

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

WHEREAS, the Tribal Council Secretary, Cyndy Harvey-Burnette, has prepared briefs of the Tribal Council meetings for October 1, October 3, 4 & 5 and October 24, 2001, and has presented them to the Tribal Council this date for approval; and

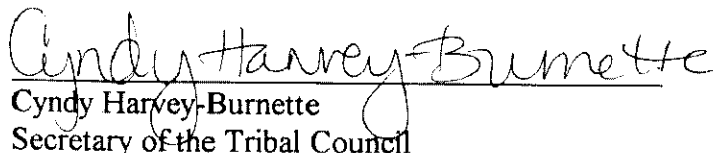
WHEREAS, after reading the briefs to the Tribal Council, the Tribal Council concludes that the briefs for October 1, October 3, 4 & 5 and October 24, 2001, should be approved as presented.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves the Tribal Council meeting briefs for October 1, October 3, 4 & 5 and October 24, 2001.

The foregoing resolution was on August 2, 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), (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).



Dallas Massey, Sr.
Chairman of the Tribal Council



Cyndy Harvey-Burnette
Secretary of the Tribal Council

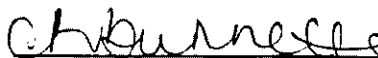
White Mountain Apache Tribe
Fort Apache Indian Reservation
Tribal Council meeting
Executive Conference Room
Monday, October 1, 2001

COUNCIL MEETING BRIEFS

The meeting was called to order at 9:20 a.m. by Chairman Massey with a quorum present. The invocation was offered by Council Member Craig. Council Member Baha-Walker was on annual leave and Council Member Clay was on sick leave. Others in attendance: Paul Declay, Molly & Jim Pitts, Rachel Endfield, Robert Lacapa, Maury Williams, Fred von Bonin, Brenda Begay and Dallas Gregg.

1. After opening remarks by Chairman Massey about purpose of today's meeting, he turned the time to Paul Declay, Tribal Forest Manager.
2. Mr. Declay stated that today recommendations and alternatives for the Forest Management Deduction Plan will be presented. Community input favored larger trees and this will be considered for the Plan. Tribal and BIA staff were introduced.
3. Tribal Forestry and BIA staff gave a presentation of the preferred alternative.
4. Concerns/comments from Council: need for best spruce management and early treatment of damaged trees as well as identifying damaged/undamaged areas. Staff to monitor the Hondah area due to its future growth.
5. It was recommended that herbicide use should be approved by Council and that an evaluation of its effectiveness needs to be monitored. Council requested to view prescribed burn areas. Concerns on lack of re-forestation and re-growth was commented on. Staff was informed of McNary resident's disappointment with the thinning process. The lack of prosecution as it relates to arson fires was another concern. The staff was further advised to irrigate timber stands with water and study these plots for comparisons.
6. The Tribal Council was advised that input is needed regarding management of cultural areas and the Cultural Specialist to be involved. Final review of the Plan will be at the end of October.
7. Council discussed ceasing all Council radio reports and Resolution No. 10-2001-262 adopted to cease all Council radio reports as soon as possible. Motion: Council Member Dehose, 2nd-Council Member Lupe. Vote: 6-1-1 abstention.
8. The meeting adjourned at 5:10 p.m.

Sincerely,



Cyndy Harvey-Burnette
Council Secretary

White Mountain Apache Tribe
Fort Apache Indian Reservation
Tribal Council meeting-Chambers
Wednesday, October 3, 2001

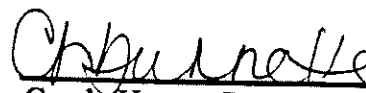
COUNCIL MEETING BRIEFS

The meeting was called to order at 9:15 a.m. by Chairman Massey with all Council members present, except Council Member Baha-Walker who was on annual leave. The invocation was offered by Vice Chairman Endfield.

1. Ross Susan and Cynthia Ethelbah shared their concerns regarding the Cedar Creek community water problems. Jimmy Brownfeather of Utility explained the electrical problems. Council Member Nez read letter from Mr. Moeller, IHS Project Engineer, on update on the Cedar Creek Water Project. She further advised the community members to be patient and thanked all involved with the new water system.
2. Resolution No. 10-2001-263 adopted to speed the Cedar Creek Water Project, to identify problems and implement computer system for quick resolution to water problems. Motion: Council Member Craig, 2nd-Council Member Nez. Vote: 9-0.
3. Abel Burnette, Sr. requested reinstatement at Hondah. John Williams, Roy Colelay, Ray Burnette, Alvin Declay and various Council Members provided supporting comments on Mr. Burnette's behalf. Resolution No. 10-2001-264 adopted to reinstate Abel Burnette, Sr. at Hondah as soon as possible with back pay, further, to review other personnel issues at Hondah. Motion: Vice Chairman Endfield, 2nd-Council Member Clay. Vote: 9-0. Mr. Burnette was advised to report to his supervisor and to follow his job description.
4. Jackie Altaha informed Council of plans to attend the 100-year celebration at Riverside Indian School with Miss Indian Teen World and 15 parents but lack transportation and requested a van. Ms. Altaha to check with TRS on use of three vans. Second option is to check into renting vans either in Phoenix or Show Low.
5. Caroline Alchesay shared her concerns on her son's murderer being released from jail. Julia Burnette offered supporting comments for Mrs. Alchesay. They were advised that the case is pending, therefore, it cannot be discussed.
6. Fern Kessay and Kona Beatty requested a business license to open a hair & nail salon and copies of their business plan was shared with Council. Resolution No. 10-2001-265 adopted to issue a business license to Fern Kessay and Kona Beatty. Motion: Vice Chairman Endfield, 2nd-Council Member Lupe. Vote: 8-0. They were advised to speak with Sylvia Endfield at the Commercial Center on site.
7. At Delta Kindelay's request for an Executive Session, Council Member Nez made a motion for the meeting to go into Executive Session, seconded by Council Member Clay. Vote: 8-0. The meeting went into executive session from 11:50 a.m. to 12:25 p.m.
8. Resolution No. 10-2001-266 adopted to approve back payment to Mr. Carlton Kindelay from June 27 through October 5, 2001 and to return to employment at

- Social Services Department. Motion: Vice Chairman Endfield, 2nd-Council Member Nez. Vote: 8-0.
9. Ardell Caddo, Virgilene and Viola Danford shared comments and concerns on behalf of the late Nephi Danford and on Brandy Brawley's pardon. The Assistant Tribal Attorney David Osterfeld explained Brandy's charges and he also explained review of pardon process. Several Council Members commented on the pardon issue and the effects of pardoning across Indian Country was a major concern. Caution was advised.
 10. Jacob Henry informed Council that \$6K was received from Navajo County for the Apache Youth Program. He requested office space within the Cibecue Athletic Department. Resolution No. 10-2001-267 adopted for approval of office space to the Apache Youth Program. Motion: Council Member Dehose, 2nd-Vice Chairman Endfield. Vote: 7-0.
 11. Salina Alsenay informed Council of her desire to attend the Education America College and of her interest in Forensic Psychology. It was advised to hear from Tribal Education.
 12. Council Member Nez report: invited Council to the 100-year celebration at Riverside next weekend. The communities of Cedar Creek and Carrizo would like to use Lee Bass funds. Regarding the removal of abandoned vehicles, she was advised to obtain owner's consent via signatures. The Carrizo library will be started shortly as books were received, although shelves are needed. A Police Office is needed as Carrizo continues to have vandalism problems. Sunrise problems mentioned briefly.
 13. As part of suicide prevention, closure of liquor store on last Sunday of the month was advised. This lead to comments on jail facilities. Ms. Nez reported funds are needed for payment/room/meals for speaker for conference scheduled October 23-25, 2001. Phoebe informed Council the Human Resources building is infested with mice which is unhealthy. Bee problems were mentioned as well.
 14. Council Member Burnette and Craig mentioned that Lee Bass funding was incorrectly charged to their accounts. They were advised to check with Michelle Austin, Controller.
 15. The meeting recessed at 4:50 p.m.

Sincerely,



Cyndy Harvey-Burnette
Council Secretary

White Mountain Apache Tribe
Fort Apache Indian Reservation
Tribal Council meeting
Executive Conference Room
Thursday, October 4, 2001

COUNCIL MEETING BRIEFS

The meeting continued at 9:32 a.m. as called by Chairman Massey. Council Member Baha-Walker was on annual leave. The invocation was offered by Council Member Nez.

1. Linda DeClay and Sara Pena of Tribal Education referenced policy which supports funding for only accredited colleges or universities. It was stated that the decision of the Scholarship Review Committee is final. A suggestion was made that future student financial requests should be referred back to Tribal Education.
2. Herbert Tate, Jackie Alaha, Zelmora and Brandy Danford responded to comments made by Virgilene and Viola Danford yesterday.
3. Council was informed by Chairman Massey of a recovered tribal flag of many years ago and they also had opportunity to view it. As a form of thanks, the couple involved in returning the flag will be sent jackets.
4. Richard Palmer, Transportation Coordinator, informed Council of HURF funding availability through Navajo County which will fund ten Tribal projects if the WMAT is selected. The priority listing was discussed with a request for the addition of McNary roads and the road to old stockman's house in Ft. Apache.
5. Resolution No. 10-2001-268 adopted for the tribe to apply for HURF funding through Navajo County. Motion: Vice Chairman Endfield, 2nd-Council Member Clay. Vote: 8-0.
6. Bob Connor presented his proposal to change the Arizona Cardinals to the Arizona Apaches. Mr. Connor was advised to present this information at upcoming Apache Coalition meeting. The Tribal Attorney advised to check with the Apache Cultural Board.
7. Marilyn Lovato, Sunrise General Manager, introduced her staff and reported on the revised organizational and flow charts.
8. Mable and Paul Walker shared information on recent personnel actions taken at Sunrise. Other complaints pertaining to Sunrise were discussed. The legal staff to define conflict of interest and report to Council. Resolution No. 10-2001-269 adopted for Mable Walker to assume her former position in the Human Resources Department at Sunrise. Motion: Council Member Lupe, 2nd-Vice Chairman Endfield. Vote: 9-0.
9. Sunrise's capital request was prioritized and Mrs. Lovato to present this request to the Finance & Budget Committee.
10. Carla Baha-Alchesay and Dr Yost of IHS presented a brief budget update. Council was updated on the CHS budget expenditures whereby many patients were assisted with Dental or Eye care. Ms. Baha-Alchesay explained that different requirements (knowledge, skills and abilities) vary among hospitals.
11. The meeting recessed at 5:25 p.m.

Sincerely,



Cyndy Harvey-Burnette
Council Secretary

White Mountain Apache Tribe
Fort Apache Indian Reservation
Tribal Council meeting
Executive Conference Room
Friday, October 5, 2001

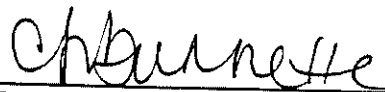
COUNCIL MEETING BRIEFS

Chairman Massey called the meeting to order at 9:20 a.m. Council Member Baha-Walker was on annual leave and Council Member Clay was absent. The invocation was offered by Council Member Cruz.

1. The 2001 Fair report was presented by Angeline Lee, Fair Manager. Many comments and suggestions were offered by Council for improvements. Ms. Lee was commended on her work.
2. Council Member Cruz requested a special Council meeting for Social Services regarding 25 CFR and an enrollment issue. Meeting scheduled for October 18, 2001.
3. Council Member Nez asked if the tribe can pay for costs of Jonathan Kessay's damaged vehicle as he is employed with Communications and uses his own personal vehicle on the job. Total costs is about \$380.00. Ms. Nez was advised to check with Michelle Austin, Controller. She further requested a four-wheel vehicle for the Communications department and she is to check with Elton Crocker.
4. Tribal Historic Preservation Officer (THPO), John Welch, reported that the WMAT is one of three finalist for the Silver Otter award, application on file for National Science Foundation to provide training for undergraduate students and grand opening for the newly renovated Fort Apache Post Office will be held on October 22, 2001. Resolution No. 10-2001-270 adopted to authorize and endorse the THPO to complete and submit to the Keeper of the National Register a nomination for the Lower Cibecue Lutheran Mission. Motion: Vice Chairman Endfield, 2nd-Council Member Cody. Vote: 8-0.
5. Resolution No. 10-2001-271 adopted to authorize and endorse the THPO to finalize and promulgate, in consultation with the Tribal Attorney and Environmental Planner, the White Mountain Apache Tribe Interim Survey/Consultation and Fee Policy. Motion: Council Member Dehose, 2nd-Council Member Nez. Vote: 8-0.
6. Council was provided copies of the Heritage Program Organizational chart.
7. Realty Specialist, Cheryl Minjarez presented the next two resolutions: Resolution No. 10-2001-272 adopted to grant an extension of the Memorandum of Agreement with the BIA for performance of custodial and utility services at the Whiteriver Fire Management Building, from October 1, 2000 through September 30, 2001. Motion: Council Member Craig, 2nd-Vice Chairman Endfield. Vote: 8-0.
8. A lengthy discussion followed after second resolution was read. Cibecue and Hondah communities to meet for discussion of potential sites for homes. Once

- communities are informed and sites located, to be presented to the Tribal Council again. Resolution No. 10-2001-273 adopted for approval of Addendum to Lease with the White Mountain Apache Housing Authority, for the Third and Fourth Phase of the Apache Dawn Project, for homes to be constructed within the community of Cedar Creek. Motion: Council Member Nez, 2nd-Vice Chairman Endfield. Vote: 8-0.
9. The Tribal Attorney reported in executive session from 12:50 to 2:00 p.m.
 10. Resolution No. 10-2001-274 adopted to request that the BIA address the issues and concerns of the Tribe, in respect to the draft Environmental Assessment for the yet to be presented Forest Management Plan. The BIA also to prepare a report as to the extent to which the prior ten year Forest Management Plan's economic and forest management goals have been actualized and achieved not only in table form, and by appropriate and detailed analysis, but in a comprehensive narrative with appropriate references to documentation. Motion: Council Member Dehose, 2nd-Council Member Cody. Vote: 8-0.
 11. Resolution No. 10-2001-275 adopted for approval of special Counsel Contract with Jay Natoli in the area of negligence and tort defense primarily through the Tribe's Risk Management Program. Motion: Council Member Dehose, 2nd-Council Member Cruz. Vote: 8-0.
 12. Resolution No. 10-2001-276 adopted for approval of special Counsel Contract with Amy Mignella in the area of the Navopache Rate Case and other natural resources issues. Motion: Council Member Nez, 2nd-Council Member Craig. Vote: 8-0.
 13. Council Member Craig reported that \$165K was received from the NARCH grant for the next four years. She read proposed resolution for amendment to the Election Code, Chapter Five, sections 5.1 and 5.6. Some Council Members favored reviewing the amendment after the election, so Council Member Craig will re-introduce this next year.
 14. Council Member Craig again issued invitation to Council for the New York City fundraiser scheduled for November 9, 2001 on behalf of Native Vision.
 15. The meeting adjourned at 2:13 p.m.

Sincerely,



Cyndy Harvey-Burnette
Council Secretary

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White Mountain Apache Tribe
Fort Apache Indian Reservation
Tribal Council meeting
Executive Conference Room
Wednesday, October 24, 2001


COUNCIL MEETING BRIEFS

Chairman Massey called the special Council meeting to order at 1:44 p.m. A quorum of the Council was present. Council Member Baha-Walker was on annual leave and Council Member Clay was on sick leave. The invocation was offered by Council Member Nez. Personnel from Housing Authority, Public Works, Planning and IHS-OEH and Hondah Home Center were also present.

1. In opening comments, Chairman Massey referenced the importance of the Apache Dawn Project and he clarified roles of communities and livestock associations with regard to land.
2. Victor Velasquez, Housing Authority Executive Director, stressed the deadline of November 2002 to complete the Apache Dawn Project for which \$25M was approved. NAHASDA law for fund use was explained. He requested approval of Addendum to Lease for the third and fourth phase of the Apache Dawn Project for 100 homes to be built within the communities of Cibecue and Hondah.
3. Mike Stover, OEH-IHS, gave specifics on the proposed waste and water facilities. The integrated centralized system will alleviate problems now experienced.
4. District I Council Members Lupe and Dehose referenced the low community meeting turnout, lack of knowledge of site selected for the homes and question on financial aspect of homes. Another concern stated was that Cibecue was not part of Apache Dawn in the beginning, the TARS problem at Housing and the non-guarantee of bank rates. An option for Cibecue is that some of the older homes were reappraised for availability to those who do not qualify for Apache Dawn.
5. Minda Lupe, Housing Authority, provided monthly payment and loan information, as well as application status for the Apache Dawn project.
6. Vice Chairman of the Housing Authority, Reno Johnson, Sr., urged Council to support proposed resolution which will provide much needed employment and housing for tribal members. Mr. Johnson had Council Secretary read correspondence to the Tribal Council from the Housing Authority Board.
7. Vice Chairman Enfield referenced that in the past Greenburg Construction did not utilize local products/personnel in building homes but currently the Apache Dawn Project benefits FATCO, Hondah Home Center and Public Works Department.
8. Council Member Craig explained her role as a prior Chairperson of the Housing Authority Board. She stated that the North Fork community wants to preserve the land for their future children/grandchildren. The Hondah community will meet on October 30, 2001. She stressed that she has to listen to the people. The rent-to-own aspect of Apache Dawn was not approved by Council.
9. The role and importance of the TPPR committee was explained. Housing Authority Board Chair Andrew Kinney and Housing staff Gladys Bencomo and

- Vernona Dazen and Tom Francis and Al Brooks of Public Works all offered comments in support of the Apache Dawn project.
10. Council Member Nez offered thanks on behalf of the Cedar Creek community for the pending new homes. Council Member Burnette referenced the low incomes on the reservation and expressed his concern about house payments. Council Member Cody expressed his support for housing and for the fact that funds remain within the reservation.
 11. Paige Erickson, Environmental Planner, explained the TPPR panel purpose.
 12. Roger Leslie, Hondah General Manager, offered his comments about Hondah supporting the Apache Dawn project, referencing futuristic benefits.
 13. Resolution No. 10-2001-278 adopted for approval of the Addendum to Lease with the Housing Authority for the Third and Fourth Phase of the Apache Dawn Project, which consists of approximately 100 homes to be constructed within the communities of Cibecue and Hondah. Motion: Vice Chairman Endfield, 2nd - Council Member Cody. Vote: 5-0-4 abstentions.
 14. The meeting adjourned at 5:00 p.m.

Sincerely,



Cyndy Harvey-Burnette
Council Secretary