



HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

HO-CHUNK NATION LEGISLATURE

HO-CHUNK TRANSPORTATION AUTHORITY TRIBAL TRANSPORTATION PROGRAM TOWN OF SUMPTER, WISCONSIN

ACKNOWLEDGEMENT OF PUBLIC AUTHORITY RESPONSIBILITY

RESOLUTION 06-21-22 I

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, organized 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 Ho-Chunk 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 expenditures by law and appropriate funds to the various Departments in an annual budget; and

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

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WHEREAS, Article V, Section 2 (s) of the Constitution authorizes the Legislature the power to promote public health, education, charity and such other services as may contribute to the social advancement of the Tribal Members of the Ho-Chunk Nation; and

WHEREAS, the Bureau of Indian Affairs (“BIA”) has funds available through the Tribal Transportation Program (“TTP”) to perform TTP Transportation Planning, Administration, Engineering, Construction, and Construction Engineering activities; and

WHEREAS, the attached Acknowledgement of Public Authority Responsibility (APAR) is by and between the Ho-Chunk Nation Transportation Authority, Town of Sumpter of Wisconsin, and the Bureau of Indian Affairs (BIA); and

WHEREAS, the routes listed in Attachment A in the Town of Sumpter are important to the Ho-Chunk Nation in that they serve the Ho-Chunk Nation community, Ho-Chunk Nation business and Ho-Chunk Nation members’ homes; and

WHEREAS, the routes listed in attachment A will continue to be owned by the Town of Sumpter and open to the public for travel; and

WHEREAS, the Ho-Chunk Nation has an interest in ensuring these routes are maintained and in adequate repair;

NOW THEREFORE, BE IT RESOLVED that the Ho-Chunk Nation Legislature, pursuant to its Constitutional authority, hereby enters into an Acknowledgement of Public Authority Responsibility agreement with the Town of Sumpter, Wisconsin for the purpose of addressing routes that are important to the Nation are maintained for the residents of both the Nation and the Township.

BE IT FURTHER RESOLVED that the Ho-Chunk Nation Legislature hereby grants the Vice-President signature authority for any documents needed to fulfill this action;

BE IT FURTHER RESOLVED that nothing herein is intended to expressly or impliedly waive the sovereign immunity of the Ho-Chunk Nation.

CERTIFICATION

I, the undersigned, as Tribal Secretary of Ho-Chunk Nation, hereby certifies 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 that on the **21st day of June, 2022**, that the foregoing resolution was adopted at said meeting by an affirmative vote of **12 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.


Rep Stephanie Begay, Tribal Secretary

06.21.22
Date