



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

# **Oneida Tribe of Indians of Wisconsin**

## **BUSINESS COMMITTEE**



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**

### **BC RESOLUTION # 09-09-09-C**

*Amending BC Resolution 11-26-08-C*

*Financing Oneida Total Integrated Enterprises, LLC Acquisition of TN & Associates, Inc.*


- 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 General Tribal Council; and
- WHEREAS,** the Oneida Business Committee on April 11, 2007 approved the formation of Oneida Total Integrated Enterprises, LLC (OTIE); and
- WHEREAS,** OTIE has acquired 8(a) certification under the Small Business Administration; and
- WHEREAS,** OTIE has negotiated a purchase agreement for the acquisition of TN & Associates; and
- WHEREAS,** such purchase is in furtherance of the purpose of the creation of OTIE, the economic diversity of the Oneida Tribe of Indians of Wisconsin, and generally in the economic interests of the Oneida Tribe of Indians of Wisconsin to pursue; and
- WHEREAS,** OTIE has been unable to acquire sufficient investment funding to finance the purchase of TN & Associates; and
- WHEREAS,** the Oneida Tribe of Indians of Wisconsin has drafted a letter of consent for lenders so that the Oneida Tribe of Indians of Wisconsin may guarantee a third party loan for the acquisition of TN & Associates by OTIE.
- BE IT RESOLVED,** that the promissory note with the Oneida Tribe of Indians of Wisconsin (Oneida Nation of Wisconsin) in the amount of \$6,200,000.00 dated December 4, 2008 is hereby rescinded; and

**BE IT RESOLVED**, that the \$6,200,000.00 be classified as "owner's equity" of OTIE and that the \$6,200,000.00 be paid back to the Oneida Tribe according to OTIE's Operating Agreement; and

**BE IT FURTHER RESOLVED**, that OTIE will treat the \$6,200,000.00 as a preferred investment and will reimburse this investment to the Oneida Tribe in full.

**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. 8 members were present at a meeting duly called, noticed and held on the 9<sup>th</sup> day of September 2009; that the foregoing resolution was duly adopted at such 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.



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."