



WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

(Approving Modification to the Tribe's Elderly Service Intergovernmental Agreement with the Department of Economic Security)

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, not inconsistent with federal law or this constitution...with the State of Arizona or the United States..."; and

WHEREAS, The Tribe and the Department of Economic Security ("DES") have an Intergovernmental Agreement, by which the Tribe administers Elderly Services to its aging members; and

WHEREAS, DES has proposed modifications to the Elderly Service Contract, Contract Number D120-002259, that will provide supplemental funding (proposals attached and incorporated herein by reference); and

WHEREAS, The contract modifications do not alter the scope of works for the program, but merely provides additional funding; and

WHEREAS, Council finds that approving this contract modifications will secure additional needed funding for these programs, 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 the attached Elderly Service Contract Modification 2, Contract Number D120-002259, is hereby approved.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that all future modifications to this contract are deemed approved, provided that the modifications are limited to increases in funding.

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. 09-2022-227

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Chairman, or in his 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 SEPTEMBER 12, 2022 duly adopted by a vote of SIX for, ZERO against, and ONE 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 November 10, 2021, and federally recognized pursuant to Section 16 of the Indian Reorganization Act of June 18, 1934 (48 Stat. 984).

 9.13.22  9/13/22
Kasey Velasquez, Chairman Date Vaneysa Johnson, Tribal Secretary Date