



WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

(Amending Resolution No. 07-2024-157 on Clarifying Land Assignment for Head Start and Approval of a Funding Application for the Construction of a New School Facility in Whiteriver)

- WHEREAS,** The Constitution of the White Mountain Apache Tribe (“Tribe”) of the Fort Apache Indian Reservation provides, at Article IV, Section 1(j) that the Tribal Council (“Council”) shall exercise the power, “To accept grants and donations from any person, state, or the United States”, and at Article IV, Section 1(m), the power “To provide by ordinance for the assignment, use, or transfer of Tribal lands within the Reservation”; and
- WHEREAS,** The White Mountain Apache Tribe’s Head Start program is in the process of completing and finalizing the Pre-Approval Checklist for Facility Purchase and Construction using Head Start Grant Funds (attached and incorporated by reference); and
- WHEREAS,** The application requires clarification of various resolutions, including Resolution No. 01-2016-05, which approved Head Start’s land application with 21 other applicants at its present location in Whiteriver, AZ; and
- WHEREAS,** Resolution No. 11-2018-250 was passed on November 19, 2018, in which 10.73 acres of a previous business land assignment was terminated for non-use and reassigned to the Whiteriver Head Start Program for the development of a new educational facility; and
- WHEREAS,** On July 10, 2024, the Council passed Resolution No. 07-2024-157, in which it authorized the White Mountain Apache Head Start Program to submit the funding application and designated Roberto Sanchez, WMAT Property Manager, as the lead to work with Kenew Construction Management, as previously provided in Resolution No. 12-2023-268, in which they are to work with the Tribe’s Head Start in the planning and construction of the new Whiteriver facility and for each subsequent Head Start facility thereafter in Cibecue and McNary, AZ; and
- WHEREAS,** The Council has determined that further clarifying Resolution No. 07-2024-157 is necessary to authorize the land assignment for no less than 30 years, see the attached and incorporated grant application’s legal description, on 10.73 acres for a new Head Start facility, and authorizing the final submission of a funding application for Head Start Grant Funds 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 amends Resolution No. 07-2024-157 to authorize the White Mountain Apache Head Start program to work with the Tribe’s Property Manager, Roberto Sanchez, and Kenew Construction Management in completing and submitting the funding application through the Office of Head Start for the construction of a new Head Start facility on the 10.73 acre land assignment, as authorized and in effect for no less than thirty (30) years for the purpose of the development of a new educational facility, in Whiteriver, AZ.

Resolution No. 09-2024-191

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.

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 SEPTEMBER 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
Kasey Velasquez, Chairman

9.11.24
Date

Vaneya Johnson
Vaneya Johnson, Tribal Secretary

9/11/2024
Date