

# Oneida Tribe of Indians of Wisconsin

Post Office Box 365



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

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 FEBRUARY 10, 1999 BUSINESS COMMITTEE CONFERENCE ROOM

**PRESENT:** Gary Jordan - Vice Chair, Julie Barton - Secretary, Ernie Stevens, Jr., Sandra Ninham, Shirley Hill, Tina Danforth, Leland Danforth - Council Members

**EXCUSED:** Deborah Doxtator - Chair, Kathy Hughes - Treasurer

**OTHERS PRESENT:** Shane Anton, Heidi Frechette, Mary Hill, Rarda Campbell, John Beauchamp, Pat Lassila, Kitty Melchert, Dottie Krull, Janice Hirth, Donna Richmond, Billie Jo Cornelius, Erv Thompson, Roy Metoxen, Mary Greendeer, Judy Cornelius, C. Metoxen, Karen Cornelius, Pearl McLester, Ron John, Linda Danforth

**OPENING:** Leander Danforth

**I. CALL TO ORDER BY GARY JORDAN AT 9:00 A.M.**

**II. OATH OF OFFICE**

**III. APPROVAL OF AGENDA**

**A. ADDITIONS:**

**TO TRAVEL REPORTS:**

2. Gerald L. Hill RE: Midwinter State Bar Convention, Milwaukee, WI

**TO REQUESTS:**

7. Shirley Hill RE: Investment Training
8. Gary Jordan RE: Draft Plan for Oneida Bingo & Casino #1 destination resort for Wisconsin
9. Julie Barton RE: Gaming Commission - MOU NIGC Pilot Project - Phase III
10. Shirley Hill RE: VFW Donation

**TO TRAVEL REQUESTS:**

1. Sandra Ninham RE: Feb. 16-20, 1999 - NCAI - Staff Person Attending

**TO VACATION REQUESTS:**

- 1 Janice Hirth RE: February 12 & 15, 1999

**TO EXECUTIVE SESSION :**

4. Ernie Stevens, Jr. RE: General Managers Hiring Process Update

**MOVE TO EXECUTIVE SESSION:**

6. Linda Danforth RE: Legal Issues

**B. DELETIONS:**

**MOTION BY LELAND DANFORTH TO APPROVE THE AGENDA, SECONDED BY ERNIE STEVENS, JR. MOTION CARRIED UNANIMOUSLY.**

**IV. MINUTES TO BE APPROVED:**

**Regular Business Committee Minutes of January 27, 1999.**

**Page 10 of 11: addition of the "what" between the words "do" and "we" in the For The**

**Record statement**

**APPROVED AS CORRECTED**

**Regular Business Committee Minutes of February 3, 1999.**

**APPROVED AS PRESENTED**

**V. TABLED BUSINESS:**

Gary Jordan

RE: Procedures for administering the OSBDC grant fund.

**Excerpt from the December 2, 1998 Business Committee Meeting: MOTION BY KATHY HUGHES TO DIRECT THE VICE CHAIRMAN TO FURTHER DEVELOP PROCEDURES FOR ADMINISTERING THIS GRANT FUND IN AN EQUITABLE AND RESPONSIBLE MANNER AND REPORT BACK TO THE ONEIDA BUSINESS COMMITTEE IN 45 DAYS, SECONDED BY SHIRLEY HILL. GARY JORDAN, LELAND DANFORTH ABSTAINED. MOTION CARRIED.**

**Response Due January 27, 1999.**

**Excerpt from the January 27, 1999 Business Committee Meeting Minutes: MOTION BY KATHY HUGHES TO TABLE THIS ITEM AND REFER TO LEGAL COUNSEL FOR REVIEW, BACK IN ONE WEEK, SECONDED BY SHIRLEY HILL. MOTION CARRIED UNANIMOUSLY.**

**Response due February 3, 1999**

**REMAINS ON THE TABLE-February 3 & 10, 1999.**

**VI. REPORTS**

- A. HOTEL CORPORATION - (QUARTERLY:  
NOVEMBER/FEBRUARY/MAY/AUGUST) 2nd Wednesday of the Month -  
Pat Lassila**

**Report Submitted.**

**MOTION BY ERNIE STEVENS, JR. TO ACCEPT THE HOTEL CORPORATION REPORT, SECONDED BY LELAND DANFORTH. MOTION CARRIED**

**UNANIMOUSLY.**

- B. APPEALS COMMISSION - (JAN 10/APR 10/JULY 10/OCT 9)  
2nd Wednesday of the Month - Stan Webster**

**Report Submitted.**

**MOTION BY TINA DANFORTH TO REQUEST A MORE CURRENT UPDATED REPORT FROM THE LAST QUARTER BACK IN TWO WEEKS, SECONDED BY SHIRLEY HILL. ERNIE STEVENS, JR. OPPOSED, LELAND DANFORTH ABSTAINED. MOTION CARRIED.**

- C. ONEIDA TRIBAL SCHOOL BOARD - 3rd Wednesday of the Month  
Debbie Danforth**
- D. HOUSING AUTHORITY - 4th Wednesday of the Month - Lois Powless**
- E. ONCOA - 4th Wednesday of the Month - Warren Skenandore**
- F. ONEIDA GAMING COMMISSION - (QUARTERLY:  
JAN/APR/JULY/OCT) 2nd Wednesday of the Month - Jeff Metoxen**
- G. ONEIDA AIRPORT BUSINESS DEVELOPMENT BOARD: (QUARTERLY:  
JAN/APR/JULY/OCT) 2nd Wednesday of the Month -Gary Metoxen**
- H. ONEIDA LAND CLAIMS COMMISSION - (MONTHLY) - Loretta V.  
Metoxen**
- I. TRAVEL REPORTS**

- 1 Kathy Hughes RE: Madison, WI. - WMC Legislative  
Session, February 4, 1999.

**MOTION BY SANDRA NINHAM TO APPROVE THE TRAVEL REPORT, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.**

- 2 Gerald L. Hill RE: Wisconsin State Bar MidWinter  
Convention

**MOTION BY ERNIE STEVENS, JR. TO APPROVE THE TRAVE REPORT,**

**SECONDED BY SHIRLEY HILL. MOTION CARRIED UNANIMOUSLY.**

**J. FOLLOW UP REPORTS/BC DIRECTIVES FROM PREVIOUS MEETINGS**

1. Finance Committee RE: Request from Mr. and Mrs. Gordan Skenandore & Mr. and Mrs. Pete Doxtator for financial assistance for their children's education.

**Excerpt from the November 19, 1998 Business Committee Meeting: MOTION BY SHIRLEY HILL TO REFER THIS ITEM TO THE FINANCE COMMITTEE TO RESEARCH PRECEDENCE AND TO MAKE RECOMMENDATION IN 60 DAYS, SECONDED BY SANDRA NINHAM. MOTION CARRIED UNANIMOUSLY.**

Response Due February 10, 1999.

**MOTION BY SANDRA NINHAM TO DEFER THIS ITEM FOR TWO WEEKS, SECONDED BY SHIRLEY HILL. MOTION CARRIED UNANIMOUSLY.**

2. Gerald L. Hill RE: TDHE Regulations Review

**Excerpt from the Business Committee Meeting of December 30, 1998: MOTION BY SHIRLEY HILL TO DIRECT SPECIAL COUNSEL, ATTORNEY GERALD L. HILL TO REVIEW THE TDHE REGULATIONS AND HOW THEY RELATE TO ONEIDA BUSINESS COMMITTEE, WITH A REPORT BACK IN THIRTY DAYS, SECONDED BY TINA DANFORTH. MOTION CARRIED UNANIMOUSLY.**

Response due February 10, 1999

**MOTION BY SHIRLEY HILL TO DELETE THIS ITEM FROM THE AGENDA DUE TO A REPORT GIVEN BY HUD WHICH INCLUDED A TDHE REGULATIONS UPDATE, SECONDED BY SANDRA NINHAM. MOTION CARRIED UNANIMOUSLY.**

**VII. NEW BUSINESS**

**A. RESOLUTIONS**

- Cheryl Stevens/Dr. Carol Cornelius RE: Dept. Of Health and Human Services, Administration for Native Americans.

**MOTION BY SANDRA NINHAM TO ADOPT RESOLUTION 2-10-99-A, SECONDED BY TINA DANFORTH. ERNIE STEVENS, JR. ABSTAINED. MOTION CARRIED.**

**B. REQUESTS**

1 Julie Barton RE: G.T.C. Date for the Draft Constitution on Saturday, April 10, 1999 in the BC Conf. Room, & Community meeting to be held on Thursday, April 8, 1999 in the BC Conf. Room.

**MOTION BY SHIRLEY HILL TO APPROVE THE GTC DATE OF APRIL 10, 1999 AT 10:00 A.M. IN THE BUSINESS COMMITTEE CONFERENCE ROOM FOR THE DRAFT CONSTITUTION AND THE COMMUNITY MEETING DATE OF APRIL 8, 1999, SECONDED BY SANDRA NINHAM. JULIE BARTON ABSTAINED. MOTION CARRIED.**

2 Gary Jordan RE: Dates of Transition.

**MOTION BY SANDRA NINHAM TO REFER THIS TO THE NEXT BUSINESS COMMITTEE PLANNING FOR MORE DISCUSSION, SECONDED BY ERNIE STEVENS, JR. MOTION CARRIED UNANIMOUSLY.**

3 Gary Jordan RE: Red River Project

**MOTION BY SHIRLEY HILL TO APPROVE THE DRAFT LETTER OF SUPPORT TO BE SIGNED BY THE VICE CHAIR, SECONDED BY ERNIE STEVENS, JR. MOTION CARRIED UNANIMOUSLY.**

4 Julie Barton RE: Accept resignation and repost (1) vacant position to the Oneida Seven Generations Corporation.

**MOTION BY ERNIE STEVENS, JR. TO ACCEPT THE RESIGNATION OF DAVID BISCHOFF AND TO REPOST THE ONE VACANT POSITION TO THE ONEIDA SEVEN GENERATIONS CORPORATION, SECONDED BY SHIRLEY HILL. MOTION CARRIED UNANIMOUSLY.**

Sandra Ninham

RE: Oneida Health Center Task Force  
update.

**MOTION BY SHIRLEY HILL TO DEFER THIS ITEM FOR ONE WEEK, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.**

6 Linda Danforth

RE: Legal Issues

**MOVED TO EXECUTIVE SESSION**

7 Shirley Hill

RE: Investment Training

**MOTION BY SHIRLEY HILL TO APPROVE ATTENDING THE IN-HOUSE TRAINING WITH THE ATTENDANCE OF THE AVAILABLE BUSINESS COMMITTEE, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.**

8 Gary Jordan

RE: Draft Plan for Oneida Bingo & Casino  
#1 destination resort for Wisconsin

**MOTION BY SHIRLEY HILL TO DIRECT THE INTERIM GENERAL MANAGERS TO DRAFT A PLAN AND STRATEGY WITHIN 60 DAYS THAT WILL MAKE ONEIDA BINGO AND CASINO THE NUMBER ONE DESTINATION RESORT IN WISCONSIN. THE DRAFT PLAN SHOULD ENCOMPASS IDEAS SUCH AS, BUT NOT LIMITED TO, THE FOLLOWING: THE CONNECTION OF THE IRENE MOORE ACTIVITY CENTER AND THE MAIN FACILITY WITH A CORRIDOR OF RETAIL SHOPS AND OTHER AMENITIES; EXPANDING PARKING, WHETHER IT BE ANOTHER RAMP OR OTHER; EXPAND FLOOR SPACE AT LEAST DOUBLE THE CURRENT; NEW AND IMPROVED SIGNAGE; "KIDS QUEST" AREA NEAR THE HOTEL FACILITY; THEATER AND ENTERTAINMENT STAGE CONNECTED TO THE HOTEL; ONE MORE HOTEL TOWER , SECONDED BY TINA DANFORTH. MOTION CARRIED UNANIMOUSLY.**

9 Julie Barton

RE: Gaming Commission - MOU NIGC  
Pilot Project - Phase III

**MOTION BY SHIRLEY HILL TO DEFER THIS ITEM TO THE NEXT ONEIDA GAMING COMMISSION BUSINESS COMMITTEE JOINT MEETING WITH THE DOCUMENT SEND TO LEGAL COUNSEL FOR REVIEW BEFORE THIS JOINT MEETING OCCURS, SECONDED BY TINA DANFORTH. MOTION CARRIED UNANIMOUSLY.**

10. Shirley Hill

RE: VFW Contribution

**MOTION BY SHIRLEY HILL TO DIRECT THE TREASURER TO LOCATE MONEY TO CONTRIBUTE TO THE VFW BANQUET, SECONDED BY ERNIE STEVENS, JR. MOTION CARRIED UNANIMOUSLY.**

**C. CONTRACTS/AGREEMENTS**

**D. TRAVEL REQUESTS**

1. Sandra Ninham RE: Francine Skenandore to Attend NCAI

**MOTION BY ERNIE STEVENS, JR. TO APPROVE THE TRAVEL REQUEST, SECONDED BY LELAND DANFORTH. SANDRA NINHAM ABSTAINED. MOTION CARRIED.**

For the Record, Tina Danforth approved the travel request because it followed the appropriate procedures.

**E. VACATIONS**

1. Janice Hirth RE Feb. 12 & 15, 1999

**MOTION BY JULIE BARTON TO APPROVE THE VACATION REQUEST, SECONDED BY TINA DANFORTH. MOTION CARRIED UNANIMOUSLY.**

**FINANCE COMMITTEE**

**AUDIT COMMITTEE REPORT**

**X. LEGISLATIVE OPERATING COMMITTEE**

**TREASURERS REPORT- 4th Wednesday of the Month - Kathy Hughes**

1. Status Report on Woodland Supply Negative Variance.

**Excerpt from the January 27, 1999 Business Committee Meeting: MOTION BY TINA DANFORTH TO REQUEST A STATUS REPORT ON WOODLAND SUPPLY'S NEGATIVE VARIANCE OF \$148,663.00, BACK IN TWO WEEKS TO THE BUSINESS COMMITTEE AGENDA, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.**

Response due February 10, 1999

**MOTION BY JULIE BARTON TO APPROVE A TWO WEEK EXTENSION.  
SECONDED BY LELAND DANFORTH. MOTION CARRIED UNANIMOUSLY.**

2. Analysis and assessment of the Over-Variance & a plan of action by Development to bring them in compliance with the Budget.

**Excerpt from the January 27, 1999 Business Committee Meeting: MOTION BY SHIRLEY HILL TO REQUEST AN ANALYSIS AND ASSESSMENT OF THE OVER-VARIANCE AND A PLAN BY DEVELOPMENT TO BRING THEM BACK INTO COMPLIANCE WITH THE BUDGET, BACK IN TWO WEEKS, SECONDED BY TINA DANFORTH. MOTION CARRIED UNANIMOUSLY.**

Response due February 10, 1999

**MOTION BY SHIRLEY HILL TO APPROVE A TWO WEEK EXTENSION,  
SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.**

#### **TRIBAL GENERAL MANAGER**

1. FOR APPROVAL RE: Meeting Minutes of February 1, 1999.

**MOTION BY JULIE BARTON TO ACCEPT THE MEETING MINUTES OF  
FEBRUARY 1, 1999, SECONDED BY SANDRA NINHAM. MOTION CARRIED  
UNANIMOUSLY.**

**MOTION BY SHIRLEY HILL TO APPROVE THE ACTIONS IN THE MEETING  
MINUTES OF FEBRUARY 1, 1999, SECONDED BY TINA DANFORTH. MOTION  
CARRIED UNANIMOUSLY.**

#### **XIII. GAMING GENERAL MANAGER**

##### **ONEIDA BUSINESS COMMITTEE CAUCUS**

##### **ONEIDA BUSINESS COMMITTEE PLANNING**

1. FOR APPROVAL RE: Meeting Minutes of February 1, 1999.

**MOTION BY ERNIE STEVENS, JR. TO APPROVE THE MEETING MINUTES OF FEBRUARY 1, 1999, SECONDED BY TINA DANFORTH. MOTION CARRIED UNANIMOUSLY.**

2. FOR ACTION

RE: HRD Fire Petition

To have Treasurer develop recommendations for allocating funds for the proposed amount of reward money as this is an unbudgeted item and to forward the Conflict of Interest Policy to LOC for review of Petitioner's concerns.

Re: Shared Service Agreement with Hobart

To direct Negotiating Team to incorporate suggested changes for more consistency in language re: balance of credits and payments in the draft Agreement and to prepare predictions of payments if consolidation approach is used in final Agreement.

**MOTION BY LELAND DANFORTH TO APPROVE THE TWO ACTIONS: 1. THE TREASURER DEVELOP RECOMMENDATIONS FOR ALLOCATING FUNDS FOR THE PROPOSED AMOUNT OF REWARD MONEY AS THIS IS AN UNBUDGETED ITEM AND TO FORWARD THE CONFLICT OF INTEREST POLICY TO LOC FOR REVIEW 2. TO DIRECT THE NEGOTIATING TEAM TO INCORPORATE SUGGESTED CHANGES FOR MORE CONSISTENCY IN LANGUAGE REGARDING BALANCE OF CREDITS AND PAYMENTS IN THE DRAFT AGREEMENT AND TO PREPARE PREDICTIONS OF PAYMENTS IF CONSOLIDATED APPROACH IS USED IN FINAL AGREEMENT REGARDING THE SHARED SERVICE AGREEMENT WITH HOBART, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.**

## **XVI. OFFICERS MEETING**

FOR APPROVAL

RE: Meeting Minutes of February 12, 1999.

**MOTION BY SHIRLEY HILL TO ACCEPT THE MEETING MINUTES OF FEBRUARY 12, 1999, SECONDED BY TINA DANFORTH. MOTION CARRIED UNANIMOUSLY.**

**XVII. GAMING COMMISSION**

**MOTION BY ERNIE STEVENS, JR. TO RECESS FOR 10 MINUTES, SECONDED BY SHIRLEY HILL. MOTION CARRIED UNANIMOUSLY.**

**XVIII. EXECUTIVE SESSION**

**A. OLD BUSINESS**

1. Julie Barton RE: Audit Meeting Minutes of November 13, 1998 & Actions.

**Excerpt from the January 27, 1999 Business Committee Meeting: MOTION BY ERNIE STEVENS, JR. TO APPROVE THE AUDIT MEETING MINUTES AND ACTIONS OF NOVEMBER 13, 1998 WITH THE EXCEPTION OF A TWO WEEK TABLING ON NUMBER 6, SECONDED BY SHIRLEY HILL. JULIE BARTON ABSTAINED. MOTION CARRIED UNANIMOUSLY.**

Response due February 10, 1999

**MOTION BY LELAND DANFORTH TO REQUEST THE ONEIDA GAMING COMMISSION TO HAVE AUDIT RESPONSES IN WRITING TO PRESENT AT THE FEBRUARY 16, 1999 MEETING, SECONDED BY SHIRLEY HILL. MOTION CARRIED UNANIMOUSLY.**

**B. NEW BUSINESS**

1. Gary Jordan RE: Indian Gaming in Wisconsin and exclusivity interpretation.

**MOTION BY SHIRLEY HILL TO REQUEST THAT SKENANDORE & ASSOCIATES RESEARCH THIS ITEM AND GIVE LEGAL AND LEGISLATIVE OPTIONS TO IMPLEMENT THE REQUEST BACK IN THIRTY DAYS, SECONDED BY ERNIE STEVENS, JR. MOTION CARRIED UNANIMOUSLY.**

2. Tina Danforth RE: Conflict of Interest Issue.

**MOTION BY TINA DANFORTH TO ACCEPT AS FOR INFORMATION ONLY, SECONDED BY SHIRLEY HILL. MOTION CARRIED UNANIMOUSLY.**

3. Shirley Hill RE: Employee Protection.

**MOTION BY JULIE BARTON THAT THIS BE SENT TO THE GENERAL MANAGER, SECONDED BY SHIRLEY HILL. MOTION CARRIED UNANIMOUSLY.**

**MOTION BY SHIRLEY HILL TO INVOKE THE EMPLOYEE PROTECTION ACT FOR SCHARLENE KASEE, SECONDED BY JULIE BARTON. ERNIE STEVENS, JR. ABSTAINED. MOTION CARRIED.**

**MOTION BY JULIE BARTON TO DIRECT THE EMPLOYEE PROTECTION LAW TO LOC TO REVIEW THE POLICY FOR ENFORCEMENT MECHANISM, SECONDED BY TINA DANFORTH. MOTION CARRIED UNANIMOUSLY.**

4. Ernie Stevens, Jr. RE: General Manager Position Update

**MOTION BY ERNIE STEVENS, JR. THAT THE RECRUITMENT COMMITTEE TO PROVIDE A STATUS REPORT ON THE HIRING PROCESS OF THE GAMING GENERAL MANAGER AND GENERAL MANAGER POSITIONS TO THE BUSINESS COMMITTEE PLANNING MEETING ON FEBRUARY 15, 1999. THE RECRUITMENT TEAM IS TO WORK WITH THE HUMAN RESOURCES DEPARTMENT AND BRING BACK A RECOMMENDED PROCESS SO THE ENTIRE BUSINESS COMMITTEE CAN SELECT FROM THE TOP TWO (2) QUALIFIED CANDIDATES FOR BOTH POSITIONS, SECONDED BY LELAND DANFORTH. TINA DANFORTH, SHIRLEY HILL OPPOSED. MOTION CARRIED.**

5. Linda Danforth RE: Legal Issues

**MOTION BY TINA DANFORTH TO REFER ITEM 1 BACK TO THE REQUESTER, SECONDED BY LELAND DANFORTH. MOTION CARRIED UNANIMOUSLY.**

**MOTION BY SHIRLEY HILL TO REQUEST EXPLANATION FROM SKENANDORE AND ASSOCIATES IN REGARDS TO THE REPRESENTATION BY HIS ASSOCIATION ON THIS ISSUE REGARDING ITEM 2, SECONDED BY TINA DANFORTH. JULIE BARTON ABSTAINED. MOTION CARRIED.**

**MOTION BY LELAND DANFORTH TO SEND ITEM 3 AND 4 TO SKENANDORE AND ASSOCIATES FOR A LEGAL OPINION, SECONDED BY SHIRLEY HILL. MOTION CARRIED UNANIMOUSLY.**

**MOTION BY TINA DANFORTH TO REQUEST THE TREASURER TO BRING BACK WRITTEN DOCUMENT OR ESTIMATE IN REGARDS TO THIS REQUEST, BACK IN TWO WEEKS, SECONDED BY SHIRLEY HILL. JULIE BARTON ABSTAINED. MOTION CARRIED.**

**C. ATTORNEY BRIEF**

**XIX. RECESS/ADJOURN**

**MOTION BY JULIE BARTON TO RECESS, SECONDED BY LELAND DANFORTH. MOTION CARRIED UNANIMOUSLY.**

**MINUTES APPROVED AS PRESENTED/CORRECTED ON February 17, 1999 .**

  
**Julie Barton, Tribal Secretary**  
**ONEIDA BUSINESS COMMITTEE**