



HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

HO-CHUNK NATION LEGISLATURE SELECTION OF PRIMARY AND ALTERNATE REPRESENTATIVES FOR MIDWEST REGION DIVISION OF FEE TO TRUST RESOLUTION 9-23-08 H

- 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, organized 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(d) of the Constitution grants the Legislature the power to authorize expenditures by law and appropriate funds to various Departments in an annual budget; 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(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(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(o) of the Constitution grants the Legislature the power to enact laws to regulate and zone any lands within the jurisdiction of the Ho-Chunk Nation; and
- WHEREAS,** the Midwest Region Fee to Trust Consortium, now known as the Midwest Region Division of Fee to Trust (hereinafter "Division"), has a Memorandum of Understanding (hereinafter "MOU") between the Division and participating tribes for the processing of fee to trust applications; and
- WHEREAS,** pursuant to Resolution 02-21-07 F, on March 15, 2007, the Nation entered, into a MOU with the Division, which is entitled "MEMORANDUM OF UNDERSTANDING BETWEEN HO-CHUNK NATION AND THE BUREAU OF INDIAN AFFAIRS-MIDWEST REGIONAL OFFICE FY 2007 – FY 2010"; and

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WHEREAS, this MOU enables the Division to hire employees/contract staff from October 1, 2007 to October 1, 2010 whose sole duties and responsibilities will be to process fee to trust applications on behalf of the Nation; and

WHEREAS, the MOU requires the Ho-Chunk Nation to provide a financial contribution and/or commitment of the required TPA funds, and designate a tribal representative, and alternates for the purpose of representation at meetings of the Division; and

WHEREAS, the Legislature passed Resolution 06-06-07 A entitled "Allocation of Funds and Selection of Primary and Alternate Representatives for Midwest Region Division of Fee to Trust."; and

WHEREAS, pursuant to the MOU, Resolution 06-06-07 A designated TPA funds and designated a tribal representative, and alternates for the purpose of representation at meetings of the Division; and

WHEREAS, Resolution 6-06-07 A designated the Executive Director of Heritage Preservation as the primary Ho-Chunk Nation Representative and designated District 5 Representative Michael Goze and Government Service Auditor Rosemarie Adams as the alternates for purpose of Representation at the District Meetings; and

WHEREAS, pursuant to the MOU, Resolution 06-06-07 A reserved the right for the Legislature to change the Nation's designation of who serves as the primary and alternates for purpose of Representation at the District Meetings; and

WHEREAS, District 5 Representative Michael Goze resigned from the Legislature; and

WHEREAS, the Executive Director of Heritage Preservation requested that the Legislature change the primary and other alternate for purposes of Representation at the District Meetings.

NOW THEREFORE BE IT RESOLVED, that the Legislature designate the Manager of the Department of Natural Resources, Greg Blackdeer, as the primary Ho-Chunk Nation Representative, and designates Lands Specialist, Sheena Schoen, and District 5 Representative Libby Fairchild as alternates for the purpose of representation at meetings of the Division.

BE IT FURTHER RESOLVED, pursuant to the MOU, that the Legislature continues to reserve the right to change the name of the Ho-Chunk Nation primary and alternate representatives.

BE IT FURTHER RESOLVED, that this Resolution impacts no other aspects of Resolution 06-06-07 A.

CERTIFICATION

I, the undersigned, as Tribal Secretary for 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 **23rd day of September, 2008**, that the foregoing resolution was adopted at said meeting by an affirmative vote of **7 members, 0 opposed, and 1 abstaining**, pursuant to the authority of 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 said resolution has not been rescinded or amended in any way. I further certify that this is a verified copy of said resolution.



Elliott Garvin, Tribal Secretary

9-23-08

Date