



WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

(Requesting that the Bureau of Indian Affairs Renew the Tribe's Existing Law Enforcement and Adult Detention P.L. 93-638 Contracts)

WHEREAS, The Constitution of the White Mountain Apache Tribe ("Tribe") of the Fort Apache Indian Reservation ("Constitution") 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 any municipality or any county, or with the State of Arizona or the United States"; and

WHEREAS, The Tribe has managed the following programs listed, among several others, pursuant to a P.L. 93-638 (25 U.S.C. §450 et seq.) contract with the Secretary of the U/S/ Department of the Interior:

Adult Detention

Law Enforcement; and

WHEREAS, With certain contracts set to expire, the Council now finds that requesting that the Bureau of Indian Affairs renew the P.L. 93-638 contract for the above-listed programs will help the Tribe be able to continue to provide necessary public 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 Secretary of the U.S. Department of the Interior, by and through the Bureau of Indian Affairs, is hereby requested to contract the federal functions identified below, pursuant to the Indian Self-Determination and Education Assistance Act (P.L. 93-638, 25 U.S.C. §450 et seq.):

Adult Detention

Law Enforcement

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes Grants and Contracts to process modifications, throughout the fiscal year, for Contract Support Cost, Direct Contract Support Cost, and Indirect Cost funding with the understanding that all modifications are subject to legal review.

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. 08-2024-174

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 AUGUST 07, 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).

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| <u>Kasey Velasquez</u> | <u>8.15.2024</u> | <u>Vaneysa Johnson</u> | <u>08/15/2024</u> |
| Kasey Velasquez, Chairman | Date | Vaneysa Johnson, Tribal Secretary | Date |