



WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

(Approving Modification to the Cibecue Community School Land Lease for Broadband Equipment Installation)

WHEREAS, Pursuant to Article IV, Section 1(a) of the Constitution of the White Mountain Apache Tribe (“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, Dischii’Bikoh Community School, also known as Cibecue Community School, (the “School”) is chartered by the White Mountain Apache Tribe and serves the Cibecue community and the tribal community on land the School leases from the Tribe; and

WHEREAS, the School has developed plans and obtained funding to install broadband internet access for the School and the Cibecue community; and

WHEREAS, the optimal placement location for the broadband equipment is on a vacant parcel of land adjacent to the School leasehold property, identified herein as Attachment A; and

WHEREAS, to enable it to hold ownership and control over the equipment, the School will need rights to the land by adding the parcel to its existing land lease; and

WHEREAS, the School submitted a request to the Land Board for the additional land, which the Land Board granted at its May 18, 2023, meeting, identified herein as Attachment B; and

WHEREAS, the Tribal Council finds that it is in the best interests of the Tribe and its members to approve the Cibecue Community School’s request to modify the existing School Lease to add the parcel for the broadband project.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves the grant of a parcel of land as recommended by the Tribal Land Board, identified herein as Attachment A and B, for the purpose of the Dischii’Bikoh Community School broadband internet project.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that for the purpose as stated in this Resolution, it authorizes a modification to the School’s land lease to add the requested parcel.

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.

Resolution No. 06-2023-159

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 **JUNE 13, 2023** 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 November 10, 2021, and federally recognized pursuant to Section 16 of the Indian Reorganization Act of June 18, 1934 (48 Stat. 984).

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| <u>Kasey Velasquez</u> | <u>6.13.2023</u> | <u>Vaneysa Johnson</u> | <u>06/13/2023</u> |
| Kasey Velasquez, Chairman | Date | Vaneysa Johnson, Tribal Secretary | Date |