



WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

(Authorizing an Annual Extension of the Project Management Services Agreement with Kenew, LLC, in the Amount of \$259,875.00)

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, Pursuant to Resolution 04-2022-96, the Tribe utilized funding from the American Rescue Plan Act of 2021 (“ARPA”) to contract with Kenew, LLC to serve as Property Manager for several of the Tribe’s upcoming construction projects, including but not limited to a convenience store, two gymnasiums and renovations for the boys and girls camps, and other pending matters; and

WHEREAS, Kenew, LLC is in agreement to also provide Project Management services in developing and submitting an application for federal grant funding to construct new Head Start Program facilities on the Reservation;

WHEREAS, the Project Management Services agreement with Kenew, LLC is set to expire at the end of December 2023; and

WHEREAS, The Council finds that authorizing an annual extension of the agreement with Kenew, LLC to continue to serve as Property Manager for the Tribe’s upcoming construction projects, including the Head Start application for federal funding, 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 authorizes an annual extension of the Project Management Services agreement with Kenew, LLC, in the amount of \$259,875.00.

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. 12-2023-268

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 **DECEMBER 11, 2023** 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 November 10, 2021, and federally recognized pursuant to Section 16 of the Indian Reorganization Act of June 18, 1934 (48 Stat. 984).

Kasey Velasquez
Kasey Velasquez, Chairman

12.12.2023
Date

Vaneysa Johnson
Vaneysa Johnson, Tribal Secretary

12/13/2023
Date