

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

- WHEREAS**, the Public Works Department has identified several construction projects which will require large contracts for concrete and ABC materials; and
- WHEREAS**, the Public Works staff took council members on a tour last month to demonstrate the condition of some of the equipment that would be needed for those projects; and
- WHEREAS**, it has been determined that it would be more cost effective for the Public Works Department to purchase a portable crusher and feeder and refinance a cat wheel loader for those projects; and
- WHEREAS**, Public Works has received a proposal from Wells Fargo to finance both pieces of equipment for a term of 36 months; and
- WHEREAS**, the lease payments for the crusher would amount to \$5,794.69 per month for a total of \$186,800.00; and
- WHEREAS**, the monthly lease payments for the cat wheel loader would amount to \$4,862.77 per month for a total cost of \$156,758.10; and
- WHEREAS**, the final terms on leasing documents have not been presented, and will need further review and negotiations between the Tribe and the lender; and
- WHEREAS**, the Tribal Council is asked to give approval to commit to a lease purchase proposal and undertake final negotiations.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes the Public Works Department to purchase through a lease finance transaction, for a term not to exceed 36 months, the portable jaw crusher – vibrating feeder, and the 972G cat wheel loader, subject to the terms set forth above.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby delegates authority to the Tribal Chairman with the assistance of the Tribal Treasurer and the Legal Department to negotiate final terms for the financing subject to the limitations set forth above, with the understanding that should more competitive terms be made available that the Tribe will negotiate a contract for the more competitive rates, and if any further Council approval is needed to complete the transaction, the revised proposal will be returned to the Tribal Council for final review and approval at that time.

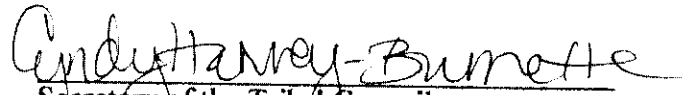
The foregoing resolution was on JULY 10, 2002 duly adopted by a vote of SIX for and ZERO against by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it by Article IV, Section 1 (a), (b), (h), (s), (t), and (u) of the Constitution of the Tribe, ratified by the

Resolution No. 07-2002-158

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).

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Chairman of the Tribal Council


Secretary of the Tribal Council