

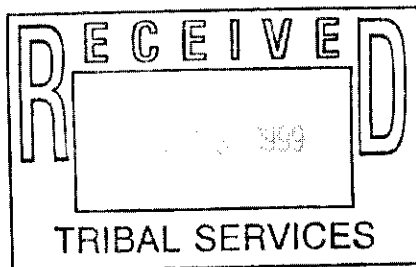
**RESOLUTION OF THE
WHITE MOUNTAIN APACHE TRIBE OF THE
FORT APACHE INDIAN RESERVATION**


- WHEREAS**, the interests of the White Mountain Apache Tribe in the local administration of an control over all archeological and heritage resource matters require that the archeological functions of the Fort Apache Agency be under the supervision of the White Mountain Apache Tribe; and
- WHEREAS**, the Tribal Council of the White Mountain Apache Tribe has, through two previous resolutions (01-96-016 and 09-98-210) affirmed support for and interests in the completion of an agreement, pursuant to P.L. 93-638, to bring the Bureau of Indian Affairs, Fort Apache Agency archeological functions under the supervision of the Tribe; and
- WHEREAS**, the P.L. 93-638 contract requires pre-planning and preparation before a contract proposal can be submitted to the Bureau of Indian Affairs; and
- WHEREAS**, the Tribal Council recognizes that the P.L. 93-638 agreement cannot be completed until the Congressional moratorium on such agreements is lifted; and
- WHEREAS**, the Intergovernmental Personnel Act, as amended, provides for the assignment of federal employees to tribes and other governmental entities through the completion of an Intergovernmental Personnel Act (IPA) assignment.
- BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it directs the Tribal Attorney to collaborate with the Agency Superintendent in completing an IPA for Dr. John R. Welch to work under the direct supervision of the Tribe to conduct the necessary planning activities to prepare for assumption of the archeology program.
- BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that the said IPA shall be terminated upon the effective date of the P.L. 93-638 contract and that Dr. Welch at that time shall be hired by the Tribe under the direct hire provisions of P.L. 93-638, such contract to be approved by the Tribal Council at
- BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that Dr. Welch is to continue to coordinate Fort Apache Agency compliance with the National Historic Preservation Act and the Archeological Resources Protection Act.

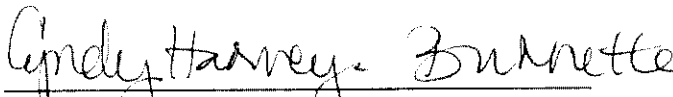
BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that Dr. Welch is entitled to and shall retain all benefits and privileges of federal employment while serving under the supervision of the White Mountain Apache Tribe under the IPA and under the subsequent P.L. 93-638 contract direct hire agreement.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the provisions of Resolutions 01-96-016 and 09-98-210 calling for the execution of a P.L. 93-638 contract whereby the Tribe's Heritage Preservation Office, under the supervision of Dr. Welch, will assume the functions and funding associated with the Agency Archeologist position should be pursued as soon as possible.

The foregoing resolution was on December 2, 1999 duly adopted by a vote of SIX for and ZERO against by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it by Article IV, Section 1 (a), (i), (s), (t), and (u) of the Constitution of the Tribe, ratified by the Tribe 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).




Chairman of the Tribal Council


Secretary of the Tribal Council