

Oneida Tribe of Indians of Wisconsin

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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



RESOLUTION # 4-4-94-A

- WHEREAS, the Oneida Tribe of Indians of Wisconsin is a federally recognized government and a treaty tribe by the laws of the United States, and
- WHEREAS, the Oneida General Tribal Council is the governing body of the Oneida Tribe of Indians of Wisconsin, and
- WHEREAS, the Oneida Business Committee has been delegated the authority of Article IV, Section 1 of the Oneida Tribal Constitution by the Oneida General Tribal Council, and
- WHEREAS, By-Laws of the OISSEW adopted by the Board on May 28, 1992, provide for the creation of a putative board of directors whose primary purpose is set forth in that same document, and
- WHEREAS, the Oneida Business Committee and the Board of OISSEW, entered into a Memorandum of Agreement, on June 30, 1993, the purpose of which was to define the relative responsibilities of the parties, and which established OISSEW as a program of the Oneida Tribe, and
- WHEREAS, the OISSEW, submitted to the usual budgetary process of the Oneida Tribe as all other Tribal departments, programs, enterprises and other entities for an operating budget for FY'94 with which to implement their stated goals and objectives, and
- WHEREAS, the OISSEW Board on December 28, 1993, suspended the Memorandum of Agreement to consider amendment, and
- WHEREAS, the assembled body of OISSEW, at a regular meeting on January 20, 1994, addressed contravening allegations regarding the administration of the program which resulted in 1) the removal of the Board Secretary, 2) the suspension of the entire board, and 3) the creation of an ad hoc investigating committee, and
- WHEREAS, the OISSEW ad hoc investigating committee on March 10, 1994, recommended reinstatement of the Chairperson and Vice-Chairperson, and continued its investigation which is still pending, and

WHEREAS, the Oneida Business Committee on March 23, 1994, by formal action voided the interview process for the Program Director position, and directed the Legislative Operating Committee to redraft the By-Laws, and

WHEREAS, the Oneida Business Committee has specific Constitutional fiduciary responsibility to the Oneida General Tribal Council to protect the resources of the Oneida Tribe which includes the administration of all departments, programs, enterprises and other entities, and

WHEREAS, the Oneida Business Committee has determined that OISSEW has not met its stated goals and objectives set forth in its FY'94 budget projections as a result of OISSEW Board's confusion, and that subsequent OISSEW actions have undermined the confidence of the community to be served by its inability to rehabilitate the stability of the program, and that such circumstances constitute an administrative emergency the continuation of which may result in further internal acrimonious debate contrary to the stability of interests of the Oneida Tribe and its members.

NOW, THEREFORE, BE IT RESOLVED, the Oneida Business Committee finds that:

- 1 The body now known as OISSEW is a program of the Oneida Tribe and that it is to be strictly administered pursuant to all laws, policies and regulations applicable to all departments, programs, enterprises, and other entities of the Oneida Tribe, and
- 2) The program shall hereafter be known as Oneida Nation Social Services, Southeastern Wisconsin Program.

BE IT FURTHER RESOLVED, that pursuant to the Oneida Administrative Procedures Act, Article VI, A and B, an Emergency Rule is here invoked with the following provisions:

- 1) that the Board suspend all activities including the conduction of elections.
- 2) that the Memorandum of Agreement, dated June 30, 1993, is revoked and without effect, and that all other previous actions of the Oneida Business Committee regarding OISSEW are also revoked and/or superceded by this resolution.

- 3) that all unexpended and unobligated funds of the OISSEW FY'94 budget immediately revert to the Governmental Services Division of the Oneida Tribe, and all program services presently provided will continue,
- 4) That the Oneida Business Committee will advertise, through the Kaliwisaks which will go to all enrolled members for applicants to be appointed to a seven (7) member Board for a period of six (6) months from the date of their appointment by the Oneida Business Committee. The Board will be appointed, as all other appointive bodies are, and according to the following criteria:
 - a. Enrolled member of the Oneida Tribe.
 - b. Reside within one of the six (6) southeast counties of Wisconsin; Milwaukee, Racine, Kenosha, Waukesha, Ozaukee, and Washington.
 - c. Subject to the same criteria of performance and behavior as all other similar bodies of the Oneida Tribe.
- 5) that upon installation the appointed board shall review a revised budget submitted by the Program Director for the remainder of FY'94 to be approved in the usual manner for all budget modifications

FINALLY BE IT RESOLVED, the new appointed Board shall address the following duties and responsibilities for the term of their appointment:

- 1) Review the proposed revised budget to be prepared by the Program Director for the remainder of FY'94,
- 2) Incur no expenses for any purpose, without the express written approval of the General Manager, or as provided for within the approved revised budget,
- 3) Specifically, shall perform only those duties directly related to oversight and of an advisory nature, and under no circumstance interfere with the daily administration of the program as that may be determined.

- 4) Prepare optional reorganizational structures with draft by-laws which clearly define the role of the body with the responsibility to advise and oversee the administration but strictly prohibited from participating in the day to day affairs of the program, to be reviewed by the LOC and approved by the Oneida Business Committee.

CERTIFICATION

I, the undersigned, as Secretary of the Oneida Business Committee, hereby certify that the Oneida Business Committee is composed of 9 members of whom 5 members constitute a quorum. 8 members were present at a meeting duly called, noticed and held on the 4th day of April, 1994; that the foregoing resolution was duly adopted at such meeting by a vote of 7 members for; 0 members against, and 0 members not voting; and that said resolution has not been rescinded or amended in any way.



Julie Barton, Tribal Secretary
Oneida Business Committee