

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 OCTOBER 18, 2000 BUSINESS COMMITTEE CONFERENCE ROOM

PRESENT: Tina Danforth - Vice Chair, Julie Barton - Secretary, Judy Cornelius- Treasurer, David Bischoff, Sandra Ninham, Paul Ninham, Eugene Metoxen- Council Members

EXCUSED: Gerald Danforth - Chair, Vince DelaRosa

OTHERS PRESENT: Erv Thompson, Stan Webster, Barb Truttman, Dottie Krull, Cheryl Stevens, Marsha Danforth, Shirley Hill, Jennifer Hill-Kelley, Mellisa Moren, Arlene Danforth, Pearl McLester, Mary Greendeer, Racquel Hill, Karen Cornelius, Cathy Metoxn, Barb Dickson

OPENING: Paul Ninham

I. CALL TO ORDER BY TINA DANFORTH AT 9:00 A.M.

II. OATH OF OFFICE

III. APPROVAL OF AGENDA

A. ADDITIONS:

TO VACATION REQUEST:

2 Judy Cornelius RE: October 19, 2000

TO TRAVEL REQUEST:

3. Paul Ninham RE: Gathering of the Thames Ontario October 20-22

TO EXECUTIVE SESSION NEW BUSINESS:

- 5. Judy Cornelius RE: Wipfli Contract
- 6. Julie Barton RE: Relocation of Gaming Commission
- 7. Julie Barton RE: State Reporting
- 8. Eugene Metoxen RE: Utilities Commission\BC follow-up Meeting

TO ATTORNEY BRIEF

Jennifer Carlton Re: Joan La Rock vs WI Dept. of Revenue

David Bischoff Re: Hobart

B. DELETIONS:

MOTION BY DAVID BISCHOFF TO APPROVE THE AGENDA, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

IV. MINUTES TO BE APPROVED:

Regular Business Committee Meeting Minutes of October 4, 2000

MOTION BY EUGENE METOXEN TO APPROVE THE MINUTES, SECONDED BY SANDRA NINHAM. PAUL NINHAM ABSTAINED. MOTION CARRIED.

V. TABLED BUSINESS:

Julie Barton RE: Utilities Commission Expiring terms

Excerpt from October 4, 2000: MOTION BY SANDRA NINHAM TO TABLE THE POSTING THE VACANT POSITIONS AND KEEPING ALL MEMBERS ON IN AN INTERIM BASIS UNTIL A FINAL DECISION HAS BEEN REACHED REGARDING THE UTILITIES COMMISSION, SECONDED BY DAVID BISCHOFF. JULIE BARTON, EUGENE METOXEN ABSTAINED. MOTION CARRIED.

Response due October 11, 2000

MOTION BY DAVID BISCHOFF TO TAKE THIS ITEM FROM THE TABLE, SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.

MOTION BY DAVID BISCHOFF TO DELETE THIS ITEM FROM THE AGENDA, SECONDED BY SANDRA NINHAM. MOTION CARRIED UNANIMOUSLY.

VI. REPORTS

- A. HOTEL CORPORATION - (QUARTERLY: NOVEMBER/FEBRUARY/MAY/AUGUST) 2nd Wednesday of the Month - Pat Lassila**
- B. APPEALS COMMISSION - (JAN 10/APR 10/JULY 10/OCT 9) 2nd Wednesday of the Month - Kirby Metoxen**

REPORT SUBMITTED

MOTION BY JUDY CORNELIUS TO TABLE THIS FOR ONE WEEK FOR PREVIOUS BACK-UP REQUESTED REGARDING THE TRAVEL PORTION OF THE REPORT, SECONDED BY SANDRA NINHAM. MOTION CARRIED UNANIMOUSLY.

- C. ONEIDA TRIBAL SCHOOL BOARD - 3rd Wednesday of the Month - Shirley Hill -Interim**
- D. HOUSING AUTHORITY - 4th Wednesday of the Month - Lois Powless**
- E. ONCOA - 4th Wednesday of the Month - Clifford Doxtator**
- F. ONEIDA GAMING COMMISSION - (QUARTERLY: JAN/APR/JULY/OCT) 2nd Wednesday of the Month - Shirley Hill**

REPORT SUBMITTED

MOTION BY JUDY CORNELIUS TO ACCEPT AS FYI, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

- G. ONEIDA LAND CLAIMS COMMISSION - 3rd Wednesday of the Month - Loretta V. Metoxen**
- H. ONEIDA LAND COMMISSION: 1st Wednesday of the Month - Jeff Mears**
- I. ONEIDA UTILITIES COMMISSION: 3rd Wednesday of the Month - (MONTHLY) - Fred Muskavich - Interim**

REPORT SUBMITTED

MOTION BY JULIE BARTON TO ACCEPT THE UTILITIES COMMISSION REPORT, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

- J. ONEIDA SEVEN GENERATION CORPORATION (QUARTERLY: JAN APR\JULY\OCT)-Larry Barton - 1st Wednesday**
- K. ONEIDA NATION ELECTRONICS: 4th Wednesday of the Month - Sherri King**
- L. TRAVEL REPORTS**
- M. FOLLOW UP REPORTS/BC DIRECTIVES FROM PREVIOUS MEETINGS**

Jo Anne House

RE: CRC Resolution and SOE

Excerpt from September 27, 2000: MOTION BY JULIE BARTON TO ACCEPT THE PRESENTATION TO REQUEST A SECRETARIAL ELECTION TO THE AMENDMENTS TO THE ONEIDA CONSTITUTION AND DEFER THE STATEMENT OF EFFECT TO THE LAW OFFICE TO BE BROUGHT BACK OCTOBER 4, 2000, SECONDED BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.

Excerpt from October 4, 2000: MOTION BY SANDRA NINHAM TO DEFER THIS ITEM FOR ONE WEEK, SECONDED BY DAVID BISCHOFF. VINCE DELAROSA ABSTAINED. MOTION CARRIED.

Response Submitted

MOTION BY SANDRA NINHAM TO ADOPT RESOLUTION 10-18-00-A WITH THE SUGGESTED CHANGES AND TITLED FROM THE BUSINESS COMMITTEE, TO BE SENT TO THE BIA, SECONDED BY DAVID BISCHOFF. MOTION CARRIED UNANIMOUSLY.

2. Cheryl Stevens

RE: Retro-approval of the Wisconsin Department of Transportation Section 5311 FY 2001 Operating Assistance Grant

Excerpt from October 4, 2000: MOTION BY DAVID BISCHOFF TO DEFER THIS ITEM FOR ONE WEEK, SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.

Response due October 11, 2000

MOTION BY JULIE BATON TO RETRO APPROVE RESOLUTION 10-18-00-B, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

3. Bill Gollnick/Judy Cornelius/Chris Luttrell RE: AFLAC SUPPLEMENTAL INSURANCE

Excerpt from October 4, 2000: MOTION BY JULIE BARTON TO DEFER THIS ITEM FOR ONE WEEK AND ASK THE GENERAL MANAGER, TREASURER AND RISK MANAGEMENT MANAGER TO BRING BACK PERTINENT DOCUMENTS PERTAINING TO ENGAGING IN AFLAC INSURANCE SUPPLEMENT, SECONDED BY DAVID BISCHOFF. JUDY CORNELIUS OPPOSED. MOTION CARRIED.

Response due October 11, 2000

MOTION BY SANDRA NINHAM TO DEFER THIS ITEM FOR TWO WEEKS TO DIRECT THE TREASURER TO WORK ON ITEMS A-D UNDER THE SOLE SOURCE REQUIREMENTS, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

4. Bill Gollnick Re: Expired Employee Contract Transition plan(Caucus)

Excerpt from October 4, 2000: MOTION BY DAVID BISCHOFF TO ACCEPT THE MOTION THAT DIRECTS THE GENERAL MANAGER TO DEVELOP A TRANSITION PLAN FOR THOSE EMPLOYEES CURRENTLY OPERATING UNDER AN EXPIRED CONTRACT, BACK TO THE BUSINESS COMMITTEE AGENDA IN TWO WEEKS, SECONDED BY TINA DANFORTH. MOTION CARRIED UNANIMOUSLY.

Response Submitted

MOTION BY JUDY CORNELIUS TO ACCEPT AS FYI AND DIRECT THE GENERAL MANAGER TO IMPLEMENT THE TRANSITION PLAN WITHIN TWO WEEKS, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.

VII. NEW BUSINESS

A. RESOLUTIONS

1. Judy Cornelius RE: Authorization to Sign-off on Burial Fund Payments

MOTION BY SANDRA NINHAM TO ADOPT RESOLUTION 10-18-00-C, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

- 2 Jennifer Hill-Kelley RE: EPA Clean Water Act section 106 grant funding & USGS contract

MOTION BY SANDRA NINHAM TO ADOPT RESOLUTION 10-18-00-D, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

3. Marsha Danforth RE: Wisconsin DNR Financial Assistance Application

MOTION BY JULIE BARTON TO ADOPT RESOLUTION 10-18-00-E, SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.

B. REQUESTS

- Edward Delgado RE: Consideration for an emergency resolution making it unlawful to conduct political activity or apply political pressure on employees working for the Oneida Tribe during working hours

MOTION BY SANDRA NINHAM TO ACCEPT THIS AS FYI , SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

2. Arlene Danforth RE: American Hyperbarics - FYI

MOTION BY SANDRA NINHAM TO ACCEPT AS FYI, SECONDED BY DAVID BISCHOFF. MOTION CARRIED UNANIMOUSLY.

3. Julie Barton RE: Re-post (1) vacancy for the Oneida Land Claims Commission

MOTION BY SANDRA NINHAM TO ACCEPT THE APPOINTMENTS OF LORENA METOXEN AND CHARLENE CORNELIUS TO THE LAND CLAIMS COMMISSION AND TO POST THE ONE VACANT POSITION, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

4. Environmental Resource Board RE: Letter to the U. S. EPA requesting the release of the dioxin reassessment

MOTION BY PAUL NINHAM TO APPROVE THE LETTER TO THE U.S. EPA WITH THE CHAIR'S SIGNATURE, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.

5. Gary Jordan RE: Immediate action to oppose competing casino in our market area

MOTION BY PAUL NINHAM TO ASSIGN THIS ITEM TO THE CHAIR'S OFFICE TO BE FORMATTED INTO A RESOLUTION, BACK IN TWO WEEKS, SECONDED BY DAVID BISCHOFF. SANDRA NINHAM ABSTAINED. MOTION CARRIED.

6. Julie Barton RE: GTC petition regarding Oneida Housing Authority

MOTION BY DAVID BISCHOFF TO SEND THIS ITEM TO THE LAW OFFICE FOR REVIEW, BACK IN TWO WEEKS, SECONDED BY SANDRA NINHAM. MOTION CARRIED UNANIMOUSLY.

7. Judy Cornelius RE: Clarification of Management Review Committee

MOTION BY JULIE BARTON TO DEFER THIS ITEM TO THE NOVEMBER 6, 2000 PLANNING MEETING AND DIRECT BOTH GENERAL MANAGERS AND THE CFA TO BE PRESENT AND PREPARE DISCUSSION/RECOMMENDATION ON THIS ITEM, SECONDED BY PAUL NINHAM. DAVID BISCHOFF ABSTAINED. SANDRA NINHAM OPPOSED. MOTION CARRIED.

For the Record, Sandra Ninham opposed because she felt the MRC could have been disbanded today.

C. CONTRACTS/AGREEMENTS

D. TRAVEL REQUESTS

1. Gerald Danforth RE: Exploring Options for Economic Development- Stowe, Vermont - October 28-November 2, 2000

**MOTION BY JUDY CORNELIUS TO APPROVE THE TRAVEL REQUEST,
SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.**

2. Gerald Danforth RE: Recruit Training Command's Great Lakes Area
- Great Lakes, IL, November 29-30, 2000

**MOTION BY SANDRA NINHAM TO APPROVE THE TRAVEL REQUEST, S
SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.**

**MOTION BY SANDRA NINHAM TO ASSIGN PAUL NINHAM TO COORDINATE
THIS EVENT WITH THE CHAIR'S OFFICE, SECONDED BY DAVID BISCHOFF.
MOTION CARRIED UNANIMOUSLY.**

3. Paul Ninham\Gerald Danforth RE: Gathering of the Thames Ontario October 20-
22

**MOTION BY JULIE BARTON TO APPROVE THE TRAVEL REQUEST, SECONDED
BY SANDRA NINHAM. PAUL NINHAM, JUDY CORNELIUS ABSTAINED. MOTION
CARRIED.**

**MOTION BY DAVID BISCHOFF TO APPROVE THE CHAIR'S TRAVEL REQUEST,
SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.**

E. VACATION REQUESTS

- 1 Tina Danforth RE: October 19, 2000 and December 9-18, 2000

**MOTION BY JULIE BARTON TO APPROVE THE VACATION REQUEST,
SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.**

2. Judy Cornelius RE: October 19, 2000

**MOTION BY PAUL NINHAM TO APPROVE THE VACATION REQUEST,
SECONDED BY SANDRA NINHAM. JUDY CORNELIUS ABSTAINED. MOTION
CARRIED.**

VIII. FINANCE COMMITTEE

IX. AUDIT COMMITTEE REPORT

X. LEGISLATIVE OPERATING COMMITTEE

- 1 FOR APPROVAL: LOC Meeting Minutes of Thursday, September 21,

2000

MOTION BY JULIE BARTON TO APPROVE THE MINUTES, SECONDED BY SANDRA NINHAM. MOTION CARRIED UNANIMOUSLY.

2. FOR APPROVAL: Public Hearing Minutes and Comments of
September 14, 2000 Re: Domestic Violence Law

MOTION BY SANDRA NINHAM TO ACCEPT THE PUBLIC HEARING MINUTES OF SEPTEMBER 14, 2000 ON DOMESTIC VIOLENCE LAW, SECONDED BY DAVID BISCHOFF. MOTION CARRIED UNANIMOUSLY.

TREASURERS REPORT- 4th Wednesday of the Month - Judy Cornelius

ONEIDA BUSINESS COMMITTEE CAUCUS

XIII. ONEIDA BUSINESS COMMITTEE PLANNING

GAMING COMMISSION

XV. EXECUTIVE SESSION

A. OLD BUSINESS

Judy Cornelius

RE: Audit Department

Excerpt from September 13, 2000: MOTION BY DAVID BISCHOFF TO DEFER THIS ITEM FOR TWO WEEKS, SECONDED BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.

Excerpt from September 27, 2000: MOTION BY DAVID BISCHOFF TO DEFER FOR ONE WEEK, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

Excerpt from October 4, 2000: MOTION BY VINCE DELAROSA TO DEFER THIS ITEM FOR ONE WEEK, SECONDED DAVID BISCHOFF. MOTION CARRIED UNANIMOUSLY.

Response due October 11, 2000

2. David Bischoff RE: 2% and 4% wage increase

Excerpt from September 27, 2000: MOTION BY DAVID BISCHOFF TO DEFER ONE WEEK, SECONDED BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.

Excerpt from October 4, 2000: MOTION BY TINA DANFORTH TO ASSIGN THE SECRETARY TO LOOK INTO THE HISTORY OF INCENTIVES BEING APPLIED TO THE BUSINESS COMMITTEE, BACK IN ONE WEEK, SECONDED BY DAVID BISCHOFF. EUGENE METOXEN, JULIE BARTON ABSTAINED. MOTION CARRIED.

Response due October 11, 2000

REPORT SUBMITTED

3. Jo Anne House RE: Attorney Retainer Agreement Legal Review

Excerpt from September 27, 2000: MOTION BY DAVID BISCHOFF TO DEFER ONE WEEK, SECONDED BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.

Excerpt from October 4, 2000: MOTION BY SANDRA NINHAM TO ASSIGN THE RETAINER AGREEMENT TO THE LAW OFFICE FOR LEGAL REVIEW, BACK IN ONE WEEK, SECONDED BY DAVID BISCHOFF. VINCE DELAROSA, EUGENE METOXEN ABSTAINED. MOTION CARRIED.

Response due October 11, 2000

MOTION BY DAVID BISCHOFF TO DEFER ITEMS 1-3 FOR ONE WEEK, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

4 Tina Danforth RE: Gaming General Manager Contract

Excerpt from September 27, 2000: MOTION BY DAVID BISCHOFF TO DEFER ONE WEEK, SECONDED BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.

Excerpt from October 11, 2000: MOTION BY SANDRA NINHAM TO DIRECT THE VICE CHAIR TO ENGAGE IN DISCUSSION WITH THE GAMING GENERAL MANAGER ON TERMS OF THE CONTRACT FOR NEGOTIATION PURPOSES, BACK IN TWO WEEKS, SECONDED BY DAVID BISCHOFF. TINA DANFORTH, EUGENE METOXEN ABSTAINED. MOTION CARRIED.

Response due October 18, 2000

MOTION BY DAVID BISCHOFF TO DIRECT THE VICE CHAIR TO DRAFT THE CONTRACT GIVEN OUR DISCUSSION AND CHANGES AND FORWARD TO THE LAW OFFICE FOR A LEGAL REVIEW, BACK IN ONE WEEK, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

5 Jo Anne House

RE: (3) Attorney Contracts

Excerpt from Special Business Committee Meeting of October 10, 2000: MOTION BY TINA DANFORTH TO TABLE THIS ITEM UNTIL OCTOBER 18, 2000. VINCE DELAROSA SECONDED. SANDRA NINHAM OPPOSED. PAUL NINHAM ABSTAINED. MOTION CARRIED.

Response due October 18, 2000

MOTION BY JULIE BARTON TO SCHEDULE A SPECIAL BUSINESS COMMITTEE MEETING ON FRIDAY, OCTOBER 20, 2000, 7:30 A.M. TO CONTINUE DISCUSSION, SECONDED BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.

B. NEW BUSINESS

1 Gerald Danforth

RE: Winner/Wagner & Mandabach Contract

Tina Danforth

RE: Native American Bancorporation Board Meeting Travel Report, St. Mary, MT - October 1-3, 2000

3 Judy Cornelius

RE: Training/Top positions for Tribal Members

4. Bill Pierre, Health Center

RE: Doreen Haskell Contract

MOTION BY DAVID BISCHOFF TO DEFER ITEMS 1-4 FOR ONE WEEK, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

5. Judy Cornelius

RE: Wipfli Contract

MOTION BY DAVID BISCHOFF TO ESTABLISH A REVIEW COMMITTEE OF CHRIS LUTRELL, TERRY CORNELIUS, LYNN VANLANDENBURG, SANDRA NINHAM AND ANY OTHER INTERESTED BUSINESS COMMITTEE MEMBERS, AND THAT A RECOMMENDATION TO THE GENERAL MANAGER TO APPROVE ARLENE BENSON, PEARL WEBSTER, DEBBIE DANFORTH AND JEFF CARLSON BE INVOLVED IN THAT REVIEW COMMITTEE AS WELL, BACK IN TWO WEEKS, SECONDED BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.

6. Julie Barton

RE: Relocation of Gaming Commission

MOTION BY JULIE BARTON TO ACCEPT AS FYI, SECONDED BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.

7. Julie Barton RE: State Reporting\SARMS

MOTION BY JUDY CORNELIUS TO ACCEPT AS FYI, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

8. Eugene Metoxen RE: Utilities Commission\BC follow-up Meeting

MOTION BY DAVID BISCHOFF TO DEFER THIS ITEM FOR ONE WEEK, SECONDED BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.

D. ATTORNEY BRIEF

Jennifer Carlton RE: Joan LaRock vs. WI Dept. of Revenue

David Bischoff RE: Hobart

MOTION BY JUDY CORNELIUS TO DEFER THESE ITEMS FOR ONE WEEK, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

E. LEGISLATIVE AFFAIRS UPDATE

- 1 Travel Report, Obey Fundraiser, Washington, DC - September 19, 2000
2. Sponsorship for State Legislature Training
3. Gaming Revenues Advisory Council
4. Brian Burke Fundraiser
5. FUTA letter to FCC at the request of Airadigm

MOTION BY DAVID BISCHOFF TO DEFER THIS ITEM FOR ONE WEEK, SECONDED BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.

F. O.N.E. LITIGATION

G. OAK RIDGE PLAZA AT 3:45 P.M.

David Bischoff RE: Request for Information Letter

**MOTION BY SANDRA NINHAM TO ACCEPT THE VERBAL REPORT AS FYI,
SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.**

2. Chris Doxtator

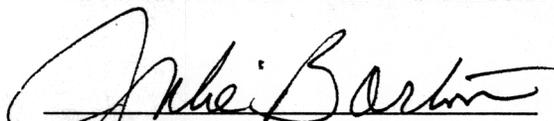
RE: Carlton Property

REMAINS ON THE AGENDA

XVII. RECESS/ADJOURN

**MOTION BY DAVID BISCHOFF TO ADJOURN, SECONDED BY JUDY CORNELIUS.
MOTION CARRIED UNANIMOUSLY.**

MINUTES APPROVED AS PRESENTED ON October 25, 2000 .



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