

# **EASTERN SHAWNEE TRIBE OF OKLAHOMA**

12755 S. 705 Road, Wyandotte, OK 74370  
Bluejacket Building (918) 666-2435, Fax: (918) 666-2186

## **RESOLUTION NUMBER 011123-R- 01**

### **Resolution to approve the FY2023 Eastern Shawnee Tribe ARPA Emergency Rental Assistance Program Policies and Procedures**

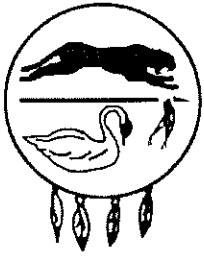
**WHEREAS,** the Eastern Shawnee Tribe of Oklahoma is a federally recognized Indian Tribe organized under the Oklahoma Indian Welfare Act of 1936, with a Constitution approved by the Secretary of the Interior, April 4, 1994 and Amended March 2, 1999; and

**WHEREAS,** the Constitution of the Eastern Shawnee Tribe of Oklahoma, Article IX, Section 1, empowers the Business Committee to protect and preserve the interests of the Tribe; and

**WHEREAS,** the Eastern Shawnee Tribe of Oklahoma is committed to protecting and preserving the interests of the tribal membership; and

**WHEREAS,** the Eastern Shawnee Tribe of Oklahoma is committed to the concept of Indian Tribes functioning as sovereign governments; and

**NOW THEREFORE BE IT RESOLVED,** that the Business Committee of the Eastern Shawnee Tribe of Oklahoma does hereby wish to adopt the attached FY2023 Eastern Shawnee Tribe ARPA Emergency Rental Assistance Program Policies and Procedures.



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## **RESOLUTION NUMBER 011123-R- 02**

### **Resolution to approve the FY2023 Eastern Shawnee Tribe ARPA Emergency Homeowner Assistance Program Policies and Procedures**

**WHEREAS,** the Eastern Shawnee Tribe of Oklahoma is a federally recognized Indian Tribe organized under the Oklahoma Indian Welfare Act of 1936, with a Constitution approved by the Secretary of the Interior, April 4, 1994 and Amended March 2, 1999; and

**WHEREAS,** the Constitution of the Eastern Shawnee Tribe of Oklahoma, Article IX, Section 1, empowers the Business Committee to protect and preserve the interests of the Tribe; and

**WHEREAS,** the Eastern Shawnee Tribe of Oklahoma is committed to protecting and preserving the interests of the tribal membership; and

**WHEREAS,** the Eastern Shawnee Tribe of Oklahoma is committed to the concept of Indian Tribes functioning as sovereign governments; and

**NOW THEREFORE BE IT RESOLVED,** that the Business Committee of the Eastern Shawnee Tribe of Oklahoma does hereby wish to adopt the attached FY2023 Eastern Shawnee Tribe ARPA Emergency Homeowner Assistance Program Policies and Procedures.



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## **RESOLUTION NUMBER 011123-R- 03**

### **Resolution authorizing the submission of an Indian Housing Block Competitive Grant Application for the construction of houses at the Eastern Shawnee Tribal Housing Authority**

**WHEREAS,** the Eastern Shawnee Tribe of Oklahoma is a federally recognized Indian Tribe organized under the Oklahoma Indian Welfare Act of 1936, with a Constitution approved by the Secretary of the Interior, April 4, 1994 and Amended March 2, 1999; and

**WHEREAS,** the Constitution of the Eastern Shawnee Tribe of Oklahoma, Article IX, Section 1, empowers the Business Committee to protect and preserve the Interests of the Tribe; and

**WHEREAS,** the Eastern Shawnee Tribe of Oklahoma is committed to protecting and Preserving the interests of the tribal membership; and

**WHEREAS,** the Eastern Shawnee Tribe of Oklahoma is committed to the concept of Indian Tribes functioning as sovereign governments; and

**WHEREAS,** the Eastern Shawnee Tribal Housing Authority is the Tribally Designated Housing Authority of the Eastern Shawnee Tribe of Oklahoma; and

**WHEREAS,** the Eastern Shawnee Tribally Housing Authority Board is appointed by the Chief and confirmed by the Business Committee of the Eastern Shawnee Tribe of Oklahoma; and

**WHEREAS,** the Eastern Shawnee Tribe of Oklahoma and the Eastern Shawnee Tribal Housing Authority are dedicated to providing safe, clean, and affordable homes for low- and moderate-income tribal populations; and

**WHEREAS,** the Department of Housing and Urban Development (HUD) has recently announced an open competition for a new grant called the Indian Housing Block Grant (IHBG) - Competitive Grant Program; and

**WHEREAS,** the Eastern Shawnee Tribe of Oklahoma approves the submission of an application for the Indian Housing Block Grant (IHBG) - Competitive Grant Program and to be implemented by the Eastern Shawnee Tribal Housing Authority Board for the grant; and

**WHEREAS,** the Eastern Shawnee Tribal Housing Authority Board shall implement the housing project planned with a total cost of \$5,181,934; and

**WHEREAS,** the planned housing project will be at 36°51'47.0"N, 94°38'05.2"W which is a Qualified Opportunity Zone located on Census Tract 40115574900; and

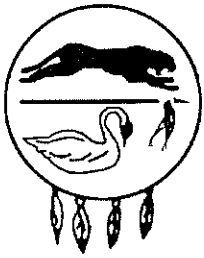
**WHEREAS,** the Eastern Shawnee Tribe of Oklahoma, in conjunction with the Tribe's Housing Authority, will commit Tribal/Non-Federal resources valued at \$2,116,167, including:

- \$1,580,942 in-kind from the Eastern Shawnee Tribal Housing Authority for infrastructure development costs for the site (Tribal/Non-Federal); and
- 10 of 33 individual lots of land valued at \$6,181 per lot to the development of housing for low- and moderate-income tribal populations for a total of \$61,818 (Tribal/Non-Federal) (the remaining 33 lots will be for future development)

**WHEREAS,** the Eastern Shawnee Tribal Housing Authority will commit \$12,025 annually towards operation and maintenance of the project and grant for the duration of grant period; and

**WHEREAS,** the Eastern Shawnee Tribe of Oklahoma has an indirect cost rate of 20.51% and will not exceed the allowable 20% of the grant for administrative and planning expenses; and

**NOW THEREFORE BE IT RESOLVED,** that the Business Committee of the Eastern Shawnee Tribe of Oklahoma does hereby authorize the Eastern Shawnee Tribe of Oklahoma to submit a FY2022 application to HUD for the IHBG – Competitive Grant on behalf of the Eastern Shawnee Housing Authority for the construction of houses in the amount of \$3,539,173.



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## **RESOLUTION NUMBER 011123-R- 04**

### **Resolution certifying compliance of requirements under the Indian Housing Block Competitive Grant Application for the construction of houses at the Eastern Shawnee Tribal Housing Authority**

**WHEREAS,** the Eastern Shawnee Tribe of Oklahoma is a federally recognized Indian Tribe organized under the Oklahoma Indian Welfare Act of 1936, with a Constitution approved by the Secretary of the Interior, April 4, 1994 and Amended March 2, 1999; and

**WHEREAS,** the Constitution of the Eastern Shawnee Tribe of Oklahoma, Article IX, Section 1, empowers the Business Committee to protect and preserve the Interests of the Tribe; and

**WHEREAS,** the Eastern Shawnee Tribe of Oklahoma is committed to protecting and Preserving the interests of the tribal membership; and

**WHEREAS,** the Eastern Shawnee Tribe of Oklahoma is committed to the concept of Indian Tribes functioning as sovereign governments; and

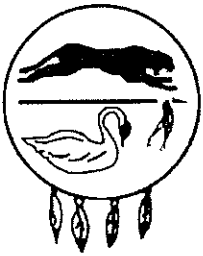
**WHEREAS,** the Eastern Shawnee Tribe of Oklahoma is submitting a grant for the Indian Housing Block Grant – Competitive Grant Program of which the Eastern Shawnee Tribal Housing Authority will implement; and

**WHEREAS,** the Eastern Shawnee Tribe of Oklahoma certifies that it and the Eastern Shawnee Tribal Housing Authority will comply with the requirements of the Notice of Funding Opportunity (NOFO) set forth by the HUD in the Indian Housing Block Grant – Competitive Grant Program, including:

- Complying with the applicable provisions of Title II of the Civil Rights Act of 1968, Section 504 of the Rehabilitation Act of 1973, the Age Discrimination Act of 1975, HUD's Equal Access requirements (24 CFR 5.105 (a)(2)), and any other applicable federal laws and regulations;
- Maintaining adequate insurance coverage for housing units that are owned and operated or assisted with grant amounts provided under this NOFO;
- Holding policies in effect and are available for review by HUD and the public governing the eligibility, admission, and occupancy of families for housing assisted with grant amounts provided under this NOFO;

- Holding policies in effect and are available for review by HUD and the public governing rents and homebuyer payments charged, including the methods by which such rents or homebuyer payments are determined, for housing assisted with grant amounts provided under this NOFO;
- Holding policies in effect and are available for review by HUD and the public governing the management and maintenance of housing assisted with grant amounts provided under this NOFO;
- Complying with section 104(b) of NAHASDA governing labor standards and 24 CFR 1000.16 governing labor standards; and
- Complying with the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended (URA) (42 U.S.C. 4601-4655), the regulations at 49 CFR part 24, and the requirements of 24 CFR 1000.14; and

**NOW THEREFORE BE IT RESOLVED**, that the Business Committee of the Eastern Shawnee Tribe of Oklahoma does hereby certify that the Eastern Shawnee Tribe of Oklahoma will adhere to the requirements within the NOFO for the IHBG – Competitive Grant.



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## **RESOLUTION NUMBER 011123-R- 05**

### **Resolution expressing intent of assuming environmental responsibilities under the Indian Housing Block Competitive Grant Application for the construction of houses at the Eastern Shawnee Tribal Housing Authority**

**WHEREAS,** the Eastern Shawnee Tribe of Oklahoma is a federally recognized Indian Tribe organized under the Oklahoma Indian Welfare Act of 1936, with a Constitution approved by the Secretary of the Interior, April 4, 1994 and Amended March 2, 1999; and

**WHEREAS,** the Constitution of the Eastern Shawnee Tribe of Oklahoma, Article IX, Section 1, empowers the Business Committee to protect and preserve the Interests of the Tribe; and

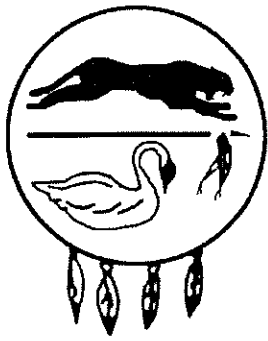
**WHEREAS,** the Eastern Shawnee Tribe of Oklahoma is committed to protecting and Preserving the interests of the tribal membership; and

**WHEREAS,** the Eastern Shawnee Tribe of Oklahoma is committed to the concept of Indian Tribes functioning as sovereign governments; and

**WHEREAS,** the Eastern Shawnee Tribe of Oklahoma is submitting a grant for the Indian Housing Block Grant – Competitive Grant Program of which the Eastern Shawnee Tribal Housing Authority will implement; and

**WHEREAS,** the Eastern Shawnee Tribe of Oklahoma acknowledges the requirement within the Notice of Funding Opportunity (NOFO) set forth by the HUD in the Indian Housing Block Grant – Competitive Grant Program to express intent of environmental review for the proposed housing project; and

**NOW THEREFORE BE IT RESOLVED,** that the Business Committee of the Eastern Shawnee Tribe of Oklahoma does hereby accept and assume environmental responsibilities under 24 CFR part 58 for the proposed housing project for the IHBG – Competitive Grant.



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## RESOLUTION NUMBER 011123-R- 06

### Approving the Attached Agricultural Lease of Property Owned by the Eastern Shawnee Tribe of Oklahoma Commonly Known as the Waggoner Property

- WHEREAS,** the Eastern Shawnee Tribe of Oklahoma is a federally recognized Indian Tribe organized under the Oklahoma Indian Welfare Act of 1936, with a Constitution approved by the Secretary of the Interior, April 4, 1994 and Amended March 2, 1999; and
- WHEREAS,** the Constitution of the Eastern Shawnee Tribe of Oklahoma, Article IX, Section 1, empowers the Business Committee to protect and preserve the interests of the Tribe; and
- WHEREAS,** the Eastern Shawnee Tribe of Oklahoma is committed to protecting and preserving the interests of the tribal membership; and
- WHEREAS,** the Eastern Shawnee Tribe of Oklahoma is committed to the concept of Indian Tribes functioning as sovereign governments; and
- WHEREAS,** the Constitution of the Eastern Shawnee Tribe of Oklahoma, Article IX, Section 2(b), limits the Business Committee to lease property on behalf of the Tribe for a period of ten (10) years; and
- WHEREAS,** the Eastern Shawnee Tribe of Oklahoma has an approved Agricultural Leasing Act in accordance with the Helping Expedite and Advance Responsible Tribal Home Ownership (HEARTH) Act of 2012 adopted by the Business Committee April 28, 2021, and approved by the Assistant Secretary—Indian Affairs December 22, 2021.
- WHEREAS,** the Business Committee supports the lease of Tribal land for the purpose of a **agricultural lease**. Said lease is located on the following Trust Land:

**An undivided 1/1 trust interest**

921 ST 1005

W ½ NE ¼; and SE ¼ NW ¼ of Section 34, Township 28 North, Range 24 East of the Indian Meridian, Ottawa County, Oklahoma, containing 120 acres.



**WHEREAS,** the Constitution of the Eastern Shawnee Tribe of Oklahoma, Article IX, Section 1(d), delegates the power to enter into any obligation or contract to the Business Committee; and

**WHEREAS,** in accordance with the Eastern Shawnee Tribe of Oklahoma Agricultural Leasing Act, the Eastern Shawnee Tribe of Oklahoma may grant a lease acting through their appropriate officials; and

**WHEREAS,** pursuant to the Eastern Shawnee Tribe of Oklahoma Agricultural Leasing Act, Section 2.03 (9), the Tribe will not require a lessee to provide a performance bond; and

**WHEREAS,** pursuant to the Eastern Shawnee Tribe of Oklahoma Residential Leasing Act, Section 2.03 (9), the Tribe will not require a lessee to provide insurance for a residential lease document; and

**WHEREAS,** pursuant to Title 25 CFR Part 162.241(c), at the discretion of the Tribe, administrative lease fees may be waived.

**WHEREAS,** pursuant to the Eastern Shawnee Tribe of Oklahoma Agricultural Leasing Act, Section 3.03 (a), the agricultural lease does not have a significant impact on the environment and is categorically excluded.

**NOW THEREFORE BE IT RESOLVED,** the Property Management Department of the Eastern Shawnee Tribe of Oklahoma is authorized to conduct negotiations on behalf of the Eastern Shawnee Tribe of Oklahoma and approve and execute any and all documents relating to the subject lease.

**BE IT FINALLY RESOLVED,** that the Business Committee of the Eastern Shawnee Tribe of Oklahoma does hereby wish to approve the attached Agricultural Lease of property owned by the Eastern Shawnee Tribe of Oklahoma, commonly known as the Waggoner Property for a period of **four (4) years** with lease number **921 000G040036 with BIA TAAMS Document Number 4200375435** under the Eastern Shawnee Tribe of Oklahoma Agricultural Leasing Act approved by the Department of Interior December 22, 2021; does hereby waive all bonds associated with this lease; does hereby waive insurance requirements; does hereby expressly waive administrative fees associated with this transaction; and does hereby approve environmental analysis documentation in the form of a categorical exclusion.