



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

(Authorizing Sale of Certain Vehicles)

- WHEREAS**, pursuant to Article IV, Sections 1(a) and 1(e) 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 dispose of tribal assets; and
- WHEREAS**, the Tribe's Department of Social Services has this day informed the Tribal Council of the White Mountain Apache Tribe of a number of vehicles that should be disposed of by public sale (the "Vehicles"), as attached and incorporated by this reference, because the maintenance costs exceed the value of the Vehicles; and
- WHEREAS**, the Vehicles were purchased through P.L. 93-638 contract funds by Adult Custodial Care, a DSS program, which provides care of elders; and
- WHEREAS**, the Vehicles include the following: (1) 2006 Chevrolet Silverado 2500 HD Extended Cab Long Bed, VIN Number 1GCHK29U46187267, License Plate G-654EE; (2) 2006 Chevrolet Silverado 2500 Pickup HD Extended Cab Long Bed, VIN Number 1GCHK29U66E215490, License Plate-G655EE; (3) 2006 Chevrolet Cobalt L.S. Sedan 4D, VIN Number 1G1AK55167801909, License Plate G-653EE; (4) 2006 Chevrolet Cobalt Sedan 4D, VIN Number 1G1AK551F8677878745, License Plate G-656EE; (5) 2006 Chevrolet Upland LT Extended Minivan 4D, VIN Number 1GN DV33L06D248588, License Plate G-656EE; (6) 2006 Chevrolet Upland LT Extended Minivan 4D, VIN Number 1GN DV33186D245759, License Plate G-657EE; (7) 2001 Chevrolet Astro Minivan 3D, VIN Number 1GNL19W11B118159, no license plate; (8) 2001 Chevrolet Silverado 1500 Pickup Extended Cab Short Bed, VIN Number 1B4GP25311B171285, License Plate G-818CW; (9) 2001 Dodge Caravan SE Minivan 4D, VIN Number 1B4GP2531B171285, License Plate G-786CW; and
- WHEREAS**, according to DSS, the vehicles are no longer needed to operate the Adult Custodial Care program, but funds are needed to continue operations since they are currently operating in the deficit; and
- WHEREAS**, although the vehicles were purchased by P.L. 93-638 funds, these funds were reimbursed to the Tribe for services previously provided by Adult Custodial Care, and
- WHEREAS**, while the Code of Federal Regulations require that the Tribe "report to the Secretary in writing any Federally-owned personal property that is worn out, lost, stolen, damaged beyond repair, or no longer needed for the performance of the contract" (25 CFR 900.60), DSS has informed the Tribal Council that the vehicle purchases were not part of the P.L. 93-638 contract and therefore the requirements under the Code do not apply; and
- WHEREAS**, the White Mountain Apache Tribe Adult Custodial Care is the legal owner of the vehicles, and

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WHEREAS, the Adult Custodial Care Program has this day requested permission to dispose of the vehicles through a sale to Tribal programs or individuals who can provide lump sum payment to provide much needed funds to the Program; and

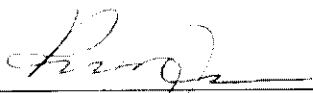
WHEREAS, the Tribal Council concurs with the request and finds that the vehicles should be sold at public auction as soon as possible.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that:


1. The Division of Health Programs, through the Chief Financial Officer, is hereby authorized to undertake any and all necessary measures to facilitate the sale of the Vehicles identified herein and incorporated by this reference by public sale as soon as possible.
2. Any and all funds received from the auction of said Vehicles shall be applied to the Adult Custodial Care Program.

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 documents necessary to effectuate the intent of this Resolution.

The foregoing resolution was on December 13, 2007, duly adopted by a vote of NINE 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), (c), (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).



Chairman of the Tribal Council



Secretary of the Tribal Council