HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

HO-CHUNK NATION LEGISLATURE
RESCINDING *RESOLUTION 10-21-08B*
DESIGNATING O'CONNOR PROPERTY
DEVELOPMENT SITE FOR
HO-CHUNK HEALING CENTER FOR ADDICTION

RESOLUTION 06-21-11 E

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(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(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(r) of the Constitution grants the Legislature the power to protect and foster Ho-Chunk religious freedom, culture, language, and traditions; 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, Article V, Section 2(x) of the Constitution grants the Legislature the power to enact any other laws, ordinances, resolutions, and statutes necessary to exercise its legislative powers delegated by the General Council pursuant to Article III including but not limited to the foregoing list of powers; and

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Resolution 06-21-11 E

WHEREAS, Ho-Chunk Nation General Council Resolution #10-11-03J approved the development and creation of a healing center for the purpose of "securing our future generations' health and well-being"; and

WHEREAS, the Legislature passed Resolution 10-21-08B entitled "Designation of O'Connor Property for Development of a Healing Center for Addition," thereby providing the specific authority to focus on the O'Connor property as the site for development of the Nation's Healing Center for Addiction; and

WHEREAS, since then, the Legislature, through a focused working group, has examined the characteristics of the O'Conner property and determined them to be incompatible with the development of the Nation's Healing Center for Addiction; and

WHEREAS, the Legislature has demonstrated its continued support for the initiative to develop a Healing Center for Addiction by adopting Resolution 11-17-09M and Resolution 5-6-11A, which support continued funding for this effort; and

WHEREAS, the working group of the Nation, its officials and consultants, continue to examine alternative sites for the development of the Nation's Healing Center for Addiction, as part of the overall planning for the Healing Center initiative; and

WHEREAS, in light of the determination that the O'Connor property is not feasible for the development of the Healing Center for Addiction, the Legislature deems it appropriate to rescind Resolution 10-21-08B;

NOW, THEREFORE, BE IT RESOLVED that the Legislature, pursuant to its Constitutional authority, rescinds Resolution 10-21-08B; and

BE IT FURTHER RESOLVED that the Legislature continues to financially support the Nation's planning efforts to complete the Healing Center project securing our future generations' health and well-being, as expressed in Resolution 11-17-09M and Resolution 5-6-11A; and

BE IT FURTHER RESOLVED that any language within Resolution 11-17-09M or Resolution 5-6-11A that makes reference to the O'Connor property as the Nation's site for development is superseded by this rescission resolution; and

BE IT FURTHER RESOLVED that the Legislature, within its discretion, will designate one or more sites by later resolution, based upon a recommendation from the existing Healing Center working group after adequate study and review of alternate sites has been conducted.

CERTIFICATION

I, the undersigned, as Tribal Secretary of Ho-Chunk Nation, hereby certify that the Legislature of the Ho-Chunk Nation, composed of 13 members of whom 11 constituting a quorum were present at a meeting duly called and convened and held that on the **21st** day of **June**, 2011, adopted the foregoing resolution at said meeting by an affirmative vote of **10** 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 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 — June 21, 2011

Hope B. Smith, Tribal Secretary — Date