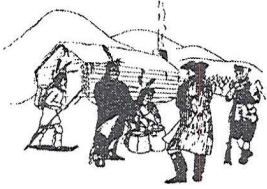


# Oneida Tribe of Indians of Wisconsin



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.

## BC Resolution 11-12-09-C

### *Emergency Amendment to the Comprehensive Policy Governing Boards, Committees and Commissions to Address Stipends*

- 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 of America; 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 of the Oneida Tribal Constitution by the Oneida General Tribal Council; and
- WHEREAS,** the budget for Fiscal Year 2010 is being finalized by the Oneida Business Committee based on revenue projections calculated according to best practices used in economic and financial projection and planning; and
- WHEREAS,** the Oneida Business Committee has been reviewing those revenue projections and has determined that revenues are not being generated as anticipated, causing shortfalls; and
- WHEREAS,** there is an immediate need to address these shortfalls to help prevent deficit spending; and
- WHEREAS,** the Comprehensive Policy Governing Boards, Committees and Commissions authorizes stipends in the amount of \$50 per meeting for members of boards, committees and commissions; and
- WHEREAS,** section 11-4 of the Comprehensive Policy Governing Boards, Committees and Commissions allows for stipend amounts greater than \$50, provided that the notice and Oneida Business Committee approval provisions are followed; and
- WHEREAS,** section 11-5. of the Comprehensive Policy Governing Boards, Committees and Commissions allows for stipend payments in addition to any per diem, to members who are authorized to travel on behalf of the entity shall be in the amount of \$100.00 for each full day they are present at the conference; and
- WHEREAS,** it is essential to the general welfare of the reservation population that a reduction in stipend payments be implemented immediately to prevent further erosion of the Tribe's fiscal condition; and
- WHEREAS,** the Administrative Procedures Act (APA) authorizes the Oneida Business Committee to enact legislation on an emergency basis, to be in effect for a period of six (6) months, renewable for an additional six (6) months; and

**WHEREAS,** emergency adoption of amendments to the Comprehensive Policy Governing Boards, Committees and Commissions addressing stipend payments to board, committees and commissions is necessary for the preservation of the public health, safety, or general welfare of the reservation population, and that observance of the regular APA adoption requirements for passage of laws would be contrary to public interest.

**NOW THEREFORE BE IT RESOLVED,** that the following section of the Comprehensive Policy Governing Boards, Committees and Commissions is hereby repealed on an emergency basis:

11-4. Exceptions to the amount of the stipend may be made by the Oneida Business Committee, provided the following procedures are followed:

- a. The entity petitions the Oneida Business Committee for an exception through a Resolution which indicates the reasons why the stipend should be different, and what would be an appropriate stipend.
- b. This resolution shall be posted in the Kalihwisaks two weeks prior to adoption by the Oneida Business Committee. All interested parties are asked to submit comments in writing to the Oneida Business Committee, care of the Tribal Secretary's Office.
- c. The Oneida Business Committee shall adopt or reject the resolution at a duly called meeting of the Oneida Business Committee.

**BE IT FURTHER RESOLVED,** that the following amendments to the Comprehensive Policy Governing Boards, Committees and Commissions is hereby adopted on an emergency basis:

~~11-5. Payment of stipends, in addition to any per diem, to members who are authorized to travel on behalf of the entity shall be in the amount of \$100.00 for each full day they are present at the conference. Provided that, no payments shall be made for those days spent traveling to and from the conference.~~

**11-5. No stipend shall be paid to a member for attending a conference or training.**

**BE IT FINALLY RESOLVED,** that this resolution shall supersede all other resolutions or actions which authorized or increased stipends for board, committee or commission members for attending conferences or training.

### **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. 7 members were present at a meeting duly called, noticed and held on the 12<sup>th</sup> day of November 2009; that the foregoing resolution was duly adopted at such meeting by a vote of 5 members for; 0 members against; and 1 member not voting; and that said resolution has not been rescinded or amended in any way.



Patricia Hoeft, Tribal Secretary  
Oneida Business Committee

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