

## PIT RIVER TRIBE

### HOUSING ORDINANCE

Pursuant to the authority vested in the **Pit River Tribal Council** by its Constitution and particularly by **Article VII, Powers and Duties of the Tribal Council** Section 1.a. thereof, and its authority to provide for the health, safety, morals, and welfare of the Tribe, the Tribal Council of the **Pit River Tribe** (hereinafter referred to as the **Council**), hereby establishes a public body known as the Pit River Tribal Housing Board (hereinafter referred to as the **PRTHB**), and enacts this ordinance which shall establish the purposes, powers, and duties of the **PRTHB**.

In any suit, action or proceeding involving the validity or enforcement of or relating to any of its contracts, the **PRTHB** shall be conclusively deemed to have become established and authorized to transact business and exercise its powers upon proof of the adoption of this ordinance. A copy of the ordinance duly certified by the Secretary of the Tribal Council shall be admissible in evidence in any suit, action, or proceeding.

#### **Article I - Declaration of Need**

It is hereby declared:

1. That there exist in the Pit River Tribes Service Area consisting of 100 mile square as described in Article II, Section 1. of the Constitution of the Pit River Tribe, in the counties of Lassen, Modoc, Siskiyou and Shasta Counties in the State of California, unsanitary, unsafe, and overcrowded dwelling accommodations; that there is a shortage of decent, safe, and sanitary dwelling accommodations available at rents or prices which persons of low income can afford; that there is insufficient dwelling accommodations to meet the needs of the Pit River Tribal members desirous of residing within the Tribal Service Area; and that such shortage forces such persons to leave the area or occupy unsanitary, unsafe and overcrowded dwelling accommodations.
2. That these conditions cause an increase in and spread of disease and crime and constitute a menace to health, safety, morals, and welfare; and that these conditions necessitate excessive and disproportionate expenditures of public funds for crime prevention and punishment, public health and safety protection, fire and accident prevention, and other public services and facilities;
3. That the shortage of decent, safe and sanitary dwellings cannot be relieved through the operation of private enterprises;
4. That the provision of decent, safe and sanitary dwelling accommodations are public uses and purposes, for which money may be spent and private property acquired and are governmental functions of Tribal concern;
5. That residential construction activity and a supply of acceptable housing are important factors to general economic activity, and that the undertakings authorized by this ordinance to aid the production of better housing and more desirable neighborhood and community development

at affordable costs will make possible a more stable and larger volume of residential construction and housing supply which will assist materially in achieving full employment; and

6. That the necessity in the public interest for the provisions hereinafter enacted is hereby declared as a matter of legislative determination.

## **Article II - Purposes**

The PRTHB shall be organized and operated for the purposes of:

1. Remediating unsafe and unsanitary housing conditions that are injurious to the public health, safety and morals;
2. Alleviating the acute shortage of decent, safe and sanitary dwellings; and
3. Providing employment opportunities through the construction, reconstruction, improvement, extension, alteration or repair and operation of dwellings.

## **Article III - Definitions**

The following terms, wherever used or referred to in this ordinance, shall have the following respective meanings, unless a different meaning clearly appears from the context:

"Area of Operation" means all areas within the service area of the Tribe.

"Council" means the Pit River Tribal Council.

"Federal government" includes the United States of America, the Department of Housing and Urban Development, or any other agency or instrumentality, corporate or otherwise, of the United States of America.

"Homebuyer" means a person(s) who has executed a lease-purchase agreement with the PRTHB, and who has not yet achieved homeownership.

"Housing project" or "project" means any work or undertaking to provide or assist in providing (by any suitable method, including but not limited to: Rental, sale of individual units in single or multifamily structures under conventional, condominium, or cooperative sales contracts, or lease-purchase agreements; loans; or subsidizing of rentals or charges) decent, safe, and sanitary dwellings, apartments, or other living accommodations. Such work or undertaking may include buildings, land, leaseholds, equipment, facilities, and other real or personal property for necessary, convenient, or desirable appurtenances, for streets, sewers, water service, utilities, parks, site preparation or landscaping, and for administrative, community, health, recreational welfare, or other purposes. The term "housing project" or "project" also may be applied to the planning of the buildings and improvements, the acquisition of property or any interest therein, the demolition of existing

structures, the construction, reconstruction, rehabilitation, alteration or repair of the improvements or other property and all other work in connection therewith, and the term shall include all other real and personal property and all tangible or intangible assets held or used in connection with the housing project.

"Obligations" means any notes, bonds, interim certificates, debentures, or other forms of obligations issued by the PRTHB pursuant to this ordinance.

"Obligee" includes any holder of an obligation, agent or trustee for any holder of an obligation, or lessor demising to the PRTHB property used in connection with a project, or any assignee or assignees of such lessor's interest or any part thereof, and the Federal government when it is a party to any contract with the PRTHB in respect to any housing project.

"Persons of low income" means persons or families who cannot afford to pay enough to cause private enterprise in their locality to build an adequate supply of decent, safe, and sanitary dwellings for their use.

#### Article IV-Board of Commissioners

##### 1. Board Structure

###### (a) Board of Commissioners

- (1) The affairs of the PRTHB shall be governed by a Board of Commissioners composed of seven persons.
- (2) The Board members shall be elected by the voting membership of the Pit River Tribe at annual elections conducted by the Tribe. A certification by the Secretary of the Tribal Council as to the appointment or reappointment of any commissioner shall be conclusive evidence of the due and proper election of the commissioner. Those persons receiving highest number of votes shall be appointed commissioners.
- (3) A commissioner must be any voting member of the Tribe.
- (4) No person shall be barred from serving on the Board because he/she is a tenant, Homebuyer, or mortgagee in a housing project of the PRTHB, and such commissioner shall be entitled to fully participate in all meetings concerning matters that affect all of the tenants or Homebuyers, even though such matters affect him/her as well. However, no such commissioner shall be entitled or permitted to participate in or be present at any meeting (except in his/her capacity as a tenant or Homebuyer), or to be counted or treated as a member of the Board, concerning any matter involving his/her individual rights, obligations or status as a tenant or Homebuyer.
- (5) Vacancies. In the event of a vacated seat, the Tribal Council shall fill the position by appointment within thirty (30) days, for the remainder of the term.

- (b) The terms of office shall be three years and staggered. When the Board is first established, two member's terms shall be designated to expire in one year, two members terms to expire in two years, and three members terms to expire in three years. Thereafter, all appointments shall be for three years, except that in the case of a prior vacancy, an appointment shall be only for the length of the unexpired term. Each member of the Board shall hold office until his successor has been appointed and has qualified. The initial Board of Commissioners shall be composed of existing Pit River Housing Committee Members as the interim Board of Commissioners to serve until such time and initial election is called by the Pit River Tribe.
  - (c) The Board shall elect from among its members a, Chairperson, Vice-Chairperson, a Secretary/Treasurer. In the absence of the Chairperson, the Vice-Chairperson shall preside, and in the absence of both the Chairperson and Vice-Chairperson, the Secretary/Treasurer shall preside.
  - (d) A member of the Board may be removed by the Tribal Council power for serious inefficiency, neglect of duty, or for misconduct in office, but only after a hearing before the Tribal Council and duly after the member has been given a written notice of the specific charges against him/her at least 10 days prior to the hearing. At any such hearing, the member shall have the opportunity to be heard in person or by counsel and to present witnesses in his/her behalf. In event of removal of any Board member, a record of the proceedings, together with the charges and findings thereon, shall be filed with the Tribal Council.
  - (e) The Commissioners shall not receive compensation through the PRTHB for their services but shall be entitled to compensation for expenses, including travel expenses, honorarium/stipends, incurred in the discharge of their duties.
  - (f) A majority of the full Board (i.e., notwithstanding the existence of any vacancies) shall constitute a quorum for the transaction of business, but no Board action shall be taken by a vote of less than a majority of such full Board.
  - (g) The Secretary/Treasurer shall keep complete and accurate records of all meetings and actions taken by the Board.
  - (h) The Secretary/Treasurer shall keep full and accurate financial records, make periodic reports to the Board, and submit a complete annual report, in written form to the Council as required by Article VII, Section 1, of this ordinance.
2. Meetings of the Board shall be held at regular intervals as provided in the by-laws. Emergency meetings may be held upon 24 hours actual notice and business transacted, provided that not less than a majority of the full Board concurs in the proposed action.

#### Article V - Powers

1. The PRTHB shall have perpetual succession in its corporate name.
2. The Council hereby gives its irrevocable consent to allowing the PRTHB to sue and be sued in its corporate name, upon any contract, claim or obligation arising out of its activities under this ordinance and hereby authorizes the PRTHB to agree by contract to waive any immunity from suit which it might otherwise have; but the Tribe shall not be liable for the debts or obligations of the PRTHB.
3. The PRTHB shall have the following powers which it may exercise consistent with the purposes for which it is established:
  - (a) To adopt and use a corporate seal.
  - (b) To enter into agreements, contracts and understandings with any governmental agency, Federal, state or local (including the Council) or with any person, partnership, corporation, or Indian tribe, and to agree to any conditions attached to Federal financial assistance.
  - (c) To agree, notwithstanding anything to the contrary contained in this ordinance or in any other provision of law, to any conditions attached to Federal financial assistance relating to the determination of prevailing salaries or wages or compliance with labor standards, in the development or operation of projects, and the PRTHB may include in any contract let in connection with a project, stipulations requiring that the contractor and any subcontractors comply with requirements as to maximum hours of labor, and comply with any conditions which the Federal government may have attached to its financial aid to any project.
  - (d) To obligate itself in any contract with the Federal government, to convey to the Federal government possession of or title to any project to which such contract relates upon the occurrence of a substantial default (as defined in such contract) with respect to the covenants or conditions to which the PRTHB is subject, and such contract may further provide that in case of such conveyance, the Federal government may complete, operate, manage, lease, convey or otherwise deal with the project and funds in accordance with the terms of such contract. *Provided*, That the contract requires that, as soon as practicable after the Federal government is satisfied that all defaults with respect to the project have been cured and that the project will thereafter be operated in accordance with the terms of the contract, the Federal government shall re-convey to the PRTHB the project as then constituted.
  - (e) To lease property from the Tribe and others for such periods as are authorized by law, and to hold and manage or to sublease the same.
  - (f) To borrow or lend money, to issue temporary or long term evidence of indebtedness, and to repay the same. Obligations shall be issued and repaid in accordance with the provisions of Article VI of the ordinance.

- (g) To pledge the assets and receipts of the PRTHB as security for debts, and to acquire, sell, lease, exchange; transfer or assign personal property or interests therein.
- (h) To purchase land or interests in land or take the same by gift; to lease land or interests in land to the extent provided by law.
- (i) To undertake and carry out studies and analysis of housing needs, to prepare housing needs, to execute the same, to operate projects and to provide for the construction, reconstruction, improvement, extension, alteration or repair of any project or any part thereof.
- (j) With respect to any dwellings, accommodations, lands, buildings or facilities embraced within any project (including individual cooperative or condominium units):  
To lease or rent, sell, enter into lease-purchase agreements or leases with option to purchase; to establish and revise rents or required monthly payments; to make rules and regulations concerning the selection of tenants or Homebuyers, including the establishment of priorities, and concerning the occupancy, rental, care and management of housing units; and to make sure further rules and regulations as the Board may deem necessary and desirable to effectuate the powers granted by this ordinance.
- (k) To finance the purchase of a home by an eligible homebuyer.
- (l) To terminate any lease, mortgage, rental/agreement, or lease-purchase agreement when the tenant, mortgagee, or Homebuyer has violated the terms of such agreement, or failed to meet any of its obligations there under, or when such termination is otherwise authorized under the provisions of such agreement; and to bring action for eviction against such tenant, mortgagee, or Homebuyer.
- (m) To establish income limits for admission to Federally assisted housing that insure that dwelling accommodations in a unit assisted with Federal funds shall be made available as per the regulations governing such funds.
- (n) To purchase insurance or participate in a risk management pool from any stock or mutual company for any property or against any risk or hazards.
- (o) To invest such funds as are not required for immediate disbursement.
- (p) To establish and maintain such bank accounts as may be necessary or convenient.
- (q) To employ an executive director, technical and maintenance personnel and such other officers and employees, permanent or temporary, as the PRTHB may require; and to delegate to such officers and employees such powers or duties as the Board shall deem proper.

- (r) To take such further actions as are commonly engaged in by public bodies of this character as the Board may deem necessary and desirable to effectuate the purposes of the PRTHB.
  - (s) To join or cooperate with any other public housing agency or agencies operating under the laws or ordinances of a State or another tribe in the exercise, either jointly or otherwise, of any or all of the powers of the PRTHB and such other public housing agency or agencies for the purposes of financing (including but not limited to the issuance of notes or other obligations and giving security therefore), planning, undertaking, owning, constructing, operating or contracting with respect to any housing project or projects of the PRTHB or such other public housing agency or agencies, so joining or cooperating with the PRTHB, to act on the PRTHB's behalf with respect to any or all powers, as the PRTHB's agent or otherwise, in the name of the PRTHB or in the name of such agency or agencies.
  - (t) To adopt such bylaws as the Board deems necessary and appropriate .
4. It is the purpose and intent of this ordinance to authorize the PRTHB do any and all things necessary or desirable to secure public or private financing or the financial aid or cooperation of the Federal government in the undertaking, construction, maintenance or operation of any project by the PRTHB.
5. No ordinance or other enactment of the Tribe with respect to the acquisition, operation, or disposition of Tribal property shall be applicable to the PRTHB in its operations pursuant to this ordinance.

#### Article VI - Obligations

1. The PRTHB may issue obligations from time to time in its discretion for any of its purpose and may also issue refunding obligations for the purpose of paying or retiring obligations previously issued by it. The PRTHB may issue such types of obligations as it may determine, including obligations on which the principal and interest are payable:
- (a) Exclusively from the income and revenues of the project financed with proceeds of such obligations, or with such income and revenues together with a grant from the Federal government in aid of such project;
  - (b) exclusively from the income and revenues of certain designated projects whether or not they were financed in whole or in part with the proceeds of such obligations; or,
  - (c) from its revenues generally.

Any of such obligations may be additionally secured by a pledge of any revenues of any project or other property of the PRTHB.

2. Neither the commissioners of the PRTHB nor any person executing the obligations shall be liable personally on the obligations by reason of issuance thereof.
3. The notes and other obligations of the PRTHB shall not be a debt of the Tribe and the obligations shall so state on their face.
4. Obligations of the PRTHB are declared to be issued for an essential public and governmental purpose and to be public instrumentality's and, together with interest thereon and income there from, shall be exempt from taxes imposed by the Tribe. The tax exemption provisions of this ordinance shall be considered part of the security for the repayment of obligations and shall constitute, by virtue of this ordinance and without necessity of being restated in the obligations, a contract between:
  - (a) the PRTHB and the Tribe, and
  - (b) the holders of obligations and each of them, including all transferees of the obligations from time to time.
5. Obligations shall be issued and sold in the following manner:
  - (a) Obligations of the PRTHB shall be authorized by a resolution adopted by the vote of a majority of the full Board and may be issued in one or more series.
  - (b) The obligations shall bear such dates, mature at such times, bear interest at such rates, be in such denominations, be in such form, either coupon or registered, carry such conversation or registration privileges, have such rank or priority, be executed in such manner, be payable in such medium of payment and at such places, and be subject of such terms of redemption, with or without premium, as such resolution may provide.
  - (c) The obligations may be sold at public or private sale at not less than par.
  - (d) In case any of the commissioners of the PRTHB whose signatures appear on any obligations cease to be commissioners before the delivery of such obligations, the signatures shall, nevertheless, be valid and sufficient for all purposes, the same as if the commissioners had remained in office until delivery.
6. Obligations of the PRTHB shall be fully negotiable. In any suit, action or proceeding involving the validity or enforceability of any obligation of the PRTHB or the security therefore, any such obligation reciting in substance that it has been issued by the PRTHB to aid in financing a project pursuant to this ordinance shall be conclusively deemed to have been issued for such purpose, and the project for which such obligation was issued shall be conclusively deemed to have been planned, located and carried out in accordance with the purposes and provisions of this ordinance.



7. In connection with the issuance of obligations or incurring of obligations under leases and to secure the payment of such obligations, the PRTHB, subject to the limitations in this ordinance, may:
- (a) Pledge all or any part of its gross or net rents, fees or revenues to which its right then exists or may thereafter come into existence.
  - (b) Provide for the powers and duties of obligees and limit their liabilities, and provide the terms and conditions on which such obligees may enforce any covenant or rights securing or relating to the obligations.
  - (c) Covenant against pledging all or any part of its rents, fees and revenues or personal property to which its title or right then exists or may thereafter come into existence or permitting or suffering any lien on such revenues or property.
  - (d) Covenant with respect to limitations on its right to sell, lease, or otherwise dispose of any project or any part thereof.
  - (e) Covenant as to the obligations to be issued and as to the issuance of such obligations in escrow or otherwise, and as to use and disposition of the proceeds thereof.
  - (f) Provide for the replacement of lost, destroyed or mutilated obligations.
  - (g) Covenant against extending the time for the payment of its obligations or interest thereon.
  - (h) Redeem the obligations and covenant for their redemption and provide the terms and conditions thereof.
  - (i) Covenant concerning the rents and fees to be charged in the operation of a project or projects, the amount to be raised each year or other period of time by rents, fees and other revenues, and as to the use and disposition to be made thereof.
  - (j) Create or authorize the creation of special funds for moneys held for construction or operating costs, debt service, reserves or other purposes, and covenant as to the use and disposition of the moneys held in such funds.
  - (k) Prescribe the procedure, if any, by which the terms of any contract with holders of obligations may be amended or abrogated, the proportion of outstanding obligations the holders or which must consent thereto, and the manner in which such consent may be given.
  - (l) Covenant as to the use, maintenance and replacement of its real or personal property, the insurance to be carried thereon and the use and disposition of insurance moneys.
  - (m) Covenant as to the rights, liabilities, powers and duties arising upon the breach by it of

any covenant, condition or obligation.

- (n) Covenant and prescribe as to events of default and terms and conditions upon which any or all of its obligations become or may be declared due before maturity, and as to the terms and conditions upon which such declaration and its consequences may be waived.
- (o) Vest in any obligees or may proportion of them the right to enforce the payment the obligations or any covenants, securing or relating to the obligations.
- (p) Exercise all or any part or combination of the powers granted in this section.
- (q) Make covenants other than and in addition to the covenants expressly authorized in this section, of the like or different character.
- (r) Make any covenants and do any acts and things necessary or convenient or desirable in order to secure its obligations, or, in the absolute discretion of the PRTHB, tending to make the obligations more marketable although the covenants, acts or things are not enumerated in this section.

#### **Article VII - Miscellaneous**

1. The PRTHB shall submit an annual report, signed by the Chairperson of the Board, to the Council consistent with NAHASDA requirements.
2. (a) During his or her tenure and for one year thereafter, no commissioner, officer or employee of the PRTHB, or any member of any governing body of the Tribe, or any other public official who exercises any responsibilities or functions with regard to the project, shall voluntarily acquire any interest, direct or indirect, in any project or in any property included or planned to be included in any project, or in any contract or proposed contract relating to any project, unless prior to such acquisition, he or she discloses his or her interest in writing to the PRTHB, and such disclosure is entered upon the minutes of the PRTHB, and the commissioner, officer or employee shall not participate in any action by the PRTHB relating to the property or contract in which he or she has any such interest. Commissioners, officers or employees of the Tribe or PRTHB can be participants and be provided housing services provided that these persons take no part in approving independent actions directly relating to their individual participation, and that they meet all program eligibility requirements. If any commissioner, officer or employee of the PRTHB involuntarily acquires any such interest, or voluntarily or involuntarily acquired any such interest prior to appointment or employment as a commissioner, officer or employee, the commissioner, officer or employee, in any such event, shall immediately disclose his interest in writing to the PRTHB; and such disclosure shall be entered upon the minutes of the PRTHB relating to the property or contract in which he or she has any such interest. Any violation of the foregoing provisions of this section shall constitute misconduct in office. This section shall not be applicable to the acquisition of any interest in obligations of the PRTHB issued in connection with any project, or to the

execution of agreements by banking institutions for the deposit or handling of funds in connection with a project, or to act as trustee under any trust indenture, or to utility services the rates for which are fixed or controlled by a governmental agency, or to membership on the Board as provided in Article VI, Section 1 (a) (4).

- (b). During his or her tenure as a Board member and for one year thereafter, no commissioners shall be employed by the PRTHB without full disclosure and having both Tribal Council and HUD approval.
3. Each project developed or operated under a contract providing for Federal financial assistance shall be developed and operated in compliance with all requirements of such contract and applicable Federal legislation, and with all regulations and requirements prescribed from time to time by the Federal government in connection with such assistance.
4. The PRTHB shall obtain or provide for the obtaining of adequate fidelity bond for persons handling cash, or authorized to sign checks or certify vouchers.
5. The PRTHB shall not construct or operate any project for profit.
6. The property of the PRTHB is declared to be public property used for essential public and governmental purposes and such property and the PRTHB are exempt from all taxes and special assessments of the Tribe.
7. All property including funds acquired or held by the PRTHB pursuant of this ordinance shall be exempt from levy and sale by virtue of an execution, and no execution or other judicial process shall issue against the same nor shall any judgement against the PRTHB be a charge or lien upon such property. However, the provisions of this section shall not apply to or limit the right of obligees to pursue any remedies for the enforcement of any pledge or lien given by the PRTHB on its rents, fees, or revenues or the right of the Federal government to pursue any remedies conferred upon it pursuant to the provisions of this ordinance or the right of the PRTHB to bring eviction actions in accordance with Article V, Section 3(1).

#### **Article VIII - Cooperation in connection With Projects**

1. For the purpose of aiding and cooperating in the planning, undertaking, construction or operation of projects, the Tribe hereby agrees that:
  - (a) It will not levy or impose any real or personal property taxes or special assessments upon the PRTHB or any project of the PRTHB.
  - (b) It will furnish or cause to be furnished to the PRTHB and the occupants of projects all services and facilities of the same character and to the same extent as the Tribe furnishes from time to time without cost or charge to other dwellings and inhabitants.
  - (c) Insofar as it may lawfully do so, it will grant such deviations from any present or

future building or housing codes of the Tribe as are reasonable and necessary to promote economy and efficiency in the development and operation of any project, and at the same time safeguard health and safety, and make such changes in any zoning of the site and surrounding territory of any project as are reasonable and necessary for the development of such project, and the surrounding territory.

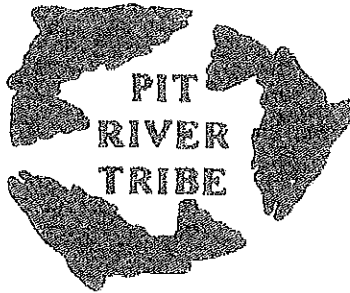
- (d) It will do any and all things, within its lawful powers, necessary or convenient to aid and cooperate in the planning, undertaking, construction or operation of projects.
  - (e) The Tribal Government hereby declares that the powers of the Tribal Government shall be vigorously utilized to enforce eviction of a tenant, mortgagee, or Homebuyer for nonpayment or other contract violations including action through the appropriate courts.
  - (f) The Court of competent jurisdiction shall have jurisdiction to hear and determine an action for eviction of a tenant or Homebuyer. The Tribal Government hereby declares that the powers of the Courts shall be vigorously utilized to enforce eviction of a tenant or Homebuyer for nonpayment or other contract violations.
2. The provisions of this Article shall remain in effect with respect to any federally assisted project, and said provisions shall not be abrogated, changed or modified without the consent of the Department of Housing and Urban Development, so long as (a) the federally assisted project is owned by a public body or governmental agency and is used for low income housing purposes, (b) any contract between the PRTHB and the Department of Housing and Urban Development for loans or annual contributions, or both, in connection with such project, remains in force and effect, or (c) any obligations issued in connection with such project or any funds due to the Department of Housing and Urban Development in connection with such project remain unpaid, whichever period ends the latest. If at any time title to, or possession of, any project is held by any public body or governmental agency authorized by law to engage in the development or operation of low income housing including the Federal government, the provisions of this section shall inure to the benefit of and be enforced by such public body or governmental agency.

Amended by Tribal Council on December 21, 2007  
Monthly Meeting, Alturas California

JESSICA JIM  
TRIBAL CHAIRPERSON

BRANDY McDANIELS  
VICE-CHAIRPERSON

JOLEE GEORGE  
TRIBAL SECRETARY



**PIT RIVER TRIBE**  
37014 Main Street  
Burney, CA 96013

Telephone  
(530) 335 5421  
(530) 335 3140 FAX

---

**ELEVEN AUTONOMOUS BANDS**

---

Resolution No.:05-02-02

DATE: MAY 3, 2005

SUBJECT: **ADOPTION OF HOUSING ORDINANCE ESTABLISHING PIT RIVER TRIBAL HOUSING ENTITY – PIT RIVER TRIBAL HOUSING BOARD**

WHEREAS: The Pit River Tribe is a federally recognized tribe composed of eleven autonomous bands located in Northeastern California since time immemorial; and

WHEREAS: The Pit River Tribe is governed by the Pit River Tribal Council, the body duly elected under the constitution of the Pit River Tribe, adopted August 16, 1987, and approved by the assistant Secretary of Interior for Indian Affairs, December 3, 1987; and

WHEREAS: The Pit River Tribal Council is empowered by Articles VII of the Constitution to enact all ordinances and resolutions which shall be necessary and proper for carrying into effect the Council's powers and responsibility, contract with federal, state and tribal governments, private enterprise, individuals and organizations; and

WHEREAS: The Pit River Tribe has determined it to be in their best interests to establish a Pit River Tribal Housing Board to provide for the operation and administration of the Tribes housing programs and provide housing services for its membership; and

NOW THEREFORE BE IT RESOLVE, that the Pit River Tribal Council fully supports the establishment of the Pit River Tribal Housing Board.

ATWAMSINI

ASTARAWI

ATSUGEWI

APORIGE

AJUMAWI

HEWISEDAWI

ILIMAWI

ITSATAWI

KOSEALEKTE

HANMAWI

MADESI

Date: May 3, 2005

Subject: Adoption of Housing Ordinance Establishing Pit River Tribal Housing Entity - Pit River Tribal Housing Board

Resolution No: 05-02-02

CERTIFICATION

I, the undersigned Tribal Chairperson, Jessica Jim, of the Pit River Tribe, do hereby certify the Pit River Tribal Council is composed of eleven autonomous bands of which 7 were present, constituting a quorum at a specially called, noticed, convened and held meeting this 3rd day of May, 2005, and the resolution was adopted by a vote of 7 for, 0 against, and 0 abstaining, and that said resolution has not been rescinded in any way.

Jessica Jim  
Jessica Jim, Chairperson

May 5, 2005  
Date:

Jolee George  
Jolee George, Tribal Secretary

May 05, 2005  
Date:

Council Member Signatures:

Della Becku

05-05-05  
Date:

Carol Barnes

05-05-05

Sharon Elmore

Date: 05-05-05

Shida Montgomery

Date: 05-05-05

Choon Wilson

Date: 05-05-05

Delaris St. Germain

Date: 05-05-05

Willard W. Rhoades

Date: 5, 5, 005

\_\_\_\_\_

Date: \_\_\_\_\_

\_\_\_\_\_

Date: \_\_\_\_\_

\_\_\_\_\_

Date: \_\_\_\_\_

\_\_\_\_\_

Date: \_\_\_\_\_

JESSICA JIM  
TRIBAL CHAIRPERSON

BRANDY McDANIELS  
VICE-CHAIRPERSON

JOLEE GEORGE  
TRIBAL SECRETARY



PIT RIVER TRIBE  
37014 Main Street  
Burney, CA 96013

Telephone  
(530) 335 5421  
(530) 335 3140 FAX

---

**ELEVEN AUTONOMOUS BANDS**

---

Resolution No.: 05-02-03

DATE: MAY 3, 2005

SUBJECT: **DESIGNATION OF THE PIT RIVER TRIBAL HOUSING BOARD AS THE TRIBE'S TRIBALLY DESIGNATED HOUSING ENTITY (TDHE) AND RECIPIENT OF FUNDS FOR THE INDIAN HOUSING BLOCK GRANT**

WHEREAS: The Pit River Tribe is a federally recognized tribe composed of eleven autonomous bands located in Northeastern California since time immemorial; and

WHEREAS: The Pit River Tribe is governed by the Pit River Tribal Council, the body duly elected under the constitution of the Pit River Tribe, adopted August 16, 1987, and approved by the assistant Secretary of Interior for Indian Affairs, December 3, 1987; and

WHEREAS: The Pit River Tribal Council is empowered by Articles VII of the Constitution to enact all ordinances and resolutions which shall be necessary and proper for carrying into effect the Council's powers and responsibility, contract with federal, state and tribal governments, private enterprise, individuals and organizations; and

WHEREAS: The Native American Housing Assistance and Self-Determination Act of 1996 (NAHASDA) empowers tribes to address their housing needs as they deem appropriate; and

WHEREAS: The Indian Housing regulations at 24 CFR Part 1000.202 provides for Indian Tribes or TDHE's to be eligible recipients for purposes of carrying out affordable activities under NAHASDA; and

WHEREAS: The Pit River Tribal Housing Board was duly established to address housing needs and to carry out housing activities for the Pit River Tribe; and

WHEREAS: The Pit River Tribe has determined it to be in their best interest to designate the Pit River Tribal Housing Board as having administrative oversight over the Tribe's housing operations; and

NOW THEREFORE BE IT RESOLVED, that the Pit River Tribe hereby designates the Pit River Housing Board as the authorized TDHE and recipient of HUD IHBG funds to be effective immediately upon adoption of this resolution.

MADESI

ATWAMSINI

ASTARAWI

ATSUGEWI

APORIGE

AJUMAWI

HEWISEDAWI

ILIMAWI

ITSATAWI

KOSEALEKTE

HAMMAWI

Date: May 3, 2005

Subject: Designation of the Pit River Tribal Housing Board as the Tribe's Tribally Designated Housing Entity (TDHE) and Recipient of Funds for the Indian Housing Block Grant (IHBG)

Resolution No: 05-02-03

CERTIFICATION

I, the undersigned Tribal Chairperson, Jessica Jim, of the Pit River Tribe, do hereby certify the Pit River Tribal Council is composed of eleven autonomous bands of which 7 were present, constituting a quorum at a specially called, noticed, convened and held meeting this 3rd day of May, 2005, and the resolution was adopted by a vote of 7 for, 0 against, and 0 abstaining, and that said resolution has not been rescinded in any way.

Jessica Jim  
Jessica Jim, Chairperson

05-05-05  
Date:

Jolee George  
Jolee George, Tribal Secretary

05-05-05  
Date:

Council Member Signatures:

Della Baker

05-05-05  
Date:

Carol Barnes

05-05-05  
Date:

Sharon Elmore

05-05-05  
Date:

Sheila Montgomery

05-05-05  
Date:

Chen Wilson

05-05-05  
Date:

Arlene Williams

05-05-05  
Date:

Willard W Rhoades

5 5 05  
Date:

\_\_\_\_\_

\_\_\_\_\_  
Date:

\_\_\_\_\_

\_\_\_\_\_  
Date:

\_\_\_\_\_

\_\_\_\_\_  
Date:

\_\_\_\_\_  
Date: