



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

**(Authorizing a two-year Lease Extension of the Lease Agreement  
With the General Services Administration for the BIA Forestry 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,** pursuant to Resolution No. 03-2008-67, the Bureau of Indian Affairs (BIA), Fort Apache Agency, Branch of Forestry, obtained a two-year lease extension of its existing Lease for the premises described as the Fire Management building located at the Whiteriver Airport, which two-year lease extension recently expired on March 31, 2010; and
- WHEREAS,** the majority of BIA Forestry staff has been relocated to the new Fire Management building, however, there is insufficient space to accommodate the remaining staff; therefore, the BIA will need to maintain part of the old Fire Management Building until renovations can be made to the new facility to accommodate all staff members; a
- WHEREAS,** GSA has submitted a Supplemental Lease Agreement for the Tribal Council's consideration, which would allow an additional two-year term, through March 31, 2012, at the existing annual rent of \$115,762.63, at a rate of \$9,646.89 per month; and
- WHEREAS,** the Tribal Legal Department, Realty Office, and GSA will meet to renegotiate a new lease for the Whiteriver Airport Building site, prior to the proposed expiration date of March 31, 2012.; and
- WHEREAS,** the Tribal Council has considered this request and concurs; 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 member 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:

1. A Supplemental Lease Agreement (in the form attached hereto) is approved to extend the current Lease with the General Services Administration (GSA) for the premises occupied by the BIA Forestry at the Whiteriver Airport for a two-year period, retroactive April 1, 2010 through March 31, 2012.

**Resolution No. 04-2010-73**

2. Prior to the expiration date of this lease, the Legal Department and Realty Office are directed to renegotiate a new lease for this site with GSA, for a new lease term and adjusted rental rate.

**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 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.

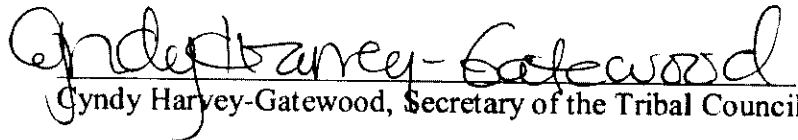
**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that in the event that this Resolution conflicts with a prior Resolution or Policy, this Resolution shall govern.

**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 April 23, 2010, duly adopted by a vote of 6 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), (h), (i), (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 Harvey-Gatewood, Secretary of the Tribal Council

Signatures of the members of the Tribal Council represent their approval of Tribal Council Resolution No. 04-2010-73 initiated the 23rd day of April 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

\_\_\_\_\_  
Date Signed

\_\_\_\_\_  
*Evangeline Gatewood*  
Evangeline Gatewood  
District I Council Member

\_\_\_\_\_  
*4/26/10*  
Date Signed

\_\_\_\_\_  
*AM* TCS Initials

\_\_\_\_\_  
*Victoria Brewer*  
Victoria Brewer  
District II Council Member

\_\_\_\_\_  
~~4/26/10~~  
Date Signed

\_\_\_\_\_  
*AM* TCS Initials

\_\_\_\_\_  
*Rubert Lupe, Sr.*  
Rubert Lupe, Sr.  
District II Council Member

\_\_\_\_\_  
*4-26-10*  
Date Signed

\_\_\_\_\_  
*AM* TCS Initials

\_\_\_\_\_  
*Alvin DeClay, Sr.*  
Alvin DeClay, Sr.  
District III Council Member

\_\_\_\_\_  
*04-26-10*  
Date Signed

\_\_\_\_\_  
*AM* TCS Initials

\_\_\_\_\_  
*Kirk Massey, Sr.*  
Kirk Massey, Sr.  
District III Council Member

\_\_\_\_\_  
*4/23/10*  
Date Signed

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*AM* TCS Initials

\_\_\_\_\_  
TCS Initials

\_\_\_\_\_  
Noland Clay  
District IV Council Member

\_\_\_\_\_  
Date Signed

\_\_\_\_\_  
*Wayne Colelay, Jr.*  
Wayne Colelay, Jr.  
District IV Council Member

\_\_\_\_\_  
*4-26-10*  
Date Signed

\_\_\_\_\_  
*AM* TCS Initials

\_\_\_\_\_  
TCS Initials

\_\_\_\_\_  
Reno Johnson, Sr.  
District IV Council Member

\_\_\_\_\_  
Date Signed

ATTEST:

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*Cyndy R. Harvey*  
Cyndy R. Harvey, Tribal Council Secretary

\_\_\_\_\_  
*4.27.10*  
Date Signed