

Oneida Tribe of Indians of Wisconsin

Post Office Box 365

Phone: (414) 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.

ONEIDA BUSINESS COMMITTEE REGULAR MEETING WEDNESDAY, DECEMBER 6, 1995 - 9:00 A.M. BUSINESS COMMITTEE CONFERENCE ROOM

PRESENT: Deborah Doxtator-Chair, Loretta V. Metoxen-Vice Chair, Julie Barton-Secretary, Gary Jordan, Ernie Stevens, Jr., Sandra Ninham, Shirley Hill, Russell Metoxen-Council Members

EXCUSED: Kathy Hughes-Treasurer

OTHERS PRESENT: Keith Quiver, Jeri Bauman, Irv Thompson, Patricia Misikin, Wanda Webster, Ed Hill, Mary E. Greendeer, Karen Cornelius, Melinda Danforth, Alan Cornelius, Jeff Metoxen, Paul Witek, Wilbert Rentmeester, Wayne Metoxen, Ken Webster, Keith Beneke, Judy Cornelius, Keith Skenandore, Shane Anton, Gerald L. Hill

OPENING: Leander Danforth

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

II. OATH OF OFFICE

General Tribal Council Investigative Task Force: - administered by Shirley Hill

Billi Jo Cornelius-Adkins - Present

III. APPROVAL OF AGENDA

A. ADDITIONS:

TO REQUEST

- | | |
|---------------------|--|
| 5. Deborah Doxtator | RE: Oneida Airport Hotel Corporation Board Vacancies |
| 6. Deborah Doxtator | RE: Application for Rural Development Institute |
| 7. Gary Jordan | RE: Three Sisters Day care\Head start |
| Sandra Ninham | |
| Shirley Hill | |

- 8. Economic Development RE: Oneida Inn
- 9. Russell Metoxen RE: Internal Audit Executive Summary

TO AUDIT

Ernie Stevens, Jr. RE: Internal Audit Executive Summary

EXECUTIVE SESSION

- 8. Gary Jordan RE: OSBMC\Tribal Resources
- 9. Gary Jordan RE: Gaming Commission Salary
- 10. Shirley Hill RE: Community Liaison Contract
- 11. Lloyd Schuyler RE: Oneida Language Speakers
- 12. Julie Barton RE: Oneida Trust Committee
- 13. Julie Barton RE: WIGA
- 14. Ernie Stevens, Jr. RE: Leonard Peltier

MOVED

Number 4 from executive session to number 8 regular session

B. DELETIONS:

MOTION BY GARY JORDAN TO APPROVE THE AGENDA, SECONDED BY SANDRA NINHAM. MOTION CARRIED UNANIMOUSLY.

IV. MINUTES TO BE APPROVED:

Regular Business Committee Meeting of November 29, 1995

APPROVED AS PRESENTED

V. TABLED BUSINESS:

Kathy Hughes RE: Hula Bowl Cultural Exchange

Excerpt from the Business Committee Meeting of October 25, 1995: MOTION BY SHIRLEY HILL TO TABLE FOR TOTAL FINANCIAL ANALYSIS AND POTENTIAL REVENUE ANTICIPATED FROM FUNDRAISERS, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.

LEAVE ON THE TABLE

Response Submitted.

MOTION BY ERNIE STEVENS, JR. TO TAKE THIS ITEM FROM THE TABLE, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.

MOTION BY SANDRA NINHAM TO APPROVE THE REPORT OF THE TREASURER'S RECOMMENDATIONS OF NOT SUPPORTING THE TRIBE'S ENDORSEMENT FOR THE ADDITIONAL FOUR DAYS BECAUSE OF THE SIZE OF THIS EVENT AND THE BUDGET RESTRAINTS WE ARE TRYING TO ENCOURAGE, BUT ENCOURAGED THE INDIVIDUALS TO USE VACATION OR PERSONAL TIME, SECONDED BY GARY JORDAN. MOTION CARRIED UNANIMOUSLY.

MOTION BY SHIRLEY HILL THAT THE SECRETARY CONTACT THE PARTIES RESPONSIBLE FOR THE TRIP REGARDING THE TREASURER'S OPINION, SECONDED BY GARY JORDAN. MOTION CARRIED UNANIMOUSLY.

MOTION BY LORETTA V. METOXEN TO REFER TO THE LEGISLATIVE OPERATING COMMITTEE THE CONCERN OF DEVELOPING A SELECTION PROCESS POLICY THAT WOULD ROTATE THE SELECTION SO MORE PEOPLE ARE EXPOSED TO THESE CULTURAL EXCHANGE EVENTS, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.

VI. REPORTS

A. HOTEL CORPORATION-1st Wednesday of the Month - Pat Lassila

Report Submitted - Dated November 30, 1995

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

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 - Artley Skenandore

D. HOUSING AUTHORITY-4th Wednesday of the Month-Evelyn Elm

E. ONCOA-4th Wednesday of the Month-Warren Skenandore

F. HUMAN RESOURCES DEPARTMENT

- 1. Employee Recognition**
- 2. Approval Requested for**
- 3. Hiring information: FOR INFORMATION ONLY.**
- 4. TRANSFERS/PROMOTIONS/REASSIGNMENTS**
- 5. Limited Term Employees (for Information Only)**

G. ONEIDA GAMING COMMISSION- (QUARTERLY: JAN/APR/JULY/OCT) 2nd Wednesday of the Month - Jeff Metoxen

H. ONEIDA AIRPORT BUSINESS DEVELOPMENT BOARD - (QUARTERLY: JAN/APR/JULY/OCT) 2nd Wednesday of the Month - Rochelle Powless

I. TRAVEL REPORTS

J. FOLLOW UP REPORTS/BC DIRECTIVES FROM PREVIOUS MEETINGS

Artley Skenandore

RE: Restructured Plan of the Communications Department

Excerpt from Business Committee Meeting of October 11, 1995: MOTION BY KATHY HUGHES TO DIRECT THE GENERAL MANAGER TO PROVIDE THE BUSINESS COMMITTEE WITH A RESTRUCTURED PLAN WITHIN 45 DAYS AT WHICH TIME WE WOULD CONSIDER THE POSTING FOR AN EDITORIAL BOARD, SECONDED BY ERNIE STEVENS, JR. GARY JORDAN, JULIE BARTON OPPOSED. MOTION CARRIED.

RESPONSE DUE DECEMBER 6, 1995

Response Submitted

MOTION BY SHIRLEY HILL TO POST FOR THE SIX COMMUNITY ADVISORY BOARD POSITIONS, SECONDED BY SANDRA NINHAM. MOTION CARRIED UNANIMOUSLY.

MOTION BY SHIRLEY HILL TO AMEND THE MOTION TO POST FOR THE COMMUNITY ADVISORY BOARD AND THAT A SPECIAL MEETING BE SET UP WITHIN THIRTY DAYS WITH THE BUSINESS COMMITTEE, COMMUNICATIONS DEPARTMENT AND THE GENERAL MANAGER TO DISCUSS NEGOTIATING OUT THE EDITORIAL BOARD POSITIONS, SECONDED BY ERNIE STEVENS, JR. MOTION CARRIED UNANIMOUSLY.

MOTION BY GARY JORDAN TO SEND THE EDITORIAL BOARD'S POLICIES AND PROCEDURES TO THE LEGISLATIVE OPERATING COMMITTEE, SECONDED BY SHIRLEY HILL. MOTION CARRIED UNANIMOUSLY.

Kathy Hughes

RE: Employee Purchase of Home Computers through direct payroll deduction

Excerpt from Business Committee Meeting of November 6, 1995: MOTION BY SHIRLEY HILL TO DEFER THIS REQUEST OF EMPLOYEE COMPUTER PURCHASE THROUGH DIRECT PAYROLL DEDUCTION TO THE FINANCE COMMITTEE WITH A RESPONSE WITHIN 30 DAYS, SECONDED BY ERNIE STEVENS, JR. MOTION CARRIED UNANIMOUSLY.

Response due December 6, 1995

MOTION BY JULIE BARTON TO TABLE FOR 30 DAYS, SECONDED BY GARY JORDAN. MOTION CARRIED UNANIMOUSLY.

Julie Barton

RE: OSBMC Non-cash Request

Excerpt from Business Committee Meeting of November 29, 1995: MOTION BY GARY JORDAN TO DEFER FOR ONE WEEK, SECONDED BY SHIRLEY HILL. MOTION CARRIED UNANIMOUSLY

RESPONSE DUE DECEMBER 6, 1995

Response submitted

MOTION BY SHIRLEY HILL TO APPROVE THE REPORT, SECONDED BY LORETTA V. METOXEN. MOTION CARRIED UNANIMOUSLY.

Kathy Hughes

RE: Library Automation Agreement

Excerpt from the Business Committee Meeting of November 29, 1995: **MOTION BY SHIRLEY HILL TO DEFER BACK TO THE ONET MANAGEMENT COMMITTEE FOR INPUT TO BE BROUGHT BACK IN ONE WEEK, SECONDED BY RUSSELL METOXEN. MOTION CARRIED UNANIMOUSLY.**

RESPONSE DUE DECEMBER 6, 1995

MOTION BY SHIRLEY HILL TO DEFER FOR ONE WEEK, SECONDED BY GARY JORDAN. MOTION CARRIED UNANIMOUSLY.

Deborah Doxtator

RE: General Tribal Council Task Force Recommendations\Alternative

Excerpt from the Business Committee Meeting of November 29, 1995: **MOTION BY SHIRLEY HILL TO DEFER NAMING DON MCLESTER TO THE INVESTIGATIVE TASK FORCE IN PLACE OF KIM NISHIMOTO FOR ONE WEEK TO RECEIVE WRITTEN NOTICE OF WITHDRAWAL FROM KIM NISHIMOTO, SECONDED BY GARY JORDAN. MOTION CARRIED UNANIMOUSLY.**

RESPONSE DUE DECEMBER 6, 1995

MOTION BY SHIRLEY HILL TO DEFER FOR ONE WEEK, SECONDED BY SANDRA NINHAM. MOTION CARRIED UNANIMOUSLY.

VII. LEGISLATIVE OPERATING COMMITTEE

FOR APPROVAL:

Public Hearing Minutes for Vehicle Driver Policy held on November 9, 1995

MOTION BY LORETTA V. METOXEN TO APPROVE THE PUBLIC HEARING MINUTES, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.

2. FOR APPROVAL:

Public Hearing Minutes for Real Property Law held on November 16, 1995

MOTION BY RUSSELL METOXEN TO APPROVE THE PUBLIC HEARING MINUTES, SECONDED BY LORETTA V. METOXEN. MOTION CARRIED UNANIMOUSLY.

3. FOR APPROVAL:

Public Hearing for revised Law Enforcement Ordinance to be held on January 4, 1996

MOTION BY LORETTA V. METOXEN TO APPROVE THE PUBLIC HEARING FOR THE REVISED LAW ENFORCEMENT ORDINANCE TO BE HELD ON JANUARY 4, 1996, SECONDED BY SANDRA NINHAM. MOTION CARRIED UNANIMOUSLY.

4. FOR APPROVAL:

Employee Protection Policy with Resolution and Statement of Effect

MOTION BY JULIE BARTON TO APPROVE THE EMPLOYEE PROTECTION POLICY WITH RESOLUTION 12-06-95-B WITH STATEMENT OF EFFECT, SECONDED BY SECONDED BY RUSSELL METOXEN. MOTION CARRIED UNANIMOUSLY.

MOTION BY JULIE BARTON TO AMEND THE MOTION THAT THE EMPLOYEE PROTECTION LAW BE INCLUDED AT THE SPECIAL GENERAL TRIBAL COUNCIL MEETING THAT WILL BE SCHEDULED, DATE TO BE DETERMINED, REGARDING THE CONTINUATION OF THE ONEIDA NATIONAL SYSTEMS, SECONDED BY GARY JORDAN. MOTION CARRIED UNANIMOUSLY.

EMPLOYEE PROTECTION POLICY

Final Draft for Emergency Adoption by Oneida Business Committee

Article I. Purpose and Policy

§1-1. The purpose of this policy is to give protection to employees who wish to give information that is intended to protect the Oneida Nation, or its agencies from fraud, theft or other detrimental effects - monetary, political, reputation and the like.

§1-2. It is the policy of the Oneida Nation to extend protection to employees who take action within this policy to protect the Nation's interests.

Article II. Adoption, Amendment, Repeal

§2-1. This policy shall become effective thirty (30) business days after adoption.

§2-2. This policy shall supersede, repeal, rescind any prior law or policy regarding employee protection. Provided, that the law or policy is in direct conflict or extends lesser protection than this Employee Protection Policy.

§2-3. This policy may be amended or repealed by the Oneida Business Committee pursuant to the Oneida Administrative Procedures Act.

Article III. Definitions

3-1. This article shall govern the definitions of words as phrases as used herein. All words not defined herein shall be used in their ordinary and everyday sense.

3-2. "Abuse of Authority" means using the authority, whether real or assumed, of any position, whether actual or assumed, to obtain information, goods or services to the detriment of the tribe, or using the authority as described above to directly or indirectly punish any person or employee for disclosing information as described below.

3-3. "Appropriate Agency" means a delegated person or officer to receive disclosures in the Internal Auditing, Gaming Commission, Tribal School Board, and Personnel Commission.

3-4. "Disciplinary Action" means any action by an employer affecting an employee to their detriment, including, but not limited to - dismissal, demotion, transfer, removal of duty, refuse to restore, suspend, reprimand, verbal or physical harassment, reduction of pay, denial of educational benefits, reassignment, failure to increase base pay.

- 3-5. "Disclosure" means to reveal otherwise non-public information or other information that would otherwise remain concealed during a period which it should be brought to light.
- 3-6. "Employee" means any person working for the Oneida Nation in its programs, enterprises, and governmental functions, whether elected, appointed, or hired as a limited term employee, vendor, or contractor.
- 3-7. "Information" means the specific time, date, who, when, where, what, how in any disclosure that would prevent detrimental actions being taken against the Oneida Nation.
- 3-8. "Merit Further Investigation" means that point at which a person(s) hearing the information believes that it requires further action.
- 3-9. "Mismanagement" means failure to use reasonable good sense in using the authority granted through the job description, delegated authority by any supervisor, and/or personal judgment to advance the economic, financial, and political value of the Oneida Nation by properly using employee time, equipment, funds, and their own time.
- 3-10. "Retaliatory Action" means any action, either disciplinary or otherwise, taken against any employee, whether supervisory or supervised, for that employee's disclosure of information as directed within this policy, excluding any action that can be reasonably justified as taken in good faith based on documented employee performance. Action other than disciplinary action that may be retaliatory, by way of example, would be loss of hours, rescheduling shifts outside of normal shift changes, change of job requirements without notice.
- 3-11. "Substantial Waste of Public Funds" means any use of funds in a manner not directed by policy, including any preference laws adopted by the Oneida Nation.

Article IV. Disclosure

§4-1. An employee is protected under this policy if disclosure of the information is given, in confidence, in writing and signed, to the any of the following persons:

- a. Supervisor
- b. appropriate agency
- c. law enforcement agency
- d. attorney retained by the employee.
- e. Employee Advocates

Provided that, disclosure, through circumstances other than in person, the employee shall fully identify themselves.

§4-2. A protected disclosure includes the following elements:

- a. identity of person making the disclosure
- b. identity of person or persons against whom disclosure is being made
- c. to the best of the employees knowledge, the date and times at which the disclosed action occurred, and
- d. summary of the disclosed action.

§4-3. All disclosures shall be kept confidential, until such time as action is being taken against the person or persons identified in the disclosed information.

§4-4. Disclosures made to persons in section 4-1 shall be directed as soon as reasonably possible to the appropriate agency in a sealed envelop. Provided that no attorney shall be directed under this

policy to act in a manner the attorney reasonably decides is in conflict with any professional responsibility or rule.

§4-5. The appropriate agency shall send a written decision to the disclosing party that the disclosure has or does not have merit, along with any further action that will be taken within twenty (20) business days. If a disclosure merits further action, the disclosing party will be notified that they may be called by the appropriate agency to give additional testimony at a closed meeting and on approximately what date. Further, appropriate agencies will follow the hearing procedures set out in the Administrative Procedures Act for a Hearing of Record. Appropriate agencies are authorized to use their full powers to take corrective measures where disclosures merit action, and to utilize all Tribal agencies to effectively correct any and all problems found. This includes, but is not limited to, the following action:

- a. Oneida Business Committee garnishment action to recover lost funds,
- b. Personnel Commission for disciplinary action,
- c. Appeals Commission for appropriate civil actions,
- d. Criminal prosecutions, where indicated, in appropriate federal or state courts.

Article V. Protection

§5-1. Any employee who discloses information in the manner described in this policy shall be protected from any and all employment related retaliation to the fullest extent of this Article.

5-2. Any employee who believes that retaliatory action is being taken against them may follow procedures set out below:

- a. This policy supersedes those complaint procedures set out in the Personnel Policy and Procedures Manual and the employee may go directly to their Division Director and state, in person and in writing, or written only, the action that employee believes is retaliatory, or
- b. If a disciplinary action, that employee may go directly to the Personnel Commission with their grievance.

5-3. The Personnel Commission is authorized through this policy to proceed immediately with any alleged retaliation grievance placed before them by any employee. Any resolution of a retaliation grievance must be written and placed in all parties files. All parties include, but are not limited to, persons actively involved with knowingly implementing any retaliation action and named by the grieving party.

5-4. Any person acting under the authority of another, who has a good faith belief of the correctness of their actions, is a legal defense against any retaliation grievance and, if accepted by the Personnel Commission, bars placement of the results of the action in that employee's file. Provided that, the person was not found to be actively involved in an retaliatory action. Provided further, that the employee acting in good faith has not asked that the results of any retaliation hearing be placed in their file.

5-4. There are no appeals from a retaliation hearing, provided that, any grievance brought before a Division Director may be appealed to the Personnel Commission.

Resolution 12-06-95-B

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 of America; 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 Constitution of the Oneida Tribe of Indians by the General Tribal Council; and

Whereas, the Oneida Business Committee has monitored the development of the Employee Protection Policy through the Legislative Operating Committee which allows Tribal employees to give protected testimony regarding actions that are detrimental to the Oneida Tribe;

Now Therefore be it Resolved, that the Oneida Business Committee hereby adopts the attached Employee Protection Policy on a permanent basis to have continued implementation, and

Now Therefore be it Resolved, that the Oneida Business Committee confers retroactive approval on this policy for that period between this final adoption and the lapse of the emergency adoption during October of 1995.

5. REQUEST: The LOC would like to request that the Business Committee refer the resolution/directive regarding an Alcohol/Drug-Free Recreational Facility to Administration for follow-up

MOTION BY LORETTA V. METOXEN TO APPROVE THE REQUEST THAT THE BUSINESS COMMITTEE REFER THE RESOLUTION/DIRECTIVE REGARDING AN ALCOHOL/DRUG-FREE RECREATIONAL FACILITY TO ADMINISTRATION FOR FOLLOW-UP AND REPORT AT THE NEXT BI-WEEKLY MEETING, SECONDED BY GARY JORDAN. MOTION CARRIED UNANIMOUSLY.

6. REQUEST: The LOC would like to forward the handicapped and Wheelchair Accessibility at Norbert Hill Center Gym to the Business Committee for consideration.

MOTION BY GARY JORDAN THAT THE GENERAL MANAGER FOLLOW UP AND REPORT ON THE HANDICAPPED AND WHEELCHAIR ACCESSIBILITY AT NORBERT HILL CENTER GYM AT THE NEXT BIWEEKLY MEETING, SECONDED BY SANDRA NINHAM. MOTION CARRIED UNANIMOUSLY.

MOTION BY GARY JORDAN THAT THE SECRETARY FORWARD ALL PREVIOUS MOTIONS MADE REGARDING LOC REQUEST NUMBER 5,6 TO THE GENERAL MANAGER ALSO, SECONDED BY SANDRA NINHAM. MOTION CARRIED UNANIMOUSLY.

VIII. FINANCE COMMITTEE

Kathy Hughes

RE: Housing Authority Garages

Excerpt from the Business Committee Meeting of September 27, 1995: **MOTION BY ERNIE STEVENS, JR. TO TABLE ITEM 1 REGARDING THE ONEIDA HOUSING AUTHORITY GARAGE PROPOSAL FOR CLARIFICATION BY THE TREASURER, SECONDED BY SHIRLEY HILL. MOTION CARRIED UNANIMOUSLY.**

Response Submitted.

MOTION BY GARY JORDAN TO APPROVE THE FINANCE COMMITTEE'S RECOMMENDATION THAT THE TRIBAL THRIL PROGRAM BE ADMINISTERED BY THE LAND MANAGEMENT OFFICE, SECONDED BY RUSSELL METOXEN. ERNIE STEVENS, JR. ABSTAINED. MOTION CARRIED.

For the Record, Deborah Doxtator stated that it would be contingent of availability of funds for the budgeting process as well.

MOTION BY SHIRLEY HILL THAT THE SECRETARY RESEARCH AND BRING FORTH THE SEPTEMBER 27, 1995 MINUTES REGARDING THE LAND COMMITTEE RECOMMENDATIONS, SECONDED BY GARY JORDAN. MOTION CARRIED UNANIMOUSLY.

IX. AUDIT COMMITTEE REPORT

Ernie Stevens, Jr.

RE: Internal Audit Executive Summary

MOTION BY GARY JORDAN TO TABLE THIS ITEM FOR ONE WEEK, SECONDED BY JULIE BARTON. ERNIE STEVENS, JR. ABSTAINED. MOTION CARRIED.

MOTION BY JULIE BARTON THAT ALL COMPLETE AUDITS BE REPORTED TO THE BUSINESS COMMITTEE QUARTERLY, SECONDED BY LORETTA V. METOXEN. ERNIE STEVENS, JR. ABSTAINED. MOTION CARRIED.

X. NEW BUSINESS

A. RESOLUTIONS

Kitty Hill

RE: AODA Block Grant Funds for AIDS/HIV Prevention

MOTION BY GARY JORDAN TO ADOPT RESOLUTION 12-06-95-A, SECONDED BY SHIRLEY HILL. MOTION CARRIED UNANIMOUSLY.

NOW THEREFORE BE IT RESOLVED, that the Oneida Business of Wisconsin make application to the State of Wisconsin Department of Health And Social Service, Division of Health, for AODA Block Grant Funds for AIDS\HIV Protection to provide AIDS\HIV and STD education, prevention and risk reduction services in collaboration with the Oneida Community Health Clinic.

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.

B. BINGO PASS REQUESTS

Oneida Recreation - 90

Arlouine Bain - Raffle Off during Basketball and Volleyball Tournaments
20 - Staff Christmas Party

Tsyuttekwa Center - 6 - Retro Active

Paul Smith - Visiting Delegation from Stoney Point Reserve

Land Management - 25

Karen Wurth - Holiday Staff Promotion, Functions and Land Committee

MOTION BY LORETTA V. METOXEN TO APPROVE 70 BINGO PASSES TO ONEIDA RECREATION, 6 RETRO PASSES FOR THE TSYUTTEKWA CENTER AND 25 PASSES FOR LAND MANAGEMENT, SECONDED BY SHIRLEY HILL. MOTION CARRIED UNANIMOUSLY.

C. REQUESTS

Patrick Pelky

RE: Letter for Chair's Signature opposing environmental code

MOTION BY SANDRA NINHAM TO DIRECT THE CHIEF COUNSEL'S OFFICE TO REVIEW THE PRESENT LETTER AND REDRAFT ONE FOR BUSINESS COMMITTEE CONSIDERATION PRIOR TO AUTHORIZATION OF CHAIR'S SIGNATURE, SECONDED BY LORETTA V. METOXEN. MOTION CARRIED UNANIMOUSLY.

2. Dan Hawk

RE: Individual Guarantee Loan Program

MOTION BY SHIRLEY HILL TO SEND THIS REQUEST TO THE FINANCE COMMITTEE, SECONDED BY GARY JORDAN. MOTION CARRIED UNANIMOUSLY.

3. Mary Adams

RE: Constitutional Review Committee Update

MOTION BY LORETTA V. METOXEN THAT A SPECIAL MEETING BETWEEN THE CONSTITUTIONAL REVIEW COMMITTEE AND THE BUSINESS COMMITTEE BE SCHEDULED FOR TWO HOURS AND THAT ALL BUSINESS COMMITTEE MEMBER ATTEND, THIS MEETING WILL BE COORDINATED BY JANICE PRIMEAU, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.

Amelia Cornelius

RE: October 28, 1995 General Tribal Council

MOTION BY GARY JORDAN TO DIRECT THE GENERAL MANAGER TO INVESTIGATE IF THE POSITION PAPER HANDED OUT AT THE OCTOBER 28, 1995 GENERAL TRIBAL COUNCIL MEETING WAS IN VIOLATION OF TRIBAL PERSONNEL POLICIES AND PROCEDURES, SECTION V.D.2.III BY UTILIZATION OF TRIBAL TIME, STATIONARY, STAFF AND OFFICE EQUIPMENT AND REPORT BACK IN 30 DAYS WITH ANY RECEIPTS AND INVOICES, SECONDED BY SANDRA NINHAM. MOTION CARRIED UNANIMOUSLY.

5. Deborah Doxtator

RE: Oneida Airport Hotel Corporation Board Vacancies

MOTION BY GARY JORDAN TO APPROVE THE RECOMMENDATIONS OF YVONNE JORDAN AND WENDELL VANSTIPPEN, SECONDED BY RUSSELL METOXEN. JULIE BARTON ABSTAINED. MOTION CARRIED.

6. Deborah Doxtator

RE: Application for Rural Development Institute

MOTION BY GARY JORDAN TO REFER THIS APPLICATION TO THE GENERAL MANAGER WITH RECOMMENDATIONS BACK IN TWO WEEKS, SECONDED BY SHIRLEY HILL. MOTION CARRIED UNANIMOUSLY.

7. Gary Jordan
Sandra Ninham
Shirley Hill

RE: Three Sisters Day care\Head start

MOTION BY GARY JORDAN THAT THE GENERAL MANAGER PROVIDE AN UPDATED EMERGENCY REPORT REGARDING THE THREE SISTERS DAY CARE\HEAD START FACILITY AT THE NEXT BI-WEEKLY MEETING, SECONDED BY SANDRA NINHAM. MOTION CARRIED UNANIMOUSLY.

8. Economic Development Department RE: Oneida Inn

MOTION BY GARY JORDAN TO SEND ALL FINANCIAL STATEMENTS REGARDING THE ONEIDA INN FOR REVIEW AND RECOMMENDATIONS BY THE TREASURER AND CHIEF FINANCIAL OFFICER WITH A REPORT BACK IN TWO WEEKS, SECONDED BY SANDRA NINHAM. ERNIE STEVENS, JR. ABSTAINED. MOTION CARRIED.

MOTION BY GARY JORDAN TO SEND THE PROPOSAL TO THE ONEIDA HOTEL CORPORATION FOR RECOMMENDATIONS AND COMMENTS BACK IN TWO WEEKS, SECONDED BY SHIRLEY HILL. MOTION CARRIED.

MOTION BY SHIRLEY HILL THAT THE RESPONSIBLE PERSONS BRING A COMPARABLE ANALYSIS REGARDING DEMOLITION AND ALTERNATE METHODS OF CONSTRUCTION BACK IN TWO WEEKS, SECONDED BY JULIE BARTON . MOTION CARRIED UNANIMOUSLY.

9. Russell Metoxen

RE: Portable Water Study Committee

MOTION BY SHIRLEY HILL THAT RUSSELL METOXEN AND THE GENERAL MANAGER ATTEND THE TUESDAY, DECEMBER 12, 1995 BROWN COUNTY PLANNING COMMISSION POTABLE WATER STUDY COMMITTEE MEETING, IF NOT THE GENERAL MANAGER, HIS DESIGNATED PERSON, SECONDED BY SANDRA NINHAM. MOTION CARRIED UNANIMOUSLY.

MOTION BY SHIRLEY HILL TO RECESS UNTIL 1:30 P.M., SECONDED BY ERNIE STEVENS, JR. MOTION CARRIED UNANIMOUSLY.

BACK IN SESSION AT 1:30 P.M.

D. CONTRACTS/AGREEMENTS

E. TRAVEL REQUESTS

Deborah Doxtator
Julie Barton

RE: The 4-State Meeting December 7-8, 1995

F. VACATIONS

XI. OTHER

Kathy Hughes arrived for Executive Session 2:15 pm.

XII. EXECUTIVE SESSION

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

B. OLD BUSINESS

Patricia Brezezinski

RE: Ashwaubenon - Zoning

Excerpt from the Business Committee Meeting of November 15, 1995: MOTION BY KATHY HUGHES TO TABLE, SECONDED BY SHIRLEY HILL. MOTION CARRIED UNANIMOUSLY.

LEAVE ON THE TABLE

Gerald L. Hill

RE: Tribal Court

Excerpt from the Business Committee Meeting of November 8, 1995: MOTION BY ERNIE STEVENS, JR. TO DIRECT CHIEF COUNSEL'S OFFICE TO CONSOLIDATE REPORTS INTO A FINAL DOCUMENT AND BRING FORTH A PLAN IN THIRTY DAYS, WITH IMPLEMENTATION IN 90 DAYS, SECONDED BY SHIRLEY HILL. MOTION CARRIED UNANIMOUSLY.

Response due December 6, 1995

LEAVE ON THE TABLE

Julie Barton

RE: Election Board

Excerpt from the Business Committee Meeting of November 29, 1995: MOTION BY SHIRLEY HILL TO DEFER FOR ONE WEEK FOR THE ELECTION BOARD'S FINAL REPORT, SECONDED BY KATHY HUGHES. MOTION CARRIED UNANIMOUSLY.

RESPONSE DUE DECEMBER 6, 1995

Response Submitted.

MOTION BY KATHY HUGHES TO ACCEPT THE ELECTION COMMITTEE'S REPORT AND THAT THEY BE SCHEDULED FOR SWEARING IN, SECONDED BY SHIRLEY HILL. MOTION CARRIED UNANIMOUSLY.

C. NEW BUSINESS

1. Patricia Brzezinski RE: Fort Howard

MOTION BY SHIRLEY HILL TO REFER THIS TO THE FORT HOWARD SUBCOMMITTEE FOR RECOMMENDATIONS, SECONDED BY SANDRA NINHAM. MOTION CARRIED UNANIMOUSLY.

2. Patricia Brzezinski RE: Kubala Washatko

MOTION BY SHIRLEY HILL THAT THE ATTORNEYS TO PUT THE MATTER ON HOLD AND ASSIGN SANDRA NINHAM AND LORETTA V. METOXEN TO HAVE DISCUSSIONS WITH THE GENERAL MANAGER AND THE DEVELOPMENT DIVISION DIRECTOR , AND THAT KATHY HUGHES WILL BE AN ALTERNATE TO SANDRA NINHAM AND LORETTA V. METOXEN, AND THAT SANDRA NINHAM AND LORETTA V. METOXEN BRING RECOMMENDATIONS BACK REGARDING THE ELDERS, SECONDED BY JULIE BARTON. LORETTA V. METOXEN, SANDRA NINHAM ABSTAINED. MOTION CARRIED.

3. Patricia Brzezinski RE: M & I Bank

FOR INFORMATION ONLY

Patricia Brzezinski RE:Pamperin Park

MOTION BY LORETTA V. METOXEN TO REJECT THE STATE OF WISCONSIN'S PROPOSAL TO CONCEDE ON THE RESERVATION BOUNDARIES AND THAT THE ATTORNEY'S NOTIFY THE ASSISTANT ATTORNEY GENERAL, STEVEN PINKER THAT WE WOULD BE PRECEDING WITH LITIGATION, SECONDED BY ERNIE STEVENS, JR. MOTION CARRIED UNANIMOUSLY.

4. Economic Development RE: Howard Johnson/Oneida Inn Business Plan

MOVED

5. Jo Anne House RE: Effect of 8th Circuit Decision on Placing Land Into trust

MOTION BY SHIRLEY HILL TO DIRECT CHIEF COUNSEL'S OFFICE TO PREPARE A BRIEF ON BEHALF OF THE ONEIDA TRIBE TO BE SUBMITTED TO THE COURT, SECONDED BY KATHY HUGHES. MOTION CARRIED UNANIMOUSLY.

6. Jeff Metoxen RE: Gaming Commission Meeting

FOR INFORMATION ONLY.

7. Human Resource Department RE: Procedural Exceptions

MOTION BY KATHY HUGHES TO APPROVE THE PROCEDURAL EXCEPTION, SECONDED BY LORETTA V. METOXEN. MOTION CARRIED UNANIMOUSLY.

8. Gary Jordan RE: Oneida Small Business Development Center\Tribal Resources

MOTION BY SHIRLEY HILL TO ASSIGN SKENANDORE AND ASSOCIATES TO REVIEW THE LOAN DOCUMENT, THE LEGAL PROCESS, THE TRIBAL LAWS WHICH WOULD INCLUDE THE CODE OF ETHICS, AND THE RESOLUTION AND ORDINANCE ON ALCOHOL, REVIEW THE MEMORANDUM OF DIANE DANFORTH DATED NOVEMBER 27, 1995, AND DEVELOP AN OPINION BASED UPON REVIEW OF ALL THE DOCUMENTS BACK IN TWO WEEKS, SECONDED ERNIE STEVENS, JR. RUSSELL METOXEN ABSTAINED, KATHY HUGHES NO VOTE. MOTION CARRIED.

MOTION BY LORETTA V. METOXEN TO DIRECT THE GENERAL MANAGER TO EXPAND HIS REPORT TO INCLUDE A COMPARISON OF THE PROCESS TO THE POLICIES AND PROCEDURES FOR THE SMALL BUSINESS DEVELOPMENT CENTER BACK IN TWO WEEKS AND TO PUT ON HOLD THE TRANSITION PLAN OF THE SMALL BUSINESS DEVELOPMENT CENTER UNTIL THE AUDIT IS COMPLETE AND THAT A SPECIAL MEETING BE SCHEDULED BETWEEN THE GENERAL MANAGER AND THE BUSINESS COMMITTEE, SECONDED BY ERNIE STEVENS, JR. RUSSELL METOXEN ABSTAINED, KATHY HUGHES NO VOTE. MOTION CARRIED.

MOTION BY LORETTA V. METOXEN TO DIRECT THE CHIEF FINANCIAL OFFICER TO COME BACK WITH A REPORT ON THESE ISSUES AND THAT ANY MATTERS REGARDING THIS ISSUE WILL BE CONSULTED WITH THE CHAIR AND THE VICE-CHAIR TO AVOID ANY CONFLICT FOR THE TRIBE, SECONDED BY SHIRLEY HILL. RUSSELL METOXEN ABSTAINED, KATHY HUGHES NO VOTE. MOTION CARRIED.

MOTION BY SHIRLEY HILL TO REQUEST A REPORT FROM THE AUDIT COMMITTEE IN TWO WEEKS, SECONDED BY SANDRA NINHAM. RUSSELL METOXEN, ERNIE STEVENS, JR. ABSTAINED. KATHY HUGHES NO VOTE. MOTION CARRIED.

9. Gary Jordan RE: Gaming Commission Salary

MOTION BY KATHY HUGHES TO SUSPEND THE SALARIES OF THE ONEIDA GAMING COMMISSION, EFFECTIVE IMMEDIATELY TO A RATE OF COMPENSATION BASED UPON AN ANNUAL SALARY OF \$35,000.00 AND FOR CLARIFICATION TO BE SOUGHT FROM THE GENERAL TRIBAL COUNCIL JANUARY 8, 1996 BUDGET MEETING OF ONGOING SALARY STRUCTURE, SECONDED BY SHIRLEY HILL. MOTION CARRIED UNANIMOUSLY.

10. Shirley Hill

RE: Community Liaison Contract

MOTION BY SHIRLEY HILL THAT SANDRA NINHAM AND ERNIE STEVENS, JR. COME BACK WITH RECOMMENDATIONS IN TWO WEEKS, SECONDED BY LORETTA V. METOXEN. SANDRA NINHAM, ERNIE STEVENS, JR. ABSTAINED. MOTION CARRIED.

11 Lloyd Schuyler

RE: Oneida Language Speakers

MOTION BY LORETTA V. METOXEN TO ASSIGN SANDRA NINHAM TO DISCUSSION WITH THE GENERAL MANAGER TO INVESTIGATE THE CONCERNS OF THE ONEIDA LANGUAGE SPEAKERS, AND THAT SANDRA NINHAM AND DEBORAH DOXTATOR REPORT BACK TO THE ONEIDA LANGUAGE SPEAKERS ON TUESDAY, DECEMBER 12, 1995 AT 5:30 P.M. AT THE MULTI-PURPOSE CENTER, SECONDED BY SECONDED BY RUSSELL METOXEN. SANDRA NINHAM ABSTAINED. MOTION CARRIED.

12. Julie Barton

RE: Oneida Trust Committee

TAKEN CARE OF IN TABLED BUSINESS

13. Julie Barton

RE: WIGA

FOR INFORMATION ONLY

14. Ernie Stevens, Jr.

RE: Leonard Peltier

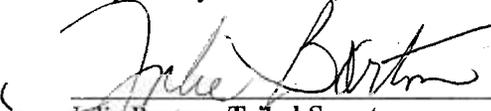
MOTION BY LORETTA V. METOXEN TO APPROVE THE LETTER TO LEONARD PELTIER, SIGNED BY THE CHAIRWOMAN, SECONDED BY KATHY HUGHES. MOTION CARRIED UNANIMOUSLY.

XIII. RECESS/ADJOURN

MOTION BY SHIRLEY HILL TO RECESS, SECONDED BY LORETTA V. METOXEN.

MEETING ADJOURNED AT 5:40 P.M.

Respectfully submitted,



Julie Barton, Tribal Secretary
Oneida Business Committee

MINUTES APPROVED AS PRESENTED/CORRECTED ON