



## HO-CHUNK NATION LEGISLATURE

*Governing Body of the Ho-Chunk Nation*

### HO-CHUNK NATION LEGISLATURE APPROVAL OF INVESTMENT ADVISORY CONSULTING AGREEMENT WITH SOVEREIGN INVESTMENT ADVISORS, LLC

#### RESOLUTION 10-18-11L

- 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,** 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(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(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

#### **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,** the Legislature created an internal Task Force to review the Nation's Minors Trust Agreement and determine if any update was necessary, for the benefit of the Nation and its tribal members; and
- WHEREAS,** the Children's Trust Fund Task Force (otherwise known as "CTF") was authorized by the Legislature, through Resolution 8-31-10C, to receive bids from outside vendors who may be able to assist the Nation in its review and improvement of the Minors Trust Agreement; and
- WHEREAS,** the CTF Task Force prepared bids and received several responses which were reviewed and analyzed; and
- WHEREAS,** the CTF Task Force narrowed its focus and recommended several companies focusing on investment management, trustee services, and investment advisory services to the Legislature for consideration; and
- WHEREAS,** the Legislative Finance Committee heard responses and presentations from various companies who bid for services to the Nation, including Sovereign Investment Advisors, LLC; and
- WHEREAS,** the Legislative Finance Committee selected Sovereign Investment Advisors, LLC, to assist the Nation with investment advisory services and, further, requested the Nation's counsel to develop the appropriate agreement for execution between the Nation and Sovereign Investment Advisors, LLC; and
- WHEREAS,** the Nation's outside counsel, Holland & Knight, has worked with Legislative Counsel and the Nation's in-house staff to negotiate the terms and conditions upon which Sovereign Investment Advisors, LLC will be retained; and
- WHEREAS,** a draft Investment Advisory Consulting Agreement has been developed and discussed between Sovereign Advisors, LLC and the Nation's counsel and staff, which has been agreed to for recommendation to the Legislature;

**NOW THEREFORE, BE IT RESOLVED** that the Legislature, pursuant to its Constitutional authority, approves the attached Investment Advisory Consulting Agreement between the Nation and Sovereign Advisors, LLC, pursuant to the terms stated therein;

**BE IT FURTHER RESOLVED** that the Legislature authorizes the President or Vice President to execute said Agreement on behalf of the Nation.

**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 10 constituting a quorum were present at a meeting duly called and convened and held that on the 18<sup>th</sup> day of October, 2011, that the foregoing resolution was adopted at said meeting by an affirmative vote of 8 members, 0 opposed, and 2 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*  
Hope B. Smith, Tribal Secretary

*October 18, 2011*  
Date

