

Oneida Nation

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Oneida, WI 54155

BC Resolution # 02-19-21-A

Authorizing the use of Self-Governance Carryover Funds to Purchase Portable Radios for the Oneida Police Department

- WHEREAS,** the Oneida Nation is a federally recognized Indian government and a treaty tribe recognized by the laws of the United States of America; and
- WHEREAS,** the Oneida General Tribal Council is the governing body of the Oneida Nation; 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 is the mission of the Oneida Nation to govern and protect the people, land, and resources of the Oneida Nation; and
- WHEREAS,** the Oneida Nation has a compact and funding agreement with the Department of Interior's Bureau of Indian Affairs (BIA) pursuant to Title IV of the Indian Self-Determination and Education Assistance Act (P.L. 93-638); and
- WHEREAS,** Article III, Section 5 of the compact with the Department of Interior states that reallocation of funds from one program, activity, function, or service to another within a General Budget Category, or from one General Budget Category to another does not require Secretarial consent; and
- WHEREAS,** in accordance with Section 2 of the funding agreement between the Oneida Nation and the Department of Interior, the Oneida Nation has broad authority to reallocate funding between programs; and
- WHEREAS,** the Oneida Nation has assumed the responsibility of providing law enforcement services pursuant to Section 2 of the funding agreement; and
- WHEREAS,** the Oneida Police Department (OPD) has been using Motorola XTS2500 portable radios since March 2009; and
- WHEREAS,** these radios went out of production in October 2014 and service to these radios was stopped in December 2019; and
- WHEREAS,** these radios do not have encryption capability which hinders OPD's ability to communicate with Brown and Outagamie law enforcement agencies as the counties are utilizing encryption channels during high risk situations where a suspect could listen to the transmissions; and
- WHEREAS,** OPD officers each have one radio and if a radio stops working, that officer will not be able to communicate with other officers or dispatch; and

- WHEREAS,** OPD identified a need for new portable radios will ensure that OPD has the ability to perform their responsibilities to protect the people, land, and resource of the Oneida Community; and
- WHEREAS,** the portable radios are quoted at \$90,763.42; and
- WHEREAS,** there are Self-Governance carryover funds that can be used to purchase the portable radios; and
- WHEREAS,** the Nation submitted a one-time request to the Bureau of Indian Affairs Office of Justice Services to pay for the equipment; and
- WHEREAS,** the Office of Justice Services Regional Agent notified the Nation that he could not confirm if or when the request would be funded; and
- WHEREAS,** the Regional Agent did state that if the one-time request was funded, the Nation could reimburse funds used to purchase the portable radios; and
- WHEREAS,** swift action is needed to ensure the health, safety, and welfare of our law enforcement officers and community.

NOW THEREFORE BE IT RESOLVED, the Oneida Business Committee authorizes that Self-Governance carryover funds in the amount of \$90,763.42 be made available to purchase portable radios for the Oneida Police Department.

BE IT FINALLY RESOLVED, should the Nation receive one-time funding from the Bureau of Indian Affairs to purchase the radios in the future, that those funds be returned to the Self-Governance carryover pooled account.

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; 6 members participated in an electronic vote (e-poll) which closed on the 19th day of February, 2021; that the forgoing resolution was duly adopted by a vote of 6 members for, 0 members against, and 0 members not voting*; and that said resolution has not been rescinded or amended in any way. The results of the e-poll will be entered into the record at the next Oneida Business Committee scheduled on February 24, 2021.



Lisa Liggins, Secretary
Oneida Business Committee

*According to the By-Laws, Article I, Section 1, the Chair votes "only in the case of a tie."