

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

WHEREAS, the Tribal Council Secretary has prepared briefs for Tribal Council meetings for April 7-9, April 19 and April 28-29, 1999 and has presented them to the Council this date for approval; and

WHEREAS, after reading the briefs to the Tribal Council, the Tribal Council concludes that the briefs should be approved with changes as clarified.

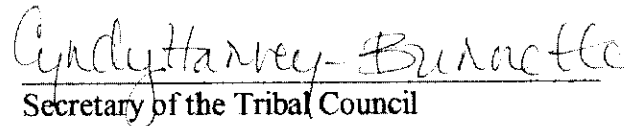
BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves Tribal Council meeting briefs for April 7-9, April 19 and April 28-29, 1999 as presented with noted changes.

The foregoing resolution was on May 20, 1999, duly adopted by a vote of SEVEN 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), (t) and ((u) of the Constitution of the Tribe, ratified by the Tribe on 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).

MAY 20 1999



Chairman of the Tribal Council



Secretary of the Tribal Council

WHITE MOUNTAIN APACHE TRIBE
Fort Apache Indian Reservation
Whiteriver, Arizona
Tribal Council Meeting
Tribal Council Chambers
Wednesday, April 7, 1999

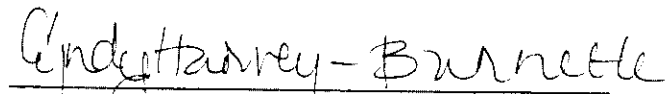
BRIEFS

1. The Tribal Council meeting was called to order at 9:40 a.m. by Tribal Chairman Massey. The Tribal Council Secretary took roll call and all members of the Tribal Council were present. The invocation was offered by Council Member Tate.
2. Tribal member, Ludy Altaha, informed Council of her layoff at the Whiteriver Restaurant^{Restauran^t} due to the 20% cutbacks. She alleged that non tribal members and part time staff are still employed while she, a full-time employee, was laid off. Mrs. Altaha was advised that managers make decisions based on performance and that layoffs to continue. This lead to a discussion on the 20% cuts - should be more specific. Several Council Members recommended meeting with the manager in executive session but Chairman Massey will speak to the manager.
3. Tribal members of the American Legion Post 60, Luther Ethelbah, Callis Lupe and Broadus Bones requested a building for their organization. They also shared information on their military service. The building was identified as the one located across BIA Facility Management which will require some investment for repairs. The Tribal Council thanked them and expressed support for their request. Council Member Craig suggested utilizing the Indian Development Block grant (\$2.0 million dollars) for new building. Council Member Baha-Walker urged consideration of upgrading District III community buildings as well. They were referred to meet with Kino Kane, Community Liaison.
4. Resolution No. 04-99-67 adopted to utilize the 1999 Indian Development Block grant for building for the American Legion. Council Member Baha-Walker made the motion and Council Member Declay seconded the motion. The resolution passed with a vote of 9-0.
5. Tribal member, Velma Martel, requested a special permit to sell firewood and gather fallen antlers as both her and her non tribal member spouse are unemployed. Tribal Council advised a review of the nonaffiliated issue, a review of tribal laws, and to locate a position for Mr. Martel.
6. Chairman Massey stated that due to the numerous housing requests, he has directed Victor Velasquez to seek additional funding for more housing. Chairman Massey stressed the need for no delays in this effort and that the Housing Authority Attorney is currently pursuing the \$33 million dollar bond issue.
7. Victor Velasquez, Housing Authority Director, presented an update on Housing Authority. He stated that due to the tribe's enormous housing needs, they are pursuing other avenues of funding such as the HUD 184 program for the tax bond financing and are pursuing the one year plan. He also stated that he will submit the second year plans for the \$6.9 million dollars.

8. Council Member Craig commented that the Housing Authority Board of Commissioners should be involved as they are authorized but if not, recommends a resolution, otherwise the Board has no authority. The Board recognizes the housing needs and are working on other housing related issues.
9. Resolution No. 04-99-68 adopted to endorse and support the White Mountain Apache Housing Authority in its effort to secure bond financing for new housing. Vice Chairman Endfield made the motion and Council Member Clay seconded the motion. The resolution passed with a vote of 6-4.
10. Buddy Martel, spouse of Tribal member Velma Martel, proposed that the Council consider the issuance of a yearly/seasonal permits to non Tribal members who are married to Tribal members. The permit would allow these individuals to gather fallen antlers and sell wood to provide for their families. Council Member Dehose expressed concerns that precedence will be set where tribal sovereignty is concerned. She also stated that non Tribal members who are married to Tribal members are abusing their status and that codes are established by process and cannot be changed overnight. Chairman Massey stated that his office and the Vice Chairman's office will assist Mr. Martel.
11. Tribal member, Erma Garcia who is an Aftercare Program Counselor at the Rainbow Treatment Center, expressed concerns regarding drug and alcohol related problems in children. Charlene Hamilton also provided supporting comments. They stressed Council awareness and assistance, especially in the Judicial process. Chairman Massey commented on the Cops grant program.
12. Tribal member, Tenny Gatewood, Jr., shared complaints regarding the Whiteriver Police Department and requested reinstatement as he had filed grievance but documents were lost. He stated that the Law & Order Committee referred him to the Tribal Council. Council spoke in support of Mr. Gatewood.
13. Resolution No. 04-99-69 adopted for reinstatement of Tenny Gatewood, Jr. at the Whiteriver Police Department. The motion was made by Council Member Declay and seconded by Council Member Tate. The resolution passed with a vote of 6-3.
14. Candy Lupe, Wetlands Planner, gave an update on the restoration programs as well as a brief overview of funding situation. She then introduced Mrs. Cornelia Hoffman, Chairperson of the Land Restoration Board, who thanked Council for appointment to the Board. Mrs. Hoffman shared concerns of restoration work being destroyed.
15. Resolution No. 04-99-70 adopted for the approval of the Cibecue, Lofer and Gooseberry Restoration Projects as submitted by the Watershed Program. Council Member Baha-Walker made the motion and Council Member Janeway seconded it. The resolution passed with a vote of 9-1.
16. Tribal member, Rose Waters, expressed concerns regarding Horseshoe Pizza and gave an update on situation. She was referred to Cheryl Minjarez, Realty Specialist.

17. Tribal member, Doreen Clay referred to letter she sent to the Tribal Council requesting assistance in payment of medical bills. Council Member Baha-Walker to assist Ms. Clay and will report findings to Health Board and the Council.
18. Tribal member, Billy Duryea, Sr., informed Council of FATCO accident in which he was involved. He stated that to date he has never been assisted through Workman's Compensation. Mr. Duryea also had a housing request. He was referred to Gwendena Real Bird, Human Resources Director and to Chadeen Palmer to obtain handicap housing in Cibecue.
19. Raynard Gushoney, Francilla Thompson and Leona Clendon, shared complaints and concerns regarding the Day Care Center Director.
20. Resolution No. 04-99-71 adopted for the reinstatement of Raynard Gushoney to the Day Care Center with supporting letter to the Director from Chairman Massey. Chairman Massey to also meet with Director and staff. The motion was made by Council Member Cody and seconded by Vice Chairman Endfield. The resolution passed with a vote of 8-0-1.
21. The meeting recessed at 5:10 p.m.

Sincerely,



Cyndy Harvey-Burnette
Tribal Council Secretary

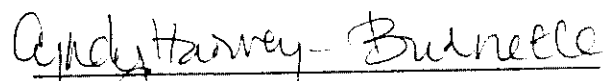
WHITE MOUNTAIN APACHE TRIBE
Fort Apache Indian Reservation
Whiteriver, Arizona
Tribal Council Meeting
Tribal Council Chambers
Thursday, April 8, 1999

BRIEFS

1. The continuation of the Tribal Council meeting was called to order at 9:30 a.m. by Chairman Massey with a quorum present. Council Member Nez was excused.
2. Chairman Massey updated Council on the \$23 million dollar loan situation and advised to extend this loan to fifteen (15) years to free up funds for other projects for the WMAT.
3. Milfred Cosen, consultant, introduced investment bankers of Cruz and Associates, Chuck Steel and Jim Brown. They presented background information on company and highlights, as well as the refinancing information. They reported that their work is done on a contingency basis at their expense and payment is paid only if and when bond process completed. Target date is May 1, 1999 and their recommendation is to consider bond counsel or bond firm.
4. Council requested notification, in writing, of special meetings for improved communications and better support. Another concern was the total amount the tribe will pay if extended to fifteen years. Several Council Members expressed concern about the May 1st target date, they feel that this important issue should be considered carefully and not rushed. A review of the preliminary package was requested.
5. The Tribal Attorney recommended to review all options and select based on competitive basis and best rates. He also advised to review the budget situation and he would like to get input from Kutak Rock. The resolution will be presented again tomorrow.
6. Billy Kane, Diabetes Education Coordinator, gave an update regarding the dialysis program.
7. Resolution No. 04-99-72 adopted for appointment of the Dialysis Committee and approval of the Bylaws for said committee. The motion was made by Council Member Baha-Walker and seconded by Council Member Declay. The resolution passed with a vote of 8-0.
8. Resolution No. 04-99-73 adopted for a five year renewal lease for Renalwest. Council Member Baha-Walker made the motion and Council Member Declay seconded the motion. The resolution passed with a vote of 9-0.
9. Roxanne Wright, presented a synopsis of "The Trail of Many Tracks", requested contributions for this project and informed Council to consider two individuals for governor appointments to their committee.
10. Resolution No. 04-99-74 adopted for the appointment of Ruby Altaha to the CDC Board. Council Member Janeway made the motion and Council Member Baha-Walker seconded the motion. The resolution passed with a vote of 9-0.

11. Resolution No. 04-99-75 adopted to accept the resignation of Ruby Altaha as CDC Manager. The motion was made by Council Member Janeway and seconded by Council Member Baha-Walker. The resolution passed with a vote of 9-0.
12. Joe Coppedge requested a renewal of his business lease but this was tabled until next month for further review and until requested information is provided.
13. Resolution No. 04-99-76 adopted for approval of a 25 year lease for Lowell & Corinda (Clawson) Altaha. Council Member Cody made the motion and Council Member Janeway seconded the motion. The resolution passed with a vote of 5-0-1 abstention.
14. Ruby Altaha, Revolving Credit Manager, presented her budget and information on moratorium.
15. Bruce Klewter and Grace Poole, of NPC, thanked the Council for supporting education and shared comments on NPC and education. Connor Murphy, Tribal Planner, updated Council on the status of NPC site. Concerns were expressed about the lagoon site.
16. J.D. Colbert, President of the North American Native Bankers, presented information on bank ownership as well as a proposal for chartering a national bank.
17. Paul Bead, Forester, gave an update on the burn conducted at Cradleboard School. Ben Nuvamsa also updated on fire situation and recommended a tribal response committee to identify high hazard areas and to provide public awareness.
18. Brian Johnson, IHS Sanitarian, requested approval on a poster presentation for the prevention of injuries. Brian also shared data related to severe injury surveillance. The Health Board has reviewed and endorsed this request. Resolution No. 04-99-77 adopted for approval for IHS to verbally reference the Severe Injury Surveillance System. Council Member Tate made the motion and Vice Chairman Endfield seconded the motion. The resolution passed with a vote of 8-0.
19. Vice Chairman Endfield informed Council that he will step down from the Haskell Board of Regents due to his increased responsibilities. Resolution No. 04-99-78 adopted appointing Judy Dehose, District I Council Member to this Board with Paul Declay to serve as alternate. The motion was made by Council Member Baha-Walker and seconded by Council Member Tate. The resolution passed with a vote of 6-0-1 abstention.
19. A discussion followed on BIA employees serving as school board members and the compensation issue.
20. The meeting recessed at 4:50 p.m.

Sincerely,


Cindy Harvey-Burnette
Tribal Council Secretary

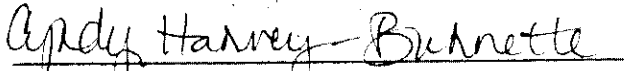
WHITE MOUNTAIN APACHE TRIBE
Fort Apache Indian Reservation
Whiteriver, Arizona
Tribal Council Meeting
Executive Conference Room
Friday, April 9, 1999

BRIEFS

1. The continuation of the Tribal Council meeting was called to order at 10:00 a.m. by Chairman Massey with a quorum present. Council Members Nez, Tate and Janeway were excused.
2. A lengthy discussion on the proposal provided by Crews and Associates was held. Issues of underwriters, financial advisors and identification of development plans & projects were discussed.
3. Resolution No. 4-99-79 was adopted for Tribal Council review of proposal submitted by Crews and Associates. Council Member Baha-Walker made the motion and the motion was seconded by Council Member DeClay. The resolution passed with a vote of 6-1.
4. Tribal member, Mollie Colelay, requested an update on case involving the death of daughter. This request was addressed by Robert Sombreo. BIA Investigators, with Apache interpreter assistance from Theda DeClay, to meet with Mrs. Colelay and inform her of the case status. It was suggested to have Joe Lodge provide orientation for Council and an updated report on children related cases .
5. Tribal Education Director, Linda DeClay, gave a background history of the Tribal Youth Camps. Ms. DeClay reported that due to the dilapidated conditions of the camps, related health and safety issues and tribal finances, the Indian Education Committee have recommended to offer a day camp program. The participants would not receive stipends but to receive school supplies instead. A final decision regarding the Youth Camps to be made upon a review of tribal finances.
6. Kathleen Norton with the 21st CCLC presented her project abstract which will provide programs at five school-based sites during after-school, evening, summer and extended school break periods.
7. The Controller and the Treasurer provided an update on tribal finances. The Tribal Attorney presented the recommendations on special cost reductions for Central Tribe by department. Duplication of services, implementation of preventative maintenance schedules, distribution of utility costs to departments, productivity of employees and continued tribal vehicle misuse concerns were discussed. Uniformity was stressed in these cut backs due to criticisms.
8. Discussion on Agriculture followed with many concerns expressed regarding management and the department overall.

9. The Controller covered general issues/recommendations such as payments for student travel and payroll deduction costs.
10. Ben Nuvamsa, BIA Superintendent, informed Council of the acting Phoenix Area Director's decision in denying the two million dollars in the Budget and Use Plan.
11. Resolution No. 04-99-80A adopted for the WMAT to file an appeal regarding the denial of the two million dollars in the Budget and Use Plan. Council Member Dehose made the motion and the motion was seconded by Council Member Tate. The resolution passed with a vote of 8-0.
12. The meeting adjourned at 5:15 p.m.

Sincerely,


Cindy Harvey-Burnette
Tribal Council Secretary

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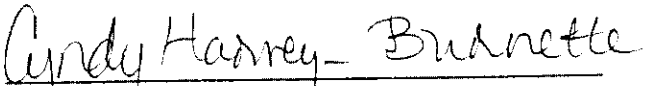
WHITE MOUNTAIN APACHE TRIBE
Fort Apache Indian Reservation
Whiteriver, Arizona
Council Meeting with FATCO
Executive Conference Room
Monday, April 19, 1999

BRIEFS

1. The special Council meeting with FATCO Manager and Board Members was called to order at 10:10 a.m. by Chairman Massey with a quorum of the Council present. Vice Chairman Endfield was on travel status. The invocation was offered by Council Member Clay.
2. Chairman Massey gave opening remarks on today's meeting. He stated that water rights, timber, roads and land all tie in with FATCO.
3. Dave Reinhold, Forester, presented a history of FATCO which covered the period from 1963 to 1999. Omar Villa, FATCO General Manager, then presented the FATCO PLAN by reviewing short and long term goals. Mr. Villa, along with Council Member Tate, stressed mill improvements. Council Member Tate commended Omar and staff for the FATCO Plan. Chairman Massey requested more specifics as to improvements.
4. Steve Shriver, Director of Sales, gave an overview on lumber and mill operations, revenue projections and improvements. FATCO Board Member, Marilyn Endfield-Lovato stated that FATCO has organizational structure problems and stressed that the Board needs Tribal Council direction. Mrs. Lovato explained profit vs. non-profit requirements. She also requested clarification of the hiring authority at FATCO.
5. Ben Nuvamsa, Superintendent, advised that the Board needs to implement a strategic plan for consistency in direction and to include a capital improvement plan. Robert Lacapa, Tribal Forester, stated to consider utilizing the 10% management funds should FATCO experience RIF (reduction in force) situation.
6. Raymond Endfield, Director of Enterprises, stressed goal setting for FATCO and remarked on the substantial personnel issues at FATCO.
7. FATCO Board recommended that the FATCO homes be sold to current tenants for \$3,500. The land issue was a concern so the Tribal Attorney and Cheryl Minjarez to work out the legalities of this concern. Another concern was the disqualification of these tenants if they applied for a HUD home.
8. Resolution No. 04-99-80 adopted for the FATCO homes to be sold to current tenants for \$3,500 and address issues of land. Council Member Dehose made the motion and Council Member Nez seconded the motion. The resolution passed with a vote of 7-0-1.

9. A breakdown of FATCO's capital request and statement of reasons for funds, justifications for each line item, including history and background, number of employees and how to make the mill more efficient were requested.
10. Council addressed these issues: lack of control, safety, low morale, Reman productivity and profitability, accountability, shifting and or termination of personnel and lack of housing ordinance.
11. Council Member Clay made a motion to the reinstatement of Don Cantas at FATCO. The motion died as no one seconded the motion. He was advised to table this until a review of the Director of Enterprises report is conducted.
12. The meeting adjourned at 4:35 p.m.

Sincerely,



Cyndy Harvey-Burnette
Tribal Council Secretary

WHITE MOUNTAIN APACHE TRIBE
Fort Apache Indian Reservation
Whiteriver, Arizona
Self-Help Project Special Council meeting
Executive Conference Room
Wednesday, April 28, 1999

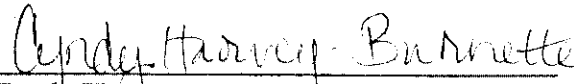
BRIEFS

1. The special council meeting to implement a Self-Help Project and Community Buildings renovations was called to order at 9:20 a.m. by Chairman Massey. Roll call was taken by the Tribal Council Secretary and a quorum of the Council was present. Council Members Dehose and Declay were on annual leave. Council Members Cody and Janeway were on travel status. The invocation was offered by Vice Chairman Endfield.
2. Chairman Massey offered opening remarks regarding that the purpose of today's meeting is to coordinate efforts in housing and related issues. He shared information on the Indian Gaming Commission meeting that he attended and his delegation to the commission.
3. The following were in attendance: Charlotte Quintero, Jaci Ulmer, Joaquin Garcia, Victor Velasquez, Dan Sorensen, Kino Kane, Yvonne Redsteer, Clementine Potter, Pat Turnbull, Dewey Lupe, Jr., Wilbert Albert, Leroy Tate, Cline Griggs, Melissa Davis, Annette Kessay, Sadie Burnette, Connor Murphy and Ruby Altaha.
4. Ruby Altaha, Credit Officer/Weatherization Supervisor, commented that today's meeting would be to focus on the consolidation of all housing programs on the reservation. Ruby, along with Charlotte Quintero, gave an update on the Weatherization Program. Mrs. Altaha stressed tribal support to ITCA for increased funding. The program can no longer assist with utility bills and no funds available for manpower.
5. Cline Griggs updated on the programs within the Skill Center. It was advised that the Skill Center coordinate efforts with JTPA.
6. Dan Sorensen presented information on JTPA and gave an update on HIP housing. He stated that manpower is available from his programs but lack funds.
7. Pat Turnbull and Annette Kessay gave an update on Rural Development. She stated that \$7,500 is available to elderly people who qualify. Information on the 502 and 504 loan programs were addressed.
8. Joaquin Garcia of IHS shared information on plumbing projects. He explained the medical referral project applications which are reviewed by Dr. Yost. Many do not meet requirements. Service only to existing homes which are in good condition. \$10,000 is the limited amount which includes indoor and outdoor plumbing.
9. Melissa Davis and Annette Kessay gave an update on CDC. They will apply for grant for fencing, landscaping and sidewalks for the 20 units in McNary. In process of seeking other

grants to rehab cabins in Hawley Lake. Annette reported that funds are available to repair community buildings. Don Irby, Rural Development Specialist with Arizona State Commerce, is the contact person. Connor Murphy and Franklin Quintero will be involved in this process.

10. Victor Velasquez, Executive Director of Housing Authority, presented a brief update on housing issues and shared information on excess materials which are available.
11. Kino Kane, Community Liaison, gave an update on the 37 tribal rental units and stated that there is an excess of doors, screens and windows at Public Works. A concern about liability issues was brought up pertaining to homes given to tribal members. Many of the homes are unsafe and should be condemned.
12. Resolution No. 04-99-82 adopted for the coordination of the Housing Task Force to consist of Dan Sorensen, Cline Griggs, Victor Velasquez, Ruby Altaha, Kino Kane, Leroy Tate, Annette Kessay, Franklin Quintero and Melissa Davis. The task force to provide recommendations, provide short and long term plans and coordinate materials and man power. The motion was made by Council Member Tate and Vice Chairman Endfield seconded the motion. The resolution passed with a vote of 6-0.
13. Resolution No. 04-99-83 adopted for a 25-year lease for Annie Dawahongva. Council Member Tate made the motion and Vice Chairman Endfield seconded the motion. The resolution passed with a vote of 6-0.
14. Donald Kerns and Gibson Smith provided information on Silver Creek Chapel Mortuary, including all costs involved and recommended a Tribal Mortuary Officer. Mr. Kerns also requested information for the White Mountain Apache Tribe Mortality Table to establish statistics for completion of funeral insurance for tribal members. He also invited Council to visit their facility. The Tribal Council Secretary to follow up on this request.
15. A resolution was presented to issue free fishing permits to 25 visitors who are helping the Cedar Creek community but no action was taken as it was felt that the tribe has already assisted them in other ways.
16. Resolution No. 04-99-84 adopted directing the Tribal Planner to submit a HUD Indian Community Development Grant application for the funding of a Police and Fire Substation at Hon-dah/McNary. The motion was made by Council Member Tate and seconded by Council Member Craig. The resolution passed with a vote of 5-0.
17. The meeting adjourned at 4:10 p.m.

Sincerely,



Cyndy Harvey-Burnette
Tribal Council Secretary

WHITE MOUNTAIN APACHE TRIBE
Fort Apache Indian Reservation
Whiteriver, Arizona/Exec. Conf. Room
Thursday, April 29, 1999

BRIEFS

1. The budget presentation meeting was called to order at 1:55 p.m. by Chairman Massey with a quorum present. Council Members Cody and Janeway were on travel. Council Members Dehose and Declay were on annual leave. The invocation was offered by Council Member Nez.
2. Discussion was held on the proposed continuing resolution regarding budgets. The 90 day request to extend the interim funding was opposed by several Council Members. Identification and review of all existing loans was requested for the Tribal Council.
3. Resolution No. 04-99-85 adopted to authorize continued interim funding for all Tribal Enterprises and Central Tribe for an additional period of thirty (30) days, beginning May 1, 1999 through May 31, 1999, at a level not to exceed 90% of the FY 98/99 budget level on a per month pro-rata basis or until such time as the new FY 99/00 budget is approved. Council Member Craig made the motion with a second by Council Member Tate. The resolution passed with a vote of 6-0.
4. Jon Cooley, WORD Director, presented a proposal from Rocky Mountain Trails to film the Black Bear hunt. The licensed outfitter to be presented with a \$200 bear tag and in exchange will promote all hunts, advertise tourism, fishing, etc. for the WMAT. Will be televised on FOX for national exposure. Council Member Craig shared comments on reasons as to opposition of proposal.
5. Resolution No. 04-99-86 adopted for Rocky Mountain Trails to film the Black Bear hunt. Council Member Nez made the motion with a second by Council Member Baha-Walker. The resolution passed with a vote of 5-1.
6. Council Member Tate reported on the Roads Committee meeting. He also shared concerns regarding Cradleboard School's lack of second entry. Resolution No. 04-99-87 adopted requesting the Superintendents of the Whiteriver Unified School District and the Ft. Apache Agency to seek funding to expedite the construction of a roadway which will comply with all safety factors within the Cradleboard School and housing subdivision. The motion was made by Vice Chairman Endfield with a second by Council Member Craig. The resolution passed with a vote of 6-0.
7. Resolution No. 04-99-88 for a MOU with the U.S. Fish & Wildlife Service to permit contribution of TEA 21 funds to the improvement of BIA Route 69 (Williams Creek Road). The resolution to include amendment of Resolution No.

03-99-49 to include BIA Route 60. Vice Chairman Endfield made the motion with a second by Council Member Clay. The resolution passed with a vote of 5-1.

8. Ben Nuvamsa, BIA Superintendent, informed Council that the road project from Carrizo to Whiteriver was not approved and advised that the Council pressure Vision 21 so that this project gets back on the priority listing.
9. Executive Session
10. The meeting adjourned at 5:30 p.m.

Sincerely,



Tribal Council Secretary

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