

MINUTES OCTOBER 6, 2007

General Tribal Council Meeting Minutes Fiscal Year 2008 Budget FY08 Budget

October 6, 2007

Turtle School – 10:00 a.m.

Present: Gerald Danforth – Chair, Kathy Hughes – Vice Chair, Mercie Danforth, Patty Hoeft – Secretary, Ed Delgado, Paul Ninham, Melinda J. Danforth, Vince Dela Rosa, Trish King – Council Members

Opening by Loretta V. Metoxen

Parliamentarian: Jo Anne House

Called to order by Gerald Danforth at 10:23 a.m.

Quorum: 795

Approval of the Agenda

- Main Motion** Motion by Brian Doxtator to adopt the agenda with a one hour presentation period and a one hour discussion period, seconded by Larry Smith.
- Vince Dela Rosa** What if the crowd is ready to adopt the budget, do we need that one hour parameter?
- Chair** Discouraged that, the information is extremely important today. When you adopt, it will be through an informed decision.
- Madelyn Genskow** Pointed out that Brian Doxtator wasn't called on before he made the motion, so he was out of order.
- Chair** I'm going to allow the motion, I raised the adoption of the agenda with points that I made, so I'm not going to rule it out of order.
- Madelyn Genskow** In the future, I wish you would call on people before they make motions.
- Amended Motion** **Motion by Madelyn Genskow to amend the main motion that during the discussion period with GTC, that people be limited to three minutes, seconded by Ed Delgado. Motion carried.**
- Note** Chair did a voice vote on the amended motion which carried.
- Dawn Moon Kopetsky** I want to address what Vince had said. I want clarification of the budget, if a portion of the budget could be approved without approving the whole budget. Can you clarify that for me?
- Chair** Your question, I have to rule out of order, it's not toward adopting the agenda.
- Dawn Moon Kopoetsky** Vince motioned that he ...

Chair No, he raised the question if this assembly could adopt the budget without any presentation.

Dawn Moon Kopoetsky Exactly. What I'd like to do is have clarification on that because I'd like to put that into a motion what Vince is saying. I'm asking for clarification to approve a portion of the budget.

Chair If this motion currently on the floor fails, I'll call on you for that motion. Right now, the motion is to adopt the agenda.

Dawn Moon Kopoetsky OK, I move to ...

Chair You cannot make a motion at this time, we have to first vote on the motion on the floor.

Dawn Moon Kopoetsky Can I vote for the motion on the floor?

Chair You can make an amendment to this motion.

Dawn Moon Kopoetsky Motion by Dawn Moon Kopoetsky to amend the main motion to approve the budget as is without going into discussion and that ...

Chair Your motion is out of order.

Dawn Moon Kopoetsky I need you to help me make the amendment

Chair We're acting purely on the amendment only. We're not getting into the contents of the budget. So your amendment is out of order.

Dawn Moon Kopoetsky I would just like clarification and help on what I'm trying to say.

Chair Suggested side line conversation to try to get someone to help you because it's not clear what you are trying to do.

Dawn Moon Kopoetsky I would like Vince Dela Rosa to help me. Vince can you help me?

Chair Stand back from the mic please. I'm calling on a point of order raised by Sherrole Benton.

Sherrole Benton I believe she's out of order while we're trying to vote on a motion on the floor.

Chair I already made that ruling that it's out of order. The only discussion right now is the adoption of the agenda.

Brian Doxtator Call for the question.

Chair Recognized the call for the question. That means discussion on the main motion comes to an end. Let me go by voice vote to ending discussion. The call for the

question is supported, discussion has ended. The motion is to adopt this agenda with one a hour presentation, and one hour discussion.

Vote on Main **Motion by Brian Doxtator to adopt the agenda with a one hour presentation period and a one hour discussion period, seconded by Larry Smith. Motion carried.**

Chair Councilman Dela Rosa is calling me unfair for not recognizing Dawn's question. It was not clear what was being raised. What I was being told and understanding was an attempt to take action on components on the budget. I have to rule that out of order.

Chair Kerry and the assembly, that kind of behavior is unacceptable in this GTC meeting. I believe and I've been told by vast amounts of GTC members that they come to the meetings with the desire to conduct business in a professional, respectful and deliberate manner, with opportunities to raise questions and concerns without being booed and harassed. I intend to run this meeting that way, thank you.

Tribal Treasurer Executive Summary

Mercie Danforth Gave acknowledgment to all the staff and Printing for all that they've done to contribute to making this meeting successful. Within the budget we looked at the Vision and Mission statements, the ways of the Oneida people. It covers our culture, history, economy, language, land, etc. The mission statement is to strengthen and protect our people, reclaim our land and enhance the environment by excising our sovereignty.

Explained the budget to the membership, it provides estimated sources of funding and income and allocation of expenditures. In the budget we don't include savings accounts, an example is if you are trying to save for retirement, you wouldn't utilize that in paying your daily bills. That's why we don't bring those in on a yearly basis.

Gave the amount needed to liquidate in order to pay the one time per capita payment to be made in December. This isn't normal to liquidate but the requirements in the motion, we had to liquidate in order to do that.

Proceeded to give an overall executive summary of the budget before turning it over to the Controller to provide a detailed report of the budget to GTC.

Narratives Controller

Wendy Charnon Provided the details of the 2008 budget. Touched on financial information and the total funding approach taken to provide more detail to GTC. Broke down activities of the tribe and provided an overview of what was in each unit. Discussed what made up tribal revenue sources and tribal investments. Provided information on the total impact of debt and capital. Touched on mandated budget allocations by GTC. Reviewed largest cost incurred to the tribe and reviewed the FY08 expenditures

tribal wide. Reviewed FY08 expenditures netted against revenues. Clarified a question from a community meeting regarding assisted living program. Spoke of the phases that have taken place since the resolution was passed.

Gaming General Manager

Neil Cornelius Provided information on the Gaming operations, how it's doing today and where it's committed to going. Spoke of the leadership and management approach to running the gaming operations. Reviewed the Vision and Mission statement that governs the way they do business in order to provide positive entertainment to our customers and increase customer satisfaction which drives profitability.

Reviewed the values instilled for customer and employee services, organizational culture and leadership. Reviewed Gaming's organizational chart and its primary functions. Reviewed the gaming budget gross profit and what was anticipated for the next years bottom line profitability. Reviewed gaming net profit.

Assistant General Manager

Lloyd Powless Reviewed the tribal divisions' 2006-2008 comparisons and services.

Chair Stated the one hour presentation mark was over, thanked presenters and moved into the discussion phase of the agenda.

Discussion

Privileged Question I thought the presentation was nice, in the future can the presentation slides be in
Corrine Zhuaskee the packet to follow along with the presentations and comprehend ahead of the presentation?

Chair The preparation is ongoing from the mail-out to the actual time of the presentations.

Patty Hoeft Stated that GTC passed a previous motion preventing putting financial information of the tribe on paper, so if this body could at some time consider a motion that we could print this financial on paper, that could clarify that. Thanks.

Privileged Question Wanted to know ahead of time, so that every body else knows, how are you going
Linda Dallas to take the names?

Chair Stated the names and sections of the people collecting names and that they are written down as they are brought to the Vice Chair.

Linda Dallas How are you putting them in order?

Vice Chair The list is being written down in the order that they are brought to her for the Chair.

Sharon Korso I would like to know if you are going to pay out the \$5 - \$10 thousand. What did you take out of the budget in order to afford this? Where did you spend the money

last year that we are going to spend this year on per capita?

Mercie Danforth

With the motion stated on August 11, 2007, it stated that didn't allow change to affect services, eliminate positions or to affect wages of employees. The majority of funds to pay for per capita, we will be liquidating our investments to do that. As of August 11th, we did have a prepared budget to come forward to GTC.

Some of the areas we eliminated or changed within that budget are, one was the Vet's loan program subsidizing was reduced, we were going to begin to put monies aside for a GTC motion in the past in regards to social security that the Trust Committee was coming forward with in regards to it changing to an Oneida Life Plan Plus. We were going to put monies aside for that, we eliminated that out of the budget. There was money set aside originally for the compensation project, we eliminated that. There was monies set aside for a 4% wage increase for employees, we reduced that down to a 3% wage increase and we'll use that additional 1% for the Compensation Project.

Chair

There's a three minute limit for each question.

Linda Dallas

I have points of interest she wanted to share with the GTC. I'm very disturbed with the amount when you look at the surrounding budgets for Appleton and Green Bay. Things I want you to take into consideration prior to approving the budget. I'd like you to consider the following changes. The first thing is direct all stipend payments to be reduced to \$25 for all boards, committees and commissions. Right now, some of the board, committee and commissions receive some pretty substantial stipend payments. Some are \$100, \$150, that's a lot of money.

Deny the 3% wage increase for the Business Committee, Gaming Commission and Appeals Commission. I'd like to take those dollars and put it toward the Assisted Living and elderly housing because there is no money set aside for that.

That's something that was suppose to happen for a long time and should be planned for each year. When something like this happens for a special payment to the people, that's the last thing that should be looked at. It states there is a contingency fund and if you don't use it, it will be rolled into a data collection system. If they don't use it for the December 12th, they should roll it back into the General Fund.

If they want money, they should come to us and ask us for it, not just take it. I'd like you to direct the Business Committee because they seem to have issues on a daily basis on this special payment, tribal funds will be used to pay tribal members enrolled prior to or on December 12th, not after the fact. The resolutions they've written allows people enrolled after the distribution date to get paid. If you are not on the rolls, why would you give money after the fact?

Kerry Burnett

Spoke of the old Business Committee. Stated someone should be a time keeper and let the people get what they want, some of the members have good ideas, 3 minutes isn't enough time to talk.

Tina Danforth

I would like a written response to her questions within one week. It's a request, it's informal, it's verbal. The presentation talked of total unrestricted investment amounts, general reserves amounts, operational amounts and closed project amounts. My question is, what has been the growth of our unrestricted investments and our other investments over the last three years? What is the actual dollar growth of those investments and what is the percentage of growth for those investment during the last three years? I'm concerned if we're making money off our investments or not. These are unrestricted, so I know they get invested in a certain way when you consider liquidity and things like that.

My other question is, is there another per capita plan being formulated by management, Business Committee or sub-committee? I know we have a current one but that's going to run out soon and I was just hoping we could be a little more pro-active about per capita.

My other questions are about some of the tribe's investment over the years. I know I've been a part of those investments, overseeing them, etc. But I do have some questions about them today.

My first question is about Airidigm investments. That was a \$40M investment. What has been the tribe's return on investment for Airidigm? It's actually \$40M+, there have been other things besides money put into that investment.

My other question is on Seven Generations Corporation. What has been the tribal contribution annually and over the last five years, Seven Generations contribution to the tribe? Every time I look at Seven Generations annual, semi-annual or quarterly reports, they have been vague. I've asked specific questions on the reports and haven't gotten a lot of feedback over the years. Now, I'm on the other side of the fence and am asking those questions again.

My last question is relative to Seven Generations and its Nature's Way investment. Oneida Tribe designated \$4M to Nature's Way through Seven Generations. \$2M was borrowed, \$2M was given in cash through the Venture Fund. What has been the tribe's return on investment through the Nature's Way Corporation? Again, I don't see those numbers reflected in any of the Seven Generation Corporation reports. A quick summary on those numbers: \$40M + \$44M between Airidigm and Nature's Way have been invested over the years. That's half of the per capita distribution being requested today by the \$5,000 to \$10,000. Thank you.

Chair

We're on a 3 minute time limit. If you want the response I'll defer to the assembly and the Treasurer.

- Privileged Question** We need to ask membership of the process they want, does membership want the response? When a question is asked, out of respect to your people, I think you should respond.
- Linda Dallas**
- Chair** I agree, but when the series of questions consume the 3 minutes, I don't disagree with what the assembly wants to hear. I'll refer those questions to the Treasurer.
- Privileged Question** If the person isn't up here to give their point of view when you call their name, don't stand there waiting for them.
- Joyce**
- Mercie Danforth** One of the questions asked is the amount of funds in the unrestrictive and restricted reserve accounts. The majority of these questions, I don't have at hand to answer these questions today. The unrestricted we did have what we call the general reserve. That's the main one we do have in calculations of what we'd lose in income from that general reserve, which would be about \$6.5 million per year that we'd lose, wouldn't be able to gain interest on in that account. Those are just according to what were investing and how were investing those accounts. That's just one area within that. We will prepare information and get it out to membership.
- The other areas were asked for all the investments: Airidigm, Seven Generations, General Fund, Nature's Way. We are gathering and preparing that information to get out to the membership of what those investments were, what the total funds that were invested and how much of a return we got on those investments. We are gathering that information today. Some of those are older business investments, so we are gathering that information.
- Chair** Asked GTC for clarification on the time limit set at 3 minutes. Do you want to have three minutes for questions and then an undetermined amount of time to answer the questions? What is your desire?
- Do you want to allow additional time to respond to the questions raised.
- Note** A simple voice vote showed that the people want to hear responses to the questions.
- Clarence Doxtator** Regarding the employee increase, he wanted it broken down into the departments and levels of the 3% across the board. Would like to have the vehicle use and acquisitions broken down further and which departments use what and is the mileage kept track of for these vehicles?
- Mercie Danforth** When we give budget guidelines, they are budgeting for 3% in their own areas. We don't separate that out separately.
- Clarence Doxtator** When we buy a vehicle, which department uses it or buys it and if we could show the mileage for each department.
- Mercie Danforth** We can break it down for future reference. Each vehicle has to have a mileage form that identifies who uses it and the mileage. We'll look at the best way to report that out.

- Brian Doxtator** Brought forth issues with Assisted Living being cut, it's a ten year project and it should have been done. I think people would have supported looking at loans and what it would cost to pay it annually. A lot of things we can do, like stop freeze of hiring to help with that, we have baby boomers coming up, what are you doing with that? Consider youth employment through 14-17 years of age. We should offer services to employ them. It can be done, we're not looking at that.
- Budget brought forward grew. The biggest concern with the per capita issue is accountability of these monies, communications, assessment. I know management, these directors are asking for more money this year than last year. We should put a hold on the budget and go back and cut. Health, we were to expand the hours. How are we working with other areas to teach our youth to go back to natural medicines to reduce pharmaceutical in the tribe?
- Believed the level of division directors need to go. That level is not efficient for the organization. Area managers need to report to the general manager. I believe they don't even look at what they sign. That is my opinion. I hope we support it for the right reasons. I hope management looks at some of these issues in the budget.
- Mercie Danforth** The Assisted Living Project has not been cut in the manner you just stated. We want to be able to evaluate that debt in regards to what we're doing. We have to look at the whole picture. That is a top priority on the list. Division budget increase shows the 3% wage increase, fringe benefits are tied to that.
- Bernice Besh** If it's federal funded programs, why do you have to live in Brown and Outagamie to receive services?
- Lloyd Powless** IHS regulations state we have to service enrolled tribal members.
- Bernice Besh** Every time I call the Health Center, they tell me I'm not eligible because I don't live on the reservation.
- Chair** The booing and hollering is unacceptable. Respectfully, refrain from that behavior.
- Debbie Danforth** IHS defines what kinds of services are provided and where we can provide those services. Direct care services, you only have to be from a federal recognized tribe to receive those services. You are more than welcome to come in and receive those services. However the restrictions come into play when we have to refer you out. Service units are restricted to those living in Brown and Outagamie counties, are from another recognized tribe with a social, economic tie such as being a tribal employee, or living within reservation boundaries.
- Mary Melchert** What is the money borrowed for gaming? What are we paying interest on loans? If we are paying interest on loans, can we get a complete past monies borrowed and total amount of interest paid on these loans?
- Mercie Danforth** The funds that we're looking at for a loan for gaming is for the Data Collection system. We're looking to implement it in June 2008. That project would cost about

\$11M. That's what we're looking at to borrow those funds. If we can't, that's what the contingency fund is set up for, if we have enough when we liquidate those funds, if we use that fund for that project. We show in each budget, what were anticipating to take out for loans.

Mary Melchert Is it necessary to take loans if we can allocate that money from a different area of the tribe?

Mercie Danforth We try to do the best we can not to take out loans. We ask if it's best to take out a loan or earn interest on that money, it's really doing both in looking at taking out loans.

Mary Melchert Are we taking out loans for this one time per capita?

Mercie Danforth No.

Hugh Danforth Thanked employees for making Oneida Nation work. When I hear people say what a great nation we do have as far as prosperity is concerned, we are doing very good. People make contributions who work our land, work in the offices, behind the tables at the casino. All should be given recognition. The amount of money that goes to the government for per capita, isn't that waste? What could we do with that amount of money? If we can do a lot of creative thinking, the people elected, doing the job, making this nation recognized as #1. Thank you to all the people who do the work from the bottom of my heart.

Loretta Metoxen Commended the team and all those who had to put in the long hours to put this budget together, it was short notice from the time the motion was made. My question has to do with the \$8M that is part of our obligation to the state under our compact. In the line items of the grant, the state grant back is \$600,000. It seems there was an agreement in that compact that monies were to be coming back for economic development in the respective tribal areas. There is very little of that money coming back to our area and I would like to know about that. My opinion is very unpopular, I am opposed to the per capita. There was violation of the Ten-Day Notice and Per Capita Ordinance. We violated it and we cannot do that. If we make laws, we have to live by them and we violated them. We can't do that, these laws are sacred, make us vulnerable, won't have a reserve for a major emergency. The \$89M does away with the insurance policy for each member of the tribe for \$15,000 each, this life insurance will be wiped out, there will be no money for it.

Bill Gollnick Stated that the compact with State of Wisconsin is something we should be proud of. It's perpetual and waives no sovereign immunity. For the first 12 years there is a sliding scale that goes up and down between 4% and 5% until 2012 when it becomes a flat percentage. We are paying an average of 5% to the state. From the State, we receive money that comes back to small business development for the tribe. Within the compact, provisions for service agreement credit is about \$1.5 million.

- Chair** As chair, in hindsight, if I knew on August 11th what I know today, I would have ruled that motion out of order. After that meeting, the Business Committee met on how best to handle that. I'm asking for any questions to be held regarding the August 11th meeting until the GTC meeting of November 3rd. GTC needs to be present to make its final decision.
- Nancy Skenandore** Asked for a show of hands who sent the \$800 back? I'd like to say the buck stops here. I've been accused of not knowing what I talked about in GTC meetings in the Kalihwisaks. I'd like to state it's common sense. We have issues in the tribe, frivolous spending. The investments, the list go on, have we made any money off of them? Maybe a select few did, but we sure didn't. Say, "No more money to Nature's Way, to Seven Gens until we see a profit".
- The Chief of Staff oversees boards, committees and commissions. The Housing Board received over \$25,000 in stipends, tax free. That means they had to have 22 meetings per month to get that kind of money. I would like to see when it all comes to light, whoever was involved in that be banished from our tribe. They stole money from us, they've used tribal members. If they own a home, take it from them. Being nice doesn't get you anywhere in this tribe.
- Chair** Referred the question to COS regarding stipend payments made to the Housing Board.
- Privileged Question** I don't feel safe or trust you, where is my name on that list?
Kathy Metoxen
- Chair** Read list of names.
- Chief of Staff** Operation of Housing Authority is something that has been on going. The Business Committee has identified a body to represent housing. Audits will make perfectly clear, if individuals operated within or not. It's a process that is ongoing. Information on this will be appropriately shared when the process is completed.
- Privileged Question** For clarification, tribal member employees can't sign a petition, is that true?
Nancy Skenandore
- Chair** The question has nothing to do with what we're here discussing.
- Florence Petri** Assisted living has had a lot of time put into the project. To start all over again is going to cost more money. Elders are calling that want to come home. The aging populations by 2025 will be elders. Recommended take the assisted living off the back burner.
- Mercie Danforth** It's not stating we can't move forward. Unfortunately with our hands tied to the actual August 11th motion, things are on hold for FY08. It will be looked at in FY09, it is one of our priorities.
- Joyce** Why doesn't the Business Committee want GTC to get the per capita? This would add to the comfort of lives. This money can help people now. What about the multi-

million dollar golf course? Why can't we have some money instead of a multi-million golf course and all the frivolous spending? We give all this big money to Art Skenandore who's living in Thornberry Creek, where are we living? Why is the upper echelon living in luxury and we're barely getting by? We have single parents struggling. Why don't you want the people to have the money?

Chair The question is not for him or the Business Committee to decide. It's GTC that decides if you are going to have per capita, how much and when and where it will be distributed.

Joyce We said December 12th and you guys were trying to come up with ways why we can't have that money.

Chair Since August 11th, the Business Committee, Treasurer, staff, Gaming General Manager, General Manager, Chief Financial Officer have been very engaged in figuring out ways to come up with that money. I read the same articles that you read by individuals that are trying to state we are trying to stop this payment. That is absolutely wrong. Each member has the right to have an opinion, but the decision is up to GTC. The August 11th decision is moving forward. The revenue allocation has been developed providing we have an approved budget.

The Revenue Allocation Plan has to be submitted. We will take that up Monday. I hope you have the faith and confidence that we are not sitting up here telling lies.

Vince Dela Rosa He was in full support of the per capita, this budget provides for that.

Privileged Question Can I respond to you and the statement you just made?

Cathy Metoxen

Chair No. The question was presented.

Cathy Metoxen I appeal your decision and would like to know GTC's pleasure.

Chair He explained to GTC that he had responded to the previous person's question. Cathy wanted to respond to his answer to the previous speaker. I think she shouldn't respond, however, her name is on the list. The question to GTC, do you want now to engage in a respond from Cathy Metoxen on his answer?

Note GTC responded no.

Privileged Question Called for the question on the motion for the budget for 2008.

Darlene NeConish

Chair There is no motion on the floor.

Darlene NeConish Then I'd like to make a motion.

Chair There's no need for a motion. When we adopted the agenda, we adopted a one hour presentation and one hour discussion which has expired. When we had a question and a process of procedure, he had added five minutes. At this point, as of 12: 50 p.m., discussion has ended. Read names still on the list, but we ran out of time.

Point of Order
Madelyn Genskow When I had my hand up, it was to make a motion on the budget. We had gone past our time. I want to make a motion on the budget.

Chair That takes us to the next item, the resolution proposing the FY08 budget.

Madelyn Genskow Motion by Madelyn Genskow to adopt the budget for 2008, seconded by Vince Dela Rosa.

Chair The motion was made to adopt the FY08 budget.

Discussion

Dawn Moon
Kopoetsky I want to first of all say to the members, Business Committee that I have a lot of respect for you guys to be going through this. I would like to go ahead and have the budget approved with this amendment in it:

Motion by Dawn Moon Kopoetsky to amend the main motion not to include any increases in wages to boards, commissions or committees. Also, I would like to have included in that, that the Business Committee bring forth to GTC by the end of January 2008, a complete itemized list of the entire assets and debits of the tribe. This includes, I shouldn't have to say this, but when I say entire, I'm talking consultant fee, rental fees, hotels, any type of income that we have in the entire tribe as well as our debt. I think this will alleviate a lot of already people who are trying to understand this and the end result I believe, will be very positive for everybody, seconded by Nancy Skenandore.

Chair There was an amendment, I would ask that it be prepared in writing so I can read it. It was seconded by Nancy Skenandore. I heard a call for the question. There were other people who had their hand up, Loretta was next on the list and the questions now are only relevant to the amend on the floor.

Point of Order
Linda Dallas Somebody called for the question, you recognized it.

Chair I didn't hear the call for the question or

Linda Dallas Back up the tape, let's roll.

Point of Order
Loretta V. Metoxen That is not correct.

Chair Let me make sure what that first point of order is. Someone stated I recognized a call for the question. I don't recall that I did that. What is on the recording?

Patty Hoeft Inaudible.

Chair The Secretary confirmed that I didn't officially recognize the call for the question. Part of the problem at this stage of conducting this meeting is when you get a group of people who are creating a noise and interference with the assembly. I'm recognizing a point of order.

Loretta V. Metoxen Mr. Chairman, my motion is to amend the main motion.

Chair There's already a motion.

Loretta V. Metoxen This is a second amendment, a subsidiary amendment allowed under Roberts Rules.

Point of Order You can't make a motion on a point of order.

Linda Dallas

Loretta V. Metoxen When they said you recognized the call for the question, that was my point of order. I was standing here waiting to make my motion when this other stuff occurred. Two amendments are allowed.

Chair Agreed when she raised that point of order, it was challenging that question, however, Loretta was next on the list and I'm recognizing that.

Loretta V. Metoxen Motion by Loretta V. Metoxen to amend the main motion that this language be inserted "Whereas the Oneida Nation has adopted the 20/20 plan for land acquisition and there is a statical need for homes and home sites on the reservation, therefore a need for land acquisition acceleration, therefore the land acquisition line be increased by \$1M, seconded by Madelyn Genskow.

Chair Because the amendment increases the proposed budget by \$1M, I'm seeking a parliamentary ruling.

Parliamentarian Needs to be in the Resolve section, she placed it in the Whereas section.

Chair Your amendment is out of order.

Privileged Question Needed clarification. Don't we vote on the resolution before the budget? How can
Corrine
Zhuckkahosee you vote on a resolution within a budget?

Chair The resolution in the packet is the complete resolution that adopts the FY08 budget. Before we go on, I need a copy of the scripted motion and amendment.

Privileged Question Madelyn Genskow made a motion to approve the budget, not the resolution,
Linda Dallas therefore, the amendment by Loretta Metoxen is out of order. We're not doing anything with the resolution, we're passing the budget.

Chair I'm getting the main motion and the amendment that I'm going to read to the assembly.

Linda Dallas When Madelyn made her motion, she never used the word resolution. She moved to pass the budget. I call for the question.

Chair Read the point of clarification on the motion. The motion made by Madelyn Genskow was to adopt the budget of 2008, then an amendment to the motion to approve the budget with no increases to wages to boards, commissions or committees as well as the Business Committee. This amendment is not clear the way it's written.

Dawn Moon Kopoetsky There should be a period after the word committees. Then, as well as the Business Committee bring back to the GTC at the end of January 2008, a complete itemized list of the assets and debits of the entire tribe. That other part, I just want to be clear that it's every single thing in assets and debits, income and debt so everybody knows what I mean.

Chair Ruled the main motion was acceptable and in order as a motion to adopt the budget contained in the packet on page 27.

Linda Dallas I appeal the decision of the chair.

Chair Explained what the appeal the decision of the chair meant. On page 27 of the packet is the resolution prepared for the adoption of the budget. Linda doesn't agree with my ruling.

Note Chair asked GTC if they agreed with his ruling. The answer was yes.

Point of Order That is not what I said.
Linda Dallas

Chair I issued to the assembly what my ruling was, you implied Madelyn's motion was out of order because she did not include the word resolution in her motion.

Linda Dallas That is not what I said. I appealed the decision of the Chair because you believe that Madelyn Genskow's motion included the resolution. I said Madelyn's motion did not include the resolution, she never said the word resolution. By law, show me what says we have to have a resolution to approve the budget.

Chair There is no law that says you have to have a resolution. The resolution is prepared. GTC, this is probably the most complete and accurate and defined budget proposal for you to consider. The fact that it has a resolution should suggest that it has gone into even more finite detail in it's preparation. By adopting this resolution in that regard would be very much in order.

Linda Dallas And that's my point of order and my appeal.

Chair Asked Madelyn Genskow to clarify her motion.

Linda Dallas I asked the people.

Chair I did ask the people and I issued what my ruling was. The assembly agreed with the Chair's ruling.

Privileged Question If the motion I made passes, will the per capita be paid?
Madelyn Genskow

Chair Yes.

Madelyn Genskow Then I leave my motion as it stands.

Chair Linda, it's not clear the point you are trying to make.

Linda Dallas This document mailed contains the budget. With the budget comes a resolution. If the GTC chooses to approve the budget with a resolution they can. However, Madelyn's motion was to approve a budget, it did not contain any language regarding the resolution. The point of order that came along with the appeals was because Loretta Metoxen is trying to increase the budget by \$1M without a Ten Day Notice and it's based upon a resolution we're not even adopting.

Chair I ruled that amendment out of order.

Privileged Question Line 54-55 of the resolution states GTC authorizes the Oneida Business
Madelyn Genskow Committee make necessary adjustments to the budget to accomplish the special one time per capita payment. That's already been done. I would move to strike that line from the resolution.

Point of Order That's also out of order.
Linda Dallas

Chair Asked for clarification from the motioner. Madelyn, is your motion to adopt the FY08 budget, was it your intention to do so with the resolution found on page 27?

Madelyn Genskow My motion was to adopt the budget.

Chair The budget presented, not the resolution. That should satisfy Linda's question.

Privileged Question I would like to make a second amendment: Motion by Tina Danforth to amend
Tina Danforth the main motion to adopt the resolution for the FY08 budget found on pages 27 and 28 of the mail out, seconded by Kathy Hughes.

Discussion

Madelyn Genskow Concerned if the resolution is adopted, the Business Committee could cut out vital things if they wanted to.

Kathy Hughes Clarified Madelyn's statement. The reason why that language is in the resolution, as we divest of our investment portfolio, we cannot guarantee as we go forward what we'll get on the day we cash those in. This language gives the committee the flexibility they need to make that per capita payment on the time line given by GTC. That is that language is for.

Nancy Skenandore Call for the question.

Vote On The Motion by Madelyn Genskow to adopt the FY08 Budget, seconded by Vince
Main Motion Dela Rosa. Motion carried.

**Vote On The
1st Amendment**

Motion by Dawn Moon Kopoetsky to amend the main motion that there are no increases of wages to boards, commissions or committees. And to have the Business Committee bring back to the GTC by the end of January 2008 a complete itemized list of the entire assets and debits of the entire tribe's affairs every single income and every single debit, seconded by Nancy Skenandore.

Motion carried.

**Vote On The
2nd Amendment**

Motion by Tina Danforth to amend the main motion to adopt the resolution for the FY08 budget found on page 27-28 of the mail out, seconded by Kathy Hughes. Motion carried.

Adjourn

Motion by Vince Dela Rosa to adjourn, seconded by Loretta V. Metoxen. Motion carried.