



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

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Oneida, WI 54155



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

APPROVED AS
READ CORRECTED

7-27-90

REGULAR MEETING

MONDAY, JULY 9, 1990

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

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

Others: Kathy King, John Spangberg, Yuma Thomas, Alan King, Debbie Doxtator, Sarah Plummer, Chris Johns, Lois Powless, Chas Wheelock, Steve Stevens, Sheri King, Butch Rentmeester, Attorney Sharon Cornelius, Pat Cornelius, Bobbi Webster

II. APPROVAL OF AGENDA

David King moved to adopt the agenda as amended:

a) Bond Counsel Contract

Larry Barton seconded. Motion carried

III. MINUTES TO BE APPROVED

May 29, 1990 - Special - Rick Hill requested that his statements be added to the Minutes

June 1, 1990 - Regular - Approved as Written

June 5, 1990 - Special - Approved as Written

June 8, 1990 - Regular - Approved as Written

June 18, 1990 - Special - Approved as Written

a) Bond Counsel Contract

Request to send reminder to attorneys on the development of policy/procedure for attorneys needed for short term or for specialized areas.

Discussion on Indian Preference clause in construction bids. Referred to Economic Development & Planning Committee. Request from Sarah Plummer and Chris Johns to submit a written report.

A. Resolution #7-9-90-A for Bond Counsel Contract

FmHA needs independent bond counsel opinion in regard to the 75% grant/25% loan needed to construct the sewer system. Fees are reimbursable in the grant/loan.

WHEREAS, the Oneida Tribe is empowered to employ legal counsel, the choice of counsel and fixing of fees being subject to the approval of the Secretary of the Interior, and

WHEREAS, it is the desire of the Oneida Tribe that the law firm of Dorsey & Whitney with offices at 2200 First Bank Place East, Minneapolis, Minnesota be retained to serve, for the purposes set forth in the Special Counsel Contract by and between the Oneida Tribe of Indians of Wisconsin and Dorsey & Whitney ("Special Counsel Contract"), a copy of which is attached to this Resolution as Exhibit "A", as Special Counsel for the Oneida Tribe, and

WHEREAS, the law firm of Dorsey & Whitney will receive compensation commensurate to the duties performed in accordance with the attached Special Counsel Contract.

NOW, THEREFORE BE IT RESOLVED: that Dorsey & Whitney be employed to act as Special Counsel for and on behalf of the Oneida Tribe of Indians of Wisconsin and to appear as such before all federal and state courts, tribunals, departments, agencies and committees of Congress and the State Legislatures pursuant to the terms and conditions of the Special Counsel Contract, attached hereto as Exhibit "A" and incorporated by reference herein.

BE IT FURTHER RESOLVED: that the Tribal Chairman and Secretary of the Oneida Business Committee are hereby authorized and directed to execute the Special Counsel Contract employing said attorneys as Special Counsel in accordance with the Special Counsel Contract.

Amelia Cornelius moved to adopt Resolution #7-9-90-A, David King seconded. Motion carried.

V. REPORTS:

1. HUMAN RESOURCES

- a) Reassignment: Linda Dallas to Retail Cashier Trainee from Bingo Worker

2. TRAVEL REPORTS

- a) Amelia Cornelius - NIGA - Las Vegas, NV 6/27 & 28, 1990

Action on recommendations deferred to the July 11 meeting with the Gaming Commission.

VI. NEW BUSINESS

1. RESOLUTIONS

A. Resolution #7-9-90-B Retroactive Approval for Resolution
(#7-7-90) Honoring Melinda Doxtator

WHEREAS, Melinda Doxtator has worked for the Oneida Tribe of Indians of Wisconsin, sharing her knowledge of the Oneida Language, and

WHEREAS, Melinda Doxtator as a keeper of the Oneida Language has been committed to teach the Oneida Language to the teachers of the Oneida Language and

WHEREAS, Melinda Doxtator has always been available to teach and assist other tribal members in the community the Oneida Language, and

WHEREAS, Melinda has shown great love, devotion and commitment in sharing her language skills to the children of the Oneida Headstart program throughout the years, and

WHEREAS, Melinda Doxtator is loved by the community for her caring and sharing.

NOW, THEREFORE BE IT RESOLVED: that the Oneida Business Committee and the Oneida Community extend their thanks and appreciation to Melinda Doxtator for her devotion in sharing her knowledge of the Oneida Language to our community as an integral part of our heritage.

Amelia Cornelius moved to adopt Resolution #7-9-90-B, Loretta Metoxen seconded. Motion carried.

B. Resolution for FY'91 Contract with IHS for Environmental
Health-John Spangberg

WHEREAS, the Oneida Business Committee, in the interest of continuing to provide environmental health services to its members and their families, and

WHEREAS, the U.S. Indian Health Service (IHS) has funds available to provide for the continued operation and administration by the Tribe for their Environmental Health Department, and

WHEREAS, the Oneida Business Committee desires to provide for those services under the authority of P.L. 93-638/P.L. 100-472 (Indian Self Determination Act/1988 Amendments) Contract with IHS, and

WHEREAS, the proposed 1991 Environmental Health services budget and statement of work for the period of 10/01/1990 through 9/31/1991 is consistent with the Oneida Tribal goals and objectives.

Resolution #7-9-90-C (Continued)

NOW, THEREFORE BE IT RESOLVED: that the Oneida Tribe of Indians of Wisconsin is requesting mature contractor status and does hereby request the writing of a new contract with the Indian Health Service for an indefinite term beginning 10/01/90 for the provision of environmental health services with the understanding that this action will not in any way decrease the FY'91 or future appropriations for the Oneida Tribe of Indians of Wisconsin, and

BE IT FURTHER RESOLVED: that the Oneida Tribal Chairman and/or his designee, and the Oneida Environmental Services Manager are authorized to negotiate the contract, and any amendments and/or renewals, and

BE IT FINALLY RESOLVED: that the authorization under this resolution remain in effect until rescinded or suspended.

Loretta Metoxen moved to adopt Resolution #7-9-90-C, David King seconded. Motion carried.

C. Resolution #7-9-90-D for Adult Education Grant up to \$700,000 - Sherri King

WHEREAS, the Oneida Tribe of Indians of Wisconsin has determined the goal of the Oneida Nation is to protect, maintain and improve the standard of living and the environment in which the Oneida people live; while maintaining and re-establishing the sovereign rights of the Oneida Nation, and

WHEREAS, the Oneida Tribe of Indians of Wisconsin's Education Department has determined its goal to be the development of educational programs for tribal members that will assist each individual to assume the rights and responsibilities as both tribal and non-tribal members of the community; and to provide leadership that will emphasize the importance of every individual's dignity and morals through the development of every student's potential, regardless of age, and

WHEREAS, the Oneida Tribe of Indians of Wisconsin recognizes the need for reducing the unemployment rate of its tribal members and to retrain and upgrade its employees who desire to improve their employment situation.

NOW, THEREFORE BE IT RESOLVED: that the Oneida Tribe of Indians of Wisconsin after consideration and planning, make application to the Department of Education, Office of Vocational and Adult Education, to seek funding of an adult vocational education program.

Kathy Hughes moved to adopt Resolution #7-9-90-D, Loretta Metoxen seconded. Motion carried.

D. Resolution #7-9-90-E for Litigation Application Grant for \$75,250.00 - Debbie Doxtator

WHEREAS, the Oneida Tribe of Indians of Wisconsin is involved with litigation and negotiations involving aboriginal land claims, and

Resolution #7-9-90-E (Continued)

WHEREAS, the Oneida Tribe of Indians of Wisconsin has determined the need for additional research, knowledge, expert opinion and testimony to be provided on their behalf, and

WHEREAS, the Oneida Tribe of Indians of Wisconsin recognizes the Bureau of Indian Affairs' Office of Trust Responsibility provides funding to contract for expert consultation services to federally recognized Indian Tribes involved in such litigation under Public Law 93-638.

NOW, THEREFORE BE IT RESOLVED: that the Oneida Tribe of Indians of Wisconsin intends to contract with the United States Department of Interior's Bureau of Indian Affairs' Office of Trust Responsibility to obtain expert witness, research, and consultation services for issues inherent in the land claim cases of the Oneida Tribe.

Loretta Metoxen moved to adopt Resolution #7-9-90-E, Ernie Stevens seconded. Motion carried.

E. Resolution #7-9-90-F for IHS Contract for AODA & Mental Health - Debbie Doxtator

WHEREAS, the Oneida Business Committee, in the interest of continuing to provide mental health care and Alcohol and Drug Abuse services to its members and their families; and

WHEREAS, the United States Department of Health and Human Services, Indian Health Service has funds available to provide for the continued operation and administration by the Tribe for their Comprehensive Health Center Program; and

WHEREAS, the Oneida Business Committee desires to provide for those services under the authority of P.L. 93-638/P.L. 100-472 (Indian Self-Determination Act/1988 Amendments) Contract with the Indian Health Service; and

WHEREAS, the proposed 1991 Mental Health and Alcohol and Drug Abuse budget and Statement of Work for the period of 10/01/90 through 09/30/91 is consistent with the Oneida Tribal goals and objectives.

NOW, THEREFORE BE IT RESOLVED: that the Oneida Tribe of Indians of Wisconsin is requesting mature contractor status and does hereby request the writing of a new contract with the Indian Health Service for an indefinite term beginning 10/01/90 for the provision of Mental Health and Alcohol and Alcohol and Drug Abuse services with the understanding that this action will not in any way decrease the FY'91 or future appropriations for the Oneida Tribe of Indians of Wisconsin; and

BE IT FURTHER RESOLVED: that the Tribal Chairman and/or their designee; and the Oneida Social Services Manager are authorized to negotiate the contract, any amendments and/or renewals, and

Resolution #7-9-90-F (Continued)

BE IT FINALLY RESOLVED: that the authorization under this resolution remain in effect until rescinded or suspended.

David King moved to adopt Resolution #7-9-90-F, Kathy Hughes seconded. Motion carried.

F. Resolution #7-9-90-G for Minority Males - Health & Human Services - Debbie Doxtator

WHEREAS, the Indian Health Service has identified Native American males as being "at risk" due to diseases and health conditions that are caused by lifestyle and behavioral patterns, and

WHEREAS, the Oneida Tribe of Indians of Wisconsin has determined the goal of the Oneida Nation is to protect, maintain and improve the standard of living and the environment in which the Oneida people live; while maintaining and re-establishing the sovereign rights of the Oneida Nation, and

WHEREAS, the Oneida Tribe of Indians of Wisconsin recognizes the need to develop a community coalition to address the health and human service needs of Native American males, and

NOW, THEREFORE BE IT RESOLVED: that the Oneida Tribe of Indians of Wisconsin apply for a U.S. Department of Health and Human Services, Community Coalition Grant to support the Health and Human Service Needs of Minority Males.

David King moved to adopt Resolution #7-9-90-G, Lloyd Powless seconded. Motion carried.

2. REQUESTS:

A. Land Committee Recommendations of June 26, 1990 - Chris Doxtator

1. Gordon McLester Property. Th Land Committee recommends to refer this property to Bingo, Retail, and Housing, as well as negotiations to see if there is an interest in buying the storage facility. Kathy Hughes moved to approve, David King seconded.
2. Wishart Property 9 acres in DePere - The Land Committee is extremely interested in the parcel because of residential and environmental aspects. The Land Committee referred this property to the Legal Department to quickly advise on options of co-ownership and/or purchase and/or donation . David King moved to negotiate with DePere and the Conservation Departments about the site. Larry Barton seconded. Kathy Hughes abstained. Motion carried.

Rick Hill requested Yuma Thomas to coordinate a meeting with the Land Committee and the Environmental Committee to discuss issues raised at this meeting regarding the environmental concerns over the pond on the site.

Land Committee Recommendations (Continued)

3. P. Doxtator offer property to Tribe, Appraisal of \$21,000. House and 3 lots on Shenandoah Drive. The Land Committee referred to the Negotiations Committee for a recommendation. Loretta Metoxen moved to approve, David King seconded. Motion carried.

Lloyd Powless moved to request further discussion on the long term plans for the area around Salt Pork Street, David King seconded. Motion carried.

- B. Correction of Legal Description in the Resolution for Carlton John's Property - Chris Doxtator

Amelia Cornelius moved to Rescind Resolution #8-21-87-A (incorrect legal description) and to adopt Resolution #7-9-90-H (correct legal description), Larry Barton seconded. Motion carried.

Discussion on taxation of tribal lands. It is important to get the BIA to recognize and accept the solicitors opinion that tribally owned lands are not taxable.

Loretta Metoxen moved to have Attorney Swamp provide a report on the paper trail necessary to place lands in trust, Lloyd Powless seconded. Motion carried.

- C. 5 Bingo Passes for Pink Flamingo Softball Tournament Fundraiser for Special Olympics & Legion Baseball - Rick Hill

David King moved to approve 5 Bingo passes, Loretta Metoxen seconded. Motion carried.

- D. Chicago Meeting 106 Grant - John Spangberg/Kathy King

EPA-106, this will possibly take six months to complete with no assurance that the funds will be returned. David King moved to pursue the request for deviation of funds, Ernie Stevens seconded. Motion carried.

- E. FmHA & Independent Bond Counsel Meeting Request - Sarah Plummer

Meeting July 10, 1990 at 10:00 a.m. in regard to FmHA grant/loan. Questions as to whether the Utilities Commission is the appropriate body to handle the grant/loan. Bond Counsel opinion will be important to resolve this issue.

Rick Hill recommended that Sarah Plummer prepare an agenda for the July 10th meeting and plan a pre-meeting at 9:00 a.m. to discuss the strategy for the 10:00 meeting.

F. Mastercard Account for Public Transit - Kathy Hughes

Lloyd Powless moved to allow the use of the Mastercard by the public transit system, David King seconded. Motion carried.

G. Gaming Compact Negotiating Committee - Kathy Hughes

Lloyd Powless moved to approve the Committee with Rick Hill being an adhoc member and adding all the gaming commission members, motion dies for lack of a second.

Ernie Stevens moved to table pending consultation with the Gaming Commission on July 11, 1990, Larry Barton seconded. Motion carried. Three members for (Loretta, Ernie, Larry) 2 opposed (Kathy, Lloyd), 2 abstained (Amelia, David)

H. Health Board Vacancy - Judi Skenandore

Kathy Hughes moved to post for the Health Board Vacancy, Loretta Metoxen seconded. Motion carried.

I. Gaming Commission - Amelia Cornelius

Amelia Cornelius moved to defer issue until the July 11, 1990 meeting, Kathy Hughes seconded. Motion carried.

J. Request for donations from the Parents Group of Children with Cancer Fund Raiser

Loretta Metoxen moved to approve Four Bingo passes, Kathy Hughes seconded. Motion carried.

K. Request from Cornell University

Request to copy Tribal Seal, Loretta Metoxen moved to approve use of the Seal along with the explanation of the Seal and that the date of 1822 is when some of the Oneidas purchased land in Wisconsin, Larry Barton seconded. Motion carried.

L. American Indian Heritage Foundation Request for Support

Kathy Hughes moved to table, Ernie Stevens seconded. Motion carried.

M. Earth First Foundation Request for Support

Rick Hill referred to Larry Barton to research.

3. CONTRACTS/AGREEMENTS

A. Sale of State Lottery Instant Tickets Contract - Carol Silva

Amelia Cornelius moved to table until the July 11, 1990 meeting, Ernie Stevens seconded. Motion carried.

4. TRAVEL/VACATION

- A. Vacation: Lloyd Powless, July 13, 1990. David King moved to approve, Amelia Cornelius seconded. Motion carried. Lloyd Powless abstained.
- B. Travel: Lloyd Powless, Lac du Flambeau for AISC Advisory Committee on Economic Development Mtg. Expenses covered by AISC, No cost to the Tribe, Kathy Hughes moved to approve, Ernie Stevens seconded. Motion carried.

OTHER

1. GTC Meeting


Rick Hill requested the Tribal Secretary to see if the Radisson or the NHC Cafeteria would be available for General Tribal Council meeting.

- 2. Resolution for Oneida Enterprise Development Authority for FmHA Land Acquisition.

Amelia Cornelius moved to table until reviewed by the Land Committee, Ernie Stevens seconded. Motion carried.

EXECUTIVE SESSION

RECESS/ADJOURN



Amelia Cornelius, Tribal Secretary
Oneida Business Committee