



# WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

## (Authorizing the Tribe to Execute Vehicle Use Agreements with Fiat Chrysler Automobiles for Jeeps)

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**WHEREAS,** The Constitution of the White Mountain Apache Tribe (“Tribe”) of the Fort Apache Indian Reservation (“Constitution”) provides, at Article IV, Section 1(b) that the Tribal Council (“Council”) shall exercise the power “To negotiate, make and perform contracts and agreements of every description, not inconsistent with Federal law or this constitution, with any municipality or any country, or with the State of Arizona or the United States... ”; and

**WHEREAS,** Fiat Chrysler Automobiles US LLC (“FCA”) has offered to let the Tribe use several Jeep vehicles for the purpose of assisting with the Tribe’s COVID-19 response, free of rental or lease charges; and

**WHEREAS,** FCA has provided the attached Vehicle Use Agreement (“Agreement”), which requires that the Tribe insure the vehicles, certify the credentials of all vehicle operators, and adhere to other obligations, and does not require a waiver of the Tribe’s sovereign immunity; and

**WHEREAS,** The Council has reviewed the attached Agreement and finds that authorizing execution of the same for each Jeep to be used by the Tribe at this time 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 execution of Vehicle Use Agreements substantially similar to the attached, for the usage of each Jeep to be lent to the Tribe, is hereby authorized.

**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.

**Resolution No. 07-2020-145**

**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.

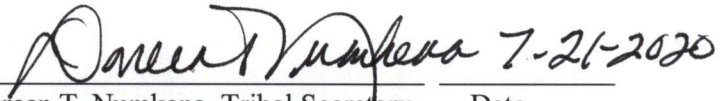
The foregoing resolution was on JULY 1, 2020 duly adopted by a vote of ELEVEN for, ZERO against, and ZERO abstentions by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it under the enumerated powers listed in Article IV, Section 1 of the WMAT Constitution, so ratified 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

7/21/2020

Date



Doreen T. Numkena, Tribal Secretary

Date