



WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

(Approval of Tribal Council Meeting Minutes)

- 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 attached meeting minutes prepared from the Tribal Council meeting held on April 5, 2017.
- WHEREAS,** the Tribal Council finds it in the best interest of the White Mountain Apache Tribe to approve the meeting minutes from the Tribal Council meetings held on April 5, 2017, as prepared and presented by the Tribal Council Secretary.

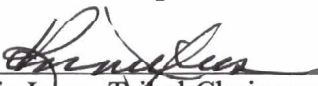
BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves the meeting minutes from the Tribal Council meetings held on April 5, 2017, as prepared and presented by the Tribal Council Secretary

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, or any material facts concerning the issues presented are later found to be false, this Resolution shall be deemed 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 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 3, 2017 duly adopted by a vote of NINE for and ZERO against with ONE abstaining 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).



Ronnie Lupe, Tribal Chairman

11/1/17

Date



Doreen T. Numkena, Tribal Secretary

11-1-17

Date



White Mountain Apache Tribe
Regular Meeting Minutes
April 5, 2017
Executive Conference Room

CALL TO ORDER:

- A. **Call to Order:** The meeting was called to order at 9:11 A.M. by Vice Chairman Velasquez
- B. **Prayer:** Prayer was offered by Councilman Jerold Altaha
- C. **Roll Call:** Chairman Ronnie Lupe, Vice Chairman Kasey Velasquez, Tony Alsenay, Arnold Beach, Colleen Faden, Jerold Altaha, Ralph Thomas, Floyd Walker, Alvena Bush, Jerome Kasey, Everett Massey
Attorneys: Jim Palmer
- D. **Approval of Minutes:**
- Motioned by Jerold Altaha, seconded by Ralph Thomas to approve meeting minutes of February 8, 2017 as presented. Vote: 6-0-0. Motion passed.
 - Motioned by Jerold Altaha, seconded by Ralph Thomas to approve meeting minutes of March 15, 2017 as presented. Vote: 6-0-1. Motion passed.

II. REPORTS:

Reports: Attorney General Jim Palmer

Resolution regarding a donation of land in Kingman to the WMAT and SCAT. Contract No. E152139. The proceeds to be split with SCAT. Attorney Palmer stated San Carlos would get more of the share due to their preparation of the paperwork for the claim. Prudential is requesting a resolution on behalf of tribe.

- **Authorizing the Collection of Benefits from the Ronald G. Ferguson Trust held by Prudential Annuity Services** The approximate amount of benefits is \$45,721.85.
Motioned by Arnold Beach, seconded by Tony Alsenay to authorize the collection of benefits from Ronald G. Ferguson Trust. Vote: 10-0-0 Motion passed.

Establish a Burial Assistance Fund from the Benefits derived from the Ronald G. Ferguson Trust

Motioned by Beach, seconded by Tony Alsenay to authorize allocation of funds in the amount of \$500 for burial assistance to families of deceased members. Eligibility to be determined.

Vote: 10-0-0

Other Items discussed:

Gaming: Tonto Apache want to meet regarding modification of legislation for gaming. Attorney recommends meeting with Tonto but to keep legislation moving as is. Rural tribes concerns regarding inequities of money being paid to state by rural and metro tribes. The second phase of legislation is already in progress. Confidentiality agreement has already been signed. The tribes need to stand with legislation to push it through. Council was okay with moving forward. (No action was taken.)

Carbon credits, ECKO. Attonrey Palmer discussed negotiated offers by Ricardo and Chuck of ACR. It was Council consensus to keep things they way they are and not to change.

Alvin Declay: Payout for suspension period and court results. There were discussions on the process and the financial state of the tribe. There were also discussions regarding Gregg Dazen's suspension and

if HR followed the grievance policy with regard to timelines. The council expressed dissatisfaction regarding HR department. After much discussions with regard to this issue, it was suggested that this issue and all issues involving Game and Fish be put on upcoming Game and Fish Agenda meeting.

B. Headstart: Leola Larzelere

Ms. Larzelere reviewed her written report with Council. She reported there are 6 weeks left of school. They would like to start recruitment of student for 2017-18 school year.

Enrollment standards were revised and need approval to implement those changes. The 2017-2018 enrollment changes were explained and requested approval to begin enrollment process.

- Motioned by Jerold Altaha seconded by Jerome Kasey to approve resolution authorizing the Head Start Program to begin recruitment for the 2017-18 School Year. Vote: 11-0-0. Motion carried.

C. Apache Diabetes Wellness Center Update - Shannon Tsosie

Ms. Tsosie gave an update report on the Apache Diabetes Center. Ms. Tsosie reported the SDPI Grant will be ending on May 31, 2017. Rainbow Treatment Center agreed to enter into co-op agreement with the Diabetes Center and the center would be allowed to bill for clinical services they provide to their clients. Agreement was reviewed by the legal department and authorized by chairman in February. Ms. Tsosie stated the program would not be operating under any grants but under a partnership with RTC. A written report was given to each council member and was reviewed and discussed with council. Alternative plans were discussed if this plan does not work out for the center.

D. Hon Dah Area – Economic Development information – Colbert Burnette
2013 WMAT Economic Development Strategic Plan

Mr. Burnette provided a packet of information on the economic development of the Hon Dah area. An individual had done a study on health care, economic development, and grocery store analysis to put food store at Hon Dah previously. He reported \$300,000 was put aside for master plan.

The Council expressed their support for the plan and asked that Mr. Burnette get more information and plans together and report back to the council. Mr. Burnette would to have more assistance in doing the plans and said he cannot do them by himself. He would need someone with technical skills. Mr. Burnette asked to continue working with this guy for economic development, the council gave consent if the person was willing to help the tribe. A Council member suggested having work sessions to go over some of the plans and financials of the tribe. Mr. Colbert was invited to Prescott by a developer of a tribally-owned shopping plaza at Prescott to look at the center

E. Elmer Lamson – Brief Overview

Within our dept we have been able to fingerprint our inmates, and once they are done with court we get the final disposition back. So today I came to ask if it's submit case dispositions into Criminal Justice Information Network System and order of protections to ensure that victims of crime are being adhered to on and off the reservation according to tribal court ruling.

- After a lengthy discussion on this subject the council gave their consensus to support Mr. Lamson request. Mr. Lamson stated resolution was needed at this time.

11:55 Lunch Recess - 1:37 P.M. - Reconvened

A. Videography for PBS Series "from the Ground Up" – Krista Beazley

Resolution: Authorizing the Videography on the WMAT Lands and the Ft. Apache and TRS National historic Landmark, in Support of the America from the Ground Up Series Airing on the Public Broadcasting Service, in Collaboration with the Ft. Apache Heritage Foundation, IN.Ic, and the Tribe's Heritage Program

- Motioned by Jerome Kasey seconded by Jerold Altaha to approve resolution as presented.

Vote: 11-0-0 Motion carried.

Ft. Apache joined Show Low Round Table and Pinetop Lakeside Chambers. Ms. Beazley invited the Council to a ceremony on April 11, for this purpose.

B. Leasing of land from Whiteriver Airport – Tara Chief **TABLED**

Tara Chief reported they requesting the land to put two mobile trailers to house medical staff and pilot. This will allow them to provide 24-hour service for the staff.

Resolution: Authorizing a Land Use Agreement with Aerocare, and Air Medical Transport Company to Develop Employee Housing at the Whiteriver Airport

Motion by Arnold Beach, seconded by Jerome Kasey,

After further discussion, this item was tabled for more information, *Arnold Beach withdrew his motion*. Attorney Jim Palmer advised Tara Chief to get a lease agreement worked out with the Realty Office and bring back to the council for approval.

C. Concrete Solutions LLC, Establishment of Call Center – Vice Chairman Velasquez

Resolution: Authorizing WMAT to Enter Agreement with Concrete Solutions, LLC, to Conduct Business on the Ft. Apache Indian Reservation. Approving Call Center at Former Variety Store Location, with a Focus on Telecommunications, and others, as authorized via 6 year/contract / lease agreement

The main purpose to bring this company here is to provide opportunities for employment for tribal members. It will provide 25 jobs for tribal members. There were also discussions for the Dialysis Center and other possibilities for the benefit of the tribe.

- Motioned by Vice Chairman Velasquez, seconded by Ralph Thomas to approve resolution for Concrete Solutions, LLC, for a six-year agreement to be renegotiated after that time and further, for the company to commit to five employees per district. Vote: 10-0-1 Motion passed.

Attorney Palmer will present the lease agreement in a couple of weeks for approval.

D. Brownstein Hyatt Farber Shreck Ryan Smith – WMAT Lobbyist – Vice Chairman Velasquez

Resolution: Renewal of Lobbying Agreement with Brownstein Hyatt Farber Schreck

Ryan A. Smith will remain the point of contact attorney with the Law firm for providing lobbying services to the tribe.

- Motioned by Jerold Altaha, seconded by Vice Chairman Velasquez to approve resolution to renew lobbying agreement with Brownstein Hyatt Farber Schreck as presented.

Vote: 11-0-0. Motion passed.

E. Johns Hopkins – Program – Francene L. Hinton

Resolution: Narch X Grant Proposal

Motioned by Jerome Kasey, seconded by Jerold Altaha to approve resolution for NARCH X funding application as presented . Vote: 10-0-1 Motion passed.

Ms. Larzelere reported a significant amount of money was donated to the program by the Colemans and it will be used for a trail for community use. Ms. Larzelere will work out a plan for the trail and will bring it back to the Council at the next meeting. Native Vision Program will have their annual camp here.

F. Tribal Courts – Proposed Fees – Acting Chief Judge – Georgina Hastings, Anna Goseyun

Ms. Hastings was appointed as acting Judge on February 14. They are operating with a staff of eleven. A court administrator was assigned to the courts on Monday. Ms. Hastings reported there were on-going cases. Some people don't know they are under warrant and they would like to print the names in the "Scout" alphabetically by date. Further, she reported there are some serious health issues, environmental issues, and structural issues at the courts.

Ms. Hastings presented and reviewed the proposed court fees schedule to the council. The new fees showed reduced filing fees that are conducive to unemployment on the reservation. After careful consideration the council took the following action:

Motioned by Jerome Kasey, seconded by Jerold Altaha to approve the court fee schedule as presented: Vote: 10-0-1.

G. K-9 policy Approval – Chadwick Amos, Chief Ranger

Resolution: Approving Game and Fish / DPS Rangers K9 Policy

Chief Ranger Amos reviewed and discussed the K9 Policy with council and answered questions and concerns of the Council. He also explained the dog was used as a search dog, also used to detect narcotics in vehicles and homes. The dog is used by the Police Department and by Housing Authority as well. Both Mr. Amos and Agent Garcia assured the Council that the dog was recertified recently. Chief Webster assured the Council everything was "kosher".

- Motioned by Jerome Kasey, seconded by Jerold Altaha to approve the K9 Policy as presented. Vote: 11-0-0. Motion passed.

I. Approval of Enrollment Applications / Relinquishments – Pheobe Nez

Jerome motioned to go into executive session: for vital records – 3:30 P.M.

Pheobe Nez presented 35 Enrollment Applicants approved by Enrollment committee on March 28, 2017 for approval.

Jerome motioned to come out of executive: 3:35 P.M.

- Motioned by Vice Chairman Velasquez, seconded by Jerold Altaha to approve 35 applicants for enrollment as presented. Vote: 9-0-2 Motion carried.

Relinquishment: Isaiah Talkalai

- Motioned by Vice Chairman Velasquez, seconded by Jerome Kasey to approve Relinquishment of Tribal Head Rights for Isaiah Talkalai as requested. Vote 9-0-2 - Motion passed.

V. Adjournment

Meeting adjourned: 3:36 P.M.

Recorder: Doreen T. Numkena
Tribal Council Secretary