



# WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

**(Approving Architectural and Design Services Agreement between the Tribe and Buffalo Design Architects for the Addition and Remodel to the Tribe's Food Distribution Building in the Amount of \$166,380.00)**

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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, "[t]o negotiate, make and perform contracts and agreements of every description, not inconsistent with federal law or this constitution, with any person, association, or corporation..."; and
- WHEREAS,** The White Mountain Apache Food Distribution Program ("Food Distribution"), at this time, requires an addition and a remodel to its building (the "Project") to maintain and bolster its services; and
- WHEREAS,** The Tribe's Project Manager advertised a request for proposals for the architecture and design phase of the Project, and has selected Buffalo Design Architects from among the bidders; and
- WHEREAS,** The Tribe and Buffalo Design Architects have negotiated an agreement for architectural and project management services, in the amount of \$166,380.00 (attached and incorporated herein); and
- WHEREAS,** Section 5.3 and 5.4 of the Tribe's Procurement Policy and Procedures requires Council approval for awards over \$100,000.00; and
- WHEREAS,** Food Distribution, this day, requests approval of the attached agreement between the Tribe and Buffalo Design Services; and
- WHEREAS,** The Council has reviewed and considered the Agreement and finds that approving it will enable the Tribe to continue providing essential services, 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 architectural services agreement, between the Tribe and Buffalo Design Architects, for the White Mountain Apache Food Distribution building addition and remodel, in the amount of \$166,380.00, is hereby approved.

**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.

**Resolution No. 05-2023-116**

**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 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 **MAY 3, 2023** 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 November 10, 2021, and federally recognized pursuant to Section 16 of the Indian Reorganization Act of June 18, 1934 (48 Stat. 984).

Kasey B. Velasquez 05/10/2023 Vaneysa Johnson 05/10/2023  
Kasey Velasquez, Chairman                      Date                      Vaneysa Johnson, Tribal Secretary                      Date