

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 # 11-24-93-B

- 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 General Tribal Council delegated certain powers to the Oneida Business Committee, subject to review of the General Tribal Council, and
- WHEREAS, Article IV, Section 1(i) of the Oneida Tribal Constitution provides for the adoption of resolutions not inconsistent with the Constitution which regulates the procedure of the tribe, and
- WHEREAS, the Oneida General Tribal Council adopted on July 6, 1992 an ordinance known as the "Comprehensive Oneida Gaming Ordinance", hereinafter referred to as "Ordinance", and
- WHEREAS, the Oneida Business Committee enacted Resolution 2-19-93-I which provides for the process of granting or denying pardons to Oneida tribal members when deemed appropriate, and
- WHEREAS, there is no direct access by the tribe to federal law enforcement authority in regard to background checks for purposes of employment in the gaming area, and
- WHEREAS, the lag in response time from the federal background checks has resulted in persons being employed in the gaming area who may be considered ineligible for employment pursuant to the "ordinance", and

WHEREAS, the release of tribal members who are presently working in the gaming area who may later be deemed ineligible for such employment as a result of discrepancies in the Oneida Tribe's bonding policy, the Oneida Gaming Ordinance, and the Tribal/State Gaming Compact due to the slow response time in background checks would not only disrupt the gaming enterprise operation but would also be inconsistent with the Oneida Tribe's employment policy of Oneida preference, and

WHEREAS, the above described inconsistencies are not the fault of any entity or individual, but a natural result of the rapid growth of both the government and the governmental business of the Oneida Tribe, and

WHEREAS, the Oneida tribal government has a constitutional responsibility to protect the welfare of its members as well as provide for the integrity of the gaming business of the Oneida Tribe, and

WHEREAS, the Oneida tribal government has adopted a gaming ordinance which requires tribal employees of gaming to comply with Article VII, paragraph F.2. Said article states "No person who has been convicted of a felony or a violation of any provision of the Personnel Policies and Procedures manual resulting in dismissal or any misdemeanor crime of fraud or theft of any kind may be employed in the conduct of any game defined in this Ordinance unless such person has been formally pardoned by the Oneida Business Committee upon the recommendation of the Gaming Commission".

THEREFORE BE IT RESOLVED, that there is hereby granted temporary pardons for those employed who were hired under the above inconsistent factors and who may be subject to dismissal based upon said inconsistencies and who are presently working in the gaming area, and

IT FURTHER RESOLVED that the following directives shall be immediately instituted:

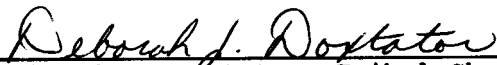
1. This temporary pardon shall apply only to Oneida tribally enrolled members who may be affected by this resolution.
2. Affected employees shall file for a permanent pardon within 45 days from the date of the adoption of this resolution. Should the employee fail to do so, he/she shall be immediately dismissed.

3. All incoming employees, whether Oneida Tribal members or not, are subject to the Oneida Tribal Comprehensive Gaming Ordinance as is presently in place.
4. Affected employees shall not enjoy the privileges of promotion and transfer, pursuant to the Personnel Policies and Procedures, pending a pardon petition.
5. The Oneida Gaming Commission and the Oneida Business Committee shall promulgate regulations in order to alleviate said discrepancies.

BE IT FINALLY RESOLVED that the temporary pardon shall extend no longer than nine (9) months from the date of this resolution.

C E R T I F I C A T I O N

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. 9 members were present at a meeting duly called, noticed and held on the 24TH day of NOVEMBER, 1993; that the foregoing resolution was duly adopted at such meeting by a vote of 8 members for; 0 members against, and 0 members not voting; and that said resolution has not been rescinded or amended in any way.



Deborah J. Dextator, Tribal Chairwoman
Oneida Business Committee