



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

**(Authorizing Application for FY 2008 HUD Indian Community Development Block Grant and other grants and loans for construction of community buildings in North Fork, Turkey Creek, Canyon Day and Cedar Creek and renovate Memorial Hall and Cibecue Cottonwood Gym)**

- WHEREAS,** pursuant to Article IV, 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 need for community buildings and similarly lacks financial resources necessary for the renovation of two existing gymnasiums; and
- WHEREAS,** the North Fork, Turkey Creek, Canyon Day and Cedar Creek communities have been identified as in need of community buildings; and
- WHEREAS,** the Memorial Hall and Cibecue Cottonwood gymnasiums remain in need of substantial rehabilitation; and
- WHEREAS,** the construction and rehabilitation of the community buildings identified herein would perform an essential community development need by providing space for recreation, social and community meetings; 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) sufficient to fund the construction of the community buildings and renovate the two gymnasiums, and that the ICDBG program requires the Tribe to supplement the application with its own funds; and
- WHEREAS,** an application has this day been presented to the Tribal Council, as attached and incorporated by this reference, which includes a preliminary project design and cost-analysis developed by a qualified architect; and
- WHEREAS,** an effective Maintenance and Operation plan is also included in the attached application; and
- WHEREAS,** public comments were solicited by the Tribe's Planning and Community Development Department on the proposed use of the ICDBG funds, and those received were 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 Regulations 24 part 85 and part 1003; and

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- WHEREAS,** the Tribe has certain published procedures that should ensure that the proposed buildings will be used to provide essential recreation, health, public safety, education and community services to help meet the needs of the community; and
- WHEREAS,** a budget has been developed by the Planning and Community Development Department, as attached and incorporated by this referenced, which projects a total cost of \$3,728,500.00 of which \$2,750,000 will be provided by the HUD ICDBG, while at least \$919,000.00 will be provided in-kind by the Tribe including donated land valued at a minimum of \$350,000 and \$250,000 in cash; and
- WHEREAS,** in the event that the ICDBG application is approved, the Tribe would have sufficient funds to assure the full operation of the community buildings and the two tribal gyms; and
- WHEREAS,** in addition to supplementary funds for the project, the Tribe shall provide \$250,000 a year in funding to maintain and operate the proposed building included in this grant application; and
- WHEREAS,** the Tribe' Planning and Community Development Department has identified four parcels of land totaling approximately 19.0 acres in six different tribal communities suitable for the community buildings and two existing gymnasiums; and
- WHEREAS,** certain submit demographic data are included in the application that are unpublished and not generally available in order to meet the requirements of the application process; and
- WHEREAS,** the Tribal Council hereby certifies that there has been numerous public meetings concerning the proposed facilities and both the Tribal Council and each Tribal Community support the projects outlined in this grant after they had the opportunity to review and make inputs to this proposal to construct the four new community buildings and the repair of the two tribal gyms.
- WHEREAS,** the Tribal Council finds that the application described herein to be in the best interests of the Tribe and should be approved.

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

1. The Tribe's Planning and Community Development 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 North Fork, Turkey Creek, Canyon Day and Cedar Creek Community Buildings and to repair Memorial Hall and the Cottonwood Tribal Gyms.
2. The proposed budget of at least \$3,728,500.00 of which \$2,750,000 will be provided by the HUD ICDBG; of at least \$978,500.00 will be provided in-kind by the Tribe, including at least \$350,000 in donated land and \$250,000 in cash.

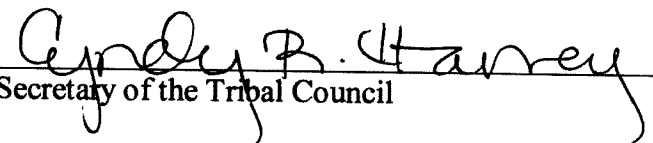
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3. In the event that the application is approved and funds are received by the tribe, the proposed budget is hereby approved for expenditure, subject to the terms and conditions of the grant.
4. Four lots of land covering approximately 19.0-acres of land located in four communities will be used for the construction of four community buildings included in the 2008 ICDBG assistance and favorable outcome of an Environmental Review required under the Code of Federal Regulations 24, Part 58.
5. The Building Maintenance and Operations Plan and Procurement Policy requirements under the ICDBG application are hereby approved.
6. The Tribe elects to submit demographic data that is unpublished and not generally available in order to meet the requirements of the application process.
7. The Tribe shall provide at least \$250,000 a year to maintain and operate the proposed buildings.
8. The Tribal Council hereby certifies that there has been numerous public meetings concerning the proposed facilities and both the Tribal Council and each Tribal Community support the projects outlined in this grant after they had the opportunity to review and make inputs to this proposal to construct the four new community buildings and the repair of the two tribal gyms.

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

The foregoing resolution was on June 27, 2008, duly adopted by a vote of SIX for and ZERO against by the Tribal Council of the White Mountain Apache Tribe, pursuant to the authority vested in it by Article IV, Section 1 (a), (b), (h), (i), (j), (k), (s), (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

Signatures of the members of the Tribal Council represent their approval of Tribal Council Resolution No. 06-2008-136 initiated the 27<sup>th</sup> day of June 2008. Presented Personally by Tribal Council Secretary (TCS)-Indicated by Initials

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Ronnie Lupe  
Tribal Chairman

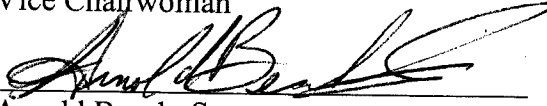
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Margaret Baha-Walker  
Vice Chairwoman

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Arnold Beach, Sr.  
District I Council Member

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Evangeline Gatewood  
District I Council Member

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Rubert Lupe  
District II Council Member

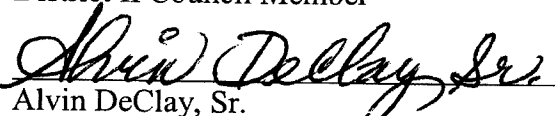
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Victoria Brewer  
District II Council Member

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Alvin DeClay, Sr.  
District III Council Member

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Kirk Massey, Sr.  
District III Council Member

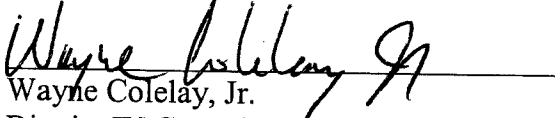
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Noland Clay  
District IV Council Member

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Wayne Colelay, Jr.  
District IV Council Member

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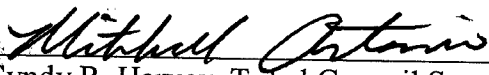
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Reno Johnson, Sr.  
District IV Council Member

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ATTEST:

**ACTING**   
\_\_\_\_\_  
Cyndy R. Harvey, Tribal Council Secretary

06-27-08  
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Date Signed

## BUDGET AND COST ESTIMATES

The following budget includes 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.	Indian Community Development Block Grant funding for 4 community buildings and to renovate 2 tribal gyms	\$ 2,750,000.00
2.	Tribal In-Kind Contribution (non-cash)	<u>978,500.00</u>
	Total Estimated Project Cost	\$ 3,728,500.00

The White Mountain Apache Tribe will provide or waive 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 @33.3% a year for 39 months	\$224,000.00
2.	Environmental Compliance Officer/Tribal Engineer and Staff	<u>26,000.00</u>
	Subtotal	\$250,000.00
3.	Benefits for Tribal Employees @29%	<u>72,500.00</u>
4.	Total Cost of Labor	\$ 322,500.00
5.	Tribal Cash Contribution for concrete and raw materials	250,000.00
6.	Office and Supplies @ \$1,000.00 a month for 39 months @33.3%	13,000.00
7.	Vehicle, mileage and travel expenses \$1,000/month for 39 months (three employees will require mileage reimbursement) @33.3¢	<u>13,000.00</u>
	Sub total of labor, expenses and benefits	<u>276,000.00</u>
8.	Total Administration Expenses	\$ 598,500.00
9.	Wiring buildings for voice and data lines and install computer systems by Tribe	30,000.00
10.	Land and building Values (See Attachment 13-8)	
	Land for Buildings and Parking Lots (minimum)	350,000.00
	Total value of sites, materials and services	<u>380,000.00</u>
	Sub Total (Tribal In-Kind Contribution)	\$978,500.00
	Tribal In-Kind Contribution	\$978,500.00
	ICDBG	<u>2,750,000.00</u>
	Total Value of the Project	\$3,728,500.00

Non-ICDBG contribution to the construction of the four buildings in this Grant Proposal is 26.2% of the total project cost of \$3,728,500.00

The Tribal Council has committed by resolution to provide nearly 19 acres of land that will be used for building construction and renovations with this grant funding. 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.