



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

Post Office Box 365

Phone: 869-2214

Oneida, WI 54155



APPROVED AS
READ CORRECTED

10-6-89



UGWA DEMOLUM YATEHE
Because of the help of this Oneida Chief in cementing

six nations and the Colony of Pennsylvania, a new nation, the United States, was made possible

REGULAR MEETING

September 1, 1989

I. CALL TO ORDER: Meeting called to order at 9:05 by Vice-Chairman, Richard G. Hill

Present: Richard Hill-Vice Chairman, Kathy Hughes-Treasurer, Lloyd Powless, Larry Barton, Loretta Metoxen, Ernie Stevens, David King-Council Members, Paula King (Recording Clerk).

Excused: Purcell Powless-Chairman, Amelia Cornelius-Secretary

Others: Don Wilson, Ernest Stevens, Jr., Richard Cornelius, Chris Doxtator, Matt Powless, Gerald L. Hill, Atty.

II. APPROVAL OF AGENDA

1. Defer Dr. Grzybowski contract until later date.
2. 1/2 Vacation day - Rick Hill 9/1/89 afternoon.
3. Support nomination of Loretta Metoxen for area vice-president for NCAI

Loretta moved to approve the amendments to the agenda. Lloyd seconded. Motion carried.

MINUTES TO BE APPROVED:

June 28, 1989 - Informational
August 18, 1989 - Regular

Minutes of 8-18-89 approved as written.

TABLED/UNFINISHED BUSINESS

1. Request for ICWA Update - Richard Cornelius
Richard Cornelius distributed a copy of his check with a payee disclaimer written on the back. Richard stated, for the Business Committee record to show that by cashing the check he does not compromise his position. The disclaimer states, "Payee serves notice to the Oneida Tribe of Indians of Wisconsin that the cashing of payroll check #005132 in no way compromises payee's position objecting to the Oneida Tribe's illegal use of the Indian

Child Welfare Act to withhold child support payments arising out of divorce. The Oneida Tribe by paying the amount of \$69.52 reflects a withholding of \$121.00 based on the Indian Child Welfare Act of 1978, is hereby acknowledged. Dated this 31 first day of August, 1989.

Loretta stated that Richard Cornelius shouldn't be dealing directly with the Business Committee until an opinion is received from the Oneida Child Protective Board on the matter of the illegal use of the Indian Child Welfare Act. The Business Committee will send a letter to the Oneida Child Protective Board to proceed with an opinion through investigation, reviewing of minutes, inquiries, etc. Mr. Cornelius stated he would appreciate carbon copies of correspondence as it relates to his case. Jerry L. Hill said any requests for information should be send to the Business Committee in writing by Richard's attorney.

V. REPORTS

1. HUMAN RESOURCES: See Contracts/Agreements - DEFERRED
2. PLANNING DEPARTMENT: Report on Calloway Property FmHA Loan

Sara reported that the FmHA dollars need to be used (and paid back within 4 years) to purchase that land, but that the funds cannot be used to develop the land.

Loretta moved to set up a special meeting next week with the negotiating Committee, Land, and Business Committee representatives to bring back a recommendation for final approval. Ernie seconded. Motion carried.

VI. NEW BUSINESS

1 RESOLUTIONS

- A. Revision of Resolution #5-19-89-a,b,c (Higher Ed, JOM, Employment Assistance

Request to modify Resolution #'s 5-19-89-a,b,c to read, ..."quarterly financial reports twenty five (25) days after each quarter..."

The previous resolutions stated thirty (30) days.

RESOLUTION # 9-1-89-A

WHEREAS, the Oneida Tribe of Indians of Wisconsin has constructed higher education for more than three years, and

WHEREAS, Public Law 100-472 allows tribal governments to seek or be awarded a mature contract as outlined under Section 4, paragraph (h), which reads in part as follows:

"Mature contract means a self-determination contract that has been continuously operated by a tribal organization for three or more years and for which there are no significant and material audit exceptions in the annual financial audit of the tribal organization . . . a contract of the tribal organization in existence on the date of enactment of the Indian Self-Determination and Education Assistance Act Amendments of 1988, which meets this definition, shall be considered to be a mature contract."

WHEREAS, the Oneida Tribe of Indians of Wisconsin has no significant material audit exceptions in the last three years and is fully qualified to be awarded a mature contract as defined by Public Law 100-471, and

WHEREAS, the Bureau of Indian Affairs has failed to complete a timely federal regulations process which would regulate the 1988 amended Public Law 93-638 and Public Law 100-472 clearly defines a mature contract to exist upon the date amendment was enacted, and

WHEREAS, the Oneida Tribe of Indians wishes to have the Higher Education Contract F50C14209538 declared a mature contract as outlined by P.L. 100-472.

NOW, THEREFORE BE IT RESOLVED THAT: the Oneida Tribe of Indians of Wisconsin requests that the Higher Education F50C14209538 contract between the Oneida Tribe and the Bureau of Indian Affairs be declared a mature contract.

BE IT FURTHER RESOLVED THAT: the Oneida Tribe of Indians of Wisconsin wishes to amend said mature contract with a new date to read October 1, 1989 to September 30, 1990, or the proposed calendar as prescribed the Law, said contract allocation for the period will include all carryover funds from FY'89 and final allocations as awarded by the United States Congress and related allocations as agreed to by the Oneida Tribe of Indians of Wisconsin and the Bureau of Indian Affairs in the Indian Priority System (IPS) consultations.

BE IT FURTHER RESOLVED: that the Oneida Tribe of Indians of Wisconsin requests this contract not be considered as a procurement contract and the Tribe is committee to provide quarterly financial reports twenty-five (25) days after each quarter and a final report within ninety (90) days upon completion of FY'89, and that any and all changes to the existing contract must be agreed to by both, the Oneida Tribe and the Bureau of Indian Affairs.

Loretta moved to approve the amendments. Kathy Hughes seconded. Motion carried.

2. REQUESTS:

- A. Request to Reward Staff for JCAHO Accreditation - Roberta Kinzhuma

Request was for 44 gift certificates and 28 bingo passes to be given out at OCHC open house as a special reward to all staff that contributed toward the JCAHO accreditation. Larry Barton moved to approve and that this be coordinated with the Public Relations department. Kathy Hughes seconded. Motion carried.

- B. Finalization of Business Plans for Cattle Project - Chris Doxtator

The current financial status of the cattle project is needed by September 15. Loretta stated that she developed one page of rules and procedures which should be added to for consideration and adoption. Formalization of safety procedures should be coordinated with the Environmental Health department.

Ernest Stevens moved that the Business Committee recommend to the Land Committee that they consider an Enterprise Board to assist in the operations to include members of the Agricultural Committee. Loretta seconded, Kathy abstained. Motion carried.

- C. Request to Submit EPA Grant for Funding - Bob Christjohn

Lloyd moved to approve. Loretta Metoxen seconded. Motion carried.

- D. NCAI Mail Ballot RE: United Sioux Tribes Resolution #01-89-08

Lloyd moved that the Tribe not respond to the mail ballot. Loretta seconded. Motion carried. Ernie moved that the Business Committee request an audit report from the NCAI organization. Kathy seconded. Motion carried.

Larry Barton moved to support Loretta's nomination as the area vice-president for NCAI. Lloyd seconded. Loretta abstained. Motion carried.

- E. Oneida Facilities Planning Committee Recommendation RE: Sewer Ordinance

Previously approved

3. CONTRACTS/AGREEMENTS

- A. Employment Agreement with Dr. Robert J. Grzybowski - Chris Johns

DEFERRED

4. TRAVEL/VACATION

- A. Travel: 2 people to Denver, CO for Pesticide Applicator Certification Seminar

Loretta recommends that (2) representatives from Oneida attend, possibly an individual from the Cattle project and someone from Conservation. Kathy moved to turn this over for the General Manager to make a final recommendation for (1) individual to attend. Larry Barton seconded. Motion carried.

- B. Travel: Gerald L. Hill to Las Vegas, NV to attend the World Gaming Congress & Expo '89 on October 3, 4 & 5, 1989.

Larry Barton moved to approve Jerry's travel. Lloyd seconded. Motion carried.

- C. 1/2 Vacation Day for Rick Hill for afternoon of 9/1/89. Lloyd moved to approve. Ernie seconded. Motion carried.

OTHER

1. Info: 2 Bingo passes approved by Executive Privilege for Canadian Oneidas
2. GTC Petition for Meeting Re: Bingo Investigation

Ernie moved to accept the petition for a GTC meeting on September 18, 1989 at 6:00 P.M. at the Norbert Hill Center Auditorium. Kathy Hughes seconded. Motion carried.

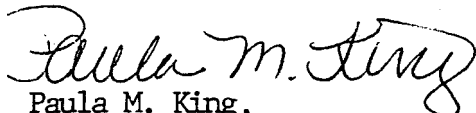
3. Update on progress of State Compact Negotiations for Tuesday's attorney meeting.

EXECUTIVE SESSION - NONE

IX. RECESS/ADJOURN

10:20 A.M. Lloyd moved to adjourn. Kathy Hughes seconded. Motion carried.

Respectfully submitted,



Paula M. King,
Recording Clerk

PK