



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

(Requesting Excess 2009 ARRA Funding From 4 (2) Canyon Day Streets Projects)

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 Bureau of Indian Affairs Western Regional Office (BIA-WRO) has determined that it would be in the best interest of the Tribe to combine the H52A06 FAIR 42(2) and H52 A07 FAIR 46(8) projects into one consolidated new project called FAIR Consolidated No. 31; and

WHEREAS, the funds for this project would be taken from excess 2009 ARRA funding and used to pay for the FAIR Consolidated No. 31 Project; and

WHEREAS, the Tribal Council finds it in the best interest of the White Mountain Apache Tribe to authorize the consolidation of the H52A06 FAIR 42(2) and H52 A07 FAIR 46(8) projects and further finds that the Tribe would most benefit from any excess 2009 ARRA money for the projects referenced herein to be used for the purpose of funding the FAIR Consolidated No. 31 project; and

WHEREAS, given the urgency of this request and impending deadlines, the Tribal Council further finds that this Resolution should be considered outside of the Council's 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 consolidation of projects H52A06 FAIR 42(2) and H52 A07 FAIR 46(8) into FAIR Consolidated No. 31 and directs any excess 2009 ARRA funding to be used for that purpose.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that given the urgency of the request and deadline described herein, this Resolution may be voted upon outside of the 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

Resolution No. 03-2010-69

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.

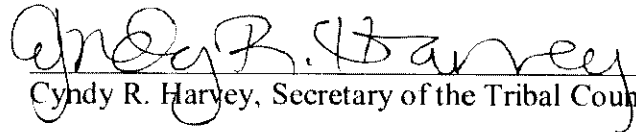
BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that in the event that this Resolution conflicts with a prior Resolution or Policy, this Resolution shall govern.

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 March 29, 2010, duly adopted by a vote of SIX 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), (c), (i), (j), (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. 03-2010-69 initiated the 29th day of March 2010. Presented Personally by Tribal Council Secretary (TCS)-Indicated by Initials TCS Initials

Ronnie Lupe
Tribal Chairman


Date Signed

TCS Initials

Margaret Baha-Walker
Vice Chairwoman

Date Signed

TCS Initials


Arnold Beach, Sr.
District I Council Member

03/29/10
Date Signed

 TCS Initials

Evangeline Gatewood
District I Council Member

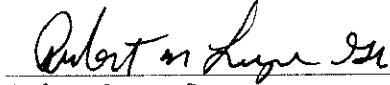
Date Signed

TCS Initials

Victoria Brewer
District II Council Member

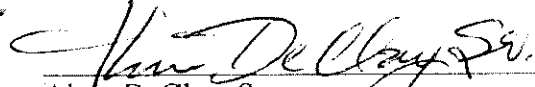
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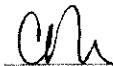

Rubert Lupe, Sr.
District II Council Member

3-30-10
Date Signed

 TCS Initials


Alvin DeClay, Sr.
District III Council Member

03/29/10
Date Signed

 TCS Initials


Kirk Massey, Sr.
District III Council Member

3/29/10
Date Signed

 TCS Initials


Noland Clay
District IV Council Member

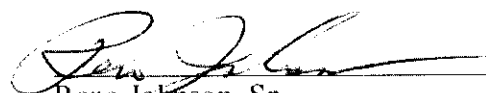
3/29/10
Date Signed

 TCS Initials

Wayne Colelay, Jr.
District IV Council Member

Date Signed

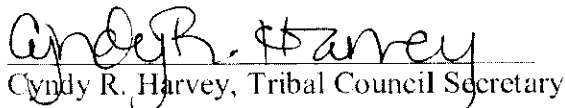
TCS Initials


Reno Johnson, Sr.
District IV Council Member

3-29-10
Date Signed

 TCS Initials

ATTEST:


Cindy R. Harvey, Tribal Council Secretary

3-31-10
Date Signed