



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

(Authorizing Housing Assistance for Evelena “Abby” Smith)

- WHEREAS**, pursuant to Article IV, Section 1(a) of the Constitution of the White Mountain Apache Tribe, *inter alia*, the Tribal Council has the authority to represent the Tribe and act in all matters that concern the welfare of the Tribe; and
- WHEREAS**, pursuant to Tribal Council Resolution No. 05-2007-171, dated May 1, 2007, entitled “Authorizing Housing Assistance for Evelena ‘Abby’ Smith,” Ms. Smith was to be placed as a priority for housing; and
- WHEREAS**, White Mountain Apache Housing Authority staff advised Ms. Smith that Unit Number 240 was available, and in reliance she sent deposits to the Utility Authority, Apache Propane and Solid Waste; and
- WHEREAS**, at the same time, unbeknownst to Ms. Smith, Unit Number 240 was provided to someone else in contravention to Resolution No. 05-2007-171, as she was first in priority; and
- WHEREAS**, Ms. Smith requests that she be re-assigned Unit Number 240 and that this request remains urgent given the exigent circumstances involving her children; and
- WHEREAS**, after consideration, the Tribal Council finds that the Housing Authority and CDC should immediately assign Ms. Smith in Unit Number 240 given the circumstances of her case; and
- WHEREAS**, given the urgency of Ms. Smith’s request, the Tribal Council further finds that an emergency action on her request needs to be considered and made outside of its regularly scheduled meeting; and
- WHEREAS**, the Tribal Council further finds that: (1) this Resolution may be voted upon by signature of a member of the Tribal Council where a signature indicates a vote for this Resolution, (2) the Tribal Council Secretary should attempt to obtain signatures for members of the Tribal Council personally, (3) no signature would mean that the respective Tribal Council member is against this Resolution, (4) the Tribal Council Secretary should wait no longer than a reasonable period of time to obtain a vote by signature or by no signature and so indicate that this Resolution was presented to the respective member of the Tribal Council for a vote.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Housing Authority and CDC are hereby directed to assign Evelena “Abby” Smith Unit Number 240.

Resolution No. 05-2007-198

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Chairman, or in his absence, the Vice Chairwoman, is hereby authorized to execute any and all document necessary to effectuate the intent of this Resolution.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that given the urgency of the request of Ms. Smith, this Resolution may be voted upon as follows: (a) by signature of a member of the Tribal Council, including the Chairman and Vice Chairwoman of the Tribal Council, where a signature indicates a vote for this Resolution, (b) the Tribal Council Secretary should attempt to obtain signatures for members of the Tribal Council personally, (c) no signature would mean that the respective Tribal Council member is against this Resolution, (d) the Tribal Council Secretary should wait no longer than a reasonable period of time to obtain a vote by signature or by no signature and so indicate that this Resolution was presented to the respective member of the Tribal Council for a vote.

The foregoing resolution was on May 10, 2007, duly adopted by a vote of EIGHT for and ZERO against by the Tribal Council of the White Mountain Apache Tribe, pursuant to the authority vested in it by Article IV, Section 1 (a), (b), (s), (t), and (u) of the Constitution of the Tribe, ratified by the 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).

Maryann...
ACTING Chairman of the Tribal Council

Cyndy R. Harvey
Secretary of the Tribal Council

Signatures of the members of the Tribal Council represent their approval of Tribal Council Resolution No. 05-2007-198 initiated the 10th day of May 2007.

Presented Personally by Tribal Council Secretary (TCS)-Indicated by Initials

Ronnie Lupe
Tribal Chairman
Date Signed _____ TCS Initials _____

Margaret Baha-Walker
Vice Chairwoman
Date Signed _____ TCS Initials _____

Arnold Beach, Sr.
District I Council Member
Date Signed _____ TCS Initials _____

Evangelina Gatewood
District I Council Member
Date Signed _____ TCS Initials _____

Lafe Altaha
District II Council Member
Date Signed _____ TCS Initials _____

Victoria Brewer
District II Council Member
Date Signed _____ TCS Initials _____

Alvin DeClay, Sr.
District III Council Member
Date Signed _____ TCS Initials _____

Kirk Massey, Sr.
District III Council Member
Date Signed _____ TCS Initials _____

Noland Clay
District IV Council Member
Date Signed _____ TCS Initials _____

Wayne Colelay, Jr.
District IV Council Member
Date Signed _____ TCS Initials _____

Reno Johnson, Sr.
District IV Council Member
Date Signed _____ TCS Initials _____

ATTEST:

Cindy R. Harvey
Cindy R. Harvey, Tribal Council Secretary
Date Signed _____