



# WHITE MOUNTAIN APACHE TRIBE

## A Sovereign Tribal Nation

### (Authorizing Execution of a Public Law 93-638 Contract for the Environmental Quality Services Program)

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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 “[t]negotiate, make and perform contracts and agreements of every description, not inconsistent with Federal law or this constitution, with any person...or the United States, including agreements with the State of Arizona for rendition of public services”; and

**WHEREAS,** Public Law 93-638, the “Indian Self-Determination and Education Assistance Act” provides for the full participation of Indian tribes in programs and services conducted by the Federal government for Indians and to encourage the development of human resources of the Indian people; and

**WHEREAS,** The Planning Department and Environmental Protection Office are requesting of the Tribe to submit an application to contract the Environmental Quality Services Program and enter into negotiations with the Bureau of Indian Affairs, Fort Apache Agency for funding and scope of work requirements; and

**WHEREAS,** The Council concurs with the Planning Department and Environmental Protection Office, finds it in the best interest of the Tribe to negotiate and execute a PL 93-638 contract with the Bureau of Indian Affairs, Fort Apache Agency for funding and scope of work requirements for the Environmental Quality Services Program.

**BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes the Tribe to negotiate and execute a PL 93-638 contract with the BIA for the Environmental Quality Services Program and negotiate funding and scope of work for the same.

**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. 04-2022-81**

The foregoing resolution was on **APRIL 14, 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).

	4.21.22		4-21-2022
Gwendena Lee-Gatewood, Chairwoman	Date	Doreen T. Numkena, Tribal Secretary	Date