

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.

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RESOLUTION # 11-09-05-B

Emergency Repeal of the Annual Half Fair Rental Fee

- 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, 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 I of the Oneida Tribal Constitution by the General Tribal Council, and
- WHEREAS,** the Division of Land Management executes residential leases on tribal fee and trust land pursuant to Oneida Real Property Law and the Self Governance Compact with the Secretary of the Interior, and
- WHEREAS,** residential leases permit Oneida tribal members and their spouses to lease tribal land to construct, improve and/or maintain a homesite, and
- WHEREAS,** previous Resolutions required Oneida tribal members married to non-Oneidas to pay a half fair annual rental fee, and
- WHEREAS,** it is in the best interest of the Tribe to treat all lessees leasing residential tribal land equally, and
- WHEREAS,** the Division of Land Management and Land Commission have recommended repealing the half fair annual rental fee; and
- WHEREAS,** the Land Commission has recommended that the repeal be done on an emergency basis; and
- WHEREAS,** the Administrative Procedure Act authorizes the Oneida Business Committee to enact legislation on an emergency basis, to be in effect for a period of six months, renewable for an additional six months; and

WHEREAS, the Oneida Business Committee finds that repealing the half fair annual rental fee constitutes an emergency situation which requires the immediate passage of a resolution to that effect; and

WHEREAS, emergency repeal of the half fair annual rental fee 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 resolutions requiring half fair rental fees are repealed: Resolution # BC-9-18-87-B and Resolution # BC-4-7-99-C.

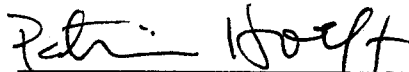
BE IT FURTHER RESOLVED that all future Residential Leases executed by the Division of Land Management shall include the following rental payment language: "\$1.00 annually or \$50.00, for fifty years." Effective immediately, Land Management shall not bill lessees the half fair rental fee and is directed to modify the Residential Leases currently subject to a half fair rental payment to include the \$1.00 or \$50.00 language in place of the half fair rental language.

BE IT FURTHER RESOLVED that any prepaid amounts shall be credited to the lessees account on a prorated basis based on the adoption date of this resolution.

BE IT FINALLY RESOLVED that half fair lessees remain responsible for delinquent amounts which were due as of the date of the repeal.

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 9th day of November, 2005; that the foregoing resolution was duly adopted at such meeting by a vote of 5 members for; 0 members against, and 1 members not voting; and that said resolution has not be rescinded or amended in any way.



Patricia Hoeft, Tribal Secretary
Oneida Business Committee