

Oneida Nation

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Oneida, WI 54155

BC Resolution # 08-14-19-M

Rescinding and Amending Resolutions Regarding Direct Reporting and Assigning Responsibilities and Authorities of the General Manager

- WHEREAS,** the Oneida Nation 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 Nation; 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,** the General Tribal Council adopted resolution # GTC-02-25-82 which directed the Oneida Business Committee to hire a General Manager to manage the operations of the Nation and for the Oneida Business Committee to focus on legislative activities; and
- WHEREAS,** the Oneida Business Committee hired a General Manager and developed an organizational structure, which was modified from time to time to meet the changing needs of the Oneida Nation; and
- WHEREAS,** in July 2000 the General Tribal Council adopted a reorganization plan for the Nation identified as "Plan B"; and
- WHEREAS,** the Gerald Danforth Oneida Business Committee adopted resolution # BC-08-02-00-B which identified that the action of the General Tribal Council at the July 2000 meeting was not noticed and information regarding Plan B was not in the materials in violation of the Ten Day Notice Policy thus making the action to adopt Plan B void; and
- WHEREAS,** the Edward Delgado Oneida Business Committee in 2011 rescinded resolution # BC-08-02-00-B and directed development of an updated reorganization based on Plan B, identifying that the plan was out of date because it was over a decade old; and
- WHEREAS,** the Edward Delgado Oneida Business Committee adopted four resolutions to address the interim period prior to the development, adoption and implementation of the updated reorganization plan:
- # BC-09-28-11-E, *Interim Removal of General Manager Position*
 - # BC-10-04-11-A, *Emergency Amendments to Grievance Process*
 - # BC-10-04-11-B, *Setting Interim Division Director Authority*
 - # BC-03-28-12-C, *Division Directors and the Grievance Process*; and
- WHEREAS,** the Edward Delgado Oneida Business Committee reported to the General Tribal Council regarding its progress but was unable to finalize a reorganization plan during its term; and
- WHEREAS,** the Cristina Danforth Oneida Business Committee in 2014 updated the interim reporting structure and processes through resolution # BC-10-22-14-A, *Setting Supervision and Management of Direct Reports to the Oneida Business Committee*; and

WHEREAS, the Cristina Danforth Oneida Business Committee reported on reorganization progress to the General Tribal Council and presented a reorganization plan to the General Tribal Council on March 19, 2017 which was acted upon by the General Tribal Council on May 16, 2017 by leaving the item on the table and directing that it be brought back by the next Oneida Business Committee, with three options, and after obtaining General Tribal Council input; and

WHEREAS, the Tehassi Hill Oneida Business Committee reviewed the 2017 proposed plan and has met in retreats and work sessions to review and devise alternative organizational structures but has not yet been able to identify three proposals for reorganization; and

WHEREAS, the Tehassi Hill Oneida Business Committee determined that continuing with the interim organization set in 2011 by the E. Delgado Oneida Business Committee was no longer practical, failed to give the organization the direction and supervision that was required and approved the review of the General Manager job description, posting and hiring of that position; and

WHEREAS, the Tehassi Hill Oneida Business Committee has hired a General Manager and approved a transition plan to reintroduce the General Manager position and authorities within the organization, which is nearing conclusion and requires the Oneida Business Committee to address historical organizational directives;

NOW THEREFORE BE IT RESOLVED, that the Oneida Business Committee fully reinstates the General Manager position within the Nation's organizational structure and at the end of the transition period fully assigns the authorities of that position.


BE IT FURTHER RESOLVED, that the following resolutions are superseded by this resolution:

- # BC-09-28-11-E, *Interim Removal of General Manager Position,*
- # BC-10-04-11-A, *Emergency Amendments to Grievance Process,*
- # BC-10-04-11-B, *Setting Interim Division Director Authority,*
- # BC-03-28-12-C, *Division Directors and the Grievance Process,* and
- # BC-10-22-14-A, *Setting Supervision and Management of Direct Reports to the Oneida Business Committee.*

BE IT FINALLY RESOLVED, that motions of the Oneida Business Committee regarding removal of the General Manager position are superseded by 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 14th day of August, 2019; that the forgoing 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.



Lisa Summers, Secretary
Oneida Business Committee

*According to the By-Laws, Article I, Section 1, the Chair votes "only in the case of a tie."