



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



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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.

Resolution # 4-25-07-C *Contracting with Private Investigators*

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 duly recognized 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, Tribal departments, boards, committees and commissions may, from time to time, require the services of a third-party private investigator or private investigation firm; and

WHEREAS, the Oneida Business Committee recognizes that the Tribe must comply with applicable federal privacy laws, Tribal laws and the Fourth Amendment of the United States Constitution when utilizing private investigation services; and

WHEREAS, Tribal departments, boards, committees and commissions must ensure that the use of private investigation services have a permissible purpose, appropriate use of records or documents generated by the investigation and responsible disposal of records, in compliance with applicable federal and Tribal laws.

NOW THEREFORE BE IT RESOLVED, Tribal departments, boards, committees and commissions that desire to contract with a third-party private investigator or private investigation firm comply with the following contract review process to ensure that the contracted services comply with applicable federal and Tribal law:

- 1) Each contract shall be for the investigation of a particular case. No contract shall be in the form of a retainer to provide general investigative or consulting services.
- 2) Each contract shall be for a term of less than one (1) year.
- 3) Each contract shall clearly describe the nature and scope of the services to be performed regarding the specific case. No services outside of those described in the contract shall be performed.
- 4) Prior to legal review by the Oneida Law Office, each contract with a third-party private investigator or investigation firm shall receive approval at the following levels:
 - a) If the contract is proposed by a department within the gaming division, it shall be approved by the Gaming General Manager.
 - b) If the contract is proposed by a non-gaming Tribal department, it shall be approved by the General Manager.
 - c) If the contract is proposed by a non-divisional department or by a Tribal board, committee or commission, it shall be approved by the Chief of Staff.
 - d) If the subject matter of the investigation involves the Tribal General Manager or his/her staff, the Gaming General Manager or his/her staff or the Chief of Staff or his/her staff, the contract shall be approved by the Business Committee.
- 5) After legal review by the Oneida Law Office, all contracts pertaining to the hiring of private investigators or private investigation firms shall require the approval of the Oneida Business Committee prior to being implemented.

BE IT FINALLY RESOLVED, that the General Manager, Gaming General Manager, and Chief of Staff shall request reports from their areas regarding investigative contracts currently utilized and report back to the Oneida Business Committee within 30 days with the following:

- 1) the name of the program/office utilizing the contract;
- 2) copy of the contract;
- 3) reason for engaging the contract; and
- 4) recommendation from the Oneida Law Office regarding revising the contract to meet the requirements identified in this resolution.

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 25th day of April 2007; that the foregoing resolution was duly adopted at such meeting by a vote of 6 members for; 0 members against, and 0 members not voting; and that said resolution has not been rescinded or amended in any way.



Patricia Hoelt, Tribal Secretary
Oneida Business Committee