



WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

(Authorizing Clarification of Resolution No. 07-2021-134)

WHEREAS, The Constitution of the White Mountain Apache Tribe (“Tribe”) of the Fort Apache Indian Reservation provides at Article IV, Section 1(a) that the Tribal Council (“Council”) shall exercise the power “[t]o represent the Tribe and act in all matters that concern the welfare of the Tribe”, in Article IV Section 1(i), “[t]o manage all economic affairs and enterprises of the Tribe...”, and in Article IV Section 1(k), “[t]o appropriate Tribal funds for Tribal purposes and to expend such funds in accordance with an annual budget”; and

WHEREAS, the Tribe has a long-standing relationship with REDW, and REDW is familiar with the businesses, processes, and procedures of the Tribe; and REDW serving as the Tribe’s external financial statement auditors for the fiscal year ended April 30, 2023, has brought to the attention of the Tribal Council that certain resolutions previously approved by the Tribal Council exceed the available funding provided by the American Rescue Plan Act (Pub. L. 117-2)(“ARPA”); and

WHEREAS, the Tribal Council previously approved resolution 07-2021-134 to allocate \$35,611,623 of the Tribe’s ARPA funds for recovery of lost revenue to be used for government services; and

WHEREAS, the Tribal Treasurer has recommended that these revenue replacement costs be identified and charged to the ARPA funding in fiscal years 2024 and 2025, as no such costs were charged to ARPA as of April 30, 2023, and additional time is needed to determine the final revenue replacement funds available to be charged to ARPA; and

WHEREAS, the Council finds it in the best interests of the Tribe to approve the recommendation of the Tribal Treasurer as described above, which is considered necessary to ensure the expenditures charged to ARPA are consistent with supporting resolutions.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves the recommendation of the Tribal Treasurer listed above to ensure ARPA expenditures are charged in accordance with approved Tribal Council resolutions, and into fiscal years 2024 and 2025.

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. 06-2024-143

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 JUNE 11, 2024 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 6-12-24
Kasey Velasquez, Chairman Date

Vaneyssa Johnson 06/12/2024
Vaneyssa Johnson, Tribal Council Secretary Date