



WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

(Authorizing White Mountain Community Development Corporation and White Mountain Apache Timber Company to File Joint Grant Application to the USDA Rural Development)

- WHEREAS,** The Constitution of the White Mountain Apache Tribe (“Tribe”) of the Fort Apache Indian Reservation provides, at Article IV, Section 1(j) that the Tribal Council (“Council”) shall exercise the power, “To accept grants and donations from any person”; and
- WHEREAS,** The Constitution also provides, at Article IV, Section 1 (s) that the Council shall exercise the power, “...to regulate subordinate organizations for economic and other purposes”; and
- WHEREAS,** The White Mountain Apache Community Development Corporation (“WMACDC”) is a non-profit community development organization with a mission to assist the White Mountain Apache Tribe with economic development; and
- WHEREAS,** The CDC and WMATCO were each established by the Tribe to benefit the welfare and economic health of the Tribe and its members; and
- WHEREAS,** WMADC and the White Mountain Apache Timber Company, LLC (“WMATCO”), this day propose to the Council that they be authorized to submit a joint grant application to USDA Rural Development for funding to acquire equipment identified in WMATCO’s Capital Improvement Plan; and
- WHEREAS,** The CDC has strategic competitive advantages in terms of organizational structure and management control systems to effectively assist WMATCO to secure public and private capital investment; and
- WHEREAS,** The CDC and WMATCO have agreed to work together to apply for the FY 2021 USDA Rural Business Development Grant (the “Grant”) pursuant to a Memorandum of Understanding between the CDC and WMATCO; and
- WHEREAS,** The Grant does not have a tribal match requirement, and if awarded, the Tribe would not be responsible for Grant management or compliance, as both will be overseen by WMACDC; and
- WHEREAS,** The Council has reviewed the request by CDC and WMATCO and finds that authorizing joint submission of the Grant offers a valuable funding option to serve the interest of WMATCO and the Tribe.

Resolution No. 03-2021-53

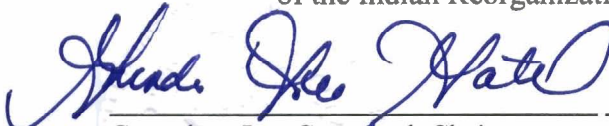

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes the White Mountain Apache Community Development Corporation and the WMATCO LLC to submit a joint application for the FY 2021 USDA Rural Business Development Grant, and instructs the same to make a complete and timely submission.

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 18, 2021 duly adopted by a vote of TEN for, ZERO against, and ZERO 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).

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|  | <u>3.23.21</u> |  | <u>3-23-2021</u> |
| Gwendena Lee-Gatewood, Chairwoman | Date | Doreen T. Numkena, Tribal Secretary | Date |