



SQUAXIN ISLAND TRIBE

RESOLUTION NO. 01-60 of the SQUAXIN ISLAND TRIBAL COUNCIL

WHEREAS, the Squaxin Island Tribal Council is the Governing Body of the Squaxin Island Tribe, its members, its lands, its enterprises and its agencies by authority of the Constitution and Bylaws of the Squaxin Island Tribe, as approved and adopted by the General Body and the Secretary of the Interior on July 8, 1965; and,

WHEREAS, under the Constitution, Bylaws and inherent sovereignty of the Tribe, the Squaxin Island Tribal Council is charged with the duty of protecting the health, security, education and general welfare of tribal members, and with protecting and managing the lands and treaty resources and rights of the Tribe; and,

WHEREAS, the Squaxin Island Tribal Council has been entrusted with the creation of ordinances and resolutions in order to fulfill their duty of protecting the health, security, education and general welfare of tribal members, and of protecting and managing the lands and treaty resources of the Tribe; and,

WHEREAS, on July 16, 2001, the Department of Housing and Urban Development, Office of the Assistant Secretary for Public and Indian Housing issued through the Federal Register a notice of intent to establish a Negotiated Rule Making Committee as required by the Transportation Equity Act for the 21st Century (TEA-21); and,

WHEREAS, the Native American Housing Assistance and Self-Determination Act of 1996 (NAHASDA) requires that "In General – Notwithstanding sections 563(a) and 565(a) of title 5, United States Code, all regulations required under this act shall be issued according to a negotiated rulemaking under subchapter III of chapter 5 of title 5, United States Code;" and,

WHEREAS, the Indian Housing Block Grant Program (IHBG) regulations at 24 CFR Part 1000 Section 1000.306 require review of the IHBG formula within five years to determine if subsidy is needed to operate and maintain NAHASDA units or if any other changes are needed in respect to funding under the Current Assisted Stock Component of the formula; and,

WHEREAS, the notice of July 16, 2001 specifies five selection criteria for nominees and requires a written statement of how a nominee meets the selection criteria; and,

WHEREAS, selection criteria include the requirement that "the nominee is an elected tribal officer, or is otherwise authorized by the tribal government to act on the tribe's behalf during negotiated rulemaking sessions;" and,

01 - 60

Page 2

WHEREAS, selection criteria include the requirement that “the nominee has demonstrated housing experience as a member of the board of commissioners of a housing authority, housing entity, or other tribal organization;” and,

WHEREAS, selection criteria include the requirement that “the nominee has demonstrated ability to analyze and extrapolate complex data;” and,

WHEREAS, Herb Johns is an elected member of the Squaxin Island Tribal Council, serving continuously since 1996; and,

WHEREAS, Herb Johns is an appointed commissioner of the Squaxin Island Housing and Utilities Commission, serving continuously since establishment of the Commission on October 8, 1998; and,

WHEREAS, David Frey was appointed as an Alternate to the Southern Puget Sound Inter-Tribal Housing Authority Board of Commissioners on February 11, 1999; and,

WHEREAS, David Frey has provided staff assistance to the negotiated rulemaking committee established under the Transportation Equity Act for the 21st Century and served as a tribal representative on the formula subcommittee continuously from April 1999 through the Committee’s last meeting in December 2000.

NOW THEREFORE BE IT RESOLVED, that the Squaxin Island Tribal Council does hereby nominate Herb Johns as a delegate to the IHBG Formula Negotiated Rule Making Committee duly authorized represent the Squaxin Island Tribal Council and execute all other rights and privileges of the Committee during negotiated rulemaking.

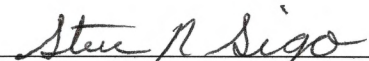
NOW THEREFORE BE IT FURTHER RESOLVED, that the Squaxin Island Tribal Council does hereby nominate David Frey as an alternate delegate to the IHBG Formula Negotiated Rule Making Committee duly authorized represent the Squaxin Island Tribal Council and execute all rights and privileges of the Committee during negotiated rulemaking.

NOW THEREFORE BE IT FURTHER RESOLVED, that the Squaxin Island Tribal Council does hereby authorize its delegate and alternate to the Committee to represent the interests of the Squaxin Island Tribe, other “small” tribes, Self-Governance tribes, and tribes operating housing programs as a unit of the tribal government rather than as a separate Tribally Designated Housing Entity.

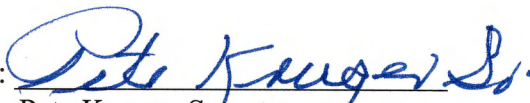
NOW THEREFORE BE IT FINALLY RESOLVED, that the Squaxin Island Tribal Council does hereby commit Herb Johns and David Frey to actively participate and negotiate in good faith to achieve consensus during the rule making process to benefit all tribes of the Northwest Region and throughout the United States.

CERTIFICATION

The Squaxin Island Tribal Council does hereby certify that the foregoing Resolution was adopted at the General Body meeting of the Squaxin Island Tribal Council, held on this 26th day of July, 2001, at which time a quorum was present and was passed by a vote of 5 for and 0 against with 0 abstentions.



David Lopeman, Chairman
Steve Sigo, Treasurer

Attested by: 

Pete Kruger, Secretary



Andy Whitener, Vice Chairman