



WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

(Authorizing a Master Lease to the White Mountain Apache Housing Authority for Apache Pine)

- WHEREAS,** The Constitution of the White Mountain Apache Tribe of the Fort Apache Indian Reservation provides, at Article IV, Section 1(a) that the Tribal Council (“Council”) shall exercise the power “To represent the Tribe and act in all matter that concern the welfare of the Tribe, and to make decisions not inconsistent with contrary to this constitution”; and
- WHEREAS,** The White Mountain Apache Housing Authority (“Housing Authority”), as the tribally designated housing entity of the Tribe is responsible for carrying out the Tribe’s housing plan and the development and operation of housing pursuant to the Native American Housing Assistance and Self-Determination Act of 1996 (“NAHASDA”); and
- WHEREAS,** In furtherance of its mission, the Housing Authority is applying for tax credits, competitive grants and other funding which will enable the Housing Authority to construct new housing units within the Hondah community; and
- WHEREAS,** The Housing Authority acquired a Tribal Land Assignment of approximately 1,138 acres in the Hondah community and named it Apache Pine (a map of which is attached hereto); and
- WHEREAS,** The Housing Authority is requesting approval of a master lease between the Tribe and The Housing Authority (attached and incorporated herein by reference), to be approved by the Tribe and recorded with the Bureau of Indian Affairs so that they may be included in a sublease between the Housing Authority and a Limited Partnership set up for the allocation and use of Low Income Housing Tax Credits (“LIHTC”), both of which are attached hereto as Exhibits A and B; and
- WHEREAS,** The development of the area also requires the approval and execution of related documents to the Master Lease, which are also attached hereto; and
- WHEREAS,** The Tribal Council has reviewed the attached Master Lease and related documents, and finds approving them will help to provide badly needed additional housing for the White Mountain Apache People and is in the best interests of the Tribe and its members.

Resolution No. 03-2019-48

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves and authorizes execution of the Master Lease attached as Exhibit A and the sublease attached as Exhibit B and related documents necessary to effectuate the intent of this Resolution.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes a new lease to the White Mountain Apache Housing Authority for a term of 50 years, for the area containing approximately 1,138 acres, as shown in the Legal Description, Exhibit A to the Master Lease; and

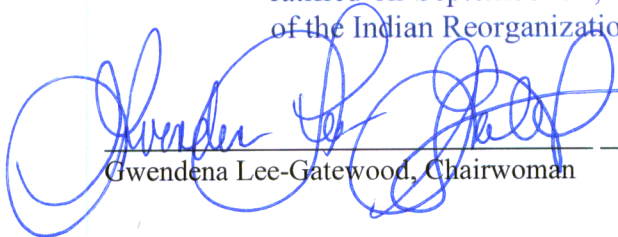
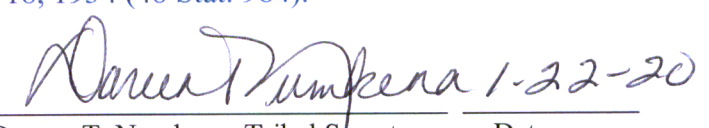
BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes the Housing Authority to execute the Master Lease attached as Exhibit A and the sublease attached as Exhibit B.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event this Resolution directly conflicts with the Tribal Constitution, Tribal Ordinances, or any material facts concerning the issues presented are later found to be false, this Resolution shall be deemed null and void and have no legal effect.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event that this Resolution conflicts with a prior Resolution or Policy, this Resolution shall supersede and govern over the conflicting subject matter.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Chairwoman, or in her absence, the Vice-Chairman, is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution.

The foregoing resolution was on MARCH 6, 2019 duly adopted by a vote of TEN for, ZERO against, and ONE abstentions by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it under the enumerated powers listed in Article IV, Section 1 of the WMAT Constitution, so ratified on September 30, 1993, and federally recognized pursuant to Section 16 of the Indian Reorganization Act of June 18, 1934 (48 Stat. 984).

	<u>1/22/2020</u>		<u>1-22-20</u>
Gwendena Lee-Gatewood, Chairwoman	Date	Doreen T. Numkena, Tribal Secretary	Date