



WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

(Approving Master Lease to the White Mountain Apache Housing Authority for Dark Shadows Affordable Housing Project)

WHEREAS, The Constitution of the White Mountain Apache Tribe (“Tribe”) of the Fort Apache Indian Reservation provides, at Article IV, Section 1(m) that the Tribal Council (“Council”) shall exercise the power, “To provide for ordinance for the assignment, use, or transfer of Tribal lands within the Reservation”; and

WHEREAS, The White Mountain Apache Housing Authority (“WMAHA”), 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 WMAHA leased a parcel of land from the Tribe for the AZ16-07 Low Rent Project comprised of 35 affordable housing units, known as Dark Shadows pursuant to the terms of a Master Lease; and

WHEREAS, The term of the original Master Lease for the real property has expired; and

WHEREAS, WMAHA is requesting approval of a new Master Lease (“Draft Lease”) for the real property on which the Dark Shadows project is located (attached as “Exhibit A” and incorporated herein); and

WHEREAS, The Draft Lease for the Dark Shadows project covers an area of 20.54 acres, more or less, as set out in the legal description attached to the Draft Lease; and

WHEREAS, The development of the project area may also require the approval and execution of related documents to the Master Lease; and

WHEREAS, The Council finds that approving the Draft Lease, and the related documents set forth herein, and rescinding the previous skate park assignment, will help maintain sustainable housing for Tribal members, and is in the best interests of the Tribe and its members.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves the new Master Lease for the Dark Shadows project, covering an area of 20.54 acres, more or less,

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attached as Exhibit A for a term of 50 years, and such 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 the Housing Authority to execute the new Master Lease.

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.

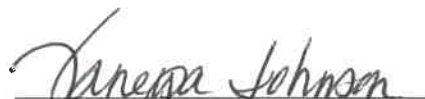
BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event that this Resolution conflicts with a prior Resolution or Policy, this Resolution shall supersede and govern over the conflicting subject matter.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Chairman, or in his 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 **JULY 6, 2022** duly adopted by a vote of **EIGHT** 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).


Kasey Velasquez, Chairman

7/8/22
Date


Vaneysa Johnson, Tribal Secretary

7/8/22
Date