



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

(Approving the grant application and accepting the award (if granted) for the 2009-2010 BIA Indian Highway Safety Program and authorizing the Chief of Police to manage the Program)

- 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 is concerned over the high rate of motor vehicle crashes reported and the increasing numbers of traffic fatalities involving tribal members with a large percentage of the fatalities stemming from alcohol usage as a cause; and
- WHEREAS,** the White Mountain Apache Tribe and the White Mountain Apache Police Department is interested in developing a Traffic Services Unit within the Police Department which will concentrate on more visible highway patrols, Driving Under the Influence of Alcohol detection and prevention, and otherwise a more visible patrol on the reservation highway systems; and
- WHEREAS,** the police department is interested in developing their records management system whereby periodic records analysis may be possible with the resulting analytical assessments made available to the Tribal Council, Bureau of Indian Affairs Roads Department, Indian Health Services on Injury Prevention studies, and to the Arizona Department of Transportation for highway safety analysis; and
- WHEREAS,** the Bureau of Indian Affairs, Indian Highway Safety program has indicated funding for fiscal year 2009-2010 may be available to fund reimbursement costs to the White Mountain Apache Tribe for participation in the Indian Highway Safety project and fund four police officer positions to concentrate on highway patrols, roadside check-points, cover costs of fuel for police vehicles and pay some overtime costs for officers to assist in roadside check-points; and
- WHEREAS,** the White Mountain Apache Police Department request that the Tribal Council approve its grant application and award (if granted) to fund the above referenced costs on a reimbursement basis; and
- WHEREAS,** the White Mountain Apache Tribal Council believes it is in the Tribe's best interest to participate in the Indian Highway Safety project; and
- WHEREAS,** given the urgency of meeting the deadline for this grant, the Tribal Council further finds that this Resolution needs to be considered and voted on 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

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of time to obtain a vote 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. Approves the 2009-2010 grant application for participation in the Bureau of Indian Affairs, Indian Highway Safety program to provide four police officers, fuel and overtime costs on a cost reimbursement basis for the reduction of impaired motorists and to investigate traffic accidents.
2. Accepts the grant award for fiscal year 2009-2010 for the Bureau of Indian Affairs, Indian Highway Safety program, in the event it is approved by the Bureau of Indian Affairs.
3. Authorizes expenditure of tribal funds for the purposes of cost reimbursement for this grant award (if approved by the Bureau of Indian Affairs), as available.
4. Authorizes the Tribal Chief of Police to manage the Indian Highway Safety project on behalf of the Tribe.
5. Authorizes this Resolution to 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 May 26, 2009, 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), (j), (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. 05-2009-157 initiated the 26th day of May 2009.

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

TCS Initials

Ronnie Lupe
Tribal Chairman

Date Signed

Margaret Baha-Walker

5/26/09

CM TCS Initials

Margaret Baha-Walker
Vice Chairwoman

Date Signed

TCS Initials

Arnold Beach, Sr.
District I Council Member

Date Signed

Evangelina Gatewood

5-26-09

CM TCS Initials

Evangelina Gatewood
District I Council Member

Date Signed

TCS Initials

Victoria Brewer
District II Council Member

Date Signed

Robert M. Lupe Sr.

5-26-09

CM TCS Initials

Robert Lupe, Sr.
District II Council Member

Date Signed

Alvin DeClay Sr.

5-26-09

CM TCS Initials

Alvin DeClay, Sr.
District III Council Member

Date Signed

Kirk Massey Sr.

5/26/09

CM TCS Initials

Kirk Massey, Sr.
District III Council Member

Date Signed

TCS Initials

Noland Clay
District IV Council Member

Date Signed

Wayne Colelay Jr.

5-26-09

CM TCS Initials

Wayne Colelay, Jr.
District IV Council Member

Date Signed

Reno Johnson

5-26-09

CM TCS Initials

Reno Johnson, Sr.
District IV Council Member

Date Signed

ATTEST:

Cyndy R. Harvey
Cyndy R. Harvey, Tribal Council Secretary

5-27-09

Date Signed