



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 Economic Development Administration)

- WHEREAS,** The Constitution of the White Mountain Apache Tribe (“Tribe”) of the Fort Apache Indian Reservation provides, at Article IV, Section 1(s) that the Tribal Council (“Council”) shall exercise the power, “...to regulate subordinate organizations for economic and other purposes”; and
- WHEREAS,** The Constitution of the Tribe (“Tribe”) also provides, at Article IV, Section 1(j) that the Tribal Council (“Council”) shall exercise the power, To accept grants and donations from any person, State, or the United States”; and
- WHEREAS,** The White Mountain Community Development Corporation (the “CDC”) 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 EDA for funding to acquire equipment identified in WMATCO’s Capital Improvement Plan; 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,** The CDC and WMATCO have agreed to work together to apply for the FY 2021 US Department of Commerce, Economic Development Administration, Economic Adjustment Assistance grant (the “Grant”) pursuant to a Memorandum of Understanding between the CDC and WMATCO; and
- WHEREAS,** If the Grant is awarded, neither the Council nor the Tribe’s government will be responsible for the grant nor grant compliance; and
- WHEREAS,** The grant application requires the submission of financial and operational information about WMATCO and some limited information about the Tribe and its commercial forest; and
- WHEREAS,** CDC and WMATCO report that according to the grant conditions, the grant application could be disclosed under a FOIA request, except as may be protect by law; and

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WHEREAS, The information about the Tribe's forest will be limited to information that is already publicly available; and

WHEREAS, The Council has reviewed the request by WMATCO and CDC and finds that authorizing joint submission of the Grant offers a valuable funding option to serve the interests of WMATCO and the Tribe.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes the White Mountain Apache Timber Company LLC and the White Mountain Community Development Corporation to submit a joint application for the FY 2021 US Department of Commerce, Economic Development Administration, Economic Adjustment Assistance EDA Grant.

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 **OCTOBER 16, 2020** 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).



Gwendena Lee-Gatewood, Chairwoman

10/19/2020
Date



Doreen T. Numkena, Tribal Secretary

10/20/2020
Date