

# Oneida Business Committee

## Regular Meeting 9 a.m. Wednesday, Dec. 11, 2013 BC Conference Room, 2<sup>nd</sup> floor, Norbert Hill Center

#### **Minutes-DRAFT**

Present: Chairman Ed Delgado, Vice Chairman Greg Matson, Treasurer Tina Danforth, Secretary Patty Hoeft, Council members Melinda J. Danforth, Vince DelaRosa, Paul Ninham, Brandon Stevens; Not present: Council member David Jordan; Others present: Mary Cornelissen, Carol Elm, Rose Melchert, Lauren Hartman, Cheryl Stevens, Cathy L. Metoxen, Janice Hirth, Racquel Hill, Jennifer M. Stevens, Cheryl Skolaski, Susan White, Dan Skenandor, Paul Witek, Dennis Johnson, Jolene Valladeres, Carole Liggins, Joanie Buckley, Michelle Mays, Linda Dallas, Wilbert Rentmeester, Jennifer Skenandore, Wendy Alvarez, Vicky Matson, Mary Jo Nash, Loretta V. Metoxen, Louise Cornelius, Michele Doxtator, Kathy Metoxen

- I. Call to Order and Roll Call by Chairman Ed Delgado
- II. Opening by Lindsay Danforth

### III. Approve agenda

Motion by Patty Hoeft to adopt the agenda with the noted changes: three additions in open session, 1. Approve CIP package #13-002 54 One Stop replacement and activation of funds, 2. Approve to schedule community meetings regarding gang awareness and prevention, 3. Authorization to proceed with the National Violence Prevention Resource Center consultant agreement for gang awareness and prevention for the community and organization; two additions in executive session, 1. Approve additional 8.5 percent increase for additional duties for Development Division Director, 2. Approve extension for interim Slot Supervisor and delete item XV.D.2a, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Greg Matson, Patty Hoeft,

Paul Ninham, Brandon Stevens

Not present: David Jordan

### IV. Proclamation 9 a.m.

1. A Proclamation to make May 23, 2014 Oneida Nation Code Talkers Day

Sponsor: Ed Delgado

Note: The families of the Oneida Code Talkers will be present to witness approval of the proclamation as part of ongoing efforts to honor and recognize the contributions of those Oneida Nation veterans awarded the Congressional Medal for their service as Code Talkers

Motion by Melinda J. Danforth to adopt resolution 12-11-13-A Proclamation of Oneida Nation Code Talkers Day, seconded by Tina Danforth. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham,

**Brandon Stevens** 

Not present: Ed Delgado, David Jordan

### V. Minutes to be approved

#### 1. Nov. 13, 2013 regular meeting minutes

Motion by Patty Hoeft to defer Nov. 13, 2013 regular meeting minutes to the next Business Committee meeting, seconded by Tina Danforth. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham,

**Brandon Stevens** 

Not present: Ed Delgado, David Jordan

2. Nov. 22, 2013 emergency meeting minutes

Motion by Patty Hoeft to approve Nov. 22, 2013 emergency meeting minutes, motion failed without a second.

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham,

**Brandon Stevens** 

Not present: Ed Delgado, David Jordan

Motion by Patty Hoeft to defer Nov. 22, 2013 emergency meeting minutes to the next Business Committee meeting, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham,

**Brandon Stevens** 

Not present: Ed Delgado, David Jordan

#### VI. Resolutions

#### 1. Fee-to-Trust Application Property Address: 2465 Oakwood Drive, Green Bay

Sponsor: Pat Pelky

Motion by Tina Danforth to adopt the resolution 12-11-13-B Fee to Trust Application Property Address: 2465 Oakwood Drive, Green Bay, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham,

**Brandon Stevens** 

Not present: Ed Delgado, David Jordan

# 2. Native Strong: Healthy Kids, Healthy Futures: Capacity Building Grant-Notah Begay III Foundation

Sponsor: Joanie Buckley

Motion by Tina Danforth to adopt resolution 12-11-13-C Native Strong: Healthy Kids, Healthy Futures: Capacity Building Grant-Notah Begay III Foundation, seconded by Greg Matson. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Greg Matson, Patty Hoeft,

Paul Ninham, Brandon Stevens

Not present: David Jordan

#### VII. Reports

### 1. Emergency Management – Marty Antone

**Excerpt from Oct. 23, 2013:** Motion by Patty Hoeft to defer the Emergency Management report to the next Business Committee meeting, seconded by Vince DelaRosa. Motion carried unanimously.

**Excerpt from Nov. 13, 2013:** Motion by David Jordan to defer the Emergency Management report to the next Business Committee meeting, seconded by Vince DelaRosa. Motion carried unanimously.

Motion by Greg Matson to defer the Emergency Management report to the next Business Committee work meeting, seconded by Paul Ninham. Motion carried with one opposed:

Ayes: Melinda J. Danforth, Vince DelaRosa, Greg Matson, Patty Hoeft, Paul Ninham,

Brandon Stevens

Opposed: Tina Danforth
Not present: David Jordan

For the record: Tina Danforth stated I oppose because I think this is a reporting requirement and

it suffices to meet that requirement. If you want to have a work meeting, that's

fine.

### 2. Governmental Services Division – Don White

**Excerpt from Nov. 13, 2013:** Motion by David Jordan to defer the Governmental Services report to the next Business Committee meeting, seconded by Vince DelaRosa. Motion carried unanimously.

Motion by Paul Ninham to accept the Governmental Services Division report, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Greg Matson, Patty Hoeft,

Paul Ninham, Brandon Stevens

Not present: David Jordan

## 3. Comprehensive Health Division – Dr. Vir/Debra Danforth Deferral Requested

Motion by Melinda J. Danforth to defer the Comprehensive Health Division to the next Business Committee meeting, seconded by Paul Ninham. Motion carried with one abstention:

Ayes: Melinda J. Danforth, Vince DelaRosa, Greg Matson, Patty Hoeft, Paul Ninham,

**Brandon Stevens** 

Abstained: Tina Danforth
Not present: David Jordan

## VIII. Boards, Committees and Commissions

A. <u>Appointments</u>
B. <u>Quarterly reports</u>

1. South Eastern Oneida Tribal Services – Pamela Ninham, Chairwoman

**Excerpt from Oct. 23, 2013:** Motion by Brandon Stevens to defer the South Eastern Oneida Tribal Services quarterly report to the next Business Committee meeting, seconded by Paul Ninham. Motion carried unanimously.

**Excerpt from Nov. 13, 2013:** Motion by Melinda J. Danforth to defer the South Eastern Oneida Tribal Services quarterly report to the next Business Committee meeting, seconded by David Jordan. Motion carried with one abstention.

Motion by Brandon Stevens to defer the South Eastern Oneida Tribal Services quarterly report to the next Business Committee meeting, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Greg Matson, Patty Hoeft,

Paul Ninham, Brandon Stevens

Not present: David Jordan

Amendment to the main motion by Melinda J. Danforth to have the SEOTS liaison to contact the SEOTS board to see if they can be present by video conference or to find out what is happening there, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Greg Matson, Patty Hoeft,

Paul Ninham, Brandon Stevens

Not present: David Jordan

2. Oneida Land Claims Commission – Amelia Cornelius, Chairwoman

**Excerpt from Nov. 13, 2013:** Motion by Melinda J. Danforth to defer the Oneida Land Claims Commission quarterly report to the next Business Committee meeting, seconded by David Jordan. Motion carried with one abstention.

Motion by Tina Danforth to accept the Oneida Land Claims Commission quarterly report, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Greg Matson, Patty Hoeft,

Paul Ninham, Brandon Stevens

Not present: David Jordan

3. Child Protective Board – Lois Strong, Chairwoman

Motion by Patty Hoeft to accept the Child Protective Board quarterly report, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Greg Matson, Patty Hoeft,

Paul Ninham, Brandon Stevens

Not present: David Jordan

4. Anna John Nursing Home Commission – Melinda K. Danforth, Chairwoman

Motion by Patty Hoeft to accept the Anna John Nursing Home Commission quarterly report, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Greg Matson, Patty Hoeft,

Paul Ninham, Brandon Stevens

Not present: David Jordan

**5.** Oneida Nation Commission on Aging – Wes Martin, Jr., Chairman REQUESTED DEFERRAL Motion by Tina Danforth to defer the Oneida Nation Commission on Aging quarterly report, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Greg Matson, Patty Hoeft,

Paul Ninham, Brandon Stevens

Not present: David Jordan

6. Oneida Seven Generations Corporation – William Cornelius, Chairman

Motion by Paul Ninham to table this item, seconded by Tina Danforth. Motion carried with one opposed:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Greg Matson, Paul Ninham,

**Brandon Stevens** 

Opposed: Patty Hoeft
Not present: David Jordan

7. Oneida Airport Hotel Corporation Board – Janice Skenandore-Hirth, Chairwoman

Motion by Tina Danforth to accept the Oneida Airport Hotel Corporation Board quarterly report, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Greg Matson, Paul Ninham,

**Brandon Stevens** 

Not present: Patty Hoeft, David Jordan

8. Oneida Golf Enterprises – Janice Skenandore-Hirth, Agent

Motion by Tina Danforth to accept the Oneida Golf Enterprises quarterly report, seconded by Greg Matson. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Greg Matson, Patty Hoeft,

Paul Ninham, Brandon Stevens

Not present: David Jordan

9. Bay Bank Corporation – Lance Broberg, Chairman

Motion by Brandon Stevens to approve the Bay Bank quarterly report, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Greg Matson, Patty Hoeft,

Paul Ninham, Brandon Stevens

Not present: David Jordan

**10. Oneida Total Integrated Enterprises –** Butch Rentmeester, Chairman

Motion by Brandon Stevens to accept the Oneida Total Integrated Enterprises quarterly report, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Greg Matson, Patty Hoeft,

Paul Ninham, Brandon Stevens

Not present: David Jordan

Motion by Tina Danforth that OTIE provide succession planning for the corporation in their next quarterly report, Seconded by Melinda J. Danforth. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Greg Matson, Patty Hoeft,

Paul Ninham, Brandon Stevens

Not present: David Jordan

Motion by Patty Hoeft to take a 15 minute recess at 1:06 p.m., seconded by Melinda J. Danforth. Motion carried

unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham Not present: Tina Danforth, Ed Delgado, David Jordan, Brandon Stevens

Motion by Patty Hoeft to come out of recess at 1:31 p.m., seconded by Vince DelaRosa. Motion carried

unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham Not present: Tina Danforth, Ed Delgado, David Jordan, Brandon Stevens

IX. Standing Committees

**A.** <u>Legislative Operating Committee</u> – Melinda J. Danforth, Chairwoman

1. Nov. 6, 2013 LOC meeting minutes

Motion by Patty Hoeft to accept Nov. 6, 2013 LOC meeting minutes, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham Not present: Tina Danforth, Ed Delgado, David Jordan, Brandon Stevens

2. Nov. 20, 2013 LOC meeting minutes

Motion by Patty Hoeft to accept Nov. 20, 2013 LOC meeting minutes, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham Not present: Tina Danforth, Ed Delgado, David Jordan, Brandon Stevens

3. Adopt resolution for amendments to Community Support Fund Policy

Motion by Patty Hoeft to adopt resolution 12-11-13-D Amendments to the Community Support Fund Policy, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham Not present: Tina Danforth, Ed Delgado, David Jordan, Brandon Stevens

Motion by Melinda J. Danforth to direct the community support program to collect and report data on the income levels and cost share ability of the individuals who request assistance from the program, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham Not present: Tina Danforth, Ed Delgado, David Jordan, Brandon Stevens

4. Adopt resolution for amendments to Oneida Trust Scholarship Policy

Motion by Patty Hoeft to adopt resolution 12-11-13-E Amendments to the Oneida Trust Scholarship Policy, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham
Not present: Tina Danforth, Ed Delgado, David Jordan, Brandon Stevens

5. Adopt resolution for amendments to Drug and Alcohol Free Workplace Policy

Motion by Patty Hoeft to adopt resolution 12-11-13-F Amendments to the Drug and Alcohol Free Workplace Policy, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham Not present: Tina Danforth, Ed Delgado, David Jordan, Brandon Stevens

**B.** Finance Committee – Treasurer Tina Danforth, Chairwoman

## 1. Dec. 6, 2013 Finance Committee meeting minutes

Motion by Patty Hoeft to approve Dec. 6, 2013 Finance Committee meeting minutes, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham Not present: Tina Danforth, Ed Delgado, David Jordan, Brandon Stevens

C. Community Development Planning Committee – Vince DelaRosa, Chairman

## 1. Nov. 7, 2013 CDPC meeting minutes

Motion by Patty Hoeft to approve Nov. 7, 2013 CDPC meeting minutes, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham Not present: Tina Danforth, Ed Delgado, David Jordan, Brandon Stevens

D. Quality of Life - Paul Ninham, Chairman

#### X. General Tribal Council

# 1. GTC annual meeting 6 p.m. Mon., Jan. 6, 2014, agenda and materials to printing and distribution, retroactive approval

Motion by Melinda J. Danforth to retroactive approve the GTC annual meeting Jan. 6, 2014 agenda and materials for printing and distribution to the membership, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham Not present: Tina Danforth, Ed Delgado, David Jordan, Brandon Stevens

#### XI. Unfinished Business

### 1. Standard procedure for offering premium pay

Sponsor: Geraldine Danforth

**Excerpt from Nov. 13, 2013:** Motion by Vince DelaRosa to have HRD come back with standardized policy, that could be considered for everybody, which includes the time, when it starts and begins, what days it is offered and also the amount for all Holidays, seconded by Melinda J. Danforth. Motion carried unanimously.

Motion by Patty Hoeft to adopt the standard procedure for offering premium pay, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham Not present: Tina Danforth, Ed Delgado, David Jordan, Brandon Stevens

### XII. New Business/Requests

### 1. Oneida Cemetery update

Sponsor: Ed Delgado

Motion by Vince DelaRosa to defer the follow up to the questions to the Chairman's office, seconded by Paul Ninham. Motion carried with two opposed:

Ayes: Vince DelaRosa, Patty Hoeft, Paul Ninham

Opposed: Greg Matson, Melinda J. Danforth

Not present: Tina Danforth, David Jordan, Brandon Stevens

# 2. Request for information for 2014 first quarter Joint Business Committee/Trust Committee meeting

Sponsor: Melinda J. Danforth

Motion by Melinda J. Danforth to request the Chief Financial Officer to prepare the information as requested from the Trust Committee for the Business Committee's review at the next Business Committee meeting, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham Not present: Tina Danforth, Ed Delgado, David Jordan, Brandon Stevens

# 3. Approve limited waiver of sovereign immunity for Wisconsin State-Transportation Electronic DMV Records Service Data Access contract

Sponsor: Patrick Stensloff/Larry Barton

Motion by Patty Hoeft to approve the limited waiver of sovereign immunity for Wisconsin State-Transportation Electronic DMV Records of Service Data Access contract, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham

Not present: Tina Danforth, Ed Delgado, David Jordan, Brandon Stevens

4. Limited waiver of sovereign immunity for Wisconsin Document Imaging Contract #2013-1406, retroactive approval

Sponsor: Jo Anne House

Motion by Patty Hoeft to retroactive approve the limited waiver of sovereign immunity for Wisconsin Document Imaging Contract #2013-1406, seconded by Paul Ninham. Motion approved with one abstention:

Ayes: Vince DelaRosa, Patty Hoeft, Paul Ninham

Abstained: Melinda J. Danforth

Not present: Tina Danforth, Ed Delgado, David Jordan, Brandon Stevens

5. Activate \$8,971,000 from approved FY2014 CIP budget for CIP #10-008 Casino Expansion Projects

Sponsor: Butch Rentmeester

Motion by Melinda J. Danforth to approve activating \$8,971,000 from approved FY2014 CIP budget for CIP #10-008 Casino Expansion Projects, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham Not present: Tina Danforth, Ed Delgado, David Jordan, Brandon Stevens

6. Approve Gaming Facility License

Sponsor: Troy Parr

Motion by Patty Hoeft to approve the Gaming Facility License, seconded by Vince DelaRosa. Motion carried

unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham Not present: Tina Danforth, Ed Delgado, David Jordan, Brandon Stevens

Motion by Melinda J. Danforth to request the Chairman to send over the Gaming Facility License information so

that they can forward it on to the State, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham
Not present: Tina Danforth, Ed Delgado, David Jordan, Brandon Stevens

7. FY2014 Employment, Compensation & Benefits - Geraldine Danforth, HR Area Manager

a. Comprehensive Health Division: Approve workforce level change for Licensed Practical Nurse position

Motion by Patty Hoeft to approve workforce level change for Licensed Practical Nurse position, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham Not present: Tina Danforth, Ed Delgado, David Jordan, Brandon Stevens

b. Development Division: Approve to hire within approved workforce levels in Custodial Department

Motion by Patty Hoeft to approve hiring within approved workforce levels in Custodial Department, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham Not present: Tina Danforth, Ed Delgado, David Jordan, Brandon Stevens

c. Governmental Services Division: Approve to post and hire a one-year, limited-term Project Manager position in Education and Training Department

Motion by Paul Ninham to approve posting and hiring a one-year, limited-term Project Manager position in Education and Training Department, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham Not present: Tina Danforth, Ed Delgado, David Jordan, Brandon Stevens

d. Governmental Services Division: Approve to hire emergency temporary Library Aide for existing employee while on family leave

Motion by Patty Hoeft to approve hiring an emergency temporary Library Aide for existing employee while on family leave, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham Not present: Tina Danforth, Ed Delgado, David Jordan, Brandon Stevens

e. Governmental Services Division: Approve to hire an emergency temporary employee for Head Start Teacher position to replace employee on leave of absence

Motion by Melinda J. Danforth to approve hiring an emergency temporary employee for Head Start Teacher position to replace employee on leave of absence, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham Not present: Tina Danforth, Ed Delgado, David Jordan, Brandon Stevens

# f. Governmental Services Division: Approve to hire two emergency temporary part-time employees in the Warehouse Worker position to replace vacant position

Motion by Patty Hoeft to approve hiring two emergency temporary part-time employees in the Warehouse Worker position to replace vacant position, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham Not present: Tina Danforth, Ed Delgado, David Jordan, Brandon Stevens

# g. Internal Services Division: Approve to continue with posting of Network Analyst position open to all applicants until filled

Motion by Melinda J. Danforth to approve continuing with posting of Network Analyst position open to all applicants until filled, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham Not present: Tina Danforth, Ed Delgado, David Jordan, Brandon Stevens

h. Internal Services Division: Approve to fill vacant Business Systems Analyst position in MIS

Motion by Patty Hoeft to approve filling vacant Business Systems Analyst position in MIS, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham Not present: Tina Danforth, Ed Delgado, David Jordan, Brandon Stevens

# i. Internal Services Division: Approve to post and fill vacant Desktop Support Trainee position in MIS

Motion by Melinda J. Danforth to approve posting and filling vacant Desktop Support Trainee position in MIS, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham Not present: Tina Danforth, Ed Delgado, David Jordan, Brandon Stevens

# j. Gaming Commission: Approve to post to fill vacant Surveillance Technician in Surveillance Department

Motion by Melinda J. Danforth to approve posting to fill vacant Surveillance Technician in Surveillance Department, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham Not present: Tina Danforth, Ed Delgado, David Jordan, Brandon Stevens

 k. Human Resource Department: Approve Workforce Coordinator and one staff member to attend mandatory Administration for Native Americans (ANA) training, Jan. 8-9, 2014, Tulsa, OK

Motion by Paul Ninham to approve Workforce Coordinator and one staff member to attend mandatory ANA training, Jan. 8-9, 2014, Tulsa, OK, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham Not present: Tina Danforth, Ed Delgado, David Jordan, Brandon Stevens

\*Brandon Stevens arrived at 2:00 p.m.

8. Judiciary Update

Sponsor: Melinda J. Danforth

Motion by Paul Ninham to approve the Judiciary update, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham, Brandon

Stevens

Not present: Tina Danforth, Ed Delgado, David Jordan

9. Authorization to continue in-kind office space support to Tribal Procurement Technical Assistance Center (PTAC) at Skenandoah building, retroactive approval e-poll

Sponsor: Patty Hoeft

Motion by Patty Hoeft to retroactive approve authorization to continue the in-kind office space support to Tribal PTAC at Skenandoah building, seconded by Vince DelaRosa. Motion carried with one abstention:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Brandon Stevens

Abstained: Paul Ninham

Not present: Tina Danforth, Ed Delgado, David Jordan

XIII. Travel

A. Travel Reports

**B.** Travel Requests

 Creating and Preserving Traditional Foods planning session, Warm Springs, Oregon, Dec. 12-13, 2013, retroactive approval e-poll

Sponsor: Greg Matson, Paul Ninham

Motion by Patty Hoeft to retroactive approve the Creating and Preserving Traditional Foods planning session, Warm Springs, Oregon, Dec. 12-13, 2013 travel request and to note that the Warm Spring Tribe is covering travel for the Vice Chairman and Council member, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham, Brandon

Stevens

Not present: Tina Danforth, Ed Delgado, David Jordan

For the record: Melinda J. Danforth stated...include that in motion

2. White House holiday reception, Dec. 12-14, 2013, Washington, DC, retroactive approval e-poll

Sponsor: Brandon Stevens

Motion by Patty Hoeft to retroactive approve the White House holiday reception, Dec. 12-14, 2013, Washington, DC travel request, seconded by Melinda J. Danforth. Motion carried with one abstention:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham

Abstained: Brandon Stevens

Not present: Tina Danforth, Ed Delgado, David Jordan

3. WI Governor's Holiday reception, Dec. 10-11, 2013, Madison, WI, retroactive approval e-poll

Sponsor: Ed Delgado

Motion by Patty Hoeft to retroactive approve the WI Governor's Holiday reception, Dec. 10-11, 2013, Madison, WI travel request, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham, Brandon

Stevens

Not present: Tina Danforth, Ed Delgado, David Jordan

4. 2014 National Reservation Economic Summit (RES), March 17-20, 2014, Las Vegas, NV

Sponsor: Tina Danforth

Motion by Melinda J. Danforth to approve the 2014 National RES, March 17-20, 2014, Las Vegas, NV travel request, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham, Brandon

Stevens

Not present: Tina Danforth, Ed Delgado, David Jordan

### XIV. Additions

1. Approve CIP package #13-002 54 One Stop replacement and activation of \$2,500,000 from FY2013 CIP budget and \$700,000 from approved FY2014 CIP budget

Sponsor: Butch Rentmeester

Motion by Paul Ninham to approve the following: a procedural exception to forgo Phase II of the CIP process of routing the CIP Package to the various entities, CIP Package and CIP project #13-002 54 One Stop replacement, activation of \$2,500,000 from the approved FY2013 CIP budget and activation of \$700,000 from the approved FY2014 CIP budget, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham, Brandon

Stevens

Not present: Tina Danforth, Ed Delgado, David Jordan

2. Authorization to proceed with the National Violence Prevention Resource Center consultant agreement for gang awareness and prevention for community and the organization

Sponsor: Ed Delgado

Motion by Melinda J. Danforth to defer the National Violence Prevention Resource Center Consultant contract to the next Business Committee work meeting, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Greg Matson, Patty Hoeft,

Paul Ninham, Brandon Stevens

Not present: David Jordan

Motion by Tina Danforth to have the National Violence Prevention Resource Center Consultant contract brought back to the next Business Committee meeting based on the work meeting recommendations, seconded by Greg Matson. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Greg Matson, Patty Hoeft,

Paul Ninham, Brandon Stevens

Not present: David Jordan

3. Approve to schedule community meetings regarding gang awareness and prevention

Sponsor: Ed Delgado

Motion by Paul Ninham to defer approve to schedule community meetings regarding gang awareness and prevention to the Business Committee work meeting and to have any recommendations brought back to the next Business Committee meeting, seconded by Melinda J. Danforth. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Greg Matson, Patty Hoeft,

Paul Ninham, Brandon Stevens

Not present: David Jordan

### XV. Action in open session on items from Executive Session discussion meeting of Dec. 10, 2013

### A. Reports

### 1. Chief Counsel report – Jo Anne House

Motion by Melinda J. Danforth to accept the Chief Counsel report, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham, Brandon

Stevens

Not present: Tina Danforth, Ed Delgado, David Jordan

# a. Approve limited waiver of sovereign immunity for releasing personal information from Behavioral Health Program as requested under court order in case # 13 CM 1003

Motion by Brandon Stevens to approve the limited waiver of sovereign immunity for releasing personal information from Behavioral Health Program as requested under court order in case # 13 CM 1003, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham, Brandon

Stevens

Not present: Tina Danforth, Ed Delgado, David Jordan

### 2. Gaming General Manager bi-monthly report – Louise Cornelius

Motion by Patty Hoeft to accept the Gaming General Manager bi-monthly report, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham, Brandon

Stevens

Not present: Tina Danforth, Ed Delgado, David Jordan

#### 3. Legislative Affairs/Communications monthly report – Nathan King

Motion by Patty Hoeft to accept Legislative Affairs/Communications monthly report, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham, Brandon

Stevens

Not present: Tina Danforth, Ed Delgado, David Jordan

\*Tina Danforth arrived at 2:14 p.m.

### 4. Oneida Seven Generations Corporation – William Cornelius, Chairman

Motion by Melinda J. Danforth to table, seconded by Brandon Stevens. Motion carried with one opposed:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Paul Ninham, Brandon

Stevens

Opposed: Patty Hoeft

Not present: Ed Delgado, David Jordan

**5.** Oneida Airport Hotel Corporation Board – Janice Skenandore-Hirth, Chairwoman Motion by Paul Ninham to accept the Oneida Airport Hotel Corporation Board report, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham,

**Brandon Stevens** 

Not present: Ed Delgado, David Jordan

### **6. Oneida Golf Enterprises –** Janice Skenandore-Hirth, Agent

Motion by Melinda J. Danforth to accept the Oneida Golf Enterprises report, seconded by Tina Danforth. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham,

**Brandon Stevens** 

Not present: Ed Delgado, David Jordan

#### 7. Bay Bank Corporation – Lance Broberg, Chairman

Motion by Paul Ninham to accept the Bay Bank Corporation report, seconded by Tina Danforth. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham,

**Brandon Stevens** 

Not present: Ed Delgado, David Jordan

**8.** Oneida Total Integrated Enterprises – Butch Rentmeester, Chairman

Motion by Paul Ninham to accept the Oneida Total Integrated Enterprises report, seconded by Vince DelaRosa. Motion carried with one abstention:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham, Brandon

Stevens

Abstained: Tina Danforth

Not present: Ed Delgado, David Jordan

B. <u>Audit Committee</u> – Councilman Brandon Stevens, Chairman

1. Information Technology Compliance Risks

**Excerpt from Nov. 13, 2013:** Motion by Melinda J. Danforth to defer items 4 and 5 under Audit Committee to the next Business Committee meeting, seconded by Vince DelaRosa. Motion carried unanimously.

Motion by Brandon Stevens to defer the IT Compliance Risks back to the Audit Committee for recommendations, seconded by Melinda J. Danforth. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham,

**Brandon Stevens** 

Not present: Ed Delgado, David Jordan

2. Request for Gaming General Manager and Chief Financial Officer to complete the Memorandum of Understanding (MOU) between CFO and Gaming Management Excerpt from Nov. 13, 2013: Motion by Melinda J. Danforth to defer items 4 and 5 under Audit Committee to the next Business Committee meeting, seconded by Vince DelaRosa. Motion carried unanimously.

Motion by Melinda J. Danforth to defer request for Gaming General Manager and Chief Financial Officer to complete the MOU between CFO and Gaming Management back to the Audit Committee to ensure completion of the MOU, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham,

Brandon Stevens

Not present: Ed Delgado, David Jordan

3. Oct. 24, 2013 Audit Committee minutes

Motion by Patty Hoeft to approve Oct. 24, 2013 Audit Committee minutes, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham,

**Brandon Stevens** 

Not present: Ed Delgado, David Jordan

4. Internal Audit October report w/Attachment A

Motion by Patty Hoeft to accept Internal Audit October report w/Attachment A, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham,

**Brandon Stevens** 

Not present: Ed Delgado, David Jordan

5. Complimentary Items & Services Compliance Audit and lift the confidentiality requirement allowing Tribal members to view the audit

Motion by Patty Hoeft to approve Complimentary Items & Services Compliance Audit and lift the confidentiality requirement allowing Tribal members to view the audit, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham,

**Brandon Stevens** 

Not present: Ed Delgado, David Jordan

6. Title 31 Compliance Audit and lift the confidentiality requirement allowing Tribal members to view the audit

Motion by Patty Hoeft to approve Title 31 Compliance Audit and lift the confidentiality requirement allowing Tribal members to view the audit, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham,

**Brandon Stevens** 

Not present: Ed Delgado, David Jordan

C. Unfinished Business/BC directives

### 1. Proposed Interim Enterprise Division Director assignment

Sponsor: Ed Delgado

Excerpt from July 17, 2013: Motion by Patty Hoeft to assign the Farm and Printing to the Internal Services Division director and to complete in not more than 120 days an evaluation of those operations and recommendations to the Business Committee, seconded by Greg Matson. Motion carried with three opposed and the Chairman voting in support of the motion breaking the tie.

Excerpt from Nov. 13, 2013: Motion by Patty Hoeft to defer Proposed Interim Enterprise Division Director assignment to the next Business Committee meeting, seconded by Melinda J. Danforth. Motion carried unanimously.

Motion by Patty Hoeft to defer proposed Interim Enterprise Division Director assignment to the Business Committee meeting in December and to bring back a recommendation at the next Business Committee meeting, which includes retro-active approval of the extension of the interim increase in pay, seconded by Paul Ninham. Motion carried with one abstention and one opposed:

Ayes: Vince DelaRosa, Patty Hoeft, Paul Ninham, Brandon Stevens

Opposed: Melinda J. Danforth
Abstained: Tina Danforth

Not present: Ed Delgado, David Jordan

For the record: Melinda J. Danforth stated my only opposition is to the increase in pay.

### D. New Business/Requests

### 1. Review of Human Resource requests prior to Business Committee review

Sponsor: Ed Delgado

Motion by Patty Hoeft to approve review of Human Resource requests prior to Business Committee review, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham,

**Brandon Stevens** 

Not present: Ed Delgado, David Jordan

2. FY2014 Employment, Compensation & Benefits - Geraldine Danforth, HR Area Manager

a. Custodial: Approve status change from part-time to full-time Custodian position DELETED FROM AGENDA

**Excerpt from Nov. 13, 2013:** Motion by Patty Hoeft to defer this item to the next Business Committee meeting, seconded by Melinda J. Danforth. Motion carried with one abstention.

b. Comprehensive Health Division: Extend Interim Dental Supervisor position and retroactive pay

Motion by Patty Hoeft to approve extending Interim Dental Supervisor position and retro-active pay, seconded by Brandon Stevens. Motion carried with two abstentions:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Brandon Stevens

Abstained: Tina Danforth, Paul Ninham Not present: Ed Delgado, David Jordan

For the record: Paul Ninham stated I'm abstaining on items b, c, d, e, and f. I did not participate

in the discussion yesterday during executive session, on these items only.

c. Development Division: Approve 15 percent additional duties compensation for employee overseeing Oneida Housing Authority construction projects

Motion by Melinda J. Danforth to approve the 12 percent additional duties compensation for employee overseeing Oneida Housing Authority construction projects, seconded by Patty Hoeft. Motion carried with one abstention and one opposed:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Brandon Stevens

Opposed: Tina Danforth Abstained: Paul NInham

Not present: Ed Delgado, David Jordan

For the record: Tina Danforth stated I'm opposing because I don't feel this is an appropriate step

to do, beginning with the temporary assignment and I think this would fall under other duties as assigned. I understand that there are already things under this person, so either they have the capacity to address this area or they don't and just because there are a lot of issues around housing right now, I'm not

comfortable with another layer of bureaucracy.

d. Development Division: Approve additional duties for manager of Oneida Housing Authority with previous wage increase of 15 percent and to be retro-active from date wage was reduced

Motion by Patty Hoeft to approve additional duties for manager of Oneida Housing Authority with previous wage increase of 15 percent and to be retro-active from date wage was reduced, seconded by Brandon Stevens. Motion failed with one abstention and three opposed:

Ayes: Patty Hoeft, Brandon Stevens

Opposed: Tina Danforth, Melinda J. Danforth, Vince DelaRosa

Abstained: Paul Ninham

Not present: Ed Delgado, David Jordan

# e. Gaming Division: Hire emergency temporary Seamstress while existing employee is on medical leave

Motion by Patty Hoeft to approve hiring emergency temporary Seamstress while existing employee is on medical leave, seconded by Vince DelaRosa. Motion carried with three abstentions:

Ayes: Vince DelaRosa, Patty Hoeft, Brandon Stevens Abstained: Melinda J. Danforth, Tina Danforth, Paul Ninham

Not present: Ed Delgado, David Jordan

# f. Internal Services Division: Approve change to Cannery employee from half-time to full-time

Motion by Patty Hoeft to approve changing Cannery employee from half-time to full-time, seconded by Vince DelaRosa. Motion carried with two abstentions:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Brandon Stevens

Abstained: Tina Danforth, Paul Ninham Not present: Ed Delgado, David Jordan

For the record: Tina Danforth stated I believe this is Tribal contribution not grant funds, so that's

my reason for abstaining.

### 3. Approve limited waiver of sovereign immunity for Employee Resource Center contract

Sponsor: Larry Barton

Motion by Patty Hoeft to approve the limited waiver of sovereign immunity for Employee Resource Center contract, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham,

**Brandon Stevens** 

Not present: Ed Delgado, David Jordan

## 4. Approve procedural exception for land acquisition

Sponsor: Pat Pelky

Motion by Patty Hoeft to approve procedural exception for land acquisition, seconded by Paul Ninham. Motion carried with one opposed:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham, Brandon

Stevens

Opposed: Tina Danforth

Not present: Ed Delgado, David Jordan

# 5. Pardon and Forgiveness Recommendations – Vicki Deer, Pardon and Forgiveness Screening Committee Chairwoman

#### a. Antonio Hernandez

Motion by Paul Ninham to adopt resolution 12-11-13-G Regarding Pardon of Antonio Hernandez, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham,

**Brandon Stevens** 

Not present: Ed Delgado, David Jordan

#### b. Kevin House

Motion by Patty Hoeft to adopt resolution 12-11-13-H Regarding Pardon of Kevin House, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham,

**Brandon Stevens** 

Not present: Ed Delgado, David Jordan

### c. Patricia Thomas

Motion by Melinda J. Danforth to adopt resolution 12-11-13-I Regarding Pardon of Patricia Thomas, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham,

**Brandon Stevens** 

Not present: Ed Delgado, David Jordan

#### d. Sherry Skenandore

Motion by Melinda J. Danforth to adopt resolution 12-11-13-J Regarding Pardon of Sherry Skenandore, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham,

**Brandon Stevens** 

Not present: Ed Delgado, David Jordan

#### e. Wayne Leutjen

Motion by Melinda J. Danforth to adopt resolution 12-11-13-K Regarding Pardon of Wayne Leutjen, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham,

**Brandon Stevens** 

Not present: Ed Delgado, David Jordan

#### E. Additions

# 1. Approve additional 8.5 percent increase for additional duties for Development Division Director

Sponsor: Ed Delgado

Motion by Patty Hoeft to approve additional 8.5 percent increase for additional duties for Development Division Director, seconded by Brandon Stevens. The Vice Chairman voted in support of the motion to break the tie.

Ayes: Greg Matson, Patty Hoeft, Paul Ninham, Brandon Stevens

Opposed: Melinda J. Danforth, Tina Danforth, Vince DelaRosa

Not present: Ed Delgado, David Jordan

For the record: Tina Danforth stated I oppose because this creates another level of bureaucracy

and we made two wage adjustments for two people underneath this, so now we're making three wage adjustments to compensate for one area. For the record this person will be held responsible for the condition of this program, based on the interim assignment, based on the wage adjustment. Either you take it all or you don't take any of it. If you want to be compensated, then you get all

the responsibility with it.

#### 2. FY2014 Employment, Compensation & Benefits – Geraldine Danforth, HR Area Manager

#### a. Approve extension for interim Slot Supervisor

Motion by Melinda J. Danforth to approve extension for interim Slot Supervisor, seconded by Brandon Stevens. Motion carried with one abstention:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham, Brandon

Stevens

Abstained: Tina Danforth

Not present: Ed Delgado, David Jordan

Motion by Patty Hoeft to go back into executive session at 2:46 p.m. to discuss the Oneida Seven Generations reports, seconded by Paul Ninham. Motion carried with two opposed:

Ayes: Melinda J. Danforth, Greg Matson, Patty Hoeft, Paul Ninham, Brandon Stevens

Opposed: Tina Danforth, Vince DelaRosa

Not present: David Jordan

Motion by Vince DelaRosa to come out of executive session at 2:58 p.m., seconded by Melinda J. Danforth.

Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham,

**Brandon Stevens** 

Not present: Ed Delgado, David Jordan

XVI. Adjourn

Motion by Vince DelaRosa to adjourn at 2:59 p.m., seconded by Tina Danforth. Motion carried unanimously:

Ayes: Melinda J. Danforth, Tina Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham,

**Brandon Stevens** 

Not present: Ed Delgado, David Jordan