

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

- WHEREAS,** the Community Development Corporation (CDC), a non-profit organization chartered by the Tribe, has identified a plan by which it may assist in making more residential housing available on the Reservation; and
- WHEREAS,** the CDC proposes to amend its Articles of Incorporation and Bylaws to specifically include the provision of residential housing as an enumerated power and mission of the CDC; and
- WHEREAS,** this proposed change will authorize the CDC to implement plans to provide residential housing and enable the CDC to qualify as a Community Housing Development Organization; and
- WHEREAS,** as a recognized Community Housing Development Organization, the CDC may apply for special grant funding which originates with the U.S. Department of Housing and Urban Development; and
- WHEREAS,** the proposed amendment to the Articles of Incorporation will also expand the CDC board of trustees from 11 to 12 members, consisting of not less than one-third representation from low income members and not more than one-third elected officials of the Tribe; and
- WHEREAS,** this proposed change will ensure representation within the board of trustees from a cross-section of the Tribal community and also enable the CDC to qualify as a Community Housing Development Organization; and
- WHEREAS,** the proposed amendment to the Articles of Incorporation will also give the corporation a perpetual life, subject to termination by resolution of the Tribal Council; and
- WHEREAS,** this proposed change will allow the corporation to carry out its activities for as long as the Tribal Council deems appropriate, without having to periodically amend the Articles of Incorporation to extend the corporation's existence; and

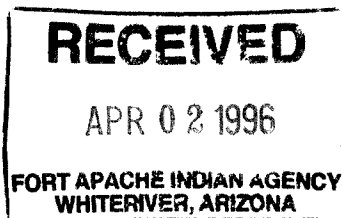
Resolution No. 03-96-064


WHEREAS, the Council has reviewed and discussed the proposed amendments to the Articles of Incorporation and Bylaws and has determined that they will serve the interests of the CDC and the Tribe.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves the amendments, attached herein, to the Articles of Incorporation and Bylaws of the White Mountain Apache Community Development Corporation.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby delegates authority to the Tribal Chairman to execute said amendments to the Articles of Incorporation and Bylaws of the White Mountain Apache Community Development Corporation.

The foregoing resolution was on March 13, 1996, duly adopted by a vote of seven for and zero against by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it by the White Mountain Apache Tribal Constitution, including Article IV, Sections 1 (a), (i), (j), (r) (s), (t) and (u) of the Constitution of the Tribe, ratified by the Tribe on 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

AMENDMENT TO THE ARTICLES OF INCORPORATION OF

WHITE MOUNTAIN APACHE COMMUNITY DEVELOPMENT CORPORATION

WHEREAS, on February 25, 1996, the Community Development Corporation Board of Trustees by affirmative vote has approved the following amendment to the Articles of Incorporation of the White Mountain Apache Community Development Corporation, pursuant to Article XI of the Articles; and

WHEREAS, by Resolution number _____, attached herein, the Tribal Council of the White Mountain Apache Tribe approves the amendment to the Articles of Incorporation of the White Mountain Apache Community Development Corporation.

THE ARTICLES OF INCORPORATION OF THE WHITE MOUNTAIN APACHE DEVELOPMENT CORPORATION ARE AMENDED AS FOLLOWS:

1. **ARTICLE V** shall have the following ADDED as new paragraph (4).

To provide safe, decent and affordable housing for members of the White Mountain Apache Tribe and to establish a process to receive, document and respond to housing preferences and needs expressed by members who may be candidates for such housing.

All other paragraphs in Article V shall remain as written, except that those paragraphs which follow the new paragraph (4) shall be renumbered accordingly.

2. **ARTICLE VIII**, as amended November 6, 1986, shall be REPLACED by the following:

The corporation shall continue in existence until dissolved by resolution of the Tribal Council of the White Mountain Apache Tribe.

3. **ARTICLE IX**, the first paragraph shall be REPLACED by the following:

The business and affairs of the corporation shall be conducted by a board of trustees consisting of 12 members. No more than 4 of the members shall be elected officials of the Tribe, and no less than 4 of the members shall come from a low-income background, earning less than the area median income. The trustees shall fill any vacancies occurring in the board of trustees in accordance with the Bylaws of the corporation.

Chairman, Tribal Council

Chairperson, Community Development Corporation

AMENDMENT TO THE BYLAWS OF

WHITE MOUNTAIN APACHE COMMUNITY DEVELOPMENT CORPORATION

WHEREAS, on February 25, 1996, the Community Development Corporation Board of Trustees by affirmative vote has approved the following amendment to the Bylaws of the White Mountain Apache Community Development Corporation, pursuant to Article XI of the Articles of Incorporation; and

WHEREAS, by Resolution number _____, attached herein, the Tribal Council of the White Mountain Apache Tribe approves the amendment to the Bylaws of the White Mountain Apache Community Development Corporation.

THE BYLAWS OF THE WHITE MOUNTAIN APACHE DEVELOPMENT CORPORATION ARE AMENDED AS FOLLOWS:

1. **ARTICLE I** shall have the following ADDED as a new section.

Section 16, Scope of powers. The Board of Trustees shall have the authority to approve and carry out in the name of the corporation any power designated in the Articles of Incorporation, Article V, which by this reference are incorporated into these Bylaws as if they were reprinted in their entirety.

Chairman, Tribal Council

Chairperson, Community Development Corporation