



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

(PL 93 638 AZ 2008-1-1 BIA ERFO)

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, the White Mountain Apache Tribe has the capability to enter into a P.L. 93-638 contract to provide labor, materials, equipment and services necessary to complete road construction projects and to provide construction monitoring on said projects; and

WHEREAS, the White Mountain Apache Tribe intends to contract for the construction and construction monitoring of Road Construction Project AZ2008-1-BIA in the amount of \$864,342 under a P.L. 93-638 contract with the Bureau of Indian Affairs; and

WHEREAS, the White Mountain Apache Tribe has identified their contract administration budget, construction monitoring budget and statement of work in the attached documents; and

WHEREAS, the White Mountain Apache Tribe will establish a separate construction account within the Tribal Grants and Contracts accounting system to be used strictly for payment of encumbrances in the construction of AZ2008-1-BIA; and

WHEREAS, the White Mountain Apache Tribe agrees to enter into an agreement with the Tribal Public Works Department and Fort Apache Timber Company to implement repairs for road and bridge damages caused during FY 2006/2007; and

WHEREAS, the White Mountain Apache Tribe requests that BIA/FHWA agree to negotiate increased construction cost made to repairs of Federal Facilities which may be beyond the cost estimate made for AZ2008-1-BIA; and

WHEREAS, the Tribal Council of the White Mountain Apache Tribe hereby authorizes the Bureau of Indian Affairs-Western Regional Office to implement the procedure for execution of a construction contract for AZ2008-1-BIA and obligate \$864,342 and Construction Monitoring and Training @ 6.5% \$56,000 of the Tribe's IRR Construction funds to this contract.

BE IT RESOLVED that the Tribal Council of the White Mountain Apache Tribe does hereby approve the submission of a P.L. 93-638 ERFO contract for repairs of Federal Facilities (roads and bridges), AZ 2008-1-BIA statement of work and budget of \$864,342

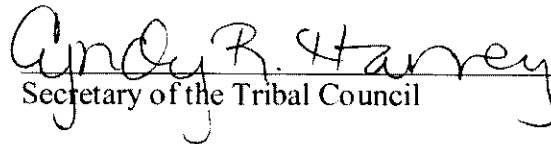
BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Chairman, or in his absence, the Vice Chairwoman, is hereby authorized to execute any and all document necessary to effectuate the intent of this Resolution.

Resolution No. 03-2009-83

The foregoing resolution was on March 27, 2009, 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), (c), (m), (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