HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

HO-CHUNK NATION LEGISLATURE
SELECTION OF PRIMARY AND ALTERNATE
REPRESENTATIVES FOR MIDWEST REGION DIVISION
OF FEE TO TRUST
RESOLUTION 7-07-09 M

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(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(d) of the Constitution grants the Legislature the power to authorize expenditures by law and appropriate funds to various Departments in an annual budget; and

WHEREAS, Article V, Section 2(f) of the Constitution grants the Legislature the power to set the salaries, terms and conditions of employment for all governmental personnel; 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(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(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

WHEREAS, Article V, Section 2(m) of the Constitution grants the Legislature the power to enact laws to prevent the sale, disposition, or encumbrance of Ho-Chunk lands, or other Ho-Chunk assets; and

WHEREAS, Article V, Section 2(o) of the Constitution grants the Legislature the power to enact laws to regulate and zone any lands within the jurisdiction of the Ho-Chunk Nation; and

WHEREAS, the Midwest Region Fee to Trust Consortium, now known as the Midwest Region Division of Fee to Trust (hereinafter "Division"), has a Memorandum of Understanding (hereinafter "MOU") between the Division and participating tribes for the processing of fee to trust applications; and

WHEREAS, pursuant to Resolution 2-21-07 F, on March 15, 2007, the Nation entered, into a MOU with the Division, which is entitled "MEMORANDUM OF UNDERSTANDING BETWEEN HO-CHUNK NATION AND THE BUREAU OF INDIAN AFFAIRS-MIDWEST REGIONAL OFFICE FY 2007 – FY 2010"; and

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

WHEREAS, this MOU enables the Division to hire employees/contract staff from October 1, 2007 to October 1, 2010 whose sole duties and responsibilities will be to process fee to trust applications on behalf of the Nation; and

WHEREAS, the MOU requires the Ho-Chunk Nation to provide a financial contribution and/or commitment of the required TPA funds, and designate a tribal representative, and alternates for the purpose of representation at meetings of the Division; and

WHEREAS, the Legislature passed Resolution 6-06-07 A entitled "Allocation of Funds and Selection of Primary and Alternate Representatives for Midwest Region Division of Fee to Trust."; and

WHEREAS, pursuant to the MOU, Resolution 6-06-07 A designated TPA funds and designated a tribal representative, and alternates for the purpose of representation at meetings of the Division; and

WHEREAS, Resolution 9-23-08 H designated the Manager of the Department of Natural Resources, Greg Blackdeer, as the primary Ho-Chunk Nation Representative, and designated Lands Specialist, Sheena Schoen, and District 5 Representative Libby Fairchild as alternates for the purpose of representation at meetings of the Division; and

WHEREAS, pursuant to the MOU, Resolution 6-06-07 A reserved the right for the Legislature to change the Nation's designation of who serves as the primary and alternates for purpose of Representation at the District Meetings; and

NOW THEREFORE BE IT RESOLVED, that the Legislature designates President Wilfrid Cleveland to the Advisory Council, and the Interim Manager of the Department of Natural Resources, Sheena Schoen, and District 1 Representative Gregory Blackdeer as Division Representatives for purposes of representation at meetings of the Division.

BE IT FURTHER RESOLVED, that the Legislature designates Sheena Schoen as the daily contact with the Midwest Region Division of Fee to Trust.

BE IT FURTHER RESOLVED, pursuant to the MOU, that the Legislature continues to reserve the right to change the name of the Ho-Chunk Nation primary and alternate representatives.

BE IT FURTHER RESOLVED, that this Resolution impacts no other aspects of Resolution 6-06-07 A.

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 **13** constituting a quorum were present at a meeting duly called and convened and held on the **7th day of July, 2009**, that the foregoing resolution was adopted at said meeting by an affirmative vote of **13members, 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.

Hope B. Smith — 7-07-09

Hope Smith, Tribal Secretary — Date