

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

(Approval of Tribal Council Meeting Briefs with Supporting Meeting Minutes)

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 Article XI, Section 3, of the Constitution of the White Mountain Apache Tribe, the Secretary of the Tribal Council is responsible for keeping and maintaining minutes of all Council meetings; and

WHEREAS, pursuant to Article XIII, Section 5 of the Constitution of the White Mountain Apache Tribe, the order of business requires a reading of the minutes; and

WHEREAS, the Tribal Council Secretary requested for approval of the briefs with supporting meeting minutes she prepared from the Tribal Council meetings held on June 2, 8, and 16, 2010; and

WHEREAS, the Tribal Council finds it in the best interest of the White Mountain Apache Tribe to approve the briefs with supporting meeting minutes from the Tribal Council meetings held on June 2, 8, and 16, 2010, as prepared and presented by the Tribal Council Secretary.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves the briefs with supporting meeting minutes from the Tribal Council meetings held on June 2, 8, and 16, 2010, as prepared and presented by the Tribal Council Secretary

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 <u>SEPTEMBER 29, 2010</u> duly adopted by a vote of <u>NINE</u> for and <u>ZERO</u> 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).

Ronnie Lupe, Chairman of the Tribal Council

Mariddie J. Craig, Secretary of the Tribal Council

WHITE MOUNTAIN APACHE TRIBE Tribal Council Meeting



TRIBAL COUNCIL MEETING BRIEFS

The meeting was called to order by Chairman Lupe at 9:30 a.m. on Wednesday June 2, 2010. Invocation by Council Member Cline Griggs. Council Members present establishing a full quorum.

- Resolution No. 06-2010-134. New list for upcoming Traditional Sunrise Dance scheduled for 2010 approved. Special request by Ms. Lorinda Nashio to sponsor a Sunrise Dance at Maverick, changing location from previous request to Tribal Council. Motion by Council Member Alvin Declay, second by Arnold Beach with a vote of 9-0.
- 2. Resolution No. 06-2010-135. Meeting Minutes of May 6, 2010 Adopted. Motion by Council Member Cline Griggs, second by Clinton Kessay with a vote of 9-0.
- 3. Resolution No. 06-2010-136, No. 06-2010-137 and No. 06-2010-138. Transportation Department, Richard Palmer, presents resolutions to Tribal Council for approval. Modification of Grant and Development of Transit Plans. Motion by Council Member Arnold Beach, second by Reno Johnson Sr. with a vote of 10-0. Resolution for Roads Priority Listing approved with Motion by Council Member Clinton Kessay. Second by Kino Torino with a vote of 10-0. Resolution to select Vice Chairman Timmy Hinton as new President for Transportation Committee to continue national recognition for the WMAT. Motion by Council Member Reno Johnson Sr., Second by Alvin Declay with a vote of 10-0.
- 4. SWIFF Employee Issues. BIA directed to locate funds to hire more office staff. Motion by Council Member Arnold Beach, second by Clinton Kessay with a vote of 10-0.
- 5. Resolution No. 06-2010-139. Katerie Guseyun presents resolution for continuation of grant funding for WMAT Injury Program, primary seat belt laws Coop agreement. Motion by Council Member Reno Johnson Sr., second by Clinton Kessay with a vote of 9-0.
- 6. Resolution No. 06-2010-140. Hayden Anderson seeking assistance in establishing a tele-communication business as an Independent Company. Requesting for a business license with endorsement that he can apply for a business loan indicating that the WMAT is not responsible for repayment of the loan. Motion by Council Member Reno Johnson Sr., second by Cline Griggs with a vote of 9-0.
- 7. Resolution No. 06-2010-141. Jody Scott Investment of \$60,000 to operate tribal farm. Motion by Clinton Kessay with the understanding that a working relationship be established with NRCS, second by Justin Williams with a vote of 10-0.
- 8. Chicago Medical Transportation business license denied.
- 9. Safford Funeral Home requesting for a business license to provide services to the WMAT. Motion by Council Member Rubert Lupe, second by Kino Torino with a vote of 9-0. Attorney Jim Palmer to modify agreement prior to establishing business license.
- 10. Resolution No. 06-2010-142. Nathaniel Joe Harvey as the new Court Administrator with the WMAT Tribal Court. Motion by Council Member Rubert Lupe, second by Gregg Henry with a vote of 9-0.
- 11. Resolution No. 06-2010-143. Blaine Nosie as new Fair & Rodeo Manager 2010. Motion by Council Member Arnold Beach, second by Alvin Declay with a vote of 9-0.

12. Meeting Adjourned 7:17 p.m.

Jessie W. Gushoney Assistant Tribal Council Secretary

Fort Apache Indian Reservation Special Council Meeting June 8, 2010

Fire and Rescue Department Orientation

- 1. Eleven a.m. the Tribal Council took a recess to tour and receive an orientation at the Fire Department. Luncheon was provided by the Fire Department
- 2. Introductions of Tribal Council to the Fire & Rescue Department personnel.
- 3. Director Paul Kuehl conducted the overview and power point presentation.
- 4. Field demonstration of vehicle fire and use of special chemical to douse fire.
- 5. Question and answer session held between the Council and Fire Department

6. Adjournment at 2:45 p.m.

Respectfully Submitted:

Mariddie J. Craig, Tribal Council Secretary

White Mountain Apache Tribe

Fort Apache Indian Reservation
Whiteriver, Arizona
Special Council Meeting
June 8, 2010
Fire and Rescue Department Orientation

At 11:30 a.m. Mr. Paul Kuehl, Director of Fire and Rescue Operations began the orientation session with introductions. All members of the Tribal Council were in attendance with the Vice Chairman Timothy Hinton, Sr., presiding. An overview of the Department activities and functions were provided by Mr. Kuehl. The Department objectives highlighted were: Dispatch Service, Need to Update Fire Code, Fire and Building Codes, 2006 Fire Code, Establish a Youth Fire Starter Prevention Program.

A lengthy presentation was covered on administrative responsibilities and program grants supporting the fire department. Funding sources for the Fire & Rescue Department include Five Million Dollars over a five year period; IHS Injury Prevention Grant of \$265,000 for five years; BIA PL93-638 Grant of \$109,000, WMAT 01 Budget of \$2.9 Million Dollars; School District \$10,000. Reportedly, two major budgets are operational with the Department are 01.091 for Fire Protection and 01.092 for Hondah Public Safety Complex.

Distinctions were made with the different fires that the Department had fought. (ei.) 160 to 170 Arson Fires, Nusiance Fires, Brush Fires and Vehicle Fires to name some of those that were covered. Other rescues that the Department provided assistance and recovery were Hazardous Materials, Swift Water Rescue, and Medical. It was reported that the Showlow and Phoenix Fire & Rescue Departments periodically assisted with hazardous materials fires. The local certified fire fighters were prepared to travel to other regional "Risks Assignments" ei. Hurricane Katrina, 2003 Cedar Fire in California, Type 6X Engine assignments in New Mexico, Idaho, Nevada, and Utah.

Other administrative information on the Department's dispatching system, personnel recruitment/retention was shared as well as Fire Investigations. Reportedly one juvenile and one adult are incarcerated for arson fires. The Community of Canyon Day had one-hundred sixty (160) arson fires.

Presented to the Council were the annual statistics of community fires and rescues as well as an inventory of apparatus and vehicles. The 911 telephone system was also briefly discussed and it was noted that improvements to response was essential. Mr. Kuehl reported that in 2002 there were 140 brush fires and that annually total calls of 1200 were made to the Fire Department for assistance with Medical, Structure and Brush Fires. From 1988 to the present it was reported that the White Mountain Apache Tribe had the highest vehicle crashes of 7,432.

Tribal Council Orientation Fire & Rescue Department June 8, 2010 Page Two

Mr. Kuehl also described the training program and processes for becoming a certified fire and rescue firefighter. A special "vehicle fire" demonstration was made by the crew. Reporting to the incident was a state of the art Fire Truck. Unfortunately, the new Fire Truck was recently nearly repossessed due to non-payment of the monthly obligation.

Respectfully Submitted Tribal Council Secretary, Mariddie J. Craig.

Fort Apache Indian Reservation Whiteriver, Arizona Special Council Meeting June 8, 2010

Land Restoration Department Orientation

- 1. Mrs. Yvonna Redsteer began the orientation at 8:45 a.m. in the Executive Conference Room with members of the Tribal Council present and the Land Restoration Board Members. Existing Board members are Mr. Levi Dehose, Mrs. Cornelia Hoffman, Mr. Curtis Suttle, Mrs. Beverly Malone, Mr. Paul Ethelbah and Youth Representative Mr. Kyle Goklish.
- 2. At 8:45 a.m. Cornelia Hoffman provided the opening prayer. Mrs. Hoffman is a member of the Land Restoration Board of Directors
- 3. General overview by Mrs. Yvonna Redsteer who turned the time over to the President of the Board, Mr. Curtis Suttle.
- 4. Mr. Curtis Suttle's overview included the history of Land Restoration Funds which derived from a twenty-percent set aside from the WMAT's 1951 Land Claim Settlement of 22-H. It was also highlighted that the funds were intended for repairing damaged lands and to fund scholars attaining education specific to land restoration.
- 5. Review of investment funds and use of interest. Attorney Steve Taddy maintains investment records, securities, and bonds. Clarity presented that these funds were not "01" funds nor grant funds, but that it was a settlement funds granted by Congress to the White Mountain Apache Tribe.
- In a question and answer session issues were raised on Committee pay, Funds awarded to Cattle Associations, and alleged misuse. Discussion centered on consequences for improprieties.
- 7. Projects and scholarships funded by Land Restoration were presented and discussed.
- 8. Distributed for tribal leadership was the White Mountain Apache Tribe Land Restoration Code and a portfolio review for the period ending December 31, 2009 prepared by Steve Taddy with STELLAR CAPITAL MANAGEMENT, LLC.
- 9. Brief discussion held on segregated accounts.
- 10. At 10:45 a.m. the meeting adjourned.
- 11. Council members proceeded with their visit at the Fire and Rescue Department.

Respectfully Submitted Mariadie J. Craig, Tybal Council Secretary
White Mountain Apache Tribe

Fort Apache Indian Reservation

Whiteriver, Arizona
Record of
Special Tribal Council Meeting
June 16, 2010

Hondah Restaurant Conference Center

- 1. At 9:40 a.m. Vice Chairman Timothy Hinton, Sr. called the meeting to order.
- 2. District III Council Member Kino Torino gave the opening prayer.
- 3. Roll Call was taken by the Tribal Council Secretary. A quorum present.
- 4. Land Restoration Coordinator, Mrs. Yvonna Redsteer provided an quick overview and introduced members of the Board.
- 5. Land Restoration Board President, Mr. Curtis Suttle provided additional detail overview of the program goals and procedures.
- 6. Tribal Chairman Ronnie Lupe joined the meeting at 10:00 a.m.
- 7. Discussion of Ten Thousand Dollars awarded to all Cattle Associations as an override made by the prior Tribal Council Members. According to Mr. Curtis Suttle, awards were made without written proposals.
- 8. Lengthy exchange of information occurred among the Board and the Tribal Council concerning prior abuses, mismanagement and lack of accountability resulting in preferential treatment in awarding funds.
- 9. Land Restoration Board requested approval to establish a segregated account for future accountability. Summarily, the Board recommended the Land Restoration be permitted to move its investment from Wells Fargo Bank to Charles Schwabb with Stellar Capital monitoring the investment. Issue tabled, more information was requested by the Tribal Council on the Land Restoration funds.
- 10. Brenda Begay and Joann Sedillo made a brief presentation on the need to award LR Scholarships to scholars in Natural Resources Field of Study as well promoting more funds to be awarded to the Natural Resources Programs of the WMAT.
- 11. Meeting Recessed at 12:10 p.m.
- 12. Meeting Reconvened with a full quorum present.
- 13. The WMAT's Budget and Finance meeting continued with discussion on a Reduction in Force of One Hundred Fifty tribal employees referenced as a recommended forty-percent (40%) RIF under 01 Programs.
- 14. At 3:37 p.m. Resolution No. 06-2010-181 was adopted to initiate a Forty Percent (40%) Budget Cut, which resulted in a RIF affecting 150 tribal employees.
- 15. Discussion on Chevron Gas Station removing its pump at North Fork Convenience Store for lack of bill pay and DeBranding to Woodys.
- 15. WMAT Enterprise Net Losses were reported by the Tribal Treasurer and Yvette Yazzie. Tribal Chairman instructed to send letters to all Enterprise Managers to place them on notice, and to bring in a business plan to turn Enterprises around, Chairman report to the Tribal Council of responses at the Council meeting next week. Business issue to be reviewed by the Tribal Council in two months.

16. Meeting adjourned at 5:20 p.m.

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