

Oneida Tribe of Indians of Wisconsin

Post Office Box 365

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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

12-22-93

ONEIDA BUSINESS COMMITTEE MEETING - REGULAR
WEDNESDAY - DECEMBER 15, 1993
BUSINESS COMMITTEE CONFERENCE ROOM
9:00 A.M.

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

Excused: Russell Metoxen-Vacation

Others: Art Skenandore, Kevin Cornelius, Dionne Lassila, Sidney White, Sandra Skenadore, Corinne Zhuckkahosee, Joy Ninham, Jo Anne House, Arlouine Bain, Chris Doxtator, Lois Powless, Lynn VandenLangenberg, Ron King, Pat Lassila, Loretta Webster, Marianne Close, Arlene Danforth, Chris Powless, Elaine Cornelius, Mary Pat Cuney, Cathy Porter, Sarah Plummer, Attorney Gerald L. Hill, Debra Danforth, Carol Robellia, Chas Wheelock, Lloyd Powless, Art Skenandore, Thelma McLester, Ernie Stevens, Sr., Dale Wheelock, Pat Misikin, Brian Lee

PRAYER: Lloyd Schuyler

I. CALL TO ORDER

STUDENT OF THE MONTH - Certificate and Year of the Oneida Jackets presented by SANDRA NINHAM, Marcus Theater tickets presented by Ron King of the Oneida Police Department for their outstanding achievements.

1. Dionne Lassila
2. Sidney White

OATH OF OFFICE - ADMINISTERED BY SHIRLEY HILL

1. Corrine Zhuckkahosee - Oneida Tribal School Board

II. APPROVAL OF AGENDA

ADDITIONS:

1. Sandra Ninham to Executive Session
2. Delete travel request from Deborah Doxtator
3. Move request from Cathy Porter to the top of the agenda
4. Move request from Joy Ninham to the top of the agenda

MOTION BY SHIRLEY HILL TO APPROVE AGENDA WITH CHANGES, SECONDED BY LORETTA V. METOXEN, MOTION CARRIED UNANIMOUSLY.

III. NEW EMPLOYEES:

- IV. MINUTES TO BE APPROVED: (PLEASE BRING YOUR MINUTES WITH YOU)
1. September 29, 1993 - Special - Approved as presented
 2. November 24, 1993 - Regular - Approved as corrected
 3. December 8, 1993 - Regular - Approved as corrected

RESIGNATION FROM PERSONNEL COMMISSION - JOY NINHAM (Effective December 17, 1993)
Joy Ninham presented her resignation from the Personnel Commission.

MOTION BY SHIRLEY HILL TO ACCEPT RESIGNATION OF JOY NINHAM AND POST THE VACANT POSITION, SECONDED BY ERNIE STEVENS, JR., MOTION CARRIED UNANIMOUSLY.

MOTION BY SANDRA NINHAM TO REQUEST A LEGAL OPINION FROM ATTORNEY GERALD L. HILL ON JOY NINHAM'S CONCERN, THIS OPINION IS TO BE SUBMITTED TO THE BUSINESS COMMITTEE BY DECEMBER 22, 1993, SECONDED BY LORETTA METOXEN, MOTION CARRIED UNANIMOUSLY.

B. Contract Application for BIA - Cathy Porter

WHEREAS, Congress by enactment of P.L. 93-638 provided a mechanism for Indian Tribes to exercise the right of SELF-DETERMINATION; and

WHEREAS, the Intermodal Surface Transportation Efficiency Act (ISTEA) of 1991, Public Law 102-240, has provided funding to the Bureau of Indian Affairs for the purpose of Transportation Planning on the Indian Reservations, and

WHEREAS, the Oneida Tribe of Indians has the expertise required to successfully administer the required transportation planning on the Oneida Reservation.

NOW THEREFORE BE IT RESOLVED, that the Bureau of Indian Affairs be advised that the Oneida Tribe of Indians desires to contract, under the provisions of Public Law 93-638, its "Fair share" portion of the available Transportation Planning funding for the purpose of expanding and coordinating the Transportation Plan for the Oneida Tribe of Indians of Wisconsin.

BE IT FURTHER RESOLVED, that the Oneida Tribe of Indians hereby authorizes its Chairwoman, Deborah J. Doxtator to enter into negotiations with the Bureau of Indian Affairs for the above stated purpose.

MOTION BY SHIRLEY HILL TO APPROVE AND ADOPT RESOLUTION 12-15-93-A, SECONDED BY SANDRA NINHAM, MOTION CARRIED UNANIMOUSLY.

V. TABLED BUSINESS:

VI. REPORTS

1. HOTEL - 1st Wednesday of Month - Pat Lassila
APPEALS COMMISSION - (QUARTERLY: JAN/APR/JULY/OCT) 2nd Wednesday of Month - Stanley Webster
OEI - 3rd Wednesday of Month - Loretta Webster (Attached)

Reported by Loretta Webster that OEI will no longer exist and will become ORTEK, Inc.

and not ORTEK as stated in the report

Recommend that an updated Business Plan be submitted. Will be in draft form by the end of the month.

Question/Discussion: Federal emphasis not apparent in report
Pursue debt forgiveness from Bureau of Indian Affairs.

HOUSING - 4th Wednesday of Month - Dale Wheelock
ORCOA - 4th Wednesday of Month - Roberta Kinzhuma

2. HUMAN RESOURCES DEPARTMENT
EMPLOYEE RECOGNITION:
A) Approval Requested for:

1. Creation of the position of Benefits Specialist in the Human Resources Department

MOTION BY SANDRA NINHAM TO APPROVE THE CREATION OF THE POSITION OF BENEFITS SPECIALIST IN THE HUMAN RESOURCES DEPARTMENT, SECONDED BY KATHY HUGHES, MOTION CARRIED UNANIMOUSLY.

2. Creation of two (2) part-time positions of Child Care teacher floats and two (2) additional positions of Child Care Teacher Trainees in the Early Childhood Department

MOTION BY GARY JORDAN TO APPROVE THE CREATION OF TWO (2) PART-TIME POSITIONS OF CHILD CARE TEACHER FLOATS AND TWO (2) ADDITIONAL POSITIONS OF CHILD CARE TEACHER TRAINEES IN THE EARLY CHILDHOOD DEPARTMENT, SECONDED BY SANDRA NINHAM, MOTION CARRIED UNANIMOUSLY.

FOR THE RECORD: SHIRLEY HILL APPROVES THE POSITIONS BUT NOT THE WAGE OF \$6.84 AND \$6.32.

3. Creation of additional position of Tour Guide at the Oneida Nation Museum

MOTION BY LORETTA METOXEN TO APPROVE THE CREATION OF ADDITIONAL POSITION OF TOUR GUIDE AT THE ONEIDA NATION MUSEUM, SECONDED BY GARY JORDAN, MOTION CARRIED UNANIMOUSLY.

4. Creation of Administrative Assistant for the Oneida Business Committee

MOTION BY ERNIE STEVENS, JR. TO APPROVE THE CREATION OF ADMINISTRATIVE ASSISTANT FOR THE ONEIDA BUSINESS COMMITTEE, SECONDED BY SANDRA NINHAM, MOTION CARRIED UNANIMOUSLY.

5. Creation of Recording Secretary for the Oneida Business Committee

MOTION BY KATHY HUGHES TO APPROVE THE POSITION OF RECORDING SECRETARY FOR THE ONEIDA BUSINESS COMMITTEE, SECONDED BY GARY JORDAN, MOTION CARRIED UNANIMOUSLY

6. Creation of additional position of File Clerk in the Accounting Department

MOTION BY GARY JORDAN TO APPROVE THE CREATION OF ADDITIONAL POSITION OF FILE CLERK IN THE ACCOUNTING DEPARTMENT, SECONDED BY KATHY HUGHES, MOTION CARRIED UNANIMOUSLY.

7. Updated job description for additional position of Community Planner II

MOTION BY SHIRLEY HILL TO APPROVE CREATION OF UPDATED JOB DESCRIPTION FOR ADDITIONAL POSITION OF COMMUNITY PLANNER II, SECONDED BY GARY JORDAN, MOTION CARRIED UNANIMOUSLY.

- B) Hiring Information: FOR INFORMATION ONLY.
- C) Transfers/Promotions/Reassignments

3. TRAVEL REPORTS

1. Deborah Doxtator: Reno, Nevada - December 2-3, 1993

APPROVAL REQUESTED FOR:

1. In regard to Oneida's position on the gaming negotiations, I would like to request that the Business Committee meet with Sharon House, Bill Gollnick, Rick Hill, Bill Broydrick and Scott Dacey as soon as possible. We need to discuss the direction that we want the lobbyists and our attorneys to take.

MOTION BY ERNIE STEVENS, JR. TO APPROVE THE REQUEST, SECONDED BY SANDRA NINHAM, MOTION CARRIED UNANIMOUSLY.

A. That the Land Claims Committee develop a position paper regarding specifically the Department of Justice Intervention and request Loretta Avent to assist us.

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

B. That Attorney Gerald L. Hill develop a position paper regarding English as the official Language issue and what our needs are.

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

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

4. FOLLOW UP REPORTS/BC DIRECTIVES FROM PREVIOUS MEETINGS

1. Recommendation for appointment to American Diabetes Association - Art Skenandore

MOTION BY LORETTA METOXEN TO APPROVE THE APPOINTMENT OF DEBRA DANFORTH TO THE AMERICAN DIABETES ASSOCIATION, SECONDED BY GARY JORDAN, MOTION CARRIED UNANIMOUSLY.

2. Process for Easements and establish a fee scale - Patricia Brzezinski

MOTION BY SHIRLEY HILL TO TABLE THIS MATTER UNTIL ATTORNEY BRZEZINSKI IS AVAILABLE, SECONDED BY GARY JORDAN, MOTION CARRIED UNANIMOUSLY.

3. Comprehensive Recreation Plan - Art Skenandore

MOTION BY ERNIE STEVENS, JR. TO DEFER THIS MATTER FOR 30 DAYS, THE COMPREHENSIVE PLAN SHOULD INCLUDE ALL SPORTS AS WELL AS MUSIC, DANCE, ARTS, CRAFTS, ETC., SECONDED BY SHIRLEY HILL, MOTION CARRIED UNANIMOUSLY.

4. Report on relationship with surrounding Law Enforcement Agencies - Art Skenandore

This report is on services as it relates to the population growth, and is submitted for preliminary review purposes only.

MOTION BY ERNIE STEVENS, JR. TO DEFER TO SANDRA NINHAM AND ARTLEY SKENANDORE TO BRING BACK A REPORT IN 30 DAYS, SECONDED BY SHIRLEY HILL, MOTION CARRIED UNANIMOUSLY.

5. Report on McMahon Contract submitted by Sarah Plummer

NO ACTION NEEDED AS THIS CONTRACT HAS BEEN APPROVED BY THE UTILITIES COMMISSION. IN THE FUTURE CONTRACTS PERTAINING TO UTILITIES WILL BE FORWARDED TO SKENANDORE AND ASSOCIATES FOR LEGAL REVIEW AND WILL BE SUBMITTED TO THE BUSINESS COMMITTEE AS A POINT OF INFORMATION.

5. LOC MEETING MINUTES

1. December 3, 1993 - For Information
2. December 9, 1993 - For Approval

VIII. RESOLUTIONS-STATEMENT OF EFFECT-SOE-JO ANNE HOUSE

WHEREAS, there is a need for a more organized process of creating and implementing laws and policies of the Oneida Nation, and

WHEREAS, the attached ordinance shall have the following effects:

- a. Formally assign to the Legislative Operating Committee the duties of reviewing and processing all potential laws and policies
- b. Make it a requirement that all potential laws or policies have a resolution, a draft of the proposed law or policy, and a statement of effect.
- c. Create a record keeping procedure for resolutions, and laws and policies.
- d. Repeal all other resolutions, laws and policies regarding presentation to Oneida Business Committee and Oneida General Tribal Council and create a 20 days notice window for placement on General Tribal Council agenda.
- e. Finally, to require that in order to be adopted, the law or policy must follow this process.

WHEREAS, the current processes for Resolutions and Ordinances is inadequate to protect the Oneida Tribe of Indians of Wisconsin's Health, Safety and Welfare from illegal, and unresearched laws and policies, and

NOW THEREFORE BE IT RESOLVED: that the Oneida General Tribal Council herein formally adopts the attached law entitled "Resolution Statute" and

NOW THEREFORE BE IT FURTHER RESOLVED: that the attached law shall be placed in effect within ten (10) working days of the adoption of this Resolution by the Oneida General Tribal Council.

MOTION BY LORETTA METOXEN TO APPROVE PLACING THIS RESOLUTION ON THE JANUARY 22, 1994 GENERAL TRIBAL COUNCIL AGENDA, SECONDED BY GARY JORDAN, MOTION CARRIED UNANIMOUSLY.

6. FINANCE PLANNING AND/OR F & A RECOMMENDATIONS

VII. NEW BUSINESS

1. RESOLUTIONS

1. That the Business Committee Council members realign their liaison duties in accordance with the approved job description and the revised "Liaison Responsibilities" as submitted. - Shirley Hill

Does not include the four officers.

MOTION BY ERNIE STEVENS, JR. TO TABLE UNTIL THE NEXT BUSINESS COMMITTEE CAUCUS, SECONDED BY KATHY HUGHES, MOTION CARRIED UNANIMOUSLY.

2. Living Wage Increase Draft Resolution - Art Skenandore

MOTION BY SHIRLEY HILL TO TABLE UNTIL THE NEXT BUSINESS COMMITTEE CAUCUS OF 12/17/93, SECONDED BY SANDRA NINHAM, MOTION CARRIED UNANIMOUSLY.

2. BINGO PASS REQUESTS

1. Freedom Indian Education Committee (30)

MOTION BY SANDRA NINHAM TO APPROVE BINGO PASS REQUESTS FOR FREEDOM INDIAN EDUCATION COMMITTEE, SECONDED BY GARY JORDAN, MOTION CARRIED UNANIMOUSLY.

3. REQUESTS

- A. Board Appointments - Deborah Doxtator

ONEIDA LAND COMMITTEE/RECOMMENDATION: Thomas E. Oudenhoven

MOTION BY ERNIE STEVENS, JR. TO APPROVE RECOMMENDATION, SECONDED BY LORETTA METOXEN, MOTION CARRIED UNANIMOUSLY.

ONEIDA NATION ARTS BOARD/RECOMMENDATION: Pamela Green LaBarge, Rochelle Powless, Charlie Hornett, Christine Klimmek, Barbara E. Munson, Scott Hill, Kenneth B. Metoxen.

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

- B. Recommendation on PI 5.09 option for High School Equivalency Diploma - Art Skenandore

MOTION BY ERNIE STEVENS, JR. TO APPROVE THE PROCESS FOR TO HAVE THE EDUCATION DEPARTMENT PURSUE OPTIONS FOR HSED, SECONDED BY SHIRLEY HILL

MOTION BY LORETTA METOXEN TO AMEND THE MOTION THAT THE GENERAL MANAGER REQUEST MARY PAT CUNEY AND THELMA MCLESTER TO SEND A LETTER TO HUMAN RESOURCES DEPARTMENT TO IMPLEMENT THE PROCESS, SECONDED BY ERNIE STEVENS, JR., MOTION CARRIED UNANIMOUSLY. MAIN MOTION CARRIED.

- C. Request for extension on Board of Directors Appointment to Oneida Airport Business Development Corporation - Lloyd Powless

MOTION BY GARY JORDAN TO APPROVE WITH AN AMENDMENT OF 60 DAYS INSTEAD OF 90 DAYS AND SET UP A MEETING FOR THE WEEK OF JANUARY 10, 1994, SECONDED BY SHIRLEY HILL, MOTION CARRIED UNANIMOUSLY.

MOTION BY SHIRLEY HILL TO APPOINT GARY JORDAN AS A LIAISON TO THE ONEIDA AIRPORT BUSINESS DEVELOPMENT CORPORATION, SECONDED BY KATHY HUGHES, MOTION CARRIED, GARY JORDAN ABSTAINED.

- D. Organizational Chart for Compliance Division - Lloyd Powless

MOTION BY JULIE BARTON TO ACCEPT THE CONCEPT, PROCEED WITH DEVELOPMENT AND ACCELERATE THE DEVELOPMENT OF THE INDIAN PREFERENCE, PARDONS, AND PSI PORTION OF ORGANIZATION CHART, SECONDED BY SHIRLEY HILL, MOTION CARRIED, KATHY HUGHES OPPOSED.

- E. Letter for Approval regarding Indian Ironworkers - Mark N. Powless

MOTION BY KATHY HUGHES TO APPROVE AND AMEND THAT APPROVAL BE OBTAINED FROM IRONWORKERS AND ALLOW FOR ADDITIONAL WORKERS WHO WANT EMPLOYMENT, SECONDED BY SANDRA NINHAM, MOTION CARRIED UNANIMOUSLY.

- F. Year of the Family - Shirley Hill

Recommend Year of the Oneida Nation with focus on family.

MOTION BY SANDRA NINHAM TO DEFER TO DECEMBER 20, 1993 COMMUNICATIONS MEETINGS SECONDED BY ERNIE STEVENS, JR., MOTION CARRIED UNANIMOUSLY.

- G. Approval for letter to be sent to GLIFWC - Mike Lokensgard

MOTION BY LORETTA METOXEN TO APPROVE ATTORNEY LOKENSGARD SENDING THE LETTER TO THE GREAT LAKES INDIAN FISH AND WILDLIFE COMMISSION, SECONDED BY GARY JORDAN, MOTION CARRIED UNANIMOUSLY.

- H. Housing Authority Christmas request - Julie Barton

MOTION BY SHIRLEY HILL TO APPROVE \$300.00 FOR THE ONEIDA HOUSING AUTHORITY CHRISTMAS PARTY AND TO SEND TO THE 12/16/93 F & A MEETING, SECONDED BY KATHY HUGHES, MOTION CARRIED UNANIMOUSLY.

MOTION BY JULIE BARTON THAT THE LOC DEVELOP A POLICY ON GIFT CERTIFICATES FOR EMPLOYEES AND TO RECOMMEND WHETHER OR NOT TO INCLUDE BOARDS, COMMISSIONS, COMMITTEES AND OTHER TRIBAL ENTITIES, THIS POLICY BE PRESENTED TO THE BUSINESS COMMITTEE BY SEPTEMBER 1, 1994, SECONDED BY SHIRLEY HILL, MOTION CARRIED, GARY JORDAN ABSTAINED.

I. Request from Joy Ninham

TAKEN CARE OF PREVIOUSLY

4. CONTRACTS/AGREEMENTS

- A. Charles Peone Jr. - For Information
- B. Contract Application for BIA - Cathy Porter

CONTRACT APPLICATION FOR BIA WAS TAKEN CARE OF PREVIOUSLY

C. Debra Danforth Contract - For discussion/Shirley Hill

MOTION BY ERNIE STEVENS, JR. TO REQUEST A LEGAL OPINION FROM ATTORNEY GERALD L. HILL IN ONE WEEK (DECEMBER 22, 1993) RELATING TO APPLICABLE FEDERAL AND STATE LAWS, SECONDED BY LORETTA METOXEN, MOTION CARRIED UNANIMOUSLY.

5. TRAVEL REQUESTS

- A. Deborah Doxtator: December 19-20, 1993, Washington, DC Meeting with Loretta Avent

Deleted per Deborah Doxtator request, will be on a later date

6. VACATION REQUESTS

VIII. OTHER

IX. EXECUTIVE SESSION

Present: Deborah Doxtator, Loretta Metoxen, Julie Barton, Kathy Hughes, Sandra Ninham, Ernie Stevens, Jr.

Excused: Russell Metoxen
Shirley Hill, Gary Jordan leaves meeting at 4:45 p.m.

1. Request from Beverly Skenandore

MOTION BY LORETTA METOXEN TO DEFER TO GARY AND SANDY TO WORK ON THIS, SECONDED BY ERNIE STEVENS, JR., MOTION CARRIED UNANIMOUSLY.

2. Request from Allen Doxtator

NO ACTION.

3. Request from Marvin Jourdan and Richard Archiquette

NO ACTION.

4. Report from Jo Anne House - LOC Attorney

MOTION BY JULIE BARTON THAT ATTORNEY GERALD L. HILL CONTACT A TAX ATTORNEY AND BRING INFORMATION TO THE BUSINESS COMMITTEE BY DECEMBER 22, 1993, SECONDED BY SANDRA NINHAM, MOTION CARRIED UNANIMOUSLY.

5. Request from Ernie Stevens, Sr.

MOTION BY SANDRA NINHAM THAT THE EXECUTIVE COMMITTEE OF THE BUSINESS COMMITTEE MEET WITH SHARON HOUSE CORNELIUS, ERNIE STEVENS, SR, AND RON HILL, SECONDED BY ERNIE STEVENS, JR., MOTION CARRIED (KATHY HUGHES, LORETTA METOXEN AND JULIE BARTON ABSTAINED).

6. Request from Ernie Stevens, Sr.

MOTION BY SANDRA NINHAM THAT THE GENERAL MANAGER BRING BACK A PLAN ON HOWARD JOHNSON'S FACILITY BY DECEMBER 22, 1993, SECONDED BY ERNIE STEVENS, JR., MOTION CARRIED UNANIMOUSLY.

MOTION BY LORETTA METOXEN TO APPROVE, SECONDED BY SANDRA NINHAM, MOTION CARRIED UNANIMOUSLY.

7. Request from Margaret Danforth for Executive Session

NO REQUEST THIS WEEK.

8. Follow up Directives from November 17, 1993 meeting
9. Follow up Directive from November 24, 1993 meeting
10. Request from Sandra Ninham

DELETED PER REQUEST OF SANDRA NINHAM.

GENERAL MANAGER INTERVIEWS:

MOTION BY ERNIE STEVENS, JR. TO ACCEPT THE TOP CANDIDATE FOR GENERAL MANAGER POSITION AND IF THE POSITION IS NOT ACCEPTED BY THE TOP CANDIDATE THEN THE POSITION BE REPOSTED AND THAT DEBORAH DOXTATOR IS TO SEND A LETTER TO THE OTHER CANDIDATES, SECONDED BY SANDRA NINHAM, MOTION CARRIED UNANIMOUSLY.

X. RECESS/ADJOURN

MOTION BY JULIE BARTON TO ADJOURN, SECONDED BY ERNIE STEVENS, JR., MOTION CARRIED UNANIMOUSLY.

Meeting recessed at 6:15 P.M

Respectfully Submitted,



Julie Barton, Tribal Secretary
Oneida Business Committee