



## **HO-CHUNK NATION LEGISLATURE**

*Governing Body of the Ho-Chunk Nation*

**HO-CHUNK NATION LEGISLATURE  
AUTHORIZING THE FILING OF APPLICATIONS WITH THE FEDERAL TRANSIT  
ADMINISTRATION, AN OPERATING ADMINISTRATION OF THE UNITED STATES  
DEPARTMENT OF TRANSPORTATION, FOR FEDERAL TRANSPORTATION  
ASSISTANCE AUTHORIZED BY 49 U.S.C CHAPTER 53, TITLE 23 UNITED STATES  
CODE AND OTHER FEDERAL STATUTES ADMINISTERED BY THE FEDERAL  
TRANSIT ADMINISTRATION.**

### **RESOLUTION 07-23-13D**

**WHEREAS,** on November 1, 1994, the Secretary of the Interior approved a new Constitution for the Ho-Chunk Nation ("Constitution"), formerly known as the Wisconsin Winnebago Nation; 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 Ho-Chunk Nation Constitution ("Constitution") grants 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,** Ho-Chunk Nation Resolution 07-06-10 K, indicates that the President of the Ho-Chunk Nation may execute all grant requests and agreements which the Legislature has approved or budgeted any financial commitment that may be required of the Nation; and

**WHEREAS,** the Federal Transportation Administrator has been delegated authority to award Federal financial assistance for a transportation project; and

#### **Executive Offices**

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**WHEREAS**, the grant or cooperative agreement for Federal Financial assistance will impose certain obligations upon the Applicant, and may require the Applicant to provide the local share of the project cost; and

**WHEREAS**, the Applicant has or will provide all annual certifications and assurances to the Federal Transit Administration required for the project.

**NOW, THEREFORE, BE IT RESOLVED**, that the Ho-Chunk Nation Legislature authorizes the following:

1. The President of the Ho-Chunk Nation or his designee is authorized to execute and file application for Federal assistance on behalf of the Ho-Chunk Nation with the Federal Transit Administration for Federal Assistance authorized by 49.U.S.C. chapter 53, Title 23, United States Code, or other Federal statutes authorizing a project administered by the Federal Transit Administration.

2. The President of the Ho-Chunk Nation or his designee is authorized to execute and file with its application the annual certification and assurances and other documents the Federal Transportation Administration requires before awarding a Federal assistance grant or cooperative agreement.

3. The President of the Ho-Chunk Nation or his/her designee is authorized to execute grant and cooperative agreements with the Federal Transit Administration on behalf of the Ho-Chunk Nation.

#### **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 10 constituting a quorum were present at a meeting duly called and convened and held on the 23<sup>rd</sup> day of July, 2013, that the foregoing resolution was adopted at said meeting by an affirmative vote of 8 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.

Kathyleen Lone Tree-Whiterabbit  
Kathyleen Lone Tree-Whiterabbit, Tribal Secretary

7.23.13  
Date