

Oneida Tribe of Indians of Wisconsin

BUSINESS COMMITTEE



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.

P.O. Box 365 • Oneida, WI 54155

Telephone: 920-869-4364 • Fax: 920-869-4040

Resolution # 5-19-04-A

Assumption of Rights, Duties, and Obligations of the Oneida Utilities Commission by the Oneida Tribe of Indians of Wisconsin with Respect to the \$1,209,907.65 Water and Sewage System Revenue Bond, Series 1992-A and the State of Wisconsin Clean Water Fund Financial Assistance Agreement Dated April 15, 1992

- 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, Section 1 of the Oneida Tribal Constitution by the Oneida General Tribal Council; and
- WHEREAS,** Article IV, Section 1 (h) authorizes the Oneida Business Committee "to charter subordinate organizations for economic purposes;" and
- WHEREAS,** the Oneida Business Committee granted a Corporate Charter to the Oneida Utilities Commission ("Commission") on May 20, 1990 in Oneida Business Committee Resolution 4-20-90-B and amended the Charter under subsequent resolutions; and
- WHEREAS,** the Oneida Business Committee approved the Commission by-laws on November 29, 1995 and passed the Oneida Tribal Sanitary District Ordinance which governs the duties and responsibilities of the Commission and the administrative operations of the sanitary district; and
- WHEREAS,** the Commission authorized the issuance, delivery and security of a \$1,209,907.65 Water and Sewage System Revenue Bond in Commission resolution 4-15-92 U.C.A.; and

WHEREAS, the Commission entered into a Financial Assistance Agreement with the State of Wisconsin Department of Natural Resources dated April 15, 1992 and authorized by Commission resolution 4-15-92-U.C.B; and

WHEREAS, the Oneida Tribe of Indians of Wisconsin approved a Guaranty of the Financial Assistance Agreement in Oneida Business Committee Resolution 4-15-92-B; and

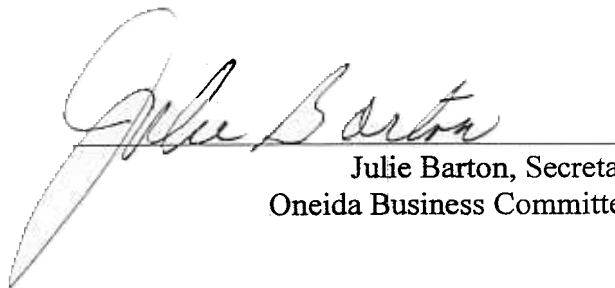
WHEREAS, the Oneida Business Committee passed a motion on September 5, 2001 to facilitate the transfer of the duties and responsibilities of the Commission and the administrative operations of the sanitary district to the government of the Oneida Tribe of Indians of Wisconsin.

NOW THEREFORE BE IT RESOLVED, that the Oneida Tribe of Indians of Wisconsin hereby assumes all rights, duties, and obligations of the Commission with respect to the \$1,209,907.65 Water and Sewage System Revenue Bond, Series 1992-A and the State of Wisconsin Clean Water Fund Financial Assistance Agreement Dated April 15, 1992.

BE IT FINALLY RESOLVED, that the Oneida Business Committee hereby adopts and approves the terms and conditions contained in the attached Assignment and Assumption Agreement and agrees to execute and deliver the same.

CERTIFICATION

I, the undersigned, as Secretary of the Oneida Business Committee, hereby certify that the Oneida Business Committee comprised of 9 members, of whom 5 members which constitute a quorum. 6 members were present at a duly called meeting, held on the 19th day of May, 2004; that the foregoing resolution was duly adopted at such meeting by a vote of 5 members for, 0 members against, and 0 members abstaining; and that said resolution has not been rescinded or amended in any way.



Julie Barton, Secretary
Oneida Business Committee