



## **HO-CHUNK NATION LEGISLATURE**

*Governing Body of the Ho-Chunk Nation*

### **HO-CHUNK NATION LEGISLATURE EXTENSION OF TIMEFRAME FOR THE NEGOTIATION AND APPROVAL OF FINAL TERM SHEET AND COMMITMENT LETTER WITH PNC BANK FOR THE COMMUNITY REINVESTMENT PROJECT**

#### **RESOLUTION 12-09-14A**

**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(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(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

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**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 forgoing list of powers; and

**WHEREAS,** the Legislature selected PNC Bank as the Lead Arranger for the Community Reinvestment Project via Resolution 01-08-014A subject of the negotiation and approval of a Final Term Sheet and Commitment Letter between the Nation and said lender; and

**WHEREAS,** the Legislature approved an extension of the Term Sheet and Commitment Letter via Resolution 08-05-14C with an expiration date of December 1, 2014; and

**WHEREAS,** the Final Term Sheet and Commitment Letter have yet to be negotiated and approved.

**NOW THEREFORE BE IT RESOLVED** that the Legislature, pursuant to its Constitutional authority, agrees to extend the timeframe to March 1, 2015 for the negotiation and approval of the Final Term Sheet and Commitment Letter for PNC Bank as the lead arranger for the Community Reinvestment Project; and

**BE IT FURTHER RESOLVED** that the Legislature hereby authorizes the Vice President to sign any documents necessary to execute the extension.

#### **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 10 constituting a quorum were present at a meeting duly called and convened and held on the 9<sup>th</sup> day of **December, 2014**, that the foregoing resolution was adopted at said meeting by an affirmative vote of 4 members, 2 opposed, and 4 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

12.9.14  
Date