

**BAD RIVER COMMITTEE LIST**  
**AS OF 4/9/10**

**Housing Board of Commissioners**

**Chair:** Teri Verville

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**Vice-Chair:** Dolores Martin

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**Treasurer:** Brian Stone

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**Secretary:** Milisa Corbine

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**T.C. Rep.:** Etta Burns

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**Member:** Alan Pero, Sr.

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**Member:** Frank Connors, Jr.

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**Member:** Luanne McCutcheon

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**Meets:** 3<sup>rd</sup> Tuesday of the month

**Time:** 6:00 p.m.

**Where:** Housing Office

**Elections:**

**Contact Person:** Housing Office

**Phone:** 715-682-2271

**Fax:** 715-682-6818

TRIBAL ORDINANCE H /

Pursuant to the authority vested in the Bad River Tribe,  
by its Constitution, and particularly by Article VI, Sections 1.0  
~~thereof, and its authority to provide for the health, safety, morals and~~  
welfare of the Tribe, the Tribal Council of the Bad River Tribe  
hereby charters a public corporation known as the Bad River  
Housing Authority (hereinafter referred to as the Authority), and enacts this  
ordinance which shall constitute the charter of the Authority.

In any suit, action or proceeding involving the validity or enforcement  
of or relating to any of its contracts, the Authority shall be conclusively  
deemed to have become established and authorized to transact business and  
exercise its powers upon proof of the adoption of this ordinance. A copy of  
the ordinance duly certified by the Secretary of the Council shall be ad-  
missible in evidence in any suit, action or proceeding.

I. Declaration of Need

It is hereby declared:

- a. That there exist on the Bad River Reservation  
insanitary, unsafe, and overcrowded dwelling accommodations; that there is a  
shortage of safe or sanitary dwelling accommodations available at rents or  
prices which persons of low income can afford; and that such shortage forces  
such persons to occupy insanitary, unsafe and overcrowded dwelling accom-  
modations;
- b. That these conditions cause an increase in and spread of disease and  
crime and constitute a menace to the health, safety, morals and welfare of  
the residents of the Reservation; that these conditions necessitate excessive  
and disproportionate expenditures of public funds for crime prevention and  
punishment, public health and safety protection, fire and accident pre-  
vention, and other public services and facilities;
- c. That these slum areas cannot be cleared, nor can the shortage of  
safe and sanitary dwellings for persons of low income be relieved through  
the operation of private enterprise;
- d. That the clearance, replanning and preparation for rebuilding of  
these areas and the providing of safe and sanitary accommodations

for persons of low income are public uses and purposes for which public money may be spent and private property acquired and are governmental functions of Tribal concern;

e. That residential construction activity is an important factor to general economic activity and that the undertakings authorized by this ordinance to aid the production of better housing and more desirable neighborhood and community development at lower costs will make possible a more stable and larger volume of residential construction activity which will assist materially in maintaining full employment; and

That the necessity in the public interest for the provisions herein-  
a' enacted is hereby declared as a matter of legislative determination.

## II. Purposes

The Authority shall be organized and operated for the purposes of:

- a. Remedying on the Reservation unsafe and insanitary housing conditions, that are injurious to the public health, safety and morals;
- b. Alleviating the acute shortage of decent, safe and sanitary dwellings for families of low income; and
- c. Providing employment opportunities on the Reservation through the construction, reconstruction, improvement, extension, alteration or repair and operation of low-rent dwellings.

## III. Definitions

The following terms, wherever used or referred to in this ordinance shall have the following respective meanings, unless a different meaning clearly appears from the context:

- a. "Board" means the Board of Commissioners of the Authority.
- b. "Council" means The Red River Tribal Council.
- c. "Federal government" includes the United States of America, the Public Housing Administration, or any other agency or instrumentality, corporate or otherwise of the United States of America.
- d. "Slum" means any area where dwellings predominate which by reason of dilapidation, overcrowding, faulty arrangement or design, lack of ventilation, light or sanitary facilities, or any combination of these factors, are detrimental to safety, health and morals.

e. "Housing project" or "project" means any work or undertaking:

- (1) to demolish, clear, or remove buildings from any slum area; or
- (2) to provide decent, safe and sanitary dwellings, apartments, or other living accommodations for persons of low income; or (3) to accomplish a combination of the foregoing. Such work or undertaking may include buildings, land, leaseholds, equipment, facilities, and other real or personal property for necessary, convenient, or desirable appurtenances, for streets, sewers, water service, utilities, parks, site preparation or landscaping, and for administrative, community, health, recreational, welfare, or other purposes. The term "housing project" or "project" also may be applied to the planning of the buildings and improvements, the acquisition of property or any interest therein, the demolition of existing structures, the construction, reconstruction, rehabilitation, alteration or repair of the improvements or other property and all other work in connection therewith, and the term shall include all other real and personal property and all tangible or intangible assets held or used in connection with the housing project.

f. "Persons of low income" means persons or families who lack the amount of income which is necessary (as determined by the Authority) to enable them, without financial assistance, to live in decent, safe, and sanitary dwellings, without overcrowding.

g. "Bonds" means any bonds, notes, interim certificates, debentures, or other obligations issued by the Authority pursuant to this ordinance.

h. "Obligee" includes any bondholder, agent or trustee for any bondholder, or lessor demising to the Authority property used in connection with a project, or any assignee or assignees of such lessor's interest or any part thereof, and the Federal government when it is a party to any contract with the Authority in respect to a housing project.

#### IV. Organization

1. The affairs of the Authority shall be managed by a Board of Commissioners composed of five persons.

a. The Board members shall be appointed, and may be reappointed, by the Council. A certificate of the Secretary of the Council as to the appointment or reappointment of any commissioner shall be conclusive evidence of the due and proper appointment of the commissioner.

b. The term of office shall be four years and staggered. When the Board is first established one member's term shall be designated to ~~expire in one year, another to expire in two years, a third to expire~~ in three years, and the last two in four years. Thereafter all appointments shall be for four years, except that in the case of a prior vacancy, an appointment shall be only for the length of the unexpired term. Each member of the Board shall hold office until his successor has been appointed and has qualified.

c. The Council shall name one of the commissioners as Chairman of the Board. The Board shall elect from among its members a Vice-Chairman, a Secretary, and a Treasurer; and any member may hold two of these positions. In the absence of the Chairman, the Vice-Chairman shall preside; and in the absence of both the Chairman and Vice-Chairman, the Secretary shall preside.

d. The Council may remove any member of the Board for cause.

e. The Commissioners shall not receive compensation for their services but shall be entitled to compensation for expenses, including traveling expenses, incurred in the discharge of their duties.

f. Three members of the Board shall constitute a quorum for the transaction of business, notwithstanding the existence of any vacancies.

g. The Secretary shall keep complete and accurate records of all meetings and action taken by the Board.

h. The Treasurer shall keep full and accurate financial records, make periodic reports to the Board and submit a complete annual report, in written form, to the Council as required by Article VII, Section 1, of this ordinance. The Treasurer shall be bonded in such amount as is prescribed by the Council or by any agreement to which the Authority is a party.

2. The Board shall have authority to exercise, by majority vote of those present and voting, any and all powers delegated to the Authority by this ordinance or any amendments thereto, except as provided in Article VI, Section 5a. for the adoption of bond resolutions.

3. Meetings of the Board shall be held at regular intervals as provided in the bylaws. Emergency meetings may be held upon 24 hours actual notice and business transacted, provided that three or more members concur in the proposed action.

V. Powers

1. The Authority shall have perpetual succession in its corporate name.
2. The Authority shall have the following powers which it may exercise consistent with the purposes for which it is established:

a. The Council hereby gives its irrevocable consent to allowing the Authority to sue and be sued in its corporate name, upon any contract, claim or obligation arising out of its activities under this ordinance and hereby authorizes the Authority to agree by contract to waive any immunity from suit which it might otherwise have; but the Tribe shall not be liable for the debts or obligations of the Authority, except insofar as expressly authorized by this ordinance.

b. To adopt and use a corporate seal.

c. To enter into agreements, contracts and understandings with any governmental agency, Federal, state or local (including the Council) or with any person, partnership, corporation or Indian tribe; and to agree to any conditions attached to Federal financial assistance. Notwithstanding anything to the contrary contained in this ordinance or in any other provision of law, to agree to any conditions attached to Federal financial assistance relating to the determination of prevailing salaries or wages or payment of not less than prevailing salaries or wages or compliance with labor standards, in the development or administration of projects, and to include in any contract let in connection with a project, stipulations requiring that the contractor and any subcontractors comply with requirements as to minimum salaries or wages and maximum hours of labor, and comply with any conditions which the Federal government may have attached to its financial aid of the project. In any contract with the Federal government for annual contributions to the Authority, the Authority may obligate itself to convey to the Federal government possession of or title to the project to which such contract relates, upon the occurrence of a substantial default (as defined in such contract) with respect to the covenant or conditions to which the Authority is subject; and such contract may further provide that in case of such conveyance, the Federal government may complete, operate, manage, lease, convey or otherwise deal with the project and funds in accordance with the terms of such contract: Provided, That the contract requires that, as soon as practicable after the Federal government is satisfied that all defaults with respect to the project have

been cured and that the project will thereafter be operated in accordance with the terms of the contract, the Federal government shall reconvey to the Authority the project as then constituted. It is the purpose and intent of this ordinance to authorize the Authority to do any and all things necessary or desirable to secure the financial aid or cooperation of the Federal government in the undertaking, construction, maintenance or operation of any project by the Authority.

d. To lease property from the Tribe and others for such periods as are authorized by law, and to hold and manage or to sublease the same.

e. To borrow money, to issue temporary or longterm evidence of indebtedness; and to repay the same. Corporate bonds shall be issued and repaid in accordance with the provisions of Section VI of this ordinance.

f. To pledge the assets and receipts of the Authority as security for debts; and to acquire, sell, lease, exchange, transfer or assign personal property or interests therein.

g. To purchase land or interests in land or take the same by gift; to lease land or interests in land to the extent provided by law.

h. To undertake and carry out studies and analyses of the housing needs on the Reservation, to prepare housing plans, to execute the same, to operate projects and to provide for the construction, reconstruction, improvement, extension, alteration or repair of any project or any part thereof.

i. To lease or rent any dwellings, accommodations, lands, buildings or facilities embraced within any project; to establish and revise rents; and to make rules and regulations concerning the occupancy, rental, care and management of its low-rent housing units. Such rules and regulations may establish priorities for the admission of tenants, and provide for the eviction of tenants for failure to pay rent, for failure to comply with rules and regulations, or for failure to maintain the premises in satisfactory condition.

The Board shall insure that dwelling accommodations in a housing project shall be made available only to families of low income at rentals within their financial reach by (A) establishing lower than average rentals for especially needy families, and (B) by establishing income limits for admission and continued occupancy by low income families. In making these determinations, the Board may take into consideration family size, composition, age, physical handicaps or other factors which might affect the financial ability of the family to pay rental and shall consider as well such economic factors as may affect the financial stability and solvency of the project.

j. To purchase insurance in any stock or mutual company for any property or against any risks or hazards.

k. To invest such funds as are not required for immediate disbursement.

l. To establish and maintain such bank accounts as may be necessary or convenient.

m. To employ an executive director, technical and maintenance personnel and such other officers and employees, permanent or temporary, as it may require; and to delegate to such officers and employees such powers or duties as the Board shall deem proper.

n. To take such further actions as are commonly engaged in by corporate bodies of this character as the Board may deem necessary and desirable to effectuate the purposes of the Authority.

o. To adopt such bylaws as the Board deems necessary and appropriate.

3. No ordinance or other enactment of the Tribe with respect to the acquisition, operation, or disposition of Tribal property shall be applicable to the Authority in its operations pursuant to this ordinance unless the Council shall specifically so state.

#### VI. Bonds

1. The Authority may issue bonds from time to time in its discretion for any of its corporate purposes and may also issue refunding bonds for the purpose of paying or retiring bonds previously issued by it. The Authority may issue such types of bonds as it may determine, including bonds on which the principal and interest are payable: (a) exclusively from the income and revenues of the project financed with the proceeds of such bonds, or with such income and revenues together with a grant from the Federal government

in aid of such project; (b) exclusively from the income and revenues of certain designated projects whether or not they were financed in whole or in part with the proceeds of such bonds; or (c) from its revenues generally. Any of such bonds may be additionally secured by a pledge of any revenues of any project, projects or other property of the Authority.

2. Neither the commissioner of the Authority nor any person executing the bonds shall be liable personally on the bonds by reason of the issuance thereof.

3. The bonds and other obligations of the Authority shall not be a debt of the Tribe and the bonds and obligations shall so state on their face.

4. Bonds of the Authority are declared to be issued for an essential public and governmental purpose and to be public instrumentalities and, together with interest thereon and income therefrom, shall be exempt from taxes. The tax exemption provisions of this ordinance shall be considered part of the security for the repayment of bonds and shall constitute, by virtue of this ordinance and without necessity of being restated in the bonds, a contract between (a) the Authority and the Tribe, and (b) the bondholders and each of them, including all transferees of the bonds from time to time.

5. Bonds shall be issued and sold in the following manner:

a. Bonds of the Authority shall be authorized by a resolution adopted by the vote of an absolute majority of the Board and may be issued in one or more series.

b. The bonds shall bear such dates, mature at such times, bear interest at such rates, be in such denominations, be in such form, either coupon or registered, carry such conversion or registration privileges, have such rank or priority, be executed in such manner, be payable in such medium of payments, at such places and be subject to such terms of redemption, with or without premium, as such resolution may provide.

c. The bonds may be sold at public or private sale at not less than par.

d. In case any of the commissioners of the Authority whose signatures appear on any bonds or coupons cease to be commissioners before the delivery

of such bonds, the signature shall, nevertheless, be valid and sufficient for all purposes, the same as if the commissioners had remained in office until delivery.

6. Bonds of the Authority shall be fully negotiable. In any suit, action or ~~proceedings involving the validity or enforcement of any bond of the Authority~~

or the security therefor, any such bond reciting in substance that it has been issued by the Authority pursuant to this ordinance shall be conclusively deemed to have been issued for such purpose and the project for which such bond was issued shall be conclusively deemed to have been planned, located and carried out in accordance with the purposes and provisions of this ordinance.

7. In connection with the issuance of bonds or incurring of obligations under leases and in order to secure the payment of such bonds or obligations, the Authority, subject to the limitations in this ordinance, may:

a. Pledge all or any part of its gross or net rents, fees or revenues to which its right then exists or may thereafter come into existence.

b. Provide for the powers and duties of obligees and limit their liabilities; and provide the terms and conditions on which such obligees may enforce any covenant or rights securing or relating to the bonds.

c. Covenant against pledging all or any part of its rents, fees and revenues or against mortgaging any or all of its real or personal property to which its title or right then exists or may thereafter come into existence or permitting or suffering any lien on such revenues or property.

d. Covenant with respect to limitations on its right to sell, lease or otherwise dispose of any project or any part thereof.

e. Covenant as to what other or additional debts or obligations may be incurred by it.

f. Covenant as to the bonds to be issued and as to the issuance of such bonds in escrow or otherwise, and as the use and disposition of the proceeds thereof.

g. Provide for the replacement of lost, destroyed or mutilated bonds.

h. Covenant against extending the time for the payment of its bonds or interest thereon.

i. Redeem the bonds and covenant for their redemption and provide the terms and conditions thereof.

j. Covenant concerning the rents and fees to be charged in the operation of a project or projects, the amount to be raised each year or other period of time by rents, fees and other revenues, and as to the use and disposition to be made thereof.

k. Create or authorize the creation of special funds for moneys held for construction or operating costs, debt service, reserves or other purposes, and covenant as to the use and disposition of the moneys held in such funds.

l. Prescribe the procedure, if any, by which the terms of any contract with bondholders may be amended or abrogated, the proportion of outstanding bonds the holders of which must consent thereto, and the manner in which such consent may be given.

m. Covenant as to the use, maintenance and replacement of its real or personal property, the insurance to be carried thereon and the use and disposition of insurance moneys.

n. Covenant as to the rights, liabilities, powers and duties arising upon the breach by it of any covenant, condition or obligation.

o. Covenant and prescribe as to events of default and terms and conditions upon which any or all of its bonds or obligations become or may be declared due before maturity, and as to the terms and conditions upon which such declaration and its consequences may be waived.

p. Vest in any obligees or any proportion of them the right to enforce the payment of the bonds or any covenants securing or relating to the bonds.

q. Exercise all or any part or combination of the powers granted in this section.

r. Make covenants other than and in addition to the covenants expressly authorized in this section, of like or different character.

s. Make any covenants and do any acts and things necessary or convenient or desirable in order to secure its bonds, or, in the absolute discretion of the Authority tending to make the bonds more marketable although the covenants acts or things are not enumerated in this section.

VII. Miscellaneous

1. The Authority shall submit a detailed annual report, signed by the Chairman of the Board, to the Council showing (a) the names of occupants of all the housing units, (b) the number of vacancies, if any, (c) the status of construction, maintenance and repair of all housing units, and (d) such other information as the Authority or the Council shall deem pertinent.
2. During his tenure and for one year thereafter, no officer or employee of the Authority shall voluntarily acquire any interest, direct or indirect in any project or in any property included or planned to be included in any project, or in any contract or proposed contract relating to any project. If any such officer or employee involuntarily acquires any such interest, or voluntarily or involuntarily acquired any such interest prior to appointment or employment as an officer or employee, the officer or employee, in any such event, shall immediately disclose his interest in writing to the Authority and such disclosure shall be entered upon the minutes of the Authority, and the officer or employee shall not participate in any action by the Authority relating to the property or contract in which he has any such interest. Any violation of the foregoing provisions of this section shall constitute misconduct in office. This section shall not be applicable to the acquisition of any interest in notes or bonds of the Authority issued in connection with any project, or to the execution of agreements by banking institutions for the deposit or handling of funds in connection with a project or to act as trustee under any trust indenture, or to utility services the rates for which are fixed or controlled by a governmental agency.
3. All projects of the Authority shall be subject to the planning, zoning, sanitary and building regulations applicable to the locality in which the planned project is situated.
4. The Authority shall not construct or operate any project for profit.
5. The property of the Authority is declared to be public property used for essential public and governmental purposes and such property and the Authority are exempt from all taxes and special assessments of the Tribe.

6. All property including funds acquired or held by the Authority pursuant to this Ordinance shall be exempt from levy and sale by virtue of an execution, and no execution or other judicial process shall issue against the same nor shall any judgment against the Authority be a charge or lien upon such property; Provided, however, That the provisions of this section shall not apply to or limit the right of obligees to pursue any remedies for the enforcement of any pledge or lien given by the Authority on its rents, fees or revenues or the right of the Federal Government to pursue any remedies conferred upon it pursuant to the provisions of this ordinance.

VIII. Cooperation in Connection with Projects

1. For the purpose of aiding and cooperating in the planning, undertaking, construction or operation of projects, the Red River Tribe agrees that:

(a) It will not levy or impose any real or personal property taxes or special assessments upon the Authority or any project.

(b) It will furnish or cause to be furnished to the Authority and the tenants of projects all services and facilities of the same character and to the same extent as the Tribe furnishes from time to time without cost or charge to other dwellings and inhabitants on the Reservation.

(c) Insofar as it may lawfully do so, it will grant such deviations from any present or future building code of the Tribe as are reasonable and necessary to promote economy and efficiency in the development and administration of any project, and at the same time safeguard health and safety, and make such changes in any zoning of the site and surrounding territory of any project as are reasonable and necessary for the development and protection of such project and the surrounding territory.

(d) It will do any and all things, within its lawful powers, necessary or convenient to aid and cooperate in the planning, undertaking, construction or operation of projects.

(e) It will join in any disposition of project property or interest therein by the Authority and make assignments or other appropriate disposition of the underlying land as permitted by law, where such action is required in order to grant the maximum interest therein permitted by law.

(f) This section will not be abrogated, changed, or modified without the consent of the Public Housing Administration.

2. The Tribe declares its intention to use its lawful powers, to the extent feasible, to eliminate unsafe or insanitary dwelling units on the Reservation, as additional dwellings are provided by projects of the Authority.

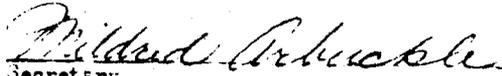
3. The provisions of paragraph 1 of this section shall remain in effect with respect to any project so long as the project is either (i) owned by a public body or governmental agency and is used for low-rent housing purposes, (ii) any contract between the Authority and the Public Housing Administration for loans or annual contributions, or both, in connection with such project remains in force and effect, or (iii) any bonds issued in connection with such project or any monies due to the Public Housing Administration in connection with such project remain unpaid, whichever period is the longest. If at any time title to, or possession of, any project is held by any public body or governmental agency authorized by law to engage in the development or administration of low-rent housing or slum clearance projects, including the Federal Government, the provisions of this section shall inure to the benefit of and be enforced by such public body or governmental agency.

IX. Approval by Secretary of the Interior

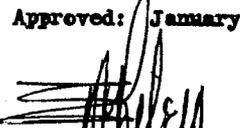
With respect to any financial assistance contract between the Authority and the Federal Government, the Authority shall obtain the approval of the Secretary of the Interior or his designee.

CERTIFICATION

I, the undersigned, as Secretary of the Bad River Band of Lake Superior Chippewa Indians of Wisconsin, an Indian chartered corporation, hereby certify that the Tribal Council is composed of 7 members, of whom 5 members were present at a meeting thereof duly called, noticed, and convened on the 9th day of January 1963, and that the foregoing ordinance was adopted by an affirmative vote of 4 members and 0 against.

  
Secretary  
Bad River Tribal Council

Approved: January 18, 1963

  
E. J. Riley  
Superintendent  
Great Lakes Agency  
Ashland, Wisconsin



RESOLUTION OF THE BAD RIVER TRIBAL COUNCIL  
1970

Resolution to Establish a Planning Commission

WHEREAS, The Bad River Tribal Council has established the Bad River Housing Authority to undertake public housing projects financed by the federal government on the Bad River Reservation.

WHEREAS, application for federal financing requires the submission of a "workable program for community improvement" and,

WHEREAS, the Bad River Indian Reservation needs a plan of action for activities dealing with the problem of blight within the reservation and for the establishment and preservation of well-planned communities with well-organized residential neighborhoods of decent homes,

NOW THEREFORE BE IT RESOLVED that it is hereby established a Tribal Council Planning Commission hereinafter called the Commission:

I. ORGANIZATION:

1. The Commission shall be composed of seven (7) members, appointed by the Tribal Council.
2. The terms of office shall be three (3) years and staggered as determined by the Tribal Council. When the Commission is first established the terms for two members shall be designated to expire in one (1) year, the terms of two (2) others to expire in two years, and the terms of the last three members, in three years, and thereafter, all appointments should be for three years, except that in a case of a prior vacancy an appointment should be only for the length of the unexpired term.
3. The Commission shall elect its own Chairman, Vice-Chairman, Secretary, and Treasurer. The Tribal Council may remove any member of the Commission for cause.
4. Four members shall constitute a quorum for the transaction of business.
5. The members of the Commission shall not receive compensation for their services, but shall be entitled to compensation for expenses, including travel expenses incurred in the discharge of their duties.
6. The Secretary shall keep complete and up-to-date records of all meetings and actions taken by the Commission.
7. The Treasurer shall keep full and accurate financial records, make periodical reports to the Commission and submit a complete annual report in written form to the Bad River Tribal Council. The Treasurer shall be bonded in such amount as is prescribed by the Tribal Council or by any agreement to which the Commission is a party.

8. The Commission shall adopt By-Laws to govern it's members, as to duties, responsibilities, and conduct of it's members.
9. Meetings of the Commission shall be held at regular intervals as provided in the By-Laws and the Secretary shall give one week written notice, but emergency meetings may be held upon 24 hours actual notice and business transacted, provided that four (4) or more members concur in the proposed action.

## II. DUTIES

1. The Commission shall prepare, adopt, and periodically revise a Comprehensive Community Plan for the Bad River Reservation. The plan shall include a land use plan, a thoroughfare plan, a community facilities plan and a public improvements program. The community plan shall be based upon an examination of existing housing, economic and living conditions on the reservation, basic objectives which are to be sought, and shall suggest concrete steps for achieving these objectives.
2. The Commission shall, if requested by the Tribal Council of the Bad River Reservation, undertake necessary neighborhood or community analyses and develop recommendations for needed improvements and developments.
3. The Commission shall consult from time to time with the Planning Organization heretofore established on the Bad River Reservation, which organization shall function as a Citizens Advisory Committee to the Commission.
4. The Commission may undertake such other activities consistent with the foregoing as may be necessary to carry out its basic objectives.

## III. POWERS

1. The Commission may enter into agreements with any governmental agency, federal, state or local, including the Bad River Tribal Council, by which it borrows or receives grants or funds to carry out its responsibilities and to consent to any conditions attached to federal financial assistance.
2. The Commission may enter into agreements with private persons, partnerships, or corporations, whereby such persons or organizations undertake to carry out studies and develop recommendations requested by the Commission.
3. The Commission may hire full or part-time employees to carry out its functions, may purchase necessary materials and supplies, and take such further action and exercise such other powers, as are commonly engaged on a desirable to effectuate the duties of the Commission.

C E R T I F I C A T I O N

I, the undersigned, as Acting Secretary of the Bad River Tribal Council, hereby certify that the Tribal Council is composed of seven (7) voting members, of whom five (5) members constitute a quorum, were present at a special meeting duly called, noticed, and convened at the Bad River Reservation Council Hall, at Odanah, Wisconsin on the 19th of August, 1963, and that the foregoing resolution was, therefore, adopted by the affirmative vote of four (4) for, one (1) abstaining, and zero (0) against; and that the said resolution was in full force and effect unless by a legal meeting wherein a legal enactment shall be amended or rescinded.

ATTEST:

*Fred Connors*

Fred Connors, Chairman

*Bessie Mayotte*  
Bessie Mayotte, Acting Secretary

BY-LAWS OF THE BAD RIVER PLANNING COMMISSION

We, members of the Bad River Planning Commission by authority granted the Planning Commission by the Bad River Tribal Council by resolution transacted August 19, 1963, do hereby adopt these By-laws to govern membership, duties, responsibilities, and the conduct of all Planning Commission members.

ARTICLE I

NAME:

The name of this organization is the Bad River Planning Commission hereafter known as the Commission.

ARTICLE II

PLACE OF BUSINESS:

The principal place of business of the Commission is the Council Hall located on the Bad River Indian Reservation.

ARTICLE III

MEMBERSHIP:

Members of the Planning Commission would be those on or off the reservation as appointed by the Bad River Tribal Council.

ARTICLE IV

OFFICERS:

Officers of the Commission shall be Chairman, Vice-Chairman, Secretary, and a Treasurer.

ARTICLE V

DUTIES OF OFFICERS:

- Section 1. The Chairman shall preside at all meetings of the Commission: shall perform such other duties as may be prescribed by the Tribal Council, and shall coordinate the work of officers and committees of the Commission.
- Section 2. The Vice-Chairman shall perform the duties of the Chairman in the absence or inability of that officer to serve.
- Section 3. The Secretary shall record the minutes of all meetings of the Commission and shall perform such other duties as may be delegated to him.
- Section 4. The Treasurer shall receive all moneys of the Commission: shall keep an accurate record of receipts and expenditures, and shall pay out local funds in accordance with the approved budget as authorized by the Commission. The Treasurer shall present a financial statement to the Tribal Council quarterly. The Treasurer's accounts shall be examined annually by an auditing committee of not less than three (3) members appointed by the Tribal Council, who satisfied that the Treasurer's annual report is correct. shall sign a statement of that at the end of the report.

Section 5. All officers and members shall: (a) Perform the duties and responsibilities prescribed in the Resolution as enacted August 19, 1963, in addition to those outlined in these by-laws and those assigned from time.

ARTICLE VI

REMOVAL OF MEMBERS:

The Commission may remove any member for just cause or complaint after due notice to the member has been mailed stating the nature of the complaint which has been signed by the complainant, and the member has been given the opportunity to be heard in his own behalf. A majority vote of the Commission shall be required for removal of any member. Commission members of the Commission who shall absent themselves from three (3) consecutive regular meetings of the Commission shall be dropped from the Commission membership rolls.

ARTICLE VII

TERM OF OFFICE:

The term of office of Commission officers and Commission members are those prescribed by Tribal Council Resolution enacted August 19, 1963.

ARTICLE VIII

RESPONSIBILITIES:

Responsibilities: of Commission officers and Commission members are those prescribed by Tribal Council Resolution enacted August 19, 1963.

ARTICLE IX

QUORUM:

Four members of the Commission officers shall constitute a quorum for the transaction of Commission business.

ARTICLE X

MEETINGS:

Regular meetings of the Commission shall be held on the 1st Friday of each calendar month. Special meetings may be called by the Commission Chairman or by request of Commission members when the nature of the business to be transacted at the Special meeting justifies the calling of such Special meetings.

ARTICLE XI

COMMITTEES:

The Commission Chairman shall appoint a committee of Commission members whose duties shall be to gather information and perform such other duties assigned to them by the Commission Chairman which does not require the services of the full Commission. The standing Committee shall present all information gathered and the nature of other work performed to the Commission during the Regular monthly meeting of the Commission.

ARTICLE XII

VACANCIES:

Any vacancy which shall occur within the Commission shall be referred to as the Bad River Tribal Council for replacement of the Commission member vacating his membership.

POLICIES:

The policies of this Commission shall constitute a Code of Ethics to which each Commission member shall subscribe and pledge himself to uphold:

1. The Commission shall be non-sectarian and non-partisan. The name of the Commission or the name of any member of the Commission in their official capacities as members of the Commission shall not be used in any connection with an individual organization, partisan group, or for any other purpose than the regular work and duties of the Commission.
2. We, members of the Commission, believe that commitments, individually or collectively, nullifies the effectiveness of the Commission and reduces the Commission to any organization that has or will become incapable of producing fair and impartial decisions.

MEMBERS OF THE COMMISSION AND ITS BOARD

*Mrs. Edward Deragon*  
Mrs. Edward Deragon

*Mrs. Fred Connors*  
Mrs. Fred Connors

*Mrs. Earl Morrison*  
Mrs. Earl Morrison

*Harvey Denonise*  
Harvey Denonise

*Mrs. Harvey Denonise*  
Mrs. Harvey Denonise

*Mrs. George Ackley*  
Mrs. George Ackley

*Mr. Samuel Flucinski*  
Mr. Samuel Flucinski

CHAIRMAN: *Fred Connors*  
Fred Connors, Chairman

APPROVED: \_\_\_\_\_