

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 MARCH 3, 2004 BUSINESS COMMITTEE CONFERENCE ROOM

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

EXCUSED: Tina Danforth - Chair and Curtis Danforth - Council Member

OTHERS PRESENT: Bradley Graham, Judy Cornelius, Dellora Cornelius, Pearl McLester, Kitty Melchert, Gary G. Metoxen, Bill VerVoort, Racquel Hill, Peril Huff, Erv Thompson, Henrietta Cornelius and Gina Buenrostro.

OPENING: Brian Doxtator

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

Recognition of Roberto Hill and Maria Stevens for 1000 Points by Brian Doxtator

II. OATH OF OFFICE

III. APPROVAL OF AGENDA

A. ADDITIONS:

TO TRAVEL REPORTS:

1. Tina Danforth/Curtis Danforth RE: NIGA Conference, Washington, D.C.
February 10-12, 2004

TO NEW BUSINESS, TRAVEL REQUESTS:

Carl Artman RE: Federal Indian Law Conference,
Albuquerque, NM - April 15-16, 2004

B. DELETIONS

C. MOVES

FROM EXECUTIVE SESSION, NEW BUSINESS #3 TO REQUESTS #4:

3. Julie Barton RE: Bay Bank Board of Directors request to
post

MOTION BY BRIAN DOXTATOR TO APPROVE THE AGENDA, SECONDED BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.

IV. MINUTES TO BE APPROVED:

Regular Business Committee Meeting Minutes of February 25, 2004

MOTION BY BRIAN DOXTATOR TO APPROVE THE FEBRUARY 25, 2004 MINUTES, SECONDED BY TRISH KING. FOR: VINCE DELAROSA, MERCIE DANFORTH, JULIE BARTON. PAUL NINHAM ABSTAINED. MOTION CARRIED.

V. TABLED BUSINESS:

Leyne Orosco RE: Certification of the Oneida Gaming
Commission Final Election Results

Excerpt from December 17, 2003: MOTION BY BRIAN DOXTATOR TO TABLE THIS ITEM, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

Excerpt from December 31, 2003, January 7th, 14th, 21st and 28th, February 4th, 11th, 18th,

25th and March 3rd , 2004: REMAINS ON THE TABLE

2. Special Business Committee Meeting Minutes of January 28, 2004

Excerpt from February 11, 2004: MOTION BY BRIAN DOXTATOR TO TABLE THIS ITEM FOR TWO WEEKS FOR A LEGAL OPINION OF THE BUSINESS COMMITTEE AUTHORITY TO APPROVE THEIR OWN REPORTS, SECONDED BY PAUL NINHAM. FOR: TRISH KING, VINCE DELAROSA, MERCIE DANFORTH. JULIE BARTON ABSTAINED. MOTION CARRIED.

Excerpt from February 25, 2004: REMAINS ON THE TABLE

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

MOTION BY BRIAN DOXTATOR TO TABLE THIS ITEM FOR ONE WEEK, SECONDED BY PAUL NINHAM. FOR: TRISH KING, VINCE DELAROSA, MERCIE DANFORTH. JULIE BARTON ABSTAINED. MOTION CARRIED.

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

MOTION BY BRIAN DOXTATOR TO APPROVE THE SPECIAL MEETING MINUTES OF JANUARY 28, 2004 AND CORRECT PAGE 25 OF 180 IN THE 2004 ANNUAL BOOK, LINE TEN AND ELEVEN TO READ "IT'S FACTUALLY AND MATERIALLY INACCURATE", SECONDED BY TRISH KING. MOTION CARRIED UNANIMOUSLY.

MOTION BY TRISH KING TO ACCEPT THE ATTORNEY OPINION OF MARCH 2, 2004 WHICH STATES THAT THE ONEIDA BUSINESS COMMITTEE MAY ACCEPT ITS OWN REPORTS MADE TO THE GTC IF: 1. PROPER NOTICE HAS BEEN GIVEN TO THE GTC THAT THE REPORT WOULD BE CONSIDERED A PROPERLY CALLED AND NOTICED GTC MEETING, 2. A QUORUM WAS NOT PRESENT TO ALLOW THE GTC TO TAKE ACTION ON ANY PROPOSED AGENDA ITEMS, AND 3. THE BUSINESS COMMITTEE CONSIDERS THE AFOREMENTIONED AGENDA ITEMS, INCLUDING ITS OWN REPORT, AT A REGULARLY SCHEDULED OR NOTICED SPECIAL MEETING OF THE BUSINESS COMMITTEE. THE ACCEPTANCE OF ITS OWN REPORT WITHIN THESE CIRCUMSTANCES WILL NOT VIOLATE THE LAWS OR ETHICS OF THE TRIBE, SECONDED BY BRIAN DOXTATOR. MOTION CARRIED UNANIMOUSLY.

VI. REPORTS

J. TRAVEL REPORTS

1. Tina Danforth/Curtis Danforth RE: NIGA Conference, Washington,
D.C. - February 10-12, 2004

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

K. FOLLOW UP REPORTS/BC DIRECTIVES FROM PREVIOUS MEETINGS

- 1 Janice Hirth RE:GTC Petition to Hire more Dentists
Status Report

Excerpt from the Special Business Committee Meeting of January 28, 2004: MOTION BY JULIE BARTON TO ACCEPT THE STATUS REPORT AND REQUEST THAT THE ASSISTANT GENERAL MANAGER PROVIDE AN UPDATED REPORT, BACK IN THIRTY DAYS, TO THE BUSINESS COMMITTEE AGENDA, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

Response due March 3, 2004

MOTION BY BRIAN DOXTATOR TO DEFER THIS ITEM FOR ONE WEEK AND DIRECT THE SECRETARY TO FOLLOW-UP WITH THE PETITIONER ON WHETHER SHE'S GOING TO CONTINUE WITH THE PETITION OR DELETE, SECONDED BY MERCIE DANFORTH. MOTION CARRIED UNANIMOUSLY.

VII. NEW BUSINESS

A. RESOLUTIONS

B. REQUESTS

- 1 Julie Barton RE: Judy Cornelius, Tower Food's Board
Member request for GTC Meeting - Tower
Foods

MOTION BY VINCE DELAROSA TO DIRECT THE SECRETARY TO SCHEDULE A GTC MEETING AS SOON AS A SCHEDULE IS AVAILABLE, SECONDED BY PAUL NINHAM. FOR: TRISH KING, BRIAN DOXTATOR. MERCIE DANFORTH, JULIE BARTON ABSTAINED. MOTION CARRIED.

MOTION BY BRIAN DOXTATOR TO DIRECT THE SECRETARY TO WORK WITH THE PETITIONER ON THE GTC DATE, SECONDED BY TRISH KING. FOR: PAUL NINHAM, VINCE DELAROSA. MERCIE DANFORTH, JULIE BARTON ABSTAINED. MOTION CARRIED.

2. Julie Barton

RE: Post One (1) Vacant Position on the Oneida Land Commission

MOTION BY BRIAN DOXTATOR TO APPROVE THE POSTING OF ONE VACANT POSITION FOR THE ONEIDA LAND COMMISSION AND APPROVE PAT CORNELIUS TO CONTINUE TO SERVE UNTIL THE POSITION IS FILLED, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

3. Julie Barton

RE: Post Two (2) Vacancies on the SEOTS Board

MOTION BY BRIAN DOXTATOR TO POST THE TWO VACANCIES ON THE SEOTS BOARD FOR THE REMAINDER OF THE TERM EXPIRING FEBRUARY 20, 2005, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

4. Julie Barton

RE: Bay Bank Board of Directors request to post

MOTION BY BRIAN DOXTATOR TO DENY THE REQUEST TO EXTEND THE BAY BANK BOARD POSITIONS AND DIRECT THE SECRETARY TO POST THE THREE POSITIONS, SECONDED BY TRISH KING. MOTION CARRIED UNANIMOUSLY.

MOTION BY TRISH KING TO HAVE THE ATTORNEY ADVISE ON THE CHANGING OF THE LANGUAGE AND THE AMENDMENTS TO THE BY-LAWS, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

C. TRAVEL REQUESTS

1. Julie Barton

RE: ITMA Conference, Okmulgee, OK - April 2-3, 2004

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

2. Carl Artman

RE: Federal Indian Law Conference, Albuquerque, NM - April 15-16, 2004

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

D. VACATION REQUESTS

Tina Danforth

RE: March 18-19, 2004 and May 17-21, 2004

MOTION BY BRIAN DOXTATOR TO APPROVE THE VACATION REQUEST, SECONDED BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.

VIII. FINANCE COMMITTEE

Regular Finance Committee Meeting Minutes of February 13, 2004

MOTION BY TRISH KING TO APPROVE THE FEBRUARY 13, 2004 FINANCE COMMITTEE MINUTES, SECONDED BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.

IX. LEGISLATIVE OPERATING COMMITTEE

1 For Approval

RE: Legislative Operating Committee Meeting Minutes of February 16, 2004

MOTION BY BRIAN DOXTATOR TO APPROVE THE FEBRUARY 16, 2004 MINUTES, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

2 For Approval

RE: Public Hearing date of April 20, 2004 for Amendments to the Removal Law

MOTION BY BRIAN DOXTATOR TO APPROVE THE PUBLIC HEARING DATE OF APRIL 20, 2004, 5:00 P.M. FOR THE AMENDMENTS OF THE REMOVAL LAW, SECONDED BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.

3 For Approval

RE: Oneida Police Commission By-Laws

MOTION BY BRIAN DOXTATOR TO APPROVE THE ONEIDA POLICE COMMISSION BY-LAWS WITH THE AMENDED WORDS CHANGING CHAIR AND VICE CHAIR TO PRESIDENT AND VICE PRESIDENT, SECONDED BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.

X. LEGISLATIVE AFFAIRS UPDATE

1. Andreas for Assembly - FYI
2. Retro approval on Request for Appropriations from Senator Herb Kohl

MOTION BY PAUL NINHAM TO RETRO-APPROVE THE REQUEST FOR APPROPRIATIONS FROM SENATOR HERB KOHL IN THE AMOUNT OF \$500,000.00, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.

3. The Senate Committee on Indian Affairs - Bill 523

MOTION BY BRIAN DOXTATOR TO DIRECT THE LEGISLATIVE AFFAIRS DIRECTOR TO WORK WITH THE ASSISTANT GENERAL MANAGER IN REGARDS TO SENATE BILL 523, WITH RECOMMENDATIONS BROUGHT BACK IN ONE WEEK, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

MOTION BY BRIAN DOXTATOR TO ACCEPT THE LEGISLATIVE AFFAIRS UPDATE INCLUSIVE OF ITEM ONE AS FYI, SECONDED BY TRISH KING. MOTION CARRIED UNANIMOUSLY.

XI. TREASURERS REPORT- Mercie Danforth

ONEIDA BUSINESS COMMITTEE PLANNING/CAUCUS

MOTION BY BRIAN DOXTATOR TO RECESS FOR TEN MINUTES, SECONDED BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.

EXECUTIVE SESSION

A. TABLED BUSINESS

- 1 Carl Artman RE: Unemployment benefits for YES Advocates

Excerpt from December 3, 2003: MOTION BY BRIAN DOXTATOR TO APPROVE THE YES UNEMPLOYMENT BENEFITS INFORMATION AS FYI AND DIRECT THE ASSISTANT GENERAL MANAGER TO COOPERATE EFFORTS WITH THE LAW

OFFICE AND LEGISLATIVE AFFAIRS IN REGARDS TO A RECOMMENDATION REPORT PER THE YES UNEMPLOYMENT MEMO OF DECEMBER 1, 2003, BACK IN 30 DAYS SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.

Excerpt from January 21, 2004: MOTION BY KATHY HUGHES TO REQUEST A CLOSE-OUT REPORT BY FEBRUARY 25, 2004, WITH FINAL RECOMMENDATIONS, SECONDED BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.

Excerpt from February 25, 2004: MOTION BY BRIAN DOXTATOR TO TABLE THIS ITEM, SECONDED BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.

Response due March 3, 2004

Response Submitted

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

MOTION BY BRIAN DOXTATOR TO ACCEPT THE LEGAL OPINION REGARDING UNEMPLOYMENT BENEFITS FOR YES ADVOCATES TO PURSUE NO LEGISLATIVE FIX, SECONDED BY MERCIE DANFORTH. MOTION CARRIED UNANIMOUSLY.

2 Kathy Hughes

RE: Pomeroy Appraisals Associates
Contract

Excerpt from February 11, 2004: MOTION BY MERCIE DANFORTH TO DEFER THIS ITEM FOR TWO WEEKS FOR A REPORT BACK FROM THE LAND CLAIMS ATTORNEY FOR JUSTIFICATION OF THE CONTRACT, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

Excerpt from February 25, 2004: MOTION BY BRIAN DOXTATOR TO TABLE THIS ITEM, SECONDED BY CURTIS DANFORTH. MOTION CARRIED UNANIMOUSLY.

Response due March 3, 2004

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

MOTION BY BRIAN DOXTATOR TO DENY THE REQUEST FOR RENEWAL OF THE POMEROY APPRAISALS ASSOCIATES CONTRACT AND DEFER THIS ITEM

BACK TO THE GENERAL MANAGER WITH A FINAL CLOSE-OUT REPORT BACK IN THIRTY DAYS, SECONDED BY TRISH KING. MOTION CARRIED UNANIMOUSLY.

3. Janice Hirth

RE: Joanie Buckley Contract

Excerpt from February 25, 2004: MOTION BY MERCIE DANFORTH TO TABLE THIS ITEM, SECONDED BY CURTIS DANFORTH. MOTION CARRIED UNANIMOUSLY.

Response due March 3, 2004

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

MOTION BY MERCIE DANFORTH TO DELETE FROM THE AGENDA, SECONDED BY TRISH KING. MOTION CARRIED UNANIMOUSLY.

4. Janice Hirth

RE: Marriott Residence Inn Capitol
Development Report #6

Excerpt from February 25, 2004: MOTION BY BRIAN DOXTATOR TO TABLE THIS ITEM, SECONDED BY MERCIE DANFORTH. MOTION CARRIED UNANIMOUSLY.

Response due March 3, 2004

REMAINS ON THE TABLE

B. OLD BUSINESS

1 Brian Doxtator/Trish King

RE: Operational Design

Excerpt from January 14, 2004: MOTION BY KATHY HUGHES TO SUPPORT THE CONCEPT AND REQUEST COUNCIL MEMBERS DOXTATOR AND KING BRING BACK A NEXT STEP PLAN OF ACTION BACK IN THIRTY DAYS OR LESS, SECONDED BY MERCIE DANFORTH. MOTION CARRIED UNANIMOUSLY.

Excerpt from February 25, 2004: MOTION BY MERCIE DANFORTH TO DEFER THIS ITEM FOR ONE WEEK, SECONDED BY CURTIS DANFORTH. MOTION CARRIED UNANIMOUSLY.

Response due March 3, 2004

MOTION BY PAUL NINHAM TO DEFER THIS ITEM FOR ONE WEEK, SECONDED

BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.

2. Vince DelaRosa

RE: Indian Gaming Impact Aspect regarding
the Panzer/Gard Lawsuit Monthly Report

Excerpt from February 4, 2004: MOTION BY JULIE BARTON TO ACCEPT THE VERBAL REPORT AND ASSIGN HIS OFFICE TO COORDINATE THE INDIAN GAMING IMPACT ASPECT AS IT RELATES TO ANY UPCOMING ECONOMIC CONFERENCE. THIS WILL ALSO INCLUDE WORKING WITH RELEVANT BUSINESS PEOPLE AND STATE LEGISLATIVE PEOPLE TO ENSURE OUR ECONOMIC WORK IN THIS AREA IS AS INFLUENTIAL AS POSSIBLE, WITH A REPORT BACK TO THE BUSINESS COMMITTEE ON A MONTHLY BASIS, SECONDED BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.

Response due March 3, 2004

MOTION BY PAUL NINHAM TO ACCEPT THE VERBAL UPDATE, SECONDED BY MERCIE DANFORTH. MOTION CARRIED UNANIMOUSLY.

C. NEW BUSINESS

1. Mary Ann Kruckeberg

RE: Helga Designs, Inc. Contract

MOTION BY PAUL NINHAM TO APPROVE THE HELGA DESIGNS, INC. CONTRACT, SECONDED BY TRISH KING. MOTION CARRIED UNANIMOUSLY.

2. Vince DelaRosa

RE: Wisconsin Citizen Action Update

MOTION BY BRIAN DOXTATOR TO REFER THEIR PLAN TO LEGISLATIVE AFFAIRS FOR CONSIDERATION IN THE 2005 BUDGET PROCESS, SECONDED BY TRISH KING. MOTION CARRIED UNANIMOUSLY.

MOTION BY MERCIE DANFORTH TO DIRECT LEGISLATIVE AFFAIRS TO WORK WITH WCA ON THE TO GET OUT TO VOTE, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

MOTION BY BRIAN DOXTATOR TO APPROVE THE REPORT AS FYI, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.

3. Julie Barton RE: Bay Bank Board of Directors request to post

Moved to Requests #4

4. Kathy Hughes RE: Airadigm Update

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

5. Cheryl Skolaski RE: 64 New Enrollments/3 Relinquishments

MOTION BY PAUL NINHAM TO APPROVE THE 64 NEW ENROLLMENTS AND THE THREE RELINQUISHMENT OF ROBERT DAVID ALLOWAY, CLINT MICHAEL CORNELIUS AND WALTER JOSEPH JONES, SECONDED BY BRIAN DOXTATOR. MOTION CARRIED UNANIMOUSLY.

D. ATTORNEY BRIEF

1. Catskills gaming development program budget and pro forma - FYI
2. Request from Department of Interior regarding Cobell v. Norton litigation

MOTION BY TRISH KING TO APPROVE THE RECOMMENDATION FOR CHRIS JOHNS TO COORDINATE THE INFORMATION FROM THE DOI REGARDING ITMA AND THE COBELL CASE, SECONDED BY BRIAN DOXTATOR. MOTION CARRIED UNANIMOUSLY.

3. Letter from Chairwoman Danforth to Congressman Mark Green regarding H.R. 2824

MOTION BY BRIAN DOXTATOR TO APPROVE THE LETTER TO MARK GREEN REGARDING HR 2824 AND AUTHORIZE THE CHAIR'S SIGNATURE, SECONDED BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.

4. Contract summary for February 2004 - FYI

MOTION BY BRIAN DOXTATOR TO ACCEPT THE ATTORNEY BRIEF WITH ITEMS ONE AND FOUR AS FYI, SECONDED BY TRISH KING. MOTION CARRIED UNANIMOUSLY.

E. LEGISLATIVE AFFAIRS UPDATE

F. AUDIT COMMITTEE

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

XIV. RECESS/ADJOURN

MOTION BY PAUL NINHAM TO ADJOURN, SECONDED BY TRISH KING.
MOTION CARRIED UNANIMOUSLY.

MINUTES APPROVED AS PRESENTED ON March 24, 2004.



Julie Barton, Tribal Secretary
ONEIDA BUSINESS COMMITTEE