

6/23/95

**RESOLUTION OF THE
WHITE MOUNTAIN APACHE TRIBE OF THE
FORT APACHE INDIAN RESERVATION**

WHEREAS, the Tribal Council Secretary has prepared briefs of Tribal Council meeting minutes for April 19th; April 20th; and May 3rd, 1995; and

WHEREAS, after reading the briefs to the Tribal Council, the Tribal Council concludes that they should be approved without change.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves the briefs of Tribal Council meetings on April 19th; April 20th; and May 3rd, 1995, as presented.

The foregoing resolution was on June 07, 1995, duly adopted by a vote of nine for and zero against by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it by Article IV, Section 1 (i) and (s) of the Constitution of the Tribe, ratified by the Tribe September 30, 1993, and approved by the Secretary of the Interior on November 12, 1993, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).

Leif Curtis-actung
Chairman of the Tribal Council

Virginia M. Dalton
Secretary of the Tribal Council

RECEIVED
JUN 23 1995
FORT APACHE INDIAN AGENCY
WHITERIVER, ARIZONA

White Mountain Apache Tribe
Fort Apache Indian Reservation
Whiteriver, Arizona
Regular Council Meeting
Tribal Council Chambers
April 19, 1995, Wednesday

B R I E F S

1. Chairman Lupe called the meeting at 9:32 a.m. with a full quorum present.
2. Invocation was offered by Councilmember Slim Quay.
3. Roll call was conducted by the Tribal Council Secretary. Review of briefs was tabled until the next meeting.
4. Resolution No. 04-95-132 was adopted authorizing, tribal member Charlene (Malone) Hamilton to negotiate purchase of Hondah Homesite #A-56.
5. Forestdale Livestock Association members, Max Goklish, Buddy Gloschay, Wayne Goklish addressed the Tribal Council expressing concerns regarding the Tribe's plan for a golf course, airport and horse back riding trails on their grazing land. After discussion, the Livestock Association members were assured that the Tribal Council are aware of the concerns they have voiced today.
6. Resolution No. 04-95-133 was adopted granting tribal member Larry Ethelbah permission to remove marked trees for the expansion of his Hondah Homesite house #A-41.
7. Tribal member, Arnold Kaytoggy requested information regarding his request for HIP home. After some discussion, Tribal Council concluded that BIA conduct training on eligibility guidelines for HIP homes. Glorianna Dayaye, 638 Coordinator suggested that training be scheduled for May 9th or 10th.
8. Resolution No. 04-95-134 was adopted granting a sunrise dance request to Beulah Hawkins and Elbert Alsenay to be held August 5, 1995 at the old fairgrounds.
9. Tribal member Jeanette (Dazen) Childs addressed the Tribal Council concerning her resolution placing her on the HIP priority listing. Mrs. Childs was advised to come to the HIP meeting being scheduled with BIA regarding her inquiry.

10. Elderly Nutrition Program staff, Carlotta Goklish, Elaine Alsenay requesting a waiver on the 20% indirect cost for their program. They explained that they are closing their program for 4 months this year rather than the usual three months, and that utilities and maintenance repairs take most of their funding. The Elderly Nutrition Program were directed to get on a regular council agenda.
11. Tribal member, Colleen (Clawson) Faden addressed the Tribal Council regarding the landfill advising that residents of Cedar Creek and the Livestock Association were not aware of the landfill and have expressed strong opposition against the landfill. Mrs. Faden was advised that the residents should meet with the Solid Waste Committee for questions regarding the landfill.
12. The meeting recessed for lunch at 12:00 p.m. and reconvened at 1:41 p.m.
13. Resolution No. 04-95-135 was adopted endorsing the American Indian Firefighter Documentary Project as presented by Mr. Clifton Perkins, further, directing the Budget Committee to determine an appropriate donation to this project. 1000.00
14. Judge Jay Abbey addressed the Tribal Council explaining the NPC Bond Election which would improve facilities and expansion of the telecommunications channels for Whiteriver. Judge Abbey requested Tribal Council support to get tribal members to vote.
15. Mr. Eddie Basha presented proposed plans to the Tribal Council regarding the potential conversion of the Whiteriver Supermarket to a Basha's Supermarket. Tribal Council expressed concerns regarding the audit currently being conducted and feel any negotiation should wait until after completion of the audit. After presentation, Tribal Council concluded that Chairman Lupe continue negotiation with Mr. Basha.
16. Fair and Rodeo General Manager, Jerry Gloshay, Jr. submitted a general report to the Tribal Council regarding the fair theme, proposed By-Laws, tree plantation project by Tribal Forestry Department, July 4th celebration, request to purchase trailer currently being utilized by the Fair Office, rental fee on the Old liquor store building, budget for FY-95; request for Tribe to pay for stock; concluding with an invitation to the Whiteriver Holy Grounds dedication.
17. Tribal member, Jonathan Baylish, President of the Rainbow City Community advised the Tribal Council that he has conducted two community meetings and bring forth request on behalf of community residents: request to repair community building; need for speedbumps in the community; stop sign where needed; playgrounds for children; sub-station for police department and street lights. Mr. Baylish was directed to seek assistance from Tribal Planning and Engineering Department.

18. Joe Water, Tribal Planning presented Resolution No. 04-95-136 which adopted the Maintenance and Operation plan for the Tribal Human Service Building, and that land adjacent to the new Tribal Executive Building be committed as match for the grant, and the \$4,147,760 be committed from the Central Tribal Fund and Contract Fund.
19. Resolution No. 04-95-137 was adopted granting submission of a grant application for funding certain active Indian Community development block grants.
20. Resolution No. 04-95-138 was adopted approving an application for \$1,000,000 in Youthbuild Program funds whereby youths in need of skill training are employed to increase the supply of housing available to low-income tribal members.
21. Resolution No. 04-95-139 was adopted directing that an application be prepared to the Robert Wood Johnson Foundation for Phase II funding for the Healthy Nation Programs campaign against alcohol and substance abuse.
22. Resolution No. 04-95-140 was adopted directing that an application be submitted for the Special Projects Library Program to provide for the equipment, cost of copying and shipping of Tribal and Reservation records to the new Research Library to be constructed at Fort Apache.
23. Resolution No. 04-95-141 was adopted approving road projects and schedules for FY 1996, 1997 and 1998 which will be funded by BIA Roads and projects and scheduled for FY 1999 to the extent possible will be funded by ADOT.
24. Tribal Attorney, Robert Brauchli presented Resolution No. 04-95-142 which was adopted approving the fourth amendment to Plan 3 of the White Mountain Apache Tribe Retirement Savings Plan, allowing employees who became eligible to participate in Plan 3 during the transitional period.
25. Resolution No. 04-95-143 was adopted approving the request from the Fort Apache Assembly of God Indian Camp to use Tribal land adjoining the R-14 Ranch for the Arizona District Royal Rangers Pow Wow to be held May 5-7, 1995.
26. Resolution No. 04-95-144 was adopted declaring for purposes of Section 1.150-2 of the Federal Treasury Regulations official intent to be reimbursed in connection with certain capital expenditures.
27. Resolution No. 04-95-145 was adopted authorizing the continued interim funding for all Tribal Enterprises and Central Tribe Departments for a period of 60 days or until the Tribal Council approves the new budget.

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April 19, 1995

28. Resolution No. 04-95-146 was adopted congratulating Reverend Samuel Harris fully supporting and recognizing the honor bestowed upon Dr. Harris ordained as a Bishop for the San Carlos Miracle Church.
29. The meeting recessed at 5:30 p.m. and will continue the following day at 9:00 a.m.

Respectfully submitted:


Tribal Council Secretary

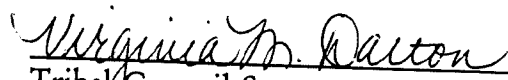
White Mountain Apache Tribe
Fort Apache Indian Reservation
Whiteriver, Arizona
Regular Council Meeting
Tribal Council Chambers
Thursday, April 20, 1995

BRIEFS

1. Continuation meeting for the month of April was reconvened at 9:10 a.m. with a quorum present.
2. Members of the Alchey Falcon Pride Club addressed the Tribal Council sharing their plans for a scheduled bike-a-thon and other activities. Resolution No. 04-95-147 was adopted pledging \$2,000.00 for the bike-a-thon and to meet the AHS Falcon Pride Club members who complete the month long bike-a-thon journey.
3. The Black River/Willow Creek/Perry Creek Timber sale presentation was conducted by Thomas Johnson. The Elk Canyon North Timber Sale presentation was conducted by Robert Lacapa. After presentation, Tribal Council voiced concerns regarding the timber sale and concluded that a field trip be scheduled prior to any action on the sales.
4. Superintendent Nuvamsa announced a meeting at the White House on April 28, 1995 with Hilda Manual; and a FY97 Planning meeting at Phoenix on May 1, 1995.
5. Resolution No. 04-95-148 was adopted supporting the National Indian Impacted School Association position paper regarding reviving the Federal Impact Aid Program which provides funds for current operating expenses as a Block Grant from the federal government directly to Public School Districts who are impacted by the trustee's obligation to provide education to Indian children.
6. Councilmember and White Mountain Apache Housing Authority Board of Commissioner, Judy DeHose announced that Theresa Parker has been selected as the new Executive Director for the Housing Authority. Resolution No. 04-95-149 was adopted appointing Theresa Parker as recommended by the Housing Board.
7. Kathy Stuard from Tribal Social Services has come before the Tribal Council to request contract services between the White Mountain Apache Tribe and Arizona Training and Evaluation Center, Inc. which would provide secure non-exclusive services to individuals and referred by the Tribe with residential and day program services. Resolution No. 04-95-150 was adopted authorizing the Tribal Chairman to enter into the service contract with AZTEC.

8. Mr. John Zacker from the Rainbow Treatment Center proposed a resolution that a 5% tax be applied to all liquor sales on the reservation to assist in the raising of funds needed for additional services. Chairman Lupe advised that this has been previously discussed. Proposed resolution was tabled pending further review by the Finance Committee.
9. Resolution No. 04-95-151 was adopted agreeing with the terms of the Cooperative Agreement between the BIA, Fort Apache Agency and the White Mountain Apache Tribe to provide for coordinated action for qualified tribal members to be assigned to emergency incidents throughout the nation which include, but are not limited to, wildfires, tornadoes, floods, earthquakes and hurricanes.
10. Resolution No. 04-95-152 was adopted authorizing the execution and delivery of bond financing and security agreement and a negative pledge and conditional security agreement; authorizing the issuance of not to exceed \$7,000,000 principal amount of tribal facilities bonds, series 1995; making certain covenants and agreements with respect thereto; and authorizing the taking of all other actions necessary to the consummation of the transactions contemplated by this resolution.
11. Resolution No. 04-95-153 was adopted directing First Interstate Bank to implement the balanced investment approach for the Tribe's Permanent Trust fund.
12. Councilmember Slim Quay presented a petition on behalf of the Carrizo Community residents. Resolution No. 04-95-154 was adopted authorizing the Carrizo Community residents to utilize their community's Land Claims Fund to pay utility bills for their community building.
13. The meeting recessed at 12:07 p.m. and will continue when a date becomes available.

Respectfully submitted:


Tribal Council Secretary

White Mountain Apache Tribe
Fort Apache Indian Reservation
Whiteriver, Arizona
Regular Council Meeting
Tribal Council Chambers
May 03, 1995, Wednesday

B R I E F S

1. Chairman Lupe called the meeting to order at 9:25 a.m. with a quorum present.
2. Invocation was offered by Councilmember Slim Quay.
3. Roll call was conducted by the Tribal Council Secretary.
4. Resolution No. 05-95-155 was adopted approving Council meeting briefs for March 1 & 8, 1995 as presented. Vice Chairman Altaha requested that Resolution No. 03-95-081 be made available to contractors reservation-wide; and strongly suggested that the Law & Order Committee direct the Police Department to enforce the red stop light in Whiteriver; concluding with a discussion on purchase of pre-packaged beef for individuals and that the Chairman's office shall retain the \$300.00 funeral expense increase and make arrangements to purchase beef for the family.
5. Resolution No. 05-95-156 was adopted granting tribal member, James Truax permission to negotiate purchase of Hondah Homesite A-32.
6. Tribal member and Acting FATCO Roads Supervisor, Rudy Walker inquired about the status of his acting title. Chairman Lupe advised him that he will conduct a performance evaluation soon.
7. Resolution No. 05-95-157 was adopted authorizing Randy Walker, Coach of the North Fork Rockies Little League to utilize Diamond Creek Land Claims Fund to finance equipment and uniforms for the team.
8. Resolution No. 05-95-158 was adopted accepting the Turkey Creek Livestock Association Charter and Bylaws as presented by Lloyd Baha and Euclan Walker.
9. Tribal members, Duley & Rufina Bonito advised the Tribal Council that they are eligible for a VA loan and the bank requires a homesite lease resolution. Vice Chairman Lafa Altaha motioned for approval of their request. After discussion, the Bonito's agreed to meet with the Legal Department for interpretation of the loan. Vice Chairman Altaha withdrew his motion.

10. Tribal member, Isabelle Mason inquired about the status of her HIP home. Mrs. Mason was advised that a meeting has been scheduled with the HIP Program staff on May 10, 1995 at 9:00 a.m. at the FATCO conference room.
11. Resolution No. 05-95-159 was adopted directing Tribal Revolving Credit to purchase the remaining FHA homes on the reservation.
12. Vice Chairman advised the Tribal Council that a serious rodeo accident happened at the Canyon Day rodeo and EMS and ambulance were not readily available creating some problems for IHS. Resolution No. 05-95-160 was adopted directing the Chairman's office to negotiate a flat fee for EMS services during sporting events.
13. Tribal Attorney and Charlie O'Hara advised the Tribal Council that the State of Arizona has enacted HB 2276 under an emergency clause which in this legislation claimants under state law can legally make a claim for water on federal Indian reservation. Resolution No. 05-95-161 was adopted supporting the Special Action Petition filed by San Carlos Apache, Tonto Apache and Yavapai Apache Tribes in defense of Indian water rights in the Arizona; further directing the Tribal Attorney to file a Joinder Petition with the State Supreme Court.
14. Resolution No. 05-95-162 was adopted renewing Mike Laufs employment contract for three years.
15. The meeting recessed for lunch at 12:25 p.m. and reconvened at 2:10 p.m.
16. Dr. Raymond Reid introduced Resolution No. 05-95-163 which was adopted supporting the Center for American Indian and Alaska Native Health of the Johns Hopkins University grant application to fund program to recruit American Indians into Health Professions.
17. Resolution No. 05-95-164 was adopted establishing a Tribal Telecommunication Department to provide the Tribe with needed regulatory control and expertise and manage all telecommunication on the Reservation.
18. Councilmember Judy Dehose reported that the Cibecue Community School has been without potable water, explaining that IHS and BIA have already been put on official notice. Resolution No. 05-95-165 was adopted.

19. Councilmember Johnny Endfield introduced two resolutions on behalf of Whiteriver Police Department. Resolution No. 05-95-166 was adopted authorizing Chairman Lupe to execute all documents necessary to contract with GSA for the procurement of Police vehicles beginning in FY 1997.
20. Resolution No. 05-95-167 was adopted allowing Chief Andrew Kane to order 15 new vehicles before May 7, 1995 at an amount not to exceed \$390,000.00 and that such amount shall be applied against the 1996 Police budget.
21. At 3:05 p.m. the Tribal Council went into executive session at the request of the Tribal Election Commission.
22. The Election Commission presented to the Tribal Council their completed study of Redistricting Plans for District IV. There were four options presented for Council review. The Election Commission explained their recommendation. After discussion, Resolution No. 05-95-168 was adopted accepting Option One which will require a Secretarial Election.
23. Resolution No. 05-95-169 was adopted granting budget approval for the 22-H Claims Settlement Committee.
24. Resolution No. 05-95-170 was adopted directing per capita payment in the amount of \$952.80 to Bernadine Ethelbah who was inadvertently left off the Tribal membership rolls that was established for the purpose of distributing the Docket 22-D settlement funds.
25. Resolution No. 05-95-171 was adopted authorizing the use of McNary Land Claims fund in the amount of \$250.00 for Clean-up/recreation activities for McNary community.
26. The meeting recessed at 4:35 p.m. Continuation of the regular Council meeting will be announced when a date becomes available.

Respectfully submitted:

Virginia B. Dalton
Tribal Council Secretary