



## **HO-CHUNK NATION LEGISLATURE**

*Governing Body of the Ho-Chunk Nation*

### **HO-CHUNK NATION LEGISLATURE AUTHORIZING CLOSING OF CAPITAL PROJECTS**

#### **RESOLUTION 06-04-13K**

**WHEREAS**, on November 1, 1994, the 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, organized pursuant to the Indian Reorganization Act of 1934; and

**WHEREAS**, Article V, Section 2(a) of the Constitution of the Nation ("Constitution") grants the Legislature of the Nation ("Legislature") the power to make laws, including codes, ordinances, resolutions, and statutes; and

**WHEREAS**, Article V, Section 2(i) of the Constitution grants the Legislature the power to negotiate and enter into treaties, compacts, contracts, and agreements with other governments, organizations, or individuals; and

**WHEREAS**, Article V, Section 2(l) of the Constitution grants the Legislature the power to enact laws to manage, lease, permit, or otherwise deal with the Nation's lands, interests in lands or other assets; 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 of the Nation in an annual budget; and

**WHEREAS**, the Legislature previously allocated funds for the following capital projects HCC Capital Project for Surveillance Upgrade (Special Finance Meeting Minutes 04-20-09), Social Services Building Renovation (Resolution 06-23-09G) and Ho-Chunk Remodel (Legislative Meeting Minutes 05-17-11); and

**WHEREAS**, the Finance Manual states that "Capital Project" is a new construction, expansion, renovation or a project that would replace an existing facility and is projected to take longer than one fiscal year to complete but will not exceed two fiscal years. Funds may only be used for the specific purpose for which they have been appropriated by Legislature and cannot be transferred to any other capital project or capital expenditure; and

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**WHEREAS,** the aforementioned Capital Projects have exceeded the two fiscal years and the remaining funds should return to the General Fund. The following capital project balances: HCC Capital Project for Surveillance Upgrade (29.0006.685.8128 - \$32,374), Social Services Building Renovation (29.0007.685.8133 - \$78,084) and Ho-Chunk Remodel (29.0010.685.8119 - \$159,870) totaling \$270,328;

**NOW THEREFORE BE IT RESOLVED,** that the Legislature of the Ho-Chunk Nation, pursuant to its constitutional authority, authorizes the Nation's Treasury Department to close the Capital Projects for HCC Capital Project for Surveillance Upgrade, Social Services Building Renovation and Ho-Chunk Remodel totaling \$270,328 to the General Fund.

**CERTIFICATION**

I, the undersigned, as Tribal Secretary for the Ho-Chunk Nation, hereby certify that the Legislature of the Ho-Chunk Nation, composed of **13 members**, of whom **9** constituting a quorum were present at a meeting duly called and convened and held on the **4<sup>th</sup> day of June, 2013**, that the foregoing resolution was adopted at said meeting by an affirmative vote of **9 members, 0 opposed, and 0 abstaining**, pursuant to the authority of 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 said resolution has not been rescinded or amended in any way. I further certify that this is a verified copy of said resolution.

  
\_\_\_\_\_  
Hope B. Smith, Tribal Secretary

  
\_\_\_\_\_  
Date