

Oneida Tribe of Indians of Wisconsin

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Approved As
Resol 6-6-86



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 na-
tion, the United States, was
made possible.



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

SPECIAL MEETING

FRIDAY, MAY 16, 1986

Meeting called to order at 9:00 a.m.

Present: Purcell Powless-Chairman, Richard Hill-Vice Chairman, Kathy Hughes-Treasurer, L. Gordon McLester-Secretary, Lloyd Powless, Loi Powless, Mark Powless, Tony Benson-Council Members

Excused: David King-Council Member

Others: Barbara Schuman, Butch Rentmeester, Ron Skenandore, John Spangberg

ADDITIONS TO AGENDA

- Support Resolution for Lac du Flambeau
- Support Indian Community School Run
- Stipend for Tribal School Board

Rick moved to adopt the agenda with the additions, Gordon seconded. Motion carried.

SPONSOR ROLAND VANDEHEI, JR. IN A BIKE-A-THON FOR CYSTIC FIBROSIS AND CONTRIBUTION TO THE INDIAN COMMUNITY SCHOOL IN MILWAUKEE

The Indian Community School was forced to close because of budget cuts. the proceeds will go towards reopening the school.

Kathy moved to contribute \$50.00 to each request. Rick seconded. Mark opposed. Motion carried.

BILL DANFORTH DAY

The Resolution on Bill Danforth Day was deferred until the next Business Committee meeting.

PERSONNEL - Barbara Schuman

- Creation of new positions for Senior Citizen Program -

The request is for 10 part-time Emergency Temporary Positions for Survey Takers at Grade 3.

80615 PERSONNEL (Continued)

Kathy moved to approve, Tony seconded, Lois abstained. Motion carried.

- Crisis Respite Day Care Contract and the Crisis/Respite Worker Job Description - (New Position)

Grade 15; responsible to the Domestic Abuse Coordinator.

Lloyd moved to approve the contract and the new position with a statement added to the job description that this is not a full-time position and is only funded to the end of December, 1986. Kathy seconded. Motion carried.

- Six (6) Public Safety Officers -

The Security Chief requested the creation of six new Public Safety Officer positions. Three (3) of these positions would be filled beginning June 1, 1986 and the next three (3) positions will be filled in September of 1986. Upon completion of training, they will start at grade 18.

Mark moved to approve, Kathy seconded. Tony opposed. Lois abstained. Motion carried.

- Interviewing Process - Request for a Procedural Exception for Public Safety Department -

The Reason for the request is based on the following considerations:

1. The political sensitivity of the position (example: must be sensitive to the issues of the Oneida Tribe being subject to the Joint Commission Suit).
2. The insurance and liability factors the Tribe is subject to because the officers will be carrying firearms and weapons.
3. The need for the Tribe to have extremely well disciplined persons in these sensitive positions.
4. The importance of having persons who are loyal to the Tribe as Public Safety Officers because of their duty to protect the people and property of the Tribe.

It is recommended that the interviewing team consist of Chief of the Public Safety Department, a Representative of Administration of the Oneida Tribe and the Tribal Attorneys, a Representative from Personnel to monitor the interview, and Richard Hill, Business Committee Liaison to the Law Department be present, but not as a voting member.

80815 PERSONNEL (Continued)

After discussion, Mark moved to approve the Procedural Exception request with the exception of the Tribal Attorneys being part of the interviewing team. Kathy seconded.

3 yes votes. Rick, Lloyd and Tony opposed. Lois abstained. Chairman voted yes. Motion carried.

- Health Center Director's Upgrade -

The General Manager and the Health Center Administrator requested the upgrade of the following positions.

	<u>Grade/Step</u>	to	<u>Grade/Step</u>
Deborah Lidbury	19/7		22/7
John Spangberg	20/5		22/5
Kathy King	15/4		22/4
Roberta Kinzhuma	19/3		22/3

This upgrade is requested to be effective as of April 1, 1986 and reflects the new reorganization of the Health Center and the increased duties and responsibilities of each.

Mark moved to approve the request, Rick seconded. 4 yes votes. Lois, Tony and Lloyd opposed. Motion carried.

- Proposed Reorganization of Building & Grounds

Butch Rentmeester, Plant Manager, is centralizing the maintenance areas. In the first phase, the Maintenance/Custodial employees at the Norbert Hill center will report directly to Butch Rentmeester. After this part of the reorganization is stabilized, other maintenance/custodial areas will be put under Building & Grounds. The reorganization at the Norbert Hill Center will start May 19, 1986. Due to this restructuring, Butch requested the following:

1. Creation of 4 New Positions: 2 Custodian/Housekeepers; 1 Dispatch Secretary/Car Pool; 1 Maintenance Trainee
2. Reclassification of positions as follows:

<u>Employee Name:</u>	<u>Present:</u>	<u>To:</u>	<u>Effective Date:</u>
Pete King	17/1	12/9	October 1, 1986
Edward Stevens: Maintenance Custodial to Maintenance Mechanic	9/2	12/6	Upon Approval

§815 PERSONNEL (Continued)

David Danforth	15/2	17/1	Upon Approval
Clarence Cornelius	6/1	4/4	October 1, 1986
Dan Summers: Maintenance Engineer Trainee to Custodian/Housekeeper	12/2	4/2	Upon Approval
Jim Hill Maintenance Worker to Custodian	6/2	4/5	October 1, 1986
Art Charles	6/0	4/3	October 1, 1986
William Stevens: Head Custodian to Head Groundskeeper	10/9	12/7	Upon Approval

All Custodian & Housekeeper positions will be renamed Custodian/Housekeeper.
The General Manager concurs with this request.

Mark moved to approve, Gordon seconded. Tony and Lois opposed. Motion carried.

FINANCE & APPROPRIATION RECOMMENDATIONS PER MEMO OF MAY 8, 1986

The following recommendations are made:

- (1) Parking Lot Expansion at Standing Stone Bldg. - Insurance Marketing Concepts is expanding their business and therefore require additional parking space. Two (2) bids have been obtained: Peter's Concrete for \$450 and George House Construction for \$2,320. George House Construction has bid on 20' by 13' vs. Peter's Concrete on 10' by 160'. It was felt that Peter's bid should be approved with the stipulation that this amount be re-confirmed. The cost will be prorated and recovered through the lease.

Mark moved to approve. Tony seconded. After more discussion, Mark withdrew his motion and moved to table this item for additional information from the Economic Development Office. Lois seconded. Motion carried.

- (2) Telephone System/Bingo - Bingo is requesting approval to purchase the used system from the Norbert Hill Center at a cost of \$4,403. F & A recommends approval.

Lloyd moved to approve, Mark seconded. Lois abstained. Motion carried.

- (3) Copier for OTE - Referred back to Purchasing for research of lease.

No action Needed.

FINANCE & APPROPRIATIONS (Continued)

Reviewed budget for Adolescent Pregnancy Program. No tribal contribution needed. F & A recommends approval.

Mark moved to approve, Tony seconded. Lois abstained. Motion carried.

Vehicle - The Security Department is requesting authorization to purchase a vehicle at a cost of \$7,000. F & A recommends approval of purchase through Management Services with the cost to be recovered by lease payments from Security budget.

Mark moved to approve, Rick seconded. Motion carried.

INFORMATION:

Pull-Tab Machines - F & A approved the purchase of 15 machines at a cost of \$290/ea. for a total cost of \$4,350.

TRAVEL REQUEST - Lloyd Powless

Lloyd is requesting approval to attend the NCAI Conference on June 18 - 20, 1986 in Albuquerque, New Mexico.

Gordon moved to approve, Mark seconded. Kathy opposed. Motion carried.

80815 JOB DESCRIPTION FOR PROJECT COORDINATOR FOR JOM - Ron Skenandore

Ron brought the revised job description that Sue Daniels is presently doing with JOM as requested by the Business Committee. (See attached job description).

Mark moved to approve, Gordon seconded. Kathy and Lois opposed. Lloyd abstained. Motion carried.

TABLED SUBMISSION DATE OF JOM CONTRACT - Ron Skenandore

This matter was tabled at the May 9th Business Committee meeting until Ron could explain the possible effects of sending the JOM Contract in later than recommended from Joe Mooney, BIA. Ron assured the Business Committee that the later date would have no effect on the funding.

Mark moved to take this letter from the table and approve that it be sent to Joe Mooney, BIA. Tony seconded. Kathy opposed. Rick abstained. Motion carried.

TRAVEL REQUESTS - Tony Benson

Tony is requesting approval to attend the following meetings:

1. May 21, 1986, Madison - Meeting on Child Welfare
2. May 22 & 23, 1986, Wausau - Permanancy Planning Meeting (GLITC)
3. May 30, 1986, Madison - Meeting on Working with Indian Families.

Rick moved to approve all requests, Gordon seconded. Mark opposed. Motion carried.

5TH ANNUAL NATIVE AMERICAN INDIAN CONFERENCE ON CHILD ABUSE - Tony Benson

Tony requested approval to have the Oneida Tribe host the 1987 Conference
Kathy moved to approve, Lloyd seconded. Mark abstained. Motion carried.

APPEAL FROM ROBERT & SUZANNE HILL

The Law Office reviewed the record of Robert and Suzanne Hill. They recommended that the Business Committee uphold the decision of the Oneida Housing Authority Board and deny the appeal. Also that the Business Committee direct the Oneida Housing Authority Board to consider staying the execution of the Rental agreement for 90 days contingent on the tenant meeting the terms of the agreement, after which time, it should be rescinded. This direction is in consideration of the extenuating circumstances in this case.

Mark moved to approve the recommendation, Gordon seconded. Tony opposed. Motion carried.

REQUEST FROM THE UTE TRIBE

The Ute Indian Tribe hosted a Conference on sovereignty/jurisdiction on March 11, 1986. The Conference was attended by many Tribes in the Western States.

The purpose of the Conference was to make the Tribes aware of a threat to the basic Tribal Sovereignty of Indian Tribes posed by the Congress of the United States as it considers a number of legislative initiatives that would further limit Tribal Sovereignty. The Ute Tribe's jurisdiction is being questioned by the Utah Congressional delegation through hearings to be held by the Senate Select Committee on Indian Affairs. It is our view that the Utah delegation and especially Senator Jake Garn will introduce legislation that will diminish the Ute Tribe's jurisdiction.

Because of the Tribe's success in the court, the State of Utah, Counties and Cities are now looking for Congress to limit or take away that which we have thus far established in courts.

REQUEST FROM UTE TRIBE (Continued)

The Ute Tribe is requesting help in dealing with this important issue. They request the Oneida Tribe to help by adopting the following resolution and sending it to the Senate Select Committee on Indian Affairs and to our Congressional delegation. The Senate Select Committee hearing is scheduled for May 21, 1986.

Resolution 5-16-86-G:

WHEREAS, the Sovereignty of Indian Tribes had been recognized in Court decisions, legislation, and executive orders; and

WHEREAS, the exercise of certain sovereign powers within a Tribe;s territorial jurisdiction is essential to a Tribe's self-government; and

WHEREAS, the Sovereign powers of Indian Tribes are a subject of and within the jurisdiction of the Senate Select Committee on Indian Affairs.

NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL (GOVERNING BODY) OF THE ONEIDA TRIBE OF INDIANS OF WISCONSIN: that the pending hearings to be held by the Senate Select Committee on Indian Affairs regarding the jurisdiction and sovereign powers of the Ute Indian Tribe be open to all Indian Tribes and that the Senate Select Committee on Indian Affairs provide information and dates on the hearing to provide sufficient time for Tribes to participate in the hearing.

BE IT FURTHER RESOLVED: that the Senate Select Committee on Indian Affairs schedule any hearings on Sovereignty and Jurisdiction regarding the Ute Indian Tribe after there has been a final decision by the United States Supreme Court on the appeal of the State of Utah et. al. on the jurisdiction case: Ute Indian Tribe v. State of Utah et. al.

BE IT FURTHER RESOLVED: that the Oneida Tribe of Indians of Wisconsin intends to participate in hearings on jurisdiction of Indian Tribes.

Mark moved to approve the requests, Kathy seconded. Motion carried.

COMMUNITY DEVELOPMENT BLOCK GRANT RESOLUTION #5-16-86-A

WHEREAS, the Oneida Tribe of Indians of Wisconsin and Indian Health Service entered into Memorandum of Agreement BE-85-928 effective September 10, 1985 and,

WHEREAS, in this Memorandum the Oneida Tribe agreed to commit \$40,000 and Indian Health Service, \$200,000 for sewer and water services dependant on the development of a mobile home subdivision, and

RESOLUTION #5-16-86-A (Continued)

WHEREAS, funding for the development of this mobile home subdivision is available from the Department of Housing and Urban Development.

NOW, THEREFORE BE IT RESOLVED: that the Oneida Tribe hereby asserts that the Memorandum of Agreement is still in effect and that the Tribe and IHS remain committed to spending the agreed upon amounts for this project.

Kathy moved to adopt Resolution #5-16-86-A. Gordon seconded. Mark opposed. Motion carried.

FORT HOWARD SLUDGE POND - John Spangberg

John explained that he is working with the Government Agencies on getting site evaluations here on the Oneida Reservation. There are funds to do some site evaluation, but not enough to cover everything. John is recommending that a site evaluation be approved for the old Oneida Dump and if there is any funds left over, they be used at the Fort Howard Site. USGS is contacting the present owner of the dump.

Mark moved to approve a site evaluation of the old Oneida Dump. Gordon seconded. Motion carried.

LAND COMMITTEE RECOMMENDATIONS PER MINUTES OF MAY 13, 1986

1. The Land Committee recommends the approval of Annette Cornelius' leasehold interest to Valley Bank of Seymour for \$15,000 (Home Improvement Loan). Resolution #5-16-86-F.

Mark moved to approve, Kathy seconded. Tony opposed. Motion carried

2. The Land Committee recommends approval to accept the sub-leasing of Maxine Thomas to Albert Baird for six (6) years on her site at Cora House. Resolution #5-16-86-C

Tony moved to approve, Mark seconded. Kathy abstained. Motion carried.

3. The Land Committee recommends approval to accept the following proposed agriculture leases: Paul Vanhandel (former Elmer Vanden Bloomer) Resolution #5-16-86-D and Marvin Lucas (Ranch Road, next to Sal Smith) Resolution #5-16-86-E.

Lloyd moved to approve both leases, Lois seconded. Motion carried.

4. The Land Committee recommends approval to accept the addition of seven acres (5 tillable) to Lois and John Powless' agriculture lease on Moore Road.

Kathy moved to approve, Lloyd seconded. Mark abstained. Lois did not vote. Motion carried.

LAND COMMITTEE RECOMMENDATIONS (Continued)

5. Mr. Lee McLester is asking for an amendment to sub-lease his building if he cannot find a buyer. The Land Committee recommends that the present lease be cancelled and that Mr. Lee McLester submit an alternate business plan for the use of the building. Discussion followed on the letter Mr. Lee McLester sent in which he states his plans to either sell if a buyer can be found, or amend the lease to allow him to sub-lease.

Rick moved to approve the request from Lee McLester to amend the lease to allow him to sub-lease if he cannot find a buyer. Kathy seconded. Mark and Lloyd opposed. Tony abstained. Gordon did not vote. Motion carried.

6. The Land Committee recommends that Mr. Lee McLester be informed that there should be no further renting the building for storage. No action needed.

7. The Land Committee recommends to renew Terry and Cheryl Smiths' rental lease for one (1) year.

Lois moved to approve, Kathy seconded. Motion carried.

8. The Land Committee recommends that the rent at the Van Schyndel Farmhouse be raised to \$350 from \$300 and renew Regina Funk's rental lease for one year.

Tony moved to approve, Kathy seconded. Motion failed. After discussion, Lloyd moved to raise the rent to \$325. Lois seconded. Rick, Tony and Mark opposed. Motion carried.

Mark wanted the record to show that he was in favor of the rent remaining at \$300.00.

9. Peterson Farmhouse, the attached inspection report showed 21 items needing repairs. The list was sent to the former renters and a response was never received taking responsibility for three (3) items out of the nine (9) which were charged to the tenant.

The Land Committee recommends to include cleaning costs (estimate) to the nine items, the tenant was charged with, also seven extra days past April 15, 1985 (tenants returned key April 25). This amount to be deducted from the security deposit.

Mark moved to deny the request and that the tenant be charged for items 1, 16 and 21. There was no second.

Lois moved to table this item until this has been reviewed by the Land Committee, and if she is not satisfied, she can appeal to the Business Committee. Kathy seconded. Mark and Lloyd opposed. Motion carried.

LAND COMMITTEE RECOMMENDATIONS (Continued)

10. Pat Cornelius requested credit of \$834.20 on two (2) acres of the Ambrosius land she didn't farm for two (2) years, due to slumpage and brush. The Land Committee recommends a credit of \$40.00 be given based on the request.

Lois moved to approve the \$40.00 recommendation. Tony seconded. Motion failed. After discussion, Mark moved to oppose the recommendation. Kathy seconded. 3 yes votes. Lois, Lloyd and Tony voted no. Rick abstained. Chairman voted yes. Motion carried.

Mark requested that the Land Office Director provide the Business Committee with an updated report on the business transactions that have transpired between Pat and Merlin Cornelius and the Oneida Tribe.

REQUEST FROM LAC DU FLAMBEAU RESOLUTION #5-16-86-H

WHEREAS, the Lac du Flambeau Band of Lake Superior Chippewa Indians is developing a Vocational/Technical Training Center to provide educational opportunities for the development of "para-professional" Natural Resources Manager, and

WHEREAS, the Oneida Tribe of Indians of Wisconsin wishes to utilize this vocational/technical center by enrolling tribal members in the education and training program to develop its "para-professional" natural resource management capabilities.

NOW, THEREFORE BE IT RESOLVED: that the Oneida Tribe of Indians of Wisconsin request that the Department of Education support the Lac du Flambeau Band in its efforts to develop a Vocational/Technical Training Center which will provide "para-professional" natural resource management training to interested Tribes throughout the nation, and

BE IT FURTHER RESOLVED: that the Lac du Flambeau Vocational/Technical Center and the "para-professional" management concept will substantially benefit the Tribe's efforts to develop professional natural resource management capabilities and self-determination objectives.

Mark moved to adopt resolution #5-16-86-H, Lloyd seconded. Lois abstained. Motion carried.

STIPENDS FOR TRIBAL SCHOOL BOARD MEMBERS

Mark moved that the Tribal School Board be paid a stipend and that it be effective retroactively beginning with receipt of the authorization from the Bureau of Indian Affairs (March) to continue through the remainder of the budget year. Lloyd seconded. After discussion, 3 yes votes; 4 no votes. Motion failed.

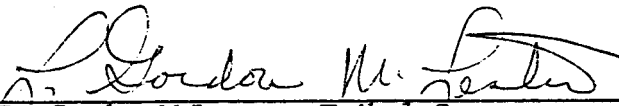
ONEIDA TRIBE OF INDIANS OF WISCONSIN
SPECIAL MEETING - MAY 16, 1986
Page 11

TRIBAL SCHOOL BOARD (Continued)

Lois moved that this item be taken before the General Tribal Council in July, Lloyd seconded. After more discussion, Lois withdrew the motion, Lloyd agreed.

Mark moved to have a meeting with the Tribal School Board to discuss the request for stipends. Lloyd seconded. Motion carried.

11:00 Mark moved to recess Rick seconded. Motion carried



L. Gordon McLester, Tribal Secretary
Oneida Business Committee