

Pyramid Lake Paiute Tribal Council

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RESOLUTION NO.: PL 013-21

RESOLUTION OF THE TRIBAL COUNCIL OF THE PYRAMID LAKE PAIUTE TRIBE NIXON, NEVADA

WHEREAS, the Pyramid Lake Paiute Tribe is organized pursuant to the provisions of Section 16 of the Indian Reorganization Act (25 U.S.C. § 476) and is federally recognized by the United States Government through the Secretary of the Interior and the Bureau of Indian Affairs, and possesses attributes of sovereignty over both its members and territory; and

WHEREAS, the Constitution of the Pyramid Lake Paiute Tribe, as amended, generally authorizes and empowers the Tribal Council to engage in activities on behalf of and in the interest of the welfare and benefits of the Tribe and of the enrolled members thereof; and

WHEREAS, the Constitution, Article VI, Section 1(c), as amended, authorizes the Tribal Council to approve any lease or encumbrance of tribal lands; and

WHEREAS, the Constitution, Article VI, Section 1(f), authorizes the Tribal Council to administer funds or property within the control of the tribe and to make expenditures from available funds for public purposes.

WHEREAS, NCWPCS MPL 23 - YEAR SITES TOWER HOLDINGS LLC ("Lessee"), a Delaware limited liability company, by and through its Attorney In Fact, CCATT LLC, a Delaware limited liability company, currently leases approximately 2500 square feet of land on the Pyramid Lake Paiute Reservation ("Leased Property") for the purpose of the installation, construction, maintenance, operation, repair, replacement and upgrade of communication fixtures and related equipment, cables, accessories for the transmission and reception of communications signals; and

WHEREAS, the Tribe and Lessee's predecessor in interest entered into that certain Lease dated October 12, 1992, as amended, originally by and between the Tribe and Reno Cellular Telephone Company (referred to as the "Prior Lease"); and

WHEREAS, Lessee desires to continue to use the Leased Property in connection with its communications business; and

WHEREAS, Tribe desires to continue to lease to Lessee the right to the Leased Property in accordance with a new Lease Agreement, which is attached and incorporated by reference; and

WHEREAS, the Tribe and Lessee desire to amend the Prior Lease by replacing the terms and conditions of the Prior Lease with the terms and conditions of the new Lease Agreement, and the Tribe and Lessee intend that the Lease Agreement be a continuation of the Prior Lease; and

WHEREAS, the Tribe will receive monetary compensation for the Lease Agreement and the Tribal Council finds that this monetary compensation is fair and in the best interest of the Tribe; and

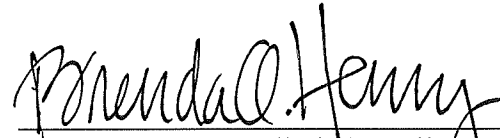
WHEREAS, the Tribal Council expressly concludes that the terms and conditions of the Lease Agreement are in the best interest of the Tribe.

NOW THEREFORE BE IT RESOLVED, that the Pyramid Lake Paiute Tribal Council hereby approves the attached Lease Agreement, which is incorporated herein, between the Tribe and NCWPCS MPL 23 - YEAR SITES TOWER HOLDINGS LLC ("LESSEE"), a Delaware limited liability company, by and through its Attorney In Fact, CCATT LLC, a Delaware limited liability company

BE IT FINALLY RESOLVED that the Tribal Council authorizes the Tribal Chairwoman to execute the Lease Agreement, to take any and all actions necessary to implement the Lease Agreement and the Tribe's obligations thereunder, and to take any other such actions necessary to accomplish, consummate, give effect to and enforce the Lease Agreement.

CERTIFICATION

It is hereby certified that the foregoing resolution of the Pyramid Lake Paiute Tribal Council, governing body of the Pyramid Lake Paiute Tribe, composed of ten members, of whom nine (9) constituting a quorum were present at a meeting duly held on the 5th day of February 2021, was adopted by the affirmative vote of eight (8) FOR and zero (0) AGAINST, with zero (0) ABSTENTIONS; pursuant to the authority contained in the Constitution and By-laws of the Pyramid Lake Paiute Tribe.


Brenda A. Henry, Tribal Council Secretary
Pyramid Lake Paiute Tribal Council