

Oneida Tribe of Indians of Wisconsin

BUSINESS COMMITTEE



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.

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ONEIDA BUSINESS COMMITTEE

REGULAR MEETING

APRIL 3, 2002

BUSINESS COMMITTEE CONFERENCE ROOM

PRESENT: Tina Danforth - Vice Chair, David Bischoff, Sandra Ninham, Paul Ninham, Eugene Metoxen- Council Members

EXCUSED: Gerald Danforth - Chair, Judy Cornelius-Treasurer, Julie Barton - Secretary and Vince DelaRosa - Council member

OTHERS PRESENT: Dorothy Skenandore, Bill Cornelius, Ben Vieau, Pearl E. House, Brad Graham, Barbara Skenandore, Kitty Melchert, Mary Greendeer, Karen Cornelius, Janice Hirth, Shane Anton, Chris Doxtator, Dottie Krull, Cathy L. Metoxen, Racquel Hill, Pamela Ninham, Leyne Orosco, Kimberly Tucker, Gina Buenrostro, Geraldine Danforth, Danette Woodmansee, Linda S. Dallas, Rochelle Powless, Roy Metoxen, Michele Peterson, Dan King, Mark Powless, David Webster and Jim Martin

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 NEW BUSINESS, RESOLUTIONS:

- 3 Frieda Clary RE: Department of Health and Human Services/Administration for Children and Families Administration for Native Americans 2002-2004

TO NEW BUSINESS, REQUESTS:

- Julie Barton RE: David Webster GTC Petition Date
4. Julie Barton RE: Oneida Gaming Commission's Draft #7 of the Gaming Regulatory Ordinance

TO NEW BUSINESS, TRAVEL REQUESTS:

2. Sandra Ninham RE: Self-Governance Coordinator Travel Requests

TO EXECUTIVE SESSION, NEW BUSINESS:

- 2 David Bischoff RE: Addendum to the General Manager's Contract
- 3 David Bischoff RE: API - Cordish/Seminole Issues

B. DELETIONS:

MOTION BY DAVID BISCHOFF TO APPROVE THE AGENDA WITH THE ADDITIONS, SECONDED BY SANDRA NINHAM. MOTION CARRIED UNANIMOUSLY.

IV. MINUTES TO BE APPROVED:

Regular Business Committee Meeting Minutes of March 27, 2002

MOTION BY PAUL NINHAM TO APPROVE THE MARCH 27, 2002 MINUTES, SECONDED BY EUGENE METOXEN. DAVID BISCHOFF, SANDRA NINHAM

ABSTAINED. MOTION CARRIED.

TABLED BUSINESS:

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 - 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**

Report Submitted

MOTION BY PAUL NINHAM TO APPROVE THE MEETING MINUTES OF FEBRUARY 11TH, 18TH AND 25TH, OCTOBER 15, 2001, NOVEMBER 19, 2001, SECONDED BY DAVID BISCHOFF. MOTION CARRIED UNANIMOUSLY.

- H. ONEIDA SEVEN GENERATION CORPORATION (QUARTERLY: JAN APR\JULY\OCT) - 1st Wednesday - John Kroner**
- I. BAY BANK (QUARTERLY: JAN/APR/JULY/OCT): 4th Wednesday of the Month - Bill Menacher**
- J. ONEIDA LAND CLAIMS COMMISSION: 3RD Wednesday of the Month - Loretta V. Metoxen**
- K. BUDGET FISCAL YEAR 2003: 2nd & 4th Wednesday of the Month - Finance**

L. TRAVEL REPORTS

Tina Danforth/Judy Cornelius

RE: J.D. Hayworth Fundraiser, Phoenix, AZ
- March 22-24, 2002

MOTION BY SANDRA NINHAM TO ACCEPT THE TRAVEL REPORT AND DIRECT BILL GOLLNICK TO COORDINATE WITH THE CHAIR'S OFFICE TO DRAFT A LETTER TO CONGRESSIONAL REPRESENTATIVES TO GAIN SUPPORT OF OUR RESOLUTION AND EFFORTS TO ACHIEVE A NEGOTIATED SETTLEMENT FOR OUR NEW YORK LAND CLAIMS, AND THAT THE DRAFT LETTER TO BE REVIEWED AND FINALIZED BY THE BUSINESS COMMITTEE BE BROUGHT BACK IN TWO WEEKS, SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.

M. FOLLOW UP REPORTS/BC DIRECTIVES FROM PREVIOUS MEETINGS

Geraldine Danforth - HRD

RE: Development of Evaluation Criteria for
all Contracts

Excerpt from February 27, 2002: MOTION BY SANDRA NINHAM TO REFER THIS ITEM TO HUMAN RESOURCE DEPARTMENT FOR THEIR INPUT ON INDEPENDENT CONTRACTORS AND EMPLOYEE CONTRACTS WITH A REPORT BROUGHT BACK IN TWO WEEKS, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.

Excerpt from March 13, 2002: MOTION BY PAUL NINHAM TO DEFER THIS ITEM FOR THREE WEEKS, SECONDED BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.

Response due April 3, 2002

Response Submitted

MOTION BY PAUL NINHAM TO APPROVE THE EVALUATION CRITERIA ON THE DEVELOPMENT OF EVALUATION CRITERIA FOR ALL CONTRACTS, SECONDED BY SANDRA NINHAM. MOTION CARRIED UNANIMOUSLY.

2 Janice Hirth

RE: Creative Financing for HUD Housing

Excerpt from March 13, 2002: MOTION BY JUDY CORNELIUS TO ASSIGN THE GENERAL MANAGER TO RESEARCH CREATIVE FINANCING FOR HOUSING

WITH ALL THE HUD OFFICES, BACK IN TWO WEEKS, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

Excerpt from March 27, 2002: MOTION BY VINCE DELAROSA TO DEFER THIS ITEM FOR ONE WEEK, SECONDED BY PAUL NINHAM. TINA DANFORTH ABSTAINED. MOTION CARRIED.

Response due April 3, 2002

MOTION BY DAVID BISCHOFF TO DEFER THIS ITEM TO PLANNING WITH A PRESENTATION COMPLETED WITHIN ONE MONTH, SECONDED BY SANDRA NINHAM. MOTION CARRIED UNANIMOUSLY.

3 Judy Cornelius/Rory Dilweg (LOC) RE: Back Pay Awards Policy & Fiscal Impact

Excerpt from March 13, 2002: MOTION BY VINCE DELAROSA TO DEFER THIS ITEM FOR THREE WEEKS FOR A FISCAL IMPACT TO BE DONE BY THE TREASURER WORKING TOGETHER WITH THE LAW OFFICE, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

Response due April 3, 2002

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

4 Pat Lassila/Eric McLester RE: Entertainment Areas of the Casino & Hotel Report

Excerpt from March 13, 2002: MOTION BY JULIE BARTON TO DIRECT THE RADISSON HOTEL AND CASINO MANAGEMENT TO DEVELOP A JOINT REPORT ON THE ENTERTAINMENT AREAS OF THE CASINO AND HOTEL, BACK IN ONE WEEK, SECONDED BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.

Excerpt from March 20, 2002: MOTION BY PAUL NINHAM TO ACCEPT THE REPORT AS FYI, WITH THE RADISSON AND GAMING MANAGEMENT BRINGING BACK A JOINT COST ALTERNATIVE FOR AN ALTERNATIVE FACILITY FOR THE PAVILION TENT, SECONDED BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.

Excerpt from March 27, 2002: MOTION BY PAUL NINHAM TO DEFER THIS ITEM FOR ONE WEEK, SECONDED BY EUGENE METOXEN. MOTION CARRIED

UNANIMOUSLY.

Response due April 3, 2002

MOTION BY SANDRA NINHAM TO DEFER THIS ITEM FOR TWO WEEKS, SECONDED BY DAVID BISCHOFF. MOTION CARRIED UNANIMOUSLY.

5. Ed Delgado (Cathy L. Metoxen)

RE: Complaints and Concerns regarding the
Oneida Nation Elementary School
Administration/Staff and School Board

Excerpt from March 20, 2002: MOTION BY EUGENE METOXEN TO REFER THIS ITEM BACK TO THE ONEIDA SCHOOL BOARD, SECONDED BY PAUL NINHAM. JUDY CORNELIUS OPPOSED. MOTION CARRIED.

Excerpt from March 20, 2002: MOTION BY JUDY CORNELIUS TO DIRECT THE SCHOOL BOARD TO REPORT ON HOW THIS MATTER HAS BEEN ADDRESSED, BACK IN TWO WEEKS, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

Response due April 3, 2002

MOTION BY SANDRA NINHAM TO DEFER THIS ITEM FOR TWO WEEK, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

6. Rory Dilweg

RE: Legal Opinion on the Gaming
Commission's Resolution

Excerpt from March 27, 2002: MOTION BY TINA DANFORTH TO DIRECT THE LAW OFFICE TO BRING BACK A LEGAL OPINION ON THE VALIDITY OF THE RESOLUTION PASSED BY THE GAMING COMMISSION INITIAL REVIEW BODY, BACK IN ONE WEEK, SECONDED BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.

Response due April 3, 2002

MOTION BY DAVID BISCHOFF TO DEFER THIS ITEM FOR ONE WEEK FOR REVIEW OF THE LEGAL OPINION, SECONDED BY EUGENE METOXEN. PAUL NINHAM ABSTAINED. MOTION CARRIED.

7. LOC

RE: Small Business Project 2000 Policies and Procedures Amendments, Resolution and Statement of Effect.

Excerpt from March 27, 2002: MOTION BY VINCE DELAROSA TO DEFER THIS ITEM FOR ONE WEEK, SECONDED BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.

Response due April 3, 2002

MOTION BY PAUL NINHAM TO DEFER THIS ITEM BACK TO LOC FOR A CLEAN VERSION, BACK IN TWO WEEKS, SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.

VII. NEW BUSINESS

A. RESOLUTIONS

Lisa Oudenhoven

RE: Fireworks Display for Family Carnival 2002

MOTION BY DAVID BISCHOFF TO ADOPT RESOLUTION 4-03-02-A, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

2. Danette Woodmansee

RE: Language and Culture Grant

MOTION BY DAVID BISCHOFF TO ADOPT RESOLUTION 3-02-02-B, SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.

3. Frieda Clary

RE: Department of Health and Human Services/Administration for Children and Families Administration for Native Americans 2002-2004

MOTION BY PAUL NINHAM TO ADOPT RESOLUTION 4-03-02-C, SECONDED BY DAVID BISCHOFF. MOTION CARRIED UNANIMOUSLY.

B. REQUESTS

Gerald Danforth

RE: Retro-approval of Internet Gaming Legislation Letter

MOTION BY DAVID BISCHOFF TO RETRO APPROVE THE INTERNET GAMING LEGISLATION LETTER, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

2. Leyne Orosco

RE: 2002 Election Caucus

MOTION BY PAUL NINHAM TO RESCIND PREVIOUS ACTION BY THE BUSINESS COMMITTEE OF MONDAY, MAY 6TH AS THE CAUCUS DATE AND THE ELECTION DATE OF JULY 13, 2002, SECONDED BY DAVID BISCHOFF. MOTION CARRIED UNANIMOUSLY.

MOTION BY PAUL NINHAM TO ACCEPT THE RECOMMENDATIONS OF THE ELECTION BOARD WHICH STATES SATURDAY, MAY 11, 2002 AS THE CAUCUS DATE FOR ELECTIONS, SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.

3. Julie Barton

RE: David Webster GTC Petition

MOTION BY PAUL NINHAM TO APPROVE THE GTC DATE OF SATURDAY, MAY 11, 2002 FOR DAVID WEBSTER'S PETITION, WITH SATURDAY MAY 18TH AS AN ALTERNATE DATE, SECONDED BY DAVID BISCHOFF. EUGENE METOXEN ABSTAINED. MOTION CARRIED.

4. Julie Barton

RE: Oneida Gaming Commission's Draft #7 of the Gaming Regulatory Ordinance

MOTION BY SANDRA NINHAM TO DEFER THIS ITEM TO THE LOC, BACK IN THREE WEEKS, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

C. TRAVEL REQUESTS

Paul Ninham

RE: ITMA Board of Director's, Tribal Membership and Attorney's Meeting, Albuquerque, NM - April 6, 2002

MOTION BY DAVID BISCHOFF TO ACCEPT AS FYI, (HAS BLANKET TRAVEL APPROVAL), SECONDED BY SANDRA NINHAM. PAUL NINHAM ABSTAINED. MOTION CARRIED.

2. Sandra Ninham

RE: Self-Governance Coordinator Travel Requests - Tribal Trust Reform Task Force Meetings of April 23-26th, 2002, May 18 -22nd, June 12-15th, Indian Health Design Team II Meetings of April 9-

11th, April 30-May 2nd, May 21-23rd, Retro-approval Self-governance Spring Conference April 2-5th, Self-Governance Pre Negotiation Meeting of May 9, 2002,

MOTION BY DAVID BISCHOFF TO APPROVE TRAVEL DATES FOR CHRIS JOHNS TO ATTEND THE MEETING DATES LISTED ABOVE, SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.

MOTION BY PAUL NINHAM TO RECESS FOR TEN MINUTES, SECONDED BY DAVID BISCHOFF. MOTION CARRIED UNANIMOUSLY.

D. VACATION REQUESTS

FINANCE COMMITTEE

LEGISLATIVE OPERATING COMMITTEE

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

MOTION BY EUGENE METOXEN TO ACCEPT THE GAMING GENERAL MANAGER'S REPORT, SECONDED BY PAUL NINHAM. DAVID BISCHOFF ABSTAINED. MOTION CARRIED.

MOTION BY PAUL NINHAM TO PUT THE CAPITAL EXPENDITURE ISSUE FOR GAMING ON THE JULY 1, 2002 SEMI-ANNUAL GTC MEETING, SECONDED BY DAVID BISCHOFF. SANDRA NINHAM ABSTAINED. MOTION CARRIED.

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

ONEIDA BUSINESS COMMITTEE PLANNING

Roll Call: Tina Danforth -Vice Chair, Eugene Metoxen, David Bischoff, Sandra Ninham and Paul Ninham

XIII. EXECUTIVE SESSION

A. OLD BUSINESS

Bob Fresen/Fred Muscavitch (Judy Cornelius)

RE: Suicide Prevention Health Care
Coverage Follow up Report

Excerpt from March 20, 2002: MOTION BY JUDY CORNELIUS TO DIRECT THE ASSISTANT GENERAL MANAGER TO ASSIGN THIS PROJECT TO BOB FRESEN AND FRED MUSCUVITCH TO BRING FORWARD A PLAN IN TWO WEEKS, WHICH WILL INCLUDE: 1) THE UTILIZATION OF TRIBAL EMPLOYEES (THOSE IN THE HEALTH FIELD) TO COVER THE HOURS DURING WORK TIME, AND TO ENCOMPASS A SCHEDULE OF 24-7. THE COMPENSATION FOR THIS TO BE WORKED OUT BY BOB FRESEN AND FRED MUSCUVITCH. 2) THE DEVELOPMENT OF A CRISIS HOTLINE WITH EASILY REMEMBERED NUMBERS SUCH AS 869-0000 AND 3) THE DEVELOPMENT OF PROJECTED BUDGET TO COVER THE ASSOCIATED COSTS, SECONDED BY DAVID BISCHOFF. MOTION CARRIED UNANIMOUSLY.

Response due April 3, 2002

MOTION BY PAUL NINHAM TO DEFER THIS ITEM FOR ONE WEEK, SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.

2. Julie Barton

RE: Gaming/Audit Issues

Excerpt from February 27, 2002: MOTION BY SANDRA NINHAM TO DEFER THIS ITEM FOR TWO WEEKS, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.

Excerpt from March 13, 2002: MOTION BY DAVID BISCHOFF TO DEFER THIS ITEM FOR ONE WEEK, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

Excerpt from March 20, 2002: MOTION BY JUDY CORNELIUS TO DEFER THIS ITEM FOR ONE WEEK, SECONDED BY DAVID BISCHOFF. MOTION CARRIED UNANIMOUSLY.

Excerpt from March 27, 2002: MOTION BY VINCE DELAROSA TO DEFER THIS ITEM FOR ONE WEEK TO WAIT ON THE AUDIT COMMITTEE MINUTES, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

Response due April 3, 2002

MOTION BY PAUL NINHAM TO DELETE THIS ITEM, SECONDED BY SANDRA NINHAM. MOTION CARRIED UNANIMOUSLY.

B. NEW BUSINESS

Peggy Schneider

RE: NRDA - Second Amendment to 1997
MOA

MOTION BY PAUL NINHAM TO APPROVE THE SECOND AMENDMENT TO THE NRDA 1997 MOA, SECONDED BY DAVID BISCHOFF. MOTION CARRIED UNANIMOUSLY.

2 David Bischoff

RE: Addendum to the General Manager's
Contract

MOTION BY DAVID BISCHOFF TO RETRO APPROVE THE ADDENDUM TO MARCH 17, 2002, THE GENERAL MANAGER'S CONTRACT, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

3 David Bischoff

RE: Cordish/Seminole Issues

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

C. ATTORNEY BRIEF

Response Submitted

#1 - Compact Negotiations

MOTION BY PAUL NINHAM TO DIRECT THE SECRETARY TO SCHEDULE A MEETING TO DISCUSS COMPACT NEGOTIATIONS STRATEGIES PRIOR TO APRIL 22ND, SECONDED BY DAVID BISCHOFF. MOTION CARRIED UNANIMOUSLY.

MOTION BY PAUL NINHAM TO ACCEPT THE ATTORNEY BRIEF, SECONDED BY SANDRA NINHAM. MOTION CARRIED UNANIMOUSLY.

D. LEGISLATIVE AFFAIRS UPDATE

MOTION BY PAUL NINHAM TO APPROVE A \$1,000 DONATION FOR THE NIGA RECEPTION TO KALYN FREE, SECONDED BY EUGENE METOXEN. MOTION

CARRIED UNANIMOUSLY.

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

- E. NATIVE AMERICAN BANK CORPORATION REPORTS (QUARTERLY: JAN/APR/JULY/OCT)**
- F. AUDIT COMMITTEE**

Expenditures related to the New York Land Claims

Excerpt from February 13, 2002:(NOT ADDRESSED)

Excerpt from February 27, 2002: MOTION BY EUGENE METOXEN TO DEFER THIS ITEM FOR TWO WEEKS WITH THE AUDIT COMMITTEE PROVIDING CLARIFICATION ON WHAT SPECIFIC SCOPE THEY WANTED ACCOMPLISHED, SECONDED BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.

Excerpt from March 13, 2002: MOTION BY JULIE BARTON TO DEFER THIS ITEM FOR THREE WEEKS, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

Response due April 3, 2002

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

- | | | |
|---|--------------|---|
| | For Approval | RE: Audit Committee Minutes of January 10, 2002 |
| 2 | For Approval | RE: Surveillance Compliance Audit - FY 2001 |
| 3 | For Approval | RE: Table Games Operation Audit, 2 nd Half FY 2001 |

Excerpt from March 6, 2002: MOTION BY JUDY CORNELIUS TO DEFER THIS ITEM FOR ONE WEEK, SECONDED BY TINA DANFORTH. MOTION CARRIED UNANIMOUSLY.

Deferred: March 13, 20th, 27th 2002

MOTION BY PAUL NINHAM TO ACCEPT THE MINUTES OF JANUARY 10, 2002, THE SURVEILLANCE COMPLIANCE AUDIT FY 2001 AND THE TABLE GAMES OPERATIONS AUDIT 2ND HALF FY 2001, SECONDED BY DAVID BISCHOFF. MOTION CARRIED UNANIMOUSLY.

G. NEW YORK PROJECT UPDATES (3:00 P.M. WEEKLY)

MOTION BY PAUL NINHAM TO DEFER ANY ITEMS FROM THE 3:00 P.M. NEW YORK PROJECT UPDATE TO NEXT WEEK'S AGENDA, SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.

XV. RECESS/ADJOURN

MOTION BY PAUL NINHAM TO ADJOURN, SECONDED BY DAVID BISCHOFF. MOTION CARRIED UNANIMOUSLY.

MINUTES APPROVED AS CORRECTED ON April 10, 2002 .


Julie Barton, Tribal Secretary
ONEIDA BUSINESS COMMITTEE