



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



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 # BC-3-16-94-A

WHEREAS, the Oneida Tribe of Indians of Wisconsin is a federally recognized Indian government and a treaty tribe recognized 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, the Oneida Business Committee has determined that the Oneida Comprehensive Gaming Ordinance as the governing law of the Oneida Bingo & Casino, specifically Article VII(F)(2), contains language that is vague in its intent, and

WHEREAS, the Oneida Business Committee, in consultation with the Oneida Tribal Attorneys, has researched the applicable materials, and

WHEREAS, the Oneida Business Committee determined on January 28, 1994 that BC-12-9-93-C was unclear and directed that the resolution be rescinded and a resolution that clearly reflects the intent of that resolution be submitted as soon as possible,

NOW THEREFORE BE IT RESOLVED, that BC-12-9-93-C is rescinded and superseded by this resolution adopted this day, and that it replaces and correctly states the intent of the meeting held on January 28, 1994, and

NOW THEREFORE BE IT FURTHER RESOLVED, that the attached Memorandum of Interpretation is adopted with this Resolution including the additional interpretations set forth below, and

NOW THEREFORE BE FURTHER IT RESOLVED, that Article VII(F)(2) of the Oneida Comprehensive Gaming Ordinance is interpreted to state that the following persons are ineligible for employment in the Oneida Gaming enterprises:

1. Persons who have been convicted of felonies of fraud or misrepresentation, gambling related offenses and any offense relating to Chs. 562 or 565, Wis. Stats., at any time in their life. Including, but not limited to, embezzlement, conspiracy, conversion, swindling, theft, robbery, burglary (armed or unarmed) and any accessory or party to any crime listed herein.

2. Persons who have been convicted of felonies excluding those listed in #1 above, within the last ten (10) years beginning at the completion of any court supervision.
3. Persons who have been convicted of a misdemeanor relating to fraud or theft, misrepresentation, or gambling related offense, within the last five (5) years beginning at the completion of any court supervision.
4. Persons who have been convicted of ordinance violations relating to fraud or theft, misrepresentation, gambling related offense, or terminated pursuant to a personnel policy of any employer related to fraud or theft, misrepresentation or gambling related offense within the last five (5) years beginning at the completion of any court supervision.
5. Persons under any court supervision relating to any fraud or theft, misrepresentation, or gambling related offense are ineligible for employment until the court supervision is terminated and requirements of provisions 1 through 4 are met. This shall include deferred prosecutions, and other similar court supervision.

Provided that a Pardon has not been granted to that person from an appropriate jurisdiction.


NOW THEREFORE BE IT FURTHER RESOLVED, that the Oneida and Indian preference policy shall apply only to employment, and the Oneida Pardon Policy shall apply only to enrolled Oneida Tribal members, and

NOW THEREFORE BE IT FURTHER RESOLVED, that all employees who were terminated as a result of previous strict interpretations of the Oneida Comprehensive Gaming Ordinance shall be subject to these provisions and Oneida Business Committee Amended Resolution 11-24-93-A, and may be employed in a position, provided that they are otherwise eligible.

NOW THEREFORE BE IT FINALLY RESOLVED, that the Oneida Tribe of Indians of Wisconsin accepts as a matter of comity, pardons granted by other tribes for their members, provided that such pardons meet the same criteria for determination of rehabilitation as the Oneida Pardon Ordinance.

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. Eight members were present at a meeting duly called, noticed and held on the 16th day of March 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
Oneida Business Committee Secretary