



HO-CHUNK NATION LEGISLATURE

Governing Body of the Ho-Chunk Nation

**HO-CHUNK NATION LEGISLATURE
AUTHORIZING FUNDING AND APPROVING AGREEMENT
FOR FIRE SERVICES FOR BLACK RIVER FALLS TRUST PROPERTIES
RESOLUTION 10-21-08 G**

- WHEREAS,** on November 1, 1994, the Secretary of 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(i) of the Constitution grants the Legislature the power to negotiate and enter into treaties, contract, 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 purchase, acquire, lease, permit, or deal otherwise with the Nation's lands, interests in lands or other assets; and
- WHEREAS,** the Nation owns property held in trust in Jackson County, Wisconsin; and
- WHEREAS,** currently in order to provide necessary fire services to these properties held in trust; the Nation must contract with the City of Black River Falls; and
- WHEREAS,** the Nation has previously adopted Resolution 8-19-08 C, which adopted an agreement between the Nation and the Black River Falls Fire Department; and
- WHEREAS,** on September 30, 2008, the City Attorney of Black River Falls objected to certain provisions of the agreement.

NOW THEREFORE BE IT RESOLVED, that the Ho-Chunk Nation, by and through its Legislature, hereby approves the attached amended Agreement for Fire Services Between the Black River Falls Fire Department and the Ho-Chunk Nation.

BE IT FURTHER RESOLVED, that the Ho-Chunk Nation, by and through its Legislature, hereby approves an allocation of \$21,000.00 as payment to the Black River Falls Fire Department to provide the necessary fire protection services under this agreement until December 31, 2009, which is a condition upon their acceptance of the amended agreement.

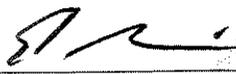
Executive Offices

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BE IT FURTHER RESOLVED, that the Ho-Chunk Nation, by and through its Legislature, hereby rescinds Resolution 8-19-08 C, entitled Authorizing Funding and Approving Agreement for Fire Services to Black River Falls Trust Properties.

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 **21st day of October, 2008**, that the foregoing resolution was adopted at said meeting by an affirmative vote of **8 members, 0 opposed, and 0 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

10-21-08

Date

