

**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 February 7, February 13 & 14, February 22 and February 25, 2002 and has presented them to the Tribal Council this date for approval; and

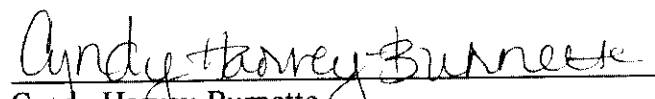
WHEREAS, after reading the briefs to the Tribal Council, the Tribal Council concludes that the briefs for February 7, February 13 & 14, February 22 and February 25, 2002, should be approved as presented.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves the Tribal Council meeting briefs for February 7, February 13 & 14, February 22 and February 25, 2002.

The foregoing resolution was on August 2, 2002, duly adopted by a vote of EIGHT 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
Tribal Council Chambers
Thursday, February 7, 2002

COUNCIL MEETING BRIEFS

Chairman Massey called the meeting to order at 1:14 p.m., followed by the invocation which was offered by Council Member Baha-Walker. Vice Chairman Endfield and Council Member Clay were excused.

1. Gladys Bencomo, the Election Commission Chairperson, read resolution regarding the certification of the primary election results and Resolution No. 02-2002-19 was adopted approving the 2002 primary election results. Motion: Council Member Nez, 2nd-Council Member Baha-Walker. Vote: 8-0.
2. Richard DiValentino of W&ORD requested revisions to Resolution No. 11-2002-318 (approval of Sawtooth/G5 Tank Prescribe Burn project). The Tribal Attorney George Hesse advised to alter terms in new resolution, referencing old resolution and state reasons. Resolution No. 02-2002-20 adopted to approve revisions to Resolution No. 11-2001-318. Motion: Council Member Nez, 2nd-Council Member Cody. Vote: 7-1.
3. The Tribal Attorney reported in Executive Session from 1:46 to 3:11 p.m.
4. Resolution No. 02-2002-21 adopted to support the gaming frame work . Motion: Council Member Lupe, 2nd-Council Member Baha-Walker. Vote: 6-0.
5. Ben Nuvamsa, BIA Superintendent, reported on the task force retreat and read portions of Secretary Norton's testimony. He informed Council that shut down of internet access was due to national security. Copies of receiver ship/trust functions will be forwarded to the Tribal Council, along with copies of testimonies. A budget update and information on reorganization was provided. Mr. Nuvamsa reported that locally funds are available for new ire management center.
6. The meeting adjourned at 3:22 p.m.

Sincerely,



Cyndy Harvey-Burnette
Council Secretary

White Mountain Apache Tribe
Fort Apache Indian Reservation
Tribal Council meeting
Hondah Board Room
Wednesday, February 13, 2002

COUNCIL MEETING BRIEFS

Chairman Massey called the meeting to order at 10:28 a.m. with a quorum of the Council present. Vice Chairman Endfield and Council Member Clay were on leave and Council Members Dehose and Craig were on travel. The invocation was offered by Council Member Cody.

1. Tribal member Lydia Sedillo briefly informed Council of events related to possible "discrepancies, injustice or misconduct" in the White Mountain Apache Tribal Court.
2. Ms. Sedillo advised the Tribal Council to review information which she provided to them due to the serious nature of the offense as the federal government can claim jurisdiction in civil rights violations.
3. The meeting adjourned at 10:50 a.m.

Sincerely,



Cyndy Harvey-Burnette
Council Secretary

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White Mountain Apache Tribe
Fort Apache Indian Reservation
Tribal Council meeting
Council Chambers
Thursday, February 14, 2002

COUNCIL MEETING BRIEFS

The meeting was called to order at 9:35 a.m. by Chairman Massey with a quorum present. Vice Chairman Endfield and Council Member Clay were on leave and Council Members Dehose and Nez were on travel. Council Member Baha-Walker was absent. The invocation was offered by Council Member Lupe.

1. Mr. Bob Connor informed Council that the Tonto, Yavapai and San Carlos Apache tribes have supported his proposal to change the Arizona Cardinals name to Arizona Apaches and would like the White Mountain Apache Tribe to also support this. There was a request from Council to see supporting documents from the other tribes. Council Member Cody made the motion to support proposal but later withdrew his motion as there was no second. Furthermore, it was agreed that Chairman Massey and the Tribal Attorney George Hesse would present this information at the next Apache Coalition meeting.
2. Steve Thompson, Minister, requested Tribal consent and permission to continue ministry work on the reservation. After the Tribal Attorney George Hesse explained the lease system, he was advised to work with Mr. Thompson on this matter.
3. John Starks of KNAU requested permission to utilize the Cooley Mountain transmission site. The Tribal Attorney explained cost savings that would be beneficial to KNNB. It was advised that the Communications Committee be informed and involved so Mr. Starks was referred to meet with the Committee.
4. There was a break from 10:25 a.m. until 1:30 p.m.
5. Molly Pitts of Tribal Forestry informed Council that further restoration work is required at the Cedar Creek Waterfall Spring area and this can be accomplished with available BIA funding. Resolution No. 02-2002-22 adopted to authorize Tribal Forestry Department to request funding from the BIA to continue the restoration work at the Cedar Creek Waterfall Spring. Motion: Council Member Cody, 2nd-Council Member Craig. Vote: 6-0.
6. Special Counsel Sylvia Cates presented information on the co-op agreement between the U.S. Fish and Wildlife Service and the tribe's Wildlife & Outdoor Recreation Division. Cynthia Westfall-Dale of W&ORD provided information about the Defenders of Wildlife funding and on the signing ceremony to be scheduled. Krista Beazeley also with W&ORD, offered thanks to Council for her job and college education. She further gave an update on the Mexican wolves. Resolution No. 02-2002-23 adopted for approval of a five-year cooperative agreement with the U.S. Fish and Wildlife Service. Motion: Council Member Burnette, 2nd-Council Member Cruz. Vote: 5-0.

7. Alethia Velasquez, Director of the Apache Diabetes Wellness Center, presented an update of this program, along with information on program funding and allocations. Information on the proposed funding transfer – Diabetes related positions - with the Whiteriver Service Unit was provided by Donna Vigil, Health Authority Director. Resolution No. 02-2002-24 adopted for approval of the proposed funding transfer with I H S regarding Diabetes related positions. Motion: Council Member Craig, 2nd-Council Member Cruz. Vote: 5-0.
8. Dr. Randall, WRUSD Superintendent, Mrs. Palmer, AHS Principal, Michelle Holden-Paxson and Jeremiah Cota, AHS student council members, shared their concerns regarding the high use of alcohol by students. The students brought many empty liquor bottles found on the school property. Their suggestions included a shut down of bootleggers, stricter laws, alcohol awareness and prevention. A concerned parent, Becky Ethelbah, also shared her comments.
9. Travis Clarkson suggested use of the bar code system as an option. Council responded with comments about strengthening the Judicial Code, to assist the school with their efforts and to work with the Police Department.
10. Dr. Randall provided a brief construction update on schools.
11. Kathleen Norton and Keri Paradis, representatives of Arizona Animal and Wildlife League, shared their request to hold a free spay/neuter clinic in Whiteriver. Resolution No 02-2002-25 adopted for approval to provide free spay/neuter services in Whiteriver on August 23 – 25, 2002. Motion: Council Member Cody, 2nd-Council Member Craig. Vote: 5-0.
12. Jim Youtz of BIA Forestry asked Council for clarification of the postponed Turkey Creek West Timber Sale field trip. The field trip to be rescheduled end of March.
13. David Kitcheyan and Jesse Palmer of W&ORD covered proposed changes for the 2002-2003 Non-Member Hunting Regulations. Resolution No. 02-2002-26 adopted for approval of these regulations. Motion: Council Member Cody, 2nd-Council Member Cruz. Vote: 4-1. Council Member Craig stated reasons for her opposition.
14. Dr. Ray Reid presented two manuscripts to Council for approval. Resolution No. 02-2002-27 adopted to approve publication of the manuscript, “Respiratory Syncytial Virus (RSV) Infection in White Mountain Apache Children”. Motion: Council Member Craig, 2nd- Council Member Burnette. Vote: 5-0.
15. Resolution No 02-2002-27A adopted to approve publication of the manuscript, “Transient and Persistent Helicobacter pylori Colonization in Native American Children”. Motion: Council Member Craig, 2nd-Council Member Burnette. Vote: 5-0. Dr. Reid expressed his concerns about the alcohol problem the tribe is faced with. He stated that assistance is available through Johns Hopkins program.
16. Tribal member Jaki Baha-Alchesay, who was terminated from Sunrise, requested back pay and a position within the tribe. Council offered supporting comments on her behalf and Resolution No. 02-2002-28 was adopted to reinstate her at Sunrise with back pay. Motion: Council Member Craig, 2nd-Council Member Burnette. Vote: 5-0.
17. Tribal members Rhonda Holden and Lisa Leonard requested a vehicle to transport JFK School royalties to Salt Lake City, Utah at the invitation of Miss Indian Teen

World. They have checked with many departments with no success. After further discussion, it was advised to check with Wildlife & Outdoor Recreation Division for a vehicle.

18. Tribal member Tim Gatewood presented letter to the Tribal Council and requested a resolution to prohibit the use of his late brother Tenney Gatewood, Jr.'s name without family approval. Resolution No. 02-2002-29 adopted approving Mr. Tim Gatewood's request. Motion: Council Member Craig, 2nd- Council Member Burnette. Vote: 5-0.
19. Tribal member Lula Ivins shared comments on behalf of her daughter, Lydia Sedillo.
20. The Assistant Tribal Attorney, David Osterfeld, provided information pertaining to the proposed settlement arrangement that involves KNNB and Mr. William Konopnicki. Resolution No. 02-2002-30 adopted to approve the settlement agreement for channel 294 frequency. Motion: Council Member Craig, 2nd- Council Member Cruz. Vote: 5-0.
21. The meeting adjourned at 5:35 p.m.

Sincerely,



Cyndy Harvey-Burnette
Council Secretary

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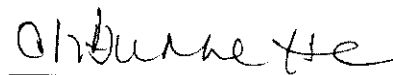
White Mountain Apache Tribe
Fort Apache Indian Reservation
Tribal Council meeting
Executive Conference Room
Friday, February 22, 2002

COUNCIL MEETING BRIEFS

Chairman Massey called the meeting to order at 3:30 p.m. with a quorum of the Council present. Council Members Dehose, Nez, Baha-Walker and Clay were absent. The invocation was offered by Council Member Cruz.

1. Assistant Tribal Attorney David Osterfeld presented the following three resolutions: Resolution No. 02-2002-31 adopted for modification of Treetop Auto Body lease to add Timothy D. Coppedge as co-owner and co-lessee. Motion: Council Member Cody, 2nd - Council Member Cruz. Vote: 4-0-1 abstention.
2. Resolution No. 02-2002-32 adopted to authorize the Chairman and the Historic Preservation Officer to enter into a grant agreement with the National Park Service to provide funding for fire protection preservation treatments to historic structures within the Fort Apache Historic District. Motion: Council Member Craig, 2nd-Council Member Burnette. Vote: 6-0.
3. Resolution No. 02-2002-33 adopted to authorize the Chairman and the Historic Preservation Officer to enter into a grant agreement with NPS that will provide funding for preservation treatments to Kinishba Ruins National Historic Landmark. Motion: Council Member Cody, 2nd-Vice Chairman Endfield. Vote: 6-0.
4. The Public Information Officer Chadeen Palmer clarified the press announcement regarding Arizona Indian Gaming Association's (AIGA) agreement for new gaming compacts and referenced e-mail from David Lasarte which indicates the next AIGA meeting.
5. Ben Nuvamsa, BIA Superintendent, updated Council of scheduled meetings and budget information.
6. Chairman Massey announced the upcoming resignation of Kevin Buck, Grants and Contracts Supervisor and that the position will be advertised in-house.
7. The meeting adjourned at 3:50 p.m.

Sincerely,



Cyndy Harvey-Burnette
Council Secretary

White Mountain Apache Tribe
Fort Apache Indian Reservation
Tribal Council meeting
Executive Conference Room
Monday, February 25, 2002

COUNCIL MEETING BRIEFS

Chairman Massey called the meeting to order at 4:30 p.m., following the briefing on electric utility issues. Roll call followed with a quorum present. Council member Dehose and Baha-Walker were absent. Council member Nez was on travel. The invocation was offered earlier by Council Member Craig.

1. The following proposed resolution was discussed with suggested additions: Resolution No. 02-2002-34 adopted directing the Legal and Engineering/Planning Departments, through the Tribal Attorney and Tribal Engineer, to assign personnel to apply for energy related grant funds as available. Motion: Vice Chairman Endfield, 2nd-Council Member Burnette. Vote: 5-0.
2. Chairman Massey and Tribal Attorney George Hesse provided information on meetings with Navopache Electric and a settlement update was presented as well.
3. Council Member Craig referenced Leo Smith's letter and questioned when this will be addressed. Chairman Massey to forward information to her.
4. Council Member Craig informed Council that Jaki Baha-Alchesay was denied back pay although a resolution was passed supporting this request along with reinstatement at Sunrise. The Tribal Attorney to look into this matter.
5. Ben Nuvamsa, BIA Superintendent, presented an update of meetings, hearings and training scheduled.
6. The meeting adjourned at 4:55 p.m.

Sincerely,



Cyndy Harvey-Burnette
Council Secretary

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