

12-1-95
[Signature]

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

- WHEREAS,** the Indian Self-Determination and Education Assistance Act, as amended (Act) entitles Federally recognized Indian tribes to enter into contractual agreements with the Bureau of Indian Affairs (Bureau) for operation of Bureau programs to transfer funding and related functions, services, activities, and programs (or portions thereof) that are otherwise contractible under Section 102(a) of the Act, including all related administrative functions, from the Bureau to Indian tribes; and
- WHEREAS,** the Act, as amended, further authorizes such contracts that have been operated successfully for three or more years and have no significant audit findings, to have mature status; and
- WHEREAS,** such mature contracts may have specific ending dates as requested by Indian tribal governments and may be consolidated where feasible; and
- WHEREAS,** the Act, as amended, now prescribes the use of Section 108 model contracts; and requires that provisions of such contracts be liberally construed for the benefit of Indian tribes; and
- WHEREAS,** the White Mountain Apache Tribe has a number of existing P.L. 93-638 mature contracts with the Bureau of Indian Affairs, Fort Apache Agency that have been operated continuously for several years and administration of such contracts is becoming increasingly difficult each year; and
- WHEREAS,** the White Mountain Apache Tribe has determined that it is in the best interest of all parties that such mature contracts be terminated on September 30, 1995, to improve contract administration; and that new Section 108 mature contracts be entered into immediately for existing contracted programs; and
- WHEREAS,** the White Mountain Apache Tribe has determined that it is in the best interest to consolidate some contracted programs into single mature contracts; and
- WHEREAS,** the White Mountain Apache Tribe has determined that the term of the new Section 108 mature contracts shall begin on October 1, 1995, and end on September 30, 1998, commensurate with the Federal fiscal year.

Resolution No. 11-95-345

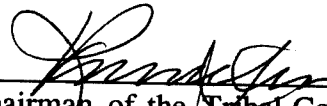
BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes all existing P.L. 93-638 mature contracts with the Bureau of Indian Affairs, Fort Apache Agency, to be terminated effective September 30, 1995 and directs that required close out action of such contracts be affected immediately.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes that new three-year Section 108 mature contracts be entered into immediately between the White Mountain Apache Tribe and the Bureau of Indian Affairs, Fort Apache Agency, to continue the contracted services without interruption.


BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes that such new contracts be consolidated where feasible, and that language in such contracts be revised as necessary to more accurately describe the contracted program and be more responsive to the needs of the White Mountain Apache Tribe.

BE IT FURTHER RESOLVED by the Tribal Council that the Chairman, and in his absence, the Vice Chairman, of the White Mountain Apache Tribal Council, or their respective designees are authorized to execute the new Section 108 mature contracts, and any amendments or modifications thereto.

The foregoing resolution was on November 08, 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 (a), (b), (i), (j), (s), (t) and (u) 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).



Chairman of the Tribal Council



Secretary of the Tribal Council