

**ONEIDA BUSINESS COMMITTEE
REGULAR MEETING
AUGUST 14, 2002
BUSINESS COMMITTEE CONFERENCE ROOM**

PRESENT: Kathy Hughes - Vice Chair, Julie Barton - Secretary, Mercie Danforth - Treasurer, Paul Ninham, Brian Doxtator, Trish King and Curt Danforth - Council Members

EXCUSED: Tina Danforth - Chair, Vince DelaRosa - Council Member

OTHERS PRESENT: Barbara Skenandore, Brad Graham, Lori Elm, Mary Greendeer, Donna Richmond, Kitty Melchert, Judy Cornelius, Carole Liggins, Janice Hirth, Dottie Krull, Phil Wisneski, Leyne Orosco, Pat Pelky, Marge Funmaker, Carol Robelia and Cathy Metoxen.

OPENING: Judy Cornelius

I. CALL TO ORDER BY KATHY HUGHES AT 9:00 A.M.

II. OATH OF OFFICE

Environmental Resource Board - Administered by Paul Ninham

Kurt Pelky-PRESENT

Oneida School Board - Administered August 5, 2002

Debra Danforth
Lois Strong

Oneida Trust Committee - Administered August 5, 2002

Geno Danforth
Dorothy Skenandore
Carol Smith

Oneida Land Claims - Administered August 5, 2002

Hugh Danforth
Loretta Metoxen

Oneida Commission on Aging - Administered August 5, 2002

Dorothy Skenandore
Dellora Cornelius

Oneida Gaming Commission - Administered August 5, 2002

Louise Cornelius
Oscar Schuyler
Rochelle Powless

III. APPROVAL OF AGENDA

A. ADDITIONS:

B. DELETIONS:

MOTION BY PAUL NINHAM TO APPROVE THE AGENDA, SECONDED BY BRIAN DOXTATOR. MOTION CARRIED UNANIMOUSLY.

MOTION BY BRIAN DOXTATOR TO AMEND THE MOTION TO MOVE EXECUTIVE SESSION OLD BUSINESS ITEMS 1 AND 2 TO REGULAR BUSINESS, REQUEST NUMBER 1 AND 2, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.

MOTION BY BRIAN DOXTATOR TO AMEND THAT THE VOTING OF EACH INDIVIDUAL BUSINESS COMMITTEE MEMBER BE RECORDED, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.

IV. MINUTES TO BE APPROVED:

Regular Business Committee Meeting Minutes of July 31, 2002

MOTION BY PAUL NINHAM TO APPROVE THE JULY 31, 2002 MINUTES, SECONDED BY JULIE BARTON. TRISH KING, BRIAN DOXTATOR, CURT

DANFORTH, MERCIE DANFORTH ABSTAINED. MOTION CARRIED.

Special Business Committee Meeting Minutes of August 1, 2002

MOTION BY JULIE BARTON TO APPROVE THE SPECIAL BUSINESS COMMITTEE MEETING MINUTES OF AUGUST 1, 2002, SECONDED BY PAUL NINHAM. BRIAN DOXTATOR, MERCIE DANFORTH, TRISH KING, CURT DANFORTH ABSTAINED. MOTION CARRIED.

V. 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 - Karen Cornelius - Interim Chair**
- 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 JULIE BARTON TO ACCEPT THE LAND COMMISSION MINUTES OF JUNE 10TH AND JUNE 24TH , SECONDED BY TRISH KING. CURT DANFORTH, PAUL NINHAM, MERCIE DANFORTH APPROVED. BRIAN DOXTATOR ABSTAINED. MOTION CARRIED.

- 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. TRAVEL REPORTS

1. Sandra Ninham (Out-going BC Member) RE: Great Lakes Inter-Tribal Council Board of Directors Meeting, Odanah, WI - July 25, 2002

MOTION BY JULIE BARTON TO ACCEPT THE TRAVEL REPORT, SECONDED BY BRIAN DOXTATOR. MOTION CARRIED UNANIMOUSLY.

2. Sandra Ninham (Out-going BC Member) RE: Great Lakes Inter-Tribal Council/WCA State Gaming Revenue Budget Planning Meeting, Lac du Flambeau, WI - July 31, 2002

MOTION BY JULIE BARTON TO ACCEPT THE TRAVEL REPORT AND THE RECOMMENDATIONS THAT ONEIDA PARTICIPATE IN THE WISCONSIN COUNTY ASSOCIATION CONFERENCE OF SEPT. 23-25, AND TO CONTINUE PARTICIPATION IN THE GLITC/WCA MEETINGS, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

L. FOLLOW UP REPORTS/BC DIRECTIVES FROM PREVIOUS MEETINGS

1. James Bittorf, Attorney RE: Modification Resolution\Statement of Effect to the Approved FY 2002 Budget:
- Health Care Expansion
 - Component Units (Radisson Hotel, Seven Generations Corp.)
 - Education Fund
 - Self-Funded Health Insurance
 - Interest Income

Excerpt from the Special Business Committee Meeting of July 24, 2002: MOTION BY DAVID BISCHOFF TO TABLE THIS ITEM SO THAT THE RESOLUTION HAS BEEN CLARIFIED AND REVISED TO REFLECT WHAT IT ACTUALLY MEANS DUE TO THE STATEMENT OF EFFECT REFLECTS A DIFFERENT INTERPRETATION AND UNDERSTANDING, AND THAT IT BE BROUGHT BACK TO THE BUSINESS COMMITTEE AGENDA IN ONE WEEK, SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.

Excerpt from July 31, 2002: MOTION BY JULIE BARTON TO TAKE THIS ITEM FROM THE TABLE, SECONDED BY DAVID BISCHOFF. MOTION CARRIED UNANIMOUSLY.

Excerpt from July 31, 2002: MOTION BY TINA DANFORTH TO SEND THIS RESOLUTION TO THE LAW OFFICE FOR RE-DRAFTING, TO BE BROUGHT BACK IN TWO WEEKS, SECONDED BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.

Response due August 14, 2002

Response Submitted

MOTION BY PAUL NINHAM TO DEFER THIS ITEM TO THE TREASURER'S OFFICE FOR FOLLOW-UP AND RECOMMENDATION, DUE BACK IN ONE WEEK, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.

2. Rory Dilweg/Chris Luttrell/LOC

RE: Bonding Pardon Proposal

Excerpt from July 24, 2002: MOTION BY JULIE BARTON TO ACCEPT THE REPORT AND THAT AN UPDATED REPORT BE BROUGHT BACK IN THREE WEEKS, SECONDED BY DAVID BISCHOFF. MOTION CARRIED UNANIMOUSLY.

Response due August 14, 2002

MOTION BY BRIAN DOXTATOR TO TABLE THIS ITEM, SECONDED BY PAUL NINHAM. TRISH KING, MERCIE DANFORTH APPROVED. CURT DANFORTH, JULIE BARTON ABSTAINED. MOTION CARRIED.

3. Rory Dilweg

RE: Urban Hope Proposal

Excerpt from July 10, 2002: MOTION BY SANDRA NINHAM TO DEFER THIS ITEM FOR TWO WEEKS, SECONDED BY PAUL NINHAM. MOTION CARRIED

MOTION BY PAUL NINHAM TO DEFER THIS ITEM TO LOC, SECONDED BY BRIAN DOXTATOR. MOTION CARRIED UNANIMOUSLY.

2. Julie Barton (Tina Danforth) RE: Selection of Negotiations Firm for Gaming Compact

Excerpt from July 31, 2002: MOTION BY EUGENE METOXEN TO APPROVE THE SELECTION OF MICHAEL, BEST & FRIEDRICH, LLC AS THE STATE COMPACT NEGOTIATION FIRM, SECONDED BY JUDY CORNELIUS. VINCE DELAROSA, TINA DANFORTH OPPOSED. MOTION CARRIED.

Excerpt from July 31, 2002: MOTION BY JUDY CORNELIUS TO ASSIGN THE SECRETARY TO DEVELOP A CONTRACT WITH THE LAW OFFICE ASSISTING, BACK IN TWO WEEKS, SECONDED BY DAVID BISCHOFF. TINA DANFORTH, VINCE DELAROSA ABSTAINED. MOTION CARRIED.

Response due August 14, 2002

(Moved from Executive Session Old Business #2)

MOTION BY BRIAN DOXTATOR TO RESCIND THE ACTIONS OF JULY 31, 2002 REGARDING THE SELECTION OF THE NEGOTIATIONS FIRM FOR THE GAMING COMPACT, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

3. Chris Doxtator RE: Land Management 25 Year Anniversary

MOTION BY PAUL NINHAM TO ACCEPT THE REQUEST FOR BUSINESS COMMITTEE PARTICIPATION FOR THE 25 YEAR CELEBRATION OF LAND MANAGEMENT AT PARISH HALL ON AUGUST 30, 2002, SECONDED CURT DANFORTH. MOTION CARRIED UNANIMOUSLY.

4. Julie Barton RE: Post One (1) Vacant Position for the Oneida Airport Hotel Corporation Board
RE: Post Three (3) Vacant Position for the Oneida Housing Authority Board

MOTION BY TRISH KING TO APPROVE POSTING ONE POSTING FOR THE ONEIDA AIRPORT HOTEL CORPORATION AND THE THREE VACANT POSITION FOR THE ONEIDA HOUSING AUTHORITY BOARD, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

5. Julie Barton RE: Oneida Land Commission Recommendation

MOTION BY PAUL NINHAM TO APPROVE THE APPOINTMENT OF SUSAN HOUSE TO THE ONEIDA LAND COMMISSION , SECONDED BY JULIE BARTON. BRIAN DOXTATOR, CURT DANFORTH APPROVED. MERCIE DANFORTH, TRISH KING ABSTAINED. MOTION CARRIED.

6. Julie Barton RE: Oneida Environmental Resource Board Recommendation

MOTION BY JULIE BARTON TO APPROVE LORI COENEN TO THE ENVIRONMENTAL RESOURCE BOARD, SECONDED BY PAUL NINHAM. BRIAN DOXTATOR, CURT DANFORTH APPROVED. TRISH KING, MERCIE DANFORTH ABSTAINED. MOTION CARRIED.

7. Julie Barton RE: Oneida Personnel Commission Recommendations

MOTION BY PAUL NINHAM TO APPROVE THE APPOINTMENT OF GENEVIEVE GOLLNICK, PATRICIA FRIEDRICH, WENDELL W. MCLESTER TO THE ONEIDA PERSONNEL COMMISSION, SECONDED BY JULIE BARTON. BRIAN DOXTATOR, CURT DANFORTH APPROVED. TRISH KING, MERCIE DANFORTH ABSTAINED. MOTION CARRIED.

8. Leyne Orosco RE: Special Run-off Election date for the ONCOA Board

MOTION BY BRIAN DOXTATOR TO SUPPORT THE SPECIAL RUN OFF ELECTION DATE OF SEPTEMBER 7, 2002 FOR THE ONCOA BOARD, SECONDED BY CURT DANFORTH. MOTION CARRIED UNANIMOUSLY.

9. Julie Barton RE: Gary Jordan GTC Petition

MOTION BY JULIE BARTON TO DEFER THIS ITEM TO LEGAL FOR REVIEW, SECONDED BY MERCIE DANFORTH. TRISH KING, PAUL NINHAM APPROVED. BRIAN DOXTATOR OPPOSED. CURT DANFORTH ABSTAINED. MOTION CARRIED.

10. Sandra Ninham (Out-going BC Member) RE: Request to stay on the IHS Restructuring Initiative Workgroup for one

(1) more week to attend their last meeting
(contingent upon the approval of Dr.
Kathleen Annette)

MOTION BY BRIAN DOXTATOR TO APPROVE THE REQUEST FOR SANDRA NINHAM TO CONTINUE ON FOR THE WEEK OF AUGUST 19-23 TO PARTICIPATE IN THE IHS WORKGROUP MEETING OF AUGUST 20-22, IN ST. PAUL, MN. CONTINGENT UPON APPROVAL OF DR. ANNETTE, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.

C. TRAVEL REQUESTS

1. Mercie Danforth RE: National Tribal TANF Best Practices Conference, Sacramento, CA - August 19-21, 2002

MOTION BY PAUL NINHAM TO APPROVE THE TRAVEL REQUEST, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.

D. VACATION REQUESTS

VIII. FINANCE COMMITTEE

IX. LEGISLATIVE OPERATING COMMITTEE

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

XI. TREASURERS REPORT- 4th Wednesday of the Month - Mercie Danforth

XII. ONEIDA BUSINESS COMMITTEE PLANNING

XIII. EXECUTIVE SESSION

A. OLD BUSINESS

1. James Bittorf (Judy Cornelius)

RE:Appeals Commission Decision -
#01-AC-019

Excerpt from July 31, 2002: MOTION BY JUDY CORNELIUS TO DIRECT THE LAW OFFICE TO FOLLOW UP ON THE APPEALS COMMISSION DECISION, BACK IN TWO WEEKS, SECONDED BY JULIE BARTON. TINA DANFORTH ABSTAINED. MOTION CARRIED.

Response due August 14, 2002

MOTION BY BRIAN DOXTATOR TO ACCEPT THE LEGAL OPINION FROM BROWN AND LA COUNT MEMO DATED JULY 30, 2002 AND TO DENY THE REQUEST OF JUDY CORNELIUS, SECONDED BY TRISH KING. MOTION CARRIED UNANIMOUSLY.

B. NEW BUSINESS

C. ATTORNEY BRIEF

D. LEGISLATIVE AFFAIRS UPDATE

1. DCS - Data Collection System

Excerpt from July 31, 2002: MOTION BY TINA DANFORTH TO DIRECT LEGISLATIVE AFFAIRS AND JIM TENUTA OFFICE TO BRING BACK A WRITTEN STRATEGY REGARDING THE DCS ISSUE, BACK IN TWO WEEKS, SECONDED BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.

Response due August 14, 2002

MOTION BY BRIAN DOXTATOR TO TABLE THIS ITEM, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.

Strategic Tribal Leaders Meeting - Hawaii

MOTION BY PAUL NINHAM TO APPROVE TRAVEL FOR THE CHAIR OR VICE CHAIR'S PARTICIPATION IN THE STRATEGIC TRIBAL LEADERS MEETING ON

AUGUST 27, 2002, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.

Hobart Town Meeting - Land Fill

MOTION BY BRIAN DOXTATOR TO DIRECT THE GENERAL MANAGER TO HAVE REPRESENTATION AT THE HOBART TOWN COUNCIL MEETING OF AUGUST 20, 2002, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

MOTION BY PAUL NINHAM TO ACCEPT THE LEGISLATIVE UPDATE, SECONDED BY BRIAN DOXTATOR. 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)**

XV. RECESS/ADJOURN

MOTION BY BRIAN DOXTATOR TO ADJOURN, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

MINUTES APPROVED AS CORRECTED ON August 21, 2002 .

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