

# ***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**

**NOVEMBER 14, 2001**

**BUSINESS COMMITTEE CONFERENCE ROOM**

**PRESENT:** Gerald Danforth - Chair, Julie Barton - Secretary, Judy Cornelius- Treasurer, Vince DelaRosa, Paul Ninham, Eugene Metoxen- Council Members

**EXCUSED:** Tina Danforth - Vice Chair, Sandra Ninham, David Bischoff - Council members

**OTHERS PRESENT:** Brad Graham, Pat Lassila, Dan Baker, Barbara Skenandore, Kitty Melchert, Geraldine Danforth, Janice Hirth, Karen Cornelius, Mariann Close, C. Doxtator, Erma Doxtator, Lloyd Powless, Shane Anton, Pearl McLester, Mary Greendeer, Rachquel Hill, Erv Thompson, Cheryl Stevens

**OPENING: Hugh Danforth**

**I. CALL TO ORDER BY GERALD DANFORTH AT 9:20 A.M.**

**II. OATH OF OFFICE**

**III. APPROVAL OF AGENDA**

**A. ADDITIONS:**

**To Vacation Requests:**

**Oneida Business Committee Meeting Minutes of November 14, 2001**

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**B. DELETIONS:**

**MOTION BY VINCE DELAROSA TO APPROVE THE AGENDA WITH THE ADDITION, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.**

**IV. MINUTES TO BE APPROVED:**

Regular Business Committee Meeting Minutes of November 7, 2001

**MOTION BY VINCE DELAROSA TO APPROVE THE NOVEMBER 7, 2001 MINUTES, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.**

**V. TABLED BUSINESS:**

**VI. REPORTS**

- A. HOTEL CORPORATION - (QUARTERLY: NOVEMBER/ FEBRUARY/ MAY/AUGUST) 2nd Wednesday of the Month - Pat Lassila**

Report Submitted

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

- B. APPEALS COMMISSION - (JAN 10/APR 10/JULY 10/OCT 9)  
2nd Wednesday of the Month - Leland Wigg-Ninham**
- C. ONEIDA TRIBAL SCHOOL BOARD - 3rd Wednesday of the Month -  
Shirley Hill**
- D. HOUSING AUTHORITY - 4th Wednesday of the Month - Lois Powless**
- E. ONCOA - 4th Wednesday of the Month - Dellora Cornelius**
- F. ONEIDA GAMING COMMISSION - (QUARTERLY:  
JAN/APR/JULY/OCT) 2nd Wednesday of the Month - Mark Powless**
- G. ONEIDA LAND COMMISSION: 1st Wednesday of the Month - Jeff Mears**

- H. **ONEIDA UTILITIES COMMISSION: 3rd Wednesday of the Month - (MONTHLY) - Fred Muskavich - Interim**
- I. **ONEIDA SEVEN GENERATION CORPORATION (QUARTERLY: JAN APR\JULY\OCT) - 1<sup>st</sup> Wednesday - John Kromer**
- J. **BAY BANK (QUARTERLY: JAN/APR/JULY/OCT): 4th Wednesday of the Month - Bill Menacher**
- K. **TRAVEL REPORTS**

Gerald Danforth

RE: NCAI Meeting, Washington, D.C. - September 11, 2001

**MOTION BY VINCE DELAROSA TO ACCEPT THE TRAVEL REPORT AND SUPPORT THE TRIBAL SOVEREIGNTY PROTECTION INITIATIVE, SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.**

- L. **FOLLOW UP REPORTS/BC DIRECTIVES FROM PREVIOUS MEETINGS**

1 Sandra Ninham

RE: Chief Financial Officer Job Description

**Excerpt from July 18, 2001: MOTION BY JULIE BARTON TO DEFER THIS ITEM BACK TO SANDRA NINHAM AND TERRY CORNELIUS FOR FINAL RECOMMENDATION AND THAT IT INCLUDE THE BUDGET LINE ITEM, BACK IN ONE WEEK, SECONDED BY TINA DANFORTH. PAUL NINHAM ABSTAINED. MOTION CARRIED.**

**Deferred July 25, 2001 and August 1, 15, 29, 2001 and October 10, 24, 2001**

**Response due November 14, 2001**

**MOTION BY PAUL NINHAM TO DEFER THIS ITEM FOR THIRTY DAYS, SECONDED BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.**

2. Sandra Ninham (Judy Cornelius)

RE: Develop a Process for Hiring Except for Critical Positions

**Excerpt from September 19, 2001: MOTION BY DAVID BISCHOFF TO DEFER THIS ITEM TO THE FINANCE COMMITTEE TO DEVELOP A PROCESS FOR HIRING, EXCEPT FOR CRITICAL POSITIONS, BACK IN TWO WEEKS, SECONDED BY JULIE BARTON. SANDRA NINHAM ABSTAINED. MOTION CARRIED.**

**Excerpt from October 3, 2001: MOTION BY JUDY CORNELIUS TO ASSIGN THIS ITEM TO SANDRA NINHAM, BACK IN THREE WEEKS, SECONDED BY EUGENE METOXEN. DAVID BISCHOFF ABSTAINED. MOTION CARRIED.**

**Excerpt from October 24, 2001 : MOTION BY SANDRA NINHAM TO DEFER THIS ITEM TO THE NOVEMBER 14, 2001 BUSINESS COMMITTEE MEETING, SECONDED BY DAVID BISCHOFF. MOTION CARRIED UNANIMOUSLY.**

**Response due November 14, 2001**

**MOTION BY JULIE BARTON TO COMBINE FOLLOW-UP ITEMS 2 AND 4, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.**

**MOTION BY JULIE BARTON TO APPROVE THE IMPLEMENTATION OF THE MANAGEMENT AND EMPLOYMENT REVIEW PROCEDURES, SECONDED BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.**

For the Record, Vince DelaRosa felt that we could move forward with this project.

(Note: the Business Committee stated that this motion supercedes the previous motion of implementing a hiring freeze. It is now lifted and the implementation and criteria of the management and employment review procedures are now in place.)

3. Julie Barton

RE: ONCOA Stipends

**Excerpt from October 31, 2001: MOTION BY SANDRA NINHAM. TO DIRECT JULIE BARTON TO FOLLOW UP WITH THE DOCUMENTATION WITH FINAL RECOMMENDATIONS BACK IN TWO WEEKS, SECONDED BY DAVID BISCHOFF. MOTION CARRIED UNANIMOUSLY.**

**Response due November 14, 2001**

**MOTION BY PAUL NINHAM TO ADOPT OPTION NUMBER 1 TO HONOR THE BUSINESS COMMITTEE APPROVAL OF THE ONCOA 2000 BY-LAWS AND PAY ONCOA THE \$75.00 STIPEND, SECONDED BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.**

**MOTION BY VINCE DELAROSA TO DEFER THE POLICY OF GOVERNING BOARDS, COMMITTEES AND COMMISSIONS FOR AMENDMENTS TO LOC, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.**

4. Bill Gollnick (Judy Cornelius)

RE: Clarity and Definition of New Hires and  
Hiring Freeze

**Excerpt from November 7, 2001: MOTION BY TINA DANFORTH TO DIRECT THE GENERAL MANAGER TO DEFINE CLARITY AND DEFINITION FOR NEW HIRES AND CLARITY AND DEFINITION FOR THIS FREEZE TO BE ESTABLISHED, BE BROUGHT BACK IN ONE WEEK, SECONDED BY DAVID BISCHOFF. VINCE DELAROSA OPPOSED. MOTION CARRIED.**

**Response due November 14, 2001**

(See follow-up 2)

## **VII. NEW BUSINESS**

### **A. RESOLUTIONS**

1 Danette Woodmansee/Lance Kelley RE: Women's Sports Foundation Grant

**MOTION BY PAUL NINHAM TO ADOPT RESOLUTION 11-14-01-A, SECONDED BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.**

### **B. REQUESTS**

Julie Barton

RE: Oneida Nation Veterans Affairs Committee  
Recommendations and reposting of one (1) vacant  
position

**MOTION BY VINCE DELAROSA TO POST ONE VACANT POSITION FOR THE ONEIDA VETERANS AFFAIRS COMMITTEE, SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.**

**MOTION BY VINCE DELAROSA TO APPROVE LORETTA V. METOXEN, LYNN SUMMERS AND GERALD B. CORNELIUS TO FILL THE BOARD VACANCIES, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.**

2 Julie Barton

RE: Post one (1) vacant position on the Oneida  
Land Commission

**MOTION BY EUGENE METOXEN TO POST ONE VACANT POSITION OF THE ONEIDA LAND COMMISSION, SECONDED BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.**

3 Julie Barton

RE: CRC Amendments - BIA Response

**MOTION BY VINCE DELAROSA TO DIRECT THAT THE CONSTITUTION MATTER BE DIRECTED TO THE LOC AND THAT THEY IMMEDIATELY COMMENCE CONSTITUTIONAL DRAFTING SESSIONS BASED LARGELY ON THE PREVIOUS WORK OF THE CONSTITUTIONAL REVIEW COMMITTEE AND THAT THEY BRING FORWARD A COMPLETE CONSTITUTIONAL DRAFT FOR THE ONEIDA BUSINESS COMMITTEE'S CONSIDERATION BY WEDNESDAY, JANUARY 16, 2002 , SECONDED BY PAUL NINHAM. JULIE BARTON ABSTAINED. MOTION CARRIED.**

**MOTION BY JULIE BARTON TO DIRECT THE CHAIR TO RESPOND TO THE BIA'S LETTER OF OCTOBER 19, 2001, SECONDED BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.**

**C. TRAVEL REQUESTS**

Sandra Ninham

RE: Tribal Advisory Board Meeting, Bloomington,  
MN - December 13, 2001

**MOTION BY VINCE DELAROSA TO APPROVE THE TRAVEL REQUEST, SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.**

**D. VACATION REQUESTS**

1 Paul Ninham

RE: November 19-21, 2001

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

**VIII. FINANCE COMMITTEE**

**IX. LEGISLATIVE OPERATING COMMITTEE**

**X. GAMING GENERAL MANAGER REPORT - (Monthly at 1:30 p.m. on the 1<sup>st</sup> Wednesday)**

**Report Submitted**

**MOTION BY JULIE BARTON TO ACCEPT THE GAMING GENERAL MANAGER'S MONTHLY REPORT, SECONDED BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.**

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

**MOTION BY JULIE BARTON TO DEFER THE TREASURER'S REPORT TO NOVEMBER 28, 2001, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.**

**ONEIDA BUSINESS COMMITTEE PLANNING**

**GAMING COMMISSION**

**EXECUTIVE SESSION**

**MOTION BY VINCE DELAROSA TO ADD ITEM #3 OLD BUSINESS - PATRICIA BREZINSKI POTENTIAL CONFLICT OF INTEREST, SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.**

**A. OLD BUSINESS**

1 Terry Cornelius

RE: Bank of America - 3<sup>rd</sup> Amendment to the Credit Agreement

**Excerpt from November 7, 2001: MOTION BY JUDY CORNELIUS TO DEFER THIS ITEM FOR ONE WEEK, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.**

**Response due November 14, 2001**

**MOTION BY VINCE DELAROSA TO FORWARD THE EXECUTIVE SUMMARY ALONG WITH THE VERBAL REPORT THAT TERRY CORNELIUS GAVE TO THE LAW OFFICE FOR A FINAL STATEMENT OF EFFECT ON THE CURRENT RESOLUTION, SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.**

**MOTION BY VINCE DELAROSA TO DIRECT THE LAW OFFICE TO ASSIST TERRY CORNELIUS TO PUT TOGETHER A CHRONOLOGY OF EVENTS SURROUNDING THIS MATTER, SECONDLY, THAT THE LAW OFFICE PROVIDE A LEGAL REVIEW OF THE OVERALL MATTER IN IT'S ENTIRETY, SECONDED**

**BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.**

2 Lloyd Powless

RE: Attorney Charlene Smith contract

**Excerpt from November 7, 2001: MOTION BY DAVID BISCHOFF TO APPROVE REVIEW OF THE CONTRACT TO BE ACTED UPON NEXT WEEK, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.**

**Response due November 14, 2001**

**MOTION BY PAUL NINHAM TO APPROVE ATTORNEY CHARLENE SMITH'S CONTRACT, SECONDED BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.**

3 Patrica Brzezinski

RE: Conflict of Interest

**MOTION BY VINCE DELAROSA TO ACKNOWLEDGE THE POTENTIAL CONFLICT AND DIRECT THE CHAIR TO SIGN THE NOVEMBER 13<sup>TH</sup> WAIVER, SECONDED BY PAUL NINHAM. MOTION CARRIED UNANIMOUSLY.**

**B. NEW BUSINESS**

Deanna Bauman

RE: Dr. Stephanie Burrell Agreement

**MOTION BY EUGENE METOXEN TO APPROVE THE DR. STEPHANIE BURRELL AGREEMENT, SECONDED BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.**

2 Pat Lassila

RE: Radisson Hotel & Conference Center  
Expansion Update

**MOTION BY JULIE BARTON TO ACCEPT THE RADISSON HOTEL AND CONFERENCE CENTER EXPANSION UPDATE, SECONDED BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.**

Cheryl Skolaski

RE: New Enrollments/Relinquishments

**MOTION BY PAUL NINHAM TO APPROVE THE 37 NEW ENROLLMENTS AND DENY 6 NEW ENROLLMENTS AND 1 RELINQUISHMENT, SECONDED BY VINCE DELAROSA. MOTION CARRIED.**

**C. ATTORNEY BRIEF**

1 Amicus Brief

RE: NIGC Authority

**MOTION BY VINCE DELAROSA TO ACCEPT THE ATTORNEY BRIEF WITH A NOTE APPROVING THE CHAIRMAN TO WORK ON DRAFTS OR AMENDMENTS TO THE AMICUS FILING, WITH THE DESIRED OUTCOME FOR THE CHAIR TO SIGN OFF ON ANY AMENDMENTS OR AMICUS FILING WHEN COMPLETE SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.**

**D. LEGISLATIVE AFFAIRS UPDATE**

Tenuta & Hermes Contract

**MOTION BY PAUL NINHAM TO APPROVE THE TENUTA & HERMES CONTRACT WITH ATTACHMENT A, SECONDED BY VINCE DELAROSA. MOTION CARRIED UNANIMOUSLY.**

2 Fund Raiser for Marina Cantrell

**MOTION BY PAUL NINHAM TO APPROVE THE FUND RAISER FOR MARINA CANTRELL AS PER MEMO DATED NOVEMBER 13, 2001, SECONDED BY JULIE BARTON. MOTION CARRIED UNANIMOUSLY.**

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

**F. NATIVE AMERICAN BANK CORPORATION WEEKLY UPDATES**

**Excerpt from October 31, 2001: MOTION BY JULIE BARTON TO ASSIGN THE VICE CHAIR TO PROVIDE A FULL REPORT TO THE BUSINESS COMMITTEE ON THE STATUS OF THE NATIVE AMERICAN BANK, BACK BY NOVEMBER 7, 2001, SECONDED BY DAVID BISCHOFF. MOTION CARRIED UNANIMOUSLY.**

**Excerpt from November 7, 2001: MOTION BY JUDY CORNELIUS TO DEFER THIS ITEM FOR ONE WEEK, SECONDED BY PAUL NINHAM. TINA DANFORTH ABSTAINED. MOTION CARRIED.**

**Response due November 14, 2001**

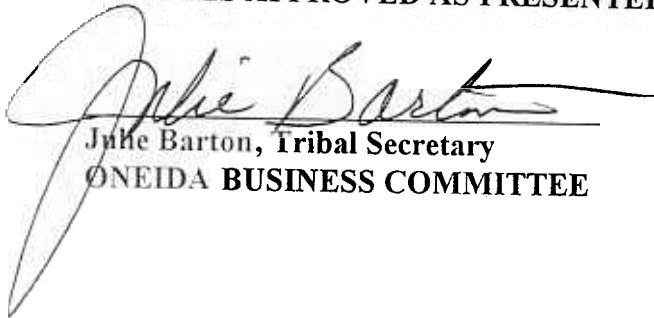
**MOTION BY PAUL NINHAM TO DEFER THIS ITEM FOR TWO WEEKS,  
SECONDED BY EUGENE METOXEN. MOTION CARRIED UNANIMOUSLY.**

**G. AUDIT COMMITTEE**

**XV. RECESS/ADJOURN**

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

**MINUTES APPROVED AS PRESENTED ON November 28, 2001 .**



**Julie Barton, Tribal Secretary  
ONEIDA BUSINESS COMMITTEE**