

ONEIDA COMMUNITY HEALTH CENTER



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



Post Office Box 365
Oneida, WI 54155



UGWA DEMOLUH YATES
Because of the help of this Oneida Chief in cementing a friendship between the Oneida Nation and the Colonies of Pennsylvania, a nation, the United States was made possible.

414-869-2711

RESOLUTION NO. 2-24-84-C

WHEREAS: The Oneida Business Committee is the duly authorized governing body of the Oneida Tribe of Indians of Wisconsin and

WHEREAS: The Oneida Business Committee is interested in providing a safe sanitary water supply to all homes served by the Oneida Water and Sewer Utility

WHEREAS: The Oneida Business Committee is interested in providing a sanitary method of liquid waste disposal to all which receive this service from the Oneida Sewer and Water Utility

WHEREAS: The Oneida Business Committee has agreed to operate and maintain these sanitary facilities

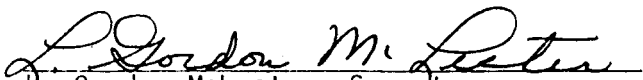
NOW THEREFORE BE IT RESOLVED: That all previous actions by the Oneida Business Committee establishing a Utility Commission are suspended or nullified

AND FURTHER BE IT RESOLVED: That the Oneida Business Committee hereby establishes a Utilities Commission to provide advisory oversight for the Oneida Water and Sewer Utility

AND FURTHER BE IT RESOLVED: That the Oneida Business Committee establishes a Utility Commission Ordinance (attached) governing the operations of the Utility Commission.

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 8 members constituting a quorum, were present at a meeting duly called noticed, held on the 24 day of Feb., 1984, that the foregoing Resolution was duly adopted at such a meeting by a vote of 7 members for, 0 members against and 0 members not voting, and that-said Resolution has not been rescinded or amended in any way.


D. Gordon McLester, Secretary
ONEIDA BUSINESS COMMITTEE

Oneida Tribe of Indians of Wisconsin

ONEIDA UTILITY COMMISSION

I. PURPOSE AND POLICY

A. Purpose

1. To create a Utility Commission to develop rules and regulations for safe, sanitary, and efficient operation of the Oneida Tribal Water and Sewer Utility, herein referred to as the Utility
2. For the Utility Commission to recommend those rules and regulations to the Oneida Business Committee for approval
3. Perform other functions as noted in Parts II and III

B. Policy

1. Promote and protect the Public Health of the Oneida Tribe
2. Promote the participation of the Oneida community in the activities of the Utility Commission

C. Authority

1. The Oneida Tribal Utility Commission was created by the Oneida Business Committee Resolution 2-24-84-C, on Feb 24, 1984, and shall supersede all other actions establishing a Utility Commission
2. The Utility Commission shall be advisory to the Oneida Business Committee

II. ORGANIZATION

A. Composition

1. The Oneida Utility Commission shall be composed of five (5) enrolled members of the Oneida Tribe of Indians of Wisconsin
 - a. Four (4) members shall be homeowners subscribing to the Utility
 - b. One member of the Commission shall be appointed from the Tribal membership at large
 - c. All Utility Commission members shall meet Tribal Constitution eligibility requirements for voting at General Tribal Council meetings
 - d. Appointments are to be made by the Oneida Business Committee from a list of applicants compiled by the Tribal Secretary
 - 1) The Tribal Secretary shall post openings for Commission membership in the Kali?Wisaks
 - 2) The announcement shall include a list of requirements for membership
2. The Utility Commission will perform the following duties:
 - a. Develop and promulgate rules and regulations governing the responsibilities and operations of the Utility, subject to Business Committee review
 - b. Review annual Utility budget
 - c. Recommend Utility rates
 - d. Recommend goals and objectives for the Utility and monitor for compliance
 - e. Review Utility operations for compliance with the requirements of the Federal "Safe Water Act"
 - f. Monitor operations for compliance with Indian Health Service requirements
 - g. Make recommendations to the Utility Manager for improvements in operations
 - h. Hear reports from Utility personnel on Utility operations, meetings, and staff training
 - i. Arbitrate disputes between Utility Commission subscribers and make recommendations for solutions, to the Business Committee
 - j. Amend or modify Utility Commission rules, subject to Business Committee approval

B. Length of Appointment

1. Appointments to the Utility Commission shall be for two (2) year terms
 - a. When initial appointments are made, two (2) members shall be appointed for only one (1) year
2. Vacancies to be filled for expired terms shall be for two years
3. Vacancies to be filled for unexpired terms shall be for only that unexpired portion of the term to be filled
4. Members of the Utility Commission may be recommended for reappointment to the Commission upon expiration of their term

C. Officers

1. At the first meeting of the Utility Commission, the members of the Commission shall elect a Chairman and Secretary
 - a. The length of appointment shall be for one (1) year
 - b. Members may be re-elected as officers of the Utility Commission for consecutive terms
2. In the absence of the Commission Chairman at a meeting, the Secretary will conduct the meeting, appointing another member to keep minutes

D. Utility Manager

1. Relationship to the Utility Commission
 - a. The Utility Commission shall not have any supervisory authority over the Utility Manager
 - b. The Utility Manager, or his designee, shall attend all Utility Commission meetings
 - c. Any problems or conflicts between the Utility Commission and Utility Manager shall be reported by the Utility Commission to the immediate supervisor of the Utility Manager
2. Responsibility to Utility Commission
 - a. Shall work with the Commission Chairman in setting meeting agenda
 - b. Shall assist the Commission Chairman in preparing meeting announcements
 - c. Shall furnish copies of all IHS, EPA, and Tribal reports on Utility operations to all Utility Commission members no less than ten (10) working days before regularly scheduled meetings
 - d. Shall furnish all annual meeting information to Utility Commission members no less than ten (10) working days in advance of annual meeting
 - e. Shall be diligent in carrying out recommendations of the Utility Commission
 - f. Shall provide copies of all budget modifications and Finance and Appropriations Committee requests to all Utility Commission members at the same time this information is submitted to the Tribal Administrator

III. PROCEDURES

A. Meetings

1. Regular Meetings
 - a. The Utility Commission shall meet on a quarterly basis
 - b. Meetings shall be announced at least two (2) weeks in advance
 - 1) Meeting notices shall be made in the Kali?Wisaks and at sites throughout the Reservation
 - 2) The locations and times of the meeting shall be included in the announcement
 - 3) An agenda for the meeting shall be included in the announcement

2. Annual Meeting

- a. The annual meeting of the Utility Commission shall be held on the first Wednesday in April, at 7:30 p.m. in the Oneida Health Center
- b. The annual meeting shall substitute for one (1) of the required quarterly meetings
- c. There shall be a Public Hearing scheduled no less than two (2) weeks prior to the annual meeting for the purpose of receiving input from Tribal members on the proposed budget
- d. The annual meeting shall be announced in the same manner as regular meetings
- e. In addition to conducting regular business, the annual meeting of the Utility Commission shall address the following items:
 - 1) Proposed budget for the following fiscal year
 - 2) Proposed rates for the following fiscal year
 - 3) Set schedule for quarterly meetings
 - 4) Propose goals and objectives for the following fiscal year

3. Special Meetings

- a. The Chairman and Secretary of the Utility Commission together may call special meetings of the Commission
- b. Special meetings are to be called:
 - 1) When there is sufficient business to require a special meeting
 - 2) When it is necessary for the Utility Commission to hear a complaint or grievance by a Utility customer
- c. Special meetings shall be announced in the same manner as for regular meetings

4. Reimbursement for Meetings

- a. The Secretary shall receive \$30.00 for each regularly scheduled meeting attended
- b. Other Commission members shall be reimbursed \$25.00 for each meeting attended
- c. Attendance at special meetings will not be reimbursed, except for special meetings concerning written customer grievances which shall be reimbursed according to parts a. and b. above

5. Quorum

- a. Three (3) members, including at least one (1) officer, shall be present before Commission business can be conducted.
- b. In the event a quorum is not present, the Chairman and Secretary shall set a new date for the scheduled meeting within five (5) days.
- c. The rescheduled meeting shall be announced in the same manner required for all meetings (See part A. 1. above)

B. Reporting

1. Business Committee

- a. All recommendations, budgets, and other actions made by the Utility Commission shall be forwarded to the Business Committee within ten (10) working days of the date of the meeting
- b. Minutes of all meetings shall be forwarded to the Business Committee within ten (10) working days of the meeting. Minutes shall be subject to review and correction by the Utility Commission at the next scheduled meeting

2. Health Board

- a. Copies of all recommendations, budgets, or other actions shall be forwarded to all Health Board within ten (10) working days of the meeting.
- b. Minutes of all the meetings shall be forwarded to the Health Board within ten (10) working days of the meeting.

C. Suspension or Removal from Office

1. The Utility Commission may suspend a member from a meeting for any of the following:
 - a. A member attending a meeting is under the influence of alcohol or other drugs
 - b. Falsifying records or giving false information
 - c. Intentional failure to provide accurate or complete information
 - d. Threatening, intimidating, interfering with, or using abusive language towards others
 - e. Other conduct by which a member disrupts a meeting
2. The Utility Commission may recommend to the Business Committee the removal of a Commission member when:
 - a. A member has been suspended from a meeting for just cause
 - b. A Commission member violates established confidentiality procedures
 - c. Any member other than the member at large who no longer meets the residency requirements of Part II, A. 1. a., above
 - d. Any member who misses three (3) consecutive regularly scheduled meetings
3. Rights of Suspended or Removed Commission Members
 - a. When a member is suspended or removed from the Commission, such member may request a review of the procedure by which the removal took place
 - b. Review of a decision to suspend or remove a member must be requested by the suspended or removed member in writing to the Oneida Business Committee no less than five (5) working days following the receipt of notice of the action of the Commission
 - c. The Oneida Business Committee shall set a date for a review hearing
 - 1) The appeal by the suspended or removed member will be heard at this review hearing
 - 2) The removed or suspended member may be represented at the review hearing by another person of their choice
 - d. Any decision of the Oneida Business Committee shall be final