



WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

(Authorizing the Tribe's Information Technology Department and Telecommunications Group to Prepare and Advertise Request for Proposals to Locate a Partner Company to Assist the Tribe with Applying for Grants and Designing, Installing and Deploying Broadband Infrastructure)

- WHEREAS,** The Constitution of the White Mountain Apache Tribe ("Tribe") of the Fort Apache Indian Reservation provides, at Article IV, Section 1(s) that the Tribal Council ("Council") shall exercise the power, "To regulate subordinate organizations for economic and other purposes"; and
- WHEREAS,** The Tribe's Information Technology Department ("IT") and Telecommunications Working Group ("Working Group") have been tasked by the Council to establish a plan for distributing and providing broadband internet to the residents of the Fort Apache Indian Reservation, to the Tribe's departments, to first responders, and to local business, to help the Tribe utilize the broadband spectrum license awarded to the Tribe by the Federal Communications Commission ("License"); and
- WHEREAS,** Conditions placed on the License require that the Tribe be able to distribute broadband internet at the level of 25mbps to 50% of the Fort Apache Indian Reservation's ("Reservation") residents within 3 years of the license being granted, and to 70% of population within 5 years, or the License may be revoked; and
- WHEREAS,** New funding opportunities exist in the form of federal grants and federal legislation, which the Tribe intends to avail itself of to further expand broadband access and utilize the spectrum License; and
- WHEREAS,** The Tribe, internally, lacks the necessary expertise to prepare competitive grants for the current and approaching funding opportunities, and to install and deploy broadband infrastructure on the Reservation; and
- WHEREAS,** Two companies have approached the Tribe with proposals to partner with the Tribe and provide the needed expertise and capital; and
- WHEREAS,** IT, this day, requests that Council authorize it to prepare and advertise a request for proposal ("RFP") to solicit the assistance of another organization with meeting the requirements of the License; and

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WHEREAS, The Council has reviewed the request by IT and finds that authorizing it and the Working Group to prepare and advertise an RFP for the above purposes is in the best interests of the Tribe and its members.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes and instructs the Tribe's Information Technology Department and Telecommunications Working Group to prepare and advertise a request for proposals, to solicit and locate a suitable partner to assist the Tribe with applying for broadband grants, and designing, installing and deploying broadband infrastructure on the Reservation.

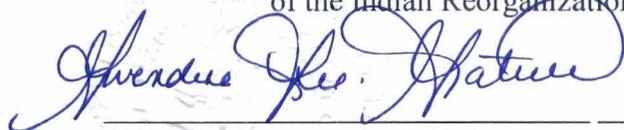
BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that once the proposals have been received, the IT Department and Broadband Working Group shall further consult the Council.

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 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 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 Chairwoman, or in her 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 APRIL 16, 2021 duly adopted by a vote of NINE for, ZERO against, and ZERO abstentions 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).



Gwendena Lee-Gatewood, Chairwoman

4.19.21

Date



Doreen T. Numkena, Tribal Secretary

 4-19-2021

Date