



**Oneida General Tribal Council
General Tribal Council Special Meeting
6 P.M. Monday, June 16, 2014
Radisson Hotel And Conference Center, Green Bay, Wi**

MEETING TRANSCRIPT – DRAFT

1. Oneida Veterans Color Guard Posting of the Colors

John Breuninger: Posting our colors are the Oneida Nation Veterans. We have a multitude of veterans carrying the flags this evening. The most of them being represented through the Veterans of Foreign Wars. The Eagle staff is carried by Ray Elm, US Army, the American flag carried by Mike Hill, US Navy and Vietnam Combat Veteran, second American Flag, carried by Richard Elm, US Army and Vietnam Veteran, the Oneida Nation flag, Chris Cornelius, US Army, the Wisconsin State flag, Austin Summers, US Army, the VFW flag, Gary Melchert, the US Army flag, Ken House, US Navy & Air Force, US Air Force flag, Nathan Smith, US Air Force and Korean War Veteran, the POW flag is carried by the VFW Commander, Cletus Ninham, US Army Airborne.

2. Opening & Announcement – Oneida Opening Address

Greg Matson: Thank you Veterans and thank you John for that. We are going to go into our opening, that is why we asked for the Veterans to be released so we can all take a seat. Our opening is going to be given by Quanah Pocan: Quanah is as a sophomore at Oneida Nation High School, his parents are Georgia Powless Fullbull and Jamie Pocan. His grandparents are Herb Powless and Dorothy Ninham. We ask for your attention as Quanah gives the address. She-k& Swakwak. Quanah Pocan. Hello everybody, my name is Quanah and I'm going to be giving the opening. The opening is given in the Oneida language.

Greg Matson: Thank you, Quanah. Quanah is another fine example of our youth and how our youth are dedicated to maintaining our language, our culture and our ways as people. I really like to encourage you all to encourage him, as well as the rest of the youth that your lives touch every day. We are going to move into calling the meeting to order but beforehand, I'd like to call on Madam Secretary to go over housekeeping rules that we've established over the years.

3. Call meeting to order

Patty Hoeft: Thank you, Vice Chairman Matson. Just a reminder folks about exiting at tonight's meeting to try to do that slowly and take your time. We want to and beg that you let people with disabilities and special needs and who are elderly to go first and the rest remain in your seats. That is something that we try to do every meeting and try to get better at. Just want to let you know where the restrooms are, to my left, the restrooms are against the wall and straight to the back. We also have two rooms tonight to manage as you heard. Leyne Orosco is in the second room and frequently throughout the meeting we'll be calling on him to confirm and verify the vote that takes place there. Please, when you leave the meeting, take your meeting materials with you. Do not leave them behind and please take care when you dispose of them, do not just throw them anywhere. If you need food, food is available in the casino and I think in the hallway for sale. We do have a lot of seats in the front. I think that should do it for logistics.

Greg Matson: Do we have a total yet on attendance?

Patty Hoeft: Not yet.

Greg Matson: Just another quick note, we've been trying to do this and establish an order. This is your meeting as GTC members. We'd like to engage in a conversation that is healthy both in finding the facts, making sure that we got all of the issues addressed as we move forward on decision making. I want to thank you all for taking care of these things. This is your civic responsibility and I want to thank you for that. If there is nothing else. Brandon.

4. Adoption of the agenda

Brandon Stevens: Mr. Chair, I'd like to make a motion to approve the agenda with time limits of 15 minutes per presentation and 3 minutes for individuals.

Greg Matson: We have a motion by Brandon Stevens supported by Kathy Mauritz.

Terry Cornelius: I'd like to offer an amendment.

Greg Matson: We are going to wait until we get a clear motion, Terry.

John Orié: Mr. Vice Chair, I have an amendment, also.

Vince DelaRosa: I have a question on the main motion when you get a chance.

Patty Hoeft: Mr. Chairman, we have the motion written and on the monitors.

Greg Matson: We have a motion, we are going to recognize Vince, he had his hand up immediately.

Vince DelaRosa: One question for Councilman Stevens, it is up to 15 minutes, they don't have to go the full 15?

Brandon Stevens: Correct, they don't have to use the full 15, up to 15.

Vince DelaRosa: Thanks.

John Orié: Could you put that in the motion please?

Greg Matson: Terry Cornelius.

Terry Cornelius: I'd like to offer an amendment regarding the 3 minutes per individual. That each individual may speak only once per each agenda item.

Madelyn Genskow: Amendment Mr. Chair.

Patty Hoeft: Who seconded that, Mr. Chairman?

Greg Matson: We got a motion by Terry Cornelius, I didn't get the second. Seconded by Sherrolle Benton. As the evening goes on, we're going to recognize the microphone to my right being, your left as #1, the center one #2, the one in the end isle #3 and the satellite microphone. John, you had a question

John Orié: Yes, I'd like an amendment to the motion also. To fix the time to adjourn no later than 8:30.

Greg Matson: We have a motion, I hear no support. Support going once, support going twice. The amendment fails. Madelyn.

Madelyn Genskow: Mr. Chair, I make a motion to amend the agenda, that item #4 under new business B. #2 be first on the agenda and the reason for that one resolution is that, that resolution would guide how the meeting is conducted and all meetings in the future. It's been my experience that the petitioner or the presenter knows a lot about the topics that are being discussed. Sometimes misleading or inaccurate information is given. If the presenter is not allowed to correct the information, all the whole meeting and the time and the money is a big waste. I would present that amendment that the petitioner be allowed to answer questions and comments from the floor if there is anything that they feel need to be corrected.

Greg Matson: We have a motion by Madelyn Genskow, support came from Isiah Skenandore.

103 Tina Danforth: Mr. Chairman.
 104
 105 Greg Matson: Tina.
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 107 Tina Danforth: Can I ask for a procedural question and point of order on when we make amendments to
 108 the main motion, we usually make amendments and then vote on it and then make the second
 109 amendment and then vote on that. Otherwise we get confused and if you stay on the amendment
 110 according to the main motion then we can move forward to the second one after the first one is
 111 concluded.
 112
 113 Greg Matson: We need to clarify the amendments to the main motion, first. Was there any questions or
 114 amendments to be made?
 115
 116 Madelyn Genskow: There is only 2 amendments, Mr. Chair, to a motion.
 117
 118 Greg Matson: Sherrole.
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 120 Sherrole Benton: Thank you, Mr. Chairman. My name is Sherrole Benton. I need clarification on what it is
 121 that exactly Madelyn asking of us. On one hand she's asking for the referendum to be heard and passed
 122 and then she wants us to go ahead and follow this procedure and normally when we have a referendum
 123 question on the board, there is a matter of discussion and policy development that has to be done before
 124 we make it, put it into effect. We need a clarification what it is exactly she is asking us to either create a
 125 policy or to hear from people on the floor tonight, it is one or the other, it cannot be both.
 126
 127 Madelyn Genskow: Mr. Chair, I disagree. I'd like the parliamentarian to interpret.
 128
 129 Greg Matson: JoAnne.
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 131 JoAnne House: The question is whether or not that the amendment made by Madelyn Genskow is in
 132 order. The amendment simply moves an agenda item from the bottom of the agenda to the top of the
 133 agenda. If it is adopted by the General Tribal Council, you will hear that presentation, you will have
 134 discussion regarding that agenda item and if it is adopted, you will then implement it thereafter. It would
 135 be in order as presented.
 136
 137 Greg Matson: So we have an amendment with support and clarification on its validity.
 138
 139 Patty Hoeft: Mr. Chairman, we are going to put Madelyn Genskow's amendment on the screen, if I can
 140 get verification from Madelyn if that describes what your motion is.
 141
 142 Madelyn Genskow: That is correct.
 143
 144 Patty Hoeft: Thank you, we have one main motion and 2 amendments sitting on the floor.
 145
 146 Greg Matson: We are going to vote on the second amendment. By show of hands all those in favor of the
 147 second amendment as you see it on the screen, please raise your right hand. All those opposed, please
 148 raise your right hand. Any abstentions raise your right hand. Leyne, your microphone isn't on Leyne.
 149
 150 Leyne Orosco: There really wasn't a yes or no vote in here.
 151
 152 Greg Matson: To the best of your ability
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 154 Leyne Orosco: I had approximately 16 people vote yes and approximately 16 people vote no.
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 156 Greg Matson: In here it was opposed. Motion fails. We'll vote on the first amendment. Can you put that
 157 on the screen please?
 158

159 Patty Hoeft: The first amendment was made by Terry Cornelius, seconded by Sherrole Benton. Each
 160 individual may speak once for each agenda item.
 161
 162 Greg Matson: You all heard the amendment; I ask by a show of hands all those in favor of the
 163 amendment raise your right hand. Opposed. Abstentions. Motion carries.
 164
 165 Greg Matson: Now we'll vote on the main motion. To adopt the agenda as presented
 166
 167 Frank Cornelius: Vice Chairman, we still have one motion here. They have it up there. I make a motion to
 168 put my name on the agenda to speak 10 minutes to the General Tribal Council regarding Seven Gens.
 169
 170 Greg Matson: I will rule that out of order Frank because of the ten day rule, the fiscal analysis and all of
 171 the things
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 173 Frank Cornelius: I'm not dealing with a ten day rule
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 175 Greg Matson: I will have
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 177 Frank Cornelius: You asked a motion for agenda, I need to be heard, this is a democracy and General
 178 Tribal.
 179
 180 Leah Dodge: It's a verbal update on the lines of the one that is going to be presented by the BC.
 181
 182 Greg Matson: The microphones will be monitored and if the behavior I'm witnessing right now continues
 183 we'll have them shut off. This is serious folks, let's vote on the main motion, motion is to approve the
 184 agenda with time limits up to 15 minutes
 185
 186 Frank Cornelius: We didn't vote, I want to be on the agenda. We need to vote on that, whether on be on
 187 or not. I made a motion to be on there and it's been seconded.
 188
 189 Greg Matson: Shut that microphone down Pat, please.
 190
 191 Linda Dallas: Point of order Mr. Chairman. Point of order Vice Chairman Matson. You still are the Vice
 192 Chairman right? Not the Chair?
 193
 194 Greg Matson: Yes. In the absence of the Chairman I become his delegated party to chair these
 195 meetings.
 196
 197 Linda Dallas: Correct, you are in place of the chairman so you still need to follow the rules.
 198
 199 Greg Matson: Yes
 200
 201 Linda Dallas: Are you running this meeting like a dictatorship then?
 202
 203 Greg Matson: No
 204
 205 Linda Dallas: It appears to be.
 206
 207 Greg Matson: No.
 208
 209 Linda Dallas: Because he has a right to put
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 211 Greg Matson: Pat, can you close down that microphone as well?
 212
 213 Patty Hoeft, Mr. Chairman could we get a parliamentarian ruling on how we handle motions and
 214 amendments because my understanding is that we get to make two amendments for every main motion.

215 So Frank's request for a motion at this time is out of order. Once we get the main motion voted on, if you
216 want to make , if the group will allow you and entertain a second motion from you, you can do that but we
217 have to work through this process first. Is that correct?
218 John Ori: If we could vote on my amendment also, please. It is still on the floor.
219

220 Greg Matson: It didn't get support John. We are going to the main motion. The main motion reads to
221 approve the agenda with time limits up to 15 minutes for presentation and 3 minutes per individual for
222 questions. I'd like to vote on that with a show of hands all those in favor of that motion, raise your right
223 hand. Those opposed, please raise your right hand. Abstentions. Motion carries. Thank you, we have an
224 agenda. I can see in the other room was overwhelming as well, Leyne.
225

226 Greg Matson: First on the agenda is the judiciary transition update and the amendments. We are going
227 to have Councilwoman Melinda Danforth give you the presentation. It is going to include the adoption
228 resolution of the judiciary law, transition update as well as the adoption resolution for compensation for
229 the judges.
230

231 **New Business**

232 **5. Judiciary transition update and amendments**

233 Melinda Danforth: Good evening General Tribal Council. I apologize because we have 15 minutes for a
234 presentation so I'm going to go over some of the history very quickly. My name is Melinda Danforth, I'm
235 an elected Councilwoman for the Oneida Business Committee and I also currently serve as the
236 Chairperson of the legislative operation committee which is that body as the LOC or the law making body
237 for the tribe. This evening I'm pleased to you present to you an update on the transition from the
238 Oneida's current judicial system also known as the Oneida Appeals Commission to the new judiciary
239 system that the GTC passed in January 2013. I will make this as brief as possible as I only have 15
240 minutes, we'll try to go over this presentation quickly. First, we'll briefly go over some of the key decisions
241 that lead us to today. We're going to look over the transition process that we've been using to transition
242 from the Appeals Commission to the new judiciary. We'll also include key progresses and seven different
243 categories of work that our transition team has been working on. After we complete the review of the
244 transition process, I will share with you what the projected next steps are and what the community can
245 see and I will ask you to consider approving our requested actions. Today, we have 3 requested actions.
246 1. Is a request to the GTC to withhold one of the trial judge positions that was approved in the judiciary in
247 January 2013 and hire an additional family court judge. The second is to approve the resolution that
248 would set the compensation for the judges as that item is in the judiciary law where by GTC has the sole
249 authority to set the first compensation's for the judges. On the agenda, it is listed as 1.a. qualifications of
250 judges, 2. Would be the withholding of the trial court judges for the family court position and item C is the
251 compensation. We are going to go over B & C because I think item 1. A, is going to be lively discussion
252 so we are going to try to get through these 2 agenda items first. Here is some of the background
253 information, in 1982 the GTC directs the BC to stay out of the day to day affairs and they talked about
254 developing a tribal court. In 1991 GTC adopted the APA that created the appeals commission. In
255 November 2010 GTC reviewed the proposed judiciary act and determined that more information is
256 needed and again, it tabled the proposed law in 2011. In May 2011, the presentation to the GTC on
257 qualifications was presented for the judges. That again, was tabled. In January 2012 the GTC directed
258 that additional work be completed on the qualification s of judges. In that mean time, sorry, I'm going
259 back, between May 2011 and January 2012 a new BC was elected and a lot of the work that had been
260 done on the judiciary was purposely done the former LOC Chair, Trish King. Some of the reasons for the
261 tabling is because we asked for it to be tables so we could work on the law a little bit more. On January
262 2013, the GTC approved the judiciary act with the following changes. These changes came right off the
263 floor of the GTC meeting. They added judicial, paralegal or family law to the list of bachelor degrees that
264 a perspective non chief judge must have to qualify. They added the qualification for judge cannot be
265 mentally disabled or unstable. They eliminated the small claims division, believe that mentally stable,
266 disabled was a hard one to implement but we did it. GTC changed the age requirements to 30 years of
267 age and GTC also directed that members of the judiciary judges cannot attend GTC meetings. The
268 changes that GTC had requested went into the law and was adopted with that law on January 7, 2013.
269 Here is what the very high level structure of the new judiciary looks like. We have a court of appeals, we
270 have a family division, which the family division will handle all family matters including, child support,

271 child custody, marriage and divorce issues. The general/civil division will handle matters such as debt,
272 evictions, contract disputes and injunctions and a peace making / mediation division is pretty self-
273 explanatory. Transitioning from the current appeals commission to the new judiciary required a lot of
274 work and we developed a team approach to this and there were seven categories of teams that were
275 developed and 15 members were a part of that entire team. We tackled areas like legislative that will
276 deal with all legislation that necessary so that when GTC adopted the judiciary in 2013, you told us that
277 you wanted a judicial canons of ethics, you wanted administrative procedures act to change, the
278 legislative act needed to be enacted, the removal law had to be changed so that team focused on purely
279 legislation. The administrative team focused purely on administrative issues such as development of
280 court seals, proper time and attendance standards along with any policies and procedures that were
281 necessary in order for the court to be up and running at the time. The communication team was
282 responsible working on information pieces that will help the judiciary customers understand what
283 changes may be taking place for things such as filing paperwork or new fee schedules. The personnel
284 team focused on transitioning the current employees, the permanent employees like the court
285 administrator and the clerks. GTC when they passed the resolutions said that those employees would
286 continue to work in to the new system. We worked with HRD to try to make that smooth transition also
287 developing job descriptions for the new judges. The budget team was being led by the Assistant Chief
288 Financial Officer and the current judicial administrator. Both have been working hard to ensure that items
289 that might overlap in 2014 and next year 2015 are being taken care of. Our space location team they
290 were on task to locate a new facility for the judiciary as the current Ridgeview space is inadequate for the
291 new judicial system. The last team is the law training, the development of a training plan for the judges
292 as well as training for the community so there is an understanding how to utilize the new system when it
293 is up and running. By using the team approach we've been able to be inclusive as possible of all the
294 stakeholders and have been able to identify areas that need to be addressed before the new judges are
295 elected. Some of the things that we did, we've been providing the BC with a regular transition update.
296 Our first one was June 12, 2014 and have been quarterly since. Also, as needed when, as you know,
297 implementing a new law or entity of this complexity we have a lot of issues that came forward so the BC
298 has been kept abreast of those issues as well. The election of judges will take place; we'll talk about that
299 today, in 2014 in July. The development of the 2015 judiciary budget which is being completed through
300 the budget process and GTC will see that budget in August of this year. Other major aspects of the
301 implementation of the law, the location for the new judicial system will be the former Human Resources
302 building at the corner of West Mason and Packerland. It is projected to be opened sometime in
303 November, middle of November. The training plan is now complete for the judges and communication
304 efforts are being made through the tribal newspaper and tribal website on how we are transitioning the
305 new judicial system. When GTC passed the judiciary law, there was a resolution that was attached to it
306 that adopted the judiciary and it also gave the Business Committee directions and directives on how to
307 go about completing the transition. The GTC also gave the BC authority to make modification that are
308 needed in order to implement the transition smoothly as possible. The 1st decision that the GTC is going
309 to be asked to make today is to withhold 1 trial judge position from the election and approve utilizing that
310 position in the family court. The reason we are asking for GTC to support that is the BC received a report
311 and you have to remember that new family court has been up and running about 6 or 7 months since
312 October of last year. The family court judge has been providing us statistics on the number of cases he's
313 hearing, the number of new cases that are being filed. When we looked at the family court judges case
314 load and looked at the number of cases that were in the judicial system as a whole, a lot of the cases
315 that are being in the judicial system right now are in family court. As we are continuing to be in cost
316 containment we didn't want to add another judge position to the budget there fore, we are asking GTC to
317 withhold and not elect one of the trial judges and to allow for that judge position to be in family court
318 because that is where most of the cases are at, at this point. We also made that decision, the BC was
319 asked to make that decision because we're looking futuristically at the case load of the family court and
320 its totality. Right now, the family court is hearing cases, child support cases, child custody cases here in
321 Oneida, from Brown county and Outagamie county and we are anticipating also getting the cases from
322 Milwaukee and also the child protective board and Wes martin. I think he spoke at the judiciary adoption
323 in January 2013, looking at taking on Indian child welfare cases. The child protective board is pushing for
324 that so looking futuristically at what the family court is going to be handling that is also another reason for
325 our request. Very briefly, here is a snap shot on the family court filings and hearings, the report that we
326 received from Judge Collins. In September 2013 he had 56 new filings and 2 hearings held, 58 new

327 filings, 55 hearings, 47 new filings in November 2013 and 31 hearings and you can go on from there. As
 328 you can see, it has been increasing for the most part in April of 2014. He had 60 new filings with 53
 329 hearings that month and we have one judge hearing those cases. We thought we'd break down the
 330 information a little bit further and show you exactly, I'm sorry this is not big enough for all you to see, if
 331 you have binoculars, that'd be wonderful. What it says is if you start on the red on the upper left paternity
 332 is 28% of his cases, custody and placement is 29%, divorce is 7%, child support is 10% and contempt is
 333 23% and custodianship is 3% within the family court. Again, the tribal court case load, not the family
 334 court side, but the appeals commission side, the breakdown of cases is 87 active cases for trial court and
 335 8 active cases for appellate court. Most of the cases certainly in that room are tribal debt and
 336 garnishments so, again, on the green part it says tribal debt 59% garnishment, 37% workers comp is 1%
 337 of caseload and other is 3%. The second issue that we'll be talking to GTC about tonight is the
 338 compensation of judges. When the GTC adopted the judiciary law there was a provision within the law
 339 that states compensation for judges shall be initially established by the passage of a resolution by the
 340 Oneida GTC, future compensation shall be in accordance with the tribal budget process. So basically
 341 what that means is that you all get to establish the initial compensation for the judges and that all the
 342 compensation for the judges will continue to be in the budget process for future years so you will only
 343 see it once. As such, the team, the personnel team requested that the Human Resources Department
 344 perform a compensation analysis for judges just like they do for any other positions within the tribal
 345 organization. They get the information on the qualifications and they go out and do an assessment. You'll
 346 find that recommendation from HRD on page 40. Basically HRD went out and researched what other
 347 tribal court judges get paid, they also went and researched what local municipalities and county judges
 348 get paid and from that analysis they came up with a figure which is in your packet as well on page 40. So
 349 basically full time judges range from 50,000 – 80,000, chief judges 57,000 – 90,000 part time appellate
 350 judges based on 29 hours per week is 45,000. As you can see the judiciary team has been working hard
 351 and the next steps we want to complete the budget for fy 15 which will occur again in August. We need
 352 to discuss the election of judges for the 2014 general elections yet and we hope to open the door to the
 353 new judiciary in November 2014. Here are the requested actions, but we still need to talk about 1.a. how
 354 do you want to proceed? Because I am out of time.

355
 356 Greg Matson: Go into discussion.

357
 358 Melinda Danforth: This is why 15 minutes isn't enough.

359
 360 Greg Matson: We can go into discussion, Vince.

361
 362 Vince DeLaRosa: Thank you, Mr. Chair. Melinda, I wonder if you can respond to, I know I pointed this at
 363 the LOC level and I don't recall where we went with this. One of the things that people need to be aware
 364 of and think about might not be able to do within the next year but, we should do it soon. The idea on
 365 your behalf as it relates to your resources, who is prosecuting on your behalf. I think you need to think
 366 that one through. Usually, a court system will have, as an anchor, on behalf of the people's resources.
 367 There will be some sort of an enforcement, a district attorney, an attorney general, you name it. I think
 368 that is critically important. I did point that out. I don't recall where our discussions went around that
 369 particular issue but you know, within the next year or so, I think you guys will want to insist that on your
 370 behalf there is someone prosecuting any offenses against your treasurer or whatever it may be. You
 371 might want to think about that in the future fyi.

372
 373 Melinda Danforth: That issue has been brought up by the LOC, as a matter of fact, my office drafted the
 374 legislative enforcement ordinance which would give that mechanism which would require prosecutor but
 375 since we've been kind of been in cost containment the last couple of years we have to figure how we can
 376 free up some resources in order to fund that kind of a position for the GTC on behalf of the thing, but we
 377 wanted to do it creatively so one of the things that the LOC and 5 of the member of the BC are on the
 378 LOC was to create possibly an administrative hearing body that would consolidate some of the hearing
 379 bodies in the tribe as a whole so there is a possibility we'd be able to free up some money from there.
 380 Again, that takes time, it takes policy and it takes the ability to consolidate those entities that would fall
 381 under that category.

10

383 Greg Matson: Madam Treasurer.

384
 385 Tina Danforth: General Tribal Council, I would like to clarify something for everybody's consideration.
 386 Withholding a judge because of cost containment for hire is inaccurate. As the Treasurer for the last 6
 387 years, any GTC mandate that has been ordered and directed of the BC, especially from a financial
 388 standpoint has been taken care of. There was no reason to withhold a judge position of cost
 389 containment, that is inaccurate and I did tell my peers that at the time they took action. I did not vote in
 390 favor of withholding a judge position because of cost containment or any financial matters. GTC comes
 391 first. Mandates comes first. We will fund them.

392
 393 Melinda Danforth: Mr. Chairman, I guess I'd like to clarify. It wasn't an excuse to withhold the judge, it
 394 was the fact that we looked at the data from what the court was giving us and we saw that the workload
 395 was in family court so recognizing that the tribe is in cost containment and respecting the fact that we
 396 needed to save dollars, we made that decision to try save GTC and the tribe dollars so that we didn't
 397 have to go forward with judges in the trial court area and we wanted to reallocate those resources into
 398 the family court. It wasn't an excuse, it was an actual thought out thing, where we wanted to base our
 399 decision off of data and actually try not to spend additional resources so that would free up money for
 400 other areas within the tribe.

401
 402 Tina Danforth: Your clarification is contradictory because you said cost containment twice, we did not
 403 withhold the election of a judge because of finances, because of cost containment or any other
 404 consideration. Like I said, GTC is the governing body and they direct us, the BC to act accordingly. \\
 405

406 Greg Matson: Thank you, both. Loretta, at the microphone.

407
 408 Loretta Metoxen: Mr. Chairman and BC and Melinda, thank you for that update. I'm in complete
 409 concurrence with that stuff but I have a question for you. Is there a challenge on the election roster for
 410 any of the judges? And if so, how did the BC handle that ?

411
 412 Melinda Danforth: That is the last item that we wanted to speak to. I was asking Greg how he wants to
 413 handle this because we have some decisions to make on either asking GTC to withhold the one judge
 414 also compensation and that would be the last discussion. If we can, I don't know Greg, how do you want
 415 to do this, do you want to just try to go in order to decide on the withholding then save the discussion for
 416 last on the qualifications?

417
 418 Greg Matson: If we address all 3 at the ends, we can have that discussion.

419
 420 Loretta Metoxen: Then I may have some more questions, it depends on what that report is. Thank you.

421
 422 Melinda Danforth: The last discussion that we need to have is, so this is all great news and we've been
 423 doing well so far but with any large project of this nature there is going to be a tendency to over sigh on
 424 an issue and unfortunately, we do have an over sight on one issue. That is the qualifications for the
 425 judges. I don't have it on the presentation. The BC met this morning on an emergency basis to try to
 426 address the issue. I will try to explain the issue and then because it becomes very convoluted and very
 427 complex but at the end we have a solution and I hope GTC will be amenable to that.

428
 429 Greg Matson: Time.

430
 431 Melinda Danforth: I know that is what I mean, do we have time or not.

432
 433 Greg Matson: There again, if we can move towards the ability for discussion on this 3rd item with the new
 434 time set then we can do that and give you 3 minutes.

435
 436 Melinda Danforth: Is that ok with you guys, 3 minutes? No, yes? Yes? Thank you.

437
 438 Greg Matson: Thank you.

Melinda Danforth: Basically, in January 7, 2013 when the GTC passed the judiciary they also passed the qualifications for judges and at that time the qualifications for chief judges, and we're going to call them non chief judges, so chief judges are chief judges appellate court, chief judge of trial court and also the non-chief judges would be the trial court judges, they are not chief judges. Basically the GTC approved 2 sets of qualifications. They said that for chief judges you have to meet all of these qualifications, you have to either have a Juris doctorate degree, a master's degree and you have to have bachelor's degree, it didn't matter, in any kind of field. And also 3 years of experience. For the non-chief judges it was Juris doctorate degree, a master's degree and a bachelor's degree and the GTC laid out a whole entire field of degrees that would have to, a bachelor's degree in one of the following fields and it lists out criminal justice, education, political science, human rights, journalism, legal studies, etc. But at the time GTC was in discussion of January 2013 they also added provisions as you seen in the presentation off the floor. They added in a degree in family law which you can't go get a family law degree in any accredited institution, they added a number of other degrees. So basically, there were 2 sets of qualifications when you passed the law in January 2013. What had transpired when our team, our judiciary team was looking at the qualifications it was thought the GTC was intending that those bachelor's degree fields would apply also for the chief judges. In March of this past year, the BC took emergency action, which they have the right to do under the legislative procedures act, we have a right to change laws based on an emergency basis and the qualifications of judges were changed to include those specific bachelor degree for chief judges positions. When that occurred, the candidates went to go apply and after that, in April the candidates went and applied to be a judge, this is the position I'm running for. And unfortunately, the information that was in the candidates packet that the election board had sent out had incorrect information on the qualifications for judges. At that time as well, we were going through the process these last couple of weeks as well because we did receive a challenge. The election board did receive a challenge from an applicant that thought they were qualified based upon GTC's motion in January 2013. Therefore, the BC, the LRO, my staff, parts of the judiciary team that were responsible for legislation went back and looked through all the documents. They went through the GTC meeting minutes, line by line. They went through the LOC meetings to look at the intent. They went through all the record to say what is exactly it is the intent of the GTC. At that time, the GTC intent was that there were 2 sets of qualifications that were distinctly different for chief judges and non-chief judges. The March 26, 2014 action by the BC was nullified this morning by the BC. However, because it would potentially, negatively impact affect the applicants and the candidates that had applied and those who may have applied, it is the recommendation that we motion to withdraw from this election all of the judges positions and that they be rescheduled to a new special election. That would be fair to all the applicants, it would be fair to the GTC and it unfortunately it is a mistake and an oversight, we'll take responsibility for that.

Greg Matson: Thank you, Melinda.

Loretta Metoxen: Mr. Chairman, I move that recommendation.

Greg Matson: We're going to have some discussion on that as well. Loretta, your motion is to support the special election?

Loretta Metoxen: Pardon?

Greg Matson: Your motion is to recognize what Melinda is proposing and that is to hold a special election?

Loretta Metoxen: Yaw<ko, and there is a second right behind me here.

Greg Matson: We have a motion by Loretta, supported by Don McLester. Discussion, Vince.

Vince DelaRosa: Loretta and all due respect Mr. McLester and Melinda, we talked about this earlier Melinda. We really could just reopen the application process. We could simply just do that. That is all we'd have to do is just because we have a course that is already set. All we have to do is just reopen the

494 application process. I would suggest, that is an easier course but I'll throw it back to you and we can talk
495 here.

496
497 Greg Matson: We have a motion with support, still in discussion. Corinne.

498
499 Corinne Robelia-Zhuckkahosee: My privileged question is, will that affect the process of, what do you
500 call that before, you go through the primary?

501
502 Melinda Danforth: No, it will not affect the primary because the judges did not have to go through the
503 primary.

504
505 Corinne Robelia-Zhuckkahosee: Oh, ok.

506
507 Melinda Danforth: Thank you.

508
509 Greg Matson: There is a privileged question, Sharon House; can you get to the microphone, Sharon?

510
511 Sharon House: Good afternoon, has anyone asked for any other ideas how to deal with this? With all
512 due respect, or was it just the council?

513
514 Melinda Danforth: It was just the council in discussion this morning.

515
516 Sharon House: It is my understanding that was a chief justice position that was in question? Is that
517 correct?

518
519 Melinda Danforth: Yes.

520
521 Sharon House: And it was the trial judge's chief judge? Is that correct?

522
523 Melinda Danforth: It would be the chief judges all together.

524
525 Sharon House: Was anyone else denied?

526
527 Melinda Danforth: I'm not sure about that.

528
529 Greg Matson: That's where we're not sure if there would have been other applicants or not.

530
531 Sharon House: Would you ask who the election board if it was denied, they are sitting there right? Was
532 somebody else denied, with all due respect? The suggestion is no matter what she says, just kidding, is
533 to just do it for that position then instead of a whole new election for everyone. To open up the
534 application s for that position because how much does it cost for an election?

535
536 Greg Matson: That is what we're talking about, where Vince's recommendation was to open that up.

537
538 Sharon House: I would recommend, with all due respect, dealing with just the chief judges position
539 because we have 4 weeks approximately. Please answer.

540
541 Lisa Liggins: There were 5 denials for eligibility, total. 1 for chief judicial judge and the rest were non chief
542 judges. Does that answer the question? Ok, thank you.

543
544 Greg Matson: Thank you. We have a motion with support and a call for the question.

545
546 Tina Danforth: Mr. Chairman, can you clarify the motion because it was hard to read it as she was saying
547 and I didn't know that was going to be the motion so I would have wrote more notes. I'm not really sure
548 what I'm voting on right now.

549

550 Greg Matson: Can we get clarification from the motioner, Loretta, it is on the screen.
 551
 552 Loretta Metoxen: I didn't say those words, but they're good. That's the intent is because I'm interested in
 553 fairness and I'm sure those 5 or 6 people that were denied are also interested in fairness. If this passes, I
 554 think that will go a long way to solving the problem.
 555
 556 John Orié: I'm just wondering, is this in violation of the ten day notice? None of this is in the packet. This
 557 is kind of just sprung on the assembly.
 558
 559 Greg Matson: This is all part of the judicial discussion regarding the matter on the item we are on.
 560
 561 John Orié: Aren't we voting on all the items instead of this one? This deserves a little more thought.
 562 Melinda, could you clarify what you mean by people got denied somehow? Is it just for the chief justice
 563 position?
 564
 565 Melinda Danforth: The election board just notified the GTC that 5 people have been denied to become a
 566 candidate on the ballot not only in the chief judge's position but also the trial positions. On the non-chief
 567 judges positions. So both positions there were denials were people were not eligible to be on the ballot.
 568
 569 John Orié: I just want to say that at the caucus I was nominated for that position but I withdrew based on
 570 one of the stated qualifications. I'm not sure if we're going to go ahead and vote, if it's ok but I'd like to
 571 vote for the other ones also. Can I put that in the motion?
 572
 573 Greg Matson: Parliamentarian. We're on the motion with support; there has been a call for the question.
 574
 575 Thomas Espinosa: What about fund allocation? Where are we going to come up with the money to
 576 match these figures? And what adversity is it going to have upon our...
 577
 578 Greg Matson: Tom, that is not irrelevant right now. Who is calling for the privileged question?
 579
 580 Rocky Hill: Rocky in the overflow room.
 581
 582 Greg Matson: Hi Rocky.
 583
 584 Rocky Hill: Hi. I'm wondering is going to change. What is going to change in the law that other people will
 585 have to apply now? If they wanted to apply they would have to go through the caucus, that is how it was
 586 in May, so what is going to change that you want more applications submitted, I don't understand.
 587
 588 Melinda Danforth: The qualifications for the chief judges will change based upon GTC adoption of the
 589 judiciary act on January 2013. The trial judges will remain the same but instead of making it a convoluted
 590 issue, we ask to withdraw all the judge positions in total and have them be rescheduled to a special
 591 election. The focus will be on the chief judge. The way that we see it playing out is that if you already
 592 applied for the trial judge, you meet all the qualifications within that, you already took the psychological
 593 test that was required of you, you don't have to go through that again.
 594
 595 Rocky Hill: The qualifications for the chief trial court judge will change the qualifications?
 596
 597 Melinda Danforth: Yes.
 598
 599 Rocky Hill: I don't understand if it was based on the law that is in the law GTC approved that law. So how
 600 is that going to change, I just do not understand.
 601
 602 Melinda Danforth: Right, what I explained earlier, when the law was passed by GTC in January of 2013
 603 the Business Committee was asked by the judiciary team to go and add the bachelor's degree fields of
 604 study to the chief judges because we thought that was GTC's intent but it was not as the legislative
 605 record has shown so at this point that information was brought to the attention of the BC this morning

606 and therefore in all fairness to all the candidates that could have applied and for those candidates who
 607 may have been denied based upon that we're asking for the judges to be pulled from the ballot in July
 608 and be moved to a special election.
 609
 610 Linda Dallas: Point of order.
 611
 612 Greg Matson: Linda.
 613
 614 Linda Dallas: I got a couple points of order. First of all, that is not on the agenda for tonight and my
 615 second point of order is if you're going to allow it, which it should be allowed, the question has been
 616 called for already and you recognized it and we're supposed to be voting, there is not supposed to be
 617 any more discussion.
 618
 619 Greg Matson: There are a number of individuals that want to get clarity on the subject, which was just
 620 discovered in the last few days. They have not been aware of those subject matters.
 621
 622 Linda Dallas: Right, but the question has been called for, you recognized it, it is time to vote, thank you.
 623
 624 Greg Matson: Thank you. We've got a motion by Loretta Metoxen. The motion is to withdraw from this
 625 election all the judges positions to reschedule to a special election.
 626
 627 Cathy Metoxen: Privileged question.
 628
 629 Greg Matson: I'm not going to recognize that. Is there a date as part of that motion, I heard it mentioned,
 630 due to the timeframe? We have a motion, with support; there has been a call for the question.
 631
 632 Loretta Metoxen: Mr. Chair, I did not have date on that, I think whatever expedites it will be what can
 633 happen. I don't know if I should put a date in there or not because I do not know if it is possible to meet it.
 634
 635 Greg Matson: Right. During the presentation there was dates announced with the opening of the judicial.
 636 I just wanted to make sure that was
 637
 638 Loretta Metoxen: I think it was in November, was to open the judiciary and if you can make that with the
 639 special election, that would be good.
 640
 641 Greg Matson: We'll leave that up to the election board. I'll have that microphone, why do we keep going
 642 that way? We have a motion before us, we have a second to that motion and there has been a call for
 643 the question so I'd like to ask all those in favor of that motion to please raise your right hand. All those
 644 opposed to that motion, please raise your right hand. Any abstentions, raise your right hand. What are
 645 you seeing in the overflow Leyne?
 646
 647 Leyne Orosco: It is opposed.
 648
 649 Greg Matson: And it is opposed here. Motion fails.
 650
 651 John Orié: Mr. Vice Chair I have a motion.
 652
 653 Tina Danforth: No, it was the opposite.
 654
 655 Greg Matson: It was opposed here.
 656
 657 John Orié: Mr. Vice Chair, I have a motion
 658
 659 Greg Matson: We are going to go through it with the election board count.
 660
 661 John Orié: Mr. Chairman, how about a motion to limit it to just the chief justice position? Is that ok?

662
 663 Greg Matson: Is the election board ready? Can you let me know.
 664
 665 Leyne Orosco: We are ready in the overflow room.
 666
 667 Greg Matson: We'll read the motion again. Motion is to withdraw from the election all the judges position
 668 to be rescheduled to a special election. All those in favor of that motion, raise your right hand.
 669
 670 Leyne Orosco: The overflow room is finished.
 671
 672 Greg Matson: All those opposed to the motion, please raise your right hand. This will require a 2/3
 673 majority vote because it is changing prior GTC action.
 674
 675 Leyne Orosco: The overflow room is finished.
 676
 677 Greg Matson: We are done with the opposition, all those wanting to abstain from the vote, raise your
 678 right hand.
 679
 680 Tina Danforth: Mr. Chairman, I'd like to make a statement for the record of my abstention because this is
 681 an example of the business committee lack of understanding between process and directive of GTC in
 682 which we made an error.
 683
 684 Cathy Metoxen: Mr. Vice Chair.
 685
 686 Greg Matson: We're waiting for the vote, Cathy.
 687
 688 Leyne Orosco: The overflow room is finished.
 689
 690 Greg Matson: I was just given a note, they are asking to give recognition to the landscaping outside our
 691 valet, right outside the doors behind. The facility employees did a great job on this, they continued to
 692 work through their breaks, and they really wanted to present that to GTC tonight. If we can give them a
 693 round of applause, they'd appreciate it. Another announcement, we have 1,801 in attendance as of 6:15
 694 this evening. Here are the results, we had 1178 votes cast, 740 yes votes, 300 no votes 138 abstentions.
 695 The vote required a 2/3 majority which would have been 785 therefore the motion fails. We need a new
 696 motion.
 697
 698 John Orie: Mr. Vice Chair, I have the motion.
 699
 700 Greg Matson: John.
 701
 702 John Orie: To postpone the election only for the chief judge.
 703
 704 Tina Danforth: Mr. Chairman, can you please repeat the numbers.
 705
 706 John Orie: I withdraw the motion, thank you.
 707
 708 Tina Danforth: I would like a clarification on the 2/3 vote, there were 1040 voting yes, 300 no. I don't
 709 know if I heard you right. I came up with 1040, abstentions don't count because they are not part of the
 710 vote so 2/3 of the voting should have been 686, that is just my understanding of 2/3 so could you get that
 711 clarification please?
 712
 713 Loretta Metoxen: Mr. Chairman, I think that is a correct analysis.
 714
 715 Tina Danforth: Thank you, Loretta.
 716

717
 718 Patty Hoeft: Mr. Chairman, here is what the vote numbers are. We'll ask the parliamentarian to relook at
 719 the election board numbers. The total votes cast were 1178. 740 voted yes, 300 voted no, 138
 720 abstained. The election board said 785 was the number needed for it to pass.
 721
 722 Tina Danforth: That includes abstentions and abstentions are not a yes or no vote. They are abstentions.
 723 They are neutral positions.
 724
 725 Patty Hoeft: If we can the parliamentarian ruling on it.
 726
 727 Tina Danforth: It is 2/3 of the vote so it is 2/3 of the yes and no's total. That is the way the process has
 728 been in the past.
 729
 730 JoAnne House: The Treasurer is correct in her objection to the vote count. A 2/3 vote is calculated based
 731 only on the yes and no votes.
 732
 733 Patty Hoeft: Mr. Chairman, so the vote count now is 1040 total votes to be considered, 740 yes, 300 no.
 734 The 2/3 numbers is 693 so the vote passed.
 735
 736 Greg Matson: The vote passed. Thank you for the clarification Madam Treasurer and the election board.
 737 Next item we want to address, Melinda, can you read that?
 738
 739 Melinda Danforth: The next item that GTC needs to either approve or reject is the withholding of one of
 740 the trial judge positions from the 2014 general election and direct the position be categorized as a family
 741 court judge. I guess I make that motion.
 742
 743 Cathy Metoxen: Privileged question.
 744
 745 Patty Hoeft: Can we first get the motion stated, who made the motion and who seconded it.
 746
 747 Melinda Danforth: I guess I made the motion.
 748
 749 Greg Matson: Motion by Melinda Danforth, if we can get that on the board, who was the seconder?
 750 Earl? Howard?
 751
 752 Patty Hoeft: Who are you recognizing Mr. Chair?
 753
 754 Greg Matson: Howard Cooley.
 755
 756 Melinda Danforth: It is on the second to the last slide of the presentation, a motion to approve the request
 757 to withhold one trial judge position from the 2014 general election and direct the position be
 758 recategorized as a family court judge.
 759
 760 Cathy Metoxen: Privileged question.
 761
 762 Greg Matson: When we get the motion up, I'll recognize your privileged question, Cathy.
 763
 764 Patty Hoeft: Mr. Chairman, we have the motion. A motion made by Melinda Danforth, seconded by
 765 Howard Cooley, the motion is to approve the request to withhold, one trial judge position from the 2014
 766 general election and direct the position be recategorized as a family court judge. Is that correct Melinda?
 767
 768 Melinda Danforth: Yes.
 769
 770 Greg Matson: Cathy, you have a privileged question?
 771
 772 Cathy Metoxen: Thank you. I have a privileged question and would like it recorded for the recorded
 Madam Secretary. What I observed here tonight I believe may be illegal because you took something

773 that you stated Mr. Vice Chair, that came to light a couple of days ago. And you wouldn't allow a GTC
774 member to be on the agenda because of the ten day ten day notice and yet you moved forward and push
775 through something that wasn't on the ten day ten day notice because you just discovered it according to
776 your language the other day. So for the record, I would just like that to reflect and I guess I have a
777 question about that and if you are acting illegal or any violations here, I would like a legal opinion on it. I
778 know that is kind of like, useless, but I will ask it anyway.

779
780 Greg Matson: Let me go back to the ten day notice where I denied the motion, it was because it was not
781 approved to be on the agenda. The discussion we're having now is on the agenda underneath judiciary
782 update. Thank you. Sherrole Benton, point of order.

783
784 Sherrole Benton: Mr. Chairman, I think I would like to ask Melinda to reconsider her motion because we
785 just removed the judges election from the general election. We moved it to a special election so I really
786 think she should amend her motion there to reflect the changes, judges will have to occur at the next
787 special election for judges.

788
789 Melinda Danforth: What we're asking, in the judiciary law, right now, it requires 4 trial judges to be
790 elected. What the BC did on emergency basis is allowed for us withhold one of the trial judges positions
791 not to be elected, not to go forward in the election process and reallocate it to the family court because
792 as I said, the family court has most of the caseload at this moment. We're asking GTC to affirm that
793 decision to say yes, that we would hold one of the trial court positions and we would move it to family
794 court. I'm going to ask Greg to recognize you.

795
796 Greg Matson: The question is, hired or elected? This is regarding the election.

797
798 Melinda Danforth: The GTC also blessed the family law, the family court law and under the family court
799 law the judges hired under the hiring processes because the judge has much more qualifications than a
800 trial judge or a chief judge because they are dealing with family issues so the family law judge is a hired
801 position and would follow the qualifications under the family law.

802
803 Mary Graves: Privileged question, Mr. Chairman.

804
805 Greg Matson: Mary Graves, privileged question.

806
807 Mary Graves: I'm just curious, according to the agenda, we are on 1. B. when are we going to get to 1.A.

808
809 Greg Matson: The last vote that we had, Mary, addressed item 1.A.

810
811 Mary Graves: 1.A. says clarification of educational requirements, the last motion we made was to cancel
812 the election.

813
814 Greg Matson: Do you want to clarify that JoAnne.

815
816 JoAnne House: The Business Committee rescinded the action that added additional qualifications to the
817 judicial positions because of the confusion that may have arisen. As a result of that, the GTC has
818 rescheduled the election for all judges. The qualifications for judges are now as set in the January GTC
819 adopted language. All of the item, 1.A. on the agenda has been addressed.

820
821 Greg Matson: Carole Liggins.

822
823 Tina Danforth: Can I ask a question then. Do we need to adopt a resolution on page 5, which is GTC
824 Resolution 6-6-16 amending the judiciary law because I know we postponed the election now of judges
825 and I guess it kind of goes back to are we going to go with the original qualifications or the new
826 qualifications. And if we want to change it to something new, I think that is what the resolution addresses
827 so. Just a basic question, is the resolution still necessary and should we be voting on it? No? Ok.
828

829 Greg Matson: Carole.

830
831 Carole Liggins: Thank you. I just have a question for Melinda. Would the easiest solution for holding back
832 a judge be to have one of the elected positions for judge designated as a family court judge?

833
834 Melinda Danforth: You can do that too, I think it is just a matter of language. That is what we are trying to
835 do, basically.

836
837 Carole Liggins: I would request that the motion be amended to include one of the judges positions be
838 designated as the family court judge. Whatever qualifications are required according to the law.

839
840 Greg Matson: That was a prior GTC directive to do that hiring.

841
842 Linda Dallas: Privileged question.

843
844 Greg Matson: Who asked for the privileged question?

845
846 Linda Dallas: I did.

847
848 Greg Matson: Linda. I just want to recognize, again, that we asked the individuals to speak once on the
849 different issues that was a request and adopted and recognized into the agenda.

850
851 Linda Dallas: Right, and I understand that but you have such a cluster going I guess we have to try to
852 figure it out and straighten it out. I want to know, can we, I'd like to make a motion or an amendment to
853 table the judiciary transition update items A, B & C until the semi annual meeting and direct the BC to
854 bring back clarification on all these agenda items so that we can clearly understand what you are doing
855 because people are sitting here and I don't think they have an understanding cause I don't even
856 understand what you are doing.

857
858 Greg Matson: I think

859
860 Linda Dallas: This is a very important topic, you are talking about the judiciary and the judges and the
861 qualifications and the compensation and moving somebody here, moving somebody there and canceling
862 an election and having a special election. You have to have your ducks in order when you come before
863 us. So which ever it is, an amendment or a motion, I'd like to make that amendment or motion to table
864 the judiciary transition update and amendments items A, B,C until the semi annual meeting that is
865 scheduled for Monday, July 7th and direct the BC to clean this mess up and bring it back so that we can
866 clearly understand what it is you that you want from us so we can clearly move forward.

867
868 Greg Matson: I'm going to call that out of order. The information

869
870 Cathy Metoxen: Table takes precedence

871
872 Greg Matson: The information

873
874 Cathy Metoxen: Tabling takes precedence. Legal opinion please.

875
876 Greg Matson: If it's recognized.

877
878 Cathy Metoxen: No, legal opinion, table takes precedence.

879
880 Carole Liggins: Point of order, Mr. Chair.

881
882 Greg Matson: Carole.

883

884 Carole Liggins: I had made an amendment to Melinda's motion and that wasn't acted upon. It wasn't
 885 recognized and I don't know how a person can make an amendment on top of my amendment when
 886 there wasn't time for anyone to second it or whatever.
 887
 888 Greg Matson: I think that is where we are going. It becomes confusing when there are individuals that
 889 want it to become confusing. I'm not questioning anyone's intent, Linda. This is laid out for the GTC to
 890 absorb the information given to them by the LOC and the entire legislative body. The confusion is coming
 891 from the infusion of information so
 892
 893 Linda Dallas: Point of order and privileged question again because you didn't recognize Carole. And then
 894 you called on me, you recognized me and then I made a motion or amendment.
 895
 896 Greg Matson: Here again, we're going into confusing parts
 897
 898 Madelyn Genskow: Privileged question.
 899
 900 Greg Matson: Madelyn, I will recognize your privileged question and then I would like some clarification
 901 from Brandon who understands this subject better than many. What is your privileged question.
 902
 903 Madelyn Genskow: I would like to have the parliamentarian's interpretation of Linda's motion.
 904
 905 JoAnne House: The motion presented by Linda is to table all the items under 1 regarding the judiciary
 906 transition. The motion is out of order for two reasons. First, she was recognized by the Chairman under
 907 the privileged question. You cannot obtain the floor under a privileged question and make a motion you
 908 must recognize in the normal course of business. The second item is that the GTC has taken action
 909 under item A. and there is nothing further on the agenda to address. You cannot table an item that has
 910 been fully addressed so the motion would be out of order because it is over inclusive.
 911
 912 Greg Matson: Thank you. There again, the attempt is to run a well-informed organized meeting. Brandon.
 913
 914 Brandon Stevens: The basic intent of what we are trying to do here right now is the family court needs an
 915 additional judge to be presiding over our family law cases. They are getting an influx of child support
 916 cases, placement cases and that is what we need to do. We need to address that so the child court has
 917 a sufficient capacity to address all those issues which makes it better to, this is basically for our children
 918 and families. That is really all we are asking you to do. The motion really recognizes that, if we vote for
 919 the motion and say this is what we are doing and what we are doing is just adding that trial judge position
 920 and making it a family court judge so they can oversee those family court issues, those cases that are
 921 rapidly increasing.
 922
 923 Greg Matson: We have a call for the question. The motion reads, approve the request to withhold one
 924 trial judge position in the 2014 general election and direct the position to be re-categorized as a family
 925 court judge. Motion by Melinda Danforth, supported by Howard Cooley. Larry.
 926
 927 Larry (inaudible lastname): I understand that this is correct and everything, but what she has on her
 928 motion is that this is for the general election and we already removed it from the general election so that
 929 needs to be taken out of there.
 930
 931 Greg Matson: Can you concur with that, motioneer? To recognize the special election?
 932
 933 Melinda Danforth: Yes.
 934
 935 Greg Matson: There has been a call for the question. I'm going to recognize that and move forward with
 936 the vote. This once again is a 2/3 majority vote. All those in favor of the motion, please raise your right
 937 hand.
 938
 939 Chris Cornelius: Mr. Chairman.

940
 941 Greg Matson: There is no discussion during a vote. I know you recognize I'm trying to get some
 942 consistency in recognizing the call for the question.
 943
 944 Chris Cornelius: I was just wondering if it is part time or full time.
 945
 946 Greg Matson: All those opposed to the motion, please raise your right hand. All those abstaining from the
 947 vote, please raise your right hand. Thank you.
 948
 949 Tina Danforth: Mr. Chairman, I'd like to make a statement for the record regarding my opposition is
 950 because of the trial court we've taken a judge from the trial court, added a family court judge based on a
 951 brief summary of case load and as I said earlier cost containment was not an issue to reduce the number of
 952 judges it was a preference of the day for the committee. I don't know that we got appropriate input,
 953 necessary input from the current judiciary on this item and I'd be in more support of this option if we had
 954 a children's code place. That is for the record.
 955
 956 Greg Matson: Thank you, Tina. The vote is overwhelming supported. The motion is approved. The next
 957 item Melinda.
 958
 959 Melinda Danforth: The next item is whether or not the GTC would adopt the resolution on page 37 of
 960 your packet to adopt the inaugural salaries for the judges as recommended by the human resources
 961 department.
 962
 963 Brandon Stevens: Mr. Chair.
 964
 965 Greg Matson: Brandon.
 966
 967 Brandon Stevens: I'd like to make the motion to adopt the resolution of the compensation for the judges
 968 for the judiciary.
 969
 970 Greg Matson: We have a motion by Brandon Stevens, seconded by Linn Cornelius. We have a motion
 971 with support. Discussion. Brenda.
 972
 973 Brenda Kindness: Looking over these job descriptions, there is a problem I have with it because each
 974 and every one of these job descriptions it says the minimum requirement would be a bachelor's degree.
 975 Now, in this day and age, it is my understanding that a bachelor degree is equivalent to a high school
 976 diploma now. I cannot support this because these are people's lives, elderly, children, innocent people
 977 who these judges are going to be making major decisions, life changing decisions so I don't think it is
 978 right that the minimum requirements would be a bachelor's degree. It almost seems like that these job
 979 descriptions have been written for people for special people.
 980
 981 Greg Matson: I'm going to recognize the point of order and try to get some clarification for it. I understand
 982 your concerns. I understand those issues with the education system that are continually questioned
 983 sometimes but this was vetted through the HRD process, GTC had approved it at the January vote and
 984 that is where we are at right now, to move forward with them efforts it is always going to open for the
 985 ability to improve it as we grow the judiciary system. In order to recognize ourselves as a self-governing
 986 tribe and to move forward with ours jurisdictional abilities we need to put in place this judicial system.
 987
 988 Brenda Kindness: I understand that. There is one more thing I want to bring up. It is my understanding
 989 that Melinda had mentioned that the court system has been in place, the family court part, about 6 or 7
 990 months. Is that correct?
 991
 992 Melinda Danforth: Yes.
 993
 994 Brenda Kindness: My question is, because I have a personal concern is, 2 years ago in family court in
 995 Outagamie there was an order put into place and now the child support division here in Oneida is not

15

recognizing Outagamie County's order so I don't understand the legalities of that. How can that be when only the judicial systems been in place. Anyway, I want everyone to hear what I have to say because it could happen to you.

Greg Matson: Thank you, Brenda. We are on discussion. There has been a call for the question. The motion is to adopt the GTC resolution 6-16-14-A adoption of compensation for the judges for the judiciary.

Linda Dallas: I have a call for the count on the call for the question because this is a very important matter that I think that a lot of people need to talk about. They need to understand what is going on so I'm going to ask for a count on the call for the question. Who wants it and who doesn't want it because there is one person asking for it. And I think the membership needs to hear the justification for the wages and the impact it is going to have on the tribe. You are proposing to pay people with no experience \$50,000 to start that is outrageous.

Greg Matson: Alright Linda, we can recognize your hand count for the call for the question. We are going to vote first on whether or not you want recognition of the call for the question. All those in favor of the question to be called, please raise your right hand. This means this vote will end discussion. All those opposed to recognizing the call for the question, please raise your right hand. Abstentions, please raise your right hand. I ask for a reflection. Leyne Orosco.

Leyne Orosco: Yes sir, there were more yes than no in here.

Greg Matson: I'm going to recognize the motion as passed. We're going to vote on the main motion. All those in favor of the main motion please raise your right hand. All those opposed to the main motion raise your right hand. Those abstaining from the vote, raise your right hand. Leyne.

Leyne Orosco: I had more yes than no.

Greg Matson: Motion passes, than you.

New Business

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

Greg Matson: This next item is regarding the Seven Gens Corporation. We're in the middle of litigation, some of you are aware of that, some of you aren't. The seriousness of that litigation is tremendous. The confidentiality level of that litigation and the results of miss information moving into the public forum is tremendous. I'd like to call on Madam Secretary to read the statement the Business Committee has come up with regarding the Seven Gens Corporation and where we currently stand.

Patty Hoeft: Mr. Chairman, this is a statement that the Business Committee reviewed this morning and that the Chairman was going to read if he were here. On December 15, 2013, the General Tribal Council adopted the following motion. Motion to dissolve Seven Generations Corporation and for Frank Cornelius to assist and work with the Business Committee on the dissolution. Since the adoption of that motion the Oneida Business Committee has taken steps to carry out the process of dissolution as directed by the General Tribal Council. As we identified in the informational materials and in the discussion at that meeting, dissolution would take up to 12 months to complete in order to avoid financial liabilities. As a result, we took immediate steps. First, we modified the charter of the corporation to limit its activities only to commercial leasing. This would protect the assets of the corporation regarding the current tenants and limit any further liabilities. Second, we engaged Sagestone Management, LLC to manage the process of transitioning the assets of the Oneida Seven Generations Corporation into a more structured new corporation whose only purpose is to manage commercial leases. The analysis regarding the proposed commercial leasing new corporation identified that the revenue stream will likely be sufficient to allow refinancing of the existing debt of the Oneida Seven Generations Corporation and to allow a return of funding to the Tribe. It will also become a resource for management of all Tribal commercial leases. Finally, because it will be limited only to leasing activities, it will not be involved in any business

development activities and will focus solely on its core activity. Unfortunately, the Tribe, Oneida Seven Generations Corporation and Green Bay Renewable Energy were sued by ACF regarding a proposed plastics-to-oil project before the dissolution of the Oneida Seven Generations Corporation and transfer of assets could be completed. In light of the pending lawsuit, it is unlikely that any bank will refinance the existing debt. Further, the court could potentially void transactions taken to transfer assets out of the Oneida Seven Generations Corporation. Further action on the dissolution must therefore await resolution of the lawsuit. The Oneida Business Committee has proceeded to protect the assets of the Tribe and the Oneida Seven Generations Corporation. In addition, we have taken steps to provide sufficient financial funding to allow both corporations to obtain legal counsel. We have filed motions to dismiss the claims against the Tribe and the Oneida Seven Generations Corporation based on sovereign immunity. As of this date, there has been no ruling on these motions. As much as we would like to keep the membership up-to-date on every discussion and action being taken, it is not possible. To discuss litigation strategy would give our opponents the advantage of anticipating our options and our every move. We will keep you informed as we complete filings or receive decisions from the court. In the meantime, we are striving to maintain the value of the commercial leases and the status of current financing held by the Oneida Seven Generations Corporation. That is the end of the statement, Mr. Chairman.

Greg Matson: Thank you, Madam Secretary. You've been updated I'd like to entertain a motion that you received this as an fyi and you are currently updated as far as we are. Motion by Hugh Danforth, supported by Chad Wilson. There has been a call for the question, I recognize Officer, Treasurer, Tina because I'll pay for it otherwise.

Tina Danforth: Well, actually, I think GTC is going to pay for the actions that are currently ongoing with Seven Generations and it is a serious matter and I don't appreciate the sarcasm but anyway, you know, some of the money that is being used to fund the legal litigation is from a loan that we gave to Seven Gens. There are things that we can disclose to the GTC regarding Seven Gens, of course, not the legal strategy but I think there is a political strategy, there is a public relations strategy, there is a communication to membership strategy. There are a lot of other things that we can report and I've asked for them initially and of course, I have not been involved in the detail because of my recusal for a conflict but the things I am saying are general enough in nature and I believe they need to be addressed so thank you.

Frank Cornelius: Mr. Vice Chairman, I'd like to make a comment.

Greg Matson: I'm not going to recognize the comments, there has been a call for the question, Frank and I'm going to recognize that. There has been a motion by Hugh Danforth, seconded by Chad Wilson. This is an extremely touchy item and I'm going to ask for the vote.

Frank Cornelius: That is why we need transparency. I'd like to comment.

Greg Matson: Yes, and

Corinne Robelia-Zhuckkahosee: Point of order.

Greg Matson: All those in favor of the motion as stated, raise your right hand.

Frank Cornelius: That is a dictatorship, you are running like a king. You are jamming it down their throat.

Greg Matson: Can you cut that microphone off please, Pat. All those opposed to the motion as stated, please raise your right hand. All those abstaining from the vote, please raise your right hand. Leyne.

Leyne Orosco: I have a yes majority in here.

Greg Matson: As well in here, motion passes.

1107 Linda Dallas: Vice Chairman Matson, I'd like to make a comment for the record. My name is Linda
 1108 Dallas, I'm a tribal member and I'm concerned with the way this meeting is being run whether it is by you
 1109 or your colleagues sitting there because when the membership, nobody even hardly raised their hand
 1110 yes or no so how do you know how anybody thinks or feels. It should be clearly an indication they don't
 1111 understand and you need to clearly explain to them what is going on. And further, how dare you
 1112 disrespect an elder and a veteran. It is just totally disrespectful and that is for the record.

1113
 1114 Greg Matson: Next we are going to go into the referendum questions.

1115
 1116 Unidentified speaker: Why didn't we have a discussion on what just happened? I never heard anybody
 1117 make a motion and I didn't hear anybody say second. Did anybody else hear?

1118
 1119 Greg Matson: There was a motion by Hugh Danforth, it was seconded by Chad Wilson, right here.
 1120 Motion passed.

1121
 1122 Unidentified speaker: When? Those people must have been in your head to hear those things because
 1123 no one else heard it.

1124
 1125 Greg Matson: They are right here.

1126
 1127 Unidentified speaker: Yeah, right there and no one else heard it. And we need to have a discussion
 1128 about Seven Gens. We are pouring more and more money into them and we're just going to go down
 1129 with them.

1130
 1131 Greg Matson: You were just given a verbal update that is about all we can do right now because of the
 1132 litigation, I thought the verbal update was quite clear that we are in a situation right now that we are not
 1133 allowed to discuss the matter.

1134
 1135 Unidentified speaker why are we not allowed to discuss it, because like Tina said there is some things
 1136 that we should be able to know.

1137
 1138 Greg Matson: Absolutely.

1139
 1140 Unidentified speaker: But why can't we discuss it.

1141
 1142 Greg Matson: Because the update is strictly about the litigation...the question is the dissolution of Seven
 1143 Gens; that is being addressed right now currently by this Business Committee. The questions that Frank
 1144 or anybody else may have, if they're not satisfied with our movement regarding the dissolution because
 1145 that's the path we're going down, then they're not part of this agenda. This agenda is strictly to talk about
 1146 the update regarding the dissolution of Seven Gens, which we are currently as a Business Committee
 1147 doing.

1148
 1149 Unidentified speaker: What I don't I understand though is...Yeah, why can't we hear Frank's update?

1150
 1151 Greg Matson: It wouldn't...

1152
 1153 Unidentified speaker: You're supposed to be working with him. That was the GTC directive so we should
 1154 be able to hear his portion of the update also. You know if this is a sign of how things might be if you
 1155 become Chairman, boy that's a sad thing.

1156
 1157 Greg Matson: I'm not interested in being a Chairman and watch the...

1158
 1159 Lou Ann Green: 'd like to read the constitution.

1160
 1161 Greg Matson: I would like to get a little more control on the subject matter that we're talking about. On
 1162 this agenda it is the dissolution of Seven Gens. The verbal update given to you by the Secretary

1157 addressed all avenues and steps that we have taken towards the dissolution of Seven Gens. Any other
 1158 update

1159
 1160 Lou Ann Green: The constitution says, excuse me, the constitution says, council shall direct and shall
 1161 preserve a faithful record of such funds and shall report on all receipts and expenditures and the nature
 1162 of funds in his possession and custody at each regular GTC meeting and at such other times as
 requested by the council. We're requesting that information now.

1163
 1164 Greg Matson: We gave you the information that we have.

1165
 1166 Lou Ann Green: The constitution requires that we get this information now. I'd like to add something else.
 1167 Greg Matson you are in violation of tribal law by handing out campaigning material on tribal property,
 when no one else is even allowed to have a discussion at the Elder site. I'd like to ask security to have
 you removed.

1168
 1169 Greg Matson: As the individual chairing this meeting, I'm going to move along to the referendum
 questions on the agenda.

1170
 1171 Lou Ann Green: You were asked to be removed, please step down.

1172
 1173 Greg Matson: Cut that microphone off please Pat. Item three, the referendum questions. I'd hate to have
 1174 the end the meeting the way we're in right now. Would you like to comment Jo Anne on where we are?
 1175 I'd like to move to the referendum questions if possible. They are on the agenda that you approved. We
 1176 have item three, the referendum questions starting with A 2012: When the thorough audit is completed,
 1177 should this audit committee include any names, individuals, amounts and missing monies,
 etc...Brandon? Council Brandon Stevens is going to give us a presentation regarding the audit. I ask for
 your attention to move forward on that.

1178
 1179 Unidentified speaker: I'd like to make a motion. I want the motion to be for the board to be clear and
 1180 concise before bringing any motion to the stay of vote on today's agenda, so everybody understands
 what you are saying.

1181
 1182 Greg Matson: We're on the referendum questions, item three.

1183
 1184 Unidentified speaker: But you need to be clear and concise.

1185
 1186 Greg Matson: I'm not sure, what you're...what was your motion?

1187
 1188 Unidentified speaker: For the board to be clear and concise, because it seems like you're walking us in
 1189 circles.

1190
 1191 Greg Matson: No we're going right through the agenda. Item three is the beginning of the referendum
 1192 questions. Brandon can you do that presentation please? Thank you.

1193
 1194 Brandon Stevens: Alright, now that you guys are all warmed up. Well I'm here to present the referendum
 1195 question that was presented at the caucus. I'm Brandon Stevens, I'm chairperson of the Audit
 1196 Committee. The Audit Committee consists of Vice Chairman David Jordan, Councilman Vince DeLaRosa,
 Chairman Ed Delgado and community member Jim Skenandore. The purpose of the Audit Committee is
 to really create processes and monitor processes within the organization to make sure that fraud,
 embezzlement, has gages, has necessary processes to prevent those things. So that's really what we
 do, we oversee the Internal Audit department, which is an autonomous body department of the
 operation. The question is, *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?* So I'm going to

1197 explain what internal audit does so you get a clear image and idea of what the audit process is. The
 1198 internal audit reports contain specific details related to the audit of objectives appropriate to the evidence
 1199 gathered during the course of the audit. Basically what that means, they take a small portion; you know
 1200 six to twelve percent of the organization and just test. They test to make sure that processes are in place.
 1201 They find deficiencies in the process; they look at it, and they look at possible findings and say how can
 1202 we fix this process? How can we create more safeguards in the process to make sure that something
 1203 bad won't happen? Audit reports typically include recommendations for process improvements. So if we
 1204 see the deficiencies, they come to the audit committee and we really say, we need to meet with the
 1205 departments and say this is what you should do to prevent some of these things from happening. The
 1206 audit reports are not actions against individuals; audits are management tools. So when we get an audit,
 1207 we look at it and we're able to go to the manager and say these things you need to be aware of and this
 1208 how it should be addressed. That's why we call it a tool, because they can take that as a management
 1209 tool and look at some of the improvements that they can make in the departments. With the audit reports,
 1210 in 2010 the Audit Committee came up with a process that allowed tribal members to go in and view the
 1211 audits, because the nature in the audits, we wanted to make sure they're safeguarded from public view,
 1212 the outside public to be able to come in. We have a lot of audits in our gaming operation. We do not want
 1213 to see those audits go outside to the outside communities to say, these are some of the deficiencies, this
 1214 where I would go to try and do something. In 2014, this year, we also allowed that where we can go
 1215 down to SEOTS, to allow some of those people in Milwaukee to view some of those audits as well.
 1216 Discovering suspected misconduct. If while during an audit there's any reason to believe that misconduct
 1217 may have occurred then a separate investigation audit would initiate. Objective to establish responsibility
 1218 and accountability for misconduct. Results typically resolve the concern and value the concern at
 1219 another level. Concern on another level would be law enforcement or legal proceedings. So that's not
 1220 really the purpose of the audit committee, is to do some of those things. We don't push those disciplinary
 1221 actions on the individuals; just to show the departments the deficiencies. So investigative audits. They
 1222 are conducted very infrequently. The concerns that resolve through are just the data analysis. So they
 1223 look at a small piece and they develop the process deficiency and then they look at what can be
 1224 improved. They review all types of additional documentation. They look at everything. They talk to
 1225 people. They talk to other managers who possibly may be involved and then they evaluate the current
 1226 process as is and they ask for specific ideas on, just examples of what the process looks like. All
 1227 evidence is preliminary and conclusions must be held confidential because these are on-going, these are
 1228 on-going processes, on-going improvements. If we get out in front of that, some of those processes will
 1229 substantially hurt the investigation. Non-disclosure of investigative information. Information gathered
 1230 during an investigative audit may become evidence in any resulting civil or criminal actions. So that's why
 1231 I kind of said, everything that we do we just gage what's going on. We don't say this person is to blame,
 1232 but if there's deficiencies and maybe possible misconduct those are determined in the facts that we
 1233 provide, would be in conjunction to an investigation by an outside legal police, an investigative entity.
 1234 Investigative audits results are referred to legal counsel, when necessary. When that happens, we take it
 1235 from our hands and we give it to the appropriate people. If final information is released before an
 1236 investigation can be completed, this will inhibit any chance of prosecution or recovery of assets. In
 1237 addition, if the audit was released to the public with all information intact, the person being accused of
 1238 misconduct was found not guilty, those persons who have read the audit have knowledge of the
 1239 investigation, in turn could be prosecuted for slander, defamation of character, etc. Another reason why
 1240 we want to keep the integrity of the audits is the systemic weakness affect success. We want to make
 1241 sure that we have, if there's evidence of weak processes, we want to be able to show that. Releasing an
 1242 audit with information, the main purpose of audit is just to make sure we have clean processes in the
 1243 organization. People have this idea that we're supposed to looking for things. We're supposed to be
 1244 looking for fraud. We're just trying to prevent fraud from happening and that's really our goal. In
 1245 conclusion, if you look on page 51, based on a nature of internal audits the objective and investigative

1246 audit, the information being required by the General Tribal Council referendum, would need to be
 1247 addressed as an outcome of the legal and/or law enforcement process. So everything that we would do,
 1248 it would be a supplement to investigation outside of the scope of what internal audit does. So that's kind
 1249 of why we're going in that direction, the referendum is asking the question of really, do we want to do
 1250 that? So my recommendation is to reject the referendum question and making sure, you know this is why
 1251 we wanted to go through the presentation and say, the process does happen. It does happen and when
 1252 necessary action needs to happen we send it to the appropriate authorities. Any questions, comments or
 1253 concerns?

1254 Greg Matson: Madelyn?

1255 Madelyn Genskow: I have mixed feelings about this. I agree that the audit is not really a thorough
 1256 investigation and people may be falsely accused and but on the other hand I feel that frequently it seems
 1257 that people are

1258 From the crowd: Point of order.

1259 Madelyn Genskow: I'd like to know what his point of order is please.

1260 Greg Matson: Her agenda item John.

1261 John Ori: It didn't say it was her agenda item.

1262 Greg Matson: Yes it did. Madelyn, can you continue please?

1263 Madelyn Genskow: On the other hand, it seems like so often people are sort of figured for doing things
 1264 wrong and found out in an audit, but when it gets to the Police department, it just dropped. So I have
 1265 mixed feelings about it because I can see both ways. I can see not naming people, because it's not a
 1266 thorough investigation, but at the same time it's frustrating when so often things are just dropped.

1267 Greg Matson: Thank you Madelyn. Vince?

1268 Vince Delarosa: I would make just a couple of observations. If you look of page 50 of you packet, on that
 1269 committee with the Audit Committee as Councilman/Chairman of the committee was saying, Stevens, is
 1270 obviously the community member, James Skendandore, I thought I saw him the audience and
 1271 Councilman Jordan here and myself, we really were pushing to try and come to you guys with the idea,
 1272 that if you think about the discussion I had had earlier about a prosecution element in the judiciary. I think
 1273 you have to start thinking these issues through a little bit. We bought in a consulting group, called the
 1274 Candela Group, that was paid for by your money and the the Candela Group concluded that with the lack
 1275 of proper control environments, five percent of an organizations money could be on the loose. For us at a
 1276 \$443 million dollar budget, or in that number, we'd be looking at about \$22 million dollars each year. I
 1277 think these are things eventually we'll have to start looking at, what we do. You know Madelyn makes a
 1278 great point about taking an audit and going to the Police department. It's not a proper way to hand over
 1279 information to law enforcement. You really need a prosecution angle, a district attorney, someone who
 1280 prepares the information more thoroughly and does further review work. Unless we add detective
 1281 divisions and plug those into the Police department and it could really go on and on and on. I think the
 1282 enforcement mechanism has to be somewhere because, as I mentioned before on the record at a
 1283 meeting before you and at the last two GTC meetings before, I was mentioning that. A lot of times from
 1284 the audit function, when we go and get on an audit scene with our staff, there's ton of papers missing, so
 1285 that's a big problem for us because we can't come to proper conclusions when there's so much missing
 1286 paperwork. A little side note, one of the things that my office was trying to advance this term was actually
 1287 whistleblower law and we couldn't advance a whistleblower law because we didn't have proper control

1288 environments. So in its totality you might want be very, very concerned about these matters and
 1289 hopefully the new council can get to some of these and maybe you're going to have force it from your
 1290 chairs here on to the leadership here and say you got to get this stuff done. FYI

1291 Greg Matson: Thank you Vince. Next in line, I'm sorry I don't know your name.

1292 Greg Matson: Josie?

1293 Josie Daebler: Yes. I just have a question. I'd like to know who's done the audits on Seven Generations
 1294 because we haven't seen anything go through on that. I don't even know who the officers are. Anybody
 1295 on the Business Committee there or, who are the officers? Where are the audits?

1296 Greg Matson: Those are external but if you had something else to add to that Brandon?

1297 Brandon Stevens: Those audits are conducted by outside contracted auditing firms, which they just gaze
 1298 the financials and make sure the financials are appropriate and under the gap qualifications, or
 1299 certifications. It's just a general audit that making sure their financials iarein order.

1300 Tina Danforth: Can I elaborate? There was a forensic audit done on Seven Gens regarding a Nature's
 1301 Way issue and that document I think was housed at Seven Gens and there are portions of it that ought to
 1302 be in the Secretary's or recording files of the tribe as well. But that was a forensic audit specifically to
 1303 look at Nature's Way.

1304 Josie Daebler: When was that?

1305 Tina Danforth: I think in 2009. Don't quote me. It was prior to my coming on as Treasurer but overlapped
 1306 into my first year as Treasurer.

1307 Brandon Stevens: 2007

1308 Josie Daebler: Ok so an audit is done when? Once every ten years?

1309 Tina Danforth: Forensic audits are like special audits, they are only done on an as needed basis, but
 1310 general audits for accounting purposes are done annually.

1311 Josie Daebler: Ok. Is there a way for me to find out who the officers are and assets? Anything like that?

1312 Greg Matson: Currently there is an agent who is appointed to all the activities. There again it's due to the
 1313 litigation and the movement to dissolve Seven Generations, which is a directive of the GTC. There is now
 1314 an agent in place and that was part of the verbal update.

1315 Josie Daebler: They are doing all of the paperwork and getting everything together, so eventually we'll
 1316 know what's going on?

1317 Greg Matson: Yes.

1318 Patty Hoeft: Mr. Chairman?

1319 Greg Matson: Patty.

1320 Patty Hoeft: In regards to Josie's question, the latest audit was done by an outside auditing firm called
 1321 McGladrey and Pullen. We had hired McGladrey and Pullen to do our financial audits for several years.
 1322 We called them back specifically to do a very intense, in-depth look at that corporation. We paid
 1323 \$200,000 for that audit. It is open for tribal members to come and view it. We've had a few tribal

1324 members, who've come in to look at it and it will give you a great picture of what was going on with the
 1325 corporation.

1326 Josie Daebler: So where do I go to

1327 Patty Hoeft: You can come to the Norbert Hill Center, to the Tribal Secretary's office or you can go to the
 1328 Internal Auditors office, which is in the same building.

1329 Josie Daebler: Ok, thank you.

1330 Patty Hoeft: Oneida Seven Generations right now is led by an agent as the Chairman said. It had a
 1331 board, but when GTC made the motion to dissolve the corporation, we immediately went and replaced
 1332 the board with the agent. In our verbal remarks we were telling you what that agent has been doing for
 1333 now.

1334 Josie Daebler: Thank you.

1335 Patty Hoeft: In regard to this question Mr. Chairman, the tribe has performed internal audits for many,
 1336 many years and we've always had a strong internal auditing department. Its purpose is to really serve as
 1337 a management tool. On a regular consistent basis, they do checks on all business units of the tribe. Most
 1338 of those are compliance audits, operational audits or financial audits. I think the person who authored this
 1339 referendum question, wants the tribe to institutionalize another form of auditing, which is the investigative
 1340 audit or the forensic auditing. As was stated before, we do that on an as needed basis, but as you're
 1341 going into the auditing process and you discover, or you suspect that some wrong doing may be
 1342 occurring, you call in your forensic auditors then to really go in and identify if wrong doing occurred. Then
 1343 when that is completed and if the audit committee, in this case, agrees that yes wrong doing occurred
 1344 then they will make an accusation and decide whether it's a criminal, whether there's a potential of
 1345 criminality here and then it will go to a higher level and at that point then the participants become very
 1346 public. So one idea you may want to consider, I agree with the recommendation to reject the referendum
 1347 question, but I think a question to consider is later on the new Business Committee could consider
 1348 creating some kind of independent entity within the tribal structure called an Auditor General. On your
 1349 own if you want to look at other cities around the country, a lot of cities have an Independent General
 1350 Auditor.

1351 Greg Matson: Thank you Madam Secretary. Sherrole Benton.

1352 Sherrole Benton: Thank you Mr. Chairman. I think that the lady, Josie, was talking about several different
 1353 types of audits. There's accounting audit, and then there's criminal audit, and there's forensic audit, and
 1354 I'm not sure that all of those things are conducted by our internal audit committee that Brandon is seated
 1355 on. One of the comments that I want to make is that I think we need to strengthen the audit processes a
 1356 little bit more, because I have read some of the audits, especially the one on the community support
 1357 fund. That that program has been audited twice and it looks like there may have been some
 1358 improvements according to the second audit that I read, but I'm not fully satisfied with things that are
 1359 happening with the community support fund. So I think that we do need to strengthen the processes of
 1360 the audit committee so that they can make some recommendations, or hand it over to an ethics
 1361 committee who will actually do something about making some corrections with how people and
 1362 personnel, and people handle that program and other programs like it. A lot of times those audit reports
 1363 just sit there, with no, they don't progress anywhere. They don't go anywhere, there's no consequence,
 1364 there's no fines, there's no hearing. So if we're going to have an audit committee, it has to go
 1365 somewhere. It either has to close the case or it has to make recommendations either to ethics or legal or
 1366 something, or a progress report or something. Like I said I read the two on the community support fund
 1367 and I'm not happy with how it was handled.

1368 Greg Matson: Thank you Sherrole.

1369 Brandon Stevens: I'd like to respond. What we do right now, we've created a process over this last year,
 1370 end of 2012 that we do a six month follow up. So anything, any deficiencies that we find we give them a
 1371 percentage of deficiency and compliance. So we go back and we want them up into the 90's, we get
 1372 some that are 60's and so we gage that measurement, we have a measurement to say ok, they're
 1373 improving, they're listening to the recommendations. The audit committee gets a report, sends them to
 1374 the Business Committee; we don't have a lot of authority to do anything on that but we send them to the
 1375 committee because the committee really oversees the organization and that's the way the process goes
 1376 right now.

1377 Greg Matson: Thank you. Frank?

1378 Frank Cornelius: Mr. Vice Chairman, I don't know why we're reinventing the wheel. We're trying to do
 1379 something different. A normal audit has a standard across what are normally accepted auditing
 1380 principles. You hired Wipfli, you hired McGladrey and Pullen, they have a standard that they sit down and
 1381 they put out and that is what I think we could accept; that's an audit. It's not charging anybody. You're
 1382 going to defend; well what if somebody's charged and we better not put the names. Let the audit
 1383 committee work like they worked in the past; don't reinvent the wheel. According to Vince DelaRosa's
 1384 said they use somebody to consult with this, I thought we're in cost containment as Tina mentioned
 1385 before. Four days ago in cost containment on Channel 26, was news reported that we just gave \$16,000
 1386 to buy a dog for Appleton, four days ago, it's on Channel 26. The Secretary just reported McGladrey and
 1387 Pullen do a \$200,000 study; they said two things. That's why you don't have it in front of you. One, they
 1388 said that dissolving Seven Gens has a minimal impact on the tribe and two, they said the tribe will be
 1389 able to meet all of its financial goals. We collect \$2 million dollars a year on rent, our payment is only
 1390 \$600,000, we should profit \$1.3 million dollars a year. So I think if the people knew what's going on
 1391 they'd be surprised. Just like in housing, they'd be shocked if they found out we lost \$2 million dollars
 1392 there, through errors of the Business Committee and the things going on. They need to be told, we need
 1393 transparency.

1394 Brandon Stevens: I'd like to address that. I'd like to address that question, is well we have, the
 1395 transparency is provided in the process that all tribal members can come in. We do not want that
 1396 information out, but we want our tribal members to have access to the information so we provide a
 1397 process that allows tribal members to come in and view the audits. So that's what we're trying. We
 1398 extended it down to the Milwaukee area as well. So those are the things, when you talk about
 1399 transparency; transparency is there, it's just tribal members really need to utilize that.

1400 Greg Matson: Mr. Smith.

1401 Earl Smith: I'm Reverend Earl Smith and I move that we accept the report.

1402 Greg Matson: We have a motion by Earl Smith, supported by Ryan Gerhardt. Can you put the motion up
 1403 to accept? Clarification question?

1404 Brandon Stevens: I guess for clarification, you move to accept. Is that accepting the recommendation of
 1405 declining the referendum? Ok. So I would say, would you to agree it's a motion to accept the report with
 1406 the recommendation of declining the referendum question? Ok.

1407 Steve Mittag: Mr. Chairman?

1408 Greg Matson: Steve?

1409 Steve Mittag: Yes, just a quick point. I did a lot of investigations and a lot of audits when I was in gaming.
 1410 I think instead of throwing the baby out with the bath water and just getting rid of everything, I agree
 1411 100% that names need to be confidential until the proper time that they can be out there; however the
 1412 money that's involved is an entirely different story and I believe the GTC should be told how much money
 1413 we lost, how much money has been spent; because it's their money, it's our money. So I think the money
 1414 should be there as to what's lost, what potentially could be lost and how much is spent, but keep the
 1415 other half, as far as names and things like that confidential. If you can do something like that. Thank you.

1416 Greg Matson: Vince.

1417 Vince DelaRosa: I understand what you're saying Steve Mittag. I slightly disagree. When you look at this
 1418 referendum question on page, actually the question is framed on page 50 under subject referendum
 1419 question. When a thorough audit completed, should the Audit Committee include names of individuals
 1420 and amounts of missing money? I think we should include all of it. Its public money, you have a right to
 1421 know who's involved and who got the money. I don't understand why there is a problem with this. You
 1422 have the right to know who and how much.

1423 Greg Matson: Vince.

1424 Vince DelaRosa: All due respect Reverend Smith, I think that we ought to reject that motion and we
 1425 ought to approve that you know names and amounts of money. You have a right to know that.

1426 Linda Powless: Mr. Chairman? Mr. Chairman may I speak? May I speak Mr. Chairman? My name is
 1427 Linda Powless and I wanted to ask you on our annual reports submitted to you, are there names of every
 1428 person who serves on a commission or board or any other service for the tribe?

1429 Greg Matson: In the annual report?

1430 Linda Powless: Yes.

1431 Greg Matson: It's noted in there, yes.

1432 Linda Powless: All the names? Because the drift I'm getting is people want to know about the history,
 1433 when you say ok we got rid of the board and we went to the agent; they're still thinking about who did
 1434 this. So I just want to clarify that, so for the people there is a way to find out who is on boards and
 1435 commissions and corporations and everything like that?

1436 Greg Matson: Yes.

1437 Linda Powless: Thank you.

1438 Greg Matson: Thank you.

1439 Brandon Stevens: If I could respond to that? In the question of releasing everything, I'm not opposed to
 1440 releasing that information; I'm just saying there's a time and a place for it. When an investigation or legal
 1441 proceedings are finished, then that's the time to release that information. Kind of like with the Seven
 1442 Gens information last time, we don't want to tell anyone how much, you know what's going on until it's
 1443 necessary and then we give full disclosure to the General Tribal Council. I'm not saying no to it, I'm just
 1444 saying there's a time and a place.

1445 Steve Mittag: Mr. Chair? Mr. Chair?

1446 Greg Matson: Steve you already spoke on it once, there's been a call for the question.

1447 Steven Mittag: Loretta spoke about twenty times, other people spoke five, six times.

1448 Greg Matson: I'm going to recognize the call for the question. The motion is to accept the
 1449 recommendation of declining the referendum question. Motion by Earl Smith, supported by Ryan
 1450 Gerhardt. All those in favor of supporting the motion, please raise your right hand. All those opposed to
 1451 the motion, please raise your right hand. Those wishing to abstain from the vote, raise your right hand.
 1452 Leyne, do you have a take in there?

1453 Leyne Orosco: I believe the count in here was more yes than no's.

1454 Greg Matson: As well in here. Motion is approved. Thank you. We'll move on to item B. Mr. Skenadore,
 1455 Doug Skenadore? Oh hi Doug. Mr. Skenadore has a presentation he'd like to share with us. If you can
 1456 help us get started in that Doug, an overview or what it is they are about to see.

1457 Doug Skenadore: My name is Douglas Skenadore. I'd like to start out with (Oneida words shared), it's
 1458 great blessings from God in the Oneida language; in the name of Jesus. Ok as you can see on the
 1459 Jumbo-tron, should the land use plan be brought before GTC for approval to be changed or reversed?
 1460 Little background, the land use plan was adopted in 1987 of the Oneida Land Acquisition Plan, resolution
 1461 #08-12-88-A, directed by the Business Committee to submit a land use plan to GTC. Resolution plan
 1462 #06-30-89-C Oneida land use plan adopted by the Business Committee and then the other one,
 1463 resolution #07-03-89-B the Oneida land use plan was adopted by GTC. The Oneida land use plan of
 1464 1989 identifies the zones of urban, suburban, buffer, and the Oneida residential agricultural. I'd like to
 1465 forward to this slide here and as you can see you can't make it out to clear but you have these zones and
 1466 you can just see the little areas there around the center for residential. From that I think it was believe in
 1467 1982 our forefathers put forth from the taxes, not taxes but so much from cigarette sales, any way they
 1468 started to buy back the Oneida reservation. Our investment to date, we own 25,064 acres, which is 39%
 1469 of the nation but we spent over \$191,760,837 on the land. What does that mean to you? That comes out
 1470 to approximately \$11,000 of every tribal member. So what have we done with this? Well we got to look at
 1471 the past. Residential building in the past ten years as you know Hobart is engulfed within the Oneida
 1472 reservation. Hobart in the last ten years has built 475 new homes. Numerous apartments, complex's,
 1473 multi-family dwellings. Our Oneida nation, we have built in the past ten years 105 new homes; 206 on the
 1474 commercial buildings, and approximately 20 multi-family units. Here's a picture of what Hobart has done
 1475 over at the corner of North Overland and Sunlight Drive. Down on the next slide, we show some more of
 1476 their apartments and their condos. Go over to this slide, we see a home was built, now keep in mind,
 1477 these mind these homes that were built here on the corner of North Overland and Sunlight Drive were
 1478 built in the past two years. Next slide, Oneida farm land this year it's located over by Adam, between
 1479 County U and South Overland. Take a good look at that. You can load that baby up with homes and
 1480 keep in mind that this here parcel of land is only a mile away from that big beautiful lake that we're
 1481 building. So we get into the farm land. The farm land is, we own approximately 25,000 acres, over
 1482 22,500 are zoned agricultural. Only 1,089 acres is zoned residential. There is a misbalance here. There
 1483 are 9,041 housing units within the reservation. Those are not all Oneida; those are the total housing units
 1484 within the reservation and with 1,059 homes of those residential lots being Oneida, that's less than 12
 1485 percent. Where there is no vision, the people shall perish. We need residential lots for our Oneida
 1486 people. The next slide we have is again on the farm land. Approximately 12,305 acres of land is fillable.
 1487 Now as we go through these leases you have to pay close attention. The Oneida farm leases
 1488 approximately 5,806 acres. Their leases generate \$182 or \$82 an acre, \$474,890 dollars. The tribal bids
 1489 \$777 at a cost of \$128 an acre, brings us to \$99,386. The non-tribal bid is \$1,594 acres at a cost of an
 1490 average of \$142 dollars an acre, which bring us a whopping \$225,138 dollars. Now the non-tribal
 1491 contingency plan is about 4,030 acres and of those they only charge \$101 an acre. That's outstanding; I
 1492 mean that's astounding that they do that. That brings us a \$408,215 dollars. Now you may say well gee

21

1493 Doug, that's pretty good money. Let's take a little closer look at this. If we lease 505,624 acres to the
 1494 non-tribal farmers at an average cost of \$121 an acre, fair market value on that property is \$200 an acre.
 1495 These farmers are cash cropping. What that means is that they go out and plant corn, soy bean or hay
 1496 and no matter what it is, they can generate between \$500- \$1,000 an acre. Now if we did that our own
 1497 selves, we could have generated between \$3 and \$4 million dollars. That's per year. I think Tina you
 1498 could really use that money.

1499 Tina Danforth: I could.

1500 Doug Skenadore: And they can't sit there and say, oh the risk. That's one of the arguments that I've
 1501 heard. Oh it's such a high risk; we don't want to do that. That's what you have insurance for. The
 1502 insurance covers the crops; there is no risk. Just like our buffalo when they didn't get no water and they
 1503 died, our insurance covered that. So the question is, what can we do? Well we own the land; we don't
 1504 have to buy it twice. We can build; we can have apartments, condos. We can provide to our tribal
 1505 members. The different funding's and the stuff that we can make from that cash cropping, we can use for
 1506 the infrastructure to put in water and sewer. Here's a piece of property here, this is the old Malinski farm;
 1507 a potential home site, over off of Adam Dr. There again look at how beautiful that is. Could you imagine
 1508 you being parked there? Again you're just a mile away from that big, beautiful lake that we're building.
 1509 Now over here we got potential apartment complexes. This is off the frontage road right off of Mason St.,
 1510 right across the street from NWTC. There you are right in town and you could build nice huge apartment
 1511 complexes. Our children are out there renting for approximately \$500-\$1,000 a month. I have a good
 1512 friend right out here, paying \$1,000 a month for just a half of a house. So what we could do is we could
 1513 get Oneida planning. Have you seen that show and they come in there and construction and they make
 1514 that computer and they can show you what your house is going to look like, your rooms and everything? I
 1515 talked with Troy Parr and they do have the capabilities to do that. So now if we were to go out and the
 1516 planning department can also go out and they can identify these residential sites, plots you two acre lots
 1517 and if you come in there, if you can hook up the water and sewer fantastic. If not, IHS will come in and
 1518 they'll put you in a well and a mount and then you're up and going. You may say, how am I going to buy
 1519 a home there Douglas? Well our handy dandy Bay Bank over there has what we call a section 184. A
 1520 section 184 loan and you don't have to have all that great of credit, but as long as you're making
 1521 between \$30,000-\$40,000 a year, you could go over there and they will give you a loan between
 1522 \$150,000-\$200,000 dollars. So now when you get your handy dandy two acre lot and you go out there
 1523 and then you see Mr. Parr, and he puts you together a nice beautiful home then there you go. Then
 1524 you're in. We could do that. This is very, very doable. But when you're building your home, I'd like you to
 1525 keep in mind of the foster children. Try to become a foster home, or bring an elderly into your place.
 1526 When you're building it you can have nice big bathroom doors and handicap bathrooms and things like
 1527 that. Now myself, I'm taking care of my mother and my challenged sister and if every one of us did this,
 1528 we wouldn't need no foster homes in Green Bay or all over the other cities. So what can we do? This is
 1529 what we can do and I'd like to make this a motion to follow after Pat Pelky's plan. Direct the Oneida
 1530 Planning Department and/or Oneida Business Committee to immediately identify all potential two acre
 1531 lots; currently zoned residential on the Oneida reservation that are suitable for residential building and
 1532 make them available to lease to tribal members to build. Second, direct the Oneida Business Committee
 1533 to develop the land use plan reflective of GTC, your wishes, for more residential opportunity to rural,
 1534 suburban and apartment living. The Oneida Business Committee shall bring this plan to GTC for your
 1535 approval, no later than Oct. 31, 2014. Last we can direct the Oneida Land Commission to no longer
 1536 lease agricultural land to the non-tribal farmers and not renew contingency leases upon expiration. One
 1537 more thing, I'd like to say Pat is an Interim Director of the Land Commission over there and he is doing
 1538 an outstanding job, so remember now he's just coming in.

1539 Madelyn Genskow: Second. Second the motion Mr. Chair.

1540 Greg Matson: Ok there's a motion on the floor, but we need clarification I've just been told by Chief
 1541 Counsel. The only one that we can act on is the second one and that is to direct the Oneida Business
 1542 Committee to develop a plan use reflect of GTC wishes for more residential opportunity in rural,
 1543 suburban and apartment living. The Oneida Business Committee will then bring that plan back to GTC
 1544 for approval no later than Oct. 31, 2014.

1545 Madelyn Genskow: Privileged question.

1546 Greg Matson: Madelyn.

1547 Madelyn Genskow: Mr. Chairman, can you explain to use why we cannot vote on the whole motion?

1548 Greg Matson: Because the Oneida Land Commission is an elected body that has their own power to
 1549 make their decisions and if we go back to the other one, I'm not sure on the first one, identifying the two
 1550 acre parcels is probably already in the works so it wouldn't need a motion.

1551 Madelyn Genskow: So does Doug's motion

1552 Greg Matson: It would direct the

1553 Point of order

1554 Greg Matson: The second one to direct the Business Committee to move forward with his thought.

1555 Jo Anne House: There are three motions that were up on the screen. The initial motion is directing the
 1556 Planning Department and the Oneida Business Committee to take some specific action. To take some
 1557 specific action, the last item also directs specific action in regards to previously delegated authority. The
 1558 matter in front of the General Tribal Council is the request to have the land use plan approved by the
 1559 General Tribal Council. The other two items, the first one and the last one are not included within that
 1560 concept of a land use plan. They are one, taking authority away from a previously delegated entity and
 1561 the other is directing an action that was not previously noticed to the General Tribal Council.

1562 Cathy L. Metoxen: Point of order.

1563 Greg Matson: Cathy.

1564 Cathy L. Metoxen: The Land Commission does not supersede or is above the General Tribal Council. I
 1565 think that's false information, what you just stated about the Land Commission. They do not supersede
 1566 and they are not above us. We are General Tribal Council. And you had Mr. Skenandore's item in the
 1567 mail out which met the 10-day notice and I believe we can take action on that the legal opinion is just an
 1568 opinion. I don't for one agree with her.

1569 Greg Matson: Thank you Cathy. I guess we'd need clarification on who would be the one to direct the
 1570 Oneida Land Commission.

1571 Madelyn Genskow: General Tribal Council.

1572 Greg Matson: And then clarification on that ruling. Because, I don't know. Doug, do you agree that you'd
 1573 like to be maybe Pat's presentation or part of the discussion after Pat's presentation? I know you've
 1574 communicated with him in the past.

1575 Doug Skenandore: Well we could leave it up to GTC. If they want the motion to go through, go ahead
 1576 and vote on it and we have a discussion.

1577 Greg Matson: Vince.

1578 Vince DelaRosa: GTC would make the direction and us the Business Committee on behalf of the
 1579 membership would follow up with the land group. They're the bosses.

1580 Greg Matson: Point of order. Sherrole.

1581 Sherrole Benton: Thank you Mr. Chairman I have a point of clarification. I was listening to Doug's
 1582 presentation and when he wrapped his presentation he said that he would like to recommend this after
 1583 Troy's presentation and the other member's presentation. So technically there's not a motion on the floor,
 1584 but he is recommending he hopes that GTC will take that action after their whole presentation. That's the
 1585 way I understood him to say that.

1586 Greg Matson: Can we please

1587 Madelyn Genskow: I would like clarification from Doug.

1588 Greg Matson: Doug is that clear, you asked for the GTC to support this motion after the presentation by
 1589 Mr. Pelky?

1590 Doug Skenandore: That is what I did say but if GTC wishes to just go ahead with the motion, they can do
 1591 so too. So like I say, GTC you are the governing body. You are the supreme governing body right here
 1592 on this Oneida Nation. So whatever you say, the majority, that's what we'll do.

1593 Greg Matson: There again, I don't think anybody up here on the Business Committee is denying the
 1594 effort and the intent there. What you're asking us to do on item one, to direct the Oneida Planning
 1595 Department is exactly what we've been told not to do and that's get into day-to-day business and direct.
 1596 The item three is to direct another elected body to move forward and that was where the clarification for
 1597 me came in. I think the presentation given by Doug was extremely accepted by the Business Committee,
 1598 it was just a matter of clarification.

1599 Isiah Inaudible last name: Privileged question

1600 Greg Matson: Isiah.

1601 Isiah Inaudible last name: On the first item and the last item that the parliamentarian ruled out of order
 1602 that we won't be able to rule on, it's my understanding we could make those rulings as long as we had a
 1603 two-thirds majority to change something we previously delegated to the Land Commission or anyone
 1604 else. Is that correct?

1605 Greg Matson: Yes.

1606 Brandon Stevens: No.

1607 Greg Matson: Why not?

1608 Jo Anne House: So the General Tribal Council carries all of the delegated authority of the constitution
 1609 when it's in order that is a true statement. The General Tribal Council has also adopted multiple laws and
 1610 actions through the years that govern itself. One of those is the ten-day notice policy. The three motions
 1611 that were presented and recommended by Doug two of those, the first and the last, are outside of the
 1612 scope of the referendum question presented at the election in 2013. That's not presented to the General
 1613 Tribal Council for action. The General Tribal Council must follow its own rules in presenting and taking
 1614 action at meetings. Because the information was not presented to the Business Committee in order to
 1615 develop the necessary reports and actions and corrective action to the General Tribal Council, it violates

1616 the ten-day policy and thus would be out of order. The General Tribal Council cannot change those
 1617 policies without notice to the GTC.

1618 Greg Matson: Ok. Tina.

1619 Tina Danforth: In everybody's booklet on page 69 it says, there is a legislative analysis and says after
 1620 reviewing your referendum question it has been determined that the question posed, if approved would
 1621 not directly affect any current tribal legislation. However if the land use plan would be revised it may
 1622 create the need to amend those tribal laws that support the land use plan. Those laws include the rural
 1623 property laws, the building code of the Oneida reservation and zoning as shore land protection
 1624 ordinance; therefore a full legislative analysis is not necessary at this time. So in essence I think if
 1625 General Tribal Council wanted to endorse these recommendations they could do so with the
 1626 amendments such as stated on page 69. It would mean that other laws that are already on the books
 1627 need to be amended to address this.

1628 Greg Matson: So item two would be the action we can act on, to move it forward?

1629 Hugh Danforth: Privileged question.

1630 Greg Matson: Hugh.

1631 Hugh Danforth: Is there a motion on the floor?

1632 Greg Matson: No.

1633 Hugh Danforth: So why are we having discussion on nothing?

23 1634 Greg Matson: Well there again, we're having discussion regarding the presentation and
 1635 Madelyn Genskow: Point of order Mr. Chairman.

1636 Greg Matson: Madelyn.

1637 Madelyn Genskow: I clearly heard Douglas Skenandore made a motion. I clearly heard that.

1638 Unidentified speaker: Discussion. Can we have more discussion?

1639 Greg Matson: The motion was made during the clarification of the motion, he said GTC. There again, I'll
 1640 recognize the motion and we can move forward on it but there needs to be clarity to it.

1641 Madelyn Genskow: Mr. Chairman, I request that Douglas Skenandore be given an opportunity to clarify.

1642 Greg Matson: Ok Doug. Now hearing everything that we're talking about and the issues and the thoughts
 1643 of maybe all of the laws that need to be changed, if this is implemented, that's where the clarity needs to
 1644 be. The motion, we don't want to make a motion that puts anybody out of line with our own laws.

1645 Douglas Skenandore: Well we are the supreme governing body. Hold on let me talk to my attorney.

1646 Unidentified speaker: I would like to talk about that as far as General Tribal Council. Here's another point
 1647 of view on land use. My concern is, when I saw the pictures up there I saw beautiful land up there. Doug,
 1648 we need housing and Doug had a very good presentation, but we need to be careful on how we move
 1649 forward. We don't want to lose touch with our ways. I saw beautiful pieces of land up there.

1650 Hugh Danforth: Point of order.

1651 Unidentified speaker: I don't see. I'm kind of scared to see all those beautiful pieces of land become all
 1652 housing. I'm scared of seeing our reservation become city. We're losing touch with our natural ways as
 1653 far as, whether it's hunting, fishing, people getting outside.

1654 Hugh Danforth: Point of order.

1655 Unidentified speaker: We need to not lose touch of us as a people and not just our brothers and sisters
 1656 here, but our brothers and sisters in nature, which includes all of nature.

1657 Hugh Danforth: Point of order.

1658 Unidentified speaker: Thank you, that's all I had to say. I just wanted to make a statement.

1659 Hugh Danforth: Point of order.

1660 Unidentified speaker: Be careful how we tread forward.

1661 Doug Skenandore: I guess my answer to that would be

1662 Hugh Danforth: Point of order

1663 Greg Matson: Ok, ok. Doug, I had asked you to clarify your motion.

1664 Doug Skenandore: My attorney said if we go for the middle one, the rest would fall into place, but as of
 1665 right now if we do the top one and the lower part of the motion... Beautiful place for a home. So if we do
 1666 this middle part, she says the rest will fall into place. So with under the advice of my attorney, I'll make a
 1667 motion to direct the Oneida Business Committee to develop and lead a land use plan reflective to GTC's
 1668 wishes for more residential opportunity in rural, urban, suburban and apartment living. The Oneida
 1669 Business Committee shall bring this plan to GTC for approval no later than Oct. 31, 2014.

1670 Madelyn Genskow: Second.

1671 Greg Matson: Ok we have a motion by Doug Skenandore as stated. Who was the second?

1672 Madelyn Genskow: Second. Madelyn Genskow.

1673 Greg Matson: Madelyn Genskow, second. Discussion? Sherrole.

1674 Sherrole Benton: Hello. Thank you Mr. Chairman. I would like to amend the motion to say that the
 1675 referendum question is dismissed. The referendum question that we are talking about is referendum b
 1676 under item 3. It says, should the land use plan be brought before GTC for approval, to be changed or
 1677 reversed? My motion is that we dismiss that referendum question.

1678 Doug Skenandore: We're reversing it.

1679 Sherrole Benton: Well technically we have to address this referendum question, we have to or otherwise
 1680 we're out of order.

1681 Greg Matson: So the motion you stated Doug, would then eliminate the referendum question. Do you
 1682 concur with that.

1683 Doug Skenandore: This motion would satisfy the referendum question.

1684 Greg Matson: Yes. So with that being addressed in the motion then we can move forward.

1685 Doug Skenandore: We vote. Then we can vote.

1686 Greg Matson: Do you concur with the motion seconder? Madelyn? Yes, ok. So we have a motion.

1687 Doug Skenandore: Call for the question.

1688 Hugh Danforth: Discussion.

1689 Greg Matson: Hugh.

1690 Hugh Danforth: Part of the plan, if I'm not mistaken, a long time ago was that we were supposed to buy back all the reservation land. Is that still in, or is that still the thought? Is that still the policy?

1692 Greg Matson: The 2020 plan? 2030 plan? Is that what you're referring to? That's always been a goal and ambition, I believe, of any incoming or outgoing Business Committee, Land Commission is to reacquire the original land within our reservation.

1695 Hugh Danforth: Exactly. So if you're going to be doing that, that's going to be 9,041 houses on the reservation. So why are we buying new houses? Why don't we just buy existing housing?

1697 Doug Skenandore: Can I answer that?

1698 Greg Matson: Well there's many...yes.

1699 Doug Skenandore: Ok what happens Hugh, when you go and purchase one of the homes in Green Bay, which are the so-called dream homes, some of them are really nice, but the majority of them turn into nightmares very quickly. The reason for that being is that when you go in there and you purchase that, you got your payments stretched to the hilt; \$800-\$1,000 a month. Once you get in there you find out your roof needs to be replaced, your electrical is way outdated, and your plumbing is leaking all over the place, not to mention the foundation. So you're stretched to the hilt with your payment and your insurance, my goodness, how can you survive? You're not going to make it. You went into a lose-lose situation. As far as going up with the two acre lots, no you're not going to see, the reservation is so big. Right now they are leasing 5,065 acres to the non-Oneidas. Imagine if we had half of that? That'd be 2,500, say 2,000. That would give us 1,000 homes, 1,000 new homes. Look at all the Oneida's sitting here renting in town; paying \$600 to a \$1,000 a month rent. It's ludicrous.

1710 Greg Matson: Ok Doug.

1711 Hugh Danforth: On the other hand, you have 9,000 houses, how many Oneidas, how many houses do we need?

1712

1713 Doug Skenandore: Oh Hugh, you missed something.

1714 Hugh Danforth: And are they all...did I miss something?

1715 Doug Skenandore: Right. Of those 9,000 homes, those are not all Oneida homes; of them all was only 1,029.

1716

1717 Hugh Danforth: True, but if we're going to get all the land back, those houses aren't going to be ours.

1718 Doug Skenandore: They built a million dollar home, they're not going to give it to you.

1719 Greg Matson: Ok, ok. Ok Doug, let's give Mr. Pelky an opportunity to respond to some of these questions. He may enlighten us on some of the ambitions of the Land Commission that we currently have.

1720

1721

1722 Doug Skenandore: I just wanted to say one more thing. Pat did pick me up and we did a reservation tour and he showed me and he's trying hard to get sites for you and he's getting all this red tape, all this bureaucracy. So help him, help you.

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1725 Pat Pelky: I can't take credit for that. We have a whole team, a lot of cross functional divisional stuff so I really need to be humble with that because Division of Land Management staff has been really good and the Planning, Development Division; it's a collective approach with the Business Committee. I think with the land use plan that Mr. Skenandore is talking about, we'll get to those various issues. So we would get to the notion that the community still wants to keep our rural development. We have to sell over 8,000 licenses that would be included in that analysis. We know, we researched there are a number of homes that are being rental to those homes by McDonald's, Mission, I moved my son into Birchwood and I was just surprised to see how many tribal members were there. We have all this opportunities that working with the Planning department and we're starting to uncover some of those things. I think what Hugh is talking about and the other gentleman; I think that's what we would get to, that land use plan. To actually bring all these items forward. I think the Division of Land Management is trying to create a new day, where these dream homes actually become dream homes again. We instituted a new policy to say when we do buy a home we're going to do a home inspection and then also an appraisal. Off of that then we actually get the money back to make those improvements, to make sure that effective age of that home truly becomes a dream home, which won't be at the expense of the new home buyer. I think our last three homes that we had went and put out on Crestwood, we had over 50 applicants on one of them; 30 on another; 25 on another. So it's just from that shift to say we want to provide quality homes to the membership and say we all want to share in the resources that we all have, I think that's the thing that Doug is trying to get and that's also where Troy's trying to get as we work with the Business Committee in the future. I'm very supportive in trying to get this land use done. I'm little nervous about the timelines, but I'm always nervous about timelines just because there's a lot on all of our plates. Thank you for listening to me on that and I hope that I provided some clarification, but I think if we're all committed to serving, I think we have a better chance. Listening and building that trust again with GTC. Thank you.

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1748 Doug Skenandore: Do I get a chance to respond?

1749 Greg Matson: Ma'am. I don't know your name.

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1751 Valentina Furro: Valentina Furro, roll number 2004. Pat, there's a lot of low land, are you checking for low land? Also where are you going to get the fill, to fill it up to bring it high when our reservation only has one dump truck and they're not even moving it. I need a load of dirt because my basement flooded out and I had a hole and I was throwing in sand, I can't even get a load of dirt.

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1754 Pat Pelky: That is our analysis, that we do make sure that these housing sites are suitable for homes. We do core tests, we look to see where the ground level is at, we make recommendations to make sure you're so many feet above the existing ground water. So those are things that are implemented now with the Development Division and the Division of Land Management.

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1758 Greg Matson: Thank you.

1759 Doug Skenandore: Call for the question.

1760 Greg Matson: There's been a call for the question, trying to be consistent on that. The motion is as reads 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 back this plan to GTC no later than Oct. 31, 2014. I'm going to ask for a vote on this matter. All those in favor of the motion, please signify by raising your right hand. All those opposed to the motion,

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1765 please raise your right hand. All those wishing to abstain from the vote, raise your right hand. Overflow,
 1766 Leyne?

1767 Leyne Orosco: It's an overwhelming yes.

1768 Greg Matson: Same here, motion passes.

1769 Doug Skenandore: Praise the lord, thank you very much.

1770 Carole Liggins: Mr. Chairman. Mr. Chairman? My name is Carole Liggins, I'd like to make a motion that
 1771 community meetings be set up to assist the Business Committee in getting community input for the plan
 1772 in October.

1773 Greg Matson: Ok we have a motion. It's not on the agenda, I don't know if we can tie this to the agenda.

1774 Carole Liggins: It's part of the previous, passed motion for GTC participation to have community
 1775 meetings to get the input from GTC.

1776 Greg Matson: Ok we have a motion by Carole Liggins. Supported by Corrine Robelia-Zhuckkahosee.
 1777 Carole is that motion to direct the Business Committee to have those meetings.

1778 Carole Liggins: Yes.

1779 Greg Matson: The Land Commission? Can we get clarity on that? Planning?

1780 Carole Liggins: The Business Committee. If the previous motion said for the Business Committee to
 1781 come back with a plan by October, then for the Business Community meetings for input on that plan.

1782 Greg Matson: Does that change anything? Any concerns with the budget? Madame Treasurer, on that?

1783 Tina Danforth: I don't have any comments at this time. I'm not going to be the Treasurer in October, I got
 1784 about five weeks left no matter what. So I think it belongs in the hands of the Business Committee and
 1785 there needs to be that cooperation to reach that goal. It is a very aggressive goal, as Pat Pelky said, so I
 1786 couldn't make a rendering of any financial analysis off the cuff. No thank you.

1787 Greg Matson: Thank you. We have a motion to direct the Business Committee to hold community
 1788 meetings to get the input regarding the land use plan. Motion made Carole Liggins, supported by Corrine
 1789 Zhuckkahosee. I'm going to ask for the vote. All those in favor of that motion, please raise your right
 1790 hand. Those that oppose the vote, please raise your right hand. Any abstentions from voting, raise your
 1791 right hand. Leyne?

1792 Leyne Orosco: It's an overwhelming yes.

1793 Greg Matson: Same in here. Motion passes. Ok item four, we begin with the petitions. We have Linda
 1794 Dallas, will be giving a presentation. Are you giving a presentation?

1795 Linda Dallas: There is a tribal member with a question over here.

1796 Greg Matson: Cathy.

1797 Cathy L. Metoxen: I've been standing here, holding my hand up.

1798 Greg Matson: I just called on you Cathy.

1799 Cathy L. Metoxen: I'd like to make a motion that we table this item and defer it to the next GTC meeting.

1800 Greg Matson: There's a motion by Cathy Metoxen as stated, to table this item and move it to the next
 1801 GTC. Could we get the motion up? The motion was made by Cathy Metoxen, seconded by Pat Lassila.
 1802 The motion is to table this item and move it to the next GTC. Am I correct?

1803 Linda Dallas: Can I ask a clarification question?

1804 Patty Hoeft: We are dealing with the petition section . 4a.

1805 Linda Dallas: Am I able to make an amendment to that?

1806 Greg Matson: Can we get the motion up? Motion is to table

1807 Linda Dallas: I'd like to make a motion, or an amendment to the motion

1808 Greg Matson: There is no amendment or discussion on a tabled item.

1809 Linda Dallas: I thought, my understanding, or I'm asking is, are they tabling all the petitions and deferring
 1810 them to the next GTC meeting? All of them Cathy?

1811 Cathy L. Metoxen: What?

1812 Linda Dallas: All of the petitions?

1813 Cathy L. Metoxen: Yes. It's after nine.

1814 Greg Matson: The motion is to my understanding, the motion is to table all the petitions to the next GTC
 1815 meeting. Is that correct Cathy?

1816 Linda Dallas: And when is that meeting, Mr. Vice Chairman?

1817 Greg Matson: July 7, 2014.

1818 Cathy L. Metoxen: Then to the July 7, GTC meeting.

1819 Greg Matson: Does the seconder concur, Pat?

1820 Patty Hoeft: Mr. Chairman? All of the materials for the next GTC meeting have already been printed and
 1821 ready to go into the mail. The next meeting is the July 7 Semi-Annual meeting, which starts at 6 p.m. on
 1822 that Monday. We have a full agenda already set for that day, but we certainly can put together another
 1823 printing packet for these items and resend it.

1824 Cathy L. Metoxen: All you do is take it off the table. All you have to do is take it off the table, that's all.

1825 Greg Matson: The information is here within in your packet right now, so no more discussion on a tabled
 1826 item. We're going to go into a vote. The motion is to table all petitions to the next GTC meeting, which
 1827 would be July 7.

1828 Cathy L. Metoxen: It's after nine.

1829 Linda Dallas: There is no stipend payment again, it's just the regular GTC meeting.

1830 Greg Matson: So we have the motion, there's been a call for the question. All those in favor of the motion
 1831 please raise your right hand. Those opposed to the motion, please raise your right hand. Those wishing
 1832 to abstain from the vote, raise your right hand. Leyne?

1833 Leyne Orosco: It's an overwhelming yes.

1834 Greg Matson: As well in here, the motion passes.
1835 Linda Dallas: Move to adjourn.
1836 David Jordan: Second.
1837 Greg Matson: Motion by Linda Dallas to adjourn, supported by David Jordan. All those in...hey, hey, hey.
1838 David Jordan: 9:12 p.m.
1839 Greg Matson: All those in favor of that motion, and let's recognize our elders and those with disabilities
1840 so they can move forward in the line, all those in favor of that motion please say yes. Opposed, say yes.
1841 Abstentions? Motion carries. Have a good evening and safe travels.

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Special GTC Meeting Packet

November 15, 2014

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