



# **WHITE MOUNTAIN APACHE TRIBE**

**A Sovereign Tribal Nation**

## **(Renewal of Lobbying Agreement with Brownstein Hyatt Farber Schreck)**

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**WHEREAS,** the White Mountain Apache Tribe, pursuant to Resolution 06-2015-114, approved an Agreement with Brownstein Hyatt Farber Schreck, a Washington DC lobbying firm, to perform certain lobbying efforts to secure the availability of authorized Federal funding within the White Mountain Apache Water Rights Quantification Act of 2010 to pay for anticipated cost overruns for construction of the Rural Water System (RWS), comprised of the Miner flat Dam, a treatment plant, and a pipeline from the greater Whiteriver area to the community of Cibecue, including communities in between; and

**WHEREAS,** the Agreement with Brownstein Hyatt Farber Schreck expires on June 8, 2016; and

**WHEREAS,** the Tribe's water rights attorney, Robert C. Brauchli, advises the Council that the lobbying firm has performed well in furthering the water rights goals of the WMAT embodied in the White Mountain Apache Quantification Act of 2010, and towards that end has established essential and ongoing communication on behalf of the WMAT with the Office of the Secretary of Interior; further, that the firm, acting through Ryan Smith, an attorney with the firm, acting in collaboration with the Tribe's water rights team and Council, has recently caused to be introduced in the Senate and House, technical amendment legislation to clarify the availability of authorized funding within the WMAT Water Rights Quantification Act to pay for anticipated cost overruns for the RWS; and accordingly, Mr. Brauchli recommends to the Council that the Tribe's Agreement with Brownstein Hyatt Farber Schreck Agreement be renewed for a period of one year in order to maintain positive momentum to help achieve enforceability of the Tribe's Water Rights Act; and

**WHEREAS,** Ryan A. Smith Esq., will remain as the point-of-contact attorney with Brownstein Hyatt Farber Schreck to perform the lobbying services for the Tribe in coordination with the Tribal Council and the Tribe's water rights team; and

**WHEREAS,** the Tribal Council concludes that it would be in the best interests of the White Mountain Apache Tribe to renew the Agreement with Brownstein Hyatt Farber Schreck for an additional period of one year commencing on June 8, 2016, subject to earlier termination as provided in the original Agreement, the other terms of the original Agreement to remain in full force and effect.

**BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby approves a one year renewal of the 2015 Agreement between the White Mountain Apache Tribe and Brownstein Hyatt Farber Schreck, the other terms of which shall remain the same as stated in the original Agreement except for the expiration date which is hereby extended to June 8, 2017.



**Resolution No. 06-2016-125**

**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 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 JUNE 8, 2016 duly adopted by a vote of TEN for, ZERO against, and ZERO abstention by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it under the enumerated powers listed in Article IV, Section 1 of the WMAT Constitution, so ratified on September 30, 1993, and federally recognized pursuant to Section 16 of the Indian Reorganization Act of June 18, 1934 (48 Stat. 984).

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|  | <u>6/28/16</u> |  | <u>6/28/2016</u> |
| Ronnie Lupe, Tribal Chairman  | Date           | Doreen T. Numkena, Tribal Secretary  | Date             |