

1                   **General Tribal Council Special Meeting**  
2                   **1 p.m. Sunday, May 5, 2013**  
3                   **Radisson Hotel and Conference Center**  
4                   **2040 Airport Drive, Green Bay, WI 54313**

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6                   **MEETING TRANSCRIPT - Draft**  
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8 **Present:** Chairman Ed Delgado, Vice Chairman Greg Matson, Treasurer Tina Danforth,  
9 Secretary Patty Hoeft, Councilmembers Melinda J. Danforth, Vince DelaRosa, David  
10 Jordan, Paul Ninham, Brandon Stevens

11 **111. Oneida Veterans Color Guard Posting of the Colors**

12 Tom Wilber: Good Afternoon and Happy Cinco de Mayo and welcome to the General  
13 Tribal Council meeting. My name is Tom Wilber and I am a veteran and a former  
14 airborne ranger Special Forces infantry captain in the United States Army. It is my honor  
15 today to announce the color guard which is sponsored today by the American Indian  
16 Veterans Association. The Eagle Staff is carried by Staff Sergeant Chris Cornelius of  
17 the US Army; American flag is posted by Commander Liz Somers, United States Navy,  
18 retired; the Oneida Nation flag is posted by Captain John Breuninger, United States Air  
19 Force, United States Public Health Service, retired; the Wisconsin State flag is posted  
20 by Airman Timothy D. Ninham, US Navy; the POW flag is posted by Sergeant Loretta V.  
21 Metoxen, United States Air Force; Ladies Auxiliary follows--the Auxiliary to the VFW  
22 Post 7784 and those colors carried the American flag by Auxiliary member Debbie  
23 Danforth, the Auxiliary flag is Leanne Doxtater and the Oneida Nation flag is carried by  
24 Patsy Elm.

25 **252. Opening & Announcements**

26 Stephanie Muscavitch: Shekoli Swakwek. This is Teyu. She is going to do our opening  
27 for us. Her parents are Mirac and Kuwaklit Ellis.

28 Teyu Ellis: *Recited opening in Oneida language*

29 Ed Delgado: Madam Secretary, what is our count?

30 Patty Hoeft: A little before 1 p.m. we had 1,747 people registered. When it is about 1:15  
31 p.m., I will give you another count. We do have a quorum.

32 Ed Delgado: Thank you. Madam Secretary. Do we have any announcements?

33 Patty Hoeft: We do have one announcement. Jason, are you going to go over the  
34 exiting strategy right now, just to start the meeting? That would be appreciated.

35 Jason King: Thank you. Good afternoon everyone and welcome. I am just going to go  
36 over some brief exiting procedures that will take place obviously when we adjourn the

37 meeting. If you look around you will notice exit signs. If there are any issues, get a hold  
38 of security. We also have the designated smoking area on the south side of the 3 Clans  
39 area. Try to reiterate at the end of adjournment to remain seated and as the Chairman  
40 adjourns, then we can follow security's direction and get you out of here quickly and  
41 safely as possible. As a reminder, we do have signs and security at the designated  
42 areas. We don't want anybody leaving the designated area for everything. Your time is  
43 here until the adjournment. If we do see anybody outside of it, security will ask for  
44 names and enrollment number. That is just a reminder. Thank you.

45 Ed Delgado: Thank you. I have one announcement. We will be providing our comment  
46 by microphone, the microphone, here, here, there and if we can get in contact with the  
47 other room, I cannot see that right now from the screen, I will try and look up there each  
48 time that we get to that one. But that will be the order. If you want to speak, it will be  
49 from those microphones.

503. **Call meeting to order.** At 1:11 p.m. by Tribal Chairman Ed Delgado.

51 Ed Delgado: We have a hand raised here by the microphone. Madelyn Genskow?

524. **Adoption of the agenda**

53 Madelyn Genskow: Mr. Chairman, I'd like to, can you hear me?

54 Ed Delgado: Yes, I can.

55 Madelyn Genskow: I'd like to adopt the agenda with two amendments. One, that the  
56 time sensitive petitions that are at the end of the agenda be placed first on the agenda  
57 and two, that the petitioners be able to respond to comments that are made, questions  
58 and comments that are made from the floor and from management so that if there are  
59 any misleading information given, the petitioners will be able to address that. Those are  
60 my two amendments.

61 Sherrole Benton: Point of order, Mr. Chairman.

62 Ed Delgado: OK, we have a point of order.

63 Sherrole Benton: Mr. Chairman, practice with our meetings is that when one speaker  
64 makes a main motion, it's one motion and that other people are allowed to make  
65 amendments to the main motion. I believe that she just made one main motion and I  
66 would like to get the parliamentarian decision on that. Thank you.

67 Ed Delgado: I agree with you, one motion at a time.

68 Madelyn Genskow: That has not been the past practice.

69 Ed Delgado: Parliamentarian?

70 Jo Anne House: The question before the floor is whether or not this motion constitutes  
71 a motion and amendments or is it a single motion? It is a single motion made by a

72 member on the floor. It is the main motion. It amends the agenda within the main motion  
73 itself. It is in order.

74 Ed Delgado: Ok, Madelyn, you have a motion on the floor. Can we read it? John, while  
75 we are getting that written, you have a point of order.

76 John Orié: Mr. Chairman, is the motion written out?

77 Ed Delgado: We're writing it out. Thank you.

78 Sherrole Benton: Mr. Chairman?

79 Ed Delgado: Ok, Sherrole Benton.

80 Sherrole Benton: Thank you, Mr. Chairman. My name is Sherrie Benton. I would like to  
81 make an amendment to the motion that we add Seven Gens to the agenda so that we  
82 can hear their side of the story and understand the information that they have with the  
83 plastic-to-oil recycling plant.

84 Ed Delgado: Ok, we have an amendment.

85 Madelyn Genskow: There are already two amendments on the floor.

86 Ed Delgado: Hold on. I was planning on allowing Seven Generations to make a  
87 rebuttal. I don't think we need a motion on that. We will allow them to do it.

88 Sherrie Benton: Mr. Chairman, I have an amendment on the floor.

89 Linda Dallas: A call for the question.

90 Ed Delgado: They have a 10-minute presentation. I have already discussed that and  
91 agreed that they will be able to make a ten-minute presentation.

92 Linda Dallas: Call for the question, Chairman.

93 Ed Delgado: We have a motion. Can you read it, Patty?

94 Patty Hoeft: Yes, on the amendment by Sherrole Benton, I need to know who the  
95 seconder is.

96 Sherrole Benton: Terry Cornelius

97 Ed Delgado: Are you sure you want to vote on this? Cause we are going to do it.

98 Sherrole Benton: Yes, I think it is important.

99 Ed Delgado: Ok.

100 Madelyn Genskow: Privileged question. Doesn't my motion be discussed and voted  
101 first?

102 Ed Delgado: No, the amendment first.

103 Ed Delgado: We are going to vote on the amendment now. We have a motion. We have  
104 second by Terry Cornelius.

105 Patty Hoeft: We are just now getting this in writing, Mr. Chairman.

106 Ed Delgado: Kerry Brunette?

107 Kerry Brunette: As long as both sides are allowed to make a remark and have them  
108 answer the people.

109 Ed Delgado: You bet.

110 Patty Hoeft: Mr. Chairman, we have the motions up on the big screens for everyone to  
111 see. The amendment was made by Sherrole Benton, seconded by Terry Cornelius to  
112 add Seven Generations to the agenda so that we can hear both sides of the  
113 information.

114 Ed Delgado: Thank you. Are we ready to vote? Is there more discussion? We have a  
115 person over here.

116 Unidentified speaker: Is recycling poisonous to us?

117 Ed Delgado: I couldn't hear you.

118 Unidentified speaker: Is recycling poisonous to us?

119 Ed Delgado: Yes, I still can't understand you.

120 Unidentified speaker: Is the recycling poisonous to us, poisonous chemicals from  
121 recycling?

122 Patty Hoeft: We're not discussing that yet.

123 Ed Delgado: We're discussing the amendment. We have an amendment. Are we ready  
124 to vote?

125 Linda Dallas: There has been a call for the question.

126 Ed Delgado: All those in favor of the amendment, please signify by raising right hand.  
127 Thank you.

128 Patty Hoeft: Mr. Chairman, I'd like to see Leyne Orosco on the screen so that we can  
129 see what the vote in the other room looks like. Pat, I can't see. It is very dark.

130 Ed Delgado: Leyne Orosco, can you get in front of the camera.

131 Leyne Orosco: I'm here. I'm here.

132 Ed Delgado: Oh, there you are. Are you taking note of the vote?

133 Leyne Orosco: Yes sir, I am.

134 Ed Delgado: Thank you. All those opposed to the amendment, please signify by raising  
135 your right hand. Thank you.

136 Ed Delgado: Amendment passes. Now it is time to vote on the main motion. John?

137 John Orie: I'm waiting until after you are done with the vote.

138 Ed Delgado: Ok.

139 Patty Hoeft: Leyne Orosco?

140 Leyne Orosco: Yes?

141 Patty Hoeft: Ok.

142 Ed Delgado: Is there discussion on the main motion?

143 Linda Dallas: Call for the question, Mr. Chairman.

144 Ed Delgado: Thank you, Linda. All those in favor of the main motion, please signify by  
145 raising your right hand.

146 Leyne Orosco: You're voting on the main motion?

147 Ed Delgado: Thank you. Those against the main motion, please signify by raising your  
148 right hand. Thank you. Ok, we have an agenda. We have, motion passes.

149 Ed Delgado: Vince?

150 Vince DelaRosa: Enrollment at 1:15 p.m. at close--there is 1,866 tribal members.

151 Ed Delgado: John Orie?

152 John Orie: Mr. Chairman, I have a motion on the time limits with the Secretary, please.

153 Ed Delgado: Can we agree on two minutes per person without having to vote?

154 John Orie: I have it as two minutes, five minutes, 10 minutes, same as last time.

155 Ed Delgado: Two minutes? Is that a good review, John?

156 John Orié: Mr. Chairman, I was motioning. I have it all written with the Secretary. It is all  
157 set to go.

158 Ed Delgado: Ok, you have a motion. We have some very important issues here. We  
159 depend on these presentations to make our decisions. These are the people who do the  
160 research. We have Yvonne Metevier, we have the Business Committee and the CFO,  
161 the Treasurer, and we have Leah Dodge. And we have Seven Generations. I think we  
162 need to allow them time to make their presentation. We're making important decisions.  
163 We need to make informed decisions

164 John Orié: Yes, Mr. Chairman, that is why we have five minutes and 10 minutes for the  
165 presentations. I think it is adequate time. It's proven adequate before.

166 Ed Delgado: No, it's questionable. I think a lot of time. We have a presentation by Leah  
167 Doge. She tells me it is going to take 15 minutes and she is prepared for that.

168 John Orié: Ok, I can do 15 minutes for the presentation.

169 Ed Delgado: Ok, can we change that to 15 minutes? What is the difference between  
170 presentation and power point? It is all part of the presentation.

171 John Orié: It doesn't matter. Non-power points are five minutes, 15 minutes for power  
172 points.

173 Ed Delgado: Let's just say 15 minutes for presentations.

174 John Orié: That sounds good, thank you.

175 Ed Delgado: Great, thank you, John. And again, I'm sorry for telling you to sit down  
176 before.

177 Ed Delgado: Ok, we have a motion and a second by Tehassi Hill.

178 Linda Dallas: Call for the question.

179 Ed Delgado: We have a call for the question. I am going to hear from Kerry Brunette  
180 first. Kerry?

181 Kerry Brunette: Fifteen minutes is enough time for people to read their own  
182 documentation. But it is going to take at least 15 more minutes to hear enough people  
183 from the public and ask special questions. Without special questions we still don't know  
184 enough about anything. So maybe they can add on another 15 minutes or half-hour for  
185 the people to...Hey people, we talk about chemicals that can kill. You want to die?

186 Ed Delgado: Thank you, Kerry. Ok, we have a motion on the floor by John Orié,  
187 seconded by Tehassi Hill. Patty, can you read it?

188 Patty Hoefft: The motion by John Orie, seconded by Tehassi Hill is that speaker is  
189 limited to two minutes, presentations limited to 15 minutes, that discussion must be  
190 closed first before a motion is introduced and for the Secretary to designate a time  
191 keeper.

192 Linda Dallas: Privileged question, Mr. Chairman.

193 Ed Delgado: Linda?

194 Linda Dallas: This motion, the way that it is written does not have a time frame for  
195 discussion. Would it be appropriate to have it identified in that motion at this time  
196 because otherwise discussion could go until 5 o'clock when we have to leave tonight?

197 John Orie: I amend it to 20 minutes for discussion. Is that ok?

198 Ed Delgado: I don't think we want to over regulate this meeting. Generally, we have had  
199 our discussion until such time the Chair recognizes a call for the question. I think we  
200 need to stick for that. There is a glitch in this. There has been a call for the question on  
201 that glitch and we need to fix it. Also going to be stuck with a very dysfunctional motion  
202 that is not going to work.

203 John Orie: Mr. Chairman, is 30 minutes adequate for discussion?

204 Ed Delgado: It is until the Chair recognizes a call for the question.

205 John Orie: I support that also. That is fine.

206 Ed Delgado: Let's take, end that motion, after 15 minutes. Put a period after that and  
207 you have a very good motion, John.

208 John Orie: No, Mr. Chairman. I didn't want it ended like that. I wanted to keep that  
209 discussion must be closed before a motion is introduced.

210 Linda Dallas: Privileged question, Mr. Chairman.

211 Ed Delgado: Go ahead.

212 Linda Dallas: For clarification, what I'm asking is that a specific amount of time be  
213 identified that we do engaged in discussion outside of the presentations and the power  
214 points. Normally what we do in General Tribal Council, we identify a one hour  
215 discussion afterwards because what he's saying according to the motion that is written  
216 is that a motion can't be made until discussion is done. That is what the motion says. So  
217 what I guess I'm asking is, do we need to identify an amount of time that we are going  
218 to discuss so that discussion can close and a motion can be made?

219 Ed Delgado: I think it should be left up to this body. This body is the governing body.  
220 They know when they've had enough discussion.

221 John Orié: Mr. Chairman, can I clarify? The time for discussion is dependent on how  
222 many speakers there are. That is why the Chairman is correct. Once the speakers are  
223 gone through, the time limits are up, and then it is the end of discussion.

224 Ed Delgado: Let's do what we've been doing. We allow for reasonable time for  
225 discussion. Sometimes we have people coming back two and three times because we  
226 still have an hour to burn. We don't want to burn that. We want to use that time to get on  
227 with this meeting and finish in a reasonable time. We kind of know when it is ready. We  
228 are ready to end discussion when you are ready.

229 Yvonne Metivier: Point of order.

230 Ed Delgado: Yes, Yvonne.

231 Yvonne Metivier: I would like the parliamentarian to please address the fact that it is  
232 against Roberts Rules of Order to say when the motion comes. That it is beyond  
233 regulating and controlling this meeting. Please.

234 John Orié: Mr. Chairman, if I could respond to that because it is important?

235 Ed Delgado: I'm going to let the parliamentarian--there has been a request for the  
236 parliamentarian to comment on this issue.

237 Jo Anne House: The question is whether or not the motion is in order because it  
238 identifies when discussion ends and when a motion can be made. It is well within the  
239 prerogative of the General Tribal Council to identify that you would like discussion to be  
240 concluded prior to any motions being placed on the floor. The motion is in order.

241 Ed Delgado: John, your motion is in order. So, this doesn't really change anything, how  
242 we've been doing it. My understanding, Jo Anne, if there is a call for the question and I  
243 recognize it, then discussion would be ended and we would proceed with a vote. Ok,  
244 your motion is in order. Are we ready to vote on that motion? We do have people in line.

245 Linda Dallas: The question has been called for.

246 Ed Delgado: The question has been called for. We're going to vote. All those in favor of  
247 the motion that speakers be limited to two minutes, presentations be limited to 15  
248 minutes, that discussion must be closed before a motion is introduced and for the  
249 Secretary to designate a time keeper. We do have a designated time keeper. Are we  
250 ready to vote? We are going to vote. All those in favor, please signify by raising your  
251 right hand. Thank you. Opposed, please signify by raising your right hand. Thank you.  
252 Motion carries.

253 Patty Hoefft: Mr. Chairman, would you ask Leyne Orosco to verify the vote in the other  
254 room please?

255 Ed Delgado: Can you verify that the motion passed in your room?



256 Leyne Orosco: It was an overwhelming yes.

257 Ed Delgado: Very good, thank you Leyne.

258 Linda Dallas: Mr. Chairman, I respectfully request that you take the abstention votes  
259 when the vote is taken.

260 Ed Delgado: Ok, I will do that from now on.

261 Linda Dallas: Thank you.

262 Ed Delgado: Next on the agenda is...

263 Patty Hoeft: The Yvonne Metivier petition regarding per capita.

264 Ed Delgado: Yvonne Metivier, your presentation please.

265 Patty Hoeft: Mr. Chairman, I'll be designating Danelle Wilson as the timekeeper. She is  
266 sitting behind me on the stage.

267 Yvonne Metivier: Hello everyone, welcome to the meeting. It is always good to see the  
268 GTC. We only become the GTC when we gather together for a meeting, so that is pretty  
269 important. Petition for \$1,500. First, I want to recognize the very first tribal member who  
270 brought the first petition, that is Mike Metoxen and he was helped greatly by Nancy  
271 Pastorino. Mike, are you here? Hello, Mike Metoxen, thank you. I've never done a  
272 powerpoint before but I did it before because I knew that John would do that, the 10  
273 minutes thing, so I thought that was kind of cute so I'm ready. What I want to talk about  
274 on the first page is that in 2011 when we brought the increase wages for the employees  
275 it was because the BC hadn't brought it for five years. It was really something important  
276 that the General Tribal Council did. And when we brought that, for a long time, the first  
277 one that failed in 2010 until 2011 we were told, we have a deficit. We will lose jobs.  
278 We'll lose benefits. The people are being greedy. The employees should be happy to  
279 have their job. At that time, it was fair compensation for all the employees and the  
280 General Tribal Council did the right thing. I want to, on the next one, thank all  
281 the....Danelle, can you help me. I'm sorry. That was fast. I do hope that a lot of new  
282 people come up and speak. I know it would be impossible for everyone to come up to  
283 the microphone and speak. I was thinking last night, gosh, if everybody, 2,000 people,  
284 came up to the microphone for two minutes that would be almost 80 hours. But wouldn't  
285 it be wonderful to hear from everybody? That would be great. Even if you can't get up to  
286 the microphone to speak, your vote is so important. I have a lot of confidence in the  
287 General Tribal Council. You've made some really good decisions over the years. My  
288 next is to thank you, Madelyn Genskow. At the January GTC meeting, she had followed  
289 the legislative procedures act that was on the agenda for two years, to make sure that  
290 the these words that the Business Committee could change laws without the GTC were  
291 not in. And when we got that packet, it was in. Madelyn stood up on the floor and made  
292 an amendment to take that out. This has happened with other tribes where the GTC lost  
293 all their power. Madelyn Genskow, thank you for saving the tribe. Thank you for saving

294 the GTC. She is right over there. My next is, if I can get this right...why do a petition on?  
295 Last December when I was thinking about it, I went and talked to the CFO to find out  
296 about the fiscal impact. And I also found out the resolution that the General Tribal  
297 Council passed in 2008 which says they directed the Business Committee to bring forth  
298 a 10-year plan for us on. But it said prior to 2012. I then realized that the Business  
299 Committee had not followed the directive of the General Tribal Council to bring us a  
300 plan prior to 2012. So when some tribal members do the petition, I said ok. The General  
301 Tribal Council, once again, has to step in. The Chairman of the Tribe was having coffee  
302 with my neighbor, Theresa Reed. He was explaining to her about how expenses have  
303 gone up in the tribe. Theresa Reed said so have ours, Mr. Chair. So have ours. And I  
304 thought that was a very good perspective. I want to talk a little bit about what the tribe  
305 does well. We do gaming very well. We make a lot of money for the tribe. The One  
306 Stops are always a profit for the tribe. Delivery of governmental services, protecting our  
307 trust funds and so much more, so thank you to all of you who work hard to make money  
308 for the tribe. Thank you to all of you who spend it prudently for us so that we can benefit  
309 from all of the money and resources. What has the new BC done? It enforced a 2002  
310 GTC directive that the General Tribal Council did not want a General Manager. That has  
311 meant that now our leadership, the Business Committee, makes the decision for us, the  
312 General Tribal Council, instead of management. That is a very basic restructuring that  
313 was asked for more than 10 years ago. It has stopped bad investments, just investing  
314 money for the sake of investing money. We have a new Chair who is honest, clear  
315 headed and fair-handed and addresses overspending, wasteful spending and  
316 corruption. The Chair has called for improved development and housing for tribal  
317 members. I must say that the priority for this Chair and some of the Business  
318 Committee is to protect the sovereignty and the Oneida people and their value is to be  
319 honest and open and if there is a problem, fix it. I think that is a pretty good priority and  
320 a pretty good value system. I also want to say that this Business Committee is left with  
321 bad decisions made by previous Business Committees. And so are we. What are some  
322 of those bad decisions? It's more than just Airadigm and Plexus. For almost 20 years,  
323 we absolutely threw \$500 million down in the toilet and got nothing for it. No apologies  
324 from leadership. It is good now that we have stopped the bad investments to some  
325 degree. What does the tribe continue to do not so well? Seven Generations and  
326 Thornberry Creek. Seven Generations was established in 1996 to make money for the  
327 tribe. Since 1996 Seven Generations is in the hold and owes the tribe money. The  
328 audits which we get on a semi-annual basis, all that we know about our tribe, is what we  
329 get in the audits and in the annual and semi- annual reports. 2008, we lost \$4 million to  
330 Nature's Way. 2009 gave tribe's \$30,000 approximately. You all have this in your  
331 booklets, not today but in the past. 2010 gave the tribes \$70,000 approximately; 2011,  
332 no money to the tribe; 2012, no money to the tribe. We don't have a 2013 audit yet, but  
333 we do know that they claim to the City of Green Bay that they spent \$4 million that will  
334 be a loss if they don't retrieve it. The BC voted, I just learned last week, to put aside  
335 \$750,000 for their legal fees and now they want \$33 million for this new project. Seven  
336 Generations will tell the General Tribal Council that they are making money but the  
337 paperwork, the evidence, does not support their untruths. Seven Generations is losing  
338 money for the tribe. Thornberry Creek Golf Course, the playground of privileged Oneida  
339 Tribal members, the audits show that since purchase in 2008, the tribe has realized no

340 profit, and lost \$5 million a year in operating costs alone. That is \$20 million plus  
341 construction costs and repairs. Here is an example of bad decision-making the  
342 Business Committee--in 2008, the General Tribal Council, in a meeting chaired by  
343 Gerald Danforth, voted to pursue the purchase of Thornberry Creek Golf Course if the  
344 covenants were lifted, if the covenants were lifted. That summer, a Supreme Court  
345 judge down in Milwaukee did not lift the covenants. In the fall of 2008, Chairman Rick  
346 Hill advised the BC to go ahead and purchase Thornberry Creek and the Business  
347 Committee did. One Councilman, Ed Delgado, voted no because the decision had to go  
348 back to the GTC. The BC voted to buy Thornberry Creek and did not follow the  
349 agreements with the General Tribal Council to bring it back to them and to not purchase  
350 it if the covenants were not lifted. The GTC made a good decision. They said don't buy  
351 it unless those covenants are lifted. But the BC did not follow the direction of the GTC.  
352 That is not good. What has the GTC done well? Since 2008, when we started the  
353 stipends, the BC has become informed about its government and leadership. As the  
354 supreme governing body, it makes good decisions when in session as the General  
355 Tribal Council with the information given by the semi- and annual reports and the audits.  
356 One thing that has changed with this new BC, it is, no longer tell us, you have to show  
357 us. You have to absolutely prove to us that what you are saying is correct. The Oneida  
358 tribal members spend money wisely on clothes, milk, bread, gas, rez cars. I have a rez  
359 car. And lastly, I want you to look at that resolution again. That is why we are here. The  
360 General Tribal Council is here to do the job that the BC didn't do. They were supposed  
361 to come before us before 2012 with a 10-year-plan. Here we are. I am asking you to  
362 support, for three years, while this Business Committee resolves the money that we're  
363 losing, the millions we are throwing away, they're trying hard. It needs to be done. We  
364 are spending \$20 to \$40 million a year that we don't need to be doing. We should be  
365 getting a \$3 million year profit from Seven Gens. They have \$30 million dollars of our  
366 real estate. They are supposed to generate income, not borrow from us, not lose  
367 money. If we could stop that loss, we would be all very, very comfortable. I hope you  
368 consider this plan. It is the only one on the floor. Once again, I enjoy seeing the General  
369 Tribal Council. I honestly wish I could hear from each one of you because it is  
370 interesting. You know what is going on and it is always a pleasure to hear your wisdom,  
371 thank you. Sorry about that powerpoint thing. I never did one before.

372 Ed Delgado: We have a presentation from the Treasurer and the CFO.

373 Larry Barton: Good afternoon, General Tribal Council. Thank you for coming. If I could  
374 at least acknowledge our passing of our employee in Central Accounting, Mr. Les  
375 Anderson who passed away last week. If you could keep a prayer for his family to mind,  
376 during their tough time. Thank you. We will have our Assistant CFO, Ralinda Ninham-  
377 Lambries, provide the presentation with regards to our plan. It is important to note that  
378 we were on the agenda January 7 for adoption. Unfortunately, due to timing and the  
379 lengthy discussion in regard to the judiciary, we were unfortunate in not completing the  
380 business at that time. Furthermore, we did present in July at the semi-annual, and also  
381 at the budget meeting. We did make, what we felt was a good faith attempt to inform the  
382 membership of the plan. This will be the third occasion to which we are going to present

383 these options. At this time, I will turn the powerpoint over to Ralinda and then we'll field  
384 questions thereafter. Thank you.

385 Ralinda Ninham-Lambries: Sagoli, thank you for the opportunity to present the plan to  
386 you. Just to give you a little background, yes, resolution 5-10-08A did direct the  
387 Business Committee to come up with a plan for 10 years. The Business Committee  
388 asked the CFO to put that together. The CFO created a team. The team submitted two  
389 surveys to the General Tribal Council. One was at a semi-annual meeting and one was  
390 posted on the internet. Based on that information, we came up with a plan that we  
391 thought the General Tribal Council could support. The options were presented to the  
392 General Tribal Council at the fiscal year 2013 budget in September of 2012. The first  
393 one is called OBC Plan One. It is a based rate plan. IT is \$800 per year and then the  
394 \$800 would receive the possibility of a 2% adjustment based upon the cost of inflation  
395 or the CPI index. The fiscal impact of that plan in 2014 would be \$13.7 million. This is  
396 what the payments would look like. Starting in 2014, it would be \$800 assuming that the  
397 inflation goes up by 2 or more percent each year. General Tribal Council would receive  
398 a 2% increase on that \$800. 2015 would be \$816, \$832 and so on up until 2024 where  
399 the payment would be \$970. The second option is called OBC Two. And what this plan  
400 is, is a percentage of net profit for gaming and retail. That is what funds, is gaming and  
401 retail profits. Based upon 2014, the 2014 payment would be approximately \$981 based  
402 upon the current 2013 budget. The fiscal impact would be about \$16.5 million. Which is  
403 compared to \$20.6 million, the current \$1,200 payment. This chart shows you how the  
404 payments would be calculated. If we look at 2013 projected, gaming is projected to have  
405 \$215.3 million in revenues. Their cost of operations is \$99.7 million. We have to pay the  
406 state compact fee that is \$8.3 million. They have capital expense requests of \$7.1  
407 million. So their net profit at the end of the year is anticipated to be \$100 million. Retail  
408 net profit, total revenues projected at \$85.7 million. Their cost of operation including the  
409 cost to purchase the goods they have to sell is \$75.3 million. Their net profit is  
410 anticipated to be \$10.4 million. If you take the gaming net profit and the retail net profit,  
411 total them together, that is \$110.5 million. 15% would be \$16.5 million. There is an  
412 estimated 16,896 members that would be \$981 per member. If you look at the results  
413 from 2012 forward to 2014, you can see that each year, gaming and retail are doing  
414 better. The General Tribal Council would receive an increase in there had this plan been  
415 in effect in 2012. 2012, their payment would have been \$913, 2013 payment would  
416 have been \$946, 2014 the payment estimated to be \$981 or 3.69% increase over 2013.  
417 This is what the graph looks like of the payments from 2011 forward. The resolution  
418 does have specific wording into it to protect the tribe and our compliance with debt  
419 covenants. The plan would be for five years with the ability to extend for an additional  
420 five years dependent on financial conditions. The plan or distribution will not cause the  
421 ratio of the recourse debit to earnings before interest taxes depreciation and  
422 amortization. At gaming enterprise to exceed 7.521, this is all required to comply with  
423 our debt covenant with the Bank of America. The fixed charge coverage ratio shall not  
424 be less than 1.05 to 1. The plan shall be suspended in any year where earnings before  
425 interest, taxes, depreciation and amortization for gaming enterprises is less than \$80  
426 million. That is required in order to avoid not compliance with the debt covenant. If the  
427 tribe is in noncompliance with the debt covenant, the Bank of America can call the entire

428 debt due and the tribe would have to come up with \$39 million to pay off that debt.  
429 Basically, it is a corporate credit card. The green line is our total revenues anticipated  
430 from 2014 to 2024. We'll hope the line looks like that. We'll hope it continues to go up  
431 like that. The purple line is the cost of OBC One. Where there is a gap between the  
432 green and the purple line, the organization will have to cut expenses to make up that  
433 gap. The red line is OBC Two. That gap, again, any gap between the green line and the  
434 red line will require cost containment items to be implemented in the budget by the  
435 organization to be able to afford the cost of programs and services and the payment. I  
436 just want to give you a little information on how we do the budget, how we come up with  
437 the numbers for, how you come up with the amounts for services. Gaming has total  
438 revenues in 2014 they've done their budget; they estimated their total revenues to be  
439 \$206.6 million. Of that \$206.6 million, \$111.24 million goes to keep the operations open  
440 and running; it goes for heat, lights, electricity, salaries, and fringe benefits. Their net  
441 profit is \$95.37 million. Retail total revenues are estimated \$79 million of which \$70.4  
442 million is for operations and \$8.65 goes to net profit. That net profit is what we use to  
443 pay per capita and to afford programs and services. All together that net profit is \$104  
444 million. Of that \$104 million, \$50.6 million goes to mandates. \$26.8 would be for  
445 general. If the \$1,500 petition were accepted, that is the total amount for mandates.  
446 \$17.9 million goes for education and a small \$4.42 million is for elder. The \$1.48 million  
447 is for GTC stipends. The top line on this graph is gaming revenues. They started very  
448 high in 2007 and you can see they are slowly declining. The red line is the line of what it  
449 costs to keep gaming open. The green line on this graph is the cost of mandates. The  
450 gap between the green line and the red line is what used to fund programs and services  
451 and keep the nongaming operations open. The closer the green line moves to the red  
452 line, the less we have to keep operations running. Other factors to consider are  
453 sequestration which hasn't been entirely incorporated into the budget yet. That can be  
454 estimated of five to seven percent degree of federal grant dollars. Those federal grant  
455 dollars often times are used to directly fund services. We have to find a way to come up  
456 with additional tribal contribution to keep those services at the same levels we've been  
457 blessed to experience. The additional operational costs for the new Oneida Resident  
458 Care Community is estimated to be approximately \$2.5 million, that is not incorporated  
459 into the budget yet. That is additional tribal constitution we need to come up with.  
460 Importantly, the second quarter of 2013 we did not meet the requirements of our Bank  
461 of America loan agreement due to the transfer of cash from gaming to fund programs  
462 and services. We have about \$14 million reserve. To put that in perspective, if  
463 something drastic were to happen to the tribe that would pay approximately eight weeks  
464 of payroll and tax expense or nine weeks of our vendor's expenses. Putting the budget  
465 together this past Friday, shows we have a deficit of \$29.1 million on revenue estimates  
466 of \$430 million. Debt and mandates of \$63.8 million and the expenses to maintain  
467 operations and provide services of \$395.2 million. This graph shoes you what would  
468 need to be cut from tribal contribution should the \$1,500 plan go through. It would be  
469 approximately twenty percent across the board cut to those services. This is what our  
470 balance sheet looks like as of March 31, 2013. The important thing to note in is that  
471 almost two thirds of the worth of the tribe is in land, buildings and equipment. It is not in  
472 cash. Thank you.

473 Tina Danforth: Thank you, Ralinda and Larry for your participation in the presentation to  
474 give everybody some information regarding the proposal before you. You all know there  
475 are three options right now. The \$1,500 petition request, the 15 percent request and the  
476 800 flat with 2% request. I just want to make one comment regarding the presentation  
477 by the petitioner. She says that the Treasurer's Office was not giving information  
478 necessary and that we would provide information to show information that we can't  
479 afford it. We are not trying to show that we can or can't. We are just trying to give you  
480 the numbers, period. We are very unbiased about this. The numbers are real and they  
481 are factual. We're not trying to sway anyone's opinion on anything by the numbers that  
482 we present today. It says that the Treasurer has not provided key performance  
483 measures or monthly reports. That is not true. That information is provided to my office  
484 by the Finance and that information is reported to the Business Committee, quarterly.  
485 Not sure what she is looking for in key performance measures but we give you the  
486 actual numbers. Where we are at, what our funding sources are and what are our  
487 expenses are on a quarterly basis is done to the Business Committee, it is on record.  
488 There is not a whole lot more we can do to give you the actual number as to where we  
489 are. We do our best to provide information to General Tribal Council and to the  
490 Business Committee as whole. I just want to say that I appreciate the work of the staff  
491 that we have and we are very fortunate we have tribal members to hold the position of  
492 CFO and Assistant CFO and to assist my office and General Tribal Council in giving you  
493 the most accurate and up to date information that we can. Thank you.

494 Larry Barton: If I could oblige a moment to also give insight as to some of our assets  
495 that are unfortunately struggling. Tuesday, I believe it is out on the member's website,  
496 we also have to backstop the Radisson--that is public information in a sense. This  
497 lodging business has been double-tough the last five, six, seven years. The operation  
498 has made deep cuts but they are behind on payables. They will approach the  
499 Committee for a seven-figure-loan in excess of a million dollars. The problematic notion  
500 of which we continue to get hit with planned or unplanned commitments puts more  
501 pressure on us, I just want to note that as well. Thank you.

502 Ed Delgado: We are going to open discussion on this issue before motions. I think we  
503 can do that, JoAnne? Let's just have some general discussion until you decide. I'm a  
504 little bit unsure how to do this because we have three different issues here. Two of them  
505 regarding what the Business Committee is recommending-- one is \$800, the other is a  
506 percentage and then we also have the petition. I think I need some guidance on this.

507 Denise (last name unidentified): Privileged question? This is to the BC. My name is  
508 Denise and I just have a question. We talk about cut backs and things like that. There  
509 are still things that confuse me because not everybody is making cutbacks in their  
510 spending. That isn't brought up. Some of it is still again, the traveling expenses. And  
511 there are other cutbacks that can be made within the tribe. Why is some of the higher  
512 management not making those cutbacks but the rest of the GTC tribe has to make  
513 those cutbacks? And that is just my question; I'll leave it at that.

514 Tina Danforth: Can we respond quickly?

515 Ed Delgado: Tina?

516 Ralinda Ninham-Lambries: I would like to say that in 2012, the total travel expenses for  
517 the entire organization were less than \$900,000 for the entire organization, for all 2,896  
518 members. We are making cuts where they can be cut. There is not a whole lot of fat left  
519 to cut.

520 Ed Delgado: I'd like to add to that too. Approximately six weeks ago, the Business  
521 Committee cut their travel expenses by 23%, I believe. We anticipate by the end of the  
522 fiscal year we'll cut about 40% and also gaming has cut their expenses significantly over  
523 the last 3 years. Doug Skenandore?

524 Patty Hoeft: Mr. Chairman, you started in the middle so the next speaker is going  
525 toward your left. Pat.

526 Ed Delgado: Pat?

527 Priscilla (last name unidentified): I wanted to say that it always confuses me because I  
528 wish that I could really believe the people who are running the tribe and what happens  
529 is that you hear so much about this taking from us and hiding things from us and it  
530 seems to me that I know there are, I feel that there are people that are on the boards  
531 that are real honest but sometimes the most honest ones are up against some real hard  
532 noses who have agendas. I'm not sure what those agendas are but it always appears  
533 that you want us to pay for it. And so that when we ask for this kind of money, whether it  
534 is \$1,500 and you want us to go for \$800, it is not like there are violins playing for you.  
535 Nobody is going to get out there and say, oh poor, because you always in all the years  
536 that I've been coming up here, you always scare. You always threaten. You're always  
537 cutting our throats. I know for a fact that when I was first coming up here for the General  
538 Tribal meeting, I was not for that at all. There was so many of us that were. Filled up the  
539 schools, do this and do that. You know what happened? People were taking left and  
540 right and here we sat, giving our hearts to you and so when we come to this day now  
541 after all these years, I think you are going to have a tough time with all these sob  
542 stories. I'm not saying they're not true but it is really sometimes hard for to really believe  
543 you because we're always getting.....

544 Ed Delgado: Time is up. Thank you. We have a gentleman in the overflow room.

545 Patty Hoeft: Leyne, is there a speaker in the overflow room? Could you get into the  
546 camera to tell us yes or no?

547 Leyne Orosco: No, I do not have a speaker here. He changed his mind.

548 Ed Delgado: Doug Skenandore?

549 Doug Skenandore: I would like to say that we have to look at all our people. The  
550 majority rules and that is why we are here. One of the majorities is the little children. We  
551 see them coming to schools not functional, not ready to go. Their parents don't have

552 enough to make ends meet. Others are going out and working hard and the kids have to  
553 fend for themselves to even go to school. We need help. We should be having wind  
554 turbines put up to reduce our electric bills. We should have our own nice grocery store  
555 that we can go in and get reduced prices. I know I see that there is \$500 million shot,  
556 that is gone but I'm not in favor of emptying the dump truck just because there is a lot of  
557 bad decisions. We have to recover from that and start making good decisions. Those  
558 decisions, like I say, have to be for the people. So that \$1,500 is looking pretty good.  
559 Thank you.

560 Ed Delgado: Doug, I'd like to add something to what you said about the bad decisions.  
561 In 2007 tribal member John Powless brought forward a petition that created this  
562 General Tribal Council, recreated it, made it into a decision-making body that nobody  
563 can fool with anymore. You have 2,000 people who show up at these meetings. Since  
564 2007, the tribe has not invested in any bad investments that turn out to be big losses  
565 because we come before you and since then, those have not happened. Thank you. I'm  
566 going to ask that we allow Vince to say something, then Brandon and then we'll go to  
567 Madelyn.

568 Vince DelaRosa: My comments are brief. Ed just talked about history in terms of  
569 operational performance. I don't doubt any of the words that Ralinda, Larry or Tina  
570 share. I am familiar with the numbers. I have recent budget numbers here. I know that  
571 we have issues. I just look at going back to 19...you look at diversification needs, we've  
572 known since 1988 that we needed to diversify and we have not. You look at 1982 when  
573 issues came up regarding the tobacco enterprise, 31 years. We've known we needed to  
574 make change, we have not. We know for the last 12 years we needed to restructure, we  
575 have not restructured this organization significantly enough. In the wake of all of this, I  
576 see no new housing options. We know that there is a housing need but we can't seem  
577 to address those. See no new job opportunities. Tried to bring Suzuki out here many  
578 years ago, but nope, we couldn't do it. Growth opportunities, there is nothing.  
579 Underperforming operations that are allowed to continue on and on and on. At what  
580 point do we say it is enough? I made a comment to the CFO on the way in, I said, do we  
581 at some point create enough of a financial pressure downward where we finally  
582 restructure and cut where we need to at some management levels, not on behalf of the  
583 people? So I think that is significant. I think the employment base has done an  
584 outstanding job to keep things moving but we have to turn things around and maybe this  
585 is the type of pressure we need to finally force us to restructure. Thank you.

586 Ed Delgado: Brandon?

587 Brandon Stevens: Good afternoon. If you noticed, I voted against the main motion to  
588 adopt the agenda, having these petitions moved forward. I wanted to talk about tribal  
589 priorities first and making sure that we understand from the General Tribal Council's  
590 perspective what is most important for us. So when a petition like this comes forward,  
591 we know what is most important so we can protect what's in the organization so we  
592 don't have to cut some of those things. We can cut travel, we can cut a few managers,  
593 and there are not a lot of managers out there. There is some that need to go, there are  
594 some front liners that need to go, and maybe some of us need to go. But the thing is,



595 we need that direction from General Tribal Council and we need to hear from you guys  
596 what the priorities are so when it comes to making a big decision like this right now, we  
597 know where to cut from. We know what is most important to you guys. If we give you  
598 guys a bigger per cap then that reduces programs and services to those kids that can't  
599 make it to school, the kids that don't have shoes. That is what happens. That is the  
600 reality. I don't like it either but it has to come from somewhere. We provide everything  
601 for the tribe so how do we do that efficiently? That is the tough decision that we have to  
602 make up here. It is an unpopular decision, so we can't do both. That is why they are  
603 always saying, we scare you guys. We'll find the money. We'll find I, it is just a matter of  
604 how we'll find it. We can't tell gaming to make more money because the recession is  
605 just barely getting over. There is not a lot of disposable income, people want to come in  
606 here and spend their money. We can cut our wages too. That is only going to be a little  
607 bit. We're looking at going into 2014 at a \$29 million deficit. All those things are just  
608 pocket change so what do we do? That is why we talking about tribal priorities first.

609 Ed Delgado: Brandon, thank you. Madelyn Genskow?

610 Madelyn Genskow: I'd like each member of the Business Committee, starting over here  
611 with Paul Ninham to express which plan they endorse and why. I guess you can skip  
612 Vince and Brandon because they already said what they were going to say.

613 Paul Ninham: I want to thank you, Madelyn, for asking that. I just want to address  
614 General Tribal Council this afternoon. It is good to be in front of you this afternoon. I'm  
615 in favor of the \$800 plan. I don't think that we are going to be able to afford the \$1,500  
616 plan but as it was stated here a little bit earlier, I'm certainly going to be in favor of what  
617 it is the General Tribal Council wants to go ahead and whatever plan to move forward.  
618 That is where I'm at. I'm certainly in favor of the \$800 plan.

619 Melinda J. Danforth: Good afternoon, General Tribal Council. I appreciate the  
620 opportunity to address the question from Madelyn. I've always supported a plan that  
621 was fiscally responsible. When we look at the numbers that Brandon proposed, the \$29  
622 million deficit going into this year, looking at the budget, we've been able to cut but we  
623 get into the cyclical type of behavior whereby if we decide that we want to cut a certain  
624 program then somebody petition's and comes to General Tribal Council and says not  
625 that program. And then of course, we don't want to cut tribal jobs so if a program has  
626 tribal jobs in it, then we come back and they're saying you cut this program that has  
627 tribal jobs so now we want more per cap. We go into this vicious cycle of continuing to  
628 go through this process whereby we haven't changed. I seen that done, not just in this  
629 generation but since began. So from my perspective, again being fiscally responsible, I  
630 support the \$800 whether it is the percentage or a flat \$800, but I too will abide  
631 whatever General Tribal Council decides. It is your decision. We just want to make sure  
632 you have all the accurate information about what we are facing in this budget cycle. I  
633 know that some of our tribal members still feel the pain and anguish from the  
634 investments that have occurred over the last 20 years. Brandon and I were talking, we  
635 were just getting out of high school when some of these investments were done and  
636 over with and we don't remember the discussion. We were just at the tail end and  
637 learning about them. But yet, we're still being punished for that. I thought that was taken

638 care of when we spent the savings of \$89 million, when we approved the \$5 and \$10  
639 million per cap. When we talk about that and people say, you are using scare tactics  
640 with layoffs and the possibility of us not finding the money. The last time we've been  
641 able to tap our savings, we \$90 million in our account or \$99 million or something. We  
642 took it from our savings account. Now we don't have a savings account. We have about  
643 \$14 million in it. We're not going to tap it. Where are we going to get it from? It is going  
644 to be program and services this time. Of course, I don't want to scare nobody but that is  
645 the reality. Where are we going to get it from is the question.

646 Ed Delgado: Ok, Melinda. Thank you.

647 Madelyn Genskow: Mr. Chair, please do not skip over the Treasurer, Tina.

648 Brandon Stevens: You heard my speech already. I'm in favor of the \$800 with the CPI  
649 index.

650 Ed Delgado: I also am in favor of the \$800. Realizing that there is room to negotiate  
651 here, the high is \$1,500, the low is \$800. We can come in between. We should always  
652 negotiate is always a good idea. I would accept a motion that comes between those.  
653 Also, hold on, this is my two minutes. I was very proud of my daughter the other day. I  
654 went to her house and tried to convince her that we can't afford this \$1,500 per capita  
655 and she already knew. She's 23 years old and she already knew we can't afford it. She  
656 said it doesn't make any sense to ask for more money when we're making less money.  
657 We are making less money, we're not spending more money, we're making less money.  
658 She also said that her classmates, the twins, realized that too. Those kids went to tribal  
659 school, they know that they're supposed to be thinking now of their children and their  
660 children's children, for the next seven generations. To make sure that they have things  
661 good, like we have it good now. We have it good now and we need to use our good  
662 minds to ensure that we conserve our resources so those kids and yet unborn have  
663 what we have today. So I'm proud of those young people, those young graduates of our  
664 Tribal schools. Thank you.

665 Greg Matson: Well, I have to start by saying I've never been in favor of any per cap. But  
666 if we do have to have a per cap, then I believe it needs to be monitored and based upon  
667 what we have available. It's been obvious to us from the financial area that this is what's  
668 available. That's it. So that's where the decision needs to come from and if there's  
669 another option, it's not on the table. I'm in favor of the option that allows us to use the  
670 resource that we have and the professionals that we have and make the decision based  
671 on that. Thanks.

672 Vince DelaRosa: I already spoke so.

673 David Jordan: Mine is a lot of different things. I'm a business person so I'm going to be  
674 the one that's going to be the one, kind of the more responsible one. I would like to see  
675 the \$1,500 but with the \$1,500, we have \$97 million that we're in debt. It would be nice  
676 to see more of a per cap if we got our debt paid off. I was the only one on this  
677 committee who suggested that we take one year off to get our debt paid down and be

678 responsible. There's 15 tribes in the United States that are actually on the shit list for  
679 their finances and that's not being responsible as a tribe and a lot of things are at stake  
680 for those tribes right now--their sovereignty and losing their gaming. I don't ever want to  
681 see that happen to Oneida. We had a food summit here last week. Had several tribes  
682 come here and they took a tour of our reservation and they could not believe what we  
683 offer our tribal members. They were totally surprised of what we offer for this tribe and I  
684 know we're a very rich tribe and I don't ever want to lose that. So I just want everybody  
685 to be responsible today and actually think what's really at stake here for our future. I'm  
686 not going to say I'm going to support either one of them because I say I would like to  
687 see a per cap, but we also have to be responsible as a tribe. We don't want to be on  
688 that list. Thanks.

689 Patty Hoefft: My name is Patty Hoefft. I agree with Councilman David Jordan that we  
690 should take one year off from per capita. People 62 and older will still receive, I think,  
691 it's about \$2,000 a year if you're 62 and older--that's about \$4 million dollars. I think  
692 there's another payment tied to that, but for the rest of us, I would prefer that we take  
693 one year off. We borrowed money for the long-term care facility. We could have self-  
694 funded that. That was \$19 million dollars and there are many things that need  
695 investment, especially in this time of the economy. The Radisson, the casino--all of  
696 those entities need investing in now in order for us to prepare for another really bountiful  
697 future, the kind that we enjoyed through the 90s. So my preference is no per capita for  
698 one year and next year we consider something that's responsible.

699  
700 Ed Delgado: Hugh Danforth and then the man in the overflow room.

701  
702 Tina Danforth: Excuse me, Mr. Chairman. Hello?

703  
704 Hugh Danforth: Thank you...

705  
706 Tina Danforth: Hello? I'm sorry, but I didn't get my chance.

707  
708 Ed Delgado: Ok, we forgot Tina, and then Hugh and then the man in the green shirt.

709  
710 Tina Danforth: Sorry, but I wasn't sure if this microphone was on. My perspective on per  
711 capita has been long-standing and my perspective, I was fortunate to be interviewed by  
712 the Kalihwisaks this past month and my perspective remains. I believe per capita is one  
713 of the items that we provide that has shared interest where everybody can get  
714 something from the resources of the Tribe, versus not being able to get housing or jobs,  
715 educational benefits, health benefits. There are a lot of tribal members who aren't able  
716 to take advantage of all the resources that we have because they don't live here, or  
717 can't live here. I've always said if all 17,000 members came home tomorrow, what  
718 would we do? We wouldn't be able to house them, to feed them, to provide them jobs,  
719 health care, education. So I think it's one of the few things that we do, is per capita that  
720 everybody gets to benefit from equally, at least as equally as we determine. Because I  
721 know the elders get a different amount and the minors get their money put into a trust

722 account. So I believe that per capita is an opportunity for everyone to benefit from the  
723 resources of the tribe. Everything we do is because of our overall membership. When  
724 we apply for grants, we use the numbers of the entire membership. When we go for  
725 financing, we include the membership because we have some responsibility to our  
726 membership. When we do a tribal allocation plan, which is the per capita plan that the  
727 Feds have to approve, we take into account every single member of this tribe. So I've  
728 always been an advocate of per capita and I will continue to do so. Question today is  
729 whether or not we can afford an increase or decrease, or should it be the same? Some  
730 of my peers said no per capita. I don't support that. I was hoping it could stay the same,  
731 but the options are one, two and three. So if I had to pick today, I would pick option 2  
732 and it's because it based on a percentage of gaming revenues. There are other  
733 revenues that we generate from Retail and as some of you are aware of...

734  
735 Ed Delgado: Ok Tina.

736  
737 Tina Danforth: We were able to get the "triple A minus" bond rating for our retail  
738 revenues.

739  
740 Ed Delgado: Tina, Tina

741  
742 Tina Danforth: So I'm sorry I'm being too long. Ok, option 2.

743  
744 Ed Delgado: Thank you, Tina. Hugh, could we do Pearl first and then you because  
745 she's?

746  
747 Hugh Danforth: Sure.

748  
749 Ed Delgado: Ok.

750  
751 Pearl McLester: I'm on the ONCOA board and you know our elderly people get a lot of  
752 good things coming through the boards that service our elderly people and I don't  
753 understand why the per capita that we're getting should be satisfied to every one of  
754 you? Why should you have to be more? You younger people can get out and work yet.  
755 You got older people, we got older that cannot work no more. I'm 91 years old and I'm  
756 still trying to do things within the tribe to help my elder people that can't get around like I  
757 can. It really behooves me when I think of people, that all they want is more, more,  
758 more. We got so much from this tribe given to us, just given to us. We've not earned it,  
759 it's been given. We've got people up there I've known since they were little kids, but  
760 sometimes I wonder...where their brains are. You know? It's true. You don't always  
761 think of what tomorrow brings. You know I can live for today, what about tomorrow.  
762 We've been talking about that for years and years. I hope you people remember that  
763 when you think of raising more money to put in your pocket, they're going to have more  
764 money in their pocket, just like we are. They aren't going to sit back, you know? So I  
765 hope and pray that all you people will take it to hear t and remember what we've been  
766 given should be enough. Thank you.

767

768 Ed Delgado: Thank you very much, Pearl. Hugh?

769

770 Hugh Danforth: For sure?

771

772 Ed Delgado: For sure this time, promise.

773

774 Hugh Danforth: Ok. The first presenter talked about protect the sovereignty of our nation  
775 and she talked about evidence too, and it should be evident that sovereignty should be  
776 our primary concern because without sovereignty, we would not exist. When it comes to  
777 sovereignty, we do have resources, you know. Resources like trees are resources,  
778 water is resource, land is a resource, sovereignty is a resource, money is a resource.  
779 And when you can put money and exchange that resource to our sovereignty, and right  
780 now we have a debt of \$97 million, my gosh. I mean, it doesn't take a rocket scientist  
781 and you can't keep forever cutting jobs, jobs, jobs, because the casino was built on the  
782 premise that it was going to be jobs for our people here in Oneida. And that's what we  
783 should be looking at. So we can talk about cutting jobs and the first jobs that happen are  
784 discretionary jobs and those are the jobs that are our people are involved in. Money  
785 should go to strengthening our land. It should go to strengthening our sovereignty.  
786 Reducing our credit card debt would strengthen our sovereignty, so I am in favor of  
787 BC's option number one for the \$800. I know that there's a lot of feeling for, maybe  
788 there shouldn't be any, but and that was my point, at one time. But you know there's--  
789 we can do this and have a per capita too. But we do need to do something about our  
790 debt.

791

792 Ed Delgado: Thank you, Hugh.

793

794 Hugh Danforth: You're welcome.

795

796 Ed Delgado: We have a man in green in the overflow room.

797

798 Carl Barnes: Finally.

799

800 Ed Delgado: Could we get your name please?

801

802 Carl Barnes: Earlier you said that Thornberry Creek was a bad decision and we're not  
803 making any money off Thornberry or whatever. I just want to know what you're doing to  
804 get the word out about it, other than a few little white pickety signs on roads and  
805 residential neighborhoods, nothing really public. As an employee of Thornberry Creek  
806 myself, most of the customers I talk to have all either been going there, they've been  
807 there before, or they're brought by a friend. There's nobody new. It's all we got.  
808 Thornberry's just going off the regulars and it's the same money. The same money isn't  
809 new money. I was just wondering what you're going to do about advertising more. I  
810 guess help get the word out for new customers. I mean, we got enough One-Stops  
811 around. Like, what is it to take a picture of Thornberry and throw up a little cardboard  
812 cutout? I'm sure that's not thousands of dollars. Or, like we got these, we have

813 commercials about the Oneida Casino. What is it to take two seconds at the end and be  
814 like, hey by the way, we own Thornberry too, go check it out?

815  
816 Ed Delgado: Joanie Buckley, are you here? Could you address this young man's  
817 concerns about advertising? I know you're in charge of some identification signs.  
818

819 Joanie Buckley: Thank you very much. Joanie Buckley, Internal Services. As far as the  
820 advertising is concerned, a lot of the different corporations have advertising within their  
821 budgets. The casino does, the One-Stop does. However, we do have joint marketing  
822 also and they look at the Tribe as a whole and they try and promote some menus for  
823 that. With all of the assets that we have, they look at the Tribe and do...

824  
825 Ed Delgado: General Tribal Council, let's be respectful. She's providing answers.  
826

827 Joanie Buckley: Thank you. Tourism also has a budget and so they look at different  
828 venues for it. If you looked within your seat, they're promoting the different tourism  
829 entities throughout the year. They also have put together some ads that run on the TV.  
830 They run next to the local news casts. They also run it at the stadium, at the Packers  
831 game and Thornberry has been in the ads there. So we're all trying to work together  
832 and use the buying power of the Tribe as a whole to develop ads and to place them.  
833 First is individual and let me, just let me explain that and I appreciate your questions on  
834 it. Whenever you have the Tribe, we can buy for a discounted rate when we put all of  
835 our nickels together. That's what joint marketing does. They bring some monies from  
836 different entities.

837  
838 Ed Delgado: Thank you, Joanie. Tom Espinosa?  
839

840 Tom Espinosa: Hello, my name is Thomas Espinosa. Yeah, I realize we got to utilize  
841 stronger marketing strategies. That's one thing that'll put us out of a deficit. We also  
842 need collective bargaining and sacrificing. Let's look to the seventh generation people.  
843 Let's not think about ourselves and our narcissistic views, but about the future  
844 generations to come. Let's sacrifice. If that means going without a per capita for five  
845 years, let's do it. Let's do more with less. It's about these children. It always will be and I  
846 ask for all endorsement for I will be running for Gaming Commission. Enjoy.  
847

848 Ed Delgado: Thank you, Tom. Paul Smith?  
849

850 Paul Smith: Yes, good afternoon. Is my mic on? When I looked at these options, I seen  
851 something in our pre-material that was mailed to us and one of the things that I seen  
852 that there was about a hundred surveys returned. And I thought a hundred surveys?  
853 You know, there's 1,500 to 1,600 of us here now so I didn't really pay attention to the  
854 survey piece at all, but I heard these options here, these three options, and I want to  
855 propose two options. The first option certainly will probably not be very familiar, but one  
856 of the things that we talked about, and I heard several people mention it, it was about  
857 the disadvantaged and the financial needy. And there could have been actually a draft  
858 that showed that as far as household income and what that would actually cost.

859 Because not all of us need the \$1,500 every year, I agree. The other thing I want to  
860 mention, and please as they say, how do they say that? Don't shoot the messenger, or  
861 kill the messenger? Don't even hurt this guy because he's getting old right now. But for  
862 years now, and I think it's a priority within our GTC, it's the membership and how we  
863 identify ourselves. I've heard recent discussions in circles about reducing the  
864 membership to a eighth and probably eventually we'd actually go to descendant of and  
865 boy, that's really watering it down. I know that other Tribes and nations are already  
866 doing that, but if we're going to actually identify ourselves by full-blood, half-blood,  
867 quarter-blood, then I say pay them accordingly. Pay the full-bloods the full amount, the  
868 half-bloods, half the amount and the quarter-bloods a quarter. Thank you.

869  
870 Ed Delgado: Ok. Ernie Marlewski?

871  
872 Ernie Marlewski: I just want to say that I'm totally against the per cap any which way,  
873 dollar, whatever. I'm one of the 126 that voted the first time at the Turtle School for the  
874 big one. Here's where we're at now, talking deficit. What we really need to be doing is  
875 everybody that's worried about housing, if you want housing, in reality, come back and  
876 maybe we can build a house. Rather than having the outside contractors coming in and  
877 taking away your homes, your jobs, that's the reality of what we need. If you can do  
878 sheet metaling, you can dry wall, painting...come on back. Let's build Oneida to the way  
879 it should be, then we can generate the money. Then we can have your per cap, but right  
880 now no. No. Yaw^ko.

881  
882 Ed Delgado: Thank you. Ok, we have a gentleman in the overflow room with a white  
883 shirt on, could you tell us your name.

884  
885 Robert Skenandore: My name is Robert Skenandore. This is about investments. If the  
886 investments are at a loss, when the people request an upgrading of their per cap, and  
887 then they get treated whichever way, you should share the comfort of support that's in  
888 our laws.

889  
890 Ed Delgado: Ok, thank you. Are you done or do you have more? You have one more  
891 minute.

892  
893 Robert Skenandore: Let's say that from 1984 to present, Oneidas lost \$505 million for  
894 poor investment. If Oneida is investing poorly, right, wouldn't it be wise to stop investing  
895 and then share through comfort and support? The people...I mean when you look at it  
896 you know the way I'm looking at it...

897  
898 Ed Delgado: General Tribal Council, let's have some order.

899  
900 Robert Skenandore: I look at it like this, if comfort and support was insured through our  
901 obligations that were made through the fiduciary responsibilities with the United States  
902 government, we're supposed to have equal to their government, not their people. That's  
903 what that was all about.

904

905 Ed Delgado: Ok, your time is up. Thank you very much, Robert Skenandore. Next on  
906 the agenda, next on the speaker agenda anyway...

907  
908 Andrea Hoes: Andrea Hoes.

909  
910 Ed Delgado: Andrea Fuss?

911  
912 Andrea Hoes: Hoes. Just one thing I'd like to see stop when we ask for more money for  
913 per capita is these scare tactics. You guys did the same thing when we asked for  
914 \$5,000. Somehow the Tribe was going to stop working, all the programs were going to  
915 stop, but the Tribe still worked. I'm sure we can find the money for per capita this  
916 coming, this next year. If the fat needs to be cut, maybe the fat up there needs to be cut.

917  
918 Ed Delgado: I would like to respond to that one. I supported the per capita in 2007, the  
919 \$5,000, \$10,000. The money was there. There had been poor spending habits on behalf  
920 of our Tribe. Money was going out the door for favorite people. I supported that. The  
921 money was there, it was in our reserves. Maybe that wasn't a smart idea, but you know  
922 what? Since then, there has not been that kind of spending. So in 2010, I believe,  
923 another petition came. I did not support that one. We gave scare tactics and those  
924 would have been implemented if we would have voted for \$5,000 per capita in 2010.  
925 There would have been significant lay-offs because this Tribe cannot take out a loan to  
926 continue to employ its people if we don't have the money. I stuck up for the GTC and  
927 increase per capita before, but if we don't have the money, this is no bluff this time. Go  
928 ahead laugh, but you know what? I'm asking you to be responsible and to think about  
929 people and their future generations. Thank you. Sherrole Benton?

930  
931 Sherrole Benton: Can you hear me? Is the mic on? It is? Ok, thank you Mr. Chairman. I  
932 agree with you on that first \$5,000, \$10,000 per capita. We did have it in reserves and  
933 we also took down five set-asides which were an elder's pharmaceuticals fund, a  
934 children's medical fund, a development fund and some other things that we could have  
935 used. And that's the truth because when we were in the GTC meeting on that one, I had  
936 the Treasurer at that time list them out in that meeting so those are recorded in the  
937 minutes. I did support per capitass that we can afford. I support per capitass that we can  
938 plan for, that we can forecast and that we can budget for and that is responsible. The  
939 one in particular, I think, is responsible for us, is the \$800 with the 2-percent increase  
940 based on net revenues. I do have a question about the endowment fund because I think  
941 it was within the last two years that the GTC passed a resolution to create an  
942 endowment fund just for per capita and I'm interested in how that fund is doing and  
943 when will it start working for us? When can we start seeing some per capita from the  
944 endowment fund? Thank you.

945  
946 Ed Delgado: Thank you. Larry, could you help us on that?

947  
948 Larry Barton: There's approximately \$4 million in principle that is managed by the Trust  
949 Committee. Thank you for pointing that out but it is not at a scale where any material  
950 distribution would be, at least at this point, practical given our membership approaching



951 17,000 members. So there's not enough base there. We would necessarily have to, on  
952 a continued progression, put those dollars away for arguably another 20 years before  
953 it's meaningful to distribute some of the principle. Thank you.

954  
955 Tina Danforth: Could somebody from the Trust Committee give us a status of those  
956 funds that we've set aside? I mean, the money does go to the Trust Committee for them  
957 to manage.

958  
959 Ed Delgado: Loretta, are you still on the Trust Committee?

960  
961 Loretta V. Metoxen: No I'm not, but I'm running.

962  
963 Ed Delgado: Ok. Ok, we have a gentleman over here. Could you give us your name?

964  
965 Howard Cooley: Howard Cooley.

966  
967 Ed Delgado: Howard Cooley?

968  
969 Howard Cooley: I just was wondering if the financial committee, like for instance, I know  
970 that you guys, when you have meetings in upper management, and the casino have  
971 meetings, they go to places like high-end places like Prime Quarter and stuff like that  
972 and pay for everybody. I'm wondering where that money's coming from? I know you  
973 guys go out to IHOP and places like that for your meetings. I don't know why you can't  
974 have it here? You're saying tightening the belt but you know you're eating good and you  
975 know all that stuff. I'm just like, damn what about me over here too, you know? And the  
976 same thing, I don't know, I know people here work in Green Bay and it's not a secret  
977 when you guys are all together and stuff like that. Things get back to people.

978  
979 Larry Barton: I can try and answer that. We eliminated, starting in 2009, any food and  
980 related allocation. If folks are going to Prime Quarter, I'm not aware of it. If we did, we  
981 would eliminate it. Furthermore, when we have an outing, it's usually everybody chips  
982 in, even though it might be work-related. So we've, as a practical matter, if it isn't frankly  
983 essential, we've gotten rid of it. Keep to mind, I have to compliment the Treasurer and  
984 especially Ralinda, we've cut over a \$110 million 2009 going forward. So if there are  
985 people eating at Prime Quarter, let me know because it's coming out of 2014's budget.

986  
987 Howard Cooley: Yeah, there are a few things you guys should look into.

988  
989 Ed Delgado: Thank you.

990  
991 Tina Danforth: Be specific, please. Be specific.

992  
993 Ed Delgado: Ok, we have a person in the overflow room. It's kind of dark. I can barely  
994 see you. The lighting in the room is poor. Could we turn that screen up a little bit? Go  
995 ahead.

996

997 Sandra Cornelius: Hi, my name is Sandra Cornelius. When I read that this proposal for  
998 \$1,500 was taking place, my first thought was that's absolutely ridiculous. I'm 22. I'd  
999 love to see \$1,500. I could do a lot, well, not a lot but that's a nice shiny number, but at  
1000 what cost to our future? What cost? We're talking about, we had someone comment  
1001 about spending and it was \$900 in travel expenses, but the deficit that would be caused  
1002 by this \$1,500 per cap is \$5 million. In what realm of reality does that make sense to  
1003 take \$1,500? I'm sure everyone can use it, but at what cost? I stand with the Business  
1004 Committee's proposal of the first option with the \$800 and the 2 percent possibility  
1005 based on cost-of-living. That's just my opinion, I don't agree with this \$1,500 proposal at  
1006 all. I just think it's ridiculous.

1007  
1008 Ed Delgado: Thank you. Go ahead.

1009  
1010 Matt Johnson: Ok, my name is Matt Johnson and can we make money by being in city,  
1011 land, Wal-Mart, McDonald's and that? Paying people to, making deals and recycling  
1012 may be safe with use up the energy. Can we make recycling safe because we're going  
1013 to make a recycling factory? Ok. We only want to talk about per cap?

1014  
1015 Ed Delgado: Ok, yeah, this about per cap. We're going to talk about pyrolysis when  
1016 we're done on per cap. Thank you.

1017  
1018 Matt Johnson: Ok, per cap? I don't know, I don't want to take too much. I don't know,  
1019 maybe. Ok, have a good one.

1020  
1021 Ed Delgado: We have a lady in the middle aisle. Could you give us your name?

1022  
1023 Donna Ysebart: Donna Ysebart.

1024  
1025 Ed Delgado: Donna? Ok.

1026  
1027 Donna Ysebart: I just want to say, listening to all of this, and we all have our own  
1028 opinions--the Seven Generations, the Thornberry, which I had written a letter to the  
1029 newspaper saying we said no, the BC, but yet you said yes. And so, there's so many  
1030 contradictions and various things and I know everybody works hard and I know you  
1031 have a diversified group working with each other, but I guess when it comes down to it,  
1032 my mother talked about a new nursing home. My mother's long gone. I'm headed  
1033 probably for somewhere eventually, let's hope a little longer. I haven't worked in over a  
1034 year because I was diagnosed with cancer but I guess I'd like to make a motion that the  
1035 GTC direct the OBC to distribute \$1,500 per capita for 2014, 2015, 2016 per annum.  
1036 Thank you.

1037  
1038 Loretta V. Metoxen: Point of order, Mr. Chairman? Do those who want to speak...

1039  
1040 Ed Delgado: Please.

1041

1042 Jo Anne House: Under the motion that was made, in order to make a motion, you need  
1043 to have a call to end discussion first.

1044  
1045 Ed Delgado: Ok, your motion is not in order, Donna. Before we can make a motion, we  
1046 have to call, have a call and a vote on whether or not we want to end discussion. Ok,  
1047 we have Loretta Metoxen.

1048  
1049 Loretta V. Metoxen: Mr. Chairman, Business Committee, shek%li sk^n^>k%k^ swakwe-k&.  
1050 I'm Loretta Metoxen. I'm the Tribal Historian. I'd like to point out a couple of things. You  
1051 know what? This body booed me when I made a recommendation about the \$100  
1052 stipend that each of us get for attending this meeting and I'd like to just mention that.  
1053 Listen to this, if we each had that \$100 gift card to our own businesses--wait a minute,  
1054 listen before you start, you know like a 5-year-old? I got 27 grandchildren. Don't act like  
1055 the grandchildren. Please, listen.

1056  
1057 Ed Delgado: Thank you, Loretta. Go ahead.

1058  
1059 Loretta V. Metoxen: If we each had \$100 and we went to our own businesses and used  
1060 the multiplying factor, that's \$20,000 and use the multiplying factor of five, anybody in  
1061 economics knows this--that would be \$1 million dollars back into our own businesses.  
1062 And we would get the gas we need, the bread, the milk and all those things that  
1063 somebody named. And we would get all of those things and some of the beef from the  
1064 farm and apples from the apple orchard and those are all things that all of use and want.  
1065 You booed me so I had to sit down and then I put that debate in the Kalihwisaks later,  
1066 so people would read it. I took four economics courses so I know a little bit about it.

1067  
1068 Ed Delgado: Ok, Loretta.

1069  
1070 Loretta V. Metoxen: I've got more to say here.

1071  
1072 Ed Delgado: I know but there's a two-minute time limit.

1073  
1074 Loretta V. Metoxen: The last comment. If the bank calls our debt, listen to this now, if  
1075 the bank calls our debt, we are bankrupt. Nobody said that word.

1076  
1077 Ed Delgado: Thank you, Loretta.

1078  
1079 Loretta V. Metoxen: And bankrupt means everything stops.

1080  
1081 Ed Delgado: Thank you, Loretta.

1082  
1083 Loretta V. Metoxen: And we shoot ourselves in the foot.

1084  
1085 Ed Delgado: Thank you, Loretta.

1086  
1087 Loretta V. Metoxen: Yaw^ko.

1088  
1089 Ed Delgado: I would like to add, if everything stops that includes our \$2,000 per capita  
1090 for elders. Yeah, I know but we have a person over here. Ok, after Loretta we have  
1091 someone in the overflow room. Nancy Dallas? Go ahead.  
1092  
1093 Nancy Dallas: Hi, my name is Nancy Dallas.  
1094  
1095 Ed Delgado: Nancy who?  
1096  
1097 Nancy Dallas: Dallas.  
1098  
1099 Ed Delgado: Nancy Dallas.  
1100  
1101 Nancy Dallas: I do believe the Tribe does waste a lot of money. For our advertising, we  
1102 have three different agencies that do advertising for the Tribe, which is sales and  
1103 marketing, we have a retail area and we have tourism. For that, we should have ads  
1104 that are on one of the major highways on 41 where they have, where they switch off and  
1105 on and they can have that and they can also have a timeframe on one of the major TV  
1106 stations. Where they're advertising our departments that we have within our Tribe and  
1107 where people can come in the summer months or anytime of the year to spend money.  
1108 The people out in the outside world, a lot of them don't know what we have to offer for  
1109 our Tribe, so why would they come out here and spend any money? It doesn't make  
1110 sense. I know a lot of employees don't want to hear it, but you're talking about cutting  
1111 the fat, well, the Tribe has such a benefit factor that when people come to work for the  
1112 Tribe, you know we could at least take three or four holidays off the Tribe's thing so that  
1113 it doesn't cost overtime. Other people that work for other companies don't get paid for  
1114 every holiday. They either have to take vacation or sick time to have them hours. That's  
1115 money that could be, thousands or millions that is being saved every year that could be  
1116 added to our per cap. So there's no reason for it and that's all I have to say.  
1117  
1118 Ed Delgado: Thank you, Nancy. We have a lady over here.  
1119  
1120 Joyce Skenandore-Hoes: I'm Joyce Skenandore-Hoes and I just have a few things that I  
1121 would like to--one is a question. With all due respect to the Oneidas who live in  
1122 Milwaukee and that area, how much, and Vince, I believe this was your program, was to  
1123 build a building down there for them and how much money is going to be spent out of  
1124 that?  
1125  
1126 Vince DelaRosa: To the question, it's not my program. It's actually a bond allocation that  
1127 GTC approved. The bond allocation is for \$2 million. We're not sure. There's not an  
1128 approved contract yet. We don't know what the expenditure will be. We think it will be  
1129 around \$1.8 million but we're not sure because there is no final approval on a contract  
1130 to even build yet.  
1131  
1132 Joyce Skenandore-Hoes: And there will also be taxes to be paid on that yearly, correct?  
1133

1134 Vince DelaRosa: On the land? The two acres? Yes, if it were to build and operating  
1135 costs, of course.

1136  
1137 Joyce Skenandore-Hoes: Right, so there's a lot of money going out there possibly, and  
1138 also one thing that I've heard about a lot is, where different people are basically ripping  
1139 off the Tribe and they're never prosecuted. That money is never made to be paid back  
1140 to the Tribe. That's money too there that could be going towards helping our own  
1141 people. Like for instance, when they had all them appliances and furnaces--the things  
1142 that were stolen from the Housing Authority and this is recent. Was anyone brought to  
1143 trial for that? Anyone made, paid to be made accountable for that?

1144  
1145 Ed Delgado: That issue did go to the Police Department. They investigated. They may  
1146 still be in the process of investigating. But once it goes from the Police Department, then  
1147 it goes to the prosecutor in Brown County. We don't prosecute. It's the Brown County  
1148 prosecutor who looks at the evidence and evaluates whether or not they want to  
1149 prosecute. And regarding SEOTS in Milwaukee, it's a General Tribal Council directive  
1150 that we provide a facility for Milwaukee. Either rental or building. Either way it's  
1151 expensive. But those are Oneidas living down there; 2,000 Oneidas.

1152  
1153 Joyce Skenandore-Hoes: Ok, so basically is there a way that, I know they talked about  
1154 the endowment to be able to raise money for per capita, is there other avenues that can  
1155 be explored so that, that particular venture would be just for raising money for per capita  
1156 payout? Is that something that you guys can explore and bring back to us so that way  
1157 we don't have to go through this?

1158  
1159 Ed Delgado: Ok.

1160  
1161 Joyce Skenandore-Hoes: Thank you.

1162  
1163 Ed Delgado: Thank you and we will explore that. Thank you. We have Cathy Metoxen  
1164 and then Sharon House.

1165  
1166 Cathy L. Metoxen: Thank you my name is Cathy L. Metoxen. Right now, I'm here for my  
1167 granddaughter, again. The first time I spoke on behalf of my granddaughter she was 10  
1168 years old and now she's 14. Her question when she was 10 and if I recall correctly, I  
1169 said this 10-year-old had a lot better understanding than the nine people sitting up there  
1170 did. She got a letter about her trust money and she lost \$1,000 and this was when she  
1171 was 10 years old. She said, "who lost my money"? And I gave her three names. It was  
1172 the Chairman, it was a Trust Committee member; two Trust Committee members, at  
1173 that time. Well, from what I understand there's still offshore accounts spending our  
1174 children's money and investing our children's money and I don't recall it ever coming to  
1175 GTC. But she's still kind of wondering where's my \$1,000? I think its way over a \$1,000  
1176 now. I hear from a lot of people, you know, their children lost out like \$2,000 depending  
1177 on what the investments were. That's an example I'm going to give today of why I'm  
1178 standing here about per cap. I'm also standing here because of the unprofessional and  
1179 inappropriate conduct across the board. The way our people are being treated, the way

1180 our people are being harmed and this includes you. The stuff that's going up on your  
1181 floor is really scary. I mean, people don't realize what you guys are doing with each  
1182 other. I just heard about it. The screaming, the yelling, the hollering, the 'F' word and I  
1183 think that loses, for me, I lose faith in you guys making decisions. Doing the things,  
1184 spending our money and stuff like that, I lose faith and I'm getting pretty close to zero  
1185 confidence by hearing all of this. You know, we need to be able to learn in a good way  
1186 and all the time I been here, there many times it's not in a good way and afterwards I'm  
1187 ostracized. An elder came up to me and said she's been ostracized since the 60's.

1188  
1189 Ed Delgado: Ok, thank you now, Cathy.

1190  
1191 Cathy L. Metoxen: But wait, wait real quick.

1192  
1193 Ed Delgado: Close it down within the next few seconds, please?

1194  
1195 Cathy L. Metoxen: Ok. You want, I agree with the two percent raise for the employees  
1196 but what I don't agree with is the front-line employee that makes eight- or 10-bucks an  
1197 hour is getting like a 20-cent-raise, and the people that are up there taking care of each  
1198 other making \$60,000 a year, they're getting \$3 raise. That's a huge difference and I've  
1199 never been supportive of a percentage raise. These employees deserve a raise. I  
1200 support that, but this two-percent-thing? What is two percent of \$60,000, \$80,000,  
1201 \$100,000?

1202  
1203 Ed Delgado: Thank you, Cathy. Sharon House?

1204  
1205 Sharon House: General Tribal Council, my name is Sharon House and I'd like to thank  
1206 you for allowing me to speak. Thank you, Business Committee. I appreciate what was  
1207 said today and you know, I can go on and on. I was looking at what we we're doing and  
1208 what was up on the board and it seems that I'm not in support of per capita, never have  
1209 been. But right now, we're to the point where we spoiled ourselves. So we're spoiled. I  
1210 mean, let's face it, and a lot of us have been through things of not having money at  
1211 times and having to do things you didn't want to do. Like, live in a tent, but other than  
1212 that let's look at it from the perspective of being responsible and one of the  
1213 responsibilities in my mind is, take that \$100 per meeting off and add it into a one-shot  
1214 amount. I would see doing that \$800 or the \$900 plus the \$100 you're getting, there  
1215 goes your overhead. All the administration--that is killing us right now. Wait, I had them  
1216 do the amounts and that's something you may want to look at and consider. But I didn't  
1217 appreciate the campaign of the first presenter. Thank you.

1218  
1219 Ed Delgado: Thank you, Sharon. The Vice Chairman would like to say something.

1220  
1221 Greg Matson: I just wanted to kind of clarify, it's much clearer the way Sharon puts it.  
1222 The per capita needs to be looked at as an investment opportunity that we have and  
1223 we'd be simply investing in ourselves. We continue to hear our kids don't have jobs, our  
1224 kids don't have housing, our kids don't have this, and that's where the money needs to  
1225 be focused towards. We continue to support other efforts because we're trying to

1226 generate dollars but we're not building our own economy and that's the reason I've  
1227 never seen the need for per capita--if we could simply provide more opportunity. That's  
1228 what's missing. And when we do get the opportunity, we don't own it. Somehow,  
1229 someday when Yuma Thomas started making bread, we all quit making, I mean eating  
1230 bread. We don't support our own efforts of creating opportunity and I know he made  
1231 great bread because it sold for years and years and years, but that's the point I'm  
1232 getting at. If we have the opportunity before us, then we can use this money in a much  
1233 more supportive way to build our community, build our people. Thanks.

1234  
1235 Ed Delgado: It is currently 3:14 p.m. Anyone who wants to make a motion to end  
1236 discussion, call for the question. You may or you can continue discussion. I know this is  
1237 important. I will recognize the front people before we end--any vote before there's a call  
1238 for the question? Ok, we have a call for the question. Over here?

1239  
1240 Brandon Stevens: There's no motion.

1241  
1242 Ed Delgado: Ok. Do I have a call for the question?

1243  
1244 Christine Klimmek: Yes, Christine Klimmek.

1245  
1246 Tina Danforth: There's no motion on the floor.

1247  
1248 Ed Delgado: Ok. We have a motion to end discussion. It's from, it's over here. Well, this  
1249 lady made it first. Did you make a motion to end discussion? Yes? Ok, second over  
1250 here. Ok, now over here. I'm not ignoring you, Carole. It's just the numbers aren't...Ok,  
1251 we have a motion to end discussion. We also have a second. You can vote now to end  
1252 discussion and then someone can make a motion. Ok, privileged question. Cathy, no  
1253 not Cathy? Go ahead.

1254  
1255 Cathy L. Metoxen: I called it out several times but my question is-- there was already a  
1256 motion made by this woman sitting over here. Where is she?

1257  
1258 Ed Delgado: Donna?

1259  
1260 Cathy L. Metoxen: Donna made a motion and I don't know what happened to it. You  
1261 never called for a second.

1262  
1263 Ed Delgado: That motion could not be recognized until we come out of discussion. Now  
1264 we do have a motion to come out of discussion.

1265  
1266 Cathy L. Metoxen: And then we do the motions?

1267  
1268 Ed Delgado: Yes. Ok, we're going to vote on whether or not you want to come out of  
1269 discussion now. We already made that. Ok, before that vote I promised the front people  
1270 in each row that they could speak. I think we were over here. Mae Cornelius in the  
1271 overflow room.

1272  
1273 Mae Cornelius: Good afternoon. I'm not commenting on any one of the plans, but rather  
1274 I was wondering why don't we pay out quarterly instead of paying out one large sum?  
1275 So that way we're not assaulting our accounts all in such a great amount and rather  
1276 spreading it out over the year so that we have time to recover after every time it's been  
1277 paid. Instead of just making one huge payment to the Tribe you know, break it up, even  
1278 if it's twice a year, three times a year, four times a year. Breaking it up so that we have  
1279 time to recover from the payments that we make out and that's all. Thank you.

1280  
1281 Ed Delgado: Brenda Kindness?

1282  
1283 Brenda Kindness: Thank you, Mr. Chairman. I send greetings and well wishes to all my  
1284 friends and relatives here and I'm glad to see that we have so many people here. I am  
1285 happy that John Powless did have the courage to bring forth that \$100. I heard  
1286 negativity about it but I see people speaking up finally and it's too bad it had to come to  
1287 monetary value. These are some of my ideas and I'd like to hopefully have people get  
1288 their minds thinking about it. First of all, I know there is needy people that are in need of  
1289 the per cap and it helps them, but this is what I would like to see the people come  
1290 together on is, the per cap that the children have built up in their trust. I would really like  
1291 to see that those families that have children in school that they can dip into their  
1292 children's trust account to help with their finances. You know some of those, excuse me,  
1293 some of those...

1294  
1295 Ed Delgado: General Tribal Council, come on. We don't need...

1296  
1297 Brenda Kindness: Maybe you boo is because you not have financial difficulties.  
1298 Sometimes our people have disabilities that hold them back. We need to have love and  
1299 compassion for our people and I'm really disappointed that when you're past your age  
1300 and you're grandparents or great-grandparents and you forget your times of struggle, to  
1301 see your grandchildren going without. There should be some give that we can help  
1302 those families that still have four, five, six children and are on food stamps. And the  
1303 other thing about travel, I would like to understand why some of your meetings can't be  
1304 held over the airways with cameras and technologies to save on the cost? The other  
1305 thing is, I would like to find out, I'm confused about this Bank of America and a charge  
1306 card but I know from self-experience Bank of America has extreme devastation of  
1307 interest rate, so I'm very curious as to what the interest rate the Tribe is paying. The  
1308 other thing is, when there was severance given and people who had in so many years  
1309 and the Tribe they could be bought out, so to speak, but the wrong was that happened  
1310 was, when those people came back after using up their unemployment, then they came  
1311 back to the Tribe, they got hired back. Many of them people said the only reason they  
1312 came back to the Tribe is they needed insurance. Why wasn't those people, when they  
1313 came back, how come they weren't given part-time jobs and that would have saved the  
1314 Tribe thousands of dollars, hundreds of thousands of dollars. They should have been  
1315 brought back part-time because now we are being used. Not by our own people but  
1316 previous employees.  
1317



1318 Ed Delgado: Ok, Brenda. Thank you very much. Larry, could you comment on the Bank  
1319 of America.

1320  
1321 Larry Barton: Yes. Keep to mind the accumulation of the line of credit has been a  
1322 progression of time. We have been diligent to try and pay down that facility. I believe, in  
1323 2009, our balance was north of \$50 million-- I'll have to double-check. I believe \$53 or  
1324 \$54 million. Our balance now approximately \$33 million. So we've diligently tried to get  
1325 that paid down, meeting all the other needs that the membership expects and wants.  
1326 Our interest rate right now is tied to LIBOR, which is an inner-bank offering rate. It's a  
1327 variable rate loan. We know definitively that rates are extraordinarily low, historically.  
1328 Our rate, Ralinda reminded me, is .19, so less than one percent approximately 19 basis  
1329 points. However, if QE3 which is a quantitative easing that the Federal Reserve has  
1330 expedited for sake of getting the economy stimulated, if that rate accelerates, our debt  
1331 expense will expense will accelerate with it. So the importance now of getting that line of  
1332 credit paid down is, I don't want to say, is acute, but we're very concerned that after  
1333 2015 that if rates accelerate, we're going to have more expense paying Bank of  
1334 America. So we are trying to pay it down. The rates are extraordinarily low right now.  
1335 Our other debt instruments were specific project financing, vis-à-vis bonds, whether it  
1336 be the Health Center, the Anna John Nursing Home, but the mindfulness that we want  
1337 to have to get that debt facility paid down, that we really want to try and implement that,  
1338 all things willing. Thank you.

1339  
1340 Ed Delgado: Thank you, Larry. Daniel Thomas?

1341  
1342 Daniel Thomas: Yeah, hello? Hello? Breaker, breaker, 1, 2, 3. Can you hear me?

1343  
1344 Ed Delgado: Yes.

1345  
1346 Daniel Thomas: Ok, my name is Daniel Thomas and I've been around here for about 18  
1347 years and in 18 years I'm going to have to tell everybody that I've been really given so  
1348 many good things from this Tribe that as a normal citizen on the outside, I probably  
1349 wouldn't have been able to get. So I'm going to say this much about us, individually--  
1350 first of all, we need to honor our ancestors for their resilience and their sacrifices and  
1351 their contributions for all of us to be here, for one. And another thing I need to say is,  
1352 nothings owed to any of us, ok? Individually, our spiritual behavior, each one of us,  
1353 benefits all of our people. And check this out, many of us spend our own money  
1354 irresponsibly with tobacco, alcohol, and drugs. Let's look at one thing about our own  
1355 selves, how do we manage our families, our own monies? Are we successful? Let's  
1356 look at our own wasteful spending, I say. I also look forward to the \$1,500 per capita  
1357 and I also say no more money to Seven Gens, alright? Also, I'd like to say, you know, I  
1358 want more money too, but really, do I need it? So let's invest that \$700 into our Tribe  
1359 and see what they can do with it and I suggest let's go for the \$800 this year and let's  
1360 try to give the Tribe an opportunity to see what they can do with \$700 of our own  
1361 money.

1362  
1363 Ed Delgado: Thank you. Sandy Schuyler?

1364  
1365 Sandy Schuyler: My name is Sandy Schuyler. I just want to give a reminder to our  
1366 people, that's it's not all about me as an individual, but it's about Oneida people as a  
1367 nation. It's about our grandparents and even some of us who were raised here. We  
1368 didn't come up with all these luxuries that our Tribal members currently have, but we  
1369 made it. We worked hard for it. I want people to remember also that a good portion of  
1370 people that support our nation are our employees. All of this comes down to budget. I  
1371 have the opportunity in my lifetime to work for an international corporation, international  
1372 and they said to me, Sandy, this is your budget make it work, period. I wasn't micro-  
1373 managed. I wasn't told what I could not put on a line item. They said this is your dollars,  
1374 make it work and I had to do that; and I ran three clinics doing it. I don't understand why  
1375 we have to, continually, as managers do objectives. The amount of time I spend writing  
1376 objectives and sitting down with my management team and trying to agree on those  
1377 objectives--and who reads them? Who reads those objectives and who cares? The  
1378 budget comp process I think is very cumbersome. I think we're micromanaged on that  
1379 level. Every line item is scrutinized and I don't understand that. My staff had gotten a  
1380 raise, 75-cents some years ago, but you know what? I didn't get that raise and I don't  
1381 care to get a raise. I want my staff to get a raise.

1382  
1383 Ed Delgado: Ok, we're going to have to close it down, Sandy. Thank you for your  
1384 comments. Ok, Clara will be the last speaker. We said...

1385  
1386 Kerry Brunette: I've been here for 45 minutes now.

1387  
1388 Ed Delgado: Hold on, we had a call to end discussion. We are going to vote on whether  
1389 or not we're going to end discussion.

1390  
1391 Kerry Brunette: Well there were people still in line before that call.

1392  
1393 Ed Delgado: And we're going to do that. We did say that we'd allow the people in front,  
1394 in each post, to speak yet and we're doing that. Clara is the final one. Clara?

1395  
1396 Tina Danforth: Mr. Chairman, hello? Can I just briefly respond that finance and the  
1397 Treasurer's office does not micromanage the budgets. We have checks and balances  
1398 and we have processes and procedures to expend funds. Anything over \$50,000 goes  
1399 through a process. So sometimes people have to come before us because it's either  
1400 sole source, it's unbudgeted, or it's a \$50,000 expenditure or there are some federal  
1401 requirements that need to be met and we have to be the check and balance to ensure  
1402 that those things are being done. So we do not micromanage.

1403  
1404 Ed Delgado: Thank you, Tina. Clara?

1405  
1406 Clara (last name unidentified): Hi, I've just got a couple things to say. One was being,  
1407 you know, everybody's talking about scare tactics but the real scary thing to me is  
1408 keeping all these different programs in place when we're spending like really horribly  
1409 wrong. And number two is, I keep hearing about all these different Tribes out east who

1410 keep getting all these different grants and bailouts from the government and I'm just  
1411 wondering, why can't we utilize those things also?  
1412  
1413 Ed Delgado: This Tribe does get a lot of grants. We apply for grants whenever we can.  
1414 We are being told that it's already being exercised. The sequester mentioned by  
1415 Ralinda? That's a real phenomenon. In Congress, they are cutting federal programs.  
1416 We do not know how long that's going to last. It's anticipated that the amounts will be  
1417 between five and 10 percent and we also have a number for the health center. They are  
1418 saying that we be diminished in our funding for our health by \$900,000. We need to  
1419 continue to ensure that our people are healthy, that we care for them when they're sick.  
1420 It's so important and we're going to get less money and where does that money come  
1421 from? It comes from the Tribe and our casino revenues. Clara, thank you very much.  
1422 Ok, we're going to vote on whether or not we're going to end discussion. All those in  
1423 favor of ending discussion, please signify by raising your right hand. Thank you. All  
1424 those not in favor of ending discussion, please signify by raising your right hand. Thank  
1425 you. And if you do not care to vote, please signify by raising your right hand. Thank you.  
1426 We are out of discussion. John Orie?  
1427  
1428 Patty Hoeft: Mr. Chairman, could you just check with Leyne Orosco in the other room  
1429 please?  
1430  
1431 Ed Delgado: Leyne, is my observation correct that they voted to end discussion?  
1432  
1433 Leyne Orosco: Yes sir, by an overwhelming majority.  
1434  
1435 Ed Delgado: Thank you. We are out of discussion.  
1436  
1437 John Orie: Mr. Chairman, I make a motion.  
1438  
1439 Ed Delgado: Mr. John Orie, you can make your motion.  
1440  
1441 John Orie: It's with the Secretary.  
1442  
1443 Ed Delgado: Could you state it for the record also?  
1444  
1445 John Orie: Could she put it up there?  
1446  
1447 Ed Delgado: You handed out your only copy, John?  
1448  
1449 John Orie: Could you have it read, Mr. Chairman?  
1450  
1451 Ed Delgado: Ok Patty, could you read the motion?  
1452  
1453 Patty Hoeft: This is the motion that John Orie e-mailed to the Tribal Secretary's office as  
1454 well as posting on Facebook. Motion to not approve any per capita payments until

1455 further notice and that all those signed in today's meeting, where per capita is not  
1456 approved receives a special GTC stipend payment of up to \$5,000 within...  
1457  
1458 Ed Delgado: \$3,000?  
1459  
1460 Tina Danforth: \$3,000.  
1461  
1462 Patty Hoeft: Ok John, we have two different motions from you. Which one is the correct  
1463 one?  
1464  
1465 John Orié: It's the last one I gave her, the \$3,000.  
1466  
1467 Patty Hoeft: Is it the one on the screen?  
1468  
1469 John Orié: Yes it is, and it's \$3,000 within 45 days.  
1470  
1471 Madelyn Genskow: Point of order?  
1472  
1473 Ed Delgado: Let's read the whole thing and then I'll make a ruling.  
1474  
1475 Patty Hoeft: Alright, here you go again. Motion to not approve any per capita payments  
1476 until further notice and that all those signed in today's meeting be paid up to \$3,000  
1477 within 45 days according to the following tiers: 1. Member elders and non-employees  
1478 shall receive \$3,000, 2. Employees earning over \$50,000 a year receive \$500, 3.  
1479 Employees earning under \$50,000 a year receive \$1,500, 4. Any member owing more  
1480 than \$50,000 in Tribal business debt, either personally or through a corporation is not  
1481 eligible for this payment, 5. Any member or employee not able to attend this meeting  
1482 has 10 days to retro-actively sign-in to this meeting and will receive \$500.  
1483  
1484 Ed Delgado: John, your motion is out of order.  
1485  
1486 John Orié: Could I get an opinion from the parliamentarian, please?  
1487  
1488 Ed Delgado: Jo Anne, could we have an opinion on John's motion?  
1489  
1490 Jo Anne House: You have requested a parliamentarian ruling on whether the motion is  
1491 in order. A significant portion of that motion is unnoticed to the Tribal membership at the  
1492 meeting today and for that reason, it is out of order.  
1493  
1494 Ed Delgado: Thank you.  
1495  
1496 John Orié: If I could just comment that's...  
1497  
1498 Ed Delgado: Not even a comment, John.  
1499

1500 John Orié: This should just get everyone thinking outside of the box, which is what we  
1501 need. Thank you.  
1502  
1503 Ed Delgado: And that's a good idea. We are in limbo right now. Ok, Yvonne?  
1504  
1505 Yvonne Metivier: When do we get to make a motion?  
1506  
1507 Ed Delgado: When someone makes the motion.  
1508  
1509 Yvonne Metivier: I make a motion that we accept the \$1,500 per cap for 2014, 15 and  
1510 16.  
1511  
1512 Brenda Archiquette: I second that motion.  
1513  
1514 Ed Delgado: I'm not going to recognize that motion. You can overrule me.  
1515  
1516 Yvonne Metivier: I appeal the decision of the Chair. I appeal the decision of the Chair.  
1517 Parliamentarian, please.  
1518  
1519 Ed Delgado: You have that right, at least it won't be on my conscience.  
1520  
1521 Yvonne Metivier: I appeal the decision of the Chair.  
1522  
1523 Ed Delgado: Ok, you do, ok. I've made the decision to not recognize that motion  
1524 because of the financial stability of the Tribe. I have been overruled, I might be  
1525 overruled. She's appealing me, so we'll see. What is the process? If I'm being appealed,  
1526 we're going to vote now on whether or not you want to appeal my decision, not to  
1527 recognize that motion for financial reasons. It's a simple majority. All those in favor of  
1528 Yvonne's motion to appeal my decision, please signify by raising your, wait hold on. Do  
1529 you think we need to count this one?  
1530  
1531 Linda Dallas: Point of order?  
1532  
1533 Linda Dallas: Point of order, Mr. Chair.  
1534  
1535 Ed Delgado: Go ahead. Point of order.  
1536  
1537 Linda Dallas: If I understand correctly, and correct me if I'm wrong Jo Anne, I think you  
1538 will, what you stated is not what the appeal is about. She made a motion and you said  
1539 it's out of order.  
1540  
1541 Ed Delgado: Yes, and she's appealing my decision.  
1542  
1543 Linda Dallas: She's appealing the decision of the Chair. So what's on the floor right is  
1544 now, is whether or not she is able, which I think would just be a simple ruling from the

1545 parliamentarian, but at any rate, if you're going to go this route, the appeal is whether or  
1546 not we can vote on the \$1,500?

1547  
1548 Ed Delgado: Yes, the appeal is--I'm not recognizing that motion for financial reasons.  
1549 She has her right to appeal and she's appealing it. So we're going to vote now whether  
1550 or not my not recognizing that is in order.

1551  
1552 Linda Dallas: Right, and I have a privileged question then for Jo Anne.

1553  
1554 Ed Delgado: Let's just get this straight first. If you vote yes on this, that means you will  
1555 get to vote on the per capita. If you vote no, then we will not recognize that motion. Am I  
1556 correct Jo Anne? Yes? Ok. Linda?

1557  
1558 Linda Dallas: But my privileged question is, go right to the root to the beginning, I don't  
1559 think you have the authority to not recognize that motion.

1560  
1561 Ed Delgado: Oh yes, I do.

1562  
1563 Linda Dallas: I don't think you do because that's why I asked for the parliamentarian  
1564 ruling of whether that, because normally what occurs, the parliamentarian determines  
1565 whether it's out of order or in order. Thank you.

1566  
1567 Ed Delgado: Jo Anne, do I have the right to not recognize a motion?

1568  
1569 Jo Anne House: The Chair has the discretionary authority to not recognize motions  
1570 when, in his opinion it would violate the rules of order or other responsibilities to the  
1571 Tribe. The Chair's ruling is in order to not recognize that motion.

1572  
1573 John Orie: Point of order?

1574  
1575 Ed Delgado: So I can and I'm being appealed, so I have the authority to not recognize a  
1576 motion but also General Tribal Council has the authority to overrule my decision and  
1577 that's what we're going to do after, right after John's point of order.

1578  
1579 John Orie: Just real quickly. The parliamentarian just said the reasons under which the  
1580 Chair cannot recognize the motion. The Chair did not recognize the motion, not for rules  
1581 of decorum or procedure but for a political reason. That's why the Chair must recognize  
1582 the motion. Linda is right. Well, the Chair can only not recognize the motion if it's a  
1583 violation of order, not for a political reason, which is what you gave, Ed.

1584  
1585 Ed Delgado: She did not say a political reason. She said because of decorum and  
1586 because of other responsibilities and I stated before, I'm not recognizing the motion  
1587 because it is a fiscally irresponsible motion that endangers the future of this Tribe.  
1588 That's why I'm not recognizing it. But you do have the right to overrule me. So...Frank  
1589 Cornelius?

1590

1591 Frank Cornelius: Yes, hello? Am I on? When you're in session, it's not up to you to  
1592 make those decisions, it's up to the people. The General Tribal Council is in charge  
1593 when you have a quorum. All you do is conduct the meeting and follow their wishes.  
1594 You're here to represent this Tribe, not to dictate to the Tribe.

1595  
1596 Ed Delgado: You bet and we're putting this back into General Tribal Council. You are  
1597 going to be able to vote on whether or not you support my decision to not recognize or  
1598 not. So Jo Anne, could you, I'm asking for a good motion here. What's a good motion?  
1599 A good legal motion. Let me say what I was just informed. We're on the right track. So  
1600 when you vote, a yes vote means we're going to go into discussion on Yvonne's motion  
1601 and you'll make a decision from there.

1602  
1603 Cathy L. Metoxen: Privileged question?

1604  
1605 Ed Delgado: A no vote means that we are going, not going into the discussion because  
1606 I do not recognize that motion. So it's up to you. Frank, I'm leaving it up to the General  
1607 Tribal Council. I'm not acting like a dictator. It's up to GTC. Right after Cathy's privileged  
1608 question we are going to vote.

1609  
1610 Cathy L. Metoxen: Ok, you just stated that you're not accepting it, but you put it in the  
1611 mail out, it's on the agenda. It's here for us to vote on and then now, why didn't you put  
1612 it in the mail out? Why didn't you say something before you did the big mail out, in here?

1613  
1614 Ed Delgado: It's on the agenda. We have motions all the time, we have discussions all  
1615 the time, and we have decisions all the time where the Chair does not recognize a  
1616 motion if he feels that it is out of order. I feel it is out of order. It causes financially  
1617 instability for the Tribe and threatens our future. But this issue is not going to come to  
1618 you, you can say we want to be able to enter discussion and decided on Yvonne's  
1619 motion with a yes vote.

1620  
1621 Frank Cornelius: Could I make a comment?

1622  
1623 Ed Delgado: Frank?

1624  
1625 Frank Cornelius: Ok, again you are imposing your will on the people.

1626  
1627 Ed Delgado: No, I'm not.

1628  
1629 Frank Cornelius: You're here to conduct the meeting and listen to the people. Please  
1630 just take a vote and make it clearer we're voting on Yvonne's thing--should we get the  
1631 \$1,500 or not. They can vote it down and later vote another motion. Her motion is on the  
1632 floor. It's not for you to reject it, you need to act on it.

1633  
1634 Ed Delgado: The motion is not on the floor yet. I did not recognize it. You will say with a  
1635 yes vote that you're agreeing to enter into discussion. Calm down. Calm down. Calm  
1636 down or we will not vote and we won't do anything, so be it, so be it. Here is the vote

1637 again. We're going to vote now. There's been a call for the question. If you vote yes,  
1638 that means you want to vote, you want to enter in discussion, it's not a vote for the per  
1639 capita. It's a vote...

1640  
1641 Linda Dallas: Mr. Chairman, point of order?

1642  
1643 Ed Delgado: I'm not going to recognize it again.

1644  
1645 Linda Dallas: Well, privileged question then?

1646  
1647 Ed Delgado: I'm not going to recognize it.

1648  
1649 Linda Dallas: You have to recognize it.

1650  
1651 Ed Delgado: We're going to vote. There's been a call for the question.

1652  
1653 Linda Dallas: Privileged question?

1654  
1655 Ed Delgado: We have a motion on the floor. We don't have a motion on the floor, the  
1656 motion...we don't have a motion on the floor, we have an appeal of my decision. We  
1657 have an appeal of my decision. A vote yes means that you agree in overruling my  
1658 decision. It's up to you. A vote no means you don't agree with overruling my decision  
1659 and a vote yes means we will enter into discussion and eventually vote on it.

1660  
1661 Linda Dallas: Point of order?

1662  
1663 Ed Delgado: Ok, could you put that on the screen? Jo Anne, could you help her?

1664  
1665 Patty Hoeft: We have, I need to know on the motion to appeal the Chair's decision--is  
1666 that actually a motion? I know it was--is it just made by one person? Ok, so Yvonne  
1667 Metivier made the request to appeal the Chair's decision. Brenda Archiquette is the  
1668 seconder on the original motion that's being appealed right? Yvonne Metivier made a  
1669 motion to accept \$1,500 as a per cap and Brenda Archiquette seconded that motion, is  
1670 that right? Ok.

1671  
1672 Linda Dallas: Privileged question?

1673  
1674 Ed Delgado: Ok, Linda?

1675  
1676 Linda Dallas: For clarification, if the motion is in favor for Yvonne, that means the motion  
1677 is accepted and we could have discussion, but we don't have to have discussion.

1678  
1679 Ed Delgado: You don't have to have discussion.

1680  
1681 Linda Dallas: There could have a call for the question and we vote.

1682



1683 Ed Delgado: Right.  
1684  
1685 Linda Dallas: And if they vote against the motion that's on the floor, the appeal of your  
1686 decision, then there's nothing on the floor and somebody can make a motion?  
1687  
1688 Ed Delgado: Right, perfect.  
1689  
1690 Linda Dallas: Thank you.  
1691  
1692 Ed Delgado: Are we clear? All those in favor to appeal the Chair's decision please  
1693 signify by raising your right hand. I think we're going to have to count this. You don't  
1694 want to count it? Ok, we'll try to see if it's clear this way. Could you put them back up  
1695 again? Leyne Orosco in the overflow room, please observe.  
1696  
1697 Leyne Orosco: I am.  
1698  
1699 Ed Delgado: Ok, there you are. Ok, you can put them down, thank you. All those not in  
1700 favor of appealing the Chair's decision, please signify by raising your right hand. It's not  
1701 clear to me here. The next room? Ok, in this room it's not clear. In the overflow room,  
1702 I'm not sure.  
1703  
1704 Leyne Orosco: There are more yeses than noes.  
1705  
1706 Ed Delgado: Ok, you have successfully appealed my decision. We are now going to  
1707 vote.  
1708  
1709 Michelle Danforth: Can we have an amendment?  
1710  
1711 Ed Delgado: We can. If you want to add an amendment, you may. We have a motion.  
1712 Can you put that back on there? To accept the \$1,500 per cap for fiscal year 2014,  
1713 2015 and 2016. Michelle, you want to add an amendment?  
1714  
1715 Michelle Danforth: I would like to make an amendment because we've been talking  
1716 about all these options, so we should be able to vote on all the options. Option one is  
1717 \$1,500, option two is \$800 with the 2 percent cost of living increase. I'm not going to  
1718 even include the third option, but I would like to include an option three that meets in the  
1719 middle where it's either the \$1,200 that we regularly get or \$1,000 if we're in dire straits.  
1720 Let's go for the \$1,000 and take the \$200 and put it towards debt reduction.  
1721  
1722 Greg Matson: Second.  
1723  
1724 Ed Delgado: Michelle, I think your amendment is a great amendment. It shows that  
1725 we're trying to compromise here and do something that will not endanger the Tribe and  
1726 its finances, but I don't know how to make both amendments, they don't, we can't do it  
1727 because Michelle's is—no, that's not the problem. You can't have an amendment that  
1728 makes it impossible to do the original motion.

1729  
1730 Michelle Danforth: Then can we just add that we get to choose the three choices? The  
1731 original one, \$800...  
1732  
1733 Ed Delgado: It doesn't go with this. The only way we can do that is if you don't accept  
1734 this motion. If you don't vote for it, then we can make another motion that perhaps  
1735 would be less of a danger to the Tribe. Ok, we're going to vote. We do have a call for  
1736 the question. Doug Skenandore, I believe?  
1737  
1738 Jim Skenandore: Jim Skenandore.  
1739  
1740 Ed Delgado: Jim Skenandore, ok.  
1741  
1742 Unidentified speaker: Point of order?  
1743  
1744 Ed Delgado: Point of order? I'm sorry, who said...we have a point of order? Ok.  
1745  
1746 Jim Skenandore: Ok, I'd like to amend Yvonne's motion...  
1747  
1748 Ed Delgado: The question has been called for, we're going to vote now.  
1749  
1750 Cathy L. Metoxen: Point of order? I made the call for the question. My name is Cathy.  
1751  
1752 Ed Delgado: Jo Anne, after there's been call for the question, it's my understanding that  
1753 we cannot vote, I mean add an amendment?  
1754  
1755 Jo Anne House: Inaudible  
1756  
1757 Ed Delgado: Ok, Jim, you are out of order. We have to vote. All those in favor...  
1758  
1759 Dianne McLester-Heim: Point of order?  
1760  
1761 Ed Delgado: Ok, where's that at?  
1762  
1763 Dianne McLester-Heim: Mr. Chairman, this is Dianne from the overflow room.  
1764  
1765 Ed Delgado: Go ahead.  
1766  
1767 Dianne McLester-Heim: Point of order. You had identified that we cannot entertain the  
1768 motion that was made because it would make the first motion impossible. We can  
1769 address that by utilizing the election board with a ballot vote, so it's not impossible to  
1770 address the initial motion by entertaining the amendment that was made.  
1771  
1772 Ed Delgado: I don't think we can recognize that amendment. I would hope we could get  
1773 to that motion but to do that we would have to overrule this motion here. Then we could  
1774 recognize a motion for the status quo or the \$1,000, but we're going to vote on this one

1775 right now. All those in favor to accept the \$1,500 per cap for fiscal year 2014, 2015 and  
1776 2016 please signify by raising your right hand. I'm going to say we need a hand count  
1777 right from the get-go. Election Board, start counting please. This is to accept the \$1,500  
1778 per cap.

1779  
1780 Linda Dallas: Could you please clarify on what we're voting on? There seems to be  
1781 question...

1782  
1783 Ed Delgado: Ok, we are voting on, again, to accept the \$1,500 per cap. Linda? 2014.  
1784 They are counting right now. Madelyn? Hold on, I'm sorry.

1785  
1786 Madelyn Genskow: There's a lot of confusion. We need to know when they're going to  
1787 start counting...

1788  
1789 Ed Delgado: Ok, we're going to start all over. I'm sorry. You know what? We're trying to  
1790 conduct a vote here, a fair vote, an accurate vote. It didn't start out very good. Again,  
1791 this motion is to accept the \$1,500 per cap for FY2014, 2015, 2016. If you support this,  
1792 raise your right hand and let's be quiet so these people can vote, I mean count.

1793  
1794 Ed Delgado: Okay, we have the yes votes counted. We will now vote on if you do not  
1795 support this motion for \$1,500 dollars, please signify by raising your right hand.

1796  
1797 Unidentified speaker: I just had a comment to make while we are making this vote.

1798  
1799 Ed Delgado: I don't know if we can...

1800  
1801 Unidentified speaker: Well I'm just going to comment anyway. It's in the best interest of  
1802 the Tribe, but if this does pass, hopefully the \$100 stipend can go to...

1803  
1804 Ed Delgado: Please, please, please, let's be respectful.

1805  
1806 Greg Matson: Okay, we have a count for those opposed. We need a count for those  
1807 abstaining. Raise your right hand.

1808  
1809 Tina Danforth: Mr. Chairman, for the record I am abstaining because to maintain an  
1810 unbiased decision making and also because the terms in the resolution that read be it  
1811 further resolved, fixed cover charge ratio is defined as gaming enterprise earnings  
1812 before interest, taxes, depreciation and amortization minus the amount dedicated to  
1813 maintain capital expenditures at gaming and minus transfers of gaming revenues for  
1814 expenditures not directly related to operations, and any per capita action that we take  
1815 today we need to keep this clause at the forefront, that we need to be able to maintain  
1816 our debt service regardless of what we pass today, and that is the reason for my  
1817 abstention.

1818  
1819 Greg Matson: Thank you

1820

1821 Ed Delgado: Okay, Election Board? Have you counted those votes? Election Board, are  
1822 you ready to count the abstention votes?

1823  
1824 Greg Matson: They did already.

1825  
1826 Ed Delgado: You did? Okay

1827  
1828 Ed Delgado: General Tribal Council, to accept the \$1,500 per cap, okay, to accept the  
1829 one-thousand-five-hundred-dollar per cap for FY2014, 2015, 2016, we have 639 yes  
1830 votes, 999 no votes, 18 abstentions, and I would like to hear Michelle Danforth's motion.  
1831 I told her she would be able to make a motion.

1832  
1833 Michelle Danforth: So my motion is...

1834  
1835 Ed Delgado: Jo Anne, I'm hearing nays and everything. Am I doing this right or if its  
1836 border line? It's within my authority to recognize Michelle Danforth. Do you have a  
1837 motion?

1838  
1839 Michelle Danforth: Yes, I do. I would like that GTC is able to vote on two options. Option  
1840 A is \$800 with a 2 percent cost of living increase as proposed by the Finance  
1841 Committee, the Finance department. The second one is to actually meet in the middle,  
1842 because we were told we're spoiled, so we get the \$1,200 but to meet in the middle,  
1843 between the \$1,200 and the \$800, we accept a \$1,000 and then we require the other  
1844 \$200 to be used directly for debt reduction above and beyond the payments that they  
1845 are currently making so we can start reducing our debt.

1846  
1847 Unidentified speaker: Mr. Chairman, can we also add a third option as long as we're  
1848 adding two new ones?

1849  
1850 Unidentified speaker: Chairman, can we also add a third part to this motion, as long as  
1851 your adding two more options, can we add a third option in this motion?

1852  
1853 Ed Delgado: Let's hear it.

1854  
1855 Unidentified speaker: Okay, my option is that we stay at the \$1,200 just as it is right  
1856 now, only that we are paid out in gift cards, that way all the money stays with the Tribe.

1857  
1858 Ed Delgado: That's too contrary to this one. Sorry. It's not noticed either. Gift cards are  
1859 not on the agenda.

1860  
1861 Unidentified speaker: Okay. Well, my motion then would be to add to the third one is to  
1862 stay at \$1,200, just as it is.

1863  
1864 Linda Dallas: Second. Is that your amendment?

1865  
1866 Unidentified speaker: Yes

1867  
1868 Ed Delgado: Michelle, your motion is out of order because it's, how do we have, we  
1869 have to have one vote that gets at least 50 percent of your support. It's going to be too  
1870 hard to vote on...unless we conduct two votes.  
1871  
1872 Unidentified speaker: Point of order, Mr. Chairman.  
1873  
1874 Ed Delgado: Michelle, could you modify your motion to say, to vote for a \$1,000 per cap  
1875 or a \$1,200 per cap, but just do one?  
1876  
1877 Michelle Danforth: One or the other? Then let's do a motion for, I mean, what about the,  
1878 am I out of order when I say the debt reduction as part of the \$1,200?  
1879  
1880 Ed Delgado: You could say, you could say, I believe...  
1881  
1882 Michelle Danforth: Okay, so let's just meet in the middle, and let's just have a vote. I  
1883 make a motion for a \$1,000 per cap and hopefully our finance department will find a  
1884 way to reduce our debt.  
1885  
1886 Ed Delgado: That is a motion Michelle Danforth.  
1887  
1888 Linda Dallas: Point of order Mr. Chairman  
1889  
1890 Patty Hoeft: Who seconded it?  
1891  
1892 Ed Delgado: Seconded by whom? Loretta Metoxen.  
1893  
1894 Linda Dallas: Point of order, Mr. Chairman  
1895  
1896 Ed Delgado: We are going to vote on that now.  
1897  
1898 Linda Dallas: Point of order, Mr. Chairman  
1899  
1900 Ed Delgado: Linda Dallas?  
1901  
1902 Linda Dallas: There was an amendment that was made by this gentleman and  
1903 seconded by myself for the \$1,200 straight.  
1904  
1905 Ed Delgado: were working on this motion.  
1906  
1907 Linda Dallas: But...  
1908  
1909 Ed Delgado: We were clarifying this motion.  
1910

1911 Linda Dallas: But that was already done and that motion was made and recognized and  
1912 seconded to. The amendment needs to come first. And the amendment would change  
1913 the main motion, but nonetheless, it was recognized and it needs to be voted on.

1914  
1915 Ed Delgado: We're going to go with the motion here.

1916  
1917 Linda Dallas: You can't make up the rules as you go along. You still got to follow  
1918 Robert's Rules of Order.

1919  
1920 Ed Delgado: Okay, Jo Anne, am I making the rules up as I go along?

1921  
1922 Jo Anne House: The question before the body is whether or not the amendment should  
1923 be recognized first when the main motion has been called out of order. The main motion  
1924 was called out of order after further discussion and understanding of what it was about,  
1925 and as a result the amendment is no longer on the floor, no action or discussion needs  
1926 to be taken regarding it.

1927  
1928 Unidentified speaker: Wasn't the \$1,200 motion made then, before she came up with  
1929 ....

1930  
1931 Linda Dallas: Privileged question, Mr. Chairman.

1932  
1933 Ed Delgado: Okay, I did not recognize the amendment because there was no motion,  
1934 because it was out of order.

1935  
1936 Sherrole Benton: Privileged question, Mr. Chairman. Is Michelle's motion in order  
1937 because I'm concerned about the ten-day-notice and that option is not in the packet?

1938  
1939 Ed Delgado: It is in order because the range was between \$800 and \$1,500. We are  
1940 modifying what was there. If it was for \$1,600, it would have been out of order. If it was  
1941 for \$700, it would have been out of order. But we offered \$800 and tribal member  
1942 offered \$1,500, anything in between is in order.

1943  
1944 Sherrole Benton: Oh, okay, so Michelle's motion is in order right now.

1945  
1946 Ed Delgado: Yes, but we need to make it for 10 years. Also, we require a two-third's.

1947  
1948 Sherrole Benton: Okay, I make an amendment to Michelle's motion to make her per  
1949 capita plan for 10 years.

1950  
1951 Ed Delgado: There's an amendment to the motion, seconded by Larry Smith. Okay, we  
1952 have a motion. For \$1,000 per capita, the amendment will be, it will be for 10 years.  
1953 We're going to vote on the amendment first. All those who are in favor of this motion  
1954 that we will vote on second, being for 10 years, please signify by saying, by raising  
1955 your...no wait, hold on. I don't think we need to make it for 10 years because we have  
1956 previously been told that the next one would be for 10 years. Okay, we will clarify. Okay,

1957 Sherrole's motion is that it will be for 10 years. Previously, the General Tribal Council  
1958 wanted the new per capita plan to be for 10 years. Sherrole Benton's motion complies  
1959 with that. Discussion?  
1960  
1961 Audience: Call for the question.  
1962  
1963 Ed Delgado: Call for the question. We're going to vote. All those in favor of the  
1964 amendment , that any motion that you pass now regarding per capita will be for 10  
1965 years, 10 years only, all those in favor please signify by raising your right hand. Thank  
1966 you. All those not in favor of a 10-year-per capita plan please signify by raising your  
1967 right hand. Okay, motion fails, amendment fails. We are going to vote on the main  
1968 motion.  
1969  
1970 Kerry Brunette: What about my amendment? We the people have to suffer, so do you.  
1971 Every one of you on the table, by the table, must take a \$400 deduction in your pay.  
1972 Don't allow only the people who need the money sacrifice. It must be straight across the  
1973 board. Straight across every governmental service, every person who makes over  
1974 \$50,000.  
1975  
1976 Ed Delgado: That's not on the agenda.  
1977  
1978 Kerry Brunette: It's only sensible, Ed.  
1979  
1980 Ed Delgado: Kerry, that is not on the agenda.  
1981  
1982 Kerry Brunette: It's only sensible. Are you telling the Creator that he doesn't know what  
1983 he is doing? Because Peacemaker is in the house and I can prove with physical  
1984 evidence who he is. So are you going to go against the Creator? Whatever you do,  
1985 you're responsible.  
1986  
1987 Ed Delgado: Thank you, Kerry  
1988  
1989 Ed Delgado: Okay, General Tribal Council.  
1990  
1991 Michelle Danforth: Ed, can I amend my motion?  
1992  
1993 Ed Delgado: It's been made, it's been seconded. You can withdraw your motion.  
1994  
1995 Michelle Danforth: I didn't put a timeline on there. I thought it would be for three years  
1996 like the one that was previously up there, so I didn't know if that was important.  
1997  
1998 Ed Delgado: General Tribal Council.  
1999  
2000 Unidentified speaker: Privileged question.  
2001

2002 Ed Delgado: Let me explain first. If we vote on a per capita that is not for 10 years, you  
2003 would be in violation of a previous motion that you made, that we would come back with  
2004 a 10-year-plan. You can vote on it, but it would require two-thirds to not have 10 years.  
2005 So we voted on, you rejected the 10 years so it would require two-thirds for Michelle  
2006 Danforth's very reasonable motion.  
2007 Michelle Danforth: So for three years, we can do that?  
2008  
2009 Ed Delgado: Okay, Michelle or anyone, could you change that from a per capita  
2010 payment, to change it to \$1,000 annual per capitas or for lack of a better, or what's a  
2011 good wording? For an annual per capita for the next 10 years.  
2012  
2013 Michelle Danforth: No, three years,  
2014  
2015 Ed Delgado: Three years will require two-thirds. You can do it for three years.  
2016  
2017 Michelle Danforth: Okay, then we're going to do it for three years.  
2018  
2019 Ed Delgado: Okay  
2020  
2021 Unidentified speaker: Privileged question.  
2022  
2023 Michelle Danforth: I'd like to change it to per capita payments for \$1,000 for three years  
2024 on October first, starting in 2014.  
2025  
2026 Ed Delgado: Good motion.  
2027  
2028 Unidentified speaker: Privileged question.  
2029  
2030 Ed Delgado: Okay, we're going to vote, but we're going to recognize this privileged  
2031 question.  
2032  
2033 Unidentified speaker: Okay, on page 24 of our handout, the legal counsel said that, they  
2034 mentioned a 2008 directive, and said that if we don't word it so that we are superseding  
2035 the directive that we could be adding this capitation onto the existing capitation. So is  
2036 that true? So if then, if we vote yes for this, will we be voting for \$2,000 a year  
2037 capitation?  
2038  
2039 Ed Delgado: No, because the current per capita, the \$1,200 per capita expires at the  
2040 end of this year. If we do not come up with something today, we will not have a per  
2041 capita for 2014. So we need to make a decision.  
2042  
2043 Unidentified speaker: Why does it have it in the legal analysis then?  
2044  
2045 Ed Delgado: Okay, Jo Anne?  
2046



2047 Jo Anne House: The question is the legal analysis identifies that if--stop, step back,  
2048 think--the legal analysis identifies that the petition is not clear. There is an action  
2049 directed by the General Tribal Council for the Business Committee to bring back a per  
2050 capita plan for 10 years. The petition identified a per capita for three years. It was  
2051 possible at the time of drafting the legal analysis that both items could move forward  
2052 simultaneously and you could end up acting on two per capita actions today. That was  
2053 clarified. It is my understanding, as the Chair is moving this forward, as we're only  
2054 considering one per capita option. But because it's not following the 10-year-plan as  
2055 directed by the General Tribal Council, the single per capita option present... being  
2056 acted upon by the General Tribal Council today, the motion on the floor will require a  
2057 two-thirds vote.

2058  
2059 Linda Dallas: Privileged question, Mr. Chairman.

2060  
2061 Ed Delgado: Okay, Linda Dallas, privileged question.

2062  
2063 Linda Dallas: If somebody gets mad at me, that's too bad, I'm gonna say it anyways.  
2064 Inside of the GTC packet, on page 24 of 66, and I'm going to bat for the people, I  
2065 understand I work for the Chairman's office, but I'm here for the people, the General  
2066 Tribal Council. It says in the analysis, the General Tribal Council has directed the  
2067 Business Committee to present a proposed per capita plan for 10 years. That's not  
2068 saying what's being said here today. What's being said here today is that we have to  
2069 have this for 10 years. We don't. What it says is that we directed you to present a  
2070 proposed per capita for a 10 year period. That does not mean that it gets ram-rodged  
2071 down our throat and we have to take it. So if we only want it for 3 years, then it's for 3  
2072 years. And the General Tribal Council is the body that decides when we're in session.  
2073 So the 10 years is what they asked you to do, to present a proposed per capita period  
2074 for a 10-year-period, but that doesn't mean that's what we have to do. And we're in  
2075 session and we can change our mind. And I respectfully request that that be stated  
2076 clearly because if we only want it for 3, then we should only be for 3, because we don't  
2077 know what's going on 10 years down the road. So General Tribal Council, in general,  
2078 has taken it slowly a little bit at a time and 3 years is reasonable. And what you're doing  
2079 is your asking General Tribal Council to take a \$200 per person cut including our  
2080 children and our elders, and I agree with that, man, that if you're gonna hit us, because  
2081 I'm a General Tribal Council member, we're all General Tribal Council members, that  
2082 maybe we have to look at the wages of the Business Committee. Maybe we have to  
2083 look at the wages of the staff which includes myself. Maybe we have to look at the  
2084 wages of our management. Maybe we have to look at all the wasted employees, all the  
2085 laptop positions inside the Tribe. Maybe we need to finally look at the Gaming operation  
2086 and take control of it. And maybe that's why we don't make the money that we should  
2087 be making because there doesn't seem to be control over there. Maybe we need to take  
2088 a look at the regulatory body the Gaming Commission. I was on there, and I could not  
2089 believe what took place over there. And I got taken out of there because I think what I  
2090 did was disclose too much.

2091  
2092 Ed Delgado: Okay, we're going in a wrong direction here, Linda.

2093  
2094 Linda Dallas: So maybe it's time for everybody to take responsibility in the cut. Thank  
2095 you.  
2096  
2097 Ed Delgado: Okay, I'm gonna make a decision on this. And you can point of order me  
2098 out, but General Tribal Council told the Business Committee to come back with a plan  
2099 for 10 years. You told us to do that. Now you kind of rejected our plan. So this is not our  
2100 plan. This is a modified plan recommended and motioned by Michelle Danforth, it is not  
2101 our plan, but it is within the confines of what we are discussing here today, so I'm gonna  
2102 say it doesn't require a two-thirds vote, it requires a majority vote.  
2103  
2104 We are going to vote on that issue right now. All those in favor for a per capita payment  
2105 of 3 years on October first starting in 2014, please signify by raising your right hand.  
2106 Yay. Thank you. Those not in favor of the \$1,000 per capita payment for 3 years starting  
2107 on October first, 2014, please signify by raising your right hand. Motion carries. We  
2108 have an agreement. .  
2109  
2110 Patty Hoeft: Mr. Chairman, would you check the overflow room please?  
2111  
2112 Ed Delgado: 3 year agreement  
2113  
2114 Patty Hoeft: Ed, will you check the overflow room please?  
2115  
2116 Leyne Orosco: It was an overwhelming yes in this room.  
2117  
2118 Ed Delgado: Okay, we're gonna add one more vote. Don't leave. No, the vote is  
2119 completed, we're not gonna do it.  
2120  
2121 Judy Jourdan: Mr. Chair? Excuse me, Mr. Chair?  
2122  
2123 Ed Delgado: I'm looking for you, where are you.  
2124  
2125 Judy Jourdan: Right here, over here. I was waiting to be recognized so that I could ask  
2126 a question before the vote and didn't get to. But is it possible for me to still make an  
2127 amendment to Michelle's motion?  
2128  
2129 Ed Delgado: No. It's over. We have a per capita plan. We're going to go onto the next  
2130 issue.  
2131  
2132 Judy Jourdan: Okay, thank you.  
2133  
2134 Ed Delgado: Next on the agenda--General Tribal Council, I think you made a very wise  
2135 decision. Okay, the next issue is, I'm trying to get the exact wording. Okay, it's from  
2136 petitioner Tribal member Leah Dodge regarding the General Tribal Council directs the  
2137 Oneida Business Committee to stop Oneida Seven Generations Corporation from  
2138 building any gasification, or waste-to-energy or plastics recycling plant at N7329 Water

2139 Circle place, Oneida, Wisconsin, or any location, other location within Oneida Tribal  
2140 reservation boundaries. We're gonna have Leah make her presentation. Leah Dodge?

2141  
2142 Leah Sue Dodge: Can everybody hear me? No? Okay, I'm ready for my presentation to  
2143 go on screen. Thank you. I'm Leah Sue Dodge and everyone can hear me right? Okay  
2144 good. I think the Oneida Tribe of Indians of Wisconsin should re-embrace the brand that  
2145 was wisely created in November 2000, which makes it clear that we oppose noxious  
2146 emissions, incinerators and dioxins anywhere. I'm going to explain why I think we  
2147 should keep that brand, and I'll explain how Oneida Seven Generations Corporation  
2148 have lied to the public and elected officials, how they hide information that they are  
2149 supposed to provide and that they want to pedal a means of genocide to tribes. But first,  
2150 let's read from that crucial resolution passed unanimously in November of 2000. The  
2151 Resolution says the ability of our native community to be protected from the effects of  
2152 dioxin poisoning is critical to the future of our tribal nations and all life that sustains us.  
2153 Tribal communities and families continue to be disproportionately exposed to dioxin and  
2154 other persistent organic pollutants. Many of our Tribal members are more susceptible  
2155 to these dangerous toxins due to our land-based culture and subsistence practices, and  
2156 dioxin has been classified as a known human carcinogen with the highest level certainty  
2157 by the international agency for research on cancer and acknowledged by the world  
2158 health organization that dioxin exposure is linked to severe health defects. Now there  
2159 be it resolved that the Oneida Tribe of Indians of Wisconsin requests that the United  
2160 States State Department pursue ending the production of and release of dioxin and  
2161 other persistent organic pollutants in the United States. This was affirmed by Tina  
2162 Danforth, Judy Cornelius, Julie Barton, David Bischoff, Sandra Ninham, Vince  
2163 DelaRosa, Paul Ninham and Eugene Metoxen. The Business Committee was wise to  
2164 take seriously the harms dioxin causes, IQ deficits behavioral disorders, disrupted  
2165 sexual development, immune system damage, birth defects, diabetes and cancer. And  
2166 a mother's womb exposes her offspring to the dioxins that accumulated in her body for  
2167 years before conception. After their born, babies continue to receive dioxin from their  
2168 mother's breast milk. Why would the Business Committee, vote in December 2010, to  
2169 enthusiastically support OSGC taking the Oneida Tribe into millions of dollars in debt to  
2170 invest in the incineration industry and build an incinerator on the Oneida Reservation as  
2171 the Resolution states? And why would the Business Committee reaffirm that  
2172 dangerously foolish resolution on April 11th 2013? Somehow OSGC convinced the  
2173 Business Committee that trying to turn a profit on dioxin was more important than  
2174 protecting the people who'll be stuck with debts and disease. Here's what we know  
2175 about OSGC. From bogus claims of not incineration to no harmful emissions, to no  
2176 stacks, to renewable energy to plastics recycling. OSGC has told the public and elected  
2177 officials several untruths. The following is an excerpt from the court transcript of Judge  
2178 Mark Hammer's January 9th, 2013 decision: The falsehoods attributed to Kevin  
2179 Cornelius may have been stated by a former project manager. The judge says "it wasn't  
2180 true, there are no hazardous materials". The judge says that the claim that all the  
2181 harmful dioxins are removed wasn't true. The judge says that it wasn't true that there  
2182 are no smokestacks, no oxygen and no ash. The judge says he wasn't satisfied about  
2183 the truthfulness of the claim. That carbon and ash actually could have been tested and  
2184 go right into organic farming, nor about the claim there have been some dioxins but no

2185 PCBs. This also goes into slag hair. The judge noted that an Alderman was told that  
2186 particulate matter, hydrogen chloride, nitrogen oxide, sulfur dioxide, mercury and  
2187 dioxins was all in the ash. But the judge says he wasn't satisfied that was true. So far,  
2188 only one Wisconsin judge has judicially affirmed that Oneida Gaming Commission  
2189 Counsel, Attorney William Cornelius is present and chairperson of the liars club known  
2190 as OSGC. If the three judge appeals court panel reaffirms the decision of Judge  
2191 Hammer against OSGC, how would that affect the reputation of our gaming enterprise?  
2192

2193 Ed Delgado: Hold on, hold on. Leah. Leah. Leah. We're not here to personally attack  
2194 any GTC members or ... tone it down a bit.  
2195

2196 Leah Sue Dodge: Okay. OSGC admits they plan to use pyrolysis and gasification to  
2197 convert garbage into combustible materials and then to burn, incinerate them and bury  
2198 the ashes. Garbage sources they have talked about includes: tires, municipal solid  
2199 waste, dairy waste, human sludge and medical and hazardous waste. OSGC admits  
2200 they will emit the following hazardous substances: Dioxins, ferons, formaldehyde,  
2201 acidified, arsenic, lead, cadmium, chromium, fluoride, antimony, mercury, nickel, iron,  
2202 copper, selenium, chlorides, and hydrogen sulfide. OSGC partner, Alliance Energies,  
2203 DNR application, identify their proposal as an MSW combustor. According to EPA.gov,  
2204 the NSPS regulations define MSW combustor to mean any device that combusts,  
2205 gasified municipal solid waste, including gasification combustion units. A municipal  
2206 waste incineration combusts solid wastes, and thus is functionally synonymous with  
2207 municipal waste combustor. According to an e-mail by Richard Anglebeck of EPA's  
2208 Region V Air permit section, gasification equals combustion equals incineration. Here's  
2209 the justification for gasification equals combustion. We look to the NSPS definition of  
2210 municipal waste combustion unit, which includes equipment that combusts gasified  
2211 municipal solid waste, including pyrolysis combustion units. So incineration equals  
2212 combustion, and then combustion includes gasification, therefore incineration includes  
2213 gasification. Incineration turns landfill into skyfill, and sends one truck of toxic ash to the  
2214 landfill for every four trucks of garbage burned. The gas, smoke, and liquid solid waste  
2215 that leave a facility will have the same mass as the solid materials entering the facility.  
2216 Masses of gas and particulates will go up the stack, toxic ashes and solid waste will  
2217 need to go to landfill, and liquid waste will also need to be managed. Now OSGC  
2218 claims they want to recycle plastics but incineration is not recycling. The EPA says  
2219 recycling is activities by which materials that are no longer useful to the generator are  
2220 collected, sorted, processed, and converted into raw materials and used in the  
2221 production of new products. But this definition excludes using these materials as a fuel  
2222 substitute, or for energy production, which is exactly what OSGC proposes. Here's the  
2223 truth about plastics to oil. Some companies have been caught lying about their finances  
2224 to attract new investors. Companies are admitting feed stock costs are going up  
2225 because they need higher grade plastics to make oil they can sell to refineries.  
2226 Companies are admitting they often have to go offline to repair parts or fully replace  
2227 parts more frequently than expected. Companies are admitting that the machines they  
2228 originally proposed must be switched to newer models and those have higher emissions  
2229 than first claimed. The entire plastics-to-oil industry is totally dependent on society  
2230 expanding the use once and toss mentality in spite of the huge cost to humanity.

2231 Instead, we should toss out that short-sighted mindset and create incentives to dispose  
2232 of the manufacture of non-recyclable goods in the first place. And refuse to give  
2233 corporations a way to falsely make their garbage seem like some kind of renewable  
2234 energy resource. Kevin Cornelius said in the February 7th, 2013 Kalihwisaks, “we want  
2235 to be able to demonstrate that this works. Let the community see that it works, see that  
2236 it is safe. Then at that point, we would sit down with the appropriate governmental  
2237 entities and discuss where a full size facility could go”. What does he mean by a full  
2238 size facility, if not the kind OSGC wanted to build in Green Bay? But how could a  
2239 plastics-only facility prove anything about burning tires, municipal solid waste, dairy  
2240 waste, human sludge and medical and hazardous waste? When Kevin says  
2241 governmental entities, does he mean the Land Commission which rezoned the Oneida  
2242 Business Park into an industrial zone more than a month before OSGC admitted it still  
2243 hadn’t done due diligence about using the wetlands area? Or, does he mean the  
2244 Business Committee, which re-affirmed a resolution for a dioxin emitting incinerator on  
2245 the Oneida Reservation and then claimed it was for the Green Bay project? The logical  
2246 conclusion is that OSGC’s plastics-only incinerator is a stepping stone to a full-size  
2247 dioxin emitting incinerator. According to OSGC’s corporate report model included in the  
2248 GTC info packet, OSGC is supposed to disclose financial and familial relationships and  
2249 connections between the corporation and other entities, as well as members of the  
2250 corporation’s board and key management personnel. Any financial or legal relationship,  
2251 ownership interest or any blood kinship within the corporation and its financial practices  
2252 or partnerships shall be detailed in a structured and easy to understand format.  
2253 Unfortunately, OSGC’s disclosure report as of December 31, 2011 fails to include these  
2254 important facts. OSGC President and Chairperson Attorney William Cornelius is the  
2255 counsel to the Gaming Commission, which has contracts with OSGC affiliates, including  
2256 Oneida Generations for the travel center and Oneida Kodiak for construction projects.  
2257 OSGC CEO Kevin Cornelius’ mother Amelia is chair of the Land...

2258  
2259 Ed Delgado: Leah, we are not going to go into tribal members and specific persons ....

2260  
2261 Leah Sue Dodge: I respectfully disagree, Ed, because this is part of the disclosure  
2262 report that OSGC provided to the General Tribal Council...

2263  
2264 Cathy L. Metoxen: I appeal the decision of the Tribal Chairman.

2265  
2266 Ed Delgado: Tribal Council, we don’t customarily.....

2267  
2268 Unidentified speaker: We have a right to know these things.

2269  
2270 Cathy L. Metoxen: I appeal the Chairman’s decision.

2271  
2272 Ed Delgado: We are not going to discuss Tribal members, and....

2273  
2274 Cathy L. Metoxen: These are elected officials. We can discuss them.

2275

2276 Ed Delgado: We're talking about a person who works for Seven Gens. We're not  
2277 talking about, we're talking about his employment.  
2278  
2279 Cathy L. Metoxen: I'm appealing your decision, Mr. Chair.  
2280  
2281 Ed Delgado: Let's not go there. I said let's tone it down.  
2282  
2283 Cathy L. Metoxen: I 'm appealing your decision, Mr. Chair.  
2284  
2285 Ed Delgado: Larry? Point of order. Let's just let her continue.  
2286  
2287 Leah Sue Dodge: Okay, go ahead with my presentation. Kevin's uncle, Weldon, Ted,  
2288 or...  
2289  
2290 Ed Delgado: Leah?  
2291  
2292 Leah Sue Dodge: Okay, strike that. Oh, not that part. Okay, skipping forward. Okay, one  
2293 more. OSGC board member Cathy Delgado is the sister of OBC Treasurer Tina  
2294 Danforth and the sister-in-law of OBC Vice Chair Greg Matson, yet neither has recused  
2295 from voting... and supported ...  
2296  
2297 Ed Delgado: Hold on. Point of order.  
2298  
2299 Sharon House: Inaudible.  
2300  
2301 Ed Delgado: Hold it. Okay, no, we're not going to discuss families. We're not going to  
2302 discuss relationships at this meeting.  
2303  
2304 Leah Sue Dodge: The point of this disclosure report is to disclose familial relationships  
2305 that exist within a tribal operation...  
2306  
2307 Ed Delgado: We are not going to go to that. Let's stick to the issue of...General Tribal  
2308 Council? Sit down, please.  
2309  
2310 Amelia Cornelius: I am not ashamed of my family and I will tell you who they are.  
2311  
2312 Ed Delgado: But we have family members here that don't deserve...were not noticed.  
2313 I'm agreeing with Sharon House that we have people here who have no idea that their  
2314 names are going to be discussed and...Sharon House?  
2315  
2316 Unidentified speaker: Inaudible.  
2317  
2318 Ed Delgado: I know you're not, but we don't want them discussed at this meeting. That's  
2319 what we're, I'm trying to withdraw from. We are here to present discussion on the  
2320 system that some feel is a danger to our environment and our health. Let's stick to that,  
2321 please.

2322  
2323 Loretta V. Metoxen: Excuse me. Point of order, Mr. Chairman.  
2324  
2325 Ed Delgado: Loretta?  
2326  
2327 Loretta V. Metxoen: Mr. Chairman, I'm the Tribal historian. I'm also the genealogist for  
2328 the Tribe. And we are all related.  
2329  
2330 Ed Delgado: I agree.  
2331  
2332 Loretta V. Metoxen: We are a family and we should act like one.  
2333  
2334 Ed Delgado: I agree with that, too.  
2335  
2336 Loretta V. Metoxen: These...to point out as Leah Sue was doing, these short-term  
2337 relationships is inappropriate for this discussion. And that's all I have to say on this. We  
2338 should act like we know and care about one another.  
2339  
2340 Ed Delgado: And I'm trying to limit this presentation to issues regarding the safety,  
2341 environment and health, and the dangers of that type of technology or the non-dangers.  
2342 But I would like for us to stay on that.  
2343  
2344 Leah Sue Dodge: Okay, this doesn't speak to a person's name, but the disclosure  
2345 report does fail to acknowledge the very existence of Green Bay Renewable Energy,  
2346 LLC, which was registered in Delaware on December 15th, 2011. The Business  
2347 Committee has so far given OSGC \$750,000 out of the General Fund to fight Green  
2348 Bay and lose, as well as, make an appeal that OSGC's law firm, Godfrey and Kahn,  
2349 supposedly said it has maybe a 40 percent chance of success. OSGC's fiscal year  
2350 2012 report says Carl Artman is among independent Tribal vendors for OSGC as an  
2351 attorney. Wisbar.org lists Attorney Carl Artman's e-mail address as...  
2352  
2353 Ed Delgado: Leah? Leah? Let's not discuss Tribal members.  
2354  
2355 Leah Sue Dodge: Okay, okay. Here's from...  
2356  
2357 Ed Delgado: Let her continue.  
2358  
2359 Leah Sue Dodge: Okay, OSGC's disclosure report said that the chairman of OSGC to  
2360 the board, his end appointed dates were September, 2006 and that his term end date  
2361 was September 2011. It also notes that he was reappointed February of '12, and the  
2362 OBC regular meeting minutes from February 22, 22nd state that he was sworn in on  
2363 that date. However, on November 16th, 2011 the Attorney Cornelius signed a 2 million  
2364 dollar loan guarantee contract with the Wisconsin Economic Development Corporation  
2365 WEDC as Chairman of the OSGC board. The loan was to be given to Oneida Energy  
2366 with OSGC being the guarantor. This means that according to the disclosure report  
2367 Attorney Cornelius signed the contract for the 2 million dollars .....

2368  
2369 Ed Delgado: We're going have to stop there. Leah, we are not going to discuss our  
2370 Tribal members at a meeting. We're here to discuss the...  
2371  
2372 Leah Sue Dodge: Okay, this slide will discuss the information about the financing for  
2373 their project as spoken to by Attorney House. OSGC also entered the contract with  
2374 WEDC for \$2 million conditional grant, meaning if OSGC fails to meet conditions, they  
2375 must pay the grant back. What Chief Counsel House said in the GTC packet about no  
2376 deadlines by which operations must commence doesn't seem to be true given Kevin  
2377 Cornelius' affidavit which states...  
2378  
2379 Ed Delgado: Leah?  
2380  
2381 Leah Sue Dodge: We're discussing a legal document here which is publicly available. In  
2382 order to meet December 31st, 2013 operational deadline of having waste-to-energy  
2383 putting electricity to the grid, construction must begin by March 1st, 2012. Obviously,  
2384 they meant by March 1<sup>st</sup>, 2013. But now it's too late for OSGC to meet the deadline, so  
2385 now they're on the hook for \$4 million, no matter how GTC votes today. The main  
2386 question is, if GTC will allow OSGC to put the Tribe on the hook for \$25 million or more,  
2387 including BIA financing which the Tribe is required to pay back, Chief Counsel House  
2388 claims that if GTC votes to prohibit the construction of incinerators on the Oneida  
2389 reservation, there could be liabilities. But she fails to mention any of the potential health  
2390 liabilities—liabilities to our reputation or the financial risks of the incinerator shutting  
2391 down due to malfunction or mismanagement. Worst of all, the risk of poisoning our  
2392 home and our offspring for generations to come. In my opinion, those liabilities need to  
2393 be considered as far more important than OSGC's bottom line, salaries and bonuses  
2394 which rely on selling dioxin emitting incinerators to Tribes. WEDC Contract LEGFY10...  
2395  
2396 Ed Delgado: Okay, Leah, your time is up. We agreed on 15 minutes.  
2397  
2398 Leah Sue Dodge: And half of that was interrupted. Ed, may I go on? I have five more  
2399 slides.  
2400  
2401 Ed Delgado: I give you two more minutes.  
2402  
2403 Leah Sue Dodge: In other words, given that the BC acknowledged that avoiding dioxins  
2404 is critical to the future of tribal nations and all life that sustains us, and that Kevin  
2405 Cornelius admitted on the front page of the Kalihwisaks.....  
2406  
2407 Ed Delgado: Leah, time is up.  
2408  
2409 Leah Sue Dodge: Inaudible.  
2410  
2411 Ed Delgado: Leah, time is up.  
2412



2413 Ed Delgado: Sharon House, you have a privileged question? Sharon, please go to a  
2414 microphone.

2415  
2416 Sharon House: Okay, who did that? Cathy? No, just kidding. With all due respect,  
2417 what's going on and I wanted to hear all the issues of what this meeting was for, the  
2418 issue is, is that this is supposed to be a corporation and right now what's happening is  
2419 all of us listening to this, pierces the corporate veil which means it holds the Tribe liable  
2420 for anything that happens. This is a serious issue. If you want to hear, if you would like  
2421 to hear Leah Sue, it should be in a different forum. It should not be in this forum where  
2422 the Tribe can be held for all of this if it's wrong. And that's what I'd like to see. And I'm  
2423 sorry that you feel you have to point out these conflicts of interest but all of us have  
2424 conflicts of interest because people get educated, so they can be in these positions. It's  
2425 inappropriate to single out individuals. And the BC, about 20 years ago, passed a  
2426 resolution that individuals could not be talked about unless they are sitting in this room  
2427 and they get to respond. And some of them are not here. Thank you.

2428  
2429 Ed Delgado: Thank you. I'm gonna ask that the Seven Generations give a presentation.

2430  
2431 Kerry Brunette: People have a right to know where they got the evidence from. People  
2432 have the right to know, where they got the evidence from. Anybody can make up lies,  
2433 on both sides.

2434  
2435 Pat (last name unidentified): Privilege question.

2436  
2437 Ed Delgado: Okay, we have a privilege question coming from where?

2438  
2439 Cathy L. Metoxen: I just need to, for clarification sake, did Leah Dodge do a petition in  
2440 the proper manner and her process was followed, as far as being in this forum here?

2441  
2442 Ed Delgado: Yes

2443  
2444 Cathy L. Metoxen: Okay, thank you.

2445  
2446 Ed Delgado: We have...

2447  
2448 Pat (last name unidentified): Is this on? If anybody has ever seen the movie, Erin  
2449 Brockovich on there where she had said chromium that was in the movie that was  
2450 causing cancer, that was causing the loss of babies, miscarriages, leukemia, and  
2451 everything and it was a true story, Erin Brockovich? When she started this with 300 and  
2452 some people, we as a Tribe, they're trying to sweet talk us into to something. They  
2453 sweet talked them, and they poisoned them. They poisoned them. And all they did  
2454 was...money.....

2455  
2456 Ed Delgado: Okay, that's not a privileged question.

2457

2458 Pat (last name unidentified): But the privileged question is, have we a right to do that to  
2459 this Tribe, by not listening to someone whose saying there is poisons...chromium is a  
2460 poisonous thing...there's formaldehyde.....

2461  
2462 Ed Delgado: That decision is why we are here today. That is not a privileged question.  
2463 But that decision is why we are here today.

2464  
2465 Pat (last name unidentified): But if they don't know, if the people, especially you, you  
2466 sitting up there, you know that if these are poisons, you have to say something and be  
2467 with us in this. It's not right, it's not right. You're asking us to save you now, which we  
2468 did. Is this Tribe, is a \$1,000 now, all of a sudden with this, it could cause lives and it  
2469 could cost this Tribe millions in medicines, in for cancer and everything, if we don't listen  
2470 to this woman.

2471  
2472 Ed Delgado: That is why we are here today. We're going to make a decision on that  
2473 project. Amelia? What we're waiting for here is our technology to catch up with our  
2474 presentation. She's downloading her computer so we're using this time to...

2475  
2476 Tina Danforth: So don't take any more discussion because they don't have all the facts.

2477  
2478 Ed Delgado: Amelia? Oh they're ready to go?

2479  
2480 Tina Danforth: They're not.

2481  
2482 Amelia Cornelius: We thought we were supposed to be out of here by five. I am Amelia  
2483 Cornelius, for those of you who don't know me. I have lived here my whole life on this  
2484 reservation. I'm 75 years old. I raised my children to be honest, to be good people, good  
2485 people here on this reservation. My family, and I'm not afraid of my....No, my name was  
2486 brought up and I'm going to speak. My grandparents was Ben Jordan and Amelia  
2487 Jordan, and I know that there's a lot of people that are related to them and there are a  
2488 lot of related to me because of that. I raised my family to be honest, trustworthy good  
2489 individuals. I did not raise them to commit genocide or anything that Leah Sue Dodge is  
2490 saying. That is not my family. My children, my grandchildren live on this reservation.  
2491 There is no way that I would support anything that would hurt my family or my extended  
2492 family. And I'm not going to name all my family because they know who I am and they  
2493 know what I stand for. And I stand for what's good, and for this community. I have been  
2494 on the Business Committee. I'm on the Land Commission. I've been on the Trust  
2495 Committee. I've been on the Personnel Commission. I've been on high school  
2496 committees. I've been on all kinds of committees—working for the best for this Tribe.  
2497 That's all I've ever done.

2498  
2499 Ed Delgado: Okay, we're gonna allow you to do your presentation now, and then we'll  
2500 have discussion after their presentation, and you will be first, Joey. When we go back  
2501 into discussion, you will be first.

2502

2503 Tsyosha?ahT Cathy Delgado: Good afternoon, GTC. My name Tsyosha?ahT Delgado.  
2504 My name means, she gives everything. I'm from the wolf clan and I sit on the Seven  
2505 Generations Corporation board. I've heard some of the concern within the community,  
2506 as well as here, of people being very angry and upset and concerned about their health.  
2507 And I have the same concern and I agree with some of the things that you are saying,  
2508 those of you that are really angry. I agree with some of the things that Leah is also  
2509 talking about. I would not want some of those thing in our community to jeopardize the  
2510 health of my family, my Tribe, basically because I really do feel that you all my family.  
2511 You know native people come together for many different things and one of the things  
2512 that we need to come together for is trying to do our best to make decisions to be able  
2513 take care of the environment, the earth, you know and I don't know how many of you  
2514 know, but this morning, there was a ceremony. This morning, specifically for the earth, it  
2515 was the seed ceremony because all of us are going to eat food today, tomorrow and for  
2516 the rest of our life. So that ceremony was conducted today in honor of the earth and  
2517 giving thanks that we continue to have food so the Seven Generation Corporation is in  
2518 place to create business and to help the economy and to help create revenue for the  
2519 membership and I'm not opposed to economic development, but I am opposed to things  
2520 that create carcinogens in our children, our babies. You know we had that picture of a  
2521 baby breast feeding, that's really important and I hold that dear to me but I think  
2522 probably the most important thing is that if you're going to make a decision, you should  
2523 always have all the facts. You should always have all the information and you should  
2524 make sure the information that you going to be given is the correct information, and I  
2525 think, unfortunately, that's part of the reason that so many people are angry and hurt, is  
2526 because they are given information that is not correct; and that's what I have to stress  
2527 more than anything. It's just as if you were going to buy a house or a car. You know you  
2528 are going to make sure that mileage is correct, that somebody did maneuver something  
2529 on there. You're going to buy a house that doesn't have mold and doesn't have rotting  
2530 wood under the surface. Of that, you're going to check things out. So I just want to  
2531 stress, that important, that you all have all the information; that's correct information and  
2532 that I for myself very conscientious about the environment and want to do the best I can  
2533 in order to make sure that we are going to create a project that's going to be safe for the  
2534 people and that will also be profitable. Thank you

2535  
2536 William Cornelius: Hi, my name is William Cornelius or Attorney William Cornelius, that  
2537 I've been referred to so much. I do have a big family. I have no apologies for that. My  
2538 dad is the oldest of 10 born and raised here in Oneida. And my mom is the oldest of five  
2539 born and raised here in Oneida. I'm proud of that, and if they are elected officials, you  
2540 know that people vote. That's, I'm proud of that. You know we're from here. We live  
2541 here. Raise our family here. My kids live here. My nieces and nephews live here. I plan  
2542 to live here for my whole live. My grandkids here. I'm going to talk about a few things  
2543 here. There are a lot of accusations that have been stated. I don't really have time to go  
2544 through all of them, but the short of it is--there hasn't been a decision to make. This, at  
2545 all, there's been no decision to move forward with this project. That's where we are at.  
2546 The board has not made a decision that we are going to use that facility. We went to the  
2547 BC in October or November and we talked to them—hey, we thinking this might be a  
2548 technology for the reservation. What do you guys think? There was a lot of discussion

2549 there. We actually suggested that we go to the GTC, to get the GTC feeling on what we  
2550 should do with this, and there was some discussion, back and forth. And basically, we  
2551 kind of agreed that there are processes for doing things here on the reservation. If  
2552 you're going to build a house, you do this, and do this so you have to go...so let. We're  
2553 told you have to follow the process. So, we had to do is determine if this is even  
2554 feasible. And I'm not talking financially, but safety-wise. Is this safe for us? Is this safe  
2555 for our reservation? I sweat less than 250 yards from that place. I'm close to where that  
2556 is, so this is something, certainly I'm thinking about. When we met with this BC, they  
2557 said follow the process. So we followed the process. And the first step was to determine  
2558 if it was even feasible to do it. The Land Commission said, we will grant you a permit if  
2559 you complete these 10 things. 10 things, so the zoning change and a permit are  
2560 completely different. We do not have a permit to do anything over there. I'll just run  
2561 through the list. The permits--the presentation is not coming up, we have to do is, we  
2562 have to complete environmental assessment or environmental impact statement. There  
2563 has to be a cultural review by Tribal Historic Preservation, permit application that's done  
2564 by Environmental Protection Agency, a manage waste manager plant by EPA, a new  
2565 unit siting study by the EPA, stack testing by EPA, supplement of environmental  
2566 assessment, BIA site water, storm water pollution plan, spill plan, control and counter  
2567 measure plan, process safety measure. So all these thing are things that Land  
2568 Management said, if you are going to do it here, these are the things that we want you  
2569 to do and Land Management is tasked with being Care Takers of the land. And one of  
2570 the quotes that Land Commission said in their... when they issue the condition for a  
2571 permit was, they said, we understand the process is in the very early stages and we  
2572 want to ensure that all environmental impacts will be monitored and federal guidelines  
2573 met and it's in the very early stages. There is--no decisions have been made on this.  
2574 We tried to reach out and tell people we haven't made a decision. So right now,  
2575 everything is premature. It's premature to make a decision on this without all the  
2576 information of, which we don't have. We may go through this process and make a  
2577 determination that hey, this isn't a good idea for us. It doesn't make sense. And we are  
2578 not going to go forward with it. So now we are sitting here on a nice beautiful Sunday  
2579 afternoon talking about something that may or may not be. I'll keep it short because it's  
2580 nice outside. My suggestion is that the Corporation... let us finish our due diligence. Let  
2581 us finish our due diligence. We'll distribute what we decide, of the information that's  
2582 important; that we think makes the decision. We may make a decision to not do it. That  
2583 is very possible. There are a lot of hurt feelings here. And that's something we're going  
2584 to take into consideration. But if we're going to do that, I think the GTC should have that  
2585 in front them so that you guys can look at that and say if you want to do it or not. So  
2586 there's no...in my opinion, there's not a reason to take a vote today because we haven't  
2587 done anything yet. But if we want to take a vote, if you want to take a vote that states  
2588 that you guys will vote on it if we make a decision, there's two paths we can go. There's  
2589 one that we say we're going to do this and we bring it back to GTC with all the  
2590 information and the GTC can make that decision, or the other path is--we choose not to  
2591 do it and then there, that's it. So I would ask for, that GTC to have this come back if and  
2592 when we decide to do that. I would look for that motion.

2593  
2594 Ed Delgado: Sherrole Benton?

2595  
2596 Sherrole Benton: I make a motion that we accept the report and that we have Sevens  
2597 Gens give us the findings after they complete their due diligence on the proposal. Thank  
2598 you.  
2599  
2600 Ed Delgado: Hold on, there is no...we are in discussion now, I believe. Are you done  
2601 with the report?  
2602  
2603 William Cornelius: I just think the discussion is premature until we have all the  
2604 information, so we shouldn't have to make a vote on something we don't have all the  
2605 information on.  
2606  
2607 Ed Delgado: Ok, we agreed when we first came into meeting here, we agreed that we  
2608 wouldn't make any motions before we were in discussion. I believe they are done with  
2609 their presentation. I think they need to go, we are now in the discussion phase of this  
2610 meeting regarding the petition and the presentation, presentations. So that's where we  
2611 are. We are in discussion. No motions until we come out if discussion. Joey? Joey,  
2612 could you go to the microphone.  
2613  
2614 Joey Christjohn: Long time ago, there was an accident. I've seen some of the causes of  
2615 the people, what happened to them over there. Maybe you should think about that--  
2616 what happened over at Pennsylvania Three Mile Island. It's what this reminds me of--  
2617 what they want to build on our reservation.  
2618  
2619 Ed Delgado: Thank you, Joey. Leah? Oh, I'm sorry. Hold on, hold on.  
2620  
2621 Leah Sue Dodge: I urge GTC that this is a dangerous project...  
2622  
2623 Ed Delgado: Leah? Leah, I'm sorry we have to go this way and around. We did Joey,  
2624 and now we are going to do Pat Cornelius.  
2625  
2626 Pat Cornelius: Thank you. My name is Pat Cornelius, born and raised on the  
2627 reservation. I lived on Seminary Road and now live way down on the south end of  
2628 Oneida. But here's the thing is, that I'm on the Land Commission and we gave that,  
2629 what he said to you, with all the things that we specified that they had to do. Before they  
2630 could even go any further, he has to come up with all those recommendations that we  
2631 made from the Land Commission. So this is in the very early stages. I'm going to tell  
2632 you people, you know, outside of this hotel, there are some ponds by Fort Howard that  
2633 are greener than green and they are evaporating, they are falling all over this place. My  
2634 other concern is highway 54 dump that's on our reservation. And that's emitting all kind  
2635 of stuff into the soil and into the air. If we don't want to have any carcinogens, then we  
2636 better start buying electric cars and battery cars on the reservation. But I'm telling you,  
2637 and I think one thing you know, I went to see the buffalo this morning before I came  
2638 here because I knew I was going to be talking. Those are my babies, you know. This  
2639 has something to do with it because it gives you the strength to say things. When those  
2640 buffalo first came here, and came off the trailer, that ground shook from when they hit

2641 the ground until the road where I was standing, and we need to think and be good  
2642 people and good to each other. I really hurt today to see some of the things that were  
2643 said and talked about. So we need to get back to a good feeling about us as a family.  
2644 But we have problems within this reservation that doesn't even have nothing to do with  
2645 this and they got a long way to go to get there, yet, so I think there are some things that  
2646 need to be done in between. Thank you

2647

2648 Ed Delgado: Thank you, and Pat, talking to the Vice Chairman a few minutes ago, he  
2649 agrees we need to get it in control of the dump over there. But this issue today is about  
2650 a second facility.

2651

2652 Pat Cornelius: I just want to say one more thing. What really hurts me when you see the  
2653 two young men that committed suicide; we need to put our priorities in place.

2654

2655 Ed Delgado: Ok, do we have anyone in the over flow room? I don't see anyone in line,  
2656 so I'm going to go to Sherrole Benton.

2657

2658 Sherrole Benton: Thank you, Mr. Chairman. I have some really deep concern about  
2659 Leah's presentation. A lot of people are afraid, angry, feeling emotional and it's  
2660 because, so far, they only seen one side of the story; and a lot of her information has  
2661 been just inflammatory. I think the attorney for Seven Gens has a good point. They still  
2662 are in the study phase which means that they haven't made any kind of decision,  
2663 whatsoever. They are still studying that, that's what due diligence means. They are  
2664 requested by the Land Commission to get all these studies done. They have to comply  
2665 with 10 points. If they find out after all this due diligence that this is not a good project or  
2666 would indeed harm our people, then they said they are not even going to do it. So, in  
2667 other words, we're jumping the gun right now. There is no decision to be made. There is  
2668 no decision to be made because the study has been completed yet. No decision has  
2669 been made yet, and no proposal has been made yet. So we have to be careful that we  
2670 don't jump the gun. And so, we don't prevent any other future development that could  
2671 be really good and promising for us, like solar, wind, the geo-thermal. There is all kinds  
2672 of alternative energy that we need to consider yet, still. So we shouldn't be setting a bad  
2673 precedent where we shoot our self in the foot and we don't get to alternative energy.  
2674 Thank you.

2675

2676 Ed Delgado: Vince, and then Leah.

2677

2678 Vice Delarosa: My questions are, putting some of the controversy about the project  
2679 aside, I understand what some of the comments were over here regarding mentioning  
2680 names. But where does this body have the opportunity to look at corporations? You  
2681 know, I look at the technology and I wonder why would these guys bring this technology  
2682 if it was so exclusive? Wouldn't you go to a garbage dump provider and just get the  
2683 garbage and they make billions on their own? This is just when you look at this  
2684 document and for them to say they are doing due diligence, but to realize they already  
2685 committed millions of dollars prior to completing due diligence, that is absurd, absolutely  
2686 absurd. You look at, you talk about a corporation that, teetering on financial solvency. In

2687 Green Bay, millions of dollars worth of commitments on our behalf that we will be  
2688 ultimately be liable for. \$750,000 out for legal fees. We don't know what the final check  
2689 tab will come in at. Now more millions of dollars for project that the board says they are  
2690 just doing their due diligence on? This is crazy. It is absolute absurd that we would have  
2691 a corporation running like that where the due diligence isn't even done prior to moving  
2692 forward. I don't understand. These liabilities for this corporation will come back to this  
2693 Tribe. We are responsible for that, so I just think that we have to talk about the dioxin  
2694 project, the Beverly Hillbillies oil mounting plant, and the idea of what are we going to be  
2695 liability for long-term. This corporation is not going to be very solvent very much longer,  
2696 and this is the project that I think is going to sink this corporation. So those are my  
2697 concerns.

2698  
2699 Ed Delgado: Leah Doge, I would like to remind you that it's 15 minutes past 5 o'clock...  
2700 we need to hold on.

2701  
2702 Patty Hoeft: We are good, Mr. Chairman.

2703  
2704 Ed Delgado: We are still good?

2705  
2706 Patty Hoeft: Yes.

2707  
2708 Ed Delgado: Ok, Leah Dodge.

2709  
2710 Leah Sue Dodge: I cannot...GTC, I strongly request that you understand that this  
2711 incinerator is not an alternative to landfills. This is already dangerous. When you ask  
2712 them where their full-size commercial facility, like the one they want to put on there, they  
2713 cannot point to any. The industry, however, has fraught with malfunctions. If God forbid  
2714 there would be an explosion at the site that they want to put it in, our children would  
2715 need gas masks just to be able to evacuate out of there. It's just obscene that we are  
2716 even considering putting a demonstration model, even to test out, right near our  
2717 children, our future, in the middle of our wetlands. GTC, we cannot afford to go into this  
2718 hole any longer. We're throwing good money into bad. We have already, through  
2719 \$750,000 into their legal defense fund and basically, it's defending the indefensible.  
2720 They have a zero-percent chance of winning, and once they lose definitively in Green  
2721 Bay, where do you think they are going to come looking to put it on? We can't do this to  
2722 ourselves. There is no safe level of dioxin and the answer is not creating more for our  
2723 children. We can put a stop to this today. We can save them how many millions of more  
2724 dollars of so called of due diligence and to pumping in to trying to prove that this project  
2725 is safe? There are communities all over the world, communities, like ours that these  
2726 things are being pushed onto and the people are defending themselves against it. We  
2727 can put an end to this now. We can put an end to this today by prohibiting Seven  
2728 Generations from building any type of pyrolysis, gasification, waste-to-energy, or  
2729 plastics recycling plant on the Oneida reservation. We can save ourselves today, here,  
2730 and now.

2731

2732 Ed Delgado: Time. Let Kevin Cornelius respond and then to this person over here, and  
2733 then Matt Powless in the overflow room.

2734  
2735 Kevin Cornelius: First of all, there has been accusations made about dioxins and I'll talk  
2736 about that and then accusations made about funding and I'll have Bruce talk to you on  
2737 that issue. First of all dioxins, if you have a fire, if you have a gas stove in your home  
2738 and you light it, you are creating dioxins. If you have a fire in your backyard where you  
2739 are burning wood, you are creating dioxins. Now what they are specifically trying to say  
2740 is, when you have a dioxin that has chlorine in it, that's where you create the PCB-type  
2741 dioxin which creates cancer. You need several things in order to create that dioxin. You  
2742 need chlorine, you need to be over 700 degrees, and you need oxygen. Our system,  
2743 and this is very important, we don't take...we take food grade plastic. Food grade  
2744 plastic, first of all, goes into recycling bins. It's recycled and that plastic, by EPA  
2745 regulation, cannot have chlorine in it. So you can't create the kind of dioxin you are  
2746 talking about. Second of all, you have to have an open flame. This is contained inside  
2747 an enclosed vessel, there is no flame, it's heated through a heating element. So you  
2748 can't have a dioxin if you're not-if you don't have that open flame and you don't have the  
2749 chlorine. So the whole discussion about dioxins...our system doesn't have dioxins in it.  
2750 You have to have that flame. We are not burning anything so that's the first thing we  
2751 want to talk about. And the other accusation is about the funding. Bruce, you want to  
2752 talk on that?

2753  
2754 Bruce King: On the question or issue about how it's funded, we received grants to-date  
2755 of \$2.5 million dollars and we also receive a loan of \$2 million from the state of  
2756 Wisconsin. That is what we have financed so far today. Looking at the project going  
2757 forward, what we looked at is that getting a BIA loan guarantee, which is for \$19.6  
2758 million, the Tribe is not a party to that loan agreement. They are not a party, we have  
2759 not asked them to be a party; so this is not monies that we are asking from the GTC as  
2760 was suggested. We are not asking for funds at all from the Tribe, so the financing, for it  
2761 is not going to be that. We also have other investments and monies coming into it. The  
2762 total project will be about \$30 million when all said and done. \$21 million of it will be  
2763 from that additional loan. That loan, if we do the project, would have also paid off the  
2764 Wisconsin state loans. So if we did the project here, has been talked about, it would  
2765 have been a total project cost \$30 million--\$21 million of which would have been a loan  
2766 and that included in that loan, would have been, we would of paid off part of the state  
2767 loan. The other part I just want to talk about is the dioxin themselves. When we do the  
2768 project like this, or any project that pertains to the environment, the federal government  
2769 has very strong strict guidelines on what you can and can't do. One of the most serious  
2770 things that they take a look at are dioxins. Since 1990, there has been a law in place--  
2771 Clean Air Act that requires that you stay within a certain threshold of any pollutants  
2772 including dioxins. As result of that act, and that would apply to us and anything we do,  
2773 the reduction of dioxins produced by any industrial group if we would have been part of  
2774 would be reduced by 90 percent. We are regulated by that regulation. Ok, they had  
2775 technical difficulties with part of our presentation before. They have it fixed now, so I'll  
2776 go quickly over this.

2777



2778 Unidentified speaker: They're past their 15 minutes.  
2779  
2780 Kevin Cornelius: We were answering questions. We're ready for our presentation.  
2781  
2782 Unidentified speaker: So was Leah and they cut her off.  
2783  
2784 Kevin Cornelius: Different, completely different. We're not attacking Leah in any way.  
2785 You guys are being...we're trying to explain to you what we're doing.  
2786  
2787 Ed Delgado: Hold on, hold on, hold on everyone, Kevin, everyone. I'm going to ask this  
2788 body. We did have technical problems. Seven Generations was up there for 10 minutes.  
2789 Do you want to extend their time for visual? We are going to vote on that, so let's do it  
2790 real fast, ok, and get it done. Do you want to allow additional 10 minutes to allow them  
2791 the opportunity to give a visual presentation? If you want to allow them and this is not  
2792 through a motion. I am asking to get some idea where you are at on this. Can I do this,  
2793 Jo Anne? I can it. Ok. To get a general idea about whether or not to extend their time so  
2794 they can do a visual presentation, if you want to allow that, please signify by raising your  
2795 right hand. Thank you. If you do not want to allow another 10 minutes for a visual  
2796 presentation, please signify by raising your right hand.  
2797  
2798 Leyne Orosco: It's an overwhelming no.  
2799  
2800 Patti Hoeft: What was the vote in the overflow room?  
2801  
2802 Ed Delgado: I'm going to ask Leyne.  
2803  
2804 Leyne Orosco: It's an overwhelming no.  
2805  
2806 Ed Delgado: Overwhelming no. I think it was an overwhelming no here. Next on  
2807 the...next in the line is Madelyn Genskow. No, no, no I'm sorry. I think over here. Matt  
2808 here, ok Pat, ok.  
2809  
2810 Pat (last name unidentified): I just listen to what both you gentlemen said and you are to  
2811 defend, not defend us, not defend our children, not to defend the seventh generation.  
2812 You're about money. We are about health. That's all we talk about is these people in  
2813 here. What they're scared about, what they are worried about, concerned about, is the  
2814 health of our children. And I think that when you say, ok, what happened in the Gulf of  
2815 Mexico? What happened in Alaska by the government, by those rules? Nothing. The  
2816 water was contaminated. Did they do a real good clean up? No, it's never been safe.  
2817 And people like this, have to just, like she said, they have to know you are not safe. You  
2818 and your children are not safe with an incinerator that has and will have drugs in it--that  
2819 go into the ground. It will not protect. Where does it go when it's incinerated? It goes  
2820 into the air. Who breathes the air? In this room, we have carbon monoxide. Now we are  
2821 breathing each other. What happens with an incinerator-cost thousand and millions of  
2822 dollars, that will let millions and millions of it go into the air. You figure it out. You're not  
2823 stupid.

2824  
2825 Kevin Cornelius: I like to respond to those. Can I respond to that?  
2826  
2827 Ed Delgado: Thank you, Pat. Matt Powless has been waiting a long time in the overflow  
2828 room. We will give you a chance to respond, and then, and then we are going to start  
2829 over here.  
2830  
2831 Matt Powless: Good afternoon. Matt Powless is my name. I work for years in  
2832 construction and back in the early 60's, I was working at, right on the end of Broadway,  
2833 out by the bay. We were putting in a new incinerator. And I help put in all the  
2834 mechanism in there--the scrubbers, the precipitator, and the stack was about 200 feet  
2835 tall, all out of brick. It was ready to go after a few months of work. It never did fire up, so  
2836 we can ask ourselves, why the city of Green Bay never fired it up. They came back here  
2837 a few years later and it was dismantled. So that can tell you what kind of deal that is.  
2838 They dismantled it. They never fired it up. Spent millions of dollars. Thank you.  
2839  
2840 Ed Delgado: Thank you, Matt. I'm going to allow Kevin Cornelius, make his short  
2841 response, we have--hold on, hold on. We have a Tribal member here who has...Karen  
2842 Skenandore who wants to come out of discussion and seconded by Tribal member  
2843 Janice Skenandore? Candi? Tammy? Ok.  
2844  
2845 Kevin Cornelius: First of all, I can appreciate the comments about taking care of the  
2846 children and I, my family, I don't live that far from here and I have five children that I  
2847 raised here. My wife works at the Turtle School. So the last thing I want to do is put  
2848 something up that would be harmful to the environment. This is not an incinerator.  
2849  
2850 Ed Delgado: Hold on, hold on. Kevin, we have someone in distress. Security? Ok. Are  
2851 you ok? Ok, we are going to go on. We allow Kevin two minutes to respond... there  
2852 were comments made about two minutes...hold on. Then we are going to recognize this  
2853 motion to call basically, call for the question. And then I'm going to allow Leah Dodge to  
2854 make her motion. She's the petitioner, and then we are going to vote. And then I'm  
2855 going to ask us to recess or refer the other items on the agenda to the next meeting.  
2856 Kevin, two minutes.  
2857  
2858 Kevin Cornelius: Alright, so as I was saying, I grew up here. My family lives here. I'm  
2859 related to a lot of people. I have family that lives in that area...  
2860  
2861 Ed Delgado: Let's be nice and respectful.  
2862  
2863 Kevin Cornelius: The last thing we would do is do something harmful to the area. If in  
2864 our due diligence, and we done a lot, and we know what this will do and we are certain  
2865 that it is going to come out and be safe. However, I answer to a board. And if that board  
2866 reviews our work and deems it not to be safe, they would not approve the project. So  
2867 there are many steps for us to go through before we make a determination. And again,  
2868 if it's harmful, we, ourselves are right with you, we wouldn't do it either.  
2869

2870 Ed Delgado: I would like to say something before we go on. Kevin, I don't think anybody  
2871 on that board or anyone has any, they live in this community, and they would never  
2872 harm us, not knowingly. I'd also like to let you know that there's some discrepancy on  
2873 the debt and who incurs the liability of that debt. Seven Gens says no, that they incur  
2874 the liability. We have legal opinions that differ, that the Tribe may incur that liability--\$30  
2875 million or whatever that might be, just wanted to clarify that. We are going to vote now  
2876 on a motion made by two Tribal members to end discussion.

2877  
2878 Tina Danforth: Mr. Chairman, that is not true. The Tribe is not liable financially for the  
2879 project and for the activities of the Seven Gens Corporation, as the CFO Bruce has  
2880 explained. You know that they got grant money, the BIA guarantee if the project is to go  
2881 forward, and a Wisconsin state loan. So this is why we create corporations of the Tribe.  
2882 We create the corporations in order to protect the assets of the Oneida Tribe. The  
2883 corporation has corporate veil--is what we call it. You cannot pierce that corporate veil  
2884 because we are immune from suit, as a Tribe. But the corporation is held differently. It is  
2885 a charter of the Tribe, but it is separate. Whenever they do any activities, whether it's  
2886 the hotel corporation, golf board, or Seven Gens, they have corporation status that  
2887 protects the Tribes assets by keeping it separate. Their activities are separate, so we  
2888 are not liable for this money.

2889  
2890 Ed Delgado: And from what I'm saying and what I have read, we have a potential of  
2891 being liable, so we have different opinions on that. We have a motion out here to vote  
2892 on whether we want to end discussion. More or less, the call for the question. Do you  
2893 want to end discussion? If you do, please signify by raising your right hand. Thank you.  
2894 It's obvious but we will count the noes. All those who do not want to end discussion,  
2895 please signify by raising your right hand. Thank you. All those who want to abstain,  
2896 please signify by raising your right hand. Thank you. We are now going to vote. No, we  
2897 are going to have a motion. That always better. Leah Dodge, the petitioner is going to  
2898 make a motion.

2899  
2900 Leah Sue Dodge: I make a motion to direct the Oneida BC to stop Oneida Seven  
2901 Generation Corporation from building any pyrolysis, gasification or waste-to-energy or  
2902 plastic recycling plant at N7239 Water Circle Place, Oneida, WI, or any other location on  
2903 the Oneida Reservation.

2904  
2905 Douglas Skenandore: Second it. Douglas Skenandore seconds it.

2906  
2907 Ed Delgado: We have a motion. We have a second. We do have a second? Ok, we  
2908 have a motion out there. We do have a second. I am unclear now. Jo Anne, because  
2909 we are already in discussion, we already had discussion, do we go back? We do go  
2910 back into discussion to- until we want to end it? We have a motion. We have a second.  
2911 We go back into discussion until you say call for the question. Ok, we got a lot of calls  
2912 for the question. We are going to vote. We have lots of calls for the question. We are  
2913 going to vote now, ok. We do have a call for point of order.

2914

2915 Sherrole Benton: Mr. Chairman just-we have never, this is a really bad precedent to  
2916 start. We do not necessarily allow the petitioner to make the first motion. This is a really  
2917 bad precedent. I think a wiser thing for us to do is to table this discussion and then  
2918 adjourn.

2919  
2920 Ed Delgado: Hold on, hold on. Let her finish.

2921  
2922 Sherrole Benton: Thank you Mr. Chairman. I understand people are hungry and tired.  
2923 It's been a long day and would like to leave, but that's not a reason to shut down the  
2924 entire discussion on this project. I think it's wiser to table it. We should table it and bring  
2925 it back to semi-annual when people can make an informed decision on this project.

2926  
2927 Ed Delgado: Ok, we have a motion.

2928  
2929 Sherrole Benton: She's out of order.

2930  
2931 Ed Delgado: We have a motion. We have a second. We allowed Yvonne Metivier, the  
2932 petitioner to make her motion, and now we are allowing Leah Dodge, the petitioner to  
2933 make her motion. I think it's a good precedence because when they go through the  
2934 trouble of creating a petition, doing all that research, they should be able to make that  
2935 motion. So we have a motion. We have a second. We have a privileged question from  
2936 Brandon Stevens.

2937  
2938 Brandon Stevens: I would like to hear from the parliamentarian on when, in fact, does  
2939 the liability incur on the Tribe?

2940  
2941 Ed Delgado: We are conflicting roles here.

2942  
2943 Unidentified speaker: Out of order because we didn't say they couldn't go somewhere  
2944 else and make their plant. We're just saying we don't want it here and that's why we're  
2945 entertaining Leah Dodge's motion.

2946  
2947 Ed Delgado: That's the motion and I'm going to call for a vote. I think Sherrole is right;  
2948 we have been here a long time. We have people who need to go home and eat and  
2949 rest. You have done a magnificent job today. We have been here for over four hours.  
2950 Let's vote. Are you ready to vote? All those in favor of this motion, we have a motion on  
2951 the floor...

2952  
2953 Loretta V. Metoxen: Mr. Chairman, move to table.

2954  
2955 Unidentified speaker: No too late. We're in a vote right now.

2956  
2957 Ed Delgado: We have a motion on the floor.

2958  
2959 Loretta V. Metoxen: Move to table takes precedence. Please ask the parliamentarian.  
2960 Move to table takes precedence.

2961  
2962 Ed Delgado: Hold on, hold on, hold on. I believe that after all this discussion, you have  
2963 worked hard today. You have been on this issue for well over an hour. You've  
2964 discussed. I think you are entitled to a vote and I believe we can make that vote. I  
2965 think...am I breaking some kind of covenant? I'm asking the parliamentarian.  
2966  
2967 Jo Anne House: A member has made a motion to table and a motion to table takes  
2968 precedence over all other action.  
2969  
2970 Ed Delgado: Hold on, hold on.  
2971  
2972 Loretta V. Metoxen: Yes.  
2973  
2974 Ed Delgado: Hold on, hold on.  
2975  
2976 Jo Anne House: A motion to table takes precedence over all other actions in front of the  
2977 body and must be acted upon without discussion.  
2978  
2979 Ed Delgado: Do I have an option to recognize that motion to table? I don't have-I mean,  
2980 I have to recognize it? I don't have a choice? Ok, once it gets a second then we vote on  
2981 it. We have to vote.  
2982  
2983 Linda Dallas: Point of order and privileged question.  
2984  
2985 Ed Delgado: We have a motion by Loretta Metoxen to...who seconded this motion?  
2986 Larry Smith.  
2987  
2988 Linda Dallas: Point of order Mr. Chairman.  
2989  
2990 Ed Delgado: We are going to vote on this motion to table. We are going to vote on it.  
2991  
2992 Linda Dallas: Privileged question Mr. Chairman.  
2993  
2994 Ed Delgado: Linda, the people want to go home. Let's vote on this and get it done.  
2995  
2996 Linda Dallas: I know, but they also want to vote on the issue they came here for today.  
2997 We can vote on the vote to table, we can vote on that. We cannot do the table. We can  
2998 make a decision not to table it so I'm going to ask for a vote on the request to table.  
2999  
3000 Ed Delgado: That is what you're doing now. We are going to vote on this motion to  
3001 table.  
3002  
3003 Tina Danforth: Point of order. There's no discussion on a tabled item, by anyone.  
3004  
3005 Ed Delgado: We are going to vote on this motion to table. All those in favor to table this  
3006 issue....

3007  
3008 Frank Cornelius: We have a point of order here, Mr. Chairman. When GTC is in session  
3009 they rule. They can make any change and vote on anything they want, any time. They  
3010 came here to vote on the original thing. The motion's on the floor to reject this and it has  
3011 been seconded. Let's vote on the first motion and if they want to do anything else, we  
3012 are through, but they came to vote today, not to table.  
3013  
3014 Ed Delgado: GTC comes and yes, they rule but GTC expects us to operate by rules  
3015 already established. We are going to vote now.  
3016  
3017 John Orié: Point of order. The parliamentarian's interpretation is not correct. Yes, a  
3018 table takes precedence but not when the motion has already been made. You do not  
3019 take somebody else's motion and throw it out just because someone makes a motion to  
3020 table. The motion to table does take precedence but only if it comes first.  
3021  
3022 Ed Delgado: I understand what you are saying.  
3023  
3024 John Orié: Thank you  
3025  
3026 Loretta V. Metoxen: Motion to table takes precedence.  
3027  
3028 Ed Delgado: Jo Anne? We have-John Orié has raised an issue saying that if a motion is  
3029 already made that a motion to table does not take precedence over the standing motion.  
3030  
3031 Jo Anne House: It is consistent with the actions of the GTC, historically, as recent as in  
3032 2012, there was a motion on the floor. Action was about to be taken. A motion to table  
3033 was...it is very consistent with how the GTC acts within the rules...  
3034  
3035 Ed Delgado: What about Robert's Rules?  
3036  
3037 Jo Anne House: Yes, Roberts's Rules of Order, the member has to be formally  
3038 recognized in order to make a motion. However, during this meeting, members have  
3039 been making motions from the floor without being formally recognized. They've been  
3040 doing that in other General Tribal Council meetings and it's been recognized. The  
3041 precedent of the GTC...  
3042  
3043 Ed Delgado: Ok, I understand. GTC, I recognized that lady over there and Loretta  
3044 Metoxen. I would prefer that we just vote on Leah's motion. I would prefer that, but we  
3045 are going to operate by rules and that's what we are going to do. There has been a  
3046 motion to table and it's been seconded. All those in favor of tabling this issue, please  
3047 signify by raising your right hand. Ok, hands down. Thank you. All those not in favor of  
3048 tabling this issue and letting Leah Dodge continue with her motion, please signify by  
3049 raising your right hand. Thank you. Leyne Orosco, how is it going in your room?  
3050  
3051 Leyne Orosco: I believe we have a yes vote in this room.  
3052

3053 Ed Delgado: A motion to table?

3054

3055 Leyne Orosco: Yes

3056

3057 Ed Delgado: Ok, we are going to have to do a hand count. Sorry, we have one that's  
3058 over here that's pretty close. I think it's not to recognize the table and in there it's a  
3059 smaller room but theirs is kind of going toward recognizing it, so we are going to do a  
3060 hand count. Sorry. Clarify. What do you mean by clarifying? What issue are you...we  
3061 are going to do a hand count. Again, all those in favor of allowing us to table this issue,  
3062 we won't make a decision, we will table it. If we table, Leah Dodge will not be able to  
3063 make her motion. If you vote no, the table is defeated and then we can vote on Leah  
3064 Dodge's motion. So if you support Leah Dodge's motion, please vote no. If you do not  
3065 support Leah Dodge's motion and you want to table this issue, please vote yes. All  
3066 those in favor of tabling this issue, please signify by raising your right hand. Could you  
3067 count the vote? Please. Amanda Gerondale, could you come up here, please. Ok, the  
3068 Election Board is going to now count the votes of who does not want to table this issue,  
3069 so allowing us to vote on Leah Dodge's petition?

3070

3071 Leyne Orosco: The no's are finished.

3072

3073 Ed Delgado: All those who want to abstain from this vote, please signify by raising your  
3074 right hand. GTC number one, someone has lost their keys. They have purple beadwork  
3075 on them. Also, we have a young lady here, Amanda Gerondale. Our community has  
3076 experienced some tragedies lately, deaths of our young people. That's hard to take and  
3077 it's been on all of us, in our minds, our hearts. This young lady is bringing something to  
3078 us, to heal. I'm going to give her a couple of minutes and we will get on with the  
3079 meeting.

3080

3081 Amanda Gerondale: Bear with me; I have limited speech and vocabulary. When I  
3082 started putting this walk together, I was trying to determine how much money I needed  
3083 to ask for. It's not only for certain causes, it's for everything. Everybody in this room is  
3084 affected by something negative. Somebody has cancer. Somebody has autism.  
3085 Somebody has diabetes. Somebody suffering from a sickness they can't figure out. I'm  
3086 trying to pull everybody together to do this. I did not ask for any money. The only thing I  
3087 requested was the Norbert Hill grounds. I think it's more important that as a community  
3088 we come together to make this happen, to show our strength. I might not have a degree  
3089 but I know what it's like to hurt. I know what it's like to feel alone and cry all the time. I  
3090 don't want anybody to feel like that anymore. There is a lot of different stuff to go over.  
3091 I'm really not sure what to do. I have set up meetings on Monday nights at Harmony  
3092 Cafe from 6 to 8 o'clock, for anybody that wants to help and get involved in it. I am  
3093 looking for as many community members to come forward as possible. This walk will be  
3094 honoring BJ Christjohn. I'm not real...I don't know much about his family. I know they  
3095 had another loss not that long ago. But I don't care what you want to come and walk for;  
3096 it's to show community support. Everybody in here is related. Everybody in this room is  
3097 blood and it seems like people are losing their focus on what our community is  
3098 supposed to be about. Nobody is pulling together. Everybody is fighting. There is too

3099 much hatred within this reservation and it's starting to get sickening. I really don't know  
3100 what else to do.

3101  
3102 Ed Delgado: The motion to table fails 755 to table, 814 to not table, 18 abstentions. We  
3103 will now vote on the main motion. Could you read the main motion and then we will  
3104 vote.

3105  
3106 Patty Hoeft: The main motion was made by Leah Sue Dodge, seconded by Cathy L  
3107 Metoxen, to direct the BC to stop Oneida Seven Generations Corporation from building  
3108 any gasification or waste-to-energy or plastic recycling plant at N7329 Water Circle  
3109 Place, Oneida, Wisconsin or any other location within the Oneida Tribal reservation  
3110 boundaries.

3111  
3112 Ed Delgado: OK, parliamentarian, are we ready to vote on this? Have we done all the  
3113 back work? All those in favor with this motion, please signify by raising your right hand.  
3114 Thank you. Those who do not support this motion, please signify by raising your right  
3115 hand. Thank you. Those who abstain, please signify by raising your right hand. Thank  
3116 you. Motion carries. We have a motion to adjourn. We are not done with the agenda. Do  
3117 we have to vote to defer? Ok, do we have to defer--vote to defer the rest of the agenda?  
3118 No? We can vote to adjourn? All those in favor of adjourning this meeting, please signify  
3119 by saying, raising your right hand. Ok, I hear a second over here. Those who do not  
3120 want to adjourn, please signify by raising your right hand. All those abstaining? It came  
3121 from over here. Somebody over here made the motion to adjourn. It was Larry Smith?  
3122 Paul Skenandore second? We have adjourned. Thank you very much. A long meeting,  
3123 you made decisions and you stood by and...

3124  
3125 Patty Hoeft: Please go slow with adjuring. Again, we need you to go slow.

3126  
3127 Ed Delgado: Oh children...

3128  
3129 Transcribed by:

3130  
3131 \_\_\_\_\_  
3132  
3133  
3134 Patricia Ninham Hoeft, Tribal Secretary