

Committee: Community Services  
Date: 05-02-07 Committee Date: 05-15-07

Author: Anna Knight/Charlie Soap  
Sponsor: Melvina Shotpouch

RESOLUTION NO. 59-07

## COUNCIL OF THE CHEROKEE NATION

### A RESOLUTION AUTHORIZING THE ISSUANCE OF MORTGAGES FOR SELF-HELP HOUSING AND BUILDING PACKAGE HOMES

WHEREAS, the Cherokee Nation since time immemorial has exercised the sovereign rights of self-government in behalf of the Cherokee people;

WHEREAS, the Cherokee Nation is a federally recognized Indian Nation with a historic and continual government to government relationship with the United States of America;

WHEREAS, the Native American Housing Assistance and Self-Determination Act (NAHASDA) of 1996 (P.L. 104-330 as amended by P.L. 105-276, P.L. 106-568, and P.L. 107-292), Section II, Subsection (2) Development lists financing as an eligible affordable housing activity;


WHEREAS, the Cherokee Nation 2006 Indian Housing Plan authorizes NAHASDA funds to be used for residential construction, acquisition, or acquisition with rehabilitation of an owner-occupied, single-family home within the Cherokee Nation Boundaries with the Cherokee Nation or its sub-recipient holding the mortgage;

WHEREAS, a Community Housing Program intended for communities/groups which desire to contribute most of the labor to construct houses for low-income eligible Indians and a Building Packages Program providing building materials to eligible applicants for homeownership construction through "self-help" whereby the applicants sign a note for repayment, have been authorized in the 2006 Indian Housing Plan and instituted.


**BE IT RESOLVED BY THE CHEROKEE NATION**, the Principal Chief and his designee, are authorized to issue mortgages on behalf of the Cherokee Nation, release said mortgages upon payment in full, foreclose on said mortgages for non-compliance with mortgage/note terms, and sell foreclosed property without further Council approval. This authority is granted for the duration of the Community Housing and Building Packages Homeownership Programs or until rescinded.

### CERTIFICATION

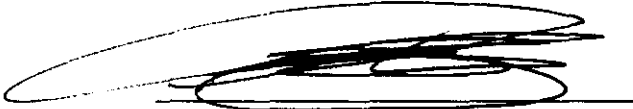
The foregoing resolution was adopted by the Council of the Cherokee Nation at a duly called meeting on the 11<sup>th</sup> day of June, 2007, having 17 members present, constituting a quorum, by the vote of 17 yea; 0 nay; 0 abstaining.

  
Meredith A. Frailey, Speaker  
Council of the Cherokee Nation


ATTEST:

  
Don Garvin, Secretary  
Council of the Cherokee Nation

Approved and this 15<sup>th</sup> day of June, 2007.

  
Chadwick Smith, Principal Chief  
Cherokee Nation

ATTEST:

  
Melanie Knight, Secretary of State  
Cherokee Nation

# Cherokee Nation Act/Resolution Proposal Form

**ADMINISTRATIVE CLEARANCE:**

Program/Project Manager:  
[Signature] 4-16-07  
 Signature Date

Department Director:  
[Signature] 4-17-07  
 Signature Date

Group Leader:  
[Signature] \_\_\_\_\_  
 Signature Date

Finance Approval (if needed):  
 \_\_\_\_\_  
 Signature Date

Government Resources Group:  
[Signature] 5/1/07  
 Signature Date

Administration Approval:  
[Signature] 5/2/07  
 Signature Date

Act

Resolution

**TITLE:** Authorization of Home Mortgages

Department Contact: Anna Knight

Resolution Presenter: Charlie Soap

Council Sponsor: Melvina Shotpouch

**NARRATIVE:**

*(See Attached Outline for Information Needed)*

The purpose of this resolution is to authorize the Principal Chief and his designee, to issue mortgages for the Community Housing and Building Packages Homeownership Programs, to release said mortgages upon payment in full, to foreclose on said mortgages for non-compliance with mortgage/note terms, and to sell foreclosed property without further Council approval, in accordance with the Cherokee Nation 2006 Indian Housing Plan. This authorization will be in effect throughout the duration of the Community Housing and Building Packages Homeownership Programs or until rescinded.

**LEGISLATIVE CLEARANCE**

Legislative Aide:  
[Signature] 5/2/07  
 Signature/Initial Date

Standing Committee:  
Community Service

5/15/07  
 Next Meeting Date

Chairperson:  
[Signature] \_\_\_\_\_  
 Signature/Initial Date

Returned to Presenter: \_\_\_\_\_  
 Date

05-02-07P04:20 KCVS