



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

(Authorizing an Agreement with the Humane Society of the White Mountains)

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, there exists a stray dog problem in McNary and throughout the Fort Apache Indian Reservation; and

WHEREAS, the local IHS facility reported thirty dog bites in the last 30 days; and

WHEREAS, the continued existence of stray dogs increases the Tribe's exposure to Rocky Mountain Spotted Fever; and

WHEREAS, the Humane Society ("Humane Society") of the White Mountains has proposed a Memorandum of Understanding ("MOU") with the Tribe for the surrender of dogs and cats for disposition, in accordance with their current policies and procedures; and

WHEREAS, the MOU states that for the consideration of \$1,200 per year, the Humane Society agrees to accept and process 10 domestic animals per month, plus a \$10.00 charge per animal if more than 10 animals are surrendered in a given month; and

WHEREAS, given the urgency of this matter and the need to take action immediately to prevent any further dog bites and exposure to Rocky Mountain Spotted Fever, the Tribal Council finds that it is in the best interests of the Tribe to enter into the proposed MOU with the Humane Society and this approval 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 it hereby approves and authorizes a MOU with the Humane Society, subject to the Legal Department review, in the amount of \$1,200 per year plus any additional costs

needed as stated in the MOU (i.e. \$10.00 extra fee per animal, when more than ten animals are surrendered per month).

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that given the urgency of the request described herein, this Resolution may be voted upon as follows: (a) by signature of a member of the Tribal Council, including the Chairman of the Tribal Council and the Vice-Chairwoman of the Tribal Council, where a signature indicates a vote for this Resolution, (b) the Tribal Council Secretary shall attempt to obtain signatures for members of the Tribal Council personally, (c) no signature shall 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.

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 this Resolution.

The foregoing resolution was on January 18, 2008, duly adopted by a vote of SEVEN 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), (i), (k), (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

Resolution No. 01-2008-27


Signatures of the members of the Tribal Council represent their approval of Tribal Council Resolution No. 01-2008-27 initiated the 18th day of January 2008.

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


TCS Initials

Ronnie Lupe
Tribal Chairman

Date Signed



1-24-08

 TCS Initials

Margaret Baha-Walker
Vice Chairwoman

Date Signed



01-22-08

 TCS Initials

Arnold Beach, Sr.
District I Council Member

Date Signed

TCS Initials

Evangeline Gatewood
District I Council Member

Date Signed

TCS Initials

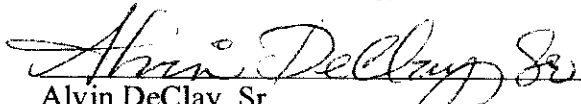
Lafe Altaha
District II Council Member

Date Signed

TCS Initials

Victoria Brewer
District II Council Member

Date Signed

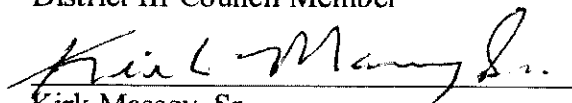


01/18/08

 TCS Initials

Alvin DeClay, Sr.
District III Council Member

Date Signed

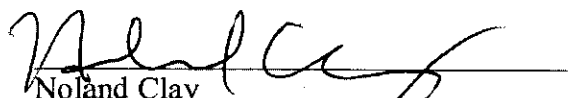


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 TCS Initials

Kirk Massey, Sr.
District III Council Member

Date Signed

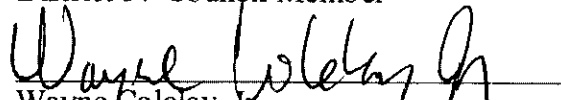


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 TCS Initials

Noland Clay
District IV Council Member

Date Signed

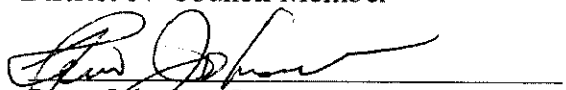


1-22-08

 TCS Initials

Wayne Colelay, Jr.
District IV Council Member

Date Signed



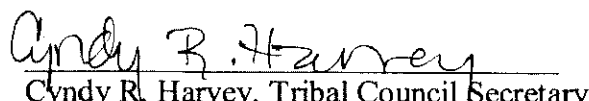
1-18-08

 TCS Initials

Reno Johnson, Sr.
District IV Council Member

Date Signed

ATTEST:


Cyndy R. Harvey, Tribal Council Secretary

1-22-08

Date Signed