

1000  
1000  
YB

**Oneida Appeals Commission**  
**ON^YOTE? A·KA TE? SHAKOTIYA? TOLE' HTE**

**Michael T. Debraska, Leah Sue Dodge,  
Franklin Cornelius, John Orié, Bradley  
Graham, Appellants**

**NOTICE OF APPEAL of**  
**14-TC-173 DECISION**

v.

**Oneida Business Committee, Oneida  
Election Board, Oneida Law Office;  
Respondents**

Docket # 14-AC-012

Date 8-22-14

**Appellant:**

**Michael T. Debraska, Leah Sue Dodge  
et al C/O Leah Sue Dodge  
P O Box 95  
Oneida, WI 54155  
920-321-8133**

**Respondents:**

**Oneida Business Committee, Oneida Election  
Board, Oneida Law Office  
P O Box 365  
Oneida, WI 54155  
920-869-2214**

**Instructions:** Please attach your responses to the questions listed below to this form. List all responses in short, clear and plainly written statements. All statements of the complaint should be set forth in separate paragraphs and should be numbered. Each paragraph should address a single occurrence, event, circumstance or issue. Please use 8.5 X 11 inch paper and type with 1.5 or double spacing, leaving at least a one inch margin on all sides. Include any written exhibits or attachments that you may have with this form and complaint. Also, it is advised that parties refer to the Oneida Appeals Commission Rules of Civil Procedure for further information.

1. **Jurisdiction** Establish who you are, who the respondent is, and the authority of the O.A.C. trial court to hear the case.
2. What happened? Give the facts surrounding your claim. Describe what happened, who did it, where it took place and when it occurred. List each statement in a separate, numbered paragraph.
3. **What laws apply?** Explain, in short numbered paragraphs which rule(s), law(s), regulations(s), etc. apply to your facts and exactly how each was violated.
4. **How were you harmed by the violation(s)?** Explain the causal link between the violation(s) and damages that you suffered.
5. **What damages did you suffer?** Explain how you were harmed and describe your damages in detail. What do you want?

Appellant's Signature and Date John Orié Michael T. Debraska Leah Sue Dodge  
Bradley Graham

**SPECIAL NOTICE:** The Petitioner is required to file an original plus seven copies of this form -and all attachments for use by the Appeals Commission. In addition, a filing fee of \$25.00 must accompany the complaint. This fee may be waived upon a showing that the petitioner is unable to pay the fee.

Appellants, filing as class action representatives of the Oneida General Tribal Council (GTC), herein appeal the decision of the trial level of Case No. 14-TC-173 and assert that the trial level Judicial Officers Jean M. Webster, Kathy Hughes and Chris J. Cornelius significantly erred in their arbitrary and capricious decision in dismissing this case and denying the Petitioners' request for Injunction/Temporary Restraining Order to postpone the August 23, 2014 Special Election for the Judiciary.

Further, the Trial Court's decision was erroneous in that it was a mere restatement of the Petitioners' argument followed by the Judicial Officers' unsupported conclusion fraught with grammatical and syntactical errors and lacking any analysis regarding the irreparable harm of tainting this historic, foundational Judiciary election with this blatant — and seemingly intentional — disenfranchisement of the GTC electorate in defiance of the GTC directive as undeniably expressed via their vote at the October 27, 2013 meeting.

The Trial Court's decision does not acknowledge the Respondents' disregard for the binding October 27, 2013 actions and directive of GTC (the Oneida Tribal Constitution-empowered supreme governing body of the Oneida Tribe of Indians of Wisconsin) to include the Milwaukee South Eastern Oneida Tribal Services (SEOTS) polling place in all important elections — including the historic Judiciary election. It does not acknowledge the violation of the Oneida Tribal Constitution's Article VI Bill of Rights by the Respondents in denying the Oneida membership to be "accorded equal opportunities to participate in the economic resources and activities of the tribe" through their act of disenfranchisement. Nor does it acknowledge the potential harm for the validity of the Judiciary Election to be rightfully called into question after the fact due to the disenfranchising action of eliminating the Milwaukee polling place.

The Trial Court failed to address these harms by the Respondents, which could be remedied by the simple relief requested of postponing the Special Election (as was done previously) until a properly noticed election is held at both of the GTC-approved polling sites.

The Trial Court also failed to address the relief requested for the Declaratory ruling that all significant elections include the SEOTS polling place.

**1. General Tribal Council’s Parameters for Judiciary Election**

The General Tribal Council (GTC) resolution 01-07-13-B, “Adoption of the Judiciary Law” stated the following (Exhibit A):

“BE IT FURTHER RESOLVED, that the Oneida Business Committee is hereby directed to implement a Transition Plan to include the following: (1) *Elections*. The elections for Judges shall be held during the 2014 general election. The election process shall follow the Oneida Election Law...”

The 2014 General Election included the both the Oneida and Milwaukee SEOTS polling places (Exhibit B).

**2. GTC Specifically Voted to Include the Milwaukee SEOTS Polling Site in Elections**

On May 20, 2013, Carole Liggins, a pro-tem Oneida Tribal Judicial Officer, submitted a disenfranchising petition calling for a “dissolution of the second polling site.” This petition was addressed by GTC at the October 27, 2013 GTC meeting. Not only did Liggins’ petition fail, but GTC supported the motion “to allow the voting process in Milwaukee to continue” by a show of hands (Exhibit C). This decision of GTC is thereby a requirement for significant Tribal elections.

**3. GTC Did Not Vote to Exclude the Milwaukee SEOTS Polling Site from the Judiciary Special Election when it Voted to Allow a Delayed Judiciary Election**

At the June 16, 2014 GTC meeting, the motion to “withdraw from this election all the judge positions to be rescheduled to a special election” was passed but did not exclude the SEOTS polling site from the special election. The possibility of removal of the SEOTS polling site from this upcoming special election was never mentioned by any of the parties present (Oneida Business Committee members, GTC members, Election Board Members, or Parliamentarian Jo Anne House, Chief Counsel of the Oneida Law Office), nor did GTC state any provision for such removal (Exhibit D).

### **Other Flaws of the Trial Court's Decision**

Judicial Officer Chris J. Cornelius is the first cousin of Election Board Vice-Chair Racquel Hill, who is also a candidate for the Judiciary, and for Chris J. Cornelius to decide on this case is an unacceptable conflict of interest.

The Trial Court also asserted that “the GTC resolution 01-07-13-B does not state Judiciary elections shall be held during the tri-annual elections, but that the election for Judges shall be held during the 2014 general elections” and provided this as their rationale for not finding any voting rights being denied and therefore their evasion of issuing a Temporary Restraining Order. This makes no sense whatsoever as a reason for refusing to acknowledge irreparable harm. In fact, the terms “tri-annual elections” and “general elections” are synonymous because the general elections are indeed held every three years and are therefore “tri-annual”, which again indicates that the Trial Court's decision is arbitrary and capricious.

### **Limited Jurisdiction based on Polling Site Exclusion**

Because it is expected that the Judiciary will have full discretion in subjecting Tribal members to actions such as garnishing their wages, evicting them from Tribal lands, taking their per capita, the act of disenfranchising Tribal members from this vote is especially egregious. Moreover, perhaps based on the exclusion of the Milwaukee polling site from the Judiciary election, the Judiciary should have limited jurisdiction based on the polling site exclusion.

### **Appellant Rights**

Finally, Appellants do reserve the right to bring this matter to the General Tribal Council in order to nullify any election that does not include the GTC-approved Milwaukee SEOTS polling site.

Signed this 22 day of August, 2014,

Michael T. Debraska

Michael T. Debraska, Appellant

Franklin Cornelius

Franklin Cornelius, Appellant

John H. Orie

John Orie, Appellant

Bradley Graham

Bradley Graham, Appellant

Leah Sue Dodge

Leah Sue Dodge, Appellant

PO Box 95

Oneida, WI 54155

920-321-8133

All Appellants can be contacted via Leah Sue Dodge, PO Box 95, Oneida WI 54155

- Exhibit A: GTC Resolution 01-07-13-B, "Adoption of the Judiciary Law"
- Exhibit B: 2014 General Election Notice
- Exhibit C: October 27, 2013 GTC Action Report
- Exhibit D: June 16, 2014 GTC Meeting Minutes

# Oneida Tribe of Indians of Wisconsin



Oneidas bringing several hundred bags of corn to Washington's starving army at Valley Forge, after the colonists had consistently refused to aid them.



## EXHIBIT A



UGWA DEMOLUM YATEHE  
Because of the help of this Oneida Chief in cementing a friendship between the six nations and the colony of Pennsylvania, a new nation, the United States was made possible.

### GTC Resolution 01-07-13-B Adoption of the Judiciary Law

- WHEREAS,** the Oneida Tribe of Indians of Wisconsin is a federally recognized Indian government and a treaty tribe recognized by the laws of the United States of America, and
- WHEREAS,** the Oneida General Tribal Council is the governing body of the Oneida Tribe of Indians of Wisconsin, and
- WHEREAS,** Oneida Business Committee Resolution 5-02-90 established the Administrative Procedures Act, Oneida Tribal Judicial System and the authority to establish regulations to enhance the Oneida judicial decision making process, and
- WHEREAS,** on August 19, 1991, the Oneida General Tribal Council adopted Resolution 8-19-91-A and an addendum to the Resolution, which reauthorized the adoption of the Administrative Procedures Act and the creation of the Oneida Tribal Judicial System, and
- WHEREAS,** the Oneida Tribal Judicial System has, through Tribal law, been given additional authority to hear and adjudicate additional civil and regulatory matters, and
- WHEREAS,** a restructure of the Oneida Tribal Judicial System, with an Oneida Judiciary comprised of a Trial Court and a Court of Appeals would better serve the needs of the Oneida people and expand the exercise of the Tribe's sovereign authority, and
- WHEREAS,** the proposed Judiciary would grant the Trial Court and Court of Appeals expanded subject matter jurisdiction and create a greater role for the use of mediation and/or peacemaking when appropriate, and
- WHEREAS,** public hearings were held for the proposed Judiciary on May 12, 2009 and July 29, 2010 in accordance with the Administrative Procedures Act, and
- WHEREAS,** informational materials on the proposed Judiciary were posted on the Tribal website, mailed to Oneida households and printed in the Kalihwisaks; and nine (9) community meetings were held on the proposed Judiciary in 2010 and 2011, and
- WHEREAS,** a work group established by the Oneida General Tribal Council created additional amendments to the proposed Judiciary, and
- WHEREAS,** on January 2, 2012, the Oneida General Tribal Council deferred the proposed Judiciary for revision to include law school training as a qualification for all Judges.

**NOW THEREFORE BE IT RESOLVED,** that the attached Judiciary law is hereby adopted and shall be effective January 2, 2014.

**BE IT FURTHER RESOLVED,** that there shall be no further elections for Judicial Officers of the Oneida Tribal Judicial System.

**BE IT FURTHER RESOLVED,** that the Oneida Business Committee is hereby directed to implement a Transition Plan to include the following:

- (1) *Elections.* The elections for Judges shall be held during the 2014 general election. The election

process shall follow the Oneida Election Law and the Judges shall be elected to the Judiciary as follows:

- (a) The candidate for Chief Judge of the Trial Court with the highest number of votes shall be elected to a term of six (6) years.
  - (b) The one (1) candidate for Trial Court Judge with the highest number of votes shall be elected to a term of six (6) years.
  - (c) The two (2) candidates for Trial Court Judge with the next highest number of votes shall each be elected to terms of three (3) years.
  - (d) The candidate for Chief Judge of the Court of Appeals with the highest number of votes shall be elected to a term of six (6) years.
  - (e) The two (2) candidates for Court of Appeals Judge with the highest number of votes shall each be elected to terms of six (6) years.
  - (f) The two (2) candidates for Court of Appeals Judge with the next highest number of votes shall each be elected to terms of three (3) years.
  - (g) In the event of any tie vote, the provisions of the Oneida Election Law for resolving a tie vote shall determine the outcome.
- (2) *Swearing in.* Judges shall be sworn into office during the 2014 Oneida Business Committee inauguration and in accordance with the Oneida Election Law.
- (3) *Training and Education.* Judges shall complete sixty (60) hours of judicial training and education by November 1, 2014. Prior judicial training and education shall count toward this requirement.
- (4) *Court Opening.* The Judiciary shall accept cases that are filed with the Trial Court and the Court of Appeals beginning on November 1, 2014.
- (a) Beginning November 1, 2014, the Oneida Tribal Judicial System shall no longer accept new filings and shall notify all parties to any case on its docket that the Oneida Tribal Judicial System will be dissolved on March 1, 2015. The Oneida Tribal Judicial System shall also notify the parties that:
    - (i) They have the option of having their case transferred to the Judiciary;
    - (ii) If they do not request a transfer to the Judiciary, their case will remain with the Oneida Tribal Judicial System until it is concluded or until March 1, 2015, whichever occurs first; and
    - (iii) If their case is not concluded as of March 1, 2015, the case will be dismissed without prejudice and the parties may re-file in the Trial Court or Court of Appeals, as is appropriate and if the Court is authorized to hear the case.
  - (b) *Transfer of Cases.*
    - (i) If the parties disagree as to whether their case should be transferred, the Oneida Tribal Judicial System shall determine where the case will be heard.
    - (ii) All cases transferred to the Judiciary shall be heard in accordance with the Judiciary's applicable rules of procedure.
    - (iii) Cases transferred in accordance with this Resolution shall not be subject to any transfer or filing fees.
- (5) *No Dual Office Holding.* It is impermissible for an individual to hold simultaneously the offices of Judicial Officer of the Oneida Tribal Judicial System and Judge or Chief Judge. An Oneida Tribal Judicial Officer who runs for and is elected to the office of Judge or Chief Judge, shall, prior to swearing in to such new office, resign from the Oneida Tribal Judicial System. Pending case assignments of the resigning Judicial Officer(s) shall be re-assigned to another Judicial Officer of the Oneida Tribal Judicial System.
- (a) The Oneida Tribal Judicial System may appoint pro tem judges to the Oneida Tribal Judicial System during the Transition Period, as necessary to conduct business.
  - (b) Prior to the 2014 general election, the Oneida Tribal Judicial System shall select and identify one (1) remaining Judicial Officer to take over the duties of the Chief Judicial Officer as necessary, as of the date that Judges are sworn in to office and lasting until the Oneida Tribal Judicial System is finally dissolved.
    - (i) If no Judicial Officer is able or willing to remain and to take on such responsibilities, then the Oneida Tribal Judicial System shall identify one (1) pro tem judge to serve in such capacity.
- (6) *Dissolution of the Oneida Tribal Judicial System.* The Oneida Tribal Judicial System shall be dissolved March 1, 2015.

(a) The Oneida Tribal Judicial System shall make a good faith effort to conclude the cases that remain on its docket prior to its dissolution.

(b) Any cases not concluded by the Oneida Tribal Judicial System on or before March 1, 2015 shall be dismissed without prejudice and may be re-filed in the Trial Court or Court of Appeals, as is appropriate and if the Court is authorized to hear the case. Individuals who re-file a case in accordance with this Resolution shall not be subject to any filing fees.

(7) *Oneida Tribal Judicial System Personnel.* Oneida Tribal Judicial System personnel who are not Judicial Officers shall carry over into the Judiciary and shall simultaneously work for both entities during the Transition Period and then for the Judiciary after the Transition Period has concluded.

**BE IT FURTHER RESOLVED**, that the following canons, procedures, codes and amendments shall be adopted in accordance with the time lines set out below:

(1) By July 2013, adoption of Judicial Canons of Ethics by the Oneida Business Committee.

(2) By January 2014, adoption by the Oneida Business Committee or the General Tribal Council of the following:

(a) Rules of Civil Procedure;

(b) Rules of Appellate Procedure;

(c) Small Claims Procedure;

(d) Evidence Code; and

(e) Administrative procedures for the Judiciary. After the initial adoption of these administrative procedures, the Judiciary shall be responsible for maintaining and amending them.

(3) By January 2014, adoption by the Oneida Business Committee of amendments to Tribal laws, except for the Removal Law and Oneida Election Law, to substitute references to the Oneida Appeals Commission or Oneida Tribal Judicial System with terms consistent with the Judiciary. This may be accomplished in one resolution which identifies all the necessary amendments.

(4) By July 2014, adoption by the General Tribal Council of amendments to the following laws to substitute references to the Oneida Appeals Commission or Oneida Tribal Judicial System with terms consistent with the Judiciary:

(a) Removal Law; and

(b) Oneida Election Law.

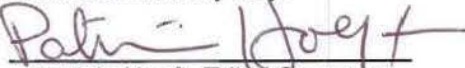
**BE IT FURTHER RESOLVED**, that sections 1.9-1 through 1.1-17 of the Administrative Procedures Act and the addendum to the Administrative Procedures Act adopted August 19, 1991 are hereby repealed, effective March 1, 2015.

**BE IT FURTHER RESOLVED**, that beginning with the Fiscal Year 2014 budget, the expenses associated with the implementation and maintenance of the Judiciary shall be included in the Tribe's annual budget.

**BE IT FINALLY RESOLVED**, that the Oneida Business Committee is authorized to make such modifications and additions to the above Transition Plan as it deems necessary to implement the Judiciary in accordance with the proposed timelines, and shall subsequently file a report at the annual or semi-annual meeting of the General Tribal Council that occurs after the modifications or additions are made.

#### CERTIFICATION

I, the undersigned, as Secretary of the Oneida Business Committee, hereby certify that the Oneida General Tribal Council, in session with a quorum of 2,032 members present, at a meeting duly called, noticed and held on the 7<sup>th</sup> day of January, 2013; that the forgoing resolution was duly adopted at such meeting by a two-thirds vote of those present and that said resolution has not been rescinded or amended in any way.

  
Patricia Hoeft, Tribal Secretary  
Oneida Business Committee





# **\* NOTICE \***

## **2014 GENERAL ELECTION**

EXHIBIT B

Scheduled for:

**SATURDAY,  
JULY 12, 2014**

**7:00 a.m.-7:00 p.m.**

at

**ONEIDA HEALTH CENTER**

**525 Airport Drive, Oneida, WI**

**&**

**SEOTS BUILDING**

**6811 W. Morgan Ave., Milwaukee, WI**

**PLEASE NOTE:**

**MUST BE AGE 21 OR OVER TO VOTE**

**PICTURE IDENTIFICATION REQUIRED FOR VOTING**

**NO CHILDREN ALLOWED IN VOTING AREA**

**MEMORANDUM**

TO: Oneida Business Committee  
FROM: Patty Hoeft, Tribal Secretary  
DATE: October 27, 2013  
RE: Action report for Oct. 27, 2013

**EXHIBIT C**

The Oneida General Tribal Council met Sunday, October, 2013 in a duly called meeting with 1,676 registered Tribal members in attendance at 1:00 p.m. The meeting was at the Radisson Hotel and Conference Center. Listed below are the actions taken at the meeting:

**1. Oneida Veterans Color Guards posting of the colors**

**2. Opening and announcements**

Chairman Ed Delgado called meeting to order at 1:00 p.m. with 1,676 members in attendance

**3. Adoption of the agenda**

Motion by Madelyn Genskow to adopt the agenda with [the Brian Doxtator petition], item 5.B.2 moved to the top of the agenda to assure that it will be dealt with today and not tabled, seconded by Kathy Mauritz. Motion approved by a show of hands.

**4. Tabled Business**

**a. Oneida 2013 semi-annual report**

Motion by David Jordan to take item 4.a off the table, seconded by Vince DelaRosa. Motion approved by a show of hands. Motion by Judy Jourdan to accept the 2013 Semi-Annual and the Corporate reports, seconded by Kathy Mauritz. Motion approved by a show of hands.

**5. New Business**

**A. Employment Questions**

- 1. 2012 referendum question:** Should all salaried employees punch in or out to prevent fraudulent claims of work hours?

Motion by Madelyn Genskow to support all salaried employees punch in or out to prevent fraudulent claims of work hours, seconded by Patti Stueber. Motion failed by a show of hands.

- 2. 2012 referendum question:** Should all managers work under performance contracts, including supervisors, managers, directors, assistant managers/directors, senior management?

Motion by Madelyn Genskow to direct the BC to come back in 90 days with a recommendation to the GTC with a policy regarding performance contracts including disciplinary actions, seconded by Charlene Kasee. Motion failed by a show of hands.

Motion by Brandon Stevens to decline the referendum question, seconded by Larry Smith. Motion carried by a show of hands.

- 3. Petitioner Cathy L. Metoxen:** All supervisory, management, entry-level jobs employed by enrolled Oneidas (petition submitted 03/1/13)

Motion by Patty Hoeft to delete item 5.A.3 from the agenda, seconded by David Jordan. Motion approved by a show of hands.

**B. SEOTS Questions**

- 1. Petitioner Carole Liggins:** Resolution for the "Dissolution of the second polling site" for tri-annual elections to be on the next GTC meeting agenda, semi-annual or special (*petition submitted 5/20/13*)

Motion by Madelyn Genskow to allow the voting process in Milwaukee to continue, seconded by Mike Debraska. Motion approved by a show of hands.

- 2. Petitioner Brian Doxtator:** The GTC decision on 7-31-04 to "...Direct the BC to provide assistance to the SEOTS program to locate long term facilities for SEOTS program whether rental or purchase." Included rental or purchase, not new construction. This petition is being submitted for GTC to review and possibly amend, modify or overturn the 7-31-04 GTC decision. The petitioners request GTC to convene in executive session so that the OBC disclose to the GTC information and data relative to the construction of a SEOTS building in Milwaukee. The included the 3 bid process, compliance with Indian Preference Law, consultant contract, developer contract (and the consultant/developer relationship if any), extent of SEOTS board input/participation and financing, current enrollment statistics and projected enrollment statistics for 5 years, 10 years, and 15 years within Milwaukee County and all border counties to Milwaukee county (*petition submitted 5/20/13*)

Motion by Brian Doxtator to continue with the 2004 directive to continue on with the SEOTS facility, seconded by Carmen Flores. Motion approved by a show of hands.

## **6. Adjournment**

Motion by Brian Doxtator to adjourn at 3:53 p.m., seconded by Loretta V. Metoxen. Motion approved by a show of hands.

# EXHIBIT D



## **2014 Oneida General Tribal Council Special Meeting Minutes DRAFT**

**6 p.m. Monday, June 16, 2014**

**Radisson Hotel and Conference Center, 2040 Airport Dr., Ashwaubenon, WI**

The Oneida General Tribal Council met Monday, June 16, 2014 at a duly called meeting with 1,801 registered tribal members in attendance at 6:15 p.m. The meeting was at the Radisson Hotel and Conference Center, 2040 Airport Dr.,

Ashwaubenon, WI, located on the Oneida Indian Reservation. **Oneida Business Committee attendance** — Present: Vice Chairman Greg Matson, Treasurer Tina Danforth, Secretary Patty Hoeft, Councilmembers Melinda J. Danforth, Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens; Not Present: Chairman Ed Delgado

### **I. Posting of colors by Oneida veterans color guard and Opening prayer**

John Brueninger introduced Oneida Nation Veterans Affairs Committee (ONVAC) members to bring in the colors. The colors were retired. Quanna Pocan, sophomore student, Oneida Nation High School to provide the opening by reciting the traditional Oneida Thanksgiving in the Oneida language. Pocan is the son of Georgia Powless-Foolbull and Jamie Pocan, grandson of Dorothy Ninham and Herb Powless.

### **II. Announcements and Call meeting to order**

Tribal Vice Chairman Greg Matson called the meeting to order at 6:07 p.m.

### **III. Adopt the agenda**

Motion by Brandon Stevens to approve the agenda with time limits up to 15 minutes for presentations, three minutes per individual for questions, seconded by Kathy Mauritz. **Motion approved by a show of hands**

First amendment to main motion by Madelyn Genskow to move agenda item 4 under New Business b.2. to be first on the agenda, seconded by Isiah Skenandore. **First amendment failed by a show of hands**

Second amendment to main motion by Terry Cornelius that each individual may speak once for each agenda item, seconded by Sherrole Benton. **Motion approved by a show of hand**

### **IV. New Business**

#### **1. Judiciary transition update and amendments**

- a. Adopt resolution for Judiciary Law Amendments Re: Clarification of education requirements for Chief Judges

Motion by Loretta V. Metoxen to withdraw from this election all the judge positions to be rescheduled to a special election, seconded by Don McLester. **Motion approved by a hand count requiring a two-thirds vote: 740 yes, 300 opposed, 138 abstained, 1,178 total votes, 693 votes needed for two-thirds**

- b. Transition update: Assigning a Tribal Judge position to Family Court

Motion by Melinda J. Danforth to approve the request to withhold one (1) trial judge position from the 2014 Special Election and direct the position be re-categorized as a Family Court Judge, seconded by Howard Cooley. **Motion approved by a show of hands**

- c. Adopt resolution to set compensation for judges

Motion by Brandon Stevens to adopt the GTC resolution 06-16-14-A Adoption of Compensation for Judges for the Judiciary, seconded by Linn Cornelius. **Motion approved by a show of hands**

#### **2. Verbal report on status of implementing GTC 12-15-13 action to dissolve the Oneida Seven Generations Corporation**

Motion by Hugh Danforth to accept the verbal report on status of Oneida Seven Generations Corporation, seconded by Chad Wilson. **Motion approved by a show of hands**

#### IV. New Business (continued)

##### 3. Referendum questions

- a. **2012** - When a thorough audit is completed, should this Audit Committee include any names of individuals, amounts of missing monies, etc., be included in each audit report?  
*July 7, 2012 special election 320 yes, 127 no*

Motion by Earl Smith to accept the recommendation of declining the referendum question, seconded by Ryan Gerhardt. **Motion approved by a show of hands**

- b. **2013** - Should the land use plan be brought before GTC for approval to be changed or reversed? *July 6, 2013 special election 239 yes, 81 no*

Motion by Douglas Skenandore to direct the Oneida Business Committee to develop a land use plan reflective of GTC's wishes for more residential opportunity in rural, urban (suburban) and apartment living. The Oneida Business Committee shall bring this plan for GTC for approval no later than Oct. 31, 2014, seconded by Madelyn Genskow. **Motion approved by a show of hands**

Motion by Carole Liggins to direct the Oneida Business Committee to hold community meetings to get input on the land use plan, seconded by Corrine Robelia-Zhuckkahosee. **Motion approved by a show of hands**

##### 4. Petitions

Motion by Cathy L. Metoxen to table all petitions to the next GTC meeting, seconded by Linda Dallas. **Motion approved by a show of hands**

- a. **Petitioner Linda Dallas** - Require Tribe to pay real estate taxes for all Tribe-owned property - *Petition submitted March 4, 2013*

- b. **Petitioner Madelyn Genskow** - To review and consider the attached resolutions. In the event that public hearings are a requirement, we direct the Business Committee to hold the required public hearings and bring these resolutions to the GTC intact – *Petition submitted July 10, 2013*

1. **Genskow resolution no. 1:** Now therefore be it resolved the name and home address of people who sign petitions will not be published in the General Tribal Council meeting mail outs
2. **Genskow resolution no. 2:** Now therefore be it resolved – presenters who submitted petitions may respond to questions and comments from the floor at GTC meetings

- c. **Petitioner Yvonne Metivier** – *The GTC directs the OBC to create a “stall mall” for Oneida tribal members, small businesses and vendors at the empty former grocery store on Water Circle in Oneida - Petition submitted Dec. 27, 2013*

##### 6. Adjourn

Motion by Linda Dallas to adjourn at 9:12 p.m., seconded by David Jordan. **Motion approved by a voice vote**

**Minutes and Transcript approved as presented to the General Tribal Council on \_\_\_\_\_**

\_\_\_\_\_  
*XXXXXXXX, Tribal Secretary*  
ONEIDA BUSINESS COMMITTEE