

LUMBEE TRIBE OF NORTH CAROLINA

CLLO-2013-0919-04

DATE: SEPTEMBER 19, 2013
AMENDED: CLLO-2012-0719-05

"ELDERLY PRIORITY FOR THE PURPOSES OF REHABILITATIONS ORDINANCE"

WHEREAS, The Lumbee Tribe of North Carolina, ("Lumbee Tribe") is a recognized American Indian Tribe of the State of North Carolina, subject to the Constitution of the Lumbee Tribe of North Carolina ("Tribal Constitution") and its inherent powers of self-governance; and

WHEREAS, Article VII, Section 1 of the Tribal Constitution delegates all legislative authority to the Tribal Council of the Lumbee Tribe of North Carolina ("Tribal Council"); and

WHEREAS, The Lumbee tribe of North Carolina operates the Tribal Housing Program under the NAHASDA grant in an effort to better the living conditions of its tribal members; and

WHEREAS, The Lumbee tribe is dedicated in providing quality service based on the need of the individual tribal member; and

WHEREAS, The Tribal Council of the Lumbee Tribe of North Carolina authorizes the Housing Department to the intent of this ordinance of priority to the elderly for purposes of rehabilitation and to implement a fifty-fifty (50/50) of the non-emergency rehabilitation waiting list; and

WHEREAS, The non-elderly shall be by the application date and the elderly by age; and

WHEREAS, The emergency rehabilitation shall be based on the greatest need determined by staff with required approval by the Tribal Administrator; and pursuant to HUD required regulations of the disability applicants; and

WHEREAS, The Tribal Administrator shall provide a quarterly report to the Housing Committee of the Tribal Council of the non-emergency of the elderly, non-elderly and the greatest emergency need of rehabilitation services in accordance to this ordinance; and

THEREFORE, Be enacted by the Council of the Lumbee Tribe of North Carolina the following ordinance that shall be cited as **"ELDERLY PRIORITY FOR THE PURPOSE OF REHABILITATIONS ORDINANCE."**

SAVING CLAUSE In the event that any phase, provision, part, paragraph, subsection, or section of this ordinance is found by court of competent jurisdiction to violate the Constitution, laws, or ordinances of the Lumbee Tribe of North Carolina, such phase, provision, part paragraph, subsection or section shall be considered to stand alone and to be deleted from this ordinance, the entirety of the balance of the ordinance to remain in full and binding force and effect.

CERTIFICATION

THIS "ELDERLY PRIORITY FOR THE PURPOSES OF REHABILITATIONS ORDINANCE". CLL0-2013-0919-04, ADOPTED AT A MEETING OF THE TWENTY-ONE (21) MEMBER TRIBAL COUNCIL OF THE LUMBEE TRIBE OF NORTH CAROLINA WHERE 20 MEMBERS WERE PRESENT, CONSTITUTING A QUORUM, THIS THE 19TH DAY OF SEPTEMBER, 2013 BY A VOTE OF 18 YES, 0 NO, AND 0 ABSTENTION(S).

Pearlean Revels September 23, 2013

ATTEST: PEARLEAN REVELS

Speaker, Tribal Council of the Lumbee Tribe of North Carolina

Larmari Louise Mitchell Sept. 23, 2013

ATTEST: LARMARI LOUISE MITCHELL

Secretary, Tribal Council of the Lumbee Tribe of North Carolina

VELO

PAUL BROOKS

Chairman, Lumbee Tribe of North Carolina

Date

POSTING

This CLL0-2013-0919-04 "ELDERLY PRIORITY FOR THE PURPOSES OF REHABILITATIONS ORDINANCE", duly posted on this the 1 day of ~~September~~ October, 2013.

Cynthia L. Hunt October 01, 2013

ATTEST: CYNTHIA HUNT

Tribal Clerk, Lumbee Tribe of North Carolina

Date

ROLL CALL VOTE RESULTS TO ADOPT

CLL0-2013-0919-04 "ELDERLY PRIORITY FOR THE PURPOSES OF

REHABILITATIONS ORDINANCE"

18 YES, 0 NO, 0 ABSTENSION(S)

District 1:	Evan Davenport	YES
District 2:	Terry Hunt	YES
	Larmari Louise Mitchell	YES
District 3:	Pearlean Revels	YES
	Lesaundri Hunt	YES
District 4:	Jonathan Locklear	YES
District 5:	Bobby Oxendine	YES
	Charles Bullard	ABSENT FOR VOTE
District 6:	Larry Anthony Chavis	YES
	McDuffie Cummings	YES
District 7:	Robert Chavis	YES
	Larry Campbell	YES
	Terry Campbell	ABSENT FOR VOTE
District 8:	Steve Sampson	ABSENT
District 9:	Anita Hammonds Blanks	YES
District 10:	Terry Collins	YES
District 11:	Linda Revels	YES
District 12:	Danita Locklear	YES
	Walter Lowery	YES
District 13:	William Maiden	YES
District 14:	Homer Fields	YES


ATTEST: McDUFFIE CUMMINGS
Treasurer, Tribal Council of the Lumbee Tribe of North Carolina
Date 1-2-14


ATTEST: LARMARI LOUISE MITCHELL
Secretary, Tribal Council of the Lumbee Tribe of North Carolina
Date 1-7-14

CERTIFICATION OF VETO OVERRIDE

THIS VETO OVERRIDE OF “ELDERLY PRIORITY FOR THE PURPOSE OF REHABILITATION ORDINANCE” WAS CERTIFIED AT A MEETING OF THE 21 SEATED MEMBER TRIBAL COUNCIL OF THE LUMBEE TRIBE OF NORTH CAROLINA WHERE 20 MEMBERS WERE PRESENT , CONSTITUTING A QUORUM, THIS 21TH DAY OF NOVEMBER, 2013 BY A VOTE OF 20 FOR, 0 AGAINST, ABSTENTION(S).

ROLL CALL VOTE RESULTS TO ADOPT “ELDERLY PRIORITY FOR THE PURPOSE OF REHABILITATION ORDINANCE” 20 FOR, 0 AGAINST, ABSTENTION(S)

District 1:	Evan Davenport	YES
District 2:	Terry Hunt	YES
	Larmari Louise Mitchell	YES
District 3:	Pearlean Revels	YES
	Lesaundri Hunt	YES
District 4:	Jonathan Locklear	ABSENT FOR VOTE
District 5:	Bobby Oxendine	YES
	Charles Bullard	YES
District 6:	Larry Anthony Chavis	YES
	McDuffie Cummings	YES
District 7:	Robert Chavis	YES
	Larry Campbell	YES
	Terry Campbell	YES
District 8:	Steve Sampson	YES
District 9:	Anita Hammonds Blanks	YES
District 10:	Terry Collins	YES
District 11:	Linda Revels	YES
District 12:	Danita Locklear	YES
	Walter Lowery	YES
District 13:	William Maiden	YES
District 14:	Homer Fields	YES