



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

(Approving the Grant Application and Accepting the Grant Award for the BIA Indian Highway Safety Project for FY 2008-2009 and Authorizing the WMAPD Chief of Police to Manage the Project)

- WHEREAS,** the Tribal Council has the authority to represent the Tribe and act in pursuant to Article IV, Section 1(a) of the Constitution of the White Mountain Apache Tribe, *inter alia*, all matters that concern the welfare of the Tribe; and
- WHEREAS,** the White Mountain Apache Tribe is concerned about the high rate of motor vehicle crashes reported and the increasing numbers of traffic fatalities in which alcohol is a major contributing factor in a large percentage of the fatalities on the Fort Apache Indian Reservation; and
- WHEREAS,** the White Mountain Apache Police Department (WMAPD) is in the process of recruiting certified officers so as to have a fully staffed police department. In emergency situations, the BIA Indian Highway Safety Officers are required to assist in providing backup to regular officers for safety reasons. During these emergency calls, the BIA Indian Highway Safety Project officers incur over-time hours; and
- WHEREAS,** the White Mountain Apache Tribe requests reimbursement from the BIA Indian Highway Safety Project for mileage and maintenance for vehicles used in connection with the BIA Indian Highway Safety Project activities since GSA rental vehicles are not utilized; and
- WHEREAS,** the White Mountain Apache Police Department (WAPD) is developing a Traffic Services Unit. At the present time there is a supervisor and two officers, however the WAPD requests two additional officers for the BIA Indian Highway Safety Project. This is due to the geographical distance from the central office in Whiteriver. One of the new highway safety officers will serve the Cibique area which is approximately 45 miles from Whiteriver, and the other officer will serve the community of McNary, which is approximately 18 miles away from Whiteriver; and
- WHEREAS,** the White Mountain Apache Police Department (WAPD) is interested in developing a Traffic Records System to enable the department to provide needed traffic information to the Tribe as well as the State of Arizona and the BIA Indian Highway Safety Program. The WAPD will continue its patrols and roadside checkpoints each month to remove motorists who violate the tribal traffic ordinances against drinking and driving, while educating the public on the importance of seat belt use, child restraint seat use; and
- WHEREAS,** the BIA Indian Highway Safety Project is based on cost reimbursement, and mileage including mileage for police vehicles assigned and requires that the police officers assigned be certified police officers, and the submission of police reports which are

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related to traffic and/or highway safety contacts on a monthly basis to the BIA Indian Highway Safety Project Office in Albuquerque, New Mexico. Overtime costs for regular police officers and civilian employees helping at all checkpoints are also included as part of the allowable reimbursement costs; and

WHEREAS, the Chief of Police, assigned staff at the WMAPD and Grants and Contracts Manager shall coordinate their efforts to provide the necessary reports and/or documentation in a timely manner to the BIA Indian Highway Safety Program in order to obtain reimbursement funds for the White Mountain Apache Tribe for the costs of administering and operating this project; and

WHEREAS, the Chief of Police shall assign those officers who are motivated and interested and in working in the BIA Indian Highway Safety Project so that they will continue with specialized advance training in accident reconstruction, advanced radar training, and other training which will improve the quality of the highway safety program; and

WHEREAS, the White Mountain Apache Tribe finds that the BIA Indian Highway Safety Project does save lives and it is in the best interest of the Tribe to approve the grant application for the BIA Indian Highway Safety Project and to accept the grant, if awarded.

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

1. The grant application for the BIA Indian Highway Safety Project is hereby approved for the purpose of funding four police officers and one supervisor for the project, mileage reimbursement and maintenance for police vehicles assigned, and overtime costs for BIA Highway Safety Project officers, regular officers and civilian employees who work on checkpoints or other authorized BIA Highway Safety Project activities.
2. The grant award for the BIA Indian Highway Safety Project is hereby accepted in the event it is approved by the BIA Indian Highway Safety Program Administrators, subject to the terms and conditions of the grant and reviewed and approved by the Tribe's Legal Department.
3. A budget for expenditures of tribal funds is hereby authorized and approved for cost reimbursement for this grant award, subject to tribal funds as may be available, and is made a part of the White Mountain Apache Police Department's budget to assure that funds are available for operational costs, not to exceed the grant proposal budget.
4. The Chief of Police of the White Mountain Apache Police Department is authorized to manage the BIA Highway Safety Project on behalf of the White Mountain Apache Tribe and shall insure compliance with all terms and conditions of this grant award.

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) 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,

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(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 document necessary to effectuate the intent of this Resolution.

The foregoing resolution was on April 30, 2008, duly adopted by a vote of SIX 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), (j), and (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).



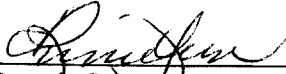
Chairman of the Tribal Council



Secretary of the Tribal Council

Signatures of the members of the Tribal Council represent their approval of Tribal Council Resolution No. 04-2008-106 initiated the 30th day of April 2008.

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



Ronnje Lupe
Tribal Chairman

4/30/08


Date Signed

CRH TCS Initials

Margaret Baha-Walker
Vice Chairwoman

Date Signed

TCS Initials



Arnold Beach, Sr.
District I Council Member

04/30/08

Date Signed

CRH TCS Initials

Evangeline Gatewood
District I Council Member

Date Signed

TCS Initials

Lafe Altaha
District II Council Member

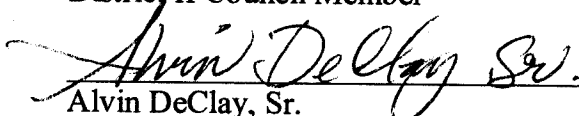
Date Signed

TCS Initials

Victoria Brewer
District II Council Member

Date Signed

TCS Initials

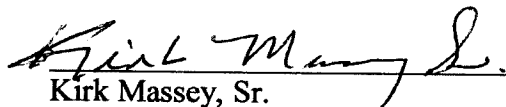


Alvin DeClay, Sr.
District III Council Member

04/30/08

Date Signed

CRH TCS Initials



Kirk Massey, Sr.
District III Council Member

4/30/08

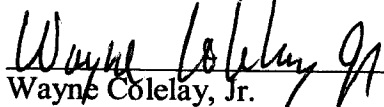
Date Signed

CRH TCS Initials

Noland Clay
District IV Council Member

Date Signed

TCS Initials

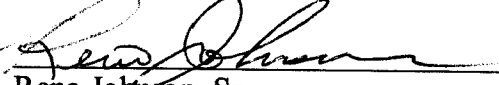


Wayne Colelay, Jr.
District IV Council Member

4-30-08

Date Signed

CRH TCS Initials



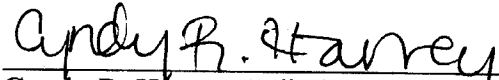
Reno Johnson, Sr.
District IV Council Member

4-30-08

Date Signed

CRH TCS Initials

ATTEST:



Cyndy R. Harvey, Tribal Council Secretary

4.30.08

Date Signed