

RESOLUTION NO. 131-09

COUNCIL OF THE CHEROKEE NATION

A RESOLUTION AUTHORIZING THE CHEROKEE NATION TO EXTEND THE SECTION 184 LOAN PROGRAM SERVICES TO CHEROKEE CITIZENS LIVING IN THE STATE OF TEXAS AND THE STATE OF ARKANSAS

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, this proposal, as submitted, is intended to recognize and be consistent with the Cherokee Nation's Sovereign Right to Self Determination by their request to participate in the Section 184 Loan Program within the State of Texas and the State of Arkansas;

WHEREAS, it is the Cherokee Nation's desire that its citizens be able to apply for "financing for the construction and/or purchase of family residences on fee simple or trust land within the jurisdiction of the Nation by prescribing procedures for the recording, priority, and foreclosure of leasehold mortgages given to secure loans made by private lenders and fully guaranteed by the U.S. Department of Housing and Urban Development under the Indian Housing Loan Guarantee Program authorized under Section 184 of the Housing and Community Development Act of 1992," as amended by the Native American Housing Assistance and Self-Determination Act of 1996 (NAHASDA), Pub. L. 104-330 (Hereinafter referred to as "Section 184");

WHEREAS, it is evident that the Cherokee Nation has citizens residing in the State of Texas and the State of Arkansas;

WHEREAS, the Cherokee Nation recognizes the need to provide its citizens with the ability to utilize the Section 184 Loan Programs as means to prevent predatory lending and ensure the financial security of Cherokee citizens located in the State of Texas and the State of Arkansas;

WHEREAS, the Cherokee Nation recognizes the importance and need to assist its citizens residing in the State of Texas and the State of Arkansas.

BE IT RESOLVED BY THE CHEROKEE NATION, that the Council and Principal Chief hereby supports the proposed position that the State of Texas and the State of Arkansas be approved for authorization to utilize the Section 184 Loan Program and authorizes an executed copy of this resolution be forwarded to the United States Department of Housing and Urban Development.

CERTIFICATION

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

Meredith A. Frailey
Meredith A. Frailey, Speaker
Council of the Cherokee Nation

ATTEST:

Don Garvin
Don Garvin, Secretary
Council of the Cherokee Nation

Approved and signed by the Principal Chief this 21st day of December, 2009.

Chadwick Smith
Chadwick Smith, Principal Chief
Cherokee Nation

ATTEST:

Melanie Knight
Melanie Knight, Secretary of State
Cherokee Nation

**ADMINISTRATIVE
CLEARANCE**

Program/Project Manager:

Signature/Initial _____ Date _____

Department Director:

Signature/Initial _____ Date _____

Group Leader:

Signature/Initial _____ Date _____

Government Resources:

Yvonne Mangin 11/3/09
Signature/Initial _____ Date _____

Administration Approval:

M. [Signature] 11/3/09
Signature/Initial _____ Date _____

LEGISLATIVE CLEARANCE:

Legal & Legislative Coordinator:

Shelli Britain 11/3/09
Signature/Initial _____ Date _____

Standing Committee & Date: *11/17/09*

Community Service

Chairperson:

Bungard
Signature/Initial _____ Date _____

Returned to Presenter: _____

**Cherokee Nation
Act/Resolution Proposal Form**

Act Resolution

A Resolution Authorizing the Cherokee Nation to Extend the Section 184 Loan Program Services to Tribal Citizens Living in the State of

TITLE: Texas

DEPARTMENT CONTACT: Anna Knight

RESOLUTION PRESENTER: Anna Knight

COUNCIL SPONSOR: Julia Coates

NARRATIVE:

The purpose of this resolution is to authorize the extension of Section 184 Loan Program Services to Cherokee citizens living in the State of Texas.

11-03-09P04:40 RCVD