



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

Oneida Tribe of Indians of Wisconsin

Post Office Box 365

Phone: 869-2214

Oneida, WI 54155



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
~~2222~~/Corrected
11-3-93

REGULAR MEETING

WEDNESDAY, OCTOBER 27, 1993

Present: Deborah Doxtator-Chairperson, Loretta V. Metoxen-Vice Chairperson, Kathy Hughes-Treasurer, Julie Barton-Secretary, Ernest Stevens, Jr, Sandra Ninham, Russell Metoxen, Shirley Hill-Council Members

Excused: Gary Jordan

Others: Loretta Webster, Fran Baugnet, Bruce Danforth, Irv John, Wendell McLester, Dale Wheelock, David Danforth, Elaine Cornelius, Roberta Kinzhuma, Dale Powless, Celene Elm, Richard Ackley, Mary Dodge

PRAYER: Wendell McLester

I. CALL TO ORDER

Meeting called to order by Chair Deborah J. Doxtator at 9:05 a.m.

II. APPROVAL OF AGENDA

1. Move Request from Kevin Cornelius to Executive Session
2. Add the request from Bill Gollnick for information
3. Defer to next week the contracts from Dave Cluckey and Attorney Gerald L. Hill
4. Delete the request from Shirley Hill VII.3.G regarding the Membership Policy of the Personnel Commission

MOTION BY RUSSELL METOXEN TO APPROVE AGENDA AS AMENDED, SECONDED BY KATHY HUGHES, MOTION CARRIED UNANIMOUSLY.

III. NEW EMPLOYEES:

IV. MINUTES TO BE APPROVED

1. July 23, 1993 - Special - Approved as corrected
2. September 13, 1993 - Special -Approved as corrected
3. October 7, 1993 - Special - Approved as corrected
4. October 7, 1993 - Special - Approved as presented
5. October 13, 1993 - Regular - Approved as corrected

6. October 14, 1993 - Special - Approved as written
7. October 20, 1993 - Regular - Approved as corrected

V. TABLED BUSINESS:

VI. REPORTS

1. HOTEL - 1st Wednesday of Month - Pat Lassila
APPEALS COMMISSION - 2nd Wednesday of Month - Stanley Webster
ORTEK - 3rd Wednesday of Month - Loretta Webster

- Discussion - Board replacements
- BIA loan forgiveness
- Reported that all loans are up to date
- COE expect sample workloads by Mid November
- Loretta Webster requested travel card for government discount rates - deferred to legal department

MOTION BY LORETTA METOXEN TO ACCEPT REPORT, SECONDED BY ERNIE STEVENS, JR
MOTION CARRIED UNANIMOUSLY.

GAMING - 3rd Wednesday of Month - Lois Strong
HOUSING - 4th Wednesday of Month - Dale Wheelock

MOTION BY RUSSELL METOXEN TO ACCEPT REPORT, SECONDED BY LORETTA METOXEN, MOTION
CARRIED UNANIMOUSLY.

ORCOA - 4th Wednesday of Month - Roberta Kinzhuma

Discussion - Home Chore positions, recommend to proceed with positions.
Recommend sending By-Laws to the LOC to assist ORCOA in reviewing and updating.

MOTION BY ERNIE STEVENS, JR. TO APPROVE REPORT AND RECOMMENDATION, SECONDED BY
SHIRLEY HILL, MOTION CARRIED UNANIMOUSLY.

2. HUMAN RESOURCES DEPARTMENT

EMPLOYEE RECOGNITION:

A) Approval Requested for:

Job Descriptions for Wells & Septic Program

MOTION BY RUSSELL METOXEN TO APPROVE JOB DESCRIPTION AND PROCEDURAL EXCEPTIONS
(3) AS RECOMMENDED BY HRD AREA MANAGER, SECONDED BY KATHY HUGHES, MOTION CARRIED
UNANIMOUSLY.

B) Hiring Information: FOR INFORMATION ONLY. . .

1. Francine R. Skenandore (O) - NIGA Assistant
2. Patricia Farmer (O) - Chairman Assistant
3. Forrest Brooks (O) - Johnson O'Malley Director
4. Daniel Melchert (O) - Retail Pool
5. Jodi Stevens (O) - Records Management Tehnician
6. Richard LeMay (NI), Tim Cartier (NI) - Journeyman Plumber
7. Cheryl Free (O) - Secretary-Public Works Building
8. Shirley Tourtillott (O) - Assistant Museum Director
9. Kelly Robinson - JOBS Case Manager
10. Michelle Brunette (O) - Secretary/Education Department

11. LuAnn King (O) - Secretary/Utilities Department
 12. Robin King - Retail Cashier
 13. Shelia Baumgart - Retail Cashier
 14. Victoria Santiago (O) - Secretary Receptionist/Land Management Department
- C) Transfers/Promotions/Reassignments
1. Mary A. Reed (NI) transferred to position of Property/Insurance Supervisor from Property Management Clerk in the Accounting Department.
 2. Pearl Webster (O) transferred to position of Occupation Health Nurse from the Community Health Nurse position in the Community Health Nursing Department.
 3. Dawn Powless promoted to Assistant Store Manager from Retail Cashier in the Retail Department.

Concern expressed regarding the transfer policy of the tribe, it was felt that when transfers occur internally, are the Oneidas and Other Native Americans being given a fair chance at the hiring process.

Recommend that Shirley Hill and Ernie Stevens, Jr. draft a memo to Z. Ron Skenandore regarding their concerns.

3. TRAVEL REPORTS

- A. Deborah J. Doxtator: Madison, WI - October 15, 1993
To attend a meeting between the Wisconsin Tribes and the Wisconsin Gaming Commission

MOTION BY ERNIE STEVENS, JR. TO APPROVE REPORT, SECONDED BY KATHY HUGHES, MOTION CARRIED UNANIMOUSLY.

ACTION REQUESTED:

- A. Make a decision on who is to review the Vendor Certification Applications that we received.
- B. Request that the Oneida Gaming Management provide a list of vendors that would be required to complete a certification application.

MOTION BY LORETTA METOXEN TO APPROVE ITEMS A AND B AND THAT ITEM A BE SPECIFIC TO THE GAMING COMMISSION, SECONDED BY ERNIE STEVENS, JR., MOTION CARRIED UNANIMOUSLY.

- B. Deborah J. Doxtator: Washington, DC - October 17-19, 1993
To attend a meeting with the Tribal Leaders, the Principals, Attorneys General and Governors

MOTION BY RUSSELL METOXEN TO APPROVE REPORT, SECONDED BY ERNIE STEVENS, JR., MOTION CARRIED UNANIMOUSLY.

4. FOLLOW UP REPORTS/BC DIRECTIVES FROM PREVIOUS MEETINGS

5. LOC MEETING MINUTES

- A. For Information: October 14, 1993
- B. For Information: October 21, 1993
- C. For Approval: October 22, 1993

1. Review of Policies and Procedures: (LOC reviewed the LOC Policies and Procedures as revised on October 15, 1993 and made corrections. Motion by Sandra Ninham to approve the LOC Policies and Procedures with corrections made and to forward the LOC Policies and Procedures along with a resolution of enactment to the Business Committee for approval at the Business Committee meeting of October 27, 1993, seconded by Ernie Stevens, Jr., motion carried, Gary Jordan abstained.

MOTION BY JULIE BARTON TO APPROVE THE LOC POLICIES AND PROCEDURES AS PRESENTED, SECONDED BY KATHY HUGHES, MOTION CARRIED UNANIMOUSLY.

2. Review of Drafted LOC By-Laws: LOC reviewed By-Laws as drafted on October 20, 1993 and made corrections. Motion by Sandra Ninham to approve the LOC By-Laws with corrections made and to forward the LOC By-Laws to the Business Committee for approval at the Business Committee meeting of October 27, 1993, seconded by Russell Metoxen, motion carried unanimously.

MOTION BY KATHY HUGHES TO APPROVE THE BY-LAWS OF THE LOC AS PRESENTED, SECONDED BY RUSSELL METOXEN, MOTION CARRIED UNANIMOUSLY.

RESOLUTION 10-27-93-A

WHEREAS, the Government of the Oneida Nation of Wisconsin is an open and clear, self-defining body that invites the participation of its membership of asserting its inherent rights of all its citizens and those for seven generations to come, and

WHEREAS, a renewed commitment to our traditional family values will generate self-worth, growth, progress, equality, and justice for all time, and

WHEREAS, the Legislative Operating Committee integrates these values into clear statements for the laws and policies of the Oneida Nation of Wisconsin,

NOW THEREFORE BE IT RESOLVED: that the Oneida Nation does hereby adopt the "Oneida Nation of Wisconsin Legislative Operating Committee By-Laws" and the "Oneida Nation of Wisconsin Legislative Operating Committee Policies and Procedures", and

BE IT FURTHER RESOLVED: that this action will supersede all other actions pertaining to their specific issues referring to Oneida Nation Legislative Operating Committee By-Laws and Policies and Procedures.

MOTION BY KATHY HUGHES TO ADOPT RESOLUTION 10-27-93-A, SECONDED BY LORETTA METOXEN, MOTION CARRIED UNANIMOUSLY.

6. FINANCE PLANNING AND/OR F & A RECOMMENDATIONS

VII. NEW BUSINESS
1. RESOLUTIONS

1. That the Oneida Tribe of Indians of Wisconsin hereby authorizes the Oneida Social Services Department and the Oneida Elder Abuse Program to become the lead agency for the Oneida Tribe for all investigations, reporting, and referrals of Oneida Tribal elder abuse cases. - Cheryl Stevens

WHEREAS, the Oneida Tribe of Indians of Wisconsin has determined the goal of the Oneida Nation is to protect, maintain and improve the standard of living and the environment in which the Oneida people live; while maintaining and re-establishing the sovereign rights of the Oneida Nation, and

WHEREAS, the Oneida Tribe of Indians of Wisconsin has recognized the basic needs and rights of individuals and families and especially the needs of the elders to live in a secure and comfortable environment, and

WHEREAS, the Oneida Tribe of Indians of Wisconsin has determined it of great importance to address the needs of elders and provide a program of support and direct services to alleviate neglect or abuse of elders.

NOW THEREFORE BE IT RESOLVED: that the Oneida Tribe of Indians of Wisconsin hereby authorizes the Oneida Social Services Department and the Oneida Elder Abuse Program to become the lead agency for the Oneida Tribe for all investigations, reporting, and referrals of Oneida Tribal elder abuse cases.

MOTION BY RUSSELL METOXEN TO ADOPT RESOLUTION 10-27-93-B, SECONDED BY LORETTA V METOXEN, MOTION CARRIED UNANIMOUSLY.

2. The Oneida Tribe of Indians of Wisconsin has budgeted a sum sufficient to complete the project and hereby authorizes the Oneida Conservation Department to act on behalf of the Oneida Tribe of Indians of Wisconsin to submit an application to the State of Wisconsin Department of Natural Resources for any financial aid that may be available and take necessary actions to undertake, direct and complete the approved project - Annette Rausch

WHEREAS, it shall be the mission of the Oneida Nation of Wisconsin to protect and improve the resources, the standards of living, and the environment in which the Oneida People live while maintaining, enforcing, and exercising the sovereign rights of the Oneida Nation, and

WHEREAS, the Oneida Tribe of Indians of Wisconsin is interested in planning or developing urban forestry management activities as described in the Wisconsin Urban Forestry Grant application; and

WHEREAS, financial aid is required to carry out the project.

NOW THEREFORE BE IT RESOLVED: that the Oneida Tribe of Indians of Wisconsin has budgeted a sum sufficient to complete the project and hereby authorizes the Oneida Conservation Department to act on behalf of the Oneida Tribe of Indians of Wisconsin to submit an application to the State of Wisconsin Department of

Natural Resources for any financial aid that may be available and take necessary actions to undertake, direct and complete the approved project.

BE IT FURTHER RESOLVED: that the Oneida Tribe of Indians of Wisconsin will comply with state or federal rules for the programs; may perform force account work; will provide or be responsible for 100% of updating plans or ongoing operations and will obtain from the State of Wisconsin Department of Natural Resources approval in writing before any changes are made in the proposed project.

MOTION BY LORETTA V. METOXEN TO ADOPT RESOLUTION 10-27-93-C, SECONDED BY RUSSELL METOXEN, MOTION CARRIED UNANIMOUSLY.

3. Statement of Policy and Purpose, criteria for membership, rules for appointment, rules for external and internal procedures, duties and limitations of the Oneida Civilian Police Commission; permission to post the positions. - Shirley Hill

MOTION BY SANDRA NINHAM TO TABLE THIS ITEM TO A LATER DATE, SECONDED BY KATHY HUGHES, MOTION CARRIED UNANIMOUSLY.

2. BINGO PASS REQUESTS

- A. Oneida Recreation Department (20)

MOTION BY ERNIE STEVENS, JR. TO APPROVE REQUEST, SECONDED BY KATHY HUGHES, MOTION CARRIED UNANIMOUSLY.

3. REQUESTS

- A. Approval for THRIL loan for M. Stevens and T. House - Fran Baugnet

MOTION BY RUSSELL METOXEN TO APPROVE, SECONDED BY KATHY HUGHES, MOTION CARRIED ERNIE STEVENS, JR. ABSTAINED.

- B. Approval for TLC loan for K. and C. Danforth - Bernice Elm

MOTION BY LORETTA METOXEN TO APPROVE TLC LOAN FOR K. AND C. DANFORTH, SECONDED BY KATHY HUGHES, MOTION CARRIED UNANIMOUSLY.

- C. CBRF Sub Committee - Wendell McLester

Requesting appointment of Business Committee members to the Community Based Residential Facility Sub Committee.

Chair recommends Russell Metoxen and Sandra Ninham.

MOTION BY KATHY HUGHES TO APPROVE RECOMMENDATION OF RUSSELL METOXEN AND SANDRA NINHAM, SECONDED BY SHIRLEY HILL, MOTION CARRIED, RUSSELL METOXEN AND SANDRA NINHAM ABSTAINED.

- D. ORCOA CBRF Planning - Wendell McLester

MOTION BY KATHY HUGHES TO ACCEPT REPORT, SECONDED BY ERNIE STEVENS, JR., MOTION CARRIED UNANIMOUSLY.

E. Interim Apprenticeship Committee - Terry Pouliquen

MOTION BY RUSSELL METOXEN TO TABLE THIS REQUEST UNTIL NEXT WEEK'S MEETING, SECONDED BY SHIRLEY HILL, MOTION CARRIED UNANIMOUSLY.

F. Litigation Support Request - Kathy Hughes

MOTION BY SHIRLEY HILL TO APPROVE REQUEST AND LETTER, SECONDED BY LORETTA V METOXEN, MOTION CARRIED UNANIMOUSLY.

G. Personnel Commission Membership Policy - Shirley Hill

DELETED PER REQUEST OF SHIRLEY HILL.

H. Board Vacancies - Oneida Health Board

MOTION BY KATHY HUGHES TO APPROVE POSTING FOR THE VACANT POSITIONS, SECONDED BY LORETTA V. METOXEN, MOTION CARRIED UNANIMOUSLY.

I. Bay Bancorporation Summary - Kevin Cornelius

DEFERRED TO EXECUTIVE SESSION.

J. Memo on Accrued vacation/PDO - Lloyd Powless

Shirley Hill stated that the LOC is in the process of developing a benefit package for future Business Committee members, however nothing can be done regarding the past. She stated that since Lloyd Powless is only a limited term employee and not a full time employee, he is not eligible for full time benefits and that any change to the benefit package would need general tribal council action.

MOTION BY SHIRLEY HILL THAT PAST PRACTICES BE FOLLOWED IN THIS INSTANCE AND THAT AN EXCEPTION CANNOT BE MADE AT THIS TIME, THAT KATHY HUGHES, HRD AND THE LOC REVIEW AND DEFINE THE BENEFIT PACKAGE AND PRESENT TO THE GENERAL TRIBAL COUNCIL MEETING IN JULY 1994, SECONDED BY KATHY HUGHES, MOTION CARRIED, ERNIE STEVENS JR OPPOSED.

4. CONTRACTS/AGREEMENTS

- A. Two Software License Agreements for Lodging Systems - Dave Cluckey/Attorney Gerald L. Hill

DELETED PER REQUEST OF DAVE CLUCKEY.

- B. FOR INFORMATION: William T. Kilp

5. TRAVEL REQUESTS

- A. Gary Jordan: October 27, 1993 - Madison, WI (Wisconsin Department of Development)

MOTION BY RUSSELL METOXEN TO APPROVE TRAVEL FOR GARY JORDAN, SECONDED BY KATHY HUGHES, MOTION CARRIED UNANIMOUSLY.

- B. Gary Jordan: November 1, 1993 - Chicago, Ill (To accompany Printing Division regarding Capital Equipment Investigation/Justification)

MOTION BY KATHY HUGHES TO APPROVE TRAVEL FOR GARY JORDAN, SECONDED BY SHIRLEY HILL, MOTION CARRIED UNANIMOUSLY.

- C. Loretta Metoxen: November 18-20, 1993 - Albuquerque, NM (Coalition for Indian Education)

MOTION BY KATHY HUGHES TO APPROVE TRAVEL FOR LORETTA METOXEN, SECONDED BY ERNIE STEVENS, JR., MOTION CARRIED, LORETTA METOXEN AND SHIRLEY HILL ABSTAINED.

- D. Loretta Metoxen: November 29-December 3, 1993 - Reno, NV (NCAI - 50th Annual Convention)

MOTION BY ERNIE STEVENS, JR. TO APPROVE TRAVEL FOR LORETTA METOXEN, SECONDED BY KATHY HUGHES, MOTION CARRIED, SHIRLEY HILL AND LORETTA METOXEN ABSTAINED.

6. VACATION REQUESTS

VIII. OTHER

1. Request from Bill Gollnick for travel

MOTION BY SHIRLEY HILL TO APPROVE, SECONDED BY SANDRA NINHAM, MOTION CARRIED UNANIMOUSLY.

IX. EXECUTIVE SESSION

1. Request from K. I. Cornelius regarding Bay Ban Corporation

MOTION BY LORETTA METOXEN TO AUTHORIZE THE BANK TASK FORCE TO CONTINUE WITH NEGOTIATIONS AND TO NEGOTIATE FOR MORE THAN 28% TO A HIGHER RANGE AND FOR THE ONEIDA TRIBAL NAME FOR THE BANK, SECONDED BY ERNIE STEVENS, JR., MOTION CARRIED UNANIMOUSLY.

2. Request from K. G. Cornelius regarding leave of absence

MOTION BY SHIRLEY HILL TO APPROVE THE LEAVE OF ABSENCE REQUEST WITH PAY FOR KEVIN CORNELIUS, SECONDED BY SANDRA NINHAM, MOTION CARRIED UNANIMOUSLY.

3. Request from Artley Skenandore regarding contract for Tom Caldie and Brian Lee

MOTION BY SHIRLEY HILL TO APPROVE CONTRACTS FOR BRIAN LEE AND TOM CALDIE WITH THE ADDITION OF TARGET DATES FOR THE SCOPE OF WORK BY NOVEMBER 3, 1993, SECONDED BY SANDRA NINHAM, MOTION CARRIED UNANIMOUSLY.

4. Request from Deborah J. Doxtator regarding Cultural Differences

MOTION BY ERNIE STEVENS, JR. THAT THE CULTURAL CONCERNS BE REFERRED TO THE GENERAL MANAGER FOR RECOMMENDATIONS IN THE REFERENCE AND INFORMATION AGENCY, SECONDED BY LORETTA METOXEN, MOTION CARRIED UNANIMOUSLY.

5. Request from Artley Skenandore on Memorandum of Understanding between the Oneida Tribe and SSI

MOTION BY SHIRLEY HILL TO APPROVE AND ADOPT THE MEMORANDUM OF UNDERSTANDING BETWEEN THE ONEIDA TRIBE AND SSI, SECONDED BY LORETTA METOXEN, MOTION CARRIED UNANIMOUSLY.

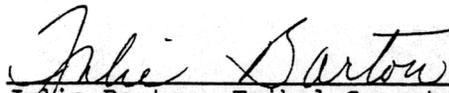
6. Request from Loretta Metoxen regarding travel to New York and Syracuse

MOTION BY KATHY HUGHES TO APPROVE TRAVEL, SECONDED BY SANDRA NINHAM, MOTION CARRIED, LORETTA METOXEN AND SHIRLEY HILL ABSTAINED.

X. RECESS/ADJOURN

Meeting recessed at 5:00 p.m.

Respectfully Submitted,



Julie Barton, Tribal Secretary
Oneida Business Committee