

Oneida Tribe of Indians of Wisconsin

Post Office Box 365

Phone: (414) 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.

ONEIDA BUSINESS COMMITTEE REGULAR MEETING WEDNESDAY, MAY 31, 1995 - 9:00 A.M. BUSINESS COMMITTEE CONFERENCE ROOM

PRESENT: Deborah Doxtator-Chair, Julie Barton-Secretary, Kathy Hughes- Treasurer, Gary Jordan, Ernie Stevens, Jr., Shirley Hill, Russell Metoxen-Council Members

EXCUSED: Loretta V. Metoxen, Vice-Chair, Sandra Ninham, Council Member

OTHERS PRESENT: Josie Cornelius, Henrietta Oudenhoven, Keith Quiver, April Skenandore, Erv Thompson, Bernice Elm, Marsha Danforth, Trish Farmer, Melinda Danforth, Diane Danforth, Toni House, Gerald L. Hill, Parker Plitz, Ken W. Webster, Karen Cornelius

OPENING: Ernie Stevens, Jr.

CALL TO ORDER BY DEBORAH DOXTATOR AT 9:00 A.M.

SPECIAL PRESENTATION OF A PLAQUE BY RUSSELL METOXEN TO THE ONEIDA TRIBE FROM HUD IN HONOR OF ONEIDA'S MANY LOAN PROGRAMS FOR HOUSING.

II. OATH OF OFFICE

- A. Land Committee administered by Russell Metoxen
 - 1. David King - NOT PRESENT
- B. Oneida Nation Museum Advisory Board administered by Russell Metoxen
 - 1. Kim M. Reyes - NOT PRESENT
 - 2. Brian A. Doxtator
 - 3. Linda Nockideneh -NOT PRESENT
 - 4. Josephine M. Cornelius

III. APPROVAL OF AGENDA

A. ADDITIONS:

- 1. TO OATHS OF OFFICE
 - Land Committee - David King
 - Oneida Nation Museum Advisory Board - Kim M. Reyes, Brian A. Doxtator, Linda Nockideneh, and Josephine M. Cornelius.

ERNIE STEVENS, JR. MOTION CARRIED UNANIMOUSLY.

MOTION BY JULIE BARTON TO APPROVE THE REPORT AND THE PLAN FOR THE RECORD KEEPING SERVICES FOR THE RETIREMENT PROGRAM, SECONDED BY ERNIE STEVENS, JR. MOTION CARRIED UNANIMOUSLY.

VII. REPORTS

- A. HOTEL CORPORATION-1st Wednesday of the Month - Pat Lassila
- B. APPEALS COMMISSION-(QUARTERLY: JAN/APR/JULY/OCT)
2nd Wednesday of the Month - Carol Liggins
- C. ONEIDA TRIBAL SCHOOL BOARD - 3rd Wednesday of the Month -Ron Hill
- D. HOUSING AUTHORITY-4th Wednesday of the Month-Evelyn Elm
- E. ORCOA-4th Wednesday of the Month-Warren Skenandore

APRIL MINUTES AND PROGRAM DIRECTORS REPORT SUBMITTED BY WARREN SKENANDORE.

F. HUMAN RESOURCES DEPARTMENT

- 1. Employee Recognition
- 2. Approval Requested for
- 3. Hiring information: FOR INFORMATION ONLY.

SUMMARY/HIRING REPORT SUBMITTED BY Z. RON SKENANDORE FOR INFORMATION ONLY.

- 4. TRANSFERS/PROMOTIONS/REASSIGNMENTS
- 5. Limited Term Employees (for Information Only)

G. TRAVEL REPORTS

Gary Jordan RE: NIGA Task Force

MOTION BY KATHY HUGHES TO ACCEPT THE REPORT, SECONDED BY SHIRLEY HILL. MOTION CARRIED UNANIMOUSLY.

H. FOLLOW UP REPORTS/BC DIRECTIVES FROM PREVIOUS MEETINGS

- 1. Gary Jordan
Directive of May 24, 1995
RE: Gaming Commission Seminar. Directive was to work with the Law Office regarding the research.

MOTION BY SHIRLEY HILL TO DIRECT GARY JORDAN TO SUBMIT HIS SUMMARY TO GERALD L. HILL REPORT BACK AT THE ATTORNEY BRIEFING MEETING, SECONDED BY RUSSELL METOXEN. MOTION CARRIED UNANIMOUSLY.

Warren Skenandore, ORCOA
Directive of May 24, 1995
RE: Bingo Pass Requests. Directive was to bring back a report on the distribution plan for Bingo Passes to the elders.
Report due June 28, 1995.

3. Gerald L. Hill, Law Office
Directive of May 24, 1995
RE: Bob Smith Request. Directive was to review Bob Smith's request regarding Indian religions.

ORAL REPORT GIVEN BY GERALD L. HILL REGARDING BOB SMITH'S REQUEST. GERALD L. HILL RECOMMENDED THIS BE IN THE FORM OF A RESOLUTION AND A STATEMENT OF EFFECT TO BE BROUGHT BACK IN ONE WEEK.

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

- 4 Janice Primeau
Directive of May 24, 1995
RE: Meeting with Oneida Land Claims. Directive was to schedule a special meeting with Oneida Land Claims and the Business Committee within three weeks regarding lobbying.
Report due by June 14, 1995.

VIII. LEGISLATIVE OPERATING COMMITTEE

A Request for Action from May 25, 1995

- 1 FOR ACTION Regular LOC Meeting Minutes of May 18, 1995.

MOTION BY KATHY HUGHES TO APPROVE THE REGULAR MEETING MINUTES OF MAY 18, 1995, SECONDED BY RUSSELL METOXEN. MOTION CARRIED UNANIMOUSLY.

FOR INFORMATION Public Hearing Minutes for the Youth Travel Policy of May 18 1995.

- 3 FOR ACTION Request for the Business Committee to direct Legal Council to direct Patty Brzezinski to give a legal review for Indian Preference-Rider I for Construction and bring back to the LOC in three (3) weeks on June 15, 1995.

MOTION BY RUSSELL METOXEN TO APPROVE THE REQUEST TO DIRECT LEGAL COUNCIL TO DIRECT PATTY BRZEZINSKI TO GIVE A LEGAL REVIEW FOR THE INDIAN PREFERENCE RIDER I FOR CONSTRUCTION AND BRING IT BACK TO LOC ON JUNE 15, 1995, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.

4. FOR ACTION: Request for Public Hearing date of June 22, 1995 for the Marriage Ordinance.

MOTION BY KATHY HUGHES TO APPROVE THE REQUEST FOR A PUBLIC HEARING DATE OF JUNE 22, 1995 FOR THE MARRIAGE ORDINANCE, SECONDED BY GARY JORDAN. MOTION CARRIED UNANIMOUSLY.

- 5 FOR ACTION Naming of Tribal Buildings with Resolution and Statement of Effect.
- WHEREAS, the Oneida Tribe of Indians of Wisconsin has a large budget dedicated to the construction of new buildings, renovation of existing buildings, as well as development of subdivisions both business and residential, and
- WHEREAS, it becomes more important to name these buildings and development areas in a manner meaningful to the Tribe and Tribal Members and to allow Tribal members input into the naming process, specifically those Tribal members who brought the Tribe through the difficult times,
- WHEREAS the Oneida Tribe of Indians Policy on Naming of Buildings Policy has been through the required Public Hearings in accordance with the Administrative Procedures Act, and

NOW THEREFORE BE IT RESOLVED, that the Oneida Tribe of Indians Policy on Naming of Buildings is hereby adopted for implementation within 30 days of adoption,

NOW THEREFORE BE IT FURTHER RESOLVED, that the attached policy shall be forwarded to the Development Division for inclusion within the construction process, to the Land Office for inclusion in the process of buying property as needed, to the Oneida Reservation Commission on Aging for information and implementation, and to the Division Directors to be forwarded to appropriate parties.

NOW BE IT FINALLY RESOLVED, that buildings in the process of being constructed, if not already named, shall be named according to Article V. of the policy.

MOTION BY RUSSELL METOXEN TO ADOPT RESOLUTION 5-31-95-A FOR NAMING OF TRIBAL BUILDINGS, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.

MOTION BY ERNIE STEVENS, JR. TO AMEND ARTICLE IV. GENERAL RULES, SECTION 4.1, WHICH STATES THAT ALL BUILDINGS AND SITES SHALL BE NAMED IN THE MANNER SET OUT HEREIN AND MAY BE NAMED AFTER PERSONS, PLACES, OBJECTS OR EVENTS. IN NO EVENT, SHALL ANY FUTURE BUILDING BE NAMED AFTER A CURRENT LIVING PERSON, TO INCLUDE THAT A BUILDING COULD ALSO BE NAMED AFTER A LIVING PERSON. SECONDED BY KATHY HUGHES. VOTING TO AMEND, ERNIE STEVENS, JR., KATHY HUGHES AND GARY JORDAN. OPPOSED ARE SHIRLEY HILL, JULIE BARTON AND RUSSELL METOXEN. OPPOSED. TIE VOTE. DEBORAH DOXTATOR VOTING TO AMEND THE ONEIDA TRIBE OF INDIANS POLICY ON NAMING OF BUILDINGS. MOTION CARRIED.

JULIE BARTON MOVED TO DEFER POLICY TO LOC TO CONSIDER ADDITIONAL ARTICLE FOR BUILDING DEDICATION PROCESS AND USE OF AN ONEIDA LANGUAGE NAME. SECONDED BY SHIRLEY HILL. MOTION CARRIED UNANIMOUSLY.

6. FOR ACTION: Utility Commission By-Laws.

MOTION BY KATHY HUGHES TO REFER TO LOC FOR RESOLUTION AND STATEMENT OF EFFECT, SECONDED BY ERNIE STEVENS, JR. MOTION CARRIED UNANIMOUSLY.

7. FOR ACTION Oneida Election Law with Resolution and Statement of Effect.

WHEREAS the Oneida General Tribal Council desires that elections be held in a timely and organized manner and that the Oneida Election Board has been delegated that responsibility through the Oneida Election Ordinance adopted by the General Tribal Council in June of 1993, and

WHEREAS, the Oneida Election Board proposes the attached amended Oneida Election Law to allow for technological changes in the election process, as well recognition of the increased qualifications being required of elected persons, and

WHEREAS the attached law has had Public Hearings in compliance with the Administrative Procedures Act, and

NOW THEREFORE BE IT RESOLVED, that the attached law, Oneida Election Law, is hereby adopted and shall be implemented immediately upon adoption.

MOTION BY TO GARY JORDAN TO APPROVE RESOLUTION #5-31-95-B FOR THE ONEIDA ELECTION LAW, SECONDED BY RUSSELL METOXEN. MOTION CARRIED UNANIMOUSLY.

DEFERRED TO LATER IN AGENDA WHEN JO A. SWAMP CAN PRESENT AMENDMENT TO ELECTION LAW.

JO A. SWAMP PRESENTED AMENDMENT TO ELECTION LAW TO BUSINESS COMMITTEE.

MOTION BY ERNIE STEVENS, JR. FOR THE ONEIDA ELECTION LAW TO BE PLACED ON JUNE 17, 1995 GTC AGENDA, SECONDED BY SHIRLEY HILL. MOTION CARRIED UNANIMOUSLY.

8 FOR ACTION Prohibitive Gaming Revenue Allocation Ordinance with Resolution and Statement of Effect.

WHEREAS, an Ordinance that prohibits the use of gaming revenues for purposes of the Tribe's participation in the upcoming auctions would negate the possibility that the Oneida Tribe derives any competitive advantage, and

WHEREAS, in order to participate in this investment, this Ordinance need to be adopted on an emergency basis, and

WHEREAS, the Business Committee has the authority under the Oneida Tribal Administrative Procedure Act, Section VI, to adopt emergency ordinances when it has been determined to be in the best interest of the Oneida Tribe.

NOW THEREFORE BE IT RESOLVED THAT the Business Committee is hereby invoking their authority under the Administrative Procedures Act, Section VI, adopting the Prohibitive Gaming Revenue Allocation Ordinance;

BE IT FINALLY RESOLVED THAT this Ordinance will be in effect until September 30, 1995, the date of which signifies the end of the 1995 fiscal year.

MOTION BY KATHY HUGHES TO APPROVE THE PROHIBITIVE GAMING REVENUE ALLOCATION ORDINANCE WITH RESOLUTION # 5-31-95-C, SECONDED BY ERNIE STEVENS, JR. MOTION CARRIED UNANIMOUSLY.

IX. FINANCE COMMITTEE

A. Recommendations of May 25, 1995

Check Mailing Request - M Danforth

RECOMMENDATION: Julie Barton made a motion to approve the mailing of employee payroll checks and that the Payroll Office develop an implementation effective August 1, 1995, submit plan to the Finance Committee. Ernie Stevens, Jr. seconded the motion, motion carried unanimously.

MOTION BY JULIE BARTON TO APPROVE THE RECOMMENDATION FOR MAILING PAYROLL CHECKS AND THAT THE PAYROLL OFFICE DEVELOP AND SUBMIT TO THE FINANCE COMMITTEE, AN IMPLEMENTATION PLAN TO BE EFFECTIVE AUGUST 1, 1995 AND TO DIRECT THE FINANCE COMMITTEE TO EVALUATE THE DIRECT DEPOSIT POLICY, RESEARCH THE BI-WEEKLY PAYROLL SYSTEM AND SALARY VS. HOURLY RATE EMPLOYEE PAYROLL. SECONDED BY SHIRLEY HILL. MOTION CARRIED UNANIMOUSLY.

X. AUDIT COMMITTEE REPORT

XI. NEW BUSINESS

A. RESOLUTIONS

1. Resolution for Youth Aid funding for AODA
Submitted by Kitty Hill

WHEREAS, the Oneida Nation of Wisconsin is committed to sustaining a strong Oneida Nation by protecting the physical, emotional and behavioral health of Oneida youth through the 7th generation, and

WHEREAS, the Oneida Nation Social Services, Chemical Dependency and Prevention Programs are dedicated to reversing the inter-generational cycle of substance dependency and abuse through proactive education and intervention activities for Oneida youth.

NOW THEREFORE BE IT RESOLVED: that the Oneida Nation of Wisconsin make application to the Outagamie County Department of Health & Human Services for a Youth Aid grant to support educational and intervention activities of the Oneida Chemical Dependency Community Prevention program.

BE IT FURTHER RESOLVED: that the Oneida Tribal Chairwoman, or the Vice Chair, is hereby

authorized to negotiate and execute the contract and any amendments thereto.

MOTION BY KATHY HUGHES TO ADOPT RESOLUTION #5-31-95-D FOR YOUTH AID FUNDING FOR AODA, SECONDED BY SHIRLEY HILL. MOTION CARRIED UNANIMOUSLY.

2. Resolution for B.A.B.E.S. Project
Submitted by Kitty Hill

WHEREAS, the Oneida Nation of Wisconsin is committed to sustaining a strong Oneida Nation by protecting the physical, emotional and behavioral health of Oneida youth through the 7th generation, and

WHEREAS, the Oneida Nation Social Services, Chemical Dependency and Prevention Programs are dedicated to reversing the inter-generational cycle of substance dependency and abuse through proactive education and intervention activities for Oneida youth.

NOW THEREFORE BE IT RESOLVED: that the Oneida Nation of Wisconsin make application to Fox Valley Unites for a Community Program Grant to implement a B.A.B.E.S. (Beginning Alcohol and Addictions Basic Education Studies) Project for young children.

BE IT FURTHER RESOLVED: that the Oneida Tribal Chairwoman, or the Vice Chair, is hereby authorized to negotiate and execute the contract and any amendments thereto.

MOTION BY KATHY HUGHES TO ADOPT RESOLUTION #5-31-95-E FOR THE B.A.B.E.S. PROJECT, SECONDED BY GARY JORDAN. MOTION CARRIED UNANIMOUSLY.

3. Resolution for Easement on County Highway "H"
Submitted by Adrian Gersham

WHEREAS, the Oneida Land Committee granted a request by Outagamie County for a temporary limited easement to construct a box culvert on a tract of land in the Town of Oneida, County of Outagamie in the NE 1/4 of the NE 1/4 of Section 24, T23N, R18E near County Highway H on May 8, 1995; and

WHEREAS, the construction of a box culvert on County Highway H is in the best interests by the Oneida Tribe of Indian of Wisconsin.

NOW THEREFORE BE IN RESOLVED that the Oneida Business Committee on behalf of the Oneida Tribe of Indians of Wisconsin delegates two of its four officers to act in its stead as signatories to the Temporary Limited Easement for the above described property in the Town of Oneida, Outagamie County, Wisconsin; and

BE IT FURTHER RESOLVED that the Oneida Tribe of Indians of Wisconsin requests the Bureau of Indian Affairs to grant the formal application for the Temporary Limited Easement of Outagamie County

MOTION BY KATHY HUGHES TO ADOPT RESOLUTION # 5-31-95-F FOR THE EASEMENT ON COUNTY HIGHWAY "H", SECONDED BY GARY JORDAN. MOTION CARRIED UNANIMOUSLY.

B. BINGO PASS REQUESTS

1. Oneida Housing Authority, Yvonne Skenandore (40-50)

MOTION BY SHIRLEY HILL TO APPROVE THE BINGO PASS REQUEST FOR THE ONEIDA HOUSING AUTHORITY, SECONDED BY ERNIE STEVENS, JR. MOTION CARRIED UNANIMOUSLY.

C. REQUESTS

1. Request from Diane Danforth RE: Amendment to Option Agreement

The Federal Reserve Board has requested another addition to the Amendment to the Option Agreement. They want language to reflect that the Board of Directors cannot be replaced or added without the Federal Reserve Board approval.

MOTION BY SHIRLEY HILL TO APPROVE THE AMENDMENT TO THE OPTION AGREEMENT FOR BAY BANCORPORATION, SECONDED BY KATHY HUGHES. MOTION CARRIED UNANIMOUSLY.

2. Request from Parker Plitz RE: Activation of CIP for Oneida Community Integrated Food Systems

Oneida Community Integrated Food Systems (OCIFS) requests activation of \$40,000 of the \$150,000 approved in the CIP Budget as passed by General Tribal Council in January, 1995. This project has been initially approved by the Space Committee. The funding will be used for initial programming and budget analysis to be used as basis of a request for project approval.

PARKER PLITZ STATED OCIFS BOARD AND MANAGEMENT MADE A PRESENTATION TO THE BUSINESS COMMITTEE ON FEBRUARY 8, 1995. HE STATED FUNDS REQUESTED BE USED FOR PLANNING AND ANALYZING WHAT NEEDS AND CONCEPTS OF OCIFS REALLY ARE SO THEY KNOW THEY'RE HEADING IN THE RIGHT DIRECTION.

MOTION BY SHIRLEY HILL TO TABLE FOR ONE WEEK UNTIL GENERAL MANAGER'S REPORT AT THE NEXT BY-WEEKLY MEETING, SECONDED BY KATHY HUGHES. MOTION CARRIED UNANIMOUSLY.

- Request from Ernie Stevens, Jr. RE: Extension of OGMICS compliance.

The request is for a 45 day extension for the compliance of the Oneida Gaming Minimum Internal Control Standards.

MOTION BY SHIRLEY TO APPROVE THE 45 DAY EXTENSION FOR COMPLIANCE OF THE ONEIDA GAMING MINIMUM INTERNAL CONTROL STANDARDS, SECONDED BY KATHY HUGHES. RUSSELL METOXEN ABSTAINED. MOTION CARRIED.

4. Request from Parker Plitz RE: Watershed and Flood Control

MOTION BY GARY JORDAN TO APPROVE REQUEST CONTINGENT ON PROPER SIGNATURES, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.

5. Request from Gary Jordan RE: Indian Gaming Hearing

MOTION BY RUSSELL METOXEN TO DIRECT CHIEF COUNSEL AND LEGISLATIVE AFFAIRS TO DEVELOP LEGAL OPINION AND TESTIMONY REGARDING S.487 IN ONE WEEK. SECONDED BY SHIRLEY HILL. MOTION CARRIED UNANIMOUSLY.

MOTION BY KATHY HUGHES FOR DEBORAH DOXTATOR AND GARY JORDAN TO TESTIFY, SECONDED BY SHIRLEY HILL. GARY JORDAN ABSTAINED. MOTION CARRIED.

D. CONTRACTS/AGREEMENTS

E. TRAVEL REQUESTS

1. Gerald L. Hill June 4-6, 1995 to Tulsa, Oklahoma
RE: Sovereignty Symposium VIII

DELETED

II. OTHER

XIII. EXECUTIVE SESSION

- A. ONEIDA LAND CLAIMS - 1st Wednesday of the Month - Patty Hoef

B. TABLED/OLD BUSINESS

1. Bernice Elm
Tabled from May 24, 1995
RE: Site in New York. Directive was to investigate the possibility of lease option and return recommendations to the Business Committee.
Report due by May 31, 1995.

MOTION BY KATHY HUGHES TO TERMINATE INVESTIGATION ON LEASE OPTION DUE TO LACK OF TIME TO MEET SELLER'S TIMEFRAME. SECONDED BY SHIRLEY HILL. MOTION CARRIED UNANIMOUSLY.

2. Gerald L. Hill
Directive of May 24, 1995
RE: Request from Loretta V. Metoxen. Directive was to review the liability of Oneida Housing Authority and HUD regarding the Summers Property.
Report due by May 31, 1995.

MOTION BY KATHY HUGHES TO DEFER REPORT ON LIABILITY OF ONEIDA HOUSING AUTHORITY AND HUD TO ATTORNEY MEETING, SECONDED BY SHIRLEY HILL. MOTION CARRIED UNANIMOUSLY.

C. NEW BUSINESS

1. Request from Ron Baba

MOTION BY KATHY HUGHES TO DELEGATE CHAIRPERSON TO BE BRIEFED BY GENERAL MANAGER AND DETERMINE IF BUSINESS COMMITTEE ACTION IS NEEDED. SECONDED BY

GARY JORDAN. MOTION CARRIED UNANIMOUSLY

Request from Julie Barton

MOTION BY ERNIE STEVENS, JR. TO DIRECT SHIRELY HILL TO WRITE AN ANALYSIS REPORT ON BUY ONEIDA FIRST AND OTHER TWO ITEMS OF CONCERN CAN BE ADDRESSED DURING GENERAL TRIBAL COUNCIL. SECONDED BY RUSSELL METOXEN. SHIRLEY HILL ABSTAINED. MOTION CARRIED.

XIV. RECESS/ADJOURN

MOTION BY JULIE BARTON TO RECESS, SECONDED BY GARY JORDAN. MOTION CARRIED UNANIMOUSLY.

MEETING ADJOURNED AT 11:40 A.M.

Respectfully submitted,



Julie Barton, Tribal Secretary
Oneida Business Committee

MINUTES APPROVED AS PRESENTED/CORRECTED ON 6-7-95