



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

**(Authorizing Agreement between Inter Tribal Council of Arizona and the Tribe
To Administer Special Supplemental Nutritional Program for Women, Infants and Children)**

- 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,** funding for Special Supplemental Nutrition Program for Women, Infants and Children ("WIC Program") is authorized by Congress through Section 17 of the federal Child Nutrition Act of 1966, P.L. 89-642 (42 USC § 1771 et seq., as amended), and funds for such programs to state agencies are made available through the United States Department of Agriculture ("USDA"); and
- WHEREAS,** under the Act, the U.S. Secretary of Agriculture is authorized to make grants to "State Agencies" for the purpose of administering a WIC Program; and
- WHEREAS,** pursuant to the regulations for the Act, under Title 7 Code of Federal Regulation, Subpart A § 246.2, the definition for State Agency includes "an Indian tribe, band or group recognized by the Department of the Interior; an intertribal council or group which is the authorized representative of Indian tribes, bands or groups recognized by the Department of the Interior and which has an ongoing relationship with such tribes, bands or groups for other purposes and has contracted with them to administer the programs; and
- WHEREAS,** the Inter Tribal Council of Arizona, Inc. is such a State Agency and in accordance with 7 CFR Subpart B § 246.6(a), is required to enter into a signed written agreement with each Agency that sets for the local agency's responsibilities for program operations as prescribed in Subpart 246.6 (b); and
- WHEREAS,** the funding deadline for submission of the agreement is August 28, 2009; and
- WHEREAS,** the Tribal Council finds that an agreement with ITCA for the purposes of administering a WIC program is in the best interest of the Tribe and its members.
- BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that the agreement with ITCA for the purpose of the Tribe's administration of the WIC Program is hereby approved.
- BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that the budget for the WIC Program is hereby approved upon receipt of funds for said program, and may only be expended according to the terms and conditions of the agreement with ITCA.

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BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that in the event that this Resolution conflicts with a prior Resolution or Policy, this Resolution shall govern.

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 AUGUST 26, 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), (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