



# WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

## (Approving Memorandum of Understanding with Northland Pioneer College)

---

**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 Tribe assumed administrative oversight of the Adult Education Program from the Bureau of Indian Affairs (BIA) through a PL 93-638 Contract on May 12, 1989, and has maintained said contract satisfactorily since then; and

**WHEREAS,** the COVID-19 Worldwide Pandemic halted all gatherings including in-person gatherings for learning which resulted in the Tribe’s Adult Education Program’s GED Class being disrupted and the Adult Education Coordinator having retired from the Tribe in December of 2020; and

**WHEREAS,** the position of GED Instructor has been advertised since 2023 with no applicants, causing issues with starting the GED Program again; and

**WHEREAS,** the Tribal Education Department Director has met with Northland Pioneer College (“NPC”) about collaborating on GED-related projects at their Whiteriver Center; and

**WHEREAS,** the Tribal Education Department does this day recommend the approval of the Memorandum of Understanding (“MOU”) with NPC to collaborate with NPC’s College & Career Preparation Department in the offering of GED courses, which the Tribal Council determines 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 approves and authorizes entering into a Memorandum of Understanding with Northland Pioneer College for the provision of GED courses, instruction, and services from NPC’s College & Career Preparation Department, as outlined in the MOU attachment.

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it further allows the Tribal Education Department Director to renew this MOU with NPC in the future after it has been reviewed by the Tribe’s Attorney General’s Office, and signed off by the Tribal Chairman, or his acting designee.

**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. 02-2024-024**

**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 **FEBRUARY 6, 2024** duly adopted by a vote of **SEVEN** 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).

<u>Kasey Velasquez</u>	<u>2.6.2024</u>	<u>Vaneysa Johnson</u>	<u>02/07/2024</u>
Kasey Velasquez, Chairman	Date	Vaneysa Johnson, Tribal Secretary	Date