



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

(Approving Application for a Native American Graves Protection & Repatriation Act (NAGPRA) grant to Fund the All Apache Summit)

- WHEREAS,** pursuant to Article IV, Section 1(a) and 1(s) 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,** the Tribal Council of the White Mountain Apache Tribe has offered consistent support for the conservation of cultural, historical, and archaeological sites and sacred objects according to Apache principles of respect, avoidance, and education; and
- WHEREAS,** the Native American Graves Protection & Repatriation Act (NAGPRA) allows for the repatriation of certain cultural items, cultural affiliated remains, and objects of cultural affinity to be returned to the Tribe; and
- WHEREAS,** the National Park Service (NPS) of the United States Department of Interior sponsors a grant program affecting repatriation under NAGPRA; and
- WHEREAS,** the Tribal Council, pursuant to prior resolutions, has authorized the Historic Preservation Office to apply for previous NAGPRA grants from NPS; and
- WHEREAS,** the Cultural Resource Director, Tribal Historic Preservation Officer and Cultural Advisory Group provided their expertise bringing sacred objects, objects of cultural patrimony, and human remains from museums nationwide; and
- WHEREAS,** the Historic Preservation Office has successfully managed previous grants from NPS pertaining to NAGPRA; and
- WHEREAS,** after careful consideration and review, the Tribal Council finds the application for Fiscal Year 2009 NAGPRA grant to be in the best interest of the Tribe; and
- WHEREAS,** the NAGPRA application requires approval prior to the next regularly scheduled meeting of the Tribal Council, and given the urgency of the application deadline, the Tribal Council further finds that the NAGPRA grant application 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:

1. The application for Fiscal Year 2009 NPS NAGPRA grant is hereby approved.

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2. The White Mountain Apache Tribe hereby agrees to comply with all appropriate procedures, guidelines, and requirements established by the NPS as a part of the application process.
3. The Tribal Council hereby certifies that the White Mountain Apache Tribe Historic Preservation Office will comply with all appropriate state and federal regulations, policies, guidelines, and requirements as they relate to the application.
4. In the event that grant funds are received, a budget for expenditures by the Historic Preservation Office is hereby authorized, subject to any applicable terms and conditions of the grant, and a review thereof by the Tribe's Legal Department.
5. The Tribe's Historic Preservation Officer and Cultural Resource Director are herein appointed as agents of the White Mountain Apache Tribe to assist with conducting all negotiations, and submission of all documents including, but not limited to, applications, agreements, amendments, billing statements which may be necessary for the completion of the aforementioned project.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the THPO shall, in consultation with the Cultural Resource Director, develop and implement programs and procedures to facilitate the representation of the cultural interests of the White Mountain Apache Tribe on and off reservation lands.


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 the intent of this Resolution.

The foregoing resolution was on December 30, 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), (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

Signatures of the members of the Tribal Council represent their approval of Tribal Council Resolution No. 12-2008-295 initiated the 30th day of December 2008. Presented Personally by Tribal Council

Secretary (TCS)-Indicated by Initials

Ronnie Lupe 12/31/08 CM TCS Initials
Ronnie Lupe
Tribal Chairman

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

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

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

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

Rubert Lupe Sr 12-30-08 CM TCS Initials
Rubert Lupe, Sr.
District II Council Member

Alvin DeClay Sr. 12-30-08 CM TCS Initials
Alvin DeClay, Sr.
District III Council Member

Kirk Massey Sr. 12/30/08 CM TCS Initials
Kirk Massey, Sr.
District III Council Member

Noland Clay 12/30/08 CM TCS Initials
Noland Clay
District IV Council Member

Wayne Colelay Jr. 12-30-08 CM TCS Initials
Wayne Colelay, Jr.
District IV Council Member

Reno Johnson 12-30-08 CM TCS Initials
Reno Johnson, Sr.
District IV Council Member

ATTEST:

Cydy R. Harvey 1.6.09
Cydy R. Harvey, Tribal Council Secretary
Date Signed