

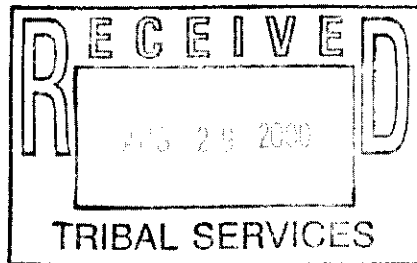
**RESOLUTION OF THE
WHITE MOUNTAIN APACHE TRIBE OF THE
FORT APACHE INDIAN RESERVATION**

WHEREAS, the Tribal Council Secretary, Cyndy Harvey-Burnette, has prepared briefs for the Tribal Council meetings for November 3-5, November 15 and November 22, 1999 and has presented them to the Tribal 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 as presented with noted changes.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves the Tribal Council meeting briefs for November 3-5, November 15, and November 22, 1999, as presented with identified changes.

The foregoing resolution was on December 29, 1999, duly adopted by a vote of FIVE for, ONE against and ONE abstention by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it by Article IV, Section 1 (a), (s), (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).



ACTING

Margaret Baha-Walk
Chairman of the Tribal Council

Cyndy Harvey-Burnette
Secretary of the Tribal Council

WHITE MOUNTAIN APACHE TRIBE
Fort Apache Indian Reservation
Whiteriver, Arizona
Tribal Council meeting/Council Chambers
Wednesday, November 3, 1999

BRIEFS

Chairman Massey called the meeting to order at 9:33 a.m. Roll call was taken with all members of the Council present. The invocation was offered by co-pastor of the Canyon Day Miracle Church, Billy Kane.

1. Vice Chairman Endfield, Alvino Hawkins, and Carlene Narcho informed Council of plans for the establishment of the White Mountain Apache Veterans Affairs Office and the 1st Annual Veteran's Day Ceremony. Resolution No. 11-99-263 adopted for the donation of two beef and one elk for the Veteran's Day festivities. Council Member Declay made the motion with a second by Council Member Tate. The resolution passed with a vote of 7-0.
2. The Controller presented Professional Service Agreement for Roger Jacob. The length of severance pay was a concern. Resolution No. 11-99-264 adopted approving this agreement. The motion was made by Council Member Nez with a second by Council Member Janeway. The resolution passed with a vote of 8-0-3 abstentions.
3. Tribal Member Ricardo Velasquez, on behalf of livestock associations, with input from Gregg Vinson and Billy Kane, requested prescribed burning in the area of Amos Wash for about 7,000 acres next year. They were advised that tribal members to be granted the opportunity to procure wood in that area first. They are to meet with Paul Declay of Tribal Forestry, along with their District Council Members for identification of areas to be burned. Once these areas are identified, to place on burning plan for next year. Mr. Velasquez commented on the continued problems with fence cutting and pollution.
4. Tribal member Billy Kane shared information on water crisis at the Dialysis Center and the need for a new stove for Rachel Fall. He was advised that Council Members will check on this individual.
5. Tribal member Rufus Johnson informed Council that personal property belonging to his late son is still not yet returned from Sammons Trucking. He was informed by the Tribal Attorney that letter granting power of attorney was sent to this company. Mr. Johnson to follow up with the Tribal Attorney next week.

6. Tribal member Naveen Dazen referred to radio report by Council Member Tate. She was advised to write to him.
7. Tribal member Wilma Taylor shared road concerns on the road which leads to Over the Rainbow community. She was informed that this will be referred to BIA Roads.
8. Tribal member Debbie Romancita, with assistance from Gertie Lupe, informed Council of her housing and employment needs. The high housing problem was discussed. Council Member Craig stated that Tribal Court is assisting the Housing Board to make people pay, that this is a slow process and to show fairness to people who are on the waiting list for homes. Ms. Romancita was advised to check with Chairman for a position.
9. Tribal member Manuel Dazen requested hunting business license to become a guide for bear and mountain lion. A business proposal was requested and he was referred to Game & Fish to follow established procedures.
10. Richard DiValentino and Jesse Palmer of Game & Fish reported on the Black Bear management and harvest. They were informed of the cultural respect for the bear. Concerns were expressed of the lengthy bear season. Resolution No. 11-99-265 adopted for the Bear season effective April through October. Council Member Baha-Walker made the motion and the motion was seconded by Council Member Clay. The resolution passed with a vote of 6-1-1 abstention.
11. Watershed Program Director Candy Lupe gave an update on the Conservation District and the NRCS agreement with the WMAT. The availability of deferment funds for the emergency watershed protection program was shared. Discussion on distribution of funds (\$500,000) for all livestock associations. A meeting with Candy, Tribal Attorney and associations to set guidelines for compliance so future funding is not jeopardized. Candy extended an invitation to the next Land Restoration Board meeting on November 19, 1999.
12. Chief of Police Ray Burnette introduced Bob Easton of the National Institute of Justice Peer Support Training Program, who provided information on this program, as well as an overview of grant proposal. Chief Burnette gave an update on the Drug Elimination program and the new procedure regarding handicapped children. He also shared road concerns from Canyon Day to Carrizo with the presence of many animals and the need to trim the trees. Chief Burnette stated that the MOA with the San Carlos Apache Tribe to be presented to the Council. Written reports was requested. The overtime issue was discussed and Chief Burnette to meet with Tribal Attorney and the Human Resources Director for better definition and clarification. Chief Burnette informed Council of award received by his department for the Rainbow Fire.
13. The meeting recessed at 5:10 p.m

Sincerely,

Cyndy Harvey-Burnette
Cyndy Harvey-Burnette
Tribal Council Secretary

WHITE MOUNTAIN APACHE TRIBE
Fort Apache Indian Reservation
Tribal Council meeting/Exec. Conf. Room
Thursday, November 4, 1999

BRIEFS

1. The continuation of the Tribal Council meeting was called to order at 9:34 a.m. by Chairman Massey with all members of the Council present. Vice Chairman Endfield offered the invocation.
2. Raymus Albert of the Land Office presented Land Board meeting minutes of October 29, 1999. Mr. Albert needed clarification on submitting leave slips for meetings. He was advised to check with the Controller. Resolution No. 11-99-266 adopted approving Land Board meeting minutes of October 29, 1999 as presented. Councilmember Nez made the motion with a second by Councilmember Clay. The resolution passed with a vote of 6-0.
3. Ryan Pritchett of Armstrong Consultants provided background information on company, update on Federal Aviation Administration (FAA) grants and capital improvement plan for the Whiteriver Airport. The tribe's matching fund is 10%. It was advised to involve BIA and IHS to assist with matching funds as they also utilize the airport. Resolution No. 11-99-267 adopted to secure available grants from FAA to construct airport improvements to include Re-construction of Runway and Parallel Taxiway at the Whiteriver Airport and for the Planning Dept. to negotiate additional funding through IHS and BIA. The motion was made by Vice Chairman Endfield and seconded by Councilmember Declay. The resolution passed with a vote of 6-0.
4. Councilmember Baha-Walker reported on the recent TEA 21 meeting which she attended.
5. Tribal Consultant Milfred Cosen requested approval to secure alternative source of funding for the Canyon Day Convenience Store in the amount of \$1.5 million. Although Council supports the C-Stores, the lack of loan documents, proposals and feasibility study were concerns. Resolution No. 11-99-268 adopted to secure funding for the Canyon Day C-Store. Councilmember Tate made the motion with Vice Chairman Endfield seconding the motion. The resolution passed with a vote of 6-3.
6. Resolution No. 11-99-269 adopted to authorize Tribal Consultant, Milfred Cosen, to seek loan guarantee from the BIA for the purpose of securing a line of credit for the tribe. Vice Chairman Endfield made the motion with a second by Councilmember Tate. The resolution passed with a vote of 6-1-2 abstentions.
7. Resolution No. 11-99-270 adopted for submittal of application by WMA Comm. Dev. Corp. to the U.S. Dept. Of Health & Human Services, to develop the White Mountain Apache Woodworks. Councilmember Craig made the motion and Councilmember Janeway seconded the motion. The resolution passed with a vote of 6-0.

8. Kris Atwell of Watershed Productions provide a status update on video project on Quartzite Falls and showed the video. The video to be completed in January and film to be used for education and historic preservation.
9. Charles Newman of Spring Express presented history of his company and presented information to purchase bulk spring water and joint venture for bottling water. He will develop proposal for Council's consideration. San Carlos Tribal member Hutch Noline provided information on Spring Express contract with his tribe. They were advised to meet with Mildred Cosen and Laurel Lacher.
10. Rayetta Kane, Welfare Reform Coordinator, provided information on the Welfare-to-Work Program and her recommendations to provide transitional assistance utilizing Welfare-to-Work dollars and this assistance will be made available in the form of wages for vocational and/or employment training. Resolution No. 11-99-271 adopted for the Welfare-to-Work Program as recommended by the Coordinator. The motion was made by Councilmember Craig and seconded by Councilmember Janeway. The resolution passed with a vote of 8-0.
11. Tribal Education Director Linda DeClay and Paige Erickson, Environmental Planner presented information on the Vocational Rehabilitation grant and project. Linda covered the proposed increases for Higher Education with stipulations as specified by the Indian Education Committee. Resolution No. 11-99-272 adopted to implement scholarship levels for eligible Tribal members as approved by IEC. Vice Chairman Endfield made the motion and Councilmember Janeway seconded the motion. The resolution passed with a vote of 6-0.
12. Tribal Engineer/Planner Keith Jones updated Council on traffic signals at Hondah and FATCO. Resolution No. 11-99-273 adopted for the WMAT to endorse the proposed agreement between the Tribe and the State of Arizona to construct, operate and maintain traffic control signals at Hondah and FATCO by next spring. The motion was made by Councilmember Craig with a second by Councilmember Tate. The resolution passed with a vote of 10-0.
13. Resolution No. 11-99-274 adopted to guarantee repayment of the Rural Development loan in the amount of \$312,000 by the Tribe and pledging of revenues generated by the Cedar Creek Water System toward repayment of this loan. Councilmember Nez made the motion and Councilmember Cody seconded the motion. The resolution passed with a vote of 7-1-1 abstention.
14. Councilmember DeClay of District III presented his Council report. Mike Cooley of H-Market requested permission to place the Tribe's great seal on their Ikena blankets. Resolution No. 11-99-275 adopted granting approval to Mr. Cooley's request. The motion was made by Councilmember Tate and seconded by Councilmember Cody. The resolution passed with a vote of 6-0.

15. Councilmember Declay informed Council of special Christmas account that will be available for Tribal members at the H-Market. Information on cross country was also provided and Council were thanked for their support of District III community buildings. He reported the concerns of constituents regarding land requests at the Lonesome Dove area. He shared dissatisfaction of Tribal members concerning KNNB's Native Talk program but that he supports focusing on input from elders to share stories on air. A revisit of resolution regarding the Communications Board was suggested. Councilmember Declay expressed his concerns for the high level of diabetes on the reservation and requested a walk area to assist Tribal members afflicted with this disease.
16. Councilmember Craig presented her District IV Council report. Time was given to Health Authority staff members Beverly Nickels and Anthony Declay to provide an overview of Apache Health Network and diabetes grant. Resolution No. 11-99-276 adopted for approval of the Apache Health Network grant proposal. Vice Chairman Endfield made the motion with a second by Councilmember Craig. The resolution passed with a vote of 7-0.
17. Councilmember Craig stated that a report will be forthcoming from the Diabetes Program. She expressed concerns about grants and contracts regarding Health Authority and thanked all who participated in Native Vision activities in Scottsdale. On behalf of Native Vision, she will be in New York next week for their celebrity gala. Information on Women's Conference was shared and she urged participation in Men's Conference. Community concerns regarding flooding, road issues and grave sites were conveyed. She thanked the Roads Committee for their support.
18. Victor Velasquez presented resolution regarding Housing audit. Resolution No. 11-99-277 adopted for the Executive Director of Housing Authority to forward the Audit to HUD Inspector General. Councilmember Craig made the motion with a second by Councilmember Tate. The resolution passed with a vote of 7-0. Mr. Velasquez informed Council of important consultation meeting in Phoenix on November 16th with Jackie Johnson, Deputy Assistant of Native Programs.
19. The meeting recessed at 5:04 p.m. and to reconvene tomorrow.

Sincerely,



Cyndy Harvey-Burnette
Tribal Council Secretary

BRIEFS

1. The continuation of the Tribal Council meeting was called to order at 9:34 a.m. by Chairman Massey with all members of the Council present. Vice Chairman Endfield offered the invocation.
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Sincerely,

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Cyndy Harvey-Burnette
Tribal Council Secretary

WHITE MOUNTAIN APACHE TRIBE
Fort Apache Indian Reservation
Tribal Council meeting/Exec. Conf.
Friday, November 5, 1999

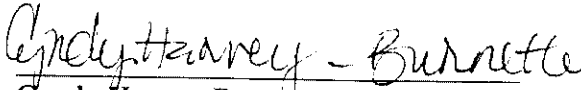
BRIEFS

1. Chairman Massey called the continuation of the Council meeting to order at 9:35 a.m. with a quorum present. Council Member Janeway was on travel. The invocation was offered by Council Member Baha-Walker.
2. Resolution No. 11-99-278 adopted to appoint Alvino Hawkins, Sr. to the Law and Order Committee. Council Member Tate made the motion and the motion was seconded by Vice Chairman Endfield. The resolution passed with a vote of 6-0.
3. Discussion on Council Member Clay's resignation status from the Law and Order Committee with input from Chairperson Reno Johnson, Sr. Resolution No. 11-99-279 adopted for nonacceptance of Council Member Clay's resignation from the Law and Order Committee. The motion was made by Council Member Baha-Walker and seconded by Council Member Nez. The resolution passed with a vote of 5-0-3 abstentions.
4. The Tribal Attorney provided a brief history of the Criminal Code and stated that today's session would focus on the primary changes within the code. Comments were shared regarding peyote, churches and defamation. It was advised to have a work session with the different programs for their input. Meeting date set for November 22, 1999.
5. Council Member Craig continued her report. She provided information on the Governor's conference on rural development, Native American Recognition Day and further reported on the trash problem at Public Works. The importance of the Domestic Violence conference was stressed with a request to grant administrative leave for participants next year. Council Member Craig urged Council to maintain FMPA decision in support of Tribal members. An update on Apache Dawn meeting in Denver was provided. Informed Health Authority Director to work together as per discussion at Health Board meeting.
6. Time was given to the Tribal Attorney who informed Council on status of Chadeen Palmer's position. Housing cannot continue funding her position as it could become an audit finding on Housing's audit standard. Supportive comments were shared on behalf of Mrs. Palmer and it was recommended that she fill the position of Public Information Officer. Resolution No. 11-99-280 adopted to appoint Chadeen Palmer to serve as the Public Information Officer with joint funding assistance from the BIA to establish this position to serve both the Tribe and the BIA. The motion was made by Council Member Craig and seconded by Council Member Cody. The resolution passed with a vote of 6-0.
7. Council Member Craig informed Council of her New York trip for the Native Vision gala. She shared her concerns that seniors are still paying for water services when resolutions were passed for waiver of these services. She further inquired as to status of Prosecution Unit and Legal Aid office. Council meeting compensation was also brought up. Discussion followed. The Tribal

Attorney to provide clarification for Council compensation-field trips and training. Council Member Craig handed out Diabetes report and reminded Council of the Men's Conference. Council Member Declay requested administrative leave for participants in the Men's Conference.

8. The Tribal Attorney reported a vacancy on the FATCO Board and provided a short bio on Charles Peone, Jr. Resolution No. 11-99-281 adopted to appoint Charles Peone, Jr. as a member on the FATCO Board of Directors. Council Member Tate made the motion and Vice Chairman Endfield seconded the motion. The resolution passed with a vote of 6-0. Council Member Tate advised that recommendation from the Council is needed to fill another vacancy on the FATCO Board.
9. The Attorney related status of NPC lease, updated Council on the Prosecution Unit and requested a special session for water rights on December 18th. Visit with Mr. Veeder on November 8, information on Elmer Clark, Little Colorado River settlement, dismissal of two suits against tribe, air quality concerns and its affects on Phoenix, Tribal Attorney to check on employing TORT claims attorney for on-going homicide cases.
10. The Assistant Tribal Attorney reported on the Queen Committee's action for removal of Miss White Mountain, now issue is tabled and referred to the Tribal Council. A lengthy discussion followed with supporting comments for the Queen.
11. Council Member Craig requested list/photos of drug dealers and handed out McNary Housing report which indicated inventory and status report with three attached resolutions.
12. Resolution No. 11-99-282 adopted granting membership into the WMAT of seventeen (17) individuals. The motion was made by Council Member Declay and seconded by Council Member Tate. The resolution passed with a vote of 7-0.
13. Resolution No. 11-99-283 adopted for the appointment of a Tribal Complete Count Committee for Census 2000. Council Member Baha-Walker made the motion and Council Member Tate seconded the motion. The resolution passed with a vote of 8-0.
14. The meeting adjourned at 5:14 p.m.

Sincerely,


Cyndy Harvey-Burnette
Tribal Council Secretary

WHITE MOUNTAIN APACHE TRIBE
Fort Apache Indian Reservation
Tribal Council meeting - Gaming
Hondah Convention Center
Monday, November 15, 1999

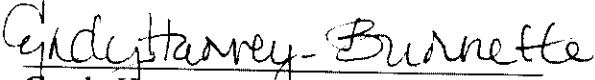
BRIEFS

1. The special Council meeting on Tribal Gaming was called to order by Chairman Massey at 9:25 a.m. with a quorum present. The invocation was offered by Raymond Endfield, Jr. Others in attendance included Bob Brauchli-Attorney, Roger Leslie-Hondah GM, Brent Curt-Assistant GM and Wayne Butler-Executive Director, Tribal Gaming Commission.
2. Chairman Massey offered introductory remarks and Roger Leslie, Hondah General Manager, gave the welcoming remarks. The Tribal Attorney, George Hesse, presented an overview of agenda and the objectives of meeting. Council were informed of two important public hearings on Indian gaming scheduled for November 30 in Payson and on December 9 in Tucson.
3. Bob Brauchli provided a legal history of Indian Gaming nationally and in the state of Arizona. The highlights of the Gaming Compact was presented including restrictions, licensing/certification of gaming employees, ADOG responsibilities and role of Minimum Internal Controls. Working with surrounding communities and a need for clearer policies for Tribal members regarding TERO ordinances was advised. Tribal member preference in employment and training was stressed.
4. Mr. Brauchli provided information on the various regulatory agencies-National Indian Gaming Commission (NICG), Arizona Dept. of Gaming (AGOD) and Tribal Gaming Office/Tribal Gaming Agencies (TGO/TGA), as well as the National Indian Gaming Assoc. (NIGA) and Arizona Indian Gaming Assoc. (AIGA). Disputes between Gaming Tribes and Arizona Dept. of Gaming was presented.
5. The compact renewal process involving AIGA's role and legal issues of the compact renewal process was presented with an overview of the Tribal Gaming Office provided by Wayne Butler. A tour of Hondah Casino followed.
6. Mr. Leslie covered strategic consideration/influences/factors in the Tribe's Gaming in the White Mountain region with emphasis on employee stability/pay, budget/cashflow, marketing efforts, tourism and the importance of boundary community political support. Revenue/expenses for Hondah from May 99 - Oct 99 and information on percentages of Tribal member vs. non-Tribal member employees was presented.
7. In discussing Gaming in the 21st Century, development of the tribe's economic base was advised, along with request for longer compact period. It was stressed that Council be aware of current issues regarding Gaming.

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8. Four priorities from outcome of the meeting included renewal term, machine limit, felonies, approval-additional machines and revenue sharing.
9. Mr. Leslie thanked Council for their presences at today's meeting which was provided to focus on issues and impacts on the White Mountain Apache Tribe.
10. The meeting adjourned at 4:35 p.m.

Sincerely,


Cyndy Harvey-Burnette
Tribal Council Secretary

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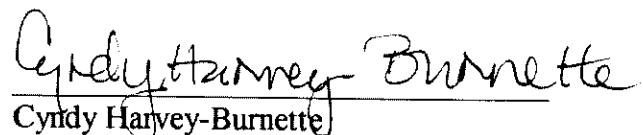
WHITE MOUNTAIN APACHE TRIBE
Fort Apache Indian Reservation
Whiteriver, Arizona
Hondah Convention Center
Tribal Council meeting/Criminal Code
Monday, November 22, 1999

BRIEFS

1. Chairman Massey called the meeting to order at 10:10 a.m. Roll call was taken with all members of the Tribal Council present except Council Member Dehose who was on leave. The invocation was offered by Julia Burnette.
2. Chairman Massey gave the opening remarks and stressed the importance of the Criminal Code. Acting Chairperson of the Law & Order Committee, Noland Clay stated that the committee conducted a final review of the Criminal Code and that Council input is needed in areas of sensitive issues and urged all to ask questions.
3. The Tribal Attorney stated that the objective for today's meeting is to seek approval by Council for Chapters 1 & 2 of Criminal Code. George and Leo Mazursky reviewed all changes in Chapter 2.
4. Introduction of Christine Chiesl, Revolving Credit Director, was conducted at this time.
5. Some of the recommendations included:
 - a. Protection of Tribal Council Members, all officers, and Tribal members in the assault section. It was advised that stricter sentences were needed. The addition of verbal assault in this section was recommended.
 - b. The need for stricter penalties for criminal negligence for witnesses was suggested.
 - c. The housing of criminals at Whiteriver who committed felony acts was a concern as the tribe incurs costs and this process delays federal sentencing.
 - d. To place Criminal damage in the Domestic Violence law. Extreme cases need to have higher fines/sentences.
 - e. Provision for nuisance.
 - f. Addition of community service under Littering.
 - g. Public Intoxication - second offense to rehab. It was recommended to keep the original 60 days/\$60.00 fine, or both. More support was advised under Public Intoxication as some are SSI recipients.

- h. Teamwork between Law & Order committee, Tribal Council, Law Enforcement and Rainbow Center.
 - I. Focus on assisting people and notification of Law & Order committee meetings.
6. In his closing remarks, Chairman Massey spoke on the uniqueness of the WMAT which influences the types of laws passed and enforced on the reservation. He also remarked on the valid recommendations from the Law & Order Committee as the Criminal Code was pending a review for the last 4 to 5 years. Chairman Massey announced that the Tribal Council radio reports will cease due to upcoming Council elections and resume after the general election.
 7. The Tribal Attorney stated that adoption of Chapters 1 and 2 will be presented at the Council meeting of December 1, 1999.
 8. The meeting adjourned at 4:40 p.m.

Sincerely,


Cyndy Harvey-Burnette
Tribal Council Secretary