

Oneida Tribe of Indians of Wisconsin

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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

11-3-89



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, OCTOBER 27, 1989

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

Present: Purcell Powless-Chairman, Richard Hill-Vice Chairman, Kathy Hughes-Treasurer, Amelia Cornelius-Secretary, Lloyd Powless, Larry Barton, Ernie Stevens, David King-Council Members

Excused: Loretta Metoxen-Council Member

Others: Don Wilson, Chris Johns, Chris Doxtator, Attorney Gerald Hill, Artly Skenandore, Jr., Thelma McLester, Debbie Doxtator, Ernie Stevens Jr.

APPROVAL OF AGENDA

Rick Hill moved to adopt the agenda as amended:

- a) Add Baptiste Stevens' request to Human Resource Report
- b) Garnishment Hearing dates
- c) Policy Development for use of Tribal Equipment

David King seconded. Motion carried.

MINUTES TO BE APPROVED: None Scheduled

TABLED/UNFINISHED BUSINESS

1. Native American Holdings, Inc.

Amelia Cornelius moved to take Native American Holding, Inc. from the Table, Kathy Hughes seconded. Motion carried.

Rick Hill moved to accept recommendation not to make any commitment at this time, but to review in one year. David King seconded. Lloyd Powless abstained. Motion carried.

V. REPORTS:

1. HUMAN RESOURCES

a) Information:

- Reassignment of Lori F. Webster to Relief Mgr. W. Mason C-Store from Cashier/Sales Clerk at One Stop 54
- Transfer of Mary LeMieux from Museum Assistant to Income Maintenance Worker
- Hiring of Internal Auditor - Arvin A. Prebelski

Discussion on hiring of Foreman for Farm Project. Ernie Stevens moved to hire Baptist Stevens as a regular employee and to establish an Agricultural Labor Pool for seasonal farm employees, Kathy Hughes seconded for discussion. Amelia Cornelius abstained. Motion carried.

2. TRAVEL REPORTS

a) Lloyd Powless, Rhinelander, WIRC, AILCEB & WIEA
10/15-18/89

Lloyd Powless moved to refer material on training for surveyor to the Land Committee for the development of a trainee or development of an internship for the surveyor position. Ernie Stevens seconded. Motion carried. Kathy Hughes abstained.

Comments by Lloyd Powless on Math Workshop and Speaker John Mohawk. It is possible that Mr. Mohawk could be of assistance to the Kalihwisaks. He will refer the math presenter Jerri Grignon to the Tribal School.

b) Loretta Metoxen, Albuquerque, NM 10/27/89 - No Report Given

c) Amelia Cornelius, GLITC, Gaming Expo, Tribal Investment in Scottsdale, NIEA, WIEA

Suggested that Oneida support Red Lake Chippewa in fighting constitutionality of Gaming Act, need to continue promotions and public relations in regard to Gaming, Scottsdale investment, White House Conference on Education, and to recommend support of WIEA and not to re-establish the GLITC Education Committee.

VI. NEW BUSINESS

1. RESOLUTIONS

A. Resolution #10-27-89-A, Recognition for Lillian King Retirement

WHEREAS, the Oneida Tribe of Indians acknowledges and appreciates accomplishments of its community members, and

Resolution #10-27-89-A (Continued)

WHEREAS, Lillian King, a Tribal Member, has demonstrated her professionalism as a Tribal Employee for many years at Oneida Bingo, and

WHEREAS, it is the desire of the Oneida Tribe that others may know of her service to the Oneida Tribe.

NOW THEREFORE BE IT RESOLVED: that the Oneida Tribe hereby recognizes and honors the service given by one of our respected Tribal Members, Lillian King.

Rick Hill moved to adopt Resolution #10-27-89-A, Larry Barton seconded Motion carried.

Loretta Metoxen attends meeting.

2. REQUESTS:

A. Land Committee Recommendation - Chris Doxtator

Land Committee recommended to refer Calloway property to Negotiations and to review land acquisition budget before a commitment is made. Rick Hill moved to approve the recommendation, Ernie Stevens seconded. Motion carried.

B. Addendum to FY'90 Budget Proposal - Kathy Hughes

Rick Hill moved to approve addition of \$125,000 for Wells & Septic, and \$25,000 for AmerIndian Center, and to decrease \$10,000 from program advertising, \$40,000 from Enterprise advertising, \$50,000 from legislative support, and \$50,000 from Land Acquisition Budget. Loretta Metoxen seconded. Motion carried.

Ernie Stevens suggested that the Treasurer develop a statement to present to General Tribal Council.

C. Discussion of Land Use Plan for G.T.C. Meeting on 10/28/89

Loretta Metoxen moved that Carl Rasmussen and Sarah Plummer develop a presentation to give at the General Tribal Council and that Carl Rasmussen and Amelia Cornelius develop an agenda for the meeting, Ernie Stevens seconded. Motion carried.

D. NARF Recommendation RE: S. 32 Death Penalty Resolution #10-27-89-B

WHEREAS, the U.S. Senate currently is debating federal death penalty legislation (S. 32, S.36, and Title II of S. 1225) which would resurrect a federal death penalty for 24 crimes including first degree murder; and,

WHEREAS, proposed death penalty legislation will more likely be applied to first degree murder cases, yet two thirds to three quarters of all first degree murder cases prosecuted in the Federal system involve Indian defendants thereby disproportionately subjecting Indian defendants to a death penalty; and,

RESOLUTION #10-27-89-B (Continued)

WHEREAS, in those states without a death penalty or a limited version and where state law will govern, Indians will be subject to a death penalty in circumstances where a non-Indian would not face that ultimate punishment; and

WHEREAS, a death penalty being applied in Indian Country will not deter further criminal behavior because almost all Indian murder cases arise between family members and acquaintances in the "heat of passion" where the defendant and decedent at the time of death were both intoxicated; and,

WHEREAS, a death penalty will not address the roots of criminal behavior in Indian communities but alcohol rehabilitation and treatment programs, and education of Indian youth to prevent alcohol abuse will attack the problem and prevent further Indian murders; and,

WHEREAS, states have the authority to determine whether to improve the death penalty within their jurisdictions but Indian tribal governments do not; Congress must therefore act as trustee on behalf of tribal governments who overwhelmingly oppose the death penalty; and,

WHEREAS, a death penalty goes against the cultural beliefs and traditions of Indian people who value life and place greater emphasis on restitution by making the family and community whole again; and,

NOW THEREFORE BE IT RESOLVED: that the Oneida Tribe Of Indians of Wisconsin hereby resolve it opposes any legislation before Congress that includes a federal death penalty that impacts American Indians disproportionately and discriminates against American Indians by virtue of federal law and jurisdiction to prosecute first degree murder cases in Indian Country; and

BE IT FURTHER RESOLVED: that the Oneida Tribe of Indians of Wisconsin strongly urges the members of the United States Senate to vote in favor of an amendment to be offered by Senator Joseph Biden, Chairman of the Judiciary Committee that would prohibit the death penalty from being imposed in Indian Country through 18 U.S.C. Sections 7, 1152, and 1153.

Loretta Metoxen moved to adopt Resolution #10-27-89-B in opposition to the death penalty and to send letters to legislators, Rick Hill seconded. Motion carried.

E Self-Funded Medical Insurance Recommendations by
Investment Committee.

Lloyd Powless moved to approve the following recommendations:

- 1 The Investment Committee recommends an increase in premiums paid by the Tribe and plan participants to take effect on January 1, 1990. The Investment Committee recommends that this increase be 30% across the board (30% for family plan and individual plan participants). The Investment Committee does not recommend a change in the cost-sharing ratio (75% Tribe, 25% participant) at this time.

Self Funded Insurance (Continued)

2. The Investment Committee recommends that an annual review of this health insurance benefit plan take place and that employees be made aware that annual premium increases may be necessary in order to maintain the viability of this benefit.
3. The Investment Committee recommends that increased attention and effort be directed toward communicating the various specific benefits, terms and conditions of the plan to employees and to encourage a "partnership" attitude among employees in the effort to make the best and wisest use of the benefits provided under this plan. The size of the annual premium increase is to provide the measure of the success of this effort.
4. The Investment Committee recommends better coordination of cost-containment efforts between the Tribe's Benefits Office and the third-party administrator (TPA) Claims Management Services.
5. The Investment Committee recommends that an open enrollment period be held concurrent with the date of the premium increase but that there be no change in the eligibility requirements.
6. The Investment Committee recommends that the Tribe and CMS begin to sue the services of a local preferred provider organization to negotiate discounts in fees charged by local health care providers in the performance of eligible services. This is expected to reduce claims activity for certain benefits by 10-15% with no decline in the quality of services.
7. The Investment Committee recommends that the Oneida Tribe investigate the possibility of modifying the Indian Health Service 638 contract for the purpose making better and more efficient use of this "safety net" insurance.

Amelia Cornelius seconded. 4 members for (Kathy Hughes, Loretta Metoxen, Amelia Cornelius, Lloyd Powless), 3 opposed (Ernie Stevens, Larry Barton, David King), 1 abstained (Rick). Motion carried.

F. Request by Mary Doxtator for Financial Information RE:
Vending On the Reservation

Rick Hill moved to approve the request, David King seconded. Motion carried.

G. Resignation of Oneida Housing Authority Board Member
Evelyn Hill

David King moved to accept Evelyn Hill's resignation, Amelia Cornelius seconded. Motion carried. Vacant position to be posted.

H. Oneida Housing Authority August & September, 1989 Reports

Ernie Stevens moved to table until Director is present, David King seconded. Motion carried.

Requests (Continued)

I Discussion on OBC Gaming Task Force - Ernie Stevens

Committee will consist of Attorney Gerald Hill, Ernie Stevens, Larry Barton, Amelia Cornelius, Loretta Metoxen, Debbie Doxtator, Artley Skenandore Jr., Jerry M. Hill, Bob Niemela, Doris Yelk Wilberg. Others are invited if they wish to participate.

3. CONTRACTS/AGREEMENTS

A. Employment Agreement with Dr. Bill Stempski, Dental Director

Loretta Metoxen moved to approve the Employment Agreement with deletion of Article IV, 4.1, Kathy Hughes seconded. Motion carried. (This is a contract and should be negotiated at expiration date.)

4. TRAVEL/VACATION

A. Travel: Loretta Metoxen to Washington, D.C. 11/2-5/89 for NCAI Executive Committee Meeting.

Larry Barton moved to approve with travel paid for by NCAI, and the Oneida Tribe picking up per diem. David King seconded. 5 members for, 2 opposed (Kathy Hughes & Amelia Cornelius), 1 abstained (Loretta Metoxen), Motion carried.

VII. OTHER

1. Garnishment Hearing

Date for Garnishment Hearing for 4 tribal employees is November 8, 1989 at 9:00 a.m. in the Business Committee Conference Room.


2. Request for Development of Policy for Use/Rental of Tribal Equipment

Loretta Metoxen moved to have Building & Grounds Manager develop a policy for the Use/Rental of Equipment, Kathy Hughes seconded. Motion carried.

VIII. EXECUTIVE SESSION

IX. RECESS/ADJOURN

David King moved to recess, motion seconded and carried.



Amelia Cornelius, Tribal Secretary
Oneida Business Committee