



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

**(Approving the 2% 2009 Annual Planning Grant  
for the Tribal Transportation Committee)**

**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,** Congress authorized funding for highway safety programs, transit programs and other purposes pursuant to the "Safe Accountable, Flexible Efficient Transportation Equity Act: A Legacy for Users or "Safety-Lu" on January 5, 2005 placing the administration of the Indian Reservation Roads (IRR) Program under both the Federal Lands Highways Administration and the Bureau of Indian Affairs according to final rules set forth in 25 U.S.C. Part 170 for Indian Tribes; and

**WHEREAS,** pursuant to Article IV, Section 1(b), the Tribal Council has an interest in obtaining funding for projects on Fort Apache Reservation to improve highways, bridges, roads, byways and trails and other inter-modal initiatives for the benefit of members of the White Mountain Apache Tribe; and

**WHEREAS,** the Tribal Council has authorized a WMAT Transportation Committee and the Tribal Council finds that this committee should be permitted to interact, meet and represent the Tribe in transportation matters with outside agencies which include the Bureau of Indian Affairs, the Federal Highway Administration, the Federal Emergency Management Agency, Federal Transit Administration, HUD, Federal Aviation Agency, Arizona Department of Transportation and the Apache/Navajo County Transportation Departments as well as other transportation groups, associations and committees regarding transportation policies, procedures and funding related but not limited to 25 CFR 170 et seq. as to primary rules, regulations and funding initiatives; and

**WHEREAS,** the WMAT Transportation Committee recommends that the Tribal Council request that the BIA Western Regional Office of Indian Self Determination review and award any available FY 2008 and FY 2009 2% Annual Transportation Planning Grant, Population Adjustment Factor funds to the Tribe which will provide administrative support and allow capacity building for the WMAT Transportation Committee to attend regularly scheduled monthly meetings, Tribal Council reviews, and support tribal transit planning activities which may include FAA planning and development of FAIR airport facilities in Whiteriver and Cibecue, IRR Roads Inventory updates, prioritization of FAIR TIP, monitoring of BIA projects, support for ADOT activities for improving State Routes 73, 260, 60, 473 and 273 to monitor projects, attendance at NACOG, WMRTC, ITCA,

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BIA, FTA as well as national transportation conferences which concern the IRR and re-authorization issues; and

**WHEREAS,** the WMAT Transportation Committee recommends that the Tribal Council make a request for P.L. 93-638 funding from the Bureau of Indian Affairs regarding the 2% Transportation Planning Funds and Population Adjustment Factor grant funds in the amount of \$134,522.00 which includes: (1) A request for 08-09 funds in the amount of \$63,312 2% Transportation Funds Allocation (2) A request for 08-09 funds for the Population Adjustment Factor in the amount of \$71,210 allocation; and

**WHEREAS,** the Tribal Council finds that the request for all available 2% Transportation Planning Funds and Population Adjustment Factor grant funds in the amount of \$134,522.00 from the BIA should be authorized; and

**WHEREAS,** the Legal Department has reviewed the Narrative and Budget which are herein incorporated by reference.

**BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that the application for all available 2% Transportation Planning Funds and Population Adjustment Funds from the BIA should be authorized.

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

1. That the P.L. 93-638 grant application for all available 2% Transportation Planning Funds and Population Adjustment Factor Grant Funds are hereby approved.
2. That in the event the funds are received, a budget for the expenditure is hereby authorized, subject to the terms and conditions of the grant and review thereof by the Tribe's Legal Department, and appropriations by the Tribal Council as may be available.
3. That the WMAT Transportation Committee is approved to interact with, meet and represent the Tribe in transportation matters with outside agencies which include BIA, FHWA, FEMA, FTA, HUD, FAA, ADOT and the Apache/Navajo County Department of Transportation and other associations and committees regarding Policies, procedures, and funding issues, including but not limited to 25 CFR 170 et seq. rules and regulations.
4. That Richard Palmer Sr., the WMAT Transportation Program Director, is authorized to manage the 2% Transportation Planning Funds and Population Adjustment Factor grants funding if and when the grant is approved by the BIA.

**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 **JULY 9, 2009** duly adopted by a vote of **NINE** 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), and (k),(s), (t) and (u) of the Constitution of the Tribe, ratified by the

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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).

*for* Murphy Baker White **ACTING**  
Chairman of the Tribal Council

George B. Hanvey  
Secretary of the Tribal Council

White Mountain Apache Tribe  
 Transportation Planning Grant Proposal  
 To Perform Various Tribal Transportation Planning Activities  
 Administrative Budget  
 July 15, 2008

Contract Consulting Services:

Tribal Transportation Coordinator;  
 Direct and provide support for IRR-Tribal Shares activities and implement continual efforts in building capacity including planning and administrative support, to improve and enhance highway safety, develop FTA mass transit also to monitor ARRA, ERFO, FHWA, FFA, ITCA, TRB, IRR, ADOT, NACOG and other community projects.

1560 hrs x \$45.00 **\$ 70,200.00**

Travel & Per Diem:

Tribal Transportation Coordinator and Transportation Committee Members travel and per diem while attending transportation related training seminars, conferences and meetings with ARRA, ITCA, ITA, FTA, FAA, TRB, IRR, ADOT and NACOG at the federal rates applicable. **\$ 20,000.00**

Direct Operational cost:

Office Supplies	\$ 4,800.00	
Office Equipment	\$ 6,650.00	
Public Meeting	\$ 5,000.00	
Transportation Consultation Services	\$ 9,550.00	
		<b>\$ 26,000.00</b>

Total Direct Expense: **\$116,200.00**

Indirect Cost @ 16.11% **\$ 18,719.82**

Total Grant Application **\$ 134,919.82**

Budget Target	\$ 134,522.00
Budget tabulation	\$ 134,919.82
Over budget	<b>\$ 397.82</b>