



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

(Request for Transfer of the BIA's Old Detention Facility to the Tribe)

- 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,** a new detention facility has been constructed for the White Mountain Apache Tribe and is considered a total replacement of the Bureau of Indian Affairs' owned old detention center (Building No. 84) that is currently occupied by the Tribe's Law Enforcement and Detention Services Programs; and
- WHEREAS,** the Tribe's Law Enforcement Program does not have any other office space and has a continued need to occupy the old detention facilities; and
- WHEREAS,** the Tribe provided possession and use of the site by the Bureau of Indian Affairs to operate the Law Enforcement and Detention Services Programs, until the Tribe contracted the two programs via Public Law 93-968; and
- WHEREAS,** the BIA has completed inspection of the old Detention Services property and has determined that said property does not contain any materials or other conditions requiring environmental remediation and is ready to be surrendered to the Tribe; and
- WHEREAS,** the Tribal Council finds it in the best interest of the White Mountain Apache Tribe and its Law Enforcement to accept the transfer of the Old Detention Facility for Tribal use; and
- WHEREAS,** the Tribal Council finds it in the best interest of the White Mountain Apache Tribe to formally request the BIA to increase the funding of the Law Enforcement program in order to remodel the building and to deal with the increased operations, maintenance, and repairs that will be responsibility of the Law Enforcement program.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby requests that the BIA surrender possession and control of the old Detention Facility, BIA Building No. 84, and real property to the White Mountain Apache Tribe for reuse of such property for such purposes as the Tribal Council may determine is in the best interest of the Tribe.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes Tribal Law Enforcement's continued occupancy of the old Detention Facility for the purpose of providing additional office space to the Tribe's Police Officers.

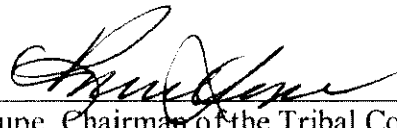
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BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby formally requests that the BIA increase its' funding under the Law Enforcement PL 93-638 contract to pay for the remodeling, operation, maintenance, and repair of the old Detention Facility.

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 Chairman, is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution.

The foregoing resolution was on **MAY 27, 2010** duly adopted by a vote of **EIGHT** 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), (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



Mariddie J. Craig, Secretary of the Tribal Council