



WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

**(Allocating \$371,250.00 of American Rescue Plan Act Funds for
Project Management Services from Kenew, LLC)**

WHEREAS, The Constitution of the White Mountain Apache Tribe (“Tribe”) of the Fort Apache Indian Reservation provides, at Article IV, Section 1(i) that the Tribal Council (“Council”) shall exercise the power, “To manage all economic affairs and enterprises of the Tribe...”; and

WHEREAS, The Tribe has received funding from the American Rescue Plan Act of 2021 (“ARPA”) to assist in mitigating and responding to the threat of COVID-19; and

WHEREAS, The Tribe previously allocated funding to construct a convenience store, two gymnasiums and renovations for the boys and girls camps, and requires a Project Manager to oversee these and other construction projects; and

WHEREAS, the Tribe advertised for a Project Manager, sought three quotes, and Tribal Treasurer and Tribal Property Manager recommend contracting with Kenew, LLC as the Project Manager; and

WHEREAS, The Council finds that contracting with Kenew, LLC to serve as Property Manager for the Tribe’s upcoming construction projects will ensure that the projects are completed in a satisfactory and timely manner, and 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 allocates \$371,250.00 of the Tribe’s American Rescue Plan Act funds for contracting with Kenew, LLC for Project Management services, subject to negotiation of a professional services agreement 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. 04-2022-96

The foregoing resolution was on APRIL 26, 2022 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).

	<u>5.2.22</u>		<u>3/2/2022</u>
Gwendena Lee-Gatewood, Chairwoman	Date	Doreen T. Numkena, Tribal Secretary	Date