

Oneida Tribe of Indians of Wisconsin

Post Office Box 365

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Oneida, WI 54155



Oneidas bringing several hundred bags of corn to Washington's starving army at Valley Forge, after the colonists had consistently refused to aid them



APPROVED AS
READ CORRECTED

5-5-89



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

REGULAR MEETING

FRIDAY, APRIL 21, 1989

I. CALL TO ORDER: Meeting called to order at 9:00 a.m.

Present: Purcell Powless-Chairman, Richard Hill-Vice Chairman, Amelia Cornelius-Secretary, Lloyd Powless, Larry Barton, Loretta Metoxen
Ernie Stevens-Council Members

Excused: Kathy Hughes-Treasurer, David King-Council Member

Others: Don Wilson, Sherri Mousseau, Chris Doxtator, Alan Doxtator, Thelma McLester, Debbie Doxtator, Tony Benson, Artly Skenandore, Mark Powless, Mike King, Leland Danforth, John Spangberg, Butch Rentmeester, Bobbi Webster, Wayne Skenandore, Herb Powless, Cliff Cornelius, David Powless

II. APPROVAL OF AGENDA

Amelia Cornelius moved to adopt the agenda as amended:

- a) BIA Budget Review Process
- b) GLITC Restoration of BIA Budget

Loretta Metoxen seconded. Motion carried.

Sherri Mousseau displayed Certificate of Nominations received by the Tribal School at the National Indian School Board meeting: Oneida Tribal School Board of the Year, Taryn Webster as Student of the Year, Jerry L. Hill as Parent of the Year, Sherri Mousseau as Administrator of the Year. One plaque for being an applicant for Effective School of 1989 year and also a plaque being selected number 13 for the Effective School for year 1990.

Chairman Purcell Powless congratulated Sherri Mousseau and the Tribe School on behalf of the Oneida Tribe.

III. MINUTES TO BE APPROVED - None Scheduled

IV. TABLED/UNFINISHED BUSINESS

V. REPORTS:

A. HUMAN RESOURCES

1. Staffing Needs in Human Resources

Due to loss of assistant for an undetermined amount of time, the request is to proceed to hire a replacement outside the normal hiring procedures. Amelia Cornelius moved to approve the request, Rick Hill seconded. Loretta Metoxen moved to amend the motion to require the position be filled with an Oneida Tribal member, Rick Hill seconded. Motion carried. Main motion carried.

2. Personnel Policy Review Committee

Rick Hill moved to have Amelia Cornelius formally Chair the Review Committee and to advertise for members and to establish meeting dates and times. Ernie Stevens seconded. Amelia Cornelius abstained. Motion carried.

3, 4 & 5 Information:

Transfer of J. Malcolm to Admin. Assist.-Communications
Current Bingo List - 56 people - 31 applicants complete files

Hiring Cashier Sales Clerks - Ticket Operations Annette Cornelius & Julia Torrez (6 persons on pool)

B. ORTEK REPORT - David Powless

- ° Working on 8-A Certification
- ° Review of Financial Statement
- ° 11 Oneidas employed

Discussion on reports by enterprises. Lloyd Powless and Amelia Cornelius will develop a formal process and date for the reports by enterprises.

C. TV BINGO - Don Wilson

Rick Hill moved to authorize Don Wilson to submit a letter to the FCC in regard to the TV Bingo. Amelia Cornelius seconded. Motion carried.

D. INFORMATION - LAND USE PLANNING MEETING NOTICE

Land Use Planning Meeting May 3, 1989 by Conservation Committee at the Radisson. Ernie Stevens moved to have an all day meeting on May 3, 1989 to discuss the Land Use Plan. Loretta Metoxen seconded. Motion carried.

E. INFORMATION - TRAVEL REPORT BY RICK HILL

Travel Report on Reservation Enterprise Conference in Washington, D.C. Loretta Metoxen moved that the Oneida Tribe become a member of the Nation Center for American Indian Enterprise Development, Ernie Stevens seconded. Motion carried. This center can assist the Tribe, at no cost, to get 8-A certified. They are presently assisting ORTEK.

VI. NEW BUSINESS

A. RESOLUTIONS

1. RETROACTIVE APPROVAL OF 4-21-89-A - HOME GARDEN PROJECT

WHEREAS, the Oneida Tribe of Indians of Wisconsin is eligible to apply for contracts with the Bureau of Indian Affairs to plan, conduct, and administer all or parts of Bureau authorized programs, under authority of Public Law 93-638, and

WHEREAS, the Tribal Governing Body has determined that it wishes to exercise the contracting option and/or Purchase Order.

NOW, THEREFORE BE IT RESOLVED THAT:

1. The Scope of the Plan is to conduct and administer the Tribal Home Vegetable Garden Project.
2. The Tribal Chairman is authorized to negotiate and execute the Plan and any amendments thereto.
3. The authorities granted herein shall be effective until such time as the Tribal Governing Body takes further action by resolution.
4. The Tribal Governing Body shall review the plan and any amendments thereto before execution.
5. The proposed date for start of the contract is May 1, 1989 and shall be effective through July 31, 1989.

BE IT FURTHER RESOLVED THAT: The Oneida Tribe wishes to expend \$2,000.00 as outlined in pre-existing budget authorization from the Bureau of Indian Affairs.

Ernie Stevens moved to adopt, Loretta Metoxen seconded. Motion carried.

2. BIA-INDIAN PRIORITY SYSTEM RESOLUTION #4-21-89-B -

WHEREAS, the Oneida Tribe recognizes the Indian Priority System as the process for obtaining funds through the Bureau of Indian Affairs, and

WHEREAS, it is the obligation of the Bureau of Indian Affairs to consult with the Oneida Tribe regarding its budget pursuant to the Indian Priority System, and

WHEREAS, Federal government and its agencies, including the department of Interior, and the Bureau of Indian Affairs, is mandated by its historic relationship with Indian governments to consult with them on matters regarding their well being, and by federal laws, i.e. P.L. 93-638, the Indian Self-Determination Act and related regulations, which specify the nature of such consultation, and

Resolution #4-21-89-B (Continued)

WHEREAS, Wildlife and Parks funds have been removed from the Indian Priority System without consultation with the Oneida Tribe and to its extreme detriment, and

WHEREAS, the FY'91 budget for non-Indian Priority System funds has been submitted without consultation with the Oneida Tribe and to its extreme detriment, and

WHEREAS, this action by the Bureau of Indian Affairs complained of violates both the law and the spirit of the Indian Self-Determination Act and regulations, the findings of the American Indian Policy Review Commission and the Constitution of the Oneida Tribe and is harmful to the efforts of the Oneida Tribe to enforce its laws.

WHEREAS, the FY'91 budget for Indian Priority System funds is being submitted without the agreement of the Oneida Tribe and which will cause unnecessary hardships to Oneida people and employees.

NOW, THEREFORE BE IT RESOLVED: that the Oneida Tribe, by this resolution formally contests the FY'91 Indian Priority System budget submission and demands its lawful right to be consulted in a timely manner regarding the matters set forth in this resolution.

Ernie Stevens moved to adopt, Rick Hill seconded. Motion carried.

3. GLITC RESOLUTION #4-21-89-C - BIA BUDGET RESTORATION

WHEREAS, the Oneida Tribe of Indians of Wisconsin attended the "Annual Agency Budget Consultation", held in Ashland, Wisconsin, on April 13, 1989, and during said meeting the Bureau of Indian Affairs presented the FY-91 proposed planning budget, and

WHEREAS, the budget presented includes a \$190,000.00 reduction in funds as compared to the FY-89 budget, which if implemented, would result in a project loss of three (3) FTE positions with the Great Lakes Agency, and severe cuts in program dollars available to the ten (10) tribal governments served by the Agency, and

WHEREAS, the proposed FY-91 budget presents a continued year-to-year loss in the amount of Bureau of Indian Affairs' funding available to Great Lakes Agency that has resulted in severe reductions to necessary programs and services available to the tribal governments, now

THEREFORE BE IT RESOLVED: that the Oneida Tribe of Indians of Wisconsin hereby disputes in the strongest terms, the FY-91 budget as proposed for the Great Lakes Agency, and

BE IT FURTHER RESOLVED, that the Oneida Tribe of Indians of Wisconsin hereby requests that the full \$190,000.00 proposed reduction, be reinstated to the budget so tribal governments served through the Great Lakes Agency will not be forced to accept additional losses in programs and services.

Lloyd Powless moved to adopt, Rick Hill seconded. Motion carried.

Resolutions (Continued)

Rick Hill moved to table the Corporate Resolution until Kathy Hughes or Lynn VandenLangenberg are present. Loretta Metoxen seconded. Motion carried.

B. REQUESTS:

1. ONEIDA TRIBAL SCHOOL BOARD RECOMMENDATION

Oneida Tribal School Board Recommendation to direct all supervisors to allow elected Oneida Tribal School Board members to participate in any official OTSB functions such as: Regular and special meetings, board training, and hiring/interviews, if needed during regularly scheduled work times and that no personal or vacation time need be taken. Also that the Personnel Policies and Procedures be amended to reflect this change. Lloyd Powless moved to approve the recommendations, and that the Oneida Tribal School Board and Business Committee develop an amendment to the Memorandum of Agreement to reflect the change as necessary, Ernie Stevens seconded. Motion carried. Amelia Cornelius and Loretta Metoxen opposed. Loretta Metoxen opposed as this does not reflect the need of supervisors, Amelia Cornelius opposed as this is interfering in day to day operations.

2. ONEIDA SUICIDE PREVENTION COMMITTEE REQUEST FOR TRAINING SESSION

Training session of 1½ to 2 hours to be attended by all tribal employees, including the Business Committee.

Loretta Metoxen moved to approve, Ernie Stevens seconded. Motion carried.

3. 5 BINGO PASSES FOR COMMUNITY SUICIDE PREVENTION AWARENESS WORKSHOP ON 5/20/89 (Doorprizes) - Tony Benson

Rick Hill moved to approve, Larry Barton seconded. Motion carried

4. GARAGES & DRIVEWAYS FOR 10-9 PROJECT - Don Wilson

Don Wilson requested for garages and asphalt driveways for a total cost of approximately \$3,000. It was suggested that Chris Doxtator, Amelia Cornelius, and Rick Hill work with Don Wilson to assist in some program or recommendation.

5. BINGO CONTROL ORDINANCE & RESOLUTION #4-21-89-D - Jerry L. Hill

WHEREAS, it is in the best interest of the Oneida Tribe that all gaming authorized or conducted by the Oneida Tribe be regulated by one comprehensive gaming ordinance, and

WHEREAS, over the past twelve years, various tribal authority in the form of an ordinance and resolutions have been enacted to regulate bingo, instant tickets, raffles and lotto, and

RESOLUTION #4-21-89-D (Continued)

WHEREAS, all regulation of Oneida gaming is based upon the authority of the Oneida Constitution and the Oneida General Tribal Council, and

WHEREAS, the Oneida Business Committee has held public hearings on the comprehensive Oneida Gaming Control Ordinance as required and combined and revised all authorizing documents as necessary to carry out the purposes of this Ordinance to govern the conduct of all gaming by and for the Oneida Tribe.

NOW, THEREFORE BE IT RESOLVED: that the attached Oneida Gaming Control Ordinance is hereby the law of the Oneida Tribe enacted for the purpose of fully regulating all Oneida gaming enterprises, personnel, accounting, and all related activities for the benefit of the Oneida Tribe and its members, and that this Ordinance shall supercede all previous gaming laws of the Oneida Tribe, and that upon its enactment, that all provisions are effective immediately.

Lloyd Powless moved to adopt, Ernie Stevens seconded. Motion carried.

Ernie Stevens moved to table the ordinance and to hold a special meeting to discuss the possible changes. Larry Barton seconded. Motion carried.

6. LAND COMMITTEE MINUTES OF 4/12/89 - Chris Doxtator

The Land Committee made the following recommendations:

1. Approval of cancellation for Orville Summers on Poplar Lane (Resolution #4-21-89-E) Rick Hill moved to approve, Amelia Cornelius seconded. Motion carried.
2. Approval of modification: the name on the Reynold and Claudia Danforth lease will be changed to exclude Reynold (Resolution #4-21-89-F). Loretta Metoxen moved to approve, Ernie Stevens seconded. Motion carried.
3. Approval of changes for Jacobs Brothers - Lease rent \$2,000-\$3,000. Amelia Cornelius moved to approve, Loretta Metoxen seconded. Motion carried.
4. Approval to accept letter sent by James Boyea regarding lease fees and renewal. Loretta Metoxen moved to approve, Amelia Cornelius seconded. Motion carried.
5. Approval for Little Louis Webster for 3 acres on Piere property for Indian Corn. Rick Hill moved to approve, Larry Barton seconded. Motion carried.
6. Approval of \$4,500 for appraisal costs of all tribal facilities for insurance on properties. Rick Hill moved to approve, Loretta Metoxen seconded. Motion carried.

REQUESTS (Continued)

7. FINANCE & APPROPRIATION RECOMMENDATIONS OF 4/19/89

The following recommendations are made:

- A. St. Norbert College Request: They are requesting \$1,000 for printing of materials and brochures. F&A recommends referring to Community Support Committee for \$500 and the additional \$500 from Career Center budget. Thelma was contacted and indicated that she did not have funds for this and that a request of this type should could be submitted for next year's budget. Larry Barton moved to approve, Amelia Cornelius seconded. Motion carried.
- B. WCC Proposal - John Spangberg - Requested submission of proposal with start-up in July. Deferred until Mike King is present.
- C. Cattle Project: (INFORMATION) Dave Duffin went over the financials of the project with the committee. The F&A committee has no objections with the project. A meeting has been set with the Business Committee and Land Committee on 4/19/89 for further discussion.
- D. WCC Proposal - After further discussion, F&A recommended submission of the WCC proposal with a July start date and to budget for \$11,081.20 for the next fiscal year to operate the project. Lloyd Powless moved to approve, Loretta Metoxen seconded. Motion carried.
- E. Health Center Sprinkler System: (INFORMATION) John Spangberg will use bid from Joe Farrell (internally) for installation. Funding from BIA, Fire Safety grant.
- F. Fitness Center Locker Room Remodeling: \$3,398.00 bid from Randy Jourdan for mens locker room, bid from Joe Farrell for \$3,084.00 for plumbing, 75 lockers at \$36/ea. \$2,700.00 from Thew Supply Co., dri-dek floor tiles for \$252.68, and benches at \$400.00. Total of \$9,834.68. F&A recommends approval with funding from space costs. Lloyd Powless moved to approve, Loretta Metoxen seconded. Motion carried.
- G. BIA Roads Project: - Received grant from BIA for reconstruction of Oneida Ball Park and NHC pond road. Received bids from Murphy Construction for \$10,923.30, and from Green Bay Asphalt for \$11,035. F&A recommends approval of Murphy bid. Loretta Metoxen moved to approve, Lloyd Powless seconded. Motion carried.

8. ALTHEIMER & GRAY - Recovery of Losses - Previous action taken.

9. REQUEST FOR SPECIAL MEETING WITH MR. & MRS. SCHULTZ

Rick Hill moved to meet on May 10, 1989 at 9:00 a.m. with the Schultz's and the people requested, and tribal legal counsel. Amelia Cornelius seconded. Motion carried.

C. CONTRACTS/AGREEMENTS - None Scheduled

D. TRAVEL/VACATION

1. Vacation: Lloyd Powless - May 1 & 2, 1989. Rick Hill moved to approve, Amelia Cornelius seconded. Motion carried.
2. Travel: Rick Hill & Ernie Stevens to Madison, WI on 5/27/89 to give presentation to Graduate Class interested in Oneida Land Claims. Amelia Cornelius moved to approve, Larry Barton seconded. Motion carried.
3. Travel: Larry Barton to New York, N.Y. on 4/24-25/89 to attend the DAIWA Securities Investment Seminar for Indian Tribes. Loretta Metoxen moved to approve, Lloyd Powless seconded. Motion carried.
4. Travel: Purcell Powless to Madison, WI on 4/25-26/89 for G.L.I.T.C. Legislative Reception. Rick Hill moved to approve, Amelia Cornelius seconded. Motion carried.
5. Travel: Purcell Powless to Chicago, IL on May 11, 1989 for National Iron Workers Training Program for American Indians, Inc., Completion Ceremony of Class 52. Rick Hill moved to approve, Amelia Cornelius seconded. Motion carried.

VII. OTHER

1. Alan Doxtator

Discussion on individual enterprises and road construction by state on tribal lands.

VIII. EXECUTIVE SESSION

IX. RECESS/ADJOURN

Motion to recess, seconded and carried



Amelia Cornelius, Tribal Secretary
Oneida Business Committee