



**RESOLUTION OF THE  
WHITE MOUNTAIN APACHE TRIBE OF THE  
APACHE INDIAN RESERVATION**

**(Authorizing Application for the FY 2007 HUD Indian Community Development Block Grant and Other Grants and Loans to construct the Shiwoye Bigowa "Our Elder's Home" Nursing Facility Near the Indian Health Whiteriver Hospital)**

- WHEREAS,** pursuant to Section 1(a) of the Constitution of the White Mountain Apache Tribe, *inter alia*, the Tribal Council has the authority to represent the Tribe and act in all matters that concern the welfare of the Tribe; and
- WHEREAS,** the Tribe lacks suitable facilities necessary to accommodate the needs for the Shiwoye Bigowa "Our Elder's Home" Nursing Facility (SBNF), which has been supported by the Long-Term Care Committee; and
- WHEREAS,** constructing an SBNF would meet an essential community development need by providing space to house the SBNF; and
- WHEREAS,** the Tribe will work with the United States Department of Health and Human Services and the Arizona Health Care Cost Containment System (AHCCS) to insure that the SBNF will comply with all applicable Federal, State and Tribal regulations and standards; and
- WHEREAS,** the Tribal Council understands that funds are available through the Indian Community Development Block Grant (ICDBG) of the United States Department of Housing and Urban Development (HUD) to fund the construction of the SBNF with the assistance of other loans and grants, the ICDBG program requires the Tribe to supplement the application with its own funds; and
- WHEREAS,** the Tribe, with a qualified architect, has developed a preliminary project design and cost-analysis to support an application for necessary ICDBG funds; and
- WHEREAS,** the Tribe has included an effective Maintenance and Operation plan in the attached application; and
- WHEREAS,** the Tribe has solicited public comment on the proposed use of the ICDBG which has been in the affirmative; and
- WHEREAS,** the Tribe has sufficient policies and procedures for procurement, financial management and internal controls according to applicable guidelines and regulations set forth under Code of Federal Regulation 24 part 85 and part 1003; and
- WHEREAS,** a budget has been developed, as attached and incorporated by this reference, by the Planning and Community Development Department, which projects a total

**Resolution No. 04-2007-140**

cost of \$10,693,295.00 of which \$2,750,000 will be provided by the HUD ICDBG, of at least 6,360,000.00 in Rural Development loans and at least \$1,593,295.00 will be provided in-kind by the Tribe, including at least \$905,000 in donated land and waived fees of \$130,000 and

**WHEREAS,** the Tribe will provide sufficient funds to assure the full operation of the SBNF including the cost of all residential care and debt services; and

**WHEREAS,** the Tribe will provide at least \$378,096 a year in funding to maintain and operate the proposed SBNF; and

**WHEREAS,** the Tribe has identified an approximately 13.0 acre parcel near the Indian Health Service Whiteriver Hospital which is suitable for the proposed SBNF; and

**WHEREAS,** the Tribe selects to submit demographic data that are unpublished and not generally available in order to meet the requirements of the application process; and

**WHEREAS,** the Tribe through published procedures will ensure that the proposed buildings shall be used to provide essential health, public safety, education and community services to help meet the needs of the community; and

**WHEREAS,** the Tribal Council of the White Mountain Apache Tribe certifies that there have been numerous public meetings concerning the proposed SBNF and both the Tribal Council and each Tribal Community strongly support the development of the SBNF as contained in this grant application; and

**BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that:

1. The Tribe's Planning and Community Department is authorized to apply for fund available through the Indian Community Development Block Grant Program of the United States Department of Housing and Urban Development to fund the Construction of the Shiwoye Bigowa "Our Elder's Home" Nursing Facility.
2. The proposed budget of at least \$10,693,295.00 of which \$2,750,000 will be provided by the HUD ICDBG, of at least 6,360,000.00 in Rural Development loans and at least \$1,593,295.00 will be provided in-kind by the Tribe, including at least \$905,000 in donated land and waived fees of \$130,000.
3. The approximately 13.0-acre parcel near the Indian Health Service Whiteriver Hospital is hereby set aside for the proposed, SBNF, subject to approval of the ICDBG assistance and favorable outcome of an Environmental Review required under the Code of Federal Regulations 24, Part 58.
4. As part of the proposed SBNF project, the Tribe will work with the United States Department of Health and Human Services and the State of Arizona Health Care Cost

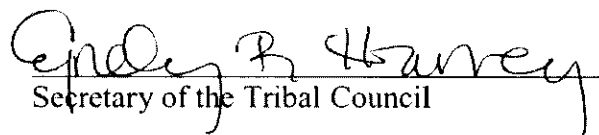
**Resolution No. 04-2007-140**

Containment System to insure that the SBNF will comply with all applicable Federal, State and Tribal regulations and standards.

5. The Building Maintenance and Operations Plan and Procurement Policy requirements under the ICDBG application are hereby approved.
6. The Tribe has solicited public comment on the proposed use of the ICDBG which has been in the affirmative.
7. The Tribe elects to submit demographic data that is unpublished and not generally available in order to meet the requirements of the application process.
8. The Tribe shall provide at least \$378,096 a year to maintain and operate the proposed SBNF.
9. The Tribe will provide sufficient funds to assure the full operation of the SBNF including the cost of all residential care and debt services.
10. The Tribe has sufficient policies and procedures for the procurement, financial management and internal controls according to the applicable guidelines and regulations set forth under Code of Federal Regulation 24, part 85 and part 1003.
11. The Tribal Council of the White Mountain Apache Tribe certifies that there has been numerous public meetings concerning the proposed SBNF and both the Tribal Council and each Tribal Community strongly support the development of the SBNF as contained in this grant application.
12. The chairman, or in his absence the Vice-Chairman, is hereby authorized to contract on behalf of the Tribe for ICDBG funds.

The forgoing resolution was on **APRIL 25, 2007** duly adopted by a vote of **TEN** for and **ZERO** against by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it by Article IV, Section 1 (a), (b), (c), (h), (i), (j), (k), (l), (t), and (u) of the Constitution of the Tribe, ratified by the Tribe September 30, 1993, and approved by the Secretary of the Interior on November 12, 1993, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat.984).

  
\_\_\_\_\_  
Chairman of the Tribal Council

  
\_\_\_\_\_  
Secretary of the Tribal Council

**BUDGET AND COST ESTIMATES**

The following budgets include both the Indian Community Block Grant Construction Budget and the Tribal In-Kind Budgets for the buildings and parking lots included in this proposal.

**BUDGET NARRATIVE**

Project construction and contingencies ICDBG:

Construction costs:

1.	Construction expenses including site work, infrastructure, architectural, engineering, TERO and building permit	\$ 8,800,000.00
2.	Administration Expenses (ICDBG)	300,000.00
3.	Tribal In-Kind Contribution (non-cash)	<u>1,593,295.00</u>
	Total Estimated Project Cost	\$ 10,693,295.00

The White Mountain Apache Tribe will provide or wave the following services and expenses in order to construct, renovate or move the four buildings included in this proposal.

## TRIBAL IN-KIND CONTRIBUTIONS Non-ICDBG Share

1.	Planning Department Staff \$240,000 a year for 3 years 3 months @ 33.3%	\$ 260,000.00
2.	Project Manager @ \$70,000.00 a year for 15 months	87,500.00
3.	Building Inspector @ \$40,000 a year for 12 months	40,000.00
4.	Environmental Compliance Officer/Tribal Engineer and Staff @ 10% of their salary @ 21,513 a month for 3 year 3 months	80,000.00
5.	Shiwoye Bigowa Staff Oversight @ \$20,000 year for 3 year 3 months	<u>65,000.00</u>
	Subtotal	\$ 535,500.00
6.	Benefits for Tribal Employees @29%	<u>154,425.00</u>
7.	Total Cost of Labor	\$ 686,925.00
8.	Prepare ICDBG	20,000.00
9.	Audit fees	20,000.00
10.	Environmental Review	20,000.00
11.	2% Tribal TERO Fee	130,000.00
12.	Office and Supplies @ \$1,000.00 a month for 39 months @33.3%	13,000.00
13.	Mileage and Travel Expenses @ \$1,500.00 a month for 39 months (Three employees will require mileage reimbursement) @33.3	<u>19,500.00</u>
	Sub total of labor, expenses and benefits	<u>225,500.00</u>
14.	Total Administration Expenses	\$909,425.00
15.	Tribe Wiring buildings for voice and data lines and install computer systems	30,000.00
16.	Land and building Values (See Attachment 13-8)	

**Resolution No. 04-2007-140**

Land for Buildings and Parking Lots (minimum)	700,000.00	
Total value of sites, materials and services		<u>730,000.00</u>
Sub Total		\$1,639,425.00
Less ICDBG Paid Administration Expenses		<u>50,000.00</u>
Net Tribal In-kind Contribution		\$1,593,295.00
Tribal In-Kind Contribution		
Rural Development Loan		<u>6,350,000.00</u>
In-kind contribution included Rural Development Loan		\$7,943,295.00
ICDBG		<u>2,750,000.00</u>
Total Value of the Project		\$10,693,295.00

Non-ICDBG contribution to the construction of the three building in this Grant Proposal is 74.3% of the total project cost of \$10,693,295.00

The Tribal Council has committed by resolution to provide nearly 13 acres of land and buildings that will be used for of this grant. To demonstrate the Tribe's commitment to this project the Tribal Council approved by resolution to be subject to the approval of the ICDBG assistance and favorable outcome of any environmental review required under 24 CFR part 58 for this project.