

RESOLUTION NO. 61-09

COUNCIL OF THE CHEROKEE NATION

**A RESOLUTION APPROVING AND AUTHORIZING THE SUBMISSION OF THE
AMENDED FISCAL YEAR 2009 INDIAN HOUSING PLAN TO THE U.S.
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT**

WHEREAS, the Cherokee Nation since time immemorial has exercised its sovereign power of self-government on 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 of 1996 requires a tribe to adopt a one year plan for each fiscal year's funding;

WHEREAS, the Cherokee Nation must submit an Indian Housing Plan in a form prescribed by the United States Department of Housing and Urban Development to ok its Fiscal Year 2009 housing funding based on the final allocated amount;

WHEREAS, the proposed amended 2009 Indian Housing Plan is attached as a printed version;


WHEREAS, the proposed Indian Housing Plan meets the Cherokee Nation priorities and fulfills its requirements for approval.

BE IT RESOLVED BY THE CHEROKEE NATION, that the attached Amended Indian Housing Plan and an electronic version from which it was copied are approved as the Cherokee Nation Fiscal Year 2009 Indian Housing Plan for submission to the United States Department of Housing and Urban Development; and


BE IT FURTHER RESOLVED BY THE CHEROKEE NATION, that should the Department of Housing and Urban Development require changes upon its review of the submitted Plan, those changes are to be submitted to the Community Services/Tribal Services Committee of the Cherokee Nation Tribal Council for determination of whether those changes or modifications are substantial or material. If said changes are determined not to be substantial or material by the Committee then the changes and modifications may be made and returned for further consideration by HUD without further action.

CERTIFICATION

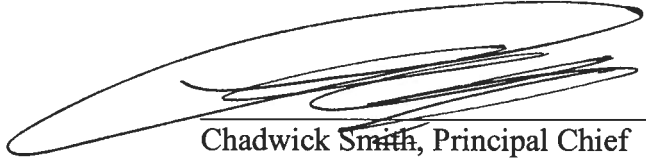
The foregoing resolution was adopted by the Council of the Cherokee Nation at a duly called meeting thereof on the 15th day of June, 2009, having 14 members present, constituting a quorum, by a vote of 14 yeas; 0 nays; 0 abstaining.


Meredith A. Frailey, Speaker
Council of the Cherokee Nation

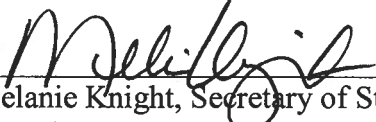
ATTEST


Don Garvin, Secretary
Council of the Cherokee Nation

Approved and signed by the Principal Chief this _____ day of _____, 2009.


Chadwick Smith, Principal Chief
Cherokee Nation

ATTEST:


Melanie Knight, Secretary of State
Cherokee Nation

Cherokee Nation
Outline for Act/Resolution Justification Form

I. PURPOSE: To approve and authorize the submission of the amended FY 2009 Indian Housing Plan to the U.S. Department of Housing and Urban Development

II. FUNDING REQUIRED / SOURCE OF FUNDS:

Funding Contract Amount: \$29,711,701

Cash Match (If applicable): Amount N/A Source: N/A

In – Kind (If applicable): Amount N/A Source: N/A

Date Available: July 1, 2009

General fund: N/A

Motor fuels: N/A

Other (Specify): Estimated \$2,313,299 million in homeownership and rental receipts and other program income.

Attach Budget Justification Forms: _____
(If the Request Requires Revisions of the Current Budget)

III. CAPABILITY TO PERFORM IF APPROVED:

A. Organizational Responsibility: Division: Cherokee Nation (Various)
Department: Various

B. Staffing Required: Approximately 300 existing staff

C. Will Any of the Services Be Outsourced or Contracted? Yes, \$5,000,000 (estimated)

D. Space Required: Existing Location: Various, including HACN

E. Service Area (counties etc.): 14 counties

IV. IDENTIFY EXTERNAL –GOVERNMENT AGENCIES:

(Any Contact or Involvement such as BIA, IHS, etc. and the staff contact)






























A. Agency: Housing and Urban Development

B. Staff Person: Office of Native American Programs, Wayne Sims

INDIAN HOUSING PLAN

This form is for use by Tribes/TDHEs to identify the location of the required elements of the Indian Housing Plan

Double-click the **Go** button to move to the section in order to enter data.

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INDIAN HOUSING PLAN

General Information:

Name of Tribe: Cherokee Nation

Tribal Chair: First Name: Chad Last Name: Smith

Telephone Number With Area Code: (918) 453-5000

Tribal Street Address: P.O. Box 948

Tribal City: Tahlequah

Tribal State: OK

Tribal Zip: 74465

Tribal Fax # (if applicable): (918) 458-5580

Tribal e-mail: csmith@cherokee.org

Name of TDHE (if applicable):
(Trially Designated Housing Entity)

TDHE Contact Person: First Name: Last Name:

TDHE Phone Number With Area Code: () -

TDHE Street Address:

TDHE City:

TDHE State:

TDHE Zip:

TDHE Fax # (if applicable): () -

Other Information:

Federal Fiscal Year: 2009

Recipient Fiscal Year End Date: 09/30/2009 (MM/DD/YYYY)

Grant Number: Estimated Grant Amount: \$29,660,909.00 Actual Grant Amount:
\$29,711,701

5-YEAR INDIAN HOUSING PLAN

The 5-Year Plan section of the Indian Housing Plan must contain, with respect to the 5-year period beginning with the fiscal year for which the plan is submitted, the following information:

1. **MISSION STATEMENT** - A general statement of the mission of the Indian tribe to serve the needs of the low-income families in the jurisdiction of the Indian tribe, and outside the jurisdiction where tribal needs require consideration, during the 5-year period.

Please enter your Mission Statement here:

To provide the opportunity for decent, safe, sanitary and affordable housing to low-income Cherokee Nation citizens and other Native Americans and to assist in building and maintaining strong communities with sustainable economics through eligible activities.



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2. GOALS AND OBJECTIVES - A statement of the goals and objectives of the Indian tribe to enable the tribe to serve the needs identified in the mission statement.

Please enter your Goals and Objectives here:

All of the following services shall be for eligible NAHASDA recipients:

Goal 1: To maintain and operate "1937 Act Units" through the provision of "Indian Housing Assistance"

Objective 1A: Provide modernization assistance to maintain Housing Authority of Cherokee Nation Low Rent Units

Objective 1B: Provide modernization assistance to maintain Housing Authority of the Delaware Tribe Mutual Help and Low Rent Units

Objective 1C: Provide operating assistance to the Low Rent program consisting of HACN units in order to maintain its efficiency and effectiveness

Objective 1D: Provide operating assistance to the Low Rent and Mutual Help programs consisting of HADT units, as needed, in order to maintain their efficiency and effectiveness

Goal 2: To develop adequate living units for residency by eligible recipients

Objective 2A: Provide for the construction of 200 new homeownership units through various means

Objective 2B: Provide for the acquisition of 1,000 homeownership units through various means

Objective 2C: Acquire and develop land for homeownership purposes for 125 eligible recipients

Objective 2D: Provide for the rehabilitation of 1,000 privately-owned units

Goal 3: Provide for housing-related services for people and entities participating or seeking to participate in other assisted NAHASDA housing activities

Objective 3A: Provide rental assistance to at least 1,471 recipients from each year's funding

Objective 3B: Provide counseling and related training in housing and self sufficiency for 2,500 recipients to increase their capacity to obtain and retain affordable housing

Objective 3C: Provide resident services (as allowed by NAHASDA in regard to activities and recipients) to 5,000 recipients in areas including, but not limited to, literacy centers, youth activities, elder protection, case management, drug elimination, family stability, case management, service

coordination, tax preparation, career development, job placement, and cultural programs

Objective 3D: Provide 2,500 recipients with transitional housing or activities which prevent homelessness

Objective 3E: Provide 100 recipients with matching funds for Individual Development Accounts to obtain adequate housing and for other eligible purposes

Objective 3F: Provide \$7,500,000 in Title VI Debt Service subsidy funding in order to fulfill the obligation made by Cherokee Nation to pay back the HUD-approved loan to develop homeownership units for eligible recipients

Objective 3G: Provide resident services for one hundred youth for HADT

Goal 4: Provide housing management funding to efficiently and effectively operate affordable NAHASDA housing programs

Objective 4A: Provide housing management funds to operate the Cherokee Nation's Rental Assistance, Mortgage Assistance, and Insurance programs, as well as the management of NAHASDA, including Title VI, units

Objective 4B: Provide housing management funds to the HADT for operation of its NAHASDA programs

Goal 5: Protect residents of affordable housing from crime through the provision of safety, security, and law enforcement measures and activities

Objective 5A: Provide funding to the Cherokee Nation's Marshal Service so that it can annually provide law enforcement services above the base line which is defined as that service which would be provided to eligible units if NAHASDA funding was not available

Objective 5B: Provide funding to the HADT for eligible programs it develops to protect the residents of affordable housing

Goal 6: Provide adequate administrative and planning funding to effectively implement NAHASDA for provision and coordination of services and compliance with applicable legal, regulatory, and programmatic requirements

Objective 6A: Provide such administrative and planning funding as necessary but within the 20% limitation for Cherokee Nation activities

Objective 6B: Provide HADT with adequate administration and planning funding (and any related Cherokee Nation funding need related to the HADT activities) within the 20% limitation of funding it receives



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3. **ACTIVITIES PLAN** - An overview of the activities planned during the period including an analysis of the manner in which the activities will enable the tribe to meet its mission, goals, and objectives.

Please enter your Activities Plan here:

The development of homeownership units shall follow guidelines that ensure quality land and/or housing is purchased or constructed to meet environmental requirements, lead-based paint regulations, modest cost standards, safe and sanitary conditions, construction standards, energy efficiency, handicapped accessibility, low cost maintenance, and other considerations necessary to provide quality housing at modest costs for the greatest number of eligible families.

Activities involving the development of financing alternatives such as mortgage assistance, the Title VI program, Section 184 loan guarantees, Individual Development Accounts, Low Income Housing Tax Credits, and the Federal Home Loan Bank's Affordable Housing Program, shall continually be reviewed in order to determine if they can be utilized to leverage IHBG funds into providing more homeownership and rental opportunities.

The modernization and operation of the 1937 Act housing stock shall be an ongoing basis. Needs are determined through annual inspections. Continued maintenance, enforcement of agreements, and various planning activities will continue to be available for occupancy by low income Indians to ensure the housing stock.

The Nation's plan shall provide for short-term emergency assistance in the case of natural disasters, economic hardships, and other conditions that require short-term assistance to prevent homelessness. Rental vouchers will be issued for a limited amount of time in order to allow eligible Indians to put themselves in the position of moving on to unsubsidized housing.

NAHASDA-assisted residents shall be provided various resident services that will encourage self-sufficiency and the development of life skills for the children so that they do not have to rely on subsidized housing in the future. These services shall reflect a broad range of activities in order to address a wide diversity of population that has different needs, whether literacy skills, job skills, cultural enhancement, drug prevention, case management, etc., in order to progress toward self sufficiency. In addition, police and security protection shall be provided to assisted residents in order to maintain a safe and healthy environment.

The Nation has entered into a subrecipient agreement with the Housing Authority of the Delaware Tribe to enable it to maintain and operate its 1937 Act units, as well as provide other services to residents of the units.



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1-YEAR INDIAN HOUSING PLAN

The 1-Year Plan section of the Indian Housing Plan must contain information, relating to the upcoming fiscal year for which assistance is to be made available, including the following:

1. GOALS AND OBJECTIVES - A statement of the goals and objectives to be accomplished during the period that are measurable as determined by the Tribe/TDHE.

Please enter your Goals and Objectives here:

<p>Goal 1: To maintain and operate "1937 Act Units" through the provision of "Indian Housing Assistance"</p> <p>Objectives:</p> <p>1A: Provide modernization assistance for 379 HACN Low Rent Units for a total direct cost of \$1,100,000 (plus ER costs of \$114,000)</p> <p>1B: HADT will perform 113 repairs/replacements on LR/MH units with \$111,500 \$88,740</p> <p>1C: Provide \$1.7 million to operate the Low Rent program consisting of HACN units and \$1 million in Low Rent Receipts(program income)</p> <p>1D: Provide \$255,000 to operate the 1937 Act Program(s) of the HADT</p> <p>Goal 2: To develop adequate living units for residency by eligible recipients:</p> <p>Objectives:</p> <p>2A: Provide 18 "building packages" for self-help construction under supervision at an average cost of approximately \$95,000 (plus related environmental review costs of an average of \$722 per unit).</p> <p>2B: Provide mortgage assistance and closing costs to 233 low-income Indian homebuyers at a total maximum cost of \$15,000 (plus related environmental review costs of an average of \$300 per unit).</p> <p>2C: Acquire 16 building sites and provide necessary infrastructure development of utilities and roads or demolition of existing structures for eligible affordable housing at an average direct cost of \$31,250 per site (plus environmental review costs of an average of \$750 per site).</p> <p>2D: Rehabilitate, repair or replace 297 houses privately-owned for low-income Indians at an average cost (including direct staff and overhead) of \$18,518 per recipient (plus related environmental review costs of an average of \$437 \$821 per unit).</p> <p>Goal 3: Provide for housing-related services for people and entities participating or seeking to participate in other assisted NAHASDA housing activities</p>
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Objectives:

- 3A: Provide rental assistance to at least 1,471 low-income Indians.
- 3B: Provide self-sufficiency counseling and case management assistance to 400 low-income Indians on the homeownership waiting list to enhance their ability to procure mortgages and provide 75 recipients post occupancy counseling to prevent foreclosures.
- 3C: Provide resident services to 1,690 recipients living in NAHASDA-assisted units in the areas of education, resident organization, self-sufficiency activities, drug elimination, case management, literacy, job training/education ~~(through matching funds with the Nation's ROSS program)~~, tax preparation, and cultural activities with ~~\$1,185,000~~ \$1,155,000 plus environmental review costs for \$60,000.
- 3D: Provide transitional and emergency housing assistance to ~~1,250~~ 1,500 low-income Indian recipients to keep them from becoming homeless with ~~\$500,000~~ \$605,000 plus environmental review costs of \$185,000.
- 3E: Match funds to 100 eligible residents or participants to enable them to obtain homeownership or housing rehabilitation service and/or participate in self sufficient enhancement such as job training, education, or micro-enterprise development through Individual Development Accounts with \$100,000 plus environmental review costs of \$16,000.
- 3F: Provide \$1,500,000 in Title VI Debt Subsidy funds.
- 3G: Provide ~~\$30,500~~ \$36,260 to the HADT to provide services for 100 youth through the Boys & Girls Club.

Goal 4: Provide housing management funding to efficiently and effectively operate affordable NAHASDA housing programs

Objectives:

- 4A: Provide ~~\$3,100,000~~ \$3,185,000 to operate the Nation's RAP, MAP, and Insurance programs, as well as the management (but not Modernization/rehabilitation) of NAHASDA, including Title VI, units and \$1,100,000 in receipts (program income) from NAHASDA-units.
- 4B: HADT will utilize \$20,000 to manage NAHASDA units.

Goal 5: Provide funding to the Cherokee Nation's Marshal Service so that it can annually provide law enforcement services which is defined as that service which would be provided to eligible units if NAHASDA funding was not available

Objectives:

- 5A: Utilize \$1,195,000 in direct costs to provide crime prevention and narcotic interdiction services above the baseline response to emergency calls only through education, awareness, and patrol to 913 NAHASDA-assisted units.
- 5B: None requested by the HADT

Goal 6: Provide adequate administrative and planning funding to effectively implement NAHASDA for provision and coordination of services and compliance with applicable legal, regulatory, and programmatic requirements

Objectives:

6A: Necessary funding but cumulative amount expended does not exceed the allowed 20% level (including \$20,000 to oversee HADT activities)

6B: Necessary funding of \$80,000 for the HADT



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2. STATEMENT OF NEEDS - A statement of the housing needs of the low-income Indian families residing in the jurisdiction of the Indian tribe, and outside the jurisdiction where tribal needs require consideration, and the means by which such needs will be addressed during the 1-year period, including a description of:

a. the estimated housing needs and the need for assistance for the low-income Indian families in the jurisdiction, and outside the jurisdiction where tribal needs require consideration, including a description of the manner in which the geographical distribution of assistance is consistent with the geographical needs and needs for various categories of housing assistance; and

Please enter your Low-income Housing Needs here:

<u>Identifications of Current Needs / Waiting List Information</u>			
The following table sets forth the written waiting lists for various programs carried out by the Cherokee Nation. Listed here are current applications by counties in the jurisdictional service area of the Cherokee Nation as of as of 9-30-08:			
<u>County</u>	<u>Low Rent</u>	<u>Rental Assistance</u>	<u>Private Rehab</u>
Adair	115	101	80
Cherokee	173	318	37
Craig	5	4	6
Delaware	126	87	48
Mayes	57	57	47
McIntosh	1	4	3
Muskogee	42	62	26
Nowata	5	7	4
Ottawa	1	9	2
Rogers	13	47	6
Sequoyah	17	197	101
Tulsa	0	46	12
Wagoner	0	21	4
Washington	17	14	3
Totals	572	974	379
With funding at current level, there are no plans to serve outside the Cherokee Nation jurisdiction area.			
<u>CHEROKEE NATION 2007 FORMULA NEEDS DATA</u>			
AIAN persons			120,093
AIAN households with annual income less than 30% of median income:			6,630
AIAN households with annual income between 30% and 50% of median income:			6,317
AIAN households with annual income between 50% and 80% of median income:			9,316
AIAN households that are overcrowded or without kitchen or plumbing:			3,324
AIAN households with housing cost burden greater than 50% of annual income:			4,662
Housing Shortage (Number of low-income AIAN households less total Number of NAHASDA and Formula Current Assisted Stock):			20,004

The distribution of funds geographically and by housing need categorical for the most part (with some exceptions such as operating subsidy for Low Rent, special competitive housing assistance projects, etc.) is currently based on percentages derived utilizing IHBG formula numbers, i.e. Census information.



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b. the estimated housing needs for all Indian families in the jurisdiction.

Please enter your Overall Housing Needs here:

The Cherokee Nation estimates a need for an additional 200 homeownership units per year for Indian Families in the jurisdiction beyond those qualifying under NAHASDA guidelines based on requests for water and sewer services, Section 184 requests, and inquiries for assistance. The need for rental housing for other than eligible families is difficult to estimate since waiting lists and other information is not maintained. However, based on Census information, it is estimated that there are 1,424 rental "opportunities" needed for higher income Indian families.



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3. FINANCIAL RESOURCES- An operating budget for the recipient, in a form prescribed by the Secretary, including:

a. an identification and a description of the financial resources reasonably available to the recipient to carry out the purposes of NAHASDA, including an explanation of the manner in which amounts made available will leverage additional resources; and

Please enter your Identification and Description here:

IHBG funding will be utilized in an efficient manner and invested according to approved investment policy and current regulations in order to generate interest income and leverage additional resources - as approved by the Southern Plains Office of Native American Programs (HUD).		
IHBG Attributable to Cherokee Nation	\$29,147,101	\$29,215,508
IHBG Attributable to HADT	\$ 513,000	\$ 496,193
Anticipated Program Income (Investments)	\$ 339,091	\$ 213,299
Anticipated Program Income (LR Receipts)	\$ 1,000,000	
Anticipated Program Income (NAHASDA Unit Receipts)	\$ 1,100,000	
 Total NAHASDA-related Resources	 \$32,100,000	 \$32,025,000



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b. the uses to which such resources will be committed, including eligible and required affordable housing activities under title II of NAHASDA and administrative expenses.

Please enter the Uses of Such Resources here:

Fiscal Year ending 09/30/09		
1937 Housing Act Assistance		
Modernization	\$ 1,214,000	\$ 0
Modernization for HADT	\$ 111,500	\$ 88,740
Operating Subsidy	*\$ 2,700,000	
Operating Subsidy for HADT	\$ 255,000	
Development (Homeownership)		
Construction/Self-Help	\$ 1,723,000	
Mortgage Assistance	\$ 3,570,000	
Rehabilitation (Privately-Owned)	\$ 5,630,000	\$ 5,744,000
Land Acquisition	\$ 512,000	
Housing Services		
Rental Assistance	\$ 3,500,000	\$ 4,840,000
Self Sufficiency Counseling	\$ 830,000	\$ 600,000
Resident Services	\$ 1,245,000	\$ 1,215,000
Transitional/Emergency Housing	\$ 605,000	\$ 790,000
Individual Development Accounts	\$ 116,000	
Title VI Debt Subsidy	\$ 1,500,000	
HADT Resident Services	\$ 38,500	\$ 36,260
Housing Management Services		
Housing Management	\$ 4,200,000	^\$ 4,285,000
Housing Management for HADT	\$ 20,000	
Crime Prevention & Safety		
Marshal Services	\$ 1,195,000	
Planning & Administration		
Administration/Management/Planning	\$ 2,955,000	\$ 2,735,000
Administration Related to HADT	\$ 100,000	
TOTAL RESOURCES	\$32,100,000	\$32,025,000
* \$1,000,000 from LR Receipts		
^ \$1,100,000 from NAHASDA Unit receipts		



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4. AFFORDABLE HOUSING RESOURCES- A statement of the affordable housing resources currently available and to be made available during the period, including a description of:

- a. the significant characteristics of the housing market in the jurisdiction, including the availability of housing from other public sources, private market housing, and the manner in which such characteristics influence the decision of the recipient to use grant amounts to be provided under this Act for rental assistance, production of new units, acquisition of existing units, or rehabilitation of units;

Please enter the characteristics of the housing market here:

The housing market characteristics in the jurisdiction vary widely due to the size and diversity of the area. There are several public sources for housing including housing authorities and community action agencies in the jurisdiction. Likewise, the private market housing in some areas is significantly improving while other locations are stagnant or deteriorating. This is how the Nation's housing programs are designed to be as flexible as possible to meet local conditions: Mortgage Assistance and Rental Assistance. Mortgage Assistance is available for either new construction or acquisition.

In addition, there is a documented need within the jurisdiction for the rehabilitation of privately-owned units of eligible Indian families. Therefore, significant resources are devoted to meeting this need, primarily for needy elderly and people with disabilities.



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b. the structure, coordination, and means of cooperation between the recipient and any other governmental entities in the development, submission, or implementation of housing plans, including a description of the involvement of private, public, and nonprofit organizations and institutions, and the use of loan guarantees under section 184 of the Housing and Community Development Act of 1992, and other housing assistance provided by the Federal Government for Indian tribes, including loans, grants, and mortgage insurance;

Please enter the structure/coordination/cooperation with other entities here:

The Nation entered into a subrecipient agreement with Housing Authority of the Delaware Tribe on June 29, 2006 to enable it (HADT) to maintain and operate its 1937 Act units and for other purposes as specified in the agreement. The HADT determines what activities it wants to include in the IHP with the Cherokee Nation's concurrence.

The Cherokee Nation through the Housing Authority of the Cherokee Nation has existing written cooperative agreements and relationships with numerous agencies.

Presently, housing staff provides technical assistance to persons interested in applying for the Section 184 program, and makes referrals to the Nation for application. The Nation has administered the Section 184-assistance program for several years.

The Cherokee Nation has identified financial institutions within the jurisdictional area approved for the 184-loan program, and the Nation has created the foreclosure procedures as required in the development of the program. It encourages the use of Section 184 in conjunction with its Mortgage Assistance program.

In addition, the Cherokee Nation has engaged in a community planning process with many of the local rural communities consisting predominately of Indian/Cherokee citizens. Likewise, contacts are ongoing with local rural school systems to engage them in the implementation of the IHP in regard to land acquisition.

The HADT will utilize the Boys & Girls Club for some activities for housing residents, i.e. youth.



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c. the manner in which the plan will address the needs identified pursuant to the Statement of Needs Section in paragraph 2;

Please enter the manner in which housing needs will be addressed here:

The plan was developed to address the highest priority needs, previous commitments, and those items required by regulation. After reviewing the cost of operations, comprehensive modernization needs, maintenance of the 1937 units, required insurance, reserve needs, and the continued development of units, limited funds exist for new or model programs. These activities will be studied and evaluated annually and implementation plans developed when the feasibility is favorable. Extensive efforts will go toward leveraging additional resources, including grants and loans for the expansion of housing opportunities and services. Housing needs will be met in accordance with the Nation's housing policies and priorities for serving the greatest number of Cherokees possible, including the needy elderly, needy disabled, the needy handicapped, the "neediest of the needy" individuals and families and families capable of self-help, and serving rural Indian areas where available housing is minimal.

The needs identified far outweigh the available resources.

The plan approaches the problem by addressing previous and current commitments for operations of the 1937 units, comprehensive modernization needs, security needs, resident services, and providing assistance to persons currently approved.

The applications, waiting lists, citizen comments and survey data are the best resources available for design and implementation of programs. These items were utilized in the development of the one and five-year plans and in identifying budget needs for FY 2009 Cherokee Housing Plan.

This data will assist with determining the areas for future development, acquisition of land, and infrastructure needs. The data relative to the composition of families to be served and the projected income/revenue from servicing these families will assist in the provision of services based on the ability of the family to pay.

Additionally, this data will serve as an evaluation tool to measure progress.



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d. the manner in which the recipient will protect and maintain the viability of housing owned and operated by the recipient that was developed under a contract between the Secretary and an Indian housing authority pursuant to the United States Housing Act of 1937;

Please enter the manner in which 1937 Act housing will be protected/maintained here:

1937 Act Housing Units - During this plan year, insurance coverage will be maintained through Amerind Insurance for all units owned by the HACN.

Homebuyers shall be expected to comply with their responsibilities under MHO Agreements, lease-purchase provisions, etc. in regard to maintenance and repairs.

The one-year goals and objectives provide for inspections, rehabilitation, operation, and maintenance of 1937 Act units. Inspections by NAHASDA funded staff are conducted annually at move-in and at move-out. These inspections aid in identifying and prioritizing work items to be included in this and in subsequent housing plans.

Aside from rehab, routine maintenance will be performed as needed, with work orders being completed as requested by tenants and in a timely manner.

Various counseling services are offered to assist our homebuyers and tenants in upholding their obligations under lease agreements, specifically in regard to upkeep and maintenance of their home.

Funds shall be transferred to the HADT to maintain and operate its Mutual Help and Low Rent programs and units through negotiated work items, budgets, etc. In addition, the HADT will utilize any operating receipts from its existing programs for expenses related to these programs.

The CN is eliminating the "1937 Act Modernization" funds from the IHP. It will provide RAP assistance on the Low Rent units which the HACN can use for modernization of the Low Rent units. In addition, the CN is devoting around \$6 million for modernization from ARRA/"stimulus" funds.



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e. any existing and anticipated homeownership programs and rental programs to be carried out during the period, and the requirements and assistance available under such programs;

Please enter your Existing/anticipated homeownership/rental programs here:

MUTUAL - HELP PROGRAM:

Twenty-five year lease to purchase program. Homebuyers accumulate equity in the home through payments in excess of administration fee. Equity funds can be utilized for betterments and additions, repairs, or payoff.

Qualifying families must meet income guidelines, head or spouse must be an "Indian" as defined in NAHASDA with a citizen of Cherokee Nation receiving preference, except that the HADT shall have separate policies and preferences for its units/program.

TITLE VI:

Funds shall be used to build, acquire, and develop housing for low-income Indian families in the Cherokee Nation jurisdictional area. Areas may be selected for development that will enhance Cherokee/Indian communities. Funds will be expected to be paid back essentially at market terms. Housing may be owned by the Nation/HACN or individuals.

LEASE PURCHASE PROGRAM:

For residential construction, acquisition, or acquisition/rehab of an owner-occupied, single-family home within the Cherokee Nation boundaries. Qualifying families must meet income guidelines, head or spouse must be an "Indian" as defined in NAHASDA with a citizen of the Cherokee Nation receiving preference.

COMMUNITY HOUSING:

This program is intended for communities/groups which desire to contribute most of the labor to construct houses for eligible low-income Indians. Selection for projects shall include factors such as willingness to contribute, need, and other factors, including Cherokee Nation citizen preference.

MORTGAGE HOMEOWNERSHIP PROGRAM:

This program is for residential construction, acquisition, or acquisition with rehabilitation of an owner-occupied, single-family home within the Cherokee Nation boundaries. The Cherokee Nation or its sub-recipient may hold the mortgage.

Qualifying families must meet income guidelines and head or spouse must meet the definition of "Indian" as defined by NAHASDA with a citizen of Cherokee Nation receiving preference.

RURAL RENTAL PROGRAM:

This program is designed for families, including preference for the needy elderly, needy people with disabilities, the needy handicapped, and the "neediest of the needy" individuals and families, with minimal income for the construction, acquisition, or acquisition/rehab of an owner-occupied, single family home and multifamily units, including utilizing other non-NAHASDA funds.

Qualifying families must meet income guidelines and head or spouse must be an "Indian" as defined by NAHASDA with a citizen of the Cherokee Nation receiving preference.

MORTGAGE ASSISTANCE PROGRAM (MAP) :

Programs to provide assistance for down payment and closing costs for families approved for a mortgage by a HUD approved lender. Families must meet income guidelines. The MAP program is available to families residing within the boundaries of the Cherokee Nation with citizens of the Cherokee Nation receiving preference. Mortgage assistance for each recipient shall not exceed \$15,000.

BUILDING PACKAGES:

This program provides building materials to eligible applicants for homeownership construction through "self-help." Applicants would sign a note for repayment. Technical work such as pad, foundation, electrical, plumbing, etc. would, in most cases, be performed by housing personnel.

RENTAL ASSISTANCE PROGRAM:

Provides rental coupons for low-income Native American families selected from a waiting list.

Families must meet income guidelines and applicant or family member must be an "Indian" as defined by NAHASDA with Cherokee Nation citizens receiving preference.

DIRECT HOUSING RENTAL PROGRAM:

This program provides rental housing at HACN owned apartment complexes located in various communities within the Cherokee Nation boundaries. Families must meet income guidelines. This program is available to Native Americans with Cherokee preference and elderly preference at some sites, except that the HADT shall have separate policies and preferences for its units/program.

LAND PURCHASE AND DEVELOPMENT:

Buildable land sites for use by NAHASDA-eligible recipients shall be purchased, developed (including necessary utilities, infrastructure, etc.) and used in conjunction with current and future IHBG funds, Section 184, and other financing mechanisms.



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f. any existing and anticipated housing rehabilitation programs necessary to ensure the long-term viability of the housing to be carried out during the period, and the requirements and assistance available under such programs;

Please enter your Existing/anticipated housing rehabilitation programs here:

NEW MUTUAL-HELP REHAB:

Provides rehab to the homeowner for units under management of the HACN through use of the homebuyer equity accounts.

Homebuyers must be in compliance with the MHOA in order to receive assistance under this program.

RENOVATION PROGRAM:

Provides for the rehabilitation of substandard, privately owned home located within the fourteen county Cherokee Nation jurisdictional area. Homes receiving rehabilitation must be the primary, permanent residence of the participant with proof of ownership. Families receiving assistance are selected from a waiting list and applications are scored according to a priority system. Repairs to be completed are determined by professional construction personnel. Emergency rehabilitation will be provided at the recommendation of construction cost estimator. If the condition of the home warrants, replacement is also an option. Lead-based hazard identification and remediation activities (if required) are performed.

There will be a maximum amount of \$15,000 of grant proceeds allowed for materials and related costs, not to include labor, only for the following types of work items: structural integrity, electrical, plumbing, lead-based paint hazard remediation, physical disability accessibility, and other integrally-related items. "Cosmetic items" such as painting, carpeting, trim work, etc. will not be funded through grant funds unless determined to be necessary.

Materials will be provided for self-help rehab allowing homeowners to provide the labor.

Temporary modular add-on units will be made available for the elderly or those with catastrophic illness.

Participating families must meet income guidelines and be an "Indian" as defined by NAHASDA. Priority is given to Cherokee citizens and Cherokee citizens who are needy elderly, needy people with disabilities, the needy handicapped, the "neediest of the needy" individuals and families and/or those that can provide self-help work.

DIRECT HOUSING RENOVATIONS:

Aside from routine maintenance provides rehabilitation for Low Rent units. Work to be completed is identified through move-in, move-out, and annual inspections and then included in the IHP as funding allows. Improvements are necessary to ensure that units remain viable & marketable.

EMERGENCY REPAIRS:

At homeowners' requests for emergency repairs, work is performed as soon as possible to correct and arrest only the immediate problem in order to ensure that the home is safe and livable. Some work performed is charged to

homebuyers' MEPA. If IHBG funds are used, environmental requirements must be complied with as required.



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g. all other existing or anticipated housing assistance provided by the recipient during the period, including transitional housing, homeless housing, college housing, supportive services housing, and the requirements and assistance available under such programs;

Please enter other existing/anticipated housing assistance here:

Emergency/Transitional Assistance:

Emergency financial assistance for the loss or to prevent the loss of housing due to financial hardship, eviction notice, family stability in child welfare cases, or fire or other natural disasters is provided.

Assistance is provided within the jurisdictional boundaries of the Cherokee Nation for low-income Indians. Cherokee citizens receive preference as the highest priority. Preference is further provided to those currently living in shelter, ICW cases, the needy elderly, the needy disabled, the needy handicapped, the "neediest of the needy" individuals and families, and those who are the victims of natural disasters.



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h. any housing to be demolished or disposed of, a timetable for such demolition or disposition, and any other information required by the Secretary with respect to such demolition or disposition;

Please enter the Housing to be demolished or disposed of here:

N/A



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i. the manner in which the recipient will coordinate with tribal and State welfare agencies to ensure that residents of such housing will be provided with access to resources to assist in obtaining employment and achieving self-sufficiency;

Please enter your Coordination with tribal and State welfare agencies here:

COORDINATION WITH CHEROKEE NATION AND STATE WELFARE AGENCIES - Presently the Cherokee Nation coordinates various social and residential service programs.

Residents are also provided an informational brochure that identifies local resources for various types of assistance. Employment agencies, training programs, and social service agencies are identified. These activities will continue, and as additional agencies are identified, coordination will be expanded.

The primary points of contact will be Community Services, Career Services, and Human Services of the Cherokee Nation.

The Cherokee Nation has various partnership agreements with the following organizations/agencies:

- Oklahoma State Department of Commerce
- Oklahoma Employment Security Commission
- Northeast Vo-Tech Center
- Indian Capital Area Vocational-Technical School
- Tri-County Area Vocational-Technical School
- Northeastern State University

Other Agencies that coordinate services with the Cherokee Nation and Housing Authority:

- County Health Departments (14 Counties)
- Northeast Oklahoma Community Action Agency
- Grand Lake Mental Health Center
- Title VII - Bilingual Education Program - Jay County
- Washington County Sheriffs Office
- City of Nowata
- Bartlesville Police Department
- Hulbert Police Department
- Cherokee County Sheriff's Department
- Dahlongegah Public School
- Catoosa Police Department
- Mankiller Health Clinic
- Hastings Hospital
- Healthy Nations
- Indian Child Welfare
- Salvation Army
- Boys & Girls Clubs of America
- Home Health
- Department of Corrections
- Legal Aid
- Arts and Humanities Council



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j. the requirements established by the recipient to promote the safety of residents of such housing, facilitate the undertaking of crime prevention measures, allow resident input and involvement, including the establishment of resident organizations, and allow for the coordination of crime prevention activities between the recipient and tribal and local law enforcement officials; and

Please enter the manner in which safety and resident involvement will be promoted here:

SAFETY - Funding is provided to the Cherokee Nation Marshal Service for law enforcement activities specifically benefiting residents of NAHASDA-assisted housing units. These services are above and beyond the services routinely provided either by the local jurisdiction or the Marshal Service. Without NAHASDA funds these services would not otherwise be provided.

Residents are asked to participate in the development of the Indian Housing Plan and Annual Performance Reports. In addition, the Marshal Service makes frequent visits for community events to increase their visibility, help in drug elimination activities, and to inform the public. The Marshal Service has recently established a toll free number for residents to contact the Service in regard to illegal drug activity.

The HADT will utilize funds to subaward to the Boys & Girls Club to conduct activities to reduce/prevent crime/drug use at its properties by resident youth.



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k. the entity that will carry out the activities under the plan, including the organizational capacity and key personnel of the entity.

Please enter your Organizational capacity & key personnel that will carry out IHP activities here:

The 2009 Cherokee Indian Housing Plan was developed through a coordinated effort between housing staff, the Principal Chief, the Cherokee Nation, and the Nation's Council.

The Cherokee Nation is the recipient of funds and utilizes many different offices to administer and manage them depending on area of expertise. The Nation has been recipient for the last several years and will be responsible for implementing and overseeing the housing activities outlined in the one-year and five-year sections of the plan.

The Cherokee Nation has managed and administered an increasing number of the programs funded under the IHP since it became the recipient in 2000. It now is in the process of absorbing HACN personnel to manage the remaining programs under the tribal administration. The same employees will be operating the programs for the most part.

Cherokee Nation personnel who have various duties and responsibilities as indicated include: Don Vaughn (internal auditing and monitoring), Diane Kelley (job training and self sufficiency activities), Anna Knight (Individual Development Accounts, Mortgage Assistance, and Self Sufficiency Counseling), Norma Merriman (transitional/emergency housing, elder protection, family unification activities, and Rental Assistance), Charlie Soap (self-help housing, housing and infrastructure coordination and community youth development), Sharon Wright (Marshal Service and law enforcement), Wayne Isaacs (LBP identification and environmental reviews), Jack Farmer (land acquisition), Callie Catcher (Controller), and David Southerland (Management of units and Rehabilitation of Privately-owned units).

The HADT has been in existence nearly 30 years. Its Executive Director is Mike Ellick who has three years of experience in Indian housing.



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5. PERFORMANCE OBJECTIVES In accordance with 24 CFR 1000.504, performance objectives are to be developed by each recipient and included in this 1-year plan. Performance objectives are criteria by which the recipient will monitor and evaluate its performance; provide quantitative measurements by which the recipient will gauge its performance; and determine the impact and benefit the grant beneficiary derives from the accomplishments obtained under the plan. For example, if in the IHP, the recipient indicates it will build new houses, the performance objective may be the completion of the homes within a certain time period and within a certain budgeted amount, and measure the number of tribal members and families served.

Please enter your Performance Objectives here:

2004 IHP

Complete construction on 17 self-help houses by September 30, 2009.

2005 IHP

Provide 29 building packages with technical assistance for self-help construction at an average total cost of \$88,000 each by September 30, 2009.

2006 IHP

Provide 17 building packages with technical assistance for self-help construction at an average total cost of \$88,000 each by September 30, 2009.

Purchase and prepare for development 50 sites (at an average of 5 acres per site) for a total of approximately \$854,000 by September 30, 2009.

\$104,595 shall be subgranted to the HADT to operate their "1937 Act" units by September 30, 2009.

2007 IHP

Finish modernizing/repairing 426 Low Rent units with remaining funds of approximately \$600,000 by May 1, 2009.

HADT will modernize 18 Low Rent units at an average cost of \$5,800 per unit by May 1, 2009.

Provide HADT \$229,183 in operating subsidy funds for its 1937 Act units by May 1, 2008.

Provide Mortgage Assistance in the amount of \$15,000 to 13 families by May 1, 2009.

Provide 18 building packages with technical assistance for self-help construction at approximately \$88,000 per unit by September 30, 2009.

Rehabilitate or repair 114 privately-owned homes at an average cost of \$22,505 in total costs each (plus applicable environmental review costs) for eligible recipients with all the funds being obligated by May 1, 2009.

Serve 21 recipients with rental assistance in the amount of \$100,000 by May 1, 2009.

Provide housing management funds in the amount of \$15,900 to the HADT by May 1, 2009.

HADT shall utilize \$38,500 to serve at least 100 youth through the Boys and Girls Club by May 1, 2009.

Utilize approximately \$1,000,000 for housing management of NAHASDA-assisted units by May 1, 2009.

Construct 8 self-help houses at approximately \$88,000 per house through group construction by September 30, 2009.

Utilize \$120,000 to serve 128 recipients living in NAHASDA-assisted units with case management or elder protection services by May 1, 2009.

Purchase and prepare for development 160 sites (at an average of 5 acres per site) for a total of approximately \$2,711,000 by September 30, 2009.

Provide \$77,720 for administration for the HADT by May 1, 2009.

2008 IHP

Provide operating subsidy at an estimated cost of \$1,300,000 to the Nation's Low Rent program by May 31, 2009.

Provide HADT \$255,000 in Operating Subsidy for its 1937 Act units by September 30, 2009.

Modernize or repair 300 Low Rent units with \$1,100,000 by September 30, 2009.

Provide \$100,000 to HADT to re-roof 18 Low Rent units by September 30, 2009.

Provide rental assistance at an estimated cost of \$3,500,000 to at least 1,471 recipients by September 30, 2009.

Provide mortgage assistance in the amount of \$15,000 to 233 families by September 30, 2009.

Purchase approximately 160 acres and develop into buildable sites at a total cost of \$500,000 by September 30, 2009.

Rehab or repair 218 privately-owned homes at an average direct cost of \$25,000/house by September 30, 2009.

Expend \$830,000 to assist 376 families through self sufficiency counseling by September 30, 2009.

Expend \$100,000 to provide match Individual Development Accounts for 100 participants by September 30, 2009.

Assist 1,000 eligible people with community youth development funds by September 30, 2009.

\$500,000 in transitional housing funds will be expended to serve 1,050 eligible families by September 30, 2009.

\$79,600 of elder housing/protective services residential services funds will be expended to serve 140 recipients by September 30, 2009.

\$159,200 of case management resident services funds will be expended to serve 360 resident families by September 30, 2009.

\$161,000 will be used to assist 180 families in prevention services such as parenting, budgeting, etc. by September 30, 2009.

\$425,000 in NAHASDA-assisted resident service funds will be used to assist 90 recipients with GED instruction and/or clothing vouchers by September 30, 2009.

Provide HADT \$38,500 in resident services money to assist 150 youth through the Boys and Girls Club by September 30, 2009.

Provide housing management at an estimated cost of \$2,000,000 for NAHASDA units (including the rental assistance and mortgage assistance programs) by September 30, 2009.

Provide HADT \$16,500 to assist in managing its NAHASDA units by September 30, 2009.

Utilize approximately \$1,195,000 of funds to meet the goal/objective of providing law enforcement services by September 30, 2009.

Expend administrative funding as necessary but not to exceed the 20% regulatory limitation.

Subsidize Title VI loan with up to \$1,500,000 by September 30, 2009.

Purchase and prepare for development 5 sites (at an average of 5 acres per site) for a total of \$100,000 by September 30, 2009.

Acquire 10 houses for homeownership at an approximate cost of \$900,000 by September 30, 2009.

Upgrade the infrastructure, i.e. roads, within 10 Mutual Help projects at a total cost of \$500,000 by September 30, 2009.

Provide HADT \$80,000 for planning/administration of its programs by September 30, 2009.

2009 IHP

Provide any needed operating subsidy for Low Rent.



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**TABLE 1
STATEMENT OF NEEDS**

Name of Tribe: **Cherokee Nation**
 Name of TDHE (if applicable):
 Federal Fiscal Year: 2009
 Tribal/TDHE Program Year: 2009
 Indian Area: Cherokee Nation



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PART I: INDIAN AREA/TRIBAL PROFILE			
Person and Family Categories	All Indians in the Indian Area		
	All Income Levels	Low-Income	
column a	column b	column c	
1. Total Indian Population	120093		
2. Number of Indian Families	40000	22263	
3. Number of Elderly Indian Families	11473	5895	
4. Number of Near-Elderly Indian Families	5386	4151	
5. Number of Indian Families Living in Substandard Housing	1662	1662	
6. Number of Indian Families Living in Over-Crowded Conditions	1662	1662	
PART II: OTHER INDIAN AREA/TRIBAL PROFILE (OPTIONAL)			
Person and Family Categories	All Income Levels	Low-Income	
7.	a.		
	b.		
	c.		
	d.		

	e.				
--	----	--	--	--	--

Table 1 Statement of Needs continued

PART III: CURRENT STATUS AND FUTURE NEEDS					
Type of Housing		Existing Housing	Unmet Needs for All Indian Families	Unmet Needs for Low-Income Indian Families	
column a		column b	column c	column d	
8. Rental Housing	a. Number of Units	11653	4223	3335	
	b. Number of Units Needing Rehabilitation	2331			
9. Homeowner Housing	a. Number of Units	31171	6215	1136	
	b. Number of Units Needing Rehabilitation	828			
10. Supportive Service Housing (# of units)		6113	200	200	
11. College Housing (# of units)		5067	200	200	
12. Transitional Housing (# of units)		0	200	200	
13. Homeless Housing (# of beds)		623	846	846	
PART IV: OTHER CURRENT STATUS AND FUTURE NEEDS (OPTIONAL)					
14.	a. elderly housing # beds				
	b. emergency shelter hsg. # beds				
	c. juvenile inst.				
	d. non-institutional group quarters				

	e.		
--	----	--	--

Data Source: The Nation utilized the 2000 census data, tribal enrollment records, waiting lists, surveys, meetings, state commerce department data, Tribal CDBG and HIP program needs data to determine the figures represented in this table. Some of the data was very outdated and/or not available. In those cases, percentages were utilized in relation to the available data: percents of total populations, indian populations, and low-income persons. Also, 2009 Formula Data was used.

Under the Statement of Needs, the following definitions apply:
 Overcrowded conditions - households with more than 1.01 persons per room, unless stated otherwise within individual program policies.

Units Needing Rehabilitation - activities will be completed in accordance with established rehab standards. Emergency modernization repairs may be specific in nature and will not require the unit to meet Housing Quality Standards.

Rehabilitation of units will be completed according to the adopted standards which allow flexibility by the unit occupant to decline specific renovations or the installation of specific components due to the creation of a financial burden upon installation of these items, and for cultural reasons. These standards still provide that the house is safe; in a physically sound condition, with all systems performing their designed functions; in a livable home environment; an energy efficient building and systems which incorporate energy conservation measures; adequate space and privacy for all intended household members.

Other Exclusions from income - other exclusion from income may be allowed within individual program policies.

**TABLE 2
FINANCIAL RESOURCES**

Name of Tribe: **Cherokee Nation**
 Name of TDHE (if applicable):
 Federal Fiscal Year: **2009**
 Tribal/TDHE Program Year: **2009**



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PART I: SOURCES OF FUNDS FOR NAHASDA ACTIVITIES	
Sources of Funds	Planned Amount
column a	column b
1. HUD Resources	
a. NAHASDA Block Grant	\$29,711,701.00
b. NAHASDA Program Income	\$2,313,299.00
c. NAHASDA Title VI	
d. Section 184 Loan Guarantee	
e. Indian Community Development Block Grant	\$0.00
f. Drug Elimination Grants and Drug Technical Assistance	\$0.00
g. Prior Year Funds	
h. Other	\$0.00
2. Existing Program Resources	
a. 1937 Housing Act Programs	\$0.00
b. Other HUD Programs	\$0.00
3. Other Federal or State Resources	
a. BIA Home Improvement Program	\$0.00
b. Other	\$0.00
4. Private Resources	
a. Tribal Contributions for affordable housing	\$0.00
b. Financial Institution	\$0.00
c. Other	
5. Other	\$0.00
6. Total Resources	\$32,025,000.00

Table 2 Financial Resources Continued

PART II: ALLOCATION OF FUNDS FOR NAHASDA ACTIVITIES				
Activity		Planned		
		Budgeted Amount	Number of Units	Number of Families
column a		column b	column c	column d
7. Indian Housing Assistance				
a. Modernization (1937 Housing Act)		\$88,740.00	113	113
b. Operating (1937 Housing Act)		\$2,955,000.00	1123	1123
8. Development				
a. Rental	1. Construction of new units	\$0.00	0	0
	2. Acquisition	\$0.00	0	0
	3. Rehabilitation	\$0.00	0	0
b. Homeownership	1. Construction of new units	\$1,723,000.00	18	18
	2. Acquisition	\$4,082,000.00	233	233
	3. Rehabilitation	\$5,744,000.00	297	297
9. Housing Services		\$9,097,260.00		5236
10. Housing Management Services		\$4,305,000.00		4843
11. Crime Prevention and Safety		\$1,195,000.00		913
12. Model Activities (specify below)				
a.		\$0.00	0	0
13. Planning and Administration		\$2,835,000.00		
14. Reserves		\$0.00		
15. Other				
16. Total		\$32,025,000.00	1784	12776

**TABLE 3
HOUSING PROFILE**

Name of Tribe: Cherokee Nation
 Name of TDHE (if applicable):
 Federal Fiscal Year: 2009
 Tribal/TDHE Program Year: 2009



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PART I: 1937 HOUSING ACT INVENTORY UNDER MANAGEMENT		
Housing Inventory	Number of Units (Subtotal)	Number of Units (Total)
column a	column b	column c
1. Mutual Help Units Under Management as of September 30	1103	
2. Low Rent Units Under Management as of September 30	1055	
3. Turnkey III Units Under Management as of September 30	0	
4. Total Beginning 1937 Housing Act Inventory		2158
5. Units Planned to be Demolished or Disposed of During Plan Period	a. Mutual Help	
	b. Low Rent	
	c. Turnkey III	
	d. Total	
6. Units Planned to be Conveyed During Plan Period	a. Mutual Help	94
	b. Low Rent	
	c. Turnkey III	
	d. Total	
7. Total Planned Ending 1937 Housing Act Inventory as of September 30		2064
PART II: 1937 HOUSING ACT INVENTORY IN THE DEVELOPMENT PIPELINE		

8. Mutual Help Units in the Pipeline as of September 30		
9. Low Rent Units in the Pipeline as of September 30		
10. Total Units in Pipeline as of September 30		0
PART III: SECTION 8 VOUCHERS AND CERTIFICATES		
11. Section 8 Vouchers and Certificates as of September 30		0
PART IV: NAHASDA UNITS		
12. Total NAHASDA Units as of September 30	537	

OTHER SUBMISSIONS

Recipients of NAHASDA funds are required to prepare and submit the following information:

1. Useful Life

Sections 205(a)(2) and 209 of NAHASDA requires that housing remain affordable. Each recipient will determine the "useful life" period for its units. The useful life of each assisted housing unit in each development must be described. This information may be described here or in the affordable housing resources section of the 1-year plan.

Please enter your Useful Life Information:

The "useful life" of each assisted housing unit will be determined by the amount of IHBG funds invested (as defined in IHBG Program Guidance 2005-10) as follows:

<u>IHBG Funds Invested</u>	<u>Affordability Period</u>
Under \$5,000.....	1 year
\$5,000 to \$15,000.....	5 years
\$15,001 to \$30,000.....	10 years
\$30,001 to \$50,000.....	15 years
Over \$50,000.....	20 years

These provisions shall be assured through binding commitments to ensure that each housing unit will remain affordable for its "useful life."

2. Model Housing Activities

Recipients are required to submit proposals to operate model housing activities or other housing programs as defined in NAHASDA sections 201(b)(2) and 202(6) for non low-income families. If a model housing activity is to be undertaken during the 1-year plan period, proposals may be included here, in the affordable housing resources section of the 1-year plan, or as a separate submission. All proposals must be approved by the Secretary prior to beginning any model housing activity.

Please enter your Model Housing Activities here:

N/A

3. Tribal and other Indian Preference

Section 201(b)(4) of NAHASDA allows preference for tribal members and other Indian families. If preference will be given to tribal members or other Indian families, the preference policy must be described. This information may be provided here or in the affordable housing resources section of the 1-year plan.

Please enter your preference policy here:

In accordance with policies, preference shall be provided for admissions to housing assistance funded in part or whole by IHBG funds to persons who are citizens of the Cherokee Nation. The HADT shall utilize its own preferences for any funding subgranted it.

4. Planning and Administration

In accordance with the Final Rule, state the percentage of annual grant funds which will be used for planning and administrative purposes. If the amount is over 20 percent of the annual grant amount, HUD approval is required.

Please enter your planning and administration here:

During this plan year, the Cherokee Nation will use ~~9.5%~~ 8.85% of the grant amount and projected program income for planning and administrative activities. The percentage based on the principal and program income IHBG amount is ~~\$3,055,000~~ \$2,835,000 divided by ~~\$32,100,000~~ \$32,025,000.

5. Minimal Funding

As stated in the Final Rule, the first year of NAHASDA participation, a tribe whose allocation is less than \$50,000 under the need component of the formula shall have its need component of the grant adjusted to \$50,000. Certify here that there is a need for funding.

Please enter your minimal funding here:

N/A

6. Method of Payment

In accordance with the Final Rule, state the method of payment the tribe/THDE will use to request its grant funds.

Please enter your method of payment here:

The LOCCS system will be utilized as the method of payment in accordance with the Final Rule and NAHASDA program guidance notices.



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WAIVER REQUESTS

Please indicate here if you have met the regulatory requirements for a waiver of a section and request a waiver for that section.

Please enter your Waiver Request Comments here:

No



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<u>Main Section</u>	<u>Sub-Section</u>	<u>Waiver Request?</u>
5-YEAR PLAN		
Mission Statement		No
Goals and Objectives		No
Activities Plan		No
1-YEAR PLAN		
Goals and Objectives		No
Statement of Needs		
	The estimated low-income family housing needs	No
	The estimated housing needs for all families	No
Financial Resources		
	Identification and description of financial resources	No
	Uses of such resources	No
Affordable Housing Resources:		
	The characteristics of the housing market	No
	The structure/coordination/cooperation with other entities	No
	The manner in which housing needs will be addressed	No
	The manner in which 1937 Act housing will be protected/maintained	No
	Existing/anticipated homeownership/rental programs	No
	Existing/anticipated housing rehabilitation programs	No
	All other existing/anticipated housing assistance	No
	Housing to be demolished or disposed of	No
	Coordination with tribal and State welfare agencies	No
	The manner in which safety and resident involvement will be promoted	No
	Organizational capacity & key personnel that will carry out IHP activities	No
Performance Objectives		No
Table 1 - Statement of Needs		No
Table 2 - Financial Resources		No
Table 3 - Housing Profile		No

NATIVE AMERICAN HOUSING ASSISTANCE AND SELF-DETERMINATION ACT
ENVIRONMENTAL REVIEW - EXPRESSION OF INTENT

To facilitate the completion of environmental review responsibilities under the Indian Housing Block Grant program, this Expression of Intent will provide HUD with information needed to assist the tribe in completion of these activities and to schedule resources needed to complete environmental review responsibilities. Environmental reviews are completed for individual activities included in the Indian Housing Plan. The tribe can choose to complete the environmental review for some or all activities and can decide at a later date to change its decision.

Yes The tribe plans to assume the status of a Federal official under the National Environmental Policy Act of 1969 and the other provisions of law listed in 24 CFR 58.5 insofar as the provisions of the Act and such other provisions of law apply to the Indian tribe's proposed program pursuant to 24 CFR part 58.

No The tribe plans to request HUD to fulfill environmental review responsibilities stated above pursuant to 24 CFR part 50.

No The tribe plans to work with HUD and provide information and studies to HUD to allow HUD to fulfill environmental review responsibilities stated above pursuant to 24 CFR part 50.

No The tribe plans to assume the responsibilities stated above except for the following listed activities for which it will request HUD to fulfill the environmental review responsibilities.



NATIVE AMERICAN HOUSING ASSISTANCE AND SELF-DETERMINATION ACT
INDIAN HOUSING PLAN CERTIFICATION OF COMPLIANCE

This certification is for use with the Indian Housing Plan (IHP). If the IHP is prepared and submitted by a Tribally Designated Housing Entity on behalf of a tribe, it must be accompanied by a tribal certification from the recognized tribal government covered under the IHP. In accordance with the applicable statutes, the recipient certifies that:

In accordance with the applicable statutes, the recipient certifies that:

Yes (A) it will comply with title II of the Civil Rights Act of 1968 in carrying out this Act, to the extent that such title is applicable, and other applicable Federal statutes;

The following certifications will only apply where applicable based on program activities

Yes (B) it will maintain adequate insurance coverage for housing units that are owned and operated or assisted with grant amounts provided under the Native American Housing and Self-Determination Act of 1996 (the Act), in compliance with such requirements as may be established by the Secretary;

Yes (C) policies are in effect and are available for review by the Secretary and the public governing the eligibility, admission, and occupancy of families for housing assisted with grant amounts provided under the Act;

Yes (D) policies are in effect and are available for review by the Secretary and the public governing rents charged, including the methods by which such rents or homebuyer payments are determined, for housing assisted with grant amounts provided under the Act; and

Yes (E) policies are in effect and are available for review by the Secretary and the public governing the management and maintenance of housing assisted with grant amounts provided under the Act.

Yes Authorized Official Certification To Above Information Date: (MM/DD/YYYY)

Authorized Official's Title: Principal Chief of the Cherokee Nation

_____ Chadwick Smith



NATIVE AMERICAN HOUSING ASSISTANCE AND SELF-DETERMINATION ACT

INDIAN HOUSING PLAN TRIBAL CERTIFICATION

This certification is for use with the Indian Housing Plan (IHP) when a Tribally Designated Housing Entity (TDHE) prepares the IHP on behalf of an Indian tribe. This certification must be executed by the recognized tribal government covered under the IHP.

The recognized tribal government of the grant beneficiary certifies that:

N/A (1) it had an opportunity to review the IHP and has authorized the submission of the IHP by the housing entity; or

N/A (2) it has delegated to such TDHE the authority to submit an IHP and amendments on behalf of the tribe without prior review by the tribe.

No Authorized Official Certification To Above Information

Date: (MM/DD/YYYY)

Authorized Official's Title:



**Cherokee Nation
Act /Resolution Proposal Form**

Act

Resolution

TITLE: A Resolution Approving and Authorizing the Submission of the Fiscal Year Amended 2009 Indian Housing Plan to the U.S. Department of Housing and Urban Development

DEPARTMENT CONTACT: Government Resources, Housing Policy Office

RESOLUTION PRESENTER: MARVIN JONES

SPONSOR: HARLEY BUZZARD

NARRATIVE:

Submittal of the Amended 2009 Indian Housing Plan to the U.S. Department of Housing and Urban Development to include the final allocated amount. The revision also includes various reallocations of funding to housing activities such as Rehabilitation, Rental Assistance, Transitional Housing, and others.

Administrative Clearance

Program/Project Manager

Marvin Jones 4/29/09
Signature/Initial Date

Department Director:

Signature/Initial Date

Executive Director:

Signature/Initial Date

Controller: (If Needed)

Signature/Initial Date

Government Resources Dept:

Lita M. ... 4/29/09
Signature/Initial Date

Administration Approval:

Lois ... 4/29/09
Signature/Initial Date

Legislative Clearance

Legislative Aide:

Shelli Brittain 4/30/09
Signature/Initial Date

Standing Committee:

Community Service

5/12/09

Next Meeting Date

Chairperson:

Buzzard
Signature/Initial Date

Returned to Presenter:

Date

04-30-09P05:11 RCVD