



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 5, 2004 BUSINESS COMMITTEE CONFERENCE ROOM

PRESENT: Tina Danforth - Chair, Julie Barton - Secretary, Paul Ninham, Vince DelaRosa, Brian Doxtator, Trish King and Curtis Danforth - Council Members

EXCUSED: Kathy Hughes - Vice Chair, Mercie Danforth - Treasurer

OTHERS PRESENT: Kitty Melchert, Bradley Graham, Jennifer Hill-Kelley, Sue Daniels, Wanda Diemel, Leyne Orosco, Dionne Jacobs, Frieda Clary, Kay Katch, Gina Buenrostro, Michael Debraska, Luann King and Racquel Hill.

OPENING: Brian Doxtator

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

Presentation of plaque from the American Indian Chamber of Commerce to the Business Committee -presented by Tina Danforth

II. OATH OF OFFICE - Administered by Curtis Danforth

Interim Oneida Child Care Parent Advisory Committee (PAC)

Jennifer Hill-Kelly -PRESENT
Jennifer Falck-NOT PRESENT

Oneida Nation Electronics Board of Directors

Jeffrey S. Rasmussen-PRESENT

David W. Bischoff (Interim Member)-NOT PRESENT

Oneida Arts Board

Kim Siebers-PRESENT

III. APPROVAL OF AGENDA

A. ADDITIONS:

TO NEW BUSINESS, RESOLUTIONS:

- | | | |
|----|------------|---|
| 2. | Trish King | RE: Oneida Airport Hotel Corporation Charter |
| 3. | Law Office | RE: Rules of Play for Four Card Poker and Poker |
| 4. | Law Office | RE: Revenue Allocation Plan for FY 2004 |

TO NEW BUSINESS, REQUESTS:

- | | | |
|----|--------------|--------------------|
| 5. | Julie Barton | RE: Bay Bank Proxy |
|----|--------------|--------------------|

TO NEW BUSINESS, TRAVEL REQUESTS:

- | | | |
|----|-------------|---|
| 5. | Carl Artman | RE: University of Haskell Board of Regents Meeting, Lawrence, KS - May 12, 2004 |
|----|-------------|---|

TO EXECUTIVE SESSION, NEW BUSINESS:

- | | | |
|----|-------------|----------------------|
| 1. | Paul Ninham | RE: Business Venture |
|----|-------------|----------------------|

B. DELETIONS:

FROM NEW BUSINESS, TRAVEL REQUESTS:

- | | | |
|----|---------------|---|
| 3. | Tina Danforth | RE: NCAI Mid-Year Conference, Uncasville, CT - June 21-23, 2004 |
|----|---------------|---|

MOTION BY BRIAN DOXTATOR TO APPROVE THE AGENDA WITH THE ADDITIONS AND DELETIONS, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

IV. MINUTES TO BE APPROVED:

Regular Business Committee Meeting Minutes of April 28, 2004

Page 4 of 12: Change brain to Brian

MOTION BY PAUL NINHAM TO APPROVE THE APRIL 28, 2004 MINUTES WITH THE NOTED CHANGES, SECONDED BY CURTIS DANFORTH. MOTION CARRIED UNANIMOUSLY.

V. TABLED BUSINESS:

1. 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, March 3rd, 10th, 17th, 24th, 31st, April 14th, 21st 28th and May 5th 2004: REMAINS ON THE TABLE

VI. REPORTS

**A. ONEIDA LAND COMMISSION: (QUARTERLY: JAN/APR/JULY/OCT)
1st Wednesday of the Month - Jeff Mears**

Excerpt from April 14, 2004: MOTION BY TRISH KING TO DEFER THIS ITEM TO MAY 5, 2004, SECONDED BY JULIE BARTON. BRIAN DOXTATOR OPPOSED. MOTION CARRIED.

Response due May 5, 2004

MOTION BY BRIAN DOXTATOR TO DEFER THIS ITEM TO THE MAY 19TH BUSINESS COMMITTEE MEETING WITH THE SECRETARY FOLLOWING UP ON THIS ITEM, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

J. TRAVEL REPORTS

K. FOLLOW UP REPORTS/BC DIRECTIVES FROM PREVIOUS MEETINGS

1. Julie Barton RE: Standard Operating Procedures for
Business Committee Meetings - Reporting
Schedule

Excerpt from April 21, 2004: MOTION BY TRISH KING TO ADOPT THE SOP'S AS REVISED, WITH REPORTING SCHEDULE RECOMMENDATIONS TO COME BACK FROM THE SECRETARY BY MAY 5, 2004, SECONDED BY BRIAN DOXTATOR. MOTION CARRIED UNANIMOUSLY.

Response due May 5, 2004

Response Submitted

MOTION BY BRIAN DOXTATOR TO APPROVE THAT SECTION 3.6 BE ADDED BACK INTO THE SOP'S, THE MATRIX PRESENTED AND THE MAY 3, 2004 MEMO WITH THE AMENDED CHANGES TO THE SOP'S, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

VII. NEW BUSINESS

A. RESOLUTIONS

1. Frieda Clary RE: Inter-Tribal Bison Cooperative FY05
Delegate and Alternate Delegate

MOTION BY BRIAN DOXTATOR TO ADOPT RESOLUTION 5-5-04-A, APPOINTING THE ONEIDA NATION FARM MANAGER/DIRECTOR AS THE DELEGATE AND THE ONEIDA NATION CONSERVATION WARDEN AS THE ALTERNATE DELEGATE, SECONDED BY CURTIS DANFORTH. MOTION CARRIED UNANIMOUSLY.

2. Trish King RE: Oneida Airport Hotel Corporation
Charter Amendment

MOTION BY TRISH KING TO DEFER THIS ITEM TO THE LAW OFFICE FOR A LEGAL OPINION BY MAY 19, 2004, SECONDED BY BRIAN DOXTATOR. MOTION CARRIED UNANIMOUSLY.

3. Law Office

RE: Rules of Play for Four Card Poker and
Poker

MOTION BY BRIAN DOXTATOR TO ADOPT RESOLUTION 5-05-04-B, ADOPTING THE RULES OF PLAY FOR FOUR CARD POKER AND POKER, SECONDED BY CURTIS DANFORTH. FOR: TRISH KING, PAUL NINHAM, JULIE BARTON. VINCE DELAROSA ABSTAINED. MOTION CARRIED.

4. Law Office

RE: Revenue Allocation Plan for FY 2004

MOTION BY BRIAN DOXTATOR TO ADOPT RESOLUTION 5-05-04-C, FOR THE REVENUE ALLOCATION PLAN FOR FY 2004, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.

B. REQUESTS

1 Paul Ninham

RE: 2004 International Indigenous Elders
Summit and Unity Ride & Run Update

MOTION BY BRIAN DOXTATOR TO ACCEPT THE VERBAL UPDATE AND DIRECT PAUL NINHAM TO PROVIDE A DRAFT AGENDA AND UPDATE, BACK TO THE JUNE 16, 2004 BUSINESS COMMITTEE MEETING, SECONDED BY TRISH KING. MOTION CARRIED UNANIMOUSLY.

2. Paul Ninham

RE: Environmental Protection Agency
Region 5 Support Letter

MOTION BY BRIAN DOXTATOR TO APPROVE THE LETTER OF SUPPORT WITH RECOMMENDED CHANGES AND DIRECT THE CHAIR TO SIGN AND MAIL OUT, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

3 Julie Barton

RE: Post four (4) vacancies on the Oneida
Child Protective Board

MOTION BY BRIAN DOXTATOR TO POST FOUR VACANCIES ON THE ONEIDA CHILD PROTECTIVE BOARD, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

4. Leyne Orosco

RE: 2004 Election Caucus

MOTION BY BRIAN DOXTATOR TO APPROVE THE JUNE 7, 2004 DATE FOR THE 2004 ELECTION CAUCUS, SECONDED BY JULIE BARTON. MOTION CARRIED

UNANIMOUSLY.

5 Julie Barton

RE: Bay Bank Proxy

MOTION BY BRIAN DOXTATOR TO RETRO APPROVE THE BAY BANK PROXY, SECONDED BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.

C. TRAVEL REQUESTS

Curtis Danforth

RE: Techniques for Speaking to the Media,
Minneapolis, MN - May 16-17, 2004

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

2. Chris Johns

RE: Pre-negotiations Meeting - IHS Self-Governance Funding Agreement FY 2005,
Minneapolis, MN - May 20, 2004

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

3. Tina Danforth

RE: NCAI Mid-Year Conference,
Uncasville, CT - June 21-23, 2004

DELETED

4. Kathy Hughes

RE: NHIB Direct Service Training, Phoenix,
AZ - June 1-4, 2004

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

5. Carl Artman

RE: University of Haskell Board of Regents
Meeting, Lawrence, KS - May 12, 2004

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

D. VACATION REQUESTS

VIII. FINANCE COMMITTEE

IX. LEGISLATIVE OPERATING COMMITTEE

For Approval

RE: Legislative Operating Committee meeting minutes of April 12, 2004

MOTION BY BRIAN DOXTATOR TO APPROVE THE APRIL 12TH MINUTES, SECONDED BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.

2. For Approval

RE: Public Hearing date of June 15, 2004 for the Repeal of the Housing Development Policy

3. For Approval

RE: Public Hearing date of June 15, 2004 for the adoption of the Endowments Law

MOTION BY BRIAN DOXTATOR TO APPROVE THE PUBLIC HEARING DATE OF JUNE 15 FOR THE REPEAL OF THE HOUSING DEVELOPMENT POLICY AND ALSO FOR THE ADOPTION OF THE ENDOWMENTS LAW, SECONDED BY TRISH KING. MOTION CARRIED UNANIMOUSLY.

4. For Approval

RE: Deletion of Business Committee Sign-off Authority Resolution from the Project Proposal: Business Committee Bi-monthly meetings

MOTION BY BRIAN DOXTATOR TO APPROVE THE REQUEST TO DELETE THE BUSINESS COMMITTEE SIGN-OFF AUTHORITY RESOLUTION FROM THE PROJECT PROPOSAL: BUSINESS COMMITTEE BI-MONTHLY MEETINGS, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

X. LEGISLATIVE AFFAIRS UPDATE

1. HALO Update

MOTION BY BRIAN DOXTATOR TO ACCEPT THE HALO UPDATE, SECONDED BY CURTIS DANFORTH. MOTION CARRIED UNANIMOUSLY.

MOTION BY BRIAN DOXTATOR TO AMEND THE MOTION TO DIRECT THE

ASSISTANT GENERAL MANAGER TO DEVELOP A COMMUNICATION PLAN BETWEEN ASHWAUBENON, ONEIDA AND HOBART, BACK JUNE 16, 2004, SECONDED BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.

2. Smart Growth 2022 - Green Bay Comprehensive Plan Summary - FYI

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

XI. TREASURERS REPORT- Mercie Danforth

XII. ONEIDA BUSINESS COMMITTEE PLANNING/CAUCUS

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

XIII. EXECUTIVE SESSION

A. TABLED BUSINESS

B. OLD BUSINESS

1. 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.

Excerpt from March 3, 2004: MOTION BY PAUL NINHAM TO ACCEPT THE VERBAL UPDATE, SECONDED BY MERCIE DANFORTH. MOTION CARRIED UNANIMOUSLY.

Excerpt from April 14, 2004: MOTION BY JULIE BARTON TO DEFER THIS ITEM FOR ONE WEEK, SECONDED BY PAUL NINHAM. MOTION CARRIED

UNANIMOUSLY.

Excerpt from April 21, 2004: MOTION BY MERCIE DANFORTH TO DEFER THIS ITEM UNTIL MAY 5, 2004, SECONDED BY BRIAN DOXTATOR. MOTION CARRIED UNANIMOUSLY.

Response due May 5, 2004

MOTION BY JULIE BARTON TO ACCEPT THE VERBAL UPDATE AND DELETE FROM THE AGENDA, SECONDED BY BRIAN DOXTATOR. MOTION CARRIED UNANIMOUSLY.

2. Mercie Danforth

RE: Status of the Per Capita Plan due to Semi-Annual GTC Meeting

Excerpt from April 21, 2004: MOTION BY BRIAN DOXTATOR TO ACCEPT AS FYI WITH WEEKLY UPDATES UNTIL MAY 19, 2004, SECONDED BY MERCIE DANFORTH. MOTION CARRIED UNANIMOUSLY.

Excerpt from April 28, 2004: MOTION BY JULIE BARTON TO ACCEPT THE PRESENTATION AS FYI WITH A FOLLOW-UP ON MAY 5, 2004, SECONDED BY TRISH KING. MOTION CARRIED UNANIMOUSLY.

Response due May 5, 2004

MOTION BY BRIAN DOXTATOR TO ACCEPT THE UPDATE AND REQUEST THE SECRETARY TO COORDINATE MEETINGS BETWEEN NOW AND MAY 14, 2004 TO FINALIZE THE PACKET FOR JULY'S SEMI-ANNUAL, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

C. NEW BUSINESS

1. Paul Ninham

RE: Business Venture

MOTION BY BRIAN DOXTATOR TO ACCEPT THE BUSINESS VENTURE AS FYI AND RESPECTIVELY REQUEST PAUL NINHAM, TRISH KING AND TINA DANFORTH TO COOPERATIVE EFFORTS WITH MR. SKENANDORE AND FORWARD HIS REQUEST BACK TO THE LAND COMMISSION, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.

D. ATTORNEY BRIEF

Formal complaint against the Chairman of the Tribal Election Board by the Oneida Gaming Commission

MOTION BY BRIAN DOXTATOR TO DEFER THIS ITEM TO THE MAY 19, 2004 BUSINESS COMMITTEE MEETING, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

2. Law Office representation in the case of Lester Harms v. Oneida MIS Department, General Manager and HRD

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

- 3 Emergency adoption of the Sovereign Immunity Ordinance

MOTION BY JULIE BARTON TO ADOPT RESOLUTION 5-05-04-D FOR THE EMERGENCY ADOPTION OF THE SOVEREIGN IMMUNITY ORDINANCE, SECONDED BY CURTIS DANFORTH. MOTION CARRIED UNANIMOUSLY.

MOTION BY BRIAN DOXTATOR TO AMEND THE MOTION TO FORWARD THE SOVEREIGN IMMUNITY EMERGENCY ORDINANCE TO LOC TO IMPLEMENT PUBLIC HEARINGS ACCORDING TO THE APA, SECONDED BY TRISH KING. MOTION CARRIED UNANIMOUSLY.

For the record, Brian Doxtator wanted to publicly announce his dissatisfaction with the Appeals Commission decision which forces us into adopting this emergency ordinance.

- 4 DCS Recommendations

MOTION BY BRIAN DOXTATOR TO APPROVE THE DCS RECOMMENDATIONS, SECONDED BY CUTIS DANFORTH. MOTION CARRIED UNANIMOUSLY.

- 5 Fox River/Green Bay NRDA Escrow Agent Fee Agreement Letter

MOTION BY BRIAN DOXTATOR TO APPROVE THE LETTER OF AGREEMENT DATED APRIL 30, 2004 , BETWEEN THE FOX RIVER/GREEN BAY NRDA ESCROW AGENT AND RESPECTIVELY REQUEST THE CHAIR'S SIGNATURE, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.

MOTION BY CURTIS DANFORTH TO ACCEPT ATTORNEY BRIEF, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

E. LEGISLATIVE AFFAIRS UPDATE

Legislative Aides/Assistants attending local government meeting (from Business Committee Planning/Caucus meeting of April 13, 2004

MOTION BY BRIAN DOXTATOR TO DEFER THIS ITEM TO JUNE 2, 2004, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.

2. Water Treatment Facility

MOTION BY TRISH KING TO DEFER THE WATER TREATMENT FACILITY ISSUE TO THE ASSISTANT GENERAL MANAGER, BRIAN DOXTATOR AND LEGISLATIVE AFFAIRS TO PROVIDE AN UPDATE REPORT AT THE NEXT BUSINESS COMMITTEE PLANNING MEETING OF MAY 11, 2004, SECONDED BY CURTIS DANFORTH. FOR: BRIAN DOXTATOR, PAUL NINHAM. JULIE BARTON ABSTAINED. MOTION CARRIED.

F. AUDIT COMMITTEE

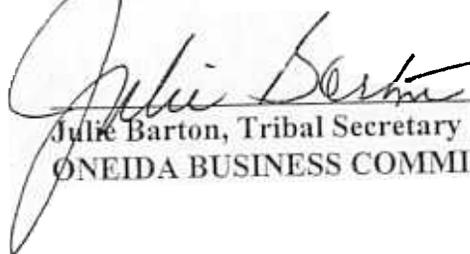
G. LAND CLAIMS/NEW YORK PROJECT UPDATES (3:00 P.M. WEEKLY)

MOTION BY BRIAN DOXTATOR TO CANCEL THE MAY 12, 2004 LAND CLAIMS RETREAT, SECONDED BY TRISH KING. MOTION CARRIED UNANIMOUSLY.

XIV. RECESS/ADJOURN

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

MINUTES APPROVED AS PRESENTED May 19, 2004 .


Julie Barton, Tribal Secretary
ONEIDA BUSINESS COMMITTEE