



HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

HO-CHUNK NATION LEGISLATURE RESTATEMENT OF RESOLUTION 07-09-13N, REPLENISHING DISTRICT 3 HOUSING RESTRICTED ACCOUNT

RESOLUTION 06-03-14F

- 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 Legislature adopted Resolution 05-20-13N to establish a Capital Project restricted account, pursuant to the Nation's Appropriation and Budget Process Act, for the planning, development, purchase and/or construction of housing for District 3, and appropriated funds for those purposes to that account; and

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WHEREAS, through Resolution 07-09-13N, the Legislature authorized the Nation's Housing Department to utilize \$548,102.00 for Fiscal Year 2013 District 3 Housing projects, from the funds appropriated in Resolution 05-20-13N, on the condition that those funds be replenished back to the District 3 Capital Project restricted account after the close of Fiscal Year 2013; and

WHEREAS, the Legislature recently took the recommendations of the Nation's Treasurer regarding the amounts of Unexpended Funds for Fiscal Year 2013 which, pursuant to the Nation's Budget Act, shall be appropriated by the Legislature; and

WHEREAS, at a meeting on May 29, 2014, the Legislative Finance Committee adopted a motion to appropriate \$548,102 in Fiscal Year 2013 Unexpended Funds for the Capital Project restricted account created by Resolution 05-20-13N.

NOW THEREFORE, BE IT RESOLVED that the Legislature, pursuant to its Constitutional authority, and the Nation's Budget Act, replenishes \$548,102.00 of Fiscal Year 2013 Unexpended Funds to the District 3 Housing Capital Project restricted account created by Resolution 05-20-13N.

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 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