

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 AGENDA

REGULAR MEETING

FEBRUARY 28, 2001

BUSINESS COMMITTEE CONFERENCE ROOM

PRESENT: Gerald Danforth - Chair, Tina Danforth - Vice Chair, Julie Barton - Secretary, David Bischoff, Vince DelaRosa, Paul Ninham, Eugene Metoxen- Council Members

EXCUSED: Judy Cornelius - Treasurer, Sandra Ninham - Council Member

OTHERS PRESENT: Kitty Melchert, Shane Anton, Brad Graham, Clifford Doxtator, Elaine Skenandore, Charlene Cornelius, Karen Cornelius, Mike Finn, Barb Truttman, Pearl McLester, Racquel Hill, Dottie Krull

OPENING: Charlie Doxtator

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

Presentation given to Carol Cornelius for her retirement and to Dan Skenandore for winning State Wrestling

II. OATH OF OFFICE

III. APPROVAL OF AGENDA

A. ADDITIONS:

TO REQUESTS:

- 3 Julie Barton RE: Rescheduled GTC Land Claims Date
- 4 Tina Danforth RE: Renewal of NIGA resolution

TO RESOLUTIONS:

- 3. Gerald Danforth RE: IHS Funding

TO TRAVEL REQUESTS:

- 3 Tina Danforth RE: NIGA Annual Conference New Mexico April 9 -11, 2001
- 4. Paul Ninham RE: Madison, WI Regional Tribal Operations Mtg. March 7, 2001
- 5. Communications RE: Governor's Conference - Madison, WI March 11-14, 2001

TO EXECUTIVE SESSION NEW BUSINESS:

- 5. Judy Cornelius RE: Construction
- 6. Judy Cornelius RE: Random Drug Testing
- 7. Tina Danforth RE: Dispute Resolution Team
- 8. Jennifer Carlton RE: Bay Bank
- 9. Judy Cornelius RE: Travel Request - Leadership Challenge
- 10. Judy Cornelius RE: Travel Request - Performance Audit Training - March 5-7, 2001

B. DELETIONS:

MOTION BY VINCE DELAROSA TO APPROVE THE AGENDA WITH THE ADDITIONS, SECONDED BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.

IV. MINUTES TO BE APPROVED:

Regular Business Committee Meeting Minutes of February 21, 2001

Page 13 Number 3: clarify "Bay Bank Board" and "Brenda Mendola-Buckley"

MOTION BY DAVID BISHCOFF TO APPROVE THE MINUTES, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

Special Business Committee Meeting Minutes of February 23, 2001

Change it to read "to approve a procedural exception"

MOTION BY TINA DANFORTH TO APPROVE THE MINUTES, SECONDED BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.

V. TABLED BUSINESS:

VI. REPORTS

- A. **HOTEL CORPORATION - (QUARTERLY:
NOVEMBER/FEBRUARY/MAY/AUGUST) 2nd Wednesday of the Month -
Pat Lassila**
- B. **APPEALS COMMISSION - (JAN 10/APR 10/JULY 10/OCT 9)
2nd Wednesday of the Month - Kirby Metoxen**
- C. **ONEIDA TRIBAL SCHOOL BOARD - 3rd Wednesday of the Month -
Shirley Hill -Interim**
- D. **HOUSING AUTHORITY - 4th Wednesday of the Month - Lois Powless**

Report Submitted

MOTION BY VINCE DELAROSA TO ACCEPT THE REPORT, SECONDED BY DAVID BISCHOFF. MOTION CARRIED UNANIMOUSLY.

- E. **ONCOA - 4th Wednesday of the Month - Clifford Doxtator**

Report Submitted

MOTION BY JULIE BARTON TO APPROVE THE REPORT, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

- F. ONEIDA GAMING COMMISSION - (QUARTERLY: JAN/APR/JULY/OCT) 2nd Wednesday of the Month - Shirley Hill**
- G. ONEIDA LAND COMMISSION: 1st Wednesday of the Month - Jeff Mears**
- H. ONEIDA UTILITIES COMMISSION: 3rd Wednesday of the Month - (MONTHLY) - Fred Muskavich - Interim**

Excerpt from February 21, 2001: MOTION BY VINCE DELAROSA TO DEFER THIS REPORT UNTIL A REPRESENTATIVE IS PRESENT, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

Response due February 28, 2001

MOTION BY EUGENE METOXEN TO ACCEPT THE REPORT, SECONDED BY TINA DANFORTH. VINCE DELAROSA ABSTAINED. MOTION CARRIED.

- I. ONEIDA SEVEN GENERATION CORPORATION (QUARTERLY: JAN APR\JULY\OCT)-Larry Barton - 1st Wednesday**
 - J. ONEIDA NATION ELECTRONICS: 4th Wednesday of the Month - Sherri King**
 - K. TRAVEL REPORTS**
 - L. FOLLOW UP REPORTS/BC DIRECTIVES FROM PREVIOUS MEETINGS**
- 1 Rory Dilweg (*Tina Danforth*) RE: Appointment of Business Committee Member to an Ad Hoc position on Bay Bank Board of Directors

Excerpt from February 21, 2001: MOTION BY JUDY CORNELIUS TO DEFER THIS REQUEST TO THE LAW OFFICE FOR REVIEW OF A BUSINESS COMMITTEE MEMBER SERVING AS AN AD HOC OR LIAISON MEMBER TO BAY BANK BOARD OF DIRECTORS, BACK IN ONE WEEK, SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.

Response due February 28, 2001

Report Submitted

MOTION BY VINCE DELAROSA TO REFER THIS ITEM TO THE NEXT BUSINESS COMMITTEE PLANNING AGENDA FOR FINAL RESOLUTION, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

VII. NEW BUSINESS

A. RESOLUTIONS

Mike Finn

RE: TEA21 Administrative Capacity Funds

MOTION BY VINCE DELAROSA TO ADOPT RESOLUTION 2-28-01-A, SECONDED BY JULIE BARON. MOTION CARRIED UNANIMOUSLY.

Mike Finn

RE: Right-of-Way Access to Purcey Powless
Housing Development

MOTION BY VINCE DELAROSA TO ADOPT RESOLUTION 2-28-01-B, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

Gerald Danforth

RE: IHS Funding

MOTION BY JULIE BARTON TO ADOPT RESOLUTION 2-28-01-C, SECONDED BY DAVID BISCHOFF. MOTION CARRIED UNANIMOUSLY.

B. REQUESTS

1 Julie Barton

RE: Child Protective Board Recommendation and
Resolution

MOTION BY VINCE DELAROSA TO APPROVE THE RECOMMENDATION TO APPOINT CAROL SILVA TO THE CHILD PROTECTIVE BOARD AND ADOPT RESOLUTION 2-28-01-D, SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.

2 Julie Barton

RE: Special Recognition of Carol Cornelius

(MOVE TO PRESENTATIONS)

3. Julie Barton

RE: Rescheduled GTC Land Claims Date

MOTION BY TINA DANFORTH TO APPROVE APRIL 7, 2001, 10:00 A.M. AS THE RESCHEDULED GTC LAND CLAIMS DATE, SECONDED BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.

MOTION BY JULIE BARTON TO RECONSIDER ITEM 3, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

MOTION BY JULIE BARTON TO RESCIND THE ACTION OF APRIL 7TH GTC DATE, SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.

MOTION BY DAVID BISCHOFF TO RESCHEDULE THE DATE TO MARCH 31, 2001, 10:00 A.M., SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

4. Tina Danforth

RE: Renewal of NIGA resolution

MOTION BY VINCE DELAROSA TO DIRECT THE VICE CHAIR'S OFFICE TO BRING BACK A RESOLUTION THAT STATES APPOINTING TINA DANFORTH AS A DELEGATE TO NIGA, AND PAUL NINHAM AND DAVID BISCHOFF AS ALTERNATES, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

(motioned rescinded on March 7, 2001)

C. CONTRACTS/AGREEMENTS

D. TRAVEL REQUESTS

Rory Dilweg

RE: Basic Indian Law, Las Vegas, NV - March 11-15, 2001

MOTION BY PAUL NINHAM TO APPROVE THE TRAVEL REQUEST, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.

2. Rory Dilweg

RE: National Indian Child Welfare Association Conference, Anchorage, AK - April 22-25, 2001

MOTION BY PAUL NINHAM TO APPROVE THE TRAVEL REQUEST FOR ATTORNEY'S JENNIFER CARLTON AND JENNIFER SCHNEIDER, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.

3 Tina Danforth

RE: NIGA Annual Conference New Mexico April 9
-11, 2001

**MOTION BY PAUL NINHAM TO APPROVE THE TRAVEL REQUEST, SECONDED
BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.**

4 Paul Ninham

RE: March 7, 2001 Madison, WI Regional Tribal
Operations Mtg.

**MOTION BY JULIE BARTON TO APPROVE THE TRAVEL REQUEST, SECONDED
BY DAVID BISCHOFF. MOTION CARRIED UNANIMOUSLY.**

Communications

RE: Governor's Conference - Madison, WI March
11-14,

**MOTION BY JULIE BARTON TO APPROVE THE TRAVEL REQUEST, SECONDED
BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.**

**MOTION BY JULIE BARTON TO MOVE EXECUTIVE SESSIONS ITEMS 9 AND 10
TO TRAVEL REQUEST 6 AND 7, SECONDED BY DAVID BISCHOFF. MOTION
CARRIED UNANIMOUSLY.**

6 Jack Denny

RE: Leadership Conference April 1-6, 2001 Texas

**MOTION BY PAUL NINHAM TO APPROVE THE TRAVEL REQUEST, SECONDED
BY DAVID BISCHOFF. MOTION CARRIED UNANIMOUSLY.**

7 Arvin Prebelski

RE: Jennifer Tyson travel to Performance Audit
Training - Washington, DC. March 5-7, 2001

**MOTION BY PAUL NINHAM TO APPROVE THE TRAVEL REQUEST, SECONDED
BY DAVID BISCHOFF. MOTION CARRIED UNANIMOUSLY.**

**MOTION BY PAUL NINHAM TO ADD ADDITIONAL TRAVEL REQUESTS TO THE
AGENDA, SECONDED BY DAVID BISCHOFF. MOTION CARRIED
UNANIMOUSLY.**

8 Tom Nelson, Al Baird

RE: Annual GAP Mtg. Chicago, IL March 6-8,
2001

MOTION BY PAUL NINHAM TO APPROVE THE TRAVEL REQUEST ,SECONDED BY DAVID BISCHOFF. VINCE DELAROSA ABSTAINED. MOTION CARRIED.

9. OCC

RE: Dale Cornelius, Daniel Brooks, Arthur Skenandore, Rod Hill, - Eau Claire, WI March 1-2, 2001

MOTION BY JULIE BARTON TO APPROVE THE TRAVEL REQUEST, SECONDED BY PAUL NINHAM. VINCE DELAROSA ABSTAINED. MOTION CARRIED.

(Child Care travel was added on March 1, 2001)

MOTION BY JULIE BARTON TO ADD ON THE CHILD CARE DEPARTMENT TO TRAVEL IN ACCORDANCE WITH THEIR GRANT, SECONDED BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.

10. Mary Motquen, Deb Balli

RE: Wisconsin Inter-Tribal Early Education Child Care Council Mtg. Lac Courte Oreilles, WI March 6-7, 2001

MOTION BY JULIE BARTON TO APPROVE THE TRAVEL REQUEST, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

E. VACATION REQUESTS

FINANCE COMMITTEE

LEGISLATIVE OPERATING COMMITTEE

FOR APPROVAL:

Resolution Enacting Emergency Amendment
Rescinding Prior Emergency Amendments to
Section 4-6 (b) of the Per Capita Ordinance

MOTION BY VINCE DELAROSA TO ADOPT RESCINDING RESOLUTION 2-28-01-E, SECONDED BY PAUL NINHAM. TINA DANFORTH ABSTAINED. MOTION CARRIED.

X. TREASURERS REPORT- 4th Wednesday of the Month - Judy Cornelius

XI ONEIDA BUSINESS COMMITTEE CAUCUS

XII ONEIDA BUSINESS COMMITTEE PLANNING

XIII. GAMING COMMISSION

Reconvened on Thursday, March 1, 2001 with Gerald Danforth Chairing

XIV. EXECUTIVE SESSION

A OLD BUSINESS

Rory Dilweg/Loretta Webster (*Chris Doxtator*)

RE: Approve strategy for getting reservation roads turned over to the Tribe, and refer to Law Office to implement

Excerpt from January 3, 2001: MOTION BY DAVID BISCHOFF TO DIRECT THE LAW OFFICE AND LAND MANAGEMENT ATTORNEY TO MEET AND PROVIDE A JOINT RECOMMENDATION BACK IN TWO WEEKS, SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.

Excerpt from January 16, 2001: MOTION BY SANDRA NINHAM TO ACCEPT THE VERBAL UPDATE AND DEFER THIS ITEM FOR TWO WEEKS, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.

Excerpt from January 31, 2001: MOTION BY SANDRA NINHAM TO DEFER THIS ITEM FOR FOUR WEEKS, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

Response due February 28, 2001

MOTION BY JULIE BARTON TO DEFER THIS ITEM FOR TWO WEEKS, SECONDED BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.

Vince DelaRosa (*Judy Cornelius*)

RE: Appeals Transition

Excerpt from January 3, 2001: MOTION BY JUDY CORNELIUS TO FORWARD THIS ITEM TO LOC WITH FOLLOW-UP BACK IN TWO WEEKS, SECONDED BY TINA DANFORTH. MOTION CARRIED UNANIMOUSLY.

Excerpt from January 16, 2001: MOTION BY SANDRA NINHAM TO DEFER THIS ITEM FOR ONE MONTH, SECONDED BY DAVID BISCHOFF. MOTION CARRIED UNANIMOUSLY.

Response due February 28, 2001

MOTION BY JUDY CORNELIUS TO MOVE THIS ITEM TO LOC, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.

MOTION BY JUDY CORNELIUS TO DIRECT THE CHAIR TO COMMUNICATE THIS PROPOSAL TO THE CHIEF JUDICIAL OFFICER , SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.

3. Bill Gollnick (*Judy Cornelius*)

RE: Personnel Issue - Gov. Serv.

Excerpt from February 21, 2001: MOTION BY DAVID BISCHOFF TO DIRECT THE GENERAL MANAGER TO PROVIDE THE BUSINESS COMMITTEE WITH CONFIRMATION OF THIS INSTANCE, BACK IN ONE WEEK, SECONDED BY JULIE BARTON. PAUL NINHAM OPPOSED, EUGENE METOXEN ABSTAINED. MOTION CARRIED.

Response due February 28, 2001

MOTION BY PAUL NINHAM TO ACCEPT AS FYI, SECONDED BY EUGENE METOXEN. JUDY CORNELIUS OPPOSED. MOTION CARRIED.

For the Record, Judy Cornelius opposed the physically violent actions of the Governmental Services Director under any circumstances and the subsequent acceptance of the General Manager wherein the Governmental Services Director imposed a suspension on himself.

4. Gerald Danforth

RE: New Business Opportunity

Excerpt from February 21, 2001: MOTION BY JULIE BARTON TO DEFER THIS ITEM FOR ONE WEEK, SECONDED BY DAVID BISCHOFF. MOTION CARRIED UNANIMOUSLY.

Response due February 28, 2001

MOTION BY PAUL NINHAM TO DIRECT THE CHAIR TO COORDIANTE A FOLLOW-UP MEETING, SECONDED BY EUGENE METOXEN. MOTION CARRIED

UNANIMOUSLY.

5 Rory Dilweg/Vince DelaRosa (*Julie Barton*)

RE: Per Capita Tax Levy
Processes

Excerpt from February 21, 2001: MOTION BY VINCE DELAROSA TO SEND ITEM A.1-2, REGARDING TAX LEVY PROCESSES TO LEGAL TO ADDRESS WITH A WRITTEN RESPONSE BACK ON FEBRUARY 28TH, AND ITEM B - FOR POSSIBLE AMENDMENTS FOR GTC TO BE CONDUCTED BY LOC FOR THE JANUARY 2002 GTC MEETING, SECONDED BY DAVID BISCHOFF. MOTION CARRIED UNANIMOUSLY.

Response due February 28, 2001

MOTION BY EUGENE METOXEN TO APPROVE A TWO WEEK DEFERRAL, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

B. NEW BUSINESS

1. Julie Barton

RE: Management Review Committee

MOTION BY JULIE BARTON TO DEFER THIS ITEM TO LOC WITH A REPORT BACK IN TWO WEEKS, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

2. Sherri King

RE: O.N.E. Report

MOTION BY JUDY CORNELIUS TO APPOINT THE CHAIR, TREASURER, LAW OFFICE AND ACCOUNTING TO FORM A SUBCOMMITTEE AND BRING A REPORT BACK IN ONE WEEK. SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.

3. Shirley Hill

RE: Sharon House Contract Extension

MOTION BY JUDY CORNELIUS TO APPROVE A TWO MONTH CONTRACT EXTENSION FOR SHARON HOUSE AND PENDING AGREEMENT BY BOTH PARTIES, THAT THE CONTRACT CAN BE AMENDED TO BE EXTENDED TO THE END OF THE FISCAL YEAR 2001, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

MOTION BY PAUL NINHAM TO ACCEPT THE DCS LETTER AS FYI, SECONDED BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.

4. David Bischoff

RE: Gaming Organization/CFO Position

MOTION BY JULIE BARTON THAT ITEM A. BE DEFERRED TO THE BUSINESS COMMITTEE RETREAT OF MARCH 2, 2001 FOR A CONFERENCE CALL ARRANGEMENT WITH DELOITTE AND TOUCHE AND THAT THIS ITEM BE PLACED BACK ON THE MARCH 7TH BUSINESS COMMITTEE AGENDA, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

MOTION BY EUGENE METOXEN TO ADOPT THE I.T.S. PLAN, SECONDED BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.

MOTION BY JUDY CORNELIUS TO ACCEPT THE AUDIT MINUTES OF FEBRUARY 23, 2001, AND TO CHANGE THE FIRST MOTION TO READ MOTION MADE BY JULIE BARTON , NOT JUDY CORNELIUS, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

5. Judy Cornelius

RE: Random Drug Testing

MOTION BY JUDY CORNELIUS TO PROCEED WITH THE DRAFT POLICY ON DRUG ALCOHOL TESTING TO THE LOC AND HAVE BARB KOLITSCH GIVE A PRESENTATION TO THE BUSINESS COMMITTEE AT THE NEXT AVAILABLE BUSINESS COMMITTEE PLANNING MEETING, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

6. Judy Cornelius

RE: Construction

MOTION BY PAUL NINHAM TO DIRECT THE GENERAL MANAGER TO COMPLETE THE FINAL PHASING OUT OF CONSTRUCTION BASED ON THE BUSINESS COMMITTEE ACTION OF OCTOBER 7, 1999, WITH A FINAL REPORT BACK IN TWO WEEKS, SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY

7. Tina Danforth

RE: Dispute Resolution Team

MOTION BY PAUL NINHAM TO APPROVE THE LEGISLATIVE AFFAIRS DIRECTOR TO BE ON THE DISPUTE RESOLUTION TEAM, SECONDED BY JUDY CORNELIUS. MOTION CARRIED UNANIMOUSLY.

(Note: Action Number 8. was taken on February 28, 2001)

8. Jennifer Carlton

RE: Bay Bank

MOTION BY EUGENE METOXEN TO PROCEED WITH THE TRANSACTION IN ACCORDANCE WITH THE VALUATIONS AND TERMS OF THE AGREEMENT, AND, TO DIRECT THE CHAIR TO CONTACT THE BOARD OF DIRECTORS AND ARRANGE A MEETING BETWEEN THE BUSINESS COMMITTEE AND BOARD OF DIRECTORS, AND, TO DIRECT CHARLIE LEONARD TO PREPARE A NEWS RELEASE FOR TODAY'S CEREMONY, AND, TO DIRECT ACCOUNTING TO PREPARE A WIRE TRANSFER OF THOSE MONIES FOR TODAY'S CEREMONY, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.

C. ATTORNEY BRIEF

D. LEGISLATIVE AFFAIRS UPDATE

E. OAK RIDGE PLAZA AT 3:45 P.M.

Excerpt from February 14, 2001: MOTION BY JUDY CORNELIUS TO ACCEPT THE VERBAL UPDATE, WITH A REPORT BACK IN TWO WEEKS, SECONDED BY EUGENE METOXEN. SANDRA NINHAM ABSTAINED. MOTION CARRIED.

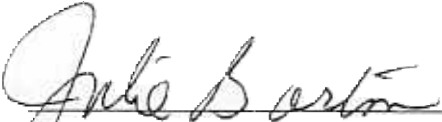
(Not addressed)

F. NATIVE AMERICAN BANK CORPORATION WEEKLY UPDATES

XVII. RECESS/ADJOURN

MOTION BY PAUL NINHAM TO ADJOURN, SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.

MINUTES APPROVED AS PRESENTED ON March 7, 2001 .


Julie Barton, Tribal Secretary
ONEIDA BUSINESS COMMITTEE