



Little River Band of Ottawa Indians
2608 Government Center Drive
Manistee, MI 49660
(231) 723-8288

Resolution #14-0129-015

Re-Authorization of the Approval for the Affordable Fair Market Housing Program to purchase and rehabilitate bank owned and listed residential Real Estate and to Rescind Resolution #13-0626-177

WHEREAS, the status of the *Gaá Čhíng Ziibi Daáwaa Aníshinaábek* (Little River Band of Ottawa Indians) as a sovereign and Treaty-making power is confirmed in numerous treaties, from agreements with the initial colonial powers on this land, to various treaties with the United States; and

WHEREAS, the Little River Band of Ottawa Indians (Tribe) is descended from, and is the political successor to, the Grand River Ottawa Bands, signatories of the 1836 Treaty of Washington (7 Stat. 491) with the United States, as reaffirmed by federal law in P.L. 103-324, enacted in 1994; and

WHEREAS, the Tribe adopted a new Constitution, pursuant to a vote of the membership on May 27, 1998, which Constitution became effective upon its approval by the Assistant Secretary-Indian Affairs on July 10, 1998; and

WHEREAS, the Tribe adopted amendments to the Constitution on April 26, 2004, which became effective upon approval by the Assistant Secretary-Indian Affairs on May 13, 2004; and

WHEREAS, the Tribal Council is authorized under Article IV, Section 7(a) to provide for the public health, peace, morals, education and general welfare of the Little River Band and its members; and

WHEREAS, the Tribal Council and Ogema agree that the acquisition of fair market owned Residential Real Estate is in the best interest of the tribe and its' membership; and

WHEREAS, the Tribal Council has approved the Fiscal Year 2014 budget for the Tribal Government and in the Commerce Department Narrative include continued funding for this program and the dollar amount allocation for this program; and

WHEREAS, the Commerce Department has prepared a memo detailing the proposed program and now seeks authorization to move forward with the implementation of the Affordable Fair Market Housing Program; and

WHEREAS, the Commerce Department has developed a proposed plan and criteria to purchase bank owned and listed residential properties for the Tribe to expand its Affordable Fair Market Rental Inventories, opportunities and rental income; and

WHEREAS, the Tribal Council and Ogema agree that it is in the best interests of the Tribe and its' Membership that any residential properties purchased under this program will be rehabilitated if needed and may be turned over to be managed by the Tribal Holding Company when established and that the Housing Commission Housing Regulations shall not apply to rental units of the Affordable Fair Market Housing Program; and

WHEREAS, the Tribal Council and Ogema agree that it is in the best interests of the Tribe and its' Membership that any and all rental income derived from this program shall stay with the Affordable Fair Market Housing Program until such time the assets are transferred to the Tribal Holding Company; and

NOW THEREFORE IT IS RESOLVED THAT, Tribal Council Hereby rescinds Resolution #13-0626-177, which the Affordable Fair Market Program previously operated under.

NOW THEREFORE IT IS RESOLVED THAT, Tribal Council authorizes the Ogema to enter into agreements with real estate professionals to represent LRBOI in the purchase, home inspection, appraisal, This authorization is only for this specific pilot program; and

NOW THEREFORE IT IS RESOLVED THAT, Tribal Council hereby authorizes the Ogema to offer the residential units acquired under the Affordable Fair Market Rental Program to Tribal Members of the Little River Band of Ottawa Indians for the first 30 days that the Tribe owns the dwelling and that it is available for rental and authorizes the Ogema to sign and enter into lease agreements with Tribal Members of the Little River Band of Ottawa Indians.

NOW THEREFORE IT IS RESOLVED THAT, Tribal Council authorizes that the selection of the proposed tenant for leasing the residential units of the Affordable Fair Market Housing Program shall be supplied to the Commerce Department by the Housing Department according to the next available Tribal Member on the Affordable Fair Market Rental waiting lists kept by the Housing Department.

NOW THEREFORE IT IS RESOLVED THAT, the Tribal Council authorizes and agrees with the Criteria for Purchase memo dated 1/15/2014 and authorizes the continued implementation of the Affordable Fair Market Housing Program with total costs of purchase and rehabilitation for the program and the not to exceed amount of \$350,000 for fiscal year 2014 and that that the funds shall come from #1070-164-6100 for the remainder of the Fiscal Year 2014; and

NOW THEREFORE IT IS RESOLVED THAT, Tribal Council hereby authorizes the Construction Task Force to approve contracts for the rehabilitation and construction of the residential units acquired under the Affordable Fair Market Rental Program; and

NOW THEREFORE IT IS RESOLVED THAT, when a Residential Property is closed on the Tribal Council Recorder shall be supplied with a complete copy of all closing documents within ten (10) days of closing for each and all residential units purchased under the Affordable Fair Market Housing Program; and


NOW THEREFORE IT IS RESOLVED THAT, the Tribal Council authorizes and agrees to exempt all purchases of residential properties for the Affordable Fair Market Housing Program from the current Housing Commission Regulations until the development and approval of Fair Market Rental Regulations are adopted by the Housing Commission and Tribal Council or the establishment of a Holding Company that will engage in the activities of Property Management; and

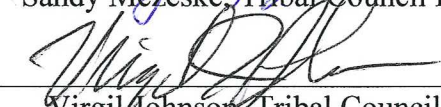
NOW THEREFORE IT IS RESOLVED THAT, the Tribal Council reserves the right to authorize closing and expenditure of funds for each residential property purchased under the Affordable Fair Market Housing Program; and

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby authorizes the revisions and continued implementation of the Affordable Fair Market Housing Program in the amount not to exceed \$350,000.00 for fiscal year 2014 for the purchase and rehabilitation of residential real estate.

CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 7 FOR, 0 AGAINST, 0 ABSTAINING, and 2 ABSENT, at a Regular Session of the Little River Band of Ottawa Indians Tribal Council held on January 29, 2014, at the Little River Band's Government Center in Manistee, Michigan, with a quorum being present for such vote.


Sandy Mezeske, Tribal Council Recorder


Virgil Johnson, Tribal Council Speaker