



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

(Rescinding Resolution No. 12-2009-373, Sunrise Start-up Funding)

- 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 previously passed *Resolution No. 12-2009-373*, in an effort to help the Sunrise Ski Resort with start-up funds for operating expenses and to pay outstanding vendor debts; and
- WHEREAS,** the Tribal Council has reconsidered Resolution No. 12-2009-373 and no longer finds it in the best interest of the Tribe; and
- WHEREAS,** the Tribal Council further recommends that Sunrise Ski Resort comply with the Tribe's Financial Policies and Procedures and should coordinate with the Treasurer's Office as directed therein; and
- WHEREAS,** the Tribal Council further recommends that Sunrise Management shall submit all financial information, including deposits, prior vendor payments and sales reports to the Senior Chief Accountant; and
- WHEREAS,** the Tribal Council further finds that all funds that remain in the possession of the Sunrise Ski Resort shall be deposited immediately; and
- WHEREAS,** the Tribal Council further recommends that all Sunrise Ski Resort payments shall be made through the Treasurer's Office; and
- WHEREAS,** given the urgency of the request, the Tribal Council further finds that this needs to be considered and made 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 members is against this Resolution, (4) 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 RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby rescinds *Resolution No. 12-2009-373* for the reasons described hereto.

Resolution No. 01-2010-24

BE IT FURTHER RESOLVED by the Tribal Council that the Sunrise Ski Resort Management is hereby directed to comply with the Tribe's Financial Policies and Procedures and shall coordinate with the Treasurer's office as directed therein.

BE IT FURTHER RESOLVED by the Tribal Council that Sunrise Management should submit all financial information, including but not limited to deposits, vendor payments, and sales reports to the Senior Chief Accountant.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that all vendor payments on behalf of Sunrise Ski Resort shall be made through the Treasurer's Office.

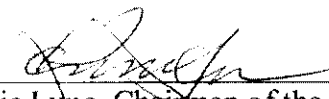
BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs Sunrise Management to submit a deposit of all funds that have been withheld pursuant to the authority granted in the rescinded *Resolution No. 12-2009-373*.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that given the urgency of the request described herein, this Resolution may be voted upon outside of Council's regularly scheduled meeting 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.

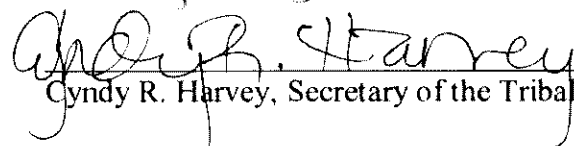
BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that in the event that this Resolution conflicts with a prior Resolution or Policy, this Resolution shall govern.

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 January 25, 2010, duly adopted by a vote of 7 for and 0 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), (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

Signatures of the members of the Tribal Council represent their approval of Tribal Council Resolution No. 01-2010-24 initiated the 25th day of January 2010. Presented Personally by Tribal Council Secretary (TCS)-Indicated by Initials

TCS Initials

Ronnie Lupe
Tribal Chairman

Date Signed



RLH

TCS Initials

Margaret Baha-Walker
Vice Chairwoman

Date Signed



MBW

TCS Initials

Arnold Beach, Sr.
District I Council Member

Date Signed

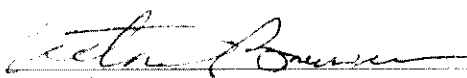


AB Sr.

TCS Initials

Evangeline Gatewood
District T Council Member

Date Signed



EG

TCS Initials

Victoria Brewer
District II Council Member

Date Signed

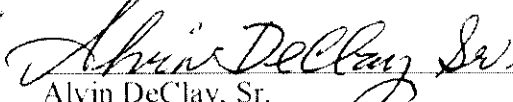
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TCS Initials

Rubert Lupe, Sr.
District II Council Member

Date Signed



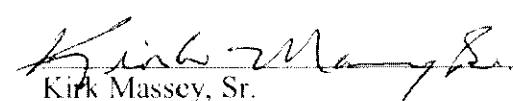
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TCS Initials

Alvin DeClay, Sr.
District III Council Member

Date Signed



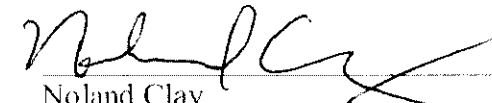
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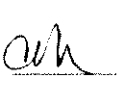
TCS Initials

Kirk Massey, Sr.
District III Council Member

Date Signed



1/25/10



TCS Initials

Noland Clay
District IV Council Member

Date Signed



1/25/10



TCS Initials

Wayne Colelay, Jr.
District IV Council Member

Date Signed



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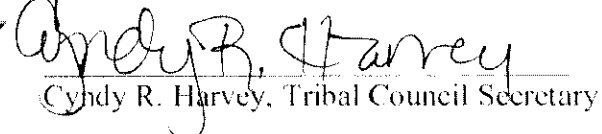


TCS Initials

Reno Johnson, Sr.
District IV Council Member

Date Signed

ATTEST:



Cyndy R. Harvey, Tribal Council Secretary

1.26.10
Date Signed