

**RESOLUTION OF THE
WHITE MOUNTAIN APACHE TRIBE OF THE
FORT APACHE INDIAN RESERVATION**

WHEREAS, the Tribal Council Secretary has prepared briefs for Council meeting minutes for March 12, 13 and 14, 1997 and has presented them to the Council this date for approval; and

WHEREAS, after reading the briefs to the Tribal Council, the Tribal Council concludes that the briefs should be approved with corrections.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby approves Council meeting briefs for March 12, 13 and 14, 1997 be approved with corrections.

The foregoing resolution was on April 02, 1997 duly adopted by a vote of ten for and zero against by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it by the White Mountain Apache Tribal Constitution, including Article IV, Sections 1 (i) and (s) of the Constitution of the Tribe, ratified by the Tribe on September 30, 1993, and approved by the Secretary of the Interior on November 12, 1993, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).

RECEIVED

§
MAY 2 1997

**FORT APACHE INDIAN AGENCY
WHITERIVER, ARIZONA**


Chairman of the Tribal Council


Secretary of the Tribal Council

WHITE MOUNTAIN APACHE TRIBE
Fort Apache Indian Reservation
Whiteriver, Arizona
Regular Council Meeting
Tribal Council Chambers
Wednesday, March 12, 1997

BRIEFS

1. Chairman Ronnie Lupe called the Regular Council Meeting to order at 9:20 a.m. with a full quorum of the Tribal Council present. Councilmember Romeo Dazen gave the opening prayer. Roll call was conducted by the Secretary.
2. Resolution No. 03-97-042 was adopted, motioned by Councilmember Tate and second by Council member Endfield, approving Council Meeting briefs for February 5, 6 & 13, 1997 with the following corrections: February 5th briefs, item number 3 includes that Councilmember Tate requested that the TRS Board conduct a background investigation on Mr. Ben Chavez; item number 14 identifies Hondah community for a playground; Cibecue community for concrete for a basketball court and Seven Mile community for a playground. Walk-thru Resolutions briefs for February, 1997 was approved as presented.
3. Resolution No. 03-97-043 was adopted, motioned by Councilmember Tate and second by Councilmember Declay, granting tribal member Sophie Brown to negotiate purchase of a Hondah Homesite.
4. Tribal member, Darrell Parker addressed the Tribal Council requesting financial assistance for four football players, David Parker, Eugene Harvey, Samson Hinton and Garrett Hinton, from Alchesay High School ~~students~~ who have been selected to participate in the Down Under Bowl in Sydney, Australia. Mr. Parker stated that although the students are actively involved in fund raising activities some financial support from the Tribe will be appreciated.
5. Resolution No. 03-97-044 was adopted motioned by Council member Endfield and second by Councilmember Tate, to provide financial support to these students as well as others seeking financial assistance for interscholastic sports or educational conferences from the Tribe.
6. Tribal employee, Isaac Kasey reported to the Tribal Council of his intention to retire in May, 1997. Mr. Kasey reported to the Tribal Council of management concerns at Game & Fish. Mr. Kasey also inquired if he would be eligible for a reimbursement from the Utility Authority since he is past 60 years of age. Mr. Kasey was directed to the Tribal Retirement department and Utility Authority for assistance. Tribal Council concluded that outstanding employees, such as Mr. Kasey should be recognized by the Tribe.

Chavis

7. Tribal member, Darlene Grant Gatewood approached the Tribal Council with a land assignment dispute. Mrs. Gatewood distributed copies of her land assignment approved by the Tribal Land Board and reported that a portion of her land assignment was recently assigned to Tina Minjarez, who has moved a trailer onto the land. Tribal Council concluded that the issue needs to be reviewed and resolved by the Tribal Land Board.
8. Tribal member, Joni Mireau, a student at Parks and Pima College, addressed the Tribal Council with a grievance against JTPA, who she said agreed to provide financial assistance while she's in school, but that JTPA has not kept their agreement. JTPA staff was called into the meeting. After discussion, some issues were resolved and Joni and the staff retreated to the JTPA office.
9. Tribal member, Louise Sanchez Lupe addressed the Tribal Council inquiring on the status for selection of the Legislative Assistant position which she applied. Councilmember Tate supported Mrs. Lupe's request adding that she is very knowledgeable and should be considered for the job. Mr. Tate also reported that the salary of the Legislative Assistant has been split between two employees approved by the Budget & Finance committee. Councilmember Endfield stated that inter-department salary increases should not be done without the explicit approval of the Tribal Council, and should be reviewed by the Finance Committee, Mr. Endfield strongly argued that a qualified personnel be hired due to the demand of the job.
10. Tribal Council Secretary responded that interviews were conducted in December, 1996 and no one was selected. The position was again re-advertised and interviews are scheduled for Friday, ~~February~~^{March} 14, 1997. A Temporary employee has been hired, and the salary increase is customary within departments, it was only temporary and has been adjusted.
11. Tribal member, Abigail Parker, a former employee at TRS presented a hand-written memo to the Tribal Council citing serious allegations and concerns of a staff member's actions, who happens to be a family member of TRS Board member, Rupert Lupe. It was reported that Navajo County is currently investigating a case involving the same person. After discussion, Resolution No. 03-97-045 was adopted motioned by Councilmember Endfield and second by Councilmember Tate, that due to a conflict of interest involving, TRS Board member, Rupert Lupe, that he be immediately removed from the TRS Board.
12. The meeting recessed for lunch at 12:02 p.m. and reconvened at 2:04 p.m.
13. Tribal member, Trudy Zospah addressed the Tribal Council on the on-going water shortage within her community of Carrizo, Tribal Council advised that it's the pump that is the problem for the current water shortage. Ms. Zospah also requested some assistance for delivery of grocery items to members of the community who otherwise do not have transportation and relied totally on the Service Station for groceries. Tribal Council advised that Utility Authority will be notified of the present water shortage, and advised that expansion of water

- line reservation-wide has been addressed. Further, that Gerald Alsenay of Apache Enterprise will be contacted to provide some relief of delivery of groceries to the community.
14. Tribal member, Isabelle Mason, addressed the Tribal Council inquiring on the status of her HIP home, which is in the construction stage and has not been completed. She reported that the house has been vandalized several times already, and that she was told completion should be by fair time. Marge Quade reported that Ms. Mason's home is being constructed and needs finish work only. Tribal Council requested that the Mason's be allowed to move in to prevent further vandalism and finish work can continue while the family occupies the unit.. *mto*
 15. Tribal member, Karen Wyatt, an employee from FATCO Home Center reported that she was on pregnancy leave, but upon returning to work, someone else had been hired in her place. According to management, Mrs. Wyatt is on leave. Tribal Council instructed Mrs. Wyatt to report back to FATCO Home Center.
 16. Tribal member, Sylvia Bones thanked the Tribal Council for assisting in the removal of Mr. Ben Chavez from TRS; and advised that she will now start her grievance procedures..
 17. Resolution No. 03-97-046 was adopted motioned by Vice Chairman Altaha and second by Councilmember Declay, granting approval for John Hopkins to conduct a scientific trial of pneumococcal conjugate vaccine for infants on the Fort Apache Indian Reservation.
 18. JFK School Board members, Jackie Altaha, Ida Manual, Vino Burnette, Delta Kindelay and Colleen Fader requested Tribal Council approval to convert JFK into a grant school. The Board reported that community meetings were held notifying the parents of the advantages of the conversion. Tribal Council directed the School Board to return to a scheduled special meeting with the Tribal Council with a completed packet for the conversion.
 19. The meeting recessed at 5:00 p.m. and will reconvene at 9:00 a.m. on Thursday, March 13, 1997 in the Executive Conference Room.

Respectfully submitted

Virginia M. Wilton
 Tribal Council Secretary

WHITE MOUNTAIN APACHE TRIBE
Fort Apache Indian Reservation
Whiteriver, Arizona
Regular Council Meeting
Executive Conference Room
Thursday, March 13, 1997

BRIEFS

1. The regular Tribal Council meeting reconvened at 9:35 a.m. with a full quorum of the Tribal Council present.
2. Anthony Cooley, Chairman of the Tribal Election Commission addressed the Tribal Council reporting that the proposed Tribal Election Code is ready for presentation and Tribal Council approval for posting. Mr. Cooley reported that the Tribal Election Commission has ceased to exist, and has eight active members with one vacancy due to the resignation of Virgil Kessay. Due to significant changes in the Election Code, Tribal Council concluded to return in a Special meeting to review and discuss the Code. Resolution No. 03-97-047 was adopted motioned by Councilmember Janeway and second by Vice Chairman Altaha to granting the posting of the Proposed Tribal Election Code; and re-appointment of the Tribal Election Commission for six month past the 1998 General Election.
3. Resolution No. 03-97-048 was adopted motioned by Councilmember Janeway and second by Councilmember Declay to grant a 200'x200' land assignment behind the Indian Health Service compound to Moya~~R~~Lee.
4. A proposal presented by Sharon Stanzall, a Dakota Indian, and a doctoral candidate in psychology, to conduct a study to collect data of youth gang activity and involvement, was denied by the Tribal Council.
5. Anthony Declay, Healthy Authority staff presented Resolution No. 03-97-049 which was adopted, motioned by Council member Janeway and second by Councilmember Endfield, to authorized negotiated Health Authority Contracts for FY 98.
6. After presentation by Doris Hinton and Karen Fall, Resolution No. 03-97-050 was adopted, motioned by Council member Janeway and second by Councilmember Declay, approving recognition of the National Victims Rights Week from April 13th to the 18th; further, supporting the Victims Rights walk on Monday, April 14, 1997 and granting a two-hour administrative leave for tribal employees participating in the walk.
7. The Honorable Judge Lewis addressed the Tribal Council requesting for use of the court fees for the Tribal Court repairs and purchases, expressing a need for the consolidation of the Adult and Juvenile Court, and a need for another Judge. After discussion, Tribal Council by a vote of ~~five~~ ^{four} for and five against defeated a request to appoint former Councilmember Slim

Quay as a Judge for the Tribal Court.

8. The meeting recessed at 12:01 p.m. for lunch and reconvened at 2:05 p.m.
9. Charlie Stringer, Assistant Tribal Attorney, presented Resolution No. 03-97-051 which was adopted, motioned by Councilmember Massey and second by Councilmember Janeway, to approve Phase II of the Hondah Casino Hotel and Conventions center construction contract.
10. Chairman Lupe reported that a surprise drug test was conducted at the Hondah Casino and test results were all negative. Chairman Lupe also said that the Tribal Council should be meeting two possible applicants for the Primary Management Official by next week.
11. Resolution No. 03-97-052 was adopted, motioned by Councilmember Tate and second by Councilmember Massey for approval of the 401(k) amendment to the Tribal Pension Plan.
12. Resolution No. 03-97-053 was adopted, motioned by Councilmember Massey and Second by Councilmember Tate, authorizing FATCO Board and General Manager to remodel the Small Log Mill to process 5" tops. FATCO's General Manager, Carl Alsup was there and replied to personnel questions.
13. In the interest of floods of bills being introduce and quickly passed by the State Legislature, Tribal Council adopted Resolution No. 03-97-054 motioned by Council member Tate and second by Councilmember Endfield, to hire the firm of Jameson and Guterrez to monitor all state action that might impact upon the White Mountain Apache Tribe in the areas of taxation, gaming and jurisdictional issues.
14. Tribal Attorney reported that the Council will meet with Mr. Veeder on April 9th at 9:00 a.m. And the proposed drug test policy be tabled until the next meeting. Resolution No. 03-97-055 was adopted motioned by Councilmember Dazen and second by Councilmember Tate to enact the Fuel Tax Ordinance.
15. Joe Water, Tribal Planning Department, presented a proposed draft payroll deduction policy to the Tribal Council for their consideration. Tribal Council concluded to table policy for further review and discussion.
16. The meeting recessed at 5:20 p.m. and will reconvene the following day at 9:00 a.m. in the Executive Conference Room.

Respectfully submitted:


Tribal Council Secretary

WHITE MOUNTAIN APACHE TRIBE
Fort Apache Indian Reservation
Whiteriver, Arizona
Regular Council Meeting
Executive Conference Room
Friday, March 14, 1997

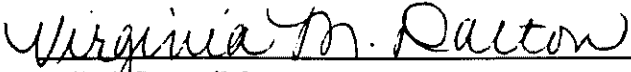
BRIEFS

1. The Regular Council meeting reconvened at 9:30 a.m. with a full quorum of the Tribal Council present.
2. After presentation of Timber Sales update by Lyle Carlisle. Robert Lacapa presented a synopsis of the Elk Canyon South Timber Sale, Resolution No. 03-97-056 was adopted motioned by Council member Massey and second by Councilmember Tate, approving the Elk Canyon South Timber Sale.
3. Patricia Johnson from Head Start shared activities scheduled for the annual Head Start Week dedicated to children on the Fort Apache Indian Reservation. Resolution No. 03-97-057 was adopted, motioned by Council member Tate and second by Councilmember Declay to approve, support and encourage all Tribal programs to participate in the Head Start Chaghashe Day activities set for Friday, April 4, 1997.
4. Councilmember Walker gave an update on HUD meetings addressing the Rulemaking Negotiation Committee, expressing a need for the Tribe to be recognized and heard. After discussion, Resolution No. 03-97-058 was adopted requesting that the White Mountain Apache Tribe be designated as alternate for the San Carlos Apache Tribe in future committee meetings.
5. After a brief summary from Charlie O'Hara, Resolution No. 03-97-059 was adopted motioned by Councilmember Tate and second by Councilmember Massey, directing the Tribal Planning Department to prepare and submit an application to BIA, Division of Energy and Mineral Resources for a one to two year project which would allow for detailed assessment of sand, gravel, cinders and other aggregate type resources on the reservation.
6. Mr. O'Hara also introduced Resolution No. 03-97-060 which was adopted motioned by Councilmember Dehose and second by Councilmember Walker approving application to the Administration for Native Americans for the project titled "Regulatory Enhancement of Tribal Ecosystem Management Programs" which is designed to aggressively develop tribal capacity for management of natural resources and protection of its environment of the Reservation.
7. Resolution No. 03-97-061 was adopted, motioned by Councilmember Massey and second by

Councilmember Cody, approving submission of a grant application to the Arizona Office of Tourism for \$70K in matching funds for publication of a recreation/tourism brochure, computerized tourism information kiosks, and a centralized reservation system.

8. Mr. O'Hara on behalf of Healthy Nations said the staff has expressed an interest in exploring the feasibility of establishing a White Mountain Apache Boy's and Girl's Club of America, with a possibility of utilizing the Youth Center. After discussion, Tribal Council concluded to table the request pending a plan from the youth for use of the Youth Center.
9. Mr. Joe Waters introduced Resolution No. 03-97-062 which was adopted, motioned by Councilmember Massey and second by Councilmember Tate, that the Kinishba Ruins National Historic Landmark, the Fort Apache Cemetery, and Geronimo's Cave are transferred to the protection, exclusive use, and management of the Tribe's Heritage Program as required in the Master Plan for the Fort Apache Historic Park.
10. Mr. Raymond Kane also requested a budget increase for the Advisory Board. Tribal Council referred request to the Tribal Budget & Finance Committee.
11. Resolution No. 03-97-063 was adopted motioned by Councilmember Cody and second by Councilmember Massey, approving an update of the 1997 Apache Ceremonial Sunrise Dance Schedule.
12. The Tribal Council went into Executive Session at 12:14 p.m. and adjourned at 12:25 p.m.

Respectfully submitted:


Tribal Council Secretary