



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 MINUTES REGULAR MEETING SEPTEMBER 27, 2006 Business Committee Conference Room

Present: Gerald Danforth - Chair
Kathy Hughes - Vice Chair
Mercie Danforth - Treasurer
Patty Hoeft - Secretary

Trish King - Council member
Paul Ninham - Council member
Melinda J. Danforth - Council member
Edward Delgado - Council member
Vince DelaRosa - Council member

Excused:

Others Present: Corinna Charles, Pat Cornelius, Dellora Cornelius, Ben Vieau, Arlouine Bain, Carolyn Miller, Linda Mercier, Janice McLester, Barbara Skenandore, Warren Skenandore, Cynthia Thomas, Jenny Webster, Arlene Danforth, Amelia Cornelius, John Powless, Julie Barton, Thelma McLester, Leland Ninham, Sandra Skenandore, Susan White, Jeff Carlson, Brenda John, Cathy Metoxen, Twilight Moore, Lois Strong, Wayne Metoxen

Opening Prayer: Ron Hill

Special Recognitions: Recognition of Maggie Fermanich for 25 years of service - Administered by Trish King

1. **Call to Order by Gerald Danforth**
2. **Oath of Office - Administered by Patty Hoeft**
Oneida Appeals Commission
Anita Barber - Not Present
Gary Jordan - Present
Janice McLester - Present
Jennifer Webster - Present

Oneida Arts Board

Cynthia Thomas - Present

Oneida Gaming Commission

Julie Barton - Present

Oneida Land Commission

Ron Hill Jr. (Tehassi) - Present

Amelia Cornelius - Present

Arlene Danforth - Present

Patricia A. Cornelius - Present

Corinna Charles - Present

Judy Cornelius - Not Present

Carolyn Miller - Present

Oneida Land Claims Commission

Loretta V. Metoxen - Present

Wendell W. McLester - Present

Oneida Nation Commission on Aging (ONCOA)

Vera D. Wilson - Present

Dellora R. Cornelius - Present

Warren Skenadore - Present

Oneida Pow Wow Committee

Maureen Metoxen - Not Present

Lloyd E. Powless, Jr. - Present

Ben Vieau - Present

Oneida School Board -Parent

Ron Hill Jr.(Tehassi) - Present

Stacey Nieto- Present

Oneida School Board - At Large

Linda Mercier - Present

James Martin - Present

Oneida Trust Committee

Sharon Alvarez - Present

Arlene Danforth - Present

Carol Liggins - Present

Loretta V. Metoxen - Present

3. Approval of the Agenda

Action: Motion by Ed Delgado to approve the agenda with moving Executive Session New Business Items 3. Loan Authorizations for FY2006 and 4. Public Safety Officer Pension Expense Budget Modification to Regular Session as Requests items 7 and 8, seconded by Kathy Hughes. Motion carried unanimously.

4. Minutes to be Approved

Regular Business Committee Minutes of September 13, 2006

Action: Motion by Trish King to approve the September 13, 2006 minutes, seconded by Vince DelaRosa. Motion carried unanimously.

5. Tabled Business - None

6. Reports - None

7. Travel Reports

1. Kathy Hughes RE: Senate Hearing - Fee to Trust Regulations
September 1, 2006

Action: Motion by Paul Ninham to approve the travel report, seconded by Ed Delgado. For: Patty Hoef, Mercie Danforth, Vince DelaRosa, Trish King, Melinda J. Danforth. Abstained Kathy Hughes. Motion carried.

8. Follow up Reports/BC Directives from Previous Meetings

1. Kathy Hughes RE: Police Commission Board Appointment
Recommendation

Excerpt from September 13, 2006: Motion by Melinda J. Danforth to defer this item for two weeks, seconded by Paul Ninham. Motion carried unanimously.

Action: Motion by Paul Ninham to approve the recommendation of appointing James L. Danforth to the Oneida Police Commission, seconded by Melinda J. Danforth. Motion carried unanimously.

2. Gerald Danforth RE: Personnel Commission Board Appointment
Recommendation

Excerpt from September 13, 2006: Motion by Kathy Hughes to defer this item for two weeks, seconded by Trish King. Motion carried unanimously.

Action: Motion by Mercie Danforth to defer this item for two weeks, seconded by Paul Ninham. Motion carried unanimously.

3. Deborah Thundercloud RE: Monthly Oneida Community Health Center Update for July and August, 2006 (FYI)

Action: Motion by Kathy Hughes to accept the Oneida Community Health Center update, seconded by Trish King. Motion carried unanimously.

4. Lloyd Powless RE: Use & Maintenance of Parish Hall Follow-up

Excerpt from August 16, 2006: Motion by Patty Hoefft to accept the verbal update and defer this item for 30 days, seconded by Paul Ninham. Motion carried unanimously.

Action: Motion by Trish King to accept the Use & Maintenance of Parish Hall follow-up report as FYI, seconded by Paul Ninham. Motion carried unanimously.

5. General Manager RE: Cemetery Plan to address surface and ground water concerns

Excerpt from August 30, 2006: Motion by Patty Hoefft to direct the General Manager to take responsibility for the operation of the cemetery and to recommend to the Business Committee a plan to address the surface and ground water concerns, seconded by Melinda J. Danforth. Motion carried unanimously.

Action: Motion by Kathy Hughes to accept the report, seconded by Vince DelaRosa. Motion carried unanimously.

6. Chief of Staff RE: Cemetery Public Relations Plan

Excerpt from August 30, 2006: Motion by Patty Hoefft to direct the Chief of Staff to recommend to the Business Committee a public relations plan to work with the families and community-at-large, seconded by Ed Delgado. Motion carried unanimously.

Action: Motion by Vince DelaRosa to accept the report and if the Business Committee has any input, to relay that information to the Chief of Staff by Friday, September 29, 2006, seconded by Ed Delgado. For: Patty Hoefft, Kathy Hughes, Melinda J. Danforth, Paul Ninham, Trish King. Abstained.: Mercie Danforth abstained. Motion carried.

7. Assistant General Manager RE: Financial Report from Native American Indigenous Games

Excerpt from June 21, 2006: Motion by Ed Delgado to approve the procedural travel

exception, with a report back from the Assistant General Manager of the total cost spent, seconded by Vince DelaRosa. Motion carried unanimously.

Action: Motion by Melinda J. Danforth to accept the Financial Report from the Native American Indigenous Games, seconded by Paul Ninham. Motion carried unanimously.

9. New Business:

a. Resolutions

1. Jennifer Hill-Kelley RE: Oneida Nation Non-Point pollution management plan and submittal of application for program eligibility from U.S. EPA

Action: Motion by Ed Delgado to adopt Resolution 9-27-06-A, seconded by Paul Ninham. Motion carried unanimously.

2. Patricia Hoeft RE: NCAI Resolution

Action: Motion by Trish King to adopt NCAI Resolution 9-27-06-B with the named Gerald Danforth as the delegate, Patty Hoeft, Melinda J. Danforth and Ed Delgado as alternates, seconded by Kathy Hughes. Motion carried unanimously.

3. Marsha Danforth RE: 2007 Recycling Grant State of Wisconsin/Department of Natural Resources

Action: Motion by Paul Ninham to adopt Resolution 9-27-06-C 2007 Recycling Grant State of Wisconsin/Department of Natural Resources, seconded by Trish King. Motion carried unanimously.

b. Requests

1. Wayne Metoxen/Pat Wood RE: Intergovernmental Agreement - Construction of the Municipal Wastewater Collection and Water Distribution Systems for the Sanger B. Powers Correctional Center Facility - CIP Project #04 - 019

Action: Motion by Kathy Hughes to approve the Intergovernmental Agreement between the Oneida Tribe of Indians of Wisconsin, the State of Wisconsin, Department of Corrections and the State of Wisconsin, Department of Administration, seconded by Vince DelaRosa. Motion carried unanimously.

2. Patricia Hoeft RE: Posting one vacancy for the Oneida Library

Board

Action: Motion by Melinda J. Danforth to post one vacancy for the Oneida Library Board, seconded by Vince DelaRosa. Motion carried unanimously.

3. Patricia Hoeft RE: GTC recommended date Regarding
Community Program Area of Oneida Housing
Authority

Action: Motion by Vince DelaRosa to defer this item for two weeks for the liaison to find out what actions the Housing Authority Board took on this issue, seconded by Trish King. Motion carried unanimously.

4. Ed Delgado RE: To direct the COS to provide a status report of
GTC directive dated 1-8-90 - (Top Management
Positions)

Action: Motion by Melinda J. Danforth to direct the Chief of Staff to provide a status report on GTC directive dated 1-8-90 regarding top management positions, seconded by Paul Ninham. Motion carried unanimously.

5. General Manager RE: Print Shop Recommendations

Action: Motion by Vince DelaRosa to approve a 30 day extension, seconded by Mercie Danforth. Motion carried unanimously.

6. Patricia Hoeft RE: Cancellation of October 11, 2006 Business
Committee Meeting

Action: Motion by Mercie Danforth to deny the cancellation of the October 11, 2006 Business Committee Meeting, seconded by Vince DelaRosa. Motion carried unanimously.

7. Mike Olujic RE: Loan Authorization for FY2006

Action: Motion by Vince DelaRosa to approve the Loan Authorization for FY2006, seconded by Vince DelaRosa. Motion carried unanimously.

8. Mike Olujic RE: Public Safety Officer Pension Expense Budget
modification Approval request

Action: Motion by Ed Delgado to approve the Public Safety Officer Pension Expense Budget modification, seconded by Kathy Hughes. Motion carried unanimously.

For the record, Kathy Hughes stated she could make the decision due to familiarity of line items

from the quarterly Treasurer's Report.

c. Travel Requests

1. Gerald Danforth RE: Terra Madre, Italy; Food Sovereignty
Paul Ninham Conference, October 26 - 30, 2006

Action: Motion by Kathy Hughes to approve the travel request, seconded by Vince DelaRosa. Motion carried unanimously.

2. Mercie Danforth RE: Retro Approval - Midwest Alliance of
Sovereign Tribes, September 26, 2006

Action: Motion by Vince DelaRosa to retro approve the Midwest Alliance of Sovereign Tribes travel, seconded by Trish King. Motion carried unanimously.

3. Gerald Danforth RE: Retro Approval - Oshweken, Ontario

Action: Motion by Paul Ninham to retro approve the travel to Oshweken, Ontario, seconded by Vince DelaRosa. Motion carried unanimously.

4. Kathy Hughes RE: Blanket Travel - Bemidji Area IHS Tribal
Advisory Board (TAB), National Indian Health
Board Technical Advisory Group (TTAG),
IHS/VHA Steering Committee, Wisconsin Council
on Problem Gambling (WDPB) and Medicare
Medicaid Policy Council (MMPC)

Action: Motion by Paul Ninham to approve the blanket travel requests for: Bemidji Area IHS Tribal Advisory Board (TAB), National Indian Health Board Technical Advisory Group (TTAG), IHS/VHA Steering Committee, Wisconsin Council on Problem Gambling (WDPB) and Medicare Medicaid Policy Council (MMPC), seconded by Vince DelaRosa. For: Patty Hoeft, Ed Delgado, Mercie Danforth, Melinda J. Danforth, Trish King. Abstained. Kathy Hughes. Motion carried.

10. Finance Committee - None

11. Legislative Operating Committee (LOC)

For Consideration LOC Minutes of June 5, 2006

Action: Motion by Ed Delgado to approve the LOC Minutes of June 5, 2006, seconded by Vince DelaRosa. Motion carried unanimously.

For Consideration Adoption of the Small Business Amendment

Action: Motion by Vince DelaRosa to adopt the Small Business Amendment Resolution 9-27-06-D, seconded by Ed Delgado. Motion carried unanimously.

For Consideration

Adoption of Termination of Appointment Amendments

Action: Motion by Vince DelaRosa to adopt Termination of Appointment Amendment Resolution 9-27-06-E , seconded by Melinda J. Danforth. Motion carried unanimously.

12. Treasurer's Report - None

13. Oneida Business Committee Planning

September 12, 2006 meeting minutes

Action: Motion by Mercie Danforth to approve the September 12, 2006 Planning minutes, seconded by Vince DelaRosa. Motion carried unanimously.

14. Executive Staff Meeting

September 7, 2006 meeting minutes

Action: Motion by Mercie Danforth to approve the September 7, 2006 Executive Staff Minutes, seconded by Kathy Hughes. Motion carried unanimously.

15. Legislative Affairs Update

Rights of Way Letter - Retro approval

Letter to Wisconsin Delegation re HR 4893 Retro approval

Action: Motion by Ed Delgado to approve the Rights of Way and Wisconsin Delegation HR 4893 Letters, seconded by Trish King. Motion carried unanimously.

Native American Language Preservation Act Update - FYI

Oneida Means Business 8th CD Debate Info - FYI

Action: Motion by Melinda J. Danforth to accept the Native American Language Preservation Act Update and Oneida Means Business 8th Debate as FYI, seconded by Vince DelaRosa. Motion carried unanimously.

Local Municipal & County Report - For approval

Action: Motion by Melinda J. Danforth to approve the Local, Municipal and County Report, seconded by Vince DelaRosa. Motion carried unanimously.

16. Executive Session

a. Tabled Business

1. Chief of Staff RE: Amendment to Oneida Tribe of Indians of Wisconsin Public Safety Officer Pension Plan

Excerpt from May 10, 2006: Motion by Kathy Hughes to defer to July 5, 2006 for research of minutes from 70's, 80's and 01, correspondence from HR and management on this issue, recommendation from COS for options, seconded by Ed Delgado. Motion carried unanimously.

Tabled: July 19th, August 16th, August 30th, September 13th

Action: Motion by Kathy Hughes to take this item from the table, seconded by Paul Ninham. Motion carried unanimously.

Motion by Kathy Hughes to approve the Resolution 9-27-06-F, to adopt the 1st amendment to the Oneida Tribe of Indians of Wisconsin Public Safety Officer Pension Plan and Grandfathered Participant may not commence prior to June 1, 2006; seconded by Paul Ninham. For: Patty Hoeft, Ed Delgado, Trish King, Vince DelaRosa, Melinda J. Danforth. Opposed: Mercie Danforth. Motion carried.

For the Record, the Chair was not part of discussion or decision due to Conflict of Interest.

b. Old Business

1. Nelson Wahlstrom RE: Determining Tribal Representation in Criminal Court Proceedings

Excerpt from August 16, 2006: Motion by Trish King to defer to the Law Office for a Legal Opinion, seconded by Mercie Danforth. Motion carried unanimously.

Excerpt from September 13, 2006: Motion Motion by Patty Hoeft to defer this item to the Law Office to bring back recommendations, seconded by Ed Delgado. Motion carried unanimously.

Action: Motion by Patty Hoeft to direct Chief Counsel to respond to Brown County Judge Dietz that the Oneida Tribe agrees to reduce monthly restitution to the amount of \$200.00, seconded by Vince DelaRosa. Motion carried unanimously.

2. Trish King RE: WHEDA - Alternative Housing

Excerpt from August 16, 2006: Motion by Mercie Danforth to support the concept and refer this item to the General Manager, back with recommendations in 30 days, seconded by Paul Ninham. Motion carried unanimously.

Action: Motion by Trish King to defer this item for 30 days, seconded by Vince DelaRosa. Motion carried unanimously.

3. Business Committee Interview Team RE: Gaming General Manager Contract

Excerpt from September 13, 2006: Motion by Mercie Danforth to defer this item to the October 11, 2006 Business Committee meeting with comments back from the Business Committee Interview Team at the September 27, 2006 Business Committee meeting, seconded by Melinda J. Danforth. Motion carried unanimously.

No action taken. Will be on the October 11, 2006 Business Committee agenda.

c. New Business

1. Leland Ninham RE: Paul Stenzel - Contract Amendment

Action: Motion by Vince DelaRosa to defer this item for two weeks for clarification, seconded by Mercie Danforth. For: Paul Ninham, Ed Delgado, Kathy Hughes, Melinda J. Danforth, Trish King. Abstained: Patty Hoeft. Motion carried.

2. Mike Olujic RE: Orrick Bond Counsel Retainer

Action: Motion by Trish King to approve the Orrick Bond Counsel Retainer, seconded by Vince DelaRosa. Motion carried unanimously.

d. Legislative Affairs Update

1. Get Out to Vote Field Plan

Excerpt from August 30, 2006: Motion by Mercie Danforth that a report on contribution and recommendations be provided, seconded by Paul Ninham. Motion carried unanimously.

Excerpt from September 13, 2006: Motion by Melinda J. Danforth to defer this item to the next Business Committee Meeting, seconded by Mercie Danforth. Motion carried unanimously.

Action: Motion by Patty Hoeft to approve the expenditure of \$120,000.00 on the four initiatives, seconded by Ed Delgado. Motion carried unanimously.

Motion by Trish King to adopt Resolution 9-27-06-G, for the Fair Election 2006 Policy, seconded by Vince DelaRosa. Motion carried unanimously.

e. Attorney Brief

- Judy Cornelius v Oneida Nation Community Library, et al

Action: Motion by Trish King to direct the Chair to invoke the Memorandum of Agreement between the Oneida Business Committee and Oneida Appeals Commission and to direct the law office to request an extension to file an answer, if denied to file an answer and present merits of the case, then continue objection of jurisdiction of Appeals Commission, seconded by Kathy Hughes. For: Mercie Danforth, Patty Hoeft, Vince DelaRosa, Ed Delgado, Melinda J. Danforth. Opposed: Paul Ninham. Motion carried.

Attorney Arlinda Locklear regarding New York Land Claims

Action: Motion by Melinda J. Danforth to retro approve the letter to the Eastern BIA regional director, seconded by Ed. Delgado. Motion carried unanimously.

Motion by Vince DelaRosa to dismiss the individual lawsuits regarding Land Claims as requested by Attorney Locklear, seconded Ed Delgado. Motion carried unanimously.

Nature's Way Documents/Diversified Investigations, LLC

Action: Motion by Kathy Hughes to approve the release of Document A to the Oneida Police Department, seconded by Paul Ninham. Motion carried unanimously.

f. Audit Committee - None

g. Oneida Enterprise Development Authority (1st meeting of the month)

h. Seven Generation Corporation Update (1st and 2nd meeting of the month)

Excerpt from August 2, 2006 : Motion by Mercie Danforth to defer the Distribution of Profit changes to Seven Generation Corporation Charter to the next Business Committee meeting for a legal opinion from their lawyer and for a budget impact statement from the Treasurer's office, seconded by Trish King. Motion carried unanimously.

Excerpt from August 16, 2006: Motion by Mercie Danforth to defer this item back to Seven Generations Corporation Board to come back with a more comprehensive Charter, seconded by Paul Ninham. Motion carried unanimously.

Deferred: September 13

Action: Motion by Trish King to approve the 2nd Amendment to Corporate Charter, Resolution 9-27-06-H as presented, seconded by Ed Delgado. Motion carried unanimously.

Recess/Adjourn

Motion by Melinda J. Danforth to adjourn, seconded by Mercie Danforth.
Motion carried unanimously.

Minutes Approved as presented/corrected on October 11, 2006

A handwritten signature in cursive script, appearing to read "Patricia Hoeft", written over a horizontal line.

Patricia Hoeft, Tribal Secretary
ONEIDA BUSINESS COMMITTEE