

CHEROKEE COUNCIL HOUSE
CHEROKEE, NORTH CAROLINA

DATE

RESOLUTION NO. _____ (2018)

WHEREAS, the Charter and Governing Document authorizes and empowers the Eastern Band of Cherokee Indians (EBCI) Tribal Council to adopt rules and regulations for the general government of the Tribe. Charter and Governing Document, sect. 23 (Sept. 5, 1995).

WHEREAS, the EBCI Tribal Council possess the legislative authority. C.C. §117-10.

WHEREAS, pursuant to C.C. §16C-15, the EBCI created the Housing Infrastructure Funds (HIF) Program. Eastern Band of Cherokee Indians Tribal Council Resolution No. 406 (Nov. 16, 1998).

WHEREAS, since the HIF Program's establishment in 1998, the EBCI amended program requirements to meeting the tribal members needs. Resolution No. 622 (1999) (amended HIF Program requirements), Resolution No. 694 (1999) (amended HIF Program requirements), Resolution No. 215 (2000) (amended HIF Program requirements), Resolution No. 640 (2001) (amended HIF Program requirements), Resolution No. 859 (2003) (amended HIF Program requirements), Resolution No. 1026 (2005) (withdrawn), Resolution No. 1048 (2005) (moving HIF Program under the Deputy Housing Officer), Resolution No. 1028 (2007) (vetoed), Resolution No. 42 (2007) (rescinded 1028) and Resolution 249 (2010) (amended HIF Program requirements).

WHEREAS, one Qualla Housing Authority Board of Commissioner's duty is "to review and approve requests for additional work and cost that may exceed the dollar limit imposed by Tribal law or policy for projects undertaken by the Tribe's Infrastructure and Paving program", HIF program. C.C. §44-6 (g)(2) *see* Ordinance No. 1 (2017).

WHEREAS, there is a need to consolidate and amend the current HIF program requirements to comply with the amendments in Ordinance No. 1 (2017).

NOW THEREFORE BE IT RESOLVED by the Eastern Band of Cherokee Indians in Council assembled, at which a quorum is present, the Tribal Council adopts the HIF program requirements set out in EXHIBIT A.

BE IT FURTHER RESOLVED the following Resolutions are rescinded: Resolution No. 622 (1999) (amended HIF Program requirements), Resolution No. 694 (1999) (amended HIF Program requirements), Resolution No. 215 (2000) (amended HIF Program requirements), Resolution No. 640 (2001) (amended HIF Program requirements), Resolution No. 859 (2003) (amended HIF Program requirements), Resolution No. 1026 (2005) (withdrawn), Resolution No. 1048 (2005) (moving HIF Program under the Deputy Housing Officer), Resolution No. 1028 (2007) (vetoed), Resolution No. 42 (2007) (rescinded 1028) and Resolution 249 (2010) (amended HIF Program requirements)

BE IT STILL FURTHER RESOLVED that the Qualla Housing Authority Board of Commissioners and Housing Community Development shall carry out the intent of this resolution.

BE IT FINALLY RESOLVED this resolution shall become effective upon the Principal Chief's ratification.

Submitted by: QHA Board of Commissioners