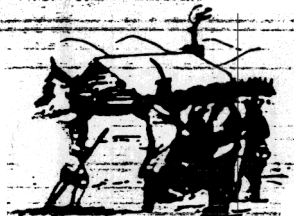


Oneida Tribe of Indians of Wisconsin

Post Office Box 365

Phone: 869-2214

Oneida, WI 54155



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



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.

Approved As
Read/Corrected
7-10-91

REGULAR MEETING

WEDNESDAY, MAY 29, 1991

Present: Rick Hill-Chairman, Deborah Doxtator-Vice Chairperson, Loretta V. Metoxen-Treasurer, Amelia Cornelius-Secretary, Lloyd Powless, Russell Metoxen, Julie Barton, Mark Powless, Shirley Hill-Council Members

Others: Chas Wheelock, Z. Ron Skenandore, Chris Doxtator, Kathy King, Mary Ellen Hayes, Thelma McLester, Bobbi Webster, Vera Wilson, Sarah Plummer, Robin Jaeger, Jim Van Stippen.

PRAYER: Lloyd Powless

I. CALL TO ORDER Chairman Hill

II. APPROVAL OF AGENDA

Russell Metoxen moved to approve the agenda as amended:

- a. Travel for Debbie Doxtator
- b. 1/2 day Vacation for Amelia Cornelius
- c. GTC Agenda
- d. Home Garden Resolution
- e. DNR Appointment
- f. BIA Priority System
- g. Secretary Whitburn Meeting
- h. DOL-CETA Agreement
- i. Oneida Group Discussion
- j. UWGB Advisory Committee

Motion seconded by Mark Powless motion carried unanimously.

III. NEW EMPLOYEES: None

IV MINUTES TO BE APPROVED: None Scheduled

V. TABLED UNFINISHED BUSINESS:

- 1) Fire Protection Agreement by Resolution - Towns of Hobart & Oneida
Chas Wheelock

Amelia Cornelius moved to take from the table, second by Julie Barton, motion carried unanimously.

Discussion on proposed resolution. Information on reference to grants and the tribe providing water not included.

Shirley Hill moved to table resolution, second by Julie Barton;

Shirley Hill withdrew motion;

Shirley Hill moved to approve contingent upon inclusion of recommended changes, second by Julie Barton;

Shirley Hill again withdrew motion as contract is not due until June 30.

Shirley Hill moved to table resolution, second by Julie Barton, motion carried unanimously.

Chairman Hill requested Loretta Metoxen to work with Chas Wheelock on the revision of the resolution.

VI. REPORTS

1. HUMAN RESOURCES -

A) Approval Requested for: None

B) Hiring Information:

C) Transfers/Promotions/Reassignments

- 1) Transfer of Kristin Strong from Clerk/Cashier to Retail Division

2 TRAVEL REPORTS

- 1) Information: Rick Hill to Boulder, Colorado for NARF meeting April 3-5, 1991

A letter was written previously to Ada Deer providing information on donations to NARF by the Oneida Tribe. Funds should be incorporated into the FY'92 budget for NARF.

Amelia Cornelius moved to approve the Chairman's report, second by Debbie Dostator, motion carried unanimously.

3. OTHER REPORTS - None

VII. NEW BUSINESS

1. RESOLUTIONS

- A) Retroactive Approval for Resolution #5-22-91-E RE: Ada Deer Recognition

WHEREAS, Ada Deer is a member of the Menominee Nation, and

WHEREAS, Ada Deer is among the leadership of the Menominee Restoration Committee and served as its Chairman, and

WHEREAS, Ada Deer has received several prestigious awards. One of the most outstanding awards is that in 1982 Ada Deer was one of the first women to receive a Wonder Woman Award from the Wonder Woman Foundation.

ONEIDA TRIBE OF INDIANS OF WISCONSIN

MAY 29, 1991 - REGULAR MEETING

Page 3

WHEREAS, Ada Deer most recently received the Distinguished Achievement Award from the American Indian Resources Institute, and

NOW THEREFORE BE IT RESOLVED: that the Oneida Business Committee with respect adds its congratulations and recognition to Ada Deer for her years of service to all Indian Nations at the State and Federal Level.

Loretta Metoxen moved to adopt Resolution #5-22-91-E, second by Shirley Hill motion carried unanimously.

- B) Retroactive Approval for Resolution #5-23-91-A RE: Additional Mental Health Funds for FY'92 P.L. 93-638/P.L. 100-472 Contract with IHS

WHEREAS, the Oneida Business Committee, in the interest of continuing to provide mental health care services to its members and their families; and

WHEREAS, the United States Department of Health and Human Services, Indian Health Service has funds available to provide for the continued delivery of mental health services by the Tribe; and

WHEREAS, the Oneida Business Committee desires to provide for those services under the authority of P.L. 93-638/P.L. 100-472 (Indian Self-Determination Act/1988 Amendments) Contract with the Indian Health Service; and

NOW THEREFORE BE IT RESOLVED: that the Oneida Tribe of Indians of Wisconsin is requesting \$15,000.00 in non-recurring mental health funds to be added to its Fiscal Year 1992 P.L. 93-638/P.L. 100-472 Contract with the Indian Health Service, and

BE IT FURTHER RESOLVED: that the Tribal Chairman and/or his designee; and the Oneida Social Services Manager are authorized to negotiate the contract, any amendments and/or renewals, and

BE IT FINALLY RESOLVED: that the authorization under this resolution remain in effect until rescinded or suspended.

Shirley Hill moved to adopt Resolution #5-23-91-A, second by Julie Barton, motion carried unanimously.

2. REQUESTS

- A) Land Negotiations Committee Recommendations of 5/16/91 - Chris Doxtator

A suggestion was made to send another offer:

Hanson Site - Parcel No. 6H-1154

Offer to be \$12,000, earnest money \$2,000, closing to be 60 days from date of acceptance.

City of Green Bay - Parcel NO. 6H-1155

Offer to be \$11,500, earnest money \$2,000 closing to be 40 days from acceptance.

The Negotiations Committee requests the funds be identified as those which were taken from the Land Department to pay a recent Insurance Claim, this money totaled \$26,385.

Amelia Cornelius moved to approve contingent upon action of F&A in regard to identification of funds from the insurance claim, second by Shirley Hill, motion carried. Loretta Metoxen opposed as this is consolidating two issues and there are other funds available in the Land Budget.

Julie Barton moved to request follow up by Kathy King to develop a team of persons to develop a policy identifying a source of funds to pay the deductible for insurance claims, second by Loretta Metoxen, motion carried. (Previous action specified only Bette Gould.)

B) Recommendation for "School-to-Work Transition" - Lloyd Powless

It was suggested that a position be developed on this issue in regard to excluding school co-op programs, limit time working when school is in session but not on weekends and enforcement of present laws.

Julie Barton moved to appoint Lloyd Powless to form a task force to develop a position on the school to work a transition program, second by Shirley Hill, motion carried. Lloyd Powless Abstain.

C) Native American Transportation Assoc. Conf. Report & Request for Financial Support

Lloyd Powless moved to refer joining this association and modification of the Business Committee budget for identification of funds for membership fee, second by Debbie Doxtator, motion carried unanimously.

Debbie Doxtator moved to send information to Bruce Danforth and the Planning Department, second by Shirley Hill, motion carried unanimously.

Loretta Metoxen moved to adopt a similar resolution which reads as follows, for support to the legislature, second by Lloyd Powless, motion carried unanimously.

WHEREAS, the Oneida Tribe of Indians of Wisconsin is a federally recognized Indian government and a treaty tribe recognized by the laws of the United States; and

WHEREAS, the Oneida General Tribal Council is the governing body of the Oneida Tribe of Indians of Wisconsin; and

WHEREAS, the Oneida Business Committee has been delegated the authority of Article IV, Section 1 of the Oneida Tribal Constitution by the Oneida General Tribal Council, and

WHEREAS, the Native American Transportation Association (NATA) is a National organization of Indian tribes, with associate membership of Indian individuals and organizations, whose mission is to improve transportation infrastructure on Indian reservations and in Indian communities; and

WHEREAS, the present day condition of road systems on Indian reservations are comparable to the rural roads systems of the United States in the 1940's; and

Resolution #5-29-91-B (Cont.)

WHEREAS, traffic accidents are the leading cause of death on many Indian reservations; and

WHEREAS, the severe problems experienced by Indian people in the fields of education, health, housing, economic development, and law enforcement cannot be adequately resolved without adequate roads; and

WHEREAS, NATA recognizes that beyond the construction of badly needed roads the IRR program provides significant social and economic impacts to each local reservation economy; and

WHEREAS, the reservation roads needs are now met by funding under the Federal-Aid Highway Act from the Highway Trust Fund with current statutory allocation for the Indian Reservation Road (IRR) system as a part of the Federal Lands Highway Program of \$80,000,000 annually; and

WHEREAS, a 1990 Bureau of Indian Affairs report notes that \$80,000,000, is grossly inadequate; that \$95,000,000 annually is needed simply to maintain the existing level, and that \$227,000,000 annually would be needed to upgrade the IRR to an acceptable level over 25 years; and

WHEREAS, the Surface Transportation Assistance Act of 1987, including reauthorization of funding for the federal-Aid Highway act, must be reauthorized by Congress for fiscal year 1992 and beyond; and

WHEREAS, the Administration's proposed legislation for reauthorization, as contained in S.610 and H.R. 1351, contain a funding level for the IRR far below that recommended in the BIA Report; and

WHEREAS, Senator Domenici of New Mexico and Senator Inouye of Hawaii have jointly introduced S.515 authorizing IRR funding at \$225,000,000 annually and Congressman Miller of California recently introduced a House bill authorizing IRR funding at \$227,000,000; and

WHEREAS, other provisions of the Surface Transportation Assistance act should be re-enacted or modified to meet Indian needs;

NOW THEREFORE, BE IT RESOLVED, that the Oneida Business Committee support NATA at a convention in Albuquerque, New Mexico on April 29-30 and May 1st, on the following:

(A) The NATA supports the more realistic funding levels for IRR for fiscal years 1992-1996 as provided in S.515 and the bill of Congressman Miller of California.

(B) The NATA also supports appropriate amendments to the reauthorization legislation as may best serve the interests of Indian tribes and communities including, among others, provisions to--

- (1 ensure that the obligation of the States to fairly and equitably provide road construction services to Indian reservation areas as provided in existing law is enforced;

Resolution #5-29-91-B (Cont.)

- (2) ensure that the technical assistance funding for the education and training of federal, state, and local highway employees be made available to Indian tribes;
- (3) ensure that State Officials are required to consult with tribal officials as "appropriate local officials" in the designation of the state highway system and selection of each state highway project on or near an Indian reservation;
- (4) provide that at least 2% of the annual IRR allocation be made available to Indian tribes, under appropriate criteria, for tribal IRR administration costs, and 2 1/2% of the annual IRR allocation be made available to Indian tribes for tribal transportation planning efforts;
- (5) enhance funding of Indian Highway Safety Programs under the highway Safety Act. This program should include incentives for tribes to develop meaningful highway safety programs and codes;
- (6) ensure that tourism development is encouraged as set out in S.540 by Senator Burns on Montana;
- (7) authorize funding for the construction of major IRR bridges that qualify under the Major Bridge Discretionary Program, namely at Four Bears on Fort Berthold, Fort Yates on Standing Rock, and Birdsprings on the Navajo Indian Reservation. These projects are recommended in the BIA's 1990 report;
- (8) BIA should be directed to develop guidelines for demonstration projects which will demonstrate the effectiveness of tribal programs which incorporate construction and public transit programs in a multiple use concept to stimulate economic development, reduce unemployment and improve the quality of life on Indian reservations. These guidelines should include a requirement for an independent evaluation and report on the effectiveness of such programs;
- (9) Make Public Law 93-6348, the Indian Self-Determination and Education Assistance Act, apply in its entirety to all funds authorized from the Highway Trust Fund for the IRR program;
- (10) provisions of the Buy Indian Act should continue to apply to all funds authorized for the IRR program. The BIA should be directed to promulgate Buy Indian Act regulations by a reasonable but definite date;
- (11) BIA should be directed to consult with tribal representatives and Indian owned businesses to address the issues identified by the Special Committee on Investigations of the Senate Select Committee on Indian Affairs in its Final Report and Legislative Recommendations with regard to procurement under the Buy Indian Act and certification of Indian contractors.
- (12) the Federal Highway Administration and BIA should be required to include tribal representation in the Memorandum of Agreement through which all IRR funds are administered.

Resolution #5-29-91-B (Cont.)

(c) That NATA supports such other provisions or amendments of the reauthorization legislation as may best meet tribal interests, and

BE IT FURTHER RESOLVED: that the officer, staff and consultants of NATA take all necessary steps to carry out the provisions of this resolution, including such contacts with congressional committees and staff as may be necessary.

D) GLITC Annual Awards Nominations Banquet

Loretta Metoxen moved to refer to the General Manager and Area Managers for recommendations for nominations, second by Lloyd Powless, motion carried unanimously.

E) Request to Submit a Grant for a New Bus for Headstart - Mary Ellen Hayes

Loretta Metoxen moved to approve, second by Amelia Cornelius, motion carried unanimously.

3. CONTRACTS/AGREEMENTS

4. TRAVEL REQUESTS (Include Cost Estimates)

A) Discussion: Annual Indian Land Consolidation Conference in Pendleton, Oregon, June 10-12, 1991

Amelia Cornelius moved to authorize Mark Powless to attend the conference using the locked in flight program, second by Debbie Duxtator, motion carried. Mark Powless abstain.

Add- a) Loretta Metoxen moved to authorize Debbie Duxtator to travel to Boulder, Co. on June 17 (lodging, tuition, transportation paid by program), second by Amelia Cornelius, motion carried. Debbie Duxtator abstained.

5. VACATION REQUESTS

Add- b) Russell Metoxen moved to approve 1/2 day vacation for Amelia Cornelius on 5/29/91, second by Debbie Duxtator, motion carried. Amelia Cornelius abstained.

VIII. OTHER (Additions)

c. GTC Agenda

Mark Powless moved to approve the inclusion of a draft agenda in the GTC booklet for publication and a final agenda to be presented to the GTC on July 1, second by Debbie Duxtator, motion carried unanimously.

Debbie Duxtator moved to reverse the order of reports after the Business Committee and General Manager reports, second by Amelia Cornelius, motion carried unanimously.

d. Home Garden Resolution

WHEREAS, the Oneida Tribe of Indians of Wisconsin is eligible to apply for contracts with the Bureau of Indian Affairs to plan, conduct, and administer all or parts of Bureau authorized programs, under authority of Public Law 93-638, and

NOW THEREFORE BE IT RESOLVED THAT:

1. The Scope of the Plan is to conduct and administer the Tribal Self Determination Contract.
2. The Tribal Chairman is authorized to negotiate and execute the Plan and any amendments thereto.
3. The authorities granted herein shall be effective until such time as the Tribal Governing Body takes further action by resolution.
4. The Tribal Governing Body shall review the plan and any amendments thereto before execution.
5. The proposed dates for the project are May 1, 1991 through September 31, 1991.

BE IT FURTHER RESOLVED THAT: the Oneida Tribe of Indians of Wisconsin wishes to expend \$4,500.00 as outlined in the pre-existing budget authorization from the Bureau of Indian Affairs for the Garden Project Grant.

Amelia Cornelius moved to adopt Resolution #5-29-91-A contingent upon changes in the Fire Protection agreements, second by Mark Powless, motion carried. The above resolution has changes incorporated.

- e. Appointment of Sarah Plummer as Oneida Representative on DNR Clean Water Resolution.

Chairman Hill recieved a phone call from Jonathon Young Eagle that Sarah was his recommendation.

Shirly Hill moved to take Resolution 5-22-91-C from the table and to reaffirm adoption, second by Mark Powless, motion carried unanimously.

f. Discussion on the Indian Priority System

Discussion on the Indian Priority system for the format or distribution of BIA funds to tribal governments. Meeting attended by Loretta Metoxen and Julie Barton. Mr. Jaeger stated they missed the most important part of the meeting which explained the distribution rationale. For FY'92 there will be a \$25 million increase nationally with Great Lakes Agency receiving a 9% increase in an approximate amount of \$380,000 in '92 and approximately a \$150,000 increase in '93 for an overall increase of approximately \$530,000 overall in the next 2 years. Lac Du Flambeau recieved \$102,000 for law enforcement due to their lobbying efforts.

Loretta Metoxen stated that there is still justification for a change in the distribution figures and that the formula should be based on population. Mr. Jaeger does not feel distribution by population would be fair to smaller tribes based on land and population but should be based on need. The funds are basically distributed equally now.

Loretta Metoxen will share information on cooperative education with Thelma McLester. Rick Hill will provide information on the reorganization of the BIA from GLITC to the Business Committee.

Loretta Metoxen's recommendation is to keep \$5,600 in the Fire Protection line item and to move the balance to Safety Management for FY'91 on the Band Analysis and to contact the Central Office in regard to the change.

Lloyd Powless moved to approve the recommendation, second by Debbie Duxtator, motion carried unanimously.

g. Meeting with Sec. Whitburn of Dept. of Social Services in Madison.

Amelia Cornelius moved to approve travel for the Chairman to attend the meeting on June 25, 1991, second by Debbie Duxtator, motion carried unanimously.

h. DOL Agreement

A copy of the letter and agreement are to be sent to Ujke and Thelma McLester.

Oneida Group Joint Venture

Comments by Lloyd Powless on the contract and that it is not favorable for the Tribe. Comments by Amelia Cornelius for need for Business Plans, audits, reference checks, financials and past performance of the company. Comments by Debbie Duxtator that due diligence is needed by the Business Committee before the Tribe becomes involved in any joint investments or ventures. Loretta Metoxen commented that the contract is the same as the ORTEK Agreement with minor changes in capital invested and names. It was recommended that this be reviewed by ED&PC, Comptroller, Economic Development, Tribal Attorney and General Manager for recommendations prior to presentation to the Business Committee.

Discussion on investment policy of the Tribe. Loretta Metoxen is recommending shifting responsibility to the Trust Committee as she is unable to handle the daily responsibility of review and monitoring of the investments. A system of monitoring needs to be developed.

Lloyd Powless moved to refer the contract to Kathy King, Jim Van Stippen, Larry Barton, Lynn VandenLangenberg, Planning Department, and Tribal Attorney for review and recommendation, second by Russell Metoxen, motion carried unanimously.

j. UWGB American Indian Advisory Committee

Amelia Cornelius and Thelma McLester expressed concerns in the Chancellor's handling of the Assistant Chancellor's position vacated by Bill Gollnick. The Chancellor is not supporting the efforts to have Indian Preference on the description. Other concerns were expressed.

Loretta Metoxen moved that the Secretary write a letter expressing the concerns to the Chancellor with a copy to the Business Committee, second by Julie Barton, motion carried. Amelia Cornelius abstain.

OTHER CONCERNS

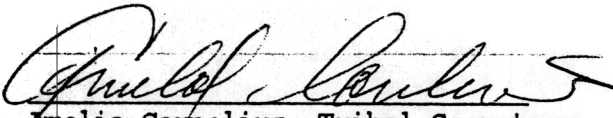
Chas Wheelock expressed concern over the persons convicted of conspiracy charges in regard to arson at New York and are incarcerated in various prisons throughout the U.S. This was referred to Lloyd Powless and the Iroquois Task Force.

Sarah Plummer informed the Business Committee of the need for a location for the construction company job site trailer. She was referred to work with Bingo staff and Chris Doxtator on a site.

IX. EXECUTIVE SESSION

X. RECESS/ADJOURN

Amelia Cornelius moved to recess, second by Loretta Metoxen, motion carried unanimously.



Amelia Cornelius, Tribal Secretary
Oneida Business Committee