



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.

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### ONEIDA BUSINESS COMMITTEE REGULAR MEETING OCTOBER 29, 2003 BUSINESS COMMITTEE CONFERENCE ROOM

**PRESENT:** Kathy Hughes - Vice Chair, Julie Barton - Secretary, Mercie Danforth - Treasurer, Brian Doxtator, Trish King, Vince DelaRosa and Curtis Danforth - Council Members

**EXCUSED:** Tina Danforth - Chair and Paul Ninham - Council Member

**OTHERS PRESENT:** Brad Graham, Mary Greendeer, Pearl McLester, Kitty Melchert, Karen Cornelius, Gina Powless-Buenrostro, Arlie Doxtator and Barb Dickson.

**OPENING:** Brian Doxtator

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

**II. OATH OF OFFICE - Administered by Trish King**

**Oneida Land Commission**

Deborah J. Thundercloud-NOT PRESENT

**Oneida Pow Wow Committee**

Lynn Summers-NOT PRESENT

**Oneida Nation Commission on Aging**

Mary Edna Greendeer-PRESENT

**III. APPROVAL OF AGENDA**

**A. ADDITIONS:**

**TO TRAVEL REPORTS:**

2. Kathy Hughes RE: Tribal Advisory Board Mtg. MN

**TO EXECUTIVE SESSION NEW BUSINESS:**

4. Mercie Danforth RE: An-Ser Services Contract  
5. Mercie Danforth RE: Roya Azadi MD Contract

**B. DELETIONS:**

**MOTION BY BRIAN DOXTATOR TO APPROVE THE AGENDA, SECONDED BY CURTIS DANFORTH. MOTION CARRIED UNANIMOUSLY.**

**IV. MINUTES TO BE APPROVED:**

Regular Business Committee Meeting Minutes of October 22, 2003

**MOTION BY BRIAN DOXTATOR TO APPROVE THE OCTOBER 22, 2003 MINUTES, SECONDED BY CURTIS DANFORTH. MOTION CARRIED UNANIMOUSLY.**

**V. TABLED BUSINESS:**

LOC RE: Oneida Gaming Commission SOP's

**Excerpt from October 8, 2003: MOTION BY JULIE BARTON TO TABLE THIS ITEM FOR ONE WEEK, SECONDED BY MERCIE DANFORTH. MOTION CARRIED UNANIMOUSLY.**

**Excerpt from October 15, 2003: Remains on the table for two weeks**

**Response due October 29, 2003**

**MOTION BY BRIAN DOXTATOR TO TAKE THIS ITEM FROM THE TABLE, SECONDED BY CURTIS DANFORTH. MOTION CARRIED UNANIMOUSLY.**

**MOTION BY BRIAN DOXTATOR TO SUPPORT THE LOC REQUEST TO DENY THE ONEIDA GAMING COMMISSION'S AMENDMENTS TO THEIR STANDARD OPERATING PROCEDURES, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.**

2. **ONCOA - (QUARTERLY: JAN/APR/JULY/OCT) 4th Wednesday of the Month - Dellora Cornelius**

**Excerpt from October 22, 2003: MOTION BY BRIAN DOXTATOR TO TABLE, SECONDED BY TRISH KING. MOTION CARRIED UNANIMOUSLY.**

**Response due October 29, 2003**

**Report Submitted**

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

**MOTION BY BRIAN DOXTATOR TO APPROVE THE ONCOA QUARTERLY REPORT, SECONDED BY TRISH KING. MOTION CARRIED UNANIMOUSLY.**

## **VI. REPORTS**

### **J. TRAVEL REPORTS**

1. Kathy Hughes/Tana Archiquette RE: National Indian Health Board Meeting, St. Paul, MN - September 29- October 2, 2003

**MOTION BY CURTIS DANFORTH TO APPROVE THE TRAVEL REPORT, SECONDED BY BRIAN DOXTATOR. MOTION CARRIED UNANIMOUSLY.**

2. Kathy Hughes RE: Tribal Advisory Board Mtg. MN

**MOTION BY BRIAN DOXTATOR TO APPROVE THE TRAVEL REPORT, SECONDED BY TRISH KING. MOTION CARRIED UNANIMOUSLY.**

### **K. FOLLOW UP REPORTS/BC DIRECTIVES FROM PREVIOUS MEETINGS**

1. Carl Artman RE: Utility Easement

**Excerpt from October 22, 2003: MOTION BY BRIAN DOXTATOR TO DEFER THIS ITEM TO CHIEF COUNSEL WITH AN UPDATE BACK IN ONE WEEK, SECONDED BY MERCIE DANFORTH. MOTION CARRIED UNANIMOUSLY.**

**Response due October 29, 2003**

**MOTION BY BRIAN DOXTATOR TO ACCEPT THE OCTOBER 28, 2003 MEMO FROM ATTORNEY PYATSKOWIT AS FYI, SECONDED BY CURTIS DANFORTH. MOTION CARRIED UNANIMOUSLY.**

**VII. NEW BUSINESS**

**A. RESOLUTIONS**

**B. REQUESTS**

1 Julie Barton

RE: November 26<sup>th</sup> and December 24, 2003  
Business Committee Meetings

**MOTION BY BRIAN DOXTATOR TO RESCHEDULE THE NOVEMBER 26<sup>TH</sup> BUSINESS COMMITTEE MEETING TO NOVEMBER 25<sup>TH</sup> AND APPROVE THE CANCELLATION OF THE DECEMBER 24<sup>TH</sup> BUSINESS COMMITTEE, SECONDED BY TRISH KING. MERCIE DANFORTH, CURTIS DANFORTH OPPOSED. JULIE BARTON ABSTAINED. KATHY HUGHES VOTED IN FAVOR OF THE MOTION. MOTION CARRIED.**

**C. TRAVEL REQUESTS**

1. Carl Artman

RE: Indian Land and the Law, San Diego,  
CA - December 4-5, 2003

**MOTION BY JULIE BARTON TO APPROVE TRAVEL TO THE INDIAN LAND AND LAW CONFERENCE OF DECEMBER 4-5, 2003, SECONDED BY TRISH KING. MOTION CARRIED UNANIMOUSLY.**

**D. VACATION REQUESTS**

## **VIII. FINANCE COMMITTEE**

Regular Finance Committee Meeting Minutes of October 10, 2003

**MOTION BY CURTIS DANFORTH TO APPROVE THE OCTOBER 10, 2003 MINUTES AND ACTIONS, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.**

## **IX. LEGISLATIVE OPERATING COMMITTEE**

### **X. LEGISLATIVE AFFAIRS UPDATE**

**TREASURERS REPORT- 4th Wednesday of the Month - Mercie Danforth**

**ONEIDA BUSINESS COMMITTEE PLANNING/CAUCUS**

Vince DelaRosa present

### **XIII. EXECUTIVE SESSION**

#### **A. TABLED BUSINESS**

#### **B. OLD BUSINESS**

1. Mercie Danforth/Bruce King/Janice Hirth RE: Development of the Venture Fund Process

**Excerpt from August 27, 2003: MOTION BY JULIE BARTON TO REFER THE VENTURE FUND PROCESS DEVELOPMENT TO THE TREASURER'S OFFICE FOR COORDINATION WITH THE CFO AND THE ASSISTANT GENERAL MANAGER IN BRINGING A PROCESS BACK TO THE BUSINESS COMMITTEE IN THIRTY DAYS, SECONDED BY MERCIE DANFORTH. MOTION CARRIED UNANIMOUSLY.**

**Excerpt from October 8, 2003: MOTION BY JULIE BARTON TO DEFER THIS ITEM FOR ONE WEEK, SECONDED BY TRISH KING. MOTION CARRIED UNANIMOUSLY.**

**Excerpt from October 15, 2003: MOTION BY KATHY HUGHES TO DEFER THIS**

**ITEM FOR TWO WEEKS, SECONDED BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.**

**Response due October 29, 2003**

**MOTION BY BRIAN DOXTATOR TO TABLE THIS ITEM FOR ONE WEEK FOR FURTHER INPUT FROM THE LAW OFFICE, SECONDED BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.**

2. Mercie Danforth

RE: History of Venture Fund  
Recommendations to the GTC

**Excerpt from August 27, 2003: MOTION BY CURTIS DANFORTH TO DIRECT THE TREASURER TO REVIEW THE HISTORY BEHIND THE VENTURE FUND RECOMMENDATIONS TO THE GTC TO COME FORWARD WITH OUR NEXT STEPS IN THIRTY DAYS, SECONDED BY TRISH KING. MOTION CARRIED UNANIMOUSLY.**

**Excerpt from October 8, 2003: MOTION BY JULIE BARTON TO DEFER THIS ITEM FOR ONE WEEK, SECONDED BY TRISH KING. MOTION CARRIED UNANIMOUSLY.**

**Excerpt from October 15, 2003: MOTION BY KATHY HUGHES TO DEFER THIS ITEM FOR TWO WEEKS, SECONDED BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.**

**Response due October 29, 2003**

**MOTION BY BRIAN DOXTATOR THAT THE VENTURE FUND PROCESS WILL BE PROVIDED IN THE TREASURER'S REPORT IN THE JANUARY ANNUAL GTC MEETING, SECONDED BY CURTIS DANFORTH. MOTION CARRIED UNANIMOUSLY.**

3. Tina Danforth/Vince DelaRosa/Trish King

RE: O.N.E. Building Update

**Excerpt from September 24, 2003: MOTION BY BRIAN DOXTATOR TO DIRECT THE CHAIR, VINCE DELAROSA AND TRISH KING TO MEET WITH SEVEN GEN'S BOARD IN REGARD TO THE O.N.E. BUILDING AND BRING BACK AN UPDATED REPORT TO THE BUSINESS COMMITTEE IN TWO WEEKS, SECONDED BY TRISH KING. MOTION CARRIED UNANIMOUSLY.**

**Excerpt from October 8, 2003: MOTION BY JULIE BARTON TO ACCEPT THE**

**UPDATE AND DEFER THIS ITEM FOR TWO WEEKS FOR JOINT RECOMMENDATIONS, SECONDED BY MERCIE DANFORTH. MOTION CARRIED UNANIMOUSLY.**

**Excerpt from October 22, 2003: MOTION BY JULIE BARTON TO ACCEPT TRISH KING'S CLARIFICATION OF THE OCTOBER 8, 2003 MOTION THAT MEANT TO DEFER FOR TWO WEEKS FOR RECOMMENDATIONS FROM THE O.N.E. BOARD AND SEVEN GEN'S BOARD, AND TO DEFER THIS ITEM FOR ONE WEEK, SECONDED BY TRISH KING. MOTION CARRIED UNANIMOUSLY.**

**Response due October 29, 2003**

**MOTION BY JULIE BARTON TO DEFER THIS ITEM FOR ONE WEEK, SECONDED BY MERCIE DANFORTH. MOTION CARRIED UNANIMOUSLY.**

**C. NEW BUSINESS**

1 Bruce King RE: Refinancing of Bank of America Loan

**MOTION BY JULIE BARTON TO ACCEPT THE CONCEPT OF THE INITIAL TERMS AS PRESENTED, SECONDED BY BRIAN DOXTATOR. MOTION CARRIED UNANIMOUSLY.**

2 Mercie Danforth RE: David G. Prestby Contract

3. Mercie Danforth RE: Medical Transcription Services, Inc. Contract

4. Mercie Danforth RE: An-Ser Services Contract

5. Mercie Danforth RE: Roya Azadi MD Contract

**MOTION BY BRIAN DOXTATOR TO APPROVE THE CONTRACTS FOR: DAVID G. PRESTBY, MEDICAL TRANSCRIPTION SERVICES, INC, AN-SER SERVICES AND ROYA AZADI, MD, SECONDED BY MERCIE DANFORTH. MOTION CARRIED UNANIMOUSLY.**

**D. ATTORNEY BRIEF**

Hobart/Lawrence state planning grant letter of support

**MOTION BY JULIE BARTON TO APPROVE A SUPPORT LETTER WITH LANGUAGE THAT INCORPORATES WAIVERS OF COMMITMENTS FROM THE TRIBE TO ANY COMPREHENSIVE PLAN THE TOWNSHIPS MAY DEVELOP,**

**SECONDED BY VINCE DELAROSA. FOR: BRIAN DOXTATOR, MERCIE DANFORTH. CURTIS DANFORTH OPPOSED. MOTION CARRIED.**

**MOTION BY BRIAN DOXTATOR TO AMEND THE MOTION TO DIRECT CHIEF COUNSEL TO COORDINATE EFFORTS WITH THE ASSISTANT GENERAL MANAGER TO BRING BACK THE DRAFT LETTER BY OCTOBER 31<sup>ST</sup> FOR THE CHAIR'S SIGNATURE, SECONDED BY JULIE BARTON. FOR: VINCE DELROSA, MERCIE DANFORTH. CURTIS DANFORTH OPPOSED. MOTION CARRIED.**

**For the Record, Curtis Danforth opposed because he couldn't support a letter of support to Hobart and Lawrence when it would conflict with our overall comprehensive plan.**

2. United States v Lara amicus brief

**MOTION BY BRIAN DOXTATOR TO APPROVE THE RECOMMENDATION TO CONTINUALLY SUPPORT THE AMICUS BRIEF OF THE UNITED STATES V LARA, AND TO PLEDGE \$10,000.00 TO THE TRIBAL SUPREME COURT PROJECT (TSCP), SECONDED BY MERCIE DANFORTH. MOTION CARRIED UNANIMOUSLY.**

3. Becky Webster and Land Management Office
4. Hobart v Danforth
5. Panzer and Dairyland Reply Briefs

**MOTION BY BRIAN DOXTATOR TO ACCEPT AS FYI, SECONDED BY CURTIS DANFORTH. MOTION CARRIED UNANIMOUSLY.**

**MOTION BY BRIAN DOXTATOR TO ACCEPT THE OCTOBER 28, 2003 ATTORNEY BRIEF, SECONDED BY CURTIS DANFORTH. MOTION CARRIED UNANIMOUSLY.**

- E. LEGISLATIVE AFFAIRS UPDATE**
- F. AUDIT COMMITTEE**
- G. LAND CLAIMS/NEW YORK PROJECT UPDATES (3:00 P.M. WEEKLY)**

**XV. RECESS/ADJOURN**

**MOTION BY MERCIE DANFORTH TO ADJOURN, SECONDED BY CURTIS DANFORTH. MOTION CARRIED UNANIMOUSLY.**

**MINUTES APPROVED AS CORRECTED ON November 5, 2003 .**

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