



HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

**HO-CHUNK NATION LEGISLATURE
AUTHORIZATION TO REALLOCATE MARQUEE
FUNDING FROM THE GAMING FACILITY BUDGETS
TO ONE CAPITAL PROJECT
RESOLUTION 04-05-11 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, pursuant to the Indian Reorganization Act of 1934; and

WHEREAS, Article V, Section 2(a) of the Ho-Chunk Nation Constitution ("Constitution") gives the Ho-Chunk Nation Legislature ("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, the Legislature finds that the Nation's marquees require upgrading and application of branding for which the Legislature has previously allocated funding in each of the gaming facility's current fiscal year budget in the following amounts; Madison, \$167,000, Wisconsin Dells, \$365,000, Tomah, \$200,000, Black River Falls, \$425,000, Nekoosa, \$500,000, and Wittenberg, \$80,000 for a total of \$1,737,000. Due to construction projected to extend into next fiscal year a request to carry over the funds into next year is made.

NOW THEREFORE, BE IT RESOLVED that the Legislature, pursuant to its Constitutional authority approves the reallocation of the marquee funds from the various gaming facility budgets to one capital project account, on a project basis, which would be allowed to carry over into next fiscal year and that the total amount would not be more than \$1,737,000 with all unexpended funds returned to the General Fund at the completion of the project or December 31, 2011; whichever is sooner.

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 **8** constituting a quorum were present at a meeting duly called and convened and held that on the **5th day of April, 2011**, that the foregoing resolution was adopted at said meeting by an affirmative vote of **7 members**, **0 opposed**, and **1 abstaining**, pursuant to the Article V, Section 2(a) and (x) of the Constitution of the Ho-Chunk Nation approved by the Secretary of

Executive Offices

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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.

Hope B. Smith
Hope B. Smith, Tribal Secretary

April 5, 2011
Date

