

Lumbee Tribe of North Carolina

CLLO-2014-0918-03

DATE: September 18, 2014

"ORDINANCE TO ESTABLISH PRIORITY FOR PURPOSES OF REHABILITATION"

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 established Lumbee Housing Office and Housing Programs will use the IHBG funds to meet the unique needs of the Lumbee Tribe as designated by the annual tribal budget enacted by the Lumbee Tribal Council; and

WHEREAS, The Lumbee Tribe is dedicated to providing quality service based on the need of the individual tribal member.

THEREFORE, be it enacted by the Tribal Council of the Lumbee Tribe of North Carolina the following ordinance which shall be cited as **CLLO-2014-0918-03 "ORDINANCE TO ESTABLISH PRIORITY FOR PURPOSES OF REHABILITATION"**.

THEREFORE, the Housing Department is authorized to prioritize the rehabilitation applications as follows on the effective date of this ordinance: There will be established an Elders List of applicants age 62 and older. The first application processed will be the oldest applicant. The next application processed will be the oldest application date. This process will continue until all applicants currently on the Elders List have had their applications processed. No one will be added to that list after the effective date of this ordinance. Upon completion of the Elders List all applications will be processed according to the date of application by the ratio of (75) per cent by the date of application and (25) per cent by the Elder designation.

THEREFORE, the Housing Department shall determine if there exist extraordinary circumstances in applications outside the above stated parameters. Such extraordinary applications shall be processed in an expedited manner to serve the greatest needs of the Lumbee Tribe.

THEREFORE, to aid in the Tribal Council's oversight responsibilities, the Tribal Administrator shall provide a monthly report to the Council of all applications processed and contracts awarded to include, the bidders, amount of bid, date of application, date of contract, district, applicant and contract number, also include any change orders requested, approved and all documentation associated with those change orders after the bid amount has been accepted. Additionally the extraordinary applications will have detailed documentation to support such a determination with approval of the Housing Director and Tribal Administrator confirmed by signature of both.

SAVING CLAUSE

1. 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.

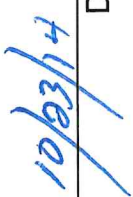
CERTIFICATION

This CLLO-2014-0918-03 "ORDINANCE TO ESTABLISH PRIORITY FOR PURPOSES OF REHABILITATION, ADOPTED AT A MEETING OF THE TWENTY-ONE (21) MEMBER TRIBAL COUNCIL OF THE LUMBEE TRIBE OF NORTH CAROLINA WHERE _____ MEMBERS WERE PRESENT, CONSTITUTING A QUORUM, THIS THE 18TH DAY OF SEPTEMBER, 2014 BY A VOTE OF _____ YES, _____ NO, AND _____ ABSTENTION(S).


ATTEST: LESAUNDRI HUNT 9/23/14 DATE
Speaker, Tribal Council of the Lumbee Tribe of North Carolina

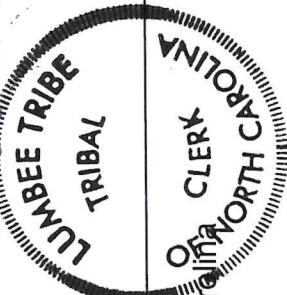

ATTEST: LINDA REVELS 9-18-14 DATE
Secretary, Tribal Council of the Lumbee Tribe of North Carolina

VETO


PAUL BROOKS
Chairman, Lumbee Tribe of North Carolina
DATE

POSTING

This CLLO-2014-0918-03 "ORDINANCE TO ESTABLISH PRIORITY FOR PURPOSES OF REHABILITATION, duly posted on this the 23rd day of September, 2014.


ATTEST: BILLY HUNT 9/23/14 DATE
Tribal Clerk, Lumbee Tribe of North Carolina


ROLL CALL VOTE RESULTS TO ADOPT

CLLO-2014-0918-03,

“ESTABLISH PRIORITY

FOR PURPOSES OF REHABILITATION”

11 YES, 7 NO, 0 ABSTENTION(S)

District 1:	Evan Davenport	YES
District 2:	Terry Hunt	NO
	Janie Oxendine McFarland	NO
District 3:	Lesaundri Hunt	YES
	Alton Locklear	YES
District 4:	Jonathan Locklear	NO
District 5:	Bobby Oxendine	YES
	Charles Bullard	YES
District 6:	McDuffie Cummings	YES
	Larry Townsend	ABSENT FOR VOTE
District 7:	Robert Chavis	ABSENT FOR VOTE
	Jan Lowery	NO
	Terry Campbell	YES
District 8:	Daniel Jones	ABSENT FOR VOTE
District 9:	Anita Hammonds Blanks	YES
District 10:	Terry Collins	YES
District 11:	Linda Revels	NO
District 12:	Areatha Patterson	NO
	Walter Lowery	YES
District 13:	William Maiden	NO
District 14:	Homer Fields	YES



Lumbee Tribe of North Carolina

The Desk of the Tribal Clerk

Record of Posting

Tribal Ordinance: CHD-2014-0918-02

Posted Date: 9/23/14

Presented to Tribal Chairman for Review: 10/23/14

Signature or Veto date: 10/23/14

Reason for Veto:

Updates D24 CER PART 146 HUD's implementing regulations
② 1964 Civil Rights Act Title III

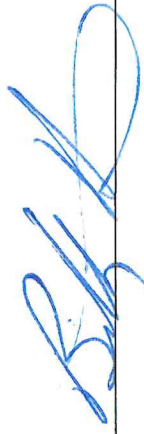
Date presented to Tribal Council Liaison: 10/23/14

Date presented to Tribal Council Secretary (via mailbox): 10/23/14


Paul Brooks

Tribal Chairman of the Lumbee Tribe of North Carolina

10/23/14
Date


Billy Hunt

Tribal Clerk of the Lumbee Tribe of North Carolina

10/23/14
Date

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