



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

**(Requesting BIA to Release Funding For Construction and  
Design of Rick Lupe Management Building)**

**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 is aware that federal funding is available via PL 93-638 contract with the Bureau of Indian Affairs (BIA) for the Tribe to design and construct the Rick Lupe Fire Management building (facility); and

**WHEREAS,** the Tribe is requesting the BIA to make available all funding that has been allocated for the purpose of designing and constructing the facility and any funds that may become available in the future for the purposes described herein, shall be used by the Tribe to facilitate the completion of the Rick Lupe Fire Management building; and

**WHEREAS,** the Tribal Council finds it in the best interest of the Tribe to immediately secure all available funding for the purpose described herein, because the BIA has informed the Tribe that the funds would otherwise be swept and made unavailable; 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 authorizes the Bureau of Indian Affairs to release any allocated funds for the purpose of paying for design and construction costs for the completion of the Rick Lupe Fire Management Building.

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event that funds become available in the future for the purposes described hereto, such funds shall be used by the Tribe to facilitate the completion of the Rick Lupe Fire Management building.

**Resolution No. 02-2010-33**

**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 February 4, 2010, 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), ( ), (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).

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Ronnie Lupe, Chairman of the Tribal Council

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Cyndy R. Harvey, Secretary of the Tribal Council

**Resolution No. 02-2010-33**

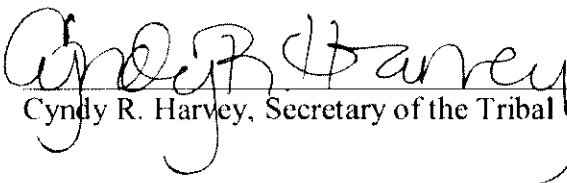
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**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that in the event that this Resolution conflicts with a prior Resolution or Policy, this Resolution shall govern.

**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.

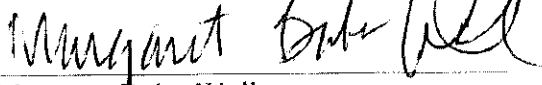
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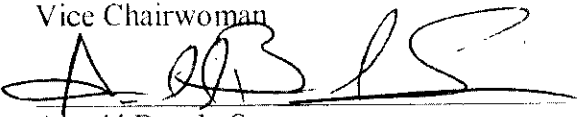
  
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Ronnie Lupe, Chairman of the Tribal Council **ACTING**

  
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Cyndy R. Harvey, Secretary of the Tribal Council

Signatures of the members of the Tribal Council represent their approval of Tribal Council Resolution No. 02-2010-33 initiated the 4<sup>th</sup> day of February 2010. Presented Personally by Tribal Council Secretary (TCS)-Indicated by Initials

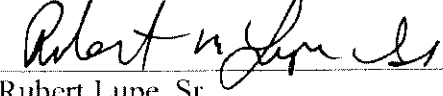
  
\_\_\_\_\_  
Ronnie Lupe  
Tribal Chairman  
Date Signed 2/4/10 TCS Initials RL

  
\_\_\_\_\_  
Margaret Baha-Walker  
Vice Chairwoman  
Date Signed 2/4/10 TCS Initials \_\_\_\_\_

  
\_\_\_\_\_  
Arnold Beach, Sr.  
District I Council Member  
Date Signed 2/4/10 TCS Initials AB


  
\_\_\_\_\_  
Evangeline Gatewood  
District I Council Member  
Date Signed 2/4/10 TCS Initials EG

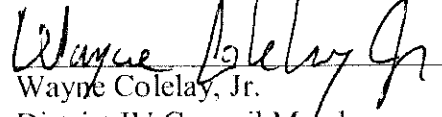
\_\_\_\_\_  
Victoria Brewer  
District II Council Member  
Date Signed \_\_\_\_\_ TCS Initials \_\_\_\_\_

  
\_\_\_\_\_  
Rubert Lupe, Sr.  
District II Council Member  
Date Signed 2-4-10 TCS Initials RL

\_\_\_\_\_  
Alvin DeClay, Sr.  
District III Council Member  
Date Signed \_\_\_\_\_ TCS Initials \_\_\_\_\_

\_\_\_\_\_  
Kirk Massey, Sr.  
District III Council Member  
Date Signed \_\_\_\_\_ TCS Initials \_\_\_\_\_

  
\_\_\_\_\_  
Noland Clay  
District IV Council Member  
Date Signed 2/4/10 TCS Initials NC

  
\_\_\_\_\_  
Wayne Colelay, Jr.  
District IV Council Member  
Date Signed 2/4/10 TCS Initials WC

\_\_\_\_\_  
Reno Johnson, Sr.  
District IV Council Member  
Date Signed \_\_\_\_\_ TCS Initials \_\_\_\_\_

ATTEST:  
  
\_\_\_\_\_  
Cindy R. Harvey, Tribal Council Secretary  
Date Signed 2.5.10