



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

# Oneida Tribe of Indians of Wisconsin BUSINESS COMMITTEE



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

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General Tribal Council Meeting  
November 15, 2008  
Nine Resolutions  
10:00 a.m.

Present: Rick Hill – Chair, Kathy Hughes – Vice Chair, Tina Danforth – Treasurer, Patty Hoeft – Secretary, Ed Delgado, Trish King, Melinda J. Danforth, Brandon Stevens, Tehassi Hill

Opening: Tehassi Hill

Quorum: 1,280

**Agenda:** Motion by Madelyn Genskow to adopt the agenda with one amendment that the Business Committee gave a five minute presentation followed by Madelyn Genskow's five minute presentation and go into Robert's Rules of Order after each set of presentations for each resolution and all voting will be by hand vote, seconded by Corrine Zhuckkahosee. Motion carried.

Motion by Brandon Stevens to amend the main motion to allow Seven Generation's ten minutes and a short video, seconded by Loretta V. Metoxen. Motion carried.

## 1. Non-confidentiality Information

Ed Delgado: The current practice allows mandates that members of boards, committees and commissions have to swear that they don't provide almost any information. It's overdrawn and subjects people to removal. The Business Committee agrees that it is overdrawn. There is no problem passing this resolution.

Madelyn Genskow: Read the non-confidentiality resolution. Stated General Tribal Council (GTC) could work to make things better for ourselves. The Business Committee has agreed that some things need to be changed. We need to make sure nobody can take away our freedom of speech in the future. Please vote to adopt the freedom of speech resolution.

**Kathy Hughes: Motion by Kathy Hughes to adopt the non-confidential information resolution 11-15-08-A, seconded by Tehassi Hill. Motion carried.**

**GTC Resolution 11-15-08-A  
Non-Confidentiality Information**

- Whereas,** the Oneida General Tribal Council is the duly recognized governing body of the Oneida Tribe of Indians of Wisconsin, and
- Whereas,** the Oneida General Tribal Council has been delegated the authority of Article IV, Section I of the Oneida Tribal Constitution, and
- Whereas,** the Oneida Business Committee may be delegated duties and responsibilities by the Oneida General Tribal Council and is at all times subject to the review powers of the Oneida General Tribal Council, and
- Whereas,** the Oneida Constitution and Bill of Rights is supreme, and
- Whereas,** freedom of speech is given in the Bill of Rights.

**Now Therefore Be It Resolved,** that no committee or tribal attorney may force an Oneida committee, board or commission member to keep secret from other tribal members information that is not of a confidential nature or force them to sign an agreement in order to serve on a committee, board or commission of the Oneida Tribe.

**2. Disestablishment of Oneida Venture Fund**

Melinda J. Danforth and Trish King provided a Power Point presentation. Spoke of the Venture Fund's purpose, its investments, successes, failures and why economic diversification was critical to our success as a nation.

Trish King gave an overall history of the purpose of the Venture Fund and its establishment and the dollar amount of monies and loans that had transpired in the past. Nine investments were made with these funds. Explained why some investments failed and named the exceptions that did succeed. In 2003 the Business Committee asked the Chief Financial Officer to present goals and strategies of the investment fund. The Business Committee brought the topic of the Venture Fund to GTC on three separate occasions but no quorums had been established.

Utilizing the new process, we have been successful in ventures such as Three and Four Fires, The Travel Center and Seven Generations to name a few.

Melinda J. Danforth stated that this Business Committee is committed to reviewing the Venture Fund processes. Right now, 90% of our budget is dependent on gaming

revenues. The Venture Fund process is only one component to our long term strategy to make sure our economy is stable. The Business Committee will review and bring back any revamped procedures to GTC. The Business Committee is asking GTC to keep the principals intact, that the revamped procedures be brought back to GTC and that FY09 be shifted to the Land Acquisition Fund.

Madelyn Genskow: Page 22 of the booklet asks for money to go from the Venture Fund into the Land Fund. It would be good to have a Venture Fund if we had all our land back. Right now, our greatest concern should be getting our land back. To her surprise, most of the Business Committee didn't feel that getting the land back was a top priority. In 1998, there was a certain amount designated to Land Acquisition each year. Asked GTC to give \$2.9M plus and an additional \$2 million to the land fund in FY09.

Motion by Amelia Cornelius for the \$2.9 million allocated in the venture fund be transferred to the Land acquisition fund in the FY09 and to suspend any further activity in the Venture Fund until policy and procedures are reviewed and approved by the GTC and direct the Tribal Treasurer to add an additional \$2 million dollars to the Land Acquisition fund for FY09, seconded by Loretta V. Metoxen.

Tina Danforth: The question was why there wasn't a return on investment for various entities. The ROI isn't monetary, it's for growth. Bay Bank has grown substantially over the years. The Native American Bank has existed seven years, there is no monetary return, but there is growth. There is an investment in assets. It provides a service here and in Indian Country. Both of these financial institutions have provided services. It's a financial investment long term and that is the intent.

Kathy Hughes: Bay Bank returned \$500,000 to the Tribe last year and is expected to do the same this year.

Loretta V. Metoxen: Asked everyone to vote for this resolution. She had previously tried to increase this fund for the last two years.

Hugh Danforth: Supported the resolution.

Donna Isabar: Would like to know if they're transferring money into Land Acquisition? She knows of a non-Indian who wanted to sell land to Oneida, it was two lots which we could put duplexes on. I would like to know if our mission is to buy land back. We should buy anything we can get our hands on. This happened on three different occasions. This is reservation land, let's buy it. I don't want money put into land acquisition if were not going to buy every piece. Why aren't we using our successful bank and land funds to purchase the golf course?

Amelia Cornelius: Stated the Land Commission reviews each parcel and the cost. If the cost is too high, we won't buy it. We negotiate down, evaluate it, and see if it meets the criteria of our purpose.

Tina Danforth: Stated GTC needed to be aware that the \$2.9 million mentioned was for FY08 and that there is no money proposed or allocated for FY09. That \$2.9 million was already expended. The additional \$2 million proposal is a significant increase in the land budget. If you mandate another \$2 million, I need to find it somewhere in the budget, there is limited funds to work with. We earned every dollar this tribe has. We have limited resources. We have over \$46 million in mandates, add other costs. When you want more from somewhere else, you have to take it from somewhere else. It's not accurate, the motion. There is no \$2.9 million to be transferred.

Kim Walker: Her concerns are accountability. The failure, simple corporate responsibility, it's about the organization not doing its job. The strategy did not fulfill what they wanted to do. Who is accountable for this Venture Fund? What is it going to invest in? Who's accountable for the Land Acquisitions? We get half information. It's important to know exactly what it's for. Who makes the investment decisions? Who is accountable for that? When I vote I want to be accountable for my decisions. I don't know if we should vote on this today, maybe we need more information. Is this something we can be proud of? Can we rise above the corporate negativity?

Loretta Webster: Supported the resolution. We do need a venture fund and we probably need to look at its policies and procedures. It's averaging a 3-5% return on investments. I own a small business for over four years. We are still investing in that business on a monthly basis. We are looking for a 5% profit, we haven't gotten there yet. The businesses that are continuing, we have to trust management. You need to look at the overall profitability of the Venture Fund itself. I would never vote against any money added to the Land Acquisition fund. Felt this was a progressive resolution and would like to see it adopted.

Noreen Smith: Asked GTC to consider not adopting this resolution and listen to Tina Danforth. We need to direct the Business Committee to come back with something that shows they are taking the responsibility of this money. It's too confusing the way it's written. The Golf Course is being proceeded with. If that land is not going into trust, we need to bring that back here.

Terry Burnett: We can't always spend or pay triple the cost for a piece of land. The whole community would say we have a fool that will buy land at high prices. Don't pay triple the cost of land for anything. GTC needs to take responsibility.

Matt: Supported the proposal. It's the people who donate to us at the casino; they are the ones that make it so we can purchase this land. If they cut down on their spending, there won't be money to purchase anything. The Government lays out plans for many years in advance, it takes awhile. How much taxes will be levied against the land if we buy land? I heard it takes ten years to put land into trust. If our revenue goes down, how are we going to pay taxes? History could repeat itself. How much land is in trust, how much are we paying in taxes, how much longer will it take for land to go into trust? We're not really sovereign; we are reliant on the government. The Business Committee is the ones we rely on.

Sherrole Benton: Supported the motion yet concerned with the additional \$2.9 million. I wonder where that money will come from, will services be affected?

Joey Christjohn: Stated we live comfortably with plenty financial resources and that the \$5,000 per capita was great for him. He could do without it for the land acquisition fund.

Gerald Doxtator: Stated purchasing land is a good thing but why don't we buy land from tribal members? They want to sell it to the tribe and they get treated badly and turned away. They should be first; the tribe should buy land from them. I offered my land; the land office doesn't treat you very nice. It should be made a priority today.

Chair: Stated it's due to language in the Land Acquisition policy, if GTC wants to make those changes, GTC should look at it.

Gerald Doxtator: Asked if it could be an item on the next GTC meeting.

Parliamentarian: The issue of prioritizing land acquisition is not on the agenda. It is the subject of prior GTC actions and as a result would violate requirements of the Ten Day Notice policy. This is something that the Land Commission and Business Committee can hear and take back with them.

Madelyn Genskow: The monies in the fund as of May 31, 2008 contradict what Tina Danforth stated. It's important to get our land back before we lose it to others. Please vote for the motion on the floor. The motion doesn't get rid of the Venture Fund. It's for \$4.9 million to go into the land fund.

Amelia Cornelius: Withdrew her motion and that the Land Commission work with the Treasurer to see if there are any monies in the venture fund and how to identify funds for land acquisition.

Chair: Stated there are many ways to buy land. In reference to Thornberry, the committee took the position to buy more land, acquired 320 acres. There is a time period of paying taxes on land. We are in for the long haul so over time with your help, we'll be able to control the politics in Hobart. It would increase our amenities.

Patty Hoeft: According to Roberts Rules of Order, she felt the motioner couldn't withdraw the motion, it belongs to GTC.

Parliamentarian: According to Roberts Rules of Order, Secretary Hoeft is correct. That once discussion begins, permission of the body is required to withdraw a motion. However, the GTC has accepted the practice of the motioner withdrawing a motion upon consent of the seconder. Either process would be in order.

Chair: The motioner and seconder agreed to amend the motion. The request to withdraw the motion was withdrawn.

Motion by Amelia Cornelius to amend the motion to direct the Treasurer to work with Land Commission to identify dollars from the Venture Fund from FY08-09 availability of dollars and to work with the Land Commission to identify other additional dollars for land acquisition, seconded by Loretta V. Metoxen.

Linda Dallas: Stated someone had called for the question.

Chair: Stated he was getting GTC concerns in order.

Tina Danforth: Identified there was only a time frame of two weeks before the budget packet went to print.

Loretta V. Metoxen: We have to take that collective knowledge. Madelyn is concerned we won't come up with \$4.9 million.

Madelyn Genskow: In the past it was stated there is no extra money, yet it was found. She felt passionately about the land.

Tina Danforth: The information stated as of May 31, 2008 there was \$2.9 designated for FY08, there is no money designated for FY09.

Madelyn Genskow: Hoped the Business Committee wouldn't hold back in buying land back.

**Motion by Amelia Cornelius to amend the motion to direct the Treasurer to work with the Land Commission to identify dollars from the Venture Fund for FY08 and FY09 availability of additional dollars and to work with the Land Commission to identify other additional dollars for land acquisition, seconded by Loretta V. Metoxen. Motion carried.**

**Motion by Amelia Cornelius for the \$2.9 million allocated in the venture fund to be transferred to the Land Acquisition fund in the FY09 and to suspend any further activity in the Venture Fund until policy and procedures are reviewed and approved by the GTC and direct the Tribal Treasurer to add an additional \$2 million dollars to the Land Acquisition fund for FY09, seconded by Loretta V. Metoxen. Motion carried.**

For the record: Tina Danforth was in support of land acquisition but opposed the \$2m impact which puts the tribe in an awkward position financially. I hope I get the support she needs from the organization, General Tribal Council and Business Committee when that occurs.

Chair: Stated the main motion would be reviewed with a report stating if it was viable.

Linda Dallas: The motion adopting the agenda indicated a hand count would be done on each item. She wanted a hand count number.

Chair: You're correct but the vote appeared obvious. The chair asked the body if a show of hands without a count was ok.

The people in the room showed it was acceptable by just a raise of hands and the Chair proceeded with the meeting.

### **3. Personnel Commission Membership**

Ed Delgado: Madelyn's position regulates that management and persons related to management should not be able to be appointed to the Personnel Commission.

Madelyn Genskow: It was a conflict of interest for immediate families to serve on the Personnel Commission. I'm now recommending it be defined as no person with the rank of assistant director or above or their immediate family as defined in the resolution may serve on the Personnel Commission.

Chair: Clarified the language to the body.

Patricia Freidrick: Asked GTC to oppose the resolution. The Personnel Commission withdrew themselves when there is a conflict of interest. Changes to the law are supposed to go through the Legislative Reference Office.

Motion by Madelyn Genskow to adopt the resolution with one amendment, no person with the rank of assistant director or above or their immediate family as defined in the resolution may serve on the Personnel Commission, seconded by Elaine Doxtator.

Discussion:

Hugh Danforth: Opposed the amendment and resolution. The bylaws of the Personnel Commission already address this concern as well as the Tribe's Code of Ethics.

Carol Smith: [the member was called on a point of order regarding personal and personnel comments.]. This is not fair; we should do it for all boards, committees and commission. It's unfair to hold this specific standard for one commission, make it across the board.

Trish King: As to the assistant director position language, if there is no assistant director position, where do we start?

Amelia Cornelius: There are assistant director positions on the gaming side.

Bill Gollnick: We are talking about 160 business units; nobody is going to be able to serve on any board.

**Motion by Madelyn Genskow to adopt the resolution with one amendment, no person with the rank of assistant director or above or their immediate family as defined in the resolution may serve on the Personnel Commission, seconded by Elaine Doxtator. Motion failed.**

#### **4. Burial Fund**

Kathy Hughes: A \$10,000 increase is being asked for. The Oneida Life Insurance Plan Plus (OLIPP) already increases the burial fund. The Business Committee recommends staying with the GTC July directive which is to be included in the FY09 budget.

Madelyn Genskow: The rate hasn't increased to keep up with increasing costs. Spoke of family members who had to add additional dollars.

Loretta V. Metoxen: The Trust Committee has been working on OLIPP. They are close to that goal, it's for \$15,000 not \$10,000. This plan was directed at the July GTC meeting.

**Motion by Loretta V. Metoxen to approve the Business Committee recommendation that action on this resolution be deferred to the January GTC meeting at which the FY09 budget is expected to be presented, seconded by Tina Pospychala. Motion carried.**

#### **5. Seven Generation Corporation**

Brandon Stevens: Provided a background of the negativity that surrounded Seven Generations and how that is being dealt with in a positive manner. The Business Committee's position is to adopt the alternative resolution.

Madelyn Genskow: In regards to Nature's Way, Oct. 10 2008 shows Nature's Way is \$44,319 in tax delinquency.

Seven Generations' showed a video on Seven Generation's history and its function.

Kevin Cornelius: He has been with Seven Generations for six weeks and is determined to provide more transparency to the Business Committee. Provided a Power Point presentation on Seven Generations and stated the tribe no longer has to waive its sovereign immunity.

He stated the dollar amounts that different entities had received from Seven Generations in the past. The year 2005 had been the last time Seven Generations had received monies from the tribe. He listed the dollar amounts in returns from land leases. They currently have \$18 million in assets; total long term debt is \$8 million.

Explained the corporate veil was Seven Generations ability to accept business opportunities that the tribe cannot accept without risk of incurring liability. We support the Business Committee recommendations; we are at the end of an audit that will be forwarded to the Business Committee within 4-5 months. How they want to report that out to General Tribal Council is up to them.

Motion by Kathy Hughes to recommend to not adopt petitioner resolution, but to adopt the alternative resolution 11-15-08-B directing review of corporation charters and identifying reporting requirements as noted on page 93 of the agenda packet, seconded by Hugh Danforth.

Discussion:

Kathy Hughes: Recognized what Madelyn is asking, it creates problems.

Kevin Cornelius: The internal audit is not Seven Generations; it's the Business Committee's. Reporting to the Business Committee will occur at their annual meeting in January.

Ed Delgado: It was a comprehensive internal audit and he would like to bring it to General Tribal Council.

Yvonne Metivier: Felt that every GTC member wanted diversity. This petition is about them telling us about our money. It says you are doing this and what is it about. Ed said bring the audit to the GTC.

Trish King: Point of order, comments are not pertaining to the motion on the floor.

**Motion by Kathy Hughes to recommend to not adopt petitioner resolution, but to adopt the alternative resolution 11-15-08-B directing review of corporation charters and identifying reporting requirements as noted on page 93 of the agenda packet, seconded by Hugh Danforth. Motion carried.**

**GTC Resolution 11-15-08-B  
Directing Review of Corporate Charters**

**Whereas,** the Oneida General Tribal Council is the duly recognized governing body of the Oneida Tribe of Indians of Wisconsin, and

**Whereas,** the Oneida General Tribal Council has been delegated the authority of Article IV, Section I of the Oneida Tribal Constitution, and

**Whereas,** the Oneida Business Committee may be delegated duties and responsibilities by the Oneida General Tribal Council and is at all times subject to the review powers of the Oneida General Tribal Council, and

**Whereas,** the Oneida General Tribal Council has identified concerns with actions of corporate entities of the Tribe and the information provided by the corporate entities to the Tribe, and

**Whereas,** the Oneida General Tribal Council believes that directing a review of corporate charters and corporate activities is needed in order to standardize information presented by corporate entities to the Tribe and to verify that information is available to the Tribe in order to make long term decisions,

**Now Therefore Be It Resolved** that the Oneida Business Committee is directed to withhold future financial distributions to any corporation of the Tribe until the following actions have been taken:

1. The Oneida Business Committee is directed to amend all corporate charters to require submission of annual and semi-annual reporting which contains the following information and/or documents:
  - a. the business done and intended to be done by the corporation,
  - b. material changes and developments since the last report in the business described,
  - c. any material pending legal proceedings to which the corporation is a party, and
  - d. financial statements of the corporation including a consolidated balance sheet and consolidated statement of income and source and applications of funds.
2. The Oneida Business Committee is directed to review all corporate entities regarding finances and operations to determine the effectiveness and efficiencies of those corporate entities. A report on corporate entities is directed to be included in the Annual General Tribal Council meeting materials, or earlier if determined by the Oneida Business Committee, to be needed.

## **6. Executive Session**

Patty Hoeft: Gave a review of situations described in the Comprehensive Policies and Procedures where the Business Committee can go into Executive Session. Madelyn asks for a policy to be developed and brought back in July 2009. It should apply to every single board, committee and commission that uses executive session.

Madelyn Genskow: Executive session is a session where people cannot repeat what they heard.

**Motion by Madelyn Genskow to adopt Business Committee recommendation that a policy about executive session be developed by the Business Committee and**

**presented to the GTC by July of 2009 for approval, seconded by Hugh Danforth.  
Motion carried.**

## **7. Expenditure Restrictions**

Madelyn Genskow: Provided a brief summary of her resolution. Her example was the Stratego contract that was approved by only a handful of people. Other Business Committee members found out about it and the contract was cancelled. What if that contract had slipped under the radar? GTC should approve the resolution that the Gaming Division may not spend more than \$1,000,000 without GTC approval.

Melinda J. Danforth: Updated GTC on the Business Committee resolution adopted Oct. 8, 2008. It makes the budget process more transparent to the Business Committee and GTC. We are asking that you don't adopt Madelyn Genskow's resolution and to accept what the Business Committee has done to date.

Motion by Loretta V. Metoxen to support resolution recommended by Business Committee on page 114, seconded by Christine Klimmek.

Kathy Hughes: A lot of that information is in the budgeting process. We utilize the policy in existent right now on how contracts are approved. When it comes to the Business Committee and is within certain dollar amounts, two officers can sign that contract, it doesn't come in for Business Committee review. We've asked the Treasurer to look into that policy. We are dealing with old policies. Madelyn's petition has initiated that process within the organization.

Daryl Doxtator: Felt this had too many loopholes. One department could say they could support \$150,000 with the casino supporting the other \$150,000. You could spend \$500,000 with loopholes. Even with old policies, you should say this just isn't right. If it isn't in the best interest, why would you sign it? You had an opportunity to do something different. You walk away from it every time, that's why we get upset.

Kathy Hughes: The budget process is very specific and can be over 500 pages thick. If you want to see the details, you have to go to those locations where the budget is made available to look at all those line items in each department. It is a large budget.

Hugh Danforth: Wanted clarification of the motion recommended on page 114.

Chair: We corrected these concerns in the resolution on page 114.

Gerald Doxtator: I took time out to speak with the outgoing Treasurer. People take flights, stipend, never mentioning how many people are involved, just numbers. Everyone should look at the budget. It's your responsibility as GTC to look at the budget and ask questions.

**Vote: Motion by Loretta V. Metoxen to support resolution 10-08-08-A recommended by the Business Committee on page 114, seconded by Christine Klimmek. Motion carried.**

### **8. Treasurer's Report Requirements**

Kathy Hughes: Business Committee recommends not adopting the petitioner's resolution, but rather the alternate resolution located on page 139. The petitioner is asking for two audits. The cost would be doubled for two annual audits. The alternate resolution meets the goal of reporting out to GTC. There are past actions that needed to be removed for the Treasurer to come forward to report to GTC.

Madelyn Genskow: The intention wasn't to request a second audit, but for audits to be reported to GTC. The constitution requires the Treasurer give a report on all receipts and debits at the annual and semi-annual meetings. All receipts and debits could be requested by GTC on who spent those funds, who received those funds. Currently, information on our money is not reported out according to the constitution. This resolution will make the work of GTC possible for the benefit of our people. It will mean that you will never again be told that the Business Committee cannot tell you.

Motion by Kathy Hughes to adopt resolution on page 139 clarifying confidentiality regarding Tribal finances, setting the Treasurer's reporting minimum requirements and directing amendments to the Audit Law to allow audits to be presented, seconded Loretta Webster.

Discussion:

Ed Delgado: Stated he didn't support the Business Committee recommendation.

Sandy Dennet: Supported Madelyn Genskow's resolution. The information we receive isn't clear nor provides justification. Felt the Business Committee resolution doesn't increase communication.

Hugh Danforth: Supported the Business Committee resolution because it publishes more information, not prohibits more information being published to our membership.

Trish King: Supports the Business Committee resolution. The petitioner's resolution doesn't clearly identify a process where changes would have to be made. The resolution would have to go back through the LRO process, etc. The Business Committee identifies the process, utilizing our procedures; we would be able to amend that law.

**Motion by Kathy Hughes to adopt resolution on page 139 clarifying confidentiality regarding Tribal finances, setting the Treasurer's reporting minimum requirements and directing amendments to the Audit Law to allow audits to be presented, seconded Loretta Webster. Total Vote: 729 2/3 needed: Hand count: For: 275 Opposed: 454 Abstained: 8 Motion failed.**

Motion by Madelyn Genskow to adopt resolution 11-15-08-C on page 126, seconded by Linda Dallas.

Discussion:

Trish King: Questioned the legality of the resolution that calls for documents to be open and public. There is an audit law that would have to be changed first. Asked if it was appropriate to adopt this resolution understanding that there are tribal laws in place?

Parliamentarian ruling: The resolution doesn't require an audit to be conducted outside of existing audit processes as clarified in discussion on the floor and as a result does not violate existing tribal law.

**Motion by Madelyn Genskow to adopt resolution 11-15-08-C on page 126, seconded by Linda Dallas. Total vote: 782 2/3 needed: For: 660 Opposed: 123 Abstained: 2 Motion carried.**

**General Tribal Council Resolution 11-15-08-C**

Treasurer's Report to include all Receipts and Expenditures and the Amount and Nature of all Funds in the Treasurer's Possession and Custody

**Whereas,** the Oneida General Tribal Council is the duly recognized governing body of the Oneida Tribe of Indians of Wisconsin, and

**Whereas,** the Oneida General Tribal Council has been delegated the authority of Article IV, Section I of the Oneida Tribal Constitution, and

**Whereas,** the Oneida Business Committee may be delegated duties and responsibilities by the Oneida General Tribal Council and is at all times subject to the review powers of the Oneida General Tribal Council, and

**Whereas,** Article I, Section 4 of the bylaws of the Tribe establishes that the Treasurer of the Oneida General Tribal Council shall accept, receive, receipt for, preserve and safeguard all funds in the custody of the Oneida General Tribal Council, whether such funds be Tribal funds or special funds for which the Oneida General Tribal Council is acting as trustee or custodian, and

**Whereas,** aforementioned article and section of the bylaws of the Tribe further establishes that the Treasurer of the Oneida General Tribal Council shall deposit all funds in such depository as the Oneida General Tribal Council shall direct and shall make and preserve a faithful record of such funds and shall report on all receipts and expenditures and the amount and nature of all funds in his or her possession and custody at each regular meeting of the Oneida General Tribal Council and at such other times as requested by

the Oneida General Tribal Council or the Oneida Business Committee,  
and

**Whereas,** while in session, the Oneida General Tribal Council in the past has been denied information regarding all receipts and expenditures of the Tribe including receipts and expenditures of all and including, but not limited to, component units (tribally chartered corporations and autonomous entities, limited liability companies, state chartered corporations, any tribal economic development authority, boards, committees and commissions, vendors and consultants) in the semi-annual and annual reports provided to the Oneida General Tribal Council at regularly scheduled Oneida General Tribal Council meetings, and

**Now Therefore Be It Resolved,** that the Oneida General Tribal Council hereby directs that all Treasurer reports hereinafter include an independently audited annual statement that provides the status or conclusion of all the receipts and debits in possession of the Treasurer of the Tribe including, but not limited to, all corporations owned in full or in part by the Tribe, and

**Be It Further Resolved,** that the Oneida General Tribal Council hereby directs that all Treasurer's reports to the Oneida General Tribal Council at the semi- annual and annual Oneida General Tribal Council meetings hereinafter include an independently audited annual financial statement that provides the status or conclusion of all receipts and debits in possession of the Treasurer of the Tribe and including, but not limited to component units (Tribally chartered corporations and autonomous entities, limited liability companies, state chartered corporations, any tribal economic development authority, boards, committees and commissions, vendors and consultants) owned in full or in part by the Tribe, and

**Be It Further Resolved,** that no "agent" of the Tribe shall enter into any agreement with any corporation that prohibits full disclosure of all transactions (receipts and expenditures and the nature of such funds) and that such an agreement is not binding to the Tribe, and

**Be It Finally Resolved,** that the Oneida General Tribal Council hereby directs implementation of this resolution at the next regular Oneida General Tribal Council meeting or at such special meeting of the Oneida General Tribal Council whereby a Treasurer's report is requested.

## **9. Prior GTC Directives**

Patty Hoeft: Felt this was a good item put in front of us. It results in formal reporting to the GTC and the Business Committee. This will start in the Annual with a listing similar to what is in the book. The Business Committee recommends not adopting the resolution.

We are going to track and report out the directives. The Benefits book will be forwarded to the General Manager to prepare and provide to GTC.

Madelyn Genskow: The resolution was on page 144 is inclusive of mailing a benefits book. Resolution 7-6-93-A must be carried out by 2010. Failure is grounds for removal from office.

**Motion by Madelyn Genskow to adopt Resolution 11-15-08-D on page 144 with one amendment to delete the final resolve and direct the Legislative Operating Committee to develop an amendment to the removal law which identify that an elected official is subject to removal for failure to carry out a General Tribal Council directive and that this be presented to the General Tribal Council no later than the July 2009 semi-annual, seconded by Clarence Doxtator. Motion carried.**

**GTC Resolution 11-15-08-D  
General Tribal Council Directives**

- Whereas,** the Oneida General Tribal Council is the duly recognized governing body of the Oneida Tribe of Indians of Wisconsin, and
- Whereas,** the Oneida General Tribal Council has been delegated the authority of Article IV, Section I of the Oneida Tribal Constitution, and
- Whereas,** the Oneida Business Committee may be delegated duties and responsibilities by the Oneida General Tribal Council and is at all times subject to the review powers of the Oneida General Tribal Council, and
- Whereas,** the Oneida General Tribal Council has given directions for the Oneida Business Committee to carry out such as to mail a Benefits book with all tribal benefits with the guidelines so that every tribal member knows if they have a right to said benefits, and
- Whereas,** the Oneida Business Committee has refused to carry out this and other directives that are for the benefit of the Oneida tribal member.

**Now Therefore Be It Resolved,** that the Oneida Business shall see to it that all Oneida General Tribal directives back to 1994 plus resolution 7-6-93-A must be carried out by the end of fiscal year 2010.

**Be It Further Resolved,** Oneida General Tribal Council directs the Legislative Operating Committee to develop an amendment to the removal law which identifies that an elected official is subject to removal for failure to carry out a Oneida General Tribal Council directive and that this be presented to the Oneida General Tribal Council no later than the July 2009 semi-annual meeting.

**Motion by Kathy Hughes to adjourn, seconded by Loretta V. Metoxen. Motion carried.**

**Adjourned: at 1:50 p.m.**

Submitted by,



Patricia Hoeft, Tribal Secretary  
ONEIDA BUSINESS COMMITTEE