



HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

**HO-CHUNK NATION LEGISLATURE
AUTHORIZING EXECUTION OF 638 CONTRACT
FOR BIOMASS WASTE TO ENERGY FEASIBILITY STUDY
RESOLUTION 4-06-10 E**

- WHEREAS,** on November 1, 1994, the 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") grants the Ho-Chunk Nation Legislature ("Legislature") the power to make laws, including codes, ordinances, resolutions, and statutes; 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,** the Nation's Department of Business is seeking funding to develop alternate energies to reduce the Nation's carbon footprint; and
- WHEREAS,** in a letter dated February 17, 2010, the United States Department of Interior, Office of Indian Energy and Economic Development awarded the Nation \$150,000 to conduct a Biomass Waste to Energy Feasibility Study; and
- WHEREAS,** to document and implement this award, the Nation and the United States Department of Interior will need to enter into a 638 Contract.

NOW THEREFORE BE IT RESOLVED, that the Ho-Chunk Nation Legislature, pursuant to its Constitutional authority hereby authorizes the Ho-Chunk Nation President to execute the 638 Contract on behalf of the Nation to document and implement the award of funding to conduct a Biomass Waste to Energy Feasibility Study.

CERTIFICATION

I, the undersigned, as Tribal Secretary of the Ho-Chunk Nation, hereby certify that the Legislature of the Ho-Chunk Nation, composed of 11 members of whom 8 constituting a quorum were present at a meeting duly called and convened and held on the 6th day of April, 2010, that the foregoing resolution was adopted at said meeting by an affirmative vote of 8 members, 0 opposed, and 0 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Nation approved by the Secretary of the Interior on November 1, 1994, and that the foregoing resolution has not been rescinded or amended in any way.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

4-06-10
Date