



WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

(Approving Intergovernmental Agreement with Arizona Department of Economic Security, Contract No. DI25-002436, for TANF Assistance, and Authorizing a Limited Waiver of Immunity for Dispute Resolution Purposes)

- WHEREAS,** The Constitution of the White Mountain Apache Tribe ("Tribe") of the Fort Apache Indian Reservation ("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...", and at Article IV, Section 1(b), the power "[t]o negotiate, make and perform contracts and agreements of every description, ...with the State of Arizona or the United States"; and
- WHEREAS,** the Federal Personal Responsibility and Work Opportunity Reconciliation Act of 1996 authorizes Tribal governments to develop and administer Temporary Assistance to Needy Families ("TANF"), a federally funded social services assistance program that provides assistance to eligible individuals or households while promoting work, job preparation, personal responsibility, and self-reliance; and
- WHEREAS,** the Tribe has administered a Tribal TANF Program since 1998, in coordination with the Arizona Department of Economic Security and the Administration for Children and Families by entering into Intergovernmental Agreements to transfer a portion of the State's General Fund appropriation to the Tribe for operation of its TANF program; and
- WHEREAS,** on November 10, 2009, the Tribe entered into an Intergovernmental Agreement ("IGA") with the Arizona Department of Economic Security via Contract No: DE101088-001; and
- WHEREAS,** on March 3, 2014, the Tribe entered into an IGA with the Arizona Department of Economic Security via Contract No: ADES14-068378 and subsequent amendments 1-6 to extend the agreement; and
- WHEREAS,** on January 10, 2025, the Tribal Council of the White Mountain Apache Tribe approved Resolution No. 01-2025-03, which approved the Tribal Family Assistance Plan for operation dates of April 01, 2025 through March 31, 2028; and
- WHEREAS,** the Tribal Council determines it is in the best interest of the Tribe to enter into an Intergovernmental Agreement with Arizona Department of Economic Security, Contract No. DI25-002436, to continue serving the needs of the residents of the Fort Apache Indian Reservation and advance the objectives of the Tribal Social Services Department.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves the Intergovernmental Agreement with Arizona Department of Economic Security, Contract No. DI25-002436, as attached and incorporated herein, along with any updates, modifications, or subsequent amendments upon review by the Office of the Attorney General, to provide temporary assistance to needy families that reside on the Fort Apache Indian Reservation.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes and expressly waives its sovereign immunity for the limited purpose of enforcement of this Intergovernmental Agreement through arbitration, but this shall not be deemed to authorize consequential damages, punitive damages, or lost profits against the White Mountain Apache Tribe.

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 APRIL 02, 2025 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

4.2.25
Date

Vaneysa Johnson
Vaneysa Johnson, Tribal Secretary

04/02/2025
Date