



# WHITE MOUNTAIN APACHE TRIBE

## A Sovereign Tribal Nation

### **(Authorizing Tribal Forestry Program to Submit an Application for a One-Time Funding Distribution with the Bureau of Indian Affairs for the Tribal Nursery Expansion Project)**

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**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 [the] constitution, ... with the State of Arizona or the United States”, at Article IV, Section 1(j), the power “[t]o accept grants and donations from any person, state, or the United States”; and

**WHEREAS,** Public Law 93-638, the Indian Self-Determination and Education Assistance Act, provides for the full participation of Indian tribes in programs and services conducted by the Federal government for Indian tribes, allowing for greater autonomy and the opportunity for Indian tribes to assume the responsibility for programs and services administered to them through contractual agreements; and

**WHEREAS,** Tribal Forestry Program is proposing to submit a contract application for the Tribal Nursery Expansion Project and to enter into negotiations with the Bureau of Indian Affairs, Fort Apache Agency, for one-time funding through the Bipartisan Infrastructure Law (“BIL”) funding distribution; and

**WHEREAS,** The Tribal Council concurs with the Tribal Forestry Program and finds it in the best interests of the Tribe to negotiate and enter into P.L. 93-638 contract with the Bureau of Indian Affairs, Fort Apache Agency, and to submit funding and scope of work requirements for the Tribal Nursery Expansion Project.

**BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby supports and authorizes the Tribal Forestry Program to submit a contract application for a one-time funding distribution to the Bureau of Indian Affairs, subject to any further applicable review by the Office of the Attorney General, and to negotiate funding and a scope of work to complete the Tribal Nursery Expansion Project.

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event the 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. 04-2025-63***

**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 APRIL 02, 2025 duly adopted by a vote of EIGHT for, ZERO against, and ONE 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>4.2.25</u>	<u>Vaneyssa Johnson</u>	<u>04/02/2025</u>
Kasey Velasquez, Chairman	Date	Vaneyssa Johnson, Tribal Secretary	Date