Protection (current or history of)	95
Homelessness (HS/EHS Child)	95
MH Concerns (Parent- current or history of)	55
Domestic/Partner Violence (current or history of)	55
Incarcerated Parent (current)	45
TRIBAL ENROLLMENT	
Oneida Enrolled or Eligible for Enrollment-*Verified	95
Oneida Descendant-*Verified	85
Other Tribally Enrolled or Eligible for Enrollment-*Verified	75
Other Tribe Descendant-*Verified	65
OTHER	
Child Previously/Currently Enrolled in Oneida EHS	55
EHS PREGNANT WOMAN SERVICES	
High Risk Pregnancy	100
Lack of Prenatal Care	100
First Time Parent	100
EHS CENTER-BASED	
Lack of Childcare Resources	65
Lack of Informal Supports	45
Cognitive Delays (primary caretaker)	55
Unemployed (primary caretaker)	65
Child Protection (current or history of)	95

Updated: 4/2024

Policy Council Approval: 4/18/24 Oneida Business Committee Approval: _____

Note: New provision signed into law, effective 3/23/24, any child in the program's service area who would benefit from HS may enroll in the program. Regardless of income, children in families for which a child, a family member, or a member of the same household, is a member of an Indian tribe may attend a tribal HS program. The Oneida HS service area is the Oneida Reservation and Green Bay.