



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

(Providing Start-up Funding For Sunrise Resort)

- 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 understands that the winter season is underway and Sunrise Ski Resort will require funding to start-up its operations this holiday season and throughout the winter; and
- WHEREAS,** the General Manager has informed the Tribal Council that \$2.3 million dollars will be consumed on general start-up and operating expenses alone; and
- WHEREAS,** the Tribal Council is aware that a minimum of \$177,000 is needed for the purpose of paying prior debts and ensuring that a business relationship is renewed with Sunrise vendors and business partners; and
- WHEREAS,** the Budget and Finance Committee listened to the concerns of the Sunrise management and recommends to the Tribal Council that \$230,000 may be used for the purposes described herein, however, \$2.3 million dollars is not currently available for a full-scale start-up of the Sunrise Resort; and
- WHEREAS,** because start-up funds are limited, Sunrise Management requests the Tribal Council's approval to operate its budget and business with the incoming revenues without being obligated to make a financial deposit until the end of the Christmas season; and
- WHEREAS,** the Budget and Finance Committee is in agreement that Sunrise Management may operate independently through January 2, 2010, but requests leniency should the Sunrise Resort revenues be substantial, thereby providing an avenue for the Tribe to consider during a time of financial need; and
- WHEREAS,** the Tribal Council finds it in the best interest of the Tribe to assist Sunrise with its start-up costs and to provide money for outstanding debts in the amount of \$230,000 and an additional \$30,000 for start-up cash.

BE IT RESOLVED that the Tribal Council of the White Mountain Apache Tribe that it hereby directs the Tribal Business Office to provide start-up funding for the Sunrise Ski Resort in the amount of \$230,000 to pay for outstanding vendor debts and operating expenses.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs the Tribal Business Office to allow Sunrise Ski Resort \$30,000 to use as start-up cash.

Resolution No. 12-2009-373

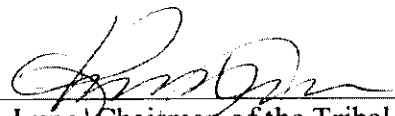
BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes Sunrise Ski Resort to operate off of its revenues until January 2, 2009, at which point it shall coordinate with the Tribal Business Office to manage its expenses and begin making financial deposits to the Central Tribe Account.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that in the event that the Sunrise Ski Resort's revenues are substantially above the amount needed to pay for general operating expenses and vendor debt, Sunrise Management shall make available funding to the Tribe should it require financial assistance during a time of need.

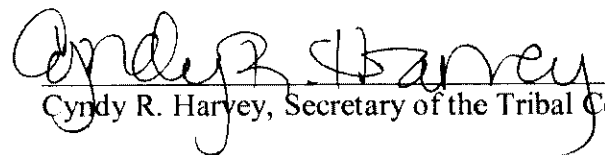
BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that in the event that this Resolution conflicts with a prior Resolution or Policy, this Resolution shall govern.

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 December 2, 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), (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).



Ronnie Lupe, Chairman of the Tribal Council



Cyndy R. Harvey, Secretary of the Tribal Council