

RESOLUTION NO. 5619

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, AUTHORIZING SUBMITTAL OF AN APPLICATION FOR AN INDIAN GAMING REVENUE SHARING GRANT TO THE GILA RIVER INDIAN COMMUNITY ON BEHALF OF ICAN POSITIVE PROGRAMS FOR YOUTH IN THE AMOUNT OF \$225,390.

WHEREAS, pursuant to A.R.S. § 5-601.02, Indian tribes entering into a tribal-state gaming compact shall contribute monies to "... cities, towns and counties ... for government services that benefit the general public, including public safety, mitigation of impacts of gaming, and promotion of commerce and economic development"; and

WHEREAS, those Indian tribes entering into a tribal-state gaming compact have various grant application procedures for evaluating which cities, towns and counties, and which government services, will receive gaming revenue sharing contributions pursuant to A.R.S. § 5-601.02; and

WHEREAS, it has become a common practice for cities to authorize the submission of grant applications for such Indian gaming revenue sharing grants on behalf of 501(c)(3) nonprofit organizations that are deemed to be providing government related services that benefit the general public; and

WHEREAS, ICAN Positive Programs for Youth, a 501(c)(3) nonprofit organization, has requested that the City authorize the submission of an application for such Indian gaming revenue sharing grant funding to the Gila River Indian Community on its behalf in the amount of \$225,390; and

WHEREAS, the funding sought by ICAN Positive Programs for Youth is intended to support ICAN Positive Programs for Youth's efforts to increase enrollment at three ICAN sites, as more specifically described in the application materials prepared by ICAN Positive Programs for Youth, which application materials are incorporated herein by reference; and

WHEREAS, the City Manager's Office has reviewed the application materials and believes that the funding request described in the application materials qualifies as being for government related services that benefit the general public and is consistent with the City's Administrative Regulation regarding such grant applications.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Chandler, Arizona, as follows:

Section 1. Authorizes ICAN Positive Programs for Youth to submit this Resolution and the application materials prepared by ICAN Positive Programs for Youth to the Gila River Indian Community.

Section 2. Authorizes the Mayor to execute the application in conjunction with the grant application to be submitted to the Gila River Indian Community on behalf of the City.

Section 3. Within ten (10) days of the City's receipt of any grant funds from the Gila River Indian Community pursuant to a grant application on behalf of ICAN Positive Programs for Youth, City staff is directed to mail a check to ICAN Positive Programs for Youth, covering one hundred percent (100%) of the funds received by the City from the Gila River Indian Community pursuant to such application.

Section 4. The City, by virtue of this Resolution, is simply acting as a financial conduit between the Gila River Indian Community and ICAN Positive Programs for Youth, and is in no way:

- a. Agreeing or obligating itself to monitor or report on the expenditure of any grant funding distributed to or on behalf of ICAN Positive Programs for Youth; or
- b. Guaranteeing or warranting the accuracy, completeness or truthfulness of the information set forth in the application materials prepared by ICAN Positive Programs for Youth; or
- c. Supervising or taking any responsibility regarding the actions or activities undertaken by ICAN Positive Programs for Youth; or
- d. Representing that ICAN Positive Programs for Youth, either has, or does not have, other sources of funding relating to the intended use of grant funding set forth in this Resolution, including funding from grant applications made on behalf of ICAN Positive Programs for Youth to other Indian tribes.

PASSED AND ADOPTED by the City Council of the City of Chandler, Arizona, this ____ day of September, 2022.

ATTEST:

CITY CLERK

MAYOR

CERTIFICATION

I HEREBY CERTIFY that the above and foregoing Resolution No. 5619 was duly passed and adopted by the City Council of the City of Chandler, Arizona, at a regular meeting held on the ____ day of September, 2022, and that a quorum was present thereat.

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY

