



WHITE MOUNTAIN APACHE TRIBE

*A Sovereign Nation Exercising Self-Governance
Over the Fort Apache Indian Reservation*

Resolution No. 11-2012-165

(Approving Site Preparation for the McNary Community Library Building and Approval of the Revised IGA with Navajo County)

- WHEREAS,** the Tribal Council of the White Mountain Apache Tribe ("Tribe") is entrusted by the Tribe's Constitution to act in all matters that concern the welfare of the Tribe, to manage all economic affairs and enterprises of the Tribe, and to regulate subordinate organizations for economic and other purposes; and
- WHEREAS,** the White Mountain Apache Tribe has designated land in the McNary Community for a new library building; and
- WHEREAS,** the White Mountain Apache Tribe has been awarded a provisional State Grants-in-Aid for Construction of \$50,000.00 for a new library building from the Arizona State Library, Archives and Public Records to be completed by June 30, 2013; and
- WHEREAS,** the provisions of the award specify that the White Mountain Apache Tribe, in lieu of a cash match, be responsible for furnishing the land and site preparation (tree removal, septic tank, water, pad construction and concrete foundation) where the new library will be located; and
- WHEREAS,** the Arizona State Library also requires a signed revised IGA between the White Mountain Apache Tribe and Navajo County, which includes a limited waiver of sovereign immunity for the purposes of the agreement, which will administer the library building portion of the award; and
- WHEREAS,** the Tribal Council finds it in the best interest of the White Mountain Apache Tribe and the McNary Community to move forward with the re-establishment of the McNary Library and to authorize the relevant Tribal departments to complete the various aspects of the site preparation as expeditiously as possible in order to meet the deadline established by the Arizona State Library.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves the re-establishment of the McNary Library by no later than June 30, 2013, and authorizes the relevant Tribal departments to complete the various aspects of the site preparation, to begin as soon as possible, in order to meet the deadline established by the Arizona State Library.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it authorizes the signing of the Intergovernmental Agreement with Navajo County for the administration of the State Grants-in-Aid for Construction to acquire the McNary Library building, as required by the Arizona State Library.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event that this Resolution conflicts with a prior Resolution or Policy, this Resolution shall supersede and govern over the conflicting subject matter.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event this Resolution directly conflicts with the Tribal Constitution, Tribal Ordinances or Federal Laws, this Resolution shall be declared null and void and have no legal effect.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Chairman, or in his absence, the Acting Chairman, is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution. In the event that the Chairman fails to delegate signatory authority to an Acting Chairman, the Vice-Chairman may sign.

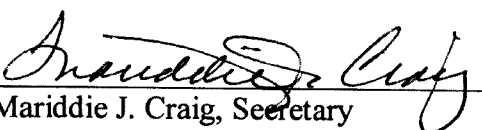
The foregoing resolution was on **NOVEMBER 7, 2012** duly adopted by a vote of **EIGHT** for and **ZERO** against by the Tribal Council of the White Mountain Apache Tribe, pursuant to the authority vested in it by Article IV, Section 1 (a), (b), (k), (s), (t) and (u) of the Tribal Constitution, ratified 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).



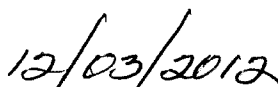
Ronnie Lupe, Chairman



Date



Mariddie J. Craig, Secretary



Date