

Application for Federal Assistance SF-424

*** 1. Type of Submission:**

- Preapplication
- Application
- Changed/Corrected Application

*** 2. Type of Application:**

- New
- Continuation
- Revision

* If Revision, select appropriate letter(s):

* Other (Specify):

*** 3. Date Received:**

12/24/2011

4. Applicant Identifier:

5a. Federal Entity Identifier:

HUD ICDBG

5b. Federal Award Identifier:

B-12-SR-06-3074

State Use Only:

6. Date Received by State:

7. State Application Identifier:

8. APPLICANT INFORMATION:

*** a. Legal Name:**

Bear River Band of Rohnerville Rancheria

*** b. Employer/Taxpayer Identification Number (EIN/TIN):**

*** c. Organizational DUNS:**

9691522710000

d. Address:

*** Street1:**

27 Bear River Drive

Street2:

*** City:**

Loleta

County/Parish:

*** State:**

CA: California

Province:

*** Country:**

USA: UNITED STATES

*** Zip / Postal Code:**

95551-9646

e. Organizational Unit:

Department Name:

Division Name:

f. Name and contact information of person to be contacted on matters involving this application:

Prefix:

*** First Name:**

Bruce

Middle Name:

*** Last Name:**

Merson

Suffix:

Title:

Chief Financial Officer & Housing Director

Organizational Affiliation:

*** Telephone Number:**

707-407-6617

Fax Number:

707-733-1972

*** Email:**

Bruce.Merson@BearRiverCasino.com

Application for Federal Assistance SF-424

*** 9. Type of Applicant 1: Select Applicant Type:**

I: Indian/Native American Tribal Government (Federally Recognized)

Type of Applicant 2: Select Applicant Type:

Type of Applicant 3: Select Applicant Type:

* Other (specify):

*** 10. Name of Federal Agency:**

US Department of Housing and Urban Development

11. Catalog of Federal Domestic Assistance Number:

14.862

CFDA Title:

Indian Community Development Block Grant Program

*** 12. Funding Opportunity Number:**

FR-5600-N-02

* Title:

Community Development Block Grant Program for Indian Tribes, and Alaska Native Villages (ICDBG)

13. Competition Identification Number:

ICDBG-02

Title:

14. Areas Affected by Project (Cities, Counties, States, etc.):

[Add Attachment](#)

[Delete Attachment](#)

[View Attachment](#)

*** 15. Descriptive Title of Applicant's Project:**

Tish Non Village Phase V: New Housing Construction

Attach supporting documents as specified in agency instructions.

[Add Attachments](#)

[Delete Attachments](#)

[View Attachments](#)

Application for Federal Assistance SF-424

16. Congressional Districts Of:

* a. Applicant

b. Program/Project

Attach an additional list of Program/Project Congressional Districts if needed.

17. Proposed Project:

* a. Start Date:

* b. End Date:

18. Estimated Funding (\$):

* a. Federal	<input type="text" value="605,000.00"/>
* b. Applicant	<input type="text" value="330,800.00"/>
* c. State	<input type="text" value="0.00"/>
* d. Local	<input type="text" value="0.00"/>
* e. Other	<input type="text" value="0.00"/>
* f. Program Income	<input type="text" value="0.00"/>
* g. TOTAL	<input type="text" value="935,800.00"/>

*** 19. Is Application Subject to Review By State Under Executive Order 12372 Process?**

- a. This application was made available to the State under the Executive Order 12372 Process for review on
- b. Program is subject to E.O. 12372 but has not been selected by the State for review.
- c. Program is not covered by E.O. 12372.

*** 20. Is the Applicant Delinquent On Any Federal Debt? (If "Yes," provide explanation in attachment.)**

Yes No

If "Yes", provide explanation and attach

21. *By signing this application, I certify (1) to the statements contained in the list of certifications and (2) that the statements herein are true, complete and accurate to the best of my knowledge. I also provide the required assurances** and agree to comply with any resulting terms if I accept an award. I am aware that any false, fictitious, or fraudulent statements or claims may subject me to criminal, civil, or administrative penalties. (U.S. Code, Title 218, Section 1001)**

** I AGREE

** The list of certifications and assurances, or an internet site where you may obtain this list, is contained in the announcement or agency specific instructions.

Authorized Representative:

Prefix: * First Name:

Middle Name:

* Last Name:

Suffix:

* Title:

* Telephone Number: Fax Number:

* Email:

* Signature of Authorized Representative: * Date Signed:

**Applicant/Recipient
Disclosure/Update Report**

U.S. Department of Housing
and Urban Development

OMB Number: 2510-0011
Expiration Date: 10/31/2012

Applicant/Recipient Information

* Duns Number: 9691522710000

* Report Type: INITIAL

1. Applicant/Recipient Name, Address, and Phone (include area code):

* Applicant Name:

Bear River Band of Rohnerville Rancheria

* Street1: 27 Bear River Drive

Street2:

* City: Loleta

County:

* State: CA: California

* Zip Code: 95551-9646

* Country: USA: UNITED STATES

* Phone: 707-407-6617

2. Social Security Number or Employer ID Number: 68-0085465

* 3. HUD Program Name:

Indian Community Development Block Grant Program

* 4. Amount of HUD Assistance Requested/Received: \$ 605,000.00

5. State the name and location (street address, City and State) of the project or activity:

* Project Name: Tish Non Village Phase V: New Housing Construction

* Street1: Singley Road & Brenard Road

Street2:

* City: Loleta

County:

* State: CA: California

* Zip Code: 95551-9646

* Country: USA: UNITED STATES

Part I Threshold Determinations

* 1. Are you applying for assistance for a specific project or activity? These terms do not include formula grants, such as public housing operating subsidy or CDBG block grants. (For further information see 24 CFR Sec. 4.3).

Yes

No

* 2. Have you received or do you expect to receive assistance within the jurisdiction of the Department (HUD), involving the project or activity in this application, in excess of \$200,000 during this fiscal year (Oct. 1-Sep. 30)? For further information, see 24 CFR Sec. 4.9.

Yes

No

If you answered "No" to either question 1 or 2, **Stop!** You do not need to complete the remainder of this form.

However, you must sign the certification at the end of the report.

Form HUD-2880 (3/99)

Part II Other Government Assistance Provided or Requested / Expected Sources and Use of Funds.

Such assistance includes, but is not limited to, any grant, loan, subsidy, guarantee, insurance, payment, credit, or tax benefit.

Department/State/Local Agency Name:

* Government Agency Name:

Government Agency Address:

* Street1:

Street2:

* City:

County:

* State:

* Zip Code:

* Country:

* Type of Assistance:

* Amount Requested/Provided: \$

* Expected Uses of the Funds:

Department/State/Local Agency Name:

* Government Agency Name:

Government Agency Address:

* Street1:

Street2:

* City:

County:

* State:

* Zip Code:

* Country:

* Type of Assistance:

* Amount Requested/Provided: \$

* Expected Uses of the Funds:

(Note: Use Additional pages if necessary.)

Add Attachment

Delete Attachment

View Attachment

Part III Interested Parties. You must decide.

1. All developers, contractors, or consultants involved in the application for the assistance or in the planning, development, or implementation of the project or activity and
2. Any other person who has a financial interest in the project or activity for which the assistance is sought that exceeds \$50,000 or 10 percent of the assistance (whichever is lower).

* Alphabetical list of all persons with a reportable financial interest in the project or activity (For individuals, give the last name first)	* Social Security No. or Employee ID No.	* Type of Participation in Project/Activity	* Financial Interest in Project/Activity (\$ and %)
<input type="text"/>	<input type="text"/>	<input type="text"/>	\$ <input type="text"/> <input type="text"/> %
<input type="text"/>	<input type="text"/>	<input type="text"/>	\$ <input type="text"/> <input type="text"/> %
<input type="text"/>	<input type="text"/>	<input type="text"/>	\$ <input type="text"/> <input type="text"/> %
<input type="text"/>	<input type="text"/>	<input type="text"/>	\$ <input type="text"/> <input type="text"/> %
<input type="text"/>	<input type="text"/>	<input type="text"/>	\$ <input type="text"/> <input type="text"/> %
<input type="text"/>	<input type="text"/>	<input type="text"/>	\$ <input type="text"/> <input type="text"/> %

(Note: Use Additional pages if necessary.)

Add Attachment

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Certification

Warning: If you knowingly make a false statement on this form, you may be subject to civil or criminal penalties under Section 1001 of Title 18 of the United States Code. In addition, any person who knowingly and materially violates any required disclosures of information, including intentional non-disclosure, is subject to civil money penalty not to exceed \$10,000 for each violation. I certify that this information is true and complete.

* Signature:

Leonard Bowman

* Date: (mm/dd/yyyy)

12/24/2011

Project Abstract

HUD FY2012 Indian Community Development Block Grant funds are being sought by the Bear River Band of Rohnerville Rancheria for a Tish Non Village V: **New Housing Construction** project to construct four new homeownership single-family housing units. Related infrastructure improvements (roadways, utilities, sidewalks, storm water drainage, water and wastewater plants) are in place constructed with other funding sources. The proposed project will be constructed at the Tribe's innovative, master-planned combined housing/economic development named Tish Non Village located near Loleta, CA. Tish Non Village is located on land acquired with Tribal funds in 2005 and is the focused location of the Tribe's housing development to address the extreme need for housing for our Tribal members.

This project will be carried out and administered through the Bear River Mattole Wiyot Development Commission, a Community Based Development Organization. All beneficiaries of the project are required to be low- to moderate-income eligible in pursuant to the applicable Housing Policy.

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2-2b	Project Benefit.....	2

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General, Screening, and Threshold Criteria (Exhibits in filename "ThresholdExhibits")

A. General

California's north coast is the historic base of the Bear River Band of Rohnerville Rancheria comprised of ancestral Wiyot, Mattole, and Bear River lineage. Its members are native to the general vicinity of Eureka, Humboldt County, 280 miles north of San Francisco. See Location Map, pages 6-7.

Currently, many of the tribe's members have no permanent homes and many are homeless. The limited current Tribal housing stock results in Tribal members being scattered broadly in surrounding communities and a loss of Tribal cohesion and cultural identity. The Tribe acquired 113 acres of land adjacent to the historic Reservation near Loleta, CA for New Housing Construction. The Tribe has developed a master plan for the site, named Tish Non Village, to accommodate the maximum number of housing units as well as allow for some future economic development activity. The Tribe held a Citizen Participation Community Meeting on December 2, 2011 (see Citizen Participation Community Meeting Notice and Minutes, pages 10-18) at which there was broad agreement that the number one priority for HUD ICDBG funding is an increase in Tribal housing stock. Therefore, the tribe has made the construction of new housing through its CBDO its purpose for HUD FY2012 ICDBG funding application.

The Bear River Band of Rohnerville Rancheria herewith submits an FY2012 ICDBG application for New Housing Construction (four new single-family home ownership housing units) with Tribal Resolution 11-71, pages 1-5, and all the other required forms listed in the ICDBG NOFA can be found in the electronic submission or this application. This application in its entirety serves as a Community Development Statement and was published and made available to community members (see page 19) and presented to the Tribal Council and membership in open session at the December 20, 2011 Council meeting (page 20). The project will be implemented on undeveloped home sites at our Tish Non Village and therefore no displacement or temporary relocation is required.

B. Application Screening

1. **Application Submitted by Due Date** – The application is submitted electronically by the due date.
2. **Applicant Eligibility** - The Bear River Band of Rohnerville Rancheria is a federally recognized Indian Tribe and is therefore eligible to apply for FY2012

HUD ICDBG under the Title I of the Indian Self-Determination and Education Assistance Act.

3. **Project Eligibility** - The Bear River Band of Rohnerville Rancheria is submitting an application to the HUD ICDBG program for funding to construct four new single-family home ownership housing units. This New Housing Construction project will provide four low- to moderate-income tribal households with safe and decent housing. This project is eligible under 24 CFR Part 1003 Subpart C and will be implemented through the Bear River Mattole Wiyot Development Commission, a Community Based Development Organization (see Exhibits pages 21-37 including Draft Memorandum of Agreement with Bear River Mattole Wiyot Development Commission for New Housing Construction, Bear River Mattole Wiyot Development Commission Ordinance and authorizing Resolution, Commissioner election and appointment results, and the Charter and Bylaws of the Commission). SWONAP Grants Evaluation personnel (Sid Shahid – Review Lead) visited Bear River August 31 to September 2, 2010, reviewed all CBDO organizational documents, attended a CBDO meeting, and can attest to the validity of the organization. Our CBDO has been determined valid and compliant in each of numerous prior ICDBG applications and should be reflected as such in SWONAP records.
4. **Application Complete** - The application contained herein includes substantially all of the components specified in the Notice of Funding Availability for the Indian Community Development Block Grant; Fiscal Year 2012 (NOFA) published in the Federal Register. See the Table of Contents at pages 2-4 of this section for the location of various forms and materials.
5. **Grant Funds Benefit Low- and Moderate-Income Persons** - The screening criteria require at least 70 percent of the grant funds be used to benefit low- to moderate-income persons. The applicable Housing Policy (pages 38-42 for excerpts including income verification) for the units to be constructed with funds awarded under this application require 100 percent of the persons benefiting be low- to moderate-income as defined by HUD Income Limits. Specifically, the policy states in the Order of Selection at page 41 that applicants above moderate-income are ineligible and will not benefit from the New Housing Construction Project proposed here.
6. **Application Amount Does Not Exceed Ceiling** - The grant ceiling amount of the NOFA lists a grant ceiling of \$605,000 for Tribes in the Southwest ONAP area with populations of 0-1,500. This is the population range applicable to the Bear River Band of Rohnerville Rancheria and this application is for funding of \$605,000 – not in excess of the ceiling amount.

C. General Threshold Requirements

DUNS Number – 969152271

CCR Registration – CAGE/NCAGE 37WV4

Resolution of Outstanding Civil Rights Matters – none outstanding

Compliance With Fair Housing and Civil Rights Laws - The Bear River Band of Rohnerville Rancheria is a federally recognized Indian Tribe and is exempted from this requirement. The Tribe will comply with the nondiscrimination provisions enumerated at 24CFR1003.601, as applicable.

Conducting Business in Accordance with Core Values and Ethical Standards – Bear River Band of Rohnerville Rancheria has a written Code of Ethics in Public Contracting and Code of Personal and Business Conduct in accordance with 24 CFR 85.42 and 85.36(b)(3) previously approved by HUD (see HUD list of Tribe's with approved Code of Conduct at http://portal.hud.gov/hudportal/HUD?src=/program_offices/administration/grants/conduct).

Prohibition Against Lobbying - Bear River Band of Rohnerville Rancheria is a federally recognized Indian tribe excluded from the Byrd Amendment however we do not engage in lobbying activities.

Affirmatively Furthering Fair Housing – federally recognized Indian tribes are not subject to the requirement to affirmatively further fair housing per the General Section of NOFA

Economic Opportunities for Low- and Very-Low Income Persons – The proposed project will construct four housing units. The Tribe agrees to all the Section 3 requirements (see the Resolution pages 1-5) that we will ensure, to the greatest extent feasible, that training, employment, and other economic opportunities will be directed to low- and very low-income persons in the area in which the project is located. The Bear River Band of Rohnerville Rancheria commits to employ Section 3 residents as 10% of the aggregate number of new hires for each year over the duration of the Section 3 project and committing that this same requirement will be imposed on all contractors working on the project

Public Disclosure of Conflict of Interest – public notification of our Conflict of Interest Policy was communicated at the Citizen Participation meeting (pages 10-18). Further, in accordance with our Public Disclosure Policy, the administration of the Waiting List including rating/ranking of applicants was performed by staff members unrelated to any of the applicants (staff are not Tribal members). All lists presented to Tribal authoritative bodies are "blind" in that identifying data was hidden and applicants

were known only as applicant number. All parties involved have signed forms declaring their role and the list of Tribal members that will be awarded a home (if funded) will be publically disclosed by posting on the bulletin board at the Tribal Office as prescribed in our public disclosure policy submitted and approved by HUD SWONAP.

Other Requirements Applicable to All Projects – The Tribe will meet all the additional requirements listed in Application Screening requirements applicable to this NOFA as described in the General Section including:

- Delinquent Federal Debt – Tribe has none
- Pre-Award Accounting System Surveys – the Tribe is a low-risk grantee (see Federal Audit Clearinghouse)
- Name Check Review – no key individuals have issues
- False Statements – all statements in application are true
- Debarment and Suspension – Tribe is not debarred or suspended
- Civil Rights Laws – Tribe will comply with applicable statutes
- Ensuring Participation of Small Businesses, Small Disadvantaged Businesses, and Women-Owned Businesses – Tribe will take affirmative steps
- Relocation – no relocation of persons is associated with the proposed project as our construction will occur on unoccupied home sites already fully serviced with infrastructure improvements at our Tish Non Village.
- Executive Order 13166 – Tribe will comply as required
- Executive Order 13279 – faith-based and community-based organizations will be provided equal treatment
- Accessible Technology – no electronic and information technology development, procurement, or maintenance is proposed
- Procurement of Recovered Materials – not applicable
- Participation in HUD-Sponsored Program Evaluation - will cooperate
- Executive Order 13202 – will comply with 24 CFR 5.108
- Salary Limitations for Consultants – will not pay in excess of rate for General Schedule 15, Step 10
- OMB Circulars and Government-wide Regulations Applicable to Financial Assistance Programs – will comply with all
- Environmental Requirements – HUD has completed an environmental review in accordance with 24CFR Part 50 for this project as part of our RHED 09 grant
- Conflicts of Interest – no covered individuals assisting HUD in rating and ranking applicants for funding assisted in application preparation
- Drug-Free Workplace – Tribe enforces Drug-Free Workplace policy in compliance with requirement
- Safeguarding Resident/Client Files – existing Housing Policy ensures resident/client files safeguarded
- Compliance with Federal Funding Accountability and Transparency Act – Tribe will report according to requirements

- Compliance with Duncan Hunter – it isn't anticipated the Tribe will meet the reporting threshold but will comply should we reach that level.

D. Program Related Threshold Requirements

1. **Outstanding ICDBG Obligation** - The Bear River Band of Rohnerville Rancheria does not have an outstanding ICDBG obligation.
2. **Compliance With Fair Housing and Civil Rights Laws** - The Bear River Band of Rohnerville Rancheria is a federally recognized Indian Tribe and is exempted from the Fair Housing and Civil Rights Threshold requirements found in the General Section. The Tribe will comply with the nondiscrimination provisions enumerated in Title II of the Civil Rights Act of 1968, known as the Indian Civil Rights Act Section 109 prohibitions against discrimination based on age, sex, religion, and disability and 24CFR1003.601 as applicable. We have no outstanding violations of these civil rights authorities.

E. New Housing Construction Project Thresholds

1. **Implemented by CBDO**-The Bear River Band of Rohnerville Rancheria is submitting an application to the HUD ICDBG program for New Housing Construction to benefit low- to moderate-income persons. The Bear River Mattole Wiyot Development Commission (BRMWDC) will implement this project and is a valid Community Based Development Organization (CBDO) as evidenced by Exhibits pages 28-37 including cover sheet and excerpts from the Bear River Mattole Wiyot Development Commission Ordinance and authorizing Resolution, Commissioner election and appointment results, and the Charter and Bylaws of the Commission with authorizing resolution. The Commission will implement the project as evidenced by Draft Memorandum of Agreement with Bear River Mattole Wiyot Development Commission for New Housing Construction pages 21-27, and Resolution #11-71 pages 1-5, including intent to enter into MOU with the Commission. These documents demonstrate the BRMWDC is an eligible CBDO pursuant to 24CFR1003.204(c). The BRMWDC is a tribal-based non-profit organization duly organized to promote and undertake community development activities on a not-for-profit basis within the service area of the Bear River Band of Rohnerville Rancheria in accordance with paragraph (c)(2)(iv). The BRMWDC also qualifies as an eligible CBDO under paragraph (c)(3) in that the documents demonstrate through the provision of information regarding the organization's charter and by-laws, that the organization is sufficiently similar in purpose, function, and scope to those entities described in paragraph (c)(1). The BRMWDC, in fact, essentially complies with the characteristics described in (c)(1). SWONAP Grants Evaluation personnel (Sid Shahid – Review Lead) visited Bear River August 31 to September 2, 2010, reviewed all CBDO organizational documents, attended a CBDO meeting, and can attest to the validity of the organization. Our CBDO

has been determined eligible in numerous prior ICDBG awards and SWONAP records should reflect that.

2. **Construction Standards** - The Tribe's adopted tribal construction standards incorporate the latest Universal Building Code (UBC) standards. See Tribal Resolution #11-71, pages 1-5, including adopting construction standards.
3. **Low- to Moderate-Income Beneficiaries** - The applicable Housing Policy for the units to be constructed with funds awarded under this application require 100 percent of the persons benefiting be low- to moderate-income as defined by HUD Income Limits (see Housing Policy excerpts, pages 38-42). Specifically, the policy states in the Order of Selection at page 41 that applicants above moderate-income are ineligible and will not benefit from the New Housing Project proposed here.

The project benefits the neediest segment of the population and the housing need is supported by data collected in June through December 2011 and tabulated on the current Housing Home Ownership Waiting List (page 43). Each of the 29 eligible applicants has submitted a Data Management and Needs Assessment & Housing Application (pages 44-47) and HUD/ICDBG Application Beneficiary Commitment (page 48).

In order to determine that income data upon which determination of eligibility, selection, preference, and payments to be charged are accurate, such data will be verified as prescribed in Housing Policy excerpts at pages 38-42 and pages 40-41 in particular immediately preceding occupancy. Also see page 50 for further detail on the LMI status of proposed beneficiaries. The FY2012 income limits for Humboldt County shown in page 54 will be used to establish eligibility immediately prior to occupancy unless superseded by new limits.

4. **No Other Suitable Housing Available** - There isn't any available housing near the reservation and that in the nearest communities is unaffordable for our LMI families (see page 49 for supporting documentation of local rental market pricing of \$995/mo and higher). Existing Tribal housing stock is fully occupied (see pages 50-52 for supporting documentation). Although the Tribe has been successful in obtaining earlier ICDBG funding that has helped others, they weren't sufficient to address the remaining families on the current Homeownership Housing Waiting List (see page 43). There is no other suitable and affordable housing available for needy Tribal families on or near the reservation without the housing requested in this application.
5. **No Other Funding Sources Including IHBG** - The Tribe is estimated to receive only \$73,607 under its NAHSDA IHBG award for FY2012 (see page 52 for supporting documentation), insufficient to build a home with even several years of funds even begin to address the remaining critical housing shortage

and there aren't any other available housing funds available for this project (see supporting documentation pages 50-53).

6. **Current Status of Households to be Assisted**-The members to be served by this project are currently living in either an overcrowded situation, are homeless, or are sharing housing because they have no home of their own. The supporting documentation at pages 50-53 details more specifically the circumstances of the four highest ranked families on our LMI eligible Housing Waiting list.

Screening & Threshold Exhibits (in filename "ThresholdExhibits")

G&TH-A	Tribal Resolution 11-71.....	1
G&TH-B	Location Map & Site Plan	6
G&TH-C	Project Implementation Schedule (HUD-4125).....	8
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BEAR RIVER BAND of ROHNERVILLE RANCHERIA
27 BEAR RIVER DR. LOLETA, CA 95551 707.733.1900, fax 733.1972



Resolution No: 11-71
Date Approved: December 19, 2012

A RESOLUTION BY THE BEAR RIVER BAND OF ROHNERVILLE RANCHERIA TRIBAL COUNCIL AUTHORIZING SUBMITTAL OF AN APPLICATION FOR NEW HOUSING CONSTRUCTION TO THE 2012 HUD INDIAN COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM, CERTIFIES CITIZEN PARTICIPATION, CERTIFIES ADOPTION OF FINANCIAL AND PROCUREMENT PROCEDURES, COMMITS FUNDS TO LEVERAGE THE 2012 ICDBG PROJECT, CERTIFIES ADOPTION OF BUILDING CONSTRUCTION STANDARDS, CERTIFIES ADOPTION OF HOUSING AND MAINTENANCE POLICIES, CERTIFIES INTENT TO ENTER INTO MOA WITH THE BEAR RIVER MATTOLE WIYOT DEVELOPMENT COMMISSION (A CBDO) FOR NEW HOUSING CONSTRUCTION, ADOPTS THE OPERATION AND MAINTENANCE PLAN FOR THE HOUSING DEVELOPMENT, COMMITS FUNDS TO MAINTAIN THE HOUSING DEVELOPMENT, AND COMMITS TO INCLUDE THE 2011 ICDBG PROJECT IN THE 2012 INDIAN HOUSING PLAN.

WHEREAS, the Bear River Band of Rohnerville Rancheria is a federally recognized body of the American Indian Tribes, located in California, and has a government to government relationship with the United States of America; and,

WHEREAS, the Bear River Band of Rohnerville Rancheria is a federally-recognized Indian Tribe and is an eligible recipient under the Indian Self-Determination and Education Act (P.L. 93-638) and is eligible for all rights and privileges afforded to federally recognized Indian tribes; and,

WHEREAS, the Bear River Band of Rohnerville Rancheria has adopted a priority goal of continuing its efforts in the area of community development; and,

WHEREAS, the Bear Band River Band of Rohnerville Rancheria has:

- Provided Tribal citizens, especially those living in areas where activities are proposed or ongoing, with adequate information concerning the amount of

BEAR RIVER BAND of ROHNERVILLE RANCHERIA

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funds available for proposed community development and housing activities, the range of activities that may be assisted, and other important program requirements, and solicited their views and participation.

- Followed traditional Tribal means of citizen involvement that included holding at least one adequately publicized meeting at a time and location convenient to Tribal citizens to obtain the views of residents on community development and housing needs.
- Developed and published or posted a community development statement in such a manner as to afford affected residents an opportunity to examine its contents and submit comments giving residents an opportunity to review and comment on the tribe's performance under any active Community Development Block Grant.
- Considered any comments or views expressed by Tribal members and has modified the application accordingly.
- Made the modified application available to Tribal members for review and comments.

WHEREAS, the Bear River Band of Rohnerville Rancheria has adopted Financial Procedures by Resolution 03-15 on June 9, 2003 and Procurement Procedures by Resolution 98-58 on December 1, 1998 and hereby certifies that these procedures remain in effect; and,

WHEREAS, the Bear River Band of Rohnerville Rancheria does not have adequate housing for its members; and,

WHEREAS, the Bear River Band of Rohnerville Rancheria will not use funds available through this project to serve households that have been evicted from HUD-assisted housing within the past five years except in emergency situations; and,

WHEREAS, the Bear River Band of Rohnerville Rancheria restricts eligibility for the housing units constructed with ICDBG funds to those Tribal members meeting low- to moderate-income limits established by HUD in accordance with the Housing Policy; and,

BEAR RIVER BAND of ROHNERVILLE RANCHERIA
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WHEREAS, the Housing Policy and Maintenance Policy developed by the Bear River Mattole Wiyot Development Commission provides for safe, decent, and affordable housing for low- to moderate-income beneficiaries; and,

WHEREAS, safe and decent housing units benefit from proper operation and maintenance; and,

WHEREAS, the New Housing Construction must be developed by an eligible CBDO pursuant to ICDBG regulations; and,

WHEREAS, the Bear River Band of Rohnerville Rancheria Tribal Council (the elected governing body of the Tribe) and the Tribal members have determined that there is a great need for the construction of new housing and,

WHEREAS, funding for this purpose has been made available to the Tribe through the HUD Indian Community Development Block Grant Program; and,

WHEREAS, the Bear River Band of Rohnerville Rancheria will comply with local building codes and has adopted the latest version of the Uniform Building Code (UBC) for the construction of all tribal housing projects; and,

WHEREAS, the project within the application will benefit from a commitment of matching funds totaling \$330,800 including \$58,886 from the 2012 IHBG allocation and \$271,914 from Tribal funds for site engineering and home construction; and,

WHEREAS, the Indian Community Development Block Grant Program requirements include providing economic opportunities for low- and very low-income persons (Section 3) and that this requirement can be fulfilled by committing to employ Section 3 residents as 10% of the aggregate number of new hires for each year over the duration of the Section 3 project and committing that this same requirement will be imposed on all contractors working on the project;

NOW THEREFORE BE IT RESOLVED, that the Bear River Band of Rohnerville Rancheria hereby commits vacant home sites at the Tish Non Village site located on Tribal trust land with all supporting infrastructure in place; and,

BE IT FURTHER RESOLVED, that the Bear River Band of Rohnerville Rancheria hereby commits contributions totaling \$330,800 towards the proposed New Housing Construction

BEAR RIVER BAND of ROHNERVILLE RANCHERIA

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project. This commitment is further detailed in the proposed HUD 2012 ICDBG application and will be available within sixty (60) days of the notice of award; and,

BE IT FURTHER RESOLVED, that the Bear River Band of Rohnerville Rancheria is an eligible applicant of HUD's FY 2012 Indian Community Development Block Grant Program and hereby authorizes its Tribal Chairperson to submit the Tribe's application to the Community Development Block Grant Program; and,

BE IT FURTHER RESOLVED, that the Bear River Band of Rohnerville Rancheria hereby commits available Tribal funds necessary to properly maintain and sustain the infrastructure that supports the housing units constructed with ICDBG 2012 project and that owner responsibility for maintenance of the housing units is clearly defined in the Occupancy Agreement signed by each beneficiary; and,

BE IT FURTHER RESOLVED, that the Bear River Band of Rohnerville Rancheria hereby adopts the Housing Policy developed by the Bear River Mattole Wiyot Development Commission as applicable to the housing units constructed with the ICDBG 2012 project; and,

BE IT FURTHER RESOLVED, that the Bear River Band of Rohnerville Rancheria hereby commits to enter into a Memorandum of Agreement with the Bear River Mattole Wiyot Development Commission (an eligible CBDO) for implementation of the New Housing Construction proposed with ICDBG 2012 project application; and,

BE IT FURTHER RESOLVED, the Bear River Band of Rohnerville Rancheria has included the ICDBG 2012 project in its 2012 Indian Housing Plan with a commitment of \$58,886 in FY2012 IHBG funds and commits to amend the Indian Housing Plan to add the \$271,914 of additional Tribal resources pledged as match for New Housing Construction; and,

BE IT FURTHER RESOLVED, that the Bear River Band of Rohnerville Rancheria commits to employ Section 3 residents as 10% of the aggregate number of new hires for each year over the duration of the Section 3 project and committing that this same requirement will be imposed on all contractors working on the project; and,

BE IT FINALLY RESOLVED, that the Tribal Chairperson is also authorized to negotiate and sign the grant agreement and any amendments thereto.

BEAR RIVER BAND of ROHNERVILLE RANCHERIA
27 BEAR RIVER DR. LOLETA, CA 95551 707.733.1900, fax 733.1972



C*E*R*T*I*F*I*C*A*T*I*O*N

As the Bear River Band of Rohnerville Rancheria Tribal Council we do hereby certify that at a meeting duly called, noticed and convened on December 20, 2011 at which time a quorum was present, this Resolution was adopted by a vote of 5 IN FAVOR, 0 OPPOSED, 0 ABSTENTIONS, and 2 ABSENT.

Attested by: Leonard Bowman 12-20-11
Leonard Bowman, Tribal Chairperson Date

Aileen Meyer 12-21-11
Aileen Meyer, Council Secretary Date

Implementation Schedule
Indian Community Development Block Grant (ICDBG)

See Instructions and Public Reporting Statement on back.
Submit a separate implementation schedule for each project category.

1. Name of Applicant (as shown in Item 5, Standard Form 424)
Bear River Band of Rohnerville Rancheria

2. Application/Grant Number (to be assigned by HUD)
B-12-SR-06-3074

3. Original (First submission to HUD)
 Pre-Award Submission
 Amendment (submitted after grant approval)

Date (mm/dd/yyyy)
12/08/2011

4. Name of Project (as shown on form HUD-4123, item 4)
Tish Non Village Phase V: New Housing Construction

5. Effective Date (mm/dd/yyyy)
05/01/2012

Expected Completion Date (mm/dd/yyyy)
11/30/2013

Expected Closeout Date (mm/dd/yyyy)
12/31/2013

6. Environmental Review Status
 Exempt (As described in 24 CFR 58.34) Under Review (Review underway; findings not yet made)
 EIS Required (Finding that project may significantly affect environment or EIS automatically required by 24 CFR 58.37) Not Started (Review not yet begun)

7. Finding of No Significant Impact (Finding made that request for release of funds for project is not an action which may significantly affect the environment.)
 Categorically Excluded (as described in 24 CFR 58.35)

7. Tribal Fiscal Year (mm/dd/yyyy)
12/31/2012

8. Task List
(List tasks such as environmental assessment, acquisition, etc.) Use Calendar Year (CY) quarters. Fill in the CY below. See detailed instructions on back.

Task List	CY 12			CY 13			Date (mm/dd/yyyy) (if exceeds 8th Q. tr)		
	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.	5th Qtr.	6th Qtr.		7th Qtr.	8th Qtr.
Grant Startup and Clear Special Conditions									
HUD Environmental Clearance									
RFP for Engineering Services									
Contract for Engineering Services									
Prepare Housing Unit Bid Packages									
IFB for Housing Unit Construction									
Contract for Housing Unit Construction									
Construct Housing Units									
Grant Administration									
Prepare & Submit Closeout Documents									
Final Audit of Expenditures									
	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 85,000.00	\$ 350,000.00	\$ 170,000.00	\$ Total 605,000.00
	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 85,000.00	\$ 435,000.00	\$ Total 605,000.00	\$ Total 605,000.00

10. Planned Drawdowns by Quarter
(Enter amounts non-cumulatively)

11. Cumulative Drawdown
(If more than one page, enter total on last page only)

Previous editions are obsolete

Form HUD-4125 (12/97)

GPTH - C

BR

Cost Summary

Indian Community Development Block Grant (ICDBG)

U.S. Department of Housing and Urban Development
Office of Public and Indian Housing

OMB Approval No. 2577-0191
(exp. 2/29/2012)

GPTH-D

See Instructions and Public Reporting Statement on back.

1. Name of Applicant (as shown in Item 5, Standard Form 424)
Bear River Band of Rohnerville Rancheria

2. Application/Grant Number (to be assigned by HUD upon submission)
B-12-SR-06-3074

3. Original (check here if this is the first submission to HUD) Revision (check here if submitted with implementation schedule as part of pre-award requirements) Amendment (check here if submitted after HUD approval of grant)

Date (mm/dd/yyyy)
12/01/2011

4. Project Name & Project Category (see instructions on back) a	ICDBG Amount Requested for each activity b	Program Funds (in thousands of \$)	
		Other Source Amount for each activity c	Other Source of Other Funds for each activity d
Tish Non Village Phase V: New Housing Construction	\$	\$	
Environmental Assessment			Completed with RHED 08/09
Infrastructure Engineering			Completed RHED 2006
Infrastructure Construction			Completed RHED 2008 & FHWA
Residential Site Civil and Structural engineering		15,800.00	Tribe
Construction of 4 Single Family Homes	605,000.00	58,886.00	IHBG 2012
(additional funds for construction)		256,114.00	Tribe
5. Administration			
a. General Management and Oversight			
b. Indirect Costs: Enter indirect costs to be charged to the program pursuant to a cost allocation plan.			
c. Audit: Enter estimated cost of Program share of A-133 audits.			
Administration Total *	0.00	0.00	
6. Planning The Project description must address the proposed use of these funds.			
7. Technical Assistance Enter total amount of ICDBG funds requested for technical assistance. **			
8. Sub Total Enter totals of columns b. and c.	\$ 605,000.00	\$ 330,800.00	
9. Grand Total Enter sum of column b. plus column c.			\$ 935,800.00

* The total of Items 5 and 6 cannot exceed 20% of the total ICDBG funds requested.

** No more than 10% of ICDBG funds requested may be used for technical assistance. If funds are requested under this line item separate project description must accompany the application to describe the technical assistance the application intends to obtain. Only technical assistance costs associated with the development of a capacity to undertake a specific funded program activity are eligible (24 CFR 1003.206).

Previous editions are obsolete

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Citizen Participation Community Meeting Minutes December 2, 2012

The Citizen Participation Community Meeting for ICDBG 2012 was held in the Tribal Community Building on December 2, 2011 following proper advance posting of the Community Meeting Notice. The sign-in sheet is attached.

A general discussion of the HUD Indian Community Development Block Grant Program occurred with specific discussion of the allowable activities. There was general consensus that the Tribe needs to continue to apply for funds for New Housing Construction, as in recent years, to address the severe need for homeownership housing. The proposed project consists of four single-family homes.

Similar to prior years, additional discussion regarding the dire need of disabled and elderly families occurred. The very limited and fixed income provided by Social Security and SSI makes it extremely difficult for these families to access affordable housing and they are unable to work to increase their income. In addition, these elderly and disabled families are frequently small and have not ranked high in the past compared to families with a lot of young children.

The Commission made public notice that the Conflict of Interest provisions in the selection of housing unit beneficiaries in accordance with 24CFR1003.606(e). The small number of Tribal members and high frequency of interrelationships was agreed upon by all. More than half of the Tribal members are closely related to Commission and Tribal Council members. It was stressed that all applicants would receive equal treatment in the administration of the Waiting List and selection of beneficiaries.

Additional needs for Child Care Center and Assisted Living Center were identified as potential future applications as had been noted in prior years.



Bruce Merson
Housing Director

BEAR RIVER BAND of ROHNERVILLE RANCHERIA

32 BEAR RIVER DR. LOLETA, CA 95661 707.733.1900, fax 733.1972



SIGN-IN SHEET

Meeting: Citizen Participation Community Meeting

Date: December 2, 2011 Time: _____

- | | |
|-----|-----|
| 1. | 17. |
| 2. | 18. |
| 3. | 19. |
| 4. | 20. |
| 5. | 21. |
| 6. | 22. |
| 7. | 23. |
| 8. | 24. |
| 9. | 25. |
| 10. | 26. |
| 11. | 27. |
| 12. | 28. |
| 13. | 29. |
| 14. | 30. |
| 15. | 31. |
| 16. | 32. |

CITIZEN PARTICIPATION
COMMUNITY MEETING NOTICE

DATE: Friday December 2, 2011

TIME: 12:00 to 3:30

LOCATION: The Bear River Band of Rohnerville Rancheria Tribal Offices

PURPOSE: The Bear River Band of Rohnerville Rancheria Tribal Council and Bear River Mattole Wiyot Development Commission has scheduled this meeting open to all Tribal citizens to discuss the Fiscal Year 2012 Indian Community Development Block Grant (ICDBG) Program available from the federal Department of Housing and Urban Development. The Bear River Band of Rohnerville Rancheria Tribal Council has been invited to submit an application for ICDBG funding consideration.

All community members are invited to attend this meeting to provide input into the planning and development of the Tribe's ICDBG application.

A Citizen Participation and Community Development Statement Notice is attached to this notice to provide additional information about the Fiscal Year 2012 Indian ICDBG Program and its application process. Also attached is Public Disclosure of Conflict of Interest Policy that states all Tribal members will be equally and fairly evaluated in award determination without elected official or staff influences to affect the outcome. Beneficiaries will be selected from the Waiting List open to all membership.

Attachment

Posted 11/23/11

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Bear River Band of Rohnerville Rancheria

FY 2012 INDIAN COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

CITIZEN PARTICIPATION AND COMMUNITY DEVELOPMENT STATEMENT NOTICE

The Bear River Band of Rohnerville Rancheria has been invited to submit an application for funding consideration under the Fiscal Year (FY) 2012 Department of Housing and Urban Development Indian Community Development Block Grant (ICDBG) Program, and hereby invites community input in the development of an application for the Tribe. In accordance with ICDBG program guidelines, the Tribe has prepared this Citizen Participation and Community Development Statement Notice to provide tribal members with relevant information about the FY 2012 ICDBG Program. A detailed community development statement providing the specifics of the project proposed by the Tribe's FY 2012 ICDBG application (when prepared) will be posted and otherwise available at the tribal office for community review and input.

ICDBG PROGRAM

Authority for the FY 2012 ICDBG Program is Title I of the Housing and Community Development Act of 1974, as amended (42 U.S.C. 5301 *et seq.*); 24 CFR Part 1003. The funding available for the 2012 ICDBG Program is subject to enactment of the FY2012 HUD appropriations. The Southwest Region allocation from the total 2012 ICDBG is similarly subject to HUD enactment.

The ICDBG Program is administered by the federal Department of Housing and Urban Development (HUD). The primary objective of this program is the development of viable Indian and Alaska Native communities, including decent housing, suitable living environments, and economic opportunities. The program is targeted principally towards persons with low- and moderate-incomes as defined in 24 CFR 1003.4. The assistance provided is for activities that further this objective. The ICDBG Program is competitive in nature because demand for program funds generally far exceeds the amount of funds available.

For the Southwest Area Office of Native American Programs jurisdiction, the population used to determine ceiling amounts is the Native American population that resides on the reservation or Rancheria.

The FY 2012 ICDBG Program will fund Single Purpose Grants. Single purpose grants provide funds for one or more single purpose projects consisting of an activity or set of activities designed to meet a specific community development need. Size of single purpose grants awarded depends on applicant Tribe's population, level of demand, scale of the activity proposed relative to the need and operational capacity, number of persons to be served, amount of funds required to achieve project objectives, and the administrative capacity of the applicant to complete the activities in a timely manner. California tribes are served by the Southwest Area ONAP. The ICDBG allocation for the Southwest Area ONAP will be allocated in accordance with 24 CFR 1003.101. Listed below are the Southwest Area ONAP single purpose grant ceilings for FY 2012. Grant limits apply to the total amount requested.

Single-purpose grant ceilings for the Southwest Area ONAP:

<u>Population:</u>	<u>Funding Ceiling:</u>
0 - 1,500	\$605,000
1,501 - 6,000	825,000

A list of basic eligible activities that may receive grant assistance under the FY 2012 ICDBG Program is attached as Exhibit 1.

Application Process for Single Purpose Grants

Tribal applications are submitted to HUD for rating and ranking, and they compete with all other tribal applications submitted to the same field office. California is within the jurisdiction of HUD's Southwest field office located in Phoenix, Arizona; as are the states of Nevada and Arizona. The application must be submitted to the HUD Southwest Office of Native American Programs (ONAP) in Phoenix and must be received no later than January 4, 2012.

An applicant may apply for more than one project in a single application, but HUD will not accept an application from any applicant that requests more than the maximum grant amount established by each Area ONAP.

Citizen Participation

Citizen participation in the planning and development of the ICDBG application is invited and is an important factor to the Tribe's total ICDBG effort. It is important because it provides the opportunity for community members to be involved with the development of the community.

Community members are invited to attend tribal ICDBG meetings, at which time they will be given the opportunity to articulate the needs, express preferences about proposed community development and housing activities, assist in the selection of priorities, and otherwise participate in the development of the application. Tribal members are also encouraged to comment on the Tribe's performance under existing grants.

Attachment

13 14

EXHIBIT 1

ELIGIBLE ACTIVITIES UNDER THE
FY 2012 INDIAN ICDBG PROGRAM

Housing The "housing rating" category consists of four components: housing rehabilitation; land acquisition to support new housing; homeowner assistance; and new housing construction.

Community Facilities The "community facilities rating" category consists of two components: infrastructure, such as water, sewer or roads; and buildings, such as a community center, health clinic, or childcare facility, etc.

Economic Development The "economic development" category consists of economic development that includes business loans and infrastructure improvements and micro-enterprise programs.

Assistance to Institutions of Higher Learning If such entities have the capacity, they can help the ICDBG grantees to implement eligible projects.

Assistance to Community Based Development Organizations (CBDOs) Grantees may provide assistance to these organizations to undertake activities related to neighborhood revitalization, community economic development or energy conservation.

Comprehensive Planning This activity is eligible, and can be proposed, as part of any otherwise eligible project to the extent allowed by the 20 percent cap on the grant for planning/administration.

Non Federal Share ICDBG funds can be used as a match for any non-ICDBG funding to the extent allowed by such funding and the activity is eligible under 24 CFR part 1003, Subpart C.

Clearance, Demolition. Can be proposed as part of Housing Rehabilitation, New Housing Construction, Public Facilities and Improvements or Land to Support New Housing.

Code Enforcement and Lead Based Paint Abatement and Evaluation. Can be proposed as Housing Rehabilitation.

Energy Efficiency Associated Activities and Removal of Architectural Barriers Can be proposed under Housing Rehabilitation or Public Facilities and Improvements.

Privately and Publicly Owned Commercial or Industrial Buildings Can be proposed under Economic Development

Privately Owned Utilities Can be proposed under Public Facilities and Improvements

Mold renovation of homes to remove mold

Public services

2012 NOFA RATING FACTORS

FACTOR 1: Capacity of the Applicant (30 points)

FACTOR 2: Need/Extent of the Problem (16 points)

FACTOR 3: Soundness of Approach (36 points)

FACTOR 4: Leveraging Resources (8 points)

FACTOR 5: Comprehensiveness and Coordination (10 points)

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BEAR RIVER BAND of ROHNERVILLE RANCHERIA

27 BEAR RIVER DR. LOLETA, CA 95551 707.733.1900, fax 733.1972



To: Potential Recipient of Tribal Homeownership Housing Under ICDBG 2012

From: Bruce Merson, Housing Director

Date: December 2, 2011

Subject: Public Disclosure of Conflict of Interest

The HUD regulations at 24CFR1003.606(e) prescribe a requirement that potential beneficiaries for New Housing funded with ICDBG be provided advance notice of the Conflict of Interest policy. The attached Public Disclosure describes our policy regarding Conflict of Interest and that all Tribal members are eligible for these housing units regardless of family relationships to Council members otherwise prohibited.

Also enclosed is a copy of our Housing Policy. Read this document carefully and be aware that, should the ICDBG 2012 application be funded, your existing application will need to be re-certified for any changes to your family composition or circumstances. Pay particular attention to applicant screening criteria and the ranking process and implications these may have on award determination.

A handwritten signature in black ink, appearing to read "B. Merson".

Bruce Merson
Housing Director

**HUD ICDBG PUBLIC DISCLOSURE
CONFLICT OF INTEREST DOES NOT APPLY IN ACCORDANCE
WITH 24CFR1003.606(e) IN SELECTION OF BENEFICIARIES**

The regulations at 24CFR1003.606 applicable to our Indian Community Development Block Grant (ICDBG) generally prohibit conflicts of interest in decisions made by authoritative bodies, i.e., the Tribal Council and the Bear River Mattole Wiyot Development Commission (CBDO/"Housing Commission"). Specifically, the prohibition covers the following persons (24CFR1003.606(c)):

The conflict of interest provisions of paragraph (b) of this section apply to any person who is an employee, agent, consultant, officer, or elected or appointed official of the grantee, or of any designated public agencies, or CBDOs under Sec. 1003.204, receiving funds under this part.

This prohibition involves decisions in procurement, subcontracting, and selection of beneficiaries from program activities. The covered persons are generally prohibited from obtaining "a personal or financial interest or benefit from an ICDBG assisted activity, or have an interest in any contract, subcontract or agreement with respect thereto, or the proceeds thereunder, either for themselves or those with whom they have family or business ties, during their tenure or for one year thereafter."

The regulations at 24CFR1003.606(e) define the circumstances under which the conflict prohibition does not apply and reads as follows:

In instances where a person who might otherwise be deemed to be included under the conflict prohibition is a member of a group or class of beneficiaries of the assisted activity and receives generally the same interest or benefits as are being made available or provided to the group or class, the prohibition does not apply, except that if, by not applying the prohibition against conflict of interest, a violation of Tribal or State laws on conflict of interest would result, the prohibition does apply. However, if the assistance to be provided is housing rehabilitation (or repair) or new housing, a public disclosure of the nature of the assistance to be provided and the specific basis for the selection of the proposed beneficiaries must be made prior to the submission of an application to HUD. Evidence of this disclosure must be provided as a component of the application.

Due to the small Tribal membership of the Bear River Band of Rohnerville Rancheria and the common family relationships of so many of our members, it is not feasible for the Tribe to exclude Council members, Commission members, and their families from consideration as beneficiaries of our New Housing development in Loleta, CA.

Public Disclosure is hereby made that all Tribal members are eligible to apply for and be eligible for consideration for the housing units to be developed with ICDBG funds in Loleta, CA in accordance with provisions of the "Bear River Mattole Wiyot Development Commission Housing Policy" adopted February 3, 2010. Specifically, all Tribal members are considered equivalent members of the group or class of potential beneficiaries, all have the opportunity for generally the same benefits, all will be rated and ranked with equivalent application of the provisions described in the Housing Policy, and the ultimate beneficiaries of the housing units constructed with ICDBG funds will be those rated and ranked highest in comparison with all eligible applications received.

This Public Disclosure Notice along with the Housing Policy is sent to the first ten highest ranked applicants on the Housing Waiting List prior to submission of the application (see attached cover letter). The Notice is sent to more applicants than homes that can be built with the funding available in the event that an applicant's situation changes and they are unable to occupy the home when it is completed.

Conflict of Interest provisions in regard to procurement and contracting remain in enforcement. The full text of 24CFR1003.606 follows:

Sec. 1003.606 Conflict of interest.

- (a) Applicability.
- (1) In the procurement of supplies, equipment, construction, and services by grantees and subgrantees, the conflict of interest provisions in 24 CFR 85.36 and 24 CFR 84.42 shall apply.
- (2) In all cases not governed by 24 CFR 85.36 and 24 CFR 84.42, the provisions of this section shall apply. Such cases include the provision of assistance by the grantee or by its subrecipients to businesses, individuals, and other private entities under eligible activities that authorize such assistance (e.g., rehabilitation, preservation, and other improvements of private properties or facilities under Sec. 1003.202; or grants, loans, and other assistance to businesses, individuals, and other private entities under Sec. 1003.203 or Sec. 1003.204).
- (b) Conflicts prohibited. Except for the use of ICDBG funds to pay salaries and other related administrative or personnel costs, the general rule is that no persons described in paragraph (c) of this section who exercise or have exercised any functions or responsibilities with respect to ICDBG activities assisted under this part or who are in a position to participate in a decision-making process or gain inside information with regard to such activities, may obtain a personal or financial interest or benefit from an ICDBG assisted activity, or have an interest in any contract, subcontract or agreement with respect thereto, or the proceeds thereunder, either for themselves or those with whom they have family or business ties, during their tenure or for one year thereafter.
- (c) Persons covered. The conflict of interest provisions of paragraph (b) of this section apply to any person who is an employee, agent, consultant, officer, or elected or appointed official of the grantee, or of any designated public agencies, or CBDOs under Sec. 1003.204, receiving funds under this part.
- (d) Exceptions requiring HUD approval.—
- (1) Threshold requirements. Upon the written request of a grantee, HUD may grant an exception to the provisions of paragraph (b) of this section on a case-by-case basis, when it determines that such an exception will serve to further the purposes of the Act and the effective and efficient administration of the grantee's program or project. An exception may be considered only after the grantee has provided the following:
- (i) A disclosure of the nature of the possible conflict, accompanied by an assurance that there has been public disclosure of the conflict and a description of how the public disclosure was made; and
- (ii) An opinion of the grantee's attorney that the interest for which the exception is sought would not violate Tribal laws on conflict of interest, or applicable State laws.
- (2) Factors to be considered for exceptions: In determining whether to grant a requested exception after the grantee has satisfactorily met the requirements of paragraph (d)(1) of this section, HUD shall consider the cumulative effect of the following factors, where applicable:
- (i) Whether the exception would provide a significant cost benefit or essential expert knowledge to the program or project which would otherwise not be available;
- (ii) Whether an opportunity was provided for open competitive bidding or negotiation;
- (iii) Whether the affected person has withdrawn from his or her functions or responsibilities, or from the decision-making process, with reference to the specific assisted activity in question;
- (iv) Whether the interest or benefit was present before the affected person was in a position as described in paragraph (b) of this section;
- (v) Whether undue hardship will result, either to the grantee or to the person affected, when weighed against the public interest served by avoiding the prohibited conflict;
- (vi) Any other relevant considerations.
- (e) Circumstances under which the conflict prohibition does not apply.
- (1) In instances where a person who might otherwise be deemed to be included under the conflict prohibition is a member of a group or class of beneficiaries of the assisted activity and receives generally the same interest or benefits as are being made available or provided to the group or class, the prohibition does not apply, except that if, by not applying the prohibition against conflict of interest, a violation of Tribal or State laws on conflict of interest would result, the prohibition does apply. However, if the assistance to be provided is housing rehabilitation (or repair) or new housing, a public disclosure of the nature of the assistance to be provided and the specific basis for the selection of the proposed beneficiaries must be made prior to the submission of an application to HUD. Evidence of this disclosure must be provided as a component of the application.
- (f) Record retention. All records pertaining to the grantee's decision under this section shall be maintained for HUD review upon request.

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Publication of Community Development Statement

FY2012 Indian Community Development Block Grant

Pursuant to the requirements at 24 CFR 1003.604, the attached Community Development Statement consisting of all the narrative portions of the Bear River Band of Rohnerville Rancheria FY2012 ICDBG application is herewith posted for community member review and comment. Copies of the document are available for community members. The entire Community Development Statement, including exhibits, is available for public viewing at the Tribal office located at 27 Bear River Drive, Loleta, CA 95551 from the hours of 8:30 am to 4:30pm through December 16, 2011.

The Community Development Statement will be on the open session agenda of the Tribal Council meeting December 20th 2011 for community member comment and discussion.

G&TH-G

Bear River Band of Rohnerville Rancheria

New Resolution No. 11-71

Enterprise Tribal Council Meeting

Date: 12/20/2011

9:00 a.m.

Resolution 11-72

Call to Order/Time
Establish Quorum
Opening Prayer
Additions to/Approval of Agenda

**OPEN SESSION
NEW BUSINESS**

Doug Nartker – 9:00 a.m.

PTO Request

Cash Services RFP Response – 10:00 a.m.

ICDBG Resolution 11-71 ICDBG 2012 Publication of Community Development Statement and Resolution – Approving application submission

Request for approval of Newsletter

Samara Restoration Contract

Gilchrist & Soames Proposal

UNFINISHED BUSINESS

Revised Resolution 11-70 per Jim Brophy

DEPARTMENTS

FINANCE

Financials

SOCIAL SERVICES

Christmas Ornament Making Request

C STORE

Incident Report

ADJOURNMENT

MEMORANDUM OF AGREEMENT
Written Agreement between
Bear River Band of Rohnerville Rancheria
and the
Bear River Mattole Wiyot Development Commission
for the Implementation of the FY 2012 ICDBG
New Housing Project Grant # B-12-SR-06-3074

This agreement is entered into between the Bear River Band of Rohnerville Rancheria by and through its governing body and Bear River Mattole Wiyot Development Commission by and through its Governing Board of Directors to authorize the Bear River Mattole Wiyot Development Commission to act as the subrecipient entity for the implementation of the FY2012 Indian Community Development Block Grant (ICDBG), Housing and Urban Development (HUD) Grant B-12-SR-06-3074, New Housing Construction Project. Bear River Mattole Wiyot Development Commission shall act in accordance with its Charter and bylaws and Tribal Ordinances in its administration of this grant. The term of this agreement and the provisions herein shall be extended to cover any additional time period during which the Bear River Mattole Wiyot Development Commission remains in control of ICDBG funds or other assets including program income.

1. OBLIGATIONS OF THE PARTIES

A. Statement of work

- (1) The subrecipient, Bear River Mattole Wiyot Development Commission, shall be responsible, on behalf and in the best interest of the Bear River Band of Rohnerville Rancheria Tribal members, for the successful implementation and completion of the FY2012 ICDBG HUD Grant B-12-SR-06-3074 New Housing project activities, as described in the ICDBG application, Cost Summary, Implementation Schedule and specified in the bidding documents, even as authorized in any amended documents; and,
- (2) The Bear River Mattole Wiyot Development Commission shall supervise, monitor and be responsible for solicitation, awarding and contracting construction services for the New Housing project in compliance with HUD ICDBG regulations and Tribal Law as well as the day-to-day work performance of the selected contractor(s) and grant administrator(s), and shall report to the Bear River Band of Rohnerville Rancheria Tribe regarding their findings on a regular basis; and,
- (3) As per this agreement, the Bear River Mattole Wiyot Development Commission shall advocate, solicit and coordinate program development and maintain efforts, including entering in agreements, arbitrating, compromising, negotiating, and settling disputes resulting from design, construction or other activities under the ICDBG New Housing project Grant, and,
- (4) The Bear River Mattole Wiyot Development Commission shall be responsible for the procurement process(es), the building activities and building costs;

compliance with applicable rules and regulations, building specifications; on-site findings, program expenditures, development and submittal of progress reports, revising documentation and schedules, the activities of outside sources, and close-out of the program; and specifically shall generate, maintain, preserve and route records and reports as follows to insure full compliance with ICDBG requirements (copies of all documents required by subsections a-f shall be provided to the Bear River Band of Rohnerville Rancheria):

- a. The subrecipient shall be responsible for submitting documentation of all procurement actions prior to solicitation to the Tribe for comment.
- b. The subrecipient shall be responsible for submitting the Annual Status and Evaluation Report to HUD no later than November 1st of each year the grant remains open/active
- c. The subrecipient shall be responsible for submitting the Minority Business Enterprise Report (form HUD-2516) to HUD annually, no later than October 10th of each year the grant remains open/active pursuant to 24 CFR 1003.506(b).
- d. The subrecipient shall be responsible for submitting revised Implementation Schedules (form HUD-4125) and narrative justification to HUD whenever the project implementation becomes more than 60 days behind schedule for final approval.
- e. The subrecipient shall be responsible for submitting revisions to the project budget whenever previously approved budget line items are changed by more than 10%. Any revisions to the project budget which result in either increasing or decreasing the amount of ICDBG funds allocated for Administration and Planning must be submitted by the subrecipient on the Cost Summary (form HUD-4123) to HUD for approval.
- f. The subrecipient is responsible for submitting the Final Narrative Status Report, the Closeout Agreement and the Financial Status Report (SF-425) to the Tribe within 45 days of project completion. The Tribe will review and submit the final documents to HUD within 60 days of project completion.
- g. The Bear River Band of Rohnerville Rancheria (Finance Office) is responsible for submitting the quarterly Cash Transaction Reports for the grant to HUD within 15 days from the end of each calendar year quarter.

- h. The Bear River Band of Rohnerville Rancheria (Finance Office) is responsible for accessing ICDBG funds through the Line of Credit Control System (LOCCS).
- i. The Bear River Band of Rohnerville Rancheria (Finance Office) is responsible for maintaining access to LOCCS throughout the term of the grant and to submitting any required forms/documents to change/update the information maintained within the LOCCS system for the Bear River Band of Rohnerville Rancheria ICDBG program.
- j. The subrecipient is responsible for submitting to the Bear River Band of Rohnerville Rancheria (Finance Office) copies of all contracts and obligations related to the project. The subrecipient is responsible for submitting to the Bear River Band of Rohnerville Rancheria (Finance Office) invoices/draw requests/obligations no later than 10 days from when the obligation is due. The subrecipient is responsible for submitting sufficient documentation to support the draw down of ICDBG funds. The Bear River Band of Rohnerville Rancheria (Finance Office) and subrecipient are responsible for maintaining the financial records of the project and assuring that there is compliance with applicable regulations and the approved Cost Summary for all ICDBG funds expended.
- k. The Bear River Band of Rohnerville Rancheria (Finance Office) and Bear River Mattole Wiyot Development Commission are responsible for complying with A-133 audit requirements related to this project.
- l. The subrecipient shall comply with the program income requirements set forth in 24 CFR 85.25 and 24 CFR 1003.503.

(5) The Bear River Mattole Wiyot Development Commission shall continue, as chartered by the Bear River Band of Rohnerville Rancheria to perform such activities as a non-profit entity, subject to the jurisdiction, laws, and ordinances of the Bear River Band of Rohnerville Rancheria as well as regulatory and programmatic rules associated with the ICDBG program.

B. Budget (Availability of Funds)

(1) To complete its tasks, both administratively and in the actual construction of the New Housing, the total amount to be paid by the Bear River Band of Rohnerville Rancheria to the Bear River Mattole Wiyot Development Commission is \$935,800 to meet the new housing objective (construction of four single-family

homes) originally specified in the grant application. Bear River Mattole Wiyot Development Commission shall utilize the attached budget based on the HUD approved Cost Summary" (HUD Form 4123) as its official budget for implementing and administering its activities. The attached budget becomes part of this agreement; and,

- (2) The Bear River Band of Rohnerville Rancheria (Finance Office) will pay for obligations incurred by the Bear River Mattole Wiyot Development Commission from funds available under this contract based upon information submitted by the Bear River Mattole Wiyot Development Commission and consistent with any approved budget. Advances may only be drawn down for those obligations for which expenditures will be paid within 3 days. Payments will be made for eligible expenses actually incurred by the Bear River Mattole Wiyot Development Commission, and will not exceed actual cash requirements. Payments will be made against the line item budgets specified in the Cost Summary and in accordance with performance; and,
- (3) The Bear River Mattole Wiyot Development Commission shall report in an approved format as required to the Bear River Band of Rohnerville Rancheria Tribal Council at its regularly scheduled meetings regarding the dispersal of such funds, and shall present to the Bear River Band of Rohnerville Rancheria Tribal Council any formal requests for additional or supplemental funding needs in advance of the needs for such funds in compliance with the Bear River Band of Rohnerville Rancheria budget policies, should such a need occur.

C. Schedule of Completion of the Work

- (1) The original Implementation Schedule (HUD Form 4125), or any revision of such form, once accepted by the U.S. Department of Housing and Urban Development, or its designated representative, shall be utilized by the Bear River Mattole Wiyot Development Commission as its official schedule for completing and monitoring its work activities; and,
- (2) The schedule for work completion shall not, under any circumstances, be revised or amended so as to extend beyond any timeframe specified or recommended by HUD or ICDBG regulatory requirements.

2. RECORDS AND REPORTS

A. Establishment and Maintenance and Records and Reports

- (1) The Bear River Band of Rohnerville Rancheria Finance Office shall maintain financial records on behalf of the Bear River Mattole Wiyot Development Commission for purposes of the New Housing Project. In addition, the Bear River Mattole Wiyot Development Commission shall maintain such records including those documents specified in Section 1A(4) of this agreement, which are inclusive of but not limited to financial records, bid documents, and all other

pertinent records sufficient to reflect properly all direct and indirect costs incurred to perform this and related housing construction activity; and,

- (2) The Bear River Mattole Wiyot Development Commission shall submit, prior to award, all Request for Proposals, Invitation for Bids, Selection Documentation, and Contract Documents to the Bear River Band of Rohnerville Rancheria Tribal Council for review and advice so as to ensure compliance with procurement requirements.
- (3) The Bear River Mattole Wiyot Development Commission shall maintain such reports that are developed to correspond the progress of the HUD grant activity to the Bear River Band of Rohnerville Rancheria Tribal Council, the U.S. Department of HUD, and/or other entities requesting information; and,
- (4) The Bear River Mattole Wiyot Development Commission shall be responsible for the maintenance and retention of records and reports as is required by law, including but not limited by U.S. OMB Circular A-87 and regulations of the U.S. Department of Housing and Urban Development; and,
- (5) The Bear River Mattole Wiyot Development Commission shall agree to provide the Bear River Band of Rohnerville Rancheria Tribal Council with reasonable written reports upon request.

B. Preservation of Records and Reports

- (1) The Bear River Mattole Wiyot Development Commission shall preserve and make available its records and reports related to the HUD Grant B-12-SR-06-3074, New Housing Project for a period of five years from the program close-out; and,
- (2) The Bear River Mattole Wiyot Development Commission shall retain these records and reports beyond this period of time until any possible litigation, audit findings, or claim has been finally resolved.

3. ADDITIONAL TRIBE/SUBRECIPIENT AGREEMENTS

A. Program Income (if applicable)

This agreement shall include the program income requirements set forth in 24 CFR 85.25 and 24 CFR 1003.503.

B. Uniform Administrative Requirements

This agreement shall require that the Bear River Mattole Wiyot Development Commission comply with the applicable uniform administrative requirements described in 24 CFR 1003.501 and applicable OMB circulars.

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C. Other Program Requirements

The agreement requires the Bear River Mattole Wiyot Development Commission to perform in compliance with all Federal laws and regulations, and with any additional mandates, recommendations, or requests of the U.S. Department of HUD or its designated representative, except that the Bear River Band of Rohnerville Rancheria agrees to retain responsibility for the environmental assessment as may be required.

D. Indian Preference

The agreement requires the Bear River Mattole Wiyot Development Commission to comply with requirements relating to the Indian preference as required by ICDBG regulations (24CFR Part 1003.510).

E. Relocation, Acquisition and Displacement

The agreement requires the Bear River Mattole Wiyot Development Commission to comply with regulations relating to the acquisition and disposition of all real property utilizing grant funds and to the displacement of individuals from their residences.

F. Religious Organization Affiliation

This agreement specifies that the Bear River Mattole Wiyot Development Commission has certified to the Bear River Band of Rohnerville Rancheria that it has no religious affiliation and is not a religious organization; and that the conditions set by HUD for the use of ICDBG funds by religious organizations are not applicable.

G. Suspension and Termination

This agreement includes the provision that the Bear River Band of Rohnerville Rancheria retains the right to suspend or terminate this agreement in accordance with 24 C.F.R. §85.43 should the Bear River Mattole Wiyot Development Commission in any way materially fail to comply with any term of the award; and that the award may be terminated for convenience in accordance with the 24 C.F.R. 85.44.

H. Administrative Costs:

Neither the Bear River Band of Rohnerville Rancheria, nor the finance office of the Bear River Band of Rohnerville Rancheria will claim or receive administrative costs or other funds from this agreement for performance of any tasks or obligations under this agreement in excess of that provided in the applicable Indirect Cost Agreement, unless expressly provided for in this agreement or under federal law.

4. AMENDMENTS

This agreement may be amended by the Bear River Mattole Wiyot Development Commission or the Bear River Band of Rohnerville Rancheria at any time provided that such amendments make specific reference to this agreement, and are executed in writing,

signed by a duly authorized representative of both organizations, and approved by the Bear River Band of Rohnerville Rancheria's governing body and the governing body of Bear River Mattole Wiyot Development Commission. Such amendments shall not invalidate this agreement, nor relieve or release either party from its obligations under this agreement.

The Bear River Band of Rohnerville Rancheria may, at its discretion, amend this agreement to conform with federal, state or local governmental guidelines, policies and available funding amounts, or for other reasons. If such amendments result in change in the funding, the scope of services, schedule or the activities to be undertaken as part of this agreement, such modification will be incorporated only as stated in this Section.

5. MEMORANDUM OF AGREEMENT APPROVAL

Approval for the Bear River Band of Rohnerville Rancheria

Tribal Chairman: _____ Date: _____

Approval for Bear River Mattole Wiyot Development Commission

Governing Board Chairman: _____ Date: _____

G+TH-# I

Bear River Band of Rohnerville Rancheria
BEAR RIVER MATTOLE WIYOT DEVELOPMENT COMMISSION
ORDINANCE NO. 02-05 AMENDED

I. Findings

The Bear River Band of Rohnerville Rancheria is a federally recognized Indian tribe exercising inherent sovereignty and jurisdiction over the Bear River Band of Rohnerville Rancheria; finds that affordable, safe, and sanitary housing is a fundamental interest of Tribal members and their families, that there exists a need on the Reservation for such housing, and that the Tribe itself is in the best position to secure and administer the federal funds available to construct and maintain such housing.

II. Purposes

The Bear River Band of Rohnerville Rancheria Indians, as the beneficial owner of the Bear River Band of Rohnerville Rancheria, and acting pursuant to Tribal law, custom and tradition, hereby exercises its inherent sovereign power, and its legal authority under the Native American Housing Assistance and Self-Determination Act of 1966 ("NAHASDA"), to establish its own Bear River Band of Rohnerville Rancheria housing authority ("Bear River Mattole Wiyot Development Commission").

By establishing its own Tribal Housing Authority, the Tribe intends as resources permit to provide modern, decent, safe, sanitary, and affordable dwellings for its members; provide employment opportunities for its members through the construction, improvement, rehabilitation, repair and maintenance of these dwellings; and provide for the general social and economic development of the Rancheria community.

It is also the purpose and intent of this Ordinance to authorize the Bear River Mattole Wiyot Development Commission on behalf of the Tribe to take all necessary and lawful action to secure the financial aid or cooperation of the federal government in the undertaking, construction, maintenance, or operation of any housing project by the Tribe.

Page 1 of 16
Adopted May 28, 2002
Amended June 1, 2005

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G&TH - J

BEAR RIVER BAND OF ROHNERVILLE RANCHERIA
32 BEAR RIVER DR. LOLETA, CA 95651 707.733.1900; fax 733.1872



Resolution No: 02-46
Date Approved: May 17, 2002

A TRIBAL RESOLUTION BY THE BEAR RIVER BAND OF ROHNERVILLE RANCHERIA TRIBAL COUNCIL DESIGNATING ITSELF AS A TRIBALLY DESIGNATED HOUSING ENTITY (TDHE), ADOPTING AN ORDINANCE SPECIFYING THE POWER AND AUTHORITY OF THE TDHE, AND STATING ITS INTENTION TO ENTER INTO A MEMORANDUM OF AGREEMENT WITH THE TDHE.

WHEREAS, the Bear River Band of Rohnerville Rancheria is a federally recognized body of the American Indian Tribes, located in California, and has a government to government relationship with the United States of America; and,

WHEREAS, the Bear River Band of Rohnerville Rancheria is a federally recognized Indian Tribe and is an eligible recipient under the Indian Self-Determination and Education Act (PL 93-838) and is eligible for all rights and privileges afforded to federally recognized Indian tribes; and,

WHEREAS, the Native American Housing Assistance and Self-Determination Act of 1996 (NAHASDA) permits the Bear River Band of Rohnerville Rancheria Tribal government to designate itself as a Tribally Designated Housing Entity (TDHE); and,

WHEREAS, the Bear River Band of Rohnerville Rancheria has developed a Tribal Housing Ordinance regarding the operation and functioning of the new TDHE; and,

WHEREAS, the Bear River Band of Rohnerville Rancheria intends to apply for 2002 HUD ICDBG funding for a land acquisition and housing construction project to be implemented through the Bear River Mattole Wiyot Development Commission, a Community Based Development Organization.

NOW THEREFORE BE IT RESOLVED that the Bear River Band of Rohnerville Rancheria hereby creates the Bear River Mattole Wiyot Development Commission; and,

Resolution 02-46
Page 1 of 2

[Handwritten signatures and initials]
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BE IT FURTHER RESOLVED that the Bear River Band of Rohnerville Rancheria adopts the attached Ordinance #02-05 outlining the powers and authority of the Bear River Mattole Wiyot Development Commission; and,

BE IT FURTHER RESOLVED that the Bear River Band of Rohnerville Rancheria intends to enter into a Memorandum of Agreement with the Bear River Mattole Wiyot Development Commission to carry out the administration and implementation of the 2002 HUD ICDBG Land Acquisition/New Housing Construction Project; and,

BE IT FURTHER RESOLVED that the Chairperson is hereby authorized to sign and members of the Council to attest all necessary documents to make such requests; and,

BE IT FURTHER RESOLVED that the above signatory powers are in full force and effect until specifically revoked by a duly adopted resolution of the Bear River Band of Rohnerville Rancheria Tribal Council.

C E R T I F I C A T I O N

This is to certify that the Bear River Band of Rohnerville Rancheria Tribal Council adopted the foregoing Resolution on May 17, 2002 by a vote of 5 IN FAVOR, 0 OPPOSED, 0 ABSTAINING, and 0 ABSENT.

Attested by:

James Moon Jr.
James Moon Jr.
Tribal Council Chairperson

5-29-02
Date

Aileen Meyer
Aileen Meyer
Tribal Council Secretary

5.29.02
Date

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BEAR RIVER BAND of ROHNERVILLE RANCHERIA
 27 BEAR RIVER DR. LOLETA, CA 95661 707.733.1900, fax 733.1872



Resolution No: 05-29
 Date Approved: June 1, 2005

A RESOLUTION BY THE BEAR RIVER BAND OF ROHNERVILLE RANCHERIA TRIBAL COUNCIL APPROVING AND ADOPTING AMENDMENTS TO THE BEAR RIVER MATTOLE WIYOT DEVELOPMENT COMMISSION ORDINANCE 02-05.

WHEREAS, the Bear River Band of Rohnerville Rancheria is a federally recognized Tribe and has a government to government relationship with the United States of America; and,

WHEREAS, the Bear River Band of Rohnerville Rancheria is eligible for all rights and privileges afforded to Federally recognized Indian Tribes; and,

WHEREAS, the Bear River Band of Rohnerville Rancheria Tribal Council desires to designate authorized individuals to sign transactions associated with this bank account on behalf of the Bear River Gaming Agency.

NOW THEREFORE BE IT RESOLVED the Bear River Band of Rohnerville Rancheria Tribal Council approves and adopts the amendments to the Bear River Mattole Wiyot Development Commission Ordinance 02-05.

BE IT FURTHER RESOLVED that the Chairperson is hereby authorized to sign members of the Council to attest all necessary documents to make such requests; and,

BE IT FINALLY RESOLVED that the above signatory powers are in full force and effect until specifically revoked by a duly adopted resolution of the Bear River Band of Rohnerville Rancheria Tribal Council.

CERTIFICATION

This is to certify that the Bear River Band of Rohnerville Rancheria Tribal Council adopted the foregoing Resolution on June 1, 2005 by a vote of 4 IN FAVOR, 1 OPPOSED, 0 ABSTAINING, and 0 ABSENT.

Attested by: Leonard Bowman Date 6-01-05
 Leonard Bowman, Chairperson
Aileen Meyer Date 6-01-05
 Aileen Meyer, Secretary

Resolution 05-29
 Page 1 of 1

Handwritten marks:
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THE LEAGUE OF WOMEN VOTERS OF HUMBOLDT COUNTY

P. O. Box 3219, Eureka, CA 95502-3219
vote@lwvhc.org

(707) 444-9252
www.lwvhc.org/vote

TO: Dr. Virgil Atkins, Superintendent
1900 Churn Creek, Suite 300
Redding, CA 96002

FROM: The League of Women Voters of Humboldt County, acting as Election Board for
The Bear River Band of the Rohnerville Rancheria, 27 Bear River Drive, Loleta, CA 95551

DATE: April 12, 2010

CERTIFICATION

BEAR RIVER BAND OF THE ROHNERVILLE RANCHERIA TRIBAL COUNCIL ELECTION MARCH 27, 2010

FINAL RESULTS

PRELIMINARY Election Results were signed by the Election Board and posted at the Tribal Community Building after the election on March 27, 2010 at about 5:45 pm.

No challenges were received during the 14 day challenge period.

Total number of mail-in (absentee) ballots cast	51
Total number of ballots cast in person on March 27, 2010	73
Number of invalid ballots eliminated	5 (received after deadline or signature invalid)
Total number of valid ballots cast	119
Percentage of eligible voters participating in this election	56.1%

PART A

Position	Candidate	Number of votes
<u>VICE-CHAIRPERSON -</u>	Donald Eugene Brenard	5
	Robert A. Ellis, III	0
	Dakota McGinnis	55
	Sheila Annette Moon	21
	Edwin Smith	16
	Margaret A. Thomas	18
	Write-in	

Elected VICE-CHAIRPERSON is Dakota McGinnis

TREASURER

Barry Lee Brenard	31
John Fitzgerald McGinnis	13
Charmin Melms	15
Aileen Meyer	44
Carole Anne Reeves	6
Roseann Thomas	11
Write-in	

Elected SECRETARY is Aileen Meyer

THREE POSITIONS - COMMUNITY BASED DEVELOPMENT ORGANIZATION (CBDO)

Charmin Melms	66
Gary Lee Robinson	75
Sarah Sand Sims	36
Sandra Dean Widdoes	64
Write-in	
Write-in	
Write-in	

Elected to CBDO are

Gary Lee Robinson
Charmin Melms
Sandra Dean Widdoes

CBDO

The League of Women Voters, a nonpartisan political organization, encourages the informed and active participation of citizens in government, works to increase understanding of major public policy issues, and influences public policy through education and advocacy.

printed on recycled paper.

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**BEAR RIVER BAND OF THE ROHNERVILLE RANCHERIA
TRIBAL ELECTION: MARCH 27, 2010
FINAL RESULTS (continued)**

PART B CONSTITUTIONAL AMENDMENTS:

There are 212 eligible voters. 45% of that number is 96. Percentage of voters participating in this election is 55.1%. Votes for the Constitutional Amendments ARE valid.

1. Should the Bear River Band of the Rohnerville Rancheria amend the 1989 Constitution of the Tribe by changing the second sentence of ARTICLE IV-GOVERNING BODY which presently reads: *The Council shall consist of: 1) a Chairperson, 2) a Vice-Chairperson, 3) a Secretary, 4) a Treasurer, and 5) one (1) Member, all elected from the Tribal membership.* to read:

The Council shall consist of: 1) a Chairperson, 2) a Vice-Chairperson, 3) a Secretary, 4) a Treasurer, and 5) three (3) Members at Large, all elected from the Tribal membership?

Constitutional Amendment 1 PASSES

YES VOTES 76

NO VOTES 35

2. Should the Bear River Band of the Rohnerville Rancheria amend the 1989 Constitution of the Tribe to include the following restriction: *Should the Tribal Membership approve through voting any expenditure over \$2 million?*

Constitutional Amendment 2 PASSES

YES VOTES 80

NO VOTES 29

PART C INITIATIVES

1. Should the Bear River Band of the Rohnerville Rancheria build a hotel (estimated cost \$18 million) in 2010?

YES VOTES 40

NO VOTES 69

Initiative 1 DOES NOT PASS The results show that there were more voters (69) who said BRBRR should NOT build an \$18 million hotel in 2010 than there were voters (40) who said BRBRR SHOULD build a hotel in 2010.

2. Should the Tribal Council and the Board of Directors be separate and different, with different people serving on each?

Initiative 2 PASSES

YES VOTES 77

NO VOTES 31

3. Should the stipend for Tribal Council Members and Board of Directors be fixed at \$1000 per month, and increased only through a vote of the General Membership in a regular or special election?

Initiative 3 PASSES

YES VOTES 69

NO VOTES 37

Shirley L. Hunter
Shirley Hunter, Election Board Member

Melan Andrews
Melan Andrews, Election Board Member

Daryl A. Lechka
Daryl A. Lechka, Election Board Chair

Carol Masterson
Carol Masterson, Election Board Member

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BEAR RIVER MATTOLE WIYOT DEVELOPMENT COMMISSION ~~GPTH - P~~

Resolution No: 05-01
Date Approved: June 2, 2006

A RESOLUTION BY THE BEAR RIVER MATTOLE WIYOT DEVELOPMENT COMMISSION APPROVING AND ADOPTING THE CHARTER AND BYLAWS.

WHEREAS, the Bear River Band of the Rohnerville Rancheria is a federally recognized Tribe and has a government to government relationship with the United States of America; and,

WHEREAS, the Bear River Band of the Rohnerville Rancheria is eligible for all rights and privileges afforded to Federally recognized Indian Tribes including the right to designate Tribal authority; and,

WHEREAS, the Bear River Band of the Rohnerville Rancheria has established by Tribal Resolution 02-46 an entity authorized to administer Tribal housing issues at Basayo Village called the Bear River Mattole Wiyot Development Commission.

NOW THEREFORE BE IT RESOLVED the Bear River Mattole Wiyot Development Commission approves and adopts the Bear River Mattole Wiyot Development Commission Charter and Bylaws.

BE IT FURTHER RESOLVED that the Chairperson is hereby authorized to sign and members of the Bear River Mattole Wiyot Development Commission to attest all necessary documents to make such requests; and,

BE IT FINALLY RESOLVED that the above signatory powers are in full force and effect until specifically revoked by a duly adopted resolution of the Bear River Mattole Wiyot Development Commission.

C E R T I F I C A T I O N

This is to certify that the Bear River Mattole Wiyot Development Commission adopted the foregoing Resolution on June 2, 2006 by a vote of 5 IN FAVOR, 0 OPPOSED, 0 ABSTAINING, and 0 ABSENT.

Attested by: Dakota McGinnis
Dakota McGinnis, Chairperson

6-2-06
Date

Hank Brnard
Hank Brnard, Secretary

6-2-06
Date

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Bear River Band of Rohnerville Rancheria
BEAR RIVER MATTOLE WIYOT DEVELOPMENT COMMISSION
CHARTER

The Bear River Mattole Wiyot Development Commission ("Commission") is a community-based development organization established with the purpose to provide modern, decent, safe, sanitary, and affordable dwellings for its members; provide employment opportunities for its members through the construction, improvement, rehabilitation, repair and maintenance of these dwellings; and provide for the general social and economic development of the Rancheria community. All services developed by the Commission will be provided to Tribal members in a fair and equitable manner consistent with all applicable Federal and Tribal legal and regulatory requirements.

It is also the purpose that the Commission on behalf of the Tribe takes all necessary and lawful action to secure the financial aid or cooperation of the Federal government and other State and local agencies in the undertaking, construction, maintenance, and operation of all housing projects administered by the Commission.

[Handwritten signatures]

Adopted by Bear River Mattole Wiyot Development Commission 06/02/05

[Handwritten signatures]

Bear River Band of Rohnerville Rancheria
BEAR RIVER MATTOLE WIYOT DEVELOPMENT COMMISSION
BYLAWS

These Bylaws are adopted by the Bear River Mattole Wiyot Development Commission ("Commission") for the governance of its members and the regulation of its affairs.

I. Definitions

- A. "Tribe" means the Bear River Band of Rohnerville Rancheria, a federally recognized Indian Tribe.
- B. "Board" means the Board of Commissioners of the Bear River Mattole Wiyot Development Commission.
- C. "Housing Project" or "Project" means any and all work or undertaking to plan for, provide or make available, construct, repair, rehabilitate, improve, or maintain safe and sanitary housing, whether as individual units or multi-family structures, including all associated real and personal property, infrastructure, utilities, and landscaping, and tangible and intangible assets, whether under conventional, condominium, or cooperative sales contracts, rental, lease or lease-purchase agreement, loans, or other arrangements.
- D. "Commission" means the Bear River Mattole Wiyot Development Commission, the Tribal Housing Authority established by the Ordinance.
- E. "Tribal Council" means the elected administrative body of the Tribe as established and defined by the Constitution of the Bear River Band of Rohnerville Rancheria Indians and Tribal custom and tradition.
- F. "NAHASDA" means the Native American Housing Assistance and Self-Determination Act of 1966.
- G. "Rancheria" means all the lands within the exterior boundaries of the Bear River Band of Rohnerville Rancheria, and all land subsequently acquired by any means and added to the Rancheria.
- H. "General Council" means the governing body of the Bear River Band of Rohnerville Rancheria Indians, consisting of all enrolled adult voting members of the Tribe eighteen (18) years of age or older.
- I. "Service Area" means the geographic service area of the Bear River Band of Rohnerville Rancheria consisting of Humboldt and Del Norte Counties California.

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Bear River Band of Rohnerville Rancheria
BEAR RIVER MATTOLE WİYOT DEVELOPMENT COMMISSION
BYLAWS

C E R T I F I C A T I O N

This is to certify that the Bear River Mattole Wiyot Development Commission, at which a quorum was present, adopted the foregoing Bylaws on June 2, 2005 by a vote of 5 IN FAVOR, 0 OPPOSED, 0 ABSTAINING, and 0 ABSENT.

Attested by: Dkt M. J. G.
Commission Chairperson

6-2-05
Date

[Signature]
Commission Secretary

6-2-05
Date

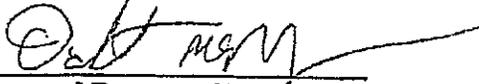
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Tish Non Village Housing Policy

BEAR RIVER BAND OF ROHNERVILLE RANCHERIA
TISH NON VILLAGE
HOUSING POLICY

Adopted by Bear River Band of Rohnerville Rancheria Tribal Council
May 16, 2011



Leonard Bowman, Chairperson

Dakota McGinnis, Vice Chair

Motion # 2
5-24-11
Approved

Revised: 5/16/11

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Tish Non Village Housing Policy

1. Maximum Income:

The applicant must qualify as a low-income family, defined as a family whose income does not exceed 80% of the median income for this area or the United States, whichever is greater. Income limits are adjusted for family size and updated on an annual basis.

2. Minimum Income:

Under the Council Tish Non Village housing program, participants are required to satisfy obligations such as deposits, administration fees, utilities, and maintenance necessary to maintain a safe, decent, and sanitary home. The applicant must demonstrate the income ability to meet these requirements.

3. Anticipated Income:

The applicant's annual income is determined by Council as the anticipated total income from all sources to be received by the head of household, spouse/significant other, and additional members of the family over the next 12 months.

4. Exception to Minimum Income Requirement:

The Council may waive the minimum income limit requirement only if the Council determines that the family will be able to meet its financial obligations to the Council and maintain a safe, decent, and sanitary home. Special consideration will be given to applicants that are disabled or elderly (applicant 50 years old and older) that have access to specific Tribal assistance program benefits.

C. Income Verifications:

In order to determine eligibility and selection preference, income must be verified. The preferred method of verification shall be a copy of the most recent IRS form 1040 for the applicant family and additional information in writing by a third party as required to supplement the tax information. In the event that third party verification cannot be obtained, the Council may allow the applicant to submit relevant information provided that the submission contains a notarized statement, certification, or affidavit signed by the applicant, and stating that the information submitted is true and accurate.

Complete and accurate verification records, consisting of, but not limited to the following:

1. Copies of the most recent IRS form 1040 for each adult member of the household or a notarized affidavit stating why a form 1040 was not filed in the most recent year.
2. Letters or other statements from employers and other pertinent sources giving authoritative information concerning all amounts of income.

Tish Non Village Housing Policy

3. Copies of documents in the applicant's possession, which substantiate his/her statements, or a brief summary of the pertinent contents of such documents signed and dated by the staff that viewed them.
4. Certified statements or summary data from bank accounts, from self-employed persons, and from persons whose earnings are irregular, such as salespersons, taxi drivers etc.; setting forth gross receipts, and itemized expenses and net income.
5. Benefits statements from the social security administration, disability, TANF, or similar public benefit programs.
6. Memoranda of verification data obtained by personal interviews, telephone, or other means, which source, date reviewed and the person receiving the information are clearly indicated.

- D. **Social Security Number Requirements**
The applicant must furnish the Council with social security numbers for each family member or person listed on the application.
- E. **Restrictions on Assistance to Non-Citizens**
The Council restricts housing assistance to U.S. citizens and non-citizens who have eligible immigration status. The applicant must verify citizenship or non-citizen eligibility in order to receive assistance.

III. APPLICATIONS AND DETERMINATION OF ELIGIBILITY

- A. **Application:**
This section outlines the basic steps to be followed in the application process and in obtaining and verifying information for the purpose of determining eligibility.

1. **Application Process:**
The application is the basic record of each family/person applying for admission and services. Each applicant will be required to provide all information requested on the application and to sign all necessary forms, documents, and certifications. All information or any statements made by the applicant are subject to verification.

Applications shall be received at the Tribal office located at the Tribal Community Building, 27 Bear River Drive, Loleta, CA 95551. All applications are to be fully completed and signed using ink. Immediately upon receipt, the application will be date/time stamped, and initialed by the Housing staff. Completed applications may be mailed or delivered in person.

Housing staff may, at their option, interview the applicant to determine that all required application materials are complete. Verification of all information that affects eligibility, family composition, selection, priority or ranking, annual income, unit size, determination of affordable rent payments and housing need is required.

Tish Non Village Housing Policy

IV. SELECTION PROCEDURES AND REQUIREMENTS:

A. General Provisions:

The Council shall select eligible applicants from the Tish Non Village Housing Program waiting list in accordance with the selection preferences (priority groups) and ranking outlined below, Occupancy Standards, and the applicant's respective eligibility dates.

B. Order of Selection:

An applicant must be eighteen (18 years of age or older) and must meet the following criteria as well as all other eligibility criteria to be selected for a Tish Non Village home unit of the Council. Note that a minor child may only be used as a basis for award of a homeownership housing unit by one applicant in a ten year period.

Priority 1. Enrolled Tribal Member Head of Household.

The following ranking rules shall apply:

- Tribal Members/Ethnicity (3 points for each Tribal Member in household, one point for each other Native American in household, no points for non-Native Americans)
- Age of Minor Children (one point for each biologically related minor child or for minor children assigned both physical and legal custody through a state court to the head of household and/or spouse/significant other on the application and under the age of 17 or up to age of 18 if the minor child is enrolled in school/college). Indian Custodial Assignments are specifically not recognized. The children must live predominantly with the head of household if there is a shared custody relationship.
- Family Income per Current HUD Income Table (Very Low-Income less than 30% of median - 5 points, Very Low to Low-Income 30% to 50% of median - 4 points, Low to Moderate-Income 50% to 80% of median - 3 points, Above Moderate-Income greater than 80% of median ineligible)
- Living Condition (one point for either overcrowded/substandard, homeless, or currently paying more than 50% of monthly income for housing)
- Disability (one point for each disabled member of the applicant family who is a Tribal Member and an additional point if such a person is over the age of 50 years)
- Elders in Family (one point for each member of the applicant family 50 years of age or older and also a Tribal Member)
- Age of Applicant (Ages 65 and over - 9 points, Ages 55 to 64 - 7 points, Ages 40 to 54 - 3 points, ages 26 to 39 - 2 points, Ages 18 to 25 - 1 point)
- U.S. Veteran (2 points for each veteran in household, maximum 4 points)
- Years on Waiting List (one point for each year the applicant has continuously maintained eligibility on the Waiting List to a maximum of 7 points)
- Years on Tribal roll (one point for each year the head of household has been enrolled with Bear River Band of Rohnerville Rancheria)

Tish Non Village Housing Policy

Priority 2: Other Native American Applicants.
Same ranking rules as for Priority 1.

Priority 3: Non-Native American Applicants.
Same ranking rules as for Priority 1.

V. LEASING, SUBLEASING, AND RULES OF OCCUPANCY:

A. **Execution of the Tish Non Village Agreement:**
Prior to occupancy of a unit, the participant shall execute a Tish Non Village Agreement with the Council. This Tish Non Village Agreement is a legal document, which describes rights, duties, obligations, and responsibilities, and shall be executed promptly after final selection of the applicant. The head of household and spouse/significant other shall sign the Tish Non Village Agreement and the Council Chairperson or Vice-Chairperson shall sign on behalf of the Council.

1. **Changes, Modifications, and Amendments:**
The Council may revise or adopt policies, which affect the homeowner's obligations and requirements under the Tish Non Village Agreement. Such changes do not require execution of a new Tish Non Village Agreement.
2. **Termination of Tish Non Village Agreement by the Council:**
The Council may terminate the Tish Non Village Agreement in accordance with the provisions contained in the Agreement. A failure to comply with any of the requirements, obligations, or duties outlined in the Tish Non Village Agreement or this Housing Policy shall be grounds for termination. The Council shall issue a notice of breach by certified mail to the homeowner promptly after the occurrence of such a breach and state the action required by the homeowner to mend the breach. If the breach is not corrected to the satisfaction of the Council, a notice of termination shall be issued and the homeowner shall be required to vacate. The notice of termination shall be in accordance with the terms and conditions of the Tish Non Village Agreement.

B. **Guideline and Rules for Occupants:**

1. **Principal Residency Requirement:**
As a condition of occupancy, housing residents are required to use the home as a principal residence, except for temporary absences, as approved by the Council.
2. **Determination of Abandoned Unit:**

Revised: 5/16/11

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Bear River Band of Rohnerville Rancheria
CY2012 Homeownership Housing Waiting List

GPTH - N

12/9/2011

Number	Name	Family Size	Family Income
1		8	\$21,032
2		3	\$4,400
3		4	\$38,768
4		2	\$23,230
5		1	\$29,360
6		1	\$14,540
3		1	\$16,256
5		2	\$26,696
6		4	\$4,400
7		1	\$29,750
8		1	\$29,360
9		3	\$35,840
10		2	\$31,856
11		2	\$32,296
12		1	\$8,720
13		2	\$23,792
14		5	\$34,991
15		3	\$11,600
16		5	\$27,200
17		1	\$30,796
18		1	\$23,600
19		1	\$13,556
20		1	\$4,400
21		2	\$15,200
22		2	\$12,560
23		2	\$16,880
24		4	\$15,200
25		4	\$28,337
26		1	\$4,400
27		2	\$33,703
28		1	\$6,536
29		6	\$40,000

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G&TH - 0

Bear River Band of the Rohnerville Rancheria Tish Non Village Homeownership Housing Application

NOTE: A separate form is to be completed for each individual family (including single individuals who will be over 18 years of age at year end). For the purposes of this survey, a "family" will consist of a single adult, a single adult and associated dependents, or adult partners and associated dependants. Dependants listed on the application must be biological lineal descendants or be assigned legal custody to the adults listed on the form. Do not include in the family composition minor children of the household adults who are in the custody of someone else.

Identification Information: Please identify the Head of Household (applicant) in this section.

Name (Head of Household) _____

Address (Mailing) _____

City _____ State _____ / Country _____ ZIP Code _____ County _____

Telephone (_____) _____ This is a Message Phone / No Phone

Income: Provide the combined annual income for all members of your immediate family - \$ _____ per month. Revenue Sharing Trust Fund distributions for every family member must be included. Income information will be verified prior to final admissions to the Homeownership Housing or Assisted Living Programs. **Income data must be provided for your application to be accepted and rated/ranked.**

Provide indicate all sources contributing to family income:

- | | |
|--|--|
| <input type="checkbox"/> Employment | <input type="checkbox"/> S.S.I. (Supplemental) |
| <input type="checkbox"/> Unemployment Insurance | <input type="checkbox"/> Retirement, Pensions, Survivor |
| <input type="checkbox"/> Welfare - Transitional Assistance | <input type="checkbox"/> Veterans / Other Government Ret. |
| <input type="checkbox"/> TANF / AFDC or related program | <input checked="" type="checkbox"/> Tribal Per-Capita Payments |
| <input type="checkbox"/> General Assistance | <input type="checkbox"/> Interest, Dividends, Estate, Trust |
| <input type="checkbox"/> Social Security | <input type="checkbox"/> Other _____ |
| <input type="checkbox"/> Foster Care Funding | |
| <input type="checkbox"/> No Income Source | |

Handicap / Disability: Complete this section for all family members included in the family composition having a permanent disability and receiving State or Federal assistance as a result of the condition.

- Head: Disabled Handicap. Percentage [% ____] Details _____
- Spouse/Partner: Disabled Handicap. Percentage [% ____] Details _____
- Child: Disabled Handicap. Percentage [% ____] Details _____
- Child: Disabled Handicap. Percentage [% ____] Details _____
- Other: Disabled Handicap. Percentage [% ____] Details _____

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Family Composition: Complete this section for all immediate family members including domestic partners. For Native Americans or Alaskan/Canadian Natives, identify their specific tribal affiliation as well as their blood/culture affiliation.
 Example: Bear River Band of Rohnerville Rancheria (BRBRR) / Wiyot

1. Name _____ DOB: ___/___/___ Male Female
 * Head Spouse Dependant Child Custodial Child Non-Married Partner Other
 * White Black Hispanic Native American Asian Other
 * Tribal Affiliation: _____ Cultural/Blood Affiliation: _____
 * Tribally Enrolled-This Tribe / Other Tribe / Not-Tribally Enrolled Tribal Roll Num. _____
 * Student at time of survey? Yes No Reg. US Voter Veteran Currently Enlisted
 * Social Security Number _____

2. Name _____ DOB: ___/___/___ Male Female
 * Head Spouse Dependant Child Custodial Child Non-Married Partner Other
 * White Black Hispanic Native American Asian Other
 * Country/Tribal Affiliation: _____ Cultural/Blood Affiliation: _____
 * Tribally Enrolled-This Tribe / Other Tribe / Not-Tribally Enrolled Tribal Roll Num. _____
 * Student at time of survey? Yes No Reg. US Voter Veteran Currently Enlisted
 * Social Security Number _____

3. Name _____ DOB: ___/___/___ Male Female
 * Head Spouse Dependant Child Custodial Child Non-Married Partner Other
 * White Black Hispanic Native American Asian Other
 * Tribal Affiliation: _____ Cultural/Blood Affiliation: _____
 * Tribally Enrolled-This Tribe / Other Tribe / Not-Tribally Enrolled Tribal Roll Num. _____
 * Student at time of survey? Yes No Reg. US Voter Veteran Currently Enlisted
 * Social Security Number _____

4. Name _____ DOB: ___/___/___ Male Female
 * Head Spouse Dependant Child Custodial Child Non-Married Partner Other
 * White Black Hispanic Native American Asian Other
 * Tribal Affiliation: _____ Cultural/Blood Affiliation: _____
 * Tribally Enrolled-This Tribe / Other Tribe / Not-Tribally Enrolled Tribal Roll Num. _____
 * Student at time of survey? Yes No Reg. US Voter Veteran Currently Enlisted
 * Social Security Number _____

5. Name _____ DOB: ___/___/___ Male Female
 * Head Spouse Dependant Child Custodial Child Non-Married Partner Other
 * White Black Hispanic Native American Asian Other
 * Tribal Affiliation: _____ Cultural/Blood Affiliation: _____
 * Tribally Enrolled-This Tribe / Other Tribe / Not-Tribally Enrolled Tribal Roll Num. _____
 * Student at time of survey? Yes No Reg. US Voter Veteran Currently Enlisted
 * Social Security Number _____

6. Name _____ DOB: ___/___/___ Male Female
 * Head Spouse Dependant Child Custodial Child Non-Married Partner Other
 * White Black Hispanic Native American Asian Other
 * Tribal Affiliation: _____ Cultural/Blood Affiliation: _____
 * Tribally Enrolled-This Tribe / Other Tribe / Not-Tribally Enrolled Tribal Roll Num. _____
 * Student at time of survey? Yes No Reg. US Voter Veteran Currently Enlisted
 * Social Security Number _____

7. Name _____ DOB: ___/___/___ Male Female
 * Head Spouse Dependant Child Custodial Child Non-Married Partner Other
 * White Black Hispanic Native American Asian Other
 * Tribal Affiliation: _____ Cultural/Blood Affiliation: _____
 * Tribally Enrolled-This Tribe / Other Tribe / Not-Tribally Enrolled Tribal Roll Num. _____
 * Student at time of survey? Yes No Reg. US Voter Veteran Currently Enlisted
 * Social Security Number _____

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Complete this section for children of participating families that are in the custody of others at time of survey. Do not include children who are in the custody of others in the "family composition" section of this survey form.

Number of children [] Names _____ / _____ / _____ / _____

Explain: _____

Employment Situation:

	Head	Spouse/Partner
Full-time Employed	<input type="checkbox"/>	<input type="checkbox"/>
Part-time Employed	<input type="checkbox"/>	<input type="checkbox"/>
Seasonally Employed	<input type="checkbox"/>	<input type="checkbox"/>
Unemployed	<input type="checkbox"/>	<input type="checkbox"/>
Retired	<input type="checkbox"/>	<input type="checkbox"/>
Self Employed	<input type="checkbox"/>	<input type="checkbox"/>
Other (_____)	<input type="checkbox"/>	<input type="checkbox"/>

IMPORTANT: If "unemployed," provide the following information for both "head," and "spouse/partner." Identify each applicable category that is limiting employment opportunity.

	Head	Spouse/Partner
Physical / Psychological ailment	<input type="checkbox"/>	<input type="checkbox"/>
Dependent family member care	<input type="checkbox"/>	<input type="checkbox"/>
Seasonal lay-off	<input type="checkbox"/>	<input type="checkbox"/>
No reliable transportation	<input type="checkbox"/>	<input type="checkbox"/>
No work available in the area	<input type="checkbox"/>	<input type="checkbox"/>
No desire to work at this time	<input type="checkbox"/>	<input type="checkbox"/>
Discouraged after extend job search	<input type="checkbox"/>	<input type="checkbox"/>
Other (_____)	<input type="checkbox"/>	<input type="checkbox"/>

It is important to complete each of the following categories for both Head and Spouse/Partner to establish a complete employment profile. Note: "Vocation" refers to the field of work that an individual considers himself/herself to be most experienced and proficient at.

Head of Household:

Spouse/Partner:

Present Occupation _____
 Vocation _____
 Desired Occupation _____
 Other Job Skills _____

Present Occupation _____
 Vocation _____
 Desired Occupation _____
 Other Job Skills _____

Education: Complete the information for "Head" and "Spouse/Partner." NOTE: Only check the "graduate" box if an individual has graduated high school or college or if a certificate has been received following completion of vocational or business school.

Head of Household:

Spouse / Partner:

Elementary School years attended (0-8) _____

Elementary School years attended (0-8) _____

High School years attended (9-12) _____
 * Received GED.

High School years attended (9-12) _____
 * Received GED.

College/University years attended _____
 * Graduate - Yes No
 * Highest Degree Received (AA, PHD, etc.) _____

College/University years attended: _____
 * Graduate - Yes No
 * Highest Degree Received (AA, PHD, etc.) _____

Vocational School years attended _____

Vocational School years attended _____

Occupancy Status: Complete this section based on your present occupancy status - Owner, Renter or Non-Owner/Non-Renter

Own or Buying the Dwelling You Reside In:

Renting the Dwelling You Reside In:

Monthly Rent Amount \$ _____ Dwelling Type: House, Apartment, Mobile, Other

Complete this section if rent payment exceeds 30%/50% of family monthly income: 30% / 50%
Are you renting through a Housing Authority? Yes / No

Neither Own nor Rent: Check One - Living with extended family Living in available shelter

Present "Non-Owner/Non-Renter" Circumstances: Provide a description of circumstances
(Example: "Living with Parents in a single-wide trailer, overcrowded and dilapidated")
Explain: _____

If a non-owner/non-renter, please list the general reason:

Unemployed, Under-employed and unable to afford home purchase or independent quarters
Student full time / Part time, Institutionalized, Other _____

Overcrowding: Note: See "definitions" below before completing this section

Livable Rooms: For this section, include bedrooms, living rooms, kitchens, a separate dining room, and rooms in a finished basement. Do NOT count bathrooms, porches, balconies, entry areas, halls, or half-rooms. Count multipurpose rooms only one time, for example; a kitchen and dining room combination, or a living room that is used as a bedroom at night.

Overcrowding: Overcrowding is determined by the number of "livable rooms" in a dwelling that may be used as sleeping quarters as well as the age/gender/relationship of the occupants. These are: One adult (or adult cohabitant) or two minor children - per gender - per livable room. Example: A married couple, with two minor boys and a minor girl, living in a two bedroom house would be "overcrowded."

Family Unit: Individual adults, or adult cohabitants and their dependants. Note that multiple "family units" may reside at one residence. Example: A grandmother living with her daughter, son-in-law and 12 year old grandson, sharing a dwelling with an 18 year old granddaughter with a baby. In this example, three "family units" are residing in one dwelling.

Number of Livable rooms _____ Number of rooms specifically used as Bedrooms _____
Is this dwelling "overcrowded" Yes / No (See "Definition of Overcrowding above")
Are there multiple "family units" living in this dwelling? Yes / No How many family units? _____

Certification:

Form completed by: (Name) _____ Date ____/____/200____
If information was not collected directly from the household "head," or "spouse/partner," was it provided by a close (adult) family member? Yes / No Information source _____

Was information for this household/individual collected from any other source? Yes / No If so, please identify the source of the information _____

Notes: _____

G&TH - P

**Bear River Band of Rohnerville Rancheria
TISH NON VILLAGE
Home Ownership Occupancy Agreement**

I, _____, a member of the Bear River Band of Rohnerville Rancheria, have been awarded a new home at the Bear River Band of Rohnerville Rancheria's Tish Non Village and I hereby acknowledge and commit to the following:

1. I will reside in the home and make it my permanent residence for at least nine (9) months out of the year and agree my home will be forfeited to the Tribe for award to another eligible family if I don't meet this requirement; and,
2. I have read the Housing Policy, as adopted by the Tribal Council, and agree to comply with the requirements stated in the Policy and all relevant Tribal Ordinances existing either now or in the future or be subject to the sanctions imposed for violation; and,
3. I shall not violate any criminal or civil law, ordinance or statute in the use of premises, commit waste or nuisance, annoy, molest or interfere with any other Resident or neighbor or agree that I may be subject to forfeiture of the residence under Tribal law; and,
4. I understand that I am responsible for the monthly homeowner fees as set from time to time by the Tribal Council; and,
5. I understand I am responsible for keeping the dwelling unit in good condition and appearance through proper maintenance and housekeeping and that I won't rely on the Tribe for any maintenance or rehabilitation needs. This specifically includes outside yard maintenance. I understand that failure to properly maintain the residence and yard can result in the Tribe performing this function at my expense; and,
6. I am responsible for my own utilities bills (phone, electricity, propane, cable TV, garbage, water and wastewater fees) and other normal expenses of home ownership; and,
7. I am responsible for maintaining my own personal property and homeowner property insurance and must submit proof of homeowner insurance annually; and,
8. I will participate in annual inspection programs administered by the Tribe; and,
9. My responsibility includes helping to maintain a peaceful neighborhood; and,
10. The responsibility of the Tribal housing agency is limited to proper maintenance of those common public facilities shared by home owners in general including access roadways, sidewalks, public walkways and recreational facilities, and public safety requirements related thereto including appropriate lighting and in general exclusively restricted to those services and responsibilities normally assumed by a municipality; and,
11. I will prepare and submit to the Tribal Legal Department a Beneficiary Designation within 60 days of occupying my home.

Date

Signature

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GPTH-Q

710 Main Street, Fortuna, CA 95540
 (707) 725-1094 or (707) 826-1094

Email: rentals@six-rivers.com

35 listings meet your search criteria.

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<u>Title</u>	<u>City</u>	<u>Address</u>	<u>Monthly Rent</u>
<u>2 bed 2 bath house w/yard & carport</u>	Fortuna		995
<u>3 bed 2 Bath</u>	Fortuna		995
<u>3 de 1 bath house w/yard</u>	Lolita		995
<u>3 bed 1 bath Home</u>	Ferndale		995
<u>4-5 bed 1 bath</u>	Fortuna		995
<u>3 bed 1 bath house w/ carport and yard</u>	Fortuna		995
<u>2 bed 1 1/2 bath House</u>	Eureka		1,000
<u>3 BED 1 BATH</u>	Fortuna		1,050
<u>3 bed 1 bath</u>	Fortuna		1,195
<u>2 bed 2 bath</u>	Fortuna		1,200
<u>3 bed 2 bath house w/yard & carport</u>	Fortuna		1,300
<u>Commercial</u>	Fortuna		1,400
<u>3 bed 2 bath housew/garage</u>	Fortuna		1,495
<u>4 bed 4 bath House w/garage & yard</u>	Ferndale		1,900
<u>3 bed 3 abth house w/ garage & yard</u>	Fortuna		2,000

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**Tribal Affirmations in Accordance with 24 CFR 1003.302(b)
New Housing Construction**

The Bear River Band of Rohnerville Rancheria affirms:

- (a) No other housing is available in the immediate reservation area that is suitable for the households to be assisted:**

The Tribe does not have any land suitable for housing construction except the Tish Non Village site identified for this project. No infrastructure exists elsewhere to provide for new housing construction. The reservation is in a rural area and considerable distance to the nearest town where housing is available (although at unaffordable rates for our needy families – see Exhibit G&TH-Q page 49 showing rental rates of \$995/mo and higher in surrounding though distant communities). It's too far for our families (all of the four beneficiaries below are without means of transportation) to access Tribal social services and job opportunities. The attached map shows the existing 27 homes built at Tish Non Village along with a list of the families assigned those homes. The list also includes the other Tribal homes on Bear River Drive. All homes are currently occupied leaving nothing for these needy families.

- (b) No other sources, including Indian Housing Block Grant (IHBG), can meet the needs of the households to be served:**

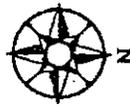
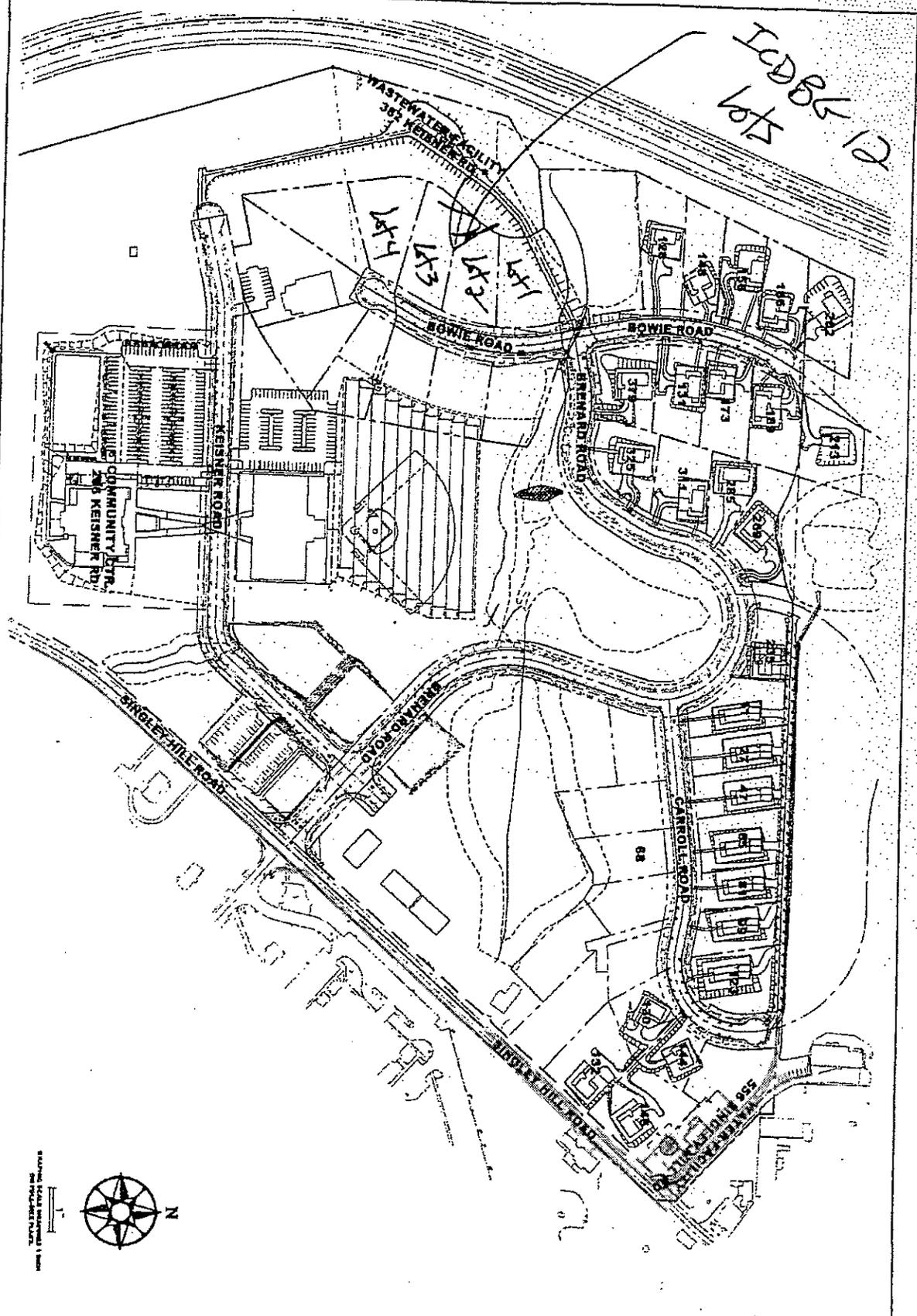
Bear River doesn't receive sufficient funds annually from IHBG to even begin to afford to build a single home (see attached FY2012 IHBG formula estimate) and our Housing Waiting List has 29 eligible families (G&TH-N page 43). The Tribe commits 80% of the 2012 IHBG to this project but the remainder is needed for administration of our housing programs. We've had success with HUD ICDBG and NAHBG Recovery funding in the past to help with building the existing homes on Tish Non but none of the homes would have been possible without award of those competitive grants. No other funds, other than the Tribal match that accompanies this application, are available for this project. The Tribe has researched other funding opportunities and no other grant funds have been identified or secured. Available Tribal resources for new housing construction for these families are limited to the match funds provided. Our only hope of building more homes is with award of additional ICDBG grants.

- (d) & (e) The household(s) to be housed is currently in an overcrowded house (more than one household per house) or the household has no current residence**

The first four families on the LMI eligible Housing Waiting List (Exhibit G&TH-N page 43) are in dire circumstances and meet this requirement.

DATE: 10/8/2018
 PROJECT: BEAR RIVER SAND OF ROHNERVILLE RANCHERIA
 SHEET: 1 OF 1

ICDBG 12
 1/27/19



SCALE: 1" = 100'
 DATE: 10/8/2018
 SHEET: 1 OF 1

TISH NON VILLAGE
 OVERALL SITE DEVELOPMENT PLAN
 ADDRESS ASSIGNMENT
**BEAR RIVER SAND OF
 ROHNERVILLE RANCHERIA**
 HUMBOLDT COUNTY, CALIFORNIA

NO.	REVISION	BY	CHK	DATE
0	ISSUED TO OWNER	BY	CHK	10/8/2018

LACO ASSOCIATES
 CONSULTING ENGINEERS
 21. W 4TH ST. EUREKA, CA 95501 (707)443-5054

50 51

<u>Last Name</u>	<u>First Name</u>	<u>Lot #</u>	<u>Address</u>
		B6	131 Bowie
		B10	156 Bowie
		B2	285 Brenard Rd
		B5	379 Brenard Rd
		B1	269 Brenard
		A6	27 Carroll
		B14	202 Bowie
		C4	130 Carroll
		A1	123 Carroll
		B4	325 Brenard
		A2	99 Carroll Rd
		B9	186 Bowie
		A5	47 Carroll
		A4	65 Carroll Rd
		B3	311 Brenard
		C1	144 Carroll
		C3	132 Carroll
		B12	128 Bowie
		A7	11 Carroll
		A3	81 Carroll
		B11	148 Bowie
		A8	235 Brenard Rd
		B7	173 Bowie
		B8	189 Bowie
		C2	146 Carroll
		B13	213 Bowie
			68 Carroll Road
			14 Bear River
			18 Bear River
			22 Bear River
			32 1/2 Bear River
			42 Bear River
			46 Bear River
			50 Bear River
			35 Bear River
			31 Bear River

**Bear River Band of Rohnerville Rancheria
Preliminary Grant Amount**

(Based on an estimated \$698,000,000 appropriation)

This is only a preliminary estimate to be used for planning purposes based on an estimated \$698,000,000 appropriation for the IHBG program. It will change based on corrections to the data used for all tribes (any change in one tribe's data affects the allocation for all tribes) and/or actual FY 2012 appropriations.

FCAS Component: ²	\$0
Needs Component: ³	\$73,607
Adjustments to achieve FY 1996 Base Year Amount: ⁴	\$0
FY 2012 Estimated Grant:	\$73,607
Repayments and Other Adjustments: ⁵	\$0
FY 2012 Grant with Repayments & Adjustments:	\$73,607

²If an "M" appears following the FCAS component, it means that the modernization subsidy on which FCAS was based was calculated using the alternative definition in §1000.316(b)(2), which states that "for Indian tribes with an Indian Housing Authority (IHA) that owned or operated fewer than 250 public housing units on October 1, 1997, the modernization allocation equals the amount of funds received under the assistance program authorized by Section 14 of the 1937 Act (not including funds provided as emergency assistance) for FYs 1992 through 1997." If an "A" appears, it means that your tribe had an IHA that owned or operated fewer than 250 public housing units on October 1, 1997, but was entitled to a larger modernization amount using the original method of calculation (§1000.316(b)(1)) and your grant was adjusted to take this into account, as called for in §1000.340(n). If no "M" or "A" appears, the modernization subsidy was calculated using the original method described in §1000.316(b)(1).

³The Needs component includes adjustments needed to achieve minimum funding as called for in §1000.328. The minimum allocation in any fiscal year to an Indian tribe under the Needs component of the IHBG Formula shall equal 0.007826% of the available appropriations for that FY after set asides. In this allocation, the minimum Needs grant is \$54,625. To be eligible for the minimum allocation, an Indian tribe must receive less than \$200,000 under the FCAS component of the IHBG Formula for the fiscal year, and must demonstrate the presence of any households at or below 80 percent of median income.

⁴According to §1000.340, if a tribe is allocated less funding under the formula than an IHA received on its behalf in FY 1996 for operating subsidy and modernization, its grant is increased to the amount received in FY 1996 for operating subsidy and modernization.

⁵Repayments and Adjustments refer to corrections made to prior year formula allocations. Most are repayment agreements with HUD, usually for over-funding received by the tribe in prior years due to late reporting of paid-off and conveyed FCAS. Funds recovered through repayments are reallocated among all tribes in the following FY through the formula. Adjustments are also occasionally made as a result of HUD errors in entering tribes' information or in calculating formula allocations.

GOTH-S

STATE: CALIFORNIA

-----I N C O M E L I M I T S-----

PROGRAM	1 PERSON	2 PERSON	3 PERSON	4 PERSON	5 PERSON	6 PERSON	7 PERSON	8 PERSON
Glenn County, CA FY 2012 MFI: 50700	12150	13900	15650	17350	18750	20150	21550	22950
30% OF MEDIAN	20300	23200	26100	28950	31300	33600	35900	38250
VERY LOW INCOME	32450	37050	41700	46300	50050	53750	57450	61150
LOW-INCOME								
Humboldt County, CA FY 2012 MFI: 55600	12150	13900	15650	17350	18750	20150	21550	22950
30% OF MEDIAN	20300	23200	26100	28950	31300	33600	35900	38250
VERY LOW INCOME	32450	37050	41700	46300	50050	53750	57450	61150
LOW-INCOME								
Inyo County, CA FY 2012 MFI: 65500	13800	15750	17700	19650	21250	22800	24400	25950
30% OF MEDIAN	22950	26200	29500	32750	35400	38000	40650	43250
VERY LOW INCOME	36700	41950	47200	52400	56600	60800	65000	69200
LOW-INCOME								
Lake County, CA FY 2012 MFI: 55000	12150	13900	15650	17350	18750	20150	21550	22950
30% OF MEDIAN	20300	23200	26100	28950	31300	33600	35900	38250
VERY LOW INCOME	32450	37050	41700	46300	50050	53750	57450	61150
LOW-INCOME								
Lassen County, CA FY 2012 MFI: 61700	12950	14800	16650	18500	20000	21500	22950	24450
30% OF MEDIAN	21600	24700	27800	30850	33500	35800	38300	40750
VERY LOW INCOME	34550	39500	44450	49350	53300	57250	61200	65150
LOW-INCOME								
Mariposa County, CA FY 2012 MFI: 59500	12500	14300	16100	17850	19300	20750	22150	23600
30% OF MEDIAN	20850	23800	26800	29750	32150	34550	36900	39300
VERY LOW INCOME	33350	38100	42850	47600	51450	55250	59050	62850
LOW-INCOME								
Mendocino County, CA FY 2012 MFI: 55300	12150	13900	15650	17350	18750	20150	21550	22950
30% OF MEDIAN	20300	23200	26100	28950	31300	33600	35900	38250
VERY LOW INCOME	32450	37050	41700	46300	50050	53750	57450	61150
LOW-INCOME								
Modoc County, CA FY 2012 MFI: 47300	12150	13900	15650	17350	18750	20150	21550	22950
30% OF MEDIAN	20300	23200	26100	28950	31300	33600	35900	38250
VERY LOW INCOME	32450	37050	41700	46300	50050	53750	57450	61150
LOW-INCOME								
Mono County, CA FY 2012 MFI: 75500	15700	17950	20200	22400	24200	26000	27800	29600
30% OF MEDIAN	26150	29850	33500	37300	40300	43300	46300	49250
VERY LOW INCOME	41800	47800	53750	59700	64500	69300	74050	78850
LOW-INCOME								
Nevada County, CA FY 2012 MFI: 72600	15300	17450	19650	21800	23550	25300	27050	28800
30% OF MEDIAN	25450	29050	32700	36300	39250	42150	45050	47950
VERY LOW INCOME	40700	46500	52300	58100	62750	67400	72050	76700
LOW-INCOME								
Plumas County, CA FY 2012 MFI: 56700	12150	13900	15650	17350	18750	20150	21550	22950
30% OF MEDIAN	20300	23200	26100	28950	31300	33600	35900	38250
VERY LOW INCOME	32450	37050	41700	46300	50050	53750	57450	61150
LOW-INCOME								
Sierra County, CA FY 2012 MFI: 71800	14100	16100	18100	20100	21750	23350	24950	26550
30% OF MEDIAN	23450	26800	30150	33500	36200	38900	41550	44250
VERY LOW INCOME	37550	42900	48250	53600	57900	62200	66500	70800
LOW-INCOME								

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Rating Factor 1: Capacity of the Applicant (30) (Exhibits in filename "RatingFactor1Exhibits")

Subfactor 1-1: Managerial, Technical and Administrative Capabilities (15)

1-1a Managerial and Technical Staff (8)

The proposed project will be structured in the very simplest form: one single RFP for engineering services and a single IFB for construction of the homes by a single General Contractor responsible for full construction scope. Only two vendors with short execution schedules mean only about six payments to each. Also, the short schedule means fewer required reports. The simplicity of project design makes in both feasible and efficient for the single staff member, Bruce Merson, to personally prepare the RFP and IFB bid packages using existing boilerplate developed with earlier HUD ICDBG projects, personally review and code each pay request, personally prepare all quarterly financial reports and do LOCCS drawdowns, and he will personally prepare AESR's and the closeout submission documents. Weekly meetings with the CBDO will assure their oversight role. The simplicity of the project implementation approach makes all this manageable for Bruce. He has performed all these functions as described in the recent, relevant, and successful ICDBG 2007-2009 and Recovery grants (NAHBG and ICDBG) which further demonstrates this is the proper assignment of responsibilities to this single individual.

Bruce Merson, well known by many at SWONAP, has been the Tribe's Housing Director from 2001 through the present and will apply his expertise on a day-to-day basis to provide for successful project management, procurement, and fiscal control. He has successfully implemented RHED 2005 New Housing Construction Project, ICDBG 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, ICDBG Recovery, and NAHBG Recovery New Housing Projects and is currently successfully managing the ICDBG 2010 project on schedule and within budget. He received a SWONAP Certificate of Notable Leadership award from C. Raphael Mecham on January 11, 2005 in recognition of this success. The Tribe received a Certificate of Outstanding Achievement award from SWONAP on March 22, 2011 for the Tish Non project due principally to his efforts. He has been personally responsible for all aspects of implementation for each of these projects and has considerable expertise in HUD's regulatory requirements.

Bruce's performance on these projects is recent (in very most recent years), relevant (same project type – New Housing Construction), and successful both because the implemented on schedule and within budget but another measure is that the ICDBG Recovery and NAHBG Recovery grant awards contemplated building 12 homes in combination but due to bid package optimization actually constructed 14 homes and ICDBG project was for three homes but has actually built four. More homes for the money and more new Tribal homeowners is significant and measureable success.

Environmental: The Environmental Assessment (EA) has proceeded fully through the public review/comment process and been accepted as final by SWONAP as the basis for release of funds under RHED 2009 and ICDBG 2007, 2008, 2009 and 2010 and ICDBG Recovery and NAHBG Recovery grants. Since the EA addressed the full scope of the master planned Tish Non Village (including the housing units contemplated here), no further EA work is required. All that is required is an environmental record to file documenting this project was included in the EA completed earlier just as has been the requirement for other recent ICDBG projects implemented.

Procurement: The project will involve only two procurement actions: the RFP for engineering support to develop the site plans, specifications, bid package, and technical support during construction and the IFB for the full scope of construction. Only licensed, responsive, and responsible engineering firms and contractors will be eligible for award. Existing boilerplate RFP and IFB documents utilized in numerous recent successful New Housing Construction projects will be utilized requiring only slight modification for this particular project. The home plans and specifications are already complete developed for earlier projects and the successful basis for construction of 26 housing units. Bruce Merson will personally manage preparation of the RFP and IFB from these boilerplate documents, the procurement process, and firm/contractor selection in the identical manner he has for the recent successful New Housing Construction projects listed above. He will assure the procurements are properly publically noticed, there are multiple bids, bids are fairly evaluated according to defined criteria, contracts are in proper form, and that the procurement record will contain all these required elements. Bruce has been managing HUD compliant procurements (as assessed by HUD Field Audit personnel in 2010) for 10 years so this process is well understood and straightforward. This is the identical approach successfully used in our other recent New Housing Construction projects.

Financial Management: Bruce Merson is Chief Financial Officer for the Bear River Band of Rohnerville Rancheria and is personally responsible for all accounting for HUD funds and LOCCS drawdowns. He will personally review and approve all pay requests from the engineering firm and contractor (likely about a half dozen from each). He will code the pay requests to assure they post to proper accounts in proper fiscal period. He will review the financial records regularly and assure everything is accurate and then prepare the quarterly 425's and perform drawdowns on cost reimbursement basis. This is the identical approach successfully used in our other recent New Housing Construction projects.

Construction Management: The infrastructure support for the home lots is already in place and not part of this project. After award of the construction contract under the IFB process and issuance of the Notice to Proceed, the selected licensed and bonded contractor will begin work. Bruce Merson will meet with the contractor's representative at least biweekly to assess progress and address any technical clarifications that are required. The licensed engineering firm that prepared the site plans and specifications will contribute if the question is of a technical nature requiring an engineer's opinion.

Biweekly meetings assure timely resolution of issues and keep the project on schedule. This is the identical approach successfully used in our other recent New Housing Construction projects.

Grant Administration: Bruce Merson will personally administer all aspects of the grant just as he has successfully done for the recent New Housing Construction projects funded with ICDBG 2007-2010, ICDBG Recovery, and NAHBG Recovery. He will assure environmental release is obtained before commitment of funds, maintain records in proper order, prepare and submit all required reporting including 425's, AESR's, and closeout documents.

The applicant for this project is the Bear River Band of Rohnerville Rancheria and the project will be implemented through the Bear River Mattole Wiyot Housing Commission. The CBDO has been in existence since 2002 and has provided successful oversight of recent New Housing Construction implementation for ICDBG 2002-2010 grants plus the ICDBG Recovery and NAHBG Recovery grants. CBDO members have attended a broad range of trainings sponsored by HUD and NAIHC and are well familiar with ICDBG regulations. They have knowledge of their duties regarding procurement, engineering plans and specifications development, construction progress review, and grant management based on their experience with other recent successful New Housing Construction projects. They meet weekly and will have a regular agenda item to review project progress and address any issues that may arise. The recent HUD Field Monitoring visit found the CBDO fully compliant with regulatory requirements and performing its duties satisfactorily. HUD Grants Evaluation personnel recently commented during their Field Monitoring visit that our CBDO was one of the most properly operated they have seen in their field work. Bruce Merson attends their weekly meetings and provides project progress updates as well as answers to any questions that may arise including technical questions on HUD regulatory requirements.

This project is designed with simplicity just as the other recent and successful New Housing projects. Minimum procurements (two) using existing boilerplate, minimum number of qualified contractors, and quick execution resulting in few pay applications and contractor meetings makes this a simply designed project. The one man role for Bruce Merson described is identical to what we've done on these other recent New Housing Construction projects so the same successful outcome is certain.

1-1b Project Implementation Plan and Program Evaluation (3)

The project will be implemented as outlined in the Project Implementation Schedule (RF1-A page 1) and as contained in the following Project Management Plan:

Project Management Plan

Task/Timeframes-Benchmarks

The grant startup and special conditions including MOU with Commission (CBDO) completed immediately following notice of funding during the first two months of the project (May-Jun 2012)

- Completion of Special Conditions/LOCCS and Accounting Records Established, Special Conditions Addressed.

The Environmental Clearance will be completed in parallel with completion startup tasks/special conditions (May-Jun 2012)

- HUD Environmental Clearance Completed

Selection of the engineering firm using the RFP Process and award of the contract (May - Aug 2012)

- Engineering services contract awarded (Aug 2012)

Prepare site/foundation designs for housing units continue administrative tasks, prepare housing units bid packages (Sep - Dec 2012)

- Housing units bid packages out to bid (Dec 2012)

Selection of the housing units general contractor using the Invitation for Bid (sealed bid) process and award of contract. (March 2013)

- Housing unit construction contract awarded

Award of the housing construction contract will be followed by the construction of the housing units which will last approx 8 months. Construction inspections at each appropriate phase of the project. (Apr-Nov 2013)

- Periodic construction inspections during construction, homes construction completed (Nov 2013)

Staff

Tribal Council
Commission,
Housing Director

Commission,
Housing Director,

Commission,
Housing Director

Commission,
Housing Director

Commission,
Housing Director
General Building Contractor

Commission,
Housing Director
General Building Contractor

Project progress and budget will be closely monitored. Commission members, staff, engineering consultants, and contractors (as applicable), will meet no less than biweekly to identify any problem areas and to adjust the work plan as necessary.

Commission,
Housing Director,
Engineering Consultant
Contractors as applicable

➤ Biweekly meetings throughout the life of the project

Project reporting and compliance.

Commission,
Housing Director

➤ Status and Evaluation Report, MBE Report, SF 425, Audit Submitted (Life of Project)

The project closeout will occur within 90 days of the construction phase.

Housing Director
Commission

➤ Closeout Docs Submitted (Dec 2013)

Upon completion of construction of the single-family homes, occupants will be accepted based on the Housing Waiting List. Each beneficiary's income will be reviewed for income eligibility to determine that clients initially put on the list continue to be income-eligible. Each beneficiary will be counseled as to their rights and responsibilities as occupants of the new housing and will sign a Beneficiary Commitment and be given a copy of the Commission Housing Policy.

Commission, Staff

➤ Four families will move into new homes (Dec 2013)

The Program Evaluation will be performed in accordance with the Outputs, Outcomes and Goals identified in Rating Factor 5. Briefly, the output is construction of the four new homeownership housing units with the outcome being four eligible families removed from CY2012 Home Ownership Housing Waiting List (RF1-B page 2), a 14% reduction, and residing in safe, decent, and affordable housing. The number of eligible applicant families and homeless or living in an overcrowded situation will decrease by four. The waiting list after project completion will be evaluated. Further it is to implement the project according to the Implementation Schedule and within budget with outcome being variance to schedule and work plan held to a minimum (< 45 days) and project completed on budget. Project progress and budget will be closely monitored by the Commission members, Housing Director, engineering consultants, and contractors (as applicable) who will meet no less than biweekly to identify any problem areas and to cooperatively adjust the work plan and schedule as necessary.

The long-term output goal is to provide a stable living situation for four needy families within the Tribal community and the outcome goal is 100% of the beneficiaries remaining in the housing units after five years (except in the event of a death or voluntary move). Occupancy records will be used for evaluation.

1-1c Financial Management (2)

The financial responsibilities for this project will be carried out in accordance with the Tribe's fiscal policies and procedures as contained in the tribe's Government Operations Manual, Section 3, Financial Policies and Procedures, on behalf of the Commission. The policies were adopted by Tribal resolution (RF1-C page 3). The policies and procedures include robust internal controls: a computerized accounting system retains all records securely on the server with full database backup, all pay applications are approved by someone knowledgeable and independent of the A/P person printing the check, checks are signed exclusively by Tribal Council after review of supporting documentation, signed checks are distributed by an individual other than the A/P clerk who generated the check or the persons signing the check, bank reconciliations are performed by the Accounting Manager and not the A/P clerk who generated the check, monthly financial statements are prepared that provide a comparison of expenditures to revenue and to budget and these are reviewed with Tribal Council by the CFO to continuously monitor financial performance.

This project will be administered according to uniform administrative requirements and cost principles for agreements with subrecipients, program income, use of real property, records to be maintained, reports, grant closeout procedures, Indian preference requirements, citizen participation, environment, conflict of interest, lead-based paint, and debarment and suspension, etc. as contained in 24 CFR Part 1003 and 24 CFR Part 85.

The Tribe will assure that ICDBG funds are used in accordance with all program requirements including assurance that performance of subrecipients and contractors is in compliance. The Tribe will create a new contract folder for the project including the award, amendments, and required reports. A new set of accounts will be created for all project related HUD funds, program income, and expenses. Program income will be expended prior to drawdown of HUD funds and all HUD funds will be disbursed within three days of drawdown. The use of funds, including Tribal matching funds, will be restricted to project activities and be expended on allowable costs only in accordance with the Cost Principles at OMB Circular A-87. Payments to contractors will occur only as provided for in properly authorized contracts and only after a knowledgeable Tribal representative has verified work progress. Records will be retained for a minimum five years following grant closeout. The Tribe have an audit of the ICDBG funds expended prepared within nine months of the Tribe's fiscal year end in accordance with OMB Circular A-133 and shall submit all required financial reports including the quarterly SF-425's within 15 days of quarter end and the SF-269 at close-out.

The Tribe's audit report for the year ended December 31, 2010 (available from SWONAP records and the Federal Audit Clearinghouse) identifies issues with account reconciliations but clearly states this issue does not relate to the HUD programs and

the auditor identifies substantial progress in resolving the issue. The Tribe has assigned Bruce Merson to an oversight role to assure the issues are resolved and not reoccur in the 2011 audit. The Grants Evaluation letter of 11/29/10 does not consider the finding serious.

1-1d Procurement and Contract Management (2)

The Tribe follows the guidelines for procurement and contract administration as contained in its Property and Procurement Policies and Procedures adopted by the Tribe (RF1-D pages 4-5). The Bear River Mattole Wiyot Development Commission has also adopted a HUD-compliant procurement policy (RF1-E page 6). More specifically this project will be administered according to uniform administrative requirements and cost principles for agreements with subrecipients, procurement, force account construction, Indian preference requirements, and debarment and suspension, etc. as contained in 24CFR Part 1003 and 24CFR Part 85. The Housing Director has attended the HUD Procurement training and will follow the HUD procurement procedures when procuring the engineering services and construction contract for this project with the overriding objective being to provide full and open competition.

In all procurement cases, an estimate of the cost will be made prior to receiving bids or proposals from suppliers, contractors, or firms. The Tribe will maintain a contract administration system that ensures subrecipient and contractor performance in accordance with the scope of work and terms (including records retention and reports, uniform administrative requirements at 24CFR Part 1003.501, compliance with Federal laws, cause for suspension or termination, reversion of assets, program income requirements as defined at 24CFR Part 1003.503, use of real property, and public access to program records). The Tribe's written Code of Conduct prohibits conflicts of interest and is on record and approved by HUD. Only responsive and responsible contractors/suppliers possessing the ability to perform successfully will be awarded. The Tribe shall not allow award of contracts to debarred or suspended parties. Complete records of the procurement will be maintained for a minimum of five years after closeout. Geographic preferences will not be used.

More specifically, the Tribe will use the competitive proposal or Request for Proposal (RFP) method for selecting the engineering consultants required for project plans and specifications. The RFP method provides for selection primarily based on qualifications with negotiation of services. Indian preference will apply.

Construction services for the single-family homes will be procured using the sealed bid or Invitation for Bid (IFB) method with award going to the lowest priced bid from responsive and responsible bidders with applicable Indian preference. A firm-fixed-price contract will be awarded. Appropriate bonds (5% bid guarantee, 100% performance, 100% payment) will be required.

Small purchases will include a written description of the product/supply/service required and at least three vendor quotes with award to the lowest responsive bidder.

No current audit findings related to procurement exist.

Subfactor 1-2: Past ICDBG Performance (15)

The Tribe currently has four open HUD ICDBG grants (2007, 2008, 2009, and 2010), two Recovery Act grants (NAHBG and ICDBG), three open RHED grants (2006, 2008, and 2009), and a Rural Innovation Fund grant for FY2011 with all but the ICDBG 2010, RHED 09, and RIF 11 expected to be closed out by Q1 2012. ICDBG's 2002, 2003, 2004, 2005, and 2006, as well as RHED 2005, are recently closed out and also available for consideration of past performance. It is understood HUD will rely on information on file and no response is required.

Rating Factor 1 Exhibits (in filename "RatingFactor1Exhibits")

RF1-A	Project Implementation Schedule (HUD-4125).....	1
RF1-B	CY2012 Housing Waiting List.....	2
RF1-C	Resolution 03-15 Adopting Financial Policies and Procedures.....	3
RF1-D	Resolution 98-58 Adopting Property and Procurement Policies..... and Procedures	4
RF1-E	Resolution #04-02 Bear River Mattole Wiyot Development Commission Adopting Procurement Policy.....	6

Implementation Schedule

Indian Community Development Block Grant (ICDBG)

U.S. Department of Housing and Urban Development
Office of Public and Indian Housing

OMB Approval No. 2577-0191
(exp. 2/29/2012)

See Instructions and Public Reporting Statement on back.
Submit a separate implementation schedule for each project category.

1. Name of Applicant (as shown in item 5, Standard Form 424)
Bear River Band of Rohnerville Rancheria

2. Application/Grant Number (to be assigned by HUD)
B-12-SR-06-3074

3. Original (First submission to HUD)
 Pre-Award Submission
 Amendment (submitted after grant approval)

Date (mm/dd/yyyy)
12/08/2011

4. Name of Project (as shown on form HUD-4123, item 4)
Tish Non Village Phase V: New Housing Construction

5. Effective Date (mm/dd/yyyy)
05/01/2012

Expected Completion Date (mm/dd/yyyy)
11/30/2013

Expected Closeout Date (mm/dd/yyyy)
12/31/2013

6. Environmental Review Status
 Exempt (As described in 24 CFR 58.34) Under Review (Review underway; findings not yet made)
 Finding of No Significant Impact (Finding made that request for release of funds for project is not an action which may significantly affect the environment.)
 EIS Required (Finding that project may significantly affect environment or EIS automatically required by 24 CFR 58.37) Not Started (Review not yet begun)

7. Tribal Fiscal Year (mm/dd/yyyy)
12/31/2012

8. Task List
(List tasks such as environmental assessment, acquisition, etc.) Use Calendar Year (CY) quarters. Fill in the CY below. See detailed instructions on back.

	CY 12			CY 13			Date (mm/dd/yyyy) (if exceeds 8th Qtr)	
	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.	5th Qtr.	6th Qtr.		7th Qtr.
Grant Startup and Clear Special Conditions		X						
HUD Environmental Clearance		X						
RFP for Engineering Services		X						
Contract for Engineering Services		X						
Prepare Housing Unit Bid Packages			X					
IFB for Housing Unit Construction				X				
Contract for Housing Unit Construction				X				
Construct Housing Units				X				
Grant Administration				X				
Prepare & Submit Closeout Documents								
Final Audit of Expenditures								
	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 85,000.00	\$ 170,000.00	\$ 605,000.00
10. Planned Drawdowns by Quarter (Enter amounts non-cumulatively)						\$ 85,000.00	\$ 350,000.00	\$ 605,000.00
11. Cumulative Drawdown (If more than one page, enter total on last page only)	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 85,000.00	\$ 435,000.00	\$ 605,000.00

Previous editions are obsolete

page 1 of 1 pages

form HUD-4125 (12/97)

KFI-H

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KFI-B

Bear River Band of Rohnerville Rancheria
CY2012 Homeownership Housing Waiting List

12/9/2011

Number	Name	Family Size	Family Income
1		8	\$21,032
2		3	\$4,400
3		4	\$38,768
4		2	\$23,230
5		1	\$29,360
6		1	\$14,540
3		1	\$16,256
5		2	\$26,696
6		4	\$4,400
7		1	\$29,750
8		1	\$29,360
9		3	\$35,840
10		2	\$31,856
11		2	\$32,296
12		1	\$8,720
13		2	\$23,792
14		5	\$34,991
15		3	\$11,600
16		5	\$27,200
17		1	\$30,796
18		1	\$23,600
19		1	\$13,556
20		1	\$4,400
21		2	\$15,200
22		2	\$12,560
23		2	\$16,880
24		4	\$15,200
25		4	\$28,337
26		1	\$4,400
27		2	\$33,703
28		1	\$6,536
29		6	\$40,000

RFI-C

BEAR RIVER BAND of ROHNERVILLE RANCHERIA
31 BEAR RIVER DR. LOLETA, CA 95641 707.733.1800, FAX 733.1972



~~11-6~~
~~RELS~~

Resolution No: 03-15
Date Approved: June 9, 2003

A RESOLUTION BY THE BEAR RIVER BAND OF ROHNERVILLE RANCHERIA TRIBAL COUNCIL APPROVING AND SUPPORTING ADOPTION OF GOVERNMENT OPERATIONS MANUAL SECTION 3, FINANCIAL POLICIES AND PROCEDURES AS REVISED ON JUNE 9, 2003.

WHEREAS, the Bear River Band of Rohnerville Rancheria is a federally recognized Tribe and has a government to government relationship with the United States of America; and,

WHEREAS, the Bear River Band of Rohnerville Rancheria is eligible for all rights and privileges afforded to Federally recognized Indian tribes.

THEREFORE BE IT RESOLVED that the Bear River Band of Rohnerville Rancheria hereby adopts the Government Operations Manual Section 3, Financial Policies and Procedures as revised effective June 9, 2003.

BE IT FURTHER RESOLVED that the Chairperson is hereby authorized to sign and members of the Council to attest all necessary documents to make such requests; and,

BE IT FINALLY RESOLVED that the above signatory powers are in full force and effect until specifically revoked by a duly adopted resolution of the Bear River Band of Rohnerville, Rancheria Tribal Council.

CERTIFICATION

This is to certify that the Bear River Band of Rohnerville Rancheria Tribal Council adopted the foregoing Resolution on June 9, 2003 by a vote of 4 IN FAVOR, 0 OPPOSED, 1 ABSTAINING, and 0 ABSENT.

Attested by: James Moon Jr.
Tribal Council Chairperson

6-9-03
Date

Alléen Meyer
Tribal Council Secretary

6.9.03
Date

Resolution 03-15
Page 1 of 1

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RFI-TD

EXHIBIT 1-5

~~11~~
RFI-TD

BEAR RIVER BAND of ROHNERVILLE RANCHERIA
32 BEAR RIVER DR. LOLETA, CA 95661 707.733.1900; fax 733-1972



Resolution No: 98-58
Date Approved: December 01, 1998

A RESOLUTION BY THE BEAR RIVER BAND OF ROHNERVILLE RANCHERIA TRIBAL COUNCIL APPROVING PROPERTY AND PROCUREMENT POLICIES AND PROCEDURES.

WHEREAS, the Bear River Band of Rohnerville Rancheria is a federally recognized body of American Indian Tribes, located in California, and has a government to government relationship with the United States of America; and,

WHEREAS, the Bear River Band of Rohnerville Rancheria is eligible for all rights and privileges afforded to federally recognized Indian tribes; and,

WHEREAS, the Bear River Band of Rohnerville Rancheria Tribal Council is the governing body of the Bear River Band of Rohnerville Rancheria; and,

WHEREAS, the Bear River Band of Rohnerville Rancheria Tribal Council recognizes a need to develop property and procurement policies and procedures for the Tribe; and,

WHEREAS, the Bear River Band of Rohnerville Rancheria Tribal Council has developed a policy to follow for property and procurement procedures.

NOW THEREFORE BE IT RESOLVED that the Bear River Band of Rohnerville Rancheria Tribal Council hereby approves the Property and Procurement Policies and Procedures for the Tribe.

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RESOLUTION 98-58
PAGE TWO

C*E*R*T*I*F*I*C*A*T*I*O*N

The foregoing Resolution was adopted by a vote of 5 IN FAVOR, 0 OPPOSED,
0 ABSTENTIONS, and 0 ABSENT at the Council Business Meeting of
the Bear River Band of Rohnerville Rancheria at which a quorum was present on this First
Day of December 1998.

Attested by: James R. Caswell
Tribal Chairperson

12/1/98
Date

Merina L. Bowie
Tribal Council Secretary

12-1-98
Date

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RFI-E

BEAR RIVER MATTOLE WIYOT DEVELOPMENT COMMISSION

~~RECEIVED~~

Resolution No: 04-02
Date Approved: December 3, 2004

A RESOLUTION BY THE BEAR RIVER MATTOLE WIYOT DEVELOPMENT COMMISSION APPROVING AND ADOPTING THE PROCUREMENT POLICY.

WHEREAS, the Bear River Band of the Rohnerville Rancheria is a federally recognized Tribe and has a government to government relationship with the United States of America; and,

WHEREAS, the Bear River Band of the Rohnerville Rancheria is eligible for all rights and privileges afforded to Federally recognized Indian Tribes including the right to designate Tribal authority; and,

WHEREAS, the Bear River Band of the Rohnerville Rancheria has established by Tribal Resolution 02-48 an entity authorized to administer Tribal housing issues at Basayo Village called the Bear River Mattole Wiyot Development Commission.

NOW THEREFORE BE IT RESOLVED the Bear River Mattole Wiyot Development Commission approves and adopts the Bear River Mattole Wiyot Development Commission Procurement Policy.

BE IT FURTHER RESOLVED that the Chairperson is hereby authorized to sign and members of the Bear River Mattole Wiyot Development Commission to attest all necessary documents to make such requests; and,

BE IT FINALLY RESOLVED that the above signatory powers are in full force and effect until specifically revoked by a duly adopted resolution of the Bear River Mattole Wiyot Development Commission.

CERTIFICATION

This is to certify that the Bear River Mattole Wiyot Development Commission adopted the foregoing Resolution on December 3, 2004 by a vote of 4 IN FAVOR, 0 OPPOSED, 0 ABSTAINING, and 1 ABSENT.

Attested by: Billy Robinson
Billy Robinson, Chairperson

12-3-04
Date

Dakota McGinnis
Dakota McGinnis, Treasurer

12-3-04
Date

[Handwritten initials]

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Rating Factor 2: Need/Extent of the Problem (16) **(Exhibits in filename "RatingFactor2Exhibits")**

Subfactor 2-1: Need and Viability (4)

This project meets an essential community development need by fulfilling a function that is critical to the continued existence and orderly development of the community. During the past year, as many as 11 tribal households have been homeless or are living in low-income motels and up to 4 are currently living in overcrowded conditions (temporary quarters with extended family or inappropriate size of residence for family size). The current housing waiting list is updated at least annually and quantifies the seriousness of the need for home ownership housing for our members with 29 eligible families currently listed (RF2-A pg 1); as well as the lack of financial resources to address this need (see RF2-B page 2 for local rental market pricing and <http://harealtors.com/statistics> for median home purchase prices). An extreme number of current applicants are homeless or living in overcrowded situations (extended family arrangements). The provision of four new decent and affordable housing units will reduce the CY2012 Home Ownership Housing Waiting List from 29 by 14% (quantitative information) and is critical to the viability of the community that will insure that our tribal community continues to exist and that our members currently homeless or living in overcrowded situations will have the opportunity to raise their children in a decent manner in a stable home environment.

Recent ICDBG and NAHBG awards have put the Tribe on a path to begin to address the serious housing shortage but these funds were only sufficient to help about one third of the eligible applicants on the previous year's Housing Waiting List and the list is anticipated to grow as additional Tribal members reach adulthood or return to the area due to lack of opportunity elsewhere. Further, this project provides Tribal members the opportunity to transition from the Tribally (HUD) assisted (low-income "projects") rental housing to home ownership within the safety and supportive Tribal community (community viability enhanced). Tribal "Community Spirit" will be promoted by grouping Tribal families in close proximity where they can help and support each other.

The tribe has not historically received sufficient IHBG funding to have significant impact on its housing needs for its low-income members. The tribe received only \$65,704 in its 2011 IHBG (see RF2-C page 3), 80% of which has been designated as match to its 2010 ICDBG New Housing Construction project. The Tribe committed 80% of its estimated allocation from FY2012 IHBG (\$58,886) to the New Housing Construction project proposed here in the Tribe's approved FY2012 Indian Housing Plan (RF2-D page 4-6) and in the Tribal Resolution submitted with this application. Additionally, the need is documented in the HUD ONAP provided Census data document on page 8 showing 54% of our membership LMI.

Subfactor 2-2b: Project Benefit (12)

The Tribe's FY2011 annual allocation under the Indian Housing Block Grant was \$65,704 with \$73,607 estimated for 2012 (see pages 3-6). This is not sufficient to meet our members' housing needs.

The criteria for this rating factor is the value of IHBG funding divided by a sum of AIAN population segments or the total IHBG award amount. By both of these measures, the Tribe should receive the full 12 points. RF2-C pg 3 documents the FY2011 IHBG award amount for Bear River Band of Rohnerville Rancheria funding is under \$100,000. Further, RF2-E page 7 is the FY2012 ICDBG NOFA Factor 2 Needs Table showing the subject ratio for the Tribe to be \$626, within the range to receive maximum points. Page 8 is the 2003 Census data documenting the number of persons of low- to moderate-income is 60 or 54% of the population is experiencing income problems.

Rating Factor 2 Exhibits (in filename "RatingFactor2Exhibits")

RF2-A	CY2012 Homeownership Housing Waiting List.....	1
RF2-B	Local Rental Market Pricing.....	2
RF2-C	Final FY2011 IHBG Allocation.....	3
RF2-D	FY2012 Indian Housing Plan and IHBG Estimated Allocation...	4
RF2-E	FY2012 ICDBG NOFA Factor 2 Needs Table.....	7

Bear River Band of Rohnerville Rancheria
 CY2012 Homeownership Housing Waiting List

12/9/2011

RF2-A

Number	Name	Family Size	Family Income
1		8	\$21,032
2		3	\$4,400
3		4	\$38,768
4		2	\$23,230
5		1	\$29,360
6		1	\$14,540
3		1	\$16,256
5		2	\$26,696
6		4	\$4,400
7		1	\$29,750
8		1	\$29,360
9		3	\$35,840
10		2	\$31,856
11		2	\$32,296
12		1	\$8,720
13		2	\$23,792
14		5	\$34,991
15		3	\$11,600
16		5	\$27,200
17		1	\$30,796
18		1	\$23,600
19		1	\$13,556
20		1	\$4,400
21		2	\$15,200
22		2	\$12,560
23		2	\$16,880
24		4	\$15,200
25		4	\$28,337
26		1	\$4,400
27		2	\$33,703
28		1	\$6,536
29		6	\$40,000

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RF2-B

710 Main Street, Fortuna, CA 95540
 (707) 725-1094 or (707) 826-1094

Email: rentals@six-rivers.com

35 listings meet your search criteria.

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<u>Title</u>	<u>City</u>	<u>Address</u>	<u>Monthly Rent</u>
<u>2 bed 2 bath house w/yard & carport</u>	Fortuna		995
<u>3 bed 2 Bath</u>	Fortuna		995
<u>3 de 1 bath house w/yard</u>	Loleta		995
<u>3 bed 1 bath Home</u>	Ferndale		995
<u>4-5 bed 1 bath</u>	Fortuna		995
<u>3 bed 1 bath house w/ carport and yard</u>	Fortuna		995
<u>2 bed 1 1/2 bath House</u>	Eureka		,000
<u>3 BED 1 BATH</u>	Fortuna		,050
<u>3 bed 1 bath</u>	Fortuna		,195
<u>2 bed 2 bath</u>	Fortuna		,200
<u>3 bed 2 bath house w/yard & carport</u>	Fortuna		,300
<u>Commercial</u>	Fortuna		,400
<u>3 bed 2 bath housew/garage</u>	Fortuna		,495
<u>4 bed 4 bath House w/garage & yard</u>	Ferndale		,900
<u>3 bed 3 abth house w/ qarage & yard</u>	Fortuna		2,000

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RF2-C

Bear River Band of Rohnerville Rancheria

Fiscal Year (FY) 2011 Indian Housing Block Grant (IHBG)

Allocation & Formula Data

FY 2011 Allocation

Current Assisted Stock ¹ :	
Need ² :	\$0
Adjustments to Achieve FY 1996 Base Year Amount ³ :	\$65,704
FY 2011 Grant:	<u>\$0</u>
Repayments and Other Adjustments ⁴ :	\$65,704
FY 2011 Grant with Repayments, Adjustments & Back-funding:	<u>\$0</u>
	\$65,704

FY 2011 Maximum Investment

FY 2011 Grant with Repayments, Adjustments & Back-funding:	\$65,704
FY 2011 Operating Subsidy:	<u>\$0</u>
FY 2011 Maximum Investment ⁵ :	\$65,704

¹If an "M" appears following the FCAS component, it means that the modernization subsidy on which FCAS was based was calculated using the alternative definition in 24 CFR 1000.316(b)(2), which states that for Indian tribes with an Indian Housing Authority (IHA) that owned or operated fewer than 250 public housing units on October 1, 1997, the modernization allocation equals the average amount of funds received under the assistance program authorized by Section 14 of the 1937 Act (not including funds provided as emergency assistance) for FYs 1992 through 1997. If an "A" appears, it means that your Tribe had an IHA that owned or operated fewer than 250 public housing units on October 1, 1997, but was entitled to a larger modernization amount using the original method of calculation (§1000.316(b)(1)) and your grant was adjusted to take this into account, as called for in §1000.340(a). If no "M" or "A" appears, the modernization subsidy was calculated using the original method described in §1000.316(b)(1).

²The Need component includes adjustments needed to achieve minimum funding as called for in §1000.328. The minimum allocation in any fiscal year to an Indian tribe under the Need component of the IHBG formula shall equal 0.007826% of the available appropriations for that FY after set asides. In this allocation, the minimum needs grant is \$50,006. To be eligible for the minimum allocation, an Indian tribe must receive less than \$200,000 under the FCAS component of the IHBG formula for the fiscal year, and must demonstrate the presence of any households at or below 80% of median income.

³According to §1000.340, if a tribe is allocated less funding under the formula than an IHA received on its behalf in FY 1996 for operating subsidy and modernization, its grant is increased to the amount received in FY 1996 for operating subsidy and modernization.

⁴Repayments and Adjustments refer to corrections made to prior year formula allocations. Most are repayment agreements with HUD, usually for over-funding received by the tribe in prior years due to late reporting of pay-off and conveyed FCAS. Funds recovered through repayments are reallocated among all tribes through the formula. Adjustments are also occasionally made as a result of HUD errors in entering tribes' information or in calculating formula allocations.

⁵For investment requirements see §1000.58(f) and Notice PIH 2010-33 (TDHEs) issued August 6, 2010, Administrative Requirements for Investing Indian Housing Block Grant Funds.

(2) Estimated Sources of Funding (NAHASDA § 102(b)(2)(C)(i)) (Complete the non-shaded portions of the chart below to describe your estimated or anticipated sources of funding for the 12-month program year. APR Actual Sources of Funding -- Please complete the shaded portions of the chart below to describe your actual funds received. Only report on funds actually received and under a grant agreement or other binding commitment during the 12-month program year.)

SOURCE	IHP					APR					
	(A) Estimated amount on hand at beginning of program year	(B) Estimated amount to be received during 12-month program year	(C) Estimated total sources of funds (A + B)	(D) Estimated funds to be expended during 12-month program year	(E) Estimated unexpended funds remaining at end of program year (C minus D)	(F) Actual amount on hand at beginning of program year	(G) Actual amount received during 12-month program year	(H) Actual total sources of funding (F + G)	(I) Actual funds expended during 12-month program year	(J) Actual unexpended funds remaining at end of 12-month program year (H minus I)	(K) Actual unexpended funds obligated but not expended at end of 12-month program year
1. IHBG Funds	65704	73,607	139311	139311	0						
2. IHBG Program Income											
3. Title VI											
4. Title VI Program Income											
5. 1937 Act Operating Reserves											
6. Carry Over 1937 Act Funds											
LEVERAGED FUNDS											
7. ICDBG Funds	605000	605000	1210000	1210000	0						
8. Other Federal Funds											
9. LIHTC											
10. Non-Federal Funds											
TOTAL	670704	678607	1349311	1349311	0	\$ 0.00					

Notes:

- a. For the IHP, fill in columns A, B, C, D, and E (non-shaded columns). For the APR, fill in columns F, G, H, I, J, and K (shaded columns).
- b. Total of Column D should match the total of Column O from the Uses Table on the following page.
- c. Total of Column I should match the Total of Column R from the Uses Table on the following page.
- d. For the IHP, describe any estimated leverage in box 4 on page 17. For the APR, describe actual leverage in box 5 on page 17.

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(3) Uses of Funding (NAHASDA § 102(b)(2)(C)(ii)) (Note that the budget should not exceed the total funds on hand. Actual expenditures in the APR section are for the 12-month program year.) (Insert as many rows as needed)

PROGRAM NAME (tie to program names in Section 4 above)	Eligible Activity Number	IHP				APR		
		(L) Prior year IHBG (only) funds to be expended in 12-month program year	(M) Current year IHBG (only) funds to be expended in 12-month program year	(N) Total all other funds to be expended in 12-month program year	(O) Total funds to be expended in 12-month program year (L + M + N)	(P) Total IHBG (only) funds expended in 12-month program year	(Q) Total all other funds expended in 12-month program year	(R) Total funds expended in 12-month program year (P+Q)
Tish Non Village Phase IV: New Housing Construction	11	52564	58,886	1,200,000	1,311,450			
Program Administration		13140	14,721		27861			
Loan repayment - describe in 4 below.								
TOTAL		65704	73,607	1,200,000	1,339,311			

Notes:

- Total of Column L cannot exceed the IHBG funds from Column A, Row 1 from the Sources Table on the previous page.
- Total of Column M cannot exceed the IHBG funds from Column B, Row 1 from the Sources Table on the previous page.
- Total of Column N should equal the total from Columns A and B, rows 2-10 from the Sources Table on the previous page.
- Total of Column P cannot exceed total received IHBG grant from Column C, Row 1 from the Sources table on the previous page.
- Total of Column Q cannot exceed total of Column H of the Sources Table on the previous page excluding the IHBG funds on row 1.
- Total of Column R should equal total of Column I of the Sources Table on the previous page.

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RF 2-0

**Bear River Band of Rohnerville Rancheria
Preliminary Grant Amount**

(Based on an estimated \$698,000,000 appropriation)

This is only a preliminary estimate to be used for planning purposes based on an estimated \$698,000,000 appropriation for the IHBG program. It will change based on corrections to the data used for all tribes (any change in one tribe's data affects the allocation for all tribes) and/or actual FY 2012 appropriations.

FCAS Component: ²	\$0
Needs Component: ³	\$73,607
Adjustments to achieve FY 1996 Base Year Amount: ⁴	\$0
FY 2012 Estimated Grant:	\$73,607
Repayments and Other Adjustments: ⁵	\$0
FY 2012 Grant with Repayments & Adjustments:	\$73,607

²If an "M" appears following the FCAS component, it means that the modernization subsidy on which FCAS was based was calculated using the alternative definition in §1000.316(b)(2), which states that "for Indian tribes with an Indian Housing Authority (IHA) that owned or operated fewer than 250 public housing units on October 1, 1997, the modernization allocation equals the amount of funds received under the assistance program authorized by Section 14 of the 1937 Act (not including funds provided as emergency assistance) for FYs 1992 through 1997." If an "A" appears, it means that your tribe had an IHA that owned or operated fewer than 250 public housing units on October 1, 1997, but was entitled to a larger modernization amount using the original method of calculation (§1000.316(b)(1)) and your grant was adjusted to take this into account, as called for in §1000.340(a). If no "M" or "A" appears, the modernization subsidy was calculated using the original method described in §1000.316(b)(1).

³The Needs component includes adjustments needed to achieve minimum funding as called for in §1000.328. The minimum allocation in any fiscal year to an Indian tribe under the Needs component of the IHBG Formula shall equal 0.007826% of the available appropriations for that FY after set asides. In this allocation, the minimum Needs grant is \$54,625. To be eligible for the minimum allocation, an Indian tribe must receive less than \$200,000 under the FCAS component of the IHBG Formula for the fiscal year, and must demonstrate the presence of any households at or below 80 percent of median income.

⁴According to §1000.340, if a tribe is allocated less funding under the formula than an IHA received on its behalf in FY 1996 for operating subsidy and modernization, its grant is increased to the amount received in FY 1996 for operating subsidy and modernization.

⁵Repayments and Adjustments refer to corrections made to prior year formula allocations. Most are repayment agreements with HUD, usually for over-funding received by the tribe in prior years due to late reporting of paid-off and conveyed FCAS. Funds recovered through repayments are reallocated among all tribes in the following FY through the formula. Adjustments are also occasionally made as a result of HUD errors in entering tribes' information or in calculating formula allocations.

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RF2-E

**FY 2012 ICDBG NOFA
Factor 2 Needs Table**

N/A = No Need

PHOENIX	Middletown Rancheria	\$668
PHOENIX	Moapa Band of Paiute	\$701
PHOENIX	Mooretown Rancheria	\$553
PHOENIX	Morongo Band of Cahuilla	\$1,605
PHOENIX	Nambe Pueblo	\$545
PHOENIX	Navajo Nation	\$588
PHOENIX	North Fork Rancheria	\$698
PHOENIX	Ohkay Owingeh (was San Juan Pueblo)	\$472
PHOENIX	Paiute-Shoshone of Bishop Colony	\$523
PHOENIX	Pala Band	\$574
PHOENIX	Pascua Yaqui Tribe	\$493
PHOENIX	Paskenta Band of Nomlaki Indian	\$662
PHOENIX	Pauma Band	\$769
PHOENIX	Pechanga Band	\$590
PHOENIX	Picayune Rancheria	\$704
PHOENIX	Picuris Pueblo	\$595
PHOENIX	Pinoleville Rancheria	\$676
PHOENIX	Pit River Tribe	\$557
PHOENIX	Pojoaque Pueblo	\$448
PHOENIX	Potter Valley Rancheria	\$7,144
PHOENIX	Pyramid Lake Paiute	\$580
PHOENIX	Quartz Valley Reservation	\$683
PHOENIX	Quechan Tribe	\$506
PHOENIX	Ramona Band	N/A
PHOENIX	Redding Rancheria	\$674
PHOENIX	Redwood Valley Rancheria	\$693
PHOENIX	Reno-Sparks Colony	\$466
PHOENIX	Resighini Rancheria	\$2,273
PHOENIX	Rincon Reservation	\$565
PHOENIX	Robinson Rancheria	\$704
PHOENIX	Rohnerville Rancheria (Bear River Bd)	\$626
PHOENIX	Round Valley Reservation	\$578
PHOENIX	Rumsey Rancheria	\$1,087
PHOENIX	Salt River Pima-Maricopa	\$565
PHOENIX	San Carlos Apache	\$568
PHOENIX	San Felipe Pueblo	\$550
PHOENIX	San Ildefonso Pueblo	\$426
PHOENIX	San Juan Southern Paiute Tribe	\$567
PHOENIX	San Manuel Band	\$1,724

	Tribe	Tribal Area	Number of Persons	Number of Persons with Low or Moderate Incomes	Percentage of Persons with Low or Moderate Incomes
Jicarilla Reservation	Jicarilla Apache Reservation, NM				
Kaibab Band of Paiute	Kaibab Reservation, AZ		2,742	1,290	47%
Karuk	Karuk Reservation and Off-Reservation Trust Land, CA		237	187	79%
La Jolla Band	La Jolla Reservation, CA		296	246	83%
La Posta Band	La Posta Reservation, CA		425	235	55%
Laquna Pueblo	Laquna Pueblo and Off-Reservation Trust Land, NM		35	35	100%
Las Vegas Colony	Las Vegas Colony, NV		3,814	1,733	45%
Laytonville Rancheria	Laytonville Rancheria, CA		107	91	85%
Lone Pine Paiute-Shoshone	Lone Pine Reservation, CA		211	155	73%
Los Coyotes Band of Cahuilla	Los Coyotes Reservation, CA		176	110	63%
Lovelock Colony	Lovelock Colony, NV		72	58	78%
Lower Lake Rancheria	No Census Data Available		102	89	87%
Lytton Rancheria of California	No Census Data Available		0	0	0%
Manchester Point Arena Rancheria	Manchester Point Arena Rancheria, CA		0	0	0%
Manzanita Band	Manzanita Reservation, CA		219	165	75%
Mesa Grande Band	Mesa Grande Reservation, CA		51	16	31%
Mescalero Reservation	Mescalero Reservation, NM		73	65	89%
Middletown Rancheria	Middletown Rancheria, CA		3,136	2,031	65%
Moapa Band of Paiute	Moapa River Reservation, NV		72	52	72%
Mooretown Rancheria	Mooretown Rancheria, CA		211	120	57%
Morongo Band of Cahuilla	Morongo Reservation, CA		152	91	60%
Nambe Pueblo	Nambe Pueblo and Off-Reservation Trust Land, NM		959	361	38%
Navajo Nation	Navajo Nation Reservation & Off-Reservation Trust Land, AZ--NM--UT		1,757	1,081	62%
North Fork Rancheria	North Fork Rancheria, CA		181,269	117,800	65%
Paiute-Shoshone of Bishop Colony	Bishop Reservation, CA		9	9	100%
Pala Band	Pala Reservation, CA		1,445	942	65%
Pascua Yaqui Tribe	Pascua Yaqui Reservation, AZ		1,578	1,194	76%
Paskenta Band of Nomlaki Indian	No Census Data Available		3,315	2,571	78%
Pauma Band	Pauma and Yuima Reservation, CA		0	0	0%
Payson Tonto Apache	Tonto Apache Reservation, AZ		128	86	67%
Pechanga Band	Pechanga Reservation, CA		163	75	46%
Picayune Rancheria	Picayune Rancheria, CA		528	248	47%
Picuris Pueblo	Picuris Pueblo, NM		25	20	80%
Pinoleville Rancheria	Pinoleville Rancheria, CA		1,801	993	55%
Pit River Tribe	Lookout, Montgomery Creek, Roaring Creek and XL Rancherias and Pit River Trust Lands, CA		135	80	59%
Pojoaque Pueblo	Pojoaque Pueblo, NM		43	40	93%
Potter Valley Rancheria	No Census Data Available		2,712	1,494	55%
Pyramid Lake Paiute	Pyramid Lake Reservation, NV		0	0	0%
Quartz Valley Reservation	Quartz Valley Reservation, CA		1,735	1,131	65%
Quechan	Fort Yuma Reservation, CA--AZ		123	64	52%
Ramona Band	Ramona Village, CA		2,393	1,749	73%
Redding Rancheria	Redding Rancheria, CA		0	0	0%
Redwood Valley Rancheria	Redwood Valley Rancheria Reservation, CA		46	13	28%
Reno Sparks Colony	Reno Sparks Colony, NV		305	164	54%
Resighini Rancheria	Resighini Rancheria, CA		872	612	70%
Rincon Reservation	Rincon Reservation, CA		24	0	0%
Robinson Rancheria	Robinson Rancheria and Off-Reservation Trust Land, CA		1,514	1,090	72%
Rohnerville Rancheria	Rohnerville Rancheria, CA		154	94	61%
Round Valley Reservation	Round Valley Reservation and Off-Reservation Trust Land, CA		111	60	54%
Rumsey Rancheria	Rumsey Rancheria, CA		175	94	54%
Salt River Pima-Maricopa	Salt River Reservation, AZ		35	22	63%
San Carlos Apache	San Carlos Reservation, AZ		6,403	4,319	67%
San Felipe Pueblo	San Felipe Pueblo, NM		9,385	6,815	73%
San Ildefonso Pueblo	San Ildefonso Pueblo, NM		3,185	2,116	66%
San Juan Pueblo	San Juan Pueblo, NM		1,526	978	64%
San Juan Southern Paiute Tribe	No Census Data Available		6,748	2,909	43%
San Manuel Band	San Manuel Reservation, CA		0	0	0%
San Pasqual Band	San Pasqual Reservation, CA		80	57	71%
San Rosa Band of Cahuilla	Santa Rosa Reservation, CA		791	617	78%
Sandia Pueblo	Sandia Pueblo, NM		49	36	73%
Santa Ana Pueblo	Santa Ana Pueblo, NM		4,436	2,596	59%
			514	240	47%

Rating Factor 3: Soundness of Approach (36) (Exhibits in filename "RatingFactor3Exhibits")

Subfactor 3.1: Description of and Rationale for Proposed Project (12)

This project provides a viable solution to the home ownership housing needs of four Tribal families on our Housing Home Ownership Waiting List (page 30) and is cost effective providing safe and decent affordable housing at a lower per unit development cost than typical in our area primarily from utilization of land acquired with Tribal funds in 2005, utilization of standardized architectural plans prepared using Tribal funds for the ICDBG 2007 and 2008 projects, and benefiting from the infrastructure already in place. All these cost typically required to provide homes for Tribal members are already in place and not a cost or schedule impediment to this project. The home sites shown on page 3 are on Tribal land with fully developed infrastructure improvements making the project viable. There is very little affordable housing in the communities closest to the reservation with rental rates astronomically high at \$995/mo and up (see page 31). Individual purchase is impossibility for our low-income Tribal families who do not have resources, and in many cases, the credit ratings to buy housing (see page 30 for incomes).

Effective in Addressing the identified need: The proposed project will enhance community viability and is the most cost-effective solution by directly addressing the housing needs of the needy low- to moderate-income tribal families identified in Rating Factor 2 by achievement of the project outcomes identified in Rating Factor 5. The proposed project will be implemented by an organization with recent, relevant and successful experience with similar projects guaranteeing successful construction of the four new home ownership housing units according to schedule and budget (short-term outcome). The four families benefiting from the new housing units will be removed from the Home Ownership Waiting List of 29 reducing it by 14% and providing them with an end to their chronic cycle of homelessness and overcrowding (intermediate-term outcome). The families will be welcomed within the Tribal community enhancing their cultural identity and providing a safe environment for child development. These families will be provided a long-term solution to their housing needs with retention of benefiting families for five years anticipated (long-term outcome).

Size, Type and Location of Project: The New Housing Construction project will construct four housing units on land purchased in 2005 for \$2M with Tribal funds. The property is located immediately adjacent to the historic Rancheria (see pages 1-2). The site consists of 113 acres with the development proposed here occurring in the westerly region of the property (see project site plan page 3). The Tish Non Village combined housing/economic development site has been master planned under an FY2006 RHED grant project to ultimately accommodate 64 home ownership housing units with this application being

construction of four units. This application is to construct four stick built three-bedroom home ownership units (see pages 4-6) that include handicap/visitiability and energy star/green development standards - all construction to be administered by the Bear River Mattole Wiyot Development Commission. Homeowners shall be responsible for normal homeowner maintenance and the Tribal commits to maintain those common facilities normally maintained by the local municipal or county government.

Rationale for Project Design: The Tribe has no land remaining on the historic Loleta Rancheria location on which to build home ownership housing. The rationale for single-family homeownership housing construction at the Tish Non Village is: avoidance of purchase cost of new land, avoidance of governmental agencies difficult approval process as the project will be built on trust land and the environmental has been completed as part of the RHED 09 Part 50 determination by SWONAP (page 32), ability to benefit from infrastructure already in place, use of a standardized architectural plans developed for ICDBG 2007 and 2008 construction, construction of appropriately sized housing units for our membership, and promotion of the Tribal "Community Spirit" by grouping Tribal families in close proximity where they can help and support each other thus increasing the community viability and unity. For far too long, Tribal families have been scattered broadly in surrounding towns and are losing their community spirit, cultural identity, and access to the social services programs so many need.

Enhanced community viability: The Tish Non Village development is the location of the Tribe's focused effort to rebuild a viable Tribal community of stable families in home ownership housing. Many of our families are of a size not appropriately quartered in our two-bedroom apartments recently built in Fortuna as this creates an overcrowded situation. Construction of the three bedroom single-family homes addresses this immediate need with the appropriate sized housing. Also, most of our Tribal members have been left out of the American Homeownership Dream due to disparate economic opportunity primarily due to cultural differences and blatant discrimination. This project provides a meager start to addressing this long-standing social inequity for four of our Tribal families. The proposed project will provide safe, decent, and affordable housing for four of our families currently on the Waiting List and will promote the Tribal Community by gathering families together for cultural reinforcement where they can help and support each other. The proposed outcomes for the project are four new housing units occupied by low- to moderate-income families currently on our home ownership waiting list who will occupy safe and decent affordable housing thus reducing those on the Waiting List (currently at 29 families) who are homeless or living in overcrowded situations by 14% (see Waiting List page 30).

Innovative Program Design & Cost Savings: The proposed project includes innovative design and construction methods (not rating factor requires only one

or the other for maximum points) features that provide cost savings from numerous avenues:

1. The Tribe owns the land avoiding the cost of additional land purchase, likely \$200,000 minimum for this size project in our local market
2. Infrastructure improvements have already been master planned (innovative program design) for the site and constructed eliminating engineering design and infrastructure construction expense that typically totals up 30% of construction cost from this project budget. The infrastructure improvements are in place through a combination of Tribal, FHWA, and RHED 08 funding sources – innovative program design
3. The Tribe has already navigated the difficult and lengthy process of preparing the substantial environmental assessment necessary for our master planned site development (innovative program design) thus avoiding additional administrative expense and potential schedule delays in this area. See page 31 for SWONAP Part 50 environmental clearance prepared as part of RHED 09 project.
4. The project utilizes the standardized architectural plans developed with Tribal funds for the ICDBG 2007 and 2008 housing units – innovative program design are plans that are standardized for re-use at other home lots rather than site specific
5. The design specifically includes standardized wall panels used repeatedly in various rooms including commonly sized and placed windows that allows off-site panel assembly at a lower cost – **innovative construction methods**

Subfactor 3-2: Budget and Cost Estimates (9)

The total project Cost Summary (form HUD-4123) is included at page 7 and details the uses of \$605,000 of ICDBG funds and \$330,800 of leveraging funds for a total project budget of \$935,800. The Tish Non Village housing development has been master planned to accommodate numerous years of housing development. The project proposed here is the construction of four new single-family home ownership housing units utilizing existing infrastructure. This is the reason the Tribe has committed so very much in leveraging funds and has the infrastructure in place for the lots now. ICDBG funds will be used exclusively for the construction of the four homes.

The Environmental Assessment is complete for all Tish Non master-planned development including the project here prepared by SWONAP Part 50 for RHED09 (page 32).

The infrastructure engineering and construction management are complete and were funded separately by FY2006 RHED Grant Number RH-06-CA-I-0013 administered by the HUD SWONAP office and is not included as leverage here.

The site work/paving/sidewalks/dry utilities/water and wastewater plant infrastructure improvements construction to support these housing units is complete utilizing a combination of RHED 08, Federal Highways, and Tribal funds and is not included in this current project.

The residential civil and structural engineering cost estimate of \$15,800 (funded by Tribe) was prepared by Nathan Toews, a licensed professional engineer (70251) of LACO Associates, the engineering firm that is the principal designer of the master planned infrastructure improvements site plan and is well familiar with the site specific requirements (see pages 16-19 including Nathan Toews' qualifications). LACO has prepared very similar plans for our earlier residential development so is well familiar with site conditions and scope of work.

The cost estimate for the four housing units at \$920,000 including complete installation with foundations and garages (see pages 20-29) is provided by Greg Pierson of Pierson Company, the successful low bidder on our ICDBG 2007, 2008, 2009, ICDBG Recovery, and NAHBG Recovery new housing construction units. Pierson has extensive experience in construction of such projects and in fact these very home designs. Greg provides a detailed cost breakdown on page 21 of the cost of recently built identical units and allows for a modest increase in labor/commodities for our construction at this later date. This cost is budgeted as funded by ICDBG (\$605,000), our 2012 IHBG grant (\$58,886), and Tribal funds (\$256,114)

General Management and Oversight, including salary and fringe of the Housing Director and related overhead cost, is funded from the Tribal General Fund separately from this project budget.

Pages 10-15 contain the Tribal Resolution to provide the leverage funds to the project contained in the Cost Summary.

Subfactor 3-3: HUD Policy Priorities (3)

The HUD Policy Priority "**Job Creation/Employment**" and particularly creating better transportation access to jobs is addressed by our existing Tribal shuttle program where we give rides to our Tribal members to and from work including those construction jobs created by this project. The new homeownership housing units will be in close proximity to the Tribe's governmental and economic development activities providing ready access to work after the families occupy the homes. Our Indian Preference and Section 3 requirements in the contract for construction also increase employment for low- and moderate-income persons in the community with an estimated 5 such jobs. Rating Factor 5 includes outcome measures for job creation.

The HUD Policy Priority "**Sustainability**" energy efficient, green and healthy is achieved as our project is for homes that incorporate Energy Star for New Homes in the design green development standards. The architect, John Ash of JAG Architects specifically included Green Development Standards in the design of the homes. Rating Factor 5 includes outcome measures for energy efficiency and green development.

The HUD Policy Priority **universal design and visitability** is achieved as our project is for homes that incorporate universal design and visitability standards. The architect, John Ash of JAG Architects specifically included these features under Tribal direction in the design developed earlier. Rating Factor 5 includes outcome measures of providing four new affordable homes constructed to meet the universal design and visitability standards.

Subfactor 3-4b: Commitment to Sustain Activities (12)

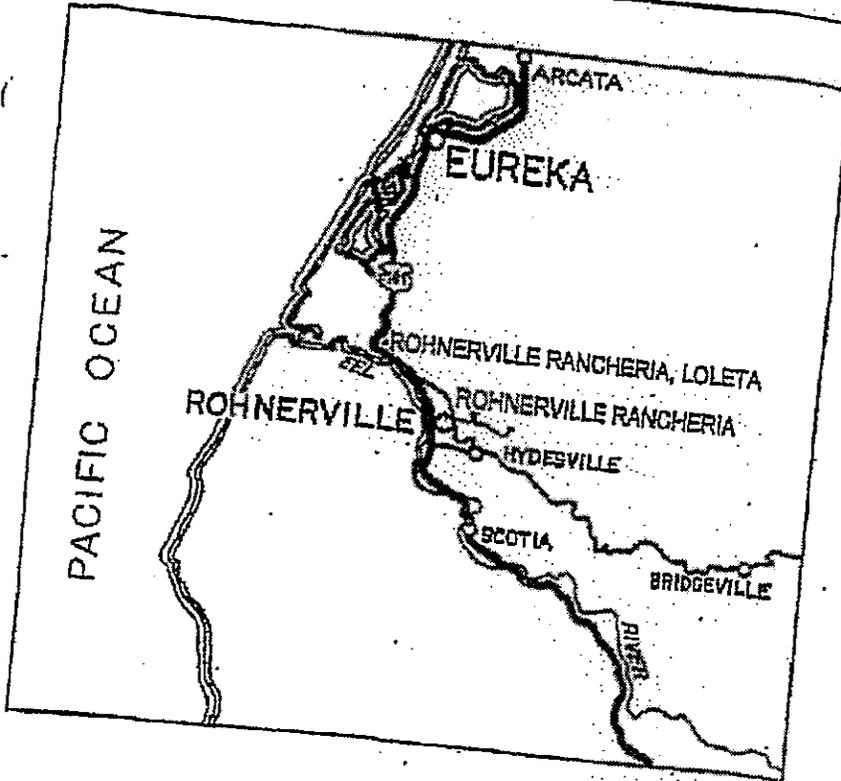
Page 9 describes the services available at the site assuring these homes have full access for sustained living. The ongoing maintenance responsibilities for the Tribe and the tenants are defined in the Home Ownership Occupancy Agreement (page 8) that will be executed with each of the Tribal families awarded a home assuring they acknowledge and accept their role and responsibility to sustain the homes in good livable condition in perpetuity. That agreement clearly defines those maintenance responsibilities of the homeowners and those retained by the Tribe. The distinction is exactly as typically found in the relationship between a homeowner and their local government. The Tribe retains the authority to impose a modest homeowner fee and in return commits to maintenance of all those common public facilities including roadways, sidewalks, public walkways, recreational areas, and other public safety requirements including street lighting in Resolution 11-71 pages 10-15). The homeowner is responsible for all normal and proper maintenance and upkeep of their home as well as maintaining proper homeowner insurance and payment for normal utilities. Again, the relationship and responsibilities are exactly as typically found between a residential homeowner and their local government (either municipality or county).

We establish an Annual Maintenance and Operating Plan for the common public facilities supporting all the housing units at Tish Non Village including the four units proposed in this project. The plan provides for all the necessary operating and maintenance expenses from anticipated homeowner fees and utility charges. In addition, the Tribe commits funds to maintain and sustain the common facilities if other proceeds fall short, and adopts the Maintenance Policy prepared by the Tribe. The land is in trust so there aren't property taxes.

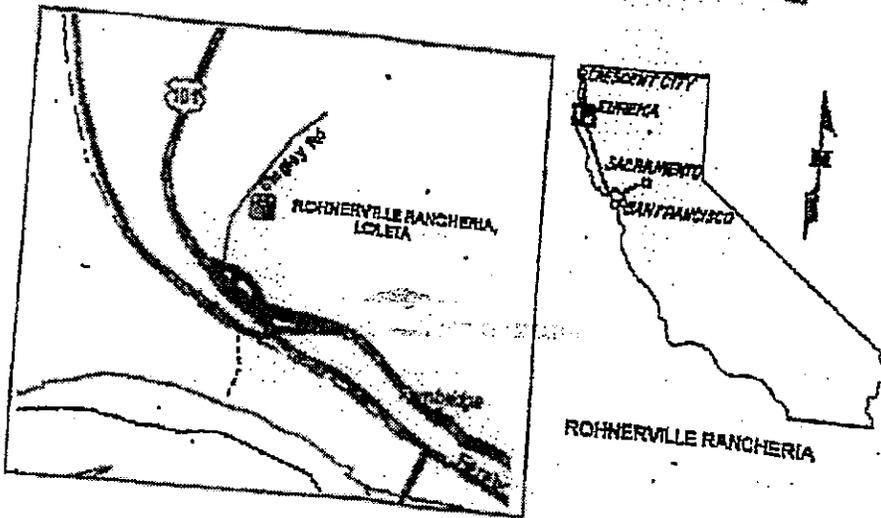
Rating Factor 3 Exhibits (in filename "RatingFactor3Exhibits")

RF3-A	Location Map.....	1
RF3-B	Tish Non Village Site Map.....	3
RF3-C	JAG Three-Bedroom Home Design (partial)	4
RF3-D	Cost Summary (HUD-4123)	7
RF3-E	Home Ownership Occupancy Agreement.....	8
RF3-F	Letter Regarding Available Services.....	9
RF3-G	Resolution 11-71.....	10
RF3-H	LACO Site Engineering Cost Estimate and Qualifications.....	16
RF3-I	Pierson Company Cost Estimate.....	20
RF3-J	CY2012 Home Ownership Housing Waiting List.....	30
RF3-K	Local Rental Housing Market.....	31
RF3-L	HUD SWONAP RHED09 part 50 Environmental Release	32

Rating Factor 3 Exhibits

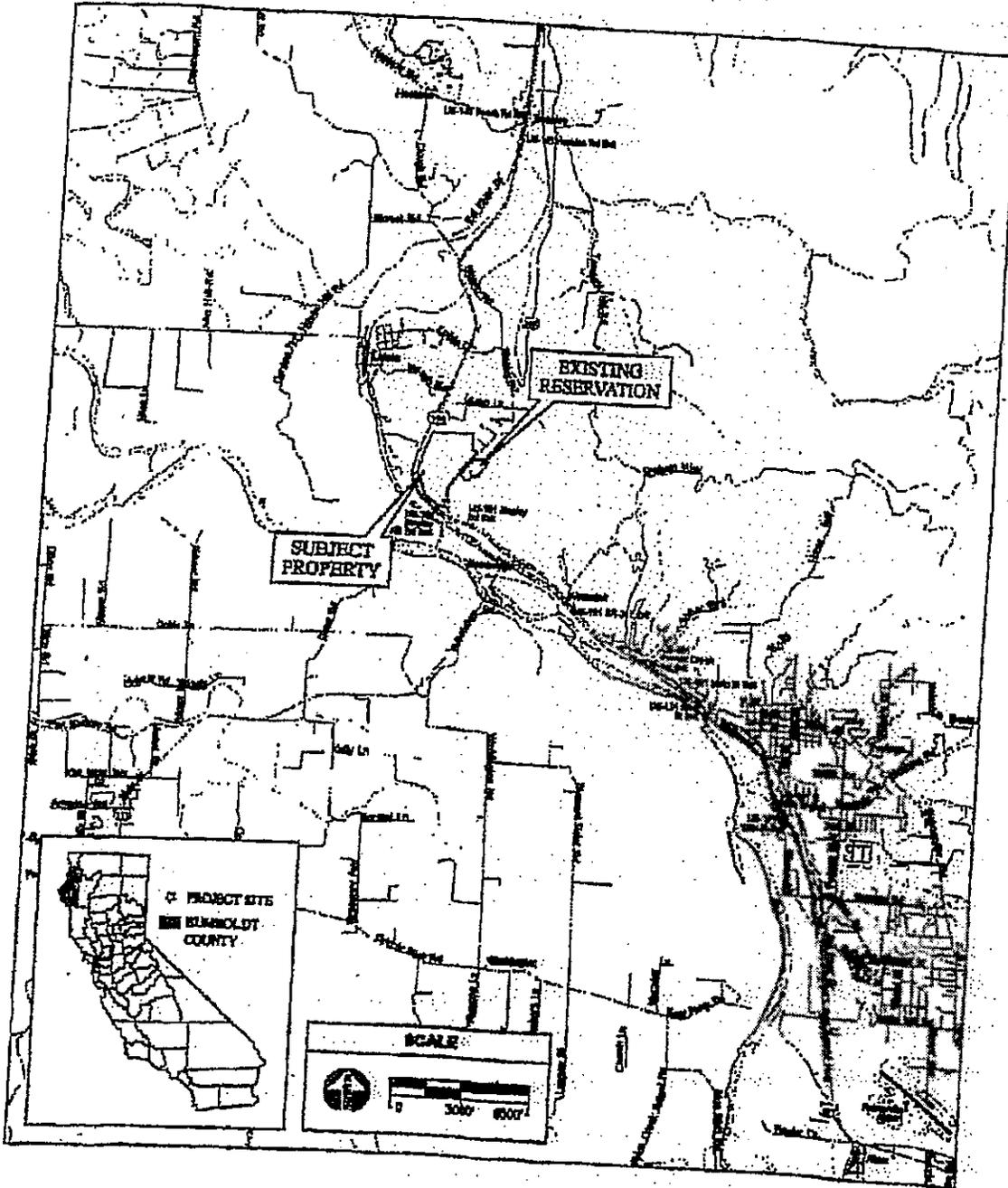


RF3-A



\$ 1

275



SOURCE: Microsoft Streets & Trips, 2009; AES, 2009

Fairfax Property Environmental Assessment / 2015508

Figure I-1
Regional Location

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RF3-B

TISH NON VILLAGE
OVERALL SITE DEVELOPMENT PLAN
ADDRESS ASSIGNMENT

BEAR RIVER BAND OF
ROHNERTVILLE RANCHERIA
 HUMBOLDT COUNTY, CALIFORNIA

LACO ASSOCIATES
 CONSULTING ENGINEERS

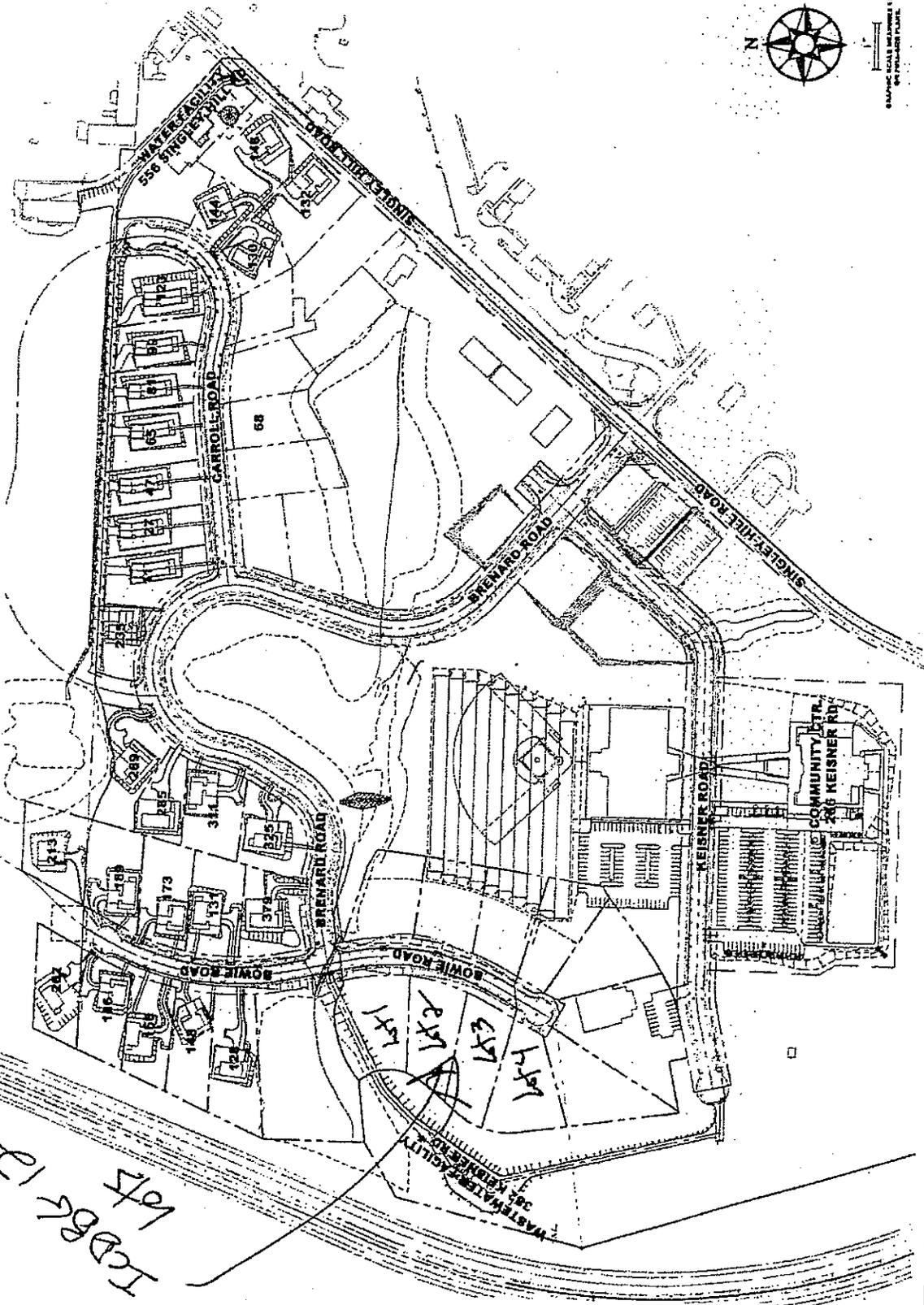
21 W 4TH ST. SUITE 201, CA 95901 (707)443-5054

NO.	DATE	BY	CHKD.	DATE
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REVISION				

SCALE: 1" = 100'
 DRAWN: JAC
 CHECKED: JAC
 APPROVED: JAC
 DATE: 10/27/2010
 JOB NO.: 6588-00
 SHEET: 1 OF 1



GRAPHIC SCALE: 1" = 100'
 NOT TO SCALE



ICDB 12
 10/27/10

103

JAG
 SECURITY INC.
 12345 Main St.
 Anytown, CA 90123
 (555) 123-4567



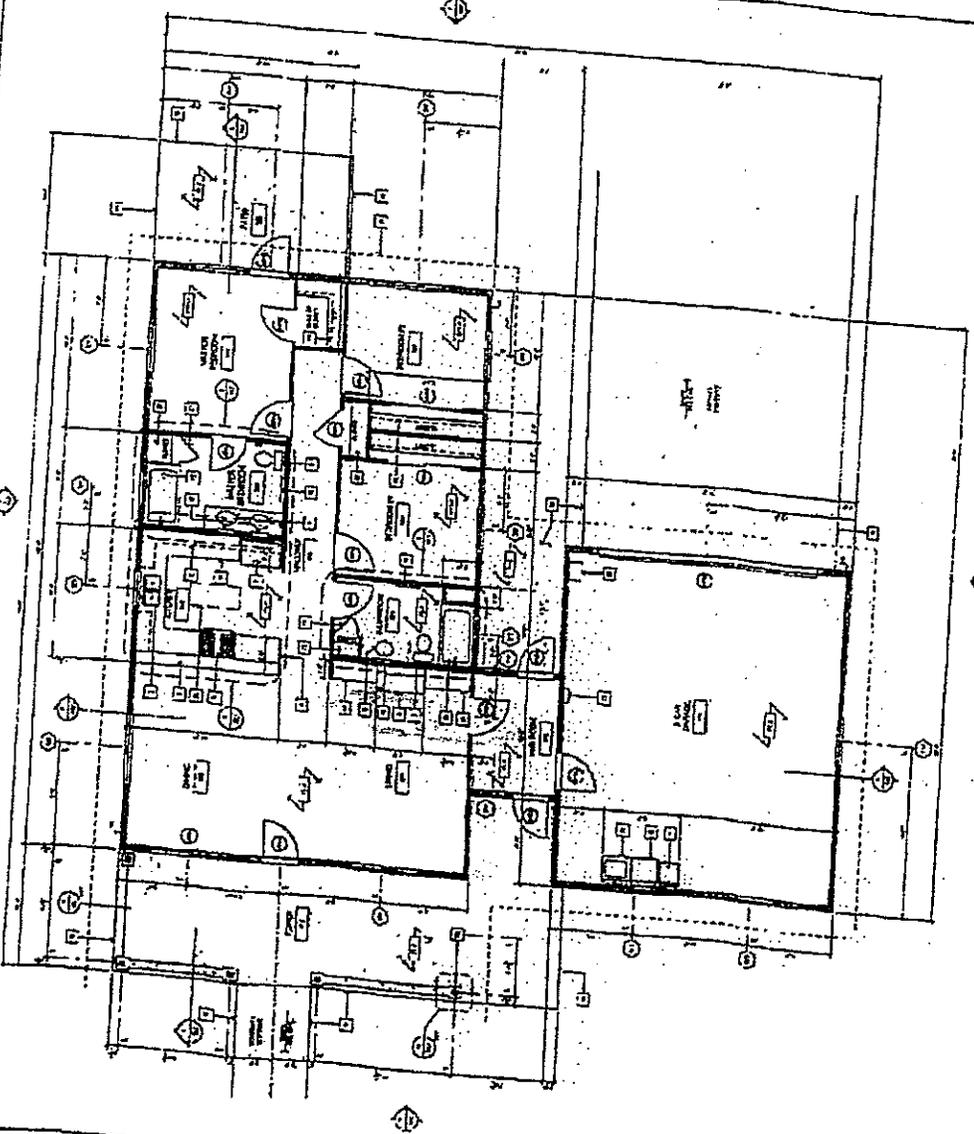
UNIVERSITY OF CALIFORNIA
 ARCHITECTURE
 12345 Main St.
 Anytown, CA 90123
 (555) 123-4567

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FLOOR PLAN -
 ROOMS 8
 3 PERSONS
 A2.2

BID DOCUMENTS - NOT FOR CONSTRUCTION

- 1. This drawing shall be used for the purpose of bidding only and shall not be used for construction.
- 2. All dimensions shall be taken from the centerline of the wall unless otherwise noted.
- 3. All work shall be in accordance with the specifications and standards of the University of California.
- 4. The contractor shall be responsible for obtaining all necessary permits and approvals.
- 5. The contractor shall be responsible for the safety of all workers and the public.
- 6. The contractor shall be responsible for the protection of all existing utilities and structures.
- 7. The contractor shall be responsible for the removal and disposal of all debris and waste.
- 8. The contractor shall be responsible for the maintenance of all accessways and egress routes.
- 9. The contractor shall be responsible for the protection of all adjacent properties and structures.
- 10. The contractor shall be responsible for the completion of all work within the specified time frame.
- 11. The contractor shall be responsible for the payment of all subcontractors and suppliers.
- 12. The contractor shall be responsible for the provision of all necessary insurance and bonding.
- 13. The contractor shall be responsible for the maintenance of all records and documents.
- 14. The contractor shall be responsible for the coordination of all work with other trades and disciplines.
- 15. The contractor shall be responsible for the compliance with all applicable laws and regulations.
- 16. The contractor shall be responsible for the protection of all confidential information.
- 17. The contractor shall be responsible for the maintenance of all safety protocols.
- 18. The contractor shall be responsible for the provision of all necessary training and education.
- 19. The contractor shall be responsible for the maintenance of all quality control measures.
- 20. The contractor shall be responsible for the provision of all necessary resources and equipment.
- 21. The contractor shall be responsible for the maintenance of all communication channels.
- 22. The contractor shall be responsible for the provision of all necessary support services.
- 23. The contractor shall be responsible for the maintenance of all safety equipment.
- 24. The contractor shall be responsible for the provision of all necessary materials and supplies.
- 25. The contractor shall be responsible for the maintenance of all safety signage.
- 26. The contractor shall be responsible for the provision of all necessary safety training.
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- 48. The contractor shall be responsible for the provision of all necessary materials and supplies.
- 49. The contractor shall be responsible for the maintenance of all safety signage.
- 50. The contractor shall be responsible for the provision of all necessary safety training.



NOTES
 1. SEE SPECIFICATIONS FOR MATERIALS AND METHODS OF CONSTRUCTION.
 2. ALL WORK SHALL BE IN ACCORDANCE WITH THE UNIVERSITY OF CALIFORNIA STANDARDS.
 3. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS.
 4. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE SAFETY OF ALL WORKERS AND THE PUBLIC.
 5. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF ALL EXISTING UTILITIES AND STRUCTURES.
 6. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE REMOVAL AND DISPOSAL OF ALL DEBRIS AND WASTE.
 7. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE MAINTENANCE OF ALL ACCESSWAYS AND EGRESS ROUTES.
 8. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF ALL ADJACENT PROPERTIES AND STRUCTURES.
 9. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE COMPLETION OF ALL WORK WITHIN THE SPECIFIED TIME FRAME.
 10. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PAYMENT OF ALL SUBCONTRACTORS AND SUPPLIERS.
 11. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROVISION OF ALL NECESSARY INSURANCE AND BONDING.
 12. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE MAINTENANCE OF ALL RECORDS AND DOCUMENTS.
 13. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE COORDINATION OF ALL WORK WITH OTHER TRADES AND DISCIPLINES.
 14. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE COMPLIANCE WITH ALL APPLICABLE LAWS AND REGULATIONS.
 15. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF ALL CONFIDENTIAL INFORMATION.
 16. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE MAINTENANCE OF ALL SAFETY PROTOCOLS.
 17. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROVISION OF ALL NECESSARY TRAINING AND EDUCATION.
 18. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE MAINTENANCE OF ALL QUALITY CONTROL MEASURES.
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 49. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROVISION OF ALL NECESSARY SAFETY TRAINING.
 50. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE MAINTENANCE OF ALL SAFETY RECORDS.

FLOOR PLAN - ROOMS 8

Handwritten signature or initials.

Cost Summary

Indian Community Development Block Grant (ICDBG)

U.S. Department of Housing and Urban Development
Office of Public and Indian Housing

RF3-D

OMB Approval No. 2577-0191
(exp. 2/29/2012)

See Instructions and Public Reporting Statement on back.

1. Name of Applicant (as shown in Item 5, Standard Form 424) Bear River Band of Rohnerville Rancheria		2. Application/Grant Number (to be assigned by HUD upon submission) B-12-SR-06-3074	
3. <input checked="" type="checkbox"/> Original (check here if this is the first submission to HUD)		<input type="checkbox"/> Revision (check here if submitted with implementation schedule as part of pre-award requirements)	
<input type="checkbox"/> Amendment (check here if submitted after HUD approval of grant)		Date (mm/dd/yyyy) 12/01/2011	
4. Project Name & Project Category (see instructions on back) a	ICDBG Amount Requested for each activity b	Program Funds (in thousands of \$)	
		Other Source Amount for each activity c	Other Source of Other Funds for each activity d
Tish Non Village Phase V: New Housing Construction	\$	\$	
Environmental Assessment			Completed with RHED 08/09
Infrastructure Engineering			Completed RHED 2006
Infrastructure Construction			Completed RHED 2008 & FHWA
Residential Site Civil and Structural engineering		15,800.00	Tribe
Construction of 4 Single Family Homes	605,000.00	58,886.00	IHBG 2012
(additional funds for construction)		256,114.00	Tribe
5. Administration			
a. General Management and Oversight			
b. Indirect Costs: Enter indirect costs to be charged to the program pursuant to a cost allocation plan.			<i>by Tribe separately charged to GFC</i>
c. Audit: Enter estimated cost of Program share of A-133 audits.			
Administration Total *	0.00	0.00	
6. Planning The Project description must address the proposed use of these funds.			
7. Technical Assistance Enter total amount of ICDBG funds requested for technical assistance. **			
8. Sub Total Enter totals of columns b. and c.	\$ 605,000.00	\$ 330,800.00	
9. Grand Total Enter sum of column b. plus column c.			\$ 935,800.00

* The total of items 5 and 6 cannot exceed 20% of the total ICDBG funds requested.

** No more than 10% of ICDBG funds requested may be used for technical assistance. If funds are requested under this line item separate project description must accompany the application to describe the technical assistance the application intends to obtain. Only technical assistance costs associated with the development of a capacity to undertake a specific funded program activity are eligible (24 CFR 1003.206).

Previous editions are obsolete

RF3-E

**Bear River Band of Rohnerville Rancheria
TISH NON VILLAGE
Home Ownership Occupancy Agreement**

I, _____, a member of the Bear River Band of Rohnerville Rancheria, have been awarded a new home at the Bear River Band of Rohnerville Rancheria's Tish Non Village and I hereby acknowledge and commit to the following:

1. I will reside in the home and make it my permanent residence for at least nine (9) months out of the year and agree my home will be forfeited to the Tribe for award to another eligible family if I don't meet this requirement; and,
2. I have read the Housing Policy, as adopted by the Tribal Council, and agree to comply with the requirements stated in the Policy and all relevant Tribal Ordinances existing either now or in the future or be subject to the sanctions imposed for violation; and,
3. I shall not violate any criminal or civil law, ordinance or statute in the use of premises, commit waste or nuisance, annoy, molest or interfere with any other Resident or neighbor or agree that I may be subject to forfeiture of the residence under Tribal law; and,
4. I understand that I am responsible for the monthly homeowner fees as set from time to time by the Tribal Council; and,
5. I understand I am responsible for keeping the dwelling unit in good condition and appearance through proper maintenance and housekeeping and that I won't rely on the Tribe for any maintenance or rehabilitation needs. This specifically includes outside yard maintenance. I understand that failure to properly maintain the residence and yard can result in the Tribe performing this function at my expense; and,
6. I am responsible for my own utilities bills (phone, electricity, propane, cable TV, garbage, water and wastewater fees) and other normal expenses of home ownership; and,
7. I am responsible for maintaining my own personal property and homeowner property insurance and must submit proof of homeowner insurance annually; and,
8. I will participate in annual inspection programs administered by the Tribe; and,
9. My responsibility includes helping to maintain a peaceful neighborhood; and,
10. The responsibility of the Tribal housing agency is limited to proper maintenance of those common public facilities shared by home owners in general including access roadways, sidewalks, public walkways and recreational facilities, and public safety requirements related thereto including appropriate lighting and in general exclusively restricted to those services and responsibilities normally assumed by a municipality; and,
11. I will prepare and submit to the Tribal Legal Department a Beneficiary Designation within 60 days of occupying my home.

Date

Signature

RF3 - F

BEAR RIVER BAND of ROHNERVILLE RANCHERIA
27 BEAR RIVER DR. LOLETA, CA 95551 707.733.1900, fax 733.1972



December 5, 2011

Dear Sir,

The Bear River Band of Rohnerville Rancheria is submitting an ICDBG 2012 application for construction of residential units on land near Loleta, CA purchased with Tribal funds. The site has the following services immediately available:

1. Fire protection (Loleta Fire Department)
2. Police protection (Humboldt County Sheriffs Department)
3. Medical services (United Indian Health Services Fortuna Clinic, Redwood Memorial Hospital in Fortuna, General and St. Joseph Hospitals in Eureka, Humboldt County Department of Social Services in Eureka)
4. Transportation services (Redwood Transit local carrier stop ½ mile, Tribal transit local)
5. Schools (Loleta Elementary, Fortuna High School, and College of the Redwoods)
6. Shopping centers (Redwood Shopping Center in Fortuna, Bayshore Mall in Eureka, Main Street district in Fortuna)
7. Employment opportunities (at the Tribe, in Fortuna, Rio Dell, Scotia, Eureka, Loleta, and Arcata)
8. Electric and natural gas provided by Pacific Gas & Electric
9. Water and wastewater services provided by Tribal operations
10. Phone by AT&T
11. Cable by Suddenlink

Sincerely,

Bruce Merson
Housing Director

RF3-G

BEAR RIVER BAND of ROHNERVILLE RANCHERIA
27 BEAR RIVER DR. LOLETA, CA 95551 707.733.1900, fax 733.1972



Resolution No: 11-71
Date Approved: December 19, 2012

A RESOLUTION BY THE BEAR RIVER BAND OF ROHNERVILLE RANCHERIA TRIBAL COUNCIL AUTHORIZING SUBMITTAL OF AN APPLICATION FOR NEW HOUSING CONSTRUCTION TO THE 2012 HUD INDIAN COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM, CERTIFIES CITIZEN PARTICIPATION, CERTIFIES ADOPTION OF FINANCIAL AND PROCUREMENT PROCEDURES, COMMITS FUNDS TO LEVERAGE THE 2012 ICDBG PROJECT, CERTIFIES ADOPTION OF BUILDING CONSTRUCTION STANDARDS, CERTIFIES ADOPTION OF HOUSING AND MAINTENANCE POLICIES, CERTIFIES INTENT TO ENTER INTO MOA WITH THE BEAR RIVER MATTOLE WIYOT DEVELOPMENT COMMISSION (A CBDO) FOR NEW HOUSING CONSTRUCTION, ADOPTS THE OPERATION AND MAINTENANCE PLAN FOR THE HOUSING DEVELOPMENT, COMMITS FUNDS TO MAINTAIN THE HOUSING DEVELOPMENT, AND COMMITS TO INCLUDE THE 2011 ICDBG PROJECT IN THE 2012 INDIAN HOUSING PLAN.

WHEREAS, the Bear River Band of Rohnerville Rancheria is a federally recognized body of the American Indian Tribes, located in California, and has a government to government relationship with the United States of America; and,

WHEREAS, the Bear River Band of Rohnerville Rancheria is a federally-recognized Indian Tribe and is an eligible recipient under the Indian Self-Determination and Education Act (P.L. 93-638) and is eligible for all rights and privileges afforded to federally recognized Indian tribes; and,

WHEREAS, the Bear River Band of Rohnerville Rancheria has adopted a priority goal of continuing its efforts in the area of community development; and,

WHEREAS, the Bear Band River Band of Rohnerville Rancheria has:

- Provided Tribal citizens, especially those living in areas where activities are proposed or ongoing, with adequate information concerning the amount of

BEAR RIVER BAND of ROHNERVILLE RANCHERIA
27 BEAR RIVER DR. LOLETA, CA 95551 707.733.1900, fax 733.1972



funds available for proposed community development and housing activities, the range of activities that may be assisted, and other important program requirements, and solicited their views and participation.

- Followed traditional Tribal means of citizen involvement that included holding at least one adequately publicized meeting at a time and location convenient to Tribal citizens to obtain the views of residents on community development and housing needs.
- Developed and published or posted a community development statement in such a manner as to afford affected residents an opportunity to examine its contents and submit comments giving residents an opportunity to review and comment on the tribe's performance under any active Community Development Block Grant.
- Considered any comments or views expressed by Tribal members and has modified the application accordingly.
- Made the modified application available to Tribal members for review and comments.

WHEREAS, the Bear River Band of Rohnerville Rancheria has adopted Financial Procedures by Resolution 03-15 on June 9, 2003 and Procurement Procedures by Resolution 98-58 on December 1, 1998 and hereby certifies that these procedures remain in effect; and,

WHEREAS, the Bear River Band of Rohnerville Rancheria does not have adequate housing for its members; and,

WHEREAS, the Bear River Band of Rohnerville Rancheria will not use funds available through this project to serve households that have been evicted from HUD-assisted housing within the past five years except in emergency situations; and,

WHEREAS, the Bear River Band of Rohnerville Rancheria restricts eligibility for the housing units constructed with ICDBG funds to those Tribal members meeting low- to moderate-income limits established by HUD in accordance with the Housing Policy; and,

BEAR RIVER BAND of ROHNERVILLE RANCHERIA

27 BEAR RIVER DR. LOLETA, CA 95551 707.733.1900, fax 733.1972



WHEREAS, the Housing Policy and Maintenance Policy developed by the Bear River Mattole Wiyot Development Commission provides for safe, decent, and affordable housing for low- to moderate-income beneficiaries; and,

WHEREAS, safe and decent housing units benefit from proper operation and maintenance; and,

WHEREAS, the New Housing Construction must be developed by an eligible CBDO pursuant to ICDBG regulations; and,

WHEREAS, the Bear River Band of Rohnerville Rancheria Tribal Council (the elected governing body of the Tribe) and the Tribal members have determined that there is a great need for the construction of new housing and,

WHEREAS, funding for this purpose has been made available to the Tribe through the HUD Indian Community Development Block Grant Program; and,

WHEREAS, the Bear River Band of Rohnerville Rancheria will comply with local building codes and has adopted the latest version of the Uniform Building Code (UBC) for the construction of all tribal housing projects; and,

WHEREAS, the project within the application will benefit from a commitment of matching funds totaling \$330,800 including \$58,886 from the 2012 IHBG allocation and \$271,914 from Tribal funds for site engineering and home construction; and,

WHEREAS, the Indian Community Development Block Grant Program requirements include providing economic opportunities for low- and very low-income persons (Section 3) and that this requirement can be fulfilled by committing to employ Section 3 residents as 10% of the aggregate number of new hires for each year over the duration of the Section 3 project and committing that this same requirement will be imposed on all contractors working on the project;

NOW THEREFORE BE IT RESOLVED, that the Bear River Band of Rohnerville Rancheria hereby commits vacant home sites at the Tish Non Village site located on Tribal trust land with all supporting infrastructure in place; and,

BE IT FURTHER RESOLVED, that the Bear River Band of Rohnerville Rancheria hereby commits contributions totaling \$330,800 towards the proposed New Housing Construction

BEAR RIVER BAND of ROHNERVILLE RANCHERIA
27 BEAR RIVER DR. LOLETA, CA 95551 707.733.1900, fax 733.1972



project. This commitment is further detailed in the proposed HUD 2012 ICDBG application and will be available within sixty (60) days of the notice of award; and,

BE IT FURTHER RESOLVED, that the Bear River Band of Rohnerville Rancheria is an eligible applicant of HUD's FY 2012 Indian Community Development Block Grant Program and hereby authorizes its Tribal Chairperson to submit the Tribe's application to the Community Development Block Grant Program; and,

BE IT FURTHER RESOLVED, that the Bear River Band of Rohnerville Rancheria hereby commits available Tribal funds necessary to properly maintain and sustain the infrastructure that supports the housing units constructed with ICDBG 2012 project and that owner responsibility for maintenance of the housing units is clearly defined in the Occupancy Agreement signed by each beneficiary; and,

BE IT FURTHER RESOLVED, that the Bear River Band of Rohnerville Rancheria hereby adopts the Housing Policy developed by the Bear River Mattole Wiyot Development Commission as applicable to the housing units constructed with the ICDBG 2012 project; and,

BE IT FURTHER RESOLVED, that the Bear River Band of Rohnerville Rancheria hereby commits to enter into a Memorandum of Agreement with the Bear River Mattole Wiyot Development Commission (an eligible CBDO) for implementation of the New Housing Construction proposed with ICDBG 2012 project application; and,

BE IT FURTHER RESOLVED, the Bear River Band of Rohnerville Rancheria has included the ICDBG 2012 project in its 2012 Indian Housing Plan with a commitment of \$58,886 in FY2012 IHBG funds and commits to amend the Indian Housing Plan to add the \$271,914 of additional Tribal resources pledged as match for New Housing Construction; and,

BE IT FURTHER RESOLVED, that the Bear River Band of Rohnerville Rancheria commits to employ Section 3 residents as 10% of the aggregate number of new hires for each year over the duration of the Section 3 project and committing that this same requirement will be imposed on all contractors working on the project; and,

BE IT FINALLY RESOLVED, that the Tribal Chairperson is also authorized to negotiate and sign the grant agreement and any amendments thereto.

BEAR RIVER BAND of ROHNERVILLE RANCHERIA
27 BEAR RIVER DR. LOLETA, CA 95551 707.733.1900; fax 733.1972



C*E*R*T*I*F*I*C*A*T*I*O*N

As the Bear River Band of Rohnerville Rancheria Tribal Council we do hereby certify that at a meeting duly called, noticed and convened on December 20, 2011 at which time a quorum was present, this Resolution was adopted by a vote of 5 IN FAVOR, 0 OPPOSED, 0 ABSTENTIONS, and 2 ABSENT.

Attested by: Leonard Bowman 12-20-11
Leonard Bowman, Tribal Chairperson Date

Aileen Meyer 12-21-11
Aileen Meyer, Council Secretary Date

Enterprise Tribal Council Meeting

Date: 12/20/2011

9:00 a.m.

Resolution 11-72

Call to Order/Time
Establish Quorum
Opening Prayer
Additions to/Approval of Agenda

**OPEN SESSION
NEW BUSINESS**

Doug Nartker – 9:00 a.m.

PTO Request

Cash Services RFP Response – 10:00 a.m.

ICDBG Resolution 11-71 ICDBG 2012 Publication of Community Development Statement and Resolution – Approving application submission

Request for approval of Newsletter

Samara Restoration Contract

Gilchrist & Soames Proposal

UNFINISHED BUSINESS

Revised Resolution 11-70 per Jim Brophy

DEPARTMENTS

FINANCE
Financials

SOCIAL SERVICES
Christmas Ornament Making Request

C STORE
Incident Report

ADJOURNMENT

15



December 21, 2011

6588.16

Bear River Band of the Rohnerville Rancheria (BRB)
27 Bear River Drive
Loleta, California 95551

Attention: Bruce Merson

Subject: ICDBG Cost Estimate for Engineering Services

Dear Bruce:

LACO Associates (LACO) presents the following estimate for civil and structural engineering services per your request from email dated Wednesday, October 26, 2011. The scope of work is intended to be used in association with the ICDBG 2012 grant application.

Each home site in the project will require civil engineering services to address site planning, grading/drainage, utilities, erosion control measures, and supporting sections and details.

ICDBG 2012 Residential Housing Civil and Structural Engineering

This estimate is for civil and structural engineering for four additional houses that will be known as the Phase-V of residential construction at Tish Non Village. The location of these additional housing units will be along Bowie Road. The following services will be required in support of this part of the project:

- ▶ Produce a conceptual site layout for Council review and approval.
- ▶ Provide civil engineering and site design for the four home sites.
- ▶ Prepare the following plan sheets:
 - Site Plan
 - Grading/Drainage Plans
 - Utility Plan
 - Erosion Control Plan (to be coherent with overall site SWPPP)
 - Typical Sections and Details
 - Foundation Plans (to be checked and revised if required for site-specific conditions)

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- Provide Bid Specification and Support
 - Compile and finalize Phase-V Housing Bid Specification
 - Provide bid support. LACO has assumed 5 RFIs and 1 Addendum.
 - Provide bid evaluation and recommendations for award to the Housing Director for presentation to Council.

Fee

\$15,800

Sincerely,
LACO Associates



Nathan Toews, PE
RCE 70251, Exp. 9/30/12

NKT:tgc

NATHAN K. TOEWS, PE

SENIOR ENGINEER / ASSISTANT LAB DIRECTOR

AREAS OF EXPERTISE

Structural Engineering
Building Design
Construction Management
Laboratory Oversight

EDUCATION

BS in Civil Engineering with Structural
Engineering Pattern, California State
University at Chico, Chico, California

REGISTRATIONS & CERTIFICATIONS

California Professional Engineer - License No.
70251
ACI Concrete Field Testing Technician - Grade 1

CONTINUING EDUCATION

University of Wisconsin, Madison -- Slope
Stability and Landslides
California Historic Building Code Seminar

PROFESSIONAL EXPERIENCE

Mr. Toews has over nine years of experience in structural design and engineering, civil engineering, soils evaluation, and materials testing. Mr. Toews serves as LACO's Civil Practice Lead and Assistant Lab Director.

Mr. Toews specializes in structural engineering, including light-frame residential and commercial construction, heavy timber construction, structural steel, reinforced concrete and masonry construction, foundation design, retaining walls, and slope stability analysis.

Mr. Toews provides laboratory oversight and quality control on an ongoing basis, and performs laboratory test data evaluation and review for all materials testing performed by LACO.

SELECT PROJECT EXPERIENCE

Bear River Band - Hotel - Loleta, CA. Mr. Toews provided complete structural design and engineering services for a new 67,000 square foot 4-story wood-framed hotel, 17,500 square-foot subterranean tilt-up concrete parking garage with post-tensioned concrete slab, and 10,000 square foot casino expansion as part of a design-build process. The work included working closely with the contractor to find the most efficient and economical way to construct the building and close management of schedules to meet an aggressive project timeline.

Bear River Band - Community Center - Loleta, CA. Mr. Toews prepared the structural system design for a new 31,000 square-foot community center building. This building features complex geometric shapes, extensive skylights, large clear-spans, and a structural system composed of wood framing, structural steel, steel braced frames, and concrete shearwalls.

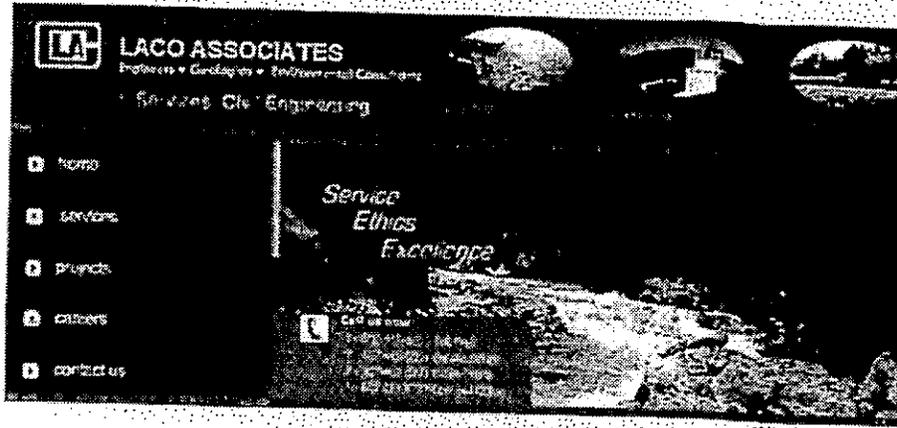
Basayo Village - Fortuna, CA. Mr. Toews prepared the site and utility design for a multi-family housing development consisting of two four-unit apartment buildings and associated parking, landscaping, and other site improvements. He was also responsible for bid-phase assistance, including bid meetings, responding to bidder requests for information, and bid evaluation. Other duties included complete inspection, materials testing, and construction management services in all phases of construction.

Riverview Terrace Subdivision - Fortuna, CA. Mr. Toews gathered soil and ground profile data and performed a rotational slope stability analysis for the Riverview Terrace Subdivision. He designed a slope drain system based on the results of the stability analysis, and he designed a soil testing schedule and paving system for site-specific soil conditions at new access road.

Mad River Bluffs Stability Analysis - McKinleyville, CA. Mr. Toews performed a slope stability analysis of a retreating portion of the Mad River bluffs. The analysis and conclusions were used by the Humboldt County Department of Public Works as guidance for installation of slope protection measures for protection of adjacent property and structures.

Water Tank Seismic Retrofit - Hydesville, CA. Mr. Toews performed a seismic analysis of the existing 200,000-gallon steel water tank and ringwall foundation serving the Hydesville community and designed a retrofit seismic holdown system for the tank. Mr. Toews provided inspection and Structural Observation services during construction of the retrofit system.

 LACO ASSOCIATES
ENGINEERS • ARCHITECTS • ENVIRONMENTAL CONSULTANTS



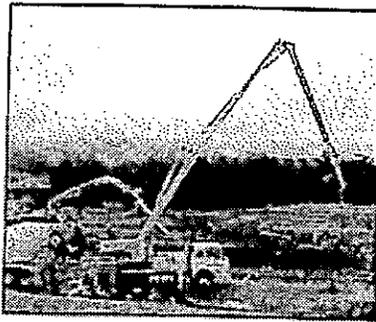
LACO's civil engineers, planners, surveyors and technicians possess the background and experience to address land development, infrastructure and environmental concerns within the context of today's ever-changing economic and regulatory landscape.

We are equipped to complete most civil engineering projects, from complex flood and earthquake emergency services to the contingencies of everyday design problems.



I can trust LACO to come in when they promise, do their job without interfering with our work, and provide all the information we need when we need it. In a word, they're reliable.

*Tim Hooven
Vice President, Hooven & Co., Inc.*



Our Civil Engineering Services Include:

- Project planning and development
- Feasibility studies
- Surveys and mapping
- Infrastructure development
- Pollution control and treatment
- Subdivisions and land development
- Hydrologic and hydraulic analyses
- Flood models and site drainage
- Geotechnical/soils engineering
- Construction materials testing and inspection
- Project and construction management
- Forensic assessments and expert witness services

Structural Engineering

Our structural engineering design and inspection services complement and support the building industry. Specialized services include:

- Historic building additions, renovations and seismic retrofitting
- Evaluation and analysis of existing structures, particularly in response to earthquake damage and foundation settlement
- Inspections of bridges, water tanks and towers, and retaining walls



© Civil Engineering Services Project Example: Relocation of Sewer Lines

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RF3-I

Development * Construction * Management * Brokerage

October 27, 2011

Attn: Bruce Merson, Housing Director
Bear river Band of Rohnerville Rancheria
27 Bear River Drive
Loleta, CA 95551

RE: Bear River Band of Rohnerville Rancheria 2012 ICDBG Application

Dear Bruce:

Pierson Company recently bid on and was selected as low bidder for construction of twelve homes funded with ICDBG 2007, 2008, 2009, and another 14 funded by ARRA, identical to those that are being proposed in the Tribe's current 2012 ICDBG application per plans and specifications given by John Ash Architects dated April 22, 2009 and September 21, 2009 for the Tish-Non Village project for the Bear River Tribe.

Our bid process included a thorough review of the plans and specifications and detailed cost estimates. Based on that work and the actual construction results, Pierson Company estimates the current total cost of a 3 bedroom home for this project including all necessary site work and utilities to be approximately \$217,000 and includes all labor and materials needed to construct a 3 bedroom house per plans and specifications given by John Ash Architects dated September 14, 2010 for the tish-Non village project for the Bear River Tribe.

Understanding that the construction start for the ICDBG 2012 project would be spring 2012, I foresee increases in commodity and labor costs that lead me to believe a more reliable estimate for that timeframe would be \$230,000 all inclusive for each of the three bedroom homes. This estimate specifically assumes the Tribe provides all supportive infrastructure requirements including streets, sidewalks along streets, water, wastewater, electricity, and natural gas connections within the building lot, and storm water collection facilities.

I am a professional cost estimator having worked 18 years in the construction industry and feel confident in the estimate I provide. Pierson Company is a well-established and substantial company having completed many similar projects as documented in the brief company description materials attached. More complete information on Pierson Company can be found at www.piersoncompany.com.

Regards,

Greg Pierson
President

PIERSON COMPANY
Estimated Cost per 3 Bedroom House

	Per House Cost
GENERAL CONDITIONS	21,882
SITE WORK	28,668
FOUNDATIONS	23,260
FRAMING & SIDING	47,234
FINISH CARPENTRY & CABINETS	8,623
INSULATION-Slabs and Bulling	4,460
ROOFING	8,333
GUTTERS AND DOWN SPOUTS	1,147
DOORS & WINDOWS	9,532
GYPSUM BOARD	11,236
TILE	1,733
FLOORING	5,971
PAINTING	8,602
FIREPLACES	2,417
BATH ACCESSORIES	540
APPLIANCES	3,671
PLUMBING & HYDRONIC HEATING	21,049
HVAC	-
ELECTRICAL	8,380
MISC COSTS	263
Total Cost	<u>217,000</u>

JAG
 SPECIALISTS, INC.
 1000 W. 10th Street
 Oklahoma City, Oklahoma 73106
 Phone: (405) 233-1234
 Fax: (405) 233-1235



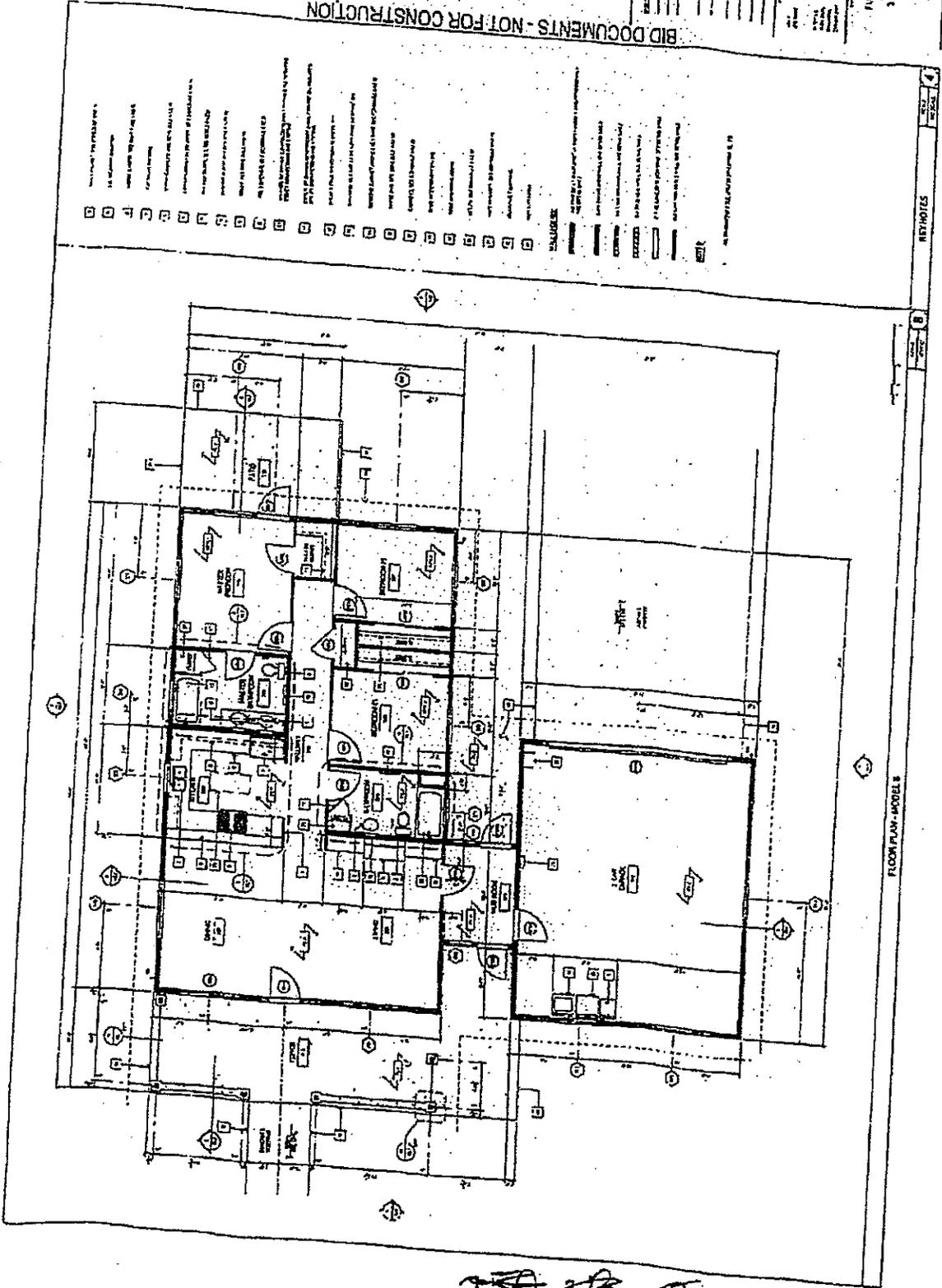
ARCHITECT
 JOHN HON VILLAGE
 1000 W. 10th Street
 Oklahoma City, Oklahoma 73106
 Phone: (405) 233-1234
 Fax: (405) 233-1235

35

BID DOCUMENTS - NOT FOR CONSTRUCTION

FLOOR PLAN -
 MODEL 8
 3 BEDROOM

A2.2



REVISED

FLOOR PLAN - MODEL 8

Handwritten scribbles and numbers, possibly '23'.

JAG
 ARCHITECT, INC.
 10000 JAG DRIVE
 SUITE 100
 FORT WORTH, TEXAS 76131
 TEL: 817-339-1111
 FAX: 817-339-1112



ELSHORN RE/AGE
 11000 W. ELSHORN DRIVE
 FORT WORTH, TEXAS 76131
 TEL: 817-339-1111
 FAX: 817-339-1112

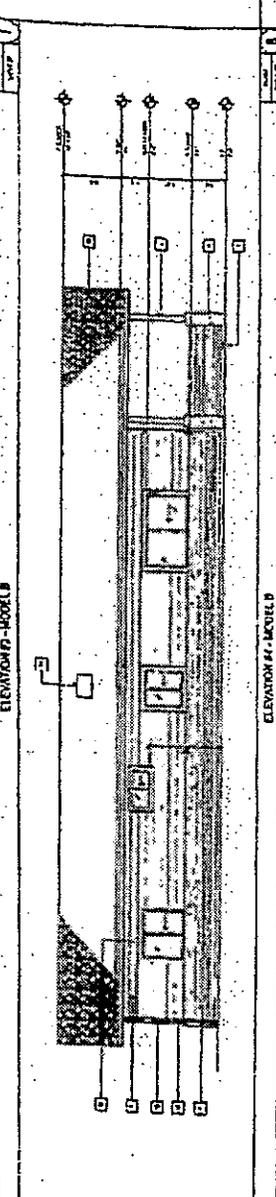
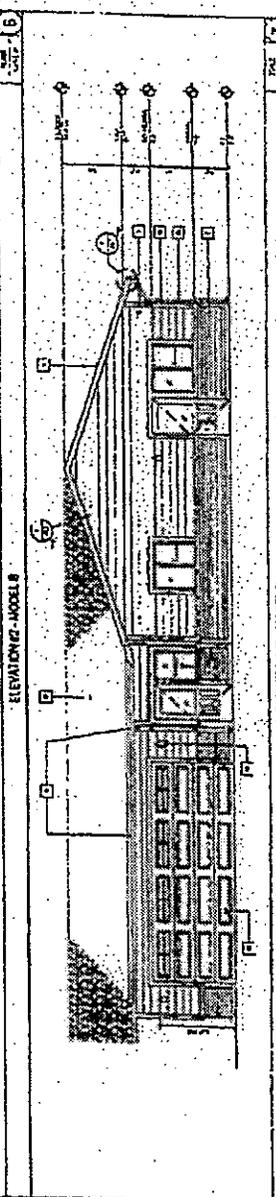
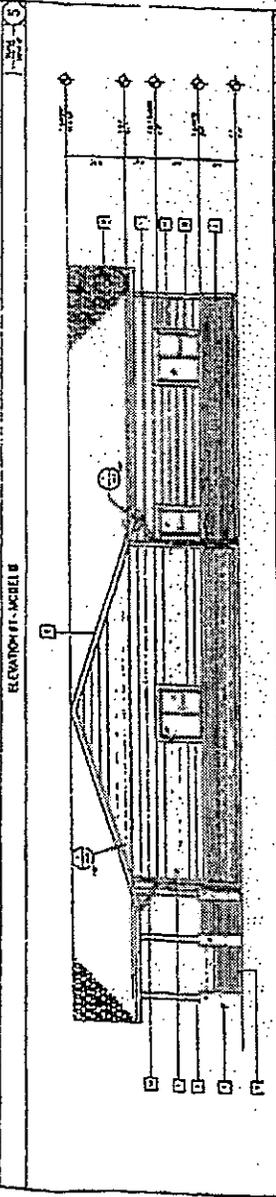
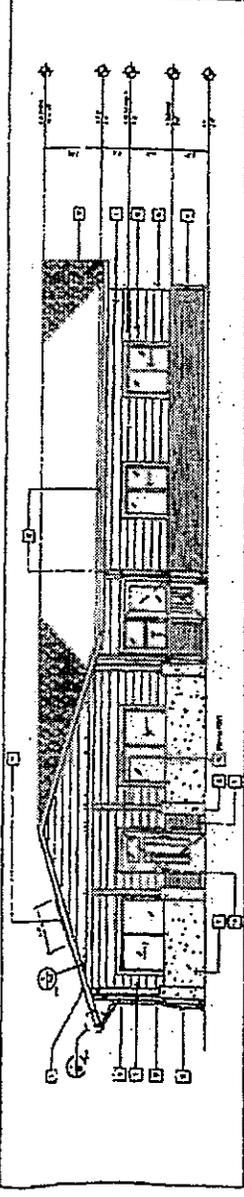
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ELEVATORS -
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AS.2

BID DOCUMENTS - NOT FOR CONSTRUCTION

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- 3. ELEVATOR HOISTWAY SHALL BE FINISHED WITH POLISHED CONCRETE.
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REVISED

NO. 1

NO. 2

NO. 3

NO. 4

NO. 5

NO. 6

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NO. 10

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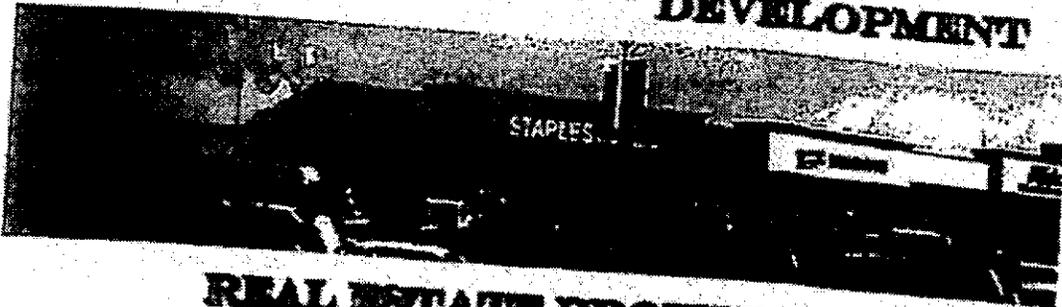
PIERSON COMPANY

GENERAL CONTRACTING



MANAGEMENT

DEVELOPMENT



REAL ESTATE BROKERAGE

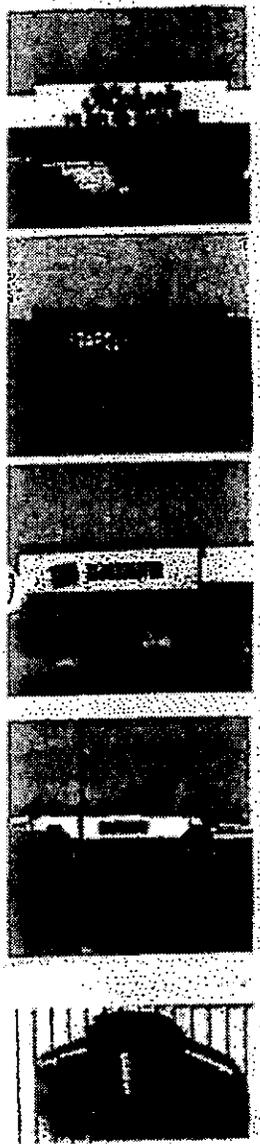


Since 1938

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PIERSON  COMPANY



Pierson Company is a full service commercial real estate development firm. Our founder, Ernest Pierson, was in the construction business for many years in the Humboldt County area. After building a number of commercial buildings and approximately 2,000 homes in the years between 1938 and 1967, Mr. Pierson developed real estate as his personal investment. Our organization, formerly owned by him, performed the construction and the property management for those projects. We currently redevelop and manage over 300,000 square feet of G.L.A. including the Eureka Mall and the McKinleyville Shopping Centers in addition to other retail properties, offices and residential rental units.

Most of our construction and remodel work over the last 30 years has been with properties wholly owned by members of the Pierson family, such as the shopping centers noted above and various residential projects. However, in the last two years, we have begun to branch out, offering services to a variety of local and national clients. Our construction projects include familiar retail names such as Safeway, Blockbuster, Staples, Michaels Arts & Crafts, Longs Drugs, and a variety of fast-food franchises such as Papa Johns Pizza, Subway, and KFC. We are the Landlord's "one stop shop" for real estate services, which include: leasing services; project planning and design; finance; project permitting; construction; tenant delivery and property management. We combine the talents of our experienced staff with recognized professionals in the region to deliver an excellent project for the property owner and Tenant. Because we do more than just construction, we fully understand the costs and pressures the Landlord and Tenant face. We understand the lease obligations and the ongoing issues of Tenant satisfaction and project maintenance. We look at each project as if it is our own, making sure the quality and durability of construction meets our own high standards.

We are on the Preferred Contractors Lists of Longs Drugs, Papa John's Pizza and Michaels Arts and Crafts as well as local financial institutions such as Six Rivers Bank and Humboldt Bank. We have bid projects in areas such as Chico, Redding, Oakland and Los Angeles, as well as locally, for these clients because we have developed a long-term relationship which can only be achieved through quality workmanship, timeliness, affordability and integrity. We strive to build and maintain this type of relationship with all of our clients.

Pierson Company offers a very high level of integrity and cooperation as a General Contractor. We have attached letters from a few recent clients and financial institutions to confirm our level of excellence in bringing projects in on time and under budget. We can provide others upon request. We are not the largest construction firm in the region, but I speak honestly when I say our reputation for quality and integrity can be matched against any company you would consider for your real estate development needs.

Longs Drugs

[Handwritten signature]



Pierson Company Selected Commercial Construction Projects



PROJECT:

- o SAFEWAY SUPERMARKET - 39,493 SF. 1996

SERVICES PROVIDED BY PIERSON COMPANY:

- o CONCEPT
- o DEVELOPMENT
- o LEASING
- o CONSULTING
- o CONSTRUCTION
- o MANAGEMENT

PROJECT DESCRIPTION: The project was located in an older shopping center whose tenants were experiencing difficulties from a new development competing for its customers. The new development contained tenants such as Big K-Mart, Rite Aid, Rays Food Place, Denny's and McDonalds. Pierson Company was overseeing the redevelopment of the complex and sought strong quality tenants that could survive and even alter the changing shopping patterns this new market competition brought to the center. We began lease negotiations with the existing local grocery tenant, FoodMart, to expand their existing 16,000 square foot grocery store into a modern supermarket. We were successful in these endeavors and signed a new lease with the tenant. Construction commenced.

This expansion to 39,493 square feet was undertaken while the existing store remained open for business. While it was not "business as usual" in the store, great care was taken to accommodate the shoppers within the market in order to minimize the impact construction activities had on sales. To accomplish this, the construction progressed in phases. Through the development of portable ramps, shelters and temporary curtain walls, customers had continual access to the merchant's goods while being protected from the project. Each grocery department would be fully completed in its new location before the older, smaller department was demolished. This process continued until the entire store was complete.

Safeway Stores, located in an older and now smaller facility, began negotiations shortly thereafter with FoodMart and with Pierson Company who represented the property owner. Those successful discussions resulted in Safeway as a tenant.

Construction consists of split-faced CMU block walls between 8" and 12" thick, slab on grade floor and a panelized roof system. Within the slab there is an extensive arrangement of electrical, plumbing and refrigeration infrastructure to a majority of the product cases in the store. Emergency generator facilities and an extensive compressor room are housed in the rear. The loading system includes a surface loading ramp as well as a recessed truck dock with leveling equipment for large shipments. Freezer rooms, refrigerated rooms as well as specialized facilities for the meat department, the deli and the bakery were included in the project.

PROJECT COST: \$2,090,000

[Handwritten signatures and initials]



Pierson Company Selected Commercial Construction Projects



PROJECT:

- o MICHAELS ARTS & CRAFTS - 24,616 SF. 2000

SERVICES PROVIDED BY PIERSON COMPANY:

- | | |
|---------------|----------------|
| o CONCEPT | o CONSULTING |
| o DEVELOPMENT | o CONSTRUCTION |
| o LEASING | o MANAGEMENT |

PROJECT DESCRIPTION: Pierson Company redeveloped a portion of an aging shopping center containing an attractive but non-marketable atrium facility. After many unsuccessful years attempting to lease the garden atrium to restaurants and retail tenants, the owner agreed to a major reconstruction project. Pierson Company was successful in securing a lease with Michaels Arts and Crafts and began the process of designing a new facility to accommodate the tenant's detailed prototype plans within the property's constraints. The existing atrium structure was disassembled and recycled into other projects while many of the finishes, plants and contents were sold at auction to buyers who removed them at no cost to the owner. This process, when properly managed, allows for better utilization of the former facilities and can save a great deal in demolition fees.

Construction consists of 2x6 wood frame walls, slab on grade floor and a panelized roof system using steel bar-joist and girder truss support structures. Exterior finishes include MDO paneling, cedar columns and redwood trim and soffit with a masonry veneer in a synthetic stone pattern. Interior finishes consist of VCT flooring, exposed painted ceiling, slot wall throughout the sales floor and FRP in other supporting rooms of the facility. The loading system includes a surface loading ramp as well as a recessed trash compactor unit located inside the building to facilitate a clean look and customer access for other tenants in the center.

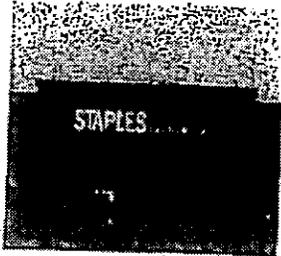
Pierson Company is on the Michaels Stores preferred bidder list. We are one of five contractors in California they recommend to future Michaels landlords. Corporate owned stores are rare for this entity but Pierson Company is included in the bidding for their own projects within the state as well. Project areas bid include Upland (LA) and Emeryville (Oakland).

PROJECT COST: \$1,000,000

~~2000~~ 2000 2000



Pierson Company Selected Commercial Construction Projects



PROJECT:

- o STAPLES - 23,545 SF. 1995

SERVICES PROVIDED BY PIERSON COMPANY:

- o CONCEPT
- o DEVELOPMENT
- o LEASING
- o CONSULTING
- o CONSTRUCTION
- o MANAGEMENT

PROJECT DESCRIPTION: This project was located in an old 'interior mall' shopping center which fell victim to a new regional mall developed by General Growth. After many years of trying to lease the interior shops without success, Pierson Company convinced the owner to utilize the frontage of the project to maximum advantage. This design plan required the narrowing of the tenant storefronts and allowing them more depth. The new layout allowed for five major merchants to be located within the structure rather than three and eliminated all interior common areas, transforming them from money losing square footage to rent paying areas.

Pierson Company was successful in attracting Staples as a tenant and performed lease negotiations on behalf of the owner. Design activities followed, requiring us to devise a new facility to accommodate the tenant's detailed prototype plans within the property's constraints.

Pierson Company utilized much of the existing structure to develop this store. This original structure comprised three separately constructed buildings that we merged into one unit to provide the space necessary for the tenant. As part of this project, massive 8" thick concrete shear walls were removed and replaced with moment frame units. Multiple floor elevations were addressed throughout the space as well and all electrical and mechanical systems were replaced with new.

Construction consists of 2x6 wood frame walls, slab on grade floor and a panelized roof system. Exterior finishes include MDO paneling, cedar columns and redwood trim and soffit with a masonry veneer in a synthetic stone pattern. Interior finishes consist of VCT flooring, exposed painted ceiling, commercial smooth wall sheetrock finish throughout the sales floor and FRP in other supporting rooms of the facility. The loading system comprises a recessed truck dock with leveling equipment for large shipments.

PROJECT COST: \$801,100

~~25~~ ~~27~~ ~~28~~
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KFJ - J

Bear River Band of Rohnerville Rancheria
CY2012 Homeownership Housing Waiting List

12/9/2011

Number	Name	Family Size	Family Income
1			\$21,032
2			\$4,400
3			\$38,768
4			\$23,230
5			\$29,360
6			\$14,540
3			\$16,256
5			\$26,696
6			\$4,400
7			\$29,750
8			\$29,360
9			\$35,840
10			\$31,856
11			\$32,296
12			\$8,720
13			\$23,792
14			\$34,991
15			\$11,600
16			\$27,200
17			\$30,796
18			\$23,600
19			\$13,556
20			\$4,400
21			\$15,200
22			\$12,560
23			\$16,880
24			\$15,200
25			\$28,337
26			\$4,400
27			
28			
29			

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RF3-K

710 Main Street, Fortuna, CA 95540
(707) 725-1094 or (707) 826-1094

Email: rentals@six-rivers.com

35 listings meet your search criteria.

Viewing 21 - 35

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<u>Title</u>	<u>City</u>	<u>Address</u>	<u>Monthly Rent</u>
<u>2 bed 2 bath house w/yard & carport</u>	Fortuna		995
<u>3 bed 2 Bath</u>	Fortuna		995
<u>3 de 1 bath house w/yard</u>	Loleta		995
<u>3 bed 1 bath Home</u>	Ferndale		995
<u>4-5 bed 1 bath</u>	Fortuna		995
<u>3 bed 1 bath house w/ carport and yard</u>	Fortuna		995
<u>2 bed 1 1/2 bath House</u>	Eureka		1,000
<u>3 BED 1 BATH</u>	Fortuna		1,050
<u>3 bed 1 bath</u>	Fortuna		1,195
<u>2 bed 2 bath</u>	Fortuna		1,200
<u>3 bed 2 bath house w/yard & carport</u>	Fortuna		1,300
<u>Commercial</u>	Fortuna		1,400
<u>3 bed 2 bath housew/garage</u>	Fortuna		1,495
<u>4 bed 4 bath House w/garage & yard</u>	Ferndale		1,900
<u>3 bed 3 abth house w/ qarage & yard</u>	Fortuna		2,000

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RF3-L

Environmental Assessment and Compliance Findings for the Related Laws

U.S. Department of Housing and Urban Development

1. Project Number:	RH-09-CA-1-0024
HUD Program:	Rural Housing and Economic Development
2. Date Received:	12-15-2010

Findings and Recommendations are to be prepared after the environmental analysis is completed. Complete Items 1 through 15 as appropriate for all projects. For projects requiring an environmental assessment, also complete Parts A and B. For projects categorically excluded under 24 CFR 50.20, complete Part A. Attach notes and source documentation that support the findings.

3. Project Name and Location: (Street, City, County, State) Tish-Non Village Phase II Lat: 40.63310531666155 Long: -124.20249938964844 Lolita, CA 95551		4. Applicant Name and Address (Street, City, State, Zip Code), and Phone Bear River Band of Rohnerville Rancheria 27 Bear River Drive Lolita, CA 95551	
5. <input type="checkbox"/> Multifamily <input type="checkbox"/> Elderly <input checked="" type="checkbox"/> Other Infrastructure improvements	6. Number of: 0 Dwelling Units 0 Building 0 Stories 113 Acres	7. Displacement: <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes If Yes, explain:	
8. <input type="checkbox"/> New Construction <input type="checkbox"/> Rehabilitation <input checked="" type="checkbox"/> Other Residential and Infrastructure Development, Including Carroll and Bowie Road Extensions		10. Planning Findings: Is the project in compliance or conformance with the following plans? Local Zoning: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Applicable Coastal Zone: <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Not Applicable Air Quality (SIP): <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Applicable Explain any "No" Answers	
9. Has an environmental report (Federal, State, or local) been used in completing this form? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No • 2006 EA prepared by Analytical Environmental Services (AES) for 07-ICDBG aggregated activities that encompassed 113 acres. http://bearrivernbe.com/pdf/other/Fearien%20EA%20Report.pdf • 2009 HUD Part 50 EA for 08-RHED project site and surrounding 113 acres. • 2010 EA supplement to the 2007 AES EA, performed by LACO Associates, for 09-RHED project site and surrounding 113 acres.		Are there any unresolved conflicts concerning the use of the site? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Explain "Yes"	
11. Environmental Finding: (check one)			

- Categorical exclusion is made in accordance with § 50.20 or
- Environmental Assessment and a Finding of No Significant Impact (FONSI) is made in accordance with § 50.33 or
- Environmental Assessment and a Finding of Significant Impact is made, and an Environmental Impact Statement is required in accordance with §§ 50.33(d) and 50.41.
- Project is recommended for approval (List any conditions and requirements) Project is recommended for rejection (State reasons):

MITIGATION:

- Historic Preservation** - In the event of any historic or archeological discoveries, all such finds shall be subject to the implementing regulations under Section 106 of the National Historic Preservation Act as amended (36 CFR 800.11) and under the protection of the Archaeological Resources Protection Act of 1979 (16 U.S.C. 470 aa-mm) and its implementing regulations on Indian Trust Lands (25 CFR 262). If human remains are discovered or suspected, work shall halt in that area and procedures set forth in Native American Graves Protection and Repatriation Act (P.L. 101-601) shall be followed.
- Noise Abatement** - Construction at this site could constitute a significant noise source for any residents located within 100 feet of the operation of heavy equipment; therefore, operations should occur during reasonable hours.
- Hazardous Operations** - Gasoline service station shall operate in accordance with governing federal regulations, and future residences constructed within a safe distance as determined by federal safety building codes. Proper water supply and pressure needs to be available for emergency fire flows.
- Wetlands Protection** - Jurisdictional determination and approval by U.S. Army Corp of Engineers will expire 8/08/2012, and will require revision/update for any construction occurring after this date. All proposed discharges of dredged or fill material occurring below the plane of ordinary high water in non-tidal waters of the United States and within the lateral extent of wetlands adjacent to these waters will require Department of the Army authorization and the issuance of a permit under Section 404 of the Clean Water Act (33 U.S.C. § 1344).
- Toxic Chemicals** - Gasoline service station shall operate and comply with EPA regulations and inspections for UST and water quality control.
- Soils Suitability, Erosion, and Drainage** - As a necessary project element, design-level geotechnical specifications addressing development plans shall be developed prior to construction. Construction must be limited in areas of steep slopes and soils of low stability to the greatest extent possible. Depending on soils type, slope and type of construction activity, mitigation may be required to avoid impacts and erosion. Grading and construction should occur during the dry season. All areas where the soil cover has been disturbed should be stabilized.
- Nuisances and Hazards** - All structures need to meet the California Building Code (CBC) for seismic design criteria for Seismic Zone four.

12. Preparer: (signature) Andrea V. Dunyon	Date: 1/28/11 01/27/2011	13. Supervisor: (signature) Carolyn O'Neil	Date: 1-28-11
14. Comments by Environmental Clearance Officer (ECO): (required for projects over 200 lots/units)			

ECO: (signature) _____ Date: _____

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Rating Factor 4: Leverage Resources (8) (Exhibits in filename "RatingFactor4Exhibits")

The Cost Summary at page 9 includes a total project cost of \$915,800 of which \$605,000 is requested from FY2012 ICDBG and the balance (\$330,800) is pledged by the Tribe resources and as a commitment from FY2012 IHBG funds to assist with construction of the four homes. The Tribal commitment of resources and IHBG FY2012 funds is evidenced by Resolution (pages 1-5), excerpts from the Tribal 2012 IHP (pages 6-7) and the availability of funds by page 8. Note in the Resolution in particular the Tribal commitment to amend the IHP to add the additional Tribal resources committed to this project. As a California tribe, the Bear River Band of Rohnerville Rancheria benefits from the Revenue Sharing Trust Fund that will be the source of matching cash.

Total leverage for the project is \$330,800 of \$935,800 or:

$$\text{Non-ICDBG Resources to Project Cost} = \$330,800 / \$935,800 = 35\%$$

According to the criteria at Rating Factor 4, the greater than 25% ratio above warrants 8 points.

These project cost may arguably be analyzed in more detail to include further Tribal match but this wouldn't lead to any alternative conclusion for point award. The Tribe isn't even claiming any match credit for the land purchased at a cost of \$2M in 2005, supportive infrastructure improvements including roads, underground utilities, water and wastewater plants already in place, or administrative cost. We want to build homes and the more the better for our needy membership.

Rating Factor 4 Exhibits (filename "RatingFactor4Exhibits")

RF4-A	Tribal Resolution 11-71.....	1
RF4-B	Excerpts from Tribal 2012 IHP.....	6
RF4-C	Tribal Fiscal Officer Confirmation of Availability of Matching Funds... 8	8
RF4-D	Cost Summary (HUD-4123).....	9



BEAR RIVER BAND of ROHNERVILLE RANCHERIA
27 BEAR RIVER DR. LOLETA, CA 95551 707.733.1900, fax 733.1972



Resolution No: 11-71
Date Approved: December 19, 2012

A RESOLUTION BY THE BEAR RIVER BAND OF ROHNERVILLE RANCHERIA TRIBAL COUNCIL AUTHORIZING SUBMITTAL OF AN APPLICATION FOR NEW HOUSING CONSTRUCTION TO THE 2012 HUD INDIAN COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM, CERTIFIES CITIZEN PARTICIPATION, CERTIFIES ADOPTION OF FINANCIAL AND PROCUREMENT PROCEDURES, COMMITS FUNDS TO LEVERAGE THE 2012 ICDBG PROJECT, CERTIFIES ADOPTION OF BUILDING CONSTRUCTION STANDARDS, CERTIFIES ADOPTION OF HOUSING AND MAINTENANCE POLICIES, CERTIFIES INTENT TO ENTER INTO MOA WITH THE BEAR RIVER MATTOLE WIYOT DEVELOPMENT COMMISSION (A CBDO) FOR NEW HOUSING CONSTRUCTION, ADOPTS THE OPERATION AND MAINTENANCE PLAN FOR THE HOUSING DEVELOPMENT, COMMITS FUNDS TO MAINTAIN THE HOUSING DEVELOPMENT, AND COMMITS TO INCLUDE THE 2011 ICDBG PROJECT IN THE 2012 INDIAN HOUSING PLAN.

WHEREAS, the Bear River Band of Rohnerville Rancheria is a federally recognized body of the American Indian Tribes, located in California, and has a government to government relationship with the United States of America; and,

WHEREAS, the Bear River Band of Rohnerville Rancheria is a federally-recognized Indian Tribe and is an eligible recipient under the Indian Self-Determination and Education Act (P.L. 93-638) and is eligible for all rights and privileges afforded to federally recognized Indian tribes; and,

WHEREAS, the Bear River Band of Rohnerville Rancheria has adopted a priority goal of continuing its efforts in the area of community development; and,

WHEREAS, the Bear Band River Band of Rohnerville Rancheria has:

- Provided Tribal citizens, especially those living in areas where activities are proposed or ongoing, with adequate information concerning the amount of



funds available for proposed community development and housing activities, the range of activities that may be assisted, and other important program requirements, and solicited their views and participation.

- Followed traditional Tribal means of citizen involvement that included holding at least one adequately publicized meeting at a time and location convenient to Tribal citizens to obtain the views of residents on community development and housing needs.
- Developed and published or posted a community development statement in such a manner as to afford affected residents an opportunity to examine its contents and submit comments giving residents an opportunity to review and comment on the tribe's performance under any active Community Development Block Grant.
- Considered any comments or views expressed by Tribal members and has modified the application accordingly.
- Made the modified application available to Tribal members for review and comments.

WHEREAS, the Bear River Band of Rohnerville Rancheria has adopted Financial Procedures by Resolution 03-15 on June 9, 2003 and Procurement Procedures by Resolution 98-58 on December 1, 1998 and hereby certifies that these procedures remain in effect; and,

WHEREAS, the Bear River Band of Rohnerville Rancheria does not have adequate housing for its members; and,

WHEREAS, the Bear River Band of Rohnerville Rancheria will not use funds available through this project to serve households that have been evicted from HUD-assisted housing within the past five years except in emergency situations; and,

WHEREAS, the Bear River Band of Rohnerville Rancheria restricts eligibility for the housing units constructed with ICDBG funds to those Tribal members meeting low- to moderate-income limits established by HUD in accordance with the Housing Policy; and,

BEAR RIVER BAND of ROHNERVILLE RANCHERIA
27 BEAR RIVER DR. LOLETA, CA 95651 707.733.1900, fax 733.1972



WHEREAS, the Housing Policy and Maintenance Policy developed by the Bear River Mattole Wiyot Development Commission provides for safe, decent, and affordable housing for low- to moderate-income beneficiaries; and,

WHEREAS, safe and decent housing units benefit from proper operation and maintenance; and,

WHEREAS, the New Housing Construction must be developed by an eligible CBDO pursuant to ICDBG regulations; and,

WHEREAS, the Bear River Band of Rohnerville Rancheria Tribal Council (the elected governing body of the Tribe) and the Tribal members have determined that there is a great need for the construction of new housing and,

WHEREAS, funding for this purpose has been made available to the Tribe through the HUD Indian Community Development Block Grant Program; and,

WHEREAS, the Bear River Band of Rohnerville Rancheria will comply with local building codes and has adopted the latest version of the Uniform Building Code (UBC) for the construction of all tribal housing projects; and,

WHEREAS, the project within the application will benefit from a commitment of matching funds totaling \$330,800 including \$58,886 from the 2012 IHBG allocation and \$271,914 from Tribal funds for site engineering and home construction; and,

WHEREAS, the Indian Community Development Block Grant Program requirements include providing economic opportunities for low- and very low-income persons (Section 3) and that this requirement can be fulfilled by committing to employ Section 3 residents as 10% of the aggregate number of new hires for each year over the duration of the Section 3 project and committing that this same requirement will be imposed on all contractors working on the project;

NOW THEREFORE BE IT RESOLVED, that the Bear River Band of Rohnerville Rancheria hereby commits vacant home sites at the Tish Non Village site located on Tribal trust land with all supporting infrastructure in place; and,

BE IT FURTHER RESOLVED, that the Bear River Band of Rohnerville Rancheria hereby commits contributions totaling \$330,800 towards the proposed New Housing Construction

BEAR RIVER BAND of ROHNERVILLE RANCHERIA
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project. This commitment is further detailed in the proposed HUD 2012 ICDBG application and will be available within sixty (60) days of the notice of award; and,

BE IT FURTHER RESOLVED, that the Bear River Band of Rohnerville Rancheria is an eligible applicant of HUD's FY 2012 Indian Community Development Block Grant Program and hereby authorizes its Tribal Chairperson to submit the Tribe's application to the Community Development Block Grant Program; and,

BE IT FURTHER RESOLVED, that the Bear River Band of Rohnerville Rancheria hereby commits available Tribal funds necessary to properly maintain and sustain the infrastructure that supports the housing units constructed with ICDBG 2012 project and that owner responsibility for maintenance of the housing units is clearly defined in the Occupancy Agreement signed by each beneficiary; and,

BE IT FURTHER RESOLVED, that the Bear River Band of Rohnerville Rancheria hereby adopts the Housing Policy developed by the Bear River Mattole Wiyot Development Commission as applicable to the housing units constructed with the ICDBG 2012 project; and,

BE IT FURTHER RESOLVED, that the Bear River Band of Rohnerville Rancheria hereby commits to enter into a Memorandum of Agreement with the Bear River Mattole Wiyot Development Commission (an eligible CBDO) for implementation of the New Housing Construction proposed with ICDBG 2012 project application; and,

BE IT FURTHER RESOLVED, the Bear River Band of Rohnerville Rancheria has included the ICDBG 2012 project in its 2012 Indian Housing Plan with a commitment of \$58,886 in FY2012 IHBG funds and commits to amend the Indian Housing Plan to add the \$271,914 of additional Tribal resources pledged as match for New Housing Construction; and,

BE IT FURTHER RESOLVED, that the Bear River Band of Rohnerville Rancheria commits to employ Section 3 residents as 10% of the aggregate number of new hires for each year over the duration of the Section 3 project and committing that this same requirement will be imposed on all contractors working on the project; and,

BE IT FINALLY RESOLVED, that the Tribal Chairperson is also authorized to negotiate and sign the grant agreement and any amendments thereto.

BEAR RIVER BAND of ROHNERVILLE RANCHERIA
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C*E*R*T*I*F*I*C*A*T*I*O*N

As the Bear River Band of Rohnerville Rancheria Tribal Council we do hereby certify that at a meeting duly called, noticed and convened on December 20, 2011 at which time a quorum was present, this Resolution was adopted by a vote of 5 IN FAVOR, 0 OPPOSED, 0 ABSTENTIONS, and 2 ABSENT.

Attested by:

Leonard Bowman 12-20-11
Leonard Bowman, Tribal Chairperson Date

Aileen Meyer 12-21-11
Aileen Meyer, Council Secretary Date

RF4-B

(2) Estimated Sources of Funding (NAHASDA § 102(b)(2)(C)(i)) (Complete the non-shaded portions of the chart below to describe your estimated or anticipated sources of funding for the 12-month program year. APR Actual Sources of Funding -- Please complete the shaded portions of the chart below to describe your actual funds received. Only report on funds actually received and under a grant agreement or other binding commitment during the 12-month program year.)

SOURCE	IHP					APR					
	(A) Estimated amount on hand at beginning of program year	(B) Estimated amount to be received during 12-month program year	(C) Estimated total sources of funds (A + B)	(D) Estimated funds to be expended during 12-month program year	(E) Estimated unexpended funds remaining at end of program year (C minus D)	(F) Actual amount on hand at beginning of program year	(G) Actual amount received during 12-month program year	(H) Actual total sources of funding (F + G)	(I) Actual funds expended during 12-month program year	(J) Actual unexpended funds remaining at end of 12-month program year (H minus I)	(K) Actual unexpended funds obligated but not expended at end of 12-month program year
1. IHBG Funds	65704	73,607	139311	139311	0						
2. IHBG Program Income											
3. Title VI											
4. Title VI Program Income											
5. 1937 Act Operating Reserves											
6. Carry Over 1937 Act Funds											
LEVERAGED FUNDS											
7. ICDBG Funds	605000	605000	1210000	1210000	0						
8. Other Federal Funds											
9. LIHTC											
10. Non-Federal Funds											
TOTAL	670704	678607	1349311	1349311	0	\$ 0.00					

Notes:
a. For the IHP, fill in columns A, B, C, D, and E (non-shaded columns). For the APR, fill in columns F, G, H, I, J, and K (shaded columns).
b. Total of Column D should match the total of Column O from the Uses Table on the following page.
c. Total of Column I should match the Total of Column R from the Uses Table on the following page.
d. For the IHP, describe any estimated leverage in box 4 on page 17. For the APR, describe actual leverage in box 5 on page 17.

(3) Uses of Funding (NAHASDA § 102(b)(2)(C)(ii)) (Note that the budget should not exceed the total funds on hand. Actual expenditures in the APR section are for the 12-month program year.) (Insert as many rows as needed)

PROGRAM NAME (lie to program names in Section 4 above)	Eligible Activity Number	IHP				APR			
		(L) Prior year IHBG (only) funds to be expended in 12-month program year	(M) Current year IHBG (only) funds to be expended in 12-month program year	(N) Total all other funds to be expended in 12-month program year	(O) Total funds to be expended in 12-month program year (L + M + N)	(P) Total IHBG (only) funds expended in 12-month program year	(Q) Total all other funds expended in 12-month program year	(R) Total funds expended in 12-month program year (P+Q)	
Tish Non Village Phase IV; New Housing Construction	11	52564	58,886	1,200,000	1,311,450				
Program Administration		13140	14,721		27861				
Loan repayment - describe in 4 below.									
TOTAL		65704	73,607	1,200,000	1,343,311				

Notes:

- a. Total of Column L cannot exceed the IHBG funds from Column A, Row 1 from the Sources Table on the previous page.
- b. Total of Column M cannot exceed the IHBG funds from Column B, Row 1 from the Sources Table on the previous page.
- c. Total of Column N should equal the total from Columns A and B, rows 2-10 from the Sources Table on the previous page.
- d. Total of Column P cannot exceed total received IHBG grant from Column C, Row 1 from the Sources table on the previous page.
- e. Total of Column Q cannot exceed total of Column H of the Sources Table on the previous page excluding the IHBG funds on row 1.
- f. Total of Column R should equal total of Column I of the Sources Table on the previous page.

RF4-3C

BEAR RIVER BAND of ROHNERVILLE RANCHERIA
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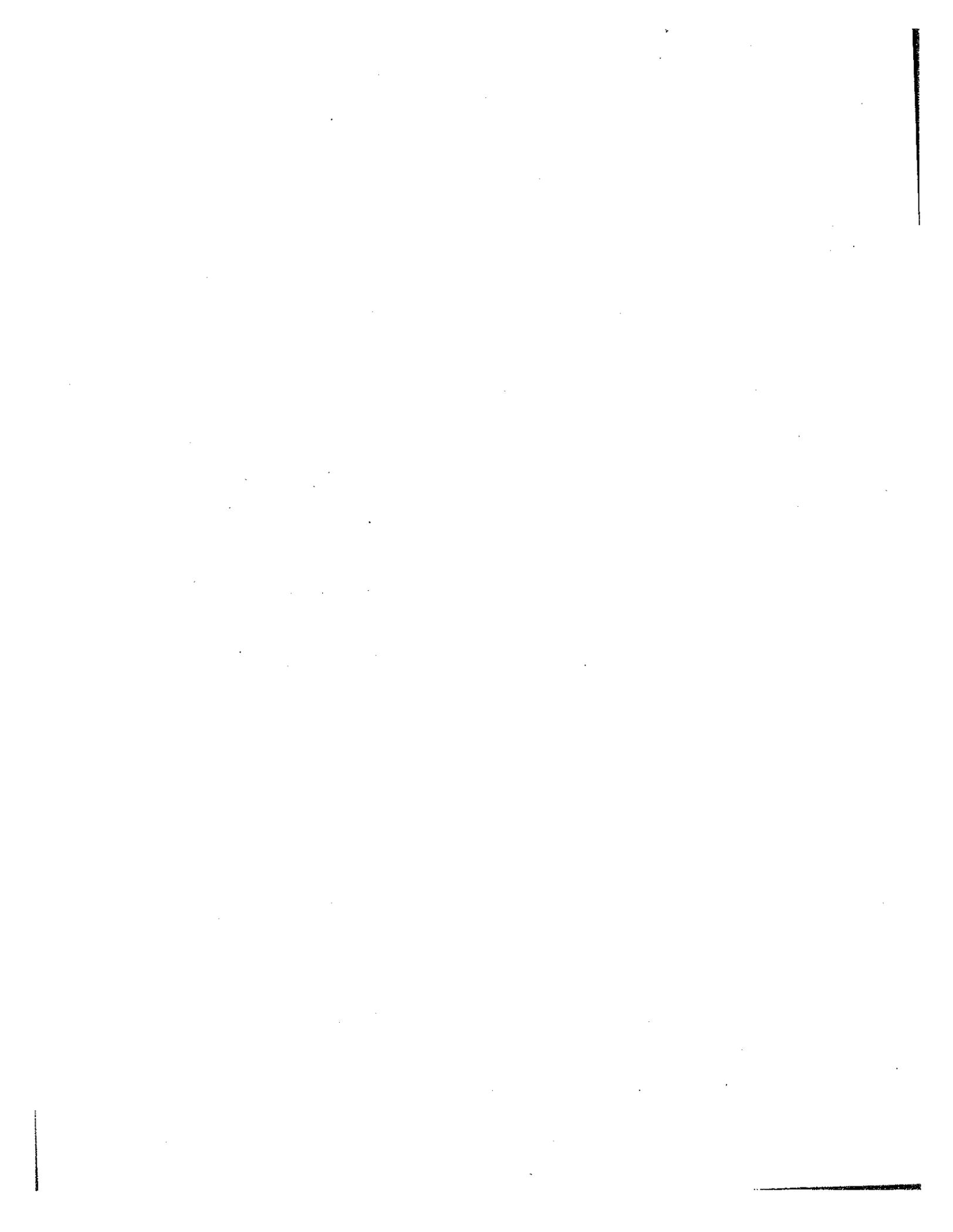
December 5, 2011

Leonard Bowman
Tribal Chairperson
Bear River Band of Rohnerville Rancheria
27 Bear River Drive
Loleta, CA 95551

The Bear River Band of Rohnerville Rancheria has sufficient current unencumbered cash resources and predictable future unencumbered cash receipts to meet the Bear River Band of Rohnerville Rancheria tribal contribution (match) \$330,800 in cash and IHBG 2012 included in the FY2012 ICDBG Grant Application for the four new housing units proposed in the application. I make this statement after careful review of audited financial statements and accounting transactions through this date.

Bruce Merson
Chief Financial Officer

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Rating Factor 5: Comprehensiveness and Coordination (Exhibits in filename "RatingFactor5Exhibits")

5-1 Coordination: (3)

The proposed project is developed in coordination with the Tribal Housing, Roads, and Water/Wastewater departments to provide a holistic and coordinated solution to our memberships housing needs. These departments have a common goal of providing infrastructure for these homes and other supportive services.

The Housing Department has accessed other funding to assist with the infrastructure development including RHED06 which designed the roadways and underground utilities that support the housing sites, RHED08 which contributed to construction of the underground utilities, and the general administrative function for this grant which is absorbed in the Tribal General Fund allowing all ICDBG funds to build homes.

The Roads Department, through its annual allocation from Federal Highways for Indian Reservation Roads as well as competitive grants for High Priority Project and ARRA, has built the roadways that support these home sites. The Roads department assumes responsibility for maintenance of the roadways in good orderly condition.

The Water/Wastewater Department is staffed with three personnel and will operate the treatment plants to assure reliable water and wastewater services for the new homeowners. These plants were built with more than \$3M of Tribal funds and the Tribe commits continuing resources to maintain and operate them as reflected in the Tribal Resolution (pages 1-4) authorizing this grant application.

5-2 Outputs, Outcomes, and/or Goals: (7)

Outputs:

1. Construction of four new homeownership units
2. Expanding job opportunities by creating five jobs for low- and moderate-income persons in the community by partnering with private industry (General Contractor) through our construction contract including Section 3 requirements in accordance with HUD Policy Priorities
3. Design and construction of four homes meets or exceeds energy star and green development standards utilizing our existing home designs that have these features in accordance with HUD Policy Priorities
4. Design and construction of four homes incorporating universal design/visitability standards utilizing our existing home designs that have these features in accordance with HUD Policy Priorities

Outcomes:

1. Provide stable homes for four families currently overcrowded or homeless by increase of homeownership rates by four and a decrease in Housing Waiting List by 14% (page 5)
2. Improve the quality of life - create five FTE jobs for low- and moderate-income persons in the community at pay rates above minimum wage
3. Improve the quality of life for four Tribal families through construction of four energy efficient homes incorporating energy star and green development standards creating a more healthy environment for them to live
4. Improve the quality of life for four Tribal families through construction of four homes incorporating universal design/visitability standards providing equal access for themselves, friends, and family that may have disabilities.

Bear River commits to reporting against these outputs and outcomes. The Home Ownership Housing Waiting List (page 5) after project completion will be evaluated for measurement. Regular contractor reporting on Section 3 hiring will be required to measure progress. The home design already incorporates the energy star/green development and universal design/visitability standards but construction will be monitored to assure they're part of the end product as a measurement.

Rating Factor 5 Exhibits (filename "RatingFactor5Exhibits")

RF5-A Tribal Resolution xx-xx.....	1
RF5-B CY2012 Home Ownership Housing Waiting List.....	5

Razing Factor-5
Exhibits

RF5-A

BEAR RIVER BAND of ROHNERVILLE RANCHERIA
27 BEAR RIVER DR. LOLETA, CA 95551 707.733.1900, fax 733.1972



Resolution No: 11-71
Date Approved: December 19, 2012

A RESOLUTION BY THE BEAR RIVER BAND OF ROHNERVILLE RANCHERIA TRIBAL COUNCIL AUTHORIZING SUBMITTAL OF AN APPLICATION FOR NEW HOUSING CONSTRUCTION TO THE 2012 HUD INDIAN COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM, CERTIFIES CITIZEN PARTICIPATION, CERTIFIES ADOPTION OF FINANCIAL AND PROCUREMENT PROCEDURES, COMMITS FUNDS TO LEVERAGE THE 2012 ICDBG PROJECT, CERTIFIES ADOPTION OF BUILDING CONSTRUCTION STANDARDS, CERTIFIES ADOPTION OF HOUSING AND MAINTENANCE POLICIES, CERTIFIES INTENT TO ENTER INTO MOA WITH THE BEAR RIVER MATTOLE WIYOT DEVELOPMENT COMMISSION (A CBDO) FOR NEW HOUSING CONSTRUCTION, ADOPTS THE OPERATION AND MAINTENANCE PLAN FOR THE HOUSING DEVELOPMENT, COMMITS FUNDS TO MAINTAIN THE HOUSING DEVELOPMENT, AND COMMITS TO INCLUDE THE 2011 ICDBG PROJECT IN THE 2012 INDIAN HOUSING PLAN.

WHEREAS, the Bear River Band of Rohnerville Rancheria is a federally recognized body of the American Indian Tribes, located in California, and has a government to government relationship with the United States of America; and,

WHEREAS, the Bear River Band of Rohnerville Rancheria is a federally-recognized Indian Tribe and is an eligible recipient under the Indian Self-Determination and Education Act (P.L. 93-638) and is eligible for all rights and privileges afforded to federally recognized Indian tribes; and,

WHEREAS, the Bear River Band of Rohnerville Rancheria has adopted a priority goal of continuing its efforts in the area of community development; and,

WHEREAS, the Bear Band River Band of Rohnerville Rancheria has:

- Provided Tribal citizens, especially those living in areas where activities are proposed or ongoing, with adequate information concerning the amount of

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funds available for proposed community development and housing activities, the range of activities that may be assisted, and other important program requirements, and solicited their views and participation.

- Followed traditional Tribal means of citizen involvement that included holding at least one adequately publicized meeting at a time and location convenient to Tribal citizens to obtain the views of residents on community development and housing needs.
- Developed and published or posted a community development statement in such a manner as to afford affected residents an opportunity to examine its contents and submit comments giving residents an opportunity to review and comment on the tribe's performance under any active Community Development Block Grant.
- Considered any comments or views expressed by Tribal members and has modified the application accordingly.
- Made the modified application available to Tribal members for review and comments.

WHEREAS, the Bear River Band of Rohnerville Rancheria has adopted Financial Procedures by Resolution 03-15 on June 9, 2003 and Procurement Procedures by Resolution 98-58 on December 1, 1998 and hereby certifies that these procedures remain in effect; and,

WHEREAS, the Bear River Band of Rohnerville Rancheria does not have adequate housing for its members; and,

WHEREAS, the Bear River Band of Rohnerville Rancheria will not use funds available through this project to serve households that have been evicted from HUD-assisted housing within the past five years except in emergency situations; and,

WHEREAS, the Bear River Band of Rohnerville Rancheria restricts eligibility for the housing units constructed with ICDBG funds to those Tribal members meeting low- to moderate-income limits established by HUD in accordance with the Housing Policy; and,

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- WHEREAS**, the Housing Policy and Maintenance Policy developed by the Bear River Mattole Wiyot Development Commission provides for safe, decent, and affordable housing for low- to moderate-income beneficiaries; and,
- WHEREAS**, safe and decent housing units benefit from proper operation and maintenance; and,
- WHEREAS**, the New Housing Construction must be developed by an eligible CBDO pursuant to ICDBG regulations; and,
- WHEREAS**, the Bear River Band of Rohnerville Rancheria Tribal Council (the elected governing body of the Tribe) and the Tribal members have determined that there is a great need for the construction of new housing and,
- WHEREAS**, funding for this purpose has been made available to the Tribe through the HUD Indian Community Development Block Grant Program; and,
- WHEREAS**, the Bear River Band of Rohnerville Rancheria will comply with local building codes and has adopted the latest version of the Uniform Building Code (UBC) for the construction of all tribal housing projects; and,
- WHEREAS**, the project within the application will benefit from a commitment of matching funds totaling \$330,800 including \$58,886 from the 2012 IHBG allocation and \$271,914 from Tribal funds for site engineering and home construction; and,
- WHEREAS**, the Indian Community Development Block Grant Program requirements include providing economic opportunities for low- and very low-income persons (Section 3) and that this requirement can be fulfilled by committing to employ Section 3 residents as 10% of the aggregate number of new hires for each year over the duration of the Section 3 project and committing that this same requirement will be imposed on all contractors working on the project;
- NOW THEREFORE BE IT RESOLVED**, that the Bear River Band of Rohnerville Rancheria hereby commits vacant home sites at the Tish Non Village site located on Tribal trust land with all supporting infrastructure in place; and,
- BE IT FURTHER RESOLVED**, that the Bear River Band of Rohnerville Rancheria hereby commits contributions totaling \$330,800 towards the proposed New Housing Construction

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project. This commitment is further detailed in the proposed HUD 2012 ICDBG application and will be available within sixty (60) days of the notice of award; and,

BE IT FURTHER RESOLVED, that the Bear River Band of Rohnerville Rancheria is an eligible applicant of HUD's FY 2012 Indian Community Development Block Grant Program and hereby authorizes its Tribal Chairperson to submit the Tribe's application to the Community Development Block Grant Program; and,

BE IT FURTHER RESOLVED, that the Bear River Band of Rohnerville Rancheria hereby commits available Tribal funds necessary to properly maintain and sustain the infrastructure that supports the housing units constructed with ICDBG 2012 project and that owner responsibility for maintenance of the housing units is clearly defined in the Occupancy Agreement signed by each beneficiary; and,

BE IT FURTHER RESOLVED, that the Bear River Band of Rohnerville Rancheria hereby adopts the Housing Policy developed by the Bear River Mattole Wiyot Development Commission as applicable to the housing units constructed with the ICDBG 2012 project; and,

BE IT FURTHER RESOLVED, that the Bear River Band of Rohnerville Rancheria hereby commits to enter into a Memorandum of Agreement with the Bear River Mattole Wiyot Development Commission (an eligible CBDO) for implementation of the New Housing Construction proposed with ICDBG 2012 project application; and,

BE IT FURTHER RESOLVED, the Bear River Band of Rohnerville Rancheria has included the ICDBG 2012 project in its 2012 Indian Housing Plan with a commitment of \$58,886 in FY2012 IHBG funds and commits to amend the Indian Housing Plan to add the \$271,914 of additional Tribal resources pledged as match for New Housing Construction; and,

BE IT FURTHER RESOLVED, that the Bear River Band of Rohnerville Rancheria commits to employ Section 3 residents as 10% of the aggregate number of new hires for each year over the duration of the Section 3 project and committing that this same requirement will be imposed on all contractors working on the project; and,

BE IT FINALLY RESOLVED, that the Tribal Chairperson is also authorized to negotiate and sign the grant agreement and any amendments thereto.

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C*E*R*T*I*F*I*C*A*T*I*O*N

As the Bear River Band of Rohnerville Rancheria Tribal Council we do hereby certify that at a meeting duly called, noticed and convened on December 20, 2011 at which time a quorum was present, this Resolution was adopted by a vote of 5 IN FAVOR, 0 OPPOSED, 0 ABSTENTIONS, and 2 ABSENT.

Attested by: Leonard Bowman 12-20-11
Leonard Bowman, Tribal Chairperson Date

Aileen Meyer 12-21-11
Aileen Meyer, Council Secretary Date

KH-B

Bear River Band of Rohnerville Rancheria
CY2012 Homeownership Housing Waiting List

12/9/2011

Number	Name	Family Size	Family Income
1		8	\$21,032
2		3	\$4,400
3		4	\$38,768
4		2	\$23,230
5		1	\$29,360
6		1	\$14,540
3		1	\$16,256
5		2	\$26,696
6		4	\$4,400
7		1	\$29,750
8		1	\$29,360
9		3	\$35,840
10		2	\$31,856
11		2	\$32,296
12		1	\$8,720
13		2	\$23,792
14		5	\$34,991
15		3	\$11,600
16		5	\$27,200
17		1	\$30,796
18		1	\$23,600
19		1	\$13,556
20		1	\$4,400
21		2	\$15,200
22		2	\$12,560
23		2	\$16,880
24		4	\$15,200
25		4	\$28,337
26		1	\$4,400
27		2	\$33,703
28		1	\$6,536
29		6	\$40,000

ATTACHMENTS FORM

Instructions: On this form, you will attach the various files that make up your grant application. Please consult with the appropriate Agency Guidelines for more information about each needed file. Please remember that any files you attach must be in the document format and named as specified in the Guidelines.

Important: Please attach your files in the proper sequence. See the appropriate Agency Guidelines for details.

1) Please attach Attachment 1	NarrativeGeneral&Threshold.doc	Add Attachment	Delete Attachment	View Attachment
2) Please attach Attachment 2	ThresholdExhibits.pdf	Add Attachment	Delete Attachment	View Attachment
3) Please attach Attachment 3	NarrativeRatingFactor1.doc	Add Attachment	Delete Attachment	View Attachment
4) Please attach Attachment 4	RatingFactor1Exhibits.pdf	Add Attachment	Delete Attachment	View Attachment
5) Please attach Attachment 5	NarrativeRatingFactor2.doc	Add Attachment	Delete Attachment	View Attachment
6) Please attach Attachment 6	RatingFactor2Exhibits.pdf	Add Attachment	Delete Attachment	View Attachment
7) Please attach Attachment 7	NarrativeRatingFactor3.doc	Add Attachment	Delete Attachment	View Attachment
8) Please attach Attachment 8	RatingFactor3Exhibits.pdf	Add Attachment	Delete Attachment	View Attachment
9) Please attach Attachment 9	NarrativeRatingFactor4.doc	Add Attachment	Delete Attachment	View Attachment
10) Please attach Attachment 10	RatingFactor4Exhibits.pdf	Add Attachment	Delete Attachment	View Attachment
11) Please attach Attachment 11	NarrativeRatingFactor5.doc	Add Attachment	Delete Attachment	View Attachment
12) Please attach Attachment 12	RatingFactor5Exhibits.pdf	Add Attachment	Delete Attachment	View Attachment
13) Please attach Attachment 13		Add Attachment	Delete Attachment	View Attachment
14) Please attach Attachment 14		Add Attachment	Delete Attachment	View Attachment
15) Please attach Attachment 15		Add Attachment	Delete Attachment	View Attachment

Facsimile Transmittal

U. S. Department of Housing and Urban Development
Office of Department Grants Management and Oversight

OMB Number: 2525-0118
Expiration Date: 06/30/2011

1318279383-3550

Name of Document Transmitting: Blank Form

1. Applicant Information:

Legal Name: Bear River Band of Rohnerville Rancheria

Address:

Street1: 27 Bear River Drive

Street2:

City: Loleta

County:

State: CA: California

Zip Code: 95551-9646

Country: USA: UNITED STATES

2. Catalog of Federal Domestic Assistance Number:

Organizational DUNS: 9691522710000

CFDA No.: 14.862

Title: Indian Community Development Block Grant Program

Program Component:

3. Facsimile Contact Information:

Department:

Division:

4. Name and telephone number of person to be contacted on matters involving this facsimile.

Prefix:

First Name: Bruce

Middle Name:

Last Name: Merson

Suffix:

Phone Number: 707-407-6617

Fax Number:

5. Email: Bruce.Merson@BearRiverCasino.com

6. What is your Transmittal? (Check one box per fax)

a. Certification b. Document c. Match/Leverage Letter d. Other

7. How many pages (including cover) are being faxed?

1

Form HUD-96011 (10/12/2004)

