



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

**(Approving Memorandum of Agreement with Indian Health Services to Construct Water & Sewer Facilities for 50 New WMAHA Scattered Homes, Project No. PH10-E21)**

- 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 White Mountain Apache Tribe, Housing Authority and Indian Health Services (IHS) negotiated terms of a proposed MOA for project PH10-E21 to fund and construct water and sewer facilities for fifty (50) new Housing Authority homes on the Fort Apache Indian Reservation (Reservation); and
- WHEREAS**, the project will serve the 50 houses at a total estimated cost of \$792,000.00, funded by the HUD, as attached and incorporated by this reference; and
- WHEREAS**, upon completion of such service by the Indian Health Service, the facilities will be transferred to the Tribe; and
- WHEREAS**, such facilities are needed for White Mountain Apache Tribal Members of the Fort Apache Indian Reservation and benefits derived from such facilities will far offset any damages that may occur to the land utilized; and
- WHEREAS**, upon completion of such service by the IHS, water and sewer facilities and connections will be held by the Tribe or individual home owner as needed; and
- WHEREAS**, as a condition of the MOA, the Tribe agrees to maintain financial records and procurement standards in compliance with conditions set forth in the MOA; and
- WHEREAS**, the Tribal Council has reviewed the MOA and finds that the terms and conditions of the proposed MOA are in the best interest of the Tribe as the facilities are highly needed for use by members of the White Mountain Apache Tribe.

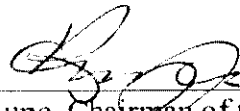
**BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby approves the MOA, between the Indian Health Service, the Tribe, and the White Mountain Apache Housing Authority for the development of sewer and water facilities for fifty homes, per Project No. PH10-E21.

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

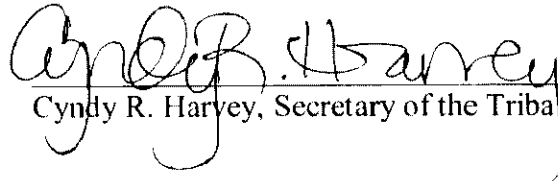
**Resolution No. 12-2009-385**

**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 14, 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), (b), (h), (i), (j), (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).



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Ronnie Lupe, Chairman of the Tribal Council



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Cyndy R. Harvey, Secretary of the Tribal Council