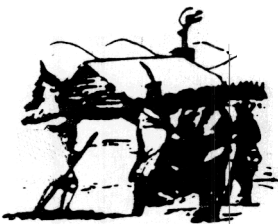


# Oneida Tribe of Indians of Wisconsin

Post Office Box 365

Phone: 869-2214

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



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  
6-5-91

## REGULAR MEETING

WEDNESDAY, MAY 15, 1991

Present: Rick Hill-Chairman, Deborah Doxtator-Vice Chairperson, Loretta V. Metoxen-Treasurer, Amelia Cornelius-Secretary, Julie Barton, Mark Powless, Shirley Hill-Council Members

Excused: Lloyd Powless, Russell Metoxen-Council Members (Lobbying in Madison)

Others: Kathy King, Chris Doxtator, Chris Johns, Atty. Jerry Hill, Atty. Sharon Cornelius, Don Hill, Ernie Stevens Jr., Sarah Plummer, Alan King, Tony Benson, Trish Farmer, Dorothy Powless, Arlene Benson, Lois Strong, Louise King, Z. Ron Skenandore, Vera Wilson, Evelyn Hill

PRAYER: Chairman Rick Hill

I. CALL TO ORDER Chairman Hill

II. APPROVAL OF AGENDA

Mark Powless moved to approve the agenda as amended:

- a. Format for GTC Report
- b. Variance Request
- c. 800 Phone Number for Tribe
- d. Wisconsin Fund Resolution
- e. Sand Hill Circle Environmental Issue
- f. Travel for Loretta Metoxen to Ashland

motion seconded by Debbie Doxtator, motion carried unanimously

III. NEW EMPLOYEES: Lisa Kelly, Vicki Cornelius, Lou Ann Green, Julie McLester, Tim Huff, Vic Doxtator

Kathy Hughes, Airport Hotel President introduced new employees of the Radisson - Janice Hirth, Manager and Jim McDonald, Asst. Manager.

IV. MINUTES TO BE APPROVED: None Scheduled

V. TABLED UNFINISHED BUSINESS:

A) NIGA Membership Resolution - Sharon House

Loretta Metoxen moved to adopt Resolution #5-13-91-A,

Gerald L. Hill commented that the Resolution should state that it is rescinding a previous resolution which authorizes the Business Committee to withdraw from their membership from NIGA.

Resolution #5-13-91-A reads as follows:

WHEREAS, the Oneida Tribe of Indians of Wisconsin previously withdrew from the National Indian Gaming Association (NIGA) due to the absence of formal organization and the lack of accountability of said organization, and

WHEREAS, NIGA is presently implementing a more formal and stable internal organizational structure that will be more responsive to Indian tribes, and

WHEREAS, the voting structure of NIGA's Board of Directors and officers is being developed to be more representative of the composition of tribes, and

WHEREAS, NIGA is developing stringent internal control systems to improve the accountability of the organization, and

WHEREAS, NIGA is seeking an Indian person to be an Executive Director of NIGA that can address Indian gaming issues from a more culturally and political relevant viewpoint, and

WHEREAS, the administration and day to day operations of NIGA is being restructured to be more efficient and responsive to Indian gaming tribes, and

WHEREAS, NIGA is presently recognized as the National voice of Indian gaming tribes by various political interests that may have a direct impact on the gaming activities of the Oneida Tribe of Indians of Wisconsin, and

WHEREAS, the Oneida tribal gaming enterprise requires continuous protection because of the services that are provided to members of the Oneida Tribe of Indians of Wisconsin as a result of the economic benefits of said enterprise

NOW THEREFORE BE IT RESOLVED: that this resolution will supersede Resolution #10-14-88-C, which authorized the Oneida Tribe of Indians of Wisconsin to withdraw the membership from the National Indian Gaming Association.

BE IT FURTHER RESOLVED: that in order to enhance the protection of the Oneida gaming enterprise, the Oneida Tribe does hereby authorize joining the National Indian Gaming Association (NIGA) and shall appoint a delegate from the members of the Oneida Business Committee, along with an alternate, to represent the Oneida Tribe of Indians of Wisconsin on the NIGA Board of Directors, and that a Tribal Attorney shall serve as a technical advisor of the Oneida Tribe of Indians of Wisconsin for any future NIGA meetings.

Loretta Metoxen moved to adopt Resolution 5-15-91-A as amended, seconded by Amelia Cornelius, motion carried unanimously.

B) Intergam Report - Sharon House - Referred until later in the agenda.

VI REPORTS

1. HUMAN RESOURCES -

A) Approval Requested for:

B) Hiring Information:

- 1) Community Prevention Worker-Vickie Cornelius
- 2) Utilities Helper - Timothy Huff
- 3) Intake Assessment worker-AODA - Victor Doxtator
- 4) Bingo List: 37 Applicants Cleared thru Procedural Exception  
11 applicants incomplete

C) Transfers/Promotions/Reassignments

- 1) Transfer of Kevin I. Cornelius to Armed Security Office from  
Data Communications Operator
- 2) Transfer of Daniel C. Jourdan to Food Service Worker in  
Bingo Kitchen from Bingo Worker

2. TRAVEL REPORTS - None

3 OTHER REPORTS - None

VII. NEW BUSINESS

RESOLUTIONS

A) Community Fire Protection Contract Resolution - Chris Johns

Julie Barton moved to table until next week to be reviewed at the Attorney meeting, seconded by Shirley Hill, motion carried unanimously.

It was recommended that this not be a contract for services but the funds be provided to the Township for their use in providing fire protection.

B) Resolutions for Trust Acquisition of Tribal Property - Chris Doxtator

Loretta Metoxen moved to approve the list of properties presented by Chris Doxtator to be placed into trust status, with the exclusion of the Norbert Hill Center property. Amelia Cornelius seconded, motion carried unanimously. The following sites are identified by the former owners:

- Resolution #5-15-91-B - William Staphani's Former Property
- Resolution #5-15-91-C - John Peterson's Former Property
- Resolution #5-15-91-D - Tony Van Schyndel's Former Property
- Resolution #5-15-91-E - Karen Beno's Former Property
- Resolution #5-15-91-F - Ethyl Careful's Former Property
- Resolution #5-15-91-G - Prudence Doxtator's Former Property
- Resolution #5-15-91-H - Diocese' Former Property
- Resolution #5-15-91-I - The Carlton West Former Property
- Resolution #5-15-91-J - Ronald Ness' Former Property
- Resolution #5-15-91-K - Lois Metoxen's Former Property

Trust Properties (Continued)

The Norbert Hill Center site should be considered under special status back into trust. Present for further discussion at next week's Attorney meeting.

Lois Metoxen's property should be reviewed after the taxation issue is corrected. She may want to reimburse the Tribe for improvements and keep the property in her name, in trust.

C) WLA Endeavor Resolution #5-15-91-L - Judy Cornelius

WHEREAS, the Oneida Business Committee is concerned about the education of all Tribal students, as well as, non-Native American students, and

WHEREAS, the Oneida Tribe of Indians of Wisconsin supports the original intent of the Wisconsin Constitution in its endeavor to maintain the common school fund and continue to allow the principal of this fund in helping schools and municipalities, and

WHEREAS, it has come to our attention that the Wisconsin State Legislature is actively seeking to add a constitutional amendment which would alter the common school fund and detract needed monies which now supports school libraries,

NOW THEREFORE BE IT RESOLVED: that for the benefit of Wisconsin's schools and ultimately Wisconsin's students, the Common School Fund be left in its original form and purpose.

Loretta Metoxen moved to adopt Resolution #5-15-91-L, Debbie Doxtator seconded motion carried unanimously.

D) "Strategic Plan for the Development of Library & Information Service to Native Americans" Resolution #5-15-91-M - Judy Cornelius

WHEREAS, the United States National Commission on Libraries and Information Science has researched and compiled a positive, constructive, Strategic Plan for the Development of Library and Information Services to Native Americans, and

WHEREAS, the Oneida Tribe of Indians of Wisconsin recognizes the need for the creation, improvements and funding for information services throughout "Indian Country".

NOW, THEREFORE BE IT RESOLVED: that the Oneida Tribe of Indians of Wisconsin totally and affirmatively endorses the Strategic Plan for the Development of Library and Information Services to Native Americans.

Amelia Cornelius moved to adopt Resolution #5-15-91-M, seconded by Mark Powless motion carried unanimously.

## 2. REQUESTS

### A) WI Dept. of Transportation Map & State Legislature to Name Highway After Christopher Columbus

Debbie Doxtator moved to send letters to Representative VanderPerrin and other local legislators in opposition to:

- #1. naming a State Highway in Southern Wisconsin "Christopher Columbus",
- #2. placing the Oneida Reservation on the official Wisconsin State map, and
- #3. request to place signage on Highway 54 in honor of Oneida Veterans, seconded by Loretta Metoxen, motion carried unanimously.

Chairman Hill requested Councilman Mark Powless to assist Sarah Plummer on signage for the Oneida Reservation boundaries.

### B) Recommendation for IMC Settlement - Francis Skenandore

Loretta Metoxen moved to approve Francis Skenandore's recommendation to counteroffer to IMC in the amount of Twenty-five Thousand Dollars (\$25,000) in the IMC v. Oneida Tribe Case No: 90-CV-179 Brown County Court, seconded by Julie Barton, motion carried unanimously.

### C) Bingo Pass Requests:

- 1) Five Passes for Mystery Hill Ladies Golf Club - Yvonne Patton
- 2) Ten Passes for Wisconsin County Policy Association - Ted Hawk

Shirley Hill moved to defer until next week's agenda (May 22, 1991) to review a cost report by Louise King on the amount of the Bingo Passes that are being approved. Mark Powless seconded. Motion carried unanimously.

### D) Update on Opening of Bank Account & Career Development Policy Linn Cornelius

Loretta Metoxen moved to approve the request to open a Bank Account for the Residents of Anna John Nursing Home, Shirley Hill seconded. Motion carried. Amelia Cornelius abstained.

Refer request on the Career Plan to Atty. Hill for a report

### E) Oneida Utility Commission Recommendations of May 8, 1991, and Request for Adoption of the Following Ordinances:

- 1) Bond Ordinance
- 2) Sanitary District Ordinance
- 3) Guarantee & Rate Ordinance

Amelia Cornelius moved to defer until the end of the agenda, seconded by Julie Barton, motion carried unanimously.

F) Amendment to Charter & By-Laws of the Oneida Airport Hotel Corp.

Kathy Hughes presented an amendment to the Charter & By-Laws of the Oneida Airport Hotel Corporation.

Amelia Cornelius moved to amend Article 2 and 3 of the Bylaws:

Article Two, Section 4 - Qualifications

Tribal Comptroller and/or Tribal Accountant

Change to: Tribal Member with Accounting and Business background  
Oneida Airport Hotel Corporation Charter & By-Laws (Cont.)

Business Committee Representative (Treasurer) -

Change to: Oneida Business Committee Member

Eliminate request to add on a Business Committee representative as an Ad Hoc member

Article Three, Section 1, Corporate Officers (Number)

Titles changes for Officers of Board of Directors:

Change President to Chairman

Change Vice-President to Vice-Chairman

Secretary and Treasurer position combined to Secretary/Treasurer

Debbie Doxtator moved to adopt Resolution #5-15-91-N as follows:

WHEREAS, By the 1838 Treaty with the Oneidas, the Oneida Indian Reservation was reserved for the use and enjoyment of the Oneida Tribe of Indians of Wisconsin, and

WHEREAS, the Oneida Tribe of Indians of Wisconsin has the inherent sovereign power to form their own government, administer their own laws and regulate the use of land within the Oneida Indian Reservation, and

WHEREAS, the Oneida Business Committee is the duly constituted governing body by delegation of powers from the Oneida Tribe of Indians of Wisconsin, and

WHEREAS, under the Constitution and By-Laws of the Oneida Tribe of Indians of Wisconsin the Oneida Business Committee is charged with the duty of protecting and enhancing the health, security, economic and general welfare and advancement of the Oneida Tribe of Indians of Wisconsin, and

WHEREAS, the Oneida Business Committee has the power to charter organizations under Article IV, Section 1(g) of the Oneida Tribal Constitution, and

WHEREAS, the Oneida Business Committee may from time to time need to amend Charters and By-Laws previously granted, and

WHEREAS, the Oneida Airport Hotel Corporation desires an amendment to the Charter & By-Laws granted by Resolution No. 2-24-84-B.

RESOLUTION #5-15-91-N (Cont.)

NOW, THEREFORE, BE IT RESOLVED: that the Oneida Business Committee shall and hereby does amend the Charter and By-Laws for the Oneida Airport Hotel Corporation with the stated purposes and powers of the Corporate Charter & By-Laws attached hereto and incorporated by reference herein.

seconded by Mark Powless. Motion carried. Loretta Metoxen abstained.

G) Tribal Education Training Plan - Amelia Cornelius

Debbie Doxtator moved to defer until next week (May 22, 1991) for action, seconded by Shirley Hill, motion carried unanimously.

H) INFORMATION: Oneida Community Nurturing Network - Chas Wheelock

Deferred until Chas Wheelock is present.

3. CONTRACTS/AGREEMENTS

A) INFORMATION: Consultant Agreement with Patricia H. Brzezinski for Personnel Policies & Procedures Recommendations - Z. Ron Skenandore

B) Amendment to McMahon Contract - Sarah Plummer - Deferred until end of agenda.

C) Agreement with Affordable Sign & Lucky U One Stop - Tony Benson

Amelia Cornelius moved to refer to the General Manager for action as the total amount is under \$10,000 (Contract Procedures), and that the contract be referred to the Tribal Attorney for recommendation to add a provision for termination. Seconded by Shirley Hill, motion carried unanimously.

Recommended to include this topic in the letter to Vanderperrin for action on signage as per request by Don Hill.

4. TRAVEL REQUESTS (Include Cost Estimates)

A) Loretta Metoxen to Reno, NV. June 10-11, 1991 for Indirect Cost Seminar. (Total Est. Cost \$896 or \$1,159)

Amelia Cornelius moved to refer to General Manager for a recommendation, seconded by Debbie Doxtator, motion carried unanimously.

B) Jerry L. Hill to Atlantic City, NJ to attend the North American Conference on Indian Gaming May 29-31. (Total Estimate cost \$1,195)

Amelia Cornelius moved to approve, Loretta Metoxen seconded, motion carried unanimously.

- C) Louise King to Atlantic City, NJ to attend the North American Conference on Indian Gaming May 29 - 31, 1991. (Total Est. cost \$1,195).

Amelia Cornelius moved to approve, Loretta Metoxen seconded. Motion carried unanimously.

5. VACATION REQUESTS

- A) Louise King - May 21 through 23, 1991

Julie Barton moved to approve, seconded by Debbie Doxtator, motion carried unanimously.

VIII. OTHER

A. General Tribal Council Report Format

Request to change format for GTC report by Rules Committee. The reports are due the end of this week and it is too late to change the reports in order to comply with the time frame for printing of the reports in order to have them mailed. This format can be used for the next GTC meeting.

Loretta Metoxen moved to defer format to the General Manager for her discretion and suggests notifying Area Managers that they can provide additional information at the door of the meeting, seconded by Shirley Hill, motion carried unanimously.

B. Variance request for transfer of property from Trish Farmer to Carl J. King.

Amelia Cornelius moved to approve the request with the following conditions:

1. Carl King purchase the trailer "as is"
2. Carl King is aware of the condition of the septic system
3. Carl King is aware that the property will be reprioritized in the 1992 replacement schedule
4. Carl King agrees to have the septic system pumped as needed until replacement is completed

Motion seconded by Mark Powless, motion carried unanimously.

C. 800 Phone Number Information

Request to follow up with further information on costs of the 4 options to provide service to:

1. Entire country,
2. Wisconsin and Upper Michigan only.
3. Wisconsin, Minneapolis and Chicago only,
4. Wisconsin only.



D. Wisconsin Fund Resolution #5-15-91-O

NOW THEREFORE BE IT RESOLVED: that the Oneida Business Committee of the Oneida Tribe of Indians of Wisconsin, in consideration for receiving Wisconsin Fund Assistance for Private Sewage System Replacement or Rehabilitation, hereby certifies that:

1. The Oneida Business Committee is authorized to apply for grants under s. 144.245, Wis. Stats., and NR 124, Wis. Adm. Code, and to accept grant awards from the State of Wisconsin on behalf of the Oneida Tribe of Indians of Wisconsin;
2. State grant funds received by the Oneida Tribe of Indians of Wisconsin under s. 144.245, Wis. Stats., and NR 124, Wis. Adm. Code, will be used to rehabilitate or replace failing private sewage systems which serve principal residences or small commercial establishments owned by persons or businesses which are eligible under s. 144.245(6), Wis. Stats.;
3. State grant funds will be used as provided under s. 144.245(6), Wis. Stats.;
4. The state grant share for each principal residence or small commercial establishment will not exceed the amount permitted under s. 144.245(7), Wis. Stats.;
5. State grant funds will be used for private sewage systems which will be properly installed and maintained;
6. State grant funds received by the Oneida Tribe of Indians of Wisconsin will be disbursed to eligible owners.

Loretta Metoxen moved to adopt Resolution 5-15-91-O, seconded by Shirley Hill motion carried unanimously.

E. Sand Hill Circle Environmental Issue

Some homes in Sand Hill Circle are pumping wash water directly into the creek.

Julie Barton moved to refer to Environmental Services for a recommendation on action to be taken by the Business Committee and a letter to the Oneida Housing Authority to immediately cease and desist further pumping and to take immediate corrective action contingent upon further recommendation by the Environmental Services Department, seconded by Amelia Cornelius, motion carried unanimously.

F. Travel to Ashland for Budget Meeting

Loretta Metoxen is requesting approval for herself and one other person to attend, with travel and per diem for one day paid by the BIA.

Amelia Cornelius moved to approve travel, seconded by Debbie Doxtator, motion carried. Loretta Metoxen abstain.

Chairman called for 5 minute recess

Chairman excused after recess to leave for Washington, DC for a HUD meeting and lobbying.

Vice-Chairperson Debbie Doxtator calls meeting to order.

G. Deferred action of Oneida Utility Commission Recommendations, Bond Ordinance, Sanitary District Ordinance and the Guaranty & Rate Ordinance.

Amended Oneida Tribal Sanitary District Ordinance & Oneida Utilities Commission Resolution #5-15-91-P

Loretta Metoxen moved to adopt resolution 5-15-91-P with amounts to be filled in after final interest rates are finalized, seconded by Shirley Hill, motion carried unanimously.

WHEREAS, Resolution #4-20-90 adopted an Oneida Tribal Sanitary District Ordinance and an Oneida Utilities Commission, and  
RESOLUTION #5-15-91-P (Cont.)

WHEREAS, Resolution #8-10-90-F authorized the Oneida Utilities Commission to manage and be financially accountable for both a water and sewer system, and

WHEREAS, the Oneida Utilities Commission authorized the issuance of a \$\_\_\_\_\_ Water and Sewer System Revenue Bond and the sale of the bond to the United States of America, Farmers Home Administration for the purpose of financing a portion of the cost of such system, and

WHEREAS, the Oneida Business Committee agrees to guarantee to facilitate the making of the loan and to guarantee the payment of, and interest on the loan and bond as approved and adopted by the Oneida Utilities Commission, and

WHEREAS, an amended Oneida Tribal Sanitary District Ordinance is required to carry out all financial and operational functions of a utility that administers a sewer and water system, and

WHEREAS, said amended ordinance shall include rates and charges that are estimated to be sufficient to pay all costs of operation and maintenance of the system and to produce net revenues equal to the maximum amount of principal and interest on all obligations payable from revenues of the system in any subsequent fiscal year, and

WHEREAS, the attached amended Oneida Tribal Sanitary District Ordinance fulfills all the requirements of a rate ordinance, as well as a sewer and water administrative ordinance.

NOW THEREFORE BE IT RESOLVED: that the Oneida Business Committee does hereby enact the attached ordinance which amends Resolution and Ordinance #4-20-90 in order to authorize the Oneida Utilities Commission the complete authority to manage, operate and maintain financial accountability for the Oneida Tribal Sanitary District Ordinance, including the water and sewer system.

RESOLUTION #5-15-91-P (Cont.)

Amelia Cornelius moved that the Business Committee has reviewed the Bond Ordinance for form and specific covenants and that specific amounts will not be inserted until final closing date and that the maximum loan for water and sewer for Phase I will not exceed \$531,000.00. Seconded by Shirley Hill, motion carried unanimously.

Guaranty      RESOLUTION #5-15-91-Q

Loretta Metoxen moved to adopt Resolution 5-15-91-Q, seconded by Julie Barton, motion carried unanimously.

WHEREAS, the Oneida Tribe has authorized the Oneida Utilities Commission to be the entity to operate and construct a water and sanitary sewer facility of the Oneida Tribal Sanitary District by Resolution #8-10-90-F, and

WHEREAS, Farmers Home Administration agrees to make a loan to the Oneida Utilities Commission, which loan is evidenced by a Water and Sewage System Revenue Bond, series 1991, (the Bond) issued by the Commission and delivered to the Farmers Home Administration (FMHA), and

RESOLUTION #5-15-91-Q (Cont.)

WHEREAS, as a condition of making the loan, the FMHA has required that the Oneida Tribe execute and deliver this Guaranty, and

WHEREAS, the issuance of the Bond by the Commission, and the acceptance thereof by the FMHA, will give rise to substantial benefits to the Tribe including the enhancement of the health and welfare of economics of Oneida tribal government, its members, as well as the public, by providing a water and sanitary sewer service within the Oneida Tribal Sanitary District.

NOW THEREFORE BE IT RESOLVED: that in consideration of the making of the loan and the acceptance of the Bond by the FMHA, the Oneida Tribe hereby agrees to execute and deliver the attached Guaranty.

(A separate account will be necessary for the Utilities Commission, will contract for services from the accounting department.)

H. Amendment to McMahon contract for total of \$20,000

Loretta Metoxen moved to approve the amendment contingent upon the contract signature document, seconded by Mark Powless, motion carried unanimously.

I. Chas Wheelock Concerns

Chas Wheelock - short discussion on Oneida Community Family Nurturing Network proposal and the Fire Safety contract. He was referred to contact the General Manager for further information.

J. Correction in April 26, 1991 Business Committee Minutes

Shirley Hill moved to correct the minutes on page 8 to change the word "renew" to "review", seconded by Amelia Cornelius, motion carried unanimously.

IX. EXECUTIVE SESSION - None

X. RECESS/ADJOURN

Shirley Hill moved to recess, seconded by Julie Barton, motion carried unanimously.

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Amelia Cornelius, Tribal Secretary  
Oneida Business Committee