



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

Resolution # 16-1130-368

Resolution to Rescind Tribal Council Resolution #14-0423-119 to Assist the Housing Department with Compliance with the Indian Housing Block Grants

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 [codified at 25 U.S.C. §1300k-2(a)]; 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 Tribe adopted amendments to the Constitution on July 11, 2016 which became effective upon approval by the Assistant Secretary-Indian Affairs on August 24, 2016; and

WHEREAS, the Tribe's legislative powers are vested in the Tribal Council in Article IV, Section 7 of the Constitution; and

WHEREAS, the Tribal Council is authorized under Article IV, Section 7(a) of the Constitution to enact ordinances and adopt resolutions to provide for the public health, peace, morals, education and general welfare of the Little River Band and its members and to govern the conduct of members of the Little River Band and other persons within its jurisdiction; and

WHEREAS, the Tribal Council is authorized under Article IV, Section 7(f) to create by ordinance regulatory commissions or subordinate organizations and to delegate to such organizations the power to manage the affairs of the Little River Band; and

WHEREAS, the Tribal Council did by Ordinance #04-700-01 create the Housing Commission to oversee and regulate the Tribe's housing with the delegated power in Section 6.01(a) of that ordinance to develop and adopt regulations governing Tribal housing on Tribal trust or fee lands; and

WHEREAS, the Tribal Council set a minimum rental rate in Resolution #14-0423-119 upon the recommendation of Housing Commission Resolution #14-0403-006; and

WHEREAS, the Housing Commission Regulations Chapter 1, Section 3-1(b)(2) requires applicants to demonstrate the ability to meet a minimum income requirement; and

WHEREAS, the Housing Commission met on November 7, 2016 in order to discuss minimum income requirements in light of compliance with the Indian Housing Block Grants; and

WHEREAS, the Housing Commission rescinded Resolution #14-0403-006 and asked Tribal Council to rescind Resolution # 14-0423-119 to assist the Tribal Housing Department with compliance with the Indian Housing Block Grants on November 7, 2016; and

WHEREAS, the Housing Commission developed during the meeting held on November 7, 2016, minimum income requirements for low-income and elder housing as described in Worksheet A:

WORKSHEET A - Minimum Income Suggested for 2017			
YEARLY INCOME	Maximum %-HUD	TC Rate -Approved	Elder
Housing Commission Recommendation Highlighted*	Payment 30%	Payment 15%	Payment 10%
\$ 6,000.00	\$ 150.00	\$ 75.00	\$ 50.00
The following are adjustments made to income by housing:			
Dependents = \$480.00 each			
Elderly/Disabled= \$400			
EX. A Household of 3, Tribal Member mother and 2 children that are dependents: \$6000 + \$480 + \$480= \$6960 income reported necessary to be eligible for housing			
*The Housing Commission determined that a yearly income totalling \$6000 after all adjustments are made would result in a \$75 minimum payment for households and a \$50 minimum payment for Elders housing. By creating a minimum income for the housing department to use as eligibility criteria for future tenants, we are setting ourselves up for long term compliance and our tenants will have demonstrated they will have the ability to pay \$75 a month rent.			

NOW THEREFORE IT IS RESOLVED that the Tribal Council rescind Resolution #14-0423-119 to assist the housing department with compliance with the Indian Housing Block Grants.

IT IS FURTHER RESOLVED that Tribal Council adopt the minimum income requirements for low-income and elder housing as described in Worksheet A from the Housing Commission

Resolution #16-1130-368

Page 3 of 3

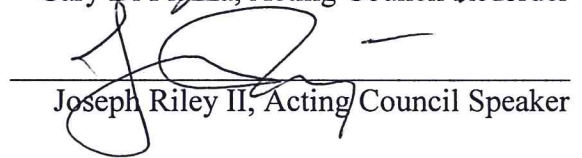
meeting held on November 7, 2016. The Minimum Income Requirements may be adjusted by Tribal Council Resolution.

CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 5 FOR, 2 AGAINST, 0 ABSTAINING, 1 ABSENT, and 1 Vacant, at a Regular Session of the Little River Band of Ottawa Indians Tribal Council held on November 30, 2016, at the Little River Band's Government Center in Manistee, Michigan, with a quorum being present for such vote.



Gary Di Piazza, Acting Council Recorder



Joseph Riley II, Acting Council Speaker

Attest:

Distribution: Council Records
Tribal Ogema
Housing Department
Housing Commission