



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

Oneida Tribe of Indians of Wisconsin

BUSINESS COMMITTEE



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.

P.O. Box 365 • Oneida, WI 54155
Telephone: 920-869-4364 • Fax: 920-869-4040
ONEIDA BUSINESS COMMITTEE
REGULAR MEETING
FEBRUARY 13, 2002
BUSINESS COMMITTEE CONFERENCE ROOM

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

EXCUSED:

OTHERS PRESENT: Pat Lassila, Karen Cornelius, Cecelia Krawczyk, Brad Graham, Gina Buenrostro, Barbara Skenandore, Debbie Danforth, Carol Robelia, Louise Cornelius, Dottie Krull, Brandon Cooper, Laura Manthe, Jen Falck, Jeff Mears, Marianne Close, Victorieta Hensley, Donna Richmond, Shane Anton, John Bruening, Henriette Oudenhoven, Sharon Mousseau, Erv Thompson, Pat Pelky, Dale Wheelock, Geraldine Danforth, Leyne Orosco, Marge Funmaker, Janice Hirth and Racquel Hill

OPENING: Judy Cornelius

I. CALL TO ORDER BY GERALD DANFORTH AT 8:00 A.M.

II. OATH OF OFFICE

Oneida Nation Arts Board - Eugene Metoxen
Cecelia Krawczyk-PRESENT

III. APPROVAL OF AGENDA

A. ADDITIONS:

TO MINUTES:

Special Business Committee Meeting Minutes of February 2002

TO TRAVEL REPORTS:

3 Paul Ninham RE: Tribal Task Force on BIA Trust Reform, Shepardstown, VA - February 2-3, 2002

TO NEW BUSINESS, REQUESTS:

7 Julie Barton RE: Request Special Business Committee Meeting of February 27, 2002 for Annual GTC Meeting

8 Judy Cornelius RE: Revised FY '03 Budget Timeline

TO EXECUTIVE SESSION, NEW BUSINESS:

Janice Hirth RE: HALO Sub-Committee Update

4 David Bischoff RE: Conference Call with Attorney Locklear

5 David Bischoff RE: Conference Call regarding New York Agreements

B. DELETIONS:

MOTION BY EUGENE METOXEN TO APPROVE THE AGENDA WITH THE ADDITIONS, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

IV. MINUTES TO BE APPROVED:

Regular Business Committee Meeting Minutes of February 6, 2002

MOTION BY DAVID BISCHOFF TO APPROVE THE MEETING MINUTES OF FEBRUARY 6, 2002, SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.

Special Business Committee Meeting Minutes of February , 2002

MOTION BY JUDY CORNELIUS TO APPROVE THE MEETING MINUTES OF FEBRUARY 11, 2002, SECONDED BY DAVID BISCHOFF. MOTION CARRIED UNANIMOUSLY.

V. TABLED BUSINESS:

VI. REPORTS

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

Report Submitted

MOTION BY DAVID BISCHOFF TO ACCEPT THE REPORT, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

- B. APPEALS COMMISSION - (JAN 10/APR 10/JULY 10/OCT 9)
2nd Wednesday of the Month - Leland Wigg-Ninham**
- C. ONEIDA TRIBAL SCHOOL BOARD - 3rd Wednesday of the Month -
Edward Delgado**
- D. HOUSING AUTHORITY - 4th Wednesday of the Month - Lois Powless**
- E. ONCOA - 4th Wednesday of the Month - Dellora Cornelius**
- F. ONEIDA GAMING COMMISSION - (QUARTERLY:
JAN/APR/JULY/OCT) 2nd Wednesday of the Month - Mark Powless**
- G. ONEIDA LAND COMMISSION: 1st Wednesday of the Month - Jeff Mears**

H. ONEIDA SEVEN GENERATION CORPORATION (QUARTERLY: JAN APR\JULY\OCT) - 1st Wednesday - John Kromer

BAY BANK (QUARTERLY: JAN/APR/JULY/OCT): 4th Wednesday of the Month - Bill Menacher

J. TRAVEL REPORTS

Gerald Danforth

RE: NIGA, San Diego, CA - January 28, 2002

MOTION BY VINCE DELAROSA TO ACCEPT THE TRAVEL REPORT, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

2. Eugene Metoxen

RE: GLITC Meeting, Lac du Flambeau, WI - February 5, 2002

MOTION BY VINCE DELAROSA TO ACCEPT THE TRAVEL REPORT, SECONDED BY SANDRA NINHAM. MOTION CARRIED UNANIMOUSLY.

Paul Ninham

RE: Tribal Task Force on BIA Trust Reform, Shepardstown, VA - February 2-3 2002

MOTION BY SANDRA NINHAM TO ACCEPT THE TRAVEL REPORT, SECONDED BY DAVID BISCHOFF. PAUL NINHAM ABSTAINED. MOTION CARRIED.

K. FOLLOW UP REPORTS/BC DIRECTIVES FROM PREVIOUS MEETINGS

LOC (Paul Ninham/Judy Cornelius)

RE: Status Report on Oneida Nation School Board MOA

Excerpt from August 29, 2001: MOTION BY TINA DANFORTH TO DIRECT THE SCHOOL LIAISON TO BRING BACK A STATUS REPORT IN 45 DAYS ON THE CURRENT STATUS OF THE MOA, SECONDED BY SANDRA NINHAM. MOTION CARRIED.

Excerpt from October 31, 2001: MOTION BY JUDY CORNELIUS TO DEFER THE ONEIDA SCHOOL BOARD MOA TO THE LOC FOR AN ANALYSIS BACK IN

THREE WEEKS, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.

Excerpt from November 28, 2001: MOTION BY JULIE BARTON TO DEFER THIS ITEM FOR TWO WEEKS, SECONDED BY DAVID BISCHOFF. MOTION CARRIED UNANIMOUSLY.

Excerpt from December 12, 2001: MOTION BY VINCE DELAROSA TO DEFER THIS ITEM TO THE LOC WITH THE WORK BROUGHT BACK WHEN COMPLETED WITH A POSSIBLE TIME LINE OF JANUARY 2002, SECONDED BY DAVID BISCHOFF. MOTION CARRIED UNANIMOUSLY.

Excerpt from January 23, 2002: MOTION BY PAUL NINHAM TO APPROVE A TWO WEEK DEFERRAL, SECONDED BY SANDRA NINHAM. MOTION CARRIED UNANIMOUSLY.

Excerpt from February 6, 2002: MOTION BY VINCE DELAROSA TO BRING BACK A WRITTEN REPORT IN ONE WEEK, SECONDED BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.

Response due February 13, 2002

MOTION BY TINA DANFORTH TO DEFER THIS ITEM BACK TO THE SCHOOL BOARD TO WORK WITH THE SCHOOL ADMINISTRATOR FOR INPUT , TO BE BROUGHT BACK IN THREE WEEKS, SECONDED BY SANDRA NINHAM. DAVID BISCHOFF, SANDRA NINHAM, JUDY CORNELIUS OPPOSED. MOTION CARRIED.

MOTION BY JUDY CORNELIUS TO DIRECT THE SECRETARY TO SET UP A MEETING BETWEEN THE ONEIDA SCHOOL BOARD, SCHOOL ADMINISTRATION AND THE BUSINESS COMMITTEE ASAP, SECONDED BY SANDRA NINHAM. MOTION CARRIED UNANIMOUSLY.

2. Sandra Ninham

RE: Special Business Committee meeting requests for February 22 & 25, 2002 regarding Headstart and Assisted Living Programs

Excerpt from February 6, 2002: MOTION BY JUDY CORNELIUS TO DEFER THIS ITEM FOR ONE WEEK, SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.

Response due February 13, 2002

MOTION BY JULIE BARTON TO ACCEPT THE REQUEST FOR THESE TWO MEETINGS OF FEBRUARY 22 AND FEBRUARY 25TH, SECONDED BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.

3 Judy Cornelius/Paul Ninham

RE: Gaming Revenue Projections

Excerpt from February 6, 2002: MOTION BY DAVID BISCHOFF TO DIRECT PAUL NINHAM AND JUDY CORNELIUS TO WORK WITH GAMING TO DETERMINE THE FORMULA USED FOR GAMING REVENUE PROJECTIONS WITH A REPORT BACK IN ONE WEEK, SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.

Response due February 13, 2002

MOTION BY JULIE BARTON TO DEFER THIS ITEM FOR ONE WEEK, SECONDED BY SANDRA NINHAM. PAUL NINHAM ABSTAINED. MOTION CARRIED.

VII. NEW BUSINESS

A. RESOLUTIONS

Frieda Clary/Elaine Salinas

RE: Oneida Community Education
Center/Children's Trust Fund

MOTION BY PAUL NINHAM TO ADOPT RESOLUTION 2-13-02-A, SECONDED BY TINA DANFORTH. MOTION CARRIED UNANIMOUSLY.

2. Janice Hirth

RE: Technology Zone

MOTION BY SANDRA NINHAM TO ADOPT RESOLUTION 2-13-02-B, SECONDED BY DAVID BISCHOFF. SANDRA NINHAM, TINA DANFORTH, JUDY CORNELIUS OPPOSED. MOTION CARRIED.

For the record, Tina Danforth opposed due to a lack of a statement of effect.
Chair ruled motion out of order.

MOTION BY SANDRA NINHAM TO RESCIND THE ACTION , SECONDED BY PAUL NINHAM. VINCE DELAROSA OPPOSED. MOTION CARRIED.

MOTION BY PAUL NINHAM TO DEFER THIS ITEM TO THE LOC ATTORNEY FOR A STATEMENT OF EFFECT, BACK IN ONE WEEK, SECONDED BY TINA

DANFORTH. MOTION CARRIED UNANIMOUSLY.

B. REQUESTS

Julie Barton

RE: Oneida Land Commission
Recommendation

MOTION BY SANDRA NINHAM TO APPROVE THE ONEIDA LAND COMMISSION RECOMMENDATION OF JEFF MEARS, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

2. Wayne Metoxen/Pat Wood

RE: Activation of Funds from FY '01 CIP
Budget for Air Quality Study for Three
Sisters Head Start Building

MOTION BY VINCE DELAROSA TO APPROVE ACTIVATION OF FUNDS FROM THE FY01 CIP BUDGET FOR AIR QUALITY STUDY FOR THREE SISTERS HEAD START BUILDING, SECONDED BY SANDRA NINHAM. EUGENE METOXEN ABSTAINED. MOTION CARRIED.

Judy Cornelius

RE: Integrated Health System (IHS) Project
Report

MOTION BY JULIE BARTON TO DEFER THIS ITEM TO THE NEXT BUSINESS COMMITTEE PLANNING MEETING OF FEBRUARY 18TH FOR DISCUSSION WITH THE WORK TEAM AND FEEDBACK TEAM, SECONDED BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.

4. Paul Ninham

RE: Off Highway Vehicle Park

MOTION BY JULIE BARTON TO DEFER THIS ITEM TO PAUL NINHAM TO COORDINATE FOLLOWUP TO INCLUDE TECHNICAL AND LEGAL INFORMATION, BACK IN ONE WEEK, SECONDED BY TINA DANFORTH. PAUL NINHAM ABSTAINED. MOTION CARRIED.

5. Tina Danforth

RE: Chief Counsel Job Description and
Recruitment

MOTION BY JUDY CORNELIUS RESCIND THE ACTION OF MARCH 29, 2000 WHICH ELIMINATED THE TRIBAL MEMBER ONLY REQUIREMENT; AND

APPROVE THE REVISED JOB DESCRIPTION AND PROCEED WITH THE SAME RECRUITMENT PROCESS AS OUTLINED FOR THE CHIEF FINANCIAL OFFICER POSITION, SECONDED BY TINA DANFORTH. EUGENE METOXEN, DAVID BISCHOFF AND VINCE DELAROSA OPPOSED. MOTION FAILED. (NEEDED A 2/3RD VOTE)

6. Sandra Ninham

RE: Chief Financial Officer Job Description

MOTION BY VINCE DELAROSA TO ACCEPT THE RECOMMENDATION TO APPROVE THE CFO JOB DESCRIPTION, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

7. Julie Barton

RE: Request Special Business Committee Meeting of February 27, 2002 for Annual GTC Meeting

MOTION BY SANDRA NINHAM TO APPROVE FEBRUARY 27, 2002 FOR A SPECIAL BUSINESS COMMITTEE MEETING FOR THE ANNUAL GTC MEETING, SECONDED BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.

8. Judy Cornelius

RE: Revised FY '03 Budget Timeline

MOTION BY JUDY CORNELIUS TO ACCEPT THE BUDGET TIME LINE FOR FY03 FOR JULY 27, 2002 AND THAT THE NATIONAL PRIORITIES REMAIN HEALTH AND EDUCATION, SECONDED BY SANDRA NINHAM. MOTION CARRIED UNANIMOUSLY.

C. TRAVEL REQUESTS

D. VACATION REQUESTS

Rory Dilweg

RE: February 28th and March 2002

MOTION BY SANDRA NINHAM TO APPROVE THE VACATION REQUEST, SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.

VIII. FINANCE COMMITTEE

Regular Finance Committee Meeting Minutes of January 25, 2002

MOTION BY VINCE DELAROSA TO APPROVE THE FINANCE MINUTES OF JANUARY 25, 2002, SECONDED BY SANDRA NINHAM. MOTION CARRIED UNANIMOUSLY.

IX. LEGISLATIVE OPERATING COMMITTEE

FOR APPROVAL

Legislative Operating Committee Special Regular Meeting
Minutes of January 29, 2002.

MOTION BY SANDRA NINHAM TO APPROVE THE JANUARY 29, 2002 MINUTES. SECONDED BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.

2 FOR APPROVAL

Personnel Commission By-Laws

MOTION BY TINA DANFORTH TO TABLE THIS ITEM FOR ONE WEEK, SECONDED BY JULIE BARTON. PAUL NINHAM ABSTAINED. MOTION CARRIED.

FOR APPROVAL

Election Law Amendments, Resolution and Statement of Effect

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

4. FOR APPROVAL

Small Business Project 2000 Amendments

MOTION BY VINCE DELAROSA TO DELETE THIS ITEM FROM THE AGENDA, SECONDED BY SANDRA NINHAM. TINA DANFORTH ABSTAINED. MOTION CARRIED.

For the Record, Tina Danforth abstained due to it not being able to be tracked

5 FOR APPROVAL

Oneida Nation School System, Chain of Authority
Emergency Resolution

MOTION BY TINA DANFORTH TO DEFER TO FOLLOW UP ITEM 1, SECONDED BY SANDRA NINHAM. MOTION CARRIED UNANIMOUSLY.

X GAMING GENERAL MANAGER REPORT - (Monthly at 1:30 p.m. on the 1st Wednesday)

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

ONEIDA BUSINESS COMMITTEE PLANNING

EXECUTIVE SESSION

8:00 a.m. Roll Call: Gerald Danforth, Julie Barton, Eugene Metoxen, David Bischoff, Sandra Ninham and Paul Ninham present

4:30 pm. Roll Call: Sandra Ninham, Vince DelaRosa not present

A. OLD BUSINESS

Judy Cornelius/Paul Ninham

RE: School Administrators Site Base

Excerpt from January 23, 2002: MOTION BY SANDRA NINHAM TO DEFER THIS ITEM TO THE SCHOOL LIAISON TO PLACE THIS ISSUE OF WHERE TO LOCATE THE SCHOOL ADMINISTRATORS AND STAFF ON THE NEXT SCHOOL BOARD AGENDA WITH A WRITTEN REPORT WITH RECOMMENDATIONS TO BE BROUGHT BACK TO THE BUSINESS COMMITTEE, SECONDED BY EUGENE METOXEN. JUDY CORNELIUS, PAUL NINHAM ABSTAINED. MOTION CARRIED.

Response due February 13, 2002

MOTION BY DAVID BISCHOFF TO ACCEPT THE VERBAL REPORT BY PAUL NINHAM THAT THE SCHOOL BOARD IS DISCUSSING THIS ISSUE THIS WEEK AND THAT A RESPONSE IS DUE BACK IN ONE WEEK, SECONDED BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.

LOC (Julie Barton)

RE: Oneida Personnel Commission By-Laws

Excerpt from January 17, 2002: MOTION BY DAVID BISCHOFF TO DEFER THIS ITEM FOR ONE WEEK, SECONDED BY TINA DANFORTH. MOTION CARRIED UNANIMOUSLY.

Excerpt from January 23, 2002: MOTION BY JUDY CORNELIUS TO DIRECT THE LOC TO AMEND THE ONEIDA PERSONNEL COMMISSION BYLAWS TO INCLUDE NO MORE THAN SEVEN PERSONNEL COMMISSION MEMBERS, SECONDED BY PAUL NINHAM. TINA DANFORTH, DAVID BISCHOFF, JULIE BARTON ABSTAINED. MOTION CARRIED.

Response due February 13, 2002

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

3 Gerald Danforth

RE: Self-Governance Single Audit Report - School Board

Excerpt from February 6, 2002: **NOT ADDRESSED**

MOTION BY JUDY BARTON TO ASSIGN PAUL NINHAM AND JUDY CORNELIUS TO FOLLOW UP WITH THE FINDINGS AND REPORT BACK IN THREE WEEKS, SECONDED BY DAVID BISCHOFF. JUDY CORNELIUS, PAUL NINHAM ABSTAINED. MOTION CARRIED.

B. NEW BUSINESS

Sandra Ninham

RE: Gaming General Manager Job Description

MOTION BY PAUL NINHAM TO ASSIGN THE SECRETARY TO SCHEDULE A 2 HOUR SPECIAL MEETING WITHIN TWO WEEKS, SECONDED BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.

2 Patricia Brzezinski

RE: ONE Status Update

MOTION BY DAVID BISCHOFF TO DIRECT THAT THE FILES CONTAINED ON THE O.N.E. CONTAINING ELEVEN PAGES BE TRANSFERRED FROM ACCOUNTING TO THE ONEIDA LAW OFFICE FOR SAFE KEEPING, SECONDED BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.

MOTION BY DAVID BISCHOFF THAT THE REMAINDER OF O.N.E. FILES THAT ARE NOT MOVED TO THE LAW OFFICE BE PREPARED BY ACCOUNTING TO BE PLACED IN RECORDS MANAGEMENT ARCHIVES , SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.

3 Janice Hirth

RE: HALO Sub-Committee Update

MOTION BY DAVID BISCHOFF TO ACCEPT THE HALO UPDATE, SECONDED BY JUDY CORNELIUS. TINA DANFORTH ABSTAINED. MOTION CARRIED.

4. David Bischoff

RE: Conference Call with Attorney Locklear

MOTION BY TINA DANFORTH TO DIRECT ARLINDA LOCKLEAR TO BEGIN THE PROCESS OF FILING LAWSUITS AGAINST THE 20 INDIVIDUALS AS SPECIFIED IN TODAY'S MEETING, SECONDED BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.

5 David Bischoff

RE: Conference Call regarding New York Agreements

MOTION BY DAVID BISCHOFF TO CONTINUE THIS CONFERENCE CALL REGARDING NEW YORK AGREEMENTS ON THURSDAY, FEBRUARY 14, 2002 AT 10 A.M., SECONDED BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.

C. ATTORNEY BRIEF

MOTION BY PAUL NINHAM TO APPROVE THE ATTORNEY BRIEF DATE FEBRUARY 12, 2002, SECONDED BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.

Compact Negotiations

MOTION BY JUDY CORNELIUS TO DEFER THIS ITEM FOR ONE WEEK WITH THE BUSINESS COMMITTEE BRINGING RECOMMENDATIONS BACK FOR DISCUSSION ON GAMING COMPACT NEGOTIATIONS, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

MOTION BY TINA DANFORTH TO DIRECT THE ASSISTANT GENERAL MANAGER, JANICE HIRTH TO BRING BACK AN ECONOMIC IMPACT STUDY IN REGARDS TO GAMING AND WORK IN COORDINATION WITH THE GAMING GENERAL MANAGER., WITH A PRELIMINARY BACK IN ONE WEEK, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

D. LEGISLATIVE AFFAIRS UPDATE

MOTION BY JUDY CORNELIUS TO APPROVE THE LEGISLATIVE AFFAIRS REPORT DATED FEBRUARY 12, 2002, SECONDED BY TINA DANFORTH. MOTION CARRIED UNANIMOUSLY.

MOTION BY TINA DANFORTH TO APPROVE THE BUSINESS COMMITTEE TO ATTEND THE FUND RAISER FOR KALYN FREE ON MARCH 4, 2002 IN MADISON , SECONDED BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.

E. NATIVE AMERICAN BANK CORPORATION REPORTS (QUARTERLY JAN/APR/JULY/OCT)

F. AUDIT COMMITTEE

(Directive from the Special Business Committee Meeting of September 11, 2002)

MOTION BY DAVID BISCHOFF TO APPROVE THE REQUEST AUDIT AREA AND THAT THE STIPEND PAYMENTS BE REVIEW IN GENERAL, SECONDED BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.

Expenditures related to the New York Land Claims

(NOT ADDRESSED)

XV. RECESS/ADJOURN

MOTION BY EUGENE METOXEN TO ADJOURN, SECONDED BY DAVID BISCHOFF. MOTION CARRIED UNANIMOUSLY.

MINUTES APPROVED AS PRESENTED ON February 27, 2002.


Julie Barton, Tribal Secretary
ONEIDA BUSINESS COMMITTEE