

Oneida Tribe of Indians of Wisconsin

Post Office Box 365



Oneidas bringing several hundred bags of corn to Washington's starving army at Valley Forge, after the colonists had consistently refused to aid them.

Phone: (414) 869-2214



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.

RESOLUTION # 6-28-94-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, it has been found necessary to restructure the approval of Attorney Contract as a result of entering into a self-governance compact, and

WHEREAS, there are some contracts that still require Section 81 approval as a result of the Gaming Compact with the State of Wisconsin as an example,

WHEREAS, the Oneida Attorney's office has been redesigned to reflect the needs of the Oneida Nation today, which reorganization called for a systematic and single source approach for opinions, work product and other access to an attorney's professional opinion, and

WHEREAS, there are currently being considered attorney contracts with various sub-entities of the Oneida Nation.

NOW THEREFORE BE IT RESOLVED: that the Oneida Business Committee adopts, on an interim basis, as an emergency measure, the following policy, until such time as the final procedures can be processed through the Administrative Procedures Act:

INTERIM ATTORNEY CONTRACT APPROVAL POLICY

§1. All attorney contracts shall be approved by the Oneida Business Committee, provided that those contracts listed below, shall be approved according to Section 81 procedures:

- a. Any attorney contracts in the opinion of the Chief Counsel requiring Section 81 review, and
- b. Any other attorney contract required by law to have Section 81 review.

§2. All attorney contracts shall be signed by the Chairperson of the Oneida Tribe of Indians of Wisconsin on behalf of the Oneida Tribe of Indians of Wisconsin.

§3. All attorney contracts shall contain as an attachment a Memorandum of Agreement signed by the contracting attorney and the representative of the sub-entity that sets out the following:

- a. the services of the attorney in the attorney contract shall be assigned to the sub-entity of the tribe
- b. attorney work product from an attorney contract not assigned to the Chief Counsel shall not be binding interpretation of any law, policy, regulation, code, procedures, and the like promulgated, adopted, approved or the like by the Oneida Nation.

§4. All attorney contracts shall be reviewed by the Chief Counsel, such review shall consist of approval of all contents of the contract, including final approval of any salary.

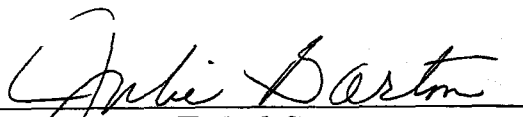
§5. Any approval or signature by any person or persons on behalf of the Oneida Nation, whether on a contract, or agreement shall not constitute a waiver of sovereign immunity on behalf of the Oneida Tribe of Indians of Wisconsin, the Oneida General Tribal Council, the Oneida Business Committee or any of its agents of sub-entities.

§6. Definitions:

- a. "Attorney Contract" as used herein means any contract for services of any kind, whether as an employee of the tribe or as a consultant. It includes contract for piecemeal work, or for projects of any type, length or duration of time.
- b. "Sub-entity" as used herein means any entity of the Oneida Tribe of Indians of Wisconsin for which the liability from actions of that entity reside on the Oneida Tribe, including, but not limited to, all boards, committees, commissions, enterprises or programs.

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 29th day of June, 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