

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



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
7-10-91

REGULAR MEETING

WEDNESDAY, JUNE 19, 1991

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

Excused: Rick Hill (Personal)

Others: Bobbie Webster, Louise King, Arlene Benson, Richard Powless, Mark A. Powless, Chris Doxtator, Z. Ron Skenandore, Dorothy Powless, Daniel Ninham, Lynn VandenLangenberg, Valerie Cornelius, Randy Jourdan, Kathy King, Attorney Gerald L. Hill, Ernie Stevens Jr., Keith Moore, Ernie Stevens Sr.

PRAYER: Mark N. Powless

I. CALL TO ORDER

Meeting convened at 9:00 by Vice-Chairperson Debbie Doxtator

II. APPROVAL OF AGENDA

Loretta Metoxen moved to adopt the agenda as amended:

- A) Commerce Division Development Bid Reviews
- B) Travel for Lloyd Powless & Amelia cornelius
- C) Letter to George Miller, Chairman of the House Committee on Interior and Insular Affairs
- D) UDAG
- E) NACO - Salt Lake City
- F) Federal Gaming Regulations

Mark Powless seconded. Motion carried.

NEW EMPLOYEES: Claudia Skenandore, Anne Doxtator, Jennifer Stevens, Rosalyn Danforth, Stacy Danforth, Hiedi Hawk, Cindy Niesen

MINUTES TO BE APPROVED: None Scheduled

V TABLED UNFINISHED BUSINESS:

VI. REPORTS:

1. HUMAN RESOURCES -
 - A) Approval Requested for:
 - B) Hiring Information:
 - C) Transfers/Promotions/Reassignments
2. TRAVEL REPORTS
 - A) Julie Barton - Madison, WI June 7-8, 1991 Senate Finance Committee

Russell Metoxen moved to approve the report, Shirley Hill seconded. Motion carried. Julie Barton abstained.

- B) Amelia Cornelius - Madison, WI June 11, 1991 - Committee Hearings on Video & Riverboat Gambling

Shirley Hill moved to accept the report, Loretta Metoxen seconded. Motion carried. Amelia Cornelius abstained.

3. OTHER REPORTS

VII. NEW BUSINESS

1. RESOLUTIONS - None Scheduled
2. REQUESTS

A) Finance & Appropriation Recommendations of June 12, 1991

A. Budget Hearing Format developed. No action

1. Commerce Division Development Consultant Funds - Requesting \$8,000 maximum. F&A recommended to fund from General Manager's Administrative Budget Savings. Shirley Hill moved to approve, Mark Powless seconded. Motion carried unanimously.
2. Timber Wolf Alliance - Request for donation for educational material & reward for information leading to arrest and conviction of the individual(s) responsible for a Wolf's death. F&A recommended \$25.00 from Business Committee's donations line item. Shirley Hill moved to approve, Mark Powless seconded. Motion carried unanimously.

B. Oneida Land Committee Recommendations of June 10, 1991

1. Land Committee recommends approval of Bonnie Marlewski's request for an assignment to the Kellogg Associated Bank for a home building loan. Loretta Metoxen moved to approve, Julie Barton seconded. Motion carried unanimously.
2. Recommend approval of Pat Cornelius' request for an assignment to the Bank One for home improvements. Amelia Cornelius moved to approve, Russell Metoxen seconded. Motion carried. Shirley Hill and Loretta Metoxen abstained.

Land Committee Recommendations (Cont.)

3. Recommend to apply for trust status for the Brisk Property. Shirley Hill moved to approve, Russell Metoxen seconded. Motion carried unanimously. Resolution #6-19-91-A)
4. Recommend to approve Dave Powless' request for an agricultural lease under the following understandings:
 - 1) The area will be kept clean
 - 2) Sanitation will be maintained
 - 3) The lessee fee will reflect the actual costs by the leases, meaning the non-tribal member lessee will pay her full share.Russell Metoxen moved to approve, Loretta Metoxen seconded. Motion carried unanimously.
5. Recommendation to recognize payment in full of Elaine Skenandore Mutual Help & Occupancy Agreement (it has been paid off). Loretta Metoxen moved to approve, Shirley Hill seconded. Motion carried unanimously.
6. Vann Property Site Plan. The Land Committee recommends that Bill Bergenthal of the Bergenthal Group, a professional design & architecture meet with the Planning Department so they can give a recommendation to the Land Committee on the site evaluation study and the Vann Plan. Loretta Metoxen moved to approve, Shirley Hill seconded. Motion carried unanimously.
7. Fain request from Lawrence Langohr. Julie Barton moved to refer to the Treasurer and Sarah Plummer, and to meet to discuss further. Shirley Hill seconded. Motion carried unanimously.
8. Bids for second entrance steps. The Land Committee recommends to purchase one set of stairs from Danforth Construction which will be evaluated by the Land Committee prior to the ordering of the rest of the stairs needed. Amelia Cornelius moved to approve, Russell Metoxen seconded. Motion carried. Shirley Hill opposed. Shirley Hill opposed because there is a resolution that requires the Tribe is to use tribal construction in all construction - tribal bid was highest.

Discussion followed on labor cost charged to construction. Loretta Metoxen changed vote to oppose the motion.

Shirley Hill moved that Kathy King, Larry Barton, Loretta Metoxen and Lynn VandenLangenberg meet to use discretion in negotiation, billing, bids, hourly rate and that Randy Jourdan, Jerry Kurowski be included in meeting. Mark Powless seconded. Motion carried. Loretta Metoxen abstained.

Lynn VandenLangenberg stated business is established through own charges.

Shirley Hill would like to have the Rules Committee define day-to-day business

General Manager requests documentation in regard to statements made by Randy Jourdan that she overturned his decision.

Russell Metoxen commented that the Tribe should have free enterprise system within our own tribal system.

Shirley Hill envisions Tribe as Prime Contractor with sub-contracting to other tribal individual business.

Randy Jourdan asked "Which committee informed Roberta to let HIP contract for bids? Has Jerry L. Hill reviewed bid contract for Matt Powless?" Jerry L. Hill he has reviewed many contracts, but is not aware of this specific contract.

Debbie Doxtator stated that question #1 will need to be asked of Roberta.

Julie Barton moved that Shirley Hill and the Rules Committee study - Day-to-Day Business and provide a definition and interpretation. Amelia Cornelius seconded. Motion carried. Shirley Hill abstained.

C) Board Appointments:

- 1) Daycare Parent Board
- 2) AJNH Board

Chairman recommends Margaret King-Francour, Cheryl VandenBerg, and Bob Fresan to the Oneida Child Day Care Board, and to post for two (2) more vacancies because there are a total of 5 vacancies at present.

Anna John Nursing Home Commission has 5 vacancies. Chairman recommends Anna John, Dellora Cornelius, Sandra Ninham, Lois Strong and Yvonne Skenandore.

Lloyd Powless moved to approve both recommendations, Loretta Metoxen seconded. Motion carried unanimously.

D) Safety Sub Committee Recommendations of May 31 & June 4, 1991

Discussion on critical need to develop a Safety Program as soon as possible. Areas of urgency identified by insurance agents. Many recommendations still are not rectified. Losses and disability claims are increasing. Enforcement policies must be developed and each area manager must be held accountable to correct all situations using a sign-off sheet that corrections have been made.

Recommend that the Business Committee use their authority to implement and enforce a program and hold all responsible parties accountable. Area Managers must begin the process with training supervisors and allow them to also take corrective action. Life threatening situations exist and must be addressed immediately. Also, since the largest number of claims are coming from lifting chairs and now, heavy coin buckets, these need to be taken care of as soon as possible. Bob German would like to meet with Louise King and some Gaming supervisors to make recommendations.

Need to develop policy, method, and system of enforcement. Administrative Procedures Act allows for enforcement. Enforcement can be done through resolutions.

Loretta Metoxen moved to authorize development of a Safety Policy to include enforcement procedures. Lloyd Powless seconded. Motion carried unanimously

Attorney Hill stated that the policy should state that all reports and documents are the property of the tribe and are not to be released to outside agencies.

E) Audit Committee Recommendations of May 14 & June 11, 1991

1. Financial Fact Finding Committee - Discussion on relationship, roles and responsibilities with Audit Committee. Consensus to aid and support a cooperative effort. Focused on FFC request for disclosure of information. FFC requests copy of audits for review, Audit Committee agreed to provide request which will be reviewed with Arvin on an as needed basis.
2. Internal/External Audit Process. (In process of development by Lloyd Powless). This development will include compliance, monitoring, responsible parties, closeouts. Prioritized list of who/what causes greatest lost or vulnerability. Audit Chairman will present final process at Area Managers Meeting.
3. Printing Audit (See attached results.)
4. Request for Annual External Audit Approved by Audit Committee and to be placed on the Business Committee Agenda. Arvin Prebelski requests a meeting with Wipfli to develop the scope of audit, areas of concentration, special interests and fees.

Loretta Metoxen moved to approve items 1-4, Amelia Cornelius seconded. Motion carried unanimously.

June 11, 1991 Audit Committee Meeting

2. Bid Loss. Oneida Housing Authority. Oneida Construction lost bids for siding and 10-10 projects. Questions as to fair and equitable bidding practices and was there more into the decision other than price. Oneida Construction had lowest bid and requests explanation from OHA. Oneida Construction requests to have the Business Committee apprise the Chicago HUD office that this decision was not in the best interest of the Tribe. Also requests a working agreement of Tribal Construction first consideration of bids.

Randy Jourdan explained that his specs meet industry standards of 2,600-2,800 per house while outside bidders were 5,000-6,000 per house. He is also very concerned that the bid losses will affect the livelihood of 7 people who will be laid off. He requests that the Business Committee review the Memorandum of Agreement and Resolution with Oneida Housing Authority that all entities go to Oneida Construction Committee and use tribal preference.

Audit Committee requests a meeting with Oneida Housing Authority, Oneida Construction, Business Committee and Construction Committee, and require that Oneida Housing Authority show where Oneida Construction was not in compliance with bids.

Audit Committee approves to have an Audit of the bid process.

2. Request Business Committee to appoint one additional Audit Committee member.

Shirley Hill moved to approve the Audit Committee report, Mark Powless seconded. Motion carried unanimously. The Chairman can appoint additional member to Audit Committee.

Discussion on OHA projects. Larry Barton is doing research on Siding on OHA.

Amelia Cornelius moved to have the Oneida Housing Authority, Business Committee, Construction/Plumbing, General Manager, and Tribal Attorney meet as soon as possible, Russell Metoxen seconded. Motion carried unanimously.

F) Housing Project 10-9 Mtg. -OHA & Melchert Block - Francis Skenandore -- Information Only

G) Request from AIO for November Designation as "National American Indian Heritage Month"

Amelia Cornelius move to support the concept but not the month of November as National American Indian Month, and to defer the recommendation to the Communications department. Russell Metoxen seconded. Motion carried unanimously.

H) Extended Leave of Absence for Educational Purposes - V. Cornelius

Loretta Metoxen moved to approve the request, Russell Metoxen seconded. Motion carried unanimously.

Mark Powless requested to incorporate into the motion "that adequate time be given for the training of another person to take Ms. Cornelius' place before she leaves and that Z. Ron Skenandore develop an educational leave policy." Loretta agrees to the request, Second agrees.

Discussion.

Mark withdrew request.

Motion carried. Mark Powless abstained.

Mark Powless moved that Z. Ron Skenandore develop a policy for Educational Leaves, second by Amelia Cornelius, motion carried unanimously.

I) Request for 5 Bingo Passes for the Jr. Golf Association Fundraiser - Leroy King

Shirley Hill moved to approve five (5) Bingo Passes, Russell Metoxen seconded. Motion carried unanimously.

J) Request from St. John Cantius Church for a Donation

Russell Metoxen moved to approve five (5) bingo passes for a donation, Shirley Hill seconded. Motion carried unanimously.

K) Policy Committee on Solicitation of Funds - Thelma McLester

Julie Barton moved to approve of Jan Malcolm, Lois Strong, Amelia Cornelius, Lloyd Powless, Elaine Skenandore Cornelius, Debbie Powless and Mercie Danforth along with Thelma McLester as the committee members, Shirley Hill seconded. Motion carried. Lloyd Powless and Amelia Cornelius abstained.

L) INFO: Task Force Mtgs. RE: Education - 8/14/91 - NHC Corvillia Rm. (West DePere School District) 2:30 p.m.

3. CONTRACTS/AGREEMENTS

A) INFO: Consultant Agreement with Larry D. Cornelius & Educ. Dept. - Thelma McLester

4. TRAVEL REQUESTS (Include Cost Estimates) - None Scheduled

5. VACATION REQUESTS

A) Lloyd Powless - July 3, 5, 8 & 9, 1991. Russell Metoxen moved to approve, Amelia Cornelius seconded. Motion carried. Lloyd Powless abstained.

VIII. OTHER

1) Commerce Division Development Bid Reviews

Loretta Metoxen moved to approve items 1 & 2, Mark Powless seconded. Motion carried unanimously.

Amelia Cornelius moved to have Debbie Doxtator assigned to develop contracts for the bid, Russell Metoxen seconded. Motion carried unanimously.

Recommendation to use the Committee to negotiate contract.

2) Travel for Lloyd Powless & Amelia Cornelius

Lloyd reported on Tuesday's Hearing in Madison. Julie Barton moved to approve travel as needed this week to Madison. Russell Metoxen seconded. Lloyd Powless and Amelia Cornelius abstained.

3) Letter to George Miller, Chairman of the House Committee on Interior and Insular Affairs

Loretta Metoxen moved to approve a letter to George Miller inviting him to visit the Oneida Reservation, Shirley Hill seconded. Motion carried.

4) UDAG

Lloyd Powless moved to defer to the Economic Development & Planning Committee, Shirley Hill seconded. Motion carried.

5) NACO - Amelia Cornelius & Jerry L. Hill

National Association of Counties Meeting in Salt Lake City, the week of July 14, 1991, regarding treaties.

Shirley Hill moved to approve travel, Mark Powless seconded. Motion carried.

6) Federal Gaming Regulations - Jerry L. Hill

Problem with regulations being proposed by IGA. Took two years to comply with Act to select three person committee. Regulations to not provide information on effect to Tribes. Full detail recommendation will be available next Wednesday. Request to utilize Broydrick & Dacey to lobby in Wisconsin and Washington with information supplied by Tribe. Request will be to hold hearing for the Tribe, approximately 130 Tribes need to be contacted as soon as possible.

Loretta Metoxen moved that Attorney Hill develop a bulletin for "urgency" to tribes on proposed regulation on gaming. Debbie Doxtator seconded. Motion carried.

Amelia Cornelius moved to amend the motion to have Chairman Hill go to Washington, Shirley Hill seconded. Motion carried unanimously. Main motion carried unanimously.

Amelia Cornelius will attend meeting.

IX. EXECUTIVE SESSION

- A) Carol Silva Appeal Discussion
- B) Gaming Manager
- C) Petition

Out of Session

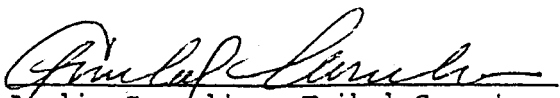
Amelia Cornelius moved to extend the appeal for seven (7) days, Debbie Doxtator seconded. Motion carried.

Debbie Doxtator, Attorney House and Amelia Cornelius develop Resolution. Business Committee supervisor and conduct level of appeal. Personnel committee be the final body of appeal. Loretta Metoxen seconded. Motion carried.

Gaming Manager - proceed with process to interview. Lloyd Powless moved to decline appeal of Louis King for an interview, Shirley Hill seconded. Amelia Cornelius opposed. Motion carried.

X. RECESS/ADJOURN

Loretta Metoxen moved to recess, Shirley Hill seconded. Motion carried. Meeting recessed at 2:15 p.m.


Amelia Cornelius, Tribal Secretary
Oneida Business Committee