

*******DEFEATED RESOLUTION*******
HO-CHUNK NATION LEGISLATURE
SCHEDULING OF DISTRICT MEETINGS
RESOLUTION 1-19-10 D

- 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(f) of the Constitution grants the Legislature the power to set the salaries, terms and conditions of employment for all governmental personnel; and
- WHEREAS,** Article V, Section 2(g) of the Constitution grants the Legislature the authority to set its own procedures, select its officers, and to enact laws governing attendance of its members, including penalties for absences; 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(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
- WHEREAS,** Article V, Section 8 of the Constitution provides "[m]embers of the Legislature shall hold and attend regularly scheduled meetings in their respective Districts. Failure to attend such monthly or District meetings on a regular basis may constitute grounds for removal or recall. The Legislature shall not schedule a special meeting at the same time as a regularly scheduled District meeting."; and
- WHEREAS,** Section 9, subparagraph b. (3) of the *Legislative Organization Act* (2 HCC § 11) provides "[t]he Legislator(s) will select the District Meeting site, day, and time in consultation with their District constituents . . ."; and
- WHEREAS,** Legislators have consulted with their District Constituents and determined the following schedule for District Meetings:
- District 1: typically meets the second Wednesday of the month;
- District 2: typically meets the second full week of the month on Monday (La Crosse), Monday (Baraboo), Tuesday (Tomah), and Wednesday (Madison) of the month;
- District 3: typically meets the second full week of the month on Monday (Wittenberg), Tuesday (Green Bay), and Wednesday (Wisconsin Rapids) of the month;

District 4: typically meets the second full week of the month on Thursday (Milwaukee); and

District 5: typically meets the second full week of the month on Monday (Chicago) and Thursday (Minneapolis/St. Paul); and

WHEREAS, to address the potential “confusion whether a week represents a full week of the month when a month begins on a Monday or Sunday” the Legislature adopted Resolution 12-09-08 F; and

WHEREAS, Resolution 12-09-08 F provides “that a full week shall only be a week that begins on a Sunday for purposes of determining the schedule of District Meetings.”; and

WHEREAS, the above language within Resolution 12-09-08 F is problematic because it causes Legislators to lose a week of meeting productivity, get meetings being rushed together at the end of the month when the upcoming month begins on a Monday, and does not promote efficient use of Legislators’ and Tribal Members’ time; and

WHEREAS, a more productive way to establish the schedule for District Meetings would be that a full week shall be considered a week that begins on a Monday for purposes of determining the schedule of District Meetings.

NOW THEREFORE BE IT RESOLVED, that the Legislature, pursuant to its Constitutional authority, establishes the following schedule for District Meetings:

District 1: typically meets the second Wednesday of the month;

District 2: typically meets the second full week of the month on Monday (La Crosse), Monday (Baraboo), Tuesday (Tomah), and Wednesday (Madison) of the month;

District 3: typically meets the second full week of the month on Monday (Wittenberg), Tuesday (Green Bay), and Wednesday (Wisconsin Rapids) of the month;

District 4: typically meets the second full week of the month on Thursday (Milwaukee); and

District 5: typically meets the second full week of the month on Monday (Chicago) and Thursday (Minneapolis/St. Paul).

BE IT FURTHER RESOLVED, that the Legislature for purposes of Scheduling District Meetings considers a full week shall be a week that begins on a Sunday or Monday.

BE IT FURTHER RESOLVED, that the Legislature rescinds Resolution 12-09-08 F and Resolution 7-21-09 H.

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 12 constituting a quorum were present at a meeting duly called and convened and held that on the 19th day of January, 2010, that the foregoing resolution was adopted at said meeting by an affirmative vote of 5 members, 5 opposed, and 2 abstaining, *(Tie Vote, President Cleveland voted to oppose to break the tie-Resolution Defeated)* 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, Tribal Secretary

Date