



HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

HO-CHUNK NATION LEGISLATURE ESTABLISHMENT OF CAPITAL PROJECT RESTRICTED ACCOUNT FOR HO-CHUNK NATION DISTRICT 3 COMMUNITY CENTER-WITTENBERG

RESOLUTION 06-03-14B

- WHEREAS,** on November 1, 1994, the United States Secretary of the Interior approved a new Constitution for the Ho-Chunk Nation, formerly known as the Wisconsin Winnebago Tribe; and
- WHEREAS,** the Ho-Chunk Nation ("Nation") is a federally recognized Indian Tribe, pursuant to the Indian Reorganization Act of 1934; and
- WHEREAS,** Article V, Section 2(a) of the Ho-Chunk Nation Constitution ("Constitution") gives the Ho-Chunk Nation Legislature ("Legislature") the power to make laws, including codes, ordinances, resolutions, and statutes; and
- WHEREAS,** Article V, Section 2(b) of the Constitution grants the Legislature the power to establish Executive Departments, and to delegate legislative powers to the Executive branch to be administered by such Departments, in accordance with the law; any Department established by the Legislature shall be administered by the Executive; the Legislature reserves the power to review any action taken by virtue of such delegated power; and
- WHEREAS,** Article V, Section 2(d) of the Constitution grants the Legislature the power to authorize expenditures by law and appropriate funds to the various Departments in an annual budget; and
- WHEREAS,** Article V, Section 2(x) of the Constitution grants the Legislature the power to enact any other laws, ordinances, resolutions, and statutes necessary to exercise its legislative powers delegated by the General Council pursuant to Article III including but not limited to the foregoing list of powers; and
- WHEREAS,** the Nation's Appropriations and Budget Process Act permits the creation and establishment of Capital Projects undertaken by the Nation, the funds for which are to be maintained separately from the Nation's General Fund; and

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WHEREAS, the Nation's Appropriations and Budget Process Act permits the creation and establishment of special restricted use accounts in the Nation's Treasury Department; and

WHEREAS, under the Appropriations and Budget Process Act, the Legislature is authorized to designate Capitol Projects; and

WHEREAS, the Legislature and Legislative Finance Committee have discussed the need to support the Nation's tribal members and community in the area of Wittenberg, Wisconsin, which is a historically significant area to the Nation; and

WHEREAS, the Legislative Finance Committee received information regarding the development of a Ho-Chunk facility in Wittenberg that would be available to tribal community members, yet owned by the Nation, for consideration when the Committee determined whether to support said project; and

WHEREAS, the Legislative Finance Committee met on May 29, 2014 to consider the appropriation of surplus Unexpended Funds for Fiscal Year 2013 (as determined by the Nation's Treasurer), and the Committee appropriated \$2,750,000.00 for the funding of a Ho-Chunk District 3 Community Center in Wittenberg, WI; and

WHEREAS, the Legislature finds it necessary to establish a Capital Project restricted account for the Nation's use toward a District 3 Community Center in Wittenberg, and to authorize the Treasury Department to place the \$2,750,000.00 into said account.

NOW THEREFORE, BE IT RESOLVED that the Legislature establishes a Capital Project restricted account in the Nation's Treasury Department for costs and expenses related to the development and construction of a District 3 Community Center - Wittenberg, and that the Treasury Department shall place the \$2,750,000.00 appropriated by the Finance Committee into said account.

CERTIFICATION

I, the undersigned, as Tribal Secretary of Ho-Chunk Nation, hereby certify that the Legislature of the Ho-Chunk Nation, composed of 13 members of whom 13 constituting a quorum were present at a meeting duly called and convened and held that on the 6th day of June, 2014, adopted the foregoing resolution at said meeting by an affirmative vote of 13 members, 0 opposed, and 0 abstaining, pursuant to the Article V, Section 2(a) and (x) of the Constitution of the Ho-Chunk Nation, approved by the Secretary of the Interior on November 1, 1994, and that the foregoing resolution has not been rescinded or amended in any way. I further certify that this is a verified copy of said resolution.

Kathleen Lone Tree-Whiterabbit
Kathleen Lone Tree-Whiterabbit, Tribal Secretary

6.3.14
Date