



HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

HO CHUNK NATION LEGISLATURE APPROVAL FOR DESIGNATION OF A CAPITAL PROJECT, WAZEE WASTE WATER TREATMENT PLANT EXPANSION

RESOLUTION 06-18-13E

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 Nation; and

WHEREAS, the Ho-Chunk Nation is a federally recognized Indian Tribe, pursuant to the Indian Reorganization Act of 1934; and

WHEREAS, the Legislature of the Ho-Chunk Nation ("Legislature") is the duly constituted governing body of the Ho-Chunk Nation pursuant to the Constitution of the Nation ("Constitution"); and

WHEREAS, Article V, Section 2(a) of the Constitution grants the 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 and appropriate funds to the various Departments in an annual budget; and

WHEREAS, in Resolution 12-21-10G, the Nation allocated expenditures for the Wazee expansion project in the sum of \$10,375,000.00 to fund the cost of the project until loan proceeds become available and in the Legislative minutes dated January 8, 2013, the Legislature authorized \$500,000.00 for interim funding as needed prior to receiving financing, and Resolution 05-20-13Q approved \$794,721.00 as interim funding of the project; and

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WHEREAS, in accordance with the Appropriations & Budgets Act, the Legislature can designate capital projects to be budgeted on project basis with funds being carried over fiscal years until the project is completed or the project is terminated by Legislative action; and


NOW THEREFORE BE IT RESOLVED, that the Legislature, pursuant to its Constitutional authority, designates company/facility 29-3400 to be the capital project for the Wazee Wastewater Expansion project in the amount of \$10,557,430.00 to be allocated to accounts 29-3400-685-8105 (engineering fees) and 29-3400-685-5900 (contract services), with the balance of any remaining funds to be returned to the general fund-other revenue account at completion of the project. The expended funds appropriated as interim financing in the above paragraph be reclassified to the Wazee Wastewater Expansion capital project.

CERTIFICATION

I, the undersigned, as Secretary for the Ho Chunk Nation Legislature, hereby certify that the Legislature of the Ho Chunk Nation, composed of **13 members**, of whom **12** constituting a quorum were present at a meeting duly called and convened and held on the **18th day of June, 2013**, that the foregoing resolution was adopted at said meeting by an affirmative vote of **10 members, 1 opposed, and 1 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