



## UNITED SOUTH AND EASTERN TRIBES, INC.

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USET Resolution No. 2001:073

### **Support Resolution for the Narragansett and Maliseet Tribes**

- WHEREAS,** United South and Eastern Tribes, Incorporated (USET) is an inter-tribal organization comprised of twenty-four (24) federally recognized tribes; and
- WHEREAS,** the actions taken by the USET Board of Directors officially represent the intentions of each member tribe, as the Board of Directors comprises delegates from the member tribes leadership; and
- WHEREAS,** the Narragansett Indian Tribe of Rhode Island and The Houlton Band of Maliseet Indians of Maine are federally recognized tribes; and
- WHEREAS,** the U. S. Congress enacted the Native American Housing Assistance and Self-Determination Act of 1996 (NAHASDA), P.L. 104-330, as amended, which acknowledged that,  
“Congress, through treaties, statutes, and the general course of dealing with Indian Tribes, has assumed a trust responsibility for the protection and preservation of Indian Tribes, and for working with Tribes and their members to improve their housing conditions and socioeconomic status” ;and
- WHEREAS,** the provision of affordable homes in safe and healthy environments is an essential element in the special role of the United States in helping Tribes and their members to improve their housing conditions and socioeconomic status; and
- WHEREAS,** the originally enacted, Section 101(c) and (d) of NAHASDA required, as a condition of the Secretary of Housing and Urban Development making a grant under that Act to benefit low-income Indian families, that the recipient of a NAHASDA award must enter into an “Local Cooperation Agreement” (LCA) with the governing body of the locality within which affordable housing is located to compensate such government for the costs of providing governmental services (including police and fire protection, roads, water and sewage systems, utilities systems, and related facilities), in such amount as are set forth in NAHASDA; and
- WHEREAS,** the Narragansett Indian Tribe and the Houlton Band of Maliseet Indians have sought to negotiate an LCA with their respective towns and have been assisted in this effort by the Deputy Assistant Secretary of the Office of Native American Programs, who has met with tribal and town officials in an effort to reach a satisfactory arrangement as required by NAHASDA; and
- WHEREAS,** the town officials have refused to enter into any LCA, and have so informed the tribes in writing; and
- WHEREAS,** Congress, pursuant to P.L. 106-569, amended Section 101 (c) of NAHASDA to direct the Secretary of the Department of Housing and Urban Development to waive the LCA requirement where the NAHASDA recipient “has made a good faith effort to fulfill the requirements of this subsection and subsection (d)”, and agreed to comply with the requirements of NAHASDA until such time as the matter may be resolved; and

***“Because there is strength in Unity”***

**WHEREAS**, the Secretary of the Department of Housing and Urban Development has not yet waived the requirements for a LCA as requested by the tribes; and

**WHEREAS**, without such an LCA in place, the tribes can not carry out affordable housing activities, thereby jeopardizing the tribal housing programs; therefore be it

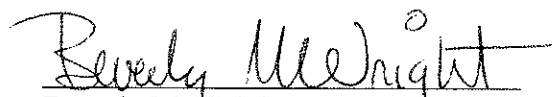
**RESOLVED** that USET Board of Directors does hereby request that, pursuant to Section 503 of P.L. 106-569, the Department of Housing and Urban Development waive the requirements of Section 101 (c) and (d) of NAHASDA as requested by the aforementioned tribes, including, without limitation, investigating whether the tribes' civil rights have been violated by acts or omissions of the towns' officials in refusing to enter into an LCA concerning the provision of governmental services by the towns to the tribes' housing sites in Charlestown, RI, and Houlton, ME.

#### CERTIFICATION

This resolution was duly passed at the USET Semi-Annual Meeting, at which a quorum was established in Marksville, LA, Thursday, May 24, 2001.



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Keller George, President  
United South and Eastern Tribes, Inc.



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Beverly M. Wright, Secretary  
United South and Eastern Tribes, Inc



## Narragansett Indian Tribal Resolution

No. TC 051501-01

**A Resolution Affirming USET's Support the Request of the Narragansett Indian Tribe to HUD to Waive the Requirement that the Tribe Enter into a Local Cooperation Agreement with the Town of Charlestown Under NAHASDA Due to the Town's Bad Faith.**

**WHEREAS,** The Narragansett Indian Tribe of Rhode Island is a Federally Recognized and Acknowledged Tribe; and

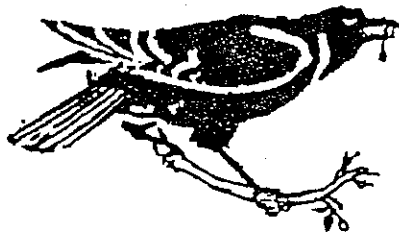
**WHEREAS,** The Chief Sachem and the Tribal Council are the Governing Body of the Tribe; and

**WHEREAS,** United South and Eastern Tribes Incorporated (USET) is an intertribal organization comprising twenty-four (24) federally recognized tribes; and

**WHEREAS,** The actions taken by the USET Board of Directors officially represent the intentions of each member tribe, as the Board of Directors comprises delegates from the member tribes leadership; and

**WHEREAS,** Congress enacted the Native American Housing Assistance and Self-Determination Act of 1996 (NAHASDA), P.L. 104-330, as amended, which acknowledged that "Congress, through treaties, statutes, and the general course of dealing with Indian tribes, has assumed a trust responsibility for the protection and preservation of Indian tribes, has assumed a trust responsibility for the protection and preservation of Indian tribes and for working with tribes and their members to improve their housing conditions and socioeconomic status" and that "providing affordable homes in safe and healthy environments is an essential element in the special role of the United States in helping tribes and their members to improve their housing conditions and socioeconomic status; and

**WHEREAS,** as originally enacted, Section 101 (c) and (d) of NAHASDA required, as a condition of the Secretary of Housing and Urban Development making a grant under that Act to benefit low-income Indian families, that the recipient of a NAHASDA award must enter into an agreement for local cooperation with the governing body of the locality within which affordable housing is located to compensate such government for the costs of providing governmental services (including police and fire protection, roads, water and sewerage systems, utilities systems, and related facilities), in such amounts as are set forth in NAHASDA; and



## Narragansett Indian Tribal Resolution

No. TCOS1501-01

**WHEREAS**, for more than two years now the Narragansett Indian Tribe has sought to negotiate a local cooperation agreement with the Town of Charlestown and has been assisted in this effort by the Deputy Assistant Secretary of the Office of Native American Programs who has met with Tribal and Town of Charlestown officials in an effort to reach a satisfactory arrangement as required by NAHASDA; and

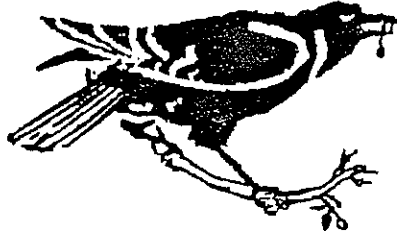
**WHEREAS**, Town of Charlestown officials have refused to enter into any local cooperation agreement and have so informed the Tribe in writing; and

**WHEREAS**, Congress, pursuant to P.L. 106-569, amended Section 101 (c) of NAHASDA to direct the Secretary of the Department of Housing and Urban Development to waive local cooperation agreement requirement where the NAHASDA recipient "has made a good faith effort to fulfill the requirements of this subsection and subsection (d)" and agrees to comply with the requirements of NAHASDA until such time as the matter may be resolved; and

**WHEREAS**, the Secretary of the Department of Housing and Urban Development has not yet waived the requirements for a local cooperation agreement as requested by the Narragansett Tribe; and

**WHEREAS**, without such local cooperation agreement in place, the Tribe cannot carry out affordable housing activities thereby jeopardizing the Tribe's housing program;

**NOW, THEREFORE BE IT RESOLVED** that USET Board of Directors does hereby request that, pursuant to Section 503 of P.L. 106-569, the Department of Housing and Urban Development waive the requirements of Section 101 (c) and (d) of NAHASDA as requested by the Narragansett Indian Tribe and further requests that HUD and the Department of Justice take all steps necessary to protect the sovereign status and safety of the Narragansett Indian Tribe, and its members, including, without limitation, investigating whether the Tribe's civil rights have been violated by acts or omissions of Town of Charlestown officials in refusing to enter into a local cooperation agreement concerning the provision of governmental services by the Town to the Tribe's housing site in Charlestown

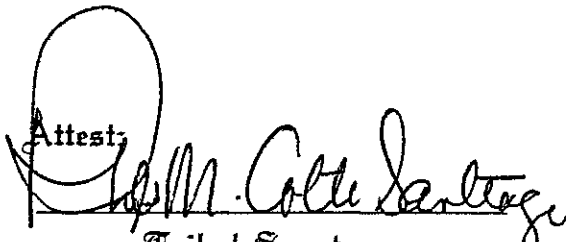


Narragansett Indian Tribal Resolution  
No. TC 051501-01

CERTIFICATION

I, the undersigned, as Tribal Secretary of the Narragansett Indian Tribe hereby certify that the Narragansett Tribal Council has adopted the above resolution on May 15, 2001.

(seal)

Attest:  
  
Tribal Secretary

  
Chief-Sachem/First Councilman



## Narragansett Indian Tribal Resolution

No. TC 051501-01

**A Resolution Affirming USET's Support the Request of the Narragansett Indian Tribe to HUD to Waive the Requirement that the Tribe Enter into a Local Cooperation Agreement with the Town of Charlestown Under NAHASDA Due to the Town's Bad Faith.**

**WHEREAS,** The Narragansett Indian Tribe of Rhode Island is a Federally Recognized and Acknowledged Tribe; and

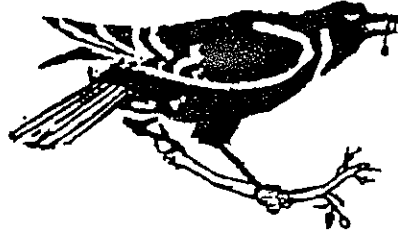
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## Narragansett Indian Tribal Resolution

No. TCOSIS01-01

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**WHEREAS**, Town of Charlestown officials have refused to enter into any local cooperation agreement and have so informed the Tribe in writing; and

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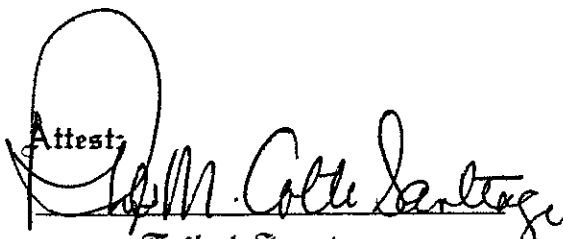


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