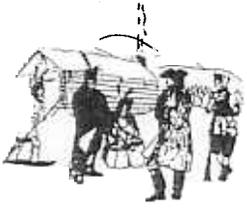


# **Oneida Tribe of Indians of Wisconsin**

## **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.

**P.O. Box 365 • Oneida, WI 54155**  
**Telephone: 920-869-4364 • Fax: 920-869-4040**  
**ONEIDA BUSINESS COMMITTEE**  
**REGULAR MEETING**  
**MAY 1, 2002**  
**BUSINESS COMMITTEE CONFERENCE ROOM**

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

**EXCUSED:** Gerald Danforth - Chair, David Bischoff and Sandra Ninham - Council Members

**OTHERS PRESENT:** Mary Greendeer, Beverly Skenandore, Shane Anton, Barbara Skenandore, Racquel Hill, Karen Cornelius, Chris Doxtator, Ben Vieau, Brad Graham, Pearl House, Lois Powless, Karen Katch, Dottie Krull, Marsha Danforth, Cheryl Stevens, Frieda Clary, Erv Thompson, Gina Powless Buenrostro, Susan White, Cheryl Skolaski, Pearl McLester, Leyne Orosco, Warren Skenandore, Roy Skenandore, Linda Dallas, Louise Cornelius, Jim Martin, Geraldine Danforth, Sharon Mousseau, Debbie Reiter-Mehojah, Margaret Stevens, Janice Hirth and Wendell McLester.

**OPENING:** David Powless\Judy Cornelius

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

Special Recognition of Maria Hinton for 25 Years of Service - Administered by Tina Danforth

Special Recognition of the Seymour High School Basketball Team - Administered by Paul Ninham

Special Recognition of Johnny Skenandore - Administered by Paul Ninham

## **II. OATH OF OFFICE**

### **Environmental Resource Board**

Kurt Pelky-NOT PRESENT

### **Oneida Land Commission** - Administered by Eugene Metoxen

Diane House-PRESENT

## **III. APPROVAL OF AGENDA**

### **A. ADDITIONS:**

#### **TO NEW BUSINESS, REQUESTS:**

7. Julie Barton RE: April 20, 2002 GTC Meeting regarding  
Primary Elections

#### **TO NEW BUSINESS, TRAVEL REQUESTS:**

- 2 Vince DelaRosa RE: SEOTS Meeting, Milwaukee, WI - May  
4, 2002
- 3 Judy Cornelius RE: NCAI Mid-year Session, Bismarck, ND  
- June 16-19, 2002
- 4 Paul Ninham RE: Trust Reform Regional Representative  
Meeting, Minneapolis, MN - May 5-6, 2002

### **B. DELETIONS:**

### **C. MOVES**

**From Follow up Reports, #2 and #4 to Executive Session Old Business, #10**

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

**IV. MINUTES TO BE APPROVED:**

Regular Business Committee Meeting Minutes of April 17, 2002

**MOTION BY JUDY CORNELIUS TO APPROVE THE APRIL 17<sup>TH</sup> MINUTES, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.**

Special Business Committee Meeting Minutes of April 22, 2002

**MOTION BY JUDY CORNELIUS TO APPROVE THE APRIL 22<sup>ND</sup> MINUTES WITH LISTING OF EXCUSED BUSINESS COMMITTEE MEMBERS, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.**

**V. TABLED BUSINESS:**

**ONEIDA BUSINESS COMMITTEE PLANNING**

Regular Business Committee Planning Meeting Minutes of April 15, 2002

**Excerpt from April 17, 2002: MOTION BY TINA DANFORTH TO TABLE THIS ITEM, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.**

Response due May 1, 2002

**MOTION BY JULIE BARTON TO TAKE THIS ITEM FROM THE TABLE, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.**

**MOTION BY PAUL NINHAM TO DEFER THE THREE SISTERS PROJECT AND THE 172 PROJECT TO THE BUSINESS COMMITTEE PLANNING MEETING, SECONDED BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.**

**MOTION BY JULIE BARTON TO ACCEPT THE APRIL 15<sup>TH</sup> MINUTES AS FYI, SECONDED BY EUGENE METOXEN. 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 - 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**

**Report Submitted - With the addition of request number 2 -Conflict of Interest**

**MOTION BY VINCE DELAROSA TO ACCEPT THE HOUSING AUTHORITY REPORT, SECONDED BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.**

**MOTION BY JUDY CORNELIUS TO DIRECT DAVID BISCHOFF TO REPORT BACK IN ONE WEEK REGARDING THE CONFLICT OF INTEREST ISSUE, SECONDED BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.**

- 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 VINCE DELAROSA TO ACCEPT THE MARCH 11<sup>TH</sup> AND MARCH 18<sup>TH</sup> MINUTES, SECONDED BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.**

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

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

1 Janice Hirth

RE: Monthly Report on Integrated Health System

**Excerpt from Special Business Committee meeting of March 1, 2002: MOTION BY SANDRA NINHAM TO ASSIGN THIS ISSUE TO THE GENERAL MANAGER'S OFFICE TO WORK WITH THE EXECUTIVE MANAGEMENT COMMITTEE OF THE COMPREHENSIVE HEALTH AREA AND OTHER AREAS NOTED IN THE REPORT, AND TO PROVIDE THE ONEIDA NATION WITH THE BEST STRATEGIC PLAN FOR HEALTH CARE AS POSSIBLE, AND THAT SHE INCLUDE THE TREASURER'S OFFICE ON HER WORKING TEAM, WITH A STATUS REPORT ON THE LAST WEDNESDAY OF EVERY MONTH TO THE BUSINESS COMMITTEE AGENDA, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.**

**Excerpt from March 20, 2002: MOTION BY JUDY CORNELIUS TO INCLUDE A REPRESENTATIVE FROM THE CORE GROUP THAT INITIALLY HELPED PUT THIS PROJECT TOGETHER (ACCOUNTING, OCCUPATION HEALTH, EAP, TREASURER), SECONDED BY EUGENE METOXEN. PAUL NINHAM OPPOSED. MOTION CARRIED.**

Response due April 24<sup>th</sup>, May 29<sup>th</sup>, June 26<sup>th</sup>

Response Submitted

**MOTION BY JUDY CORNELIUS TO TABLE THIS ITEM FOR ONE WEEK FOR REVIEW OF SUBMITTED INFORMATION, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.**

2. 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.**

**Excerpt from April 3, 2002: MOTION BY PAUL NINHAM TO DEFER THIS ITEM FOR TWO WEEKS, SECONDED BY SANDRA NINHAM. MOTION CARRIED UNANIMOUSLY.**

**Excerpt from April 17, 2002: MOTION BY PAUL NINHAM TO DEFER THIS ITEM FOR ONE WEEK, SECONDED BY DAVID BISCHOFF. MOTION CARRIED UNANIMOUSLY.**

**Response due April 24, 2002**

**Combined with Executive Session, Old Business #10**

LOC/Rory Dilweg (Susan White)

RE: Trust MOA Resolution

**Excerpt from April 10, 2002: MOTION BY PAUL NINHAM TO APPROVE THE LAW OFFICE TO DRAFT A RESOLUTION IN COMPLIANCE WITH THE TERMS OF THE MEMORANDUM OF AGREEMENT BETWEEN THE BUSINESS COMMITTEE AND THE TRUST COMMITTEE, AND FOR THE LAW OFFICE TO FORWARD RESOLUTION TO THE LOC, AND THAT THE LOC BRING THIS BACK TO THE BUSINESS COMMITTEE AGENDA IN TWO WEEKS, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.**

**Response due April 24, 2002**

**Response Submitted**

**MOTION BY PAUL NINHAM TO ADOPT RESOLUTION 5-01-02-A, SECONDED BY VINCE DELAROSA. JUDY CORNELIUS OPPOSED. MOTION CARRIED.**

4 Judy Corenlius (LOC)

RE: GTC Resolution regarding Wage Increase

**Excerpt from April 17, 2002: MOTION BY JULIE BARTON TO DEFER THIS ITEM FOR TWO WEEKS WITH A FINAL RECOMMENDATION ON THE FINANCIAL IMPACT FROM THE TREASURER, SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.**

**Response due May 1, 2002**

**MOVED TO EXECUTIVE SESSION, OLD BUSINESS #10**

5 Judy Cornelius/Vince DelaRosa

RE: Budget Impact Statement for the Milwaukee Polling Site

**Excerpt from April 17, 2002: MOTION BY JULIE BARTON TO ACCEPT THE PROCEDURES PRESENTED BY LOC, MIS, ENROLLMENTS AND THE ELECTION BOARD, AND TO ACCEPT OPTION THREE AS RECOMMENDED BY LOC, AND THAT THE TREASURER AND LOC CHAIR PROVIDE A BUDGET IMPACT STATEMENT BACK IN TWO WEEKS, SECONDED BY JUDY CORNELIUS. TINA**

**DANFORTH, SANDRA NINHAM OPPOSED. EUGENE METOXEN ABSTAINED.  
MOTION CARRIED.**

Response due May 1, 2002

**MOTION BY VINCE DELAROSA TO DEFER THIS ITEM FOR ONE WEEK,  
SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.**

6. LOC (Julie Barton)

RE: Medicare Certification and Legal Issues  
Surrounding Resolutions Drafted by Other  
Tribal Entities

**Excerpt from March 6, 2002: MOTION BY VINCE DELAROSA TO DEFER THIS  
ITEM TO LOC FOR REVIEW, SECONDED BY JUDY CORNELIUS. MOTION  
CARRIED UNANIMOUSLY.**

**Excerpt from April 10, 2002: MOTION BY VINCE DELAROSA THAT THE LOC  
BRING BACK A FINAL REPORT ON MEDICARE CERTIFICATION FOR THE ANNA  
JOHN NURSING HOME AND SECONDLY, THAT A FOLLOW UP REPORT ON THE  
LEGAL ISSUES SURROUNDING RESOLUTIONS THAT ARE DRAFTED BY OTHER  
ENTITIES OF THE TRIBE, BACK IN THREE WEEKS, SECONDED BY JULIE  
BARTON. MOTION CARRIED UNANIMOUSLY.**

Response due May 1, 2002

Response Submitted

**MOTION BY JULIE BARTON TO ACCEPT THE LOC REPORT, SECONDED BY  
PAUL NINHAM. JUDY CORNELIUS ABSTAINED. MOTION CARRIED.**

7. Judy Cornelius (Treasurer's Report of 4/10/02)

RE: Report on the Effect on the  
FY'02 Budget; Explanation of the  
Negative Variance of the Health  
Expansion Fund and  
Recommendations on the Self  
Funded Insurance

**Excerpt from April 10, 2002: MOTION BY JULIE BARTON THAT THE TREASURER  
BRING BACK A REPORT REGARDING PAGE 3: THE EFFECT ON THE BUDGET  
OF FY2002 AND PAGE NINE: AN EXPLANATION ON THE NEGATIVE VARIANCE**



2. Frieda Clary

RE: Oneida Nation Arts Program/National  
endowment of the Arts

**MOTION BY JUDY CORNELIUS TO ADOPT RESOLUTION 5-01-02-C, SECONDED  
BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.**

Frieda Clary

RE: Office of Juvenile Justice and  
Delinquency Prevention/Tribal Youth  
Program/Prevention/2002-2005

**MOTION BY EUGENE METOXEN TO ADOPT RESOLUTION 5-01-02-D, SECONDED  
BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.**

4. Frieda Clary

RE: Office of Juvenile Justice and  
Delinquency Prevention/Tribal Youth  
Program/Mental Health/2002-2005

**MOTION BY PAUL NINHAM TO ADOPT RESOLUTION 5-01-02-E, SECONDED BY  
JULIE BARTON. MOTION CARRIED UNANIMOUSLY.**

## **B. REQUESTS**

Julie Barton

RE: Oneida Health Board Recommendations

**MOTION BY VINCE DELAROSA TO APPROVE PEARL MCLESTER AND  
FLORENCE PETRI TO THE ONEIDA HEALTH BOARD, SECONDED BY EUGENE  
METOXEN. MOTION CARRIED UNANIMOUSLY.**

2. Oneida Housing Authority

RE: Conflict of Interest

**COMBINED WITH THE ONEIDA HOUSING AUTHORITY REPORT**

3. Dan Skenendore/Pat Wood

RE: Sole Source for Phase II of the Assisted  
Living Project

**MOTION BY VINCE DELAROSA TO APPROVE THE SOLE SOURCE FOR PHASE II  
OF THE ASSISTED LIVING PROJECT TO HAMMEL, GREEN AND ABRAHAMSON,  
INC, SECONDED BY EUGENE METOXEN. JULIE BARTON ABSTAINED.  
MOTION CARRIED.**

4. Bruno Zagar

RE: Wisconsin Focus on Energy Plan MOU  
Sign-Off

**MOTION BY VINCE DELAROSA TO APPROVE PATRICK PELKY TO SIGN OFF ON THE WISCONSIN FOCUS ON ENERGY PROGRAM COMMUNITY BASED ENERGY PLAN MOU, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.**

5. Julie Barton

RE: GTC date for David Webster Petition

**MOTION BY PAUL NINHAM TO RECESS FOR TEN MINUTES, SECONDED BY JULIE BARTON. VINCE DELAROSA OPPOSED. MOTION CARRIED.**

**MOTION BY PAUL NINHAM TO DEFER THIS ITEM FOR ONE WEEK, SECONDED BY JULIE BARTON. VINCE DELAROSA OPPOSED. MOTION CARRIED.**

6. Susan White

RE: Forum Accounting Services, LLC  
Agreement

**MOTION BY PAUL NINHAM TO APPROVE FORUM ACCOUNTING SERVICES, LLC AGREEMENT WITH THE LIMITED WAIVER OF SOVEREIGN IMMUNITY, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.**

7. Julie Barton

RE: April 20, 2002 GTC Meeting regarding  
Primary Elections - **No quorum**

**MOTION BY JULIE BARTON TO HAVE A SPECIAL BUSINESS COMMITTEE MAY 22, 2002, 2:00 P.M., SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.**

### **C. TRAVEL REQUESTS**

Sandra Ninham

RE: Indian Health Care Improvement Act  
National Meeting, Portland, OR - May 28-  
30, 2002

**MOTION BY VINCE DELAROSA TO APPROVE THE TRAVEL REQUEST, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.**

**MOTION BY VINCE DELAROSA TO APPROVE TRAVEL FOR CHIEF COUNSEL OR HIS DELEGATE, SECONDED BY EUGENE METOXEN. MOTION CARRIED**

**UNANIMOUSLY.**

2 Vince DelaRosa

RE: SEOTS Meeting, Milwaukee, WI - May  
4, 2002

**MOTION BY PAUL NINHAM TO APPROVE THE TRAVEL REQUEST FOR ALL  
BUSINESS COMMITTEE MEMBERS, SECONDED BY JULIE BARTON. MOTION  
CARRIED UNANIMOUSLY.**

3 Judy Cornelius/Tina Danforth

RE: NCAI Mid-year Session,  
Bismarck, ND - June 16-19, 2002

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

4 Paul Ninham

RE: Trust Reform Regional Representative  
Meeting, Minneapolis, MN - May 5-6, 2002

**MOTION BY JULIE BARTON TO APPROVE THE TRAVEL REQUEST, SECONDED  
BY EUGENE METOXEN. PAUL NINHAM ABSTAINED. MOTION CARRIED.**

#### **D. VACATION REQUESTS**

Rory Dilweg

RE: June 13-21, 2002

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

#### **VIII. FINANCE COMMITTEE**

Regular Finance Committee Meeting Minutes of April 12, 2002

**MOTION BY EUGENE METOXEN TO APPROVE THE APRIL 12TH MINUTES AND  
ACTIONS, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.**

#### **IX. LEGISLATIVE OPERATING COMMITTEE**

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

**MOTION BY EUGENE METOXEN TO ACCEPT THE GAMING GENERAL MANAGER'S REPORT, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.**

**Roll Call: Tina Danforth, Judy Cornelius, Julie Barton, Eugene Metoxen, Paul Ninham**

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

**MOTION BY EUGENE METOXEN TO ACCEPT THE TREASURER'S REPORT, SECONDED BY JULIE BARTON. JUDY CORNELIUS OPPOSED. MOTION CARRIED.**

For the Record, Judy Cornelius opposed because she didn't agree with the report handed out by the Oneida Health Center. The statement's conflict with the insurance that the tribe carries for it's membership and what the Health Administration is doing.

**MOTION BY JULIE BARTON REQUEST THE TREASURER TO FOLLOW UP WITH RECOMMENDATIONS TO ADDRESS THE NEGATIVE VARIANCES IN THE HEALTH CENTER BUDGET FOR FY2002 AND IF THERE IS GTC APPROVAL NEEDED, THAT THIS BE PRESENTED TO GTC AT THE SEMI-ANNUAL GTC MEETING OF JULY 1, 2002, WITH THE TREASURER PREPARING THE REQUEST TO GTC, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.**

**MOTION BY JULIE BARTON THAT THE GENERAL MANAGER DEVELOP A MANAGEMENT TEAM TO ADDRESS THE FY 2002 BUDGETARY PROBLEMS AT THE ONEIDA HEALTH CENTER AND TO COORDINATE THIS WITH THE TREASURER AND HER STAFF, WITH A FOLLOW-UP REPORT BACK IN TWO WEEKS, SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.**

**MOTION BY JULIE BARTON THAT THE SELF-FUNDED INSURANCE NEGATIVE VARIANCE BE DEFERRED FOR ONE WEEK AND ASSIGNED TO RISK MANAGEMENT FOR MORE DETAIL, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.**

**MOTION BY JULIE BARTON TO DIRECT THE GAMING GENERAL MANAGER TO BRING BACK AN EXPLANATION OF THE OVER EXPENDITURE FOR EQUIPMENT RENTAL AS IDENTIFIED ON PAGE 4 OF THE TREASURER'S REPORT AT HIS NEXT GAMING GENERAL MANAGER REPORT, SECONDED BY**

**JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.**

**XII. ONEIDA BUSINESS COMMITTEE PLANNING**

Back in session on Thursday, May 2, 2002

Roll Call: Gerald Danforth, Tina Danforth, Judy Cornelius, Julie Barton, Eugene Metoxen, David Bischoff, Paul Ninham

**XIII. EXECUTIVE SESSION**

**A. OLD BUSINESS**

Janice Hirth (Vince DelaRosa)

RE: Monthly Progress Reports on Tribal Members Management Trainee Positions

**Excerpt from March 27, 2002: MOTION BY DAVID BISCHOFF TO ACCEPT AS FYI WITH THE GENERAL MANAGER PRESENTING MONTHLY PROGRESS REPORTS, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.**

Response due April 24, 2002

**MOTION BY JUDY CORNELIUS TO ACCEPT THE REPORT WITH CONTINUING MONTHLY REPORTS FROM THE INTERIM GENERAL MANAGER, SECONDED BY EUGENE METOXEN. DAVID BISCHOFF ABSTAINED. MOTION CARRIED.**

2. Bob Fresen/Fred Muscavitch (Judy Cornelius)

RE: Suicide Prevention Health Care Coverage Follow up Report

**Excerpt from April 10, 2002: MOTION BY JUDY CORNELIUS TO DEFER TO JANICE HIRTH TO HAVE FRED MUSCAVITCH AND BOB FRIEZEN COME BACK WITH A STRATEGY PLAN, BACK IN TWO WEEKS, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.**

Response due April 24, 2002

Response Submitted

**MOTION BY JULIE BARTON TO ACCEPT THE REPORT AND DEFER TO THE INTERIM GENERAL MANAGER FOR FOLLOW-UP, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.**

3 Paul Ninham

RE: Railroad Abandonment Monthly Update

**Excerpt from January 30, 2002: MOTION BY PAUL NINHAM TO APPROVE THE LEGAL STRATEGIES AS PRESENTED STARTING ON PAGE 4 OF THE PRESENTATION BY ATTORNEYS WEBSTER AND BITTORF, AND APPROVAL OF THE DRAFT LETTER TO MICHAEL BROWN, ATTORNEY FOR FOX VALLEY AND WESTERN LIMITED, AND THE LETTER TO GARY HANSON FROM THE DEPARTMENT OF NATURAL RESOURCES, AND ATTORNEYS WEBSTER AND BITTORF SUBMIT WRITTEN STATUS REPORTS ON A MONTHLY BASIS, SECONDED BY DAVID BISCHOFF. MOTION CARRIED UNANIMOUSLY.**

**Response due April 24, 2002**

**MOTION BY JULIE BARTON TO ACCEPT THE GENERAL AGREEMENT AND ASSIGN PAUL NINHAM TO FOLLOW-UP AND CONTINUE ON-GOING REPORTS, SECONDED BY TINA DANFORTH. PAUL NINHAM, DAVID BISCHOFF ABSTAINED. MOTION CARRIED.**

4 Janice Hirth/OPD

RE: Security Director - Mantrap Issue

**Excerpt from April 17, 2002: MOTION BY JUDY CORNELIUS TO DIRECT THE INTERIM GENERAL MANAGER TO DIRECT THE ONEIDA POLICE DEPARTMENT TO INVESTIGATE THE SECURITY DIRECTOR'S INVOLVEMENT IN THE MARCH 25, 2002 MANTRAP ISSUE, BACK IN TWO WEEKS, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.**

**Response due May 1, 2002**

**MOTION BY PAUL NINHAM DEFER THIS ITEM FOR ONE WEEK, SECONDED BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.**

5 Oneida Gaming Commission

RE: Oneida Gaming Commission Chairman -  
Mantrap Issue

**Excerpt from April 17, 2002: MOTION BY JUDY CORNELIUS TO REQUEST THAT THE ONEIDA GAMING COMMISSION INVESTIGATE THEIR CHAIR'S INVOLVEMENT IN THE MARCH 25, 2002 MANTRAP ISSUE, BACK IN TWO WEEKS, SECONDED BY PAUL NINHAM. VINCE DELAROSA OPPOSED. MOTION CARRIED.**

**Response due May 1, 2002**

**MOTION BY PAUL NINHAM TO DIRECT THE LAW OFFICE AND THE INTERIM GAMING GENERAL MANAGER TO DEVELOP A RESPONSE TO THE ONEIDA GAMING COMMISSION, BACK IN ONE WEEK, SECONDED BY TINA DANFORTH. MOTION CARRIED UNANIMOUSLY.**

6. Rory Dilweg

RE: Gaming Ordinance Emergency  
Amendments

**Excerpt from April 17, 2002: MOTION BY JUDY CORNELIUS TO DIRECT THE ONEIDA LAW OFFICE TO DEVELOP EMERGENCY AMENDMENTS TO THE CURRENT GAMING ORDINANCE TO COVER THE CASINO OPERATIONS TO INCLUDE NO UNAUTHORIZED ENTRY INTO ANY AREA OF THE CASINO BY THE ONEIDA GAMING COMMISSION AND ANY OTHER ISSUES AS DISCUSSED BY CHIEF COUNSEL WHICH INCLUDES LIMITATION ON ABILITY OF THE ONEIDA GAMING COMMISSION TO REVIEW GAMING CONTRACTS, LIMITATION ON THE ABILITY TO SUSPEND GAMING LICENSES OR LICENSE APPLICATION OF ANY INDIVIDUAL, BACK IN TWO WEEKS, SECONDED BY PAUL NINHAM. VINCE DELAROSA OPPOSED. MOTION CARRIED.**

**Response due May 1, 2002**

**MOTION BY JUDY CORNELIUS TO SEND THE DRAFT EMERGENCY AMENDMENTS OF THE GAMING ORDINANCE TO GAMING MANAGEMENT FOR REVIEW AND COMMENT, BACK IN ONE WEEK, SECONDED BY PAUL NINHAM. TINA DANFORTH, DAVID BISCHOFF ABSTAINED. MOTION CARRIED.**

**MOTION BY JUDY CORNELIUS TO SEND THE DRAFT EMERGENCY AMENDMENTS TO LOC FOR A STATEMENT OF EFFECT, BACK IN TWO WEEKS, SECONDED BY EUGENE METOXEN. TINA DANFORTH ABSTAINED. MOTION CARRIED.**

7. Terry Cornelius

RE: Analysis of Current Alternatives -  
OEDA

**Excerpt from April 17, 2002: MOTION BY DAVID BISCHOFF TO REFER THIS ISSUE TO THE CFA FOR ANALYSIS FOR THE CURRENT ALTERNATIVES AVAILABLE TO THE BUSINESS COMMITTEE AND THE "WHAT IF" SCENARIOS, AND TO UTILIZE ALL RESOURCES AVAILABLE, INCLUDING PAUL COUGHLIN, PROVIDED THAT NO ADDITIONAL EXPENSE IS INCURRED IN THE DEVELOPMENT OF THIS REPORT, BACK IN TWO WEEKS, SECONDED BY JUDY CORNELIUS. TINA DANFORTH ABSTAINED. MOTION CARRIED.**

**Response due May 1, 2002**

**MOTION BY PAUL NINHAM TO ACCEPT THE INTERIM REPORT WITH THE NEXT REPORT DUE BACK IN ONE WEEK, SECONDED BY JULIE BARTON. DAVID BISCHOFF ABSTAINED. MOTION CARRIED.**

8. Rory Dilweg

RE: OEDA Investment Opinion

**Excerpt from April 17, 2002: MOTION BY DAVID BISCHOFF TO REQUEST AN OPINION BY THE ONEIDA LAW OFFICE ON ANY INVESTMENT BY THE ONEIDA BUSINESS COMMITTEE IN THIS VENTURE AND WHETHER OR NOT GENERAL TRIBAL COUNCIL TO APPROVE THAT INVESTMENT, SECONDED BY JULIE BARTON. JUDY CORNELIUS, TINA DANFORTH ABSTAINED. MOTION CARRIED.**

**Response due May 1, 2002**

**MOTION BY PAUL NINHAM TO DEFER THIS ITEM FOR ONE WEEK, SECONDED BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.**

9. Rory Dilweg

RE: Legal Opinion on Gaming Ordinance and MOA

**Excerpt from April 17, 2002: MOTION BY DAVID BISCHOFF TO SEND THE GAMING ORDINANCE AND MOA TO LAW OFFICE FOR A LEGAL OPINION, SECONDED BY SANDRA NINHAM. MOTION CARRIED UNANIMOUSLY.**

**Response due May 1, 2002**

**MOTION BY JUDY CORNELIUS TO DEFER THIS ITEM BACK TO THE AUDIT COMMITTEE FOR A FINAL RECOMMENDATION, BACK IN TWO WEEKS, SECONDED BY JULIE BARTON. TINA DANFORTH, DAVID BISCHOFF ABSTAINED. MOTION CARRIED.**

10. Judy Corenlius (LOC)

RE: GTC Resolution regarding Wage Increase

**Excerpt from April 17, 2002: MOTION BY JULIE BARTON TO DEFER THIS ITEM FOR TWO WEEKS WITH A FINAL RECOMMENDATION ON THE FINANCIAL IMPACT FROM THE TREASURER, SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.**

**Response due May 1, 2002**

**Response Submitted**

**MOTION BY JUDY CORNELIUS TO DIRECT THE SECRETARY TO SCHEDULE A SPECIAL BUSINESS COMMITTEE MEETING TO ADDRESS THE FAIR WAGE SCALE FOR ALL EMPLOYEES AND THE ISSUE OF THE PETITION, SECONDED BY EUGENE METOXEN. JULIE BARTON ABSTAINED. MOTION CARRIED.**

**B. NEW BUSINESS**

Terry Cornelius

RE: Norwest/Wells Fargo - Amendment One

**MOTION BY PAUL NINHAM TO APPROVE THE AMENDMENT TO NORWEST/WELLS FARGO, SECONDED BY JULIE BARTON. TINA DANFORTH, DAVID BISCHOFF ABSTAINED. MOTION CARRIED.**

2. Judy Cornelius

RE: Gaming Systems Access

**MOTION BY JULIE BARTON TO ASSIGN PAUL NINHAM TO FOLLOW UP IN COORDINATING A MEETING WITH GAMING, MIS, AUDIT COMMITTEE AND CENTRAL ACCOUNTING TO REPORT ON THE SOLUTIONS, BACK IN TWO WEEKS, SECONDED BY EUGENE METOXEN. PAUL NINHAM ABSTAINED. MOTION CARRIED.**

3. Rory Dilweg

RE: Response to State's DCS Letter

**MOTION BY PAUL NINHAM TO APPROVE THE CHANGES IN THE RESPONSE TO THE STATE'S DCS LETTER, SECONDED BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.**

4. Nelsen Wahlstrom

RE: Gaming Management Lease

**MOTION BY JULIE BARTON TO APPROVE THE LEGAL REPRESENTATION FOR GAMING MANAGEMENT, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.**

5. Peggy Schneider

RE: NRDA - Trustee Council MOA

**MOTION BY PAUL NINHAM TO APPROVE THE NRDA TRUSTEE COUNCIL MOA FOR THE CHAIR'S SIGNATURE, SECONDED BY JUDY CORNELIUS. DAVID**

**BISCHOFF ABSTAINED. MOTION CARRIED.**

6. Judy Cornelius

RE: Critical Budget Concerns

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

**C. ATTORNEY BRIEF**

1 Counter Proposal to the Oneida Gaming Commission Settlement Offer

**Excerpt from April 17, 2002: MOTION BY PAUL NINHAM TO DIRECT THE LAW OFFICE TO PREPARE A COUNTER PROPOSAL TO THE ONEIDA GAMING COMMISSION SETTLEMENT OFFER, BACK IN TWO WEEKS, SECONDED BY EUGENE METOXEN. JUDY CORNELIUS, TINA DANFORTH ABSTAINED. MOTION CARRIED.**

**MOTION BY PAUL NINHAM TO APPROVE THE DISMISSAL OF THE TEMPORARY RESTRAINING ORDER AGAINST THE GAMING COMMISSION AND FILE A NEW COMPLAINT, SECONDED BY JUDY CORNELIUS. TINA DANFORTH OPPOSED. DAVID BISCHOFF ABSTAINED. MOTION CARRIED.**

**Excerpt from April 17, 2002: MOTION BY DAVID BISCHOFF TO BRING BACK THE HENRY BUFFALO CONTRACT ADDENDUM ALONG WITH A PROPOSED SETTLEMENT OF THE BUSINESS COMMITTEE VS. ONEIDA GAMING COMMISSION LITIGATION, SECONDED BY SANDRA NINHAM. JUDY CORNELIUS OPPOSED. MOTION CARRIED.**

**Response due May 1, 2002**

**MOTION BY TINA DANFORTH TO ACCEPT THE ATTORNEY HENRY BUFFALO MEMO AS FYI, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.**

**MOTION BY EUGENE METOXEN AT ACCEPT THE ATTORNEY BRIEF, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.**

**D. LEGISLATIVE AFFAIRS UPDATE**

Assembly Bills 880, 152, 185, 239, 197 and 588

2. Conduit Update

**MOTION BY JUDY CORNELIUS TO APPROVE THE \$1,000.00 DONATION TO CONGRESSMAN PHILESKY FROM SOUTH DAKOTA, 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**
- G. NEW YORK PROJECT UPDATES (3:00 P.M. WEEKLY)**

**MOTION BY PAUL NINHAM TO ACCEPT THE VERBAL UPDATE, SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.**

**MOTION BY JULIE BARTON TO APPROVE THE RECOMMENDATIONS FROM ATTORNEY LOCKLEAR'S ITEM 1,2, AND 3 AND APPROVE RESEARCH OF ITEM FOUR, SECONDED BY TINA DANFORTH. MOTION CARRIED UNANIMOUSLY.**

**XV. RECESS/ADJOURN**

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

**MINUTES APPROVED AS PRESENTED ON May 8, 2002 .**



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