

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

APRIL 6, 2005

Business Committee Conference Room

Present: Tina Danforth - Chair
Mercie Danforth - Treasurer
Julie Barton - Secretary
Trish King - Council member
Paul Ninham - Council member
Vince DelaRosa - Council member
Curtis Danforth - Council member
Brian Doxtator - Council member

Excused: Kathy Hughes - Vice Chair

Others Present: Carol Metoxen, Holly Behm, Ruth Melchert, Rose Melchert, Mary Adams, Jennifer Webster, Winnifred Thomas, Wayne Metoxen, Barb Dickson, John Bauman, Gina Powless Buenrostro, Jim Martin, Louise Cornelius, Pat Pelky, Linda Glaser, Pearl McLester, Nadine Escamea and Peril Huff

Opening Prayer: Leland Ninham

Special Recognitions: Recognition of Years of Service for Carole Metoxen - administered by Julie Barton

Presentation of the Oneida Flag to the Robert Peters Family administered by Tina Danforth

1. Call to Order

2. Oath of Office - administered by Vince DelaRosa

Oneida Cemetery Board

Linda Delgado-Barajas - NOT PRESENT

Anna John Nursing Home Commission

Holly Behm- PRESENT

Oneida Arts Board

Laura Laitinen - NOT PRESENT

Oneida Appeals Commission

Dorothy Ninham-PRESENT

Robert L. Christjohn-PRESENT

Oneida Child Care Parent Advisory Committee

Jane Powless - administered Oath of April 5, 2005 by Julie Barton

Miss Oneida Committee

Tana Aguirre-PRESENT

Oneida Nation Veterans Affair Committee

Kenneth Brickman Metoxen-PRESENT

Oneida Personnel Commission

Bridget A. Mendolla-Cornelius - NOT PRESENT

Eric R. Krawczyk - NOT PRESENT

Marjorie Funmaker - PRESENT

Southeast Oneida Tribal Services Advisory Board

Kim M. Reyes - NOT PRESENT

Jacqueline Rupp - Julie Barton administered the Oath at 9:45 a.m.

Alan D. Fabian - NOT PRESENT

3. Approval of the Agenda

a. Additions

To New Business, Requests:

4. Brian Doxtator (BC Planning Mtg.-3-16-05)

RE: Administration Building
- CIP Project #23-003

5. Tina Danforth

RE: National Public Health
Week Proclamation - April 4-
10, 2005 (**Retro approval**)

To New Business, Travel Requests:

2. Mercie Danforth

RE: IHCA Testimony

3. Connie Danforth (Julie Barton, Sponsor)

RE: IHS Partnership Conference,
Scottsdale, AZ - May 3-5, 2005
(**Procedural Exception**)

To Legislative Operating Committee:

1. For Approval

RE: Public Hearing date of May 17,
2005 for the Adoption of the Labor
Code

To Executive Session, New Business:

1. Celene Elm (Julie Barton, Sponsor)

RE: U.S. Army Contract

To Audit Committee:

1. Audit Committee meeting minutes of February 2, 2005

2. Audit Committee meeting minutes of February 24, 2005

b. Deletions - None

c. Moves

From New Business, Request #1 to the Joint General Managers meeting of April 7, 2005:

1. Wayne Metoxen (Julie Barton, Sponsor)

RE: Main Casino Master Plan
- CIP Project #23-404

Action: Motion by Brian Doxtator to approve the agenda, seconded by Mercie Danforth. Motion carried unanimously.

4. Minutes to be Approved:

Regular Business Committee meeting minutes of March 23, 2005

Action: Motion by Brian Doxtator to approve the March 23, 2005 meeting minutes, seconded by Paul Ninham. Motion carried unanimously.

5. Tabled Business:

1. LOC RE: Resolution: Environmental Resource Board Stipend Increase

Excerpt from the Business Committee meeting of March 23, 2005: Motion by Brian Doxtator to table this item until April 6, 2005, seconded by Julie Barton. Motion carried unanimously.

Action: Motion by Brian Doxtator to take this item from the table, seconded by Trish King. Motion carried unanimously.

Action: Motion by Brian Doxtator to adopt resolution 4-07-05-A, for the Environmental Resource Board petition resolution for stipend increase; deleting lines 33,34, 35, 41 and 42, amending line 39 to read \$75 per regular scheduled meetings, \$50 per special meeting, change line 29 to \$75.00 for regular meeting and \$50 for special meetings, seconded by Trish King. For: Mercie Danforth, Vince DelaRosa. Paul Ninham, Curtis Danforth opposed. Julie Barton abstained. Motion carried.

For the Record, Paul Ninham believed they should wait until the May 31st public hearing date regarding amendments to the policies that govern boards, committees and commissions.

Action: Motion by Trish King to reconsider the Environmental Resource Board consideration, seconded by Paul Ninham. For: Vince DelaRosa, Mercie Danforth, Curtis Danforth. Brian Doxtator opposed. Julie Barton abstained. Motion carried.

Revote: Motion to adopt resolution 4-07-05-A, for the Environmental Resource Board petition resolution for stipend increase; deleting lines 33,34, 35, 41 and 42, amending line 39 to read \$75 per regular scheduled meetings, \$50 per special meeting, change line 29 to \$75.00 for regular meeting and \$50 for special meetings. For: Brian Doxtator. Trish King, Vince DelaRosa, Paul Ninham, Mercie Danforth Curtis Danforth opposed. Julie Barton abstained. Motion failed.

Action: Motion by Vince DelaRosa to deny until LOC completes its process on boards, committees and commissions, seconded by Trish King. For: Paul Ninham, Curtis Danforth, Mercie Danforth. Brian Doxtator opposed. Julie Barton abstained. Motion carried.

6. Reports:

- a. Oneida Appeals Commission (Quarterly: Jan/Apr/July/Oct)
Leland Ninham - 1st Meeting of the Month

Report Submitted

Action: Motion by Brian Doxtator to accept the Appeals Commission quarterly report, seconded by Curtis Danforth. Motion carried unanimously.

- b. Oneida Gaming Commission (Quarterly: Jan/Apr/July/Oct)
Louise Cornelius - 1st Meeting of the Month

Report Submitted

Action: Motion by Paul Ninham to accept the Oneida Gaming Commission quarterly report, seconded by Trish King. Motion carried unanimously.

For the Record, Louise Cornelius stated page 3 of the report should state "as of the end of February 2005"

- c. Oneida Land Commission (Quarterly: Jan/Apr/July/Oct)
Jeff Mears - 1st Meeting of the Month

Action: Motion by Brian Doxtator to table due to not receiving a report, seconded by Mercie Danforth. Motion carried unanimously.

- d. Oneida Police Commission (Quarterly: Jan/Apr/July/Oct)
David Webster - 1st Meeting of the Month

Action: Motion by Julie Barton to table this item, seconded by Paul Ninham. Motion carried unanimously.

7. Travel Reports

1. Tina Danforth RE: AISES Leadership Conference,

Albuquerque, NM - February 10-11,
2005

Action: Motion by Brian Doxtator to approve the travel report and to ask the general manager for a recommendation about hosting the 2006 AISES Conference at our Radisson Hotel and Conference Center, seconded by Paul Ninham. Motion carried unanimously.

8. Follow up Reports/BC Directives from Previous Meetings

1. Kathy Hughes/Brian Doxtator RE: Draft Resolution allowing for multiple degrees

Excerpt from Joint General Managers Meeting of February 10, 2005: Motion by Brian Doxtator to direct the Vice Chair and himself to draft a resolution with complete analysis that allows for multiple degrees, back at the first Business Committee Meeting in March, 2005, seconded by Julie Barton. Motion carried.

Excerpt from the Business Committee meeting of March 23, 2005: Motion by Trish King to defer this item back to the April 6, 2005 Business Committee Meeting, seconded by Paul Ninham. For: Curtis Danforth, Brian Doxtator. Mercie Danforth, Julie Barton opposed. Motion carried.

Response due April 6, 2005

Action: Motion by Paul Ninham to defer this item for two weeks, seconded by Julie Barton. For: Trish King, Mercie Danforth, Curtis Danforth. Brian Doxtator, Vince DelaRosa opposed. Motion carried.

For the Record Vince DelaRosa opposed because he wanted a more comprehensive review.

2. Carl Artman RE: Investment Policy

Excerpt from the Business Committee meeting of March 23, 2005: Motion by Brian Doxtator to defer this item to the law office for a Resolution and a Statement of Effect, due back at the April 6, 2005 Business Committee meeting, seconded by Paul Ninham. For: Curtis Danforth, Julie Barton. Trish King, Mercie Danforth abstained. Motion carried.

Response due April 6, 2005

Action: Motion by Brian Doxtator to adopt resolution 3-06-05-A to approve the

Oneida Business Committee Meeting Minutes of April 6, 2005

changes to the Investment Policy, seconded by Trish King. For: Paul Ninham, Mercie Danforth, Curtis Danforth, Julie Barton. Vince DelaRosa abstained. Motion carried.

3. LOC

RE: Resolution: Oneida
Nation School Board Stipend

Excerpt from the Business Committee meeting of March 23, 2005: Motion by Brian Doxtator to defer this item to the April 6 Business Committee meeting, seconded by Paul Ninham. Motion carried unanimously.

Response due April 6, 2005

Action: Motion by Paul Ninham to deny the resolution and that they follow through the process that is already regressing through the LOC amendment policy to boards, committees and commissions, seconded by Curtis Danforth. For: Trish King, Vince DelaRosa. Brian Doxtator, Mercie Danforth opposed. Julie Barton abstained. Motion carried.

Action: Motion by Trish King to recess for five minutes, seconded by Brian Doxtator. Motion carried unanimously.

9. **New Business**

1. **Resolutions**

1. Chris Johns (Mercie Danforth, Sponsor) RE: Reallocation of Self Governance Housing Development Funds to Senior Citizens Program

Action: Motion by Julie Baron to adopt resolution 3-06-05-B for Reallocation of Self-Governance Housing Funds to Senior Citizens Program, seconded by Vince DelaRosa. Motion carried unanimously.

2. **Requests**

1. Wayne Metoxne (Julie Barton, Sponsor) RE: Main Casino Master Plan - CIP Project #23-404

Moved to the Joint General Managers meeting of April 7, 2005

2. Jane Smith (Julie Barton, Sponsor) RE: Anna John Nursing Home

Medicare Certification

Action: Motion by Brian Doxtator to approve the application for Medicare certification for the Anna John Nursing Home, seconded by Trish King. Motion carried unanimously.

3. Denise Vigue (Julie Barton, Sponsor) RE: Oneida Nation Electronics Board of Directors Recommendation

Action: Motion by Brian Doxtator to approve the secretary's recommendation dated March 28, 2005 to appoint James Petitjean to the O.N.E. board, seconded by Paul Ninham. Motion carried unanimously.

4. Brian Doxtator (BC Planning Mtg.-3-16-05) RE: Administration Building - CIP Project #23-003

Action: Motion by Brian Doxtator to approve option three per memo provided by Project Manager John Bauman, dated March 24, 2005 to proceed with full project per current approvals, seconded by Curtis Danforth. For: Paul Ninham, Trish King. Mercie Danforth, Julie Barton, Vince DelaRosa opposed. Motion carried.

5. Tina Danforth RE: National Public Health Week Proclamation - April 4-10, 2005
(Retro approval)

Action: Motion by Brian Doxtator to retro approve the National Public Health Week Proclamation for April 4 -10, 2005, seconded by Vince DelaRosa. For: Trish King, Paul Ninham, Curtis Danforth, Julie Barton. Mercie Danforth abstained. Motion carried.

3. Travel Requests

1. Debra Danforth (Brian Doxtator, Sponsor) RE: Johnson O'Malley/Title VII Indian Education Conference - April 21-22, 2005 **(Procedural Exception)**

Action: Motion by Paul Ninham to approve the procedural travel exception, seconded by Brian Doxtator. Motion carried unanimously.

2. Mercie Danforth

RE: IHCA Testimony

Action: Motion by Brian Doxtator to approve the travel request, seconded by Vince DelaRosa. For: Trish King, Paul Ninham, Curtis Danforth, Julie Barton. Mercie Danforth abstained. Motion carried.

3. Connie Danforth (Julie Barton, Sponsor)

RE: IHS Partnership Conference,
Scottsdale, AZ - May 3-5, 2005
(Procedural Exception)

Action: Motion by Brian Doxtator to accept as FYI, seconded by Vince DelaRosa. Motion carried unanimously.

10. Finance Committee - None

11. Legislative Operating Committee (LOC)

1. For Approval

RE: Public Hearing date of May 17 & May
19, 2005 for the Adoption of the Labor Code

Action: Motion by Brian Doxtator to approve May 17 and May 19th for public hearings for the adoption of the Labor Code, seconded by Paul Ninham. For: Trish King, Mercie Danforth, Curtis Danforth. Vince DelaRosa opposed. Julie Barton abstained. Motion carried.

For the Record, Julie Barton stated that she abstained due to her not knowing if everybody involved had a say so in the drafting of these documents:

For the Record, Vince DelaRosa opposed, because the employees should expect the elected officials would review the changes and they deserve that we go through the 13 issues, some of the major proposed changes contextually laid out, address the grammatical errors, we haven't done that. Now, we're going to move with a public hearing. Those employees should expect us to do that as elected officials. We set an arbitrary timeline, and we're going to force everything through a narrow hole because we have to get it through before a certain date before the elections in July. I think that's totally inappropriate, we should have debated the issues among the LOC members.

12. Treasurer's Report - None

13. Oneida Business Committee Planning - None

14. Joint General Managers Meeting

1. Joint General Manager Meeting Minutes of March 17, 2005

Action: Motion by Julie Barton to approve the March 17, 2005 minutes, seconded by Mercie Danforth. Motion carried unanimously.

15. Executive Session

a. Tabled Business

1. David Webster (Julie Barton, Sponsor) RE: Attorney O'Neil Contract

Excerpt from the Business Committee meeting of March 23, 2005: Motion by Mercie Danforth to table this document for appropriate legal form, seconded by Trish King. Motion carried unanimously.

Action: Motion by Brian Doxtator to take this item from the table, seconded by Mercie Danforth. Motion carried unanimously.

Action: Motion by Brian Doxtator to approve the Attorney O'Neil Contract contingent that all forms are completed and finalized at the law office level and to retro approve it back to March 23, 2005 only, seconded by Paul Ninham. Motion carried unanimously.

2. Audit Committee meeting minutes of November 18, 2004

Excerpt from the Business Committee meeting of March 23, 2005: Motion by Mercie Danforth to table this item, seconded by Trish King. Motion carried unanimously.

Action: Motion by Brian Doxtator to take this item from the table, seconded by Mercie Danforth. Motion carried unanimously.

Action: Motion by Brian Doxtator to approve the November 18, 2004 minutes, seconded by Mercie Danforth. Motion carried unanimously.

b. Old Business - None

c. New Business

1. Celene Elm (Julie Barton, Sponsor) RE: U.S. Army Contract

Action: Motion by Brian Doxtator to approve contingent upon Chief Counsel and the general manager re-negotiating Article 9, seconded by Trish King. Motion carried unanimously.

d. Audit Committee

1. Audit Committee meeting minutes of February 2, 2005

Action: Motion by Curtis Danforth to approve the February 2, 2005 minutes, seconded by Brian Doxtator. Motion carried unanimously.

2. Audit Committee meeting minutes of February 24, 2005

Action: Motion by Curtis Danforth to approve the February 24, 2005 minutes, seconded by Brian Doxtator. Motion carried unanimously.

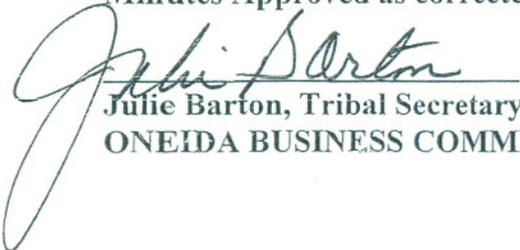
e. Land Claims/New York Project Update (3:00 p.m.)

f. Oneida Enterprise Development Authority - (Quarterly: Jan/Apr/July/Oct) Francis Skenandore - 1st Meeting of the Month

Recess/Adjourn

Action: Motion by Mercie Danforth to adjourn, seconded by Brian Doxtator. Motion carried unanimously.

Minutes Approved as corrected on April 20, 2005.


Julie Barton, Tribal Secretary

ONEIDA BUSINESS COMMITTEE