



HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

HO-CHUNK NATION LEGISLATURE ESTABLISHMENT OF CAPITAL PROJECT RESTRICTED ACCOUNT FOR HO-CHUNK SPORTS & EXPO CENTER AND LYNWOOD PROPERTIES

RESOLUTION 06-03-14E

- 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, the Legislature and Legislative Finance Committee have discussed the current and future use the Nation's property in Lynwood, Illinois, and the specific development of the Nation's commercial and residential property there; and

WHEREAS, the Legislature has created a Workgroup to focus on the Nation's Lynwood properties, gather information about future uses that would benefit the Nation, and recommend certain priorities and actions; and

WHEREAS, after discussion through the Workgroup, the Legislature authorized moving forward on certain improvements and tasks at the Nation's commercial and residential Lynwood properties that would benefit the Nation and the existing properties; and

WHEREAS, the service provider retained by the Nation to assist with the urgent needs of the Lynwood properties recommended, and requested, an appropriation toward such improvements in the amount of \$1,072,000.00; 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 \$1,072,000.00 for the Lynwood purposes described above and by the Nation's service provider consultant; and

WHEREAS, the Legislature finds it necessary to establish a Capital Project restricted account for the Nation's commercial (Ho-Chunk Sports & Expo Center) and residential property expenses, revenues and improvements (noted above), and to authorize the Treasury Department to place the \$1,072,000.00 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 improvements and maintenance at the Nation's commercial and residential properties in Lynwood, Illinois, and that the Treasury Department shall place the \$1,072,000.00 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 3rd day of June, 2014, adopted the foregoing resolution at said meeting by an affirmative vote of 11 members, 1 opposed, and 1 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

