

Village of Mukwonago
Notice of Meeting and Grutzmacher Collection Committee Agenda

LIBRARY BOARD OF TRUSTEES MEETING
Monday, January 9, 2023

Time: **5:00 pm**

Place: **Mukwonago Community Library, 511 Division Street, Mukwonago, WI 53149**

1. Call to Order

2. Roll Call and Introduction of Guests

3. Approval of Minutes

3.a Minutes from August 4, 2022 and December 1, 2022

[Grutzmacher Collection Committee Minutes 20221201_unapproved.pdf](#)

[Grutzmacher Collection Committee Minutes 20220804_unapproved.pdf](#)

4. Discussion/Action Items

4.a General Overview and Update

Director update on status of NAGPRA compliance and the Grutzmacher Collection.

4.b Request for Repatriation

Discussion and possible action on approving Request for Repatriation from Wilton Rancheria.

[Request for Repatriation_Wilton Rancheria_20221219.pdf](#)

4.c Proposal from Driftless Pathways

Discussion and possible action on the proposal for services in assisting with policies and loan agreements in relation to NAGPRA from Driftless Pathways.

4.d Staffing in Relation to the Grutzmacher Collection

Discussion and possible action on required staff time necessary to handle the Grutzmacher Collection.

5. Referral Items

6. Confirm Next Meeting Date

7. Adjourn

It is possible that a quorum of, members of other governmental bodies of the municipality may be in attendance at the above stated meeting to gather information. No action will be taken by any governmental body at the above stated meeting other than the governmental body specifically referred to above in this notice. Please note, upon reasonable notice, efforts will be made to accommodate the needs of individuals with disabilities through appropriate aids and services. For additional information or to request this service, contact the Municipal Clerk's Office, (262) 363-6420.

Village of Mukwonago

DRAFT MINUTES OF THE GRUTZMACHER COLLECTION COMMITTEE MEETING

Thursday, December 1, 2022

Time: **4:00 pm**

Place: **Mukwonago Community Library, 511 Division St., Mukwonago, WI 53149**

Call to Order

The President H. Pringle called the meeting to order at 4:04p.m. located in the Mukwonago Community Library Community Room, 511 Division St., Mukwonago, WI 53149

Roll Call and Introduction of Guests

Board Members Present

E. Brill
D. Magolan
E. Pautz
H. Pringle
C. Stienstra

Also Present

A. Armour, Library Director
J. Bernstein, Bernstein & Associates NAGPRA Consultants

Comments from the Public

None.

Approval of Minutes

Tabled until the next meeting.

Discussion/Action Items

Overview of NAGPRA Consultation

J. Bernstein shared information about the Consultation process and what MCL may encounter as well as what steps will need to be followed.

- MCL acts as a surrogate of the Federal Government during the repatriation process
- The member of the Tribe is representing a Sovereign Nation and may be a Tribal Historic Preservation Officer (THPO) which is equivalent to a historical society for the Tribe
- Cultural sensitivity and utilizing proper terminology is key as well as explaining MCL's goal of education and the desire to be taught throughout the NAGPRA process
- Ensure to refer to the collection as "items," "people," or cultural relative"

- The Consultation process has specific steps and documentation procedures regarding repatriation that will need to be followed
- Consultation notes need to be documented and kept in perpetuity. It is important to know what the expectations of these documentation are for each Tribe as the type and level of notes will vary between individuals and Tribes
- Multiple consultations could be held; it may be important to have consistent MCL representatives to aid in building the Tribal relationship
- Be open with where things are displayed or held so the Tribal Officer isn't blindsided during the consultation
- During consultations the items aren't present, you are discussing the items that will have been viewed ahead of time with photos.
- MCL should know what is said during the tours of the Native American items at the museum as the MCL representatives may be asked by Tribal Officers during the Consultation process

Grutzmacher Collection Loan Agreement

E. Brill noted that there are several areas that will need to be addressed given the information we just learned from J. Bernstein. It is the hope of this committee going forward that a partnership of learning and collaboration with MHMS could take place so enlightenment of both parties can occur simultaneously.

- Absolutely no photos should be taken, shared, or displayed without the consent of the specific Tribe and any verbiage should have Tribal guidance. A recent example of this issue would be the Detroit Institute of Arts having to pull all images from their website.
- It would be pertinent to have the right to input in regards to interpretation of the Grutzmacher Collection, this would ensure Tribal guidance was given
- There is a Wisconsin Intertribal Repatriation Committee which meets quarterly; MCL could ask to be placed on their agenda to seek the committee guidance regarding verbiage
- There is a Wisconsin entity that could aid in the Loan Agreement; they specialize in both agreements and curation consultation of Native American items
- MCL may opt to change the Loan Agreement to read "Curation Agreement"

Referral Items

None.

Confirm Next Meeting Date

To Be Determined

Adjournment

D. Magolan/E. Brill motioned to adjourn the meeting. Unanimously carried. Meeting was adjourned at 5:33 p.m.

Village of Mukwonago
DRAFT Minutes of the Grutzmacher Collection Committee Meeting
LIBRARY BOARD OF TRUSTEES MEETING

Thursday, August 4, 2022

Time: **3:00 pm**

Place: **Village Hall, 440 River Crest Ct, Mukwonago, WI 53149**

1. Call to Order

Committee Chair H. Pringle called the meeting to order at 3:05pm.

2. Roll Call and Introduction of Guests

Library Board representatives:

H. Pringle
E. Brill
E. Pautz
D. Magolan

Mukwonago Historical and Museum Society (MHMS) Executive Board representatives:

H. Hecker
J. Vanevenhoven
R. Bartelt
J. Coley

Also present:

A. Armour, Library Director
J. Bernstein (via Zoom)

Absent and Excused:

C. Stienstra

3. Discussion/Action Items

3.a History and Introduction

Director Armour gave a brief overview of the packet appended to the agenda.
MHMS President Henry Hecker gave a brief overview of the Position Statement
MHMS had prepared.

3.b Explanation of NAGPRA

Jan Bernstein of Bernstein and Associates will explain the Native American Graves Protection and Repatriation Act (NAGPRA) and their role as a hired consultant.

Jan Bernstein, via electronic means, gave a brief overview of what NAGPRA is, who it applies to, and why it is important. H. Hecker asked J. Bernstein to describe the penalties for non-compliance. J. Bernstein described there are nine (9) ways to be out of compliance, and that anyone can notify the federal government of noncompliance by writing a letter to National NAGPRA and then

described the process. D. Magolan asked how the Tribes get notified. J. Bernstein described the process that an institution develop an Inventory in consultation with Tribes, submits to National NAGPRA and the Tribes, and publish notice in federal register or the organization can wait and offer disposition. The Summary process should be very comprehensive and essentially is an invitation to the Tribes to learn what an organization has and they can decide if it is culturally appropriate for them to repatriate it. D. Magolan asked what happens if multiple Tribes are identified as needing contact. Jan said they've done this in the past with MHMS, and NAGPRA outlines a process of identifying who to contact; Bernstein & Associates uses all of those contacts to mail and email letters. Jan suggests that often it might be prudent to contact all Tribes, especially when the Collection is as varied as the one under consideration. E. Pautz asked if there is a timeline between Summary and publishing. J. Bernstein explained that institutions that meet the two criteria that triggers NAGPRA compliance were supposed to have completed the Summary by 1993, so the sooner the Summary is published, the sooner the owning institution will be in compliance. H. Hecker asked about how long Tribes have to reach out to an owning institution. Tribes have no deadline to make claims. E. Brill asked if acceptance of federal dollars "trigger" this compliance. J. Bernstein said that it does; A. Armour explained that the Library accepted COVID-19 relief money from the CARES Act in 2020 and the Library's annual report states they are federal funds, so the Library clearly has met the two criteria for the need to comply with NAGPRA.

3.c Discussion About Potential Donation

Discussion between members of the Boards regarding questions and concerns each party has about the potential change in ownership of the Grutzmacher Collection.

The Library Board Grutzmacher Committee indicated that it was still interested in donating the collection to MHMS. MHMS Executive Board indicated that they were still interested in receiving the donation. J. Bernstein clarified the timeline of the Inventory and Summary process, advising that the ownership of the Collection be determined before any Tribes are contact for consultation or anything gets published so that it could be made clear to the Tribes who to contact. She noted that the NAGPRA process is a great way for institutions to build a rapport with Tribes and cautioned that, while there is nothing stopping an institution from changing the ownership of the collection or changing contact information, it can be confusing for Tribes and is inadvisable to start a relationship that way. MHMS noted their concern over how many artifacts might be identified as unassociated or associated funerary objects during the discovery process, indicating that this could be potentially time intensive for a volunteer organization if MHMS were to accept the donation. The Library brought up concerns about if MHMS could handle the future compliance with NAGPRA as they are interested in completely transferring the Collection with all its duties and responsibilities. MHMS shared that they have been in contact with local large museums and colleges who might be able to help. Ultimately, both parties agreed that a donation agreement could soon be reached so long as the agreement included the Library's right of first refusal and exploring options

to make it clear to future generations that MHMS has exclusive ownership and that the Library is not seeking the Collection back or dictating the curation of the Collection. Both parties will engage legal counsel to meet and craft an updated draft of the donation agreement for the Boards to consider.

3. Referral Items

4. Confirm Next Meeting Date

5. Adjourn

E. Pautz moved to adjourn the meeting. E. Brill seconded. Adjourned at 5:00pm.

Minutes submitted by A. Armour

DRAFT

Wilton Rancheria



9728 Kent Street, Elk Grove, CA 95624

December 16, 2022

Abby Armour
Mukwonago Community Library
511 Division St
Mukwonago, WI 53149

Dear Ms. Armour,

The Wilton Rancheria hereby formally requests to make a claim under the Native American Grave Protection and Repatriation ACT (NAGPRA) for the entire **CA-SAC-066 (aka: Hollister Mound)** collection held by the Mukwonago Community Library. This claim includes all human remains, associated funerary objects, unassociated funerary objects, sacred objects, and/or objects of cultural patrimony.

Wilton Rancheria is a federally recognized tribe made up of Miwok, Nisenan, and Maidu decent that can demonstrate cultural affiliation to this collection. Your research is consistent with our historical record declaring that these items were taken from sites in our collective aboriginal lands.

If you have any further questions or concerns, please contact me at (916) 683-6000 Ext. 2016 or via email cdowdle@wiltonrancheria-nsn.gov.

Sincerely,

Cassie Dowdle
NAGPRA Assistant

Cc: Jesus Tarango, Chairperson