



HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

HO-CHUNK NATION LEGISLATURE TRANSFER OF SMALL BUSINESS PROGRAM AND FINANCIAL LITERACY PROGRAM TO HHCDA'S CDFI PROGRAM RESOLUTION 12-08-09 K

- 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(s) of the Constitution grants the Legislature the power to promote public health, education, charity, and such other services as may contribute to the social advancement of the members of the Ho-Chunk Nation; and
- WHEREAS,** the Ho-Chunk Nation Legislature created the Ho-Chunk Nation Small Business Development Fund in 1994 to diversify Tribal community economics and support enrolled Tribal members toward self-sufficiency by assisting enrolled Tribal members in the development or expansion of a small business; and
- WHEREAS,** the Ho-Chunk Nation Small Business Program administers the loan programs which require Tribal members to repay these loans through income earned by operation of their tribal business or by their quarterly per capita shares in the event of non-payment from income; and
- WHEREAS,** Ho-Chunk Nation Housing and Community Development Agency ("HHCDA") is developing a Native Community Development Financial Institution ("CDFI")-First Nations Community Financial-for the purpose of providing mortgage and consumer lending and counseling, including foreclosure-prevention training; and
- WHEREAS,** most Native American CDFI's include small-business lending as one of their principal activities.

NOW THEREFORE BE IT RESOLVED, that the Ho-Chunk Nation Legislature, pursuant to its Constitutional authority, hereby approves for the Small Business Program and Financial Literacy Program be combined with the HHCDA's CDFI Program as of January 1, 2010.

BE IT FURTHER RESOLVED, that the Small Business and Financial Literacy Programs salaries, fringe, and position costs be assumed by the Ho-Chunk Nation until the CDFI is self-sufficient and can financially support the Small Business and Financial Literacy position costs and is incorporated as a separate 501(c)(3), non-profit entity, and is self-sufficient.

BE IT FURTHER RESOLVED, that the Ho-Chunk Nation Department of Treasury will transfer all Zura Honac business portfolios, allocated funds, and assets, including interest, principal, and inventory, to the HHCDA CDFI.

BE IT FURTHER RESOLVED, that the Ho-Chunk Nation Department of Treasury will transfer all funds established through grants and other funding received by the Small Business and Financial Literacy Programs while under the direction of the Department of Treasury.

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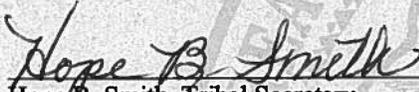
BE IT FURTHER RESOLVED, that the Ho-Chunk Nation Department of Treasury will remain to provide services for the All Nations Loan Program as this Program will remain with the Department of Treasury and not transfer to the HHCDA CDFI Program.

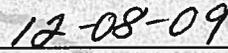
BE IT FURTHER RESOLVED, that the HHCDA CDFI, the Small Business Program and the Ho-Chunk Nation will develop a Memorandum of Understanding to execute the transfer of all Small Business and Financial Literacy assets and to establish continued services and cooperation with the departments of the Ho-Chunk Nation.

BE IT FURTHER RESOLVED, that this resolution shall be effective upon its adoption and approval of said resolution.

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 8th day of December, 2009, that the foregoing resolution was adopted at said meeting by an affirmative vote of 10 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.


Hope B. Smith, Tribal Secretary


Date

