

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

JANUARY 2, 2003

BUSINESS COMMITTEE CONFERENCE ROOM

PRESENT: Tina Danforth - Chair, Kathy Hughes - Vice Chair, Julie Barton - Secretary, Mercie Danforth - Treasurer, Paul Ninham, Brian Doxtator, Vince DelaRosa and Curtis Danforth - Council Members

EXCUSED: Trish King - Council Members

OTHERS PRESENT: Jeanette Archiquette, Tom Nelson, Karen Cornelius, Kitty Melchert, Racquel Hill, Dave Rynennson, Dottie Krull, Mike Finn, Karen Katch, Wanda Diemel, Eleanora Cornelius, Scott Wilson and Susan White.

OPENING: Paul Ninham

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

II. OATH OF OFFICE - Administered by Brian Doxtator

Oneida Airport Hotel Corporation Board of Directors

David Bischoff - NOT PRESENT

Oneida Housing Authority Board

Jeanette Archiquette-PRESENT

III. APPROVAL OF AGENDA

A. ADDITIONS:

TO NEW BUSINESS, REQUESTS:

- 3 Brian Doxtator RE: Business Committee Listening Session
of February 9, 2003
4. Janice Hirth RE: ONCOA Special Run-Off Election
Costs

TO NEW BUSINESS, TRAVEL REQUESTS:

- 3 Brian Doxtator RE: NIGA PR Strategy Meeting,
Washington, D.C. - January 8-9, 2003

B. DELETIONS:

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

IV. MINUTES TO BE APPROVED:

Regular Business Committee Meeting Minutes of December 18, 2002

MOTION BY PAUL NINHAM TO APPROVE THE DECEMBER 18, 2002 MINUTES, SECONDED BY BRIAN DOXTATOR. MOTION CARRIED UNANIMOUSLY.

V. TABLED BUSINESS:

Paul Ninham RE: Joint Business Committee/Gaming
Commission Meeting Minutes of December
12, 2002

Excerpt from December 18, 2003: MOTION BY KATHY HUGHES TO TABLE THIS ITEM UNTIL A CORRECTED COPY IS SUBMITTED, SECONDED BY MERCIÉ DANFORTH. MOTION CARRIED UNANIMOUSLY.

Response due January 2, 2003

MOTION BY PAUL NINHAM TO TAKE THIS ITEM FROM THE TABLE, SECONDED BY BRIAN DOXTATOR. MOTION CARRIED UNANIMOUSLY.

MOTION BY BRIAN DOXTATOR TO APPROVE THE DECEMBER 12, 2002 MINUTES AND FORWARD THESE MINUTES TO THE GAMING COMMISSION FOR CONSIDERATION, SECONDED BY MERCIE DANFORTH. MOTION CARRIED UNANIMOUSLY.

VI. REPORTS

A. ONEIDA LAND COMMISSION: 1st Wednesday of the Month - Jeff Mears

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

K. TRAVEL REPORTS

1 Paul Ninham RE: Regional Tribal Operations Committee Meeting, Chicago, ILL - December 4, 2002

MOTION BY BRIAN DOXTATOR TO APPROVE THE TRAVEL REPORT AND APPROVE A BLANKET TRAVEL FOR PAUL NINHAM TO ATTEND REGIONAL TRIBAL OPERATIONS COMMITTEE MEETINGS, SECONDED BY MERCIE DANFORTH. MOTION CARRIED UNANIMOUSLY.

L. FOLLOW UP REPORTS/BC DIRECTIVES FROM PREVIOUS MEETINGS

1 Carl Artman (Paul Ninham) RE: Trustee to the Fox River/ Green Bay NRDA Resolution and Statement of Effect

Excerpt from December 18, 2002: MOTION BY BRIAN DOXTATOR TO DEFER THIS ITEM TO THE LAW OFFICE FOR A STATEMENT OF EFFECT, WITH CORRECTIONS TO GRAMMAR AND NAMES, BACK TO THE JANUARY 2, 2003 BUSINESS COMMITTEE MEETING, SECONDED BY MERCIE DANFORTH. MOTION CARRIED UNANIMOUSLY.

Response due January 2, 2003

Response Submitted

MOTION BY PAUL NINHAM TO ADOPT RESOLUTION 1-02-03-A FOR NATIONAL RESOURCE DAMAGE ASSESSMENT (NRDA) TRUSTEE REPRESENTATIVE APPOINTMENTS OF JENNIFER HILL- KELLY, ENVIRONMENTAL QUALITY DEPARTMENT DIRECTOR AND THOMAS A. NELSON, ENVIRONMENTAL SPECIALIST MULTI-MEDIA , SECONDED BY BRIAN DOXTATOR. MOTION CARRIED UNANIMOUSLY.

MOTION BY BRIAN DOXTATOR TO APPROVE THE TRAVEL FOR PAUL NINHAM AND/OR TINA DANFORTH TO THE JANUARY 31, 2003 NRDA MEETING, SECONDED BY KATHY HUGHES. MOTION CARRIED UNANIMOUSLY.

2. Carl Artman (Gaming Commission) RE: NIGC MICS

Excerpt from December 18, 2002: MOTION BY BRIAN DOXTATOR TO DEFER THE GAMING COMMISSION REQUEST REGARDING THE MINIMUM INTERNAL CONTROL STANDARDS TO THE JANUARY 2, 2003 BUSINESS COMMITTEE MEETING WITH THE LAW OFFICE BRINGING BACK RECOMMENDATIONS REGARDING THIS ITEM, SECONDED BY PAUL NINHAM. FOR: TRISH KING, KATHY HUGHES, MERCIE DANFORTH, CURTIS DANFORTH, JULIE BARTON. VINCE DELAROSA OPPOSED. MOTION CARRIED.

Response due January 2, 2003

Response Submitted

MOTION BY KATHY HUGHES TO APPROVE A THIRTY DAY EXTENSION FOR THE LAW OFFICE, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

VII. NEW BUSINESS

A. RESOLUTIONS

Mike Finn

RE: Purcy Powless Court Construction
Contract #CTF55T43346 and Resolution

MOTION BY BRIAN DOXTATOR TO ADOPT RESOLUTION 1-02-03-B FOR THE PURCY POWLESS COURT CONSTRUCTION CONTRACT #CTF5543346, WITH CORRECTION TO THE SPELLING OF THE CHAIR'S FIRST NAME, SECONDED BY MERCIE DANFORTH. MOTION CARRIED UNANIMOUSLY.

2. Frieda Clary

RE: Department of Health and Human Services/Substance Abuse and Mental Health Services Administration/Youth Offender Reentry Program

MOTION BY PAUL NINHAM TO ADOPT RESOLUTION 1-02-03-C, FOR \$500,000.00 ANNUALLY FOR FOUR YEARS FOR THE YOUTH OFFENDER RE-ENTRY PROGRAM GRANT FROM THE DEPARTMENT OF HEALTH AND HUMAN SERVICES SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ADMINISTRATION, SECONDED BY BRIAN DOXTATOR. MOTION CARRIED UNANIMOUSLY.

B. REQUESTS

Julie Barton

RE: Oneida Nation Veterans Affairs Committee Recommendations

MOTION BY KATHY HUGHES TO APPROVE THE APPOINTMENT OF CHESTER SMITH AND TIMOTHY NINHAM TO THE ONEIDA NATION VETERANS AFFAIRS COMMITTEE, SECONDED BY CURTIS DANFORTH. MOTION CARRIED UNANIMOUSLY.

2. Brian Doxtator

RE: Approval of Linda Torres as Chairperson of the Oneida Housing Authority Board

MOTION BY PAUL NINHAM TO APPROVE THE APPOINTMENT OF LINDA TORRES AS CHAIRPERSON OF THE ONEIDA HOUSING AUTHORITY BOARD, SECONDED BY KATHY HUGHES. MOTION CARRIED UNANIMOUSLY.

Vince DelaRosa arrived at 9:35 a.m.

3. Brian Doxtator

RE: Business Committee Listening Session of February 9, 2003

MOTION BY PAUL NINHAM TO ACCEPT AS FYI, SECONDED BY KATHY HUGHES. MOTION CARRIED UNANIMOUSLY.

4 Janice Hirth

RE: ONCOA Special Run-Off Election
Costs

MOTION BY BRIAN DOXTATOR TO ACCEPT AS FYI, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

MOTION BY KATHY HUGHES TO DIRECT THE SECRETARY TO WORK WITH THE ASSISTANT GENERAL MANAGER TO COME UP WITH A MORE COMPREHENSIVE FIGURE, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

For the record, provide list of separate cost of both polling sites.

C. TRAVEL REQUESTS

Kathy Hughes

RE: 2003 Governor's Conference on
Tourism, Wisconsin Dells, WI - March 16-
18, 2003

MOTION BY BRIAN DOXTATOR TO APPROVE THE TRAVEL REQUEST, SECONDED BY PAUL NINHAM. FOR: VINCE DELAROSA, MERCIE DANFORTH, CURTIS DANFORTH, JULIE BARTON. KATHY HUGHES ABSTAINED. MOTION CARRIED.

MOTION BY KATHY HUGHES TO APPROVE THE ASSISTANT GENERAL MANAGER TO ATTEND, SECONDED BY MERCIE DANFORTH. BRIAN DOXTATOR OPPOSED. MOTION CARRIED.

For the record, Brian Doxtator opposed due to the Communication Department, which falls under the supervision of the Assistant General Manager, is also attending this event.

2 Vince DelaRosa

RE: 2003 Governor's Conference on
Economic Development, Madison, WI -
February 12-14, 2003

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

3. Brian Doxtator

RE: NIGA PR Strategy Meeting,
Washington, D.C. - January 8-9, 2003

MOTION BY VINCE DELAROSA TO APPROVE TRAVEL FOR THE CHAIR/VICE CHAIR OR ANY DESIGNEE THAT THEY CHOOSE AND A PERSON FROM GAMING MANAGEMENT, SECONDED BY PAUL NINHAM. PAUL NINHAM OPPOSED. MOTION CARRIED.

For the Record, Paul Ninham felt that Communication Department should have been included.

MOTION BY BRIAN DOXTATOR TO AMEND THE MOTION THAT THE CHAIR/VICE CHAIR WORK WITH THE TREASURER TO IDENTIFY FUNDS UP TO \$10,000.00 FOR THIS NIGA PR STRATEGY, SECONDED BY KATHY HUGHES. FOR: MERCIE DANFORTH, CURTIS DANFORTH, JULIE BARTON. PAUL NINHAM, VINCE DELAROSA OPPOSED. MOTION CARRIED.

D. VACATION REQUESTS

VIII. FINANCE COMMITTEE

Regular Finance Committee Meeting Minutes of December 16, 2002

MOTION BY KATHY HUGHES TO APPROVE THE MINUTES OF DECEMBER 16, 2002 AND SUPPORT THE ACTIONS, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

IX. LEGISLATIVE OPERATING COMMITTEE

1. FOR APPROVAL: Legislative Operating Committee Meeting Minutes of:

September 23, 2002,	October 07, 2002
October 18, 2002,	October 28, 2002
November 04, 2002,	November 21, 2002
November 25, 2002	December 02, 2002
December 09, 2002	December 16, 2002

MOTION BY KATHY HUGHES TO APPROVE THE MINUTES FROM SEPTEMBER 23, 2002 THROUGH DECEMBER 16, 2002 WITH A REPORT OUT ON THE ACTIVE FILE LIST (SUBMITTED) , SECONDED BY MERCIE DANFORTH. MOTION CARRIED UNANIMOUSLY.

2 FOR APPROVAL

Land Commission By-laws

MOTION BY BRIAN DOXTATOR TO DEFER THIS ITEM FOR ONE WEEK FOR RECOMMENDED CHANGES WITH A STRIKE OUT VERSION BROUGHT BACK, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

3 FOR APPROVAL

Authorization to Sign-Off on Burial Fund Payments
(Amended) Resolution and Statement of Effect.

MOTION BY KATHY HUGHES TO ADOPT RESOLUTION 1-02-03-D FOR SIGN-OFF ON BURIAL FUND PAYMENTS, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

MOTION BY PAUL NINHAM TO HAVE THE LOC ACTIVE FILE LIST PUT ON THE BUSINESS COMMITTEE PLANNING\CAUCUS MEETING, AND TO ACCEPT THE ACTIVE FILE LIST AS FYI, SECONDED BY BRIAN DOXTATOR. MOTION CARRIED UNANIMOUSLY.

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

Excerpt from December 18, 2002: MOTION BY JULIE BARTON TO ACCEPT THE REPORT AND FORWARD ALL ADDITIONAL COMMENTS TO THE GAMING GENERAL MANAGER AND THAT HE REPORT ON THEM AT THE NEXT MONTHLY GAMING GENERAL MANAGER REPORT, SECONDED BY CURTIS DANFORTH. MOTION CARRIED UNANIMOUSLY.

Response due January 2, 2003

MOTION BY KATHY HUGHES TO ACCEPT THE GAMING GENERAL MANAGER REPORT, SECONDED BY CURTIS DANFORTH. MOTION CARRIED UNANIMOUSLY.

MOTION BY MERCIE DANFORTH TO TAKE THE GAMING GENERAL MANAGER REPORT FROM THE BUSINESS COMMITTEE AGENDA AND PLACE IT ON THE JOINT GENERAL MANAGER MEETING, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

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

ONEIDA BUSINESS COMMITTEE PLANNING

Regular Business Committee Planning/Caucus meeting minutes of November 12, 2002 and December 10, 2002

MOTION BY BRIAN DOXTATOR TO APPROVE THE NOVEMBER 12, 2002 MINUTES AND RECOMMENDED ITEMS, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

MOTION BY BRIAN DOXTATOR TO TABLE THE DECEMBER 10, 2002 MINUTES FOR ONE WEEK, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

MOTION BY BRIAN DOXTATOR TO RECESS FOR TEN MINUTES, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

EXECUTIVE SESSION

A. TABLED BUSINESS

Roll call: BRIAN DOXTATOR, JULIE BARTON EXCUSED, TRISH KING ON VACATION

B. OLD BUSINESS

Janice Hirth (Dale P. Wheelock)

RE: Consulting Contract for Housing Opportunities for Oneida Tribal Members

Excerpt from October 23, 2002: MOTION BY BRIAN DOXTATOR TO DEFER THIS ITEM TO THE ASSISTANT GENERAL MANAGER FOR ORGANIZATIONAL CONSIDERATION WITH A FOLLOW UP REPORT REGARDING THIS CONTRACT AND UPDATE REGARDING HOUSING TASK FORCE, BACK IN 30 DAYS, SECONDED BY CURTIS DANFORTH. FOR: TRISH KING, PAUL NINHAM, MERCIE DANFORTH, JULIE BARTON. VINCE DELAROSA OPPOSED. MOTION CARRIED.

Excerpt from December 11, 2002: MOTION BY CURTIS DANFORTH TO DEFER THIS ITEM TO JANUARY 2, 2003, SECONDED BY BRIAN DOXTATOR. MOTION CARRIED UNANIMOUSLY.

Response due January 2, 2003

Response Submitted

MOTION BY KATHY HUGHES TO ACCEPT THE REPORT WITH THE UNDERSTANDING THAT THIS IS FOR PRIORITY CONSIDERATION BY THE BUSINESS COMMITTEE IN THE FY2004 TO PROVIDE SERVICES TO THE MEMBERSHIP OFF THE RESERVATION, SECONDED BY PAUL NINHAM. FOR: MERCIE DANFORTH, CURTIS DANFORTH. VINCE DELAROSA OPPOSED. MOTION CARRIED.

2. Mercie Danforth/Carl Artman

RE: 2nd Amendment to Special Counsel Agreement - Henry Buffalo

Excerpt from December 18, 2002: MOTION BY BRIAN DOXTATOR TO DIRECT THE TREASURER AND CHIEF COUNSEL TO WORK WITH THE ONEIDA GAMING COMMISSION CHAIR TO BRING BACK FINAL RECOMMENDATIONS ON THE HENRY BUFFALO CONTRACT AT THE JANUARY 2, 2003 BUSINESS COMMITTEE MEETING, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.

Response due January 2, 2003

Response Submitted

MOTION BY KATHY HUGHES TO APPROVE THE 2ND AMENDMENT TO THE SPECIAL COUNSEL AGREEMENT FOR ATTORNEY HENRY BUFFALO, SECONDED BY MERCIE DANFORTH. MOTION CARRIED UNANIMOUSLY.

3. Kathy Hughes

RE: Oneida Enterprise Development Authority Update on Airadigm

Excerpt from November 6, 2002: MOTION BY PAUL NINHAM TO APPROVE THE ONEIDA ENTERPRISE DEVELOPMENT AUTHORITY UPDATE AND DEFER TO OLD BUSINESS FOR FOLLOW-UP, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.

MOTION BY PAUL NINHAM TO ACCEPT THE VERBAL UPDATE BY BOB CHRISTJOHN, SECONDED BY CURTIS DANFORTH. MOTION CARRIED UNANIMOUSLY.

MOTION BY KATHY HUGHES TO REQUEST A WRITTEN REPORT FROM BOB CHRISTJOHN REGARDING AIRADIGM BY MONDAY, JANUARY 6, 2003, SECONDED BY MERCIE DANFORTH. MOTION CARRIED UNANIMOUSLY.

C. NEW BUSINESS

1 Kathy Hughes RE: Seven Generations Update

MOTION BY KATHY HUGHES TO ACCEPT THE VERBAL UPDATE, SECONDED BY MERCIE DANFORTH. MOTION CARRIED UNANIMOUSLY.

2 Vince DelaRosa RE: Alternative Social Security Plan

MOTION BY PAUL NINHAM THAT THE BUSINESS COMMITTEE HAVE A FOLLOWING UP MEETING ON JANUARY 7, 2003 AT 10:30 A.M., SECONDED BY CURTIS DANFORTH. MOTION CARRIED UNANIMOUSLY.

3 Tina Danforth RE: Review and Discuss Ho-Chunk Investment Proposition

MOTION BY KATHY HUGHES TO DIRECT THE CHAIR TO SEND LETTER EXPRESSING OUR LACK OF INTEREST AT THIS TIME, SECONDED BY MERCIE DANFORTH. MOTION CARRIED UNANIMOUSLY.

D. ATTORNEY BRIEF

Termination of Kerry Marsh Contract

MOTION BY KATHY HUGHES TO DIRECT BILL GOLLNICK TO TERMINATE THE CONTRACT OF KERRY MARSH, WITH THE LAW OFFICE DRAFTING A LETTER TO THAT AFFECT, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

2 IRS Title 31 Access to Information

MOTION BY KATHY HUGHES TO DIRECT THE LAW OFFICE TO DRAFT A LETTER FILING A FORMAL COMPLAINT WITH THE IRS REGIONAL DIRECTOR, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY

MOTION BY KATHY HUGHES TO APPROVE RECOMMENDATIONS 2 AND 3 FROM THE DECEMBER 31, 2002 LAW OFFICE MEMO REGARDING IRS TITLE 31ACCESS TO INFORMATION: TO PROVIDE ACCESS TO THE IRS SPECIALIST PROVIDED THE INFORMATION IS RETURNED ON A DAILY BASIS, THAT THERE IS AN AFFIDAVIT REQUIRED THAT THEY ARE RETURNING THE INFORMATION; AND THAT AN ONEIDA COMPUTER SPECIALIST BE IN THE ROOM THE ENTIRE TIME THEY'RE REVIEWING THE INFORMATION,

SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

3. Health Center Bond

MOTION BY KATHY HUGHES TO HAVE THE CHAIR AUTHORIZE THE SIGNATURES FOR THE SECRETARY AND TREASURER FOR THE HEALTH CENTER BOND, SECONDED BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.

E. LEGISLATIVE AFFAIRS UPDATE

MOTION BY KATHY HUGHES TO APPROVE A ONE WEEK DEFERRAL, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

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

G. AUDIT COMMITTEE

H. LAND CLAIMS/NEW YORK PROJECT UPDATES (3:00 P.M. WEEKLY)

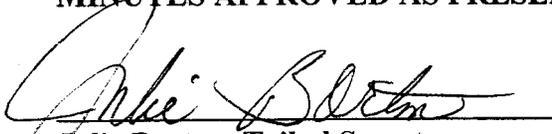
MOTION BY PAUL NINHAM TO ACCEPT THE VERBAL REPORT, SECONDED BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.

I. GAMING COMPACT NEGOTIATION UPDATES

XV. RECESS/ADJOURN

MOTION BY KATHY HUGHES TO ADJOURN, SECONDED BY CURTIS DANFORTH. MOTION CARRIED UNANIMOUSLY.

MINUTES APPROVED AS PRESENTED ON January 8, 2003.


Julie Barton, Tribal Secretary
ONEIDA BUSINESS COMMITTEE