

HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

**HO-CHUNK NATION LEGISLATURE
ACCEPTANCE OF WDOT OFFER TO PURCHASE
AND REMOVE HO-CHUNK BILLBOARD SIGN #11-04
AND TO AUTHORIZE WDOT TO RELOCATE HO-CHUNK
BILLBOARD SIGN #11-06 FOR THE HIGHWAY 12 BY-PASS PROJECT
RESOLUTION 9-09-08 B**

- 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,** Article V, Section 2(l) of the Ho-Chunk Nation Constitution ("Constitution") grants the Ho-Chunk Nation Legislature ("Legislature") the power to negotiate and enter into treaties, compacts, contracts and agreements with other governments, organizations and individuals; and
- WHEREAS,** Article V, Section 2(k) of the Constitution grants the Legislature the power to acquire or purchase lands for the benefit of the Nation and its members; and
- WHEREAS,** Article V, Section 2(m) 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,** the WDOT seeks to construct a bypass of existing Highway 12 from Interstate I-90/94 to Ski Hi Road in Sauk County, Wisconsin (the "Highway 12 Bypass project"), State Project Number 1674-00-24 (the "Project"); and
- WHEREAS,** the WDOT made an offer to purchase the Ho-Chunk Nation's outdoor advertising sign as required for the "Project", Sauk County, on Parcel 11 (Fern Dell and US12), sign #11-4, for \$6,099; and
- WHEREAS,** Sign #11-4 is in disrepair and cannot be re-erected at its current location due to the amount of right-of-way to be acquired by the WDOT for the Project; and
- WHEREAS,** the WDOT made an offer to purchase the Ho-Chunk Nation's outdoor advertising sign for the Project on Parcel 11 (former Hocak Federal site on US12), Sign #11-6, for \$10,952; and
- WHEREAS,** Sign #11-6 is in good condition and can be relocated within the Project's new right-of-way with sufficient visibility; and
- WHEREAS,** Wisconsin Statutes § 32.19(3)(a) provides that the WDOT pays the reasonable expenses to move Sign #11-6 to its new location.

NOW THEREFORE BE IT RESOLVED, that the Ho-Chunk Nation Legislature hereby approves and authorizes the sale of Sign #11-4 to the WDOT for the amount of \$6,099.

Executive Offices

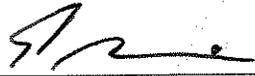
W9814 Airport Road P.O. Box 667 Black River Falls, WI 54615
(715) 284-9343 Fax (715) 284-3172 (800) 294-9343

BE IT FURTHER RESOLVED, that the Ho-Chunk Nation Legislature hereby approves and authorizes the relocation of Sign #11-6 to a new location within the Project's right-of-way and the Nation shall seek the WDOT's compensation for such relocation.

BE IT FINALLY RESOLVED, that the Ho-Chunk Nation Legislature hereby authorizes Vice-President Daniel Brown to sign the WDOT Moving Cost Agreement For the Relocation of Outdoor Advertising Signs and Relocation Reimbursement forms.

CERTIFICATION

I, the undersigned, as Tribal Secretary of the Ho-Chunk Nation, hereby certify that the Legislature of the Ho-Chunk Nation, composed of **11 members**, of whom **7** constituting a quorum were present at a meeting duly called and convened and held on the **9th day of September, 2008**, that the foregoing resolution was adopted at said meeting by an affirmative vote of **7 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.



Elliott Garvin, Tribal Secretary

9-9-08

Date