

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
1/15/92

REGULAR MEETING

WEDNESDAY, January 3, 1992

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

Excused: Julie Barton, Russell Metoxen - Vacation

Others: Jan Malcolm, Bernice Elm, Arlene Benson, Barbara Schuman, Dorothy Powless, Sherri Mousseau, Lois Strong, Donna Richmond, Art Skenandore, Ernie Stevens, Jr., Mary Ellen Hayes, Attorney Sharon House, Roberta Kinzhuma, Celene Elm, Bobbi Webster, Debbie Powless, Attorney Gerald L. Hill, Pearl McLester, Thelma McLester, Margaret King-Francour, Dale Wheelock, Wendell McLester, Mark A. Powless, Chas Wheelock, Pat Cornelius, Sarah Plummer, Ron Peterson, Allen Doxtator, Vera Wilson

PRAYER: Barbara J. Schuman

I. CALL TO ORDER

II. APPROVAL OF AGENDA

Deborah Doxtator moved to approve agenda with additions, second by Mark Powless, motion carried unanimously.

1. Smoke Free Environment
2. Legal Fees for Altheimer & Gray
3. Agreement Renewal with Whiteco Metrocom Structure
4. Public Hearing Request
5. Travel Report/Lloyd E. Powless, Jr.
6. Travel Report NIGA/Gaming Testimony
7. Joint Task Force
8. FHMA Revesionary Clause
9. Community Meeting
10. ICL Update

III. NEW EMPLOYEES:

IV. MINUTES TO BE APPROVED:

December 04, 1991 - Regular - approved as written
December 11, 1991 - Regular - approved as written
December 18, 1991 - Regular - approved as corrected (Page 6, Deborah Doxtator opposed, not abstained.)

V. TABLED UNFINISHED BUSINESS:

MINUTES TO BE APPROVED:

November 13, 1991 - Regular - approved as corrected.

Amelia Cornelius moved to take from table, second by Deborah Doxtator, motion carried unanimously.

VI. REPORTS

1. HUMAN RESOURCES -

A) Approval Requested for:

1. Job Description - Housing Specialist - Roberta Kinzhuma
Referred to Community Development for review
2. Gaming Account Clerks (4) New Positions

Deborah Doxtator moved to approve Gaming Account Clerks position, second by Loretta V. Metoxen, motion carried unanimously.

3. Two additional Teachers and Teachers Aide - Head Start

Amelia Cornelius moved to approve positions, second by Deborah Doxtator, motion carried unanimously.

4. Elder Abuse Prevention Team Leader -Requested to take from agenda.

- 5 Chief Financial Officer

Amelia Cornelius moved to defer to Finance Legislating Operating Committee, second by Deborah Doxtator,

Deborah Doxtator moved to amend motion to include Treasurer's Resolution and Kathy King's comment to Finance Legislative Operating Committee, second by Shirley Hill, motion carried unanimously.

Main Motion carried unanimously.

B) Hiring Information:

C) Transfers/Promotions/Reassignments

2. TRAVEL REPORTS

- A. Amelia Cornelius - December 16-17, 1991; Madison, WI
Training on Gaming Compact Class III Machines

Mark Powless moved to approve report, second by Loretta Metoxen, motion carried unanimously.

Shirley Hill amended motion to send with letter to Mike Liethan in regard to comments on only tribal representatives attending meeting, second by Loretta Metoxen, motion carried.

Deborah Doxtator moved to have legal opinion from Attorney Skenandore on propriortory interest in two weeks, second by Mark Powless, motion carried.

3. OTHER REPORTS

VII. NEW BUSINESS

1. RESOLUTIONS -

- A. Resolution # 1-3-92- - Denise Sweet (No Action)

Deferred to next week

- B. Resolution Draft - For Discussion Only

Resolution on transition of authority to Gaming Commission Shirley Hill moved to table until attorney meeting, second by Mark Powless, motion carried unanimously

2. REQUESTS

A. Gerald L. Hill Requests

1. Report on National Indian Gaming Commission, Interior and Insular Affairs Hearing

Loretta Metoxen made motion that the Tribe should take the same position as NCAI on Sec 522(g)(2) and Sec. 522(K)(1), and Attorney Hill to write a letter to Tony Hope with carbon copies to NCAI, Senator Innouye, and BIA Task Force, second by Deborah Doxtator, motion carried unanimously.

2. Request Travel to Oklahoma City, January 6 & 7, 1992

Deborah Doxtator moved to approve travel for Gerald L. Hill to go to Oklahoma on January 6, 7, 1992 and to Washington D.C. on January 9, & 10, 1992, second by Shirley Hill, motion carried unanimously.

- B. Trust Committee request for Business Committee sub-Committee-Debbie Powless

Deborah Doxtator moved to place under Government Legislative Operating Committee, second by Amelia Cornelius, motion carried, Shirley Hill abstained.

- C. Oneida Land Claims Commission (Operating Policy & Procedures) - Debbie Powless

Shirley Hill moved to approve, second by Lloyd Powless,

Loretta Metoxen moved to amend to have (i) Supervision of staff by Secretary/Treasurer under (a) by chairman, second by Shirley Hill, Mark Powless, Loretta Metoxen for, Lloyd Powless, Deborah Doxtator, Amelia Cornelius-opposed, Chairman votes for, main motion carried.

D. Special Business Committee Meeting with Land Claims Commission-
December 13, 1991 - Julie Barton

Loretta Metoxen moved to approve minutes, second by Deborah Doxtator, motion carried unanimously.

E. Bingo Pass Requests

1. Annual Sobriety Pow Wow - Kirby Metoxen (Retro Approval)

Shirley Hill moved to approve, second by Amelia Cornelius, motion carried unanimously.

F. Budget Cuts for Tribal School - Sherry Mousseau

Loretta Metoxen moved to adopt Resolution 1-3-92-A, second by Amelia Cornelius, motion carried unanimously.

WHEREAS: The Oneida Business Committee recognizes that to ensure the continued strength and growth of the Oneida Tribe and protect Tribal interests and status, Oneida children must receive the highest caliber of preparation in all academic and traditional values, and

WHEREAS, the Oneida Business Committee recognizes the importance of adequate funding, to support the continued growth of our school and meet all contractual obligations within the school program, and

WHEREAS, the 1991-92 financial figures for ISEP school operations have been provided to the Oneida Tribal School program by the Bureau of Indian Affairs, and

WHEREAS, the amount of funding to operate the Oneida Tribal School for this Fiscal Year 1991-92 is less than P.L. 100-297 has allocated for, and

WHEREAS, the Oneida Tribal School will be in excess of \$150,000 in the negative this school year based upon the figures provided by the Bureau of Indian Affairs, and

WHEREAS, the memorandum dated October 25, 1991, from the Acting Director of Indian Education, and received at the Oneida Tribal School on December 10, 1991 does not explain the rationale for the shortfall, and

WHEREAS, the memorandum dated October 25, 1991 does not explain the rationale for the 17% carry forward dollars and how that was supposed to be allocated in the 1990-91 budget in accordance with P.L. 100-297, and

WHEREAS, the funds allocated for the 1990-91 budget have been allocated and spent without prior notification of the 17% hold back, and

WHEREAS, the Oneida Tribal School did not receive a fund distribution document in the 1990-91 school year reflecting the amount of 17% of the forward funding (\$121,448), and

WHEREAS, the funds received by the Oneida Tribal School for this Fiscal Year is \$714,400 and is not enough to operate for a full school year, and

WHEREAS, the fund distribution document did not explain in detail if the \$714,000 included Gifted and Talented, Special Education, and Bilingual Programs, and

NOW, THEREFORE BE IT RESOLVED, that the Oneida Tribal Business Committee, on behalf of the Oneida Tribe, demand the Bureau of Indian Affairs, Office of Indian Education Programs seek the additional six million dollars necessary to bring the ISEP program to full funding status as prescribed by P.L. 100-297.

BE IT FURTHER RESOLVED: that the Oneida Business Committee, on behalf of the Oneida Tribe, demand that this request for additional funds be made without delay, and

BE IT FINALLY RESOLVED: that the Oneida Business Committee, on behalf of the Oneida Tribe, direct that the Bureau of Indian Affairs, Office of Indian Education Programs inform the Oneida Tribe when this action has occurred.

Deborah Doxtator moved to have Secretary Cornelius and Sherri Mousseau develop a letter for Chairman's signature for a hearing, cc to NCAI, NIEA, WIEA, and include Resolution 1-3-92-A, second by Loretta Metoxen, motion carried unanimously.

G. Special Business Committee Minutes of 12/23/91 - Gaming Audit Review - Paula King

Mark Powless moved to approve, second by Shirley Hill, motion carried unanimously.

H. New Buildings - Amelia Cornelius

Shirley Hill moved to have Community Development develop a plan for process of new/construction or purchase of buildings, second by Deborah Doxtator, motion carried unanimously.

Objection to Driver Policy - Loretta V. Metoxen

There will be a meeting on January 13, 1992 of Policy Review board, on Driver's Policy.

J. Donation to Neville Museum regarding Bear Clan Exhibit - Loretta V. Metoxen

Discussion on Bear Exhibit donation, pros and cons

Issues: Administrative Expense
Public Image/Public Relations
Communication

Maxine Thomas Chairman of Museum Board is spear heading planning for the exhibit

NO ACTION

K. First Responder Training - Lloyd E. Powless, Jr

Amelia Cornelius moved to approve request to have Lloyd Powless follow up on training, and to include Safety Commission, second by Deborah Doxtator, motion carried unanimously.

L. Annual Tribal Budget Summit Meeting - Julie Barton

Shirley Hill moved to approve travel for Sherri Mousseau contingent upon F & A locating funds,

M. 1992 N.I.C.O.A. Convention - Amelia Cornelius

Deferred to ORCOA meeting at 1:30 p.m. today.

N. Gaming Info - New Year's Eve Casino Games at Radisson - Dale P. Wheelock

FOR INFORMATION ONLY - NO ACTION

O. Amendment to travel Policy - Loretta V. Metoxen

TIPS REIMBURSEMENT

All tips in conjunction with authorized travel or meetings, including but not limited to meals, bell services, taxi or luggage check-in will be reimbursed to the respective authorized person conducting business on behalf of the Oneida Nation.

The authorized person need only to provide written justification at the time he/she submits their travel/other authorized agenda voucher.

BUS FARES

Any authorized person in doing business for the Oneida Nation incurs bus expenses, will be reimbursed for such expenditures upon submission of same with justification.

Loretta Metoxen moved to approve, second by Shirley Hill, For: Loretta Metoxen, Shirley Hill, Mark Powless, Deborah Doxtator, Opposed: Amelia Cornelius, Lloyd Powless, motion carried unanimously.

Loretta metoxen moved to have Kathy King, General Manager, direct Human Resources to do an evaluation on the Travel Policy, second by Lloyd Powless, motion carried.

P. Partners in Progress '92 - (Bay Area Community Council) - Deborah Doxtator

Amelia Cornelius moved to approve Deborah Doxtator to attend meeting, second by Mark Powless, motion carried, Deborah Doxtator abstained.

Q. Natural Resources Management and Environmental Enforcement on Indian Lands," - Loretta V. Metoxen

Loretta Metoxen moved to have Russell Metoxen be delegated to attend this conference, second by Deborah Doxtator, motion carried unanimously.

Recommend that Jackie Smith, Mike King, and Attorney House attend as well

R. Membership in Indian Business Inc - Loretta V. Metoxen

Deborah Doxtator moved to approve joining Indian Business Inc., second by Loretta Metoxen, motion carried unanimously.

S. American Indian Scouting Association Request - Amelia Cornelius

Amelia Cornelius will check and see if her attendance is necessary

T FYI - Francis R. Skenandore report

Deborah Doxtator moved to reopen negotiations with State of Wisconsin, second by Shirley Hill

Deborah Doxtator withdrew motion until decision to appeal has been decided

Action is defer to Attorney Meeting

U. Drug Free Work Place - Dale Wheelock

Deferred to work with Kathy King and Fit for Duty Committee for an overall plan.

V Board Vacancies - Rick Hill

Indian Child Welfare (1 vacancy) - Celene Elm

Oneida Nation Museum Board (1 vacancy) - Sherry L. King

Oneida Enterprise Development Authority: (2 vacancies) - Barbara Miller and Al Manders

Shirley Hill moved to approve all Board Vacancies and resignation of Gordy McLester from Oneida Enterprise Development Authority, second by Loretta Metoxen, motion carried unanimously.

W. Land Negotiation Minutes of December 16, 1991 - Bernice Elm
FOR INFORMATION ONLY - NO ACTION TAKEN.

Maria Hinton TLC - Loretta Metoxen moved to approve loan, second by Deborah Doxtator, motion carried unanimously.

3. CONTRACTS/AGREEMENTS

A. Consulting Contract for Emroy Skenandore - Dale P. Wheelock

Defer until contract is available

B. Attorney Contract - Gerald L Hill

Amelia Cornelius moved to defer to Attorney Negotiating Committee chaired by Deborah Doxtator with Attorney Hill, second by Mark Powless, motion carried unanimously.

- C. FYI - Consultant Agreement - Claudia Skenandore
- D. FYI - Consultant Agreement - Roberta Kinzhuma
- E. FYI - Contract with Orde Advertising - Ron Peterson
- F. Contract with ABC Outdoor Advertising - Ron Peterson

Loretta Metoxen moved to approve contract E & F, second by Deborah Doxtator motion carried, Lloyd Powless opposed.

4. TRAVEL REQUESTS (Include Cost Estimates)

A. FYI - State-Tribal Natural Resource Task Force

Shirley Hill moved to refer to General Manager for recommendation, second by Lloyd Powless, motion carried unanimously.

B. Lloyd E. Powless, Jr. - Travel to Madison, WI; January 16,

Amelia Cornelius moved to approve, second by Deborah Doxtator, motion carried, Lloyd Powless abstained.

C. Amelia Cornelius - Phoenix, Ariz, January 24 - January 26

NO ACTION, HOLD.

D. Amelia Cornelius - Stevens Point, January 13-15, 1992 (DPI will pick up some of the expenses

Deborah Doxtator moved to approve, second by Lloyd Powless, motion carried, Amelia Cornelius abstained.

5. VACATION REQUESTS (None Scheduled)

A. Julie Barton - December 30, 1991- January 3, 1992

Lloyd Powless moved to approve retro vacation, second by Deborah Doxtator, motion carried unanimously.

VIII. OTHER

1. Amelia Cornelius moved to approve recommendation that the Norbert Hill Center be declared a non-smoking building starting with 1992. Also recommends that Kathy King work with Human Services to start a program to assist smokers to quit their habit and to find an area that is not accessible to our youth for a place if people must smoke they can go there to be effective February 1, 1992, second by Deborah Doxtator, motion carried unanimously.

Lloyd Powless moved to direct the General Manager to implement a plan to make Norbert Hill Center smokefree and to develop a program to assist those smokers who are interested in quitting, by February 1, 1992, second by Amelia Cornelius, motion carried unanimously.

2. Legal Fees for Altheimer & Gray, Inc.

Shirley Hill moved to defer to Attorney Meeting, second by Amelia Cornelius, motion carried unanimously.

3. Agreement Renewal with Whiteco Metrocom - Need information on Whiteco contracts from Dale Wheelock. NO ACTION TAKEN.

4. Public Hearing Request - February 6, 1992, Community Development, LOC members to attend and request tribal mailing list to notify members of meeting.

Loretta Metoxen moved to approve, second by Deborah Doxtator, motion carried unanimously.

Shirley Hill moved to have Attorney House define the Public Hearing process and return in two weeks, second by Deborah Doxtator, motion carried.

5. Travel Report - Lloyd Powless December 13, 1991, Madison, WI

Amelia Cornelius moved to approve, second by Deborah Doxtator, motion carried, Lloyd Powless abstained.

6. TRAVEL - (1) NIGA - Oklahoma City, OK January 6, 7, 1992

(2) Testimony - Washington D.C. House Interior Committee on January 9, 1992

Deborah Doxtator moved to have Amelia Cornelius attend the meeting at NIGA on January 6, 7, 1992, second by Loretta V. Metoxen, Lloyd Powless opposed, Amelia Cornelius abstained, motion carried.

Mark Powless moved to have Rick Hill and Deborah Doxtator attend meeting for House Interior Hearing on January 9 in Washington, D.C. and to meet with Scott Dacey on January 8, second by Shirley Hill, motion carried, Lloyd Powless opposed, Deborah Doxtator abstained.

7. Joint Task Force

Shirley Hill moved to approve to dissolve Joint Task Force as the work of the Menominee/Oneida Joint Task Force has been achieved, second by Loretta Metoxen, motion carried.

Lloyd Powless moved to have Rick coordinate a joint meeting of the Menominees, Stockbridge Tribal Chairman, second by Deborah Doxtator, motion carried unanimously.

8. FMHA Reversionary Clause

Loretta Metoxen moved to approve, second by Deborah Doxtator, motion carried unanimously.

9 Community Meeting on Sewer Project on January 14, 1992

Shirley Hill moved to approve, second by Mark Powless, motion carried unanimously.

10. ICL Contract Negotiations Update - FOR INFORMATION by Loretta Metoxen

3-A Emroy Skenandore - Training Agreement

Deborah Doxtator moved to approve contract for 90 days at \$1,200 a week, second by Shirley Hill, motion carried, Amelia Cornelius abstained.

11. Extend Sewer & Water on Dead End Road request by Vera Wilson

Water line ends on Highway 54 & Overland Rd.
Would requires major engineering plans

Deborah Doxtator moved to defer to General Manager to work with Community Development and to include testing of wells by Rebecca Ninham's and Dead End Road in two weeks, second by Shirley Hill, motion carried unanimously.

IX. EXECUTIVE SESSION

X. RECESS/ADJOURN

Shirley Hill moved to recess until 1:30 for Meeting with ORCOA, second by Deborah Doxtator, motion carried unanimously.

MEETING RECESSED AT 1:10 p.m.

Respectfully submitted



Amelia Cornelius, Tribal Secretary