

GENERAL TRIBAL COUNCIL  
ONEIDA TRUST COMMITTEE  
RESOLUTION: 6/30/90-A

WHEREAS, On January 8, 1990 the Oneida General Tribal Council took action to direct the Oneida Trust Committee to Finalize a Perpetual Trust Fund Plan that would also include a Per Capita Payment Distribution Plan, and

WHEREAS, The Oneida General Tribal Council further directed Public Hearings to finalize the plan and to schedule a Special Oneida General Tribal Council meeting for final action no later than June 1990, respectively two public hearings were held on May 31 in Oneida and June 1 in Milwaukee, and

WHEREAS, Oneida General Tribal Council Resolution 1/8/90 directed that the Elderly be given top priority in the development and distribution of a Per Capita Payment Plan, and

WHEREAS, The Oneida Trust Committee is committed to identifying NEW REVENUE sources for the continued growth of a Perpetual Trust Fund and the potential New Revenue is projected to be in the area of \$1-\$3 Million annually, and

WHEREAS, The Oneida Trust Committee finds that the implementation of the Per Capita Payment Trust Fund Distribution Plan would also establish a SAVINGS PLAN thru prudent financial planning and growth for the benefit of the Oneida Tribe, and

NOW THEREFORE BE IT RESOLVED, That the Oneida General Tribal Council approve the attached Trust Fund Distribution Plan and Per Capita Payment Plan with priority to the Elderly, age 65 and above, and to direct the Oneida Trust Committee to implement the plan as soon as possible in order to meet the needs of the membership, and

NOW FURTHER BE IT RESOLVED, That the Oneida Trust Committee be directed to collect on a scheduled basis a minimum of \$1.5 Million annually from the New Tribal Revenues and to further direct the Oneida Trust Committee and Oneida Business Committee to negotiate an annual Tribal Revenue contribution to the Trust for the implementation and distribution of the Plan, and

NOW FINALLY BE IT RESOLVED, That this annual deposit shall be binding for a period of not less than 10 years, in order to allow for the financial growth of the Trust Fund and implementation of the Per Capita Payment Distribution Plan, and that the first scheduled deposit shall occur no later than January 31, 1991 and the first scheduled payment to the Elderly, age 65 and above shall occur no later than December 31, 1994 and that no disturbance of this principal shall occur without 2/3 majority vote of the following: Oneida General Tribal Council, Oneida Trust Committee and Oneida Business Committee.

#### C E R T I F I C A T I O N

I the undersigned as Secretary of the Oneida Tribe of Indians of Wisconsin, hereby certify that the Oneida General Tribal Council in session with a quorum of 112 members present, at a meeting duly called, noticed, and held on the 30th day of June, 1990; that the foregoing resolution was duly adopted at such meeting by a majority vote of those present and that said resolution has not been rescinded or amended in any way.

*for* Kathy Hughes/Recording Clerk  
Tribal Secretary, Amelia Cornelius  
June 30, 1990

PER CAPITA PAYMENT TRUST FUND DISTRIBUTION PLAN  
ONEIDA GENERAL TRIBAL COUNCIL  
ONEIDA TRUST COMMITTEE

ADDENDUM TO RESOLUTION 6/30/90-A  
JUNE 30, 1990

PLAN SUMMARY:

In order to provide the Oneida Tribal members with continuing benefits from the Trust Fund earnings, the Oneida Trust Committee recommends the following:

1. To begin making annual contributions of \$1,500,000 or more into the tribal trust no later than January 31, 1991.
2. To begin in November 1994 to make a Per Capita payment of \$500 once each year, with 5% inflation built into the schedule, to all living persons over the age of 65 by 10/31 of that year.
3. When the Trust Principal value reaches \$10,000,000, to begin creating additional Trust Reserves to serve other Tribal members with special needs, including:
  - a. Handicapped
  - b. Burial Fund
  - c. Scholarships
4. To cause the Trust Principal to grow adequately to provide these benefits on an ongoing basis from the Trust earnings, reserving the Trust Principal as a funding source in the event of a Tribal Emergency.
  - a. In such emergency case, a 2/3 majority vote of the Oneida General Tribal Council, Oneida Trust Committee and Oneida Business Committee would be required to invade the Trust Principal. All contributions to the Trust are to be considered Trust Principal.
5. Investment and Management of the Trust Principal and its earnings shall be governed and administered by the Oneida Trust Committee.
6. The Trust Committee, as an elected representative body, reserves the right to declare benefits on an annual basis, as funds are available.

#### BENEFICIARIES:

1. Enrolled, Living on October 31 of each payment year, Age 65 and above by October 31 of each payment year.
  - a. Lowering the age group to 62 would be contingent on adequate funds available for payment. Age group would be periodically reviewed for determination of Beneficiary expansion.
  - b. Distribution to the Beneficiary shall be in a form prescribed by the Oneida Trust Committee.
  - c. Procedures for distribution shall be developed by the Oneida Trust Committee.
  - d. Procedures for distribution other than cash payment shall be developed for elderly in cases where the actual payment would cause loss of regular benefits, such as SSI, Medical Assistance, etc.,.
2. Upon death of a beneficiary his/her share shall revert back to the Trust Fund.

#### GOVERNING BODY:

1. Oneida Trust Committee:
  - a. Will report to the Oneida General Tribal Council on a semi-annual basis.
2. Oneida Trust Committee shall be bound and governed by the following documents:
  - a. Oneida Trust Agreement,
  - b. Oneida Trust Committee By-Laws,
  - c. Membership Ordinance,
  - d. Oneida Trust Committee Removal Ordinance,
  - e. Memorandum of Agreement,
  - f. General Tribal Council Legislative Directives,

#### ADMINISTRATIVE BODY:

1. Oneida Enrollment & Trust Department:
  - a. Operational Policy & Procedures, Memorandum of Agreement,
  - b. Management Plan,

**NEW REVENUE:**

The plan was developed with the initiative that New Revenue be generated to proportionately fund the Oneida Per Capita Payment Distribution Trust Plan - Sr. Citizens.

1. Walmart Venture 5% Taxation:

A. The Oneida Tribe shall implement a collection of taxation from the Walmart Venture. All revenue collected shall be utilized to support government services:

1. A deposit shall be negotiated between the Oneida Trust Committee and the Oneida Business Committee for exchange of like amount of dollars into the Oneida Per Capita Trust Fund per procedures set forth and mutually agreed upon by the Oneida Trust Committee and Oneida Business Committee.

2. Vendors Licensing/Permit Fees:

A. The Oneida Tribe shall implement a collection of Vendors Licensing Fees/Permits from the following:

1. All vendors who do business with the Tribe and whose revenue exceeds \$3000 per year.
2. All Consultants whose fees exceed \$500 per year.
  - i. Exemption would be those individuals who receive stipend revenue for board duty.
3. Contractors as determined in the Vendors Licensing Permit Ordinance.

B. A Vendors Licensing Permit Ordinance shall be developed with cooperation of the Oneida Law Department and scheduled for Public Hearing by the Oneida Trust Committee and submitted to the Oneida Business Committee for final approval.

C. All revenue collected shall be utilized in one of the following manners:

1. Deposit into the Oneida Per Capita Trust Fund per procedures set forth and mutually agreed upon by the Oneida Trust Committee and Oneida Business Committee.
2. Negotiated between the Oneida Trust Committee and Oneida Business Committee for exchange of

like amount of dollars into the Oneida Per Capita Trust Fund per procedures mutually agreed upon by the Oneida Trust Committee and Oneida Business Committee.

3. Undistributed Prize monies:

A. All categories of prize monies expired and not claimed by individual customers shall be earmarked for collection and deposit into the Oneida Per Capita Trust Fund per procedures set forth by the Oneida Trust Committee.

i. Exemption would be those prize monies held in an annuitized fund by an insurance company.

4. Users Fees:

The Oneida Tribe shall implement a collection of Users Fees in the following areas:

a. All areas of the Tribe that conduct gaming:

1. Negotiate and develop criteria of all Users Fees on all areas of Gaming.

2. Negotiated between the Oneida Trust Committee and Oneida Business Committee for exchange of like amount of dollars for deposit into the Oneida Per capita Trust fund per procedures mutually agreed upon by the Oneida Trust Committee and Oneida Business Committee.

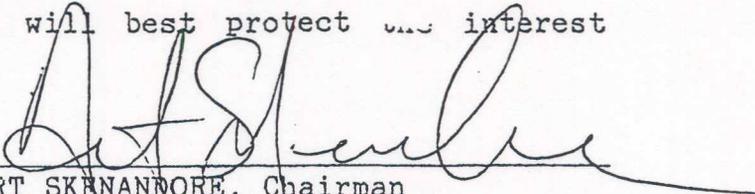
TRIBAL REVENUE:

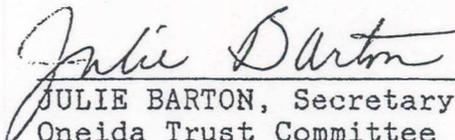
The Oneida Trust Committee and Business Committee shall negotiate as per the General Tribal Council Resolution 6/30/90-A a dollar amount of tribal revenue on an annual basis for deposit into the Oneida Per Capita Trust Fund per procedures mutually agreed upon by the Oneida Trust Committee and Oneida Business Committee.

ONEIDA TRUST COMMITTEE:

The Oneida Trust Committee hereby accepts to hold and administer and to direct the investment, reinvestment and collection of income therefrom and make arrangements for disbursements as hereinafter provided. Further said Oneida Trust Committee agrees to abide by such procedures as the Oneida Trust

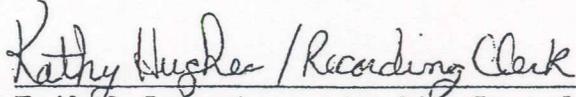
Committee determines will best protect ~~the~~ interest  
and principal.

  
ART SKENANDORE, Chairman  
Oneida Trust Committee  
June 18, 1990

  
JULIE BARTON, Secretary  
Oneida Trust Committee  
June 18, 1990

#### C E R T I F I C A T I O N

I the undersigned Secretary of the Oneida Tribe of Indians of Wisconsin, hereby certify that the Oneida General Tribal Council in session with a quorum of 112 members present, at a meeting duly called, noticed, and held on the 30th day of June, 1990; that the foregoing plan was duly adopted by, resolution 6/30/90- A, at such meeting by a majority vote of those present and that said plan has not been rescinded or amended in any way.

  
for Tribal Secretary, Amelia Cornelius