



# WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

**(Authorizing White Mountain Apache Division of Transportation to Enter a Public Law 93-638 Contract in the amount of \$400,400.00 with the Bureau of Indian Affairs for US HWY 73 Administration)**

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**WHEREAS,** The Constitution of the White Mountain Apache Tribe (“Tribe”) of the Fort Apache Indian Reservation 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... with the United States...”; and

**WHEREAS,** The Tribe’s Division of Transportation (“WMADOT”), this day proposes to enter into a Public Law 93-638 Contract with the Bureau of Indian Affairs (BIA) Western Region Office (WRO) in the amount of \$400,400 to administer those portions of U.S. Highway 73 that cross the Fort Apache Indian Reservation; and

**WHEREAS,** If awarded, the Public Law 93-638 FAIR US73 (4) funds and functions will be executed, administered and performed by the WMADOT; and

**WHEREAS,** The Council has reviewed WMADOT’s proposal and finds that authorizing the Public Law 93-638 Contract with the BIA in the amount of \$400,400.00 for FAIR US73(4) 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 the Division of Transportation to execute, administer and handle the Public Law 93-639 Contract of the awarded amount of \$400,000.00 for the FAIR US73 (4).

**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.

**Resolution No. 03-2022-42**

The foregoing resolution was on MARCH 02, 2022 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

Date

 3-7-2022  
Doreen T. Numkena, Tribal Secretary

Date