



# 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 \$272,868.75)**

**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 No. 04-2022-96 and 12-2023-268, the Tribe utilized funding from the American Rescue Plan Act of 2021 (“ARPA”) to contract with Kenew, LLC to serve as Project Manager, working in conjunction with the Property Management Office, for several of the Tribe’s upcoming construction projects, including but not limited to a convenience store, two gymnasiums, and renovations to the boys’ and girls’ camps, and other pending matters; and

**WHEREAS,** Kenew, LLC agrees to also provide Project Management services in developing and applying for federal grant funding to construct new Head Start program facilities on the Reservation; and

**WHEREAS,** The Project Management Services agreement with Kenew, LLC is set to expire at the end of December 2024; and

**WHEREAS,** The Council finds that authorizing an annual extension of the agreement with Kenew, LLC, to continue to serve as Project Manager for the Tribe’s upcoming construction projects, including the Head Start applications for federal funding and other projects, 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 the annual extension, until the end of December 2025, of the Project Management Services agreement with Kenew, LLC, in the amount of \$272.868.75.

**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. 12-2024-248***

**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 18, 2024 duly adopted by a vote of ELEVEN 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>12-19-24</u>	<u>Vaneyssa Johnson</u>	<u>01/07/2025</u>
Kasey Velasquez, Chairman	Date	Vaneyssa Johnson, Tribal Secretary	Date